



City of Perth

**Ordinary Council Meeting
Minutes**

**27 November 2018
6.00pm**

**Council Chamber
Level 9
Council House**

APPROVED FOR RELEASE

**MURRAY JORGENSEN
CHIEF EXECUTIVE OFFICER**



City of Perth

**Ordinary Council Meeting
Minutes**

**27 November 2018
6.00pm**

**Council Chamber
Level 9
Council House**

Present

Chair Commissioner Eric Lumsden
Commissioner Gaye McMath
Commissioner Andrew Hammond

Minutes to be confirmed at the next Ordinary Council meeting.

**THESE MINUTES ARE HEREBY CERTIFIED AS
CONFIRMED**

PRESIDING MEMBER'S SIGNATURE

DATE:-----

Minutes of the Ordinary Meeting of the Council of the City of Perth held in the Council Chamber, Ninth Floor, Council House, 27 St Georges Terrace, Perth, on Tuesday, 27 November 2018.

Presiding: **Chair Commissioner, Eric Lumsden**

Commissioners in Attendance:

Commissioner Gaye McMath
Commissioner Andrew Hammond

Officers in Attendance:

Mr Jorgensen	Acting Chief Executive Officer
Mr Mianich	Director Corporate Services
Mr Crosetta	Director Construction and Maintenance
Ms Moore	Director Community and Commercial Services
Ms Barrenger	Director Planning and Development
Mr Fitzpatrick	Acting Director Economic Development and Activation
Ms Smith	Manager Development Approvals
Mr Ridgwell	Manager Governance
Mr Anastas	Personal Aide
Ms Rutigliano	Governance Officer

Observers:

Ten members of the public
Eight members of staff
One member of the media

1. Prayer / Acknowledgment of Country

The Acting Chief Executive Officer read the prayer.

The Chair Commissioner read the Acknowledgement of Country.

2. Declaration of Opening

6.00pm The Chair Commissioner declared the meeting open.

3. Apologies

Nil

4. Question Time for the Public and Notification of Deputations

4.1 Question Time for the Public

Question received from Ms Hui Zhang, 1 Haig Park Circle, East Perth WA 6004 in relation to Item 13.9 - Final Adoption of Amendment No. 3 to City of Perth Local Planning Scheme No. 26 (Normalised Redevelopment Areas) and the City of Perth East Perth – South Cove Area 20 Design Guidelines to Introduce Development Standards for 75 (Lot 70) Haig Park Circle, East Perth (CM 314221/18).

Question:	<p>Could the Commissioners please explain:</p> <ol style="list-style-type: none"> a. How the proposed amendment represents the interests of electors, ratepayers and residents of the district as per section 2.10 of the <i>Local Government Act 1995</i>; b. In addition to the significant under-representation of the stated five submissions received over the latest version of the proposal: How many in total participated in all the consultation workshops since December 2013 and what were the key themes/issues raised; c. What consideration has been given to this proposed amendment on the current state of the property market, impact on house prices and reduction of existing ratepayers enjoyment of the existing amenities – including congestion created by potential development and parking impact for residents; d. Why is this proposal still going ahead despite strong opposition from surrounding residents; and e. Whether due consideration was given to previous feedback from residents other than the submissions received on the latest amendments.
Answer:	<ol style="list-style-type: none"> a. Council has a responsibility for the orderly and proper planning of the City of Perth. The City of Perth has engaged closely with the community to ensure that their views help to inform the preparation of design guidelines for the land. b. On 15 March 2016, Council resolved to undertake extensive community consultation with the local residents and community groups to develop a set of built form guidelines for the site. This included consideration of three design concepts for the site which were prepared taking into account the issues raised by the community through consultation on the previous development applications and with the aim of enhancing the amenity of the residents of Haig Park Circle through the provision of a public space along the Haig Park Circle frontage. <p>Comprehensive community engagement was undertaken on the three design concepts. Fifty one submissions were received including 45 completed surveys. Over 80 per cent of respondents did not support any of the proposed concepts and a petition was received strongly objecting to all guidelines, proposals and concepts for the site and to the lifting of the restrictive covenant over the site. The petition was formally presented to Council on 22 November 2016.</p>

In August 2017, further community consultation including two community workshops was held. A total of 300 invitations were sent to surrounding residential property and business owners with 40 people attending the first workshop and 29 attending the second workshop. The purpose of the first workshop was to present the background and the design work done to date and to seek the community's feedback on the proposed built form and land uses to be incorporated into the new provisions and guidelines. The purpose of the second workshop was to seek comments on the potential planning provisions and guidelines that could be applied to the site. An outcomes report summarising the results of the workshops was then prepared and provided to all participants.

Some of the recommended changes to the provisions discussed during the workshops included the following:

- Removal of Transient Residential as a Contemplated use to a Prohibited use;
 - Introduction of a provision requiring new development to be articulated in a manner to respond to the rhythm and verticality of the adjacent town house development;
 - Introduction of a provision requiring a clear differentiation of pedestrian and vehicular movement at the access points to Sovereign Close and Haig Park Circle; and
 - Amend the plot ratio from 2.0:10 to 1.5:1:0 and allow a public fee-paying carpark at basement level that is exempt from the calculation of plot ratio floor area to provide an incentive for the provision of a replacement facility on the site.
- c. The scheme amendment and design guidelines provide a planning framework to guide decisions if a development application is lodged for the land. Any future development application will include a traffic impact assessment.
- d. The planning scheme for the area identifies that the land is capable of development, as the site has a plot ratio and land uses allocated to the site. Previous development approvals reflect this, although these have not proceeded.

The issue is that there are no design guidelines in place to control the form and design of any potential future development.

The scheme amendment and planning guidelines before Council provide clear controls in terms of land use, built form and design to ensure that any potential future development complements and not conflicts with existing development in the neighbourhood.

	<p>If the scheme amendment and design guidelines did not proceed there would be no design controls in place to guide any future development applications.</p> <p>e. Careful consideration has been given to all community feedback in the preparation of the scheme amendment and design guidelines.</p>
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4.2 Notification of Deputations

4.2.1 **Item 13.9 - Final Adoption of Amendment No. 3 to City of Perth Local Planning Scheme No. 26 (Normalised Redevelopment Areas) and the City of Perth East Perth – South Cove Area 20 Design Guidelines to Introduce Development Standards for 75 (Lot 70) Haig Park Circle, East Perth**

The Presiding Member approved a deputation from Dr Shahid Jamil in relation to Item 13.9 - Final Adoption of Amendment No. 3 to City of Perth Local Planning Scheme No. 26 (Normalised Redevelopment Areas) and the City of Perth East Perth – South Cove Area 20 Design Guidelines to Introduce Development Standards for 75 (Lot 70) Haig Park Circle, East Perth (CM 314225/18).

4.2.2 **Item 13.9 - Final Adoption of Amendment No. 3 to City of Perth Local Planning Scheme No. 26 (Normalised Redevelopment Areas) and the City of Perth East Perth – South Cove Area 20 Design Guidelines to Introduce Development Standards for 75 (Lot 70) Haig Park Circle, East Perth**

The Presiding Member approved a deputation from Mr Charles Foti in relation to Item 13.9 - Final Adoption of Amendment No. 3 to City of Perth Local Planning Scheme No. 26 (Normalised Redevelopment Areas) and the City of Perth East Perth – South Cove Area 20 Design Guidelines to Introduce Development Standards for 75 (Lot 70) Haig Park Circle, East Perth.

5. **Members on Leave of Absence and Applications for Leave of Absence**

Nil

6. **Confirmation of Minutes**

Moved Commissioner Hammond, seconded Commissioner McMath

That Council CONFIRM the minutes of the Special Council Meeting held 29 October 2018, Ordinary Council Meeting held 30 October 2018, Special Council Meeting held 13 November 2018 and Agenda Briefing Session held 20 November 2018 as a true and correct record.

The motion was put and carried

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

7. Announcements by the Chair Commissioner

Welcome to Murray Jorgensen

The Chair Commissioner welcomed Mr Murray Jorgensen to the City of Perth and to his first Council meeting.

8. Disclosures of Members' Interests

Commissioner/Officer	Item No. and Title	Nature/Extent of Interest
Mr Murray Jorgensen – Acting Chief Executive Officer (CM 314212/18)	Item 15.1 – Confirmation of Appointment Title – Chief Executive Officer	Nature: Impartiality Interest – Current incumbent Chief Executive Officer/Acting Chief Executive Officer – Interest is potentially minor Extent: Minor

9. Questions by Members of which due notice has been given

Nil

10. Correspondence

Nil

11. Petitions

Nil

12. Matters for which the Meeting may be Closed

In accordance with Section 5.23(2) of the *Local Government Act 1995* should a Commissioner wish to discuss the content of the confidential attachments in relation to Items 13.13, 13.14 and 13.19, it is recommended that Council resolve to close the meeting to the public prior to discussion of the Item.

Attachment No.	Item No. and Title	Reason
Confidential Attachment 13.13A	Item 13.13 - Tender 038-18/19 – Streetlighting and Electrical Upgrades – Various	s5.23(2)(e)(ii)
Confidential Attachment 13.14B	Item 13.14 - Christmas Parking Promotion	s5.23(2)(e)(ii) and s5.23(2)(e)(iii)

Attachment No.	Item No. and Title	Reason
Confidential Attachment 13.19B	Item 13.19 - Risk Management Quarterly Update	s5.23(2)(f)(i)(ii)

13. Reports

En Bloc Motion

Moved Commissioner McMath, seconded Commissioner Hammond

That Council:

1. **ADOPTS** the Officer and Committee Recommendations for items 13.2, 13.3, 13.4, 13.5, 13.6, 13.7, 13.10, 13.11, 13.16, 13.17, 13.18, 13.22; and
2. **CONSIDERS** items 13.13, 13.14, 13.15, 13.19, 13.20, 13.21 and 15.1 separately.

The motion was put and carried

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

Item 13.1 68 (Lot 100) Milligan Street, Perth – Proposed Removal of Existing Sky Signs and the Installation of a New LED Sky Sign Displaying Variable Third-Party Advertising Content and the Addition of Lighting Elements to the Exterior Façade of the Building

Moved Commissioner Hammond, seconded Commissioner McMath

*That in accordance with the City Planning Scheme No. 2, the Planning and Development (Local Planning Schemes) Regulations 2015 – Deemed Provisions for Local Planning Schemes and the Metropolitan Region Scheme the Council **APPROVES BY AN ABSOLUTE MAJORITY** the application for the proposed removal of existing sky signs and installation of a new LED sky sign displaying variable third party advertising content and the addition of lighting elements to the exterior façade of the building at 68 (Lot 100) Milligan Street, Perth as detailed on the application form dated 22 August 2018 and as shown on the plans received on 31 August 2018 subject to:*

1. *all existing sky signs on the building being removed;*

(Cont'd)

- 2. the LED sky sign being appropriately framed and with any support structures, wiring or ducting being concealed from view with final details being submitted to and approved by the City prior to applying for a building permit;**
- 3. the advertisements and images displayed on the LED sky sign being restricted to static displays that contain only single, 'self-contained' messages that have a 'dwell' duration of not less than 45 seconds, with the duration of transition between the full display of one message and the full display of the next message not exceeding 0.1 seconds. Transitional effects such as fly-in, fade-out and scrolling shall not be permitted at any time;**
- 4. the sign content excluding symbols, graphics or text that could be mistaken for an instruction to drivers or any colours, shapes or lighting that could be mistaken for a traffic sign or traffic control signal, or a format normally used for traffic control or warning, incident or traffic management, or road safety or driver information messages, except where required by a public authority;**
- 5. the letter size and legibility of text generally conforming to the guidelines set out in Austroads' Guide to Traffic Management Part 10 – Traffic Control and Communication Devices and shall not include website and social media email addresses or text messaging instructions;**
- 6. the illumination of the sign being in accordance with the relevant requirements of the Australian Standards: Control of the Obtrusive Effects of Outdoor Lighting (AZ4282-1997) and the maximum luminance of the sign being in accordance with the levels identified by Main Roads WA being daytime – 6000 cd/m², dawn/dusk – 600 cd/m² and night – 300 cd/m²;**
- 7. the sign having a default setting that will display an entirely black screen when no content is being displayed or a malfunction occurs; and**
- 8. the applicant/owner of the sign exempting the City from any liability resulting from claims due to driver distraction caused by the sign, with the applicant/owner accepting all responsibility for any such claims.**

The motion was put and carried

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

Item 13.2 Key Sector Development Sponsorship – Unearthed 2018/19

Moved Commissioner McMath, seconded Commissioner Hammond

That Council:

1. ***APPROVES*** cash sponsorship of \$15,000 (excluding GST) to Unearthed Solutions Pty Ltd to support the Unearthed Startup Exchange and Unearthed Perth 2019 events;
2. ***NOTES*** the provisional list of sponsorship benefits contained within the Detailed Officer Assessment in Attachment 13.2A;
3. ***AUTHORISES*** the Chief Executive Officer (or an appointed delegate) to negotiate with the applicant the final list of sponsorship benefits according to the Council approved funding amount; and
4. ***NOTES*** that a detailed acquittal report, including all supporting material, will be submitted to the City of Perth three months following the conclusion of the project.

The motion was put and carried en bloc

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

Item 13.3 Strategic Arts Sponsorship – Tales of Land: Whadjuk (Perth)

Moved Commissioner McMath, seconded Commissioner Hammond

That Council:

1. ***APPROVES*** cash sponsorship of \$45,000 per year (excluding GST) over two years (\$90,000 in total) to Virtual Guest in support of Tales of Land: Whadjuk (Perth);
2. ***NOTES*** the provisional list of sponsorship benefits contained within the Detailed Officer Assessment in Attachment 13.3A;
3. ***AUTHORISES*** the Chief Executive Officer (or an appointed delegate) to negotiate with the applicant the final list of sponsorship benefits according to the Council approved funding amount; and

(Cont'd)

4. ***NOTES*** that a detailed acquittal report, including all supporting material, will be submitted to the City of Perth three months following the conclusion of the project.

The motion was put and carried en bloc

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

Item 13.4 Business Event Sponsorship – Australasian Oil and Gas Exhibition and Conference (AOG) 2019

Moved Commissioner McMath, seconded Commissioner Hammond

That Council:

1. ***APPROVES*** cash sponsorship of \$50,000 (excluding GST) to Diversified Communications Australia Pty Ltd to present the 2019 Australasian Oil and Gas Exhibition and Conference, to be held from 13 March to 15 March 2019 at the Perth Convention and Exhibition Centre;
2. ***NOTES*** the provisional list of sponsorship benefits contained within the Detailed Officer Assessment in Attachment 13.4A;
3. ***AUTHORISES*** the Chief Executive Officer (or an appointed delegate) to negotiate with the applicant the final list of sponsorship benefits, according to the Council-approved funding amount; and
4. ***NOTES*** that a detailed acquittal report, including all supporting material, will be submitted to the City of Perth three months following the conclusion of the event.

The motion was put and carried en bloc

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

Item 13.5 Event Grants Round 2 – 2018/19

Moved Commissioner McMath, seconded Commissioner Hammond

That Council:

1. **APPROVES** cash sponsorship of \$172,500 (excluding GST) to the following applicants:
 - 1.1 *Japan Festival Inc. for Peth Japan Festival Matsuri 2019 (\$15,000);*
 - 1.2 *HBF Health Limited for HBF Run for a Reason (\$36,500);*
 - 1.3 *Buddha's Light International Association of Western Australia Incorporated for Buddha's Birthday and Multicultural Festival 2019 (\$25,000);*
 - 1.4 *Tee-ball Association of WA for Tee-ball State Championships (\$5,000);*
 - 1.5 *Brookfield Commercial Operations Pty Ltd for Brookfield Winter Lights Festival (\$25,000);*
 - 1.6 *Rowing WA for two Elizabeth Quay Rowing Regattas in 2019 (\$11,000);*
 - 1.7 *West Australian Marathon Club for Bridges Fun Run (\$5,000);*
 - 1.8 *Women in Super Mother's Day Classic for Perth Mother's Day Classic (\$5,000);*
 - 1.9 *Propel Youth Arts WA for Youth Week KickstART Festival 2019 (\$10,000);*
 - 1.10 *Livingstone Foundation trading as Lifeline WA for Lifeline WA International Young Butchers' Picnic and Smokin' in the City American BBQ Competition (\$10,000);*
 - 1.11 *Fairfax Media Events Pty Ltd for Night Noodle Market (\$20,000); and*
 - 1.12 *Gujarati Samaj of WA for NAVRATRI – The Dance Festival (\$5,000).*

2. **DECLINES** sponsorship of the following applicants:
 - 2.1 *Marcio Mendes & Community Dance Events Inc for Perth Brazilian Carnival 2019;*
 - 2.2 *Fairfax Media Events Pty Ltd for American Express Openair Cinemas;*
 - 2.3 *Perth Indonesian Community Incorporated for Langley Park Multicultural Festival;*
 - 2.4 *Touch Football WA for Touch Football WA – Corporate Touch Tournament;*
 - 2.5 *Ms Jasmine Leivers for WA Made Film Festival;*
 - 2.6 *Rowing WA for the 2019 Australian Masters Rowing Championships;*
 - 2.7 *Perfect Events and Promotions for Afrobeats Festival 2019;*
 - 2.8 *Farming Champions Inc for Farmer on your Plate;*
 - 2.9 *School of Indigenous Studies – The University of Western Australia for the 24th Indigenous Nationals*
 - 2.10 *UN Youth Australia for Voice National Finals 2019; and*
 - 2.11 *Opportunity International Australia for Opportunity International Speaker Series.*

(Cont'd)

3. ***NOTES*** the provisional list of sponsorship benefits contained within in the Detailed Officer Assessment in Attachment 13.5A;
4. ***AUTHORISES*** the Chief Executive Officer (or an appointed delegate) to negotiate with the applicants the final list of sponsorship benefits for inclusion in the agreement, according to the Council approved funding amount; and
5. ***NOTES*** that a detailed acquittal report, including all supporting material, will be submitted to the City of Perth three months following the completion of each supported project.

The motion was put and carried en bloc

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

Item 13.6 Arts Grants Round 2 – 2018/19

Moved Commissioner McMath, seconded Commissioner Hammond

That Council:

1. ***APPROVES*** cash sponsorship of \$184,600 (excluding GST) to the following applicants:
 - 1.1 ***Western Australian Youth Theatre Company for REST (\$14,900);***
 - 1.2 ***Periscope Pictures Pty Ltd for Virtual Yagan VR (\$31,000);***
 - 1.3 ***Mei Swan Lim for Deep Heritage (\$8,000);***
 - 1.4 ***Australian Dance Council – Ausdance WA Branch Inc for Australian Dance Week and Fit Week (\$15,000);***
 - 1.5 ***Paper Mountain Inc for Peaks: Making Up (\$15,000);***
 - 1.6 ***West Australian Youth Jazz Orchestra Association for King Street Corner Pocket Festival 2019 (\$30,000);***
 - 1.7 ***The Red Room Company Ltd for New Shoots WA (\$8,000);***
 - 1.8 ***Giovanni Consort Incorporated for Nature, Light and Song (\$5,500);***
 - 1.9 ***The Trustee for Eagle Rock Lobster Trust (T/A Badlands Bar) for City Limits 2019 (\$10,000);***
 - 1.10 ***Co3 Australia for Co3 Professional Development Arts Hub and Community Program (\$20,000);***
 - 1.11 ***RTRFM 92.1 Ltd for In the Pines 2019 (\$5,000);***
 - 1.12 ***Fremantle Chamber Orchestra for Rudolf Koelman plays Bruch 2 (\$5,000);***

(Cont'd)

- 1.13 *Peter Le Tran for Finding Magic: The Wonders of Peter Paxx (\$4,200);*
 - 1.14 *West Australian Ballet Company for Community Dress Rehearsal at His Majesty's Theatre (\$5,000);*
 - 1.15 *Rachel Ogle for 'precipice' (\$5,000); and*
 - 1.16 *St Georges Cathedral Foundation for the Arts Inc for St Georges Art 2019 (\$3,000).*
2. **DECLINES sponsorship of the following applicants:**
- 2.1 *Revelation Perth International Film Festival Inc for The Virtual Busker;*
 - 2.2 *Dawn Pascoe for Natural Wings' Pop Up Shows at Elizabeth Quay;*
 - 2.3 *Helm Wood Publishing Pty Ltd trading as Centre for Stories for Love Letters to Perth;*
 - 2.4 *Daniel McCabe for POSTLEISURE solo exhibition;*
 - 2.5 *Mr Peter Graham for Eggs in the City;*
 - 2.6 *Melaine Bainbridge for The Pack Australia;*
 - 2.7 *Mr Izaak Wesson for Perth Orchestra Project 2019 Season;*
 - 2.8 *Harrison Mitchell for Harry Mitchell Perth Music Recording and Album Release;*
 - 2.9 *Fellowship of Australian Writers (WA Section) Inc for The Cauldron - 3 New Plays;*
 - 2.10 *Australian Performing Arts United Ltd for Meraki School Festival; and*
 - 2.11 *Sarah Cheers for My Perth – Exhibition and Emerging Artist Prize.*
3. **NOTES the provisional list of sponsorship benefits contained within the Detailed Officer Assessment in Attachment 13.6A;**
4. **AUTHORISES the Chief Executive Officer (or an appointed delegate) to negotiate with the applicants the final list of sponsorship benefits for inclusion in the agreement, according to the Council approved funding amount; and**
5. **NOTES that a detailed acquittal report, including all supporting material, will be submitted to the City of Perth three months following the completion of each support project.**

The motion was put and carried en bloc

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

Item 13.7 Proposed Heritage Listing of 553 – Corner of 561 Wellington and Queen Street, Perth

Moved Commissioner McMath, seconded Commissioner Hammond

That Council, in accordance with Part 3 Clause 8 of the Planning and Development (Local Planning Scheme) Regulations 2015:

1. ***NOTES*** the proposed inclusion of 553 – 561 Wellington Street, Perth in the City Planning Scheme No. 2 Heritage List is supported by the land owners/occupiers;
2. ***ENTERS*** 553 – 561 Wellington Street, Perth in the City Planning Scheme No. 2 Heritage List and adopts the assessment as shown in Attachment 13.7A; and
3. ***NOTIFIES*** the Heritage Council of Western Australia and the owner/occupier of the place of recommendation point 2 above.

The motion was put and carried en bloc

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

Item 13.8 Draft Cultural Development Plan

Moved Commissioner McMath, seconded Commissioner Hammond

*That Council **ENDORSE** the draft Cultural Development Plan to go out to public comment for a period of 12 weeks.*

The motion was put and carried

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

Meeting Note: The Commissioners noted that a strategic financial analysis is yet to be undertaken and that public consultation should be qualified and that the initiatives are not presently funded.

Item 13.9 Final Adoption of Amendment No. 3 to City of Perth Local Planning Scheme No. 26 (Normalised Redevelopment Areas) and the City of Perth East Perth – South Cove Area 20 Design Guidelines to Introduce Development Standards for 75 (Lot 70) Haig Park Circle, East Perth

Officer Recommendation

That Council:

1. NOTES the submissions received relating to proposed Amendments to City of Perth Local Planning Scheme No. 26 and the City of Perth East Perth Area 20 – South Cove Area Design Guidelines - Attachment 13.9A;
2. pursuant to Regulation 50(3) of the Planning and Development (Local Planning Schemes) Regulations 2015, ADOPTS Amendment No. 3 to City of Perth Local Planning Scheme No. 26, without modification as detailed in the Scheme Amendment Report – Attachments 13.9B and 13.9C;
3. pursuant to Clause 5 of the Planning and Development (Local Planning Scheme) Regulations – Schedule 2 (Deemed Provisions) ADOPTS the City of Perth local planning policy East Perth Area 20 – South Cove Area Design Guidelines and for it to come into effect upon gazettal of Amendment No. 3 to City of Perth Local Planning Scheme No. 26 – Attachments 13.9B and 13.9D; and
4. pursuant to Regulation 53 of the Planning and Development (Local Planning Schemes) Regulations 2015, FORWARDS Amendment No. 3 to City of Perth Local Planning Scheme No. 26 and associated documents to the Western Australian Planning Commission for consideration and recommendation to the Minister for Planning.

MOTION TO DEFER

Moved Commissioner Lumsden, seconded Commissioner McMath

That Council DEFER consideration of the report titled Final Adoption of Amendment No. 3 to City of Perth Local Planning Scheme No. 26 (Normalised Redevelopment Areas) and the City of Perth East Perth – South Cove Area 20 Design Guidelines to Introduce Development Standards for 75 (Lot 70) Haig Park Circle, East Perth to seek appropriate advice on how to address the issues raised by residents regarding the car park's use.

The motion was put and carried

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

Reason: To seek appropriate advice on how to address the issues raised by residents regarding the carpark's use.

Item 13.10 Public Lighting Policy Review

Moved Commissioner McMath, seconded Commissioner Hammond

That Council:

- 1. RESCINDS Council Policy 20.7 – Lighting – as detailed in Attachment 13.10A; and*
- 2. ADOPTS Council Policy - Public Lighting – as detailed in Attachment 13.10B.*

The motion was put and carried en bloc

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

Item 13.11 Draft Public Lighting Framework

Moved Commissioner McMath, seconded Commissioner Hammond

That Council:

- 1. ENDORSES the Draft Public Lighting Framework as detailed in this report and Attachment 13.11A for consultation purposes; and*
- 2. NOTES that the results of the consultation will be used to inform the Final Framework which will be presented to Council at a future meeting.*

The motion was put and carried en bloc

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

Item 13.12 Request for Comments on the State Government's Public Consultation Paper - Planning for Entertainment Noise in the Northbridge Area

Moved Commissioner Hammond, seconded Commissioner McMath

That Council:

1. ***COMMENDS*** the State Government for progressing reforms to address noise related land use conflicts and protect existing live music and entertainment venues in the Northbridge Entertainment Area and advises that it is generally supportive of the key reform proposals outlined in the 'Planning for Entertainment Noise in the Northbridge Area' public consultation paper. These include the application of the following to the Northbridge Entertainment Area:
 - 1.1 *the 'agent of change' principle;*
 - 1.2 *the removal of outdoor assigned levels for noise sensitive developments and to instead focus only on protection of health and amenity indoors;*
 - 1.3 *higher building and construction standards for both new noise emitting and noise sensitive development;*
 - 1.4 *notifications on titles being required for all new developments alerting prospective purchasers to the non-typical noise environment; and*
 - 1.5 *noise assessments being provided as part of the applications for all new development to demonstrate that it they can be appropriately designed and constructed.*
2. ***ADVISES*** that there is a need to consider:
 - 2.1 *further reforms to the Environmental Protection (Noise) Regulations 1997 to improve noise monitoring criteria that better addresses low frequency noise, including 'bass' associated with amplified music;*
 - 2.2 *the setting of maximum outdoor noise levels at the property boundaries of noise-emitting developments, as an additional criteria within the entertainment area;*

(Cont'd)

2.3 *the need for consistency across the City of Perth's and the Metropolitan Redevelopment Authority's planning scheme and policy framework as the proposed Northbridge Entertainment Area boundaries includes land within the Metropolitan Redevelopment Authority's Perth City Link Project Area; and*

2.4 *the need to apply the reforms more broadly to other areas within the City of Perth, via a head of power and without the requirement for substantial legislative changes, including the central and west-end areas of Perth which also contain high concentrations of liquor licensed venues and allow for a mixture of entertainment and residential (permanent and short-stay accommodation) land uses under City Planning Scheme No. 2.*

The motion was put and carried

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

Meeting Note: Commissioner Hammond enquired if the reforms are implemented, will the City of Perth be treating the reforms as a priority in the context of considering them as a seriously entertained planning proposal, instead of waiting until the entire process is carried through.

Item 13.13 Tender 038-18/19 – Streetlighting and Electrical Upgrades – Various

Moved Commissioner Lumsden, seconded Commissioner McMath

That Council:

- 1. ACCEPTS the most suitable tender, being that submitted by Stiles Electrical & Communication Services Pty Ltd for the St George's Terrace (Irwin Street to Victoria Avenue) Lighting Upgrade (Tender 038-18/19) at a lump sum price of \$295,920.55 (excluding GST);**
- 2. ACCEPTS the most suitable tender, being that submitted by Stiles Electrical & Communication Services Pty Ltd for the Hay Street (Barrack Street to Pier Street) Lighting Upgrade (Tender 038-18/19) at a lump sum price of \$339,420.70 (excluding GST);**
- 3. ACCEPTS the most suitable tender, being that submitted by Civcon Civil Pty Ltd for the Murray Street (Barrack Street to Irwin Street) Lighting Upgrade (Tender 038-18/19) at a lump sum price of \$591,268.41 (excluding GST);**

(Cont'd)

4. ***APPROVES BY AN ABSOLUTE MAJORITY the re-allocation of funding from PJ10225 - Roe Street (\$552,000) and PJ12276 - The Avenue (\$300,000) to be allocated to PJ23330 - Murray Street Lighting Upgrade (\$137,000). The total funding allocated to PJ23330 would be \$989,000; and***
5. ***NOTES that the construction is anticipated to commence in February 2019 with anticipated completion by the end of June 2019.***

The motion was put and carried

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

Item 13.14 Christmas Parking Promotion

Moved Commissioner McMath, seconded Commissioner Hammond

That Council APPROVE the following four promotions:

1. ***Promotion 1: a \$10 discounted parking rate from 10 December 2018 to 18 January 2019 at Citiplace, Cultural Centre and Pier Street car parks between 6am and 9pm Monday to Sunday;***
2. ***Promotion 2: provide a \$5 Boxing Day rate at Citiplace, Cultural Centre and Pier Street car parks between 6am and midnight on 26 December 2018;***
3. ***Promotion 3: provide a \$10 flat rate for 36 hours between 6am, 31 December 2018 and 6pm, 1 January 2019 at the Terrace Road car park; and***
4. ***Promotion 4: provide 1000 'free parking tickets' to be handed out during the promotion period on selected dates and at selected car parks.***

The motion was put and carried

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

Item 13.15 Financial Statements and Financial Activity Statement for the Period Ended 30 September 2018

Moved Commissioner Lumsden, seconded Commissioner Hammond

That Council RECEIVES the Financial Statements and the Financial Activity Statement for the period ended 30 September 2018, as detailed in Attachment 13.15A.

The motion was put and carried

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

Meeting Note: The Commissioners requested future capital expenditure programs be implemented within budget plans. The Acting Chief Executive Officer provided assurance that this would be an area of focus for improvement.

Item 13.16 Payments from Municipal and Trust Funds – October 2018

Moved Commissioner McMath, seconded Commissioner Hammond

That in accordance with Regulation 13(1) of the Local Government (Financial Management) Regulations 1996, the list of payments made under delegated authority for the month ended 31 October 2018 be RECEIVED and recorded in the Minutes of the Council, the summary of which is as follows:

<i>FUND</i>	<i>PAID</i>
<i>Municipal Fund</i>	<i>\$ 16,453,173.45</i>
<i>Trust Fund</i>	<i>\$ 867,576.10</i>
<i>TOTAL:</i>	<i>\$ 17,320,749.55</i>

The motion was put and carried en bloc

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

Item 13.17 New Policy – Annual Schedule of Council and Committee Meetings

Moved Commissioner McMath, seconded Commissioner Hammond

That Council ADOPTS an Annual Schedule of Council and Committee Meetings policy as detailed in Attachment 13.17A.

The motion was put and carried en bloc

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

Item 13.18 Review of Waste Policies

Moved Commissioner McMath, seconded Commissioner Hammond

That Council:

- 1. RESCIND Existing Council Policy 23.1 – “240 Litre Mobile Garbage Bins” (existing policy 23.1) as detailed in Attachment 13.18A;*
- 2. RESCIND Existing Council Policy 23.2 – 240 Litre Mobile Garbage Bins – Multi Unit Residential Properties” (existing policy 23.2) as detailed in Attachment 13.18B;*
- 3. RESCIND Existing Council Policy 23.4 – “Waste Removal Service - Commercial” (existing policy 23.4) as detailed in Attachment 13.18C;*
- 4. RESCIND Existing Council Policy 23.6 – “Waste Removal Service – Special Cleanup” (existing policy 23.6) as detailed in Attachment 13.18 D; and*
- 5. ADOPT Council Policy – “Community Waste Services” (proposed policy) as detailed in Attachment 13.18E.*

The motion was put and carried en bloc

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

Item 13.19 Risk Management Quarterly Update

Moved Commissioner Lumsden, seconded Commissioner Hammond

That Council RECEIVES the Risk Management Quarterly Update for November 2018.

The motion was put and carried

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

Item 13.20 Chief Executive Officer Review of Systems and Procedures 2018

Moved Commissioner Hammond, seconded Commissioner McMath

That Council ACCEPTS the Chief Executive Officer review of the appropriateness and effectiveness of systems and procedures in relation to risk management, internal control and legislative compliance in accordance with Regulation 17 of the Local Government Act 1995.

The motion was put and carried

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

Meeting Note: The Commissioners requested the Administration focus on the need for improvement of maturity related to project management risk.

Item 13.21 Budget Review 2018/19 - November 2018 – Forecast of the Operating and Capital Budget for the Year Ending 30 June 2019

Moved Commissioner McMath, seconded Commissioner Lumsden

That Council:

1. in accordance with Regulation 33A(3) of the Local Government (Financial Management) Regulations 1996 (as amended) APPROVES BY AN ABSOLUTE MAJORITY:

1.1 the Budget Review 2018/19 as detailed in Attachments 13.21A, 13.21B and 13.21C, noting the impact of increased revenue and reduced operating expenditure excluding depreciation;

1.2 net capital expenditure reduction of \$1,782,724 as listed in Attachment 13.21C;

1.3 the decrease in transfers from reserves of \$401,646 related to changes in the capital works program;

2. NOTES:

2.1 the budgeted net result from operations has improved by \$3,095,370;

2.2 the net reduction of \$1,782,724 on capital projects; reduced funding required from reserves of \$401,646; capital grants of \$32,000; and Municipal funds of \$1,349,078.

The motion was put and carried

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

Item 13.22 Proposed Amendment to Schedule of Fees and Charges for Parking Services

Moved Commissioner McMath, seconded Commissioner Hammond

That Council:

1. ***APPROVE an amendment to the Schedule of Fees and Charges 2018/19 to include the omitted Modified Penalty Category fees of \$85 and \$225 in accordance with City of Perth Parking Local Law 2017 and maintain numerical order of Modified Penalty Categories; and***
2. ***APPROVE an amendment to the Schedule of Fees and Charges 2018/19 to include omitted half day fees under Parking Reservations and Permits for State Government/Utilities, Community Events, Charity Events, Perth City Works both standard and non-standard.***

The motion was put and carried en bloc

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

14. Motions of which Previous Notice has been given

Nil

15. Urgent Business

The Chair Commissioner advised an item of urgent business had been received for consideration by Council.

Item 15.1 Confirmation of Appointment Title – Chief Executive Officer

Moved Commissioner Hammond, seconded Commissioner McMath

That Council CONFIRMS the appointment title of Mr M Jorgensen as Chief Executive Officer for the fixed term contract outlined in the Council Resolution dated 13 November 2018.

The motion was put and carried

The votes were recorded as follows:

For: Commissioners Lumsden, Hammond and McMath

Against: Nil

16. Closure

7.01pm The Chair Commissioner declared the meeting closed.