



City of **Perth**

Minutes

Ordinary Council Meeting
29 October 2024

Michelle Reynolds
Chief Executive Officer
6 November 2024

Minutes to be confirmed at the next Ordinary Council Meeting

These minutes are hereby certified as confirmed.

Presiding member's signature _____

Date _____

Information

This information is provided on matters which may affect members of the public. If you have any queries on procedural matters, please contact a member of the City's Governance team via governance@cityofperth.wa.gov.au.

Question Time for the Public

An opportunity is available at Council meetings for members of the public to ask a question about any issue relating to the City. This time is available only for asking questions and not for making statements. Complex questions requiring research should be submitted as early as possible to allow the City time to prepare a response.

The Presiding Person may nominate a member of staff to answer the question and may also determine that any complex question requiring research be answered in writing. No debate or discussion can take place on any question or answer.

To ask a question, please complete the Public Question Time form available on the City's website www.perth.wa.gov.au/council/council-meetings.

Disclaimer

Members of the public should note that in any discussion during a meeting regarding any item, a statement or indication of approval by any council member, committee member or officer of the City is not intended to be, and should not be taken as, notice of approval from the City. No action should be taken on any item discussed at a meeting of a Committee prior to written advice on the Committee or Council's resolution being received.

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1. Declaration of Opening

The Presiding Member declared the Ordinary Council Meeting for the City of Perth open at 5:00pm.

2. Acknowledgement of Country/Prayer

The Presiding Member gave an Acknowledgement of Country:

I respectfully acknowledge the Traditional Owners of the land on which we meet, the Whadjuk Nyoongar people of Western Australia, and pay my respects to Elders past and present. It is a privilege to be standing on Whadjuk Nyoongar country.

The Chief Executive Officer recited a prayer:

Almighty God, under whose providence we hold responsibility for this City grant us wisdom to understand its present needs, foresight to anticipate its future growth, and grace to serve our fellow citizens with integrity and selfless devotion. And to Thee, be all blessing and glory forever. Amen.

3. Attendance

Members in Attendance

Lord Mayor

Councillors

Basil Zempilas (Presiding Member)

Clyde Bevan

Raj Doshi

Liam Gobbert

David Goncalves

Viktor Ko

Catherine Lezer

Bruce Reynolds

Steven Wellard

Officers in Attendance

Chief Executive Officer

General Manager Infrastructure and Operations

A/General Manager Community Development

General Manager Commercial Services

A/General Manager Planning and Economic Development

General Manager Corporate Services

Executive Director Governance and Strategy

Chief Financial Officer

Alliance Manager Council Governance and Policy

Coordinator Governance and Policy Coordinator/Minute Taker

Council Governance and Policy Officer

Michelle Reynolds

Allan Mason (*retired at 7:11 pm*)

Rebecca Taylor (*retired at 7:11 pm*)

Steve Holden (*retired at 7:11 pm*)

Julia Kingsbury (*retired at 7:11 pm*)

Wendy Attenborough (*retired at 7:11 pm*)

Peta Mabbs

Michael Kent (*retired at 7:11 pm*)

Charlie Clarke

Ebony Mackey

Juna Latheef

Public Gallery

There were approximately 12 members of the public in the gallery.

3.1 Apologies

Nil.

3.2 Leave of Absence

Councillor David Goncalves (8 October 2024 to 29 October 2024, inclusive).

3.3 Applications for Leave of Absence

Council Resolution (OCM-24/10-001)

Mover: Councillor Bruce Reynolds

Seconded: Councillor Viktor Ko

That Council APPROVES the following leave of absence applications:

1. Councillor Catherine Lezer for the period 28 May 2025 to 23 June 2025, inclusive.

CARRIED UNOPPOSED (9/0)

For: Lord Mayor Basil Zempilas; Councillors Clyde Bevan, Raj Doshi, Liam Gobbert, David Goncalves, Viktor Ko, Catherine Lezer, Bruce Reynolds and Steven Wellard

Against: Nil.

4. Announcements by the Lord Mayor

4.1 Election of the Deputy Lord Mayor

Responsible Officer	Michelle Reynolds – Chief Executive Officer
Voting Requirements	Simple Majority
Attachments	Nil.

The Election of a Deputy Lord Mayor was held in accordance with schedule 2.3 of the *Local Government Act 1995*.

The Chief Executive Officer advised that two (2) nominations were received in writing, as follows:

- Councillor Catherine Lezer who nominated themselves.
- Councillor Bruce Reynolds who nominated themselves.

Ballot papers were prepared with the nominees' names appearing in alphabetical order (by surname) and handed to each elected member.

5:08pm Councillor David Goncalves departed the meeting..

5:09pm Councillor David Goncalves returned to the meeting

The ballot papers were collected and the Lord Mayor announced the votes as follows:

First Preference Votes:

Councillor Catherine Lezer – 4 Votes

Councillor Bruce Reynolds – 4 Votes

Informal Votes: 1 Vote

The Lord Mayor advised that due to a tied result, a Special Council Meeting would be required to be held so that the election for Deputy Lord Mayor can be conducted again. The Lord Mayor subsequently moved the following motion:

Council Resolution (OCM-24/10-002)

Mover: Lord Mayor Basil Zempilas

Seconded: Councillor Liam Gobbert

That Council:

1. CALL a Special Council Meeting be held on 29 October 2024 at 5:25pm for the purpose of Electing a Deputy Lord Mayor; and
2. ADJOURN the Ordinary Council Meeting until the conclusion of the Special Council Meeting

CARRIED (8/1)

For: Lord Mayor Basil Zempilas; Councillors Clyde Bevan, Raj Doshi, Liam Gobbert, David Goncalves, Catherine Lezer, Bruce Reynolds and Steven Wellard

Against: Councillor Viktor Ko

5:17pm *The meeting was adjourned.*

6:00pm *The meeting resumed.*

4.2 Election of Councillor Bruce Reynolds as Deputy Lord Mayor

The Lord Mayor congratulated Councillor Bruce Reynolds for his Election as the 5th Deputy Lord Mayor to serve in that role during Lord Mayor Zempilas' term in office.

The Lord Mayor remarked that he looks forward to working closely with the newly elected Deputy Lord Mayor going forward.

4.3 City of Perth – Awards and Nominations

The Lord Mayor proudly announced that at the 2024 Australian Events Awards in Sydney last week, the City of Perth received two prestigious national awards. The City was honoured with the Venue of the Year award for Perth Town Hall, which hosted 386 events in the past year, including ceremonies, workshops, markets, a Fringe World hub, and an art exhibition organized by people experiencing homelessness. The Lord Mayor congratulated the City of Perth team for their outstanding efforts in making these events a success.

Additionally, the City of Perth won the Best Community Event award for the 2023 Rio Tinto Christmas Lights Trail. The Lord Mayor emphasized that this was a significant achievement, especially given the other exceptional events nominated in the category. He highlighted that the Christmas Lights Trail attracted a record-breaking 500,000 visitors and generated over \$16.2 million in direct economic impact, marking an 18.5% increase over the previous year.

5. Disclosures of Interests

Name	Councillor Catherine Lezer
Item number and title	11.2 Proposed Designation of Barrack Street Heritage Area and draft Barrack Street Heritage Area Local Planning Policy
Nature of interest	Impartiality Interest
Interest description	<i>"For completeness an consistency, Councillor Lezer is councillor on the Heritage Council of WA"</i>

Name	Councillor Catherine Lezer
Item number and title	11.3 Claisebrook Cove Public Realm Rectification Plan - Final Concept
Nature of interest	Proximity Interest
Interest description	<i>"A person closely associated with Councillor Lezer owns property directly adjoining the area contemplated in this item"</i>

Name	Councillor Steven Wellard
Item number and title	11.4 Final Adoption of Amendment No. 52 to City Planning Scheme No. 2 (Special Control Area)
Nature of interest	Proximity Interest
Interest description	<i>"Owner of an investment property in West Perth"</i>

Name	Councillor Steven Wellard
Item number and title	12.2 Adoption of the LGBTQIA+ Plan 2025 - 2029
Nature of interest	Impartiality Interest
Interest description	<i>"Prior to election to Council I was co-chair of the City of Perth LGBTQIA+ Advisory Group"</i>

Name	Councillor David Goncalves
Item number and title	12.2 Adoption of the LGBTQIA+ Plan 2025 - 2029
Nature of interest	Impartiality
Interest description	<i>"I have previously held the position of Chair and Co-Chair of the City's LGBTQIA+ Advisory Group from 2021-2023".</i>

Name	Councillor Viktor Ko
Item number and title	11.5 Final Bike Plan – 2025 - 2035
Nature of interest	Proximity Interes.
Interest description	<i>“Primary address is on Terrace Road, 109 Terrace Road, East Perth”</i>

Name	Councillor Viktor Ko
Item number and title	16.3 Priorities for Perth: Partnering to Shape Tomorrow’s City
Nature of interest	Proximity Interest
Interest description	<i>“Primary address is on Terrace Road, 109 Terrace Road, East Perth”</i>

6. Public Participation

6.1 Responses to Public Questions Previously Taken on Notice

The following questions were taken on notice at the Ordinary Council Meeting held on 24 September 2024. Responses are provided below:

Sarah Booth – White Gum Valley WA 6162	
Q1	With vacancy rates at 25% across the Perth CBD, how much has the City of Perth spent, in total, to activate the long vacant, city-owned tenancies on the corner of Pier & Murray Street? Are they now tenanted?
	Provided by the General Manager Commercial Services
A1	The City has secured a tenant to occupy all 5 vacant shops. Design work is underway to redevelop and modernise the space into a single tenancy. The completed redevelopment will activate this corner and create a contemporary feel to compliment other development projects in this precinct.

6.2 Public Questions

Stuart Chapman - West Perth WA 6005	
Q1	<p>At the August Ordinary Council meeting, The Lord Mayor told the Council that my questions for that meeting would not be answered or even allowed to be asked because of the pending State Administrative Tribunal hearing.</p> <p>However the Lord Mayor was willing to answer questions on 6PR radio that were relevant to the Tribunal hearing before the matter was concluded. Could the Lord Mayor please explain why he was willing to answer questions on radio about matters relevant to the Tribunal but was not willing to answer my questions at Council?</p>
Provided by Lord Mayor Basil Zempilas	
A1	<p>As the spokesperson for the City, I provided general comment on the Local Law and signs. Your questions submitted to the August 2024 Council Meeting were specific to the matter before the State Administrative Tribunal.</p>
Q2	<p>On 18th January 24, I wrote to Complaints regarding investigation CAS-286097-K4G7S6 and asked:</p> <p>“Can the city please answer this question? How can we share Dazelle Peter's story in her own words through a recorded message without using amplified sound? How is it possible that the City can deny such a girl, who is so sick that she can barely get out of bed to be heard?</p> <p>I am sorry to report to the Council, Dazelle died on the 10th of June just over two months ago.</p> <p>Lord Mayor, as a result of an FOI application we now know that On 10th Jan the City wrote: The City does not support amplified sound form (sic) protest groups, unless it is (sic) reasonable amplified sound is required for all participants at the rally to hear rally speakers. This has been agreed and policed by WAPOL at past rallies.</p> <p>The Citys' Thoroughfare and Public Places Local Law 2017 does not allow "use (sic) a loud hailer or an amplified speaker system in a thoroughfare or public place" without a permit. Meaning without justification a permit will not be issued. End of quote. (See attached document)</p> <p>Here is a photo of Dazelle. I hope you can see it. Such a beautiful girl. This is a photo of her before her sickness and treatment and here is a photo of her being carried by her father. I spoke to a member of the Customer Quality, Customer Experience Team for over half an hour on the phone trying to convince him of the situation and I was practically begging him to meet me on site and to work out a compromise but was told no, the City had this policy position in place and that they would not meet me on site and they would not change their policy advice to WAPOL and that they would not support the playing of a dying girl's voice via recorded message through a portable sound system. The email which I read out under FOI to you confirms this to be the case. The City refused to budge and change their advice to WAPOL. The City employee from the Customer Quality, Customer Experience Team insisted the City would not change its position in time for the protest. So in essence, the City's position was that the voice of a girl who was literally in ICU, who was literally at death's door should be silenced at a rally in Perth in her support, while she was alive, by not</p>

	<p>supporting the playing a pre-recorded message of her voice through a portable sound system.</p> <p>I never received an answer to my question to the Customer Quality, Customer Experience Team, “How can we share Dazelle Peter's story with her own voice through a recorded message without using amplified sound”? It was never addressed in the final Investigation report CAS-286097-K4G7S6.</p> <p>Could the City please answer this question now?</p>
<p>Provided by the General Manager Community Development</p>	
A2	<p>Under the Thoroughfares and Public Places Local Law 2017, section 2.2 a permit is required for use of an amplified speaker system in gatherings of up to two people. For public gatherings of more than two people a permit is required from the Western Australian Police. Outside of this context, the applicant may need to explore other avenues to communicate their message to an audience.</p>
Q3	<p>Why did the City consider that playing a recorded message of Dazelle’s voice was not justified? Please note I am concerned with the City of Perth's role in providing advice to WAPOL, not the policy position of WAPOL.</p>
<p>Provided by the General Manager Community Development</p>	
A3	<p>In this instance, the application for a permit would have been to the WA Police as the gathering was for more than two people. The City did not specifically assess the content of the recorded message in question.</p>
Q4	<p>Lord Mayor, will the City apologise for this policy position? Please note, the council will not be able to apologise to Dazelle personally as she is now dead. Will the City publicly and formally apologise for this policy to the family of Dazelle and to all her supporters in Perth both here at Council meeting and by issuing a media release? Again, please note I am concerned with the City of Perth's role in providing advice to WAPOL, not the policy position of WAPOL.</p>
<p>Provided by the General Manager Community Development</p>	
A4	<p>As noted in response to the previous question, the City was not the authorising body for the protest in question. The City did not assess the recorded content in question for the purpose of issuing any permit.</p>
Q5	<p>During the conversation that I had with the member of the Customer Service, Customer Experience Team, I was told that both the Council and the Police had never supported the use of a public address system for a protest of less than about 100 people. Now that Dazelle Peter’s is dead, is it not just common sense, using your own wise words Lord Mayor, for the City of Perth to change its policy position and support the playing of recorded messages through an amplified sound system so that the recorded message of her voice before she died and of others who cannot personally attend protest rallies can now be heard by a protest group of less than 100 people? Again, please note I am concerned with the City of Perth's role in providing advice to WAPOL, not the policy position of WAPOL.</p>

Provided by the General Manager Community Development	
A5	<p>The City does not have a policy for use of portable sound systems at protests. The City refers to the <i>Thoroughfares and Public Places Local Law 2017</i>, section 2.2 <i>Activities allowed with a permit Part (q): use of a loud hailer or an amplified speaker system in a thoroughfare or public place.</i></p> <p>A permit is required for use of an amplified speaker system in gatherings of up to two people. For public gatherings of more than two people a permit is required from the Western Australian Police.</p>
Q6	<p>During the incident on 11th July, where I was conducting a one-person protest outside Council House, Council rangers initially secretly and covertly recorded my conversation, without my knowledge or permission, I was told by one of the Council employees that I was not allowed to record their conversation.</p> <p>Is it City of Perth policy that members of the public must obtain consent to film interactions with Council employees in a public place when they are being secretly and covertly recorded by Council employees?</p>
Provided by the General Manager Community Development	
A6	<p>The Surveillance Act 1998 (WA) regulates the use of recording devices in Western Australia. If you have concerns regarding the conduct of a City employee, you are entitled to make a formal complaint. Please refer to the complaints page on the City's website Complaints City of Perth.</p>

The following members of the public submitted questions in writing less than 24 hours' prior to the meeting in relation to matters not on the agenda. These questions have been taken on notice and responses will be included in the Agenda for the Ordinary Council Meeting on 19 November 2024:

David Lim - Perth WA 6000	
Q1	<p>10838 Road - Broadway</p> <p>(a) What portion of the road is being serviced?</p> <p>(b) With the scope being reduced, what work will be undertaken, will this be a staged process?</p> <p>(c) What portion of Broadway falls under the jurisdiction of the City of Perth, is it an even split down the middle with the City of Nedlands?</p>
Q2	<p>10860 Road - Mounts Bay Road. It is noted that the tender has been awarded</p> <p>(a) When is the City scheduling the works and what portion of the road is being serviced?</p> <p>(b) What is the likelihood that \$350k grant be used to complete the project?</p>
Q3	<p>10866 Road - Newcastle Street and Fitzgerald Street intersection</p> <p>(a) What safety precautions have been considered for the intersection? Has there been any collaboration with the City of Vincent regarding concerns by surrounding businesses?</p> <p>(b) What type of grant is attributable to this project?</p>
Q4	<p>10968 Lighting - Park Road, with Park Road being a main thorough for residents, workers, students returning to residential colleges</p>

	(a) What security and safety evaluations have be made to service the area? (b) What portion of the upward revision of the budget is attributable to higher labour and material costs?
Q5	City Planning - UWA QEII Precinct Plan, it is noted that this line item from Item 15.1 Attachment F - Alliance Operating Variances P2 p. 563 is not included in this Budget Review item. Given the State government approved an Improvement Plan for the precinct: (a) What are the projected savings for the City from the \$297,107 annual budget with the WAPC/State government taking over the planning control of UWA/QEII Precinct which is our neighbourhood of Nedlands/Crawley? (b) How will rates be used to enhance the liveability of our neighbourhood and foster a positive, strong working relationship with WAPC?

7. Confirmation of Minutes

Council Resolution (OCM-24/10-003)

Mover: Councillor Clyde Bevan

Seconded: Councillor Catherine Lezer

That Council CONFIRMS the minutes of the Ordinary Council Meeting held on 24 September 2024 as a true and correct record.

CARRIED UNOPPOSED (9/0)

For: Lord Mayor Basil Zempilas; Deputy Lord Mayor Bruce Reynolds, Councillors Clyde Bevan, Raj Doshi, Liam Gobbert, Viktor Ko, David Goncalves, Catherine Lezer and Steven Wellard

Against: Nil.

8. Questions by Members which due Notice has been Given

Nil.

9. Correspondence

Nil.

10. Petitions

Nil.

Council Resolution (OCM-24/10-004)

Mover: Lord Mayor Basil Zempilas

Seconded: Councillor Clyde Bevan

That the officer recommendation for items 11.1, 11.6, 15.1, 15.2 and 15.3 be adopted en bloc, and the remaining items be dealt with separately.

CARRIED UNOPPOSED (9/0)

For: Lord Mayor Basil Zempilas; Deputy Lord Mayor Bruce Reynolds; Councillors Clyde Bevan, Raj Doshi, Liam Gobbert, David Goncalves, Viktor Ko, Catherine Lezer, and Steven Wellard

Against: Nil.

11. Planning and Economic Development Alliance Reports

11.1 Draft Hay and Murray Streets Character Area Local Planning Policy

Responsible Officer	Julia Kingsbury – Acting General Manager Planning and Economic Development
Voting Requirements	Simple Majority
Attachments	Attachment 11.1A – Hay and Murray Streets Character Area Location Plan Attachment 11.1B – Hay and Murray Streets Character Area Local Planning Policy Attachment 11.1C – Built Form Concept Images - Hay and Murray Streets Character Area

Purpose

For Council to consider the preparation and advertising of the draft *Hay and Murray Streets Character Areas Local Planning Policy* (LPP).

Recommendation

That Council in accordance with clause 4 of Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015* (the Deemed Provisions), RESOLVES to prepare and advertise the draft *Hay and Murray Streets Character Areas Local Planning Policy* as shown in **Attachment B** to this report.

Background

Location

1. The Hay and Murray Streets Character Area is located in the Central Perth neighbourhood along Hay Street, Murray Street and the southern side of Wellington Street, extending to Milligan Street in the west and Pier Street in the east. It encompasses but does not include the West End Heritage Area, Hay Street Mall Heritage Area, Barrack Street Heritage Area, Pier Street Heritage Area and the East End Heritage Area. A location plan is provided as **Attachment A**.

Local Planning Strategy

2. The City's *Local Planning Strategy* (Strategy) sets out the strategic direction for the future planning and development of the city, to be implemented via the new local planning scheme and supporting local planning policies. The Strategy was adopted by Council on the 13 December 2022 and endorsed by the Western Australian Planning Commission (WAPC) on 30 May 2023.
3. The Strategy identifies several character areas within the city, including the Hay and Murray Streets Character Area. These areas have unique built and landscape elements that create a special sense of place.
4. The Strategy includes an action to refine the existing planning policy provisions to ensure that important elements of the built and landscape character of the Hay and Murray Streets Character Area are reinforced and enhanced in new development.

Draft Local Planning Scheme No. 3

5. On 30 April 2024, Council resolved to seek approval from the WAPC to advertise draft *Local Planning Scheme No. 3* (LPS3). Draft LPS3 will replace all existing local planning schemes within the city.
6. There are approximately 100 local planning policies that support the existing local planning schemes. These are being replaced and consolidated into a set of new contemporary local planning policies that will be presented to Council in the coming months, with key policies, including the draft Hay and Murray Streets Character Area LPP, intended to be advertised concurrently with the draft LPS3.
7. Under draft LPS3, the Hay and Murray Streets Character Area is zoned Capital City – Retail and Mixed Use with the area having a maximum base plot ratio of either 6:1 or 7:1. Lots with a maximum base plot ratio of 7:1 also have a maximum bonus plot ratio of 3:1. No bonus plot ratio is available for the lots with a base plot ratio of 6:1. The plot ratios align with the built form parameters proposed in the draft Hay and Murray Streets Character Area LPP.

State Government Planning Framework

8. The State Government requires the Residential Design Codes (R-Codes) to be applied across the city to ensure a consistent approach to residential development throughout the State.
9. Local governments can prepare local planning policies for residential development that amend or replace certain development provisions of the R-Codes. Some variations to the development provisions only require local government approval, and some require the approval of the WAPC.

Discussion

10. The following character statement describes the unique elements of the Hay and Murray Streets Character Area:

The Hay and Murray Streets Character Area is characterised by a fine grain built form and high quality public realm with active uses on the ground and generally office and accommodation uses above.

The Murray Street mall currently comprises a mix of smaller narrow shops and larger wider shopfronts which is evolving to a larger scale due to the changing nature of retail. Streets expanding from the mall comprise a mix of narrow frontages and amalgamated lots. Awnings and colonnades provide for a comfortable pedestrian environment.

Street facades are typically 2-3 storeys in height, with nil street setbacks and transparent shopfronts which provide visual connection to the street. Upper built form is set back from the street to create a comfortable scale of development, ensuring sunlight penetration to the streets and malls, resulting in a comfortable microclimate for pedestrians and outdoor activity.

The area is comprised of east-west pedestrian-focused streets, intersected by a north-south network of laneways, arcades and malls creating mid-block links. A network of pedestrian arcades links the Hay and Murray Street pedestrian malls through to St Georges Terrace. The area is rich in built heritage which contributes to the sense of place.

11. This character statement informs the key objectives of the policy which are:
- a. *To encourage high scale mixed use development with a low scale urban edge that provides interest and variety at street level and supports development of area as the main retail core of the city centre.*
 - b. *To create a comfortable, active and interesting pedestrian environment.*

Building Heights and Setbacks

Current

12. The Hay and Murray Streets Character Area currently has a maximum street building height (or lower built form height) of 14 metres (approximately three storeys), except for Wellington Street, Milligan Street and Forrest Place which have a street building height of 21 metres (approximately five storeys).
13. For the Murray Street Mall and Forrest Place additional building height above the lower built form is required to be contained within a 45° height plane measured from each side of the street. For the rest of the character area, additional height above the lower built form is required to be contained within a 45° angle height plane measured from the street to the south with the exception of one lot on Milligan Street and several lots on Pier Street where no maximum building height limit applies.
14. Buildings can have nil setbacks to the street, side, and rear lot boundaries at the lower building levels, with additional height being required to be set back from street and lot boundaries. Setbacks are doubled above 65 metres (approximately 17 storeys) building height.

Proposed

15. The Local Planning Strategy identifies the Hay and Murray Streets Character Area as a high scale mixed use area with an indicative building height of greater than 16 storeys. It also identifies the area as an urban setting area with Hay and Murray Streets designated as pedestrian priority areas where comfortable microclimates are sought.

16. The draft LPP generally proposes a maximum lower built form height of 3 storeys with the exception of lots fronting Wellington Street where the maximum lower built form height is 6 storeys. Nil street and side setbacks are also proposed. The proposed lower built form heights reflect the existing scale of development whilst the nil setbacks reinforce the urban character of the area and maximise opportunities for interaction between the public and private realms.
17. For lots on the northern side of Hay Street and Murray Street a 40° angle height plane applies. The angle height plane allows sunlight access into the footpath on the southern side of these pedestrian priority streets over a period in winter. For lots on the southern side of Hay Street no maximum building height applies which is consistent with the Strategy.
18. The maximum building heights around Forrest Place are lower than elsewhere in the character area (10 storeys or 16 storeys) to align with the existing heritage buildings on the west side of Forrest Place and to protect the sense of place, openness and views to the sky. This is lower than the indicative building heights in the Strategy, however, is considered appropriate in the context of protecting this public space.
19. Additional height above the lower built form is required to be set back from street, side and rear lot boundaries, with the side and rear setbacks being doubled above 16 storeys. These setbacks are intended to alleviate the impact of building bulk on the street, provide views to the sky and to provide for internal amenity. Images of the proposed built form are provided in **Attachment C**.

Building Design

20. The draft LPP building design provisions seek to maintain and enhance the unique character of the area and provide for an interesting, active and pedestrian friendly environment.
21. The provisions provide detailed guidance on articulation and detailing, materials and finishes, roof design public realm interface, pedestrian shelter, vehicular access and parking and mid-block pedestrian connections.

Car Parking

22. The R-Codes Volume 2 require that car parking areas are not located within the street setback area, not visually prominent from the street and are designed, landscaped, or screened to mitigate visual impacts.
23. The draft LPP requires car parking areas to be incorporated in a building (preferably within a basement). Where they are located at or above ground, they are to be sleeved along the street with building entry lobbies or other land uses such as habitable floorspace, offices or shops. This is to prevent blank facades to the street. Screening is not considered sufficient as the parking areas will still be visible and present an inactive land use to the street.
24. This modification to the R-Codes will require the approval of the WAPC.

Consultation

25. The draft LPP is required to be advertised for 21 days under the *Planning and Development (Local Planning Schemes) Regulations 2015* but given its relationship with the draft LPS3, the draft LPP will be advertised concurrently for 90 days. Commencement of advertising is dependent on the State Government granting approval to advertise the draft LPS3.

Decision Implications

26. If Council supports the recommendation, the draft LPP will be advertised with draft LPS3 and the suite of key supporting policies.
27. If Council does not support the recommendation, draft LPS3 will be advertised without one of the supporting local planning policies and the Strategy will not be implemented.

Strategic, Legislative and Policy Implications

Strategy	
Strategic Pillar (Objective)	Liveable
Related Documents (Issue Specific Strategies and Plans):	<u>Local Planning Strategy</u> The draft Hay Street Neighbourhood Centres Character Areas LPP aligns with the Local Planning Strategy.

Legislation, Delegation of Authority and Policy	
Legislation:	Planning and Development (Local Planning Schemes) Regulations 2015 (Schedule 2 clause 4)
Authority of Council/CEO:	Under the LPS Regulations, the local government must resolve to prepare a local planning policy, which if supported, must be advertised in accordance with the Regulations.
Policy:	Nil.

Financial Implications

28. An amount of \$59,500 has been set aside as part of the City's 2024/25 budget to advertise and undertake consultation on the new LPS3 and key supporting local planning policies.
29. This will enable community information sessions with information boards, hire of the City of Perth library auditorium, public notices, and advertisements in newspapers, as well as letters to all city ratepayers.

Further Information

30. Nil.

Council Resolution (OCM-24/10-005)

Mover: Lord Mayor Basil Zempilas

Seconded: Councillor Clyde Bevan

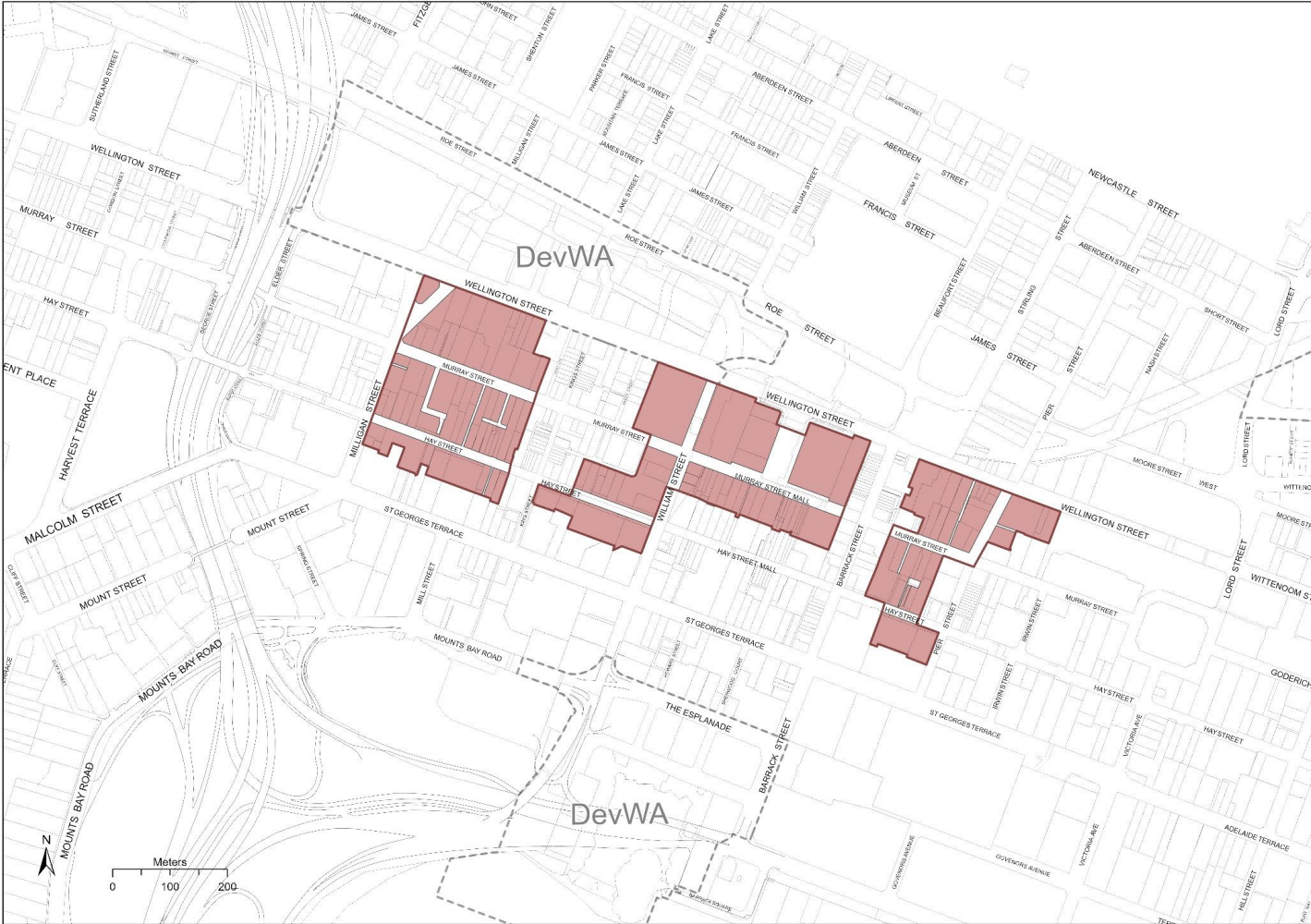
That Council in accordance with clause 4 of Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015* (the Deemed Provisions), RESOLVES to prepare and advertise the draft *Hay and Murray Streets Character Areas Local Planning Policy* as shown in **Attachment B** to this report.

CARRIED EN BLOC (9/0)

For: Lord Mayor Basil Zempilas; Deputy Lord Mayor Bruce Reynolds; Councillors Clyde Bevan, Raj Doshi, Liam Gobbert, David Goncalves, Viktor Ko, Catherine Lezer, and Steven Wellard

Against: Nil.

Attachment A – Hay and Murray Streets Character Area Location Plan



Draft Hay and Murray Streets Character Area Local Planning Policy

Draft October 2024

DRAFT



Draft Hay and Murray Streets Character Area Local Planning Policy – October 2024

Version Control

Version #	Date	Action
1	Date of Adoption (00/00/00)	Adopted
2	Date of Amendment	Amended
3	Date of Amendment	Amended

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Draft Hay and Murray Streets Character Area Local Planning Policy – October 2024

1. Citation

This is a local planning policy prepared under Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015*. This policy may be cited as the *Northbridge Character Area Local Planning Policy*.

2. Purpose and Application

2.1 Purpose

The purpose of this policy is to:

- (a) Define the boundaries of and the characteristics unique to the Northbridge Character Area.
- (b) Guide appropriate design outcomes for development within the character area.

2.2 Application

This policy applies to all applications for development approval within the Hay and Murray Streets Character Area, the extent of which is shown in Figure 1.

This policy is structured to provide both objectives and provisions. Development must align with the objectives. The provisions provide a means of fulfilling the objectives. Variations to the provisions may be considered where consistent with the relevant objectives.



Figure 1. Hay and Murray Streets Character Area

Draft Hay and Murray Streets Character Area Local Planning Policy – October 2024

2.3 Relationship to other Planning Documents

This policy should be read in conjunction with the City of Perth *Local Planning Scheme No. 3* (LPS3) and other relevant local planning policies.

Where this policy is inconsistent with LPS3, the provisions of LPS3 prevail to the extent of any inconsistency.

Where this policy is inconsistent with other relevant local planning policies, the provisions of this policy prevail to the extent of any inconsistency.

This policy should be read in conjunction with the *Hay Street Mall Heritage Area Local Planning Policy* which applies to the northern portion of the following lots which fall within the character area:

- Lot 125 (No. 700-704) Hay Street Mall, Perth.
- Lots 1, 5, 6 (No. 650-658) Hay Street Mall, Perth.

2.3.1. Relationship to the Residential Design Codes

For residential development within the Hay and Murray Streets Character Area, this policy should be read in conjunction with the *Residential Design Codes Volume 2* (R-Codes Volume 2) and the *Residential Design (Variation of R-Codes) Local Planning Policy*.

This policy amends, replaces or augments the Acceptable Outcomes of the R-Codes Volume 2 as detailed in Table 1. This policy also contains additional Objectives that augment the Element Objectives of the R-Codes Volume 2 and provide specific guidance to ensure that residential development aligns with the local context and characteristics of this character area.

Table 1. Relationship to the R-Codes Volume 2

Design Element	Acceptable Outcome Modification	Applicable Provision
2.2 Building height	Replace A2.2.1	5.1.2(a)
2.3 Street setbacks	Replace A2.3.1	5.1.2(a)
2.4 Side and rear setbacks	Replace A2.4.1	5.1.2(a), 5.1.2(d), 5.1.2(e)
2.7 Building separation	Replace A2.7.1	5.1.2(a), 5.1.2(c), 5.1.2 (d)
3.6 Public domain interface	Replace A3.6.2 A3.6.5 Delete A3.6.6	5.6.2(a) 5.5.2(a)
3.7 Pedestrian access and entries	Replace A3.7.1 A3.7.2	5.5.2(b) 5.5.2(c), 5.6.2(a), 5.6.2(b)

Draft Hay and Murray Streets Character Area Local Planning Policy – October 2024

3.8 Vehicle access	Replace A3.8.1 A3.8.2	5.7.2(b) 5.7.2(b)
3.9 Car and bicycle parking	Replace A3.9.5 A3.9.6	5.7.2(a) 5.7.2(a)
4.10 Façade design	Replace A4.10.1 A4.10.3 A4.10.5 Delete A4.10.2	5.2.2(a), 5.2.2(b), 5.4.2(b) 5.2.2(a), 5.2.2(b) 5.6.2(a), 5.6.2(b), 5.6.2 (c)
4.11 Roof design	Augment A4.11.1	5.3.2(a)

3. Character Statement

The objectives of this policy have been informed by the following character statement which articulates the unique elements that create a special sense of place and streetscape within the character area.

The Hay and Murray Streets Character Area is characterised by a fine grain built form and high quality public realm with active uses on the ground and generally office and accommodation uses above.

The Murray Street mall currently comprises a mix of smaller narrow shops and larger wider shopfronts which is evolving to a larger scale due to the changing nature of retail. Streets expanding from the mall comprise a mix of narrow frontages and amalgamated lots. Awnings and colonnades provide for a comfortable pedestrian environment.

Street facades are typically 2-3 storeys in height, with nil street setbacks and transparent shopfronts which provide visual connection to the street. Upper built form is set back from the street to create a comfortable scale of development, ensuring sunlight penetration to the streets and malls, resulting in a comfortable microclimate for pedestrians and outdoor activity.

The area is comprised of east-west pedestrian-focused streets, intersected by a north-south network of laneways, arcades and malls creating mid-block links. A network of pedestrian arcades links the Hay and Murray Street pedestrian malls through to St Georges Terrace. The area is rich in built heritage which contributes to the sense of place.

4. Objectives

- (a) To encourage high scale mixed use development with a low scale urban edge that provides interest and variety at street level and supports development of area as the main retail core of the city centre.
- (b) To create a comfortable, active and interesting pedestrian environment.

Draft Hay and Murray Streets Character Area Local Planning Policy – October 2024

5. Development Provisions

5.1 Building Heights and Setbacks

5.1.1 Objectives

- (a) To enable building heights to reflect the desired high scale character of the area, whilst respecting existing streetscapes.
- (b) To provide a low scale building height along the street reflective of the existing scale of development in the area.
- (c) To provide sunlight access onto the footpath on the southern side of Hay and Murray Streets, at all times between 12pm to 2pm on 21st August.
- (d) To ensure development respects the role of Forrest Place as an important public space.
- (e) To provide a continuous building edge to the street to maximise opportunities for interaction between the private and public realm.
- (f) To ensure upper built form is setback from the street to reduce the impact of building bulk on the street.
- (g) To provide separation of upper built form to ensure views to the sky and to provide a high level of internal building amenity including access to natural light, ventilation and privacy.

5.1.2 Provisions

- (a) Building heights and setbacks shall be in accordance with Tables 2 and 3, and Figures 2 to 12.
- (b) Where a street setback is proposed in the lower built form, it must create a functional urban space.
- (c) Where two or more buildings are proposed on a single development site, the upper built form shall be set back from each other as though there were a lot boundary between them. Refer to Figure 13.
- (d) Where a lot adjoins a laneway, variation of the upper built form side and rear setback requirements along that boundary may be considered where it can be demonstrated that sufficient building separation is achieved.
- (e) For narrow lots, variation of the upper built form side setback requirements may be considered where:
 - i. appropriate visual privacy and outlook is achieved; and
 - ii. provision of the required setbacks would unreasonably impact on the functionality of the building.

Draft Hay and Murray Streets Character Area Local Planning Policy – October 2024

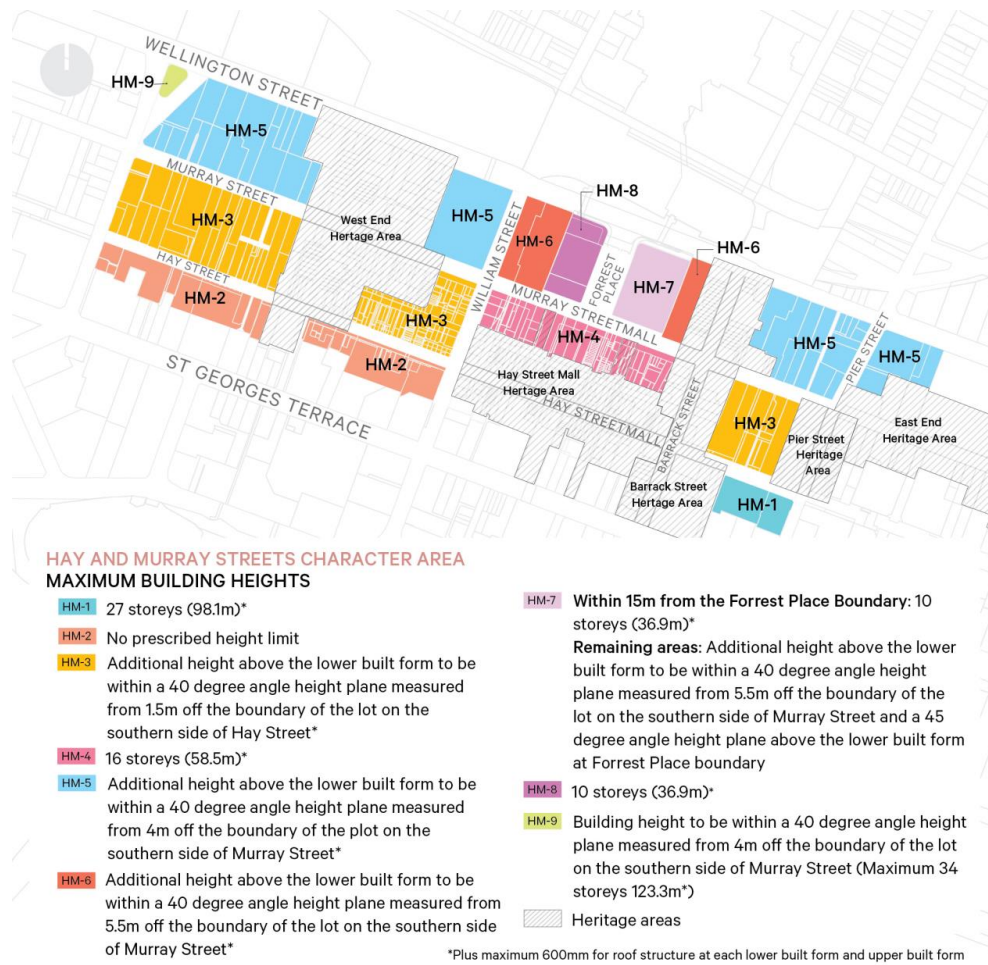


Figure 2. Maximum building heights

Table 2. Building Heights and Street Setbacks for the Hay and Murray Streets Character Area

Sub-Area	Lower Built Form		Upper Built Form	
	Maximum Lower Built Form Height	Minimum Street Setbacks	Maximum Building Height	Minimum Street Setbacks
HM-1	Hay Street and Pier Street: 3 storeys (11.7m*)	Nil	27 storeys (98.1m*)	7.5m
HM-2	Milligan Street, Hay Street, King Street and William Street: 3 storeys (11.7m*)	Nil	No prescribed height limit	7.5m
HM-3	Milligan Street, Murray Street, Hay Street, Pier Street and William Street: 3 storeys (11.7m*)	Nil	Building height above the lower built form to be within a 40 degree angle height plane measured from 1.5m off the boundary of	Hay Street: As defined by angled height plane Other Streets: 7.5m

Draft Hay and Murray Streets Character Area Local Planning Policy – October 2024

Sub-Area	Lower Built Form		Upper Built Form	
	Maximum Lower Built Form Height	Minimum Street Setbacks	Maximum Building Height	Minimum Street Setbacks
			the lot on the southern side of Hay Street	
HM-4	Murray Street and William Street: 3 storeys (11.7m*)	Nil	16 storeys (58.5m*)	7.5m
HM-5	Wellington Street: 6 storeys (22.5m*) Milligan Street, Murray Street, Pier Street and William Street: 3 storeys (11.7m*)	Nil	Additional height above the lower built form to be within a 40 degree angle height plane measured from 3.5m off the boundary of the lot on the southern side of Murray Street	Murray Street: As defined by angled height plane Other Streets: 7.5m
HM-6	Wellington Street: 6 storeys (22.5m*) William Street, Murray Street: 3 storeys (11.7m*)	Nil	Additional height above the lower built form to be within a 40 degree angle height plane measured from 5.5m off the boundary of the lot on the southern side of Murray Street	Murray Street: As defined by angled height plane Other Streets: 7.5m
HM-7	Forrest Place, Murray Street and Wellington Street: 10 storeys (36.9m*)	Nil	N/A	
HM-7	Murray Street: 3 storeys (11.7m*) Wellington Street: No lower built form required	Nil	Additional height above the lower built form to be within a 40 degree angle height plane measured from 5.5m off the boundary of the lot on the southern side of Murray Street and a 45 degree angle height plane above the lower built form at Forrest Place boundary	Wellington Street: Nil Murray St: As defined by angled height plane
HM-8	Forrest Place, Murray Street and Wellington Street: 10 storeys (36.9m*)	Nil	No additional height permitted	
HM-9	No lower built form required		Maximum 34 storeys (123.3m*) within a 40 degree angle height plane measured from 3.5m off the lot boundary on the southern side of Murray Street	Nil
Notes: * plus maximum 600mm for roof structure				

Table 3 – Side and Rear Setbacks for the Hay and Murray Streets Character Area

Sub-Area	Lower Built Form	Upper Built Form
	Minimum Side and Rear Setbacks	Minimum Side and Rear Setbacks

Draft Hay and Murray Streets Character Area Local Planning Policy – October 2024

HM-9	No lower built form required	Nil
All other areas	Up to 3 storeys (11.7m): Nil Above 3 storeys (11.7m): Nil side setback and 4m rear setback	Up to 16 storeys (58.5m) or less: 4m Above 16 storeys (58.5m): 8m

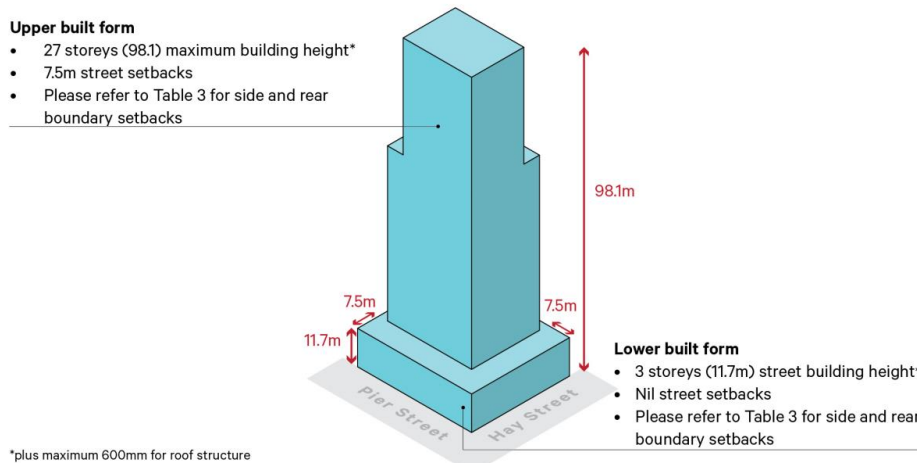


Figure 3. HM-1 Built form control diagram

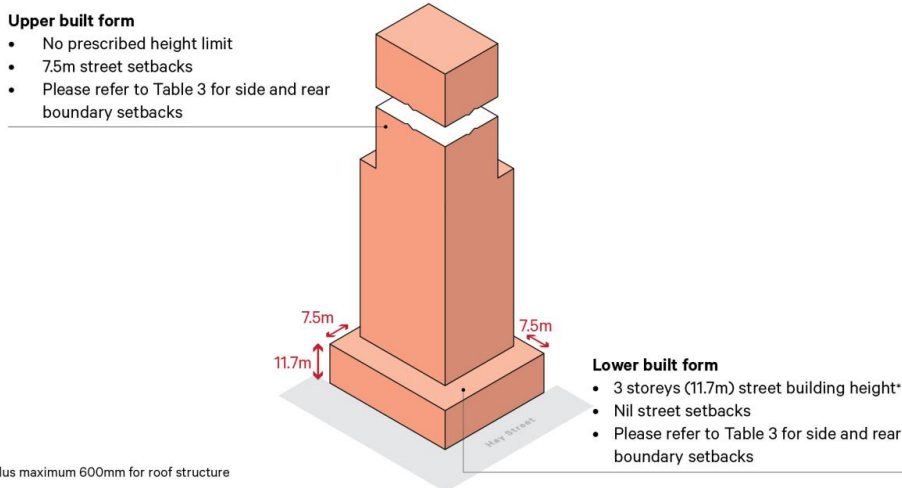


Figure 4. HM-2 Built form control diagram for the

Draft Hay and Murray Streets Character Area Local Planning Policy – October 2024

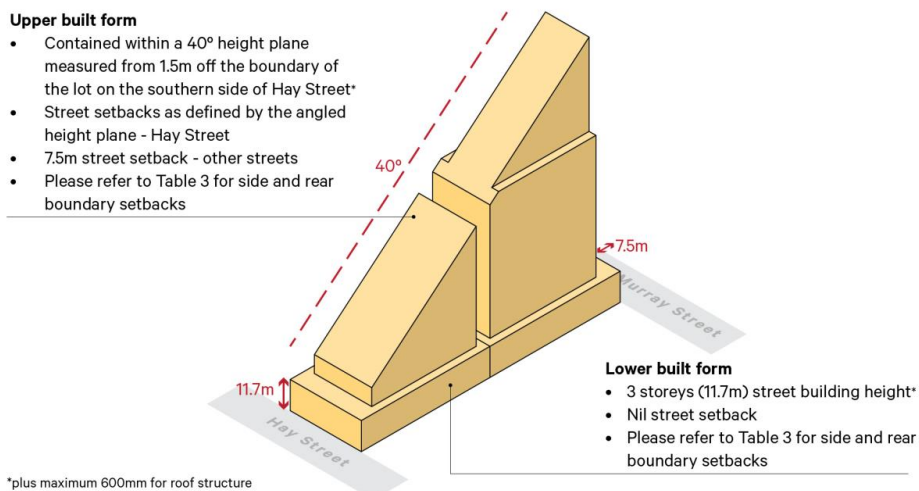


Figure 5. HM-3 Built form control diagram

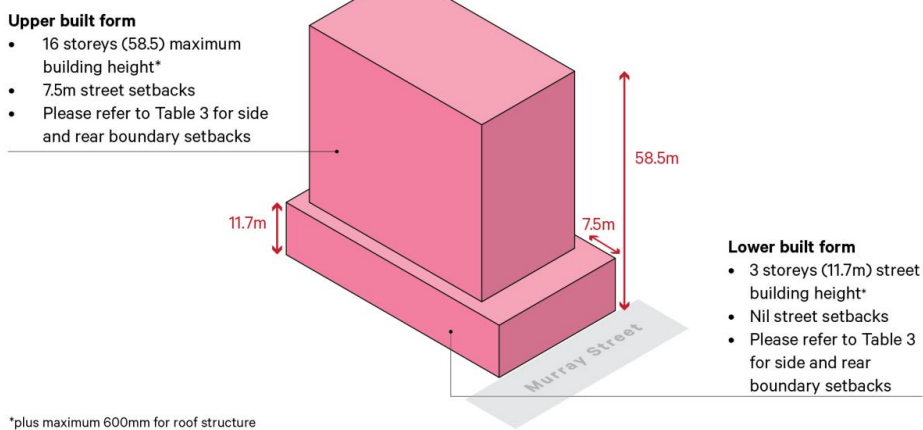


Figure 6. HM-4 Built form control diagram

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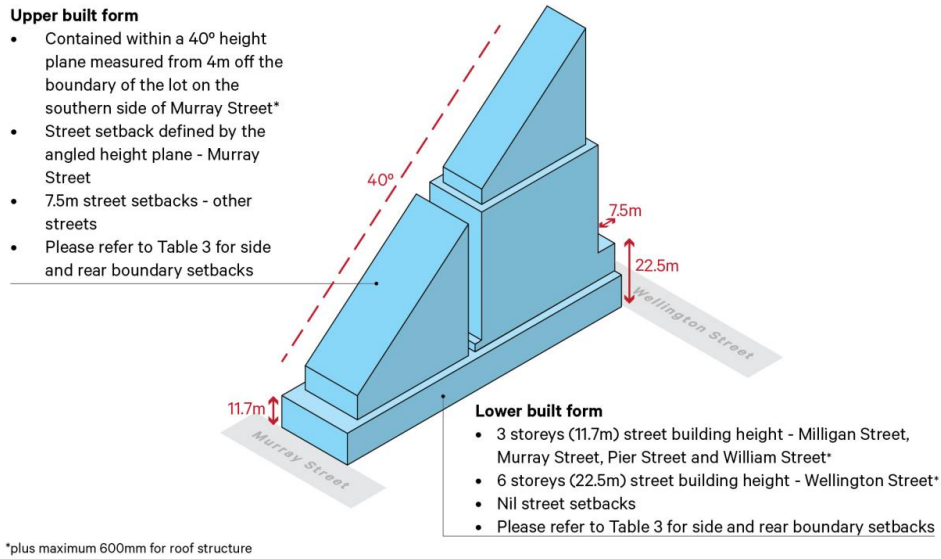


Figure 7. HM-5 Built form control diagram

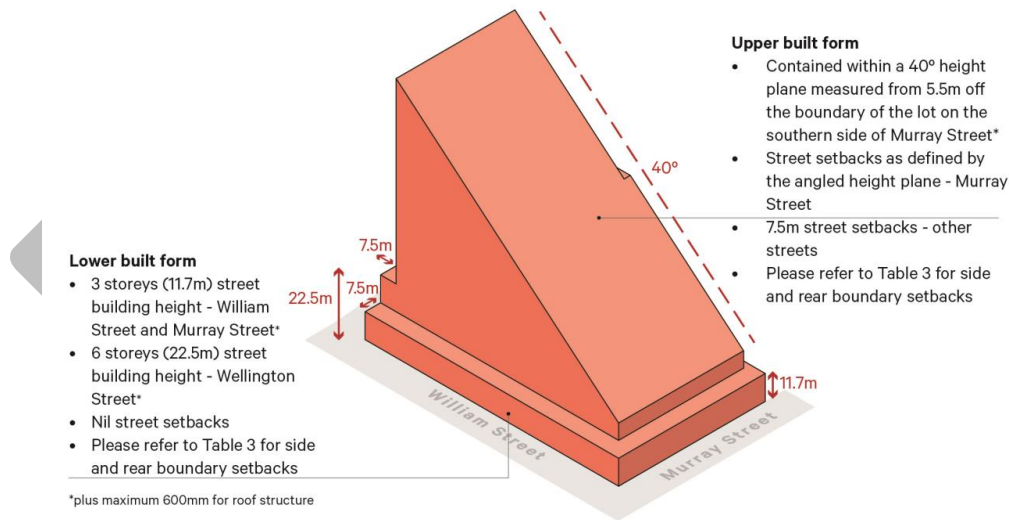


Figure 8. HM-6 Built form control diagram

Councillor Catherine Lezer disclosed an Impartiality Interest in Item 11.2 (as detailed in Item 5)

11.2 Proposed Designation of Barrack Street Heritage Area and draft Barrack Street Heritage Area Local Planning Policy

Responsible Officer	Julia Kingsbury – Acting General Manager Planning and Economic Development
Voting Requirements	Simple Majority
Attachments	Attachment 11.2A – Barrack Street Heritage Area Location Plan Attachment 11.2B – Barrack Street Heritage Area draft Local Planning Policy Attachment 11.2C – Built Form Concept Images - Barrack Street Heritage Area

Purpose

For Council to consider resolving to:

- give notice of the proposed designation of the Barrack Street Heritage Area; and
- prepare and advertise the draft *Barrack Street Heritage Area Local Planning Policy* (LPP).

Recommendation

That Council:

1. In accordance with clause 9 of Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015* RESOLVES to give to each owner of land affected, notice of the proposed designation of the Barrack Street Heritage Area and the proposed *Barrack Street Heritage Area Local Planning Policy*.
2. In accordance with clause 4 of Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015* (the Deemed Provisions) RESOLVES to prepare and advertise the draft *Barrack Street Heritage Area Local Planning Policy* as shown in **Attachment B** to this report.

Background

Current Heritage Protection

1. The current Barrack Street Heritage Area extends along Barrack Street from Wellington Street to Hay Street and also includes several buildings on the north east side of Murray Street. Within this area there are 34 places which also have individual heritage protection by being listed on the City's Heritage List created under its local planning scheme and/or the State Register of Heritage Places.

Local Planning Strategy

2. The City's Local Planning Strategy (Strategy) outlines the strategic direction for the future planning and development of the city including the new local planning scheme and supporting local planning policies. The Strategy was adopted by Council on the 13 December 2022 and endorsed by the Western Australian Planning Commission (WAPC) on 30 May 2023.
3. The Strategy identified several heritage areas within the city, including the Barrack Street Heritage Area. These areas have unique built and streetscape elements that create a special sense of place.
4. The Strategy includes an action to finalise the Barrack Street Heritage Area local planning policy to ensure that its cultural heritage significance is adequately conserved.

Draft Local Planning Scheme No. 3

5. On 30 April 2024, the Council resolved to seek approval from the WAPC to advertise draft Local Planning Scheme No. 3 (LPS3). Draft LPS3 will replace all existing local planning schemes within the city.
6. Under the draft LPS3, the Barrack Street Heritage Area is zoned Capital City – Retail and Mixed Use and has a maximum base plot ratio of 6:1. No bonus plot ratio is available.
7. There are approximately 100 local planning policies that support the existing local planning schemes. These are being replaced and consolidated into a set of new contemporary local planning policies that will be presented to Council in the coming months, with key policies, including the draft Barrack Street Heritage Area LPP, intended to be advertised concurrently with the draft LPS3.

State Government Planning Framework

8. The *Planning and Development (Local Planning Schemes) Regulations 2015* (the Regulations) states that if, in the opinion of the local government, special planning control is needed to conserve and enhance the cultural heritage significance and character of an area, it may, by resolution, designate that area as a heritage area.
9. The Regulations state that if the local government designates an area as a heritage area, it must adopt a local planning policy for the area that sets out the following:
 - a. a map showing the boundaries of the heritage area;
 - b. a statement about the heritage significance of the area; and
 - c. a record of places of heritage significance in the heritage area.

10. The State Government has prepared Guidelines for Heritage Areas to assist in the identification of heritage areas and the preparation of local planning policies for these. These have been referenced in the preparation of the draft Barrack Street Heritage Area LPP.
11. The State Government requires the Residential Design Codes (R-Codes) to be applied across the city to ensure a consistent approach to residential development throughout the State. Heritage areas require some amendment or replacement of certain development provisions of the R-Codes. Some variations to the development provisions only require local government approval, and some require the approval of the WAPC.

Discussion

12. The Barrack Street Heritage Area is located in the Central Perth neighbourhood along Barrack Street between Wellington Street and St Georges Terrace. A location plan is provided at **Attachment A**.
13. The Statement of Significance outlines that the Barrack Street Heritage Area has cultural heritage significance for the following reasons:
 - *The Barrack Street Heritage Area forms a significant planned vista in the early design and layout of central Perth. This vista is enhanced by the landmark quality of key buildings such as the Perth Town Hall, the finely crafted architectural qualities of its late 19th and early 20th century commercial buildings, and the topography of the site as it rises from the river to Hay Street before falling away towards Wellington Street.*
 - *The Barrack Street Heritage Area retains a concentration of early commercial buildings which reflect in their physical form, an understanding of the social and economic development of the City of Perth and the State of Western Australia. The early pattern of development reflects the importance of the street as a centre of commercial activity, closely linked to significant adjoining areas of colonial and State administration.*
 - *The Barrack Street Heritage Area contains a large concentration of richly detailed heritage buildings which while varying in form and arrangement, create a highly valued and visually appealing streetscape through their cohesive setbacks, consistent vertical rhythm, elaborate street front parapets, materials and generally intact physical arrangement particularly above awning level.*
 - *The Barrack Street Heritage Area is closely associated with the early use of firstly the river and then rail as key transport nodes within the city. It contributes to an understanding of the street as a vital link between these transport nodes and makes a significant contribution to the resulting development of the Perth city centre.*
14. The draft Barrack Street Heritage Area LPP (provided at **Attachment B**) seeks to ensure that these important character elements are protected.
15. The objectives of the policy are to:
 - (a) *retain and conserve the cultural heritage significance of the Barrack Street Heritage Area.*
 - (b) *encourage the use and sensitive adaptation of contributory buildings.*
 - (c) *ensure that development in the Barrack Street Heritage Area does not adversely affect its cultural heritage significance.*

Contributory and Non-Contributory Buildings

16. The draft LPP identifies buildings which contribute and those which do not contribute to the cultural heritage significance of the Barrack Street Heritage Area.
17. Contributory buildings are required to be retained and conserved. The draft LPP provides guidance on the retention, conservation, adaptation and alteration of contributory buildings, including front facades and original shopfronts that are a particular feature of this heritage area.
18. Non-contributory buildings may be demolished, provided they do not have individual cultural heritage significance.

Building Heights and Setbacks

Current

19. Currently, a maximum lower built form height of 14m (3 - 4 storeys) applies either side of Barrack Street. Nil setbacks apply to the lower built form from the street as well as side and rear lot boundaries; however, any additional height is required to be set back.
20. On the western side of Barrack Street additional building height above the lower built form is required to be contained within a 45° height plane measured from the streets to the north and south. On the eastern side of Barrack Street, additional height above the lower built form is required to be contained within a 45° angle height plane measured from the street to the south. South of Hay Street, there is either no maximum building height or a 100m height limit.

Proposed

21. The Strategy identifies the Barrack Street Heritage Area as a high scale, mixed use area within the capital city retail area with an indicative building height of greater than 16 storeys. It is also identified as an urban setting area and designated as pedestrian priority area where comfortable microclimates are sought.
22. The indicative building heights in the Strategy have been broadly applied to the area surrounding the Barrack Street Heritage Area. The Strategy states that the indicative building heights are a guide only and will be further investigated in the context of neighbourhood and character areas through the planning scheme review.
23. The draft LPP proposes a maximum lower built form height of two to three storeys for lots on the north side of Hay Street and three to four storeys for lots on the south side of Hay Street, with reference to the adjoining contributory building parapet heights. Nil street and side setbacks are also proposed to retain an urban edge to Barrack Street.
24. The proposed upper built form in Barrack Street Heritage Area has slightly different height provisions for the northern and southern sides of Hay Street. For lots on the north side of Hay Street, additional building height is to be contained within a 40° angle height plane, measured from 1.5 metre off the lot boundary on the southern side of Hay Street. For lots on the north side of Murray Street, additional building height is to be contained within a 40° angle height plane, measured from 4m off the boundary of the lot on the southern side of Murray Street. These height planes allow sunlight access onto the footpath on the southern side of Hay Street and Murray Street to provide for a comfortable pedestrian environment. Images of the proposed built form are provided in **Attachment C**.

25. The maximum building heights within this Heritage Area are higher for the lots with non-contributory buildings and lower for lots with contributory buildings.
26. Upper built form is required to be set back from the street and side lot boundaries to showcase contributory buildings, reduce the impact of building bulk on the street and provide for internal amenity (i.e., access to natural light, ventilation, and privacy).
27. Some lots within the heritage area will not be able to achieve the maximum base plot ratio under draft LPS3 as they are too small or narrow to be able to achieve it. Draft LPS3 proposes to retain the current provisions which allow for landowners of heritage places or places within heritage areas to transfer maximum base plot ratio, which is unable to be used, without adversely affecting its cultural heritage significance, to other sites/landowners within the city for financial exchange.

Building Design

28. The draft LPP seeks to ensure that any new development respects and maintains the prominence of contributory buildings within the street. It provides detailed guidance with respect to the public realm interface, articulation and detailing, awnings, shopfronts, walls, roof forms, materials and finishes, vehicular access and parking, and subdivision and amalgamation.

Car Parking

29. The R-Codes Volume 2 require that car parking areas are not located within the street setback area, are not visually prominent from the street and are designed, landscaped, or screened to mitigate visual impacts. The draft LPP requires that car parking areas are not visible from the street or public realm. Where they are located at or above ground, they are to be sleeved with pedestrian building entries or habitable or lettable floorspace such as offices or shops. This is to prevent blank facades to the street. Screening is not considered sufficient as the parking areas will still be visible and present an inactive land use to the street.
30. The R-Codes Volume 2 also allow basement parking to be protrude a maximum of one metre above natural ground level. This is not considered appropriate in this heritage area as it is not in keeping with the character of the area. Any basement parking in the Barrack Street Heritage Area must be located below natural ground level so that it is not visible from the street.
31. These modifications to the R-Codes will require the approval of the WAPC.

Consultation

32. The *Planning and Development (Local Planning Schemes) Regulations 2015* state that before designating an area as a heritage area, the local government is required to:
- a. give each owner affected by the proposed designation notification of the proposed designation and the proposed draft LPP; and
 - b. advertise the proposed designation, with a sign also being required to be erected in a prominent location within the area.
33. The proposed designation and draft LPP is required to be advertised for 21 days under the Regulations, but given its relationship with the draft LPS3, the draft LPP will be advertised concurrently for 90 days. Commencement of advertising is dependent on the WAPC providing consent to advertise the draft LPS3.

Decision Implications

34. If Council supports the recommendations, the proposed designation and draft LPP will be advertised with draft LPS3 and the suite of key supporting policies.
35. If Council does not support the recommendations, draft LPS3 will be advertised without one of the supporting local planning policies and the Strategy will not be implemented.

Strategic, Legislative and Policy Implications

Strategy	
Strategic Pillar (Objective)	Liveable
Related Documents (Issue Specific Strategies and Plans):	<u>Local Planning Strategy</u> The proposed designation of the Barrack Street Heritage Area and draft Barrack Street Heritage Area LPP aligns with the Local Planning Strategy.

Legislation, Delegation of Authority and Policy	
Legislation:	Planning and Development (Local Planning Schemes) Regulations 2015 (Schedule 2 clauses 4 and 9).
Authority of Council/CEO:	Under the Regulations, the local government must resolve to designate a heritage area but prior to doing so, must provide notification to affected landowners and advertise the intention. The local government must also resolve to prepare a local planning policy, which if supported, must be advertised.
Policy:	Nil.

Financial Implications

36. An amount of \$59,500 has been set aside as part of the City's 2024/25 budget to advertise and undertake consultation on the new LPS3 and key supporting local planning policies.
37. This will enable community information sessions with information boards, hire of the City of Perth library auditorium, public notices, and advertisements in newspapers, as well as letters to all city ratepayers.

Further Information

38. Nil.

Council Resolution (OCM-24/10-006)

Mover: Councillor Liam Gobbert

Seconded: Councillor Catherine Lezer

That Council:

1. In accordance with clause 9 of Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015* RESOLVES to give to each owner of land affected, notice of the proposed designation of the Barrack Street Heritage Area and the proposed *Barrack Street Heritage Area Local Planning Policy*.
2. In accordance with clause 4 of Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015* (the Deemed Provisions) RESOLVES to prepare and advertise the draft *Barrack Street Heritage Area Local Planning Policy* as shown in **Attachment B** to this report.

CARRIED UNOPPOSED (9/0)

For: Lord Mayor Basil Zempilas; Deputy Lord Mayor Bruce Reynolds, Councillors Clyde Bevan, Raj Doshi, Liam Gobbert, Viktor Ko, David Goncalves, Catherine Lezer and Steven Wellard

Against: Nil.

6:27pm Councillor Catherine Lezer disclosed a Proximity Interest in Item 11.3 (as detailed in Item 5), and departed the meeting accordingly.

11.3 Claisebrook Cove Public Realm Rectification Plan - Final Concept

Responsible Officer	Julia Kingsbury – Acting General Manager Planning and Economic Development
Voting Requirements	Simple Majority
Attachments	Attachment 11.3A – Claisebrook Cove Public Realm Rectification Plan – Final Concept Attachment 11.3B – Stakeholder and Community Consultation Results Summary

Purpose

To present the final Concept Plan for the Claisebrook Cove Public Realm Rectification Plan for adoption by Council.

Recommendation

That Council ADOPTS the final Concept Plan for the Claisebrook Cove Public Realm Rectification Plan (**Attachment A**), noting that:

- a. the Claisebrook Cove Public Realm Rectification Plan attached to this report may be formatted (including structurally) and graphically designed following adoption before it is made available; and
 - b. Minor typographical amendments that do not affect the materiality of the document, may also be made to improve the presentation and/or make corrections.
-

Background

1. The delivery of the City of Perth Claisebrook Cove Public Realm Rectification Plan was identified in the Corporate Business Plan as a deliverable for 2022/23.
2. Claisebrook Cove was redeveloped into an urban mixed-use community during the 1990s through Federal and State Government investment. As the area has matured, the redevelopment has subsequently transformed with ageing infrastructure and complex public realm issues.
3. The project area of the Claisebrook Cove Public Realm Rectification Plan encompasses the public realm around Claisebrook Cove. The most significant issues are located along the southern side from Fielder Street to the Trafalgar Bridge and include:
 - a. Lake nearing end of its life;
 - b. Tree root issues e.g. lifting pavements;
 - c. Aging infrastructure e.g. failing walls;
 - d. Underutilised open space;
 - e. Future use of jetty infrastructure;
 - f. Non-compliance for disability, access, and inclusion (Discrimination Act 1992 (DDA) and Australian Standards) e.g. lack of ramps at stairs.
4. In January 2023, a specialist consultancy team was appointed to deliver a Concept Plan, Jetty Feasibility Study and Lake Study.
5. A budget of \$25.3 million has been allocated in the City's Long Term Financial Plan for design development, tender and construction over a 10-year timeframe.
6. The Long Term Financial Plan is being adjusted to suit the final Concept Plan cost estimate of \$31.7 million and the proposed staging of works.
7. The project will be tendered and delivered in two separate stages.

Discussion

8. The Concept Plan has been informed by findings from:
 - a. A program of community and key stakeholder engagement;
 - b. Jetty Feasibility Study;
 - c. Lake Study;
 - d. Lake and Irrigation Report;
9. The Concept Plan provides the City with a coordinated plan to address the complex public realm issues over a 10-year timeframe.
10. The Concept Plan identifies Claisebrook Lake and surrounding public realm as stage one (1) works and Claisebrook Cove and surrounding public realm as stage two (2) works.
11. Implementation of the Concept Plan will progress into detailed design and delivery, with stage one (1) being completed before stage two (2) commences, if approved by Elected Members.

Consultation

12. Initial community engagement was undertaken from 17 February to 3 March 2023 to inform the Jetty Feasibility Study.
13. All jetty work depends on Development WA's dredging of Claisebrook Cove, which is in the procurement stage for water and soil sampling, expected to be completed within six months. When the sampling results are received Development WA will provide the City with an updated commencement date for dredging.
14. A second round of community engagement to seek the community's feedback on the Ideas Plan was undertaken from 19 April to 3 May 2023. The results of this engagement informed the draft Concept Plan.
15. A third round of community engagement to seek the community's feedback on the draft Concept Plan was undertaken from 14 August to 2 September 2024.
16. A total of 350 survey responses were received via Engage Perth. Additionally, five (5) people or groups wrote to the City, and feedback via one (1) phone call was received.
17. 87% of respondents supported the City's commitment to the revitalisation of Claisebrook Cove.
18. The Concept Plan was presented to the East Perth Community Group on 20 August 2024 and at the City of Perth Neighbourhood Group meeting on 5 September 2024.
19. Key themes/issues from the Concept Plan consultation and updates to the Final Concept is outlined below.

Key themes/issues	How this has been addressed in the Final Concept Plan
<p>Mixed support on jetty upgrades</p> <p><i>Noting previous consultation:</i></p> <p>Jetty engagement - February to March 2023</p> <p>Ideas Plan - April – May 2023:</p> <p><i>Respondents prioritised the southern jetty upgrade more than the northern jetty upgrade (71% vs 29).</i></p>	<p><i>The northern jetty upgrade attracted opposition, primarily from nearby residents. This contrasts with previous consultation results which showed support but not as a priority.</i></p> <p><i>The final concept plan proposes to improve access and usability of the existing jetties. References on the plans to public ferry berth's/larger ferry and commercial vessel pick up and drop offs has been removed.</i></p> <p><i>Boat pens to be managed in accordance with existing City of Perth Council Policy 3.4: Allocation and Management of the Boat Pens in Claisebrook Cove.</i></p> <p><i>All jetty works are subject to dredging to the Cove by Development WA. Note included on Concept Plan.</i></p> <p><i>Early consultation with the PTA indicates the State Government's ferry expansion will likely result in a public ferry berth near Matagarup Bridge rather than within the Cove.</i></p>
<p>Retention of existing artwork</p>	<p><i>The intent is to retain or reinterpret the artwork with the artist if it's integrated into landscape features that need upgrading.</i></p> <p><i>The Concept Plan has been updated to include a map of existing artwork across the site.</i></p>

Access improvements a priority	<i>Ground conditions around existing trees to be improved to remove tripping hazards. New and widened footpaths for pedestrians and cyclists throughout.</i> <i>No update to Concept Plan.</i>
Preference for native trees and understorey planting	<i>New tree and understorey plantings will be primarily natives, in accordance with the DBCA Perth Water Buneenboro Landscape and Planting Guidelines.</i> <i>The Concept Plan has been updated to include new tree and understorey plant species that align with DBCA guidelines and City of Perth Street Tree Guide, and are not included in the City's Polyphagous Shot Hole Borer (PSHB) host species list.</i>
Claisebrook Lake a priority	<i>The Lake was the highest priority for upgrade and is included within the first proposed stage of work for the project.</i> <i>Concept Plan staging diagram updated to include proposed staging.</i>
Poor perception of safety	<i>Noted. The plan will be further developed during design development.</i> <i>No update to Concept Plan.</i>
Protect local wildlife	<i>An environmental management plan will be in place prior to the commencement of any construction.</i> <i>No update to Concept Plan.</i>
Support local businesses	<i>Ensuring ongoing community and stakeholder engagement prior to and during construction, ensuring phasing of the project enables ongoing access to businesses and residents.</i> <i>No update to Concept Plan.</i>

20. Consultation on the Concept Plan has been undertaken with the State Government Authorities listed below:
- a. Department of Biodiversity, Conservation and Attractions (DBCA)
 - b. Public Transport Authority (PTA)
 - c. Water Corporation
 - d. Department of Water (DWER)
 - e. Department of Transport (DoT)
 - f. Development WA
21. A summary of the stakeholder engagement results is available in Attachment B.

Decision Implications

22. If Council supports the recommendation, the final plan will be adopted and proceed into detailed design for stage one (1).
23. If Council does not support the recommendation, the City will not be able to finalise the Claisebrook Cove Public Realm Rectification Plan – Concept Plan and the plan will not proceed into the implementation stages.

Strategic, Legislative and Policy Implications

Strategy	
Strategic Pillar (Objective)	Liveable
Related Documents (Issue Specific Strategies and Plans):	Strategic Community Plan 2022-2023 Local Planning Strategy 2023 Sustainability Strategy 2022-2032 Urban Greening Strategy 2023-2036 Urban Forest Plan 2016-2036

Legislation, Delegation of Authority and Policy	
Legislation:	Nil
Authority of Council/CEO:	Nil
Policy:	Nil

Financial Implications

24. The cost estimate of the works based on the final Concept Plan is ~\$31.7 million ex GST.
25. The project will be tendered and delivered in two separate stages. Stage one (1) will be designed and constructed before Stage two (2) commences. Each stage is split into two parts over a four year duration with two years of detailed design followed by two years of construction.
26. Currently the following budgets have been allocated to Claisebrook Cove in the City's Long Term Financial Plan FY2024/25 - 2033/34 (adopted by council in July 2024).

FY 2024/25	FY 2025/26	FY 2026/27	FY 2027/28	FY2028/29
\$500,000	\$4,300,000	\$6,300,000	\$2,700,000	\$2,400,000
<u>Detailed Design and approvals</u>	<u>Construction</u> Tea Tree Lagoon	<u>Construction</u> Tea Tree Lagoon Greenway Stream	<u>Construction</u> Lake Upgrade to Cove & Parkland	<u>Construction</u> The Pinch Point
FY 2029/30	FY 2030/31	FY 2031/32	FY 2032/33	
\$1,400,000	\$2,800,000	\$3,000,000	\$1,900,000	
<u>Construction</u> New Jetty Works (The Royal)	<u>Construction</u> Other Construction	<u>Construction</u> Other Construction	<u>Construction</u> Other Construction	

27. A mid-year update of the Long-Term Financial Plan FY2024/25 - 2033/34 has been modelled by the Chief Financial Officer to establish whether the current estimated cost of ~\$31.7 million can be accommodated in accordance with the following table.

Stage 1 – Claisebrook Lake and Surrounds (mid-year review budget adjusted)			
FY 2024/25	FY 2025/26	FY 2026/27	FY 2027/28
\$500,000	\$1,000,000	\$5,700,000	\$10,000,000
<u>Detailed Design and approvals</u>	<u>Detailed Design and approvals</u>	<u>Construction</u>	<u>Construction</u>
Stage 2 – Claisebrook Cove and Surrounds (mid-year review budget adjusted)			
FY 2028/29	FY 2029/30	FY 2030/31	FY 2031/32
\$500,000	\$800,000	\$6,200,000	\$7,000,000
<u>Detailed Design and approvals</u>	<u>Detailed Design and approvals</u>	<u>Construction</u>	<u>Construction</u>

28. Funding opportunities identified for investigation in detailed design include:
- a. Australian Government Thriving Suburbs Program
 - b. The Swan River Trust Riverbank Program
 - c. WALGA Urban Greening Grants
 - d. Water Corporation Drainage for liveability Program
 - e. Department of Transport Recreational Boating Facilities Scheme
 - f. Gngara Waterwise Councils Grant – Department of Water and Environmental regulation and Water Corporation

Further Information

29. Questions and Responses forming part of the Agenda Briefing Session on 22 October 2024 are as follows:

	Question	Response
1.	<p>Has the City of Perth had any contact with residents regarding bad behaviour with regard to the jetty on the North East end of the Claisebrook area? With regard to the pontoon jetties that are going to go there. There is a lot of housing in that area. There is a concern about the converted crayfish boats that are pulling into that area that have Bucks parties and football clubs. Have we heard anything from the residents to the staff?</p>	<p>On 4 September 2024, during the Concept Plan consultation, a nearby resident reported an incident of bad behaviour from years ago involving a converted crayfish party boat using the northern jetty.</p> <p>No other complaints have been received.</p> <p>The northern jetty currently has poor accessibility for boating craft due to the build-up of silt in the Cove – refer Jetty Feasibility Study in <i>Attachment A on page 86 – current navigable area of Claisebrook Cove</i>.</p> <p>The upgrades are not intended to support large commercial vessels such as party boats. The intent of the jetty design is to allow for a variety of craft types and to improve accessibility. This was informed by initial consultation with the community regarding the jetties in February and March 2023.</p> <p>The ongoing management of the infrastructure will need to comply with <i>Council Policy 3.4 Allocation and Management of the Boat Pens in Claisebrook Cove</i>. This will be updated once the new jetties have been completed.</p> <p>It is also noted that additional community consultation, particularly regarding the northern jetty design, will be undertaken during Stage 2 of the project to ensure they meet community expectations.</p>
2.	<p>We have been contacted a number of times by residents in the Claisebrook area who have expressed concerns perhaps because of confusion rather there being a genuine need for concern about the placement of those jetties and what they may or may not bring.</p> <p>One resident has said “it appears to be me that little thought has been given to the design and placement of the new jetties nor any consideration to the residents that it impacts. The plans allow for too large ugly</p>	<p>As noted above, the jetty upgrades are not intended to support large commercial vessels. The intent of the jetty design is to allow for a variety of craft types and to improve accessibility. This was informed by initial consultation with the community regarding the jetties in February and March 2023.</p> <p>The ongoing management of the infrastructure will need to comply with</p>

	<p>barge type commercial floating moorings totally detached and in front of our existing public jetties, making our jetties totally redundant and useless. These moorings are similar to the moorings that ruined the beautiful views of the waterfront of the Optus Stadium. Do we want these monstrosities in front of our residential units? No.</p> <p>By placing these ugly moorings in front of our units, it would totally ruin the beauty, tranquility and ambience to the entrance of the Cove and would be totally detrimental to the residential setting that we currently enjoy. A commercial vessel birthing with public ferry birthing should be placed in the commercial west end of the Cove by removing the unneeded boats pens planned there. We already have too many boat pens in front of our units on the east side of the cove.”</p> <p>So, my question to the administration are these genuine concerns or can we allay the rate payers of these fears?</p>	<p>Council Policy 3.4 Allocation and Management of the Boat Pens in Claisebrook Cove. This will be updated once the new jetties have been completed.</p> <p>The City considered all the comments raised during the consultation phases and has addressed these particular concerns in the Concept Plan:</p> <p>Reference to commercial ferry berths at the northern jetty was removed as part of the updates to the Final Concept.</p> <p>Fewer berths are proposed on the northern side of the Cove:</p> <p>Existing: 19 x 10m moorings Proposed: 13 x 10m berths</p> <p>The size of the berths is not proposed to change.</p> <p>The intent of the pontoon design is to improve access as they fluctuate with tidal movements and to accommodate a variety of craft types, for example kayaks and paddle craft. The jetty community consultation undertaken in February and March 2023 informed the proposed design.</p> <p>As outlined in the Jetty Feasibility Study, the existing jetty infrastructure is reaching the end of its useable life and the “fixed finger jetties and berthing areas limit access for all vessels under all water levels”.</p> <p>The City consulted with Public Transport Authority (PTA) on 10 September 2024 regarding the proposed ferry stop. PTA advised the following:</p> <p>The Claisebrook Cove ferry stop is part of Stage 2 (upstream). Stage 1 (downstream) includes UWA and Applecross.</p>
<p>3.</p>	<p>Under point 27 in the report – I realise we’re already in 24/25 but why is it that we need 28/29, and 29/30 – two more financial years for design and approvals? If we’ve got 25/26 coming up for design and approvals, can’t we go to construction</p>	<p>Due to the complexity of the Lake and Cove and scale of the project, it will be tendered and delivered in two separate stages. Each stage has a distinct scope, requiring specialised consultancy teams for each.</p>

<p>phase and deliver this faster if all the designs and approvals are done earlier?</p>	<p>The stages are split into two parts over a four year duration with two (2) years of detailed design followed by two (2) years of construction:</p> <p>Stage 1: Claisebrook Lake and surrounds - detailed design FY2024/25 and FY2025/26. Construction in FY2026/27 and FY2027/28.</p> <p>Stage 2: Claisebrook Cove and Surrounds is dependent on State Government dredging of Claisebrook Cove, for which a commencement date has not been set. Detailed design is scheduled for FY2028/29 and FY2029/30 Construction in FY2030/31 and FY2031/32.</p> <p>This staged approach also minimises disruptions to residents, businesses and visitors.</p> <p>It also aligns with the budgets allocated in the City’s Long Term Financial Plan. Bringing Stage 2 forward would have significant financial and resource implications.</p>
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Council Resolution (OCM-24/10-007)

Mover: Councillor Liam Gobbert

Seconded: Councillor Raj Doshi

That Council ADOPTS the final Concept Plan for the Claisebrook Cove Public Realm Rectification Plan (**Attachment A**), noting that:

- a. the Claisebrook Cove Public Realm Rectification Plan attached to this report may be formatted (including structurally) and graphically designed following adoption before it is made available; and
- b. Minor typographical amendments that do not affect the materiality of the document, may also be made to improve the presentation and/or make corrections.

CARRIED UNOPPOSED (8/0)

For: Lord Mayor Basil Zempilas; Deputy Lord Mayor Bruce Reynolds, Councillors Clyde Bevan, Raj Doshi, Viktor Ko, Liam Gobbert, David Goncalves, Catherine Lezer and Steven Wellard

Against: Nil.

6:34pm Councillor Steven Wellard disclosed a Proximity Interest in Item 11.4 (as detailed at Item 5), and departed the meeting accordingly

11.4 Final Adoption of Amendment No. 52 to City Planning Scheme No. 2 (Special Control Area)

Responsible Officer	Julia Kingsbury – Acting General Manager Planning and Economic Development
Voting Requirements	Simple Majority
Attachments	Attachment 11.4A – Location Plan Attachment 11.4B – Scheme Amendment Report Attachment 11.4C – West Perth Precinct Plan Map Attachment 11.4D – Schedule of Submissions

Purpose

For Council to consider:

- the submission received on Amendment No. 52 to City Planning Scheme No. 2 (CPS2) and resolve whether to support the amendment for submission to the Western Australian Planning Commission (WAPC) for final decision by the Minister for Planning.
- whether to adopt the amendment to West Perth Precinct Plan 10 map.

Recommendation

That Council:

1. **SUPPORTS** Amendment No. 52 to City Planning Scheme No. 2, without modification, as per **Attachment B**, pursuant to Regulation 50(3) of the *Planning and Development (Local Planning Schemes) Regulations 2015*.
2. **NOTES** the submission received during the formal consultation period for Amendment No. 52 to City Planning Scheme No. 2.
3. **ADOPTS** the amended Precinct Plan map, as per **Attachment C**, in accordance with the Deemed Provisions Clause 4 and Clause 5 of the *Planning and Development (Local Planning Schemes) Regulations 2015*, and subject to the gazettal of Amendment No. 52.

Background

1. At its Ordinary Meeting held on 30 April 2024, Council resolved to prepare Amendment No. 52 to CPS2 and advertise the associated precinct plan map modification.
2. The Environmental Protection Authority did not require environmental assessment of the amendment and the Department of Planning, Lands and Heritage approved the amendment for advertising.
3. The amendment will establish a Special Control Area (SCA) over 935 (Lot 3), 937 (Lot 2) and 939 (Lot 1) Wellington Street, West Perth (the site). A location plan is at **Attachment A**.
4. The SCA will increase the base plot ratio for the site from 2:1 to 4:1 for Residential and Special Residential use groups. The base plot ratio of 1.33:1 for all other use groups will remain unchanged.
5. The site currently consists of three two-storey terrace buildings which are being used as offices. The SCA has been requested to facilitate a mixed-use redevelopment of the site, consisting of commercial tenancies on the lower levels and apartments on the upper levels.
6. A minor amendment to the West Perth Precinct Plan 10 map is required to integrate the SCA into the local planning framework, as detailed in **Attachment C**.

Discussion

7. The Local Planning Strategy (Strategy) identifies the subject site in an 'Intensification Investigation Area' with an indicative built form of 'Medium-High Scale Mixed Use (<16 Storeys)'. The Neighbourhood Priority for West Perth includes increasing the residential population and delivering affordable and diverse housing.
8. The draft Local Planning Scheme No. 3 (LPS3) proposes a base plot ratio of 5:1 for the subject site. Noting the LPS3 shift in what is included in the calculation of floor area for plot ratio, and use of the R-Codes definition, it is considered the proposed 4:1 for this site is appropriately aligned with LPS3.
9. Council Policy 3.5 (CP 3.5) provides a framework to assess the appropriateness of preparing scheme amendments ahead of the new Local Planning Scheme No.3 (LPS3). Amendment No. 52 satisfies the provisions of CP 3.5 as presented to Council at the Ordinary Council Meeting held on 30 April 2024.
10. As a result of advertising, one objection was received. The objection raised concerns regarding loss of heritage character, and the car parking and commercial design of future development impacting on traffic, noise, and character of the area.
11. The existing terrace buildings on the site are identified on the City's local heritage survey, but not on the local heritage list. Therefore, there is no statutory protection of these buildings. The applicant has submitted a dilapidation report that states the buildings are at the end of their lifespan and that it is not feasible to retain the existing buildings as part of a redevelopment of the site.
12. Whilst the scheme amendment report indicates that development concepts have been prepared for redevelopment of the site, these are concepts only, and does not commit the landowner or the City to this outcome.
13. Future redevelopment will require a development application to be lodged, assessed and approved. The development application is the appropriate planning mechanism to assess any proposal, when full details of a proposal are known, and considers matters such as amenity, traffic and car parking.
14. No modifications are proposed to the amendment and precinct plan policy as a result of the submission.

15. Given the strategic alignment of Amendment No. 52 with the Strategy and draft LPS3, it is recommended Council supports Amendment No. 52 and the corresponding amendment to the Precinct Plan map.

Consultation

16. The amendment and modification to West Perth Precinct Plan 10 map were advertised for a period of 42 days in accordance with Clause 47 (3) of the *Planning and Development (Local Planning Schemes) Regulations 2015*.
17. The method of advertising included letters to landowners directly abutting and adjoining the subject site, a notice placed in the newspaper, notices placed in the Council House foyer and the City of Perth Library, and information displayed on the Engage Perth website.
18. One submission was received, being an objection. The following issues were raised in the objection:
- Do not support another car park in the proposed development;
 - The commercial design of the development impacts the existing character of the area;
 - The loss of heritage character provided by the existing buildings;
 - Increased traffic and noise; and
 - Potential loss in property values.
19. The submission and the Administration's response is provided in **Attachment D**.

Decision Implications

20. Council has the option to support Amendment No. 52, with or without modifications, or not support the amendment.
21. If Council supports the recommendation:
- the amendment will be forwarded to the WAPC for its consideration and recommendation to the Minister for Planning for a final decision.
 - the precinct plan policy will be updated following the Minister's approval of the amendment.
22. If Council does not support the recommendation:
- the amendment will be forwarded to the WAPC for its consideration and recommendation to the Minister for Planning for a final decision.
 - the precinct plan policy will not be amended.

Strategic, Legislative and Policy Implications

Strategic Community Plan	
Strategic Pillar (Objective)	Liveable
Related Documents (Issue Specific Strategies and Plans):	<p>Strategic Community Plan 2022-2032</p> <p>The scheme amendment will facilitate a new mixed-use development (predominantly residential), which aligns with the 'Liveable' pillar of the Strategic Community Plan 2022-2032.</p> <p>Local Planning Strategy 2023</p> <p>The Neighbourhood Priority for West Perth is to increase the residential population to create more vibrancy and activity outside of office hours, while maintaining the neighbourhood's function as a Secondary Office Area. The scheme amendment will facilitate a new mixed-use development (predominantly residential), which will deliver additional residential dwellings with diverse housing types. This aligns with the Neighbourhood Priority for West Perth.</p>

Legislation, Delegation of Authority and Policy	
Legislation:	<p><i>Planning and Development Act 2005</i></p> <ul style="list-style-type: none"> Section 75 provides legislative power to the Council to prepare changes to its local planning scheme. Section 81 requires referral of scheme amendments to the Environmental Protection Authority prior to advertising. Section 84 requires a scheme amendment to be advertised and for submissions to be considered by the local government. Section 87 outlines the Minister's approval process for a local planning scheme amendment. <p><i>City of Perth Act 2016</i></p> <ul style="list-style-type: none"> 8(1)(a) to provide for the good government of persons in the City of Perth, including residents, ratepayers and visitors. 8(1)(b) to represent the community and encourage community participation in decision-making. 8(1)(f) to initiate and promote the continued growth and environmentally sustainable development of the City of Perth and ensure its continued role as a thriving centre of business with vibrant cultural and entertainment precincts, while enhancing and protecting its natural environment and having due regard to the flow-on impact on the Perth metropolitan area. <p><i>Planning and Development (Local Planning Schemes) Regulations 2015</i></p> <ul style="list-style-type: none"> Regulation 49 and 50 outline the process for the consideration of submissions on a standard amendment to a local planning scheme.

	<ul style="list-style-type: none"> Regulation 53 outlines the information required to be provided to the WAPC for the Minister’s consideration of a standard amendment to a local planning scheme. Regulation 4(1) specifies the requirements for advertising local planning policy amendments. <p>City Planning Scheme No. 2</p> <ul style="list-style-type: none"> Clause 39 refers to Special Control Areas. Clauses 3A of Schedule A - Supplemental Provisions refers to amending Precinct Plans.
<p>Authority of Council/CEO:</p>	<p>The <i>Planning and Development Act 2005</i> and <i>Planning and Development (Local Planning Schemes) Regulations 2015</i> gives local governments powers in relation to Local Planning Schemes and Local Planning Policies.</p> <p>The above provisions of the <i>Planning and Development Act 2005</i> requires a decision to amend a Local Planning Scheme be by Council resolution.</p>
<p>Policy:</p>	<p>City Planning Scheme No. 2 Precinct Plan 10 – West Perth</p> <p>The intent for the West Perth Precinct Office/Residential Area is to provide for a wide range of office and residential activities together with restaurants (including cafes) and other uses which serve the immediate needs of the work force and residents and add to the area's vitality and attraction. The development of independent residential uses will be strongly encouraged. The scheme amendment will facilitate a new residential development, which aligns with the intent for the area under the Precinct Plan.</p> <p>Council Policy 3.5 – Initiation of Local Planning Scheme Amendments</p> <p>CP 3.5 provides a framework to guide the preparation of scheme amendments ahead of the new Local Planning Scheme No. 3. The scheme amendment meets the requirements of CP 3.5.</p>

Financial Implications

23. In accordance with the *Planning and Development Regulations 2009* and *Planning and Development (Local Planning Schemes) Regulations 2015* the costs associated with the assessment, advertising and gazettal of the scheme amendment are met by the applicant.

Further Information

24. Nil.

Council Resolution (OCM-24/10-008)

Mover: Councillor Liam Gobbert

Seconded: Councillor Catherine Lezer

That Council:

1. **SUPPORTS** Amendment No. 52 to City Planning Scheme No. 2, without modification, as per **Attachment B**, pursuant to Regulation 50(3) of the *Planning and Development (Local Planning Schemes) Regulations 2015*.
2. **NOTES** the submission received during the formal consultation period for Amendment No. 52 to City Planning Scheme No. 2.
3. **ADOPTS** the amended Precinct Plan map, as per Attachment C, in accordance with the Deemed Provisions Clause 4 and Clause 5 of the Planning and Development (Local Planning Schemes) Regulations 2015, and subject to the gazettal of Amendment No. 52.

CARRIED UNOPPOSED (8/0)

For: Lord Mayor Basil Zempilas; Deputy Lord Mayor Bruce Reynolds, Councillors Clyde Bevan, Raj Doshi, Viktor Ko, Liam Gobbert, David Goncalves, Catherine Lezer and Steven Wellard

Against: Nil.

6:34pm

Councillor Steven Wellard returned to the meeting prior to Item 11.5

11.5 Final Bike Plan – 2025 – 2035

Responsible Officer	Julia Kingsbury – Acting General Manager Planning and Economic Development
Voting Requirements	Simple Majority
Attachments	Attachment 11.5A – Draft Bike Plan - 2025 - 2035 - Marked Up Attachment 11.5B – Final Bike Plan - 2025 - 2035 Attachment 11.5C – Stakeholder and Community Consultation Results Summary

Purpose

To present the final Bike Plan – 2025 - 2035 for adoption by Council.

Recommendation

That Council ADOPTS the final Bike Plan – 2025 - 2035 (**Attachment B**), noting that:

- a. the Bike Plan attached to this report may be formatted (including structurally) and graphically designed following adoption before it is made available; and
- b. Minor typographical amendments, that do not affect the materiality of the document, may also be made to improve the presentation and/or make corrections.

Background

1. The development of a Bike Plan was a key deliverable in the Corporate Business Plan and the Sustainability Strategy – Implementation Plan 2023/24.
2. This new plan will guide the City's future project priorities over a 10-year period and will help to secure funding from various external sources including the Perth Parking Management Act.
3. The City's Cycle Plan 2029 was adopted by Council in 2012. Its purpose was to encourage more people to ride bikes for transport, especially women and City residents. The plan included bike infrastructure upgrades and promotional initiatives.
4. Since the adoption of the Cycle Plan 2029, the City has built a strong foundation for its bike network. However, significant gaps remain. These gaps are particularly apparent in the on-road parts of the bike network.
5. In mid-December 2023, a Background Paper was distributed to Elected Members that captured the following:
 - a. A summary of work completed since the last plan was adopted, which forms the beginnings of a strong bike network that can be built upon.
 - b. The current conditions, key issues, and opportunities to be addressed in a new plan, as well as identification of global trends in active transport and city design.
 - c. A summary of initial community consultation which was undertaken in July 2023.
6. At the 25 June 2024 Ordinary Council Meeting, Council approved the draft Bike Plan 2025-2035 for the purposes of community consultation, noting that community feedback will inform the development of a final document to be presented back to Council at a future meeting.

Discussion

7. The plan has been informed by findings from:
 - a. A program of community and key stakeholder engagement;
 - b. Review of the City's previous Cycle Plan 2029;
 - c. Data collection and analysis, including bike counts across key City locations; and
 - d. A high-level review of current best practice.
8. This plan aims to create a safe and convenient bike riding environment for bikes over the next decade. This includes:
 - a. Capital works projects;
 - b. Planning initiatives;
 - c. Advocacy to State Government agencies; and
 - d. Promotional activity for all major bike projects.
9. The plan will be reviewed every four years to incorporate community feedback and align with current best practices, state policies, and legislation.

Consultation

10. There have been two levels of engagement that have informed the final Bike Plan.
11. Initial consultation was undertaken in July 2023 to understand what cycling in the city was like for our community. The results of this engagement informed the draft Bike Plan.
12. A second round of consultation was undertaken in July 2024 seeking feedback on the draft Bike Plan.
13. At the close of the consultation on 26 July 2024, the City received 946 survey responses including one from RAC.
14. 95.5% of respondents supported the City's commitment to improving the bike riding environment over the next 10 years.
15. Most respondents were male (71%), indicating that women are under-represented among bike riders in the City.
16. PTA, West Cycle, and the Department of Transport provided separate written responses which were received via email.
17. While the main themes and priorities identified from the feedback validated the content of the draft plan, the following amendments were made in the final Bike Plan:
 - a. Wording was revised to reflect PTA's existing efforts to accommodate cycling at train stations.
 - b. An additional advocacy initiative was added for the City to engage with PTA to expand its secure bike storage facilities.
 - c. An additional advocacy initiative was added for the City to engage with the Department of Transport on its Long Term Cycle Network change management process.
 - d. Key development areas were added to the bike network map to address perceived gaps.
 - e. More detailed information was provided about the proposed capital works projects.
 - f. Minor re-wording to reinforce the intent of the plan.
18. Community consultation results have been added as an appendix to the final plan.

Decision Implications

19. If Council supports the recommendation, the delivery of initiatives identified in the plan will commence.
20. If Council does not support the recommendation, this may delay the delivery of some of the initiatives identified in the plan.

Strategic, Legislative and Policy Implications

Strategy	
Strategic Pillar (Objective)	Liveable
Related Documents (Issue Specific Strategies and Plans):	Corporate Business Plan 2022/23 - 2025/26 Local Planning Strategy Economic Development Strategy 2022 - 2032 Sustainability Strategy 2022-2032 Sustainability Strategy – Implementation Plan 2023/24 Social, Health and Wellbeing Strategy 2023 – 2033 Urban Greening Strategy 2023 - 2036 Disability Access and Inclusion Plan 2021 – 2025 Forgotten Spaces – Revitalising Perth’s Laneways – 2023 – 2033 Public Lighting Framework - 2019 Urban Forest Plan 2016

Legislation, Delegation of Authority and Policy	
Legislation:	Nil.
Authority of Council/CEO:	
Policy:	Nil.

Financial Implications

21. An annual combined budget of \$300,000 for the Bike and Walking Plans, from 2025/26 – 2033/34, has been included in the City's Long-Term Financial Plan (LTFP) to undertake minor works.
22. Many of the proposed initiatives in the Bike Plan will be delivered via projects which have budget already allocated in the City's Long Term Financial Plan including:
 - a. Hill Street Two-Way – new bike lanes from Terrace Road to Royal Street
 - b. Claisebrook Cove Public Realm Upgrades – section of new shared path
 - c. Hay Street West (William to Elder) Two-Way – lower speed limits
 - d. Hay Street West (Elder to Thomas Street) Two-Way – lower speed limits
 - e. Murray Street West (Elder to Thomas Street) – lower speed limits
 - f. Thomas Street Widening – new shared path from Kings Park Road to Wellington Street
 - g. Urban Forest Program – new tree planting through the city
 - h. Public space strategy implementation (for future park upgrades which will include new links)
 - i. Lighting Enhancement Program – ongoing lighting improvements across city streets
23. External funding through the Perth Parking Management Act will also be sought to fund projects over the next ten years.
24. In addition to this, the Federal Government announced on 7 May 2024, a new National Active Transport Fund committing \$100 million over four years to upgrade and deliver new bike and walking paths. Details of the new fund will be made public ahead of a 1 July 2025 start.

Further Information

25. Nil.

Council Resolution (OCM-24/10-009)

Mover: Councillor Liam Gobbert

Seconded: Deputy Lord Mayor Bruce Reynolds

That Council ADOPTS the final Bike Plan – 2025 - 2035 (**Attachment B**), noting that:

- a. the Bike Plan attached to this report may be formatted (including structurally) and graphically designed following adoption before it is made available; and
- b. Minor typographical amendments, that do not affect the materiality of the document, may also be made to improve the presentation and/or make corrections.

CARRIED UNOPPOSED (8/0)

For: Lord Mayor Basil Zempilas; Deputy Lord Mayor Bruce Reynolds, Councillors Clyde Bevan, Raj Doshi, Viktor Ko, Liam Gobbert, David Goncalves, Catherine Lezer and Steven Wellard

Against: Nil.

11.6 Final Walking in the City Plan – 2025 – 2035

6:34pm

Councillor Viktor ko returned to the meeting prior to Item 11.6

Responsible Officer	Julia Kingsbury – Acting General Manager Planning and Economic Development
Voting Requirements	Simple Majority
Attachments	Attachment 11.6A – Draft Walking in the City Plan - 2025 - 2035 - Marked Up Attachment 11.6B – Final Walking in the City Plan - 2025 - 2035 Attachment 11.6C – Stakeholder and Community Consultation Results Summary

Purpose

To present the Walking in the City Plan – 2025 – 2035 to Council for final adoption.

Recommendation

That Council ADOPTS the final Walking in the City Plan – 2025 - 2035 (**Attachment B**), noting that:

- a. the Walking in the City Plan attached to this report may be formatted (including structurally) and graphically designed following adoption before it is made available; and
- b. Minor typographical amendments, that do not affect the materiality of the document, may also be made to improve the presentation and/or make corrections.

Background

1. The development of a Walking Plan was a key deliverable in the Corporate Business Plan and the Sustainability Strategy - Implementation Plan 2023/24.
2. A walkable city prioritises the creation of comfortable, attractive, and continuous walking routes that cater for a diverse group of people with different needs.
3. This new plan will guide the City's future project priorities over a 10-year period and will help to secure funding from various external sources including the Perth Parking Management Act.
4. At the 25 June 2024 Ordinary Council Meeting, Council approved the draft Walking in the City Plan 2025-2035 for the purposes of community consultation, noting that community feedback will inform the development of a final document to be presented back to Council at a future meeting.

Discussion

5. The Walking in the City Plan has been informed by the following:
 - a. The current conditions, key challenges and opportunities as well as identification of global trends in city design.
 - b. Community and stakeholder consultation undertaken in September 2023 and July 2024.
 - c. Data collection and analysis including pedestrian counts across key locations in the city.
 - d. A high-level review of current best practice.
6. Other challenges include:
 - a. Delays at traffic lights.
 - b. Road and personal safety.
 - c. A growing and ageing population.
 - d. Narrow streets and competing demands for street space.
 - e. Summer heatwaves.
7. This plan aims to enhance the city's walking environment over the next decade, ensuring convenient and enjoyable streets and public spaces for everyone. This includes:
 - a. Planning for future growth – streets and public spaces that can accommodate a growing city and residential population.
 - b. Accessibility – streets and public spaces that can be accessed by everyone regardless of ability or age.
 - c. Reducing delay – the walking experience in the city is an enjoyable and quick way to move around.
 - d. Improving safety – both road and personal safety day and night.
 - e. Managing competing use of space – guide the form and function of city streets.
 - f. Prioritising where the people are – match the level of service to public spaces where pedestrian volumes are highest.

8. The plan outlines a series of priorities including projects and program areas that will achieve this aim. Projects such as new lighting, wayfinding signage installation and tree planting are existing programs which continue to enhance the walkability of the city.
9. The plan will be reviewed every four years to incorporate community feedback and align with current best practices, state policies, and legislation.

Consultation

10. There have been two levels of engagement that have informed the final Walking in the City Plan.
11. Initial engagement was undertaken in October 2023 to understand what walking in the city was like for our community.
12. A second round of consultation was undertaken in July 2024 seeking feedback on the draft Walking in the City Plan.
13. At the close of the consultation on 26 July 2024, a total of 282 survey responses were received which included a response from RAC.
14. 97.5% of respondents agreed with the City's commitment to improving the walking environment over the next 10 years.
15. Most respondents were female (58%), indicating that the walking environment, particularly personal safety, is of great importance. This is consistent with national ABS statistic in 2016 that found that 26.5% of women feel unsafe walking alone at night compared to 4.2% of men.
16. The Public Transport Authority (PTA) and the Department of Transport provided separate written responses which were received via email.
17. While the main themes and priorities identified from the feedback validated the content of the draft plan, the following amendments were made in the final Walking in the City Plan:
 - a. Rewording of advocacy in relation to buses crossing the city centre from the north and south.
 - b. The Preferred Walking Network map on page 10 was updated to align with the City's Local Planning Strategy (pedestrian priority areas and station renewal precincts) and the reference to the Perth Parking Policy amended.
 - c. Additional advocacy included to expand the Pedestrian Priority Zone map in the Perth Parking Policy.
 - d. Minor re-wording and updates throughout the document to reinforce the intent of the plan.
18. A summary of community and stakeholder consultation results have been added as an appendix to the final plan.

Decision Implications

19. If Council supports the recommendation, the delivery of initiatives identified in the plan will commence.
20. If Council does not support the recommendation, this may delay the delivery of some of the initiatives identified in the plan.

Strategic, Legislative and Policy Implications

Strategy	
Strategic Pillar (Objective)	Liveable
Related Documents (Issue Specific Strategies and Plans):	Corporate Business Plan 2022/23 - 2025/26 Local Planning Strategy Economic Development Strategy 2022 - 2032 Sustainability Strategy 2022-2032 Sustainability Strategy – Implementation Plan 2023/24 Social, Health and Wellbeing Strategy 2023 – 2033 Urban Greening Strategy 2023 - 2036 Disability Access and Inclusion Plan 2021 – 2025 Forgotten Spaces – Revitalising Perth’s Laneways – 2023 – 2033 Public Lighting Framework - 2019 Urban Forest Plan 2016

Legislation, Delegation of Authority and Policy	
Legislation:	Nil.
Authority of Council/CEO:	
Policy:	Nil.

Financial Implications

21. An annual combined budget of \$300,000 for the Bike and Walking Plans, from 2025/26 – 2033/34, has been included in the City’s Long-Term Financial Plan (LTFP) to undertake minor works.
22. Many of the proposed initiatives in the Walking in the City Plan will be delivered via projects which have budget already allocated in the City’s Long Term Financial Plan including:
 - a. Hill Street Two-Way – simplified intersections and greater legibility for all users.
 - b. Major Streets Enhancement – various streetscape upgrades across the city commencing with James Street, Northbridge. Other future works may include William Street which has been highlighted in the plan as a key priority.
 - c. Laneways Refresh Program – ongoing program of works to enhance City owned laneways, including signposting as shared spaces.
 - d. Claisebrook Cove Public Realm Upgrades includes new paths.
 - e. Hay Street West (William to Elder) Two-Way – enhanced public realm, wider footpaths, and lower speed limits.
 - f. Hay Street West (Elder to Thomas Street) Two-Way – simplified intersections and lower speed limits.
 - g. Murray Street West (Elder to Thomas Street) Two-Way – simplified intersections and lower speed limits.
 - h. Thomas Street Widening – new shared path from Kings Park Road to Wellington Street.

- i. Urban Forest Program – new tree planting through the city.
 - j. Public space strategy implementation (for future park upgrades which will include new pedestrian links).
 - k. Lighting Enhancement Program – ongoing lighting improvements across city streets includes creative lighting.
 - l. Wayfinding signage rollout – new signage to support wayfinding across neighbourhoods.
23. In addition to these projects, specific projects such as changes to traffic signal phasing will require an annual OPEX budget of \$50,000 to undertake traffic modelling and data collection.
24. This analysis will inform intersection priorities and future CAPEX budget requirements from 2026 to roll out improvements.
25. External funding through the Perth Parking Management Act will also be sought to fund projects over the next ten years.
26. In addition to this, the Federal Government announced on 7 May 2024, a new National Active Transport Fund committing \$100 million over four years to upgrade and deliver new bike and walking paths. Details of the new fund will be made public ahead of a 1 July 2025 start.

Further Information

27. Nil.

Council Resolution (OCM-24/10-010)

Mover: Lord Mayor Basil Zempilas

Seconded: Councillor Clyde Bevan

That Council ADOPTS the final Walking in the City Plan – 2025 - 2035 (**Attachment B**), noting that:

- a. the Walking in the City Plan attached to this report may be formatted (including structurally) and graphically designed following adoption before it is made available; and
- b. Minor typographical amendments, that do not affect the materiality of the document, may also be made to improve the presentation and/or make corrections.

For : Lord Mayor Basil Zempilas; Deputy Lord Mayor Bruce Reynolds; Councillors Clyde Bevan, Raj Doshi, Liam Gobbert, David Goncalves, Viktor Ko, Catherine Lezer, and Steven Wellard

Against : Nil

CARRIED EN BLOC (9/0)

For: Lord Mayor Basil Zempilas; Deputy Lord Mayor Bruce Reynolds; Councillors Clyde Bevan, Raj Doshi, Liam Gobbert, David Goncalves, Viktor Ko, Catherine Lezer, and Steven Wellard

Against: Nil.

12. Community Development Alliance Reports

12.1 City of Perth 2024 Local Emergency Management Arrangements

Responsible Officer	Rebecca Taylor – Acting General Manager Community Development
Voting Requirements	Simple Majority
Attachments	Attachment 12.1A – General Plan 2024 Attachment 12.1B – Local Recovery Plan 2024 Attachment 12.1C – Emergency Movement of People Arrangements 2024 Attachment 12.1D – Emergency Animal Welfare Plan 2024 Attachment 12.1E – Temporary Memorial Plan 2024

Purpose

To present the 2024 Local Emergency Management Arrangements for Council approval.

Recommendation

That Council APPROVES the 2024 Local Emergency Management Arrangements, in compliance with the State Emergency Management Procedures, consisting of the:

- a. General Plan 2024 (**Attachment A**)
 - b. Local Recovery Plan 2024 (**Attachment B**)
 - c. Emergency Movement of People Arrangements 2024 (**Attachment C**)
 - d. Emergency Animal Welfare Plan 2024 (**Attachment D**)
 - e. Temporary Memorial Plan 2024 (**Attachment E**)
-

Background

1. Under the *Emergency Management Act 2005*, all Local Governments must possess Local Emergency Management Arrangements and undertake five yearly reviews of the documents.
2. Local Emergency Management Arrangements set out local government's policies, strategies, and priorities for emergency management. They describe emergencies that are likely to occur, define roles and responsibilities, resources and facilities within the community, and detail local governments recovery arrangements.
3. The City of Perth is due to update their Local Emergency Management Arrangements in 2024 to ensure compliance.

Discussion

4. The revised Local Emergency Management Arrangements have been noted by the City's Executive Leadership Team and endorsed by Local Emergency Management Committee and Department of Fire and Emergency Services.
5. Upon Council approval, the documents will be circulated through the Department of Fire and Emergency Services and recorded as compliant by the State Emergency Management Committee.
6. The State Emergency Management Committee, over the next 12 to 24 months, in collaboration with key stakeholders including the Western Australian Local Government Association, will be reviewing the guidelines and process for Local Emergency Management Arrangement's. Once this review is completed, the City will again review its own arrangements to ensure continuing compliance with updated guidelines.
7. Where arrangements are scheduled for review, the State requires local government to proceed as planned to maintain their obligations under the *Emergency Management Act 2005*.

Consultation

8. The Local Emergency Management Arrangements have been reviewed in conjunction with the Local Emergency Management Committee and key state agencies such as the Department of Fire and Emergency Services.
9. Feedback from the Committee and agencies was incorporated into the final documents prior to endorsement.

Decision Implications

10. If Council does not approve or if Council recommends significant changes to the Local Emergency Management Arrangements, the approval process will need to recommence.
11. If recommended changes are minor, these may be included where appropriate, and distributed to the Local, State and District Emergency Management Committees.

Strategic, Legislative and Policy Implications

Strategy	
Strategic Pillar (Objective)	A Well-Governed City
Related Documents (Issue Specific Strategies and Plans):	Safe City Plan 2021 - 2024 Focus Area: Prepare Community Objective 1: Ensure the City's emergency management arrangements are up to date, achieve best practice and meet legal requirements.

Legislation, Delegation of Authority and Policy	
Legislation:	<p><i>Emergency Management Act 2005 s42.1</i></p> <p>A local government is to ensure that its local emergency management arrangements are reviewed in accordance with the procedures established by the State Emergency Management Committee.</p> <p>State Emergency Management Procedure 2023</p> <p>Approval</p> <p>Prior to approval by council, local government should:</p> <ul style="list-style-type: none"> • Review the plan to ensure that relevant parties have been consulted in the development of the Local Emergency Management Arrangements. • Ensure that endorsement has been gained from their Local Emergency Management Committee, with the date of endorsement reflected in the minutes and the arrangements. • Table the Local Emergency Management Arrangements at a local government council meeting as soon as reasonably practicable for approval. <p>Distribution/Communication</p> <p>Once approved by Council, the Local Emergency Management Arrangements are to be distributed:</p> <ul style="list-style-type: none"> • To the Local Emergency Management Committee for noting. • To the Local Emergency Management Committee to forward to the District Emergency Management Committee for noting. • From the District Emergency Management Committee to the State Emergency Management Committee for noting at the next State Emergency Management Committee meeting. • To the Local Emergency Coordinator for noting and reference. • To other agencies, industries and persons as considered appropriate by the local government including neighbouring local governments, local libraries, and related committees.
Authority of Council/CEO:	The <i>Emergency Management Act s42.1</i> requires Local Government to follow the State Emergency Management Committees procedures for endorsement of the Local Emergency Management Arrangements.
Policy:	Nil

Financial Implications

Nil.

Further Information

12. Questions and Responses forming part of the Agenda Briefing Session on 22 October 2024 are as follows:

	Question	Response
1.	<p>Page 373: Refers to five plans, but lists six in this paragraph:</p> <p>3.2.4 Response Plans The City has five emergency response plans providing guidance on operational decision making using the TARP (Trigger / Action / Responsibility / Procedure) model for the following emergencies:</p> <ul style="list-style-type: none">• Earthquake• Bushfires• Storm• Flood• Heatwave• Human Biosecurity	<p>Noted and acknowledge this should read:</p> <p>“The City has six emergency response plans providing guidance on operational decisions.....”</p> <p>The document will be amended for accuracy for the OCM.</p>

Council Resolution (OCM-24/10-011)

Mover: Councillor Catherine Lezer

Seconded: Councillor Raj Doshi

That Council APPROVES the 2024 Local Emergency Management Arrangements, in compliance with the State Emergency Management Procedures, consisting of the:

- a. General Plan 2024 (**Attachment A**)
- b. Local Recovery Plan 2024 (**Attachment B**)
- c. Emergency Movement of People Arrangements 2024 (**Attachment C**)
- d. Emergency Animal Welfare Plan 2024 (**Attachment D**)
- e. Temporary Memorial Plan 2024 (**Attachment E**)

CARRIED UNOPPOSED (9/0)

For: Lord Mayor Basil Zempilas; Deputy Lord Mayor Bruce Reynolds, Councillors Clyde Bevan, Raj Doshi, Viktor Ko, Liam Gobbert, David Goncalves, Catherine Lezer and Steven Wellard

Against: Nil.

Councillor Steven Wellard disclosed an Impartiality Interest in Item 12.2 (as detailed in Item 5)
Councillor David Goncalves disclosed an Impartiality Interest in Item 12.2 (as detailed in Item 5)

12.2 Adoption of the LGBTQIA+ Plan 2025 – 2029

Responsible Officer	Rebecca Taylor – Acting General Manager Community Development
Voting Requirements	Simple Majority
Attachments	Attachment 12.2A – LGBTQIA+ Plan 2025 - 2029

Purpose

To present the *LGBTQIA+ Plan 2025 – 2029* for adoption by Council.

Recommendation

That Council ADOPTS the *LGBTQIA+ Plan 2025 – 2029* as at **Attachment A**, noting that:

- a. the LGBTQIA+ Plan 2025 - 2029 attached to this report may be formatted (including structurally) and graphically designed following adoption before it is made available; and
 - b. Minor typographical amendments, that do not affect the materiality of the document, may also be made to improve the presentation and/or make corrections.
-

Background

1. On 24 November 2020, Council established a LGBTQIA+ Advisory Group. Following development of a Terms of Reference and recruitment to the Advisory Group, fifteen community members were appointed to the Advisory Group.
2. On 26 October 2021, Council adopted the City of Perth’s first LGBTQIA+ Plan (2021 – 2024). This plan, along with the City’s two other equity, diversity and inclusion (EDI) plans – the Disability Access and Inclusion Plan and Reconciliation Plan – sits under the overarching Equity, Diversity and Inclusion Framework.
3. Key highlights from the City’s delivery of actions under the current LGBTQIA+ Plan include:
 - a. Receiving the Institute of Public Administration WA’s Lotterywest Award for Best Practice in LGBTI Inclusion in 2023.
 - b. The City of Perth was one of the first local governments to provide Gender Affirmation leave to staff.
 - c. The City of Perth staff and LGBTQIA+ Advisory Group members have participated in the PrideFEST City of Perth Fairday stall and Pride Parade float for the past two years.
 - d. The community lease of the City’s facility at Northbridge Piazza (Pride Piazza) to Pride WA. Through Pride WA’s activation of this site, there has been around 250 events held there with nearly 3,000 participants (January 2023 – July 2024).
 - e. The Pride Flag is permanently flown outside Council House.
 - f. Installing the Progress Flag Rainbow supergraphic at James Street, Northbridge.
 - g. A positive reputation in the community, as evidenced in the results of the community survey (shown in the below table).

Survey questions	% of people who agree or strongly agree			
	Year: 2021	Year: 2022	Year: 2023	Change from 2021
Survey to the community (79 respondents in 2021, 131 respondents in 2022, 156 respondents in 2023)				
I feel included in the City of Perth community (the place).	51%	70%	86%	↑ 35%
I feel my diverse experiences and perspectives as a community member are values by the City of Perth (the local council).	33%	51%	73%	↑ 40%
The City of Perth (the local council) shows visible leadership regarding equity, diversity and inclusion issues.	33%	57%	63%	↑ 30%

Discussion

4. This next iteration of the LGBTQIA+ Plan, the second for the City of Perth, builds on the achievements of the first LGBTQIA+ Plan.
5. To develop this next plan, the City engaged with the LGBTQIA+ Advisory Group, community members and staff in the development of the City’s next LGBTQIA+ Plan, as discussed further in the Consultation section of this report.
6. Key considerations in developing the City’s LGBTQIA+ Plan 2025 – 2029 were:
 - a. Elevating the plan by aligning it with the identified outcomes, providing greater flexibility in implementation.
 - b. Leveraging this opportunity to establish consistency across all of our EDI plans, with a heightened recognition of intersectionality (e.g. the LGBTQIA+ population who also experience disability - whether permanent or temporary – and/or who are Aboriginal and/or Torres Strait Islander).
 - c. Clarifying the role of local government within the ecosystem of stakeholders advancing equity, diversity, and inclusion, particularly in response to community feedback highlighting the specific needs of the LGBTQIA+ population experiencing homelessness and the need for greater inclusivity in policing, education, and healthcare.
 - d. Considering the resources required for engagement in developing plans and the benefits of aligning the plan at an outcome level, it is proposed to extend the plan's duration to four years. A minor review will be conducted at the midpoint by the City and the LGBTQIA+ Advisory Group.

Consultation

7. The Outcomes and Key Focus Areas in the LGBTQIA+ Plan 2025 – 2029 were shaped by extensive community consultation, as shown in the following table. The level of engagement compares favourably to the first LGBTQIA+ Plan, which involved eight engagement events and reached 521 participants.
8. Multiple engagement mechanisms were employed to develop the LGBTQIA+ Plan 2025 – 2029. This included in-person workshops, online engagement through EngagePerth, and hardcopy questionnaires/feedback at relevant events, such as at the City’s stall at PrideFair 2023.
9. The City’s LGBTQIA+ Advisory Group played a significant role in the development of the plan, participating in three dedicated workshops plus a final review at the LGBTQIA+ Advisory Group meeting on August 26, 2024.

Engagement events	
3	LGBTQIA+ Advisory Group workshops
6	Community questionnaires and workshops
3	Staff questionnaires and staff workshop
12	Engagement events

Who was engaged	
15	LGBTQIA+ Advisory Group members
398	Community participants
179	City of Perth staff participants
592	Total engagements

Decision Implications

10. If Council does not adopt the LGBTQIA+ Plan 2025 – 2029, there is a reputational risk for the City with the potential for dissatisfaction among the LGBTQIA+ community and specifically the Advisory Group members who volunteered hours of their time to assist with development of the plan.

Strategic, Legislative and Policy Implications

Strategy	
Strategic Pillar (Objective)	Liveable
Related Documents (Issue Specific Strategies and Plans):	LGBTQIA+ Plan 2021 - 2024 <i>As the attached is the second plan replacing the 2021 -2024 Plan.</i>

Legislation, Delegation of Authority and Policy	
Legislation:	<p><i>Australian Human Rights Commission Act 1986 (Cth)</i> This Act establishes the Australian Human Rights Commission and makes provisions in relation to human rights and equal opportunity in employment.</p> <p><i>Sex Discrimination Act 1984 (Cth)</i> This Act protects people from unfair treatment on the basis of their sex, sexual orientation, gender identity, intersex status, marital or relationship status. It also protects workers with family responsibilities and makes sexual harassment against the law.</p> <p><i>Equal Opportunity Act 1984 (WA)</i> This is an Act to promote equality of opportunity in Western Australia and to provide remedies in respect of discrimination on the grounds of sex, marital status, pregnancy, sexual orientation, family responsibilities, race, religious or political conviction, impairment, age, or involving sexual or racial harassment or, in certain cases, on gender history grounds.</p>
Authority of Council/CEO:	In accordance with Section 2.7 of the <i>Local Government Act 1995</i> , the role of Council is to govern the local government's affairs and oversee the allocation of the local government's finances and resources.
Policy:	<p>Council Policy 4.2: Stakeholder Engagement Policy</p> <p>This policy guides the City's engagement and articulates the City's aim for tailored, effective, transparent and inclusive engagement processes.</p>

Financial Implications

11. The financial implications of the recommendation(s) are accommodated within the existing budget.

Account Number	Type Account # 1049-100-10-10208	Type Details Operating
Account Description	Diversity and Inclusion (core budget)	
Total Budget	\$28,500	
Budget – This report	Not applicable.	
Remaining Budget	Not applicable.	
Budget Impact	Nil	

Further Information

12. Nil.

Council Resolution (OCM-24/10-012)

Mover: Councillor Catherine Lezer

Seconded: Councillor Liam Gobbert

That Council ADOPTS the *LGBTQIA+ Plan 2025 – 2029* as at **Attachment A**, noting that:

- a. the LGBTQIA+ Plan 2025 - 2029 attached to this report may be formatted (including structurally) and graphically designed following adoption before it is made available; and
- b. Minor typographical amendments, that do not affect the materiality of the document, may also be made to improve the presentation and/or make corrections.

CARRIED UNOPPOSED (9/0)

For: Lord Mayor Basil Zempilas; Deputy Lord Mayor Bruce Reynolds, Councillors Clyde Bevan, Raj Doshi, Viktor Ko, Liam Gobbert, David Goncalves, Catherine Lezer and Steven Wellard

Against: Nil.

13. Infrastructure and Operations Alliance Reports

Nil.

14. Commercial Services Alliance Reports

Nil.

4. Corporate Services Reports

15.1 Monthly Financial Statements - August 2024

Responsible Officer	Michael Kent – Chief Financial Officer
Voting Requirements	Simple Majority
Attachments	Attachment 15.1A – Statement of Financial Activity P2 Attachment 15.1B – Notes to Statement of Financial Activity P2 Attachment 15.1C – Supplementary Notes to the SFA P2 Attachment 15.1D – Monthly Financial Statistics P2 Attachment 15.1E – Statement of Financial Position P2 Attachment 15.1F – Alliance Operating Variances P2 Attachment 15.1G – Capital Variances P2 Attachment 15.1H – Investment Report P2 Attachment 15.1I – Rates Monthly Report - P2

Purpose

This suite of reports provides Council with timely, meaningful financial insights regarding the City’s operating activities, financial performance, and financial position.

Recommendation

That Council RECEIVES the following financial reports for the period ended 31 August 2024:

- a. Statement of Financial Activity (SFA) - **Attachment 15.1A.**
- b. Notes on Significant Variances - **Attachment 15.1B.**
- c. Supplementary Notes to the Statement of Financial Activity - **Attachment 15.1C.**
- d. Monthly Financial Statistics - **Attachment 15.1D.**
- e. Statement of Financial Position - **Attachment 15.1E.**
- f. Alliance Operating Variances - **Attachment 15.1F**
- g. Capital Variances - **Attachment 15.1G**
- h. Investment Report - **Attachment 15.1H.**
- i. Rates Monthly Debtors Report - **Attachment 15.1I.**

Background

1. Presentation of a monthly financial report to Council is both a statutory obligation and good financial management practice that:
 - a. Demonstrates the City's commitment to managing its operations in a financially responsible and sustainable manner.
 - b. Provides timely identification of variances from budget expectations for revenues and expenditures and identification of emerging opportunities or changes in economic conditions.
 - c. Ensures proper accountability to the community for the use of financial resources.
2. Preparation of a monthly Statement of Financial Activity (SFA) is the minimal statutory requirement of the *Local Government Act 1995* and regulation 34 of the *Local Government (Financial Management) Regulations 1996*. It is also a responsible financial management practice to allow Council to effectively execute their financial management responsibilities.
3. Financial information that is required to be reported directly to Council monthly includes:
 - a. Operational financial performance against budget expectations.
 - b. Explanations for identified variances from expectations.
 - c. Financial position of the City at each given month end.
4. This statutory financial information is supported by additional supplementary information including investments performance and reports on rates and general debtors.

Understanding the Financials

5. When reading the financial information provided in this report, 'variances' (deviations from budget expectations) are classified as being either:
 - a. Favourable variance.
 - b. Unfavourable variance.
 - c. Timing variance.
6. A timing variance relates to a budgeted revenue or expense that has not occurred at the time it was expected, but which is still expected to occur within the budget year. That is, the financial transaction will still occur - but just in a different month. There should be no impact on the projected budget surplus by year end.
7. A realised favourable or unfavourable variance is different to a timing variance. It represents a genuine difference between the actual and budgeted revenue or expenditure item.
8. A realised favourable year to date variance on a revenue item is a positive outcome for the City as it increases the projected budget surplus. An unfavourable variance on a revenue item has the opposite effect, resulting a decrease to the projected budget surplus.
9. A realised favourable variance on an expenditure item may have either of two causes - one being a saving because the outcome was achieved for a lesser cost, which has the effect of increasing the projected budget surplus. The other cause may be that the proposed expenditure may not have been undertaken and is not expected to be incurred in that financial year. Whilst this may seem positive from the financial position perspective, it may not be a positive outcome for the community if the service or project is not delivered.

10. A realised unfavourable year to date variance on an expenditure item, (over-expenditure) results in a decrease to the projected budget surplus.
11. The Schedule of Significant Variances (**Attachment 15.1B**) provides commentary on whether the nature of the variance is savings related, timing related or otherwise.
12. If a realised favourable or unfavourable variance is material in value (of significant size), it will be amended through a formal budget review process.

Discussion

13. It is a statutory requirement to present a set of Monthly Management Accounts within two months of the end of the month to which they refer.
14. The SFA by Nature & Type - **Attachment 15.1A** presents a whole of organisation perspective on the attainment of revenue and expenditure targets overall - classified by nature and type.
15. The headline data from the SFA is shown in Table 1 below.

Table 1:

Item Details	Annual Budget	YTD Budget	YTD Actual 24/25	Variance	F/ U
Operating Revenue	\$ 121.69 M	\$ 29.06 M	\$ 29.53 M	\$ 470 K	F
Rates Revenue	\$ 107.29 M	\$ 107.40 M	\$ 107.27 M	\$ 124 K	U
Cash Operating Exp	\$ 187.82 M	\$ 28.69 M	\$ 26.47 M	\$ 2.22 M	F
Non-Operating Revenue	\$ 4.86 M	\$ 278K M	\$ 286 K	\$ 8 K	F
Capital - Infrastructure	\$ 31.73 M	\$ 1.30 M	\$ 1.51 M	\$ 209 K	U
Property, Plant & Equip	\$ 31.06 M	\$ 1.38 M	\$ 1.50 M	\$ 122 K	U
Capital Contributions	\$ 17.75 M	\$ 0.00 M	\$ 0.00 M	\$ 0.00 M	-

16. Material operating revenue and expenditure variances from **Attachment 15.1A** are detailed (with explanatory comments) in the Notes on Significant Variances (**Attachment 15.1B**).
17. Each line item listed in the SFA by Nature & Type **Attachment 15.1A** can be cross referenced (using the Note reference) back to the relevant note.
18. Examining the SFA (**Attachment 15.1A**) in more detail; the aggregation of operating revenues and operating expenses reflects a year-to-date Net Cash Position from Operations of \$110.33M compared to a year-to-date budgeted surplus of \$107.77M. This is a favourable variance of \$2.56M at the end of the month.
19. Investing activities reflect a result of (\$2.72M) compared to a year-to-date budget of (\$2.41M). This is an unfavourable variance of (\$318K).
20. Construction of infrastructure to month end is \$209K ahead of budget expectations due to expenditure related to incomplete projects carried forward from 2023/24.
21. Acquisition of non-infrastructure to month end is \$122K ahead of budget expectations.

22. Adjusting for opening funds (Net Current Position), generates the Budget Deficiency before Rates. This then indicates the Amount Required to be Raised from Rates. The difference between the Rates amount, and the Deficiency before Rates, is the Closing Position.
23. The SFA for the period to 31 August shows that a rate yield of \$107.27M has been levied compared to the budget of \$107.29M - noting that heritage rates concessions will reduce that amount in future.
24. The disclosed SFA Closing Position of \$123.38M compares unfavourably to the projected year to date budget closing position of \$127.98M - due to the carry forward projects phased in the August Management Accounts, but the revised (higher) opening position not being incorporated until the November accounts are completed.
25. Key financial statistics at each month end are presented graphically in **Attachment 15.1D** as an alternative representation of the data.
26. The Net Current Position Note (**Attachment 15.1C**) at month end reflects an indicative adjusted Net Current Position value of \$123.38M compared the year to date value of \$127.98M and a year-end budget projection of \$5.88M.
27. Headline data from this month's Net Current Position report is shown in Table 2 below.

Table 2:

Item Details	June 24 Actual	June 25 Annual Budget	August 24 Actual
Current Assets	\$ 243.86 M	\$ 204.47 M	\$ 368.06 M
Current Liabilities	(\$ 44.96 M)	(\$ 42.93 M)	(\$ 61.19 M)
Unadjusted Net Assets	\$ 198.90 M	\$ 161.54 M	\$ 306.87 M
Less Restricted Items & Adjustments	(\$ 175.36 M)	(\$ 155.66 M)	(\$ 183.49 M)
Adjusted Net Current Position	\$ 23.54 M	\$ 5.88 M	\$ 123.38 M

28. The Net Current Position at year end is impacted by the factors noted at paragraph 24 above.
29. A Statement of Financial Position as at month end (showing 2023/24 Actual balances, the Revised 2024/25 Budget and the 2024/25 Year to Date Actual balances) is presented as **Attachment 15.1E**.
30. In line with recent local government financial management reporting changes, **Attachments 15.1A to Attachment 15.1C** form the portion of monthly management accounts that is a statutory obligation.
31. The remaining **attachments 15.1D through to 15.1I** are supplementary information provided to give Council additional transparency of the City's financial management performance.
32. **Attachment 15.1H** - Investment Report for July 2025 presents detail of the City's cash investment portfolio in terms of performance, percentage exposure of total portfolio by credit risk, counterparty exposure and maturity profile.
33. The report indicates the City has adequate cash flow to meet its financial obligations as and when they will fall due; and it has achieved compliance with the various Investment Policy limits.
34. **Attachment 15.1I** - Rates Debtors provides a monthly update and analysis of rates collections by differential property rating category and overall. The 2024/25 rates notices were issued on 26 July with a due date for the first instalment of 4 September.

Consultation

35. Nil.

Decision Implications

36. Council's acknowledgement of receiving the Statement of Financial Activity and supporting documents will meet its statutory obligation in respect of overseeing the City's financial resources.

Strategic, Legislative and Policy Implications

Strategy	
Strategic Pillar (Objective)	A Well-Governed City
Related Documents (Issue Specific Strategies and Plans):	Nil.

Legislation, Delegation of Authority and Policy	
Legislation:	<p>Section 6.4(1) and (2) of the Local Government Act 1995 Regulation 34(1) of the Local Government (Financial Management) Regulations 1996</p> <p>This section of the Act and the related regulation prescribe the requirement to prepare and present to Council a Monthly Financial Report including a Statement of Financial Activity (SFA). That Statement of Financial Activity (SFA) should contain:</p> <ul style="list-style-type: none"> • Annual Budget estimates, and approved revisions to these for comparison purposes. • Actual amounts of income and expenditure to the end of the month of the SFA. • Material variances between the comparable amounts and commentary on reasons for these variances. <p>The Monthly Financial Report should also contain:</p> <ul style="list-style-type: none"> • A Statement of Financial Position at the end of the month. • An explanation of the composition of the Net Current Position at the end of the month to which the SFA relates. <p>Any other information which the local government deems relevant.</p>
Authority of Council/CEO:	The above legislation prescribes that this report be presented to Council on a monthly basis.
Policy:	CP 2.1 Management of Investments.

Financial Implications

37. There are no direct financial implications of receiving this report as it reflects a historical accounting of financial transactions. When material variances are noted, appropriate remedial action will be initiated by the administration in a timely and prudent manner.

Further Information

38. Nil.
-

Council Resolution (OCM-24/10-013)

Mover: Lord Mayor Basil Zempilas

Seconded: Councillor Clyde Bevan

That Council RECEIVES the following financial reports for the period ended 31 August 2024:

- a. Statement of Financial Activity (SFA) - **Attachment 15.1A.**
- b. Notes on Significant Variances - **Attachment 15.1B.**
- c. Supplementary Notes to the Statement of Financial Activity - **Attachment 15.1C.**
- d. Monthly Financial Statistics - **Attachment 15.1D.**
- e. Statement of Financial Position - **Attachment 15.1E.**
- f. Alliance Operating Variances - **Attachment 15.1F**
- g. Capital Variances - **Attachment 15.1G**
- h. Investment Report - **Attachment 15.1H.**
- i. Rates Monthly Debtors Report - **Attachment 15.1I.**

CARRIED EN BLOC (9/0)

For: Lord Mayor Basil Zempilas; Deputy Lord Mayor Bruce Reynolds; Councillors Clyde Bevan, Raj Doshi, Viktor Ko, Liam Gobbert, David Goncalves, Viktor Ko, Catherine Lezer, and Steven Wellard

Against: Nil.

15.2 Schedule of Accounts Paid - August 2024

Responsible Officer	Michael Kent – Chief Financial Officer
Voting Requirements	Simple Majority
Attachments	Attachment 15.2A – Schedule of Accounts Paid - August 2024

Purpose

For Council to note details of payments made under delegated authority for the month of August 2024.

Recommendation

That Council:

1. **RECEIVES** the Schedule of Accounts Paid for the period ended 31 August 2024 as attached as **Appendix 15.2A**.
2. **RECORDS** in the Ordinary Council Meeting minutes the summary of accounts paid being:

Total Accounts Paid	
Municipal Fund	15,849,220.74
Trust Fund	0
Total - All Funds	15,849,220.74

Background

1. In accordance with Regulation 13(2) and 13(3) of the *Local Government (Financial Management) Regulations 1996*, where this power has been delegated, a list of payments for each month is to be compiled and presented to the Council. The Chief Executive Officer is delegated this authority under Delegation 2.14.
2. This authority has then been subdelegated by the Chief Executive Officer.
3. The listing of payments with full disclosure of all required information, is presented as an attachment to this report.
4. The listing of payments was made available to the Elected Members via the Council Hub, ahead of the agenda distribution, to provide additional time for review.
5. This summary report then facilitates the acknowledgement of the listing having been received.

Discussion

6. The Schedule of Accounts Paid (**Attachment 15.2A**) contains the following payments made under Delegated Authority 2.14 - Payments from the Municipal & Trust Fund:

Schedule of Accounts Paid – August 2024		
Municipal Fund		
EFT & Cheque Payments	Direct Creditor Payments	11,979,752.14
Sub Total - EFT & Cheques		11,979,752.14
Direct Debits	Bank Charges and Merchant Fees	33,629.59
Sub Total - Direct Debits		33,629.59
Payroll	09/08/2024	1,904,749.64
	23/08/2024	1,907,399.10
Sub Total - Payroll		3,812,148.74
Corporate Cards		23,693.27
Sub Total - Cards		23,690.27
Total per Attachment 15.2A		15,849,220.74
Total Payments from Municipal Fund		15,849,220.74
Investments in Term Deposits		52,000,000.00
Trust Fund		
Trust EFT & Cheques		0
Total - Trust Funds		0

Consultation

Nil.

Decision Implications

7. Council's acknowledgement of receiving the Schedule of Accounts Paid will meet its statutory obligation under Regulation 13(1) of the *Local Government (Financial Management) Regulations 1996*.

Strategic, Legislative and Policy Implications

Strategy	
Strategic Pillar (Objective)	Prosperous
Related Documents (Issue Specific Strategies and Plans):	Annual Budget

Legislation, Delegation of Authority and Policy	
Legislation:	<p>Section 6.10 of the <i>Local Government Act 1995</i>. Regulation 13(1) of the <i>Local Government (Financial Management) Regulations 1996</i>.</p> <p>This section of the Act and the related regulation prescribes the requirement to prepare a list of all payments made for each month and to present them to Council. The Schedule of Accounts Paid (the 'list') should contain, for each payment:</p> <ul style="list-style-type: none"> • Payee Name. • Amount of the Payment. • Date of the Payment. • Sufficient information to identify the transaction.
Authority of Council/CEO:	In accordance with Regulation 13(2) and 13(3) of the <i>Local Government (Financial Management) Regulations 1996</i> , where this power has been delegated, a list of payments for each month is to be compiled and presented to the Council.
Policy:	Nil.

Financial Implications

8. There are no direct financial implications of receiving this report as it reflects a historical accounting of financial transactions that were provided for in the adopted budget (as amended).

Further Information

9. Nil.

Council Resolution (OCM-24/10-014)

Mover: Lord Mayor Basil Zempilas

Seconded: Councillor Clyde Bevan

That Council:

1. RECEIVES the Schedule of Accounts Paid for the period ended 31 August 2024 as attached as **Appendix 15.2A**.
2. RECORDS in the Ordinary Council Meeting minutes the summary of accounts paid being:

Total Accounts Paid	
Municipal Fund	15,849,220.74
Trust Fund	0
Total - All Funds	15,849,220.74

CARRIED EN BLOC (9/0)

For: Lord Mayor Basil Zempilas; Deputy Lord Mayor Bruce Reynolds; Councillors Clyde Bevan, Raj Doshi, Liam Gobbert, David Goncalves, Viktor Ko, Catherine Lezer, and Steven Wellard

Against: Nil.

15.3 Corporate Business Plan 2024/25-2027/28 - Quarterly progress report 1

Responsible Officer	Wendy Attenborough – General Manager Corporate Services
Voting Requirements	Simple Majority
Attachments	Attachment 15.3A – Corporate Business Plan 2024/25-2027/28 - Quarterly Progress Report 1

Purpose

To provide Council with an update on progress against the Corporate Business Plan 2024/25-2027/28 for quarter 1 of the 2024/25 financial year, which covers the period 1 July 2024 to 30 September 2024.

Recommendation

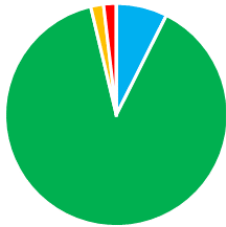
That Council ENDORSES the Corporate Business Plan 2024/25-2027/28 Quarterly Progress Report 1 for the period 1 July 2024 to 30 September 2024, as contained in **Attachment A**.

Background

1. Council adopted the Corporate Business Plan 2024/25-2027/28 (the CBP) at its Special Meeting held on 16 July 2024 (Council Resolution SCM-24/07-003).
2. The CBP establishes the City’s priorities for the next four years, guided by the Strategic Community Plan 2022-2032 (Revised 2024). The first year of the plan, being the 2024/25 financial year, contains 54 deliverables.
3. A progress report is provided to Council after the end of each quarter of the financial year. This is the first report provided to Council for FY2024/25.

Discussion

4. The Quarterly Progress Report is provided in **Attachment A**. A summary of the report is provided below.
5. Of the 54 deliverables identified for FY2024/25:



- 4 deliverables have been achieved (7%)
- 48 deliverables are on track (89%)
- 1 deliverable is on watch (2%)
- 1 deliverable is delayed (2%)

6. The four deliverables achieved during quarter 1 are:
 - a. Riverfront Masterplan – Final masterplan provided to Elected Members
 - b. Electric vehicle infrastructure – Charging stations installed at Council House
 - c. Electric vehicle infrastructure – Charging stations installed at Works Depot
 - d. Proactive Tree Borer Management – Proactive inspection and tree vitality programs underway.
7. The following two deliverable are reported as ‘on watch’ or ‘delayed’ due to risks and issues associated with the project delivery, however the City is taking steps to return them to ‘on track’.

Project or program	Deliverables for 2024/25	Status	Progress comments
Proactive Tree Borer Management	Research project commenced and treatments applied, where viable	● On watch	In light of the significant progress made, it may be necessary for Council to consider additional funding in 2024/25 to continue with the current rate of progress.
Core Technology Systems Transformation	Cloud-based human resources information system upgrade completed	● Delayed	The project has been impacted by delays outside the City’s control. A revised delivery schedule is currently under discussion with the vendor. Configuration and testing are underway.

Consultation

8. Nil.

Decision Implications

9. Nil.

Strategic, Legislative and Policy Implications

Strategy	
Strategic Pillar (Objective)	A Well-Governed City
Related Documents (Issue Specific Strategies and Plans):	Strategic Community Plan – Articulates the community’s vision for Perth. Corporate Business Plan – Sets out how the City will deliver the vision in the Strategic Community Plan.

Legislation, Delegation of Authority and Policy	
Legislation:	Section 2.7 of the <i>Local Government Act 1995</i> provides that Council is responsible for the performance of the local government’s functions. Section 5.56 of the <i>Local Government Act 1995</i> requires a local government to plan for the future of the district. Regulation 19DA of the <i>Local Government (Administration) Regulations 1996</i> establishes the requirements for a Corporate Business Plan, including adoption and modification.
Authority of Council/CEO:	Under the Act and Regulations, the Council is responsible for the performance of the City’s functions and setting the Corporate Business Plan. Accordingly, it is appropriate for Council to receive regular updates on the progress of this plan.
Policy:	Nil.

Financial Implications

10. Nil.

Further Information

11. Nil.

Council Resolution (OCM-24/10-015)

Mover: Lord Mayor Basil Zempilas

Seconded: Councillor Clyde Bevan

That Council ENDORSES the Corporate Business Plan 2024/25-2027/28 Quarterly Progress Report 1 for the period 1 July 2024 to 30 September 2024, as contained in **Attachment A**.

CARRIED EN BLOC (9/0)

For: Lord Mayor Basil Zempilas; Deputy Lord Mayor Bruce Reynolds; Councillors Clyde Bevan, Raj Doshi, Liam Gobbert, David Goncalves, Viktor Ko, Catherine Lezer, and Steven Wellard

Against: Nil.

15.4 Project Re-Prioritisation Budget Review

Responsible Officer	Michael Kent – Chief Financial Officer
Voting Requirements	Absolute Majority
Attachments	Attachment 15.4A – Project Re-Prioritisation Schedule

Purpose

This report is for Council to consider the Special Budget Review - Projects Re-prioritisation of the 2024/25 Annual Budget. The recommended adjustments arise from a comprehensive review of the City's capital projects financial performance relative to budget expectations to date.

Recommendation

That Council ADOPTS the Special Budget Review - Projects Re-prioritisation of the 2024/25 Budget as is presented in **Attachment A**.

Background

1. The Annual Budget is an informed financial forecast of the anticipated revenues and expenditures arising from the City's operations over the year. As such, it is reasonably expected that some variations will occur between those forecasts and the actual financial outcomes. These differences may arise from cost savings, change of project scope, release of project contingency, changed economic conditions, limited availability of suitable contractors, absence of tender bids due to an overheated market or receipt of unanticipated revenues.
2. The variations may be either favourable or unfavourable - and it is important that the budget is dynamically managed so that Council maintains an informed perspective on the City's financial position.
3. This requirement is recognised by the Department of Local Government, Sport and Cultural Industries (the Department) who have legislated that all local governments should conduct a review of their financial performance for the period commencing 1 July and ending no earlier than 31 December and consider their financial position at review date.
4. However, this statutory obligation to review the budget does not preclude additional more timely reviews to the budgeted program of projects - especially when challenging market conditions manifest early in the budget year.
5. Such economic circumstances have manifested early in the 2024/25 financial year and the City has responded proactively to re-cast the adopted budget to ensure that the City's ratepayers continue to receive best value from the funds raised as rates in the 2024/25 financial year.

Discussion

6. When reading the financial information in the Project Re-Prioritisation Budget Review Schedules, amendments to budget expectations are classified as being either:
 - a. Favourable - increases the budget surplus
 - b. Unfavourable - decreases the budget surplus
7. Timing variances, which relate to a budgeted revenue or expense that has not occurred at the time it was expected, but which is still expected to occur within the budget year are not included as there should be no impact on the projected budget surplus by year end.
8. A realised or known variance represents a genuine difference between the actual and budgeted revenue or expenditure item and needs to be considered in the budget review process.
9. A realised favourable year to date variance on a revenue item is a positive outcome for the City as it increases the projected budget surplus. An unfavourable variance on a revenue item has the opposite effect, resulting a decrease to the projected budget surplus.
10. A realised favourable variance on an expenditure item has the effect of increasing the projected budget surplus. A realised unfavourable year to date variance on an expenditure item (an over-expenditure) results in a decrease to the projected budget surplus.
11. Realised favourable or unfavourable variances that are material in value (of significant size), are amended through this formal budget review process.

Consultation

12. Council adopted its 2024/25 Annual Budget on 16 July 2024 with a Projected Budget Closing Position (Surplus) of \$6,196,316 (approximately 2.7% of operating revenue).
13. As a consequence of late receipt of Catalina Estate dividends and prepayment of grant funds, the post year end revision to the 2023/24 Budget Closing Position (which becomes the Budget Opening Position for 2024/25), that Projected Budget Closing Position (Surplus) was increased by \$2,459,240.
14. This represents approximately 3.6% of operating revenue - just slightly outside the upper target range of between 1% and 3% of operating revenue).
15. It should be noted that the estimated surplus noted above is contingent on all funding and expenditure patterns running true to budget for the remainder of the year.

16. Table 1:

Details	Timing	Impact on Surplus \$	Impact
Projected Budget Surplus @ Budget Adoption	Jul 24	6,196,316	-
Adjustment to Opening Position		2,459,240	▲
Budget Amendments adopted by Council – Net (Full transaction reconciliation in Finance System) (including Carry Forwards & Budget Amendments)	Jul - Oct 24	(77,685)	▼
Adjustment to estimated Carry Forward Projects	Nov 24	(237,687)	▼
Projected Budget Surplus before Projects Budget Review	Nov 24	8,340,184	-

17. A comprehensive review of the City's projects budget after the first quarter of the 2024/25 year was undertaken with engagement across all service areas. Items considered in the review schedules included the following:
 - Recognition of revenues that differed from budget estimates.
 - Recognition of savings in project expenditure budgets.
 - Release of some project contingencies no longer required.
 - Re-prioritisation of certain capital works projects.
18. Since the adoption of the budget, the City has had the benefit of time to seek tender responses from the market - and it now has a better understanding of a heated contractor market for some services and the true costs of project delivery in this market.
19. Conversely, some projects have delivered realised savings.
20. Overall, the resultant budget amendments require a further \$1.08M decrease to the projected Budget Closing Position – bringing the figure to \$7,262,071.

21. Table 2:

Details	Timing	Impact on Surplus \$	Impact
Projected Budget Surplus @ Budget Adoption	Jul 24	6,196,316	-
Adjustment to Opening Position		2,459,240	▲
Budget Amendments adopted by Council – Net (Full transaction reconciliation in Finance System) (including Carry Forwards & Budget Amendments)	Jul - Oct 24	(77,685)	▼
Adjustment to estimated Carry Forward Projects	Nov 24	(237,687)	▼
Projected Budget Surplus before Projects Budget Review	Nov 24	8,340,184	-
Projects Budget Review (Net)	Nov 24	(1,078,113)	▼
Sub Total		7,262,071	

22. An executive level summary of the amendments is provided in Attachment A.

Decision Implications

23. Council's receipt of the Budget Review will meet its obligation under Regulation 33A of the *Local Government (Financial Management) Regulations 1996*.

Strategic, Legislative and Policy Implications

Strategy	
Strategic Pillar (Objective)	A Well-Governed City
Related Documents (Issue Specific Strategies and Plans):	<p>Long Term Financial Plan and Annual Budget</p> <p>The purpose of the budget review is to ensure that the City's financial position remains sustainable in both the short term and longer term. It also helps to encourage value for money outcomes from the deployment of the City's financial resources and transparently demonstrates accountability for their use.</p>

Legislation, Delegation of Authority and Policy	
Legislation:	<p>Section 6.8(1) and (2) of the <i>Local Government Act 1995</i></p> <p>Regulation 33A of the <i>Local Government (Financial Management) Regulations 1996</i></p> <p>This section of the Act and the related regulation prescribe the requirement to prepare and present to Council, a review of the Annual Budget for the period commencing 1 July and no earlier than 31 December.</p> <p>That review of the Budget must consider:</p> <ul style="list-style-type: none"> • The local government's financial performance for that period. • The local government's financial position as at review date. • The financial outcomes as forecast in the budget for the end of the financial year. <p>A local government is not precluded from conducting additional reviews of the Budget considering the preceding factors at any stage of the year as is deemed prudent by the administration.</p> <p>It is timely to conduct a review of projects after the first quarter.</p>
Authority of Council/CEO:	The above legislation prescribes that Council is to consider a review submitted to it within 30 days of the review being carried out.
Policy:	<p>2.3 Strategic Financial Planning & Budgeting</p> <p>2.6 Budget Variations</p>

Financial Implications

- 32 The Budget Review as presented will result in a (projected) budget surplus of \$7,262,071. This represents around 3.6% of Operating Revenues which is within the guidance target band of 1% to 3% referenced in Council Policy 2.3 Strategic Financial Planning & Budgeting.
- 33 The financial implications of receiving this report will be reflected in revised Annual Budget once adopted by Council. This ensures that Council continues to receive current, complete, and accurate assessments of the City's financial performance and financial position each month.
- 34 Any other budget amendments arising from this Ordinary Council Meeting have not been included in this review as they are approved after the review date.

Further Information

Nil.

Officers Recommendation

Mover: Councillor Liam Gobbert

Seconded: Councillor Catherine Lezer

That Council ADOPTS the Special Budget Review - Projects Re-prioritisation of the 2024/25 Budget as is presented in **Attachment A**.

During debate, Councillor Steven Wellard moved the following amended motion:

Amended Motion (OCM-24/10-016)

Mover: Councillor Steven Wellard

Seconded: Councillor David Goncalves

That Council ADOPTS the Special Budget Review - Projects Re-prioritisation of the 2024/25 Budget as is presented in **Attachment A**, with the following amendment:

- a. Remove from Page 1 of Attachment A the line item titled 'Diversity and Inclusion Advisory Group' (10208)

CARRIED BY ABSOLUTE MAJORITY (9/0)

For: Lord Mayor Basil Zempilas; Deputy Lord Mayor Bruce Reynolds, Councillors Clyde Bevan, Raj Doshi, Viktor Ko, Liam Gobbert, David Goncalves, Catherine Lezer and Steven Wellard

Against: Nil.

The amended notion was then incorporated into the substantive which was then put:

Council Resolution (OCM-24/10-017)

Mover: Councillor Liam Gobbert

Seconded: Councillor Catherine Lezer

That Council ADOPTS the Special Budget Review - Projects Re-prioritisation of the 2024/25 Budget as is presented in **Attachment A**, with the following amendment:

- a. Remove from Page 1 of Attachment A the line item titled 'Diversity and Inclusion Advisory Group' (10208)

CARRIED BY ABSOLUTE MAJORITY (9/0)

For: Lord Mayor Basil Zempilas; Deputy Lord Mayor Bruce Reynolds, Councillors Clyde Bevan, Raj Doshi, Viktor Ko, Liam Gobbert, David Goncalves, Catherine Lezer and Steven Wellard

Against: Nil.

Reasons for Change:

1. As part of the original LGBTQIA+ plan, the community asked the City of Perth to go down a path of getting third-party accreditation for consistency purposes, and in order for the City to be a leader in this space.
2. There is a concern that if \$6000 worth of funding is cut from that budget, the City will no longer go down that third-party accreditation path, which would be contrary to the original LGBTQIA+ plan.

5. Chief Executive Officer Reports

16.1 Specification of Dog Exercise Areas and Dog Prohibited Area

Responsible Officer	Michelle Reynolds – Chief Executive Officer
Voting Requirements	Absolute Majority
Attachments	Nil.

Purpose

For Council to specify the dog prohibited and dog exercise areas, following local public notice of its intention to do so.

Recommendation

That Council, in accordance with section 31 of the *Dog Act 1976*, SPECIFIES the following areas as:

1. Dog Prohibited Areas:
 - a. Kangaroo enclosure on Heirisson Island.
 2. Dog Exercise Areas:
 - a. Wellington Square, East Perth.
 - b. Totterdell Park, West Perth.
 - c. J H Abrahams Reserve, Nedlands.
 - d. Ozone Reserve, East Perth.
 - e. Railway Reserve, northern end of Victory Terrace, Claisebrook.
-

Background

1. Under section 31(2B) and 31(3A) of the *Dog Act 1976*, a local government may, by absolute majority, specify a public place, or class of public place, that is under the care, control or management of the local government to be a:
 - a. place where dogs are prohibited at all times, or at specified times; and
 - b. dog exercise area.
2. Section 31(3C) of the *Dog Act 1976* requires a local government to give local public notice of its intention to specify a place as the above at least 28 days before doing so.
3. At its ordinary meeting held on 27 August 2024, Council approved giving local public notice, under section 31(3C) of the *Dog Act 1976*, of its intention to renew the specification of the following places as:
 - a. Dog Prohibited Areas:
 - i. Kangaroo enclosure on Heirisson Island, as depicted in the map provided in the Fourth Schedule of the *Dog Local Law 2011*.
 - b. Dog Exercise Areas:
 - i. Wellington Square, East Perth.
 - ii. Totterdell Park, West Perth.
 - iii. J H Abrahams Reserve, Nedlands.
 - iv. Ozone Reserve, East Perth.
 - v. Railway Reserve, northern end of Victory Terrace, Claisebrook.

Discussion

4. Local public notice was given of the City's intention to specify the above places as dog prohibited and dog exercise areas in the following ways, as required by the *Local Government Act 1995*:
 - a. Published on the City's website.
 - b. Published in the West Australian newspaper on 3 September 2024.
 - c. Posted on the public noticeboards at Council House and in the library.
 - d. Posted on the City's LinkedIn page.
5. No issues were raised with the City in response to the local public notice.
6. It is recommended that Council continue with its specification of the dog prohibited and dog exercise areas as intended.

Consultation

7. Local public notice was given in accordance with the *Local Government Act 1995*, as outlined above.

Decision Implications

8. If Council supports the recommendation, the above areas will be specified as dog prohibited and dog exercise areas.

Strategic, Legislative and Policy Implications

Strategy	
Strategic Pillar (Objective)	Liveable
Related Documents (Issue Specific Strategies and Plans):	Nil.

Legislation, Delegation of Authority and Policy	
Legislation:	Section 31 of the <i>Dog Act 1976</i> Section 31(2B) provides that local governments may, by absolute majority, specify a place where dogs are prohibited. Section 31(3A) provides that local governments may, by absolute majority, specify a place as a dog exercise area.
Authority of Council/CEO:	Council
Policy:	Nil.

Financial Implications

Nil.

Further Information

Nil.

Council Resolution (OCM-24/10-018)

Mover: Councillor Catherine Lezer

Seconded: Councillor Clyde Bevan

That Council, in accordance with section 31 of the *Dog Act 1976*, SPECIFIES the following areas as:

1. Dog Prohibited Areas:
 - a. Kangaroo enclosure on Heirisson Island.
2. Dog Exercise Areas:
 - a. Wellington Square, East Perth.
 - b. Totterdell Park, West Perth.
 - c. J H Abrahams Reserve, Nedlands.
 - d. Ozone Reserve, East Perth.
 - e. Railway Reserve, northern end of Victory Terrace, Claisebrook

CARRIED BY ABSOLUTE MAJORITY (9/0)

For: Lord Mayor Basil Zempilas; Deputy Lord Mayor Bruce Reynolds, Councillors Clyde Bevan, Raj Doshi, Viktor Ko, Liam Gobbert, David Goncalves, Catherine Lezer and Steven Wellard

Against: Nil.

16.2 WALGA Advocacy on Local Government Elections - City of Perth Position

Responsible Officer	Michelle Reynolds – Chief Executive Officer
Voting Requirements	Simple Majority
Attachments	Attachment 16.2A – Current WALGA Advocacy Positions Attachment 16.2B – Table of Recommendations on Advocacy Position Options

Purpose

To adopt a City of Perth position on Local Government Elections by supporting Advocacy Position Options as presented by the Western Australian Local Government Association (WALGA).

Recommendation

That Council SUPPORTS the following WALGA Local Government Election Advocacy Positions:

- a. PARTICIPATION – The City of Perth supports Advocacy Position **Option 2**:
“The sector supports compulsory voting at Local Governments elections”
- b. TERMS OF OFFICE – The City of Perth supports Advocacy Position **Option 1**:
“The sector continues to support four-year terms with a two-year spill”
- c. VOTING METHODS – The City of Perth supports Advocacy Position **Option 1**:
“The sector supports First Past the Post (FPTP) as the preferred voting method for general elections. If Optional Preferential Voting (OPV) remains as the primary method of voting, the sector supports the removal of the ‘proportional’ part of the voting method for general elections”
- d. INTERNAL ELECTIONS – The City of Perth supports Advocacy Position **Option 1**:
“The sector supports First Past the Post (FPTP) as the preferred voting method for all internal elections.”
- e. VOTING ACCESSIBILITY – The City of Perth supports Advocacy Position **Option 2**:
“Postal voting”
- f. METHOD OF ELECTION OF MAYOR - The City of Perth supports Advocacy Position **Option 1**:
“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.”

Background

1. The *Local Government Amendment Act 2023* introduced a range of electoral reforms that came into effect prior to the 2023 Local Government ordinary elections:
 - a. the introduction of Optional Preferential Voting (OPV);
 - b. extending the election period to account for delays in postal services;
 - c. changes to the publication of information about candidates;
 - d. backfilling provisions for extraordinary vacancies after the 2023 election;
 - e. public election of the Mayor or President for larger Local Governments;
 - f. abolishing wards for smaller Local Governments; and
 - g. aligning the size of councils with the size of populations of each Local Government (change to representation)
2. Following requests from several Zone's, WALGA undertook a comprehensive review and analysis of 5 ordinary election cycles up to and including the 2023 Local Government election against the backdrop of these legislative reforms. The review and report focused on postal elections conducted exclusively by the Western Australian Electoral Commission (WAEC), with the analysis finding evidence of the rising cost and a reduction in service of conducting Local Government elections in Western Australia.
3. In [February 2022](#), Council adopted a formal position on Local Government Elections as part of their overall submission on local government elections.
4. In [April 2024](#), a notice of motion was presented for Council consideration to adopt an advocacy position to revert to first-past-the-post counting methods in all local government elections (general and internal). This notice of motion was lost however, this lost motion does not replace the formally adopted position in February 2022.

Discussion

5. The Elections Analysis Review and Report was presented to State Council 4 September 2024, with State Council supporting a review of WALGA's Local Government Elections Advocacy Positions.
6. WALGA is requesting Councils consider the current and alternative Elections Advocacy Positions and provide a response back to WALGA for the December 2024 State Council meeting.
7. This is an opportunity for Council to formally solidify their current position on Local Government Elections.
8. A summary of WALGA's current advocacy positions in relation to Local Government Elections is provided at **Attachment A**.
9. WALGA have requested that the following advocacy positions be considered by Councils:

Ref.	Element of Local Government Elections	Advocacy Position Statement Option 1:	Advocacy Position Statement Option 2:	Advocacy Position Statement Option 3:
a.	PARTICIPATION	The sector continues to support voluntary voting at Local	The sector supports compulsory voting at	N/A

		Government elections.	Local Governments elections.	
b.	TERMS OF OFFICE	The sector continues to support four-year terms with a two year spill;	The sector supports four-year terms on an all in/all out basis.	N/A
c.	VOTING METHODS	The sector supports First Past the Post (FPTP) as the preferred voting method for general elections. If Optional Preferential Voting (OPV) remains as the primary method of voting, the sector supports the removal of the 'proportional' part of the voting method for general elections	The sector supports Optional Preferential Voting (OPV) as the preferred voting method for general elections.	N/A
d.	INTERNAL ELECTIONS	The sector supports First Past the Post (FPTP) as the preferred voting method for all internal elections.	The sector supports Optional Preferential Voting (OPV) as the preferred voting method for all internal elections.	N/A
e.	VOTING ACCESSIBILITY	Electronic Voting	Postal Voting	In-Person Voting
f.	METHOD OF ELECTION OF MAYOR	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.	Return to previous legislated provisions – all classes of local governments can decide, by absolute majority, the method for electing their Mayor or President.	Apply current provisions to all Bands of Local Governments – apply the election by electors method to all classes of local governments.

10. The administration have proposed the attached options based on the City's current position and feedback from elected members. This is provided at **Attachment B**.

Consultation

11. Elected Members were consulted for feedback on the proposed options. Four (4) Elected Members provided feedback which has guided the Officer’s Recommendation.

Decision Implications

12. If Council forms a position on the advocacy positions as provided by WALGA, these will be provided by the requested due date of 28 October 2024 which will meet the deadline for the December 2024 State Council Meeting.
13. If Council does not form a position on the relevant advocacy positions, the City’s views on Local Government Elections will not be considered.

Strategic, Legislative and Policy Implications

Strategy	
Strategic Pillar (Objective)	A Well-Governed City
Related Documents (Issue Specific Strategies and Plans):	Nil.

Legislation, Delegation of Authority and Policy	
Legislation:	<i>Local Government Act 1995</i> <i>Local Government Amendment Act 2023</i>
Authority of Council/CEO:	Council are being requested to provide a position on WALGA Advocacy positions as they relate to Local Government Elections.
Policy:	Nil.

Financial Implications

Nil.

Further Information

14. Questions and Responses forming part of the Agenda Briefing Session on 22 October 2024 are as follows:

	Question	Response
1.	<p>Has the City of Perth had any contact with residents regarding bad behaviour with regard to the jetty on the North East end of the Claisebrook area? With regard to the pontoon jetties that are going to go there. There is a lot of housing in that area. There is a concern about the converted crayfish boats that are pulling into that area that have Bucks parties and football clubs. Have we heard anything from the residents to the staff?</p>	<p>On 4 September 2024, during the Concept Plan consultation, a nearby resident reported an incident of bad behaviour from years ago involving a converted crayfish party boat using the northern jetty.</p> <p>No other complaints have been received.</p> <p>The northern jetty currently has poor accessibility for boating craft due to the build-up of silt in the Cove – refer Jetty Feasibility Study in <i>Attachment A on page 86 – current navigable area of Claisebrook Cove</i>.</p> <p>The upgrades are not intended to support large commercial vessels such as party boats. The intent of the jetty design is to allow for a variety of craft types and to improve accessibility. This was informed by initial consultation with the community regarding the jetties in February and March 2023.</p> <p>The ongoing management of the infrastructure will need to comply with <i>Council Policy 3.4 Allocation and Management of the Boat Pens in Claisebrook Cove</i>. This will be updated once the new jetties have been completed.</p> <p>It is also noted that additional community consultation, particularly regarding the northern jetty design, will be undertaken during Stage 2 of the project to ensure they meet community expectations.</p>
2.	<p>We have been contacted a number of times by residents in the Claisebrook area who have expressed concerns perhaps because of confusion rather there being a genuine need for concern about the placement of those jetties and what they may or may not bring.</p> <p>One resident has said “it appears to be me that little thought has been given to the design and placement of the new jetties nor any consideration to the residents that it impacts. The plans allow for too large ugly</p>	<p>As noted above, the jetty upgrades are not intended to support large commercial vessels. The intent of the jetty design is to allow for a variety of craft types and to improve accessibility. This was informed by initial consultation with the community regarding the jetties in February and March 2023.</p>

<p>barge type commercial floating moorings totally detached and in front of our existing public jetties, making our jetties totally redundant and useless. These moorings are similar to the moorings that ruined the beautiful views of the waterfront of the Optus Stadium. Do we want these monstrosities in front of our residential units? No.</p> <p>By placing these ugly moorings in front of our units, it would totally ruin the beauty, tranquility and ambience to the entrance of the Cove and would be totally detrimental to the residential setting that we currently enjoy. A commercial vessel birthing with public ferry birthing should be placed in the commercial west end of the Cove by removing the unneeded boat pens planned there. We already have too many boat pens in front of our units on the east side of the cove.”</p> <p>So, my question to the administration are these genuine concerns or can we allay the rate payers of these fears?</p>	<p>The ongoing management of the infrastructure will need to comply with Council Policy 3.4 Allocation and Management of the Boat Pens in Claisebrook Cove. This will be updated once the new jetties have been completed.</p> <p>The City considered all the comments raised during the consultation phases and has addressed these particular concerns in the Concept Plan:</p> <p>Reference to commercial ferry berths at the northern jetty was removed as part of the updates to the Final Concept.</p> <p>Fewer berths are proposed on the northern side of the Cove:</p> <p>Existing: 19 x 10m moorings Proposed: 13 x 10m berths</p> <p>The size of the berths is not proposed to change.</p> <p>The intent of the pontoon design is to improve access as they fluctuate with tidal movements and to accommodate a variety of craft types, for example kayaks and paddle craft. The jetty community consultation undertaken in February and March 2023 informed the proposed design.</p> <p>As outlined in the Jetty Feasibility Study, the existing jetty infrastructure is reaching the end of its useable life and the “fixed finger jetties and berthing areas limit access for all vessels under all water levels”.</p> <p>The City consulted with Public Transport Authority (PTA) on 10 September 2024 regarding the proposed ferry stop. PTA advised the following:</p> <p>The Claisebrook Cove ferry stop is part of Stage 2 (upstream). Stage 1 (downstream) includes UWA and Applecross.</p>
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<p>Under point 27 in the report – I realise we’re already in 24/25 but why is it that we need 28/29, and 29/30 – two more financial years for design and approvals? If we’ve got 25/26 coming up for design and approvals, can’t we go to construction phase and deliver this faster if all the designs and approvals are done earlier?</p>	<p>Due to the complexity of the Lake and Cove and scale of the project, it will be tendered and delivered in two separate stages. Each stage has a distinct scope, requiring specialised consultancy teams for each.</p> <p>The stages are split into two parts over a four year duration with two (2) years of detailed design followed by two (2) years of construction:</p> <p>Stage 1: Claisebrook Lake and surrounds - detailed design FY2024/25 and FY2025/26. Construction in FY2026/27 and FY2027/28.</p> <p>Stage 2: Claisebrook Cove and Surrounds is dependent on State Government dredging of Claisebrook Cove, for which a commencement date has not been set. Detailed design is scheduled for FY2028/29 and FY2029/30 Construction in FY2030/31 and FY2031/32.</p> <p>This staged approach also minimises disruptions to residents, businesses and visitors.</p> <p>It also aligns with the budgets allocated in the City’s Long Term Financial Plan. Bringing Stage 2 forward would have significant financial and resource implications.</p>
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Council Resolution (OCM-24/10-019)

Mover: Councillor Liam Gobbert

Seconded: Councillor Raj Doshi

That Council SUPPORTS the following WALGA Local Government Election Advocacy Positions:

a. PARTICIPATION – The City of Perth supports Advocacy Position **Option 2:**

“The sector supports compulsory voting at Local Governments elections”

b. TERMS OF OFFICE – The City of Perth supports Advocacy Position **Option 1:**

“The sector continues to support four-year terms with a two-year spill”

c. VOTING METHODS – The City of Perth supports Advocacy Position **Option 1:**

“The sector supports First Past the Post (FPTP) as the preferred voting method for general elections. If Optional Preferential Voting (OPV) remains as the primary method of voting, the sector supports the removal of the ‘proportional’ part of the voting method for general elections”

d. INTERNAL ELECTIONS – The City of Perth supports Advocacy Position **Option 1:**

“The sector supports First Past the Post (FPTP) as the preferred voting method for all internal elections.”

e. VOTING ACCESSIBILITY – The City of Perth supports Advocacy Position **Option 2:**

“Postal voting”

f. METHOD OF ELECTION OF MAYOR - The City of Perth supports Advocacy Position **Option 1:**

“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.”

CARRIED (7/2)

For: Lord Mayor Basil Zempilas; Deputy Lord Mayor Bruce Reynolds; Councillors Clyde Bevan, Raj Doshi, Liam Gobbert, Catherine Lezer, and Steven Wellard

Against: Councillors David Goncalves and Viktor Ko

7:08pm Councillor Viktor Ko disclosed a Proximity Interest in Item 16.3 (as detailed in Item 5), and departed the meeting accordingly.

16.3 Priorities for Perth: Partnering to Shape Tomorrow's City

Responsible Officer	Michelle Reynolds – Chief Executive Officer
Voting Requirements	Simple Majority
Attachments	Attachment 16.3A – Strategic Position Statements (6 July 2021) Attachment 16.3B – Priorities for Perth: Partnering to Shape Tomorrow's City

Purpose

For Council to consider the City's advocacy priorities, as presented in the "Priorities for Perth: Partnering to Shape Tomorrow's City" (attached)

Recommendation

That Council APPROVE the City's advocacy priorities, as presented in the "*Priorities for Perth: Partnering to Shape Tomorrow's City*" (attached) noting that:

- a. The "*Priorities for Perth: Partnering to Shape Tomorrow's City*" document attached to this report may be formatted (including structurally) and graphically designed following adoption before it is made available; and
- b. Minor typographical *amendments*, that do not affect the materiality of the document, may also be made to improve the presentation and/or make corrections.

Background

1. The *City of Perth Act 2016* acknowledges the City's role to recognise, promote and enhance the special social, economic, cultural, environmental and civic role that the City of Perth plays because Perth is the capital of Western Australia; and the important role that the City of Perth plays in representing the broader Perth area and the State of Western Australian on both an international and national level.
2. One of the primary objects of the Act, is to develop and maintain collaborative inter-governmental relationships at regional, State, national, and international levels with a view to developing and implementing strategies for the continued improvement of the City of Perth. "*Priorities for Perth: Partnering to Shape Tomorrow's City*" seeks to facilitate this.
3. This is designed to position the City ahead of the Federal and State elections, expected in May 2025 and March 2025 respectively. Both elections provide opportunities to advocate on behalf of the City for key priorities. The advocacy outcome being sought from other tiers of government is partnership and investment.
4. Additionally, "*Priorities for Perth – Partnership to Shape Tomorrow's City*" will facilitate ongoing grant funding opportunities.

Discussion

5. Advocacy priorities identified for the City comprise:
 - a. **Reimagine the Riverfront**

Realise the full potential of the Perth riverfront through a long-term partnership with the Federal and Western Australian Governments, the City of Perth, and other stakeholders, to deliver a world-class riverfront park destination that supports a growing City.
 - b. **Revitalise the central Perth Train Station**

Transform the main public gateway to Perth city and optimise the significant Federal and State government investment in surrounding infrastructure.
 - c. **Increase community sports and recreation infrastructure**

Deliver critical state-of-the-art community sports and recreation infrastructure backed by Federal and State Government funding that supports a rapidly growing population and enhances the liveability of Perth city.
 - d. **Refresh main activation zones in Northbridge entertainment precinct**

Refresh and reinvigorate the activation zone of James Street to deliver a vibrant, safe and inclusive environment that uplifts Perth's Northbridge entertainment precinct.
 - e. **Fast-track City greening**

Boost existing efforts to increase the City's tree canopy by investing in innovative use and greening of vacant land across the City.
 - f. **Establish a priority Polyphagous Shot-Hole Borer response and recovery fund**

Elevate the response in the State's capital city, limiting the impacts of this biological threat on an already limited tree canopy, and crisis manage the risk of spread to agricultural regions.
 - g. **Support infrastructure and investment for students**

Secure the full benefits of the Perth City Deal and the first inner city university campus through enabling infrastructure and investment that supports the impending growth in Perth's student population.

6. Various strategic documents have informed the development of the identified advocacy priorities. These include the Strategic Community Plan 2022-2032, Corporate Business Plan 2024-2028, and Long Term Financial Plan 2024-2034.
7. The City also considered the priorities of other key bodies, as reflected in the following documents:
 - a. Australian Local Government Association (ALGA) Pre-Budget 2024-25 Submission
 - b. Western Australian Local Government Association (WALGA) 2024-25 Federal Budget Submission
 - c. WALGA 2024-25 State Budget Submission
 - d. Council of Capital City Lord Mayors (CCCLM) 2024-2025 Pre-Budget Submissions
 - e. CCCLM Strategy 2024-27
 - f. Perth Inner City Councils (PICC) - Advocacy Agenda for 2025 Elections (June 2024)
8. The City's advocacy priorities will be published on the City's website.

Consultation

9. The draft document titled "*Priorities for Perth – Partnership to Shape Tomorrow's City*" was presented for feedback to Elected Members at an EMES on 1 October 2024. All feedback has been considered and where relevant, reflected in the updated document.

Decision Implications

10. The seven Advocacy Priorities can co-exist alongside the existing Strategic Position Statements endorsed by Council on 6 July 2021 (see attachment). The latter have been, and continue to be, valuable guiding principles to inform City projects and initiatives.
11. To ensure the Advocacy Priorities and Strategic Position Statements remain relevant, each year, as part of the annual planning/budgeting process to develop the Corporate Business Plan and Annual Budget, the Advocacy Priorities and Strategic Position Statements will be reviewed. Any updates/amendments will be presented to Council for consideration and approval.
12. The Advocacy Priorities enable a shared understanding of Council's priorities for partnering and investment from other tiers of government; and the ability for Elected Members and the Administration to confidently express the advocacy priorities of Council.

Strategic, Legislative and Policy Implications

Strategy	
Strategic Pillar (Objective)	Prosperous
Related Documents (Issue Specific Strategies and Plans):	Nil.

Legislation, Delegation of Authority and Policy	
Legislation:	<i>City of Perth Act 2016</i>
Authority of Council/CEO:	Authority of Council
Policy:	Nil.

Financial Implications

Nil.

Further Information

Nil.

Council Resolution (OCM-24/10-020)

Mover: Councillor Catherine Lezer

Seconded: Councillor Steven Wellard

That Council APPROVE the City's advocacy priorities, as presented in the "*Priorities for Perth: Partnering to Shape Tomorrow's City*" (attached) noting that:

- a. The "*Priorities for Perth: Partnering to Shape Tomorrow's City*" document attached to this report may be formatted (including structurally) and graphically designed following adoption before it is made available; and
- b. Minor typographical *amendments*, that do not affect the materiality of the document, may also be made to improve the presentation and/or make corrections.

CARRIED UNOPPOSED (8/0)

For: Lord Mayor Basil Zempilas; Deputy Lord Mayor Bruce Reynolds, Councillors Clyde Bevan, Raj Doshi, Liam Gobbert, David Goncalves, Catherine Lezer and Steven Wellard

Against: Nil.

7:10pm Councillor Ko returned to the meeting prior to Item 17

17. Committee Reports

Nil.

18. Motions of which Previous Notice has been Given

Nil.

19. Matters for which the meeting may be closed

Council Resolution (OCM-24/10-021)

Mover: Lord Mayor Basil Zempilas

Seconded: Councillor Clyde Bevan

That Council CLOSE the meeting to the public.

19.1 Chief Executive Officer Employment Arrangements

CARRIED UNOPPOSED (8/0)

For : Lord Mayor Basil Zempilas; Councillors Clyde Bevan, Raj Doshi, Liam Gobbert, David Goncalves, Catherine Lezer, Bruce Reynolds and Steven Wellard

Against : Nil

7:11pm *The meeting was closed to the public and the live stream paused.*

7:11pm *the Chief Executive Officer, Executive Director Governance and Strategy, Chief People Officer and Alliance Manager Council Governance and Policy remained in the meeting. All other officers departed the meeting.*

In accordance with Section 5.23(2)(a) of the Local Government Act 1995, the following Item 19.1 and its attachments are confidential.

19.1 Chief Executive Officer Employment Arrangements

Responsible Officer	Claire Allman – Chief People Officer
Voting Requirements	Absolute Majority
Attachments	Attachment 19.1A – Chief Executive Officer Employment Contract Attachment 19.1B – CEO Performance Snapshot 2024 Attachment 19.1C – Annual Chief Executive Officer Performance Review Report - 2023/24

Council Resolution (OCM-24/10-022)

Mover: Councillor Catherine Lezer

Seconded: Councillor Liam Gobbert

That Council:

- APPROVES the reappointment of Ms Michelle Reynolds to the position of Chief Executive Officer for the City of Perth in accordance with the contract of employment from 01/01/2025 until 31/12/2029 (**Attachment A**).
- AUTHORISES the Lord Mayor to approve applications for leave made by the CEO for periods up to 4 weeks.

CARRIED BY ABSOLUTE MAJORITY (9/0)

For: Lord Mayor Basil Zempilas; Deputy Lord Mayor Bruce Reynolds, Councillors Clyde Bevan, Raj Doshi, Viktor Ko, Liam Gobbert, David Goncalves, Catherine Lezer and Steven Wellard

Against: Nil.

Council Resolution (OCM-24/10-023)

Mover: Lord Mayor Basil Zempilas

Seconded: Councillor David Goncalves

That Council OPEN the meeting to the public.

CARRIED UNOPPOSED (9/0)

For: Lord Mayor Basil Zempilas; Deputy Lord Mayor Bruce Reynolds, Councillors Clyde Bevan, Raj Doshi, Viktor Ko, Liam Gobbert, David Goncalves, Catherine Lezer and Steven Wellard

Against: Nil.

7:17pm *The meeting was reopened to the public and the live stream resumed.*

7:17pm *The Council Governance and Policy Coordinator and Council Governance and Policy Officer returned to the meeting.*

20. Urgent Business

Nil.

21. Closure

There being no further business, the Presiding Member declared the meeting closed at 7:17pm.