



ORDINARY MEETING OF COUNCIL
MONDAY, 12 FEBRUARY 2024

MINUTES

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CITY OF ARMADALE

MINUTES

OF ORDINARY COUNCIL MEETING HELD IN THE COUNCIL CHAMBERS,
ADMINISTRATION CENTRE, 7 ORCHARD AVENUE, ARMADALE ON MONDAY, 12
FEBRUARY 2024 AT 7.00PM.

1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

Mayor Butterfield, declared the meeting open at 7.00 pm.

To begin I would like to pay my respects to the traditional custodians of this land, the Whadjuk people of the Noongar nation and Elders past, present and emerging.

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

PRESENT:

Her Worship, Mayor R Butterfield presided over

Deputy Mayor, Cr J Keogh	River Ward
Cr J Joy	River Ward
Cr K Kamdar	Ranford Ward
Cr S Peter JP	Ranford Ward
Cr L Sargeson	Palomino Ward
Cr P A Hetherington	Palomino Ward
Cr M J Hancock	Heron Ward
Cr C M Wielinga	Heron Ward
Cr K Busby	Minnawarra Ward
Cr G J Smith	Minnawarra Ward
Cr M Silver	Lake Ward
Cr S J Mosey	Hills Ward
Cr S Stoneham	Hills Ward

IN ATTENDANCE:

Ms J Abbiss	Chief Executive Officer
Mr J Lyon	Executive Director Corporate Services
Mr P Sanders	Executive Director Development Services
Mr M Andrews	Executive Director Technical Services
Mrs S Van Aswegen	Executive Director Community Services
Mrs S D'Souza	CEO's Executive Assistant

Public: 6

LEAVE OF ABSENCE:

Nil

APOLOGIES:

Apology received from Cr Virk.

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

The following questions were taken on notice at Council's Meeting on 18 December 2023 and responses (summarized below) forwarded in letters on 21 December 2023 to Mr Davey and 11 January 2024 to Mr Walker.

Mr Phil Davey, 12 Lenore St Roleystone

This question is on behalf of Laurie Scidone who could not attend tonight.

Q1: From the Community Services meeting of 5 December, it was indicated that the community garden had not responded 6 months prior in 2022 to a leasing request. The garden did receive email communication in May 2021 advising the CoA would be in contact at the appropriate time and then further email communication in June 2023 advising the City is happy to discuss renewal negotiations for the RCG lease agreement and that the RCG was included in group 3 low priority with lease revision indicated for July 2024.

Can I please ask that based on the 2 emails received as indicated and the July 2024 revision timeline indicated for group 3 classed lease holders - What is the inference RCG did not meet a claimed deadline? And if the RCG were allocated to 2024, why is it being rushed through now?

Response

The officer comment in the report refers to a 'Renewal of Term' request not being received in accordance with clause 4.3 of the lease agreement. This is a statement of fact and is a responsibility of the Tenant. Clause 4.3 states that if the Tenant wishes to lease the Premises for any Renewal Term, the Tenant must give the Landlord notice in writing not more than 6 months and not less than 3 months before the end of Term (26/02/2023).

Lease negotiations were initially scheduled to commence in July 2024. However, following a Councillor Referral Item, the Council has now requested that discussions commence in January 2024.

Mr Steve Walker, 22 Farnham Street Bentley 6102

Q1: From the Committee Meeting question, City staff have explained the absence of a submitter table in the Agenda Paper, as there is no requirement for submissions to an ITS, and the response to each submission, to be listed. Is that the sort of behaviour the City of Armadale Council finds acceptable?

Response:

The listing of submissions and responses is considered on a project-by-project basis and not mandated. As advised previously, to finalise the strategy, the project team has reviewed all of the submissions received, considered each point raised and made amendments where City Officers have considered there is benefit to do so.

Q2: What is the easiest way to decipher from the *finalised Strategy*, where are the planned bus lanes, and bus priority signals on key bus transit routes feeding into, and around Armadale Strategic Metropolitan Centre?

Response:

The ITS is a high-level strategic document and the detail relating to bus lanes and routes is determined through applying the actions as an output from the ITS.

Q3: Please explain what efforts, changes Council Members made to improve the draft ITS in that referenced final additional workshop with Councillors, because it appears not much has changed from the WSP March 2023 draft ITS to the October 2023 WSP finalised Strategy booklet?

Response:

Workshops and presentations have facilitated Councillors with opportunities to provide input into an engaged and evolving process. This iterative process does not allow for the distinction of specific Councillor suggestions and recommendations.

4 PUBLIC QUESTION TIME

Nil

5 APPLICATIONS FOR LEAVE OF ABSENCE

5.1 Request for Leave of Absence – Cr M Silver and Cr S Peter

Request for leave of absence received from:

- Cr M Silver for the period Wednesday 6 March 2024 until Sunday 31 March 2024 inclusive.
- Cr S Peter from Wednesday 20 March to Sunday 14 April 2024 inclusive
-

MOVED Cr M J Hancock

That Council grant leave of absence to:

- **Cr M Silver for the period Wednesday 6 March 2024 until Sunday 31 March 2024 inclusive (includes 2 Ordinary Council Meetings - 11 March 2024 and 25 March 2024).**
- **Cr S Peter from Wednesday 20 March to Sunday 14 April 2024 inclusive (includes 1 Ordinary Council Meeting – 25 March 2024).**

MOTION not opposed, DECLARED CARRIED

(14/0)

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Kamdar, Cr Peter, Cr Sargeson, Cr Hetherington, Cr Wielinga, Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Mosey, Cr Stoneham

6 PETITIONS

Nil

7 CONFIRMATION OF MINUTES

7.1 PREVIOUS SPECIAL COUNCIL MEETING HELD ON 26 OCTOBER 2023.

A correction is required on Page 7 of these Minutes. Item 6 is a repetition of the Technical Services Committee membership and should instead indicate the membership of the City Audit Committee.

An absolute majority resolution is required to make this amendment supported by at least 1/3 of the number of offices, i.e. Mover + 4 Seconders.

MOVED Cr K Busby

SECONDED Crs Peter, Hancock, Hetherington and Stoneham

That the Minutes of the Special Council Meeting held on 26 October 2023 be confirmed, subject to the following amendment to item 6 of Recommendation CEO5/10/23.

6. *That Council appoints the following Councillors and their deputies to the [City Audit Committee](#) from October 2023 to October 2025.*

<i>Members</i>	<i>Deputies</i>
<i>Mayor Butterfield</i>	<i>Cr Wielinga</i>
<i>Cr Hetherington</i>	<i>Cr Sargeson</i>
<i>Cr Keogh</i>	<i>Cr Joy</i>
<i>Cr Mosey</i>	<i>Cr Smith</i>
<i>Cr Peter</i>	<i>Cr Kamdar</i>
<i>Cr Silver</i>	<i>Cr Virk</i>

**MOTION DECLARED CARRIED BY AN ABSOLUTE
MAJORITY RESOLUTION OF COUNCIL (14/0)**

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Kamdar, Cr Peter, Cr Sargeson, Cr Hetherington, Cr Wielinga, Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Mosey, Cr Stoneham

7.2 PREVIOUS ORDINARY COUNCIL MEETING HELD ON 18 DECEMBER 2023.

MOVED Cr K Busby that the Minutes of the Ordinary Council Meeting held on 18 December 2023 be confirmed as a true and accurate record.

MOTION not opposed, DECLARED CARRIED (14/0)

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Kamdar, Cr Peter, Cr Sargeson, Cr Hetherington, Cr Wielinga, Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Mosey, Cr Stoneham

8 ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSION

1 Mayors Announcements

Tuesday 19 December 2023

- Had photo taken in Don Simmons Reserve with the President of WALGA and some trees planted/ funded by previous rounds of the State Government's Urban Greening Grants. The promotion was to encourage other local governments to take the opportunity to increase their urban canopy.

Wednesday 17 January 2024

- Attended a briefing prior to South East Regional Energy Group meeting.

Thursday 18 January 2024

- Met with the Mayor of Gosnells and President of Serpentine Jarrahdale to promote Switch Your Thinking's 'Rewards for Residents' and 'Rewards for Businesses' programs by showing off a selection of sustainable living products and have photos taken for the Examiner Newspaper.

Saturday 20 January 2024

- Cr Keogh attended the Kelmscott Senior High School Year 12 Presentation on my behalf, at the Perth Concert Hall.
- Attended a regular HFM radio interview with James Wray, to talk about upcoming events in the City.

Tuesday 23 January 2024

- Attended the funeral of well known local volunteer and community member, Gordon Carruthers.

Wednesday 24 January 2024

- Attended a meeting with the CEO and Matt Swinbourn MLA, Member for East Metro to discuss local issues.

Friday 26 January 2024

- Hosted a public citizenship ceremony on Australia Day for approximately 130 new citizens.
- Jeff Munn CMC, was recognised with the awarding of Honorary Freeman of the City for his 36 years as a Councillor for the City of Armadale, including 14 years as Deputy Mayor. Jeff worked extremely hard for his community and played a significant role in provisioning for improved sporting facilities throughout the City.
- Community Citizen of the Year Awards for 2023, were presented which showcased some wonderful individuals doing some very special things in our community. I congratulate all the nominees for their efforts and thank them for their selfless commitment.
- Community Citizen of the Year Awards Winners:
 - Community Citizen of the Year* – Ash Botheras.
 - Community Citizen of the Year (Youth)* – Chien Foo
 - Community Citizen of the Year (Senior)* – Karen Stocker
 - Community Citizen of the Year (Group or Event)* – Roleystone Family Centre
- Promoted the entertainment and encouraged families to come to enjoy the pre fireworks kids activities in at Memorial Park, in an interview live from Minnawarra Park.

- Attended the main event at Minnawarra Park for the Australia Day fireworks, which was very well attended.

Mondy 29 January 2024

- Attended a regular meeting with the CEO and Deputy Mayor to discuss local issues.

Saturday 3 February 2024

- Attended the Children's Storytime, Toy, Game and Book Swap at the Armadale District Hall and helped library staff read the Mem Fox classic, Possum Magic.

Wednesday 7 February 2024

- Spoke at the Switched on Business Award presentation to Entire Tech in Myaree, along with other SERREG Councillors.
- Attended a meeting with the CEO and the President of the Roleystone Theatre Group Inc.

Friday 9 February 2024

- Attended the Kelmscott Senior High School to present the City of Armadale Scholar award.

Monday 12 February 2024

- 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 TECHNICAL SERVICES COMMITTEE MEETING

Report of the Technical Services Committee held on 5 February 2024.

MOVED Cr K Busby that the report be received.

MOTION not opposed, DECLARED CARRIED

(14/0)

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Kamdar, Cr Peter, Cr Sargeson, Cr Hetherington,
Cr Wielinga, Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Mosey, Cr Stoneham

BUSINESS ARISING FROM REPORT

Recommendation T1/2/24 - Petition - Surfacing Carpark area at Armadale Golf Course

MOVED Cr K Busby

That Council:

- 1. Note the Officer's comments and approve Option 3.**
- 2. Inform the petition convener.**

MOTION not opposed, DECLARED CARRIED

(14/0)

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Kamdar, Cr Peter, Cr Sargeson, Cr Hetherington,
Cr Wielinga, Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Mosey, Cr Stoneham

Recommendation T2/2/24 - Notifications - Blackspot Roadworks & Footpath Works
(Referral Item)

MOVED Cr K Busby

That Council:

Note the Officers comments on the matter and the proposal to update Councillors in January and July on Black Spot funding and projects.

MOTION not opposed, DECLARED CARRIED (14/0)

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Kamdar, Cr Peter, Cr Sargeson, Cr Hetherington,
Cr Wielinga, Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Mosey, Cr Stoneham

Recommendation T3/2/24 - WALGA Sustainability Energy Project - Phase 2

MOVED Cr K Busby

That Council:

Adopt the recommendation as outlined within the Confidential Attachment.

MOTION not opposed, DECLARED CARRIED (14/0)

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Kamdar, Cr Peter, Cr Sargeson, Cr Hetherington,
Cr Wielinga, Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Mosey, Cr Stoneham

10.2 COMMUNITY SERVICES COMMITTEE MEETING

Report of the Community Services Committee held on 6 February 2024.

MOVED Cr Silver that the report be received.

MOTION not opposed, DECLARED CARRIED (14/0)

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Kamdar, Cr Peter, Cr Sargeson, Cr Hetherington,
Cr Wielinga, Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Mosey, Cr Stoneham

BUSINESS ARISING FROM REPORT

Recommendation C1/2/24 - Confidential Report Cover Page - Naming of Facilities - William
Skeet and Forrestdale Sporting Precinct

MOVED Cr Silver

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

MOTION not opposed, DECLARED CARRIED (14/0)

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Kamdar, Cr Peter, Cr Sargeson, Cr Hetherington,
Cr Wielinga, Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Mosey, Cr Stoneham

Recommendation C2/2/24 - Armadale Crest at the Armadale Hall (Referral Matter)

MOVED Cr Silver

That Council request a report on options and costings for the placement of the City of Armadale Crest in the Armadale District Hall.

MOTION not opposed, DECLARED CARRIED (14/0)

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Kamdar, Cr Peter, Cr Sargeson, Cr Hetherington, Cr Wielinga, Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Mosey, Cr Stoneham

Recommendation C3/2/24 - Business Development Mentorship and Competition for the Production of Aboriginal Art Merchandise for NAIDOC Week 2024

MOVED Cr Silver

That Council endorse Stage 2 of the proposed Business Development Mentorship and Competition for Aboriginal Art Merchandise for NAIDOC Week 2024.

MOTION not opposed, DECLARED CARRIED (14/0)

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Kamdar, Cr Peter, Cr Sargeson, Cr Hetherington, Cr Wielinga, Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Mosey, Cr Stoneham

10.3 CITY AUDIT COMMITTEE MEETING

Report of the City Audit Committee held on 7 February 2024.

MOVED Cr S Peter that the report be received.

MOTION not opposed, DECLARED CARRIED (14/0)

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Kamdar, Cr Peter, Cr Sargeson, Cr Hetherington, Cr Wielinga, Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Mosey, Cr Stoneham

BUSINESS ARISING FROM REPORT

Recommendation CA1/2/24 - 2022/23 Financial Report and Auditors Report

MOVED Cr S Peter, SECONDED Cr J Keogh

That Council:

- 1. in accordance with section 5.54 of the *Local Government Act 1995*, accept* for inclusion in the City's 2022/23 Annual Report, the Annual Financial Report and Auditor's Independent Audit Report for the financial year ended 30 June 2023 as presented; and**
- 2. accept the 2023 Audit Completion report as presented.**

**MOTION DECLARED CARRIED BY AN ABSOLUTE
MAJORITY RESOLUTION OF COUNCIL (14/0)**

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Kamdar, Cr Peter, Cr Sargeson, Cr Hetherington, Cr Wielinga, Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Mosey, Cr Stoneham

10.4 CHIEF EXECUTIVE OFFICER'S REPORT

Report of the Chief Executive Officer.

MOVED Cr S Peter that the report be received.

MOTION not opposed, DECLARED CARRIED (14/0)

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Kamdar, Cr Peter, Cr Sargeson, Cr Hetherington,
Cr Wielinga, Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Mosey, Cr Stoneham

BUSINESS ARISING FROM REPORT

Recommendation CEO3/2/24 - Annual General Meeting of Electors 2022/2023 and Annual Report 2022/2023

MOVED Cr K Busby SECONDED Cr S Stoneham

That Council:

- 1. Pursuant to section 5.54 of the *Local Government Act 1995**, accept the 2022/23 Annual Report for the year ending 30 June 2023, as presented in the attachment to this report*; and**
- 2. Pursuant to section 5.27 of the *Local Government Act 1995*, hold the Annual General Meeting of Electors on Wednesday 27 March 2024 at 7pm in the Function Room at Council's Administration Centre, 7 Orchard Avenue, Armadale.**

**MOTION DECLARED CARRIED BY AN ABSOLUTE
MAJORITY RESOLUTION OF COUNCIL (14/0)**

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Kamdar, Cr Peter, Cr Sargeson, Cr Hetherington,
Cr Wielinga, Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Mosey, Cr Stoneham

Recommendation CEO4/2/24 - Councillors Information Bulletin - Issue No 1/2024

MOVED Cr S Peter

That Council acknowledge receipt of Issue 1/2024 of the Information Bulletin

MOTION not opposed, DECLARED CARRIED (14/0)

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Kamdar, Cr Peter, Cr Sargeson, Cr Hetherington,
Cr Wielinga, Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Mosey, Cr Stoneham

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**

1 Canopy Cover Working Group (Cr Caroline Wielinga)

That the matter of the possible formation of a Canopy Cover Working Group be referred to the Development Services Committee.

2 Use of Community Facilities (Cr Keyur Kamdar)

That the matter of a review of the terms and conditions for the use of community facilities for birthday parties between the ages of 16 and 21 be referred to the Community Services Committee.

14 MATTERS REQUIRING CONFIDENTIAL CONSIDERATION

Nil

15 CLOSURE

Mayor Butterfield declared the meeting closed at 7.15pm

MINUTES CONFIRMED THIS 26 FEBRUARY 2024

MAYOR