



City of Nedlands

Minutes

Council Committee Meeting

8 March 2016

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 8 March 2016 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).

Councillors	His Worship the Mayor, R M C Hipkins (Presiding Member)	
	Councillor G A R Hay (from 7.03 pm)	Melvista Ward
	Councillor T P James	Melvista Ward
	Councillor N W Shaw	Melvista Ward
	Councillor I S Argyle	Dalkeith Ward
	Councillor W R B Hassell	Dalkeith Ward
	Councillor S J Porter	Dalkeith Ward
	Councillor R M Binks	Hollywood Ward
	Councillor B G Hodsdon	Hollywood Ward
	Councillor J D Wetherall	Hollywood Ward
	Councillor L J McManus	Coastal Districts Ward
	Councillor K A Smyth (from 7.52pm)	Coastal Districts Ward

Staff	Mr G K Trevaskis	Chief Executive Officer
	Mr A D Melville	Acting Director Corporate & Strategy
	Mr M A Goodlet	Director Technical Services
	Mrs M E Granich	Manager Community Development
	Ms J Heyes	Manager Statutory Planning
	Mrs N M Ceric	Executive Assistant

Public There were 22 members of the public present.

Press The Post Newspaper representative.

Leave of Absence (Previously Approved) Councillor N B J Horley Coastal Districts Ward

Apologies Nil.

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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Moved – Councillor Hodsdon
Seconded – Councillor Hassell

That Councillor James be granted Leave of Absence for the Council meeting on 22 March 2016

CARRIED UNANIMOUSLY 10/-

1. Public Question Time

There were no public questions.

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

A member of the public wishing to ask a question should register that interest by notification in writing to the CEO in advance, setting out the text or substance of the question.

The order in which the CEO receives registrations of interest shall determine the order of questions unless the Mayor determines otherwise. Questions must relate to a matter affecting the City of Nedlands.

Ms Anna Dartnell, 76 Archdeacon Street, Nedlands TS04.16
(spoke in support of the proposal)

Ms Margot Matthews, 28 Webster Street, Nedlands TS04.16
(spoke in support of the proposal)

Ms Kerry Revell, 47 Waroonga Road, Nedlands TS04.16
(spoke in support of the proposal)

Mr A C Bro, 3 Napier Road, Nedlands TS04.16
(spoke in support of the proposal)

Lex Hardie, Dalkeith Tennis Club CM02.16
(spoke in support of the proposal)

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 is discussed.

There were no disclosures of Financial Interest.

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 Councillor Hassell – CM02.16 – Community Sport and Recreation Facilities Fund Application – Dalkeith Tennis Club Floodlight Upgrade

Councillor Hassell disclosed an impartiality interest in Item CM02.16 – Community Sport and Recreation Facilities Fund Application – Dalkeith Tennis Club Floodlight Upgrade. Councillor Hassell disclosed he has an association with the club as he has been a member since 1961 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.

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

Members who have not read the business papers to make declarations at this point.

Nil.

6. Confirmation of Minutes

6.1 Committee Meeting 9 February 2016

Moved – Councillor Binks
Seconded – Councillor Wetherall

That the minutes of the Council Committee held 9 February 2016 be confirmed.

CARRIED UNANIMOUSLY 10/-

Councillor Hay joined the meeting at 7.03 pm.

7. 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.

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.

Moved – Councillor Shaw
Seconded – Councillor Hodsdon

That Item TS04.16 be brought forward.

CARRIED UNANIMOUSLY 11/-

Moved – Councillor Hassell
Seconded – Councillor Binks

That Item CM02.16 be brought forward.

CARRIED UNANIMOUSLY 11/-

Please note: This Item has been brought forward.

TS04.16	All Abilities Play Space Staging and Whole of Life Costs
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Committee	8 March 2016
Council	22 March 2016
Applicant	City of Nedlands
Officer	Mark Goodlet - Director Technical Services
Director	Mark Goodlet - Director Technical Services
File Reference	TS-PRJ-00023
Previous Item	CM09.12 – MOU – City of Nedlands & Rotary – All Abilities Play Space, Beaton Park – November 2012 CM10.12 – All Abilities Play Space – Concept Plan – December 2012 CM 05.15 - All Abilities Play Space Project – 23 June 2015

Ms Anna Dartnell, 76 Archdeacon Street, Nedlands TS04.16
(spoke in support of the proposal)

Ms Margot Matthews, 28 Webster Street, Nedlands TS04.16
(spoke in support of the proposal)

Ms Kerry Revell, 47 Waroonga Road, Nedlands TS04.16
(spoke in support of the proposal)

Mr A C Bro, 3 Napier Road, Nedlands TS04.16
(spoke in support of the proposal)

Regulation 11(da) – Not Applicable – Recommendation Adopted

Moved – Councillor Shaw
Seconded – Councillor Binks

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

CARRIED UNANIMOUSLY 11/-

Committee Recommendation / Recommendation to Committee

Council:

- 1. Notes the operations, maintenance and whole of life costs associated with the All Abilities Play Space;**
- 2. Agrees to proceed with Phase 1 of the All Abilities Play Space to the extent of anticipated fund raising, to be considered in the 2016/17 budget;**
- 3. Agrees to consider increasing the City's operating budget by \$32,000 in 2017/18 to service the Phase 1 operating and maintenance activities of the All Abilities Play Space;**
- 4. Agrees to set up a Facilities and Infrastructure Reserve Fund commencing in the 2016/17 financial year, in part to amortise the future capital costs associated with the All Abilities Play Space;**
- 5. Agrees that the purpose of the Facilities and Infrastructure Reserve Fund shall be "to fund the capital costs of City of Nedlands facilities and infrastructure. Use of this reserve is ongoing"; and**
- 6. Agrees to consider setting aside an annual amount of \$120,000 in the 2017/18 annual budget into the Facilities and Infrastructure Reserve Fund over the life of the All Abilities Play Space, indexed to the consumer price index in following years.**

Please note: This Item has been brought forward.

CM02.15	Community Sport and Recreation Facilities Fund Application – Dalkeith Tennis Club Floodlight Upgrade
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Committee	8 March 2016
Council	22 March 2016
Applicant	City of Nedlands
Officer	Amanda Cronin – Senior Community Development Officer (Recreation) Marion Granich - Manager Community Development
Director	Andrew Melville – Acting Director Corporate and Strategy
File Reference	CD-005919
Previous Item	N/A

Councillor Hassell declared his Impartiality Interest for this item.

Regulation 11(da) – Not Applicable – Recommendation Adopted.

Moved – Councillor Hassell
Seconded – Councillor Porter

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

CARRIED UNANIMOUSLY 11/-

Committee Recommendation / Recommendation to Committee

Council:

- 1. Advises the Department of Sport and Recreation that it endorses the Dalkeith Tennis Club’s Community Sport and Recreation Facilities Fund small grant application for \$49,024 (ex GST) towards an upgrade of floodlights;**
- 2. Rates the Club’s application as A – well planned and needed by the sport; and**
- 3. Approves a grant of \$49,024 to Dalkeith Tennis Club towards its floodlight upgrade, subject to the following conditions:**
 - a) Funding approval for the project is also provided by the Department of Sport and Recreation; and**
 - b) The Club obtains all necessary building and planning approvals required.**

8.1 Planning & Development Report No's PD08.16 to PD11.16

Planning & Development Report No's PD08.16 to PD11.16 to be dealt with at this point (copy attached yellow cover sheet).

PD08.16	No. 71 (Lot 371) Princess Road, Nedlands – Increase to Seating for Café/Restaurant (Feast Cafe)
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Committee	08 March 2016
Council	22 March 2016
Applicant	Feast Cafe
Owner	P Lampropoulos & K Kikiros
Officer	Kate Bainbridge – Senior Statutory Planning Officer
Director	Peter Mickleson – Director Planning & Development Services
File Reference	PR3/71 – DA15/298
Previous Item	D51.09 – Approved at SAT 13 April 2010
Attachments	1. Site/ Floor Plan 2. Applicant Submission 3. Site Photographs

Councillor McManus left the room at 7.49 pm.

Regulation 11(da) – Council agreed to approve the application but limit the number of seats to 30.

Moved – Councillor Shaw

Seconded – Councillor Porter

Councillor McManus returned to the room at 7.51 pm.

Councillor Smyth joined the meeting at 7.52 pm.

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

LOST 4/6

(Against: Mayor Hipkins Crs. James McManus Smyth Argyle & Hassell)

(Abstained: Crs. Binks & Wetherall)

Moved – Councillor Shaw
Seconded – Councillor Porter

Committee Recommendation

Council approves the retrospective application for increased seating of 30 seats at No. 71 (Lot 371) Princess Road, Nedlands in accordance with the application dated 21 August 2015 and plans dated 13 January 2016 subject to the following conditions and advice:

- 1. This application relates only to the increase in seating from 20 to 30 seats.**
- 2. A maximum of 30 seats are permitted for the restaurant/café land use (including external seating).**

Advice Notes:

- 1. Any additional seating, which is not in accordance with the original application or conditions of approval, as outlined above, will result in compliance action being undertaken by Council.**
- 2. Patron toilets for male and female persons and an accessible toilet to be provided as per the BCA.**
- 3. Noise from service and/or delivery vehicles should be mitigated and such vehicles should not service the premises before 7.00 am or after 7.00 pm Monday to Saturday, or before 9.00 am or after 7.00 pm on Sundays and Public Holidays in order to meet the Environmental Protection (Noise) Regulations 1997.**
- 4. New signage not in accordance with the City's Advertising Signs Local Planning Policy requires further planning approval.**

**CARRIED 10/2
(Against: Crs. Hodsdon & Shaw)
(Abstained: Cr. Binks)**

Recommendation to Committee

1. Council Refuses the retrospective application for the increase in seating to Feast Café from 20 seats to 35 seats at No. 71 (Lot 371) Princess Road, Nedlands due to the following reasons:
 - a) In accordance with Clause 5.4.1.4 and Schedule 3 of the City's Town Planning Scheme No. 2, there is an insufficient number of car parking bays to accommodate the increase in seating, thus creating safety issues for pedestrians and road users;
 - b) The proposal does not satisfy Clause 5.5.1 of the City's Town Planning Scheme No. 2 and Clause 67 (s) and (t) of the Planning and Development (Local Planning Schemes) Regulations 2015 as the increase in car parking has a detrimental impact on the amenity of the locality in terms of traffic congestion and hazard.
2. Instructs the landowner/applicant to remove additional seating above the approved 20 seats within 21 days of this resolution.

PD09.16	(Lot 589) No. 35 Stirling Highway, Nedlands – Proposed Non-Illuminated Roof Sign and Projecting Signs
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Committee	08 March 2016
Council	22 March 2016
Applicant	Globetrotter Corporate Travel
Owner	R Edwards
Officer	Andrew Bratley – Coordinator Statutory Planning
Director	Peter Mickleson – Director Planning & Development Services
File Reference	DA2015/438 – ST6/35
Previous Item	Item E185.01 – 11 December 2001 Item E140.04 – 23 November 2004
Attachments	<ol style="list-style-type: none"> 1. Site Plan (A3) 2. Stirling Highway Elevation (A3) 3. Meriwa Street Elevation (A3) 4. Elevation for Non-Illuminated Projecting Signs on Stirling Highway facade (A3) 5. Elevation for Non-Illuminated Projecting Sign on Stirling Highway facade (A3) 6. Elevation for Non-Illuminated Projecting Signs on Meriwa Street facade (A3) 7. Artist's Impression of Proposed Signage (A3) 8. Photograph of the property as seen from Stirling Highway 9. Photograph of the property as seen from Meriwa Street 10. Municipal Heritage Inventory Place Record Form – 35 Stirling Highway, Nedlands 11. Applicant's Justification

Regulation 11(da) – Not Applicable – Recommendation Adopted.

Moved – Councillor Wetherall

Seconded – Councillor Hay

That the Recommendation to Committee be adopted.

(Printed below for ease of reference)

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

Committee Recommendation / Recommendation to Committee

Council:

1. approves the component of the application for the installation of 7 non-illuminated projecting signs at (Lot 589) No. 35 Stirling Highway, Nedlands, subject to the following conditions and advice:
 - a) The development shall at all times comply with the approved plans.
 - b) The signs being maintained by the landowner to the City's satisfaction.
 - c) All street trees in the verge are to be retained and not removed without prior written approval from the Manager Parks Services.
 - d) The existing unauthorised 'Globetrotter' roof sign being removed within 60 days from the date of this decision, to the City's satisfaction.
 - e) The signs shall not contain fluorescent, reflective or retro reflective colours or materials.

Advice Notes specific to this approval:

- a) Development approval is required to be sought and obtained from the City for any proposed signage not included in this development approval.
- b) The applicant is advised that Condition e) is based on comments received from Main Roads Western Australia. In addition, the following advice has been provided by Main Roads Western Australia in relation to the proposed development:
 - i. The property is significantly affected by the existing Metropolitan Region Scheme (MRS). However, MRS major amendment 1210/41 proposes to decrease the current MRS land requirement as shown on Diagram No. 1.7145. However, this is still subject to the completion of the amendment process. Further information on amendment 1210/41 is available on the Department of Planning's website at the following link:
<http://www.planning.wa.gov.au/publications/6242.asp>
 - ii. The project for the upgrading/widening of Stirling Highway is not in Main Roads current 4 year forward estimated construction program and all projects not listed are considered long term. Please be aware that timing information

is subject to change and that Main Roads assumes no liability whatsoever for the information provided.

- c) This decision constitutes planning approval only and is valid for a period of two years from the date of approval. If the subject development is not substantially commenced within the two year period, the approval shall lapse and be of no further effect.**
- 2. Refuses the component of the application for the installation of a non-illuminated roof sign at (Lot 589) No. 35 Stirling Highway, Nedlands, for the following reasons:**
- a) The roof sign being visually intrusive in terms of the heritage significance of the building.**
 - b) The roof sign having an unacceptable impact on the streetscape due to its size and their being no other existing approved roof signs within the vicinity.**

PD10.16	(Lot 734) No. 115 Melvista Avenue, Nedlands - Two Storey Single House and Ancillary Accommodation
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Committee	08 March 2016
Council	22 March 2016
Applicant	Webb & Brown Neaves Homes
Owner	D J & E E Sargent
Officer	Kate Bainbridge – Senior Statutory Planning Officer
Director	Peter Mickleson – Director Planning & Development Services
File Reference	ME2/115 DA15/389
Previous Item	Nil.
Attachments	<ol style="list-style-type: none"> 1. Survey Plan 2. Site Plan 3. Ground Floor Plan 4. Upper Floor Plan 5. Elevations 1 & 2 6. Elevations 3 & 4 7. Ancillary Accommodation Elevations 8. Fencing Plan 9. Fencing Elevations 10. Applicant Justification 11. Site photographs

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)

Amendment

Moved - Councillor James

Seconded – Mayor Hipkins

That the rear setback for the ancillary accommodation be increased to 6 metres.

The Amendment was PUT and Lost

Amendment Lost 5/7
(Against: Crs. Binks Hodsdon Wetherall Shaw
Argyle Hassell & Porter)

The original motion was PUT and CARRIED

**CARRIED 11/1
(Against: Cr. James)**

Committee Recommendation / Recommendation to Committee

Council approves the development application to construct a two storey single house and ancillary accommodation at (Lot 734) No. 115 Melvista Avenue, Nedlands, in accordance with the application received on 22 October 2015 subject to the following conditions and advice notes:

- 1. The development shall at all times comply with the approved plans.**
- 2. The existing outbuilding and patio in the north-west corner of the subject property shall be demolished/dismantled and materials removed from the site prior to occupation of the dwelling and ancillary accommodation.**
- 3. The use of the Ancillary Accommodation building shall be occupied only by persons related to the occupiers of the main dwelling.**
- 4. The landowner shall execute and provide to the City a notification pursuant to section 70A of the *Transfer of Land Act 1893*, to be registered on the title to the land as notification to prospective purchasers that the use of the ancillary accommodation building is subject to the restriction set out in this approval. The full costs of the notification shall be borne by the landowner; and this condition shall be fulfilled prior to the Building Permit being issued.**
- 5. The dividing fencing shall be 1.8m above the retained level at the lot boundary.**
- 6. All footings and structures to retaining walls shall be constructed wholly inside the site boundaries of the Certificate of Title.**
- 7. Front walls and fences in the primary street setback area, shall be:**
 - a) With regard to walls, a maximum height of 1.8m above Natural Ground Level at the base of the wall;**
 - b) With regard to brick piers, a maximum height of 2.1m above Natural Ground Level at the base of the wall;**
 - c) With regard to walls, visually Permeable above 1.2m in accordance with the Residential Design Codes 2013 and Council Policy with the exception of the approved solid section of front fence; and**
 - d) With regard to walls, truncated or reduced to no higher than 750mm within 1.5m of where walls and fences adjoin vehicle access points, including neighbouring properties with the exception of the fence piers.**
- 8. The existing redundant crossover to Melvista Avenue shall be removed and the verge reinstated to the City's satisfaction**

9. Any construction in the verge will require a Nature-Strip Development Application (NSDA) to be lodged with, and approved by, the City's Technical Services, prior to construction. The following is to be demonstrated as part of the NSDA:
 - a) All crossovers being constructed and drained to the City's specifications;
 - b) The footpath in the verge adjacent to the subject property being retained with modification in accordance with Council Nature Strip / Verge Development Policy;
 - c) All street trees in the verge being retained and not being removed without prior written approval from the Manager Parks Services; and
 - d) All development in the verge complying with the Council's Nature Strip / Verge Development Policy.
10. All stormwater from the development, which includes permeable and non-permeable areas, shall be contained onsite.

Advice Notes specific to this approval:

1. Prior to any construction, the applicant is required to obtain a building approval from the City of Nedlands.
2. A grated channel strip-drain should be constructed across the driveway, aligned with and wholly contained within the property boundary, and the discharge from this drain to run to a soak-well situated within the property.
3. 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.
4. All downpipes from guttering shall be connected so as to discharge into drains, which shall empty into a soak-well; and each soak-well shall be located at least 1.8m from any building, and at least 1.8m from the boundary of the block.
5. All internal water closets and ensuites without fixed or permanent window access to outside air or which open onto a hall, passage, hobby or staircase, shall be serviced by a mechanical ventilation exhaust system which is ducted to outside air, with a minimum rate of air change equal to or greater than 25 litres / second.

6. The applicant is advised to consult the City's *Visual and Acoustic Privacy Advisory Information* in relation to locating any mechanical equipment (e.g. air-conditioner, swimming pool or spa) such that noise, vibration and visual impacts on neighbours are mitigated. The City does not recommend installing any equipment near a property boundary where it is likely that noise will intrude upon neighbours.

Prior to selecting a location for an air-conditioner, the applicant is advised to consult the online fairair noise calculator at www.fairair.com.au and use this as a guide to prevent noise affecting neighbouring properties.

Prior to installing mechanical equipment, the applicant is advised to consult neighbours, and if necessary, take measures to suppress noise.

7. Prior to the commencement of any demolition works, any Asbestos Containing Material (ACM) in the structure to be demolished, shall be identified, safely removed and conveyed to an appropriate landfill which accepts ACM.
- a) Removal and disposal of ACM shall be in accordance with *Health (Asbestos) Regulations 1992*, Regulations 5.43 - 5.53 of the *Occupational Safety and Health Regulations 1996*, *Code of Practice for the Safe Removal of Asbestos 2nd Edition*, *Code of Practice for the Management and Control of Asbestos in a Workplace*, and any Department of Commerce Worksafe requirements.
- b) Where there is over 10m² of ACM or any amount of friable ACM to be removed, it shall be removed by a Worksafe licensed and trained individual or business.
8. This decision constitutes planning approval only and is valid for a period of two years from the date of approval. If the subject development is not substantially commenced within the two year period, the approval shall lapse and be of no further effect.

PD11.16	Proposed Modifications to the Schedule of Planning Fees and Charges
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Committee	08 March 2016
Council	22 March 2016
Officer	Andrew Bratley – Coordinator Statutory Planning
Director	Peter Mickleson – Director Planning & Development Services
File Reference	ORN/116-04
Previous Item	Nil.
Attachments	<ol style="list-style-type: none"> 1. Proposed Modified Schedule of Planning Fees and Charges 2. Preliminary Planning Assessment Information Sheet 3. Requests to Amend an Approved Development Application Information Sheet

Regulation 11(da) – Not Applicable – Recommendation Adopted.

Moved – Councillor Shaw

Seconded – Councillor Hassell

That the Recommendation to Committee be adopted.

(Printed below for ease of reference)

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

Committee Recommendation / Recommendation to Committee

Council:

1. adopts the modifications to the schedule of Planning Fees and Charges, as highlighted on Attachment 1; and
2. instructs Administration to give local public notice of its intention to introduce the new fees and the date from which the fees will be imposed, in accordance with Section 6.19 of the *Local Government Act 1995*.

ABSOLUTE MAJORITY REQUIRED

8.2 Technical Services Report No's TS03.16 to TS06.16

Technical Services Report No's TS03.16 to TS05.16 to be dealt with at this point (copy attached blue cover sheet).

TS03.16	Proposed Parking Restrictions in Baird Avenue and Bulimba Road, Nedlands
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Committee	8 March 2016
Council	22 March 2016
Applicant	City of Nedlands
Officer	Ivan Pereira – Engineering Technical Officer
Director	Mark Goodlet – Director Technical Services
File Reference	TS-CON-00004 – TS-CON-00012
Previous Item	Nil.

Regulation 11(da) – Not Applicable – Recommendation Adopted.

Moved – Councillor Hay
 Seconded – Councillor Hodsdon

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

CARRIED 11/-
(Abstained: Cr. McManus)

Committee Recommendation / Recommendation to Committee

Council:

- 1. Approves three hour parking restrictions on the east side of Baird Avenue between Bedford Street and Carrington Street, from 8am – 5pm, Monday to Friday and No Parking on the west side, from 8am – 5pm Monday – Friday; and**
- 2. Approves three hour parking restrictions on the east side of Bulimba Road between Jenkins Avenue and Barcoo Avenue from 8am – 5pm, Monday to Friday and No Parking on the west side, from 8am – 5pm Monday – Friday.**

Please note: This item was brought forward see page 7

TS04.16	All Abilities Play Space Staging and Whole of Life Costs
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Committee	8 March 2016
Council	22 March 2016
Applicant	City of Nedlands
Officer	Mark Goodlet - Director Technical Services
Director	Mark Goodlet - Director Technical Services
File Reference	TS-PRJ-00023
Previous Item	CM09.12 – MOU – City of Nedlands & Rotary – All Abilities Play Space, Beaton Park – November 2012 CM10.12 – All Abilities Play Space – Concept Plan – December 2012 CM 05.15 - All Abilities Play Space Project – 23 June 2015

TS05.16	Tender No. 2015/16.06 – Street Tree Pruning under Power Lines
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Committee	8 March 2016
Council	22 March 2016
Applicant	City of Nedlands
Officer	Andrew Dickson – Manager Parks Services
Director	Mark Goodlet – Director Technical Services
File Reference	TS-PRO-00078
Previous Item	Not Applicable

Regulation 11(da) – Not Applicable – Recommendation Adopted.

Moved – Councillor Binks
 Seconded – Councillor Shaw

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

CARRIED UNANIMOUSLY 12/-

Committee Recommendation / Recommendation to Committee

Council:

1. **Agrees to award tender no. 2015/16.06 to the contractor Beaver Tree Services Aust Pty Ltd as per the schedule of rates submitted; and**
2. **Authorises the Chief Executive Officer to sign an acceptance of offer for this tender.**

TS06.16	Allen Park Pavilion Refurbishment and Upgrade
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Committee	08 March 2016
Council	22 March 2016
Applicant	City of Nedlands
Officer	Pollyanne Fisher – Policy & Project Officer
Director	Mark Goodlet – Director Technical Services
File Reference	TS-PRO-00119 / TS-PRJ-00019
Previous Item	CM06.15 Community Sport and Recreation Facilities Fund Application – Allen Park Pavilion Upgrade (22 September 2015)

Regulation 11(da) – Council supported the officer’s recommendation with the exception of Clause 6 relating to proposed transfer of lands to Reserve following possible sale of land in Dalkeith.

Moved – Councillor McManus
 Seconded – Councillor Smyth

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

Mr A Melville left the room at 8.36 pm.

Councillor James left the room at 8.37 pm.

Mr A Melville returned to the room at 8.38 pm.

Councillor James returned to the room at 8.39 pm.

Amendment

Moved - Councillor Hassell
 Seconded – Mayor Hipkins

That clause 6 be deleted

The Amendment was PUT and was CARRIED and became the Substantive Motion.

**AMENDMENT CARRIED 9/2
 (Against: Crs. McManus & Smyth)
 (Abstained: Cr. Shaw)**

The Substantive Motion was PUT and CARRIED

CARRIED UNANIMOUSLY 12/-

Committee Recommendation

Council:

- 1. Receives the final architectural plan as prepared by Holton Connor Pty Ltd for the refurbishment and upgrade of the Allen Park Lower Pavilion;**
- 2. Agrees to increase the amount set aside in the 2016/17 budget from the North Street Reserve from \$320,000 to \$434,942 to cover the costs of the refurbishment and upgrade of the Allen Park Lower Pavilion;**
- 3. Agrees to award tender no. 2015/16.07 to McCorkell Constructions Pty Ltd for the Allen Park Pavilion refurbishment and upgrade as per the lump sum price (confidential Attachment 1) submitted;**
- 4. Authorises the Chief Executive Officer to sign an acceptance of offer for this tender; and**
- 5. Agrees to consider setting aside an annual amount of \$28,000 commencing in the 2017/18 annual budget into the Facilities and Infrastructure Reserve Fund over the life of the Allen Park Pavilion, indexed to the consumer price index in following years.**

Recommendation to Committee

Council:

1. Receives the final architectural plan as prepared by Holton Connor Pty Ltd for the refurbishment and upgrade of the Allen Park Lower Pavilion;
2. Agrees to increase the amount set aside in the 2016/17 budget from the North Street Reserve from \$320,000 to \$434,942 to cover the costs of the refurbishment and upgrade of the Allen Park Lower Pavilion;
3. Agrees to award tender no. 2015/16.07 to McCorkell Constructions Pty Ltd for the Allen Park Pavilion refurbishment and upgrade as per the lump sum price (confidential Attachment 1) submitted;
4. Authorises the Chief Executive Officer to sign an acceptance of offer for this tender;
5. Agrees to consider setting aside an annual amount of \$28,000 commencing in the 2017/18 annual budget into the Facilities and Infrastructure Reserve Fund over the life of the Allen Park Pavilion, indexed to the consumer price index in following years; and
6. Approves, in principle, but subject to further approvals and successful sale of land, to reimburse the North Street Reserve fund from revenue from the proposed Sayer Street land swap.

8.3 Community & Organisational Development No's CM02.16

Report No's CM02.16 to be dealt with at this point (copy attached orange cover sheet).

Please note: This item was brought forward see page 9

CM02.15	Community Sport and Recreation Facilities Fund Application – Dalkeith Tennis Club Floodlight Upgrade
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Committee	8 March 2016
Council	22 March 2016
Applicant	City of Nedlands
Officer	Amanda Cronin – Senior Community Development Officer (Recreation) Marion Granich - Manager Community Development
Director	Andrew Melville – Acting Director Corporate and Strategy
File Reference	CD-005919
Previous Item	N/A

8.4 Corporate & Strategy Report No's CPS06.16 to CPS11.16

Report No's CPS06.16 to CPS11.16 to be dealt with at this point (copy attached green cover sheet).

CPS06.16 List of Accounts Paid – January 2016	
Committee	08 March 2016
Council	22 March 2016
Applicant	City of Nedlands
Officer	Kim Chua – Manager Finance
Director	Andrew Melville – Acting Director Corporate & Strategy
File Reference	Fin/072-17
Previous Item	Nil

Councillor Hassell left the room at 8.48 pm.

Regulation 11(da) – Not Applicable – Recommendation Adopted.

Moved – Councillor McManus

Seconded – Councillor Shaw

That the Recommendation to Committee be adopted.

(Printed below for ease of reference)

**CARRIED 10/-
(Abstained: Cr. Binks)**

Committee Recommendation / Recommendation to Committee

Council receives the List of Accounts Paid for the month of January 2016 (Refer to Attachment).

CPS07.16	Corporate Business Plan – Quarter 2 2015/16
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Committee	08 March 2016
Council	22 March 2016
Applicant	City of Nedlands
Officer	Pollyanne Fisher - Policy & Projects Officer
Director	Andrew Melville – Acting Director Corporate & Strategy
File Reference	CS-BP-00002
Previous Item	CPS30.15 (Quarter 1 Report)

Regulation 11(da) – Not Applicable – Recommendation Adopted.

Moved – Councillor Shaw

Seconded – Councillor Hodsdon

That the Recommendation to Committee be adopted.

(Printed below for ease of reference)

Councillor Hassell returned to the room at 8.51 pm.

CARRIED UNANIMOUSLY 12/-

Committee Recommendation / Recommendation to Committee

Council receives the Quarter 2 2015/2016 report on progress towards “Nedlands 2023 – Making it Happen”, the Corporate Business Plan.

CPS08.16	2015 Compliance Audit Return
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Committee	08 March 2016
Council	22 March 2016
Applicant	City of Nedlands
Officer	Pollyanne Fisher - Policy & Projects Officer
Director	Andrew Melville – Acting Director Corporate & Strategy
File Reference	CS-002814
Previous Item	Nil.

Councillor Hay left the room at 8.52 pm.

Regulation 11(da) – Not Applicable – Recommendation Adopted.

Moved – Councillor Argyle
 Seconded – Councillor Shaw

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

CARRIED UNANIMOUSLY 11/-

Committee Recommendation / Recommendation to Committee

Council adopts the 2015 Compliance Audit Return as per recommendation by the Audit & Risk Committee.

CPS09.16	Policy Review
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Committee	08 March 2016
Council	22 March 2016
Applicant	City of Nedlands
Officer	Pollyanne Fisher - Policy & Projects Officer
Director	Andrew Melville – Acting Director Corporate & Strategy
File Reference	PP-PPR-00016
Previous Item	Not Applicable

Regulation 11(da) – Not Applicable – Recommendation Adopted.

Moved – Councillor Shaw
 Seconded – Councillor Argyle

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

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

Committee Recommendation / Recommendation to Committee

Council agrees to update the Graffiti Management policy, as per Attachment 1.

CPS10.16	Mid-Year Budget Review – 2015/16
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Committee	08 March 2016
Council	22 March 2016
Applicant	City of Nedlands
Officer	Kim Chua – Manager Finance
Director	Andrew Melville – Acting Director Corporate & Strategy
File Reference	FIN-BUD-00007
Previous Item	Nil.

Regulation 11(da) – Not Applicable – Recommendation Adopted.

Moved – Councillor Shaw

Seconded – Councillor Hodsdon

That the Recommendation to Committee be adopted.

(Printed below for ease of reference)

Councillor Hay returned to the room at 8.53 pm

CARRIED UNANIMOUSLY 12/-

Committee Recommendation / Recommendation to Committee

Council:

1. receives and adopts, in accordance with Regulation 33A of the Local Government (Financial Management) Regulations 1996, the budget review and the Revised Rate Setting Statement for the year ending 30 June 2016.
2. notes that following the audit of the 2014/15 Annual Financial Statements the Council had on 5 November 2015 approved changes to the 2015/16 adopted Budget, as reflected in the Revised Rate Setting Statement in Attachment 1.
3. notes the requested changes to the current 2015/16 Budget listed in Attachments 2 and 3, and summarised in the Report.
4. approves the Revised Budget incorporating all the changes listed in Attachments 2 and 3 of this Report, providing a net surplus of \$2,234,145.

ABSOLUTE MAJORITY REQUIRED

CPS11.16	WATERWISE Council Program
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Committee	08 March 2016
Council	22 March 2016
Applicant	City of Nedlands
Officer	Pollyanne Fisher - Policy & Projects Officer
Director	Andrew Melville – A/ Director Corporate & Strategy
File Reference	PP-EI-00016
Previous Item	Nil.

Regulation 11(da) – Not Applicable – Recommendation Adopted.

Moved – Councillor Binks
 Seconded – Councillor Hodsdon

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

CARRIED UNANIMOUSLY 12/-

Committee Recommendation / Recommendation to Committee

Council authorises the Chief Executive Officer to sign a Memorandum of Understanding confirming the City’s commitment to participate in the Waterwise Council program (Attachment 1).

9. Reports by the Chief Executive Officer

Nil.

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

Any urgent business to be considered at this point.

Nil.

11. Confidential Items

Nil.

Declaration of Closure

There being no further business, the Presiding Member declared the meeting closed at 8.54 pm.