



City of Nedlands

Minutes

Council Committee Meeting

8 September 2020

ATTENTION

This is a Committee which has only made recommendations to Council. No action should be taken on any recommendation contained in these Minutes. The Council resolution pertaining to an item will be made at the next Ordinary Meeting of Council following this meeting.

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City of Nedlands

Minutes of a meeting of the Council Committee held online via Teams and livestreamed for the public and onsite in the Council Chambers, 71 Stirling Highway, Nedlands (Councillors Only) on Tuesday 8 September 2020 at 6 pm.

Declaration of Opening

The Presiding Member declared the meeting open at 6.05 pm and drew attention to the disclaimer below.

Present and Apologies and Leave of Absence (Previously Approved)

Councillors	Her Worship the Mayor, C M de Lacy	(Presiding Member)
	Councillor F J O Bennett	Dalkeith Ward
	Councillor A W Mangano	Dalkeith Ward
	Councillor N R Youngman	Dalkeith Ward
	Councillor B G Hodsdon	Hollywood Ward
	Councillor P N Poliwka	Hollywood Ward
	Councillor J D Wetherall	Hollywood Ward
	Councillor R A Coghlan	Melvista Ward
	Councillor G A R Hay	Melvista Ward
	Councillor R Senathirajah	Melvista Ward
	Councillor N B J Horley	Coastal Districts Ward
	Councillor L J McManus	Coastal Districts Ward
	Councillor K A Smyth	Coastal Districts Ward

Staff	Mr M A Goodlet	Chief Executive Officer
	Mrs L M Driscoll	Director Corporate & Strategy
	Mr P L Mickleson	Director Planning & Development
	Mr J Duff	Director Technical Services
	Mrs N M Ceric	Executive Assistant to CEO & Mayor

Public A maximum of 28 persons logged into the live stream of the proceedings and 12 members of the public attended for the public address session only.

Leave of Absence (Previously Approved) Nil.

Apologies 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. 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.

1.1 Ms Glencora Cabras, 89 Victoria Avenue, Dalkeith

Question 1

I have two children at Point Resolution Child Care Centre, and I am concerned that the proposal will leave our family and many other families without childcare, many of whom are essential workers and health professionals. If Point Resolution Child Care Centre is to close, it would put undue hardship on my family and my community, including the families desperately awaiting positions as the council will be aware of the long waitlist at this child care facility and other child care facilities in the area. Has the committee ensured that there is adequate capacity to accommodate childcare demand at the other childcare centres in Dalkeith?

Answer 1

The report stems from Council's instructions to the CEO targeting savings, the current service's inability to breakeven and subsequent ratepayer subsidisation and the potential lack of harmony with the Local Government Act. Council have the option to approve the CEO to call for Expressions of Interest (EOI) for an external childcare provider to undertake childcare services at the site with a proviso that children currently registered are included in the transition. Should an external childcare provider be secured, it would ensure the ongoing service for the community.

Question 2

Further, if the land is sold out from under Kidz Galore, does that risk there being no childcare services in Dalkeith?

Answer 2

Dependant on the potential purchaser, the sale of the premises at 64-66 Melvista Avenue, Dalkeith may result in a loss of service at the site. Council does have the option to choose to sell the site to a childcare provider.

Question 3

Regarding the P&L statements, can further clarification be provided for the costs grouped under 28827 - Finance - PRCC?

Answer 3

The costs under this line item are attributed to the overhead administrative costs which support the service. In this instance, the costs include HR, Financial Management and IT Services.

1.2 Ms Helen Stockdale, Nedlands

Question 1

In relation to the suggestion that Point Resolution Day Care Centre be closed. The 2018 Strategic Community Plan identifies the provision of community infrastructure as one of the key priorities of the City. It also identifies that 19.8% of the City's residents are aged between 0 and 14, and that this figure is above average. In those circumstances, why is the City looking to close the Point Resolution Day Care Centre as a means of saving costs and decreasing headcount when those outcomes could be achieved in other ways that do not result in the removal of an entire piece of community infrastructure which is critical to the day to day functionality of numerous families in the City and the lives of many of its youngest residents.

Answer 1

The proposal in CPS20.20, "Review of Point Resolution Child Care Centre", recommends retaining the childcare service, though outsourcing its operation. Reasons for this recommendation are detailed in the report.

Question 2

Will the Council commit to looking for alternatives rather than simply removing this critical piece of community infrastructure which it provides?

Answer 2

Yes, the report suggests retention of childcare, though run by others.

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 at this point.

Mrs Lesley Shaw, 9 Greenville Street, Swanbourne
(spoke in opposition to the recommendation)

TS15.20

Mr Peter Bibby, 88 Wood Street, Swanbourne TS15.20
(spoke in opposition to the recommendation)

Mr Johnson Kitto, 49 Stanley Street, Nedlands CPS20.20
(spoke in opposition to the recommendation)

Ms Susan Stevens, 65 Melvista Avenue, Nedlands CPS21.20
(spoke in opposition to the recommendation)

Councillor Hay left the meeting at 6.45 pm.

Mr Alex Hemsley, 168 Stirling Highway, Nedlands CPS21.20
(spoke in opposition to the recommendation)

Councillor Hay returned to the meeting at 6.47 pm.

Moved – Councillor Mangano
Seconded – Councillor Poliwka

**That Council allows the following additional speaker against item
CPS21.20.**

CARRIED UNANIMOUSLY 13/-

Mr Paul Starcevich, 168 Stirling Highway, Nedlands CPS21.20
(spoke in opposition to the recommendation)

Mrs Ming-Wen Till, 13 Browne Avenue, Dalkeith CPS20.20
(spoke in opposition to the recommendation)

Councillor Coghlan left the meeting at 7.15 pm.

Ms Diane Sinagra, 46 Jutland Parade, Dalkeith 9.2
(spoke in opposition to the recommendation)

Councillor Wetherall left the meeting at 7.15 pm.

Councillor Coghlan & Councillor Wetherall returned to the meeting at 7.17 pm.

Mr Ken Helsby, 39 Jutland Parade, Dalkeith 9.2
(spoke in opposition to the recommendation)

Councillor Wetherall left the meeting at 7.25 pm and returned at 7.26pm.

Ms Trina Mahon, Nedlands 9.4
(spoke in opposition to the recommendation)

Councillor Mangano left the meeting at 7.36 pm and returned at 7.41 pm.

Mr Tom McVee, 24 Kingsway, Nedlands 9.4
(spoke in opposition to the recommendation)

Moved – Councillor Mangano
Seconded – Councillor Bennett

That Council allows the following additional speaker against item 9.4.

**CARRIED 12/1
(Against: Cr. Hay)**

Mrs Bronwyn Stuckey, 26 Kingsway, Nedlands 9.4
(spoke in opposition to the recommendation)

3. Disclosures of Financial and/or Proximity 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 Mayor de Lacy – Item 9.4 - Responsible Authority Report – Lot 538 (No. 93) and Lot 539 (No. 95) Broadway, Nedlands – Mixed Use Development (38 Multiple Dwellings and Office)

Mayor de Lacy disclosed an impartiality interest in Item 9.4 - Responsible Authority Report – Lot 538 (No. 93) and Lot 539 (No. 95) Broadway, Nedlands – Mixed Use Development (38 Multiple Dwellings and Office). Mayor de Lacy disclosed that she is a paid member of the MINJDAP that will be considering this item at a meeting scheduled for 14th September. As a consequence, there may be a perception that her impartiality on the matter may be affected. In accordance with recent legal advice from McLeod's released to the local government sector in relation to a recent Supreme Court ruling, Mayor de Lacy declared she leave the room and not participate in the debate, or vote on the matter. Mayor de Lacy advised she would leave the room and request that the Deputy Mayor preside over the meeting for that item.

4.2 Councillor Smyth – Item 9.4 - Responsible Authority Report – Lot 538 (No. 93) and Lot 539 (No. 95) Broadway, Nedlands – Mixed Use Development (38 Multiple Dwellings and Office)

Councillor Smyth disclosed an impartiality interest in Item 9.4 - Responsible Authority Report – Lot 538 (No. 93) and Lot 539 (No. 95) Broadway, Nedlands – Mixed Use Development (38 Multiple Dwellings and Office). Councillor Smyth disclosed that she is a paid member of the MINJDAP that will be considering this item at a meeting scheduled for 14th September. As a consequence, there may be a perception that her impartiality on the matter may be affected. In accordance with recent legal advice from McLeod's released to the local government sector in relation to a recent Supreme Court ruling, Councillor Smyth declared she would leave the room and not participate in the debate, or vote on the matter.

4.3 Councillor Wetherall – Item 9.4 - Responsible Authority Report – Lot 538 (No. 93) and Lot 539 (No. 95) Broadway, Nedlands – Mixed Use Development (38 Multiple Dwellings and Office).

Councillor Wetherall disclosed an impartiality interest in Item 9.4 - Responsible Authority Report – Lot 538 (No. 93) and Lot 539 (No. 95) Broadway, Nedlands – Mixed Use Development (38 Multiple Dwellings and Office). Councillor Wetherall disclosed that he is a paid member of the MINJDAP that will be considering this item at a meeting scheduled for 14th September. As a consequence, there may be a perception that his impartiality on the matter may be affected. Councillor Wetherall declared that he would consider this matter on its merits and vote accordingly.

4.4 Councillor Hodsdon – CPS20.20- Review of Point Resolution Child Care Centre

Councillor Hodsdon disclosed an impartiality interest in Item CPS20.20 – Review of Point Resolution Child Care Centre. Councillor Hodsdon disclosed that he as a relation who has submitted an objection to the proposal, and as a consequence, there may be a perception that his impartiality on the matter may be affected. Councillor Hodsdon declared that he would consider this matter on its merits and vote accordingly.

4.5 Councillor Bennett – Item 9.4 - Responsible Authority Report – Lot 538 (No. 93) and Lot 539 (No. 95) Broadway, Nedlands – Mixed Use Development (38 Multiple Dwellings and Office)

Councillor Bennett disclosed an impartiality interest in Item 9.4 - Responsible Authority Report – Lot 538 (No. 93) and Lot 539 (No. 95) Broadway, Nedlands – Mixed Use Development (38 Multiple Dwellings and Office). Councillor Bennett disclosed that he is a paid member of the MINJDAP that will be considering this item at a meeting scheduled for 14th September. As a consequence, there may be a perception that his impartiality on the matter may be affected. Councillor Bennett 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

Nil.

6. Confirmation of Minutes

6.1 Committee Meeting 11 August 2020

Moved – Councillor McManus
Seconded – Councillor Hodsdon

The Minutes of the Council Committee held 11 August 2020 be confirmed.

CARRIED UNANIMOUSLY 13/-

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.

8.1 Planning & Development Report No's PD44.20 to PD45.20

Planning & Development Report No's PD44.20 to PD45.20 to be dealt with at this point (copy attached yellow cover sheet).

PD44.20	No. 37 Strickland Street, Mount Claremont – Holiday House (Short Term Accommodation)
Committee	8 September 2020
Council	22 September 2020
Applicant	David Joseph
Landowner	David Joseph and Christine Joseph
Director	Peter Mickleson – Director Planning & Development
Employee Disclosure under section 5.70 Local Government Act 1995	Nil
Report Type Quasi-Judicial	When Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications and other decisions that may be appealable to the State Administrative Tribunal.
Reference	DA20/48595
Previous Item	Nil
Delegation	In accordance with the City's Instrument of Delegation, Council is required to determine the application due to objections being received.
Attachments	1. Applicant's Justification Report
Confidential Attachments	1. Plans 2. Management Plan 3. Submissions 4. Assessment

Regulation 11(da) – Not Applicable – Recommendation Adopted

Moved – Councillor McManus

Seconded – Councillor Smyth

That the Recommendation to Committee be adopted.

(Printed below for ease of reference)

**CARRIED 11/2
(Against: Crs. Bennett & Mangano)**

Committee Recommendation / Recommendation to Committee

Council approves the retrospective development application dated 27 May 2020 for a Holiday House at Lot 96 (No. 37) Strickland Street, Mount Claremont, subject to the following conditions and advice notes:

- 1. This approval is for a Holiday House. Development shall be in accordance with the land use as defined within Local Planning Scheme No. 3, the approved plan(s), any other supporting information and conditions of approval. It does not relate to any other development on the lot.**
- 2. The approval period for the Holiday House is limited to 12 months (1 year) from the date of this decision letter.**
- 3. The development shall at all times comply with the application and the approved plans, subject to any modifications required as a consequence of any condition(s) of this approval.**
- 4. The proposed use complying with the Holiday House definition stipulated under the City's Local Planning Scheme No. 3 (refer to advice note 1).**
- 5. A maximum of 6 guests are permitted on the reside at the Holiday House at any one time.**
- 6. Each booking for the Holiday House must be for a minimum stay of 2 consecutive nights.**
- 7. A maximum of 2 guest vehicles for guests of the Holiday House are permitted on the premises at any given time. (from standard conditions)**
- 8. The Management Plan forms part of this approval and is to be complied with at all times to the City's satisfaction.**
- 9. All vehicles (for the owners of the property and the guests of the Holiday House) shall be parked within the property boundaries of the subject site. No guest parking is permitted on the verge or street.**

Advice Notes specific to this proposal:

1. With regard to condition 1, the applicant and landowner are advised that the use Holiday House is defined as the following in accordance with the City of Nedlands Local Planning Scheme No. 3 and the City of Nedlands Short Term Accommodation Local Planning Policy:

‘Holiday House means a single dwelling on one lot used to provide short-term accommodation but does not include a bed and breakfast’.
2. In relation to Condition 2, the applicant is advised that if the applicant wishes to continue the use of the land for the Holiday House, an Amendment Development Application must be submitted to the City’s Planning Department for assessment prior to the completion of the 12 month temporary approval period. The applicant is advised to contact the City’s Planning Services closer to the expiry date for assistance in lodging an Amendment Development Application and the required fees for the application.
3. A separate development application is required to be submitted to and approved by the City prior to increasing the maximum number of guests at the Holiday House.
4. This is a Planning Approval only and does not remove the responsibility of the applicant/owner to comply with all relevant building, health and engineering requirements of the City, or the requirements of any other external agency.
5. This planning decision is confined to the authority of the Planning and Development Act 2005, the City of Nedlands’ Local Planning Scheme No. 3 and all subsidiary legislation. This decision does not remove the obligation of the applicant and/or property owner to ensure that all other required local government approvals are first obtained, all other applicable state and federal legislation is complied with, and any restrictions, easements, or encumbrances are adhered to.
6. Noise levels are to comply with the *Environmental Protection (Noise) Regulations 1997*.
7. Compliance with the assigned noise levels of the *Environmental Protection (Noise) Regulations 1997*, when received at neighboring noise sensitive receivers (in all day and time categories).
8. The applicant is advised that any increase to the number of guests at the Holiday House will require further Development approval by the City of Nedlands.

9. The applicant is advised that any increase to the number of guest vehicles which are parked at the Holiday House will require further Development approval by the City of Nedlands.
10. All solid waste and refuse and waste to be managed so as to not create a nuisance to neighbours (in accordance with City requirements).
11. No materials and/or equipment being stored externally on the property, which is visible from off site, and/or obstructs vehicle manoeuvring areas, vehicle access ways, pedestrian access ways, parking bays and/or (un)loading bays.
12. Emergency exits and safety of premises to be assessed for adequacy by the Department of Fire and Emergency Services (DFES).
13. Should the occupancy capacity of the proposal exceed 6 persons (exclusive of the property owners) the proposal will require reassessment as a “lodging house” under the *Health (Miscellaneous Provisions) Act 1911* and the *City of Nedlands Health Local Laws 2017*.
14. Where applicable the applicant shall upgrade the premises to comply with the relevant provisions applicable for a Class 1b Building, please contact the City’s Building Services for further advice.

PD45.20 Establishment of a Design Review Panel	
Committee	11 September 2020
Council	22 September 2020
Director	Peter Mickleson – Director Planning & Development
Employee Disclosure under section 5.70 Local Government Act 1995	Nil
Reference	Nil
Previous Item	Item PD14.19 Ordinary Council Meeting - 23 April 2019 Item 16.1 Ordinary Council Meeting - 17 December 2019 Item 7 Special Council Meeting - 30 January 2020 Item 14.4 Ordinary Council Meeting - 30 March 2020 Item 14.1 Ordinary Council Meeting - 28 July 2020
Attachment	1. Draft Design Review Panel Local Planning Policy 2. Draft Design Review Panel Terms of Reference 3. Design Review Guide 4. Design Principles to be considered by the Design Review Panel
Confidential Attachments	Nil.

Regulation 11(da) – The Committee wished to provide further clarity regarding the terms of reference.

Moved – Councillor Smyth

Seconded – Councillor Wetherall

That the Recommendation to Committee be adopted subject to:

- 1. at the end of Clause 1 add the words “including in the TOR an additional paragraph ‘Code of Conduct - All panel members are required to abide by the local government’s Code of Conduct.’”;**
- 2. amend the TOR by adding an additional clause 2.11 to read “A chair and deputy chair will be appointed by the election of the panel.”;**
- 3. amends clause 4.2 of the TOR to remove the words “as nominated by the Director of Planning & Development”;**
- 4. in clause 3 remove the words “six (6) and (2) specialist members”;**
- 5. in clause 2.7 of the TOR the word “preferably” be added to after the word “shall”; and**
- 6. in the policy remove headings under 4.0.**

Councillor Hodsdon left the meeting at 8.20 pm and returned at 8.22 pm.

Councillor Hodsdon left the meeting at 8.25 pm and returned at 8.26 pm.

CARRIED8/5
(Against: Crs. Bennett Youngman Mangano Poliwka & Hay)

Committee Recommendation

That Council:

- 1. adopts the City of Nedlands Draft Design Review Panel Terms of Reference for the purposes of providing independent expert design review advice for complex planning proposals subject to the following amendments:**
 - a. at the end of Clause 1 add the words “including in the TOR an additional paragraph ‘Code of Conduct - All panel members are required to abide by the local government’s Code of Conduct.’”;**
 - b. amend the TOR by adding an additional clause 2.11 to read “A chair and deputy chair will be appointed by the election of the panel.”;**
 - c. amends clause 4.2 of the TOR to remove the words “as nominated by the Director of Planning & Development”;**
 - d. in clause 2.7 of the TOR the word “preferably” be added to after the word “shall”; and**
- 2. advertises the Draft Design Review Panel Local Planning Policy for a period of 21 days, in accordance with the Planning and Development (Local Planning Schemes) Regulations 2015 Schedule 2, Part 2, Clause 4 subject to the removal of headings under 4.0;**
- 3. instructs the Chief Executive Officer to call for expressions of interest for the City of Nedlands Design Review Panel, with appointment to the Panel to be made by Council upon its adoption of the Design Review Panel Local Planning Policy; and**
- 4. notes that a budget amount of \$20,500 is to be set aside in the mid-year Review to allow for the operation of the Design Review Panel, for strategic matters, for the remainder of the financial year up to June 2021 inclusive.**

Recommendation to Committee

That Council:

1. adopts the City of Nedlands Draft Design Review Panel Terms of Reference for the purposes of providing independent expert design review advice for complex planning proposals;
2. advertises the Draft Design Review Panel Local Planning Policy for a period of 21 days, in accordance with the Planning and Development (Local Planning Schemes) Regulations 2015 Schedule 2, Part 2, Clause 4;
3. instructs the Chief Executive Officer to call for expressions of interest for six (6) panel members and (2) specialist members for the City of Nedlands Design Review Panel, with appointment to the Panel to be made by Council upon its adoption of the Design Review Panel Local Planning Policy; and
4. notes that a budget amount of \$20,500 is to be set aside in the mid-year Review to allow for the operation of the Design Review Panel, for strategic matters, for the remainder of the financial year up to June 2021 inclusive.

8.2 Technical Services Report No's TS15.20

Technical Services Report No's TS15.20 to be dealt with at this point (copy attached blue cover sheet).

TS15.20	Allen Park Cottage
Committee	8 September 2020
Council	22 September 2020
Applicant	City of Nedlands
Employee Disclosure under section 5.70 Local Government Act 1995	Nil.
Director	Jim Duff – Director Technical Services
Attachments	1. Hodge Collard Preston Architectural Report dated 30 June 2019 2. Bushfire Management Report dated 24 January 2020

Councillor Bennett left the room at 8.55 pm and returned at 8.56 pm.

Regulation 11(da) – The Committee wished to evaluate the options for saving the existing cottage at a reduced cost, on the basis of a non-habitable building.

Moved – Councillor Horley

Seconded – Councillor McManus

Committee Recommendation

That Administration review the options to undertake basic remediation to the fabric of the building up to the value of \$150, 000 in order for the building to be retained as a non-habitable facility.

Councillor Mangano left the meeting at 9.18 pm and returned at 9.20 pm.

**CARRIED 7/6
(Against: Crs. Mangano Youngman Hodsdon
Poliwka Wetherall & Coghlan)**

Recommendation to Committee

That Council:

1. approve the use of the \$150,000 budget to construct a custom-built extension to the rear of the Allen Park Pavilion Building that incorporates a meeting room, small kitchen and storage for equipment. An extension to the Pavilion Building also provides for the (FOAPBG) to have access to shower, changeroom and toilet facilities;
2. allow the (FOAPBG) to continue to use the Allan Park Cottage as a meeting venue during the construction of the extension to the building;
and
3. direct the CEO to repurpose or demolish the building and restore the area through a revegetation program.

8.3 Corporate & Strategy Report No's CPS18.20 to CPS21.20

Report No's CPS18.20 to CPS21.20 to be dealt with at this point (copy attached green cover sheet).

CPS18.20 List of Accounts Paid – July 2020

Committee	8 September 2020
Council	22 September 2020
Applicant	City of Nedlands
Employee Disclosure under section 5.70 Local Government Act 1995	Nil.
Director	Lorraine Driscoll – Director Corporate & Strategy
Attachments	1. Creditor Payment Listing – July 2020 2. Credit Card and Purchasing Card Payments – July 2020 (29 June – 29 Jul 2020)
Confidential Attachments	Nil.

Regulation 11(da) – Not Applicable – Recommendation Adopted

Moved – Councillor McManus
Seconded – Councillor Hodsdon

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

Councillor Smyth left the meeting at 9.34 pm and returned at 9.36 pm.

CARRIED 12/1
(Against: Cr. Coghlan)

Committee Recommendation / Recommendation to Committee

Council receives the List of Accounts Paid for the month of July 2020 as per attachments.

CPS19.20	Ongoing Implications of COVID-19 on the City's Tenancy Portfolio
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Committee	8 September 2020
Council	22 September 2020
Applicant	City of Nedlands
Employee Disclosure under section 5.70 Local Government Act 1995	Nil.
Director	Lorraine Driscoll – Director Corporate & Strategy
Attachments	1. Hardship Provisions Policy
Confidential Attachments	Nil.

Regulation 11(da) – Not Applicable – Recommendation Adopted

Moved – Councillor McManus
 Seconded – Councillor Senathirajah

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

Councillor Wetherall left the meeting at 9.37 pm and returned at 9.38 pm.

CARRIED UNANIMOUSLY 13/-

Committee Recommendation / Recommendation to Committee

Council:

- 1. authorises the Chief Executive Officer to:**
 - a. recommence 'normal', pre-COVID-19 Hardship Provisions, management of the City's Tenancy Portfolio in line with obligations under each agreement, including charging rent as of 1 July 2020; and**
 - b. removal of Clauses 3, 5(c) and 5(d) of the Hardship Provisions Policy to reflect this decision; and**

- 2. requests a further item be presented to Council, should the State suffer the effects of a 'second-wave' of infection and government restrictions on human movement and interactions are re-tightened to Phase 3, 2 or 1.**

CPS20.20	Review of Point Resolution Child Care Centre
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Committee	8 September 2020
Council	22 September 2020
Applicant	City of Nedlands
Employee Disclosure under section 5.70 Local Government Act 1995	Nil.
Director	Lorraine Driscoll – Director Corporate & Strategy
Attachments	1. PRCC Profit and Loss Statements 2. Map of Surrounding Childcare Businesses
Confidential Attachments	Nil.

Regulation 11(da) – The Committee wished to understand long-term needs for childcare south of Stirling Hwy and to engage the community.

Moved – Mayor de Lacy

Seconded – Councillor McManus

Committee Recommendation

That this item be deferred to the March 2021 round of meetings in order to review the long-term needs for Child Care South of Stirling Highway in reference to the City’s land assets and undertake full community consultation with all stakeholders.

Councillor McManus left the meeting at 9.48 pm returned at 9.50 pm.

**CARRIED 10/2
(Against: Crs. Smyth & Wetherall)**

Recommendation to Committee

Council:

1. with respect to current City childcare services:
 - a. agrees to cease operations of the Point Resolution Child Care Centre at 53 Jutland Parade, Dalkeith at the earliest opportunity within the 2020/21 financial year;

- b. instructs the CEO to commence the transitional arrangements for Point Resolution Child Care Centre staff; and
- c. approves an increase to the budget for the Point Resolution Child Care Centre Employee Costs by \$85,000 of municipal funds. The funds will be required to enable the payment of the due transitional costs;
 - 2. instructs the CEO to seek a valuation of the Point Resolution Child Care Centre service for the purposes of valuation of the service as a business;
 - 3. with respect to future childcare services:
 - a. approves the CEO to call for Expressions of Interest (EOI) for an external childcare provider to undertake childcare services at 53 Jutland Parade, Dalkeith for a term of up to 21-years in accordance with the Management Order, with proviso that current staff and the currently registered children are included in the transition of the service; and
 - b. instructs the CEO to initiate the requirements for the disposal of the land (leasehold) subject to Section 3.58 of the Local Government Act 1995; and
 - 4. with respect to meeting Council's CEO key result areas:
 - a. notes that the resolutions above in part satisfy Council's instruction to the CEO to reduce employee numbers and staff costs, though the reduction in staff costs will not be realised until the next financial year; and
 - b. notes that the disposition of the Point Resolution Child Care Centre service may realise a financial return for the City.

CPS21.20	Sale of 64-66 Melvista Avenue, Dalkeith
Committee	8 September 2020
Council	22 September 2020
Applicant	City of Nedlands
Employee Disclosure under section 5.70 Local Government Act 1995	Nil.
Director	Lorraine Driscoll – Director Corporate & Strategy
Attachments	1. Valuation of 64-66 Melvista Avenue, Dalkeith – 23 October 2019; 2. Updated Valuation of 64-66 Melvista Avenue, Dalkeith – 10 August 2020; and 3. Excerpt of Section 3.58 and 3.59 of the <i>Local Government Action 1995</i> .
Confidential Attachments	1. Kidz Galore Confidential Proposal

Regulation 11(da) – The Committee wished to understand long-term needs for childcare south of Stirling Hwy and to engage the community.

Moved – Mayor de Lacy

Seconded – Councillor Mangano

Committee Recommendation

That this item be deferred to the March 2021 round of meetings in order to review the long-term needs for Child Care South of Stirling Highway in reference to the City’s land assets and undertake full community consultation with all stakeholders.

Councillor Coghlan left the meeting at 10.19 pm.

**CARRIED 9/3
(Against: Crs. Smyth Hodsdon & Wetherall)**

Recommendation to Committee

Council:

1. agrees to proceed with the sale of its property at 64-66 Melvista Avenue, Dalkeith via public tender method, based on existing zoning and current planning uses, and in accordance with the requirements of the Local Government Act 1995;

2. requires Administration to report back to Council once terms of a draft agreement for the sale of 64-66 Melvista Avenue, Dalkeith have been reached with the most appropriate purchaser, for review and approval; and
3. requests the Chief Executive Officer to prepare a business plan for the sale of the property, give public notice of the business plan and provide the submissions to Council so that it may decide whether to proceed with the undertaking as proposed or so that it is not significantly different from what is proposed, in accordance with s3.59 of the Local Government Act 1995.

Councillor Coghlan returned to the meeting at 10.20 pm.

9. Reports by the Chief Executive Officer

9.1 Melvista Aged Care Facility – 16 & 18 Betty Street and 73 & 75 Doonan Road - Submissions

Committee	8 September 2020
Council	22 September 2020
Employee Disclosure under section 5.70 Local Government Act 1995	Nil
Director	Peter Mickleson, Director Planning & Development
CEO	Mark Goodlet
Previous item	NOM item 14.2 – 25 August 2020
Attachments	Nil.
Confidential Attachments	Nil.

Regulation 11(da) – Not Applicable – Recommendation Adopted

Moved – Councillor Coghlan
 Seconded – Councillor Bennett

That the Recommendation to Committee be adopted.

(Printed below for ease of reference)

CARRIED UNANIMOUSLY 13/-

Committee Recommendation / Recommendation to Committee

That Council notes that submissions received by the City of Nedlands on the discontinued Melvista Aged Care Facility development application are publicly available.

Executive Summary

At its meeting held 25 August 2020, Council resolved:

That Council instructs the CEO to make publicly available, all public submissions received in response to the advertising of the Development Application – 16 & 18 Betty Street and 73 and 75 Doonan Road, Nedlands – Residential Aged Care Facility (DA) at the 8th September 2020 Council Committee Meeting in accordance with the Council's Privacy Statement, the submissions via the PDF document (created from Your Voice).

Discussion/Overview

A summary of submissions along with copies of all submissions are always provided to Council as part of the assessment of a Development Application. In the case of the Melvista Aged Care Facility the application was withdrawn and therefore Administration had not progressed the provision of submissions to Councillors.

Copies of submissions are public documents and are always available subject to Council's Privacy Policy, including this application, however no one had requested them from Administration.

In accordance with Council's resolution all submissions are now available – with identifying information such as names and addresses redacted - on the City's Your Voice website.

9.2 Department of Transport's Draft Long Term Cycle Network

Committee	8 September 2020
Council	22 September 2020
Applicant	City of Nedlands on behalf of the Department of Transport
Employee Disclosure under section 5.70 Local Government Act 1995	Nil
Director	Peter Mickleson
Attachments	<ol style="list-style-type: none"> 1. Draft LTCN Map 2. City of Nedlands proposed changes to the draft LTCN and DoT Response, with Agree Recommendations 3. Administration LTCN Assessment

Councillor Youngman left the meeting at 10.21pm.

Regulation 11(da) – The Committee wished to support the draft long-term cycle network with certain changes.

Moved – Councillor Bennett

Seconded – Councillor Mangano

That Council:

1. **endorses the current draft Department of Transport Long Term Cycle Network to be advertised for a period of not less than 21 days in accordance with the City of Nedlands Community Engagement Policy, except for the following amendments made prior to advertising (1a, 1b, 1c);**

Amendments to the draft City of Nedlands LTCN.

- a. **Deletion of any reference to the Three Points Bridge, including deletion of any reference to a Primary (red) or Secondary (blue) cycle route that leads to Point Resolution reserve or through any Nedlands Swan River reserves and foreshore.**
- b. **All references to LTCN routes located within the Dalkeith Ward boundary shall be designated as Local (green) community shared paths, shall be no greater than 2m in width, designed to be low impact and consistent with existing footpath infrastructure.**
- c. **Addition of the entire length of the Edward Bruce Foreshore Path as a Local (green) community shared path from Broadway**

to Iris avenue, including an aspiration link into the Sunset Heritage Site adjacent the Iris avenue stairs.

- 2. acknowledges the many benefits of local and state government working together in delivering the aspirational draft LTCN over the longer-term including engagement and consultation with local Nedlands stakeholders.**
- 3. will work with the Department of Transport and local Nedlands stakeholders to update the draft LTCN on an ongoing basis, particularly to avoid negative impacts relating to safety, amenity, change of neighbourhood character, streetscape modification, tree removals and other environmental values.**
- 4. supports a thorough community consultation process, with respect to this draft LTCN, to inform the Council of the current levels of community satisfaction with the existing City of Nedlands cycle network infrastructure, as well as the aspirational routes as illustrated within the draft LTCN. Responses received during this consultation process shall be used;**
 - i. to enable consideration of the adoption of a City of Nedlands cycle network, and**
 - ii. to provide further information to the City and Department of Transport to further update or modify the endorsed draft LTCN to closely reflect the wishes of residents and other local stakeholders.**

Councillor Youngman returned to the meeting at 10.23 pm.

Councillor Horley retired from the meeting at 10.24 pm.

Amendment

Moved - Councillor Smyth

Seconded - Councillor Coghlan

Change the Route Category from Primary Route (Red) to Secondary Route (Blue) for the section starting at the intersection of Marine Parade and North Street, heading northwards along Marine Parade, then east along Odern Crescent and Clement Street, then north along Kirkwood Road, then east along Wood Street, ending at the intersection with West Coast Highway.

The AMENDMENT was PUT and was

CARRIED UNANIMOUSLY 12/-

The Substantive Motion was PUT and was

CARRIED UNANIMOUSLY 12/-

Committee Recommendation

That Council:

- 1. endorses the current draft Department of Transport Long Term Cycle Network to be advertised for a period of not less than 21 days in accordance with the City of Nedlands Community Engagement Policy, except for the following amendments made prior to advertising (1a, 1b, 1c);**

Amendments to the draft City of Nedlands LTCN.

- a. Deletion of any reference to the Three Points Bridge, including deletion of any reference to a Primary (red) or Secondary (blue) cycle route that leads to Point Resolution reserve or through any Nedlands Swan River reserves and foreshore;**
 - b. All references to LTCN routes located within the Dalkeith Ward boundary shall be designated as Local (green) community shared paths, shall be no greater than 2m in width, designed to be low impact and consistent with existing footpath infrastructure;**
 - c. Addition of the entire length of the Edward Bruce Foreshore Path as a Local (green) community shared path from Broadway to Iris avenue, including an aspiration link into the Sunset Heritage Site adjacent the Iris avenue stairs; and**
 - d. Change the Route Category from Primary Route (Red) to Secondary Route (Blue) for the section starting at the intersection of Marine Parade and North Street, heading northwards along Marine Parade, then east along Odern Crescent and Clement Street, then north along Kirkwood Road, then east along Wood Street, ending at the intersection with West Coast Highway.**
- 2. acknowledges the many benefits of local and state government working together in delivering the aspirational draft LTCN over the longer-term including engagement and consultation with local Nedlands stakeholders.**
 - 3. will work with the Department of Transport and local Nedlands stakeholders to update the draft LTCN on an ongoing basis, particularly to avoid negative impacts relating to safety, amenity, change of neighbourhood character, streetscape modification, tree removals and other environmental values.**

4. **supports a thorough community consultation process, with respect to this draft LTCN, to inform the Council of the current levels of community satisfaction with the existing City of Nedlands cycle network infrastructure, as well as the aspirational routes as illustrated within the draft LTCN. Responses received during this consultation process shall be used;**
 - i. **to enable consideration of the adoption of a City of Nedlands cycle network, and**
 - ii. **to provide further information to the City and Department of Transport to further update or modify the endorsed draft LTCN to closely reflect the wishes of residents and other local stakeholders.**

Recommendation to Committee

Council:

1. in regard to Attachment 2, Items 1, 3, 4, 5, 7, 8 and 18, adopts the Department of Transport's (DoT) draft Long Term Cycle Network (LTCN) as updated with the DoT agreed recommendations, for the purpose of advertising for 21 days;
2. in regard to Attachment 2, Items 6, 10 and 12, adopts Administration's recommendation to downgrade the Jutland Parade route and Nedlands Foreshore route from a Primary Route to a Secondary Route; and
3. in regard to Attachment 2, Items 2, 9, 11, 13, 14, 15, 16 and 17, does not adopt the proposed LTCN mapping changes.

1.0 Executive Summary

The Department of Transport (DoT) drafted a metropolitan Long-Term Cycle Network (LTCN) plan in 2016 to support the Perth and Peel @ 3.5 Million framework. However, it was recognised that the initial draft LTCN did not involve the input of local government, and DoT has subsequently consulted with local government across the region to refine the plan. The DoT is now seeking support from local governments on the revised LTCN (Attachment 1). The LTCN seeks to provide a long-term plan for cycling routes across Perth and Peel and will also link to the annual DoT cycling infrastructure grant process.

The purpose of this report is to consider the draft LTCN, as well as proposed changes by the City, and adopt for the purpose of advertising.

2.0 Background

This report was presented to the August 2020 Council Meeting, where Council resolved to defer the item to the September 2020 Council Meeting. Following the August 2020 Council Meeting, further comments on the draft LTCN were received from Councillors, and these were discussed further with DoT.

The LTCN project aims to agree a long-term aspirational bicycle network for 33 local governments across the Perth to Peel region. The vision is for a network of bicycle routes:

- To provide continuous routes along major corridors;
- To establish links between strategic, secondary, district, specialised activity centres and public transport services; and
- To provide connections to schools, education sites and local centres.

The DoT note the LTCN will represent the aspirational ('ultimate') cycling network across Perth and Peel. It will not constitute a firm commitment from local governments or DoT to deliver the identified network or identify prioritisation or any particular timelines for the delivery. However, it will inform planning and design, and grant allocation. It should be considered a 'live' network and subject to refinements and changes as required.

3.0 Discussion

Route hierarchy

The LTCN applies a route hierarchy consisting of:

- Primary routes – high demand corridors connecting major destinations forming the 'spine' of the network; fully separated, uninterrupted paths e.g. Principal Shared Paths (PSP).
- Secondary routes – lower demand routes providing connections between Primary routes and shopping/industrial/major health, education, sporting, and civic activities; combination shared paths, protected on and off-road paths.
- Local routes – local residential routes connecting into secondary and primary routes and locations; shared paths, protected bike lanes and low speed and low traffic volume shared streets. May involve Safe Active Street treatment and bike friendly Local Area Traffic Management (LATM) treatments. Can utilise existing quiet local streets and include wider footpaths.

Funding

From July 2020 all WA Bicycle Network Grants will be linked to the adopted aspirational LTCN. Only routes included within the LTCN will then be eligible for grants for the installation, renewal, or upgrade of cycle routes. Further, only local governments with a Council adopted LTCN will remain eligible for such grants.

Changes by the City

The draft LTCN was presented to a Council Briefing on 16 June 2020. Following this meeting, Councillors provided feedback and suggested changes to the LTCN. Councillor and Administration proposed changes and DoT responses to those changes were presented to the July Council Meeting. Following this meeting, further changes were proposed by Council, which were discussed further with DoT.

Subsequent to the 16 June Councillor briefing and with the exception of Items 6 and 10, all matters raised in Attachment 2 were resolved between Administration and DoT to the point where there is now an agreed recommendation.

Item 6 of Attachment 2 relates to the route along Jutland Parade. The draft LTCN shows this route as a Primary Route, which is intended in the future to form part of a route between Fremantle and Perth. Administration's recommendation to Council is to downgrade this route to a Secondary Route.

Item 10 of Attachment 2 relates to the route along the Nedlands Foreshore (including JH Abrahams Reserve and Matilda Bay reserve in City of Perth). The draft LTCN shows this route as a Primary Route, which is intended in the future to form part of a route between Fremantle and Perth. Administration's recommendation to Council is to downgrade this route to a Secondary Route.

Further councillor responses have been provided in writing and are detailed in Attachment 2, items 9 to 18. The DOT and Administration comments are provided for each of these responses.

4.0 Consultation

If adopted by Council, the draft LTCN will be advertised to the community for a period of 21 days as follows:

- Newspaper notice;
- YourVoice notice;
- Social media update.

As the LTCN is a City-wide proposal, it is not proposed that owners and occupiers are notified in writing by letter. At the close of the advertising period, the draft LTCN will be reconsidered in light of submissions received, before being presented back to Council for adoption.

Once the public consultation is finalized the draft LTCN can then be updated in response to submissions, in consultation with DoT, before being presented back to Council for adoption. Once the LTCN is adopted by Council, DOT will then determine if it is prepared to accept the changes.

5.0 Strategic Implications

How well does it fit with our strategic direction?

The City's Local Planning Strategy aims to promote a movement network that foremost enables mobility, and particularly non-car modes. The development of the draft LTCN which is supported by both DoT and the City will help fund improvements to the City's bicycle network, which would help to promote non-car modes of transport.

Who benefits?

The City will benefit from being eligible for funding of bicycle networks, if it adopts an LTCN which is agreed to by DoT.

Does it involve a tolerable risk?

Administration is proposing changes to the draft LTCN to address risks of inappropriate route locations and allocations.

Do we have the information we need?

Decisions must be based on robust evidence / data and analysis of all options.

6.0 Budget/Financial Implications

From July 2020, the Perth Bike Network (PBN) grant funding will only be issued to projects that form part of the agreed LTCN (albeit with potential for minor refinement).

Can we afford it?

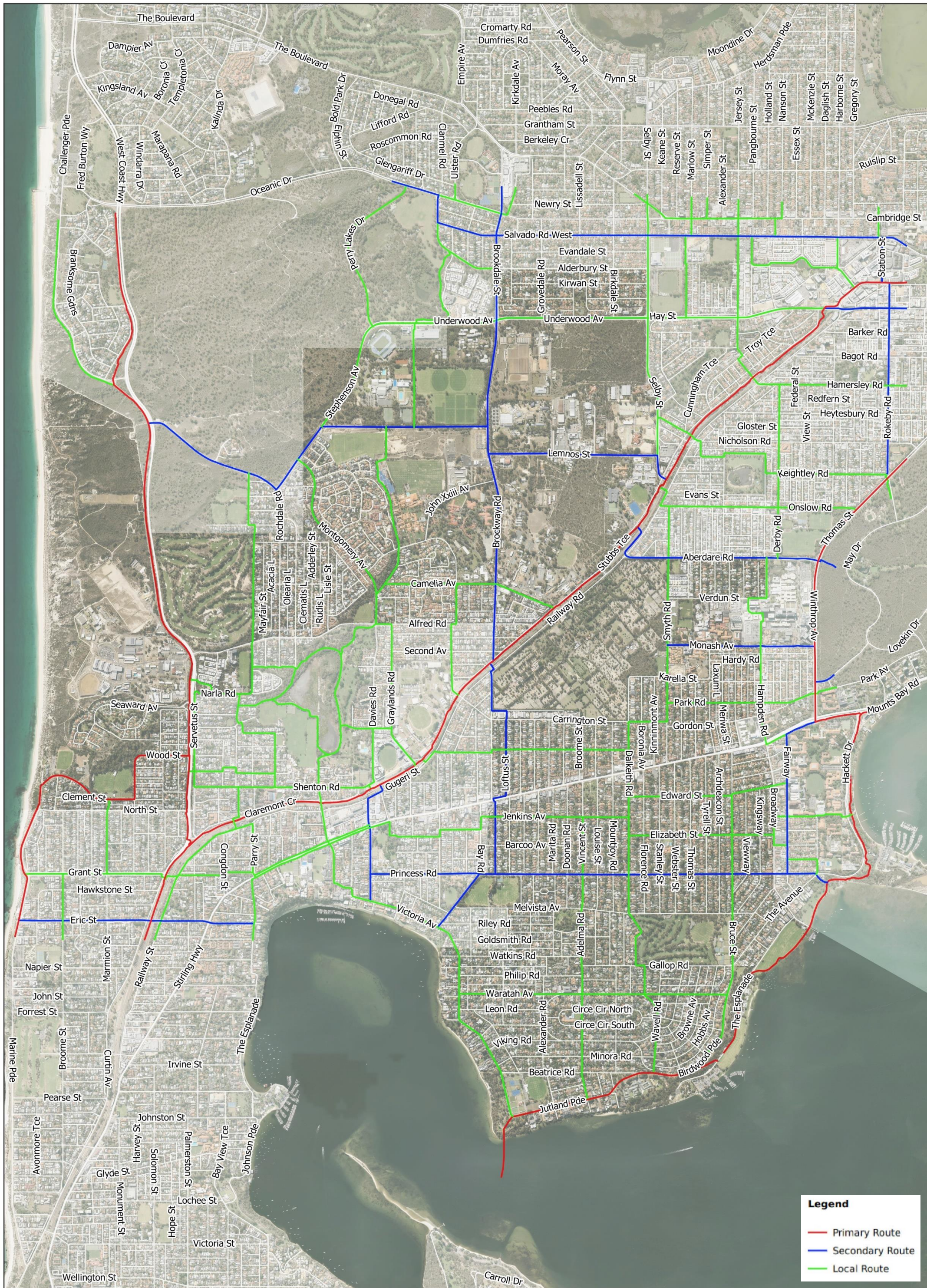
Consideration and adoption of the LTCN will not bind the City to fund any cycle path but will allow the City to be eligible for State Government funding of cycle routes.

How does the option impact upon rates?

If the LTCN is adopted by the City, in agreement with DoT, the City will be eligible for State Government funding of cycle routes. This has the potential to reduce the use of rate funds being spent on cycle infrastructure within the City.

7.0 Conclusion

The purpose of this report is to consider the draft LTCN, as well as proposed changes by the City, and adopt it for the purpose of advertising. Following advertising, the LTCN will be presented back to Council for adoption. Local governments with an adopted LTCN, which is agreed to by DoT, will be eligible for State Government funding of cycle routes.



Feedback from the City, Mayor and Councillors	City's Proposed Changes to the LTCN	DOT's Response to Proposed Changes	City and DOT's recommendations
<p>1. City and Councillors Foreshore route from Point Resolution to Watkins Road.</p>	<p>Currently, the City has a Policy in place which requires owners to cede land along the foreshore to the City. This includes any proposed redevelopments of lots fronting the foreshore.</p> <p>Alternatively, the City suggests relocating the route along the foreshore to Victoria Avenue.</p> <p>Victoria Avenue can potentially be upgraded with protected cycling lanes or a shared path along either side of the road.</p>	<p>Supported.</p> <p>The Department supports the foreshore Local Route being removed and realigned to the Victoria Avenue corridor between Jutland Parade (Point Resolution) to the City's boundary with the Town of Claremont. Please note that the Local Route continues into the Town of Claremont along the Victoria Avenue corridor.</p>	<p>Resolved and LTCN already updated.</p>
<p>2. Councillors Princess road bike lanes should terminate at Bruce street as it currently does to discourage cyclists racing down the hill through the Princess/Broadway roundabout intersection.</p>	<p>The City recommends removing the route section on Princess Road from Bruce Street to Broadway.</p>	<p>Not Supported.</p> <p>The Department would like to retain a continuous Secondary Route along Princess Road, including the section between Bruce Street and Hackett Drive/The Avenue. The LTCN project identifies routes by their function and additional work will be required in the future to determine appropriate built form outcomes for routes</p>	<p>Administration acknowledges that the continuous Secondary Route along Princess Road in the City of Perth and Town of Claremont has already been endorsed. Administration also recognises that there may be issues in facilitating an appropriate built form outcome along Princess Road between Princess Road and Bruce Street.</p> <p>Given the LTCN designates routes by function rather than built form, and removal of this section would result in a discontinuous network, the City recommends that this section remains shown in the LTCN.</p> <p>This route to be further investigated as part of the City's Local Bike Network Plan in the future, at which point in</p>

		<p>and sections of routes. During future investigations and development of any concept design for this section of Princess Road, the topography and bicycle rider behaviour would be considered when identifying options to provide for a safe riding environment and safe corridor for all modes, including pedestrian, bicycle riders and motor vehicles. Just because this section of Princess Road is indicated as a secondary route, does not mean that cycle lanes would be required, considered appropriate or proposed here.</p>	<p>time the City can propose changes to the LTCN if required.</p> <p>Agreed recommendation: no change to LTCN mapping.</p>
<p>3. City and Councillors Broadway is not a safe road to encourage cycling apart from casual cyclists on the footpath.</p>	<p>The City recommends relocating the secondary route.</p>	<p>Supported.</p> <ul style="list-style-type: none"> • Broadway Secondary Route removed from the LTCN - a Local Route along Broadway is retained between Myers St and Caporn St to provide a connection between Elizabeth St and Myer St / Everett St routes to UWA. • With Broadway Secondary Route being removed from the LTCN the City of Perth will include 	<p>Resolved and LTCN already updated.</p>

		<p>a Secondary Route along Fairway adjacent to UWA.</p> <ul style="list-style-type: none"> • The section of Stirling Hwy between Hampden Rd and Fairway reclassified as a Local Route connection to access the Hampden Rd Local Route. • Bruce St Local Route added between Edward St and Waratah Ave. 	
<p>4. Councillors</p> <p>Painted bike lanes along Hackett Drive, the Avenue, Birdwood Parade, Jutland Parade and Victoria Avenue.</p>	<p>The DoT have advised that they will no longer support painted bike lanes.</p> <p>The minimum on-road infrastructure that is supported and accepted by the DoT are protected bicycle lanes.</p>	<p>Noted.</p> <p>The Department notes the City's response and agrees that painted bicycle lanes are no longer supported and either on-road protected bicycle infrastructure or suitable off-road paths are supported. No changes to the draft LTCN are required.</p>	<p>Resolved. No updates to LTCN required.</p>
<p>5. City and Councillors</p> <p>The most viable path to get from the Nedlands foreshore to Sunset is the sloped path on the south river side of the Sunset Heritage site. Iris Avenue steps and</p>	<p>The City recommends relocating the route along Esplanade and through the Sunset Heritage site onto Birdwood Parade (extending from Iris Avenue to Gallop Road/The Avenue).</p>	<p>Supported.</p> <p>The Department supports the realignment of the foreshore path in proximity of the Sunset Heritage site to the Jutland Parade-Birdwood Parade corridor. The Department would like to work through with the</p>	<p>Resolved and LTCN already updated.</p>

<p>several paths that run through Birdwood Parade reserve are too steep for safe cycling.</p>		<p>City the most appropriate location to show the connection required between the Birdwood Parade/Waratah Avenue/Charles Court Reserve-Esplanade (foreshore) routes - noting the grade difference between the foreshore route and the Birdwood Parade/Waratah Avenue routes. Is the most appropriate location for the connection of the three routes immediately to the east of the Birdwood Parade-Waratah Avenue intersection?</p>	
<p>6. Councillors Primary cycle paths are more about efficient commuting paths and less about casual cycling. This is why there is no need for Primary paths in Dalkeith.</p>	<p>Noted. The City recommends downgrading the route along Jutland Parade and The Esplanade to a secondary route.</p>	<p>Not Supported. The Department would like to retain a continuous Primary Route from Point Resolution to Mounts Bay Road. The LTCN identifies the long term aspiration for Perth and Peels bicycle network and if in the future the Three Points Bridge (or similar) is delivered a route close to the foreshore between Perth and Fremantle would have a Primary Route function and cater for recreational/leisure trips, as well as everyday transport</p>	<p>DOT considers the route to retain as a Primary Route and the Administration sees value in downgrading the route as a Secondary Route (subject to future determination of the proposed three-point bridge). The concept design and the work priority will be further investigated and controlled as part of the City's Local Bike Network Plan in the future. DoT Recommendation: no change to LTCN mapping, retain as Primary Route Administration Recommendation: change LTCN mapping to Secondary Route</p>

		<p>journeys to education (UWA), services (QEII Medical Centre), and employment (QEII Medical Centre, central Perth, Fremantle etc). The 17km route between central Perth and central Fremantle has been designated and agreed as a Primary Route across 3 LGA's (City of Perth, Town of Mosman Park, City of Fremantle). In DoT's opinion, it does not make sense to change 2.2km of the route to a Secondary Route, with the section highlighted by the City unlikely to differ in terms of route function from the wider route. A lower route classification for a short section of the wider route is unlikely to impact on the form of infrastructure that would be appropriate for this corridor given it forms part of a wider route connection.</p>	
<p>7. Councillors Crossing points across the highway at traffic lights, as well as underpass/overpass structures on the train line should help guide</p>	<p>Noted. No changes proposed to the LTCN routes.</p>	<p>Noted. The Department notes the City's response and no changes to the draft LTCN are required.</p>	<p>Resolved. No updates to LTCN required.</p>

<p>viable routes. An overpass at Loch street train station could benefit cyclist access from north Nedlands and beyond.</p>			
<p>8. Mayor Monash Avenue route.</p>	<p>The City recommends downgrading Monash Avenue from a secondary route to a local route. There is potential to upgrade the southern footpath along Monash Avenue to a high quality shared path to meet secondary path requirements. In order for this to occur, substantial changes are required to the verge infrastructure including, relocating and/or removing trees, power/light poles and signage.</p>	<p>The Department supports retaining a continuous Secondary Route along Monash Avenue between Smyth Road and Winthrop Avenue. Based on the significant trip generating land uses along the corridor (QEII Medical Centre, Hollywood Private Hospital, Hollywood Primary School) it is expected that Monash Avenue would have a Secondary Route function within the network providing a key point of access to significant services and large employment sites. The Secondary Route classification does not impact the form of the infrastructure that would be considered appropriate for this corridor.</p>	<p>Resolved. No updates to LTCN required. Feedback from Elected Members concurs with DOT as a continuous Secondary Route along Monash Avenue between Smyth Road and Winthrop Avenue.</p>
<p>Feedback received from CoN Elected Members by COB 1 September 2020.</p>			<p>See comments and recommendations below</p>

<p>In case there is any confusion please amend the first point to;</p> <ul style="list-style-type: none"> Remove Point Resolution Bridge and any <u>Primary or Secondary shared path leading to Point Resolution</u> (specifically Victoria ave, Jutland parade, Birdwood parade). <p>Key changes in order of importance are below;</p>			
<p>9. Remove Point Resolution Bridge.</p>		<p>Removal of the Three Points Bridge is not supported by DoT. The LTCN is an aspirational vision for the future cycle network and the Three Points Bridge forms a critical part of the aspirational network. The Three Points Bridge has been included in networks endorsed by City of Melville and Town of Mosman Park, and changes at this late stage would also impact the</p>	<p>Administration acknowledges that the LTCN is an aspirational vision for the future cycle network, and discussion around the Point Resolution Bridge will be ongoing as feasibility and planning work progresses over the long term.</p> <p>Administration notes that Council endorsement of the LTCN does not commit the City to a position on the Three Points Bridge.</p>

		<p>LTCN through the City of Fremantle, City of Perth and Town of Claremont, all of which are also already endorsed. DoT recognises that significant feasibility and planning work is required to support the Three Points Bridge. Council endorsement of the LTCN does not commit the City to a position on the Three Points Bridge</p>	
<p>10. Remove Primary cycle path (red) along the Nedlands Foreshore. (including JH Abrahams reserve and Matilda Bay reserve in CoP)</p>		<p>DoT does not support changing the classification of this route to a Local Route because that would not be reflective of the route's function - the route forms part of a much broader connection between Perth and Fremantle.</p> <p>The LTCN through the City of Perth has been endorsed and changes cannot be made to their network at this point in time.</p>	<p>DOT considers the route to retain as a Primary Route and the Administration sees value in downgrading the route as a Secondary Route (subject to future determination of the proposed three-point bridge).</p> <p>The concept design and the work priority will be further investigated and controlled as part of the City's Local Bike Network Plan in the future.</p> <p>DoT Recommendation: no change to LTCN mapping, retain as Primary Route</p> <p>Administration Recommendation: change LTCN mapping to Secondary Route</p>
<p>11. Designate Stirling Highway and Railway Line as the only Primary cycle routes (red) through Nedlands.</p>		<p>A primary route along Stirling Hwy is not supported by DoT or MRWA. This has already been considered and eliminated. The Railway</p>	<p>Administration acknowledges that DoT and MRWA do not support primary route along Stirling Hwy.</p> <p>Agreed recommendation: no change to LTCN mapping</p>

		Line is an existing primary route in the LTCN.	
12. Designate existing shared path along Nedlands Foreshore, from Broadway to Iris avenue, as a Local shared path (green).		As above.	<p>DOT considers the route to retain as a Primary Route and the Administration sees value in downgrading the route as a Secondary Route (subject to future determination of the proposed three-point bridge).</p> <p>The concept design and the work priority will be further investigated and controlled as part of the City's Local Bike Network Plan in the future.</p> <p>DoT Recommendation: no change to LTCN mapping, retain as Primary Route</p> <p>Administration Recommendation: change LTCN mapping to Secondary Route</p>
13. Designate Princess road as a Local shared path (green) terminating at Bruce street.		A Secondary Route along Princess Road in the City of Perth and Town of Claremont has already been endorsed and cannot be changed at this point in time. Changes to the route classification could be considered as part of a future Local Bike Planning process. Changing the route classification through the City of Nedlands only (i.e. between Rockton and Broadway) could be completed, however this will negatively impact the legibility of the network.	<p>Administration acknowledges that the continuous Secondary Route along Princess Road in the City of Perth and Town of Claremont has already been endorsed. This route to be further investigated as part of the City's Local Bike Network Plan in the future, at which point in time the City can propose changes to the LTCN if required.</p> <p>Agreed recommendation: no change to LTCN mapping</p>

		Removal of the Secondary Route between Bruce Street and Broadway is not supported given the continuous route at either end.	
14. Designated the "Safe Active Street" along Elizabeth/Jenkins as a secondary shared path (blue) connecting UWA, Town Centre and Claremont.		It is recommended that this change be considered as part of a future Local Bike Planning process to ensure alignment with adjoining LGA's. The route classification could be changed through the City of Nedlands only (i.e. between Rockton and Broadway) however this is not recommended as it will negatively impact the legibility of the network.	The classification of this route will be further investigated and discussed with adjoining local governments as part of the City's Local Bike Network Plan process in the future. Agreed recommendation: no change to LTCN mapping
15. Remove the north/south Local shared path (green) from south Dalkeith road, Vix street and Wavell road.		DoT recommends retaining this route within the LTCN and further investigating its feasibility as part of a future Local Bike Planning Process. DoT would support removal of this Local Route if supported by Elected Members.	Agreed recommendation: no change to LTCN mapping
16. Realign the north/south Secondary shared path (blue) onto Loch street and Bay road.		Not supported. Bay Road falls within the Town of Claremont and Loch Street is along the boundary shared with the Town of Claremont. The Town already has an endorsed	Administration acknowledges that Bay Road falls within the Town of Claremont and Loch Street is at a shared boundary with the Town of Claremont. This route to be further investigated as part of the City's Local Bike Network Plan in the future, at which point in time the City can propose changes to the LTCN if required.

		<p>LTCN. It is recommended that this change be considered as part of a future Local Bike Planning process.</p>	<p>Agreed recommendation: no change to LTCN mapping</p>
<p>17. The red routes through residential precincts are likely to be a major problem due to the high speed commuter cyclists travel. Also, it is not clear to me why the DoT is so keen for every local govt to sign up now. What are we really agreeing to?</p>		<p>The LTCN is focused on agreeing an aspirational, future bicycle network suitable for people of all ages and abilities. This project has been ongoing for two years and the City of Nedlands is the only remaining local government without an endorsed LTCN. As per the recommended endorsement statement from DoT, Council endorsement of the aspirational LTCN does not commit Council nor State Government agencies to deliver all, or any part, of the LTCN within a particular timeframe – nor does endorsement commit any party(s) to fund any specific route within the LTCN. Council endorsement confirms support for local and State Government agencies to work together in delivering the aspirational LTCN over the longer term.</p>	<p>Noted</p>

<p>18. I would like to see Government Rd shown as a local route, connecting to Broome St, and connecting along Broome St through to Bedford St. If this is indeed aspirational, we may one day relocate the Broome St depot and open up Government Rd allowing this to become a critical link through to the Perth to Fremantle Railway PSP and Loch St train station.</p>	<p>To be discussed with DOT 2/9/2020</p>	<p>Supported</p>	<p>RESOLVED Agreed recommendation: LTCN mapping to be updated</p>
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Road Name	Route Hierarchy	
West Coast Highway	Primary	Existing high quality shared path
Marine Parade	Primary	Existing high quality shared path
Odem Crescent	Primary	Route has been reviewed and a high quality shared path can be accommodated.
Clement Street	Primary	Route has been reviewed and a high quality shared path can be accommodated.
Kirkwood Road	Primary	Route has been reviewed and a high quality shared path can be accommodated.
Wood Street	Primary	Route has been reviewed and a high quality shared path can be accommodated.
Fremantle Line	Primary	Existing PSP
Jutland Parade	Primary	Route has been reviewed and a shared path can be accommodated.
Iris Avenue	Primary	Route has been reviewed and proposed changes have been recommended.
The Esplanade	Primary	Route has been reviewed and proposed changes have been recommended.
East-west route through Sunset heritage site	Primary	Route has been reviewed and proposed changes have been recommended.
Monash Avenue	Secondary	Route has been reviewed and proposed changes have been recommended.
Loftus Street	Secondary	Route has not been reviewed.
Brockway Road	Secondary	Existing bike lanes
Bay Road	Secondary	Route has been reviewed and a shared path can be accommodated.
Princess Road	Secondary	Existing bike lanes
Broadway	Secondary	Route has been reviewed and proposed changes have been recommended.
Lemnos Street	Secondary	Existing bike lanes

Item 9.2 - Attachment 3

Rockton Road	Secondary	Route has been reviewed and a shared path can be accommodated.
Loch Street	Secondary	Route has not been reviewed.
East-west route along southern boundary of UWA Sports Park	Secondary	Part of the proposed Nedlands School Sports Circuit.
Stephenson Avenue	Secondary	Existing shared path
Underwood Avenue	Local	Existing shared path
Waratah Avenue	Local	Route has not been reviewed.
Narla Road	Local	Route has not been reviewed.
North-south route along eastern boundary of golf course	Local	Part of the proposed Nedlands School Sports Circuit.
Montgomery Avenue	Local	Route has not been reviewed.
Vincent Street	Local	Route has not been reviewed.
Jenkins Avenue	Local	Future SAS
Elizabeth Street	Local	Existing SAS
Smyth Street	Local	Route has not been reviewed.
Carrington Street	Local	Route has been reviewed and a shared path can be accommodated.
Bedford Street	Local	Route has been reviewed and a shared path can be accommodated.
Park Road	Local	Route has been reviewed and a shared path can be accommodated.
Dalkeith Road	Local	Route has not been reviewed.
Edward Street	Local	Route has been reviewed and a shared path can be accommodated.
Vix Street	Local	Route has not been reviewed.
Gallop Road	Local	Route has been reviewed and a shared path can be accommodated.
Rene Road	Local	Route has been reviewed and a shared path can be accommodated.
Cygnets Crescent	Local	Route has not been reviewed.

Item 9.2 - Attachment 3

Wavell Road	Local	Route has not been reviewed.
Lantana Avenue	Local	Route has been reviewed and a bi-directional bike path accommodated.
Camelia Avenue	Local	Route has not been reviewed.
Quintilian Road	Local	Route has not been reviewed.
North-south route along western boundary of John XXIII College	Local	Part of the proposed Nedlands School Sports Circuit.
North-south route through UWA Sports Park	Local	Part of the proposed Nedlands School Sports Circuit.
Foreshore route from Point Resolution to Watkins Road	Local	Route has been reviewed and proposed changes have been recommended.

Bay Road



Carrington Street



Marine Parade, Odern Crescent and Clement Street



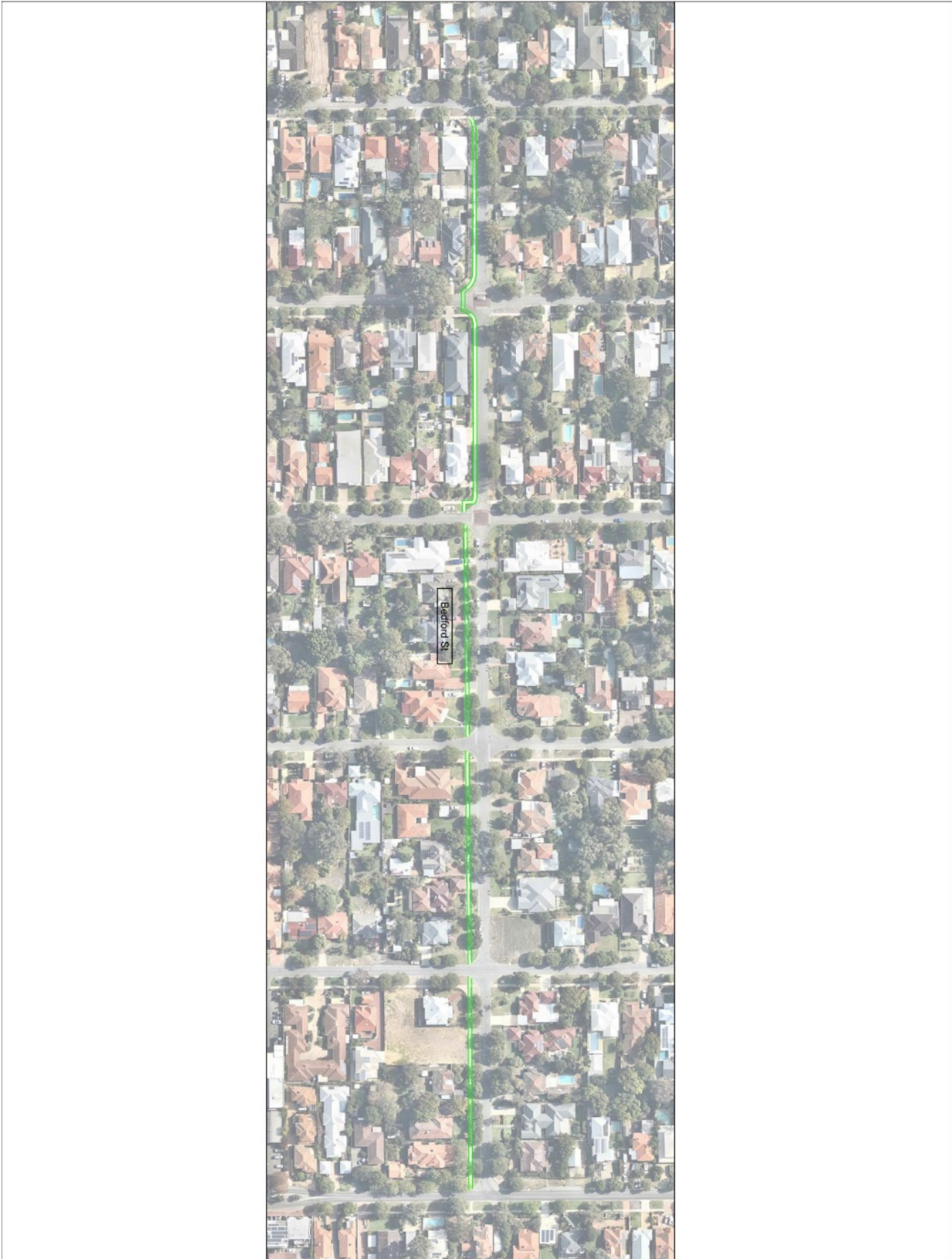
Rene Road and Gallop Road



Wood Street and Kirkwood Road



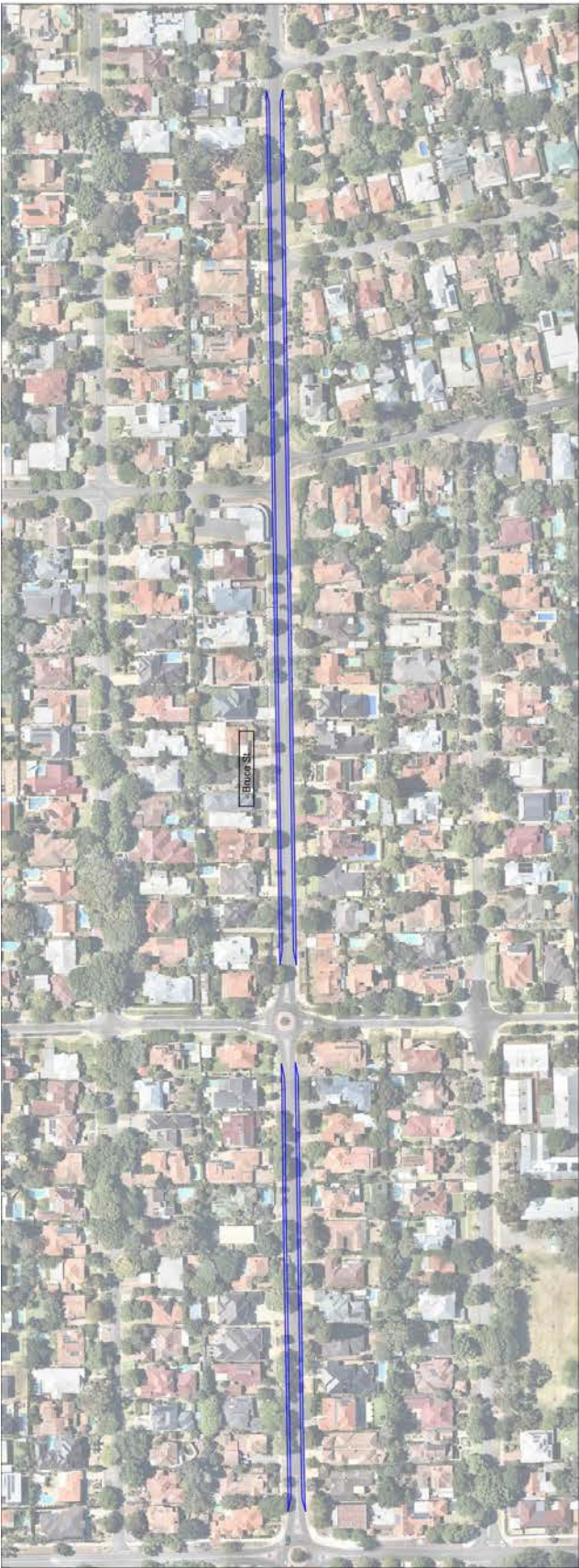
Bedford Street



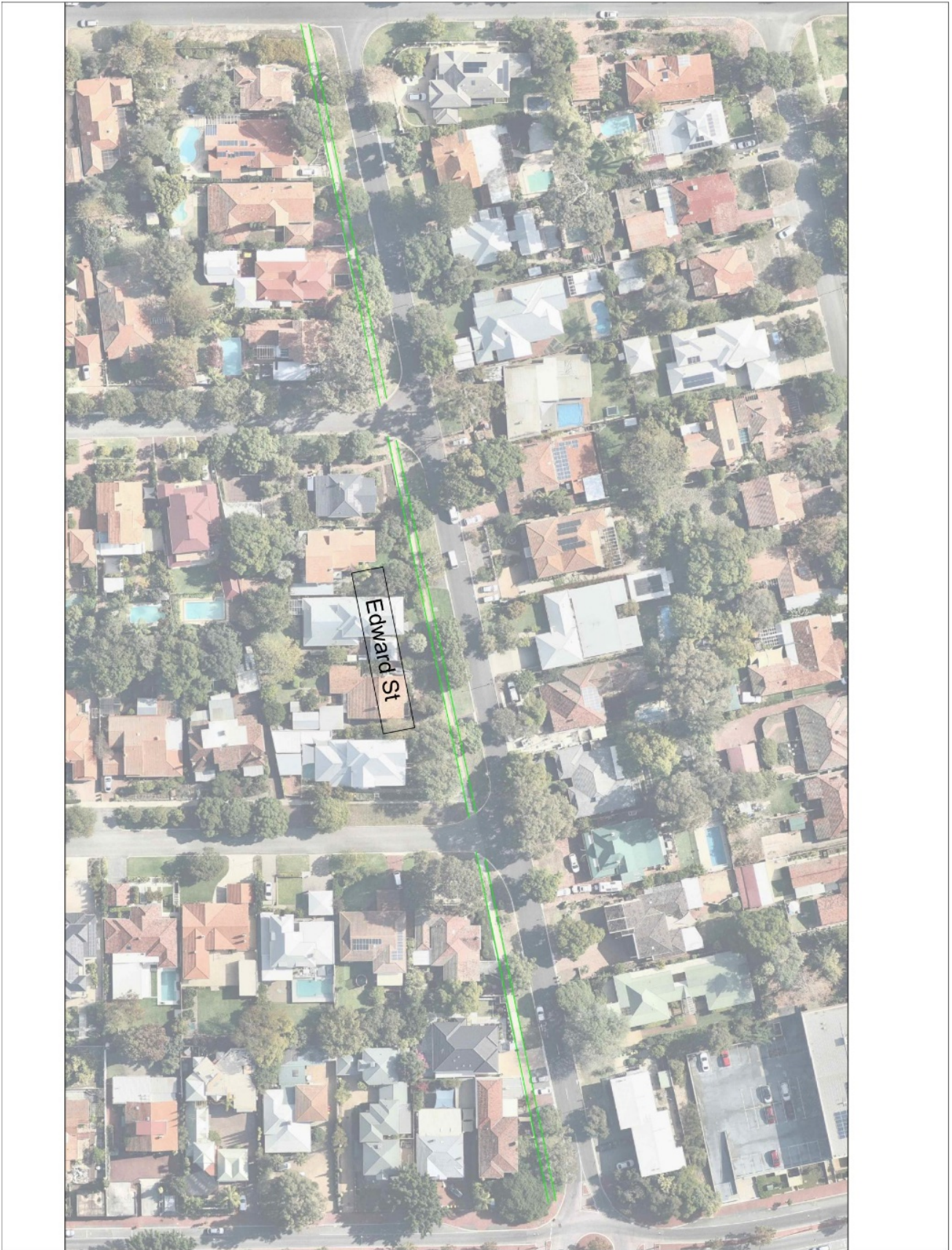
Victoria Avenue



Bruce Street



Edward Street



Lantana Avenue



Park Road



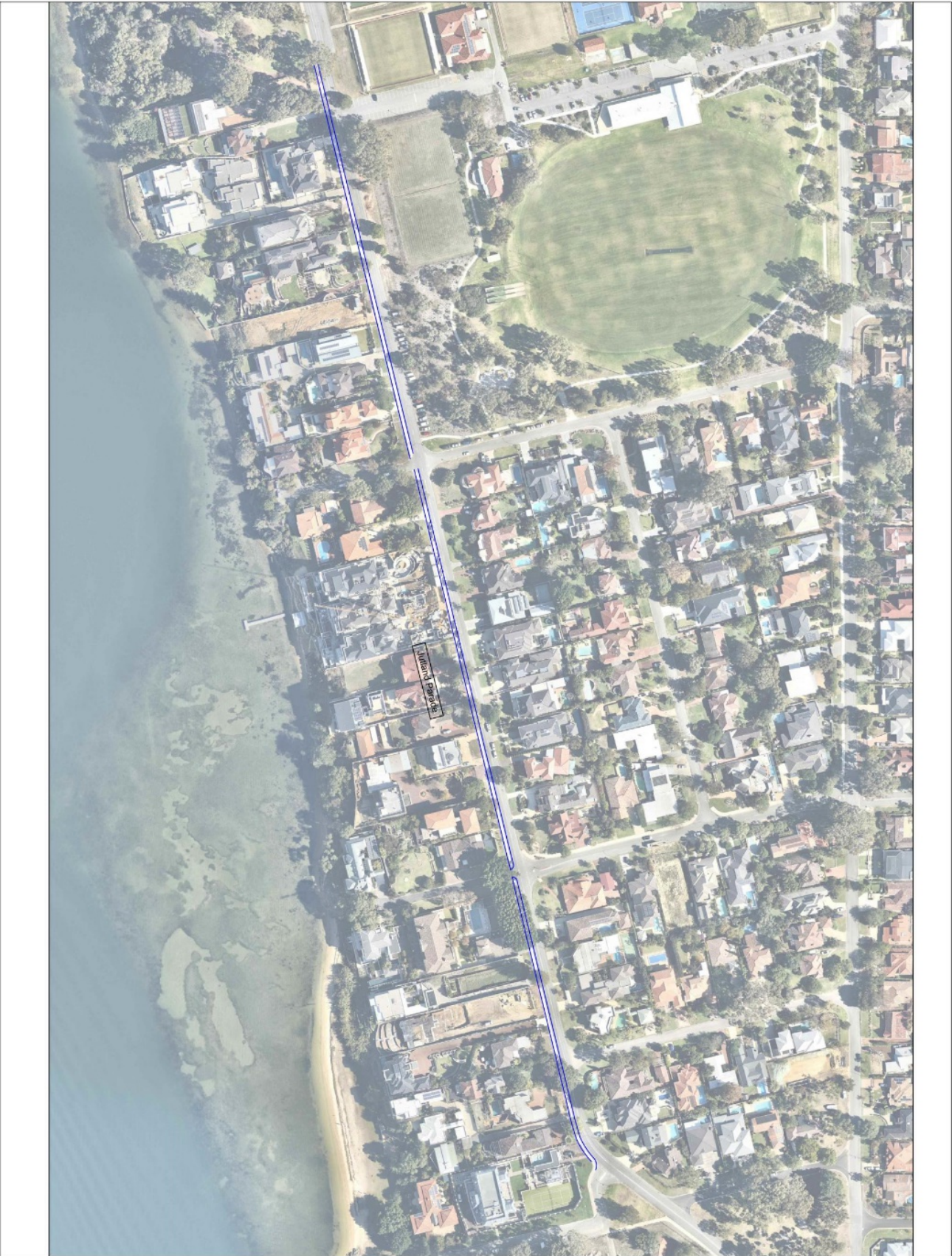
Rockton Road



Monash Avenue



Jutland Parade



9.3 Shared Services

Committee	8 September 2020
Council	22 September 2020
Applicant	City of Nedlands
Employee Disclosure under section 5.70 Local Government Act 1995	Nil
Director	Peter Mickelson – Director Planning & Development
CEO	Mark Goodlet
Attachments	1. CEO Weekly Update 12 January 2018
Confidential Attachments	Nil

Regulation 11(da) – Not Applicable – Recommendation Adopted

Moved – Councillor Senathirajah
 Seconded – Councillor McManus

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

CARRIED 11/1
(Against: Cr. Mangano)

Committee Recommendation / Recommendation to Committee

Council approves the continued provision of shared services to other local governments.

Executive Summary

This report is presented to Council to highlight the continued innovation in service delivery within the City that enables the Building Department to provide shared services to other local governments utilizing existing staff. These services provide an additional revenue stream for the City, assists in cost-effective budget control within the City and allows for additional resourcing to be catered for not out of ordinary budget but out of service income thus maintaining staff numbers to the minimum required to provide the service.

The provision of this shared service is at odds with Council’s Chief Executive Officer key results area to “reduce staff numbers to the minimum required to provide services approved by Council and by law”. Council direction on this matter is therefore required.

Discussion/Overview

Since August 2014, the City has been partnering with various other local governments to provide shared services for building control matters. The City's building department has been sharing its expertise and knowledge with the Town and providing services being the assessment of building applications, the creation and management of a swimming pool inspection programs and the investigation of building compliance matters.

The provision of building control matters is possible as building regulations are consistent throughout the state of WA, so the rules are the same for everybody regardless of which local government district they are in.

Building applications that are submitted either at the City or other local governments are subject to the same scrutiny and assessment. Applications for each local government are dealt with at the City and either issued from the City or the relevant local government.

Building control and compliance matters are also dealt with under the same regulations and have the same basic protocol applies to each case. Compliance or prosecution outcomes are investigated by the City initially and referred to each respective local government executive for final approval.

Services are provided on a fee for service with cost recovery being the basis of the charge applied.

A major advantage with the application of shared services is that rate payers and applicants in both local government districts are dealt in the same way improving the consistency of regulation for both local governments, avoiding the complaint about the ever-differing rules applied in different local governments.

For example, a four-yearly rotational swimming pool program has been set up for the Town of Claremont in 2014 and continues each year in the same way that the City's program operates. The Town's pool barriers inspections have received the same professional scrutiny and inspection as the City's own barriers do resulting in improved compliance outcomes.

Having possibly the only fully resourced building department in the western suburbs the City of Nedlands is able to provide technical advice to applicants, rate payers and the public at large regarding building control matters, applications for building approvals, swimming pool inspections, building compliance and general building control related matters.

This advice is transferable anywhere in the state because the *Building Act 2011* and associated legislation is the same throughout the state of WA and the National Construction Code Building Code of Australia is consistent throughout Australia.

This means that the same advice is given out regardless of whether one is an applicant to the City or a partnering local government. This assists in removing the frustration of different interpretations for different local government areas and improving customer confidence.

In this regard the City can extend consistent advice to service partners in the course of normal work as part of our shared services.

The City continues to provide these services and with new innovations and process improvement now, and into the future. New innovations in record keeping and electronic processing are made available to other local governments in the normal course of events, as ongoing improvements.

These technological improvements will maintain compliance with state records keeping requirements and State and Federal statistical reporting to the WA Building Commission and the Australian Bureau of Statistics and maintain the City as lead innovator in these areas.

Shared services and partnership brings significant efficiency and savings outcomes and mutual benefit for each party.

Since 2014 the City has shared its services to other local governments who have found themselves temporarily under resourced or unable to maintain service levels or as a direct partner outsourcing a service. Services provided being the assessment of building permits, technical advice and consultancy, swimming pool barrier inspections and building compliance.

Services Provided in	Local Government Area Assisted
2014	Town of Claremont
2015	Town of Claremont Shire of Serpentine Jarrahdale
2016	Town of Claremont Town of East Fremantle
2017	Town of Claremont
2018	Town of Claremont
2019	Town of Claremont Shire of Peppermint Grove
2020	Town of Claremont Shire of Peppermint Grove

Administratively the resourcing for the shared service provides capacity flexibility in servicing the City of Nedlands. The service also lifts the capability of the staff, giving them higher level assessment capability and job satisfaction.

Key Relevant Previous Council Decisions:

Previously information on the Cities shared services was present in the CEO weekly update for 12 January 2018 (attached) to which this report provides a current update thereto.

Consultation

Nil.

Strategic Implications

How well does it fit with our strategic direction?

The shared services have a direct correlation with the Nedlands 2018-2028 Strategic Community Plan in two areas being within 'Our Priorities – Working with Neighbouring Councils' and within the 'Objective and Strategies – Working with neighbouring local governments to achieve the best outcomes for the western suburbs as a whole'

Who benefits?

The Nedlands community - partnering with other local governments to supply services results in better economies of scale, a consistency of applied regulation and process, an increase in safety of pool barriers, consistency in technical advice and compliance and cost saving benefits enabling the provided services to have no adverse impact on rates.

Does it involve a tolerable risk?

Services benefits of improved process, innovation in technology, professional inspections regimes and consistency in assessment, advice and compliance all go towards mitigating the risks associated of not having the ability to share knowledge and professionalism between local governments leading to a reducing in associated risk levels for service partners. Risk is then managed through process and procedures utilized in normal activity of the department and extended within the service to other local governments.

Do we have the information we need?

Information of the required service available to other local governments is formally agreed upon through mutual negotiation of the terms and conditions of the service being shared or sought. All relevant information is put together and agreed upon through that process prior to final acceptance of agreed services.

Budget/Financial Implications

An overall net gain on budget figures adding an ongoing revenue stream.

Services are provided on a fee for service basis with cost recovery being the core of the charge applied.

Current shared services due for financial year 2020-2021.

Fee for Services	Town of Claremont	Shire of Peppermint Grove
Building Permit Approvals	\$16,000	\$2,000
Swimming Pool Inspections		
Compliance Matters		
Consultancy and Advice		
Total (Estimated)	\$18,000	

Received fee for service - Jan 2018 to June 2020.

Fee for Services	Town of Claremont	Shire of Peppermint Grove
Building Permit Approvals	\$36,956	\$3,200
Swimming Pool Inspections		
Compliance Matters		
Consultancy and Advice		
Total	\$40,156	

Received fee for services for - Aug 2014 to Jan 2018.

Fee for Services	Town of Claremont	Shire of Serpentine Jarrahdale	Town of East Fremantle
Building Permit Approvals	\$315,000	\$82,900	\$2,700
Swimming Pool Inspections			
Compliance Matters			
Consultancy and Advice			
Total	\$400,600		

Can we afford it?

The service is self-funding beyond the use of existing staff.

How does the option impact upon rates?

No rate increase is required for this service.



CEO Weekly Update

12 January 2018

Chief Executive Officer

Upcoming Meetings & Events Next Week

Citizenship Ceremony

Thursday 18 January 2018

Corporate & Strategy / Community Development

Combined Citizenship & Australia Day Awards Ceremony

The first ceremony for 2018 will be held on the evening of **Thursday 18 January at the John Leckie Pavilion, with the formal ceremony starting at 6 pm**. Attendees are asked to arrive from 5.30 pm and to be seated by 6 pm. The Mayor will present the citizenship certificates and Greg will formally welcome our new Citizens.

For further information, please contact either Sam Edwards on sedwards@nedlands.wa.gov.au or Nicole Ceric on nceric@nedlands.wa.gov.au

Splashfest – young performers have been expressing their interest in being part of the activities in the Performers Tent for Splashfest 2018, to be held in March this year. The deadline for expressions of interest from young performers is 31 January.

So, if Councillors are aware of talented young local performers who are looking for a performance opportunity, please encourage them to contact Mel Dias, CDO (Youth and Children), on mdias@nedlands.wa.gov.au

Summer Concerts in the Park – we are now close to the City's Summer Concerts in the Parks series. These concerts, held on each Sunday evening throughout February, are a much-loved City of Nedlands tradition and well-supported by community members. Many residents use the concerts as their annual catch-up with neighbours, family and friends. Parking is always in high demand, so those attending are encouraged to travel smart (walk, cycle or car-pool) and there are prizes for those travelling smart. A ward Councillor will formally open each concert.

For further information, please contact Misha Elliott, CDO (Events) on melliott@nedlands.wa.gov.au Please bear in mind that Misha works part-time, so may take a day or two to reply.

Community Sport and Recreation Facilities Fund Grants – Next Round

Each year, the City of Nedlands, together with the Department of Local Government, Sport and Cultural Industries (DLGSCI), provides sporting clubs located within the City with the opportunity to apply for financial assistance to develop basic sport and recreation infrastructure. This may include upgrading, modifying or adding to existing facilities or the construction of new facilities. Applications for the summer Small Grants Round (projects that do not exceed \$200,000) are due to the City by 31 January 2018. If Councillors are aware of clubs wishing to apply for a CSRFF grant, please let them know that all applications must be submitted through the City. They are welcome to contact the City and discuss their application, even in its early stages.

For further information about CSRFF, please contact Amanda Cronin, Senior Community Development Officer (Recreation) on 9273 3559 or acronin@nedlands.wa.gov.au

Tresillian School Holiday Program

Tresillian staff have been busy taking enrolments for the January School Holiday Program of activities, which kicks off on Monday 16 January and goes for two weeks. It is following quickly by the adult course program of activities for Term 1 2018. Tresillian's adult course program is again offering a wide range of arts, craft, language and other recreational courses.

There are still some – but not many! – places remaining in the Term 1 program, so if Councillors are aware of community members interested in enrolling, please encourage them to be quick and contact Michelle Taylor, A/Tresillian Coordinator on mtaylor@nedlands.wa.gov.au or 9389 1977.

Technical Services

City of Nedlands v Probuild Constructions (Aust) Pty Ltd

The City has been advised today that Probuild Constructions (Aust) Pty Ltd have agreed to the Orders of the Court and will not be appealing the decision (see attached letter). With respect to the rehabilitation of the bushland, the City provided Probuild with two quotations from reputable companies to carry out the work. Probuild have selected one of these, Tranen Revegetation Systems (specialists in the field since 2002), as their preferred contractor. The City will monitor the progress of the rehabilitation ensuring all works are in accordance with the quotation and the City's expectations.

West Hollywood Underground Power Project

Project Schedule

Please find attached the latest update to the project programme (status as at 31/12/2017) for your reference and record.

Engineering & Design

Western Power in conjunction with the consultant UPD are endeavouring to complete all outstanding engineering & design by Friday 12/01/2018*.

Construction Request for Quotation (RFQ)

Tentatively within the next 7 days, Western Power are endeavouring to finalise the Construction RFQ documents in readiness to obtain tender prices for the underground power project works.

The Construction RFQ document shall incorporate the mandatory underground power works, **including provision for supply of LED luminaries by The City of Nedlands** and installation by the contractor. All the approved relocated primary equipment sites arising from City of Nedlands Consultation process are included in the updated finalised design documents, and referred to in the RFQ document.

The OPTIONAL underground power works within the 'The Nedlands Mt Claremont Triangle' being the additional properties bounded by Alfred Rd, Stubbs Terrace & Brockway Rd, has been included in the Town of Claremont RFQ document – identified as a separable portion (optional works), and subject to The City of Nedlands later consideration and approval.

Allowing a four-week tender period, plus one week+ for Western Power evaluation, a recommendation is proposed by 23/02/2018.

Once the final construction costs are known, Western Power shall update The City of Nedlands for the project budget, and seek formal approval to proceed.

Subject to the above-mentioned approvals, from 26/02/2018 to 02/03/2018, Western Power hope to award the Construction Contract.

Construction Period

From 06/03/2018 to 09/11/2018 (8 months) the construction works shall be undertaken.

Monthly Maintenance Programs – December 2017

The Engineering team completed 8 programs during the month of December 2017. Outlined below is an overview of the scheduled programs carried out by the team for the month.

Scheduled maintenance programs consist of the following:

- Drainage Educting
- Street Sweeping
- Asphalt Repairs
- Footpath repairs
- Signage installations
- Line marking

- Bus shelters
- Kerbing

Street Sweeping is carried out according to the following service levels:

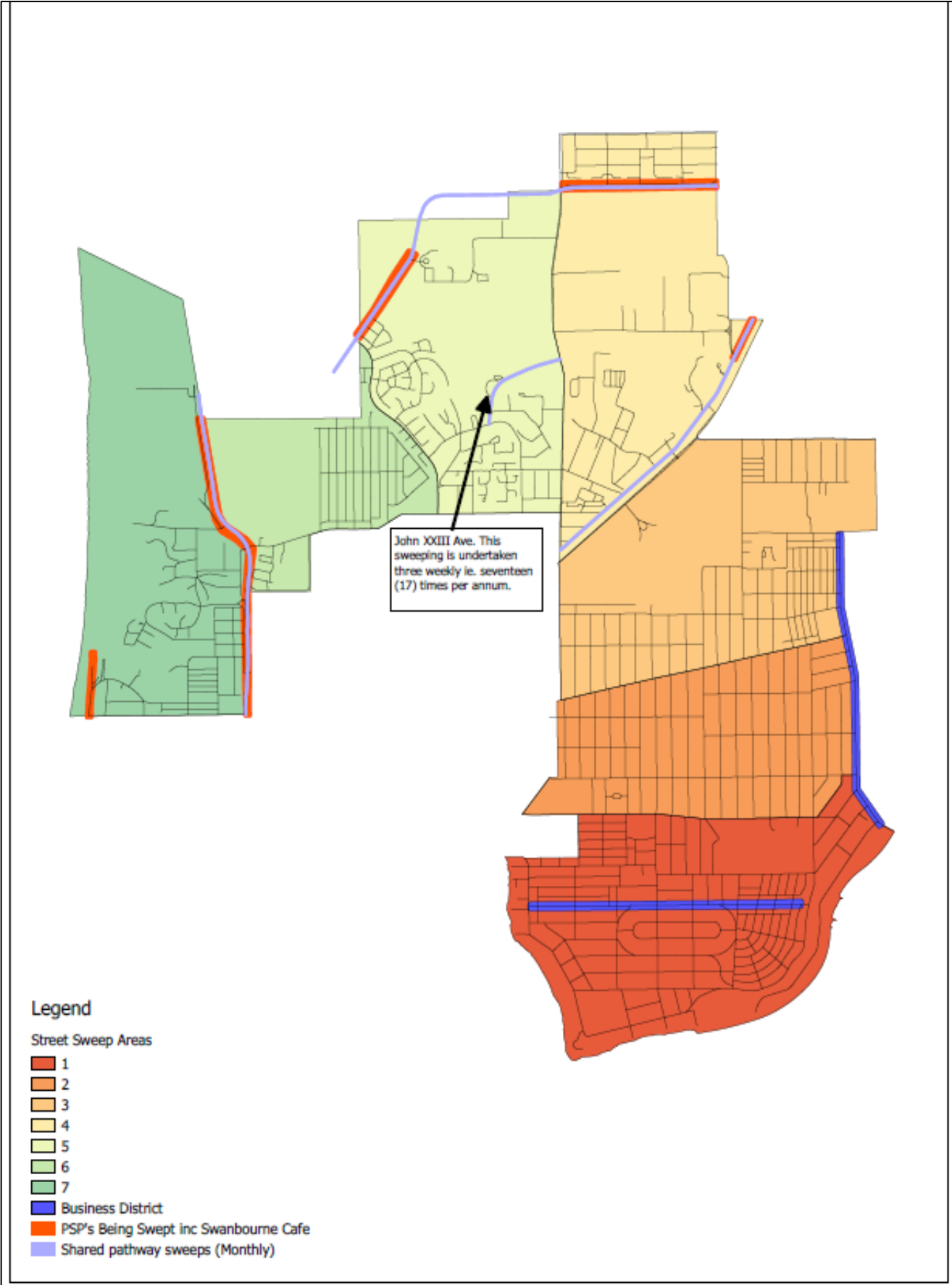
(Due to unseasonal storm events service levels may be increased)

DESCRIPTION	CURRENT	SERVICE PROVIDER
Stirling Highway (MRWA designated road)	12 x per year	Enviro Sweep
Local Streets	8 x per year	Enviro Sweep
Arterial Roads	8 x per year	Enviro Sweep
Sealed Laneways	8 x per year	Enviro Sweep
Dual Use Paths	Every 3 weeks	Enviro Sweep
Stirling Highway Footpath	Monthly	Enviro Sweep
Swanbourne Beach paths	Every 3 weeks	Enviro Sweep
Car Parks	8 x per year	Enviro Sweep
Hampden Road	Every 3 weeks	Enviro Sweep
Broadway		
Waratah Avenue		

Drainage Educting

Drainage educting is carried out on a scheduled basis of 3 times per year (City Wide). The schedule is per the Street Sweeping map. Due to unseasonal conditions, drainage educting can be increased following storm events.

Street Sweeping and Drainage Educting Map



The table below indicates general maintenance items carried out by the Engineering team for the month of December 2017:

WARD	LOCATION	ASSET TYPE	COMPLETED
Nedlands	Area 5 on Street Sweeping Map	Roads	Area 5 Street sweeping still ongoing
Nedlands	Area 6 on Street Sweeping Map	Roads	Area still ongoing
City of Nedlands	Various	Roads	
City of Nedlands	Various	Building	
City of Nedlands	Various	Building/Verge	
City of Nedlands	Various areas	Roads	Sweeping of various roads following from calls from coordinator to attend i.e. Philip Road, Campsie Street & Nandina Avenue.
City of Nedlands	Various Areas	Lighting	Report of 58 street lights not working
City of Nedlands	Various Areas	Lighting	4 street lights repaired via City of Nedlands
City of Nedlands	Various Areas	Signage	Installation of 30+ street blade signs e.g. Doonan Road, Philip Road & Sandpiper Laneway.
City of Nedlands	Various Areas	Signage	12+ Nedlands Blue Rose logo sign additions to street blade signs e.g. Gallop Road & Barcoo Avenue.
City of Nedlands	Various Areas	Signage	Installation of Temporary 'No Parking' & 'No Rubbish' signage.
Dalkeith	Melvista Road, Leopold Street & Bostock Road	Footpath	Installation of Anti-Slip Tactile pavers.
City of Nedlands	Iolanthe Street, Swanbourne	Road Surface	8 Pothole repairs using Maintenance team to prep and Roads 2000 for Hot-Mix
City of Nedlands	Various Areas	Drain Eduction	Eduction of various S.E.P systems i.e. Swansea Street, Jameson Street & Sadlier.
Swanbourne	Kennedia Laneway	Lane way surface	Installation and Maintenance of laneway surface.
Claremont	Strickland Street Drainage	Drainage	Re-Instating temporary surface around all new drains.

WARD	LOCATION	ASSET TYPE	COMPLETED
	Catchment Stage 2		
Dalkeith	Point Resolution Carpark	Road Surface	3 Pothole repairs using cold mix.
Nedlands	Carrington Street	Drainage	Repaired drainage lid that had collapsed.
Claremont	Adderley Street	Road Surface	Repaired crossover with cold mix.
Dalkeith	Beaton Park	Park	Assisted parks with removing water fountain.
Mount Claremont	Alfred Road	Footpath	Reinstated brick work around new footpath.
Dalkeith	Waratah Avenue	Kerbing	Repaired kerbing and brick work on traffic island.
Swanbourne	Clement Street	Kerbing	Removed and prepped for kerbing Reinstatement.
Nedlands	Various Areas	Road Surface	Repair of 10+ potholes using cold mix i.e. Hampden Road, Monash Avenue & Smyth Road.
Mount Claremont	John XXIII Depot	Road Surface	Watering of access road and depot for dust suppression.
Nedlands	Various locations	Road Surface	Repair of 20+ potholes using cold mix; i.e. Rockton Road, Jenkins Avenue, Robinson Road, Princess Road & Brockway Road
Dalkeith	Sandpiper Laneway	Road Surface	Removed excess sand from a resident's garage entry, and reinstated with profiling's.
Dalkeith	Various locations	Drainage	Cleared drain throats in area 1.

Comment:

Over the month of December 2017, a total of 42 repairs were carried out on the City's road network with 90% being the filling of potholes and 10% being patching up to 1 square metre. The number of potholes has slightly reduced due to the dryer weather. 50% of the road repairs have occurred on roads which are due for full road rehabilitation in the coming financial years the wearing course is oxidised and broken down and in the case of Brockway Road causing delamination of the surface.

The City's street light auditing on a bi monthly basis proves to be beneficial and we continue to report lights not working to Western Power following these audits which prompts a 5 day response from them to replace luminaires in a timely manner. The November audit picked up a total of 58 street lights not working which is a 20% reduction from the previous audit in

September 2017. The replacement of kerbing and footpath repairs remains an ongoing issue due to building works and heavy vehicles mounting the kerbs, footpaths and verge areas.

Tree Removals in Accordance with Street Trees Policy

The Council policy states:

“Other than where there are immediate safety concerns, Administration shall notify ward Councillors of all proposed street tree removals one week prior to removal and the reasons why in accordance with the preceding provisions”.

TREE REMOVALS PROPOSED FOR THE MONTH OF JANUARY 2018					
Ward	Address and Asset Identification Number (AIN)	Species to be removed	Replacement species (from selection list)	Reason for removal	Date after which work will be undertaken
Melvista	144 Dalkeith Rd AIN: 18489	Bangalow Palm	WA peppermint	Dead	
Floreat	38 Kirwan St AIN: 20787	Weeping Bottle Brush	Bottle Brush KPS	Dead	
TREES REMOVED WITHOUT PRIOR NOTIFICATION - JANUARY 2018					
Ward	Location and Asset Identification Number (AIN)	Species removed	Replacement species (from selection list)	Reason for removal	Date which work was undertaken
Melvista	15 Burwood St AIN:19484	Red flowering gum	Coral Gum	Tree had rotten out at roots and fallen over	

Tree Removal Statistics for 2017/18

The below table indicates the total number of trees removed from the public realm for the current financial year 2017/18. Information is presented as the total number of trees removed represented across the following individual categories:

- Tree genus;
- Ward location; and
- Reason for removal.

ACCUMULATED TREE REMOVALS – 1 JULY to 31 DECEMBER 2017			
TOTAL TREES REMOVED			54
Genus	Number	Genus	Number
Acacia (Wattle)	1	Jacaranda (Jacaranda Tree)	3
Agonis (WA Peppermint Willow)	9	Melaleuca (Paperbark)	8
Callistemon (Bottlebrush)	9	Lophostemon (Box Tree)	13
Corymbia (Gum tree)	1	Robinia (Locust Tree)	1
Eucalyptus (Gum Tree)	8	Chamaecyparis (Cypress Pine)	1
Ward			Number
Coastal			8
Dalkeith			24
Hollywood			18
Melvista			4
Reason for Removal			Number
Dead or In Decline and Cannot be Remediated Through Arboricultural Techniques			30
Poses a Hazard Whether to Persons or Property and Cannot be Remediated Through Arboricultural Techniques			1
Diseased or Damaged to an Extent That Remedial Techniques are Unlikely to Restore It			4
Development Approval / To Facilitate New Development			9
To Facilitate a Council Approved Works Program			5
Council Resolution			5

Tree Planting Statistics for 2017/18

The below table indicates the total number of trees planted in the public realm for the current financial year 2017/18. Information is presented as the total number of trees planted represented across the following individual categories:

- Tree genus;
- Ward location; and
- Reason for planting.

ACCUMULATED TREES PLANTED – 1 JULY 2017 to 31 DECEMBER 2017			
TOTAL TREES PLANTED			308
Genus	Number	Genus	Number
Acer (Maple)	17	Liquidambar (Canberra Gem)	19
Agonis (WA Peppermint Willow)	46	Magnolia (Little Gem)	5
Araucaria (Norfolk Island Pine)	2	Melaleuca (Paperbark)	12
Bauhinia (Orchid Tree)	23	Pistacia (Chinese Pistachio)	28
Callistemon (Bottlebrush)	4	Platanus (Plane Tree)	2
Corymbia (Red Flowering Gum)	3	Pyrus (Ornamental Pear)	17
Delonix (Poinciana)	9	Sapium (Chinese Tallow)	7
Eucalyptus (Gum Tree)	63	Tristaniopsis (Water Gum)	2
Fraxinus (Claret Ash)	3	Ulmus (Chinese Elm)	19
Jacaranda (Jacaranda Tree)	27		
Ward			Number
Coastal			87
Dalkeith			48
Hollywood			153
Melvista			20
Reason for Planting			Number
Replacing a Dead Tree			14
Request from a Resident			60
Tree Replacement due to Nature Strip Development Approval Condition			4
Dedicated Infill Planting Programme			230

TOTAL TREES PLANTED TO 31 DECEMBER 2017	308
ESTIMATED MORTALITY RATE ~ 5%	15
TOTAL TREES REMOVED TO 31 DECEMBER 2017	54
TOTAL NET TREE INCREASE TO DATE FOR 2017/18	239

Comment:

In 2017/18 there have been 54 trees removed from the public realm to 31 December 2017. At the same time staff have planted 308 trees in streetscapes and parks. The number of trees planted in 2017/18 that are estimated to have not survived is approximately 15, equating to an approximate mortality rate of 5%. Overall this has resulted in a net increase of 239 trees in the public realm for the 2017/18 financial year to date.

Rose Mallee – David Cruickshank Reserve

Further to the Director Technical Services' advice last week, the City reported the identification of the Rose Mallee (Post Newspaper article 6 January 2018) to the Department of Biodiversity, Conservation and Attractions (DBCA) however their office didn't believe it was naturally occurring as it is a native of the Moora District, consequently DBCA have advised that they won't register the tree.

Undeterred, the City still considered this a rare native tree worth protecting (between 400 to 1,000 remain in existence) so we contacted the Kings Park Board and Professor Kingsley Dixon from Curtin University to assist.

The Kings Park Board have since confirmed the tree is *Eucalyptus rhodantha* (Rose Mallee) as originally identified, have confirmed it is a very rare and threatened species and have provided the City with a management plan as follows:

1. The sprayed out turf grasses left (not dug out) with a good composting wood chip at min 50mm depth to drip line. Levels around base of main stem to ensure not building up over basal bark.
2. Retain photosynthetic material and remove deadwood only (stage/year 1).
3. Customise water to deliver regular/seasonal requirements. Improving penetration of moisture if required. Eventual moisture reduction based on progressive condition improvements.
4. Customised organic chelate like Hibrix or other appropriate native fertiliser.
5. If vitality is compromised some specific photosynthetic mass reduction may offer revitalisation but this is based on structural form and what is achievable through best practice formative/corrective pruning.
6. Watering, fertilising, mulching and minor prune required annually based on progress etc.
7. More substantial pruning may be required through maturity.

The tree (see photographs) is within the Eco-zone area of David Cruickshank Reserve so the plan is similar to how all the trees within the area are to be maintained. City staff will be putting the plan into action next week. It is interesting that this tree was only identified because of the installation of the new perimeter path in David Cruickshank Reserve which prompted local botanical artist, Philippa Nikulinsky to take a stroll.

City Technical Officer, James Marshall and Acting Manager Parks Services, Craig New should be congratulated for their prompt response to the report of the tree. The City also appreciates the work of Amanda Shade and Jeremy Thomas from the Kings Park Board.





Planning & Development

Montario Quarter (Old Shenton Park Hospital) Update

Landcorp have advised that demolition has now been completed, with the only remaining structures being the State Heritage listed buildings. The neighbours have been kept informed of the works, with regular updates provided to both Spine and Limb Foundation and Shenton College. Service removal and forward works are nearing completion with earthworks progressing on the northern half of the site.

Prior to Christmas, they submitted a subdivision plan to the Department of Planning Lands and Heritage over the balance of the site (three western lots), this plan has now been referred to the City.

Further, with the assistance of the City's landscape and engineering teams Landcorp have completed a set of Public Realm Guidelines for the project. They also undertook modifications to the multi-res Built Form Design Guidelines (so that these match the approved subdivision plan) with this document now with Department of Planning to finalise. There was also two Scheme Policies submitted for the provision of public art and signage over the project area. WAPC considered these policies in late 2017, with these scheduled to be advertised in the coming weeks.

Landcorp are also nearing the finalisation of the first sales process for the site, with proposals submitted by shortlisted parties in early December 2017. Their aim is to have a recommendation submitted to their Board in late February. Following this Landcorp wish to discuss the proposed development detail for the re-use of Victoria House and the larger mixed use site in the development with the City.



Natural Areas

Feral animal control

European Wasps:

The City participates in a monitoring program for European Wasps and traps (pictured) have been set up around reserves throughout the City. They will be monitored until April. The City is rarely subject to an infestation of the European Wasp as they frequently enter areas that are close to industrial areas and large freight services from the eastern states where the wasp has been well established. This is simply a precautionary exercise as the wasps can be quite hazardous. Any positive identification will result in the Department of Primary Industries and Regional Development (formerly Department of Agriculture and Food) tracking and destroying the nest.

European Wasps are frequently mistaken for paper wasps which are quite common throughout Perth. European wasps create large nests underground and eat meat, meaning they can present a danger to pets (due to their attraction to pet meat) and people though eating outdoors and barbeques.

	
EUROPEAN WASP	PAPER WASP
Size	
Workers: About 15 mm (size of a bee). Queens: larger (not usually seen).	Longer than a bee: 15-19 mm long.
Body shape	
Stout: Like a bee.	Longer and thinner than a bee. Narrow waist.
Colour	
Bright yellow and black, no other colours.	Yellow paper wasp: Bright yellow and black. Common paper wasp: Brown with yellow and black stripes.
Antennae	
All black (see picture above).	Orange or brown tips (see picture above).
Flying	
Legs held close to body during flight. Fly very quickly, generally do not hover.	Back legs dangle down during flight. Often seen hovering around bushes and over lawns.
Nests	
Rarely seen. Usually below ground.	Often seen. Usually above ground.



Feral Bee Hive removal:

The City undertakes feral bee hive removal. This is due to their using the limited tree hollows available for native animals and insects. Locations have been mapped and a contractor has been engaged. Removal work starts this week.

Projects

Coastwest 2016-17 complete:

The submitted Audit report was accepted, and this project is completed. The project highlights intensive restoration of 2200m² degraded coastal dune area in front of Shore House Café and surrounding areas with 4000 seedlings. The project was delivered in collaboration with the City, community groups as well as professional services from weeding, ground preparation, planting, tree guard installation and watering. Maintenance, weeding and small scale infill planting will be ongoing.



Riverbank 2016-17:

Preparing for the final report due this month. This project was intensive revegetation with over 5000 seedlings among previously restored areas to encourage further establishment of vegetation which has been challenging due to dry weather and difficult soil conditions. This project was very successful with a new method of planting using Water absorbent material and compost. So far visual inspection indicates that survival rate is as very high as 80 to 90 %. Actual count will be conducted in the end of summer.



Shared Services – A tale of assistance from the Building Services Department

Services

Since August 2014 the City has been partnering with the Town of Claremont (Town) to provide shared services for building control matters. The City's building department has been sharing its expertise and knowledge with the Town and providing services being the assessment of building applications, the creation and management of a swimming pool inspection program and the investigation of building compliance matters.

The Town has benefited from the extension of the City's building department which effectively creates one large department covering two municipalities. This is possible as building regulations are consistent throughout the state of WA, so the rules are the same for everybody regardless of which council they are in.

Building applications that are submitted either at the City or the Town are subject to the same scrutiny and assessment. Application for both councils are dealt with at the City and either issued from the City or the Town. The Town has a building coordinator who is being trained by the City and continues to be mentored in building matters while attending to administration duties at the Town and receiving the backup of the City's building department as if we were in fact one department.

A four-yearly rotational swimming pool program has been set up for the Town and continues each year in the same way that the City's program operates. The Town's pool barriers

inspections have received the same professional scrutiny and inspection as the City's own inspection do. It has resulted in increased revenue for the Town and improved compliance.

Building control and compliance matters are also dealt with under the same regulations and have the same basic protocol applied to each case. Infringement or prosecution outcomes are investigated by the City initially and referred to each respective council executive for final approval.

A major advantage with the application of shared services is that rate payers and applicants in both council areas are dealt in the same way improving the consistency of regulation for both councils avoiding the complaint about the ever-differing rules applied in different councils. That is all but a thing of the past in the building department of the Nedlands/Claremont Council.

The City continues to provide these services and with new innovations and process improvement happening at the City now, and into the future, the Town will also be able to become a beneficiary of those improvements as interaction between us improves.

Services are provided on a fee for service with cost recovery being the basis of the charge applied. Due to constantly evolving process over the last 31/2 years the City has been able to introduce significant efficiencies in all areas of service provision and keep costs down.

Dues to process improvements and continued mentoring of the Town's building coordinator, this financial year, service fees have dropped on average by 7%. This has meant that since services began in 2014 on average only a 11% increase in service fees has occurred.

As a comparison the overall cost to the Town, for three and a half years, to provide for similar in-house services, when estimated at current market value, would be approximately \$1million which when compared to what it has actually cost the Town, the estimated saving is around \$685,000.

Shared services and partnership has shown that significant efficiency and savings outcomes can be achieved with mutual benefit for each partner.

Over the last three and a half years shared services undertaken for the Town are shown below against those of the City as the result of our partnership.

Services Completed	Town of Claremont	City of Nedlands
Building Permit Approvals	942	1986
Swimming Pool Inspections	1633	4755
Compliance Matters	57	492
Grand Total	2632	7200

Technical Advice

Having possibly the only fully resourced building department in the western suburbs we are able to provide technical advice to applicants, rate payers and the public at large regarding building control matters, applications for building approvals, swimming pool inspections, building compliance and general building related matters.

This advice is transferable anywhere in the state because the Building Act 2011 and associated legislation is the same throughout the state of WA and the Building Code of Australia is consistent throughout Australia.

This means that the same advice is given out regardless of whether you are an applicant to the City or the Town removing the frustration of different interpretations for different Council areas and improved customer confidence across the two districts.

In this regard the City can extend consistent advice to our service partners in the course of normal work as part of our shared services.

The City has also provided mentorship to employees of the Town of Claremont to assist their own development in the building surveying industry which in turn benefits the Town as it they can then give the same consistent advice to their own applicants and rate payers confident in the knowledge of backup from the City.

Further technical advice is being made available to cover off new innovations in record keeping and electronic processing recently undertaken by the City which again is made available to the Town of Claremont, in the normal course of events, as ongoing improvements. These technological improvements will maintain compliance with state records keeping requirements and State and Federal statistical reporting to the WA Building Commission and the Australian Bureau of Statistics which maintain the City as lead innovator in these areas.

Shared Benefits

During the last four years the City has extended its services to other local governments who have found themselves temporarily under resourced. The main services provided in these cases was the assessment of building permits, technical advice and consultancy.

The Shire of Serpentine Jarrahdale was assisted between April to September 2015 and working with our own planning department provided services and advice and the processing and issuance of building applications after the Shire lost most of its building department due to restructure.

Another was the Town of East Fremantle who we assisted in May 2016 to provide services and advice, processing and issuance of building applications as annual leave cover after the Town's only building surveyor took much needed annual leave.

Services Completed	Shire of Serpentine Jarrahdale	Town of East Fremantle
Building Permit Approvals	226	12
Consultancy and Advice	1	1
Grand Total	227	13

Fee for Services - Fiscal Outcome

Overall fee for services for the period August 2014 to Jan 2018:

Fee for Services	Town of Claremont	Shire of Serpentine Jarrahdale	Town of East Fremantle
Building Permit Approvals	\$315,000	\$82,900	\$2,700
Swimming Pool Inspections			
Compliance matter			
Consultancy and Advice			
Grand Total	\$400,600		

Reserves and greenways

Maintenance work for fire breaks was completed in November as well as spring weed control programs. Other maintenance including, seed collection, summer weed control, ground preparation for the next winter restoration projects and path maintenance are scheduled during summer months.

Turtle nesting activities at Mason’s Garden:

A report was received about turtle nesting on the surrounding lawn area early December. In consultation with Turtle Rescue Network, a cage structure using chicken wire was installed to protect the surface from mowing and any other potential disturbances. Parks Services have been informed. Incubation takes 6 to 10 months. This is a great observation as some other councils are reporting population decline while ours seems to be going strong.



Greg Trevaskis
Chief Executive Officer

Our Ref: JLT/DJM/5466637
Enquiries: David Marsh
Email: dmarsh@solbros.com.au

Level 15, 197 St Georges Terrace
Perth, Western Australia 6000

PO Box 7055
Cloisters Square WA 6850

Telephone: +61 8 9282 5888
Facsimile: +61 8 9282 5855

9 January 2018

www.solbros.com.au

McLeods
Stirling Law Chambers
220-222 Stirling Highway
CLAREMONT WA 6010

Attention: Mr Peter Gillett

By Email: pgillett@mcleods.com.au

Dear Mr Gillett

**CITY OF NEDLANDS v PROBUILD CONSTRUCTIONS (AUST) PTY LTD
MAGISTRATES COURT OF WESTERN AUSTRALIA PE 7221 of 2016**


We refer to your letter of 20 December 2017.

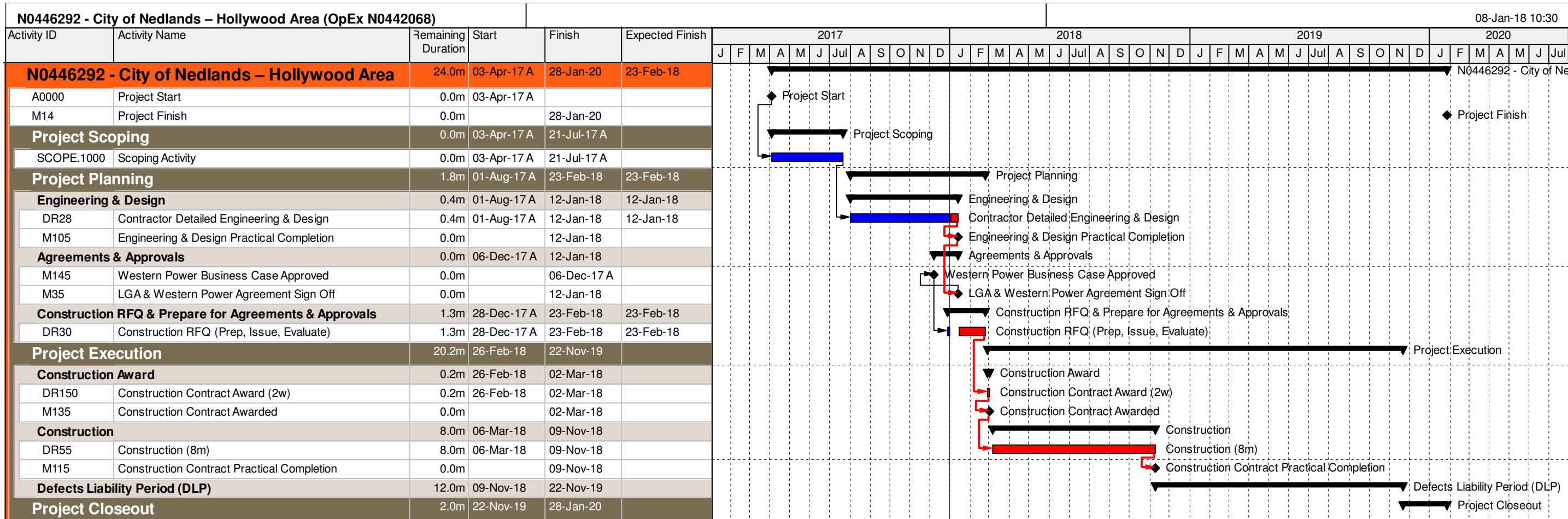
We are instructed by our client that it anticipates making payment of the fine in the amount of \$120,000, plus your client's costs in the amount of \$17,500, into your trust account by this Friday, 12 January 2018.

With respect to the planned rehabilitation of Lot 65, our client is liaising with Tranen to obtain an up-to-date quote for those works in accordance with the rehabilitation plan prepared by Tranen in April 2016. We expect to revert to you shortly with our client's full instructions as to the responsibility for and management of the works going forward.

If you have any queries in the meantime, please do not hesitate to contact us.

Yours faithfully





█ Actual Work █ Critical Remaining Work ▶ Summary
█ Remaining Work ◆ Milestone

9.4 Responsible Authority Report – Lot 538 (No. 93) and Lot 539 (No. 95) Broadway, Nedlands – Mixed Use Development (38 Multiple Dwellings and Office)

Council	8 September 2020 – Committee Meeting
Applicant	Element
Landowner	Andrew Macvie and Kamala Macvie & Premium Custody Services Pty Ltd
Director	Peter Mickleson - Director Planning & Development
Employee Disclosure under section 5.70 Local Government Act 1995	Nil
Report Type	
Information Purposes	Item provided to Council for information purposes.
Reference	DAP/20/01789
Previous Item	Nil
Delegation	Not applicable – Joint Development Assessment Panel application.
Attachments	Responsible Authority Report and Attachments – available at: https://www.dplh.wa.gov.au/about/development-assessment-panels/daps-agendas-and-minutes

Councillor Mangano left the meeting at 10.44 pm.

Mayor de Lacy - Impartiality Interest

Mayor de Lacy disclosed that she is a paid member of the MINJDAP that will be considering this item at a meeting scheduled for 14th September. As a consequence, there may be a perception that her impartiality on the matter may be affected. In accordance with recent legal advice from McLeod's released to the local government sector in relation to a recent Supreme Court ruling, Mayor de Lacy declared she will not stay in the room and debate the item, or vote on the matter. I will leave the room and request that the Deputy Mayor preside over the meeting for that item.

Councillor Smyth – Impartiality Interest

Councillor Smyth disclosed that she is a paid member of the MINJDAP that will be considering this item at a meeting scheduled for 14th September. As a consequence, there may be a perception that her impartiality on the matter may be affected. In accordance with recent legal advice from McLeod's released to

the local government sector in relation to a recent Supreme Court ruling, Councillor Smyth declared she would leave the room and not participate in the debate, or vote on the matter.

Mayor de Lacy & Councillor Smyth left the meeting at 10.45 pm.

Deputy Mayor McManus assumed the chair.

Councillor Mangano returned the meeting at 10.46 pm.

Regulation 11(da) – The Committee did not support the RAR and wished to provide reasons for its position and nominate councillors to represent Council at the JDAP.

Moved – Councillor Bennett

Seconded – Councillor Coghlan

Committee Resolution

Council:

- 1. notes the Responsible Authority Report for the proposed Mixed Use Development: 38 multiple dwellings and 1 office on Lot 538 (no. 93) Broadway and Lot 539 (no. 95) Broadway, Nedlands.**
- 2. agrees to appoint Councillor Bennett and Councillor Coghlan to coordinate the Council’s submission and presentation to the Metro Inner-North JDAP.**
- 3. informs the Development Application Panel in this submission that:**
 - a. Council does not support the RAR recommendation for approval of the development at 93 and 95 Broadway; and**
 - b. reasons for the Council’s alternate position on the findings of the RAR for 93 and 95 Broadway are as follows;**
 - i. Excessive height, bulk, scale that proposes an allowance for a plot ratio of 2.19, which exceeds the primary control plot ratio of 2.0 permitted for R-AC3.**
 - ii. Negative impacts on neighbouring properties including overshadowing, overlooking, loss of privacy and loss of amenity.**
 - iii. There has been inadequate consideration of whether the proposed dwellings nearest to 97 Broadway are impacted by the required non-occupation exclusion**

- zones from existing mobile telecommunication equipment located on the roof of 97 Broadway, comprising a telecommunication base station.
- iv. The proponent has not conducted a cumulative traffic assessment that considers other proposed developments on Broadway as well as the existing restricted traffic flow arrangement in the immediate area.
 - v. Inconsistency with City of Nedlands LPS3, Scheme Amendment 7, under which the proposed development would be non-compliant with building height limits and plot ratio. Inconsistency with Broadway Interim LPP height and setbacks.
4. instructs the CEO to write to the presiding member of MINJDAP by close of business on 9 September 2020 to request that its meeting to consider the development application for 93 to 95 Broadway Nedlands be cancelled to enable the City to obtain advice for the MINJDAP on the public safety impacts from existing mobile telecommunication equipment comprising a base station located on the roof of 97 Broadway and whether the proposed development complies with required non-occupation exclusion zones.

CARRIED UNANIMOUSLY 10/-

Recommendation to Committee

That Council:

1. notes the Responsible Authority Report for the proposed 38 Mixed Use Development comprising of 38 Multiple Dwellings and an Office at Lot 538 (No. 93) and Lot 539 (No. 95) Broadway, Nedlands;
2. agrees to appoint Councillor and Councillor to coordinate the Council's submission and presentation to the Metro Inner-North JDAP;
3. does / does not (remove one) support approval of the development; and
4. provides the following reasons for the Council's position on the application:
 - a. ..

1.0 Executive Summary

In accordance with the Planning and Development (Development Assessment Panels) Regulations 2011, Administration have prepared a Responsible

Authority Report (RAR) in relation to the revised plans received on 13 May 2020 for the Metro-Inner North Joint Development Assessment Panel (JDAP) Form 1 Application at Lot 538 (No. 93) and Lot 539 (No. 95) Broadway, Nedlands. The application proposes the development of a six-storey mixed-use development, comprising of 38 apartments and an office at ground level.

The purpose of this report is to inform Council of Administration's recommendation to the JDAP.

2.0 Background

On 13 May 2020, the City received a development application for Mixed Use Development comprising of 38 Multiple Dwellings and an Office at No.93-95 Broadway, Nedlands which is to be determined by the Metro-Inner North Joint Development Assessment Panel. The subject site is zoned 'Mixed Use' and has a density coding of R-AC3.

On the 23 January 2020, the City appointed Hassell to undertake the built form modelling for the Nedlands Town Centre, Broadway and Waratah Precincts in which the subject site is located within. As Hassell is the architect on this application, there is a potential for a perception there being a conflict of interest and therefore to the City sought to appoint an independent planning consultant (Altus) to undertake the assessment work and present at the Metro-Inner North Joint Development Assessment Panel.

Altus submitted the RAR on the 4 September 2020, recommending that the JDAP approve the application. A copy of the revised RAR and revised plans are attached to this report for your reference.

3.0 Application Details

Development approval is sought for the construction of a six (6) storey mixed use development comprising 38 residential apartments and an office tenancy located at Lot 538 (No. 93) and Lot 539 (No. 95) Broadway, Nedlands. The proposal can be summarised as follows:

- The proposed dwelling mix include 16 single-bedroom apartments (with 9 containing a study) 14 two-bedroom apartments and 8 three-bedroom apartments
- Six (6) storeys with communal amenities for residents located at the rear of the site with deep soil planting. As measured to the highest point of the development above the corresponding NGL, the six-storey building is approximately 20.2m in height;
- 1 office tenancy comprising of 83.7m² with a nil setback to Broadway;
- 71 car parking bays, comprising 60 residents' bays, 6 visitors bays and 5 commercial bays.

4.0 Consultation

The City's Local Planning Policy – Consultation of Planning Proposals states that the development proposal for multiple dwellings is classified as a “Complex” Application. In accordance with this policy, the application was advertised for a period of 21 days from 19 June 2020 to 11 July 2020. At the conclusion of advertising the City received a total of 128 submissions, 116 of which objected to the proposal, three provided comments and nine raised no objection.

As per the requirements of the City's Local Planning Policy – Consultation of Planning Proposals, the amended plans received on the 13 August 2020 were not publicly advertised as they proposed no additional impacting modifications to the original plans. However, the plans will be placed on the City's Your Voice page for the information of interested residents, providing an opportunity for review with comments likely to be presented via deputations to the JDAP.

5.0 Amendments to the Development Application Plans

The applicant submitted revised plans and technical information on 13 August 2020 that differed from the plans as advertised.

6.0 Recommendation to JDAP

Approval, subject to conditions.

7.0 Conclusion

The City received the JDAP application for Lot 531 (No.79) and Lot 532 (No.81) Broadway, Nedlands on 19 May 2020. The subject lot is zoned 'Mixed Use' and has a density code of R-AC3. Altus was appointed to prepare a report due to a perceived conflict of interest. The recommendation is for approval.

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

Nil.

11. Confidential Items

Nil.

Declaration of Closure

There being no further business, the Presiding Member declared the meeting closed at 11.07 pm.