

minutes

Elected Members Briefing
Session



To: His Worship the Mayor and Councillors

Please be advised that an Elected Members Briefing Session commence at **6.30pm** on **Tuesday 5 March 2019** in the **Administration building**, 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

8 March 2019

1 Opening

Mayor Vaughan opened the meeting at 6.30pm and read the Acknowledgement of Country

I acknowledge the traditional custodians of this land on which we are meeting, the Wadjuk people of the Noongar Nation and pay my respects to their past, present and emerging elders and thank them for their continued sharing of knowledge and leadership.

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 the Administration to record proceedings of this meeting.

2.2 Public Question Time & 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, both Elected Members and the public 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 Trevor Vaughan
Banksia Ward	Cr Claire Anderson Cr Julian Jacobs Cr Ronhhda Potter Cr Karen Vernon
Jarrah Ward	Cr Jennifer Ammons Noble Cr Bronwyn Ife Cr Brian Oliver Cr Vicki Potter
Chief Executive Officer	Mr Anthony Vuleta
Chief Operations Officer A/Chief Financial Officer Chief Community Planner	Mr Ben Killigrew Mr Luke Ellis Ms Natalie Martin Goode
Manager Development Services Coordinator Governance	Mr Robert Cruickshank Ms Danielle Uniza
Secretary	Mrs Alison Podmore
Public	8

3.1 Apologies

Nil

3.2 Approved leave of absence

Nil

4 Declarations of interest

Declaration of financial interests

Nil

Declaration of proximity interest

Nil

Declaration of interest affecting impartiality

Nil

5 Public question time

5.1 Responses to questions raised and taken on notice at the Elected Members Briefing Session held on Tuesday 5 February 2019

Sam Zammit

Q. I call the office often, reporting different issues within the Town; I waited up to six hours for a person to ring me back, to be told at 2pm in the afternoon that this person was on Annual Leave. Doesn't your reception know when your staff are on leave?

R. Thank you for bringing this issue to the Town's attention.

The Town does have a system that allows staff to communicate that they are unavailable. On this occasion, the system wasn't set correctly.

Luana Lisandro

Q. How many times within the year is Playtime in the Park done throughout different parks in the Town? How are the parks determined?

R. There has been one Playtime in the Park, which took place on 25 March 2018 and was held at Houghton Reserve, St James. The next one will be held on 31 March 2019 in Read Park, Victoria Park.

Parks are selected by identifying those that may not have previously hosted events, in order to continuously activate and engage with all of the Town's parks and reserves. This provides an opportunity for local community members and community groups to get involved in the planning and delivery of the event, whilst also encouraging people to walk to the event from

their homes. The next event will include involvement from the Vic Park Community Garden, Carlisle Victoria Park Toy Library, Connect Vic Park and Urban Revolution.

5.2 Responses to questions raised at Elected Members Briefing Session held on Tuesday 5 March 2019

Sam Zammit

1. Can you ask the Councillor that is parked in the front of the building to park underneath to leave room for visitors to park or can we park underneath?

R. Mayor Trevor Vaughan said that due to security, Mr Zammit couldn't do that, but he would speak to the Councillor although it's up to them where they park and it is not restricted on where they can park.

2. I asked a question regarding the cladding on the building, as you said they were doing an audit. When they come to a determination, who is going to be held responsible for replacing that?

R. The Chief Community Planner, Ms Natalie Martin Goode confirmed that in terms of the Town's administration building, the audit has been completed and there is no aluminium composite panels on the building so there is no liability on the Town at all.

3. How can we have a surplus of \$36M in the future fund? Do we have anything in the present fund?

R. Mayor Trevor Vaughan said the future fund is there for when the Town wants to take on a big project. He said it is for security to do things with the money and that we may want to purchase some land, or we may like to knock this building down and put something new on it. The Mayor advised that the Town needs to have funds for the future and it can't operate without having some sort of future fund.

The Chief Executive Officer, Mr Anthony Vuleta added there are a whole lot of projects that aren't already allocated funding in the Town's Long Term Financial plan (LTFP) such as a Leisurelife or Aqualife upgrade to a significant standard. He advised that the Town's population is growing a significant amount into the future and there are new communities, for instance on the Burswood Peninsula, that will probably require a new community facility at some point in time. The Chief Executive Officer continued that the Town doesn't have all the detail in the LTFP yet and that money will be allocated to some of those major projects moving forward. He advised that the LTFP is good as it can be at this point in time, but as Council starts making decisions on what is going to happen at certain locations, the LTFP will become closer to what we need to spend in the future.

4. Do you intend to sell the land of the croquet club?

R. Mayor Trevor Vaughan said it was his understanding that it would be.

5. Instead of selling it, couldn't you hang onto it and instead of moving from this site, use it for another part of the administration down there? Has that ever been thought of?

R. The Chief Executive Officer, Mr Anthony Vuleta said from his recollection, the Town is not necessarily going to sell the site. He advised that the whole idea around some of those major land holdings is to generate ongoing income for the Town. He advised that the Town doesn't generally like to sell significant land parcels like that and it generally wants to generate further income from them moving forward. The Chief Executive Officer advised that what mix or what that would be is still being determined, however what the Town is trying to do is optimise the site because a lot of the assets can actually generate wealth for the Town and would mean there is less dependency on rates moving forward. The Chief Executive Officer said that the site is a key site and Council still has to make a decision on what they want to do in the future. He advised that a sale might be an option but not necessarily the one they look at and that the Town would first like to optimise the site and generate ongoing income from it.

John Gleeson

1. Who sets the wage bill for us to pay for our Chief Executives and most of the staff?

R. Mayor Trevor Vaughan advised that the Salaries and Allowances Tribunal (SAT) sets the standards and it is the same for every council.

The Chief Executive Officer, Mr Anthony Vuleta added for all Chief Executive Officer's in local government, Mayors, Councillors and parliamentarians, the SAT set the range in what they get paid and are all in the same mix. He advised that from his perspective, the Council can choose an amount within what is set by SAT, between a range that is around \$70,000, and they can't go above or below that. He advised that as for the hierarchy, apart from the Chief Officers, who are under a contract, that is set by himself, the rest of the staff are governed by an enterprise agreement and their salaries are based on an award and the level classifications associated with each of those positions. The Chief Executive Officer added that the Town is generally in the average mix of the salaries paid in all local governments and that he did not know how the Town compares to other industries.

2. Who moved the motion to close off that laneway and paint the ground in rainbow colours?

R. Mayor Trevor Vaughan said it was a decision of council and that the administration will find that out for Mr Gleeson.

3. The CEO generally says he has an interest but that wasn't mentioned tonight. Is he on some other board that advises the government?

R. The Chief Executive Officer, Mr Anthony Vuleta said he is appointed to two state government boards - the Burswood Park Board, a position endorsed by Council and the Local Government Advisory Board.

4. That interest to me is very pecuniary given that you are in a position here advising them on your staff and yourself.

R. The Chief Executive Officer, Mr Anthony Vuleta said he has had conversations with the Councillors and if they wanted him to resign from any of those boards, they would say but they haven't. He advised that the other thing to be aware of is that the Town of Victoria Park Council has representatives that sit on other regional Councils that are in effect, like a board that have to make decisions on behalf of the board itself and not in the interest of the local government they represent. He also advised that it is not unusual for Councillors or staff to sit on boards and that it gives them a lot of experience in another realm, as to how those boards are run and operated, which they can bring back to the Town to help improve what is being done.

Gavin Duffy

1. Is there any chance of some stickers being made for all the ratepayers of Vic Park, so we don't have to worry about paid parking along Albany Highway so it exempts us pay parking fees, given we pay high rates?

R. The Acting Chief Financial Officer, Mr Luke Ellis said that Council has determined that parking should be delivered along Albany Highway on a user pays basis meaning people that park pay to park. He advised that the income enables effective parking management to be undertaken across Albany Highway and a range of other places. He also advised that all costs for parking management would fall to all ratepayers if user pays parking was removed, visitors to the Town would not have to contribute and could result in ratepayers paying higher rates.

Claire Jones

1. With regards to the installation of the light poles in the West Coast Eagles (WCE) zone of the Lathlain Park Management Plan, now that the poles have been installed, it's quite clear they are double the height of any of the previous lights at the oval. Is the Town of Victoria Park going to address the excessive height of the poles and the altered aesthetic within the WCE zone and hold them to the wording of the planning and design principles? If not, will the Town be addressing the impact of these structures on the property values of the nearby houses?

R. The Chief Community Planner, Ms Natalie Martin Goode said that in 2016, when the Joint Development Assessment Panel (JDAP) approved the development, which included the light towers that were subject to community consultation, they approved four 40 metre towers for each oval. The Chief Community Planner advised that the WCE are legally allowed to construct their development in accordance with that approval. She added that the Town can check that the towers are constructed in accordance with the planning approval.

2. If these towers are going to remain at the height that they are currently, will there be more information to local residents in relation to the timing of the lights, the times zones that they will be activated within and whether there has been some research done on the impact to those local households in relation to the lights?

R. The Chief Community Planner, Ms Natalie Martin Goode said that in terms of the impact, at all times, there is an Australian standard that will need to be complied with in terms of light spills, measured in lux. She advised that there is a certain number at certain times of the night that is permissible and that at all times they will have to comply with the Australian standard. The Chief Community Planner advised that the Town's Environmental Health Officers are happy to respond to complaints and are responsible for monitoring them.

The Manager Development Services, Mr Robert Cruickshank added that as part of Council's consideration of the development application (DA) for the redevelopment, the Council recommended some lighting time restrictions to the JDAP. He advised that the Council recommended that lighting be restricted to 9pm for Sunday to Thursday and 10pm on Friday and Saturday. He advised that the JDAP didn't impose the condition surrounding the actual operating hours and instead imposed a more generic condition to say that the Town and the WCE would negotiate the agreed times for operation. He added that the negotiation has taken place and that the times already advised are what have been agreed to at this point in time, except in the event of prior written approval from the Town of Victoria Park. It was mentioned that the WCE have acknowledged that there may be the rare occasion that they would need to extend the times beyond what is agreed and that would require the Council's approval.

3. Is there any timeframe at this point, when the lights are going to be turned on, so we will be able to get a sense of how this will actually work within the local community?

R. The Manager Development Services, Mr Robert Cruickshank said he wasn't aware of when they are going to be switched on.

Mayor Trevor Vaughan added that his understanding from discussions is that the newer type of lights that they use don't reflect out as much as the old ones did and the modern lights tend to focus on the area being lit.

Kelly Fleetwood

1. Can you please provide some comment on how you can reconcile the installation of these lights that directly contradict the Town of Victoria Park planning principle with regards to preserving the streetscape and frontage to the residences, this being the fact that on Howick Street, these lights are visible from the frontage of about five houses in a row and really stick out quite terribly? Would the reasonable persons test not show this to be the case that these are in fact in breach or in contradiction to all of the residential planning, permitting processes that tried to preserve the frontage of residences?

R. The Manager Development Services, Mr Robert Cruickshank said that at the time of the DA being decided by the JDAP, his recollection is that the Lathlain Park Management Plan was still in a draft form and hadn't been finalised at that time. He advised that the decision probably doesn't turn on that in so far as the JDAP's decision certainly had regard to the Lathlain Park Management Plan and the JDAP obviously were satisfied that those principles contained in that plan were satisfied. He added that it might be worth pointing out that the position that was put forward by the applicant was that they could go for a lesser amount of taller towers or they could go for a great number of shorter towers. He advised that the argument put forward was that going taller, as they have, actually reduces the light spill. The Manager Development Services reiterated that the JDAP were satisfied that applicant met those principles.

2. What research or assessment was performed prior to design and installation of these lights on the impact of such an installation on the property values of the adjoining neighbourhoods? Was there any comparison to other suburbs that have had lighting or power poles or anything of that nature put in and what impact this would have on the property values, not necessarily because of the lights when they are on, but the visual aspect of the lights sticking out of the roof of my house?

R. The Manager Development Services, Mr Robert Cruickshank said that when making a decision on a planning application, there is a range of matters that need to be considered, such as amenity, visual impact and light impact in this particular instance. He advised that there was some detailed information submitted by the applicant such as lux level diagrams that showed the extent of light spill at the property boundaries of adjacent residential boundaries and it was demonstrated to meet the relevant Australian standards. He continued that with respect, it is a fairly well established planning principle that planning decisions are not based on property values as they are not a relevant planning consideration in making a decision. He said that the height of the poles is somewhat comparable to the poles that were constructed at Raphael Park in Victoria Park. Mr Cruickshank said he couldn't remember the exact height but thinks they are about 30metres or so, and he wasn't aware of any evidence that has been provided that would suggest that the property values in that area have been negatively impacted by those lights.

Vince Maxwell

1. If the Eagles wanted to run their lights outside of the normal operating hours, they would have to come to council for approval; is that approval through a Council meeting or would that approval be through a delegated authority?

R. The Manager Development Services, Mr Robert Cruickshank said the condition was included in Council's resolution from December 2016, putting forward a recommendation to the JDAP. He advised that one of those conditions was about the operating times and the need for prior written approval of Council to operate outside of those hours.

2. Would the approval for an extended timeframe for a particular event be via a Council meeting or via delegated authority to an administration member?

R. The Manager Development Services, Mr Robert Cruickshank took the question on notice.

3. With regards to the question that was asked about salaries, there is some confusion in the way the answer is presented, understanding it is probably not deliberate, but one of the answers was that the salaries were set by the salaries and remuneration tribunal, when in fact they set a salary band for the CEO, Mayor and Councillors. Can you clearly state who makes the decision as to whereabouts in that band the CEO's salary is set and where it is in the band, the bottom, the middle or the top, and likewise for the Mayor and Councillors, who makes that decision of where in the salary band the Councillors allowances are set and where are they set?

R. The Chief Executive Officer, Mr Anthony Vuleta said that for the CEO, the Council sets what they pay. He advised that from memory the CEO is paid towards the upper limit, approximately \$6,000 to \$8,000 from the upper limit of the banding.

The Senior Governance Advisor, Ms Danielle Uniza said that at its last meeting, Council adopted the EM6 policy that sets payments at the upper limit of the maximum allowable allowance by the Tribunal.

4. It says in an agenda item to disband the EMBS and replace it with a forum, and that if the EMBS is disbanded there won't be any minutes kept, only notes. Will the forum be audio recorded and will that be available?

R. The Senior Governance Advisor, Ms Danielle Uniza said that hadn't been discussed however, if the Mayor provides permission for the administration to record that forum, then the recordings will be available to the public online.

6 Public statement time

Sam Zammit

Made a statement regarding the height of the growth in the roundabouts, on Roberts Road in particular, and said that it's quite dangerous as you can't see the cars indicators.

Mr Zammit made another statement regarding a disabled driver that received a parking ticket on Albany Highway while he was in fact getting a ticket from the parking meter.

Mayor Vaughan suggested that the gentleman makes contact with the Town and if that person has a disability and can confirm that, then it can be investigated.

John Gleeson

Made a statement about many of the ratepayers in this district getting a lot older or elderly and advised that he is concerned with the rates being increased when we are having infill, which is quite substantial. He added that proper planning and running of a suburb that is going to become a City soon, deserves better planning from staff, but that we have to draw the ropes in so we don't get overridden by local ministers who have no right to do so. He added that the state and federal governments should be separated away from that and that we cannot keep raising the rates for the future when the past is not finished yet.

Vince Maxwell

Made a statement in regards to the changes to the committees and the EMBS and shared concerns about the proposal to move away from an official committee, removing all the requirements of the Local Government Act and their regulations. He advised that availability of the audio recordings and minutes is just an example of things that haven't been thought out and there is going to be no requirement of the Council to provide these to ratepayers if they chose at any time to do it or not. Mr Maxwell asked if Council is to go to a forum is it for a beneficial service. Mr Maxwell also shared his concerns about disbanding the committees as it seems Council will take a back step and allow the administration to drive the strategy of the agenda and it should be the other way around.

Mike Lanternier

Made a statement responding to previous comments made with regards to the property values in Lathlain due to the lighting saying that the Town stated that the property prices in Lathlain were going to increase because of the WCE development and rates were going to come down. Mr Lanternier shared his concerns about now knowing if the Eagles are even going to pay rates and that there have been no plants replanted yet. He also shared concerns that we probably aren't going to get the 100 community hours, as per their agreement and that it looks like they are going to get away with all of it.

7 Confirmation of minutes**RESOLVED:****Moved: Cr Jacobs****Seconded: Cr Ammons Noble**

That the minutes of the Elected Members Briefing Session held on Tuesday 5 February 2019 be confirmed.

The Motion was Put and**CARRIED (9-0)**

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

Against the Motion:

8 Presentations**8.1 Petitions****8.2 Presentations (awards given to the Town)****8.3 Deputations**

7pm Item 11.2 - 789 Albany Highway. Wilfred Hendricks from the Rotary Club of Vic Park, Ascot and South Perth was in attendance to discuss this application and answer any questions.

9 Method of dealing with agenda business

10 - 14 Reports

Section 1

No questions were asked in relation to the following:

10 Chief Executive Officer reports

- 10.1 Review of Council Committee Structure
- 10.2 Advocacy Priorities 2019

12 Chief Operations Officer reports

- 12.1 Underground power works along Balbuk Way - Request from Golden River Development PTY LTD to contribute

14 Committee Reports

14.1 Finance and Audit Committee

- 14.1.1 Schedule of accounts for 31 January 2019
- 14.1.2 Financial statements for the month ending 31 January 2019
- 14.1.4 FIN12 - Transaction Card Policy

14.2 Future Planning Committee

- 14.2.1 Review of Local Planning Policies 8 and 34

14.3 Community Development Committee

- 14.3.1 Proposed Naming of Right of Way Bounded by Albany Highway, Mint Street, Hubert and Miller Street, East Victoria Park (ROW107) as "Isaia Lane"

14.4 Economic Development Committee

- 14.4.1 Adoption of the Economic Development Strategy – Pathways to Growth 2018-2023
- 14.4.2 Evaluation Report – Telstra Perth Fashion Festival Sponsorship 2018

Section 2:

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

11 Chief Community Planner reports**11.1 56A (Lot 1) Hubert Street. East Victoria Park – Application for Residential Building (Short Term Accommodation)**Council agenda modifications

Nil.

Additional information sought

Nil.

Questions / Responses**Deputy Mayor Potter**

1. Have there been any submissions to date and when does the consultation period end?

R. The Manager Development Services, Mr Robert Cruickshank advised that the consultation period ended on 21 February and there was one submission received. He advised that the submission supported the proposal subject to the applicant modifying a couple of windows in their house so that they don't overlook their property. He advised that this will be considered by officers.

Cr Ammons Noble

1. In the report, it talks about an existing delegation; can you give some commentary as to why we not making use of this delegation?

R. The Manager Development Services, Mr Robert Cruickshank said that while the staff do have delegation and could consider this application, as has been outlined to Council before, the administration is in process of reviewing its policy relating to short term accommodation, particularly noting there has been some concern from some elected members about the position on short term accommodation. He advised that in light of the varied opinions and the fact that the policy is under review, the administration have taken the position for a few months, that any short term application will go to Council until such time as that policy review is completed. He advised that the administration is not too far away from presenting that to Council and assuming that gets adopted, the staff would make the decision on short term accommodation applications.

Cr Vernon

1. Does the current policy include a requirement that they tell us the name of the property manager before we approve this, or is it just on the basis that they are going to do it and we will entrust that they will do it?

R. The Manager Development Services, Mr Robert Cruickshank advised that the current policy just asked for the applicant to provide details as to how the property is to be managed, so it has been left to the applicant to determine how they wish to respond to that. Mr Cruickshank said he seems to recall the new policy being developed has more of an obligation for names, details and how far away they live to be provided, but he would have to double check that for the Councillor.

11.2 789 (Lot 103) Albany Highway - Application for Unlisted Use (Market)Council agenda modifications

Nil

Additional information sought

Nil

Questions / Responses**Cr Vernon**

1. Recommendation 1.2 refers to the operation being limited to the hours of 6am to 10am, and although I note that the report refers to the close up period occurring between 10am and 11am, does that include the set up time, or is set up allowed to occur prior to 6am?

R. The Manager Development Services, Mr Robert Cruickshank advised that the intent of the condition is that 6am to 10am is the operating times, the time that goods are available for sale. He said that the officer did outline this in the report, acknowledging packing away would be between 10am and 11am so on that basis, the expectations would be that there is probably some setting up occurring before 6am.

2. Aside from the 122 car bays proposed to be used for the market, within the Park Centre's car park, how many other parking bays are available at the Park Centre?

R. The Manager Development Services, Mr Robert Cruickshank said 364.

3. I note that the applicant proposed in their application to rely on the Council toilet facilities on John MacMillan Park. The commentary in advice note a) indicates that the applicant must provide toilet facilities under relevant legislative requirements for provision of toilets. Does advice note a) mean that the applicant must provide toilets separate to the toilets on John MacMillan Park in any event, or only at times when the toilets on John MacMillan Park are not going to be available?

R. The Manager Development Services, Mr Robert Cruickshank advised that there needs to be toilets available for use by patrons of the market, whether they are the public toilets currently on John MacMillan Park, whether they are toilets within the Leisurelife building or whether they are the toilets within the Park Centre shopping centre. He advised that there are no regulations where they have to be, just that they need to be publicly accessible toilets.

4. When the John MacMillan toilet block is demolished as part of the John Mactivation project, will Council be providing temporary toilets to be used by the public in the same area during the reconstruction works?

R. The Manager Development Services, Mr Robert Cruickshank said that he understand from the project manager for that project, that there will be no public toilets provided in lieu of the toilets that currently exist. He advised that it certainly was a consideration, but the decision was made to not provide additional public toilets. He repeated that toilets will still be available at the Leisurelife Centre, the library and the Park Centre shopping centre.

5. Is that on the basis that there are toilets available for the public to use in each of those buildings that will be open from 6am to 10am on Sundays?

R. The Manager Development Services, Mr Robert Cruickshank said it was his understanding that there needed to be toilets available in one of those facilities at the time that the markets are operating.

13 Chief Financial Officer reports

13.1 2018-2019 Annual Budget Review

Council agenda modifications

Nil

Additional information sought

Nil

Questions / Responses

Cr Vernon

1. Under background on p50/156, point 3 refers to additional works and/or services identified and included within the review. What are the additional works and/or services identified in the review document?

R. The Acting Chief Financial Officer, Mr Luke Ellis said that the background section included in the report comprises generic statements in bullet points of the annual review process. He advised that each of the Town's service area reviewed their budget and made any adjustments, including additional works and services. He added that significant financial variances are detailed in the attachment to the agenda and are explained in detail, under 'Service Area Variance Reporting'.

2. To clarify, apart from the variances, are the additional works and/or services identified under the headings of 'new' in the actual budget review document, or are they something completely different.

R. The Acting Chief Financial Officer, Mr Luke Ellis advised that changes to operating budgets, be they up or down, would be listed within each service area's accounts with an overview at the bottom however, it's not detailed specifically what that may be. He advised that additional

or new projects of a capital nature were circulated to elected members as part of the budget review process. He added that although they aren't listed specifically as new projects, they are shown in the appendix under capital expense items but if it would assist elected members the Town could provide the detail.

3. Page 40/222 refers to the review having concluded on 11 January 2019 and on page 46/222 reference is made to Reg 33A of the Local Government Financial Regulations providing that within 30 days after a review is carried out it is to be submitted to Council. Is there issue there regards to those dates?

R. The Acting Chief Financial Officer, Mr Luke Ellis advised that the officers don't believe it is an issue. He advised that the conclusion of the review, which is multi-part, would be the completion of the budget review agenda item, which would be considered at Council's next meeting. He advised that he believed that will meet the timeframes associated with budget review and the next step would be to inform the department of the outcome within 30 days.

13.2 Dog Exercise Areas

Council agenda modifications

Nil.

Additional information sought

Nil.

Questions / Responses

Cr Vernon

What is the criteria for determining that a park is suitable to be designated as a dog exercise area?

R. The Acting Chief Financial Officer, Mr Luke Ellis advised that consideration was given to whether the majority of residents in proximity to the proposed dog exercise area desire it. He added that the location should be within a 400m radius of residential dwellings to achieve maximum usage by pet owners, within a reasonable distance of their residence. He advised that the attachments to the agenda have a map showing the parks in question and that each of those parks has a 400m radius drawn around it. He said that if you were to take the extremes of each of those reserves, officers feel that the majority of the Town is covered and certainly if it is more than 400m, it is well less than 800m for every resident to access a dog park. He said that another criteria is what type of park or facility it is - a sporting facility, an active reserve or a bushland. He added that consideration is given to if there are any major traffic routes in proximity, any conservation considerations, any pre-existing usage, such as sporting activity, and whether those impact uses of a dog exercise area.

2. Was consideration given to designating GO Edwards Park as a dog exercise area?

R. The Acting Chief Financial Officer, Mr Luke Ellis said it was reviewed and that the area will remain a place that people can take their dog on a leash. He advised that it had not been recommended as an off leash exercise area due to its proximity to the western end of the park away from the lake and native bird life.

14 Committee Reports

14.1 Finance and Audit Committee

14.1.3 2018-2019 Schedule of Fees and Charges review

Council agenda modifications

Nil.

Additional information sought

Nil.

Questions / Responses

Deputy Mayor Potter

1. If I wanted to hire a gazebo on Raphael Park (an active reserve) for a birthday party, on an active reserve, how much would it cost?

R. The Acting Chief Financial Officer, Mr Luke Ellis advised that gazebos are not available for hire. He advised that they operate on a first come, first served basis and are treated the same as playground equipment and BBQs. He advised that gazebos, BBQs and playground equipment cannot be booked and remain open to the public for use at all times. He added that the exception to this rule is GO Edwards gazebo which hosts weddings and is charged at \$82.00 per hour.

2. If I wanted to hire a portion of Rayment Park, as an individual, which is a passive reserve, how much would that cost?

3. Why do we refer to 'not for profits and charities' on active reserves and 'un incorporated community groups' on passive reserves and should all be able to hire both spaces?

4. Why are individuals treated differently to groups on active reserves and the same as groups on passive reserves?

R. The Acting Chief Financial Officer, Mr Luke Ellis took the questions on notice and advised that staff would update the report with the relevant information.

15 Applications for leave of absence**16 Motion of which previous notice has been given****17 Questions from members without notice****18 New business of an urgent nature****19 Public question time****Sam Zammit**

1. I was shocked to hear that we no longer own the part of Sussex Street that adjoins the Park Centre. I'm not sure when it was sold off, but who owned it, was it Main Roads or us?

R. The Chief Executive Officer, Mr Anthony Vuleta advised that through the City of Perth times, the land was transferred or purchased by whoever owned the Park Centre shopping centre at that time. He advised that it wouldn't have been a transaction between the Council and the Park Centre, because it would have been the Department of Lands that would have sold it to the Park Centre at the time, but the Council would have made a decision to allow it to occur.

2. Who owns the footpath?

R. The Chief Executive Officer, Mr Anthony Vuleta said that the kerb line of the parking bays is the boundary.

3. So in the future, if they want to extend their shopping centre to a different configuration than what it is, they can build up to that boundary?

R. Mayor Trevor Vaughan said that they can.

4. So where do the people drop their kids off? How do they get entry to the childcare centre and the library? That was a ridiculous thing to do wasn't it, looking back?

R. Mayor Trevor Vaughan said it was.

John Gleeson

1. I'm concerned we are losing a bit of ground here. If there is a toilet block in MacMillan Park, does the toilet block belong to us? Are we letting someone develop it without replacing the toilet block for the public?

R. Mayor Trevor Vaughan said that there will be a new toilet constructed there.

20 Public statement time

John Gleeson

Thanked staff for being so understanding with him in recent times.

Sam Zammit

Made a statement regarding the new legislation allowing people to build a granny flat in their backyards, saying that consequences of them doing this is that Council don't supply them with a bin. Mr Zammit urged council to reconsider it.

The Chief Executive Officer Mr Anthony Vuleta advised that people can purchase other bins. He said that even though the granny flat itself isn't entitled to a bin, people can procure another bin from the Town so that they have more than one bin. He advised that they may or may not pay rates and that it would depend on what the improved value was on the site itself. He added that it could have an impact on rates by going up or down, depending on the development.

John Gleeson

Made a statement saying that over 40 years ago, he sat on the Council for the Ageing to bring in granny flats because different nationalities automatically did it and when they made a decision to put it to the government, it took them 20 years to accept their proposal and to remove that for the future would be walking backwards. He added that back in the day, the granny flat would be attached to the house but these days they lift them over the roof and remove them later if they wish. He said that they should have a bin.

21 Meeting closed to the public

RESOLVED:

Moved: Cr Vernon

Seconded: Cr V Potter

That the meeting be closed at 7.45pm to 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*. Staff are permitted to remain.

The Motion was Put and

CARRIED (9-0)

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

21.1 Matters for which the meeting may be closed

21.1.1 TVP/19/01 Lathlain Precinct Redevelopment Project Zone 2, 2X; Construction Tender

RESOLVED:

Moved: Cr V Potter

Seconded: Cr Ife

That the meeting be reopened to members of the public at 7.53pm

The Motion was Put and

CARRIED (9-0)

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

21.2 Public reading of resolutions which may be made public

22 Closure

There being no further business, Mayor Trevor Vaughan declared the meeting closed at 7.53 pm.