



City of Nedlands

Minutes

Council Committee Meeting

8 February 2011

Attention:

This is a Committee which has only made recommendations to Council. No action should be taken on any recommendation contained in these Minutes. The Council resolution pertaining to an item will be made at the Ordinary Council Meeting next following this meeting.

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City of Nedlands

Minutes of a meeting of the Council Committee held in the Council Chambers, Nedlands on Tuesday 8 February 2011 at 7.00 pm.

Declaration of Opening

The Presiding Member declared the meeting open at 7.00 pm and drew attention to the disclaimer below.

(NOTE: Council at its meeting on 24 August 2004 resolved that should the meeting time reach 11.00 pm the meeting is to consider an adjournment motion to reconvene the next day).

Present and Apologies and Leave Of Absence (Previously Approved)

Councillors	Her Worship the Mayor, S A Froese	(Presiding Member)
	Councillor K E Collins	Coastal Districts Ward
	Councillor N B J Horley	Coastal Districts Ward
	Councillor K A Smyth	Coastal Districts Ward
	Councillor I S Argyle	Dalkeith Ward
	Councillor R M Hipkins	Dalkeith Ward
	Councillor M S Negus	Dalkeith Ward
	Councillor R M Binks	Hollywood Ward
	Councillor B G Hodsdon	Hollywood Ward
	Councillor M L Somerville-Brown	Melvista Ward
	Councillor I Tan (until 10.39 pm)	Melvista Ward
	Councillor B Tyson	Melvista Ward

Staff	Mr GT Foster	Chief Executive Officer
	Mr M Cole	Director Corporate Services
	Mr I Hamilton	Director Technical Services
	Ms J Heyes	Manager Statutory Planning
	Mr M Deal	Manager Property Services
	Ms S Love	Executive Assistant

Public There were 14 members of the public present.

Press The Post Newspaper representative (until 8.38 pm).

Leave of Absence None.
(Previously Approved)

Apologies	Councillor J D Bell	Hollywood Ward
	Ms C Eldridge	Director Development Services

Absent None.

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In particular and without derogating in any way from the broad disclaimer above, in any discussion regarding any planning application or application for a licence, any statement or intimation of approval made by a member or officer of the City of Nedlands during the course of any meeting is not intended to be and is not to be taken as notice of approval from the City of Nedlands. The City of Nedlands warns that anyone who has any application lodged with the City of Nedlands must obtain and should only rely on written confirmation of the outcome of the application, and any conditions attaching to the decision made by the City of Nedlands in respect of the application.

The City of Nedlands wishes to advise that any plans or documents contained within this agenda may be subject to copyright law provisions (*Copyright Act 1968, as amended*) and that the express permission of the copyright owner(s) should be sought prior to their reproduction.

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1. Public Question Time

None.

2. Addresses By Members of the Public (only for items listed on the agenda)

Addresses by the following members of the public who had completed Public Address Session Forms were invited to be made as each item relating to their address is discussed by the Committee.

Ms A Vanderbrose, 10B Monash Avenue, Nedlands Report D01.11
Spoke in opposition to the proposal

Mr R Kooperman, 43 Portland Street, Nedlands Report D02.11
Spoke in support of the application

Mr J Adcock, 169 Alfred Road, Mt Claremont Report D03.11
Spoke in opposition to the application

Ms H McCarter, 171A Alfred road, Mt Claremont Spoke in opposition to the application	Report D03.11
Ms E Ambrose, 119 Rochdale Road Spoke in support of the application	Report D04.11
Mr P Golden, 121 Rochdale Road Spoke in opposition to the application	Report D04.11
Ms L Tyrie, 142B Rochdale Road, Mt Claremont Spoke in opposition to the application	Report D05.11
Ms D Watson, 140 Rochdale Road, Mt Claremont Spoke in support of the application	Report D05.11
Mr J Watson, 140 Rochdale Road, Mt Claremont Spoke in support of the application	Report D05.11
Mr B Lawrence, 35 Waratah Ave, Dalkeith Spoke in support of the proposal	Report CM01.11

3. Disclosures of Financial Interest

The Presiding Member reminded Councillors and Staff of the requirements of Section 5.65 of the *Local Government Act* to disclose any interest during the meeting when the matter was discussed.

3.1 Mr G Foster, Chief Executive Officer - Report D15.11 - Perth Flying Squadron Yacht Club Inc – Reserve 17391 (Lot 254 on Deposited Plan 37070), 254 Birdwood Parade, Dalkeith - Surrender of Lease and Deed of Variation of Lease and proposed new 21 year Lease

Mr G Foster, Chief Executive Officer disclosed an impartiality interest in Report D15.11 - Perth Flying Squadron Yacht Club Inc – Reserve 17391 (Lot 254 on Deposited Plan 37070), 254 Birdwood Parade, Dalkeith - Surrender of Lease and Deed of Variation of Lease and proposed new 21 year Lease, his interest being that he is an honorary member of the Club. He advised that he would leave the meeting during this matter.

4. Disclosures of Interests Affecting Impartiality

The Presiding Member reminded Councillors and Staff of the requirements of Council's Code of Conduct in accordance with Section 5.103 of the *Local Government Act*.

4.1 Mayor Froese - Report D15.11 - Perth Flying Squadron Yacht Club Inc – Reserve 17391 (Lot 254 on Deposited Plan 37070), 254 Birdwood Parade, Dalkeith - Surrender of Lease and Deed of Variation of Lease and proposed new 21 year Lease

Mayor Froese disclosed an impartiality interest in Report D15.11 - Perth Flying Squadron Yacht Club Inc – Reserve 17391 (Lot 254 on Deposited Plan 37070), 254 Birdwood Parade, Dalkeith - Surrender of Lease and Deed of Variation of Lease and proposed new 21 year Lease. She disclosed that as Mayor, she is a Patron and honorary member of the Club and as a consequence, there may be a perception that her impartiality on the matter may be affected. She declared that she would consider this matter on its merits and vote accordingly.

4.2 Mayor Froese - Report CM01.11 - Strategic Recreation Plan Reviewed Incorporating Public Comment

Mayor Froese disclosed an impartiality interest in Report CM01.11 - Strategic Recreation Plan Reviewed Incorporating Public Comment. She disclosed that several of family members have played, coached and umpired for various sporting clubs in the area, including Melvista Oval and as a consequence, there may be a perception that her impartiality on the matter may be affected. She declared that she would consider this matter on its merits and vote accordingly.

4.3 Councillor Horley – Report D07.11 - Unit 19, No.69 (Lot 25) Melvista Avenue, Nedlands - Retrospective Single Storey Alterations & Report D08.11 – Unit 7, No.69 (Lot 25) Melvista Avenue, Nedlands - Retrospective Single Storey Alterations

Cr Horley disclosed an impartiality interest in Report D07.11 - Unit 19, No.69 (Lot 25) Melvista Avenue, Nedlands - Retrospective Single Storey Alterations and Report D08.11 – Unit 7, No.69 (Lot 25) Melvista Avenue, Nedlands - Retrospective Single Storey Alterations. She disclosed that she is a Council appointed representative to the Nedlands Aged Persons Trust and as a consequence, there may be a perception that her impartiality on the matter may be affected. She declared that she would consider this matter on its merits and vote accordingly.

4.4 Councillor Tan - Report CM01.11 - Strategic Recreation Plan Reviewed Incorporating Public Comment

Later in the meeting – see page 22 - Councillor Tan disclosed an impartiality interest in Report CM01.11 - Strategic Recreation Plan Reviewed Incorporating Public Comment. She disclosed she is a member of the Nedlands Golf Club, which is affected by the proposed

plans for Melvista Oval, and as a consequence, there may be a perception that her impartiality on the matter may be affected. She declared that she would consider this matter on its merits and vote accordingly.

5. Declarations by Members That They Had Not Given Due Consideration to Papers

None.

6. Confirmation of Minutes

6.1 Committee Meeting 30 November 2010

Moved – Councillor Negus
Seconded – Councillor Tan

That the minutes of the Council Committee held 30 November 2010 are confirmed, subject to:

1. Page 5 – that under *Present and Apologies and Leave Of Absence*, Councillor I S Argyle (Dalkeith Ward) attendance be corrected as follows: “Councillor I S Argyle (until 9.16 pm) Dalkeith Ward”

2. Page 8 – Item 3.3 – that Councillor Hodsdon be changed to Councillor Binks as follows:

“Later in the meeting – see page 53 - Councillor Binks disclosed a financial interest in Report D100.10 - Hampden/Broadway/North Hollywood Precincts Study – Endorsement of Needs and Expectations Survey, his interest being that he owns property in the area. He advised that he would leave the meeting during this matter”;

3. Page 18 – that the Disclosure of Interest from Cr Tan be corrected to the following:

“Councillor Tan disclosed an impartiality interest in Report D90.10 - No. 50 (Lot 14) Jutland Parade, Dalkeith – Proposed Three Storey Dwelling: Amendments to Planning Approval. She disclosed that she has a long term association with one of the objecting parties concerned and as a consequence, there may be a perception that her impartiality on the matter may be affected. She advised that she would leave the meeting during this matter”;

4. **Page 39 and 40 – the Committee Recommendation being re-numbered from “b), a) and c)” to “a), b) and c)”;** and
5. **Page 46 – that the votes recorded against be corrected to the following:**

- a) **“The Presiding Member put that clause 1. and 2. of the amendment be voted on separately.**

LOST 2/9

**(Against: Mayor Froese & Crs. Collins Horley Smyth
Negus Binks Hodsdon Somerville-Brown & Tan)”**

- b) **“Adoption – The amendment was put and
AMENDMENT LOST 2/9
(Against: Mayor Froese & Crs. Collins Horley Smyth
Negus Binks Hodsdon Somerville-Brown & Tan)”**

CARRIED 11/1

(Against: Crs. Smyth)

7. Matters for Which the Meeting May Be Closed

In accordance with Standing Orders and for the convenience of the public, the Presiding Member notified the members of the public that the meeting will be closed for Item 11.1 – Extreme Storm Event on 22 March 2010 and Strategy for Sump Rationalisation on Loftus Street and Napier Street, Nedlands in accordance with Section 5.23(2)(d) of the Local Government Act 1995.

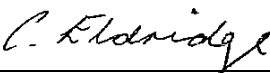
8. Divisional Reports

Note: Regulation 11(da) of the *Local Government (Administration) Regulations 1996* requires written reasons for each decision made at the meeting that is significantly different from the relevant written recommendation of a committee or an employee as defined in section 5.70, but not a decision to only note the matter or to return the recommendation for further consideration.

8.1 Development Services Report No's D01.11 to D15.11

D01.11	Reserve 33244 Monash Ave (QEII Medical Centre), Nedlands – Proposed At Grade Carpark For 328 Bays
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Committee	8 February 2011
Council	22 February 2011

Applicant	Strategic Projects, Department of Treasury and Finance
Owner	QEII Medical Trust
Officer	Nick Bakker – Planning Officer
Director	Carlie Eldridge – Director Development Services
Director Signature	
File ref	MO1/R33244-09
Previous Item No's	DA10/444 : DA10/382 : DA09/107
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Non-Elector

Moved – Councillor Binks
 Seconded – Councillor Hodsdon

That Ms A Vanderbrose, a non-electror of the City be permitted to address the meeting.

CARRIED UNANIMOUSLY 12/-

Public Address

Ms A Vanderbrose, 10B Monash Avenue, Nedlands
 Spoke in opposition to the proposal

Regulation 11(da) – Committee considered it appropriate to request that the retention of significant trees within the design of the car park layout be included in the landscaping plan.

Moved – Councillor Negus
 Seconded – Councillor Binks

That the Recommendation to Committee (printed below for ease of reference) **is adopted, subject to clause 3.i. being amended to the following:**

3. i. **a Landscaping Plan is to be prepared by the applicant to the specifications of the City of Nedlands retaining**

significant trees within the design of the car park layout (refer advice note a);

CARRIED UNANIMOUSLY 12/-

Committee Recommendation

Council:

- 1. Recommends refusal to the Western Australian Planning Commission (WAPC) for the proposed 328 bay at-grade carpark at Reserve 33244 (QEII Medical Centre), Nedlands in accordance with the application dated 11 November 2010, on the grounds that:**
 - i. there is insufficient information regarding the environmental impact associated with the clearing of the existing bushland;**
 - ii. there is a lack of evidential proof that there are no protected and/or significant species located within the existing bushland;**
 - iii. the Environmental Protection Authority (EPA) assessment has not been completed;**
 - vi. there is insufficient information regarding this site meeting the requirements defined in the Environment Protection and Biodiversity Act 1999 (EPBC Act);**
- 2. That the WAPC does not make a decision until an independent environmental survey conducted during spring has been undertaken at the site that addresses and answers the queries identified above;**
- 3. Should the WAPC see fit to approve the application despite the lack of evidential information relating to the significance of the flora and fauna, then Council recommends the approval should be subject to the following conditions:**
 - i. a Landscaping Plan is to be prepared by the applicant to the specifications of the City of Nedlands retaining significant trees within the design of the car park layout (refer advice note a);**
 - ii. a Construction Management Plan is to be prepared by the applicant to the specifications of the City of Nedlands (refer advice note b);**

- iii. any necessary Approvals and Licences shall be obtained by the applicant from the Department of Environment and Conservation (DEC), Environmental Protection Authority (EPA) or any other authorising body and copies of the relevant documents submitted to the City; and
- iv. at the completion of the carparks use in 2015 the site be returned to open space and re-established/rehabilitated with bushland;

Advice notes:

- a) With regards to Condition 3) i. the applicant is advised that the Landscaping Plan is to be submitted prior to the commencement of operations and is to include but not be limited to the following;
 - i. the areas of all existing and proposed landscaping on the verge; and
 - ii. details of any existing and proposed landscaping, including hard landscaping.

The applicant is advised that all proposed landscaping shall be in accordance with the City of Nedlands Greenways Policy 4.14;

- b) With regards to condition 3)ii, the Construction Management Plan shall include but not be limited to the following:
 - i. hours of operation;
 - ii. number of construction employees; and
 - iii. location of employee vehicle parking and information on transporting.

Recommendation to Committee

Council:

- 1. Recommends refusal to the Western Australian Planning Commission (WAPC) for the proposed 328 bay at-grade carpark at Reserve 33244 (QEII Medical Centre), Nedlands in accordance with the application dated 11 November 2010, on the grounds that:

- i. there is insufficient information regarding the environmental impact associated with the clearing of the existing bushland;
 - ii. there is a lack of evidential proof that there are no protected and/or significant species located within the existing bushland;
 - iii. the Environmental Protection Authority (EPA) assessment has not been completed;
 - iv. there is insufficient information regarding this site meeting the requirements defined in the *Environment Protection and Biodiversity Act 1999* (EPBC Act);
2. That the WAPC does not make a decision until an independent environmental survey conducted during spring has been undertaken at the site that addresses and answers the queries identified above;
 3. Should the WAPC see fit to approve the application despite the lack of evidential information relating to the significance of the flora and fauna, then Council recommends the approval should be subject to the following conditions:
 - i. a Landscaping Plan is to be prepared by the applicant to the specifications of the City of Nedlands (refer advice note a);
 - ii. a Construction Management Plan is to be prepared by the applicant to the specifications of the City of Nedlands (refer advice note b);
 - iii. any necessary Approvals and Licences shall be obtained by the applicant from the Department of Environment and Conservation (DEC), Environmental Protection Authority (EPA) or any other authorising body and copies of the relevant documents submitted to the City; and
 - iv. at the completion of the carparks use in 2015 the site be returned to open space and re-established/ rehabilitated with bushland;

Advice notes

- a) With regards to Condition 3) i. the applicant is advised that the Landscaping Plan is to be submitted prior to the commencement of operations and is to include but not be limited to the following;

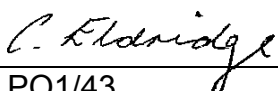
- i. the areas of all existing and proposed landscaping on the verge; and
- ii. details of any existing and proposed landscaping, including hard landscaping.

The applicant is advised that all proposed landscaping shall be in accordance with the City of Nedlands Greenways Policy 4.14;

- b) With regards to condition 3)ii, the Construction Management Plan shall include but not be limited to the following:
 - i. hours of operation;
 - ii. number of construction employees; and
 - iii. location of employee vehicle parking and information on transporting.

D02.11	No.43 (Lot 89) Portland Street, Nedlands - Proposed Carport and Solid Front Fence
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Committee	8 February 2011
Council	22 February 2011

Applicant	Reuben & Deborah Kooperman
Owner	As above
Officer	Nick Bakker – Planning Officer
Director	Carlie Eldridge – Director Development Services
Director Signature	
File ref	PO1/43
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Public Address

Mr R Kooperman, 43 Portland Street, Nedlands
Spoke in support of the application

Report D02.11

Regulation 11(da) - Not applicable – Recommendation adopted.

Moved – Councillor Negus
Seconded – Councillor Tan

That the Recommendation to Committee is adopted.

(Printed below for ease of reference)

CARRIED 10/2
(Against: Mayor & Cr. Binks)

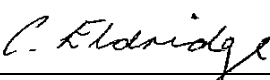
Committee Recommendation / Recommendation to Committee

Council approves the application for a carport and front fence at No. 43 (Lot 89) Portland Street, Nedlands in accordance with the application dated 22 October 2010 and amended plans dated 26 November 2010 subject to the following conditions:

- 1. The proposed front fence is to have a maximum height of 1.8 m above natural ground level and is to be visually permeable above 1.2 m from natural ground level in accordance with the RCodes;**
- 2. The front fence and footings shall be constructed wholly inside the allotment;**
- 3. All storm water from building and paving areas (including driveways) shall be contained on site by draining to soakwells of adequate capacity to contain runoff from a ten (10) year recurrent storm event and the capacity of soakwells shall be a minimum of one (1) cubic metre for every 80 m² of paved or roofed surface on the property;**
- 4. The use of bare or painted metal building materials is permitted on the basis that, if during or following the erection of the development the Council forms the opinion that glare which is produced from the proposed building has or will have a significant detrimental effect upon the amenity of neighbouring properties, the Council may require the owner to treat the building/roof to reduce the reflectivity to a level acceptable to Council; and**
- 5. Any additional development, which is not in accordance with the original application or conditions of approval, as outlined above, will require further approval by Council.**

D03.11	No. 65 (Lot 4) Mayfair Street, Mt Claremont 6010 – Two Storey Dwelling and Pool
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Committee	8 February 2011
Council	22 February 2011

Applicant	Klopper & Davis Architects
Owner	Mark and Juliet Lennon
Officer	Joseph Ravi – Planning Officer
Director	Carlie Eldridge – Director Development Services
Director Signature	
File ref	DA10/519 MA6/65 M11/467
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Public Address

Mr J Adcock, 169 Alfred Road, Mt Claremont Report D03.11
Spoke in opposition to the application

Ms H McCarter, 171A Alfred Road, Mt Claremont Report D03.11
Spoke in opposition to the application

Regulation 11(da) - Not applicable – Recommendation adopted.

Moved – Councillor Binks
Seconded – Councillor Tan

That the Recommendation to Committee is adopted.
(Printed below for ease of reference)

Put Motion
Moved – Councillor Argyle
Seconded – Councillor Negus

That the motion be put.

PUT MOTION CARRIED 8/3
(Against: Cr. Horley & Smyth)
(Abstained: Cr. Hodsdon)

Adoption – The motion was put and

CARRIED 7/2
(Against: Crs. Horley & Smyth)
(Abstained: Mayor & Crs. Collins & Tyson)

Committee Recommendation / Recommendation to Committee

Council approves the application for a two storey dwelling and pool at No. 65 (Lot 4) Mayfair Street, Mt Claremont in accordance with the application dated 25 October 2010 and amended plans dated 14 December 2010 subject to the following conditions:

- 1. All storm water from building and paving areas (including driveways) shall be contained on site by draining to soakwells of adequate capacity to contain runoff from a ten (10) year recurrent storm event and the capacity of soakwells shall be a minimum of one (1) cubic metre for every 80 m² of paved or roofed surface on the property;**
- 2. All crossovers to street shall be constructed to the Council's Crossover Specifications and the applicant/owner to obtain levels for crossovers from the Council's Infrastructure Services under supervision on-site, prior to commencement of works;**
- 3. The retaining walls and footings shall be constructed wholly inside the allotment;**
- 4. A grated channel strip-drain shall be constructed across the driveway, aligned with and wholly contained within the property boundary and the discharge from this drain to be run to a soakwell situated within the property; and**
- 5. Any additional development, which is not in accordance with the original application or conditions of approval, as outlined above, will require further approval by Council.**

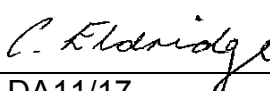
Advice Notes specific to this approval:

- a) No street tree removal or verge works (with the exception of lawn) is approved as part of this development approval. A separate application is required to be lodged by the applicant and approved by the City;**
- b) All internal WC's and ensuites without window access to outside air must be serviced by mechanical ventilation, which is ducted to outside air and the minimum rate of air change must be equal or greater than 25 litres per second;**

- c) All swimming pool waste water is to be disposed of into an adequate dedicated soakwell located on the same lot, or in a manner approved by the Council's Sustainable Nedlands department;
- d) Ensure that airconditioner unit(s) complies with relevant Australian Standards and that noise emissions comply with the *Environmental Protection (Noise) Regulations 1997*;
- e) It is strongly advised that consultation is undertaken with the installer and adjoining neighbour(s) prior to installation of airconditioning equipment. In the event of a noise complaint being received by the City, remedial action (including potential relocation or other attenuation measures) may be required or the airconditioner may be prohibited from being used; and
- f) Any pump or pump enclosure and filter equipment for the swimming pool/spa pool should be carefully located so as to ensure that a nuisance is not caused by unreasonable noise or vibration. Should noise levels exceed those stipulated in the *Environmental Protection (Noise) Regulations 1997*, equipment may require relocation or other attenuation measures, or the equipment may be prohibited from being used. It is recommended that applicants refer to the City's Visual and Acoustic Privacy Information document.

D04.11	No.119 (Lot 227) Rochdale Rd, Mt Claremont – Proposed Single Storey Additions/Alterations
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Committee	8 February 2011
Council	22 February 2011

Applicant	BGC Australia Pty Ltd
Owner	Emma Ambrose
Officer	Coralie Anderson – Senior Statutory Planning Officer
Director	Carlie Eldridge – Director Development Services
Director Signature	
File ref	DA11/17
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Public Address

Ms E Ambrose, 119 Rochdale Road
Spoke in support of the application

Report D04.11

Mr P Golden, 121 Rochdale Road
Spoke in opposition to the application

Report D04.11

Regulation 11(da) - Not applicable – Recommendation adopted.

Moved – Councillor Negus
Seconded – Councillor Tan

That the Recommendation to Committee is adopted.
(Printed below for ease of reference)

CARRIED 10/-
(Abstained: Crs. Binks & Tyson)


Committee Recommendation / Recommendation to Committee

Council refuse an application for single storey additions and alterations at No. 119 (Lot 227) Rochdale Road, Mt Claremont in accordance with the application and plans dated 17 January 2011 for the following reasons:

- 1. The southern parapet wall does not comply with the Acceptable Development or Performance Criteria of the Residential Design Codes; and**
- 2. The application will have an adverse impact on the amenity of the southern adjoining property.**

D05.11	No. 140 (Lot 127) Rochdale Road, Mt Claremont – Proposed Home Business – Tutoring
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Committee	8 February 2011
Council	22 February 2011

Applicant	Diane Watson
Owner	Diane Watson
Officer	Elle O'Connor – Planning Officer
Director	Carlie Eldridge – Director Development Services
Director Signature	
File ref	DA10/458 : R03/140-02 : M10/01331
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Public Address

Ms L Tyrie, 142B Rochdale Road, Mt Claremont Report D05.11
Spoke in opposition to the application

Mr M Cole, Director Corporate Services left the meeting at 8.09 pm and returned at 8.13 pm.

Ms D Watson, 140 Rochdale Road, Mt Claremont Report D05.11
Spoke in support of the application

Mr G Foster, Chief Executive Officer left the meeting at 8.16 pm

Mr J Watson, 140 Rochdale Road, Mt Claremont Report D05.11
Spoke in support of the application

Regulation 11(da) - Not applicable – Recommendation adopted.

Moved – Councillor Negus
Seconded – Councillor Hodsdon

That the Recommendation to Committee is adopted.

(Printed below for ease of reference)

CARRIED 8/3
(Against: Crs. Hipkins Tyson & Smyth)
(Abstained: Cr. Horley)

Committee Recommendation / Recommendation to Committee

Council approves the proposed Home Business at No. 140 (Lot 127) Rochdale Road, Mt Claremont in accordance with the application and plans dated 29 September 2010 subject to the following conditions:

- 1. The number of children on the premises at any one time is limited to a maximum of six (6) children;**
- 2. Parking and access for parents dropping off and picking up their children is limited to the property's front driveway and paved area facing Rochdale Road (as marked in red on the approved plans);**
- 3. Operating times shall be restricted to:**
 - a) 10:00 am - 11:30 am, Tuesday and Friday**
 - b) 3:30 pm - 5:00 pm, Monday and Thursday;**
- 4. An area no greater than 50 m² within the residential dwelling is to be occupied for the home business use;**
- 5. No sign shall be displayed in connection with the home business at the property;**
- 6. Approval is granted for a 12 month duration only, after this time a new application must be made to Council; and**
- 7. Any additional development, which is not in accordance with the original application or conditions of approval, as outlined above, will require further approval by Council.**

Councillor Binks left the meeting at 8.28 pm

Brought forward

Moved – Councillor Somerville-Brown

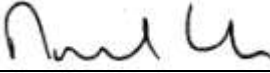
Seconded – Councillor Negus

That Report CM01.11 - Strategic Recreation Plan Reviewed Incorporating Public Comment be brought forward for discussion at this point.

CARRIED UNANIMOUSLY 11/-

CM01.11	Strategic Recreation Plan Reviewed Incorporating Public Comment
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Committee	8 February 2011
Council	22 February 2011

Applicant	City of Nedlands
Owner	City of Nedlands
Officer	Sarah Aulin - Senior Community Development Officer (Recreation), Marion Granich - Manager Community Development
CEO	Michael Cole – Acting Chief Executive Officer
CEO Signature	
File ref.	CMS/505
Previous Item No's	CM26.05 - 13 December 2005 CM25.06 - 27 June 2006 CM27.10 - 26 October 2010
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the Local Government Act (1995).

Public Address

Mr B Lawrence, 35 Waratah Ave, Dalkeith
Spoke in support of the proposal

Report CM01.11

Councillor Binks returned to the meeting at 8.30 pm

Disclosure of Interest

Mayor Froese disclosed an impartiality interest in Report CM01.11 - Strategic Recreation Plan Reviewed Incorporating Public Comment. She disclosed that several of family members have played, coached and umpired for various sporting clubs in the area, including Melvista Oval and as a consequence, there may be a perception that her impartiality on the matter may be affected. She declared that she would consider this matter on its merits and vote accordingly.

Councillor Tan disclosed an impartiality interest in Report CM01.11 - Strategic Recreation Plan Reviewed Incorporating Public Comment. She disclosed she is a member of the Nedlands Golf Club, which is affected by the proposed plans for Melvista Oval, and as a consequence, there may be a perception that her impartiality on the matter may be affected. She declared that she would consider this matter on its merits and vote accordingly.

Regulation 11(da) - Not applicable – Recommendation adopted.

Moved – Councillor Negus

Seconded – Councillor Somerville-Brown

That the Recommendation to Committee is adopted.

(Printed below for ease of reference)

Mr I Hamilton, Director Technical Services left the meeting at 8.36 pm and returned at 8.43 pm.

Ms J Heyes, Manager Statutory Planning left the meeting at 8.49 pm and returned at 8.51 pm.

Put Motion

Moved – Councillor Hodsdon

Seconded – Councillor Horley

That the motion be put.

**PUT MOTION CARRIED 11/-
(Abstained: Cr. Tyson)**

Adoption – The motion was put and

**CARRIED 10/2
(Against: Crs. Hipkins & Tyson)**

Committee Recommendation / Recommendation to Committee

Council:

- 1. acknowledges the community comment received on the draft Strategic Recreation Plan 2010 – 2015; and**
- 2. endorses the Strategic Recreation Plan 2010 – 2015 (as at Attachment 1 – Strategic Recreation Plan 2010 – 2015) including the addition of DC Cruickshank Reserve and Melvista Reserve to the list of the City’s major reserves.**

The Presiding Member granted an adjournment for 5 minutes for the purposes of a refreshment break.

The meeting adjourned at 8.59 pm and reconvened at 9.09 pm with the following people in attendance:

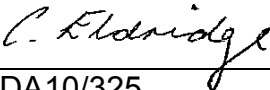
Councillors	Her Worship the Mayor, S A Froese	(Presiding Member)
	Councillor K E Collins	Coastal Districts Ward
	Councillor N B J Horley	Coastal Districts Ward
	Councillor K A Smyth	Coastal Districts Ward
	Councillor I S Argyle	Dalkeith Ward
	Councillor R M Hipkins	Dalkeith Ward
	Councillor M S Negus	Dalkeith Ward
	Councillor J D Bell	Hollywood Ward
	Councillor R M Binks	Hollywood Ward
	Councillor B G Hodsdon	Hollywood Ward
	Councillor M L Somerville-Brown	Melvista Ward
	Councillor I Tan	Melvista Ward
	Councillor B Tyson	Melvista Ward

Staff	Mr GT Foster	Chief Executive Officer
	Mr M Cole	Director Corporate Services
	Mr I Hamilton	Director Technical Services
	Ms J Heyes	Manager Statutory Planning
	Mr M Deal	Manager Property Services
	Ms S Love	Executive Assistant

Public There was 1 member of the public present.

D06.11 **No.81 (Tenancy 4 & 5) Stirling Hwy Nedlands – Proposed Change of Use from Showroom to Office**

Committee	8 February 2011
Council	22 February 2011

Applicant	SIA Architects Pty Ltd
Owner	Steve's and/Peppercorn Pty Ltd
Officer	Coralie Anderson – Senior Statutory Planning Officer
Director	Carlie Eldridge – Director Development Services
Director Signature	
File ref	DA10/325
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Regulation 11(da) - Not applicable.

Moved – Councillor Negus
Seconded – Councillor Tan

That this item lay on the table, subject to further information on safety related issues regarding the proposed car stackers and their operation in a confined space being provided.

Put Motion

Moved – Councillor Hodsdon
Seconded – Councillor Somerville-Brown

That the motion be put.

**PUT MOTION CARRIED 8/4
(Against: Crs. Argyle Hipkins Tan & Tyson)**

Adoption – The motion was put and

**CARRIED 8/4
(Against: Crs. Argyle Hipkins Tyson & Collins)**

Committee Recommendation

That this item lay on the table, subject to further information on safety related issues regarding the proposed car stackers and their operation in a confined space being provided.

Recommendation to Committee

Council approve an application for the change of use from Showroom to Office located at No. 81 (Tenancy 4 & 5) Stirling Highway, Nedlands in accordance with the application dated 9 July 2010 and the plans dated 9 July 2010 amended plans dated 10 September 2010 and 4 January 2011 subject to the following conditions:

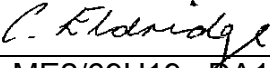
1. The car stackers are used only by employees; and
2. Any additional development, which is not in accordance with the original application or conditions of approval, as outlined above, will require further approval by Council.

Advice Note

- a) The location of all mechanical services must take into consideration the *Environmental Protection (Noise) Regulations 1997*. If the noise generated from the car stackers does not comply with these regulations further action will be required so the car stackers are brought into compliance.

D07.11	Unit 19, No.69 (Lot 25) Melvista Avenue, Nedlands - Retrospective Single Storey Alterations
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Committee	8 February 2011
Council	22 February 2011

Applicant	Steven Ballard
Owner	Lisle Lodge Aged Peoples Home
Officer	Joseph Ravi – Planning Officer
Director	Carlie Eldridge – Director Development Services
Director Signature	
File ref	ME2/69U19 : DA10/523 : M11/1024
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Disclosure of Interest

Cr Horley disclosed an impartiality interest in Report D07.11 - Unit 19, No.69 (Lot 25) Melvista Avenue, Nedlands - Retrospective Single Storey Alterations. She disclosed that she is a Council appointed representative to the Nedlands Aged Persons Trust and as a consequence, there may be a perception that her impartiality on the matter may be affected. She declared that she would consider this matter on its merits and vote accordingly.

Regulation 11(da) - Not applicable – Recommendation adopted.

Moved – Councillor Hipkins

Seconded – Councillor Tan

That the Recommendation to Committee is adopted.

(Printed below for ease of reference)

**CARRIED 10/-
(Abstained: Crs. Horley & Smyth)**

Committee Recommendation / Recommendation to Committee

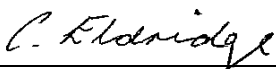
Council refuses an application for retrospective single storey alterations at Unit 19, No. 69 Melvista Ave, Nedlands in

accordance with the application and plans dated 25 October 2010 for the following reasons:

1. It is contrary to the acceptable development criteria of Clause 6.4.1 of the RCodes which requires 50 percent open space;
2. It does not meet the performance criteria of Clause 6.4.1 of the R Codes as the development does not allow sufficient open space around the buildings:
 - to compliment the building; or
 - suit the future needs of residents, having regard to the type and density of the dwelling; and
3. It will increase the existing non-compliance of open space on the site, adversely affecting the amenity of the existing aged card facility.

D08.11	Unit 7, No.69 (Lot 25) Melvista Avenue, Nedlands - Retrospective Single Storey Alterations
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Committee	8 February 2011
Council	22 February 2011

Applicant	J Collett
Owner	Lisle Lodge Aged Peoples Home
Officer	Joseph Ravi – Planning Officer
Director	Carlie Eldridge – Director Development Services
Director Signature	
File ref	ME2/69 : DA10/585 : M11/1221
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Disclosure of Interest

Cr Horley disclosed an impartiality interest in Report D08.11 – Unit 7, No.69 (Lot 25) Melvista Avenue, Nedlands - Retrospective Single Storey Alterations. She disclosed that she is a Council appointed representative to the Nedlands Aged Persons Trust and as a consequence, there may be a perception that her impartiality on the

matter may be affected. She declared that she would consider this matter on its merits and vote accordingly.

Regulation 11(da) - Not applicable – Recommendation adopted.

Moved – Councillor Hipkins
Seconded – Councillor Tan

That the Recommendation to Committee is adopted.
(Printed below for ease of reference)

CARRIED 11/-
(Abstained: Cr. Horley)

Committee Recommendation / Recommendation to Committee

Council refuses an application for retrospective single storey alterations at Unit 7, No. 69 Melvista Ave, Nedlands in accordance with the application and plans dated 25 November 2010 for the following reasons:

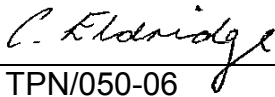
- 1. It is contrary to the acceptable development criteria of Clause 6.4.1 of the RCodes which requires 50 percent open space;**
- 2. It does not meet the performance criteria of Clause 6.4.1 of the RCodes as the development does not allow sufficient open space around the buildings:**
 - to compliment the building; or**
 - suit the future needs of residents, having regard to the type and density of the dwelling; and**
- 3. It will increase the existing non-compliance of open space on the site, adversely affecting the amenity of the existing aged care facility.**

D09.11	Draft Bedbrook Place Biodiversity Local Planning Policy
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Item withdrawn.

D10.11	Karrakatta Underpass Road Name
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Committee	8 February 2011
Council	22 February 2011

Applicant	N/A
Owner	City of Nedlands
Officer	Jason Moore – Planning Officer
Director	Carlie Eldridge – Director Development Services
Director Signature	
File ref	TPN/050-06
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Regulation 11(da) - Not applicable.

Moved – Councillor Smyth
 Seconded – Councillor Horley

That is item is referred back for alternative names with local significance to be considered.

CARRIED 9/2
(Against: Crs. Hodsdon & Tan)
(Abstained: Cr. Hipkins)

Committee Recommendation

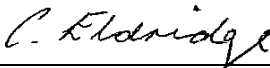
That is item is referred back for alternative names with local significance to be considered.

Recommendation to Committee

That Council approves the name Nagal Pass as the proposed name for the underpass connecting Stubbs Terrace and Railway Parade and advises the Geographic Naming Committee of the above decision.

D11.11	Old Swanbourne Hospital Road Names
---------------	---

Committee	8 February 2011
Council	22 February 2011

Applicant	Whelans
Owner	Swanbourne Estate Development Pty Ltd
Officer	Jason Moore – Planning Officer
Director	Carlie Eldridge – Director Development Services
Director Signature	
File ref	WAPC/131108/ WAPC/131109
Previous Item No's	D70.10 21 July 2009 13.1 13 February 2007 1.1
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Regulation 11(da) - Not applicable.

Moved – Councillor Smyth
Seconded – Councillor Horley

That is item is referred back for alternative names with local significance to be considered.

**CARRIED 9/2
(Against: Crs. Argyle & Tan)
(Abstained: Cr. Hipkins)**

Committee Recommendation

That is item is referred back for alternative names with local significance to be considered.

Recommendation to Committee

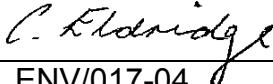
The Council approves the following and advises the Geographic Naming Committee of their request as follows:

1. The name 'Charles Lane' as the road name for the extension of the existing Charles Lane;
2. The name 'Barrow Court' as the road name to be used for the laneway between the proposed lots in the northern subdivision wing; and

3. The name 'Dorset Cove' for the proposed road between the lots of the southern subdivision wing.

D12.11	Point Walter Family Concert and Fireworks, Sunday 6 March 2011 – Point Walter Reserve, Bicton
---------------	--

Committee	8 February 2011
Council	22 February 2011

Applicant	Dr Shayne Silcox, Chief Executive Officer, City of Melville
Owner	City of Melville
Officer	Chris Hammond – Environmental Health Coordinator
Director	Carlie Eldridge – Director Development Services
Director Signature	
File ref	ENV/017-04
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Regulation 11(da) - Not applicable – Recommendation adopted.

Moved – Councillor Somerville-Brown

Seconded – Councillor Binks

That the Recommendation to Committee is adopted.

(Printed below for ease of reference)

CARRIED 9/1
(Against: Cr. Argyle)
(Abstained: Cr. Hipkins & Tan)

Committee Recommendation / Recommendation to Committee

Council, pursuant to Regulation 18 (12) of the *Environmental Protection (Noise) Regulations 1997*, agrees to the City of Melville's proposed conditions, (outlined in the attachment 1) for the Point Walter Family Concert and Fireworks to be held at Point Walter Reserve, Bicton on Sunday 6 March 2011, subject to;

1. the Notice of the event being publicised in the Nedlands 'Post' and 'Western Suburbs Weekly' newspapers on the week commencing 28 February 2011; and

2. the notification to City of Nedlands being distributed to residences along Jutland Pde and Victoria Ave, Dalkeith by way of letter drop at least seven (7) days prior to the event.

D13.11	Soundwave Festival, Monday 7 March 2011 – Claremont Showground, Claremont
---------------	--

Committee	8 February 2011
Council	22 February 2011

Applicant	Soundwave Pty Ltd – Chris Knight
Owner	Town of Claremont
Officer	Chris Hammond – Environmental Health Coordinator
Director	Carlie Eldridge – Director Development Services
Director Signature	
File ref.	ENV/017-04
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Regulation 11(da) - Not applicable – Recommendation adopted.

Moved – Councillor Somerville-Brown
 Seconded – Councillor Binks

That the Recommendation to Committee is adopted.
 (Printed below for ease of reference)

CARRIED 10/-
(Against: Cr. Smyth)
(Abstained: Cr. Tan)

Committee Recommendation / Recommendation to Committee

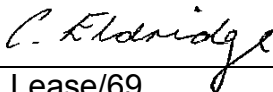
Council, pursuant to Regulation 18 (12) of the *Environmental Protection (Noise) Regulations 1997*, agrees to the Town of Claremont's proposed conditions, (outlined in the attachment 1) for the Soundwave Festival to be held at the Claremont Showground on Monday 7 March 2011, subject to;

1. the Town of Claremont's "Advice to Residents" leaflet being distributed to the residential notification area in the City of

- Nedlands identified in the attachment 2, at least seven (7) days prior to the event; and
- the Town of Claremont notifying the City of Nedlands Manager Sustainable Nedlands of any noise complaints received from residents in the City of Nedlands, within ten (10) days after the event.

D14.11	Part Lot 13423 on DP 194320 Monash Avenue, Nedlands – Reserve 20838
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Committee	8 February 2011
Council	22 February 2011

Applicant	City of Nedlands
Owner	City of Nedlands
Officer	Matthew Deal – Manager Property Services
Director	Carlie Eldridge – Director Development Services
Director Signature	
File ref.	Lease/69
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Regulation 11(da) - Not applicable – Recommendation adopted.

Moved – Councillor Somerville-Brown
 Seconded – Councillor Negus

That the Recommendation to Committee is adopted.

(Printed below for ease of reference)

CARRIED 9/-
(Abstained: Crs. Binks Tan & Smyth)

Committee Recommendation / Recommendation to Committee

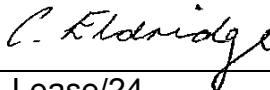
Council:

- Approves the demolition of the former Hollywood After School Activity Centre on Part Lot 13423 on Deposited Plan 194320, Reserve 20838 Monash Avenue, Nedlands; and**

2. **Agrees to allocate funds of \$14,135 for the demolition of the building from the 2010/11 Budget review process.**

D15.11	Perth Flying Squadron Yacht Club Inc – Reserve 17391 (Lot 254 on Deposited Plan 37070), 254 Birdwood Parade, Dalkeith - Surrender of Lease and Deed of Variation of Lease and proposed new 21 year Lease
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Committee	8 February 2011
Council	22 February 2011

Applicant	Perth Flying Squadron Yacht Club Inc
Owner	State of WA – Vested to City of Nedlands
Officer	Neil Scanes – Property Management Officer
Director	Carlie Eldridge – Director Development Services
Director Signature	
File ref.	Lease/24
Previous Item No's	Item 13.2, 9 June 2009 Item CM28.07, 11 September 2007 Item CM19.06, 9 May 2006
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Disclosure of Interest

Mr G Foster, Chief Executive Officer disclosed an impartiality interest in Report D15.11 - Perth Flying Squadron Yacht Club Inc – Reserve 17391 (Lot 254 on Deposited Plan 37070), 254 Birdwood Parade, Dalkeith - Surrender of Lease and Deed of Variation of Lease and proposed new 21 year Lease, his interest being that he is an honorary member of the Club. He advised that he would leave the meeting during this matter.

Mr G Foster, Chief Executive Officer left the meeting at 9.39 pm

Mayor Froese disclosed an impartiality interest in Report D15.11 - Perth Flying Squadron Yacht Club Inc – Reserve 17391 (Lot 254 on Deposited Plan 37070), 254 Birdwood Parade, Dalkeith - Surrender of Lease and Deed of Variation of Lease and proposed new 21 year Lease. She disclosed that as Mayor of the City, she is a Patron and honorary member of the Club and as a consequence, there may be a perception that her impartiality on the matter may be affected. She declared that she would consider this matter on its merits and vote accordingly.

Regulation 11(da) – Committee considered it appropriate to request that an event management plan be included in the new lease.

Moved – Councillor Negus
Seconded – Councillor Collins

That the Recommendation to Committee is adopted.
(Printed below for ease of reference)

Mr. M. Cole, Director Corporate Services left the meeting at 9.54 pm and returned at 9.55 pm.

Councillor Horley left the meeting at 9.55 pm. and returned at 9.56 pm.

Amendment

Moved - Councillor Somerville-Brown
Seconded - Councillor Tyson

That clause 2. is amending to the following:

- 2. Approve and endorse a new exclusive use Lease, for a 21 year term between the City and Perth Flying Squadron Yacht Club Inc as per attachment 1, subject to the inclusion of an event management plan.**

Councillor Hodsdon left the meeting at 10.04 pm and returned at 10.06 pm.

CARRIED 7/3
(Against: Crs. Argyle Collins & Tan)
(Abstained: Crs. Hipkins & Binks)

Put Motion

Moved – Councillor Binks
Seconded – Councillor Hodsdon

That the motion be put.

PUT MOTION CARRIED 9/2
(Against: Crs. Argyle & Tyson)
(Abstained: Cr. Hipkins)

Adoption – **The amended motion was put and**

CARRIED 5/4
(Against: Crs. Argyle Tan Collins & Smyth)
(Abstained: Crs. Hipkins Tyson & Horley)

Committee Recommendation

Council

- 1. Approve the surrender of the existing Lease and Deed of Variation of Lease between the City and Perth Flying Squadron Yacht Club Inc; and**
- 2. Approve and endorse a new exclusive use Lease, for a 21 year term between the City and Perth Flying Squadron Yacht Club Inc as per attachment 1, subject to the inclusion of an event management plan.**

Recommendation to Committee

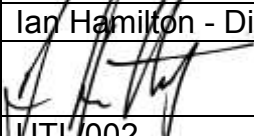
Council

1. Approve the surrender of the existing Lease and Deed of Variation of Lease between the City and Perth Flying Squadron Yacht Club Inc; and
2. Approve and endorse a new exclusive use Lease, for a 21 year term between the City and Perth Flying Squadron Yacht Club Inc as per attachment 1.

8.2 Technical Services Report No T01.11

T01.11	Underground Power Program Round Five – Major Residential Project and Funding Options
---------------	---

Committee	8 February 2011
Council	22 February 2011

Applicant	City of Nedlands
Owner	City of Nedlands
Officer	Heather Ricketts – Infrastructure Assets Officer
Director	Ian Hamilton - Director Technical Services
Director Signature	
File ref.	UTL/002
Previous Item No's	Special Council meeting 2 February 2010
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the Local Government Act (1995).

Mr M Cole, Director Corporate Services and Councillor Tyson left the meeting at 10.21 pm.

Regulation 11(da) - Not applicable – Recommendation adopted.

Moved – Councillor Negus
 Seconded – Councillor Collins

That the Recommendation to Committee is adopted.
 (Printed below for ease of reference)

Mr G Foster, Chief Executive Officer and Mr M Cole, Director Corporate Services returned to the meeting at 10.22 pm.

Councillor Tyson returned to the meeting at 10.23 pm.

CARRIED 10/-
(Abstained: Crs. Horley & Smyth)

Committee Recommendation / Recommendation to Committee

Council:

a) receives the correspondence from the Office of Energy dated 21 December 2010 pertaining to the City's application

for the Underground Power Program Round Five (refer attachment 1); and

- b) instructs Administration to undertake further investigation in order to determine the feasibility of borrowing funds to complete underground power in the three remaining areas of Hollywood, Mt Claremont and Floreat (refer attachment 2) for consideration in the proposed 2011/12 budget process.

8.3 Community & Strategy Report No CM01.11


CM01.11 Strategic Recreation Plan Reviewed Incorporating Public Comment
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This item was dealt with earlier in the meeting – see page 22.

8.4 Corporate Services Report No’s CP01.11 to CP07.11

CP01.11 Standing Orders Amendment Local Law 2010

Committee	8 February 2011
Council	22 February 2011

Applicant	City of Nedlands
Owner	City of Nedlands
A/CEO	Mike Cole – Acting Chief Executive Officer
A/CEO Signature	
File ref:	LEG021-02
Previous Item No’s	CP33.10 28 September 2010
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the Local Government Act (1995).

Regulation 11(da) - Not applicable – Recommendation adopted.

Moved – Councillor Negus
Seconded – Councillor Hodsdon

That the Recommendation to Committee is adopted.

(Printed below for ease of reference)

CARRIED 8/3
(Against: Crs. Hipkins Tyson & Horley)
(Abstained: Cr. Binks)

Committee Recommendation / Recommendation to Committee

Council approves the City of Nedlands Standing Orders Amendment Local Law 2011 as contained in the attachment, in accordance with the requirements of Section 3.12(4) of the Local Government Act 1995.

En Bloc

Moved – Councillor Negus
Seconded - Councillor Somerville-Brown

That Reports CP02.11, CP03.11, CP04.11, CP05.11, CP06.11 and CP07.11 are voted en bloc.

CARRIED 11/1
(Against: Cr. Smyth)


Moved – Councillor Negus
Seconded – Councillor Hodsdon

That all Recommendations to Committee relating to Reports CP02.11, CP03.11, CP04.11, CP05.11, CP06.11 and CP07.11 are carried en bloc.

CARRIED 10/1
(Against: Cr. Smyth)
(Abstained: Cr. Tan)

CP02.11	Monthly Financial Report – November 2010
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Committee	8 February 2011
Council	22 February 2011

Applicant	City of Nedlands
Owner	City of Nedlands
Officer	Rajah Senathirajah – Manager Finance
Director	Michael Cole – Director Corporate Service
Director Signature	
File ref:	Fin/072-16
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the Local Government Act (1995).

Regulation 11(da) - Not applicable – Recommendation adopted.

Moved – Councillor Negus
 Seconded – Councillor Hodsdon


That the Recommendation to Committee is adopted.
 (Printed below for ease of reference)

CARRIED EN BLOC 10/1
(Against: Cr. Smyth)
(Abstained: Cr. Tan)

Committee Recommendation / Recommendation to Committee
Council receives the Monthly Financial Report for November 2010.

CP03.11	Investment Report – November 2010
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Committee	8 February 2011
Council	22 February 2011

Applicant	City of Nedlands
Owner	City of Nedlands
Officer	Rajah Senathirajah – Manager Finance
Director	Michael Cole – Director Corporate Service
Director Signature	
File ref:	Fin/072-16
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the Local Government Act (1995).

Regulation 11(da) - Not applicable – Recommendation adopted.

Moved – Councillor Negus
 Seconded – Councillor Hodsdon

That the Recommendation to Committee is adopted.
 (Printed below for ease of reference)


CARRIED EN BLOC 10/1
(Against: Cr. Smyth)
(Abstained: Cr. Tan)

Committee Recommendation / Recommendation to Committee

Council receives the Investment Report for the period ended 30 November 2010.

CP04.11	List of Accounts Paid - November 2010
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Committee	8 February 2011
Council	22 February 2011

Applicant	City of Nedlands
Owner	City of Nedlands
Officer	Rajah Senathirajah – Manager Finance
Director	Michael Cole – Director Corporate Service
Director Signature	
File ref:	Fin/072-16
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the Local Government Act (1995).

Regulation 11(da) - Not applicable – Recommendation adopted.

Moved – Councillor Negus
 Seconded – Councillor Hodsdon

That the Recommendation to Committee is adopted.
 (Printed below for ease of reference)

CARRIED EN BLOC 10/1
(Against: Cr. Smyth)
(Abstained: Cr. Tan)

Committee Recommendation / Recommendation to Committee
Council receives the List of Accounts Paid for the month of November 2010.

CP05.11	Monthly Financial Report – December 2010
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Committee	8 February 2011
Council	22 February 2011

Applicant	City of Nedlands
Owner	City of Nedlands
Officer	Rajah Senathirajah – Manager Finance
Director	Michael Cole – Director Corporate Service
Director Signature	
File ref:	Fin/072-16
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the Local Government Act (1995).

Regulation 11(da) - Not applicable – Recommendation adopted.

Moved – Councillor Negus
 Seconded – Councillor Hodsdon


That the Recommendation to Committee is adopted.
 (Printed below for ease of reference)

CARRIED EN BLOC 10/1
(Against: Cr. Smyth)
(Abstained: Cr. Tan)

Committee Recommendation / Recommendation to Committee
Council receives the Monthly Financial Report for December 2010.

CP06.11	Investment Report – December 2010
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Committee	8 February 2011
Council	22 February 2011

Applicant	City of Nedlands
Owner	City of Nedlands
Officer	Rajah Senathirajah – Manager Finance
Director	Michael Cole – Director Corporate Service
Director Signature	
File ref:	Fin/072-16
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the Local Government Act (1995).

Regulation 11(da) - Not applicable – Recommendation adopted.

Moved – Councillor Negus
 Seconded – Councillor Hodsdon

That the Recommendation to Committee is adopted.
 (Printed below for ease of reference)


CARRIED EN BLOC 10/1
(Against: Cr. Smyth)
(Abstained: Cr. Tan)

Committee Recommendation / Recommendation to Committee

Council receives the Investment Report for the period ended 31 December 2010.

CP07.11	List of Accounts Paid - December 2010
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Committee	8 February 2011
Council	22 February 2011

Applicant	City of Nedlands
Owner	City of Nedlands
Officer	Rajah Senathirajah – Manager Finance
Director	Michael Cole – Director Corporate Service
Director Signature	
File ref:	Fin/072-16
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the Local Government Act (1995).

Regulation 11(da) - Not applicable – Recommendation adopted.

Moved – Councillor Negus
 Seconded – Councillor Hodsdon

That the Recommendation to Committee is adopted.
 (Printed below for ease of reference)

CARRIED EN BLOC 10/1
(Against: Cr. Smyth)
(Abstained: Cr. Tan)

Committee Recommendation / Recommendation to Committee
Council receives the List of Accounts Paid for the month of December 2010.

9. Reports by the Chief Executive Officer

None.

10. Urgent Business Approved By the Presiding Member or By Decision

None.

Councillor Tan retired from the meeting at 10.39 pm.

11. Confidential Items

Closure of Meeting to the Public

Moved – Councillor Hipkins
 Seconded - Councillor Negus


That the meeting be closed to the public in accordance with Section 5.23(d) of the Local Government Act 1995 to allow confidential discussion on the following item.

**CARRIED 10/1
 (Against: Cr. Argyle)**

The meeting was closed to the public at 10.40 pm.

11.1 Extreme Storm Event on 22 March 2010 and Strategy for Sump Rationalisation on Loftus Street and Napier Street, Nedlands

Committee	8 February 2011
Council	22 February 2011

Applicant	City of Nedlands
Owner	City of Nedlands
Director	Ian Hamilton - Director Technical Services
A/CEO	Mike Cole – Acting Chief Executive Officer
A/CEO Signature	
File ref.	RDR/007
Previous Item No's	T32.02 – 22 October 2002 T.34.03 – 9 December 2003 D56.07 – 9 October 2007
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the Local Government Act (1995).

A confidential report was circulated to Councillors separately to advise of works undertaken within the City of Nedlands after the 1:100 year extreme storm event/flooding on 22 March 2010 and various preventive measures under review to protect residential property.

The report was presented as a confidential report under section 5.23(2)(d) of the Local Government Act as there may be a requirement to seek legal advice before consulting with the community.

Regulation 11(da) - Not applicable – Recommendation adopted.

Moved – Councillor Hipkins
Seconded – Councillor Negus

That the Recommendation to Committee is adopted.

(Printed below for ease of reference)

CARRIED UNANIMOUSLY 11/-

Committee Recommendation / Recommendation to Committee

Council:

1. receives the report on extreme storm event on 22 March 2010 and strategy for sump rationalisation on Loftus Street and Napier Street, Nedlands;
2. requests Town of Claremont to assist in the reduction of stormwater flow into the Hollywood (West) area of Loftus Street and Napier Street, Nedlands (refer attachment 1);
3. agrees to retain the former drainage basins sites at 22 Loftus Street and 14 Napier Street, Nedlands for drainage purposes (refer attachment 2);
4. undertakes further investigation in order to determine the drainage retention measures required for;
 - a) Government Road sump and Carrington Street, Nedlands;
 - b) Rosedale Street, Floreat (refer attachment 3);
 - c) overland or below ground surface flow route between Loftus Street and Napier Street and between Napier Street and Ord Street (as per Porter Consulting Engineers' reports in 2000, 2003 and 2010 – refer attachments 4, 5 and 6) ; and
5. refers any unbudgeted works to be listed in the proposed 2011/12 budget for consideration.

Opening of Meeting to the Public

Moved - Councillor Negus
Seconded - Councillor Hodsdon

That the meeting be re-opened to members of the public and the press.

CARRIED UNANIMOUSLY 11/-

The meeting re-opened to members of the public at 10.42 pm.

As there were no members of the public present at the re-opening of the meeting, in accordance with Standing Orders 12.7(3) the Presiding Member did not read out the motion passed by the Committee whilst it was proceeding behind closed doors, or the vote of the members to be recorded in the minutes under section 5.21 of the Act.

Declaration of Closure

There being no further business, the Presiding Member declared the meeting closed at 10.42 pm.