



ORDINARY MEETING OF COUNCIL
MONDAY, 10 JULY 2023

AGENDA

CONTENTS

AGENDA

REPORTS

TECHNICAL SERVICES COMMITTEE MEETING
HELD ON 3 JULY 2023

COMMUNITY SERVICES COMMITTEE MEETING
HELD ON 4 JULY 2023

CHIEF EXECUTIVE OFFICER'S REPORT

NOTICE OF MEETING AND AGENDA

CR _____

PLEASE TAKE NOTICE that the next **ORDINARY MEETING OF COUNCIL** will be held in the Council Chambers, Orchard Avenue, Armadale at **7.00pm**

MONDAY, 10 JULY 2023

**JOANNE ABBISS
CHIEF EXECUTIVE OFFICER**

5 July 2023

1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

2 RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE

Leave of Absence previously granted to Cr G Nixon and Cr S S Virk

**3 ADVICE OF RESPONSE TO PREVIOUS PUBLIC QUESTIONS
TAKEN ON NOTICE**

Nil

4 PUBLIC QUESTION TIME

Public Question Time is allocated for the asking of and responding to questions raised by members of the public.

*Minimum time to be provided – 15 minutes (unless not required)
Policy and Management Practice EM 6 – Public Question Time has been adopted by Council to ensure the orderly conduct of Public Question time and a copy of this procedure can be found at <http://www.armadale.wa.gov.au/PolicyManual>.*

It is also available in the public gallery.

The public's cooperation in this regard will be appreciated.

5 APPLICATIONS FOR LEAVE OF ABSENCE

Nil

6 PETITIONS

7 CONFIRMATION OF MINUTES

7.1 PREVIOUS ORDINARY COUNCIL MEETING
HELD ON 26 JUNE 2023. (ATTACHED)

**8 ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT
DISCUSSION**

**9 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN
GIVEN – WITHOUT DISCUSSION**

Nil

10 REPORTS

10.1 TECHNICAL SERVICES COMMITTEE MEETING
Report of the Technical Services Committee held on 3 July 2023.5

BUSINESS ARISING FROM REPORT

10.2 COMMUNITY SERVICES COMMITTEE MEETING
Report of the Community Services Committee held on 4 July 2023..16

BUSINESS ARISING FROM REPORT

10.3 CHIEF EXECUTIVE OFFICER'S REPORT
Report of the Chief Executive Officer.25

BUSINESS ARISING FROM REPORT

11 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

**12 URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR
BY DECISION**

**13 MATTERS FOR REFERRAL TO STANDING COMMITTEES –
WITHOUT DISCUSSION**

14 MATTERS REQUIRING CONFIDENTIAL CONSIDERATION

15 CLOSURE

CITY OF ARMADALE

MINUTES

OF TECHNICAL SERVICES COMMITTEE HELD IN THE FUNCTION ROOM,
ADMINISTRATION CENTRE, 7 ORCHARD AVENUE, ARMADALE ON MONDAY, 3
JULY 2023 AT 7:00 PM.

PRESENT:

Cr E J Flynn (Deputy Chair)
Cr R Butterfield
Cr S Peter JP
Cr G J Smith
Cr M Silver (Deputy to Cr S S Virk)
Cr P A Hetherington (Deputy to Cr M S Northcott)
Cr S J Mosey (Deputy to Cr G Nixon)

APOLOGIES:

Cr G Nixon (Leave of Absence) (*via Teams 7.00pm to 7.06pm*)
Cr S S Virk
Cr M S Northcott

OBSERVERS:

Nil

IN ATTENDANCE:

Ms J Abbiss	Chief Executive Officer
Mr M Andrews	Executive Director Technical Services
Mr R Payne	Contract Administrator Technical Services
Ms N Mathieson	Senior Administration Officer Technical Services

PUBLIC:

Nil

*“For details of Councillor Membership on this Committee, please refer to the City’s website
– [www.armadale.wa.gov.au/your council/councillors](http://www.armadale.wa.gov.au/your_council/councillors).”*

DISCLAIMER

The Disclaimer for protecting Councillors and staff from liability of information and advice given at Committee meetings was not read as there were no members of the public present.

DECLARATION OF MEMBERS' INTERESTS

Nil

QUESTION TIME

Nil

DEPUTATION

Nil

CONFIRMATION OF MINUTES

RECOMMEND

Minutes of the Technical Services Committee Meeting held on 7 June 2023 be confirmed.

Moved Cr S J Mosey

MOTION CARRIED

(7/0)

ITEMS REFERRED FROM INFORMATION BULLETIN

Outstanding Matters and Information Items

Various Items

Monthly Departmental Reports

Technical Services Works Programme

Committee noted the information and no further items were raised for discussion and/or further report purposes.

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CONTENTS

TECHNICAL SERVICES COMMITTEE

3 JULY 2023

1.	ENGINEERING DESIGN AND DEVELOPMENT	
1.1	BOUNDARY ROAD MANAGEMENT AGREEMENT - CITY OF ARMADALE AND SHIRE OF SERPENTINE JARRAHDALE.....	8
2.	TENDERS	
2.1	TENDER 7/23 - ROTHERY PARK, BATE PARK AND KELLOG PARK LIVING STREAM IMPROVEMENT WORKS	10
3.	COUNCILLORS' ITEMS	
	NIL	15
4.	EXECUTIVE DIRECTOR TECHNICAL SERVICES REPORT	
	NIL	15

1.1 - BOUNDARY ROAD MANAGEMENT AGREEMENT - CITY OF ARMADALE AND SHIRE OF SERPENTINE JARRAHDALE

WARD : ALL

FILE No. : M/354/23

DATE : 22 June 2023

REF : NM

RESPONSIBLE : Executive Director
MANAGER Technical Services

In Brief:

- A Confidential report is presented as an Attachment to this Agenda

MEETING CLOSED TO PUBLIC

MOVED Cr S Peter that that the meeting be closed to members of the public as the matter to be discussed, if disclosed, would reveal information that has a commercial value to a person.
Motion Carried (7/0)

Meeting declared closed at 7.03pm

Tabled Items

Nil

Decision Type

- ☐ **Legislative** The decision relates to general local government legislative functions such as adopting/changing local laws, town planning schemes, rates exemptions, City policies and delegations etc.
- ☒ **Executive** The decision relates to the direction setting and oversight role of Council.
- ☐ **Quasi-judicial** The decision directly affects a person's rights or interests and requires Councillors at the time of making the decision to adhere to the principles of natural justice.

Officer Interest Declaration

Nil

A Confidential Report is presented as an Attachment to this Agenda.

ATTACHMENTS

There are no attachments for this report.

RECOMMEND**T1/7/23**

That Council adopt the recommendation as outlined in the Confidential Report

Moved Cr S Peter

MOTION CARRIED

(7/0)**MEETING OPENED TO PUBLIC**

MOVED Cr S J Mosey that that the meeting be opened to members of the public.

Motion Carried (7/0)

Meeting declared open at 7.26pm

2.1 - TENDER 7/23 - ROTHERY PARK, BATE PARK AND KELLOGG PARK LIVING STREAM IMPROVEMENT WORKS

WARD : LAKE

FILE No. :

DATE : 11 October 2017

REF : AJ/JA

RESPONSIBLE Executive Director
MANAGER Technical Services

In Brief:

- Tender 7/23 was recently advertised for Rothery Park, Bate Park and Kellogg Park Living Stream Improvement Works.
- Three (3) compliant submissions were received by the specified closing time and evaluated against compliance and qualitative criteria.
- This report recommends that Council, in regard to Tender 7/23 for Rothery Park, Bate Park and Kellogg Park Living Stream Improvement Works award the tender to Natural Areas Consulting Management.

Tabled Items

Nil.

Decision Type

- ☐ **Legislative** The decision relates to general local government legislative functions such as adopting/changing local laws, town planning schemes, rates exemptions, City policies and delegations etc.
- ☒ **Executive** The decision relates to the direction setting and oversight role of Council.
- ☐ **Quasi-judicial** The decision directly affects a person's rights or interests and requires Councillors at the time of making the decision to adhere to the principles of natural justice.

Officer Interest Declaration

Nil.

Strategic Implications

2.3 Functional, inclusive and sustainable infrastructure

- 2.3.1 The condition of the City's assets are accurately captured, regularly reviewed and the subject of comprehensive management plans in order to assist Council balance the financial cost of asset renewal and replacement with delivery of other community priorities.
- 2.3.2 Ensure that the City's Asset Management Strategy contributes to the provision of functional and affordable infrastructure that is sustainable for current and future generations.

- 2.3.3 Assets are to be effectively maintained in order to meet service levels throughout their life cycle.
- 2.3.4 Ensure the City's Asset Portfolio is sustainable over the medium and long term and sufficient information is available to inform the City's Long Term Financial Plan and Asset Renewal Reserves.

Legal Implications

Assessment of legislation indicates that the following is applicable:

- Section 3.57 *Local Government Act 1995* – Tenders for providing goods or services
- Division 2 *Local Government (Functions and General) Regulations 1996* – Tenders for providing goods or services

Council Policy/Local Law Implications

Assessment of Policy/Local Law indicates that the following is applicable:

- Council Policy ADM 19 – Procurement of Goods or Services

Budget/Financial Implications

The budget and financial implications of adopting the recommendation are detailed within Confidential Attachment 2.

Consultation

- Intra Directorate

COMMENT

Background

The City issued Tender 7/23 for Rothery Park, Bate Park and Kellogg Park Living Stream Improvement Works on 22 March 2023.

Project Background

The project forms a part of the Newhaven Precinct Water Sensitive Urban Design (WSUD) improvement project. The Balannup Drain runs through Newhaven Precinct and follows the line of the original (pre-development) Balannup Drain alignment. The original drain acted as a control for groundwater by intersecting high groundwater conditions and conveying downstream. The City expressed concern over the function of the as-constructed (post development) drainage system, in particular noting the parklands were subject to extended periods of inundation within the bio-retention areas, stagnant water issues and the lack of flow within the conveyance swales.

As a result, the Newhaven Precinct WSUD improvement project was created with funds from the developer (Infrastructure Project Contributions Reserve), to help improve the system by tackling significant impediments such as heavy vegetation, siltation and structures installed at

the wrong levels. This Tender forms Stage 3 of the project, with 2 stages previously completed.

Project	Delivery Stage	Status
Columbia Parkway	Stage 1	Complete
Erade Park	Stage 1	Complete
Bedbrook Park (POS 5)	Stage 2	Complete
McPhail Park (POS 4)	Stage 2	Complete
Sheaf Park (POS 2)	Stage 2	Complete
Rothery Park (POS D)	Stage 3	This Tender
Bate Park (POS G)	Stage 3	This Tender
Kellogg Park (POS 8)	Stage 3	This Tender
Guerin Park (POS 7)	Stage 4	Future

Stage 4 will tackle the last reserve in the system, Guerin Park, and this will include addressing the system impediments such as heavy vegetation in the wrong location, rock placement and siltation whilst protecting the existing trees. For clarity, this does not relate to any component of the recent petition put forward.

This tender (Stage 3) covers works that will be undertaken within Rothery Park, Bate Park and Kellogg Park. The following works are proposed for each site and in effect are focused on hydraulic function:

- Clear and regrade the conveyance swale, to re-establish the flow path. Replant the edges for stabilisation with suitable species
- Clear and remove from site 300mm of Bio retention media, decaying vegetation and silt. Replace with new media and planting. This will help re-establish a functioning bio retention basin.

These works will help establish a functioning living stream by clearing away obstacles and removing silt and decay which limit the system's ability to convey and infiltrate water, which leads to stagnant water and mosquito growth.

Analysis

The Tender 7/23 for Rothery Park, Bate Park and Kellogg Park Living Stream Improvement Works was advertised as an open Tender on 26 April 2023. Three compliant Tenders from the following Tenderers were received by the due date.

	Respondent's Name
1.	Natural Area Consulting Management
2.	MMM (WA) Pty Ltd
3.	BOS Civil Pty Ltd

An evaluation process was undertaken having specific regard to the following Qualitative Criteria where the price was not weighted:

Criteria	Weighting
Relevant Experience	20%
Key Personnel Skills and Resource Allocation	30%
Methodology	40%
Sustainable Impacts	10%

Upon completion of the evaluation, final scores were entered into the Evaluation Matrix as shown in Confidential Attachment 2 – Evaluation Summary Report and the pricing was shown separately in the Confidential Attachment 3 – Revised Price Schedule, where a final analysis took place to determine the most suitable Tenderer.

CONCLUSION

Open Tenders for Rothery Park, Bate Park and Kellogg Park Living Stream Improvement Works were recently invited. Three (3) tenders were received and assessed by an evaluation panel against compliance and qualitative criteria.

The result was that the tender received from Natural Area Consulting Management represented the most advantageous tender to the City.

The evaluation panel therefore recommends that the contract be awarded to Natural Area Consulting Management.

ATTACHMENTS

1. Confidential Attachment 1 - Original Scope Price Schedule - Rothery Park Bate and Kellogg Park Living Stream Improvement Works - *This matter is considered to be confidential under Section 5.23(2) (c) of the Local Government Act, as the matter relates to a contract entered into or which may be entered into by the City of Armadale*
2. Confidential Attachment 2 - Evaluation Summary Report - Rothery Park Bate and Kellogg Park Living Stream Improvement Works - *This matter is considered to be confidential under Section 5.23(2) (c) of the Local Government Act, as the matter relates to a contract entered into or which may be entered into by the City of Armadale*
3. Confidential Attachment 3 - Reduced Scope Schedule - Rothery, Bate, Kellogg Park Living Stream Improvements Works - *This matter is considered to be confidential under Section 5.23(2) (c) of the Local Government Act, as the matter relates to a contract entered into or which may be entered into by the City of Armadale*

RECOMMEND

T3/7/23

That Council, in regard to Tender 7/23 for Rothery Park Bate Park and Kellogg Park Living Stream Improvement Works:

- 1. Accept the tender from Natural Area Consulting Management in accordance with:**
 - **The Tenderer's Reduced Scope Price Schedule as presented as Confidential Attachment 1, for \$960,898.00 (excl. GST)**
 - **Council's contract documentation, Budget and Long Term Financial Plan estimates.**
- 2. That the Projects Carried Forward budget for the forthcoming FY24 Annual Budget include the following projects and funds transfer (as amended)**

	Original Project Budget	Proposed Project Budget	Amendment
Rothery Park (POS D)	\$317,250	\$329,000	\$11,750
Bate Park (POS G)	\$200,000	\$277,000	\$77,000
Kellogg Park (POS 8)	\$214,700	\$484,000	\$269,300
TOTAL	\$731,950	\$1,090,000	\$358,050
Transfer from Infrastructure Projects Reserve	\$731,950	\$1,090,000	\$358,050

**Moved Cr M Silver
MOTION CARRIED**

(7/0)

COUNCILLORS' ITEMS

Nil

EXECUTIVE DIRECTOR TECHNICAL SERVICES REPORT

Nil

MEETING DECLARED CLOSED AT 7.43pm

CITY OF ARMADALE

MINUTES

OF COMMUNITY SERVICES COMMITTEE HELD IN THE FUNCTION ROOM,
ADMINISTRATION CENTRE, 7 ORCHARD AVENUE, ARMADALE ON TUESDAY, 4
JULY 2023 AT 7:00PM.

PRESENT: Cr M Silver (Chair)
Cr P A Hetherington (Deputy for Cr Northcott)
Cr J Keogh
Cr S J Mosey
Cr G J Smith (Deputy for Cr Busby)

APOLOGIES: Cr K Busby (Leave of Absence)
Cr E J Flynn (Leave of Absence)
Cr K Kamdar
Cr M S Northcott (Deputy Chair)
Cr S Peter (Deputy for Cr Kamdar)
Cr M Hancock (Deputy for Cr Flynn)

OBSERVERS: Cr R Butterfield (Mayor)

IN ATTENDANCE: Ms J Abbiss CEO
Mrs S van Aswegen Executive Director Community Services
Ms J Cranston Executive Assistant Community Services
Mr C Halpin Manager Recreation Services

PUBLIC: Nil

*“For details of Councillor Membership on this Committee, please refer to the City’s website
– [www.armadale.wa.gov.au/your council/councillors](http://www.armadale.wa.gov.au/your_council/councillors).”*

DISCLAIMER

The Disclaimer for protecting Councillors and staff from liability of information and advice given at Committee meetings was not read as there were no members of the public present.

DECLARATION OF MEMBERS' INTERESTS

Nil

QUESTION TIME

Nil

DEPUTATION

Nil

CONFIRMATION OF MINUTES

RECOMMEND

Minutes of the Community Services Committee Meeting held on 6 June 2023 be confirmed.

Moved Cr S J Mosey
MOTION CARRIED

(5/0)

ITEMS REFERRED FROM INFORMATION BULLETIN

Report on Outstanding Matters – Community Services Committee

Items referred from the Information Bulletin – Issue 9 – June 2023

1. *Committee requested more information on the ongoing liaison regarding the Lance Morgan Pavilion which was provided by the Executive Director Community Services.*
2. *Committee discussed the Security Incentive Scheme Evaluation Survey and requested a copy of the Survey and more information be circulated to Councillors via memo.*
3. *Committee discussed the Heritage Statistical Performance Indicators – Public Programs fall in numbers. This question was taken on notice and will be provided to Councillors via memo.*
4. *Committee discussed the MAWA Arts Festival and City Officers noted the feedback for follow up.*

Committee noted the information and no further items were raised for discussion and/or further report purposes.

CONTENTS

COMMUNITY SERVICES COMMITTEE

4 JULY 2023

1.	RANGER AND EMERGENCY SERVICES	
1.1	FIREWORKS EVENT NOTICE APPLICATIONS - CARDILE INTERNATIONAL FIREWORKS PTY LTD	19
2.	MISCELLANEOUS	
2.1	REVIEW OF FEES - ALL-ABILITIES FOOTBALL (REFERRAL MATTER).....	22
3.	COUNCILLORS' ITEMS	
	NIL	24
4.	EXECUTIVE DIRECTOR COMMUNITY SERVICES REPORT	
	NIL	24

***1.1 - FIREWORKS EVENT NOTICE APPLICATIONS - CARDILE INTERNATIONAL
FIREWORKS PTY LTD***

WARD : MINNAWARRA
RIVER
FILE No. : M/344/23
DATE : 16 June 2023
REF : RP
RESPONSIBLE : Executive Director
MANAGER : Community Services

In Brief:

- *Fireworks Event Notice* applications have been received from Cardile International Fireworks Pty Ltd for the purpose of firework displays at the 2023 Kelmscott Agricultural Show and the 2024 Australia Day Celebrations.
- Legal advice has confirmed that the approval of the permits cannot be delegated to the Chief Executive Officer (CEO) and must be determined by Council.
- This report recommends that Council approve the Department of Mines, Industry Regulation and Safety *Fireworks Event Notice* applications for the firework displays on 20 October 2023 and the 26 January 2024 respectively and authorise the CEO to sign and issue the Notices accordingly.

Tabled Items

Department of Mines, Industry Regulation and Safety '*Fireworks Event Notice*' – Kelmscott Agricultural Show

Department of Mines, Industry Regulation and Safety '*Fireworks Event Notice*' – City of Armadale Australia Day Celebrations

Decision Type

- ☐ **Legislative** The decision relates to general local government legislative functions such as adopting/changing local laws, town planning schemes, rates exemptions, City policies and delegations etc.
- ☐ **Executive** The decision relates to the direction setting and oversight role of Council.
- ☒ **Quasi-judicial** The decision directly affects a person's rights or interests and requires Councillors at the time of making the decision to adhere to the principles of natural justice.

Officer Interest Declaration

Nil

Strategic Implications

1.1: Foster and Strengthen Community Spirit

- 1.1.1 Facilitate a dynamic calendar of events, festivals and cultural activities that activate suburbs, foster community connections, celebrate the diversity of the community and encourage a sense of place for residents.

4.1 Strategic Leadership and Effective Management

- 4.1.3 Develop organisational frameworks to achieve consistency, transparency and clarity of decision making processes.

Legal Implications

Assessment of legislation indicates that the following is applicable:

- *Local Government Act 1995*
- *Dangerous Goods Safety Act 2004*
- *Dangerous Goods Safety (Explosives) Regulations 2007*

Council Policy/Local Law Implications General assessment indicates Policy ENG 8 – Fireworks is applicable

Budget/Financial Implications

The adoption of the recommendation contained in this report has no financial implication.

Consultation

- Inter Directorate
- Kott Gunning Lawyers

BACKGROUND

Correspondence was received from Cardile International Fireworks Pty Ltd on 20 April 2023 seeking endorsement of a Department of Mines, Industry Regulation and Safety *‘Fireworks Event Notice’* for a fireworks display at the 2023 Kelmscott Agricultural Show on the 20 October 2023.

Further correspondence was received on 4 May 2023 seeking endorsement of another Department of Mines, Industry Regulation and Safety *‘Fireworks Event Notice’* for the fireworks display at the 2024 City of Armadale Australia Day Celebrations on the 26 January 2024.

The City is familiar with the applicant and their business, having previously approved multiple applications to allow the applicant to carry out fireworks displays for the annual Kelmscott Agricultural Show and Australia Day Celebration events.

COMMENT

Previous legal advice has confirmed that there is no power for the Local Government to delegate approval of fireworks applications from Council to the Chief Executive Officer under the *Dangerous Goods Safety Act 2004*.

CONCLUSION

It is recommended that Council approve the *Fireworks Event Notice* applications and authorise the CEO to sign the permits to be issued to the applicant accordingly.

ATTACHMENTS

1. Confidential - DMIRS - Fireworks Event Notice - Kelmscott Agricultural Show - 20 October 2023 - *This matter is considered to be confidential under Section 5.23(2) (b) of the Local Government Act, as the matter relates to the personal affairs of a person*
2. Confidential - DMIRS - Fireworks Event Notice - City of Armadale Australia Day Celebrations - 26 January 2024 - *This matter is considered to be confidential under Section 5.23(2) (b) of the Local Government Act, as the matter relates to the personal affairs of a person*

RECOMMEND

C16/7/23

That Council:

1. **Approve the Department of Mines, Industry Regulation and Safety ‘Fireworks Event Notice’ applications as per the confidential attachments, and;**
2. **Authorise the CEO to sign and issue the Notices as attached.**

Moved Cr G J Smith
MOTION CARRIED

(5/0)

2.1 - REVIEW OF FEES - ALL-ABILITIES FOOTBALL (REFERRAL MATTER)

At the Council meeting held on 8 May 2023, Cr Keogh referred the following matter to the Community Services Committee.

That the matter of review of fees for all-abilities football team be referred to the Community Services Committee.

Comment from Cr Keogh

I have recently discovered that all ability football teams within the City of Armadale – namely the Kelmscott Bulldogs – are still required to pay full fees in order for them to play their games. Given that this initiative is incredibly successful and rewarding for players, parents, carer's and the wider community, and that there are already enough barriers for ability players to engage, I think the City should reconsider our policy.

Further details were circulated to Councillors via memo.

Officer Comment

Introduction

Officers have conducted research into the potential implementation of an integrated fees and charges structure for all-abilities participants. Several Local Governments and relevant agencies have been contacted regarding this initiative with wide ranging approaches identified.

Below is a summary of the key findings:

Assistance Options

Officers have only been able to gather one example of where assistance is provided.

Option 1 – Grant Scheme

The City of Melville administer their ActiveLink grant, providing a maximum \$300 to assist with participation costs for recreation activities (not limited to sport). The grant is designed specifically for residents on low income and with exceptional circumstances. A comprehensive eligibility criteria is applied.

After increased recognition of ActiveLink since its commencement in 2020 the grant now has a \$50,000 budget and currently has approximately 200 applications. City of Melville Officers state that the initiative is creating opportunities for those who otherwise may not be able to participate in recreational activities without the grant.

The City of Melville employ a staff member for one day a week to administer all aspects of the grant. It should be noted that the City of Melville do not provide a discount or separate charge for all-abilities players or teams.

Additional Information

Relevant Agencies

Officers contacted the West Australian Football Commission, Inclusion Solutions and Rebound WA regarding the introduction of a discount or separate charge for all-abilities participants and were met with a consistent position from the organisations. The general feedback received included:

- That by providing funds or subsidising fees in this specific space doesn't necessarily translate to increased participation. Clubs or organisations that foster the culture of inclusivity experience success in gaining and retaining participants
- The value of inclusion is that those who are different, are not treated different and therefore do not feel different as referenced in the WA State Disability Strategy 2020-2030.

Local Governments

In addition to the City of Melville, Officers discussed with the Cities of Subiaco, Mandurah, Cockburn, Canning, Joondalup, Vincent, Stirling, Kwinana, Swan, Wanneroo, Kalamunda, Gosnells, Shires of Serpentine-Jarrahdale and Murray and Town of Cambridge.

All of these local governments stated that they have no immediate plans to implement a discount or separate charge in their fees and charges for all-abilities players and/or teams, consistent with the information above.

Options for Consideration

1. Refer the matter for further consideration via a Committee report.
2. Do not refer this matter for further consideration.

ATTACHMENTS

There are no attachments for this report.

RECOMMEND

C17/7/23

That Council request City Officers to work with the Kelmscott Bulldogs Football Club, and other all-abilities Clubs within the City to investigate ways the City can support all abilities sport and provide the outcome via memo to Councillors.

**Moved Cr J Keogh
MOTION CARRIED**

(5/0)

COUNCILLORS' ITEMS

Nil

EXECUTIVE DIRECTOR COMMUNITY SERVICES REPORT

Nil

MEETING DECLARED CLOSED AT 7:33PM

CHIEF EXECUTIVE OFFICER’S REPORT

10 JULY 2023

INDEX

1.	REPORTS	
1.1	NATIONAL ECONOMIC DEVELOPMENT CONFERENCE 2023.....	26
1.2	COUNCILLORS INFORMATION BULLETIN - ISSUE NO 10/2023	29

1.1 - NATIONAL ECONOMIC DEVELOPMENT CONFERENCE 2023

WARD : ALL

FILE No. : M/380/23

DATE : 4 July 2023

REF : LP

RESPONSIBLE : Chief Executive Officer
MANAGER

In Brief:

- The National Economic Development Conference (NEDC23) will be held in Karratha on 22-24 August 2023.
- Recommend that consideration to be given to nominate a Councillor to attend.

Tabled Items

Nil

Decision Type

- ☐ **Legislative** The decision relates to general local government legislative functions such as adopting/changing local laws, town planning schemes, rates exemptions, City policies and delegations etc.
- ☒ **Executive** The decision relates to the direction setting and oversight role of Council.
- ☐ **Quasi-judicial** The decision directly affects a person's rights or interests and requires Councillors at the time of making the decision to adhere to the principles of natural justice.

Officer Interest Declaration

Nil

Strategic Implications

Strategic Community Plan 2020 – 2030

Aspiration 3 Economy

Outcome 3.1 Increased economic growth, job creation and retention, as well as educational opportunities.

Outcome 3.2 Positive image and identity for the City

Outcome 3.3 Responsive and flexible support of business

Legal Implications

Nil

Council Policy/Local Law Implications

Elected Member and Chief Executive Officer Professional Development Policy

Budget/Financial Implications

The cost of the conference is estimated at \$3,715 per delegate. Includes registration fee (\$1,895), accommodation (2 nights \$670), flights (\$1,000 est.), and travel allowances (\$150 est.).

Funds are available in the Elected Member Development Budget should a Councillor be nominated to attend.

Consultation

Nil

BACKGROUND

Economic Development Australia (EDA) is the national peak body for industry professionals presenting this year's National Economic Development Conference in Karratha, WA from 22 to 24 August (NEDC23).

This conference aims at building capacity, promoting excellence and providing leadership in the specialized field of Economic Development across government and the private sector. This yearly national event provides a platform to meet other Economic Development professionals, assist to navigate the latest complex economic issues, provide innovative tactics to energise communities and give insights to help develop economic growth strategies.

DETAILS OF PROPOSAL

The NEDC23's theme is *Evolution of Value – The Future of Economies*. This three-day event aims to inspire industry professionals to develop plans which address the challenges facing communities across the country, showcase the importance of places and how to diversify and build long-term economic resilience focusing on people. Topics include:

Plan	<ul style="list-style-type: none">• Strategic economic development in a fast changing world• Measuring economic development and community well-being• Assessing economic development initiatives post COVID-19• Housing and workforce challenges• Diversification and sector building• How do you prepare for community transition and cultural restoration?
Places	<ul style="list-style-type: none">• The future of energy – Decarbonisation and the role of renewables and hydrogen.• The growing opportunities in a resource-based economy.• Clustering, smart specialisation and agglomeration• The future of place-based economic development• Exit vs expand?
People	<ul style="list-style-type: none">• Migration post-pandemic• Changing workforce in regions and cities• Driving economic participation and inclusion• Maintaining the pace of change. What happens after we pivot?• Community Wealth Building• Circular economy and sustainable economic development

COMMENT

NEDC23 is a national event which brings together economic development professionals from Local, State and Federal government, the private sector and other stakeholders with an interest in Australia's prosperity and economic growth.

Representatives from the City attended last year's NEDC as a new Economic Development Strategy was being prepared and viewed the attendance as essential to inform this strategic corporate document.

A new Economic Development Strategy was recently adopted by Council in June 2023, and work has proceeded to implement the actions. City Officers do not intend to attend this year's conference. However, Cr Peter has expressed an interest in attending.

In accordance with Council's Policy, the CEO may approve professional development events for elected members within WA. However, due to the impending Council elections later in 2023, a decision of Council is required if an elected member who has an electoral term of less than six (6) months at the date of the conference is nominated to attend.

The relevant clause in the Policy states as follows:

- (c) *Where an Elected Member at the date of the conference, seminar or training course has an electoral term of less than six (6) months to complete, such member shall be ineligible to attend unless it is specifically authorised by Council.*

ATTACHMENTS

There are no attachments for this report.

RECOMMEND

CEO1/7/23

That Council:

- 1. Nominates Cr _____ to attend the National Economic Development Conference to be held in Karratha on 22-24 August 2023.**

Or if there is no nomination at the Ordinary Meeting of Council, the recommendation be as follows:

That no nomination be made for an Elected Member to attend the National Economic Development Conference to be held in Karratha on 22-24 August 2023.

1.2 - COUNCILLORS INFORMATION BULLETIN - ISSUE NO 10/2023

WARD : ALL
FILE No. : M/367/23
DATE : 28 June 2023
REF : MC
RESPONSIBLE : Chief Executive Officer
MANAGER

In Brief:

- Councillor's Information Bulletin – Councillors are advised to take note of the information submitted in Issue No. 10/2023 to be received by Council

The following general information and memorandums were circulated in Issue No 10/2023 on 6 July 2023.

COMMENT

Correspondence & Paper

NIL

Information from Human Resources

Employee Movements

Information from Technical Services

NIL

Information from Community Services

NIL

Information from Corporate Services

Progress Report

Progress Report on Contingency, Operational & Strategic Project

Outstanding Matters & Information Items

Report on Outstanding Matters – Corporate Services Committee

Economic Development

Tourism & Visitor Centre Report

Report of the Common Seal

Information from Development Services

Outstanding Matters & Information Items

Report on Outstanding Matters - Development Services Committee

Review before the State Administrative Tribunal (SAT)

Health

Health Services Manager's Report – June 2023

Health & Wellbeing Officer's Report - April, May & June 2023

Planning

Planning Applications Report – June2023

Schedule of current Town Planning Scheme No.4 Amendments

Subdivision Applications - WAPC Approvals/Refusals – June2023

Subdivision Applications - Report on Lots Registered for 2022/2023

Compliance Officer's Report – June2023

Building

Building Services Manager's Report – June2023

Building Health/Compliance Officer's Report – June2023

ATTACHMENTS

There are no attachments for this report.

RECOMMEND

CEO2/7/23

That Council acknowledge receipt of Issue 10/2023 of the Information Bulletin



ORDINARY MEETING OF COUNCIL
MONDAY, 26 JUNE 2023

MINUTES

CONTENTS

1	DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS.....	3
2	RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE.....	3
3	ADVICE OF RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE.....	4
	QUESTIONS TAKEN ON NOTICE	4
4	PUBLIC QUESTION TIME	4
	NIL	4
5	APPLICATIONS FOR LEAVE OF ABSENCE	5
	1 REQUEST FOR LEAVE OF ABSENCE.....	5
6	PETITIONS	5
	1 SURFACING CARPARK AREA AT ARMADALE GOLF COURSE.....	5
7	CONFIRMATION OF MINUTES	6
	MINUTES OF ORDINARY COUNCIL MEETING HELD ON 12 JUNE 2023	6
8	ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSION.....	6
	1. MAYOR'S ANNOUNCEMENTS	6
9	QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN – WITHOUT DISCUSSION	7
10	REPORTS.....	7
	10.1 CITY AUDIT COMMITTEE MEETING - 15 JUNE 2023.....	7
	10.1.1 EXTERNAL AUDIT PLAN 2022/23 (1.1)	7
	10.1.2 INTEGRITY FRAMEWORK REVIEW 2023/24 (1.2)	7
	10.2 DEVELOPMENT SERVICES COMMITTEE MEETING - 19 JUNE 2023	7
	10.2.1 MOSQUITO MANAGEMENT OPTIONS (1.1)	7
	10.2.2 ECONOMIC DEVELOPMENT STRATEGY 2023 - 2028 (2.1)	8
	10.2.3 TOURISM STRATEGY 2023 - 2028 (2.2)	8
	10.2.4 CONFIDENTIAL REPORT COVER PAGE - PROPOSED ARMADALE REGIONAL HEALTH AND MEDICAL PRECINCT BUSINESS CASE (2.3)	8
	10.2.5 PROPOSED BASIC AMENDMENT NO.122 TO TOWN PLANNING SCHEME NO.4 - OMNIBUS NO.8 (3.1).....	9
	10.2.6 DEVELOPMENT SERVICES DIRECTORATE - REVIEW OF DELEGATION - S. 3.25 LOCAL GOVERNMENT ACT 1995 POWERS (4.1).....	10

10.3	CORPORATE SERVICES COMMITTEE MEETING - 20 JUNE 2023	11
10.3.1	LIST OF ACCOUNTS PAID - APRIL 2023 (1.1)	11
10.3.2	STATEMENT OF FINANCIAL ACTIVITY - APRIL 2023 (1.2)	11
10.3.3	ADOPTION OF VALUE FOR REPORTING MATERIAL VARIANCES (1.3)	12
10.3.4	CORPORATE SERVICES DIRECTORATE - REVIEW OF DELEGATIONS (2.1)	12
10.3.5	PROJECT MANAGEMENT FRAMEWORK - UPDATE (3.1)	13
10.3.6	ANNUAL BUDGET - RATES (REFERRAL ITEM) (3.2)	13
10.3.7	MEDIA STRATEGIES - EXAMINER NEWSPAPERS (REFERRAL ITEM) (3.3)	13
10.3.8	FEASIBILITY STUDY FOR CABLE CAR PROJECT (REFERRAL ITEM) (3.4)	14
10.3.9	LEASING: 145 JULL STREET - VET (WA) MINISTERIAL CORPORATION (TRADING AS SOUTH METRO TAFE) (3.5)	14
10.3.10	LEASING: TELECOMMUNICATIONS TOWER - AMPLITEL (3.6)	14
10.3.11	INFORMATION COMMUNICATION TECHNOLOGY (ICT) STRATEGIC PLAN - UPDATE (3.7)	14
10.3.12	COUNCILLOR ITEMS (1.)	14
10.4	CHIEF EXECUTIVE OFFICER'S REPORT - 26 JUNE 2023	15
10.4.1	COUNCILLORS INFORMATION BULLETIN - ISSUE NO 9/2023 (1.1)	15
10.4.2	PROPOSED DIFFERENTIAL RATES 2023/24 BUDGET YEAR (1.2)	15
10.4.3	VARIATIONS TO THE WASTE TO ENERGY PROJECT WASTE SUPPLY AGREEMENT (1.3)	16
11	MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN	16
12	URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION NIL	16
13	MATTERS FOR REFERRAL TO STANDING COMMITTEES – WITHOUT DISCUSSION NIL	16
14	MATTERS REQUIRING CONFIDENTIAL CONSIDERATION	16
15	CLOSURE	16

CITY OF ARMADALE

MINUTES

OF ORDINARY COUNCIL MEETING HELD IN THE COUNCIL CHAMBERS,
ADMINISTRATION CENTRE, 7 ORCHARD AVENUE, ARMADALE ON MONDAY, 26
JUNE 2023 AT 7.00PM.

1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The Mayor, Cr Butterfield, declared the meeting open at 7.00 pm.

2 RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE (previously approved)

PRESENT:

Mayor, Cr R Butterfield
presided over

River Ward

Deputy Mayor, Cr K Busby
Cr J Keogh
Cr K Kamdar
Cr S Peter JP
Cr M S Northcott
Cr P A Hetherington
Cr E J Flynn
Cr G J Smith
Cr S J Mosey

Minnawarra Ward
River Ward
Ranford Ward
Ranford Ward
Palomino Ward
Palomino Ward
Heron Ward
Minnawarra Ward
Hills Ward

IN ATTENDANCE:

Ms J Abbiss
Mr J Lyon
Mr P Sanders
Mr M Andrews
Mr C Halpin
Mrs S D'Souza

Chief Executive Officer
Executive Director Corporate Services
Executive Director Development Services
Executive Director Technical Services
A/Executive Director Community Services
CEO's Executive Assistant

Public: 1

LEAVE OF ABSENCE:

Leave of Absence previously granted to Cr G Nixon

APOLOGIES:

Apology received from Cr M Hancock, Cr S Virk and Cr M Silver.

**3 ADVICE OF RESPONSE TO PREVIOUS PUBLIC QUESTIONS
TAKEN ON NOTICE**

The following questions were taken on notice at the Ordinary Meeting of Council on Monday 12 June 2023 and responses (summarized below) forwarded in a letter by the Chief Executive Officer.

Adam Marshall – Clifton Street, Kelmscott

Q1 Would the City permit installation of a metered power outlet at Alfred Skeet Oval to run Better Beans Coffee trailer? This will reduce our carbon footprint significantly in line with City's Strategic Community Plan's objective to minimise corporate and community carbon footprints within the City.

Mayor: The question will be taken on notice and a response provided in writing. The point of contact in regard to this matter will be the Executive Director Technical Services, Mike Andrews.

Response

As previously advised, the City has complex considerations where requests are for commercial interests on community sites, and on this basis would generally not proceed with this type of request. The City has no obligation to provide a metered power outlet at Alfred Skeet Oval to run a traders permit from and City officers believe there may be other options available that are within the trader's own reach to reduce his carbon footprint.

Q2 In regard to the Forrestdale Hub Redevelopment, can we please be considered by the planning department when planning the route of trucks and various other activity so that our operation at Alfred Skeet Oval may not be disrupted?

Mayor: Safety is paramount when it comes to access and egress of machinery. The question will be taken on notice and a response provided in writing.

Response

Better Beans operates in front of Alfred Skeet at present. As previously advised, the City will keep you informed of any activities that may prevent the ongoing operation of your trailer during the construction period. If there is conflict when the project progresses, the City may consider whether there are any alternate temporary locations available for you to operate from.

4 PUBLIC QUESTION TIME

Nil

5 APPLICATIONS FOR LEAVE OF ABSENCE

1 Request for Leave of Absence (Cr S Virk, Cr K Busby, Cr Keogh and Cr Flynn)

Request for leave of absence received from:

- Cr Virk for the period Tuesday 27 June to Monday 31 July 2023 inclusive;
- Cr Busby for the period Thursday 29 June to Friday 7 July 2023 inclusive;
- Cr Keogh for Monday 24 July 2023; and
- Cr Flynn from Tuesday 4 July to Thursday 6 July 2023 inclusive

MOVED Cr S J Mosey

That Council grant leave of absence to:

- **Cr Virk for the period Tuesday 27 June to Monday 31 July 2023 inclusive (includes 2 Ordinary Council meetings – 10 July and 24 July);**
- **Cr Busby for the period Thursday 29 June to Friday 7 July 2023 (does not include an Ordinary Council meeting);**
- **Cr Keogh for Monday 24 July 2023 (includes 1 Ordinary Council meeting – 24 July); and**
- **Cr Flynn for the period Tuesday 4 July to Thursday 6 July 2023 (does not include an Ordinary Council meeting)**

MOTION not opposed, DECLARED CARRIED

(10/0)

6 PETITIONS

1 Surfacing Carpark area at Armadale Golf Course (Cr Kerry Busby)

A petition signed by 184 residents was tabled by Cr Busby, the prayer of which reads:

We the undersigned request that the Council surfaces the car parking area of Armadale Golf Course with a suitable bituminous material in line with all the other Council owned sporting establishments. The existing car park surface is extremely sub-standard in comparison to the car parks of other Perth Metropolitan Council owned golf courses.

MOVED Cr K Busby

That Council receive the petition and refer it to the Technical Services Committee.

MOTION not opposed, DECLARED CARRIED

(10/0)

7 CONFIRMATION OF MINUTES

7.1 PREVIOUS ORDINARY COUNCIL MEETING HELD ON 12 JUNE 2023.

MOVED Cr E J Flynn that the Minutes of the Ordinary Council Meeting held on 12 June 2023 be confirmed as a true and accurate record.

MOTION not opposed, DECLARED CARRIED (10/0)

8 ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSION

1. Mayor's Announcements

Tuesday 13 June – Friday 16 June 2023

Attended the 2023 National General Assembly and Australian Council of Local Government Conference in Canberra.

Deputy Mayor, Cr Kerry Busby attended the 70th Anniversary of the Armadale Senior High School on my behalf.

Saturday 17 June 2023

Deputy Mayor, Cr Kerry Busby attended the regular Heritage FM interview in the studio, on my behalf.

Wednesday 21 June 2023

Attended a meeting with the SECCA Mayor's and CEO's. We were given an update on the way the new Aboriginal Heritage Act will operate, by David Collard, CEO of the Whadjuk Aboriginal Corporation.

Attended a meeting at the City of Gosnells, with Mayor Teresa Lynes and Technical Staff to discuss the Principal Shared Path program. Discussed the shared advocacy position to have the remaining PSP's run through the railway reserve, due to the constraints on local government land and to avoid mass tree loss.

Attended a WALGA South East Metro Zone meeting at the City of Gosnells, where items regarding WALGA policy positions. These included several items aimed at increasing funding and planning for Perth's Urban Forest. Changes to the State Government's Livable Neighbourhoods planning document to enable verges to be wide enough to plant a tree in. Reforms are also being sought regarding the way the Auditor General audits Local Governments. Issues regarding the timeliness, cost schedules, improved communication and the application of the 'Fair Value' principle have been raised.

Friday 23 June 2023

Cr Melissa Northcott attended the 20th Anniversary of the Birtwistle Library on my behalf.

Saturday 24 June 2023

Attended the City of Gosnells Civic Dinner. Deputy Mayor, Cr Kerry Busby also attended.

Monday 26 June 2023

Attended a regular meeting with the CEO to discuss local issues.

**9 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN
GIVEN – WITHOUT DISCUSSION**

Nil

10 REPORTS

10.1 CITY AUDIT COMMITTEE MEETING

Report of the City Audit Committee held on 15 June 2023.

MOVED Cr E J Flynn that the report be received.

MOTION not opposed, DECLARED CARRIED (10/0)

BUSINESS ARISING FROM REPORT

Recommendation CA4/6/23 - External Audit Plan 2022/23

MOVED Cr E J Flynn

That Council endorses the External Audit Plan 2022/23.

MOTION not opposed, DECLARED CARRIED (10/0)

Recommendation CA5/6/23 - Integrity Framework Review 2023/24

MOVED Cr E J Flynn

That Council note the completed Integrity Framework Maturity Self-Assessment Tool.

MOTION not opposed, DECLARED CARRIED (10/0)

10.2 DEVELOPMENT SERVICES COMMITTEE MEETING

Report of the Development Services Committee held on 19 June 2023.

MOVED Cr S J Mosey that the report be received.

MOTION not opposed, DECLARED CARRIED (10/0)

BUSINESS ARISING FROM REPORT

Recommendation D12/6/23 - Mosquito Management Options

MOVED Cr S J Mosey

That Council:

- 1. List for Council's consideration as part of the 2023/24 budget and Long Term Financial Plan a proposal for the City to amend its Mosquito Management Plan to include some State Government owned land, which would include:**

- a) Funding up to \$100,000 for first year (including a vehicle, equipment, chemical, analysis, PPE and a comprehensive audit of the City's mosquito**

breeding areas to determine priority treatment areas) and annual funding up to \$64,000 thereafter; and

- b) An additional 1.0FTE – Environmental Health Technician/Mosquito Management Officer (up to \$105,701p.a including on costs).**
- 2. Support the City making an application to join the South Metropolitan Contiguous Local Authority Group and authorise the CEO to enter into a Memorandum of Understanding (MOU).**

MOTION not opposed, DECLARED CARRIED (10/0)

Recommendation D13/6/23 - Economic Development Strategy 2023 - 2028

MOVED Cr S J Mosey

That Council endorse the proposed Economic Development Strategy 2023-2028.

MOTION not opposed, DECLARED CARRIED (10/0)

Recommendation D14/6/23 - Tourism Strategy 2023 - 2028

Committee Recommendation

That Council endorse the proposed Tourism Strategy 2023-2028.

MOVED Cr J Keogh

That Council endorse the proposed Tourism Strategy 2023-2028 subject to the following:

- (i) Change any reference to Greenthumb Tourism to Garden Tourism**
- (ii) Add Narrogin Inn under Provedore on page 10**
- (iii) Add the word “actively” into the following action on page 18 “Work with local tourism operators and businesses to develop a signature ‘food and wine’ event or actively work with neighbouring LGAs to expand existing events i.e. Bickley Harvest Festival.**
- (iv) Amend the priority on page 37 relating to the Signage Strategy from Low to High**

MOTION not opposed, DECLARED CARRIED (10/0)

Recommendation D15/6/23 - Confidential Report cover page - Proposed Armadale Regional Health and Medical Precinct Business Case

MOVED Cr S Peter

That Council adopt the recommendation as outlined in the Confidential report.

MOTION not opposed, DECLARED CARRIED (10/0)

Recommendation D16/6/23 - Proposed Basic Amendment No.122 to Town Planning Scheme No.4 - Omnibus No.8

MOVED Cr S J Mosey

That Council:

- 1. Pursuant to Part 5 of the *Planning and Development Act 2005* to adopt, without modification, Amendment No.122 to Town Planning Scheme No.4 as a “*Basic Amendment*” in accordance with Part 5 Clause 34 – Basic Amendment subsections a), b), f) and g) of the *Planning and Development (Local Planning Schemes) Regulations 2015* to:**
 - a. Amend the Scheme Maps in accordance with “*Amendment No.122 - Proposal 1 - Map 1*” to “*Amendment No.122 - Proposal 1 – Map 3*” as per the adopted Structure Plans;**
 - i. Rezone portions of Lots 9000 and 107 adjoining Shephard Court, Harrisdale from “*Urban Development*” to “*Local Centre*”;**
 - ii. Rezone Lots 1, 1102, 1017, 1018, 1019 and 1020, Piara Waters from “*Residential*” to “*Local Centre*”;**
 - iii. Rezone Lot 101 and 502 Nicholson Road from “*Urban Development*” to “*Local Centre*”, Piara Waters; and**
 - iv. Rezone Lot 104 Armadale Road and a portion of Lot 8005 Greywacke Entrance, Piara Waters from “*Urban Development*” to “*Public Purpose*”.**
 - b. Modify the Description of Land for Additional Use No.35 under Schedule 2 from “*Part of Lot 114 Warton Road and part of Lot 3 Nicholson Road, Forrestdale comprising the CY O’Connor ERADE (Education, Research and Development and Employment) Village being the area identified on Scheme Map.*” to state “*Lots 1, 1102, 1017, 1018, 1019 and 1020, Piara Waters comprising the CY O’Connor ERADE (Education, Research and Development Employment) Village.*”;**
 - c. Modify the Description of Land for Restricted Use No.4 under Schedule 3 from “*Lots 2, 3 & 4 Nicholson Road, Piara Waters.*” to state “*Lot 101 and 502 Nicholson Road, Piara Waters.*”**
 - d. Amend the Scheme Maps in accordance with “*Amendment No.122 - Proposal 2 - Map 1*” to “*Amendment No.122 - Proposal 2 – Map 4*” as per the adopted Structure Plans:**
 - i. Rezone Residential areas from the “*Urban Development*” zone to the “*Residential*” zone including the R-Codes; and**
 - ii. Rezone Reserves from the “*Urban Development*” zone to the “*Parks and Recreation*” or “*Public Purpose*” Reservations.**
 - e. Amend the Scheme Maps to modify the Special Control Area No.3 boundaries as shown on “*Amendment No.122 – Proposal 3* for “*Development Area (Structure Plan) (Schedule 8)*”;**
 - f. Amend the Scheme Maps in accordance with “*Amendment No.122 - Proposal 4 - Map 1*” to “*Amendment No.122 - Proposal 4 – Map 12*” as follows:**
 - i. Rezone portions of Lot 9000 Ashworth Way, Brookdale from “*Residential*” zone to “*Unzoned*”;**

- ii. **Rezone Lot 2598 Millen Street, Mount Nasura and a portion of Lot 155 Sherwood Court, Armadale from “*Parks and Recreation (Local)*” Reservation to “*Residential*” zone;**
- iii. **Rezone of the following lots from “*Unzoned*” to “*Residential*” zone:**
A portion of Lot 1104, Pomelo Way, Seville Grove;
A portion of Lot 558 Felgate Loop and Lot 555 Becket Court, Camillo;
A portion of Lot 1187 Armada Drive and Lot 555 O’Sullivan Drive, Camillo;
A portion of Lots 1 and 2 Possum Place, Kelmscott;
A portion of Lot 1678 Berala Court, Camillo;
A portion of Lot 280 Drayton Court, Kelmscott;
A portion of Lot 250 Carringal Place, Armadale;
A portion of Lot 100, Clybucca Place and Lot 1719 Urana Road, Armadale;
- iv. **Rezone Lot 55 Shepard Court, Harrisdale from “*Unzoned*” to “*Urban Development*” zone;**
- g. **Modify the top row of the Zoning Table from “*ZONES (Note 6 and Note 7)*” to “*ZONES (Note 3 and Note 4)*”.**
2. **Refer the above Amendment to Town Planning Scheme No.4 to the Environmental Protection Authority (EPA) pursuant to Section 81 of the *Planning and Development Act 2005*.**
3. **Authorise the Mayor and the Chief Executive Officer to execute the Amendment documents.**
4. **Forward a copy of the amendment to the Western Australian Planning Commission for its consideration and request the Hon Minister for Planning; Lands; Housing; Homelessness grant final approval to the amendment.**
5. **Authorise the Mayor and Chief Executive Officer to execute modified Amendment documents, should the Hon Minister for Planning; Lands; Housing; Homelessness grant final approval to the Amendment subject to minor modifications.**
6. **Should the Western Australian Planning Commission or Hon Minister for Planning; Lands; Housing; Homelessness require any of the proposal(s) included in this Scheme Amendment to be advertised, then Council supports the deletion of such proposal(s) from Amendment No.122 to enable this Scheme Amendment to proceed.**

MOTION not opposed, DECLARED CARRIED

(10/0)

Recommendation D17/6/23 - Development Services Directorate - review of delegation - s. 3.25 Local Government Act 1995 powers

MOVED Cr S J Mosey

That Council:

In accordance with section 5.42(1) of the *Local Government Act 1995*, delegate to the Chief Executive Officer the exercise of the powers and duties prescribed in the instrument of delegation specified by the Attachment 4.1.1 of this report, and that –

1. Pursuant to section 5.45(1)(a) of the *Local Government Act 1995*, the instrument of delegation has effect from 7 August 2023;
2. Upon the coming into effect of the instrument of delegation on 7 August 2023, and in accordance with section 5.45(1)(b) of the *Local Government Act 1995*, instrument of delegation specified by Attachment 4.1.2 of this report is revoked in its totality;
3. Authorise the Chief Executive Officer to correct any identified minor grammatical, formatting or punctuation errors to the delegation once adopted, provided the correction does not represent a change to the function or power delegated.

**MOTION DECLARED CARRIED BY AN ABSOLUTE
MAJORITY RESOLUTION OF COUNCIL**

(10/0)

10.3 CORPORATE SERVICES COMMITTEE MEETING

Report of the Corporate Services Committee held on 20 June 2023.

MOVED Cr K Busby that the report be received.

MOTION not opposed, DECLARED CARRIED

(10/0)

BUSINESS ARISING FROM REPORT

Recommendation CS17/6/23 - List of Accounts Paid - April 2023

MOVED Cr K Busby

That Council note the List of Accounts paid as presented in the attachment to this report and summarised as follows:

Municipal Fund

Accounts paid totaling \$12,036,541.36 on cheque numbers 178 to 188, transactions 7232 to 8212 and Payrolls dated 2 April, 16 April and 30 April 2023.

Credit Card

Accounts Paid totalling \$6,268.75 for the period ended April 2023.

MOTION not opposed, DECLARED CARRIED

(10/0)

Recommendation CS18/6/23 - Statement of Financial Activity - April 2023

MOVED Cr K Busby

That Council pursuant to Regulation 34 of the *Local Government (Financial Management) Regulations 1996* (Financial Activity Statement Report) accept the Statement of Financial Activity for the ten (10) month period ended 30 April 2023; and:

- i. Note that there are reportable actual to budget material variances for the period
- ii. Note the \$281.30 small rates debts written off under Primary Delegation 1.0 and Secondary Delegation CORPS 1.1.

MOTION not opposed, DECLARED CARRIED

(10/0)

Recommendation CS19/6/23 - Adoption of Value for Reporting Material Variances

MOVED Cr K Busby

That Council, pursuant to Regulation 34(5) of the *Local Government (Financial Management) Regulations 1996*, adopt the following values for reporting material variances and budget variations in the monthly Statements of Financial Activity during the 2022/23 financial year. There is no change recommended to the material variances threshold, a \$10,000 increase from \$40,000 to \$50,000 for Capital to Capital Budget Variations and \$80,000 to \$100,000 for Operating to Operating Budget Variations from the previous year, ie:

- 1. Revenues - material variances will be identified where, for each Management Area, for the period being reported, the actual varies to budget by an amount of (+) or (-) \$100,000.**
- 2. Expenses - material variances will be identified where, for each Management Area, for the period being reported, the actual varies to budget by an amount of (+) or (-) \$100,000.**
- 3. Authorise the Chief Executive Officer to vary the budget, except in the following circumstances, which require the proposed variations to be presented to Council for authorisation by “Absolute Majority”:**
 - Capital to Operating or vice versa**
 - Capital to Capital, unless:**
 - the value is less than \$50,000 within the same sub program and does not extend the original scope of works approved; or**
 - the increases to a capital budget is fully funded by external sources and is commensurate with an increase in funding, and does not necessarily change scope**
 - Operating to Operating for amounts greater than 5% or \$100,000 (whichever is greater) or where funds are moved to a different program and nature and type**
 - Where no budget is provided for an additional purpose (s6.8 of the *Local Government Act 1995*)**

MOTION not opposed, DECLARED CARRIED

(10/0)

Recommendation CS20/6/23 - Corporate Services Directorate - Review of Delegations

MOVED Cr K Busby

That Council in accordance with section 5.42(1) of the *Local Government Act 1995*, delegate to the CEO the exercise of the powers and duties prescribed in the instruments of delegation specified by Attachment 1 of this report, and that –

- 1. Pursuant to section 5.45(1)(a) of the *Local Government Act 1995*, the instruments of delegation have effect from 7 August 2023;**
- 2. Upon the coming into effect of the instruments of delegation on 7 August 2023, and in accordance with section 5.45(1)(b) of the *Local Government Act 1995*, instruments of delegation specified by Attachment 2 of this report are revoked in their totality;**

3. Note that, for the purposes of compliance with section 5.46(2) of the *Local Government Act 1995*, the following delegations are reviewed and further assessment is required –
- a) CORPS 11.0 Disposal of Property
 - b) CORPS 6.0 Legal Representation for Councillors and Employees
 - c) CORPS 7.0 Recognition of Service by Councillors
 - d) NEW TBC Action, notices, proceedings, prosecutions and withdrawals – any other written law
 - e) DS 3.0 Sale of Land Assets
 - f) DS 27.0 Execution of Documents – Landgate
 - g) NEW TBC Authorised to sign Memorandums of Understanding
 - h) NEW TBC Planning, building and other development related applications where the City is the applicant/land owner
4. Authorise the CEO to correct any identified minor grammatical, formatting or punctuation errors to the delegations once adopted, provided the correction does not represent a change to the function or power delegated.

**MOTION DECLARED CARRIED BY AN ABSOLUTE
MAJORITY RESOLUTION OF COUNCIL (10/0)**

Recommendation CS21/6/23 - Project Management Framework - Update

MOVED Cr K Busby

That Council note the update report on the Project Management Framework project.

MOTION not opposed, DECLARED CARRIED (10/0)

Recommendation CS22/6/23 - Annual Budget - Rates (Referral Item)

MOVED Cr K Busby

That Council note the officer's report and consider affordable rates setting in the Long Term Financial Plan.

MOTION not opposed, DECLARED CARRIED (10/0)

Recommendation CS23/6/23 - Media Strategies - Examiner Newspapers (Referral Item)

MOVED Cr K Busby

That Council note the officer's comment in this report and request an update be circulated administratively.

MOTION not opposed, DECLARED CARRIED (10/0)

Recommendation CS24/6/23 - Feasibility Study for Cable Car Project (Referral Item)

Committee Recommendation

That Council continue to consider the opportunity of a cable car and similar projects in an advocacy role as it arises, which engages in developing new tourist attractions and activities to promote the City's economic growth.

MOVED Cr E Flynn, SECONDED Cr K Busby
OPPOSED Cr S Peter

That Council note the officer's comments.

MOTION DECLARED CARRIED (9/1)

Recommendation CS25/6/23 - Leasing: 145 Jull Street - VET (WA) Ministerial Corporation (Trading as South Metro TAFE)

MOVED Cr K Busby

That Council approve the recommendation as detailed in the attached Confidential Report.

MOTION not opposed, DECLARED CARRIED (10/0)

Recommendation CS26/6/23 - Leasing: Telecommunications Tower - Amplitel

MOVED Cr K Busby

That Council approve the recommendation as detailed in the attached Confidential Report, as amended.

MOTION not opposed, DECLARED CARRIED (10/0)

Recommendation CS27/6/23 - Information Communication Technology (ICT) Strategic Plan - Update

MOVED Cr S Peter

That Council approve the recommendation as detailed in the attached Confidential Report.

MOTION not opposed, DECLARED CARRIED (10/0)

Recommendation CS28/6/23 – Councillor Items

MOVED Cr K Busby

That Council refers the following Councillor Item:

- **Costs of Preparing Reports to Council**
to the relevant Directorate for action and/or report to the appropriate Committee

MOTION not opposed, DECLARED CARRIED (10/0)

10.4 CHIEF EXECUTIVE OFFICER'S REPORT

Report of the Chief Executive Officer.

MOVED Cr M S Northcott that the report be received.

MOTION not opposed, DECLARED CARRIED (10/0)

BUSINESS ARISING FROM REPORT

Recommendation CEO2/6/23 - Councillors Information Bulletin - Issue No 9/2023

MOVED Cr M S Northcott

That Council acknowledge receipt of Issue 9/2023 of the Information Bulletin

MOTION not opposed, DECLARED CARRIED (10/0)

Recommendation CEO3/6/23 - Proposed Differential Rates 2023/24 Budget Year

MOVED Cr K Busby, SECONDED Cr E Flynn

OPPOSED Cr S Peter

That Council:

- 1. pursuant to s.6.36(4) of the *Local Government Act 1995*, CONSIDER the public submission/s received, which respond to the local public notice on Council's intent to impose differential rates provided by the City; and**
- 2. AGREE to include in the *draft 2023/24 Annual Budget* without modification, the following differential rates and general rates:**

Gross Rental Value Properties

Differential Rate Category	Rate in the \$ (cents)	Minimum Rate \$
Vacant Land	14.5778	1,175
Residential Improved	9.4040	1,356
Business Improved	9.8134	1,577

Unimproved Value Properties

General & Minimum Rate	0.4755	1,624
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- 3. Pursuant to s.6.35(5) of the *Local Government Act 1995*, AGREE to seek the approval on the Minister for Local Government to impose a minimum payment on vacant land of \$1,175, that does comply with subsections (2), (3) or (4) of Section 6.35 of the *Local Government Act 1995*.**

MOTION DECLARED CARRIED (8/2)

Recommendation CEO4/6/23 - Variations to the Waste to Energy Project Waste Supply Agreement

MOVED Cr S Peter that Standing Orders be suspended (Clause 9.5-Limitation of Number of Speeches and 9.6-Limitation of Duration of Speeches).

Motion Carried (10/0)

MOVED Cr S Peter that Standing Orders be resumed (Clause 9.5-Limitation of Number of Speeches and 9.6-Limitation of Duration of Speeches).

Motion Carried (10/0)

MOVED Cr K Busby

That Council adopt the recommendation as presented in the Confidential Report.

MOTION not opposed, DECLARED CARRIED

(10/0)

11 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

12 URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION

Nil

13 MATTERS FOR REFERRAL TO STANDING COMMITTEES – WITHOUT DISCUSSION

Nil

14 MATTERS REQUIRING CONFIDENTIAL CONSIDERATION

Nil

15 CLOSURE

The Mayor, Cr Butterfield, declared the meeting closed at 7.49pm

MINUTES CONFIRMED THIS 10 JULY 2023

MAYOR