



Minutes

2021 Annual General Meeting of Electors

24 March 2022

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Information

It is noted that the advertisement calling the meeting was published in the POST Newspaper on 5th March 2021, notices were also displayed on notice boards at the Administration Centre, Nedlands and Mt Claremont Libraries, and on the City's Website.

Registration

To be able to move or second the motion, the subject of this Electors' Meeting, and vote, all Electors in attendance must be on the City of Nedlands Electoral roll. Only City of Nedlands Electors are eligible to vote, although they are not obliged to.

All members of the public attending the meeting must be fair and respectful before, during and after the meeting. The public is reminded nobody shall use any electronic, visual or audio recording device or instrument to record the proceedings of the meeting unless that person has been permitted by the Presiding Member to do so.

Definition of an Elector

An elector is defined in the *Local Government Act 1995* as a person who is eligible to be enrolled to vote in an election of the City of Nedlands.

Minute Taking

In accordance with Section 5.31 of the *Local Government Act 1995* (LG Act) and Regulation 18 of the *Local Government (Administration) Regulations 1996* (LG Administration Regs), Minutes will be taken at the meeting. Minutes will be made available to the public following the meeting.

Meeting Guidelines

As per the LG Act, the Mayor is to preside over an Electors meeting and the Local Government Administration Regulations set out that the Presiding Member will determine the procedure for the meeting.

The Presiding Member has indicated that it is acceptable for a deputation from the Electors to this Electors Meeting to be made, as per cl 3.11 Deputations, of the City of Nedlands Standing Orders Local Law. Up to 5 people can be part of the deputation, 2 can address the Council although others can answer questions from Councillors, and the length of the deputation is 15 minutes.

The Presiding Member will then ask Council Members if they have questions following the deputation.

The Presiding Member will then call for motions.

Both the mover and seconder to a motion may speak on the motion. The mover will be able to speak for three minutes, and then the seconder will speak for three minutes. The mover and seconder must state their name and address before moving or seconding the motion.

The Presiding Member will call other speakers to speak to the motion. Ten speakers will be allowed to speak for the motion (including the mover and seconder), and ten speakers will be allowed to speak against the motion. All speakers should be clear and to the point and speak through the Presiding Member at all times. Each speaker must state their name and address and restrict their comments to the subject of the meeting and will be allowed 3 minutes to speak. Members of the public are not permitted to enter into debate with the Presiding Member. Speakers should not repeat comments/points already raised by another speaker.

At the end of the debate for and against the motion, no other items of business will be addressed, and the motion will be put to the vote. Once a motion is voted upon the Presiding Member will call for any further motions from Electors.

Motion and Voting

Voting will only take place after the motion has been moved, seconded and addressed by the speakers. The Presiding Member will then ask for a vote on the motion. Only electors are entitled to vote at the meeting, and each elector has one vote.

Decisions Made at a Meeting of Electors

In accordance with section 5.33 of the Local Government Act 1995 all decisions made at a Meeting of Electors are to be considered at the next Ordinary Meeting of Council, or, if that is not practicable:

- At the first Ordinary Meeting of Council after that meeting, or
- At a Special Meeting called for that purpose.

It should be noted that any decisions made at a Meeting of Electors are not binding on the Council.

City of Nedlands

The Annual General Meeting of Electors of the City of Nedlands held in the Council Chamber at the City of Nedlands, 71 Stirling Highway, Nedlands on Thursday, 24 March 2022 at 6 pm.

1. Declaration of Opening

The Presiding Member declared the meeting open at 6 pm.

2. Present and Apologies

Present and Apologies and Leave of Absence (Previously Approved)

Councillors	Mayor F E M Argyle	(Presiding Member)
	Councillor B Brackenridge	Melvista Ward
	Councillor R A Coghlan	Melvista Ward
	Councillor R Senathirajah	Melvista Ward
	Councillor L J McManus	Coastal Districts Ward
	Councillor K A Smyth	Coastal Districts Ward
	Councillor A W Mangano	Dalkeith Ward
	Councillor N R Youngman	Dalkeith Ward
	Councillor O Combes (online)	Hollywood Ward
	Councillor B G Hodsdon	Hollywood Ward

Staff	Mr W R Parker	Chief Executive Officer
	Mr M R Cole	Director Corporate & Strategy
	Mr T G Free	Director Planning & Development
	Mr A D Melville	Acting Technical Services
	Mrs N M Ceric	Executive Officer
	Miss S K Edwards	Technical Services Projects & Administration Officer

Public There were 5 members of the public present and 1 online.

Press Nil.

Leave of Absence (Previously Approved) Nil.

Apologies Councillor J D Wetherall Hollywood Ward

3. Procedural Matters

The Presiding Member will outline the guidelines of the meeting as printed on page 3 and 4.

4. Confirmation of Minutes

Moved – Cr Senathirajah
Seconded – Cr McManus

The minutes of the Annual General Meeting of Electors for 2020 of the City of Nedlands held on 28 June 2021 (Attachment 1) are confirmed as true and accurate record.

**CARRIED 6/1
(Against: Cr Youngman)**

5. Annual Report 2020/21

Presentation of the City of Nedlands Annual Report 2020/21 (Attachment 2).

5.1 Questions submitted on the Annual Report 2020/21 by Electors prior to the meeting

The Chief Executive Officer will respond to questions that were submitted in writing prior to the meeting.

Nil questions received.

5.2 Other questions on the Annual Report 2020/21

Nil.

6. General Business

6.1 General business submitted by Electors prior to the meeting and opportunity for questions.

1. Ms Lesley Shaw 9 Grenville, Street, Swanbourne

Who gives a rats? I commend Councillor Bennett taking the lead on protecting our wildlife.

Question 1

Will the City follow the trend and stop providing second generation Rodenticide sooner than later? A position statement is inadequate: a policy is what will drive change.

Please be more proactive and encourage residents to do the right thing and collect from the City rather than dropping in at their local supplier.

Answer 1

Council resolved at its meeting of 22 March 2022 to immediately cease dispensing second-generation rodenticide and to dispense first generation instead. The City will update the material available to the community on the impact of second-generation rodenticide on wildlife.

2. Professor Bronwyn Stuckey, 26 Kingsway, Nedlands

Question 1

Is it the continuing view of the Council that private property rights prevail over the wishes and desires of the Community?

Answer 1

The City of Nedlands when taking action which adversely affects private property seeks to benefit the community or otherwise advance the public interest. Any action taken by the City needs to be justified having regard to the appropriate balance between the public interest to be advanced by the action and the public interest in the protection of private property rights.

3. Ms Tracy McLaren, 21 Reeve Street, Swanbourne

My questions on notice this evening relate to the proposed children's hospice at Allen Park Swanbourne.

Question 1

When will the City review the Allen Park Master Plan in light of 5000 square metres of Class A reserve having been excised from Allen Park Swanbourne for a proposed children's hospice?

Answer 1

The City is currently preparing a Corporate Business Plan that will cover the period 2022/23 – 2025/26. Whilst preparing this plan, the City will consider including a review of the Allen Park Master Plan as an operating project.

Question 2

Will a comprehensive review process include open community engagement meetings as were held when the original Allen Park Master Plan was developed?

Answer 2

If the City identifies this as an operating project, extensive consultation will occur.

Question 3

What will the City do to ensure the protection of Allen Park Class A reserves, in particular the 3000 square metres of Class A reserve, which is still managed by the City of Nedlands and located between the site of the proposed children's hospice and the Bridge Club?

Answer 3

The City currently has no plans for the portion of reserve between the proposed children's hospice and the Bridge Club? A review of the Allen Park Master Plan may identify an appropriate use of this space.

Question 4

Will the City engage with the community and the Bushland Group to create a plan to vegetate the 3000 square metres in question with plants and trees indigenous to the area as soon as possible so that it is retained as Class A reserve in perpetuity?

Answer 4

If the review of the Master Plan suggests that revegetation is an appropriate treatment, the City will engage with stakeholders including the Bushland Group.

4. Mr Andrew Mangano

Safe Active Street

Question 1

When is the City going to recognise it has an issue with flooding related to the (Un)Safe Active Street in Jenkins Ave as raised in the GHD report and when will this be rectified?

Answer 1

The report completed by GHD has confirmed the flooding issues within the Bulimba Sump Catchment (including Jenkins Road). The City has engaged GHD to undertake further surveying and more detailed modelling of the catchment to confirm treatment options. It is not yet known what the final treatment option and design will be. Timing of any works cannot be confirmed until the further modelling and design is completed.

Question 2

When is the City going to recognise that there are adverse traffic effects in the vicinity of Nedlands Primary School as a result of the (Un)Safe Active Street?

Answer 2

The City has undertaken a review of traffic on the Safe Active Street in the vicinity of Nedlands Primary School including the placement of a camera to monitor traffic behaviour. Queuing does occur during peak pick up and drop off times as is expected for a road adjacent to a school.

Question 3

When is the City going to recognise the streets that are part of the (Un)safe Active Street are unsafe and that vehicles driving along kerbs is an issue, and when it will be rectified?

Answer 3

As part of the project closure, The Department of Transport commissioned Cardno undertake a Road Audit of the Safe Active Street. This audit was undertaken after works had been complete and the road opened for a period of time. The Road Safety Audit did not find any major safety issues with the project. A number of minor items were identified which have since been rectified.

5. Mrs Denise Murray, 6 Sayer Street, Swanbourne

My question concerns the proposed children's hospice in Allen Park (which I gather from a letter I have recently received from the Chief of Staff of the office of the Minister for Health is evolving into a serious medical facility and administrative centre. It will be the central hub from which state paediatric palliative care services across the state can be co-ordinated).

Question 1

Your worship, could the Chief Executive Officer please update the community on the status of the Site Assessment Working Group regarding the proposed children's hospice in Allen Park Swanbourne and any other information that has been made available to Council by the Health Department and/or the proponents of the project.

Answer 1

Whilst the City understands that the planning application for the Hospice was lodged with the State Development Assessment Unit late last year, the application has not been referred to the City. From a planning perspective the City does not have any information on the application, at this stage.

On the 13th of January 2022 the City requested that the applicant provide an update and presentation of the Development Application to the Site Assessment Working Group and on the 18th January 2022 the City received a response to advise that they would be happy to do so ahead of the advertising period and would be in contact to advise of suitable date which could potentially be in March. To date not further correspondence has been received and the City has sent a follow up email to request an update of when this could occur.

6. Mr Peter Taranto, 29 Linton Street, Swanbourne

Proposed Children's Hospice

It is acknowledged that the WAPC and not the City of Nedlands is the decision maker with to the development application.

Question 1

Will the City of Nedlands please prepare a submission (legal and technical) for the WAPC which takes into account all the planning and development laws of WA with respect to the development application.

The formulation of the submission to be as if the City was the decision maker for the development application (and not the WAPC), and was using the submission to inform itself of the considerations which it would be legally required to take into account as to whether or not to approve the development application?

Answer 1

The consideration of the Hospice from a planning perspective will be presented to Council. The expectation is that Council would either support the application with conditions or not support the application and provide reasons for refusal. In either case the expectation is that the Council decision could be implemented by the WAPC as their determination of the planning application.

Question 2

Will the City of Nedlands please have its submission legally reviewed before submitting it to the WAPC?

Answer 2

If in making the submission to the WAPC, a legal review is considered appropriate, one would be undertaken.

7. Mr Malcolm Murray, 6 Sayer Street, Swanbourne

Moved – Mr Murray
Seconded – Mr Taranto

That Council:

- 1. provide detail on how the City's position on tree protection will apply to public A Class Reserves in Swanbourne and throughout the City of Nedlands; and**
- 2. during this and the next financial year it will act to firmly ensure the preservation of the bushland and all canopy cover that sustains and protects the biodiversity of our suburbs.**

CARRIED 12/-

7. Declaration of Closure

There being no further business, the Presiding Member declared the meeting closed at 7.03pm.