



City of Nedlands

Agenda

Council Committee Meeting

3 December 2019

Dear Council Member

The next meeting of the Council Committee will be held on Tuesday 3 December 2019 in the Council Chambers at the City of Nedlands located at 71 Stirling Highway, Nedlands commencing at 7.00pm.

Mark Goodlet
Chief Executive Officer
28 November 2019

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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 3 December 2019 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 None.
(Previously Approved)

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.

Any plans or documents in agendas and minutes may be subject to copyright. The express permission of the copyright owner must be obtained before copying any copyright material.

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 12 November 2019

The Minutes of the Council Committee held 12 November 2019 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 PD48.19 to PD56.19

Planning & Development Report No's PD48.19 to PD56.19 to be dealt with at this point (copy attached yellow cover sheet).

- PD48.19 No. 3 Circe Circle, Dalkeith – Additions to a Single House (Carport and Primary Street Fencing)
- PD49.19 No. 2 Burwood Street, Nedlands – Additions to a Single House (Ancillary Dwelling and Carport)
- PD50.19 No. 85 Clifton St, Nedlands – Change of Use (Residential to Short Term Accommodation, Holiday House)
- PD51.19 No. 7 Nidjalla Loop, Swanbourne – Additions to a Single House (Privacy Screen)
- PD52.19 Local Planning Scheme 3 - Local Planning Policy - Residential Development: Single and Grouped Dwellings
- PD53.19 Local Planning Scheme 3 – Local Planning Policy Waste Management and Guidelines
- PD54.19 Local Planning Scheme 3 – Residential Aged Care Facilities
- PD55.19 Mt Claremont North-East Structure Plan Investigation
- PD56.19 Local Planning Scheme 3 – Local Planning Policy Waratah Village Laneway Requirements

8.2 Technical Services Report No's TS24.19

Technical Services Report No's TS24.19 to be dealt with at this point (copy attached blue cover sheet).

TS24.19 Montgomery Avenue – Leaning Wall

8.3 Community Development No's CM07.19 to CM09.19

Report No's CM07.19 to CM09.19 to be dealt with at this point (copy attached orange cover sheet).

- CM07.19 Defibrillator Mt Claremont Community Centre
- CM08.19 Shared Satellite Depot at Nedlands Golf Club
- CM09.19 Jo Wheatley All Abilities Play Space Food Trucks

8.4 Corporate & Strategy Report No's CPS20.19

Report No's CPS20.19 to be dealt with at this point (copy attached green cover sheet).

CPS20.19 List of Accounts Paid – October 2019

9. Reports by the Chief Executive Officer

9.1 Options for Advancing Smart Cities

Committee	3 December 2019
Council	17 December 2019
Applicant	City of Nedlands
Employee Disclosure under section 5.70 Local Government Act 1995	Nil.
Director	N/A
CEO	Mark Goodlet
Attachments	Nil

Executive Summary

This report considers appropriate Council and community representation for Smart City matters including options of a formal committee, advisory group or other mechanisms, and proposed Terms of Reference.

The City has a strong history and ongoing practice of successful innovation at a local level. With the likelihood that a Smart Cities group has the potential to be most successful in attracting funding through a regional focus, it is recommended that this concept be presented to the neighbouring local governments to ascertain their interest.

Recommendation to Committee

Council, while acknowledging the successful outcomes and practice with respect to local innovation within the City, requests the CEO, Mayor and Councillor Smyth investigate regional opportunities for Smart Cities by;

- 1. presenting the concept of a Smart Cities focus or group to the WESROC local governments, the City of Cambridge, the City of Perth, the City of Fremantle, the City of Stirling and the City of Vincent, for discussion; and**
- 2. report their findings back to Council.**

Discussion/Overview

Key Relevant Previous Council Decisions:

Special Meeting of Council – 5 November 2019

“Council instructs the Chief Executive Officer to provide a report to Council in December 2019 which considers appropriate Council and community representation for Smart City matters including options of a formal committee, advisory group or other mechanisms, and proposed Terms of Reference.”

History of Smart Cities

“Smart Cities” is a term that has been used since the 1990s. It is based on the concept that technological solutions can improve and will continue to improve lives and Cities.

Federal Government Smart Cities Plan

Smart Cities has been picked up by the Federal Government in it's the Smart Cities Plan. This plan has three (3) pillars – Smart Investment, Smart Policy and Smart Technology. It appears that Smart Cities has broadened as a concept to emphasize that well-considered strategic thinking is needed and should be applied to investment and policy as well as to technology. This then integrates finance, strategy and solutions.

“We will become smarter investors in our cities’ infrastructure”

“We will prioritise projects that meet broader economic and city objectives such as accessibility, jobs, affordable housing and healthy environments. We will treat infrastructure funding as a long-term investment not a grant and get involved early to ensure projects create opportunities for urban renewal and raise private capital. By drawing on innovative financing approaches—including value capture—we will leverage our balance sheet and deliver more essential infrastructure sooner.”

“We will coordinate and drive smarter city policy”

“We will work across all levels of government to develop City Deals that unlock public and private investment in key economic centres. By incentivising reforms, we will generate additional benefits for the economy making cities better places to live in and do business.”

“We will collect and analyse data about the performance of our cities, so we can measure our policies’ success and respond to new needs.”

“We will drive the take up of smart technology, to improve the sustainability of our cities and drive innovation”

“We will embrace new technology with the potential to revolutionise how cities are planned, function, and how our economy grows. Disruptive new technology in transport, communications and energy efficiency are becoming a reality—we will position our cities to take full advantage. We will leverage real time open data driven solutions and support investment in sectors commercialising new innovations to grow Australian’s economy.”

The Federal Government has a City Deals funding program that align with Smart Cities. “City Deals are the key mechanism for delivering on the Smart Cities Plan. They are a genuine partnership between the three levels of government and the community to work towards a shared vision for productive and liveable cities.”

City Deals targets large multi-agency projects which are of significance to a whole metropolitan area or a large part of one.

Strategic Alignment

The Strategic Community Plan (SCP) does not use the phrase “Smart City” or the word “innovation” and this is not a formal priority of this Plan.

The Strategic Community Plan does refer to innovative leadership, under the Values heading of Great Governance and Civic Leadership.

A value of the City is that it is “Great for Business. Our City has a strong economic base with renowned Centres of Excellence and is attractive to entrepreneurs and start-ups.” A focus on innovation and Smart Cities may be an ally to this value, although it is noted that no specific actions or priorities are assigned to this value in the Strategic Community Plan.

A priority of the Strategic Community Plan is “working with neighbouring Councils to achieve the best outcomes for the western suburbs as a whole”.

Options to Deliver Smart City Innovation

Option 1 - Current Approach

The current approach works within the existing organisation structure. It relies on information received by the organisation through formal and informal industry affiliations and various government sources of information. Elected members are part of this information gathering through their attendance at conferences and industry contacts.

Individual proposals are considered by the organisation and by Council then implemented as per approved budgets.

The organisation, including the elected members, has formal email network updates for when grant funding is available. As opportunities come through, they are assessed against the pipeline of future work at the City, or as a new community benefit solution.

This approach has delivered a number of innovative projects and continues to do so. Examples include, smart irrigations, asset management with predictive capabilities, smart street lighting, advanced cyber security, Currently the City is assessing smart engagement tools through mobile phone data acquisition and 3D planning assessment software.

If the aim is to provide the organisation with ideas for implementation then a group or committee is not warranted, as the City already follows up on as many ideas as it has the need for and the capacity to deliver.

The current approach will still have a place alongside any other group / committee, but would ideally sit as the local approach, alongside option 4 – the regional approach.

Pros	Cons
No extra cost.	Does not actively attract and use City of Nedlands talent.
The going it alone approach is more agile and less commitment to outside partners.	Makes it very difficult to attract funding at a City Deals scale.
At a City of Nedlands level this approach has been successful historically.	
Provides very good transparency and accountability by using the Council reporting and decision-making process.	

Option 2 – Internal Committee

This option instigates a formal committee with or without delegations to advance the Smart Cities concept.

The purpose of a committee under the Local Government Act 1995 is to “assist the Council and to exercise the powers and discharge the duties of the local government that can be delegated to committees”.

The operative idea is here is to assign some of Council’s work to the committee. Committees are primarily to take some of the workload of Council, making for efficient decision-making in the discharge of its duties. Delegation of duties to a committee is a key mechanism for achieving this.

The committee structure provides for the same level of transparency and accountability as exists for Council itself.

Pros	Cons
If Council wishes Smart Cities to be a priority, then a committee structure provides this prominence.	Cost is in the order of \$7,000 per meeting including report preparation and meeting time. This doesn't include the value of the Committee members' time.
Targets local Smart Cities initiatives.	With delegation this committee will need additional administrative support to implement any actions that it has budget for. It is assumed that Council would not intend to provide additional resourcing to carry out any projects of the committee and that they would be programmed within existing resources.
Can add significant value by including community expertise from within the City.	Cannot easily target regional Smart Cities initiatives or access federal funding.
Community may feel they are more involved/engaged in the process.	Significantly slows down progress of action through a minimum seven (7) week committee to Council reporting and approval cycle. Delegation would assist this only for projects less than \$150,000 and not subject to tender approval provisions, so delegation may have limited value in creating efficiency.
Provides very good transparency and accountability	

Option 3 – Internal Advisory Group

The internal Advisory Group is like a committee; however, it cannot have any delegation and must report any proposals through to Council for approval.

This is a way of elevating the Smart Cities into prominence for the City of Nedlands.

Pros	Cons
If Council wishes Smart Cities to be a priority, then an Advisory Group structure provides this prominence.	Cost is in the order of \$7,000 per meeting including report preparation and meeting time. This doesn't include the value of the Advisory Group members' time.
Targets local Smart Cities initiatives.	No delegation can be made to an Advisory Group and all ideas must come back to Council for approval.
Community may feel they are more involved/engaged in the process.	Less agile and slower than the current approach.
Provides good transparency and accountability.	

Option 4 – Regional Smart Cities Group

Under this option the City would team up with neighbouring local governments, potentially under the WESROC banner to explore and develop Smart Cities options. A similar group, the WESROC environmental committee, meets to deliver regional wide environmental initiative.

A regional group could include community expertise from within the participating local governments.

Pros	Cons
If Council wishes Smart Cities to be a priority, then a Regional Advisory Group structure provides this prominence.	Cost is in the order of \$7,000 per meeting including report preparation and meeting time. This doesn't include the value of the Advisory Group members' time.
Targets large regional Smart Cities initiatives with access to significant funding.	No delegation can be made to an Advisory Group and all ideas must come back to Council for approval.
Community may feel they are more involved/engaged in the process.	Less agile and slower than the current approach, and slower than a local group or committee.
Provides good transparency and accountability.	A City Deal will be expensive to develop and implement and must be carefully assessed for return on investment.
Aligns with the SCP's priority to "with neighbouring Councils to achieve the best outcomes for the western suburbs as a whole".	A City Deal, if done poorly, has the potential to fail financially and must be accompanied by thorough risk assessment and must bring appropriate expertise to the chosen project.
Shared funding would enable cost efficiencies of administrative assistance and actions.	
This structure is familiar to western suburbs local governments.	
Currently individual Council reporting and approval process would still apply meaning control and individual autonomy of the Councils is not sacrificed.	
A City Deal has the potential to provide a large return on investment.	

Terms of Reference

In addition to standard operating parameters the Terms of Reference for a Smart Cities Advisory Group or Committee should address the following matters

1. Whether it will be primarily addressing local or regional initiatives, as this will shape the stakeholder participation, and direct the efforts of the group;
2. What the key deliverables will be and how the performance will be measured. Without these there is a risk that the group or committee will have little value to the City;
3. Development of assessment, selection and implementation criteria for smart technologies that ensure a positive return to the City;
4. Included of appropriate risk appetite provisions;
5. Development of measures that assess new technologies' risk appropriately.
6. Selection criteria for suitably qualified and experienced members.
7. Whether the Advisory Group's role is to generate ideas, assess ideas, or both.

Relevant Legislation

Local Government Act 1995, section 5.8 – Establishment of Committees

“A local government may establish committees of 3 or more persons to assist the council and to exercise the powers and discharge the duties of the local government that can be delegated to committees.”

Risk

The most significant Smart Cities strategic risk is investment in technologies that fail.

An example within the City of Nedlands is its early adoption of parking enforcement technology using character recognition to read car number plates. The technology was not sophisticated enough to decipher between car number plates and other writing, leading to significant human intervention to manually review all the data it provided.

At a regional level the DiCom technology at the Western Metropolitan Regional Council failed to meet expectations despite years of endeavour. The City of Nedlands assessed its participation in this Council and elected not to participate.

On the other hand, the City's deployment of smart streetlights with sensor capabilities has been a success having met functional requirements, running more efficiently with lower maintenance costs going forward, and with the ability to add functionality in the future. It is worth noting that the City explored this option for the Adam Armstrong pavilion car park just three years earlier, however, at that time it was evident that the costs were too high, and the concept was shelved. This is an example therefore of successful deployment at the right time.

In order to mitigate risk related to new technology it is appropriate that:

- Council's risk appetite be enunciated and included in the terms of reference should this progress to a formal group/committee stage; and
- That assessment, selection and implementation criteria be developed as part of the terms of reference for any group or committee dealing with this.

Budget/Financial Implications

Option 1 – no additional cost for the business as usual option.

Option 2 – The following are some indicative costs for the preparation of a Committee agenda assuming 3 reports per agenda. This is the additional governance cost per meeting. It excludes the value of the committee members time.

				Hrs	\$
Activity	No. off	Hrly/rate	Rate	Amount	Amount
Report Preparation	3	15.2	\$100	45.6	\$4,560
Report Proof, edit, finalize	3	2	\$ 80	6	\$480
Report Approval	3	1	\$150	3	\$450
Agenda Preparation	1	2	\$80	2	\$160
Public Notice	1	1	\$180		\$180
Meeting Setup and dismantle	1	1	\$ 80	1	\$80
Meeting Attendance Minute taker	1	2	\$80	2	\$160
Meeting Attendance Senior Officer	1	2	\$100	2	\$200
Meeting Attendance Report Officer	1	2	\$150	2	\$300
Drafting Minutes	1	1	\$80	1	\$80
Minutes Approval	1	0.5	\$150	0.5	\$75
Minutes Distribution	1	0.5	\$ 80	0.5	\$40
Minutes through Council	1	1.5	\$100	1.5	\$150
			Total	67.1	\$6,915

Option 3 – Costs would be similar to option 2 in that reports would have to be prepared for the Advisory Group to consider; however, additional costs would be facilitator and meeting venue costs. There is possibly a saving in meeting advertising costs if members of the public were excluded from the meetings.

Option 4 – Costs would be similar to option 2, except that these costs would be divided over the stakeholder local governments. In the case of WESROC committee this equates to the City of Nedlands contributing about 15% of costs.

Consultation

No consultation has occurred in relation to this report.

It is recommended that the neighbouring local governments be consulted in relation to a Smart Cities focus or group.

Conclusion

Innovation has been a strong outcome for the City in delivery of a number of projects over the years. Importantly, knowing when not to move into new technologies has been part of the learning journey for the City. On the whole the organisation captures Smart City ideas as it has the capacity to deliver projects and it is not short of ideas.

The City has many talented and capable experts living within its borders and harnessing this capacity is an attractive proposition for the sake of collaboration with the community and the direct benefit their expertise will bring.

With the focus of grant funding being in the regional sphere it is considered that the City should seek the views of its neighbouring local governments to advancing Smart Cities as a collective, using its local talent.

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

Any urgent business to be considered at this point.

11. Confidential Items

Nil.

Declaration of Closure

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