



TOWN OF  
VICTORIA PARK

## Agenda Briefing Forum Meeting notes – 2 July 2019

---



**WE'RE OPEN**  
**VIC PARK**

Please be advised that an **Agenda Briefing Forum** was held at **6:30 pm** on **Tuesday 2 July 2019** in the **Council Chambers**, Administration Centre at 99 Shepperton Road, Victoria Park.

**His Worship the Mayor Trevor Vaughan**  
5 July 2019



## Table of contents

Item	Page no
1 About the Agenda Briefing Forum .....	4
2 Opening .....	6
3 Announcements from the Presiding Member .....	7
4 Attendance.....	8
4.1 Apologies.....	12
4.2 Approved leave of absence.....	13
5 Declarations of interest.....	14
6 Public participation time .....	16
6.1 Public participation time .....	16
7 Presentations .....	17
8 Deputations.....	18
9 Method of dealing with agenda business.....	20
15 Questions from members without notice on general matters.....	35
16 Public participation time .....	36
17 Confidential matters .....	38
18 Closure .....	38

# 1 About the Agenda Briefing Forum

The purpose of the Agenda Briefing Forum is to ask questions and seek clarity on the draft Ordinary Council Meeting agenda, in line with the Agenda Briefing, Concept Forum and Council Workshops Policy.

The meeting is open to all members of the public, except during the consideration of matters deemed confidential in line with the *Local Government Act 1995*.

Members of the public that are directly impacted by an item on the agenda may participate in the meeting through any of the following methods.

## 1. Deputation

A deputation is a presentation made by a group of between two and five people affected (adversely or favourably) by a matter on the agenda. A [Deputation Form](#) must be submitted to the Town no later than 24 hours prior to the meeting and is to be approved by the Chief Executive Officer.

## 2. Presentation

A presentation is a submission made by an individual affected (adversely or favourably) by a matter on the agenda. A [Presentation Form](#) must be submitted to the Town no later than 24 hours prior to the meeting and is to be approved by the Chief Executive Officer.

All others may participate in the meeting during the allotted Public Participation Time. While it is not required, members of the public are encouraged to submit their questions and statements in advance by [email](#) or by completing the [Public Question/ Statement Form on the Town's website](#). Please note that questions and statements related to an agenda item will be considered first. All those dealing with matters of a general nature will be considered in the order in which they have been received.

For any questions regarding the Agenda Briefing Forum or any item presented in the draft agenda, please contact the Governance team at [GovernanceVicPark@vicpark.wa.gov.au](mailto:GovernanceVicPark@vicpark.wa.gov.au)

### Disclaimer

Any plans or documents in agendas, minutes and notes may be subject to copyright. The express permission of the copyright owner must be obtained before copying any copyright material.

Any advice provided by an employee of the Town on the operation of written law, or the performance of a function by the Town, is provided in the capacity of an employee, and to the best of that person's knowledge and ability. It does not constitute, and should not be relied upon, as a legal advice or representation by the Town. Any advice on a matter of law, or anything sought to be relied upon as representation by the Town, should be requested in writing.

Noting that the Agenda Briefing Forum is only for the purpose of seeking further information on the draft Ordinary Council Meeting Agenda, and does not constitute a decision-making forum, any person or entity who has an application or submission before the Town must not rely upon officer recommendations presented in the draft agenda. Written notice of the Council's decision, and any such accompanying conditions, will be provided to the relevant person or entity following the Ordinary Council Meeting.

## **2 Opening**

Mayor Trevor Vaughan opened the meeting at 6.30pm.

### **Acknowledgement of the traditional owners**

I am not a Nyungar man, I am a non-Indigenous man. I am honoured to be standing on Whadjuk - Nyungar country on the banks of the Swan River.

I acknowledge the traditional custodians of this land and respect past, present and emerging leaders, their continuing cultural heritage, beliefs and relationship with the land, which continues to be important today.

I thank them for the contribution made to life in the Town of Victoria Park and to this region.

## **3 Announcements from the Presiding Member**

### **3.1 Purpose of the Agenda Briefing Forum**

The purpose of this forum is to provide an opportunity for Elected Members to ask questions and obtain additional information on officer reports in the draft Ordinary Council Meeting agenda. It is not a decision-making forum, nor is it open for debate.

Members of the public that may be directly affected by an item on the agenda can make presentations, deputations, statements, and ask questions, prior to the matter being formally considered by Council at the next Ordinary Council Meeting.

### **3.2 Notice of recording**

All participation in the meeting will be audio recorded. The audio recording will be archived and placed on the Town's website after the meeting.

### **3.3 Conduct of meeting**

All those in attendance are expected to extend due courtesy and respect to the meeting by refraining from making any adverse or defamatory remarks regarding Council, the staff or any elected member. No one shall create a disturbance at a meeting by interrupting or interfering with the proceedings through expressing approval or dissent, by conversing, or by any other means.

All questions and statements made by members of the public are not to personalise any elected member or member of staff. Questions and statements are to be directed to the Presiding Member, who may choose to call upon an officer of the Town, or another elected member, to assist with responses.

### **3.4 Public participation time**

There are two opportunities to ask questions and make statements at the beginning and at the end of the meeting. Each public participation time will be held for 30 minutes. Any additional time must be by agreement from the meeting and will be in five-minute increments.

In line with the intended purpose of the Agenda Briefing Forum, questions and statements relating to an agenda item will be considered first. All others will be considered in the order in which they have been received.

### 3.5 Questions taken on notice

Responses to questions taken on notice that relate to an agenda item will be presented in the officer report for the Ordinary Council Meeting agenda under the heading 'Further consideration'.

Responses to general matters taken on notice will be made available in the relevant Ordinary Council Meeting agenda under the section 'Responses to public questions taken on notice'.

## 4 Attendance

<b>Mayor</b>	Mr Trevor Vaughan
<b>Banksia Ward</b>	Cr Claire Anderson Cr Julian Jacobs Cr Ronhhda Potter Cr Karen Vernon
<b>Jarrah Ward</b>	Cr Jennifer Ammons Noble Cr Bronwyn Ife Cr Brian Oliver Cr Vicki Potter
<b>Chief Executive Officer</b>	Mr Anthony Vuleta
<b>A/Chief Operations Officer</b>	Mr Jack Bidwell
<b>Chief Financial Officer</b>	Mr Michael Cole
<b>Chief Community Planner</b>	Ms Natalie Martin Goode
<b>Manager Development Services</b>	Mr Robert Cruickshank
<b>Manager Governance and Strategy</b>	Ms Danielle Uniza
<b>Secretary</b>	Ms Amy Noon
<b>Public</b>	8

### 4.1 Apologies

<b>Chief Operations Officer</b>	Mr Ben Killigrew
---------------------------------	------------------

## 4.2 Approved leave of absence

Nil.

## 5 Declarations of interest

### Declaration of financial interest

Nil.

### Declaration of proximity interest

Nil.

### Declaration of interest affecting impartiality

Nil.

## 6 Public participation time

### 6.1 Public participation time

#### Mr David Crann

*1. Thanked Mayor Trevor Vaughan and the Chief Executive Officer for their attendance at the Kitchener Avenue heritage place of historic interest but advised that he felt he was not able to cover much of what was intended in the 20 minute visit. Mentioned that a 25 year history is not a history, just a hiccup of time. Provided background of Kitchener Avenue property and gave details of the 24 people linked to the address. Spoke about noise and vibrations that are affecting the property and the wall that is being built to help with this.*

#### Mike Lanternier

*1. In light of the over-estimations of the proposed to actual budget figures over many years, the proposed 3% rates increase estimates for the next three years and up to 40% increase in wages, employment benefits and costs under the CEO watch over the last five years, when will ratepayers have transparency regarding the CEO's performance review?*

Mayor Trevor Vaughan advised that transparency will be when the review is shown.

*2. Is that for the public to see?*

Mayor Trevor Vaughan advised that some is available to the public but not all of it.

*3. Did the CEO review highlight what services will be cut or reduced due to the 0% rate increase? Are these services essential services?*

Mayor Trevor Vaughan advised that the Town are still working through it and it will be made available when it is done.

## 7 Presentations

Nil.

## 8 Deputations

Item	Presenter
11.3 - No. 156 (Lot: 1) Orrong Road, Lathlain for proposed Telecommunications Tower	Mr Joel Gajic and Ms Emily Pink

## 9 Method of dealing with agenda business

Nil.

## 11 Chief Community Planner reports

### 11.1 Adoption of revised Local Planning Policies 8 and 34

#### Questions and responses

##### Cr Karen Vernon

*1. Is there any opportunity for a reference to the Urban Forest Strategy to be embedded in to Local Planning Policy 8?*

The Manager Development Services advised that there is only one lot left to be developed within the Sunbury Park Estate so a reference may not be necessary.

*2. Even though there may only be one lot left to develop, tree plantings in the area might need to change or be replaced. At what point when we are revising policies do we seek to try and embed references to one of our signature strategies?*

*3. Why would Council not require strict compliance with clause 3.9.1 of the R-Codes regarding overshadowing and in what circumstances would we not require strict compliance?*

The Manager Development Services advised that the reason is not evident to Council officers as the policy has been in place since 1999. The Town could go through the background material to establish the rationale but as the clause only applies to lots 474 to 499, and the only lot left to be developed is lot 522, there may not be any value in that.

*4. The circumstances set out in clauses 2.1, 2.2, 3.2 and 3.3 in Local Planning Policy 34 relate to temporary uses however, it seems that permanent use has not been excluded for non-residential zoned land. Is that intentional?*

The Manager Development Services advised that under the policy, the permanent use of a sea



container on non-residential zoned land is permissible. Temporary sea containers complying with clause 3.2 and 3.3 do not require development approval. Under clause 3.1, a permanent sea container is to be the subject of an application for development approval and is assessed against the relevant criteria.

*5. If development approval is required for a sea container on residential land, where does the policy set out the acceptable standards for such a development?*

The Manager Development Services advised that the policy doesn't set out the acceptable standards for such a development as the policy states that generally sea containers will not be supported in other instances. If the Town were to receive an application, it would be assessed on its merits in regard to relevant planning considerations listed within clause 67 of the regulations, the objective of the policy and having some regard to matters listed in 3.1 (a) to (e).

*6. Is there a reason why the requirements in 3.1 (a) to (e) relating to use on non-residential land could not equally apply to use on residential land?*

The Manager Development Services advised that the provisions in clause 3.1 relate to permanent sea containers and provisions in clause 2 relate to temporary sea containers. More significantly, sea containers on residential land is more sensitive and likely to have a more significant impact than on non-residential land.

*7. The requirements in clause 3.1 (a) to (e) seem intended to preserve the amenity of surrounding areas and neighbours. Why could they not equally be applicable if there was an application for the use of a sea container on a permanent basis?*

The Manager Development Services advised that it would seem a little bit inconsistent if it is said that sea containers are generally not supported in those instances but then provide criteria under which they will be assessed. It is appropriate to revert to general planning considerations to deal with such applications if they are to be received, notwithstanding that they are generally not supported.

*8. If a development application is not required for the temporary uses, how will the Town monitor compliance with the policy?*

The Manager Development Services advised that compliance is only able to be monitored through random inspections or as a response to a complaint from a member of the public. Through the number of applications and complaints received, it is considered that the risk of sea containers remaining on site for prolonged periods of time, adversely impacting general amenity, is outweighed by the benefit of reducing red tape and not requiring a DA for sea containers in temporary situations.

*9. Is there scope to improve compliance by having a permit scheme?*

The Manager Development Services advised that under planning legislation there is the ability for people to apply for development approval but no power for permits.

*10. The policy says you don't need development approval for temporary use of a sea container, surely it means that it's open to the Council to say people need to apply for permission to put a sea container on a property for up to twelve months, for example, for the purposes of storing construction materials while construction is underway?*

The Manager Development Services advised that rather introducing another form of approval or permit, there could be an option for some form of written advice. Someone could put forward that they wish to propose to do something and the Town can write back acknowledging that it's acceptable for a period of time.

**Cr Jennifer Ammons Noble**

*1. How would Local Planning Policy 34 inform developments using sea containers in our area? Would a cash in lieu arrangement be available for parking shortfalls? Would these sorts of details be covered by a development application process?*

The Manager Development Services advised that clause 3 of the policy does entertain sea containers on a more permanent basis associated with non-residential uses. There is scope for that to occur, subject to a development application being lodged and assessed against the criteria in the policy. It is a possibly. Car parking and potential cash in lieu payments would have to be assessed as part of any development application lodged but under Council policy, cash in lieu payments should only be taken by the Council when there is are concrete plans or intentions to provide public parking or upgraded parking within the locality.

**Cr Brian Oliver**

*1. How effective has the sea container policy been since its adoption in 2016?*

The Manager Development Services advised that is has been quite effective. The need for the policy came about as a result of applications being received and there being no policy framework to assess them. The policy sets direction and clarity. There haven't been many applications or complaints received but it has filled a void.

**Further consideration to be added to the Ordinary Council Meeting agenda**

Nil.

## 11.2 Amendment to Council Delegations

### Questions and responses

#### Cr Jennifer Ammons Noble

*1. In Part F (page six of appendices), there is reference to requests for the Town to determine DAP applications. Can you provide an example of how that might work and highlight any benefits and risks to this?*

The Manager Development Services advised that this relates to amendments to already approved DAP applications, not new applications. The DAP regulations were changed in 2017. Prior to that, if you had a DAP approval and wanted to amend it you had to go back through the DAP process. With the new regulations in 2017, applicants can now amend a DAP approval by choosing whether they would like the local government or the DAP to make a decision on the application. In the context that Council has granted a delegation to Council staff to deal with new DAP applications, it makes sense that staff have delegation for amendments to DAP applications when applicants chose the Council to amend that application instead of the DAP. The benefit is a matter of timeliness where the application is dealt with by staff as it doesn't have to go to Council. There isn't necessarily a risk in that as elected members still have the opportunity to call in an application to a Council meeting if they wish. An example of this was the approved mixed-use development on Burswood Road where the applicant wanted to make some changes to the internal parking layout. Staff dealt with this amendment.

*2. Why was the option of "rejection" not included in the WALGA template? Did they provide any additional commentary? How have other councils dealt with this?*

The Manager Development Services advised that clarification was received from WALGA. The advice was that under Section 51 of the Interpretation Act, where legislation conveys a power to approve, it also includes a power to refuse. The delegation was drafted on this basis. WALGA also said that is open to the Town to add the word refuse if they wish to remove confusion moving forward.

#### **Further consideration to be added to the Ordinary Council Meeting agenda**

Nil.

## 11.3 No. 156 (Lot 1) Orrong Road, Lathlain for proposed Telecommunications Tower

A deputation was made on this item by Mr Joel Gajic (Aurecon) and Ms Emily Pink (Telstra) in favour of the officer recommendation.

### Questions and responses

The following questions were asked of Mr Gajic and Ms Pink.

### **Cr Bronwyn Ife**

*1. How many complaints have been received regarding the quality of Telstra services in the area? How many were from Lathlain as opposed to Rivervale?*

Ms Emily Pink advised that exact figures are not known but the area has been known to be a black spot for years. Orrong Road has exasperated the situation. The facilities are generally built due to demand for service. The facility at the Hungry Jacks on Orrong Road is being upgraded for 5G. There is also a facility at Lathlain Park and the proposed facility needs to be in between these to service the rest of the people. High demands on usage impact the existing coverage. The facilities need to be where the people are.

*2. What happens if Council don't give approval?*

Ms Emily Pink advised that there is currently very poor indoor coverage. 3G would be working but 4G doesn't penetrate as well. The coverage will become worse over time. 3G is going to be switched off in the future and replaced with 5G. 5G needs to be where the people are due to the demand for data download speeds. The more people that try to access the coverage at the same time results in coverage shrinking with people closest to the facility getting the better service.

*3. Is there anywhere else you can go if this isn't approved?*

Ms Emily Pink advised that they would have preferred to use the Optus/Vodafone building across the road rather than building a big custom-built structure but they can't get on to that structure as it is maxed out and would cause interference. There is nothing like the proposed structure anywhere in the vicinity.

### **Cr Karen Vernon**

*1. Given that the initial submission indicated that the preferred option is to either upgrade an existing facility or a new low-impact rooftop facility, what are the essential differences between a low-impact rooftop facility and this monopole?*

Ms Emily Pink advised that a low impact facility is like the one on the Optus/Vodafone building across the road from where it is proposed. A high impact facility requires a DA approval. A low impact facility is where antennas are placed on existing buildings.

*2. Is a rooftop-based facility instead of a monopole a possibility for this site?*

Ms Emily Pink advised that it isn't as it needs to be a certain height because of line of sight technology. There can't be any obstructions. It needs to be a certain height to work. There are Australian standards that determine how far above a facility needs to be.

Mr Joel Gajic advised that the medical centre in close proximity was investigated for a rooftop facility but tenure wasn't able to be secured.

Mr Jack Bidwell left the meeting at 7.12pm and returned at 7.14pm.

### **Cr Ronhda Potter**

*1. Have any other strategies been considered or used before to soften the look of the tower?*

Mr Joel Gajic advised that the design response, when you are looking at a free standing structure that can't be incorporated in to an architectural feature, is to try and streamline and minimise the bulk. Monopoles are more likely to be supported over lattice designs in urban areas. Techniques such as not using a headframe and instead using a shrouded turret, as proposed, further streamlines the profile. The feeder cables running internal to the structure also helps. Whilst the proposed structure is freestanding, it could be perceived, at certain angles, as a chimney or a structure associated with the commercial premises. Another aspect is concealing as far as practical ground-level infrastructure and colour treating to match the existing. In this case, because of the solid fencing and its location in the service yard, the equipment shelter isn't visible. Landscaping is usually looked at but is not applicable here. The colour treatment also depends on the typical viewing background. For most monopoles, people are looking up and the background is the sky so a lighter structure is better aligned to the lighter background meaning factory finishes are preferred.

### **Cr Julian Jacobs**

*1. If the height was to be reduced to 10 metres or 8 metres, would it kill the project?*

Ms Emily Pink advised that yes it would as the proposed height is the minimum height needed.

### **Cr Karen Vernon**

*1. What is the tenure that has been secured with the landowner?*

Ms Emily Pink advised that it is a 20 year lease.

*2. Within those 20 years, will there be a need to upgrade the pole?*

Ms Emily Pink advised that the pole won't need to be upgraded but the antennas will as they go past their used by date. Technology upgrades will happen but the intention and aim is to keep it all within the shroud.

*3. Would there be any intention in that 20 year period to increase the height of the pole, dependent on technology?*

Ms Emily Pink advised that it will depend on the technology changes but as has been seen over the last thirty year, everything gets smaller. At this stage, the ultimate would be that one antenna does every technology and this is being worked on. It is hopeful that in the future sometime there won't be a cluster of anything however, you can't speculate on the future.

Mr Joel Gajic advised that the current 5G antennas are smaller dimensions than 4G, particularly in height.

The following questions were asked of the administration.

**Cr Brian Oliver**

*1. What role does Council have in considering concerns about the health impact of 5G technology, in the context of the application before us?*

The Manager Development Services advised that rollout of telecommunications infrastructure through the metropolitan area has been contentious issue. There have been a number of applications before the State Administrative Tribunal where concerns have been expressed about visual and health impacts. Research makes it fairly clear that the scientific evidence available today indicates that there is no evidence of harm to public health because of mobile phone infrastructure. The Planning and Development regulations do talk about the things that Council is to have regard to when making decisions and one of these is the suitability of the land for a development, taking in to account the possible risk to human health or safety. There is a need for the Council to have some regard to the impact of the proposal on public health. As outlined in State Planning Policy 5.2, there is no evidence available at the moment to indicate that there is an adverse impact. There is no justifiable basis to refuse an application based on health impacts.

**Cr Ronhda Potter**

*1. Were any of the submissions from local businesses?*

The Manager Development Services advised that there was one submission from an adjoining premises.

**Deputy Mayor Vicki Potter**

*1. What is the distance between the monopole and the residential building at 98B Goddard Street?*

The Manager Development Services advised that it is the width of the right of way. This is approximately eight to 10 metres but the distance can be confirmed.

**Further consideration to be added to the Ordinary Council Meeting agenda**

1. The distance between the monopole and residential building at 98B Goddard Street.

## 12 Chief Operations Officer reports

### 12.1 Cancellation of Communicare Inc Lease of Town owned property - 10 Kent Street, East Victoria Park

#### Questions and responses

##### Cr Brian Oliver

*1. When was the Town informed by Communicare that they were seeking an early termination of their lease?*

The Acting Chief Operations Officer advised that the Town were informed formally on 9 April 2019.

*2. Under engagement, it references "Advice was given to offer the property to a not-for-profit community group. Options are currently being explored." Is there any update on the options being explored?*

The Acting Chief Operations Officer advised that the Town has explored relocating the infant health clinic but there have only been preliminary discussions so far.

*3. What consideration has been given to not cancelling the Communicare lease until a new lease can be secured for the property?*

The Acting Chief Operations Officer advised that the advice was that because Communicare is a non-for-profit group, the Town should proceed with the termination of the lease. Communicare did approach the Town with some options for alternative use but there were no specific examples and it went no further.

*4. When does the Town plan to expend the \$35,000 for refurbishment and accessibility improvements to the building?*

The Acting Chief Operations Officer advised that this is planned for the 2019 calendar year.

*5. Is there a specific timeframe?*

The Acting Chief Operations Officer advised that this information could be included in the report for the Ordinary Council Meeting however, there is some scope for change and it would depend what actually goes in to the space.

*6. If the Council approves the early termination of the Communciare lease, when can we expect a future report back to council to consider alternate options for the site?*

The Acting Chief Operations Officer advised that the current proposal is for a report to Council for the September Ordinary Council Meeting.

**Cr Karen Vernon**

*1. Why is it said that an alternative tenant is unlikely to be found to lease it at the current rent if the options for that have not yet been explored?*

The Acting Chief Operations Officer advised that the current site is zoned parks and recreation. This significantly restricts what the site can be used for. There is a non-conforming use where what is already occurring on that site can be continued. The issue with finding another tenant to pay a market rent on a non-conforming use is that there are not many non-for-profits or suitable tenants around that would be willing to pay.

*2. If the land has been zoned for parks and recreation therefore it cannot be leased for a commercial return, how is this reconciled with the lease to Communicare at market rental returns? Is this explained by Communicare not being a commercial entity?*

The Acting Chief Operations Officer advised that there could be an error in the report and the zoning doesn't restrict commercial profit, it restricts the use of the land.

*3. If \$35,000 has been allocated in the 19/20 budget for necessary refurbishment and accessibility improvements, that suggests that an audit of condition and accessibility has been done for this building. When was the last condition audit and accessibility compliance assessment done on 10 Kent Street?*

The Acting Chief Operations Officer advised that it was done within the last 12 months. The proposed modifications are very basic and are to get up to disability compliance standards for the building codes. It is a similar cost to the 874 upgrade.

*4. If the property is being considered for use by Community Development, what is the likely cost of refurbishing the property to make it suitable, will that require a budget variation or can it be accommodated within the \$35,000 allocated already and when could such works be carried out?*

The Acting Chief Operations Officer advised that the extent of the upgrades to accommodate the Community Development team are not known at this stage aside from the basic upgrades to allow universal access. The changes would need to be scoped properly and would depend on what would go in the site. Those works could be carried out within the next six months, depending on scope and budget.

*5. What are the other options under the lease apart from granting Communicare's request to break the lease two years early?*

The Acting Chief Operations Officer advised that Communicare advised the Town that they explored options for alternative uses under the arrangement. They did not follow up with the Town about whether they had any. This could mean that they didn't find any. The Town's only really option would be to hold over the lease and force them to pay however, this would be a significant reputational risk being that it is a not-for-profit government organisation that has had their funding removed. This is why they are wanting to cancel the lease and they are no longer



operating from the building. There are also some significant risks about leaving the building vacant for two years due to vandalism and property damage.

*6. Does the lease prohibit Communicare from subletting or assigning the lease to another party?*

The Acting Chief Operations Officer advised that he was not sure but will put the information in the Ordinary Council Meeting report.

### **Further consideration to be added to the Ordinary Council Meeting agenda**

1. Information about the timeframe for the refurbishment and accessibility improvements to the building.

2. Information about whether Communicare can sublet or assign the lease to another party.

## **12.2 Memorial Commemorative Tree Planting Program**

### **Questions and responses**

#### **Cr Ronhda Potter**

*1. Would the removal of the plaques and requiring participants to either purchase the trees and/or pay an application fee mitigate some of the costs identified?*

The Acting Chief Operations Officer advised that it would mitigate some of the cost. The recommendation is for the applicant to pay for the tree and installation and then opt in to pay for the three year establishment watering or chose to water the tree themselves for three seasons. The cost to purchase, plant, maintain and water a tree through its three year establishment fee is approximately \$1,400 per tree. Watering is half the cost of that.

*2. Has this idea been presented to the Transition to Implementation Working Group for the Urban Forest Strategy?*

The Acting Chief Operations Officer advised that it has been discussed. Feedback was provided that the Urban Forest Strategy could help offset some of the costs. It would also help promote the strategic objectives of the strategy.

*3. Has the option of adding the tree, location of it and a small description of its history to the Town's significant tree register and Intramaps been considered?*

The Acting Chief Operations Officer advised that he wasn't aware if it had been considered but it is something that could be.

#### **Cr Brian Oliver**

*1. Having read the officer's report, and the attached examples of Memorial Tree Planting Policies, should the Council first initiate its own Memorial Tree Planting Policy to inform the principles of the proposed Memorial/Commemorative Tree Planting Program?*

The Acting Chief Operations Officer advised that the report was in response to the notion of motion and it's intent to establish the program itself first. The policy would be established after or in conjunction with that program to inform it.

*2. Is the purpose of the report to establish the viability or the program rather than the actual establishment of a program?*

The Acting Chief Operations Officer advised that this would be clarified in the report for the Ordinary Council Meeting.

**Cr Claire Anderson**

*1. Some years back the Town had a program where when a verge tree was planted on a verge, the resident was given a bucket with fertiliser and instructions. Could something like that be considered and added to this idea when a resident is applying for a memorial tree for them to take some ownership and care?*

The Acting Chief Operations Officer advised that he wasn't sure if it had been considered but it could be.

**Cr Karen Vernon**

*1. If we don't start with a policy, how will we determine the criteria of the program? Given that the program wouldn't be a capital works program, why would the program be developed first without knowing what the parameters are from a policy perspective?*

The Acting Chief Operations Officer advised that it is a chicken and egg scenario and about how you define program and policy. A program can be a capital works list and they do need to delivered concurrently. The policy guides the delivery outcomes of the program. The program is delivering against a strategic objective and in that case would be aligned to the Urban Forest Strategy strategic objectives. They go hand in hand and it may go back to whether this is establishing the merits of the program. They need to be done at the same time.

**Further consideration to be added to the Ordinary Council Meeting agenda**

1. Clarify the purpose of the report - establish the viability of the program or establish the program.

## **12.3 Tender TVP/19/03 - Panel contract for the supply of waste collection and removal services (including green and bulk waste (with option for skip bins), mattress and illegal dumping services); and other cleaning/graffiti removal services**

### **Questions and responses**

#### **Cr Jennifer Ammons Noble**

*1. Is there a plan to introduce skip bins as part of our suite of waste management services?*

The Acting Chief Operations Officer advised that the purpose of the provision of skip bins being in the scope is to allow that in the future. There are no details on when or if or how much it would cost going forward.

*2. Is there any intention to introduce them at this point in time?*

The Acting Chief Operations Officer advised that there is discussion around it but nothing further than discussing the merits at this stage.

*3. Given the commentary around All Earth Waste, does the Town still have exposure to that contractor? Do we have current contracts with them and are they honouring those contracts?*

The Acting Chief Operations Officer advised that the Town no longer has a contract or any outstanding invoices. All works has been paid out as complete.

#### **Cr Claire Anderson**

*1. Is it possible to have some further information on costs for the skip bins?*

The Acting Chief Operations Officer advised that the Town can look in to that.

#### **Further consideration to be added to the Ordinary Council Meeting agenda**

1. Provide costs for skip bins.

## 13 Chief Financial Officer reports

### 13.1 Schedule of Accounts for May 2019

#### Questions and responses

##### Cr Jennifer Ammons Noble

*1. Can additional commentary be provided in relation to flights, the \$32,000 donation, legal services and My Media?*

The Chief Financial Officer advised that the flights were for five different conferences that staff attended in May. The legal services expenditure was in relation to the Public Art Developer Contribution Local Planning Policy matter and home occupation. My Media is an annual retainer for a 12-month period of media monitoring for radio, print, television, online and social media content. The donation will have to be provided as additional information.

#### Further consideration to be added to the Ordinary Council Meeting agenda

1. Information about the \$32,000 donation.

### 13.2 Financial statements for the month ending 31 May 2019

There were no questions asked or presentations made in relation to this item.

### 13.3 Acceptance of Grant Funding - Sport Australia Aqualife Grant

#### Questions and responses

##### Cr Ronnhda Potter

*1. How did this grant come about and are grants of this type something that staff keep an eye out for and apply for?*

The Chief Financial Officer advised that the Grant was a collaboration between the Town and Victoria Park Swim Club. The Town was made aware of the Grant by the swim club and agreed to collaborate to provide all requested supporting documents, with the Town submitting an application in November 2018.

*2. The movable wall was identified back in 2013 in the "Town of Victoria Park Sport & Recreation Facilities Strategy", can you explain the process and why it has taken till now to get to this point?*

The Chief Financial Officer advised that the moveable wall identified back in 2013 was considered too expensive at the time and other projects took priority. In addition to this, the movable wall identified in 2013 is a different product to the submersible swimwall which is new technology delivering the same results however, with minimum impact to service delivery during the installation.

*3. Will the installation of this wall mean that the water polo club and other clubs will have more access to the pool?*

The Chief Financial Officer advised that the swim wall will allow for additional programming, lane availability and flexibility for all clubs and community. This will be managed through the current bookings process.

*4. Will there be an opportunity in the future to have start platforms at both ends of the pool?*

The Chief Financial Officer advised that no, not at this stage as the shallow end of the pool is not compliant for start diving.

*5. I note in the risk management you refer to additional costings that may be needed in case of unforeseen circumstances, how would this be addressed?*

The Chief Financial Officer advised that although this was recognised as a risk, comprehensive costings were obtained when submitting the grant and we do not foresee there being additional costs. In addition, 20% provisions have been accounted for within the awarded grant funding.

*6. Did the engineering report that was conducted on the 50 metre pool identify any issues around this grant project? Will any of the funds from this grant be used for any other works at the Aqualife Centre?*

*The Chief Financial Officer advised that the structural report of the 50 metre pool was conducted separately to the grant and the focus of this report was predominantly core stability. The report returned the findings of the pool to be structurally sound, identifying no issues that would be of concern for the grant project. Grant bodies are pretty specific about their funding. It would only be able to be used for that purpose and acquitted accordingly.*

### **Cr Karen Vernon**

*1. Do we have any estimation of the likely timeline for delivery of this project?*

The Chief Financial Officer advised that the grant needs to be acknowledged/receipted. The project will still need to go to tender which may be a delay. It isn't expected that it would take too long.

### **Further consideration to be added to the Ordinary Council Meeting agenda**

Nil.

## 15 Questions from members without notice on general matters

### Cr Jennifer Ammons Noble

*1. Have we compensated the members of the Urban Forest Strategy group for the work they have done so far on the implementation plan? Do we have any figures on how many hours work they have given and how much that would be worth in market terms?*

The Chief Executive Officer advised that he didn't believe the Town had compensated them at all in terms of dollar amounts. There has been consideration and discussion on the issue. The group have spent many hours working on the strategy and its implementation. The group itself would probably have figures on how much time has been spent. There has definitely been a lot of learnings from this first attempt of devolving power in terms of how we value and make sure the people involved are considered. There is a fair bit to do in that space.

### Cr Karen Vernon

*1. Given it's the beginning of Plastic Free July, is the Town conducting any events? Even if there's not, when is it likely that we would be making an announcement to the community about the ban on single-use plastics that was passed four to five months ago?*

The Chief Executive Officer took the questions on notice.

## 16 Public participation time

### Andrew Lozic

1. Owns and runs the business at 158 Orrong Road, which is in its fourteenth year. Believes the monopole will have a negative impact on his business and devalue the property. It is an unsightly project with fear for a negative impact on aesthetics and health. He objects to the application.

### Chris Chang

1. Lives and works near the proposed pole as a GP. The monopole will be 15 metres high and all of the buildings are single storeys around it. The pole is ugly and could cause cancer. It might affect businesses. He strongly objects and is worried about this risk to himself.

### Soroush Salimi

Received notification of the monopole proposal yesterday and believes many other people would have attended the Council meeting if they knew about it. Telstra should have figures about the number of complaints. He is a Telstra customer and has no issues. Questioned whether people need to be entertained while driving. There is no scientific evidence as studies haven't been independent and don't look in to the effects. Radiation levels will be a lot higher when facilities are upgraded to 5G. Brussels have halted the 5G network as it is too risky when the effects are not known.

## **Gaynor Owen**

1. Will be able to see the pole from her bedroom. Lives in Lathlain because it is low density. Is currently renovating based on current land values but pole will impact on these values. There is a perception about health impacts. Wouldn't have bought her property if she knew about the pole. The area that has issues is in Rivervale. The City of Belmont should be having to deal with this. If towers are being upgraded, why is a new one being put in? Radiowaves do have an impact.

## **17 Confidential matters**

Nil.

## **18 Closure**

There being no further business, Mayor Trevor Vaughan closed the meeting at 8.10pm.