

minutes

Elected Members Briefing
Session



To: His Worship the Mayor and Councillors

Please be advised that an Elected Members Briefing Session commenced at **6:30pm** on **Tuesday 4 September 2018** in the **Council Chambers**, Administration Centre at 99 Shepperton Road, Victoria Park.

A handwritten signature in black ink, appearing to read "A. Vuleta".

MR ANTHONY VULETA
CHIEF EXECUTIVE OFFICER

11 September 2018

1 OPENING

Mayor Trevor Vaughan opened the meeting at 6:30pm.

2 ANNOUNCEMENTS FROM THE PRESIDING MEMBER

2.1 Recording of Proceedings

In accordance with clause 5.14 of the *Town of Victoria Park Standing Orders Local Law 2011*, as the Presiding Member, I hereby give my permission for only the Administration to record proceedings of this meeting.

2.2 Public Question & Public Statement Time

There are guidelines that need to be adhered to in our Council meetings and during question and statement time people speaking are not to personalise any questions, or statements about Elected Members, or staff or use any possible defamatory remarks.

In accordance with clause 5.15 of the *Town of Victoria Park Standing Orders Local Law 2011*, a person addressing the Council shall extend due courtesy and respect to the Council and the processes under which it operates and shall comply with any direction by the presiding member.

A person present at or observing a meeting shall not create a disturbance at a meeting, by interrupting or interfering with the proceedings, whether by expressing approval or dissent, by conversing or by any other means.

When the presiding member speaks during public question time or public statement time any person then speaking, is to immediately stop and every person present is to preserve strict silence so that the presiding member may be heard without interruption.

2.3 No Adverse Reflection

In accordance with clause 14.1 of the *Town of Victoria Park Standing Orders Local Law 2011*, Elected Members when speaking are not to reflect adversely on the character or actions of Elected Members or employees

2.4 Town of Victoria Park Standing Orders Local Law 2011

All meetings of the Council, committees and the electors are to be conducted in accordance with the Act, the Regulations and the *Town of Victoria Park Standing Orders Local Law 2011*.

3 ATTENDANCE

Mayor:	Mr T (Trevor) Vaughan
Banksia Ward:	Cr C (Claire) Anderson Cr J (Julian) Jacobs Cr R (Ronhda) Potter Cr K (Karen) Vernon
Jarrah Ward:	Cr J (Jennifer) Ammons Noble Cr B (Bronwyn) Ife Cr B (Brian) Oliver
Chief Executive Officer:	Mr A (Anthony) Vuleta
Chief Operations Officer:	Mr B (Ben) Killigrew
A/Chief Financial Officer:	Mr G (Graham) Pattrick
Chief Community Planner:	Ms N (Natalie) Martin Goode
Senior Governance Officer:	Ms D (Danielle) Uniza
Secretary:	Mrs A (Alison) Podmore
Public:	30

3.1 Apologies

Jarrah Ward:	Cr V (Vicki) Potter (Deputy Mayor)
Chief Financial Officer:	Mr N (Nathan) Cain
Manager Development Services	Mr R (Robert) Cruickshank

3.2 Approved Leave of Absence

4 DECLARATIONS OF INTEREST

Declaration of Financial Interests

Nil

Declaration of Proximity Interest

Name/Position	Karen Vernon - Councillor
Item No/Subject	Item 11.1 – 28 – 30 Teague Street, Victoria Park – Change of use to Educational Premises
Nature of Interest	Impartiality
Extent of Interest	Owner of a property in Sunbury Road, within 50m on the subject property.

Declaration of Interest affecting impartiality

Name/Position	Ben Killigrew – Chief Operations Officer
Item No/Subject	Item 11.1 – 28 – 30 Teague Street, Victoria Park – Change of use to Educational Premises
Nature of Interest	Impartiality
Extent of Interest	Son attends Ursula Frayne Primary School in East Victoria Park

Name/Position	Claire Anderson – Councillor
Item No/Subject	Item 11.1 – 28 – 30 Teague Street, Victoria Park – Change of use to Educational Premises
Nature of Interest	Impartiality
Extent of Interest	Daughter attends Ursula Frayne Catholic College

Name/Position	Ronhhda Potter - Councillor
Item No/Subject	Item 11.1 – 28 – 30 Teague Street, Victoria Park – Change of use to Educational Premises
Nature of Interest	Impartiality
Extent of Interest	Daughter attends Ursula Frayne Catholic College

Name/Position	Bronwyn Ife – Councillor
Item No/Subject	Item 12.3, 6 – 8 Planet Street, Carlisle – Demolition and Installation of three transportable building modules and three sheds
Nature of Interest	Impartiality
Extent of Interest	I am the chair of the School Board at Victoria Park Primary School and have children who attend the school.

5 PUBLIC QUESTION TIME

5.1 Responses to Questions Raised and Taken on Notice at the Elected Member Briefing Session held on Tuesday 7 August 2018

Vince Maxwell

- Q. With my rates I received a budget brief, with a letter on the front from, you, Mr Mayor. How much in dollar terms have these imposed increases added to the rates? If these increased charges by the state government have contributed to the rate increase, can you explain why the budget shows a net decrease in utilities expenses of \$187,000?
- R. The increase in the price of utilities has contributed to the 3% rate increase. If utility prices had decreased then the value shown in the budget would have been lesser still and we, as a Council, may have considered a less than 3% increase.
- Q. With regards to Item 14.2, page 101, under fleet services – can you explain how a period variation of \$127,941 can lead to an end of year impact of \$1.4m?
- R. There was a typographical error in the report and the end of year impact is \$127,941. Elected Members and the Public gallery were advised of the error during the Announcement from the Presiding Member at the Ordinary Council Meeting held on Tuesday 14 August 2018.

5.2 Responses to Questions Raised at the Elected Members Briefing Session held Tuesday 4 September 2018

John Gleeson

1. How many councillors have ever owned a business in the district or anywhere, so they know what Management means and what money is?
- R. Mayor Trevor Vaughan said we can't do that in this forum. The best thing to do is to ask the Councillors personally, if you wish to do that.
2. How much money is put away for the future fund?
- R. The Acting Chief Financial Officer, Mr Graham Pattrick took the question on notice.

Geraldine Paton

1. When will residents be notified about the further demountables going up?
- R. The Chief Operations Officer, Mr Ben Killigrew advised there is a communications plan that has been drafted and will follow any decision by Council on the demolition. This will inform the neighbours as well as people within a proximity of the area. The decision may or may not be made after the next Council meeting, to be held on Tuesday 11 September. The Department of Education (DoE) are proposing the demolition and if that proceeds, it will be done in the school holidays coming up in September.
2. Car's speed up that street, there are no speed signs; there are speed humps that people fly over; when is notification going in to notify there is a school there and traffic management plan?
- R. The Chief Operations Officer, Mr Ben Killigrew advised that as part of the Development Application (DA) process, which will follow any decision, the traffic management plan has to be submitted to council. The Town will advise the DoE through the Traffic Management planning process about parking and the like.

Vince Maxwell

1. Under item 14.6, the report mentions there were 50 submissions made, but there are no details about the submission in the report; have the Elected Members been given access to these submissions?
- R. The Chief Operations Officer, Mr Ben Killigrew said not to his knowledge, but will check that.
2. I refer to the Town of Cambridge, who has a similar size council as ours; can you explain how Cambridge can manage no rate increase, whereas the Town of Vic Park has to take an extra \$1.9m?
- R. Mayor Trevor Vaughan said that as with all Councils, they vary with regards to their decisions about how they progress their rates. That was a decision we made and that was a decision Cambridge made. That's up to them and it's up to us how we determine our Council rates.
3. Last year, Cambridge had 0% increase for their rates and they use the same MRC as we use for their State Government waste, so their waste charges would be the same as ours, they would have also had imposed on them, the State Government auditing requirement and the same electricity costs, which were given as reason for our increase in your letter. The newly elected Mayor at Cambridge has strong community ties, do you think this might have had something to do with the lower rates in Cambridge?
- R. Mayor Trevor Vaughan said no.

Alana Levet

1. Regarding Item 12.3, as the owner, is it incumbent on the Town of Victoria to ensure that the surrounding community is kept safe by insisting on a full traffic management plan and an asbestos management plan is in place rather than rushing through a demolition application by the tenant who has been caught unawares and unprepared despite know that enrolments and population has been on the increase for several years?

- R. The Chief Operations Officer, Mr Ben Killigrew said that as was stated earlier, the traffic management plan will be part of the DA process and an asbestos management plan forms part of the demolition for the site. So the demolition contractor will have to be an asbestos certified demolition contractor.

Peter McMillan

1. With reference to the rates, can you explain why the rates have risen by what they have?
- R. The Acting Chief Financial Officer, Mr Graham Pattrick advised that the process of determining the rates is based on a number of factors and the main ones are around the infrastructure, the roads, the footpaths, the maintenance, staff salaries, so if you have no rates increase, power costs are going up, staffing costs are going up, then you have to make a cut somewhere and so the cut is either in the way you care for your assets or you reduce some of the programs. The budget process is done in conjunction with the Elected Members, asking them for their feedback on what projects the Council should be pursuing in the next financial year. That is a lengthy process that would have gone on for approximately three (3) or four (4) months and at the end of that process, the Council makes a decision about all the information put in front of them.
2. What has the increase in staff wages been in the last year?
- R. The Acting Chief Financial Officer, Mr Graham Pattrick said that the Enterprise Agreement provided the staff with a 2.6% increase.

Carlolyn Ellis

1. Can I have further clarification on the traffic management plan for the Planet Street demolition and the proposed building of the pre-primary classrooms? Will that plan also consider the wider traffic implications to Roberts Road, Shepperton and that intersection through there, approximately 80 extra cars going through there at the same time, approximately 3pm?
- R. The Chief Community Planner, Ms Natalie Martin Goode advised that as part of the planning application process, the Town Planners take advice from the traffic engineers as to what specific type of information they would need for a traffic management plan. For instance, what they will look at is the traffic going to and from the site, for the purpose of the demolition and construction. With the construction vehicles they will look at how far they need to travel to get to the site and how that is going to affect the surrounding properties. It isn't just about the adjoining properties, it will go further, but the planning officers will rely on the advice from the traffic engineers relating to that.
2. What about the future land use, which is the classrooms and the extra pre-primary classes and the additional traffic associated with that?
- R. The Chief Community Planner, Ms Natalie Martin Goode said that separately in terms of the classrooms, that is part of the planning application process, not only will officers need to assess that internally, staff may need to ask for some additional information from the applicant about their traffic demands, for instance student numbers, staff numbers, hours of operation, after hours activities at the school. That will all be taken into account and do a traffic assessment based on traffic impacts.

Sam Zammit

1. Following on from questions raised from other members of the public with relation to demolition of houses that contain asbestos; Is there a policy that Council follow where the applicants are told what they can and can't do, are officers there to supervise to make sure our residents are safe?
- R. The Chief Community Planner, Ms Natalie Martin Goode advised that as part of any demolition permit application, as part of the demolition process, there is legislation that applies to any applicant, whether it be the school or anyone else that is demolishing a building that has asbestos in it have to comply with environmental health regulations. There is no obligation for the Town to inspect that demolition, the law doesn't require that. However, the law does require that demolition contractors must comply with the asbestos removal legislation at all times and only asbestos certified companies can undertake that demolition.

The Chief Operations Officer, Mr Ben Killigrew added that part of the reason for the demolition happening in the coming school holidays was the wet weather and the benefits that provides in terms of demolition of asbestos buildings. In the middle of summer it is harder, not impossible, but is a lot harder to keep the dust levels down, so the preference from the DoE is to do the demolition during the wetter times, so there was far less chance of asbestos contamination.

6 PUBLIC STATEMENT TIME

Sam Zammit

Made a statement expressing concerns regarding the asbestos in the buildings being demolished and the fact that the Town doesn't have a policy to follow to make sure when buildings are being demolished. Mr Zammit also made a statement regarding a 2.5m high fence on the corner of Oats and Star Street, it's a very dangerous corner; can it be looked at before there is a fatal accident there. Mr Zammit also expressed his concerns about the pot holes on the rail crossing on Oats Street. If they won't fulfil their obligation to fix them, then surely it is the responsibility of the Town. It's just getting worse and worse.

John Gleeson

Made a statement saying that the Mayor and Councillors are the Managing Directors of the Town, who we elected, and expressed his concerns regarding the increase in rates for business owners.

Kim Holland

Made a statement regarding Item 11.1 and thanked officers for the comprehensive report in the agenda. Mr Holland read a prepared statement.

John Vivien

Made a statement relation to the demolition of the building and the reconstruction of another property. Mr Vivien is concerned that there needs to be a traffic management plan in place, otherwise there is going to be a lot of problems in the Street. Mr Vivien continued to make a statement regarding Item 11.1 on the agenda.

Vince Maxwell

Made a statement regarding the Urban Forest Strategy (UFS) and said that it was first time that the Town has entrusted members of the community to develop a complete policy document for the Town and the outcomes speaks volumes for this approach.

Peter McMillan

Made a statement regarding the obvious planning and community consultation that is happening in our Town. Mr McMillan continued to make a statement regarding Item 11.1 on the agenda and believes it could have been overcome had it been planned better.

7 CONFIRMATION OF MINUTES

RESOLVED:

Moved: Cr Ife

Seconded: Cr Jacobs

That the minutes of the Elected Members Briefing Session meeting held on Tuesday, 7 August 2018 be confirmed.

The Motion was Put and

CARRIED (8-0)

In favour of the Motion: Mayor Vaughan; Cr J Ammons Noble; Cr Anderson; Cr Ife; Cr Jacobs; Cr Oliver; Cr R Potter; and Cr Vernon

8 PRESENTATIONS

8.1 Petitions

8.2 Presentations (Awards to be given to the Town)

8.3 Deputations (Planning / External Organisations)

6:45pm Item 14.6 – Heather Johnstone from the Urban Forest Strategy Working Group was in attendance to discuss this item.

6:50pm Item 12.2 – Ian Watkins was in attendance to discuss the Strategic Waste Management Plan.

9 METHOD OF DEALING WITH AGENDA BUSINESS

10 – 14 REPORTS

Section 1:

No questions were asked in relation to the following:

- Item 10.1 Membership to the Perth Airports Municipalities Group Inc. (PAMG)
- Item 12.1 Tender TVP/18/08 for Provision of Electrical Services for Town of Victoria Park Council Buildings
- Item 14.1 Recommendation from Finance and Audit Committee - Schedule of accounts for 31 July 2018
- Item 14.2 Recommendation from the Finance and Audit Committee - Financial statements for the month ending 31 July 2018
- Item 14.4 Recommendation from the Economic Development Committee - Draft Economic Development Strategy – Pathways to Growth 2018 - 2023
- Item 14.5 Recommendation from the Future Planning Committee: Review of Local Planning Policies 1 and 37

Section 2:

Council Agenda Modifications; Additional Information Sought; Questions and Responses – in relation to the following:

- Item 11.1 No. 28 (Lot 32) and No. 30 (Lot 33) Teague Street, Victoria Park – Change of Use to Educational Establishment (Green Space for Recreation and Other Purposes) and Associated Works Including Landscaping, Fencing and Retaining Walls**

Council Agenda Modifications:

Nil.

Additional Information Sought:

Nil.

Questions / Responses:

Cr R Potter

1. Would you be able to give a brief summary of this application, the process in relation to the timeline?
- R. The Chief Community Planner, Ms Natalie Martin Goode advised that staff were working towards having a report for the August EMBS/OCM round of meetings, however, when it was reviewed by staff, it was thought that it was lacking information and in particular about the noise amenity question that they had. So rather than put up a report, that was incomplete, the Town's officers asked the applicant for more information. The Administration realises that the applicant was disappointed that it wasn't going to the August meeting, but staff were committed to putting it to the September meeting, subject to receipt of the additional information. That information was requested in early August; it wasn't provided. Staff went back to the applicant asking for the information to include in the September report, but that information was not provided and the email wasn't responded to. Officers went

ahead and prepared the report based on the information the Town had, which is on this agenda. In late August, the Town received notification that the applicant had applied for an application review to the State Administrative Tribunal (SAT), in other words an appeal. The report had been prepared and is on the agenda tonight. The directions hearing for the appeal is this Friday, so that may or may not result in the report being withdrawn from the OCM agenda next week, but will have more information post that Friday meeting.

Cr Ammons Noble

1. The agenda (p21) makes reference to concepts of exempt noise and community noise; can some examples be provided where these noise standards operate are already operating in the Town and following on from that do organisations such as daycare centres operate under these exemption concepts as well?
- R. The Chief Community Planner, Ms Natalie Martin Goode said the concept of community noise relates to a specific exemption to the noise regulation, so where you have an educational establishment, that is undertaking activities that relate to education, if they are under the supervision of a principal, then that noise is exempt from the noise regulations. In terms of the question relating to day care centres, a day care centre is not necessarily an education establishment, its main purpose is not for the provision of education it is for the care of children, so that would not be included. The community noise is a colloquial term it is not a term that the technicians would use, but it is referred to in the report because it was a term used by the applicant.
2. Are there any other examples where exempt noise would be in operation besides in a school context?
- R. The Chief Community Planner, Ms Natalie Martin Goode said that her understanding is the other exemption to the noise regulations is traffic noise. So if there is a vehicle on a road, or train noise, then it is exempt from the regulations. However, if a vehicle is on private property, it is still subject to noise regulations.

Cr Vernon

1. If the directions hearing in the SAT this Friday, results in the Council being able to continue to determine this application, when will the Town advise the community whether or not it will be going ahead at next week's Ordinary Council Meeting (OCM) and equally when will it advise the community that it will not be continuing on to next week's OCM?
- R. The Chief Community Planner, Ms Natalie Martin Goode said the earliest the Administration could advise the community is directly after the directions hearing, which is on Friday. It will be pretty tight to advise the community by post, however, those that have submitted via email could be advised ASAP.

Cr Ife

1. Since this report has been written and included in this agenda, has there been any further contact from the school to answer any of these outstanding questions at all?

- R. The Chief Community Planner, Ms Natalie Martin Goode advised that the last correspondence from the Town to the applicant was late last week, asking for the additional information, to which there was no response. It would have been late August was when the Town received correspondence from the school solicitors, regarding the SAT mediation and not the provision of additional information.

Item 11.2 Proposal to Disband Design Review Committee

Council Agenda Modifications:

Nil.

Additional Information Sought:

Nil.

Questions / Responses:

Cr Vernon

1. With regards to the proposal to disband the Design Review Committee (DRC), can we have some information provided about what steps will need to be taken to establish what is proposed for the Design Review Panel (DRP) to replace the committee; when will the design review panel be established; and who will be involved in selecting the members?
- R. The Chief Community Planner, Ms Natalie Martin Goode advised that in terms of the time involved with the new the DRP being appointed, that expression of interest has already gone out and closed. There were 15 submissions and the CEO will appoint the panel. There shouldn't be any delay in the appointment of the panel and the disbanding of the committee.

Cr Ammons Noble

1. Can you share some examples of administrative benefits the move from committee to panel might provide?
- R. The Chief Community Planner, Ms Natalie Martin Goode said there are a few benefits. The first one being payment, when there is a committee adopted by council, you're not able to pay them. Other DRC's that Ms Martin Goode is aware of in the Metropolitan area, of which there are 15 to 20, all of them except for one (1) are paid members. The advantage of that is there are qualified experience professionals being paid at a commercial rate, so you are guaranteed to get quality information. As mentioned before, it is consistent with all other Local Governments, apart from the City of Perth. Who the panel offer advice to is very clear. It is not advice offered to Council members, it is advice offered to planning staff in relation to a planning application.
2. Are there risks imposed with the dissolution of a committee and moving towards a panel model; does it change the operation with regards to Governance?
- R. The Chief Community Planner, Ms Natalie Martin Goode said it won't change the operation of how they have been providing advice. If anything, the biggest change will be, instead of a panel member of four (4) or five (5) members that the Town has at the moment, there will a panel of rotating members, each with a different area of expertise.

Item 12.2 Endorsement of Town of Victoria Park Strategic Waste Management PlanCouncil Agenda Modifications:

Nil.

Additional Information Sought:

Nil.

Questions / Responses:Cr Ammons Noble

1. Regarding on demand bulk verge collection, at what percentage of uptake would be to hit that critical mass where cost savings give way to financial risk?
- R. The Chief Operations Officer, Mr Ben Killigrew took the question on notice.

Cr Anderson

1. In relation to the public consultation that has gone into developing the plan; did we also include the consultation through Evolve or was the three workshops held at the café's on top of the work that was conducted through the Evolve process?
- R. The Chief Operations Officer, Mr Ben Killigrew said it is his understanding that the Administration did include the Evolve process, the Strategic Community plan outcomes and the State Governments work on waste management as well.

Item 12.3 6-8 Planet Street Carlisle Demolition and Installation of Three Transportable building modules and Three ShedsCouncil Agenda Modifications:

Nil.

Additional Information Sought:

Nil.

Questions / Responses:Cr Potter

1. How many trees will be removed or impacted on to make way for additional structures for this site?
- R. The Chief Operations Officer, Mr Ben Killigrew said his understanding is that there is one (1) tree that is being considered for removal and to the best of Mr Killigrew's knowledge, that tree is classed as not significant by the arborist that the Town uses and the DoE are using as well.
2. Do we know if the DoE have taken any undertakings to ensure that we do not leave anymore trees on that site?
- R. The Chief Operations Officer, Mr Ben Killigrew said that the Town's position is very clear to the DoE that trees were not be harmed. Obviously the one mentioned in Mr Killigrew's first answer, is one that is being currently discussed, but even that discussion involves the potential to manage the installation of the classrooms in a way that won't affect even trees classed as not significant.

3. Are you able to give Elected Member's a guide on the rating of the asbestos that is currently in the building and the positioning of the asbestos?
- R. The Chief Operations Officer, Mr Ben Killigrew said the report the Administration has is from 2011 and to the best of his knowledge nothing has changed except for the removal of the cubby house. There is asbestos in the eaves of the building, under the floor tiles of the building and around some of the meter boxes. Asbestos is one of the things that has to be managed if the proposed demolition goes forth. It is one aspect of the demolition, there is also the location of the building on the property which affects the logistics of the DoE plans for their demountables, which is probably another major consideration of the site.

Cr Ife

1. Why was there no 40km/hour school sign installed on Planet Street when the kindergarten moved in? Do we have any information whether there will be a school zone sign installed with this latest iteration?
- R. The Chief Operations Officer, Mr Ben Killigrew advised the lease to the DoE is a temporary lease, a five (5) plus five (5) year lease. It happened in a way that facilitated the investment by the DoE in the construction of further classrooms at schools in the local area and local region. As it was the case that it was short notice and the Town facilitated that move, staff have not been able to liaise with Main Roads in regard to 40km/hour zone. Mr Killigrew said he would commit to doing so as part of this and will work to install some school crossing, 40km/hour flashing zones, as Main Roads permits.

Cr Ammons Noble

1. Can you explain why this particular application falls under the MRS process? There has been concern about the impact of increased traffic, amenity to surrounding dwellings to the west, loss of trees and safety (ie 40 km zone) related to children moving around the site, given the complex nature/short timeframe of the DA process, can you clarify how and when these issues will be addressed through that process, as well?
- R. The Chief Community Planner, Ms Natalie Martin Goode advised that in terms of the planning process, there is the delegation for public works that is given to State Government. There is a very long list of public works and one of those things relates to public schools. Delegation means that the planning approval process is taken away from the Local Government, ie. the Local Town Planning Scheme does not apply and that the State Government is the approving body for public works in this particular instance. In terms of the planning application process, the legislation says they need to refer the application to the Town, who has seven (7) days in which to provide comments. The comments will be in form of a recommendation for approval or refusal with conditions. The standard process would be that it would be referred to the Town's internal departments, which include the traffic engineers, in terms of the traffic assessment, whether there would be the need for planning conditions in terms of hours of operation, limits on the number of students. It is a very truncated period, in terms of seven (7) days the Town has to give its comments back to the State Government, who then issues the planning approval.

2. Given that is such a short turn around, how can affected stakeholders communicate their concerns?
 - R. The Chief Community Planner, Ms Natalie Martin Goode advised that in terms of how the community would communicate their concerns there would be two ways that could be done. It could be done to the Town and when the Town does receive the seven (7) day notification from the State Government, the Town could provide that feedback to them. Additionally, feedback could provide it straight to the State Government. It is an arm of the Department of Finance called building maintenance and works. So it could be done either way.
3. Has consideration been given to some sort of historical marker or commemorative notion to mark the history of the building should the demolition go ahead?
 - R. The Chief Operations Officer, Mr Ben Killigrew said he believes that Councillors have raised the potential for some sort of photography of the building in its current format and a historical document of the buildings history to be compiled as part of this process and would consider that if it is part of the recommendation.

The Acting Chief Financial Officer, Mr Graham Patrick left the Council Chamber at 7:45pm returned at 7.46pm.

Cr Vernon

1. Can we have an update if the area known as fairy garden was able to be identified and whether going forward, if there is going to be a vote in favour of this demolition, whether that can indeed that be excluded as part of the demolition area?
 - R. The Chief Operations Officer, Mr Ben Killigrew advised that the area that Ms Lisandro pointed out was discussed with the Town's Project Manager for this project and he indicated that that area wasn't being considered as part of the demolition or for demolition in general and was going to be utilised by the school as it is now, as a garden for kids to sit around and have some recreational affects as part of the property.

Cr Anderson

1. If through conversation with the DoE and the possible removal of a specific tree there, can we have a conversation around a deep soil planting being replaced? There has been a precedent set with the West Coast Eagles, in that it was descended upon that each tree that is removed is replaced and that is a healthy precedence to continue. Is there is a possibilities to have that discussion with the DoE?
 - R. The Chief Operations Officer, Mr Ben Killigrew said he could certainly raise that with the DoE. Mr Killigrew requested clarification that was six (6) trees to be planted within the Town and Cr Anderson confirmed it was, within the boundaries of the Town and supports the Urban Forest Strategy too.

Item 14.3 Recommendation from the Finance and Audit Committee - New fees and charges - Ticketed Town eventsCouncil Agenda Modifications:

Nil.

Additional Information Sought:

Nil.

Questions / Responses:Cr Potter

1. If there were to be some fees on some events, would there be consideration for tiered fees for events, eg. for waged and unwaged events?
- R. The Chief Community Planner, Ms Natalie Martin Goode said that could consider that. The approach that has been taken, as it's not been done before in the Town, then the Administration would like to see how a fee would go for events, its on cost recovering and not for profit, so Ms Martin Goode's preference would be to trial that and see what the take up would be and how it goes, but yes, that could be considered.

Item 14.6 Recommendation from the Future Planning Committee – Endorsement of Town of Victoria Park Urban Forest StrategyCouncil Agenda Modifications:

Nil.

Additional Information Sought:

Nil.

Questions / Responses:Cr Potter

1. How many tenders there were from community groups to write the Urban Forest Strategy?
- R. The Chief Operations Officer, Mr Ben Killigrew said that there were two groups that put forward a submission and the two (2) groups ended up working in partnership to deliver the final strategy.
2. If there were no tenderers, what would have been the next process?
- R. The Chief Operations Officer, Mr Ben Killigrew said that other solutions are everything from full community engagement, which was the case here; there were other processes have been undertaken whereby a consultant drives a community to get an outcome but stewarded by a consultant and there is also the model where there is a full consultant model, where the Town would pay for someone's professional services to deliver a plan.

The Chief Executive Officer, Mr Anthony Vuleta added that the Town explored what other options there were in terms of enhancing community interest in a project like that and would probably have looked at different ways of engaging to try and get them on board to get the outcome that the Town did.

15 APPLICATIONS FOR LEAVE OF ABSENCE

Cr Brian Oliver – Monday 24 September to Sunday 30 September 2018, inclusive.

Cr Jennifer Ammons Noble – Monday 17 September to Tuesday 9 October 2018, inclusive.

16 MOTION OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

None.

17 QUESTIONS FROM MEMBERS WITHOUT NOTICE

None.

18 NEW BUSINESS OF AN URGENT NATURE

None.

19 PUBLIC QUESTION TIMELuana Lisandro

1. Does the Town have a policy on busking?

R. The Chief Executive Officer, Mr Anthony Vuleta believes there is something in that space, however, will check.

2. Could there be an inclusion on the Town's timeline about the Lathlain Primary School be added to that timeline, so that the history can be kept?

R. Mayor Trevor Vaughan said yes

John Gleeson

1. Has concerns about some of the questions; why can't we go back to days when teams were staff?

R. Mayor Trevor Vaughan said times change.

2. There are a lot of questions being asked by Elected Members; is there somewhere they can go where they can learn how to be a Councillor?

R. Mayor Trevor Vaughan said the Councillors have a training session every month and are better trained than any other council and the reason they ask questions is so that they can be informed decision.

Vince Maxwell

1. Are you aware of the penalties that may be imposed under the *Telephone Interception and Access Act 1979*, or the *WA surveillance Act 1978* for recording telephone conversations without the knowledge of the other party?

R. Mayor Trevor Vaughan said he wasn't sure of the law or the penalties are.

2. What action would you take as Mayor, if you found out that someone at the Administration was recording telephone conversations without the knowledge of the other party?
- R. Mayor Trevor Vaughan said he would have to get advice on that.

Sam Zammit

1. Do you think that hazardous waste, instead of being able to be dropped off twice a year, that it should be open to the ratepayers, say between 10am and 3pm Monday to Friday at the Town's depot, should be able to be dropped off instead of being stored at home and waiting?
- R. The Chief Operations Officer, Mr Ben Killigrew advised that there are methods to drop off paint or oil; you can sit it on top of the bin and it will be picked up.
2. What about asbestos that is wrapped up, instead of waiting until the appropriate time, why can't we wrap it up and drop it off in the appropriate area?
- R. The Chief Executive Officer, Mr Anthony Vuleta advised that when the Town has its hazardous waste days, there is a chemist there, a professional chemist, to make sure that the waste coming in, is what people say it is. They test the waste and make sure it is dealt with appropriately. If it was more regular, then there would be the need to have a chemist on staff to deal with that issue. Mr Vuleta said he takes Mr Zammit's point to make sure there are many options to get rid of that waste, because it is better to get rid of it, so is happy to take that on board and see what other options could be look at.
3. The council has gone to a great deal of effort to save costs in picking up recycling bins, at a \$1 per lift, which will save the Council money; can we get that information out there, so that people that do care about saving money, can be notified, perhaps a notice in Life in the Park? With summer coming up, when people get a pool, they still need to comply with safety laws; could a message be put out before Christmas?
- R. The Chief Executive Officer, Mr Anthony Vuleta said yes

Peter McMillan

1. I have lived in Victoria Park for over 30 years and I do not know about chemicals being able to get picked up; where do we find out this information?
- R. Mayor Trevor Vaughan advised that information is in the waste calendar as well as in Life in the Park, which goes out to every resident.
2. Is there any information on the development in 14 Clydesdale Street?
- R. The Chief Community Planner, Ms Natalie Martin Goode took the question on notice and will let Mr McMillan know.

20 PUBLIC STATEMENT TIME

Rowena Skinner

Made a few comments about the UFS and acknowledged all the work from Heather, Jim, Vicki and David, who have all worked very hard and said the Town has got great value for money. The quality of the reports is amazing, and has outlined very clearly why the UFS needs to be supported and why the Town need more trees. The main key point is that you're going to have to plant 256,000 trees. Future generations will benefit. Ms Skinner also made a mention of the waste minimisation and urged Councillors to support both items on the agenda.

Luana Lisandro

Followed on from Ms Skinner and congratulated the UFS group and reiterated that the implementation document will be very important for many years and will require a significant investment. Followed up on her question about the busking after witnessing and conversation between a busker with special needs and a security guard. Ms Lisandro was concerned and was able to assist with mediation until the Town's Rangers arrived.

Vince Maxwell

Made a statement regarding the confidential item regarding the CEO's performance review that will be discussed behind closed doors.

Geoff Mills

Made a statement clarifying certain aspects of points raised during the meeting from the Colleges point of view; Mr Mills continue by reading a prepared statement.

21 MEETING CLOSED TO PUBLIC**RESOLVED:****Moved: Cr Oliver****Seconded: Cr Jacobs**

That the meeting be closed at 8:30pm to staff and members of the public in accordance with Clause 5.2 of the *Town of Victoria Park Orders Local Law 2011* and Section 5.23(2) of the *Local Government Act 1995*. The only staff member permitted to remain is the Manager Human Resources and Organisational Development, Mr Graham Olson.

The Motion was Put and**CARRIED (8-0)**

In favour of the Motion: Mayor Vaughan; Cr Ammons Noble; Cr Anderson; Cr Ife; Cr Jacobs; Cr Oliver; Cr R Potter; and Cr Vernon

21.1 Matters for Which the Meeting May be Closed

- 21.1.1 Recommendation from the Chief Executive Officer Recruitment and Performance Committee - Chief Executive Officer Performance Review 2017/18 – Confidential Item**

RESOLVED:**Moved: Cr Vernon****Seconded: Cr Jacobs**

That the meeting be reopened to the staff and members of the public at 9:30pm

The Motion was Put and**CARRIED (8-0)**

In favour of the Motion: Mayor Vaughan; Cr Ammons Noble; Cr Anderson; Cr Ife; Cr Jacobs; Cr Oliver; Cr R Potter; and Cr Vernon

21.2 Public Reading of Resolutions That May be Made Public

22 CLOSURE

There being no further business, Mayor Vaughan closed the meeting at 9:31pm.