



City of Nedlands

Agenda

Council Committee Meeting

13 September 2016

Dear Council Member

The next meeting of the Council Committee will be held on Tuesday 13 September 2016 in the Council Chambers at the City of Nedlands Council Chambers located at 71 Stirling Highway, Nedlands commencing at 7.00pm.

Greg Trevaskis
Chief Executive Officer
6 September 2016

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City of Nedlands

Notice of a meeting of the Council Committee to be held in the Council Chambers, Nedlands on Tuesday 13 September 2016 at 7 pm.

Council Committee Agenda

Declaration of Opening

The Presiding Member will declare the meeting open at 7 pm, and will draw 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)

Leave of Absence (Previously Approved)	His Worship the Mayor, R M C Hipkins Councillor S J Porter, Dalkeith Ward
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Apologies None as at distribution of this agenda.

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. Public Question Time

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.

2. 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.

3. Disclosures of Financial Interest

The Presiding Member to remind 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.

A declaration under this section requires that the nature of the interest must be disclosed. Consequently a member who has made a declaration must not preside, participate in, or be present during any discussion or decision making procedure relating to the matter the subject of the declaration.

However, other members may allow participation of the declarant if the member further discloses the extent of the interest. Any such declarant who wishes to participate in the meeting on the matter, shall leave the meeting, after making their declaration and request to participate, while other members consider and decide upon whether the interest is trivial or insignificant or is common to a significant number of electors or ratepayers.

4. Disclosures of Interests Affecting Impartiality

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

Councillors and staff are required, in addition to declaring any financial interests to declare any interest that may affect their impartiality in considering a matter. This declaration does not restrict any right to participate in or be present during the decision-making procedure.

The following pro forma declaration is provided to assist in making the disclosure.

"With regard to the matter in item x..... I disclose that I have an association with the applicant (or person seeking a decision). As a consequence, there may be a perception that my impartiality on the matter may be affected. I declare that I will consider this matter on its merits and vote accordingly."

The member or employee is encouraged to disclose the nature of the association.

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.

6. Confirmation of Minutes

6.1 Committee Meeting 9 August 2016

The minutes of the Council Committee held 9 August 2016 are to be confirmed.

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.

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 Planning & Development Report No's PD43.16 to PD48.16

Planning & Development Report No's PD43.16 to PD48.16 to be dealt with at this point (copy attached yellow cover sheet).

- PD43.16 (Lot 735) No. 161 Broadway, Nedlands – Proposed Increase to Seating Area
- PD44.16 (Lot 133) No. 58 Kirwan Street, Floreat – Additions to Dwelling
- PD45.16 Proposed Scheme Amendment No. 210 – Rezone Lot 389 Carrington Street, Nedlands from 'Service Station' to 'Light Industry'
- PD46.16 Draft Modified Neighbour Consultation Policy and the Revocation of the Inspection of Planning Documents Policy
- PD47.16 Assignment of Lease of Tawarri Reception Centre – National Fine Catering & Cleaning Pty Ltd to UTSAVAM Pty Ltd
- PD48.16 No. 135 (Lot 601) Stirling Highway, Nedlands – Extension to Existing Restaurant

PLEASE NOTE: Report PD48.16 is being finalised to be circulated by Friday 9 September 2016

8.2 Technical Services Report No's TS13.16

Technical Services Report No's TS13.16 to be dealt with at this point (copy attached blue cover sheet).

TS13.16 Review of Administration Decision to Refuse Nature Strip
Development Application

8.3 Corporate & Strategy Report No's CPS25.16 to CPS26.16

Report No's CPS25.16 to CPS26.16 to be dealt with at this point (copy attached green cover sheet).

CPS25.16 List of Accounts Paid – July 2016

CPS26.16 Corporate Business Plan – Quarter 4 2015/16

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.

11. Confidential Items

A confidential attachment with the details of the nominees and supporting argument has been separately circulated for Councillors information and is proposed to be discussed behind closed doors in accordance with Section 5.23(2)(b), *Local Government Act 1995*.

11.1 Freeman of the City of Nedlands

Committee	13 Sept 2016
Council	27 Sept 2016
Applicant	City of Nedlands
Officer	Robyn Forrest - Community Development Officer (Volunteering) Marion Granich - Manager Community Development
Director	Lorraine Driscoll – Director Corporate and Strategy
Director Signature	
File Reference	CD 007187
Previous Item	CM04.14

Executive Summary

The Freeman of the City award recognises community contribution and is the highest honour the City can bestow on a community member. The Mayor has nominated three persons to be recognised as Freeman of the City, for Council consideration.

Recommendation to Committee

Council:

- 1. offers the Status of Freeman of the City of Nedlands to the nominated candidates listed in the confidential report;**
- 2. arrangements be made to convene a suitable ceremony and presentation to all recipients; and**
- 3. grants approval to affix the Common Seal to the Freeman certificates.**

Background

The City of Nedlands Freeman of the City Award recognizes the outstanding achievements and dedicated service to the community by a person over their lifetime.

In recognition of the standing of the award, a maximum of only six living persons may hold the honorary title of Freeman of the City of Nedlands at any one time. The City currently has three Freeman of the City, being Mr Colin Barns, Dr Hal Colebatch and Mr Gordon Davies. Therefore there is the potential for three further Freeman of the City to be appointed by Council. Duties of the Freeman of the City are purely ceremonial, and Freeman are invited to all Council events.

Key Relevant Previous Council Decisions:

- Council Meeting 25 Nov 2014 - Agenda Item 18.1 – Mayor Hipkins Notice of Motion – Nomination for the Freeman of the City of Nedlands
- Council Meeting 22 July 2014 - Agenda Item 17.1 CM04.14 Confidential Report – Freeman of the City of Nedlands

Consultation

Required by legislation: Yes No

Required by City of Nedlands policy: Yes No

No community consultation has been undertaken. This report has been compiled in response to His Worship the Mayor's three nominations for this award.

Legislation / Policy

The appointment of Freeman of the City is governed by Council Policy 'Freeman of the City' which states as follows:

Eligibility

To be nominated, a person must meet the following eligibility criteria:

- *Resident status: the nominated person will usually be a current resident of the City of Nedlands. However, a person who has previously lived in and contributed to the City of Nedlands is eligible for nomination, even if they currently reside elsewhere.*
- *Living person: only living persons are eligible for nomination. Other avenues exist for the recognition of deceased persons, and their recognition is not part of the purpose of the Freeman of the City award.*

- *Council service: it is not necessary for the nominated person to have served as a City of Nedlands Councillor. Past Council members are eligible for nomination. Currently serving members of Council are not eligible for nomination.*

Selection Criteria

Nominees will be judged on their record of service to the local community against the following criteria:

1. *Length of service in a field (or fields) of activity*
2. *Community benefit: while the main emphasis is on the benefit to the community of the City of Nedlands, account may also be taken of any contribution the nominee has made to the broader state, national or international community.*
3. *Special achievements of the nominee.*

In recognition of the standing of this award, a maximum of six living persons only may hold the honorary title of Freeman of the City of Nedlands at any one time.

Budget/Financial Implications

Within current approved budget: Yes No
Requires further budget consideration: Yes No

There are no budgetary impacts resulting from appointment of Freeman of the City.

Risk Management

The main risk is that of causing offence where a community member is nominated but not endorsed by Council. This risk is being managed by considering the nominations as a confidential Council item, so that those who have been nominated are not notified of their nomination until after the Council decision instructing the CEO to approach the nominated persons.

Discussion

His Worship the Mayor has nominated the three people to be considered for potential Freeman of the City which cannot be disclosed until after Council decision

Conclusion

It is recommended that Council consider the nominations put forwarded by the Mayor for Freeman of the City Award. Following Council's decision, the CEO will approach the persons approved by Council to be approached, to determine whether they would be willing to accept the award. A further report will then be put to Council, with the names of those nominees willing to accept the award.

Attachments

1. Confidential Information

Declaration of Closure

There being no further business, the Presiding Member will declare the meeting closed.

A handwritten signature in black ink, appearing to read 'Greg Trevaskis', with a large, stylized flourish extending to the right.

Greg Trevaskis
Chief Executive Officer