



City of Nedlands

Minutes

Council Committee Meeting

11 June 2013

ATTENTION

These minutes are subject to confirmation.

Prior to acting on any resolution of the Council contained in these minutes, a check should be made of the Ordinary Council Meeting next following this meeting to ensure that there has not been a correction made to any resolution.

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City of Nedlands

Minutes of a meeting of the Council Committee held in the Council Chambers, Nedlands on Tuesday 11 June 2013 at 7 pm.

Declaration of Opening

The Presiding Member declared the meeting open at 7 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 p.m. the meeting is to consider an adjournment motion to reconvene the next day).

Present and Apologies and Leave Of Absence (Previously Approved)

Councillors	His Worship the Mayor, R M Hipkins	(Presiding Member)
	Councillor K E Collins	Coastal Districts Ward
	Councillor L J McManus	Coastal Districts Ward
	Councillor W R Hassell	Dalkeith Ward
	Councillor S J Porter	Dalkeith Ward
	Councillor R M Binks	Hollywood Ward
	Councillor B G Hodsdon	Hollywood Ward
	Councillor T James	Melvista Ward
	Councillor N Shaw	Melvista Ward
	Councillor M L Somerville-Brown	Melvista Ward

Staff	Mr G Trevaskis	Chief Executive Officer
	Mr M Cole	Director Corporate & Strategy
	Mr P Mickleson	Director Planning & Development
	Mr M Goodlet	Director Technical Services
	Mrs N Ceric	Executive Assistant

Public There were 10 members of the public present.

Press The Post Newspaper representative.

Leave of Absence (Previously Approved)	Councillor I S Argyle	Dalkeith Ward
	Councillor J Wetherall	Hollywood Ward

Apologies Councillor N B J Horley Coastal Districts Ward

Absent Nil.

Disclaimer

Members of the public who attend Council meetings should not act immediately on anything they hear at the meetings, without first seeking clarification of Council's position. For example by reference to the confirmed Minutes of Council meeting. Members of the public are also advised to wait for written advice from the Council prior to taking action on any matter that they may have before Council.

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

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

Mr J Rock, 5 Strickland Street, Mt Claremont
(spoke in opposition to the recommendation) Report PD24.13

Mr R Sant, for Mr M Balzarini, 20 Jutland Parade, Dalkeith
(spoke in support of the application) Report PD25.13

Mr C Glasson, 40 Golf View Street, Yokine
(spoke in opposition to the recommendation) Report PD26.13

Mr T Tucak, 16 Adderley Street, Mt Claremont
(spoke in relation to the matter) Report PD27.13

Mr R Drake & Mrs J Drake, 20 Circe Circle, Dalkeith
(spoke in support of the application) Report PD28.13

Mr M Burns, 3 Metters Lane, Subiaco
(spoke in support of the application) Report PD28.13

2. 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 is discussed.

There were no disclosures of Financial Interest.

3. 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*.

3.1 Councillor Somerville-Brown – PD26.13 - Sand Volley Australia Pty Ltd – Refurbishment of Existing and Construction of New Club Facilities

Councillor Somerville-Brown disclosed an impartiality interest in Item PD26.13 - Sand Volley Australia Pty Ltd – Refurbishment of Existing and Construction of New Club Facilities. He disclosed that he has a personal relationship with the residents at 55 Verdun Street, and as a consequence, there may be a perception that his impartiality on the matter may be affected. He declared that he/she would consider this matter on its merits and vote accordingly.

3.2 Councillor McManus – TS08.13 - City of Nedlands Waste and Recycling Contract

Councillor McManus disclosed an impartiality interest in Item TS08.13 - City of Nedlands Waste and Recycling Contract. He disclosed that he has an association with managing director of Perth Waste, and as a consequence, there may be a perception that his impartiality on the matter may be affected. He declared that he would consider this matter on its merits and vote accordingly.

4. Declarations by Members That They Have Not Given Due Consideration to Papers

Nil.

5. Confirmation of Minutes

5.1 Committee Meeting 14 May 2013

Moved – Councillor Collins
Seconded – Councillor Shaw

The minutes of the Council Committee held 14 May 2013 are confirmed.

CARRIED UNANIMOUSLY 10/-

6. Matters for Which the Meeting May Be Closed

In accordance with Standing Orders and for the convenience of the public, the Committee is to identify any matter which is to be discussed behind closed doors at this meeting and that matter is to be deferred for consideration as the last item of this meeting.

Nil.

7. 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.

7.1 Planning & Development Report No's PD23.13 to PD28.13

Planning & Development Report No's PD23.13 to PD28.13 to be dealt with at this point (copy attached yellow cover sheet).

PD23.13	Finalisation of Scheme Amendment No. 198 – To add a clause to Schedule V – ‘Special Use Zone’ - that facilitates that a current Masterplan for the site controls its development
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Committee	11 June 2013
Council	25 June 2013
Applicant	Peter Driscoll, Landvision on behalf of Hollywood Hospital
Owner	Hollywood Private Hospital Board
Officer	Jason Moore – Strategic Planning Officer
Director	Peter Mickleson – Director Planning & Development
File Reference	TPN/A198
Previous Item	PD57.12 – December 2012

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

Moved – Councillor Shaw
 Seconded – Councillor Binks

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

CARRIED 9/-
(Abstained: Cr. Hodsdon)

Committee Recommendation / Recommendation to Committee	
Council:	
1.	adopts Scheme Amendment No. 198 to Town Planning Scheme No. 2 without modification; and
2.	instructs administration to notify the Western Australian Planning Commission of its decision.

PD24.13	No. 5 (Lot 264) Strickland Street, Mount Claremont – Retrospective Fill and Retaining Walls
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Committee	11 June 2013
Council	25 June 2013
Applicant	Janelle & John Rock
Owner	As Above
Officer	Laura Sabitzer – Planning Officer
Director	Peter Mickleson – Director Planning & Development
File Reference	DA13/48; ST8/5
Previous Item	Nil

Mr J Rock, 5 Strickland Street, Mt Claremont
(spoke in opposition to the recommendation)

Report PD24.13

Regulation 11(da) – Council considered the effects on the amenity of the area to be minor.

Moved – Councillor Hassell
Seconded – Councillor McManus

That the Recommendation to Committee is adopted subject to the removal of the words “(excluding filled areas within 1m of the northern boundary)” in clause 1 and removal of clauses 2 and 3.

**CARRIED 7/1
(Against: Cr. Shaw)
(Abstained: Mayor Hipkins Cr. James)**

Committee Recommendation

Council approves the parts of the application for retrospective fill and retaining walls at No. 5 (Lot 246) Strickland Street, Mount Claremont in accordance with the application and the plans received 7 February 2013, in relation to the proposed retaining walls and fill subject to the following conditions:

- a. all stormwater from the development, which includes permeable and non-permeable areas, shall be contained onsite by draining to soak-wells of adequate capacity to contain runoff from a 20 year recurrent storm event. Soak-wells shall be a minimum capacity of 1.0m³ for every 80m² of calculated surface area of the development;**

- b. all footings and structures to retaining walls shall be constructed wholly inside the site boundaries of the Certificate of Title; and**
- c. 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. the applicant shall make application to the Manager Property Services for a Building Permit, to acknowledge the retrospective works which have received planning approval; and**
- b. further planning approval from by Council is required for any fill or retaining walls on the lot, other than that shown on the approved plans.**

Recommendation to Committee

Council:

1. approves the parts of the application for retrospective fill and retaining walls at No. 5 (Lot 246) Strickland Street, Mount Claremont in accordance with the application and the plans received 7 February 2013, in relation to the proposed retaining walls and fill (excluding filled areas within 1m of the northern boundary) subject to the following conditions:
 - a. all stormwater from the development, which includes permeable and non-permeable areas, shall be contained onsite by draining to soak-wells of adequate capacity to contain runoff from a 20 year recurrent storm event. Soak-wells shall be a minimum capacity of 1.0m³ for every 80m² of calculated surface area of the development;
 - b. all footings and structures to retaining walls shall be constructed wholly inside the site boundaries of the Certificate of Title; and
 - c. 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. the applicant shall make application to the Manager Property Services for a Building Permit, to acknowledge the retrospective works which have received planning approval; and
 - b. further planning approval from by Council is required for any fill or retaining walls on the lot, other than that shown on the approved plans.
2. refuses the parts of the application for retrospective fill and retaining walls at No. 5 (Lot 246) Strickland Street, Mount Claremont in accordance with the application and the plans received 7 February 2013, in relation to the fill within 1m of the common boundary, for the following reasons:
- a. the fill within 1m of the common boundary does not comply with Residential Design Codes Performance Criteria 6.6.1 P1 (Excavation and Fill) as it does not retain the visual impression of the natural levels of a site from the street and adjoining property; and
 - b. the proposal is not orderly and proper planning.
3. instructs the removal of the unauthorised fill within 60 days from the date of this decision.

Moved – Councillor Binks
Seconded – Councillor Somerville-Brown

That PD28.13 be brought forward.

CARRIED UNANIMOUSLY 10/-

Please note this item was brought forward.

PD28.13	20 (Lot 605) Circe Circle, Dalkeith – Unauthorised Use of Ancillary Accommodation
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Committee	11 June 2013
Council	25 June 2013
Owner	RC & JJ Drake
Officer	Jennifer Heyes – Manager Statutory Planning
Director	Peter Mickleson – Planning & Development
File Reference	M13/13317
Previous Item	Nil

Mr R Drake & Mrs J Drake, 20 Circe Circle, Dalkeith
(spoke in support of the application)

Report PD28.13

Non-Elector

Moved – Councillor Collins

Seconded – Councillor James

That Mr Burns, a non-elect of the City be permitted to address the meeting.

**CARRIED 7/1
(Against: Cr. Shaw)**

(Abstained: Cr McManus & Somerville-Brown)

Mr M Burns, 3 Metters Lane, Subiaco
(spoke in support of the application)

Report PD28.13

Regulation 11(da) – Council considered that the subject additions were approved without a requirement for family occupation prior to the operation of Town Planning Scheme No. 2.

Moved – Councillor Hassell

Seconded – Councillor Shaw

Council:

- 1. Considers the land use at 20 (Lot 605) Circe Circle, Dalkeith as a single dwelling house, occupied by no more than six (6) persons who do not comprise a single family; and**

- 2. Instructs the City's administration to discontinue with the Directions Notice dated 23 April 2013.**

CARRIED UNANIMOUSLY 11/-

Committee Recommendation

Council:

- 1. Considers the land use at 20 (Lot 605) Circe Circle, Dalkeith as a single dwelling house, occupied by no more than six (6) persons who do not comprise a single family; and**
- 2. Instructs the City's administration to discontinue with the Directions Notice dated 23 April 2013.**

Recommendation to Committee

Council either:

Option 1

instructs the City to discontinue any enforcement action in relation to the matter; and in addition initiate a scheme amendment, at the City's cost, to either:

- a. provide for this property to be used as a 'grouped dwelling'; or
- b. provide for all properties in the City of Nedlands to use ancillary accommodation for non-family members.

Or:

Option 2

instructs the City to suspend the Directions Notice until the owners have been given 21 days to:

- a. rectify the 'self-contained' nature of the ancillary accommodation by removing the kitchen or such other method to the satisfaction of the City;
- b. lodge an application for retrospective development approval for the use of the ancillary accommodation for persons other than family members (refer note 1); or
- c. lodge an application for subdivision for two separate lots (refer note 2).

If after 21 days the owner has not completed either a, b or c above, the City will continue with the Directions Notice requiring the owner to cease the unauthorised use of the ancillary accommodation;

Notes:

1. The City of Nedlands Town Planning Scheme does not give discretion to approve a retrospective application. If an application was lodged, the City would be required to recommend refusal; and
2. The City of Nedlands Town Planning Scheme does not provide for R10 lots to be subdivided into two. If an application for subdivision was lodged, the City would have to recommend refusal.

Or:

Option 3 - Recommended by Administration

- a. instructs the City to continue with the Directions Notice dated 23 April 2013, which requires the owner to cease the unauthorised use of the ancillary accommodation.

Note: Financial penalties may apply if the unauthorised use is not ceased and court action is required.

PD25.13	No. 20 (Lot 1) Jutland Parade Dalkeith – Retrospective Outbuilding
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Committee	11 June 2013
Council	25 June 2013
Applicant	Roger Sant
Owner	M Balzarini and G Boventi
Officer	Thomas Geddes – Planning Officer
Director	Peter Mickleson – Director Planning & Development
File Reference	M13/12620
Previous Item	N/A

Mr R Sant, for Mr M Balzarini, 20 Jutland Parade, Dalkeith Report PD25.13
(spoke in support of the application)

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

Moved – Councillor Shaw
Seconded – Councillor James

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

Mr G Trevaskis, CEO left the room at 7.52 pm and returned at 7.54 pm.

CARRIED 6/3
(Against: Crs. McManus Binks & Hodsdon)
(Abstained: Cr. Hassell)

Committee Recommendation / Recommendation to Committee

Council refuses a retrospective application for an outbuilding at No. 20 (Lot 1) Jutland Parade, Dalkeith in accordance with the application received 12 March 2013 and the plans received 12 March 2013 for the following reasons:

- a. the 0.2 m front setback does not meet Clause 5.3.3(a) of the City's TPS2 and there is no discretion to vary the provision;**
- b. the 0.2m front setback is inconsistent with the provisions of clause 5.10.2(a) as it is considered to have an effect upon the amenity of the surrounding area;**
- c. the 0.2m front setback is inconsistent with the provisions of clause 5.5.1 of TPS2 as it is considered to have an effect upon the amenity of the surrounding streetscape and is not in keeping with the general character of the locality; and**
- d. the proposal will not be orderly and proper planning.**

PD26.13	Sand Volley Australia Pty Ltd – Refurbishment of Existing and Construction of New Club Facilities
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Committee	11 June 2013
Council	25 June 2013
Applicant	Sand Volley Australia Pty Ltd
Owner	City of Nedlands
Officer	Laura Sabitzer – Planning Officer
Director	Peter Mickleson – Director Planning & Development
File Reference	DA13/58; VE1/34
Previous Item	Item PD53.12 27 November 2012 Item C148.97 23 September 1997 Item F27.97 25 February 1997

Mr Mark Goodlet, Director Technical Services left the room at 7.56 pm.

Councillor Somerville-Brown – Impartiality Interest

It was noted that Councillor Somerville-Brown had previously declared an impartiality interest as advised earlier in the meeting at item 3.

Non-Elector

Moved – Councillor Binks

Seconded – Councillor McManus

That Mr C Glasson, a non-elect of the City be permitted to address the meeting.

**CARRIED 9/
(Abstained: Cr. James)**

Mr C Glasson, 40 Golf View Street, Yokine
(spoke in opposition to the recommendation)

Report PD26.13

Mr Mark Goodlet, Director Technical Services returned to the room at 7.58 pm.

The Presiding Member granted Mr Glasson a further 2 minutes.

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

Moved – Councillor Hassell
Seconded – Councillor Binks

That the Recommendation to Committee is adopted subject to the alternate recommendation clause 4 being added.

Amendment

Moved - Councillor McManus
Seconded - Councillor James

That clause 3 be amended from “70 patrons” to “85 patrons”.

AMENDMENT Lost 3/5
(Against: Crs. Hassell Porter Hodsdon Shaw & Somerville-Brown)
(Abstained Mayor Hipkins: Crs. Collins)

The motion was put and

CARRIED 8/-
(Abstained: Crs. Shaw & Somerville-Brown)

Committee Recommendation / Recommendation to Committee

Council approves an application for the refurbishment of existing and the construction of new club facilities at No. 34 Verdun Street (Reserve 22384), Nedlands in accordance with the application received 13 February 2013 and the plans received 13 February 2013 and 26 March 2013 subject to the following conditions:

- 1. Within 90 days from the date of this approval, all structures from the sublease area are to be removed, with exception of the following:**
 - a. ablution block;**
 - b. sand courts & nets;**
 - c. floodlights; and**
 - d. shed owned by Hollywood-Subiaco Bowling Club.**
- 2. The operating hours of the recreational facility are restricted to:**

Monday – Thursday	10:00 am – 10:30 pm
Friday	10:00 am – 11:00 pm

Saturday	10:00 am – 11:00 pm
Sunday	10:00 am – 10:30 pm

- 3. A maximum of 70 patrons are permitted for private functions held at the venue.**
- 4. Alcohol may be supplied and consumed within the subleased area in accordance with the following requirements:**
 - a. the premises has a valid liquor licence;**
 - b. no alcohol shall be served thirty (30) minutes prior to the close of operating hours; and**
 - c. where functions are held at the venue, the primary use of the facility for the duration of the function shall involve the playing of sand sports (i.e. beach volleyball and/or netball).**
- 5. The recreational facility is to comply with the Environmental Protection (Noise) Regulations 1997.**
- 6. Floodlighting on reserves shall comply with the following requirements and be certified as being compliant with the relevant Australian Standards by a suitably qualified lighting consultant (refer to advice note 1);**
 - a. all floodlights must be orientated and hooded to minimize their impact in the interests of pedestrian and/or vehicular safety and amenity; and**
 - b. on reserves used for general recreational purposes and where the use of floodlighting has the potential to affect residential amenity, the lighting must be extinguished by 10.00pm.**
- 7. The proposed structures shall be constructed wholly within the subleased area.**
- 8. 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 building / roof 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.**

9. **All stormwater from the development, which includes permeable and non-permeable areas, shall be contained onsite by draining to soak-wells of adequate capacity to contain runoff from a 20 year recurrent storm event. Soak-wells shall be a minimum capacity of 1.0m³ for every 80m² of calculated surface area of the development.**
10. **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:

1. **A suitably qualified lighting consultant is a Member of the Illuminating Engineering Society of Australia and New Zealand. The relevant Australian Standards are Australian Standard AS.4282 – Control of the Obtrusive Effects of Outdoor Lighting and the Australian Standard AS.2560 – Sports Lighting.**
2. **Adequate staff and public sanitary conveniences shall be provided in accordance with the Building Code of Australia. The proposed provision of public sanitary conveniences is sufficient for thirty (30) patrons on-site. Additional public sanitary conveniences are required if the premises is to accommodate more than thirty (30) patrons.**
3. **Access to any public sanitary convenience shall not be through or pass adjacent to, without complete physical segregation from, any food preparation, storage, packing or handling area.**
4. **Prior to commencing a Food Business* a proprietor shall lodge with the City a Food Business Registration / Notification Form.**

****A food business is any business or activity that involves the sale of food or the handling of any type of food for sale in Australia.***
5. **Prior to commencing a Food Business, the premises shall receive an inspection from an Environmental Health Officer at the City which cites the Food Business may commence operation.**

Alternate recommendation

If Council, in principle consents to Sand Volley Australia Pty Ltd applying for liquor licence in accordance with the *Liquor Control Act 1988 (WA)* the following changes are recommended to the conditions listed above.

The following condition shall be omitted:

4. No alcohol shall be supplied and/or consumed within the subleased area.

And replaced with the following condition:

4. Alcohol may be supplied and consumed within the subleased area in accordance with the following requirements:
 - a. the premises has a valid liquor licence;
 - b. no alcohol shall be served thirty (30) minutes prior to the close of operating hours; and
 - c. where functions are held at the venue, the primary use of the facility for the duration of the function shall involve the playing of sand sports (i.e. beach volleyball and/or netball).

PD27.13	Swanbourne Nedlands Surf Life Saving Club – Lease and Sublease of Premises at 282 Marine Parade Swanbourne
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Committee	11 June 2013
Council	25 June 2013
Applicant	City of Nedlands
Owner	City of Nedlands
Officer	Rebecca Boley – Property Management Officer
Director	Peter Mickleson – Director Planning & Development
File Reference	TRIM Ref: M13/13440; IFM/426-06
Previous Item	D97.10 – 14 December 2010 CM 23.05 – 13 December 2005 C7.05 – 22 February 2005 C95.01 – 23 October 2001 C33.01 – 10 April 2001

Councillor Somerville left the room at 8.33 pm.

Mr T Tucak, 16 Adderley Street, Mt Claremont
(spoke in relation to the matter)

Report PD27.13

Councillor Somerville returned to the room at 8.35 pm.

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

Moved – Councillor McManus
Seconded – Councillor Shaw

That the Recommendation to Committee is adopted subject to amending clause 2 by replacing the word “expiring” with the word “reviewed”.

CARRIED UNANIMOUSLY 10/-

Committee Recommendation

Council:

- 1. approves the City entering in to the Deed of Lease for a term of 21 years (as per Attachment 1) with the Swanbourne Nedlands Surf Life Saving Club;**
- 2. approves the inclusion of the non-standard provision in the Lease for the payment to the Club of an annual grant for \$39,284.07 to be indexed by CPI and to be paid on 1 September annually and reviewed on 1 March 2021;**
- 3. approves the inclusion of the non-standard provision for the City to organise and pay for the insurance of the building at the premises and recover from the Club costs associated with any premium, excess or other costs arising from such insurance;**
- 4. approves the City entering in to the Deed of Sublease for a term of 21 years (as per Attachment 2) with the Swanbourne Nedlands Surf Life Saving Club; and**
- 5. approves the City entering into a lease arrangement for a term of 21 years for the premises that is the patrol tower, once the City has the requisite authority to grant a lease of this land.**

Recommendation to Committee

Council:

1. approves the City entering in to the Deed of Lease for a term of 21 years (as per Attachment 1) with the Swanbourne Nedlands Surf Life Saving Club;
2. approves the inclusion of the non-standard provision in the Lease for the payment to the Club of an annual grant for \$39,284.07 to be indexed by CPI and to be paid on 1 September annually and expiring on 1 March 2021;
3. approves the inclusion of the non-standard provision for the City to organise and pay for the insurance of the building at the premises and recover from the Club costs associated with any premium, excess or other costs arising from such insurance;
4. approves the City entering in to the Deed of Sublease for a term of 21 years (as per Attachment 2) with the Swanbourne Nedlands Surf Life Saving Club; and

5. approves the City entering into a lease arrangement for a term of 21 years for the premises that is the patrol tower, once the City has the requisite authority to grant a lease of this land.

Please note this item was brought forward (see page 11).

PD28.13	20 (Lot 605) Circe Circle, Dalkeith – Unauthorised Use of Ancillary Accommodation
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Committee	11 June 2013
Council	25 June 2013
Owner	RC & JJ Drake
Officer	Jennifer Heyes – Manager Statutory Planning
Director	Peter Mickleson – Planning & Development
File Reference	M13/13317
Previous Item	Nil

7.2 Technical Services Report No's TS08.13

Technical Services Report No's TS08.13 to be dealt with at this point (copy attached blue cover sheet).

TS08.13	City of Nedlands Waste and Recycling Contract
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Committee	11 June 2013
Council	25 June 2013
Applicant	City of Nedlands
Officer	Chaminda Mendis - Waste Minimisation Officer
Director	Mark Goodlet – Director Technical Services
File Reference	TEN/181
Previous Item	Report TS12.12 Council Minutes - 26 June 2012 Item 13.3 Council Minutes – 11 December 2012 Report TS05.13 Council Minutes - 26 February 2013

Councillor McManus – Impartiality Interest

It was noted that Councillor McManus had previously declared an impartiality interest as advised earlier in the meeting at item 3.

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

Moved – Councillor Shaw
Seconded – Councillor Somerville-Brown

That the Recommendation to Committee is adopted.

(Printed below for ease of reference)

CARRIED UNANIMOUSLY 10/-

Committee Recommendation / Recommendation to Committee

Council agrees to undertake a tender process for the City of Nedlands waste and recycling services seven (7) year contract.

7.3 Community & Organisational Development No's CM05.13 to CM06.13

Report No's CM05.13 to CM06.13 to be dealt with at this point (copy attached pink cover sheet).

CM05.13	C3 Church Request for Funding
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Committee	11 June 2013
Council	25 June 2013
Applicant	City of Nedlands
Officer	Misha Elliott Community Development Officer (Community Groups and Events) Marion Granich – Manager Community Development
Director	Michael Cole – Director Corporate & Strategy
File Reference	CMS/505/ M13/11105
Previous Item	Nil

Councillor Shaw left the room at 8.42 pm.

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

Moved – Councillor Hassell
Seconded – Councillor James

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

CARRIED UNANIMOUSLY 9/-

Committee Recommendation / Recommendation to Committee

Council:

1. congratulates the C3 Church on the success of their Christmas in the Park event;
2. encourages the C3 Church to continue to apply for the maximum amount of funding available under Council's Community Grants Fund; and
3. does not contribute the additional unbudgeted request of \$4,000 towards this event.

CM06.13	Disability Access and Inclusion Plan 2013/14 – 2017/18
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Committee	11 June 2013
Council	25 June 2013
Applicant	City of Nedlands
Officer	Deena Appleby Community Development Officer (Access & Inclusion, Businesses) Marion Granich – Manager Community Development
Director	Michael Cole – Director Corporate & Strategy
File Reference	CMS/505
Previous Item	Nil

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

Moved – Councillor Binks
Seconded – Councillor McManus

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

Councillor Hassell left the room at 8.43 pm.

Councillor Shaw returned to the room at 8.44 pm.

Councillor Hassell returned to the room at 8.45 pm.

Councillor Porter left the room at 8.45 pm and returned at 8.47 pm.

CARRIED 6/4
(Against: Mayor Hipkins Crs. Hassell Hodsdon & James)

Committee Recommendation / Recommendation to Committee

Council approves the Disability Access and Inclusion Plan 2013/14 – 2017/18 (Attachment 1).

7.4 Corporate & Strategy Report No's CPS20.13 to CPS22.13

Report No's CPS20.13 to CPS22.13 to be dealt with at this point (copy attached green cover sheet).

CPS20.13	List of Accounts Paid – April 2013
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Committee	11 June 2013
Council	25 June 2013
Applicant	City of Nedlands
Officer	Rajah Senathirajah – Manager Finance
Director	Michael Cole – Director Corporate & Strategy
File Reference	Fin/072-18
Previous Item	Nil

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

Moved – Councillor Hassell
 Seconded – Councillor Hodsdon

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

CARRIED 9/-
(Abstained: Cr. Binks)

Committee Recommendation / Recommendation to Committee

Council receives the List of Accounts Paid for the month of April 2013 (Refer to Attachment).

CPS21.13	Review of Council's Delegated Authorities
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Committee	11 June 2013
Council	25 June 2013
Applicant	City of Nedlands
Officer	Phoebe Huigens, Policy & Projects Officer
Director	Michael Cole, Director Corporate & Strategy
File Reference	CRS/058
Previous Item	NIL

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

Moved – Councillor Collins
 Seconded – Councillor Hassell

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

Councillor McManus left the room at 9.08 pm and returned at 9.09 pm.

CARRIED UNANIMOUSLY 10/-

Committee Recommendation - Recommendation to Committee

Council:

1. approves the changes to the Council's Delegated Authority Manual as indicated in Attachment 1;
2. approves the delegation for *Food Act 2008* as included in Attachment 1.

CPS22.13	Dogs Amendment Local Law 2013
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Committee	11 June 2013
Council	25 June 2013
Applicant	City of Nedlands
Officer	Phoebe Huigens, A/Manager Corporate Strategy & Systems
Director	Michael Cole, Director Corporate & Strategy
File Reference	LEG/024
Previous Item	NIL

Please note that under section 3.12(2) of the *Local Government Act 1995*, the Presiding Officer read aloud the purpose and effect of the proposed local law as follows:

Purpose: The purpose of the local law is to provide for the regulation, control and management of dogs and issues relating to dogs within the municipality.

Effect: The effect of the local law is to control activities and manage dogs within the municipality.

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

Moved – Councillor Hassell
 Seconded – Councillor Binks

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

CARRIED UNANIMOUSLY 10/-

Committee Recommendation / Recommendation to Committee

Council adopts the proposed *City of Nedlands Dogs Amendment Local Law 2013* as contained in Attachment 1.

8. Reports by the Chief Executive Officer

Nil.

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

Nil.

10. Confidential Items

Nil.

Declaration of Closure

There being no further business, the Presiding Member declared the meeting closed at 9.15 pm.