



City of Nedlands

Agenda

Council Meeting

24 September 2019

Dear Council member

The next Ordinary Meeting of the City of Nedlands will be held on Tuesday 24 September 2019 in the Council Chambers at 71 Stirling Highway Nedlands commencing at 7 pm.

Mark Goodlet
Chief Executive Officer
18 September 2019

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City of Nedlands

Notice of an Ordinary Meeting of Council to be held in the Council Chambers, Nedlands on Tuesday 27 March 2018 at 7 pm.

Council Agenda

Declaration of Opening

The Presiding Member will declare the meeting open at 7 pm and will draw attention to the disclaimer below.

(NOTE: Council at its meeting on 24 August 2004 resolved that should the meeting time reach 11.00 p.m. the meeting is to consider an adjournment motion to reconvene the next day).

Present and Apologies and Leave Of Absence (Previously Approved)

Leave of Absence None.
(Previously Approved)

Apologies None as at distribution of this agenda.

Disclaimer

Members of the public who attend Council meetings should not act immediately on anything they hear at the meetings, without first seeking clarification of Council's position. For example, by reference to the confirmed Minutes of Council meeting. Members of the public are also advised to wait for written advice from the Council prior to taking action on any matter that they may have before Council.

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

1. Public Question Time

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

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

2. Addresses by Members of the Public

Addresses by members of the public who have completed Public Address Session Forms to be made at this point.

3. Requests for Leave of Absence

Any requests from Councillors for leave of absence to be made at this point.

4. Petitions

Petitions to be tabled at this point.

5. Disclosures of Financial Interest

The Presiding Member to remind Councillors and Staff of the requirements of Section 5.65 of the *Local Government Act* to disclose any interest during the meeting when the matter is discussed.

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

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

6. Disclosures of Interests Affecting Impartiality

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

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

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

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

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

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

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

8. Confirmation of Minutes

8.1 Ordinary Council Meeting 27 August 2019

The Minutes of the Ordinary Council Meeting held 27 August 2019 are to be confirmed.

9. Announcements of the Presiding Member without discussion

Any written or verbal announcements by the Presiding Member to be tabled at this point.

10. Members announcements without discussion

Written announcements by Councillors to be tabled at this point.

Councillors may wish to make verbal announcements at their discretion.

11. Matters for Which the Meeting May Be Closed

Council, in accordance with Standing Orders and for the convenience of the public, 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.

12. Divisional reports and minutes of Council committees and administrative liaison working groups

12.1 Minutes of Council Committees

This is an information item only to receive the minutes of the various meetings held by the Council appointed Committees (N.B. This should not be confused with Council resolving to accept the recommendations of a particular Committee. Committee recommendations that require Council's approval should be presented to Council for resolution via the relevant departmental reports).

The Minutes of the following Committee Meetings (in date order) are to be received:

Arts Committee

19 August 2019

Unconfirmed, Circulated to Councillors on 26 August 2019

Council Committee

10 September 2019

Unconfirmed, Circulated to Councillors on 17 September 2019

Note: As far as possible all the following reports under items 12.2, 12.3, 12.4, 13.3, 13.4 and 17.1 will be moved en-bloc and only the exceptions (items which Councillors wish to amend) will be discussed.

12.2 Planning & Development Report No's PD34.19 to PD40.19 (copy attached)

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.

PD34.19	No. 20 Nardina Crescent, Dalkeith – Additions to Single House
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Committee	10 September 2019
Council	24 September 2019
Applicant	Snell Building Services
Landowner	J Liu & Z Gu
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	DA19/35759
Previous Item	Nil.
Delegation	In accordance with Clause 6.7.1a) of the City's Instrument of Delegation, Council is required to determine the application due to objections being received
Attachments	1. Applicant's Justification 2. Site Photographs

Committee Recommendation / Recommendation to Committee

Council approves the development application dated 7 May 2019, with amended plans received on 9 August 2019 for additions to a single house at No. 20 Nardina Crescent, Dalkeith, subject to the following conditions and advice:

1. 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;

2. This development approval only pertains to additions to the single house and associated site works;
3. All footings and structures to retaining walls, fences and parapet walls, shall be constructed wholly inside the site boundaries of the property's Certificate of Title; and
4. All stormwater from the development, which includes permeable and non-permeable areas shall be contained onsite.

Advice Notes specific to this proposal:

1. A separate development application is required to be submitted to and approved by the City prior to erecting any fencing within the street setback area(s) which is not compliant with the deemed-to-comply provisions of the Residential Design Codes, and/or erecting any fencing behind the primary street setback area which is more than 1.8m in height above natural ground level;
2. All street tree assets in the nature-strip (verge) shall not be removed. Any approved street tree removals shall be undertaken by the City of Nedlands and paid for by the owner of the property where the development is proposed, unless otherwise approved under the Nature Strip Improvement approval;
3. All swimming pool wastewater shall be disposed of into an adequately sized, dedicated soak-well located on the same lot. Soak-wells shall not be situated closer than 1.8m to any boundary of a lot, building, septic tank or other soak-well;
4. All swimming pools, whether retained, partially constructed or finished, shall be kept dry during the construction period. Alternatively, the water shall be maintained to a quality which prevents mosquitoes from breeding;
5. All downpipes from guttering shall be connected so as to discharge into drains, which shall empty into a soak-well; and each soak-well shall be located at least 1.8m from any building, and at least 1.8m from the boundary of the block. Soak-wells of adequate capacity to contain runoff from a 20-year recurrent storm event. Soak-wells shall be a minimum capacity of 1.0m³ for every 80m² of calculated surface area of the development;
6. All internal water closets and ensuites without fixed or permanent window access to outside air or which open onto a hall, passage, hobby or staircase, shall be serviced by a mechanical ventilation exhaust system which is ducted to outside air, with a minimum rate of air change equal to or greater than 25 litres / second;

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

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

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

8. **This decision constitutes planning approval only and is valid for a period of two years from the date of approval. If the subject development is not substantially commenced within the two-year period, the approval shall lapse and be of no further effect.**

PD35.19	No. 52 Stirling Highway, Nedlands – Single House
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Committee	10 September 2019
Council	24 September 2019
Applicant	SSB Pty Ltd t/a Content Living the Home Builder
Landowner	Stirling High Pty Ltd
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	DA19/34537
Previous Item	Nil.
Delegation	In accordance with the City's Instrument of Delegation, Council is required to determine the application when discretion exists to approve the application and the officer recommendation is for refusal.
Attachments	1. Site Photographs 2. Main Roads Comment

Committee Recommendation

Council approves the development application dated 15 February 2019 with amended plans dated 05 and 16 April 2019 for a Single Dwelling at Lot 14, No. 52 Stirling Highway, Nedlands, subject to the following conditions and advice:

1. 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.
2. This development approval only pertains to the single dwelling, site works and dividing fencing.
3. A Noise Assessment and Management Report shall be prepared by a qualified consultant in accordance with the State Planning Policy 5.4 – Road and Rail Transport Noise Implementation Guidelines. This report shall be submitted to and approved by the City prior to the lodgement of a building permit. The

recommendations of the report shall be implemented and maintained throughout the life of the development to the satisfaction of the City of Nedlands.

- 4. The landowner/applicant shall make good any damage to the existing verge vegetation within the road reserve.**
- 5. All footings and structures to retaining walls and fences shall be constructed wholly inside the site boundaries of the property's Certificate of Title.**
- 6. All stormwater from the development, which includes permeable and non-permeable areas shall be contained onsite.**
- 7. The dwelling shall not be occupied by more than 6 persons who do not compromise of a single family, nor for a period less than 3 months by any given occupant.**

Advice Notes specific to this proposal:

- 1. The following advice is provided from Main Roads:**
 - a. The applicant should note that the above property is affected by a 10.5 metre Primary Regional Road reservation in the existing Metropolitan Region Scheme (MRS) as per Land Protection Plan 1.7137-1 enclosed and will be required for road purposes at some time in the future.**
 - b. The project for Stirling Highway is not listed in Main Roads current 4 year estimated construction program and is therefore considered long term. Please be aware project timing is subject to change and Main Roads assumes no liability for any change to the timing information provided.**
- 2. In relation to condition no. 3, the following is required to be included in the detailed noise assessment:**
 - The document must have some level of document control, detailing the date of issue, author and reviewer.**
 - An adequate description of the project should be provided including all relevant information such as background history, relevant previous studies, noise issues addressed and the commissioned scope of work.**
 - Site details should include location of major transport corridor/s, noise receiver locations (i.e. existing and proposed future residential areas) site information, and assessment locations. Maps with site details and a scale and north point should be provided.**

- **Applicable noise criteria must be accurately referenced and justified. These include:**
 - **Outdoor noise criteria in SPP5.4 (refer to Table 1 in the Policy) - for proposed new major road and rail infrastructure or proposed noise sensitive developments.**
 - **Where applicable, indoor noise criteria in Section 5.3.1 of the Policy.**
 - **Agreed noise-level objectives for redevelopment of major road and rail infrastructure (determined in consultation with the State environment agency and / or based on existing transport noise levels via site measurements).**
 - **The methodology for the assessment and stated assumptions must be reported. Noise assessment reports are typically based on either noise measurement or noise modelling prediction (Section 7.1.2).**
 - **Results must be presented clearly in a suitable format (tabulated format for individual point calculations and contour maps for grid point calculations) and should incorporate details of outcomes for measurement and / or modelling prediction and the stated level of uncertainty. Noise levels should be rounded to the nearest whole number.**
 - **Discussion and / or recommendations must also be provided and summarised within the document where some level of noncompliance and / or direct opportunity to improve amenity is found.**
 - **A summary must be provided which clearly outlines to the intended reader the projected level of compliance with applicable criteria.**
3. **A separate development application is required to be submitted to and approved by the City prior to erecting any new fencing within the street setback area(s) which is not compliant with the deemed-to-comply provisions of the Residential Design Codes, and/or erecting any fencing behind the primary street setback area which is more than 1.8m in height above approved ground levels.**
 4. **All crossovers to the street(s) shall be constructed to the Council's Crossover Specifications and the applicant / landowner to obtain levels for crossovers from the Council's Infrastructure Services under supervision onsite, prior to commencement of works.**
 5. **Any development in the nature-strip (verge), including footpaths, will require the relevant approval from the City's Technical Services department, prior to construction commencing.**

6. **All downpipes from guttering shall be connected so as to discharge into drains, which shall empty into a soak-well; and each soak-well shall be located at least 1.8m from any building, and at least 1.8m from the boundary of the block. Soak-wells of adequate capacity to contain runoff from a 20-year recurrent storm event. Soak-wells shall be a minimum capacity of 1.0m³ for every 80m² of calculated surface area of the development.**
7. **All internal water closets and ensuites without fixed or permanent window access to outside air or which open onto a hall, passage, hobby or staircase, shall be serviced by a mechanical ventilation exhaust system which is ducted to outside air, with a minimum rate of air change equal to or greater than 25 litres / second.**
8. **The applicant is advised to consult the City's Visual and Acoustic Privacy Advisory Information in relation to locating any mechanical equipment (e.g. air-conditioner, swimming pool or spa) such that noise, vibration and visual impacts on neighbours are mitigated. The City does not recommend installing any equipment near a property boundary where it is likely that noise will intrude upon neighbours.**

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

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

9. **This decision constitutes planning approval only and is valid for a period of two years from the date of approval. If the subject development is not substantially commenced within the two-year period, the approval shall lapse and be of no further effect.**

Recommendation to Committee

Council refuses the development application dated 15 February 2019 at Lot 14, No. 52 Stirling Highway, Nedlands, for the following reasons:

1. The development is inconsistent with the City's Local Planning Strategy which outlines Stirling Highway as being an Urban Growth Corridor to facilitate the majority of in-fill housing for the municipality;
2. As per clause 32.4 (2), residential uses are not permitted on the ground floor facing the primary street;
3. As per clause 32.4 (3), the development does not have an active frontage facing Stirling Highway;

4. The development does not meet the objectives of the zone as follows:
 - a) To facilitate development of an appropriate scale which is sympathetic to the desired character of the area;
 - b) To provide a variety of active uses on street level which are compatible with residential and other non-active uses on upper levels; and
 - c) To allow for the development of a mix of varied but compatible land uses.

PD36.19	No. 100 Stirling Highway, Nedlands – Roof Sign (Retrospective)
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Committee	10 September 2019
Council	24 September 2019
Applicant	Element
Landowner	Independent Cinemas Pty Ltd
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	DA19/36628
Previous Item	PD23.18 Municipal Inventory– May 2018 PD06.19 Request to remove deed – February 2019
Delegation	Refusal of applications where discretion exists for Council to approval the variations under the City's Local Planning Scheme No. 3 or policies.
Attachments	1. Site Photograph – January 2019 2. Listing on Municipal Inventory 3. Applicant's report 4. Main Roads comment

Committee Recommendation

Council approves the development application dated 12 June 2019 for the Roof Sign at Lot 7, No. 100 Stirling Highway, Nedlands, subject to the following conditions and advice:

1. 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.
2. This development approval only pertains to the existing roof sign.
3. The signage shall not display any discriminatory or offensive material.
4. The signage being maintained by the landowner at all times to the City's satisfaction.

Advice notes:

- 1. The applicant shall make application to the City's Building Services for a Building Approval Certificate, to acknowledge any unauthorised works.**

Recommendation to Committee

Council refuses the retrospective development application dated 12 June 2019 for a Roof Sign at No. 100 (Lot 123) Stirling Highway, Nedlands, for the following reason:

1. The roof sign does not comply with the City's Local Planning Policy – Signs objective “to avoid the proliferation of signs or signage which are not relevant to the business”, as the signage relates to third party advertising.

PD37.19	Scheme Amendment No. 2 – Lot 325-329 Bedford Street, Nedlands
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Committee	10 September 2019
Council	24 September 2019
Applicant	Hex Design & Planning
Landowner	Various
Director	Peter Mickleson – Director Planning & Development
Employee Disclosure under section 5.70 Local Government Act 1995	Nil.
Reference	Nil.
Previous Item	Nil.
Attachments	1. Scheme Amendment No. 2 Applicants Report

Committee Recommendation

That Council does not initiate Scheme Amendment 2 to Local Planning Scheme No. 3.

Recommendation to Committee

Council:

1. Initiates Scheme Amendment 2 to Local Planning Scheme No. 3 Pursuant to Section 75 of the Planning and Development Act 2005, and by:
 - a) Amending the Scheme Map by rezoning Lots 325-329 Bedford Street, Nedlands, from 'Residential R10' to 'Residential R60';
2. Considers that the amendment is a Standard Amendment in accordance with Planning and Development (Local Planning Schemes) Regulations 2015 regulation 35 (2), for the following reasons:
 - a) The proposed amendment is consistent with the Council's Local Planning Strategy which has been endorsed by the Commission; and
 - b) The proposed amendment does not result in any significant environmental, social, economic or governance impacts on land in the scheme area;
3. Forward Local Planning Scheme Amendment 2 – Bedford Street to the Environmental Protection Authority pursuant to Section 81 of the Planning and Development Act 2005; and

4. Advertise Local Planning Scheme Amendment 2 for a period of 42 days in accordance with Regulation 47 of the Planning and Development (Local Planning Schemes) Regulations 2015 and the City of Nedlands Local Planning Policy, Consultation of Planning Proposals Subject to Section 84 of the Planning and Development Act 2005.

PD38.19	Local Planning Scheme 3 – Local Planning Policy Waste Management and Guidelines
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Committee	10 September 2019
Council	24 September 2019
Director	Peter Mickleson – Director Planning & Development
Employee Disclosure under section 5.70 Local Government Act 1995	Nil.
Reference	Nil
Previous Item	Nil
Attachments	1. Draft Waste Management LPP 2. Draft Waste Management Guidelines

Committee Recommendation

That this item be deferred to a Councillor Briefing.

Recommendation to Committee

Council prepares, and advertises for a period of 21 days, in accordance with the Planning and Development (Local Planning Schemes) Regulations 2015 Schedule 2, Part 2, Clause 4, the Waste Management and Guidelines Local Planning Policy.

PD39.19	Local Planning Scheme 3 – Local Planning Policy Parking
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Committee	10 September 2019
Council	24 September 2019
Director	Peter Mickleson – Director Planning & Development
Employee Disclosure under section 5.70 Local Government Act 1995	Nil.
Reference	Nil
Previous Item	Item 6 – 2 May 2019 - Special Council Meeting PD25.19 – 23 July 2019 – Ordinary Council Meeting
Attachments	1. Draft Parking Local Planning Policy (TPS 2 parking ratios with no other standards) 2. Draft Parking Local Planning Policy (TPS 2 parking ratios and other standards)

Committee Recommendation

Council:

1. Proceeds to adopt the Parking Local Planning Policy, with modifications set out in Attachment 1, in accordance with the Planning and Development (Local Planning Schemes) Regulations 2015 Schedule 2, Part 2, Clause 4(3)(b)(ii);
2. Negotiate the Parking Local Planning Policy with the Western Australian Planning Commission prior to final approval in accordance with State Planning Policy SPP7.3, Residential Design Codes Volume 2 – Apartments 2019 Clause 1.2.3 and the City's Local Planning Scheme No 3 Clause 32.4(5); and
3. The Policy be amended as follows:
 - a. In clause 3.1 add “and other wheeled vehicles” after the word “cars”;
 - b. at the end of policy after tavern add residential 2 spaces per dwelling unit; 3 spaces per dwelling unit on lots greater than 1000 square metres;
 - c. page 1 at end change for hotel and motels 2 spaces per 5 guest rooms;
 - d. aged care to be the same parking as hospitals; and
 - e. amend policy wording to cover all parking non-residential and residential.

Recommendation to Committee

Council:

1. Proceeds to adopt the Parking Local Planning Policy, with modifications set out in Attachment 1, in accordance with the Planning and Development (Local Planning Schemes) Regulations 2015 Schedule 2, Part 2, Clause 4(3)(b)(ii); and
2. Refers the Parking Local Planning Policy to the Western Australian Planning Commission for final approval in accordance with State Planning Policy SPP7.3, Residential Design Codes Volume 2 – Apartments 2019 Clause 1.2.3 and the City's Local Planning Scheme No 3 Clause 32.4(5).

PD40.19	Local Planning Scheme 3 – Local Planning Policy - Residential Development: Single and Grouped Dwellings
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Committee	10 September 2019
Council	24 September 2019
Director	Peter Mickleson – Director Planning & Development
Employee Disclosure under section 5.70 Local Government Act 1995	Nil.
Reference	Nil
Previous Item	Item 6 – 2 May 2019 - Special Council Meeting PD27.19 – 23 July 2019 – Ordinary Council Meeting
Attachments	<ol style="list-style-type: none"> 1. Draft Residential Single and Grouped Dwelling Development Local Planning Policy 2. Draft Residential Single and Grouped Dwelling Development Local Planning Policy with tracked changes 3. Administration responses to the Mayor's suggested Local Planning Policy modifications

Committee Recommendation

Council proceeds with the draft Residential Single and Grouped Dwelling Development Local Planning Policy, with modifications as set out in Attachment 1, with the deletion of clause 4.1.1 and in clause 4.4.2 (a) deletion of the words “ancillary dwelling”, and re-advertises for a period of 21 days, in accordance with the Planning and Development (Local Planning Schemes) Regulations 2015 Schedule 2, Part 2, Clause 4(2).

Recommendation to Committee

Council proceeds with the draft Residential Single and Grouped Dwelling Development Local Planning Policy, with modifications as set out in Attachment 1, and re-advertises for a period of 21 days, in accordance with the Planning and Development (Local Planning Schemes) Regulations 2015 Schedule 2, Part 2, Clause 4(2).

12.3 Community & Organisational Development Report No's CM03.19 to CM05.19 (copy attached)

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.

CM03.19	Community Sport and Recreation Facilities Fund Applications – Swanbourne Nedlands Surf Life Saving Club and Nedlands Golf Club
Committee	10 September 2019
Council	24 September 2019
Applicant	City of Nedlands
Employee Disclosure under section 5.70 Local Government Act 1995	Nil.
Director	Lorraine Driscoll – Director Corporate and Strategy
Attachments	1. Swanbourne Nedlands Surf Life Saving Club Building Extension Business Case 2. Nedlands Golf Club Letter and plan

Committee Recommendation

Council:

1. Advises the Department of Local Government, Sport and Cultural Industries that it has ranked and rated the application to the Community Sport and Recreation Facilities Fund Annual Grant round as follows:
 - a. Swanbourne Nedlands Surf Life Saving Club (A Rating);
2. Endorses the above application to Department of Local Government, Sport & Cultural Industries on the condition that all necessary statutory approvals are obtained by the applicant;
3. Approves an amount of \$239,408 (ex GST) for Swanbourne Nedlands Surf Lifesaving Club for consideration in the 2020/21 draft budget, conditional on the project receiving Department of Local Government, Sport & Cultural Industries funding; and
4. Council defers the Nedlands Golf Club until next month.

Recommendation to Committee

Council:

1. Advises Department of Local Government, Sport and Cultural Industries (DLGSCI) that it has ranked and rated the application to the Community Sport and Recreation Facilities Fund Annual Grant round as follows:
 - a. Swanbourne Nedlands Surf Life Saving Club (A Rating);
 - b. Nedlands Golf Club (B Rating);
2. Endorses the above applications to Department of Local Government, Sport & Cultural Industries on the condition that all necessary statutory approvals are obtained by the applicant; and
3. Approves an amount of \$239,408 (ex GST) for Swanbourne Nedlands Surf Lifesaving Club for consideration in the 2020/21 draft budget, conditional on the project receiving DLGSCI funding.

CM04.19	Approval of Expenditure on Artwork Installation on Annie Dorrington Park
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Committee	10 September 2019
Council	24 September 2019
Applicant	City of Nedlands
Employee Disclosure under section 5.70 Local Government Act 1995	Nil.
Director	Lorraine Driscoll – Director Corporate & Strategy
Attachments	1. Arts Committee Terms of Reference.

Committee Recommendation / Recommendation to Committee

Council approves expenditure of up to \$15,000 on the installation of artworks by Tony Pankiw in the Annie Dorrington Park, Mt Claremont.

CM05.19	Arts Committee Recommendation Coordinator Annie Dorrington Park
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Committee	10 September 2019
Council	24 September 2019
Applicant	City of Nedlands
Employee Disclosure under section 5.70 Local Government Act 1995	Nil.
Director	Lorraine Driscoll – Director Corporate & Strategy
Attachments	Nil.

Committee Recommendation / Recommendation to Committee

Council requests the CEO to appoint an internal project coordinator to co-ordinate the process of the development of the Annie Dorrington Park, including the installation of the artworks within the park.

12.4 Corporate & Strategy Report No's CPS14.19 (copy attached)

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.

CPS14.19 List of Accounts Paid – July 2019	
Committee	10 September 2019
Council	24 September 2019
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 2019 2. Purchasing Card Payments July 2019 (29 th June 2019 – 28 th July 2019)

Committee Recommendation / Recommendation to Committee

Council receives the List of Accounts Paid for the month of July 2019 (refer to attachments).

13. Reports by the Chief Executive Officer

13.1 Common Seal Register Report – August 2019

The attached Common Seal Register Report for the month of August 2019 is to be received.

August 2019

SEAL NUMBER	DATE SEALED	DEPARTMENT	MEETING DATE / ITEM NO.	REASON FOR USE
928	19 August 2019	Planning & Development	Council Meeting 23 July 2019 Item 13.7	Seal Certification - Seal No. 928 - Deed of Lease in triplicate between City of Nedlands and City of Subiaco as lessee of portion of Mount Claremont Depot for Storage Purposes - Reserve 45054

13.2 List of Delegated Authorities – August 2019

The attached List of Delegated Authorities for the month of August 2019 is to be received.

Date of use of delegation of authority	Title	Position exercising delegated authority	Act	Section of Act	Applicant / CoN / Property Owner / Other
August 2019					
1/08/2019	(APP) - DA19-37403 - 5b Bulimba Rd, Nedlands (Lot 2) - Addition (Patio) to Grouped Dwelling	Senior Statutory Planning Officer	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	Abel Group
1/08/2019	BA48802 - Certified building permit - Office repairs	Manager Building Services	Building Act 2011	S20.1	Pettersons Insurerbuild
1/08/2019	BA48983 - Uncertified building permit - Solar Panels	Manager Building Services	Building Act 2011	S20.1	Clean NRG
2/08/2019	Approval to write off minor debts July 2019 - \$8.13	Chief Executive Officer	Local Government Act 1995	Section 6.12	
2/08/2019	(APP) - 54 Goldsmith Rd, Dalkeith - Additions (Carport and Patio) to Single Dwelling	Coordinator Statutory Planning	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	Russell Building Approvals
2/08/2019	BA48905 - Certified building permit - Walls	Manager Building Services	Building Act 2011	S20.1	Residential building WA
2/08/2019	BA48885 - Certified building permit – Dwelling	Manager Building Services	Building Act 2011	S20.1	Norvic Homes Pty Ltd

2/08/2019	BA48954 - Certified building permit - Addition	Manager Building Services	Building Act 2011	S20.1	Addstyle Constructions Pty Ltd
1/08/2019	BA48802 - Certified building permit - Office repairs	Manager Building Services	Building Act 2011	S20.1	Pettersons Insurerbuild
1/08/2019	BA48983 - Uncertified building permit - Solar Panels	Manager Building Services	Building Act 2011	S20.1	Clean NRG
2/08/2019	Approval to write off minor debts July 2019 - \$8.13	Chief Executive Officer	Local Government Act 1995	Section 6.12	
2/08/2019	(APP) - 54 Goldsmith Rd, Dalkeith - Additions (Carport and Patio) to Single Dwelling	Coordinator Statutory Planning	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	Russell Building Approvals
2/08/2019	BA48905 - Certified building permit - Walls	Manager Building Services	Building Act 2011	S20.1	Residential building WA
2/08/2019	BA48954 - Certified building permit - Addition	Manager Building Services	Building Act 2011	S20.1	Addstyle Constructions Pty Ltd
5/08/2019	BA48825 - Certified building permit - Additions	Manager Building Services	Building Act 2011	S20.1	Tangent Nominees Pty Ltd
6/08/2019	(APP) - 14 Genesta Cr, Dalkeith - Four Grouped Dwellings	Manager Planning	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	Ian Collins Homes Pty Ltd
6/08/2019	BA49071 - Certified building permit - Patio	Manager Building Services	Building Act 2011	S20.1	Patio Living
6/08/2019	BA48941 - Certified building permit - Solar panels	Manager Building Services	Building Act 2011	S20.1	Infinite Energy

7/08/2019	(APP) - 82 Monash Ave, Nedlands - Change of Use (Consulting Rooms) and Additions to Building	Coordinator Statutory Planning	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	Clifton Therapeutics Pty Ltd
7/08/2019	(APP) - 157 Princess Road, Nedlands - Two Storey Single Dwelling	Manager Planning	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	Building Cooperation WA Pty Ltd
7/08/2019	(APP) - 2 Curlew Rd, Dalkeith - Two Storey Single Dwelling	Manager Planning	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	Azure Luxury Homes
7/08/2019	BA43907 - Uncertified building permit - Score board	Manager Building Services	Building Act 2011	S20.1	UWA City Beach Water Polo Club Inc
8/08/2019	(APP) - DA19-36073 - 76 Louise St, Nedlands - Single Storey Single House	Coordinator Statutory Planning	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	Webb & Brown Neaves
8/08/2019	BA49131 - Demolition permit - Dwelling	Manager Building Services	Building Act 2011	s21.1	Vinsan Contracting
8/08/2019	BA49012 - Certified building permit - Patio	Manager Building Services	Building Act 2011	S20.1	Patio Living
8/08/2019	BA46589 - Building Approval Certificate – Fence	Manager Building Services	Building Act 2011	s58.1	T T Edwards
8/08/2019	BA46864 - Certified building permit – Patio	Manager Building Services	Building Act 2011	S20.1	Abel Patio and Roofing

8/08/2019	3040060 - Parking Infringement Withdrawal - Compassionate Grounds	Manager Health and Compliance	Local Government Act 1995	9.20/6.12(1)	Nikki Owen
9/08/2019	(APP) - 35A Archdeacon St, Nedlands - Addition (Patio) to Single Dwelling	Senior Statutory Planning Officer	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	Complete Approvals
9/08/2019	BA48497 - Certified building permit - Office fit out	Manager Building Services	Building Act 2011	S20.1	Dawn Express Partitioning and Construction Pty Ltd
12/08/2019	(APP) - DA19-36290 - 19 Taylor Rd, Nedlands - Single Storey Single Dwelling	Manager Planning	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	Plunkett Homes
12/08/2019	(APP) - DA19-37858 - 8 Stirling Hwy, Nedlands - Alterations to Commercial Building	Manager Planning	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	JUO
12/08/2019	(APP) - DA19-37849 - 2 Wavell Rd, Dalkeith - Additions (Pool Fencing) to Single Dwelling	Coordinator Statutory Planning	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	LPG Construction Pty Ltd
12/08/2019	BA49204 - Certified building permit - Solar panels	Manager Building Services	Building Act 2011	S20.1	Solgen Energy Group
12/08/2019	BA49182 - Certified building permit – Signage	Manager Building Services	Building Act 2011	S20.1	Discuss Print

13/08/2019	(APP) - DA19-35740 - 18 Viewway, Nedlands - Additions to Single House	Manager Planning	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	Paramount Design
13/08/2019	BA49058 - Certified building permit - Carport	Manager Building Services	Building Act 2011	S20.1	R S Pigdon
14/08/2019	(APP) - DA19-35628 - 38 Jutland Parade, Dalkeith - Retrospective Amendments to Single Dwelling and Approved Landscape Plan	Manager Planning	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	Urbanista Town Planning
14/08/2019	3039603 - Parking Infringement Withdrawal - Compassionate Grounds	Manager Health and Compliance	Local Government Act 1995	9.20/6.12(1)	Alexandra Jovicic
14/08/2019	BA47960 - Certified building permit - Additions	Manager Building Services	Building Act 2011	S20.1	G Morabito
15/08/2019	(APP) - 40 Jutland Parade, Dalkeith - Retrospective Amendments to Single Dwelling and Approved Landscaping Plan	Manager Planning	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	Urbanista Town Planning
15/08/2019	3039866 - Parking Infringement Withdrawal - Vehicle Breakdown	Manager Health and Compliance	Local Government Act 1995	9.20/6.12(1)	Darren Webster
15/08/2019	3041232 - Parking Infringement Withdrawal - Compassionate Grounds	Manager Health and Compliance	City of Nedlands Parking and Parking Facilities Local Law	9.20/6.12(1)	Terence McGonigle

15/08/2019	3039782 - Parking Infringement Withdrawal - Compassionate Grounds	Manager Health and Compliance	Local Government Act 1995	9.20/6.12(1)	Gordana Trtica
16/08/2019	(APP) - DA19-35073 - 75 Philip Rd, Dalkeith - Additions (Garage & Gym) to Single House	Manager Planning	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	Gobet-Hur Architects
16/08/2019	(APP) - DA19-35073 - 12 Stirling Highway - Additions to Office	Manager Planning	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	Go2 Group Pty Ltd
16/08/2019	(APP) - DA19-36866 2 Fox Green, Floreat- Two Storey Single Dwelling	Manager Planning	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	Novus Homes
16/08/2019	3039453 - Parking Infringement Withdrawal - Compassionate Grounds	Manager Health and Compliance	Local Government Act 1995	9.20/6.12(1)	Mariola Pietrzak Da Rocha
16/08/2019	BA48436 - Certified building permit - Pool barrier	Manager Building Services	Building Act 2011	S20.1	LPG Construction Pty Ltd
16/08/2019	BA46278 - Certified building permit - Patio	Manager Building Services	Building Act 2011	S20.1	Screenstyle WA Pty Ltd
16/08/2019	BA49287 - Occupancy Permit – Office	Manager Building Services	Building Act 2011	s58.1	Resolve Group Pty Ltd
16/08/2019	BA49246 - Certified building permit - Additions	Manager Building Services	Building Act 2011	S20.1	Hollis Constructions (1987) Pty Ltd

16/08/2019	BA49302 - Certified building permit - Carport	Manager Building Services	Building Act 2011	S20.1	West to West Carpentry Services Pty Ltd
18/08/2019	(APP) - DA19-37381 - 47 Archdeacon St, Nedlands - Addition (Cubby House) to Single Dwelling	Senior Statutory Planning Officer	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	R F Watson
19/08/2019	(APP) - DA19-37956 - 18 Taylor Rd, Nedlands - Additions to Single House	Coordinator Statutory Planning	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	Kensington Design Australia
19/08/2019	BA49410 - Certified building permit - Solar panels	Manager Building Services	Building Act 2011	S20.1	Lovegrove Electrical Pty Ltd
21/08/2019	(APP) - DA19-36157 - 2 Watt St, Swanbourne - Two Storey Single House	Manager Planning	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	Humphrey Homes
21/08/2019	(APP) - DA19-36154 - 4 Watt St, Swanbourne - Two Storey Single House	Manager Planning	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	Humphrey Homes
22/08/2019	(APP) - DA19-36117 - 2 Korel Gardens, Swanbourne - Addition (Screen Wall) to Single Dwelling	Manager Planning	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	Residential Building WA

23/08/2019	(APP) - DA19-37778 - 53 Strickland St, Mt Claremont - Over Height Dividing Fence Wall	Manager Planning	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	B W Baird
23/08/2019	(APP) - DA19-37854 - 9B Knutsford Street, Swanbourne - Over height dividing fence	Manager Planning	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	G K Goby
23/08/2019	BA46477 - Uncertified building permit - Patio	Manager Building Services	Building Act 2011	S20.1	Castlegate Home Improvements
25/08/2019	(APP) - DA19-35410 - 24 Dalkeith Rd, Nedlands - Single Storey Single Dwelling	Coordinator Statutory Planning	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	Dale Alcock Homes Pty Ltd
26/08/2019	3040531 and 3040532 - Parking Infringement Withdrawal - Officer Error	Manager Health and Compliance	Local Government Act 1995	9.20/6.12(1)	Yoon Leung
27/08/2019	3039972 - Parking Infringement Withdrawal - Compassionate Grounds	Manager Health and Compliance	Local Government Act 1995	9.20/6.12(1)	Helen Park
27/08/2019	BA47760 - Certified building permit - Pool and barrier	Manager Building Services	Building Act 2011	S20.1	Aquatic Leisure Technologies Pty Ltd
27/08/2019	BA49542 - Certified building permit – Dwelling	Manager Building Services	Building Act 2011	S20.1	Dale Alcock Homes Pty Ltd

29/08/2019	(APP) - DA19-38527 - 13 Robinson St, Nedlands - Addition (Outbuilding) to Single House	Coordinator Statutory Planning	Planning and Development (Local Planning Schemes) Regulations 2015	Regulation 82	Outdoor World Wangara
29/08/2019	BA49106 - Uncertified building permit - Outbuilding	Manager Building Services	Building Act 2011	S20.1	West OZ Transportables
29/08/2019	BA49648 - Demolition permit	Manager Building Services	Building Act 2011	s21.1	AAA Demolition and Tree Service
30/08/2019	BA49469 - Certified building permit - Office	Manager Building Services	Building Act 2011	S20.1	Go2 Group Pty Ltd
30/08/2019	BA49837 - Certified building permit - Renovations	Manager Building Services	Building Act 2011	S20.1	Chartwell Construction Pty Ltd

13.3 Bruce Trust and Esplanade

Committee	13 September 2019
Council	24 September 2019
Applicant	City of Nedlands
Employee Disclosure under section 5.70 Local Government Act 1995	Nil.
CEO	Mark Goodlet
Attachments	1. Bruce Trust Deed 2. Attorney General Advice Dated 1 May 2019

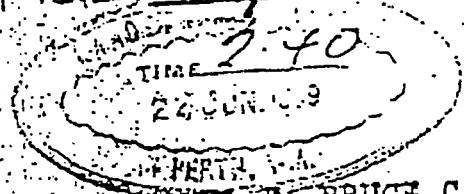
Committee Recommendation / Recommendation to Committee

Council instructs the CEO to put forward a Scheme Proposal to the Office of the Attorney General to vary the Bruce Trust Indenture as follows, by the insertion of a new clause numbered '9':

The Indenture, dated 4 June 1909, in respect of the Bruce Trust Land, is varied by adding, immediately after clause 8, a new clause 9 as follows:

- '9. Notwithstanding anything in this Indenture, the Road Board may do whatever is necessary or appropriate to:
- (a) enable part of the said Lot 792 (but not exceeding twenty feet in width) to be used as a road, aligned as nearly as practicable to the existing road known as The Esplanade;
 - (b) enable the application of the City of Nedlands Parking and Parking Facilities Local Law 2013 (as amended or replaced from time to time) to the road known as The Esplanade, including any part of the road that is on the said Lot 792; and
 - (c) prohibit the charging of fees that allow for parking on any part of the road that is on the said Lot 792; and
 - (d) maintain, but not increase, the bituminised surface and associated road infrastructure constructed on the said Lot 792, as existing at 31st May 2019.

5/1909
DATED 14th June 1909



COLONEL E. BRUCE C.B.

and

THE CLAREMONT ROAD BOARD

Attested Copy
Declaration of
Trust

For DEED
Recd 22nd June 1909
at 2.40.
444
73
B. E. DARBYSHEE
Solicitor,
PERTH.

B. E. DARBYSHEE
Solicitor,
PERTH.

As the undersigned Clerk to the Board of the
Roads and Bridges of the City of Perth
do hereby certify that the within written
declaration of trust is a true and correct
copy of the original declaration of trust
as the same appears in the records of the
City of Perth.

Attested
for the Board



TRANSFER OF LAND ACT 1893

AUTHORIZED TO CANCEL STAMPS

DECLARATION OF TRUST.

THIS INDENTURE made the

fourth

day of

*January*One thousand nine hundred and nine BETWEEN EDWARD BRUCE of

Folkestone England Gentleman (hereinafter called the grantor

which term includes his personal representatives) of the one

part AND THE CLAREMONT ROAD BOARD (hereinafter called theRoad Board) of the other part WHEREAS the grantor is the ..

Titles.
 registered proprietor of Swan Locations 122 123 ~~and 140~~ and
 portions of Swan Locations ~~25~~ and ~~253~~ being the untransferred

portion of the land comprised in Certificate of Title Volume
 NOW 444. 73

104 Folio 98 known as the NEEDLANDS PARK ESTATE and has by

Transfer of even date transferred to the said Road Board so

much of the said Estate as is comprised in Lot 792 on deposi-

ted plan 2948 AND WHEREAS the consideration for the said ...

Transfer was the execution by the Road Board of an Agreement

dated the Seventh day of August One thousand nine hundred and

seven and made between the parties hereto And the object for

which the said land was so transferred was to secure an open

area and reserve under the control of the said Road Board for

the use and enjoyment for all time of all persons within the

District under the jurisdiction of the Road Board AND WHEREAS

it is desirable to set forth the trusts and conditions upon

which the said land was so transferred and is now held by the Road Board NOW THIS INDENTURE WITNESSETH that the parties mutually covenant and declare as follows:-

1. THE said land so transferred shall be vested in and held by the said Road Board as a Reserve and Recreation Ground under the "Roads Act 1902" or any Act amending the same to the same extent and in the same manner as if the said land were a reserve placed under the control and management of the Board by the Governor and be subject to all Bylaws and Regulations for the time being made and published by the Road Board in relation thereto provided that no such Bylaws or Regulations shall discriminate between any class or description of persons using or desiring to use the said land for recreation purposes.
2. THE Road Board shall not lease or let the said land or any part thereof but shall at all times retain the exclusive possession management and control thereof.
3. THE owners and occupiers for the time being of the subdivisinal lots on the said plan abutting upon the said lot 792 shall at all times have free access to and from the foreshore over the said last mentioned lot.
4. THE Road Board shall not build or erect any erections or structures upon the said Lot 792 of a height exceeding thirty feet nor except as in this paragraph provided interfere with the rights of access in the last preceding paragraph referred to No building erection or structure under this clause

shall be placed closer than twenty five feet to the boundary line of any of the said subdivisinal lots abutting on Lot 792.

6. THE Road Board shall keep the said land and all buildings and erections thereon in good order and condition and properly cleaned and attended to.

5. THE Road Board shall not commit or permit on the said land any act or thing likely to become or be a nuisance damage annoyance or injury to the grantor or to any person or persons owning leasing or occupying any part of the said Estate.

7. THESE presents may be enforced against the Road Board by any person who for the time being is lessee occupant or owner of the said estate or any part thereof and for such purpose such persons shall be deemed beneficiaries under and entitled to the benefit of this instrument.

8. THE grantor or the Registrar of Titles may lodge a Caveat against the Certificate of Title of the land to protect these presents.

IN WITNESS whereof the said parties have hereunto set their hands and seals the day and year first before written.

SIGNED SEALED AND DELIVERED by the)
said EDWARD BRUCE by his Attorney)
Arthur Henry Williams in the pres-)
ence of,)

Edward Bruce
by his Attorney
Arthur H Williams

THE COMMON SEAL of the CLAREMONT)
ROAD BOARD was hereunto affixed in)
the presence of,)

W. Langbe

Thos H. Cooper
Chairman
Claremont Road Board

5973/09 14002/33
31134/11 15000/34 2014/17

TRANSFER 2206
11019 Vol. 432, Fol. 171

Item 13.3 Attachment 4



REGISTER BOOK.

Vol. 444 Fol. 73



WESTERN AUSTRALIA.

Certificate of Title

under "The Transfer of Land Act, 1893."

Sch. 3, 58 V., 14

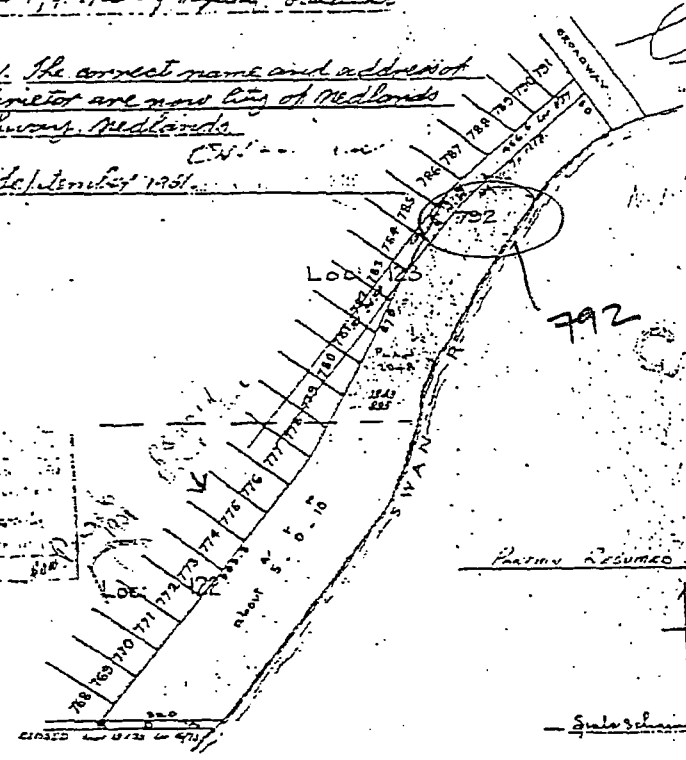
The Claremont Road Board

is now the sole proprietor
of an estate in fee simple in possession subject to the easements and encumbrances notified hereunder, in All
that piece of land delineated and coloured green on the map hereon,
containing five acres and ten perches
or thereabouts, being Portion of Swan Locations 122 and 123 and being
Lot 792 on deposited plan 2948.

Application 20581/934 By order is consent appearing in the Government Gazette of 12 August 1934
the name of Claremont Road Board is attached to the said land and therefore the
name of the registered proprietor of the said described land is now Claremont Road Board, and
its address is 199, Darling Highway, Nedlands.

Application 4102/1961. The correct name and address of
the registered proprietor are now City of Nedlands
of 71 Darling Highway, Nedlands.

13th September 1961



Dated the Twenty-second day of June 1961
hundred and ninety-six

Registrar of Titles.

For encumbrances and other matters affecting the land see back.

[Initials]

City of Nedlands 10 May

Application 1051 Vol. 679 Fol. 136
1919



REGISTER BOOK.

Vol. 715 Fol. 136

Plan 44

WESTERN AUSTRALIA.

Certificate of Title

under "The Transfer of Land Act, 1893," (Sch. 5, 56 Vic. 14.)

CT 0715 0136 F



Arthur Henry Williams of Perth, Gentleman.

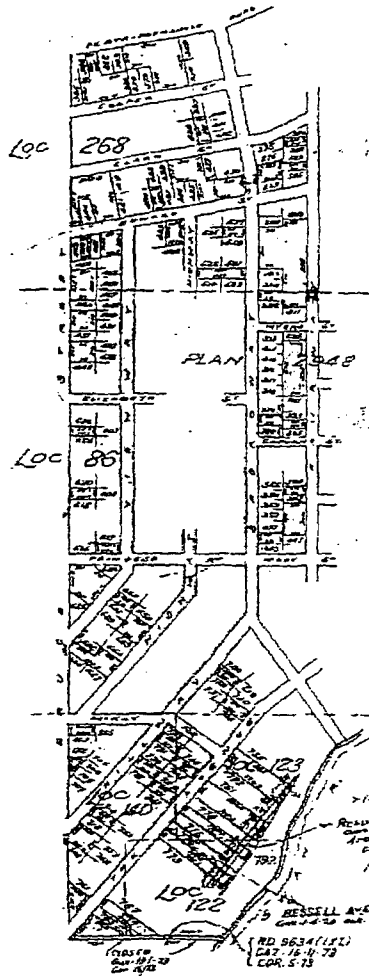
is now the *sole* proprietor

of an estate in fee simple in possession subject to the easements and encumbrances notified hereunder in ALL
(those) pieces of land delineated and coloured *green* on the map hereon,

containing *the aggregate of twenty four acres one rood thirty four and a half perches.*

or thereabouts, being *portions of Swan Locations 86 122 123 140 and 268 being part of the land on plan 2948.*

Portions coloured brown and portions resumed remain.



Scale 10 chains to an inch
A.H.W.

AREA OF UPTOWN
LOTS 280 OF 23-24
RDN 12 11-30
TOTAL 260.12 34.50

Dated the First day of August, One thousand nine hundred and

A.H.W.

Registrar of Titles.

For encumbrances and other matters affecting the land see back.

EASEMENTS AND ENCUMBRANCES REFERRED TO.

5/03 9/04

Easement remains in as to balance of lot 78 & see reservation of title, part

- Transfer 12/10/1916 Lot 774 to Edith Adelaide White Registered 13th August 1919 at 11.50
 715-137
- Transfer 14/02/1919 Lot 773 to Edith Adelaide White Registered 14th August 1919 at 11.50
 715-137
- Transfer 30/05/1919 Lot 183 to Constantinos Kourkouris Registered 8th August 1919 at 11.50
 716-3
- Transfer 24/06/1919 Lot 711 to Joseph L. Sampson Registered 21st August 1919 at 11.00 am
 717-126
- Transfer 27/06/1919 Lot 403 to Thatcher & Sons, Brickery Registered 27th August 1919 at 2.55
 718-5
- Transfer 14/08/1919 Lot 641 to Frederick Henry Connally Registered 22nd September 1919 at 1.15
 719-113
- Transfer 15/09/1919 Lot 619 to Charles Gordon Danks Registered 23rd September 1919 at 1.15
 720-12
- Transfer 16/09/1919 Lot 367 to Oliver Harford and William Thomas Kugel (old friends) Registered 2nd October 1919 at 11.50
 720-118
- Transfer 16/09/1919 Lots 424, 425 & 426 to George Milton Leffman Registered 7th October 1919 at 2.50
 720-152
- Transfer 22/05/1919 Lot 449 to Thimothey Hannibal Woodford Registered 15th October 1919 at 12.45
 721-104
- Transfer 25/09/1919 Lot 779 to Beatrice Maude Brown Registered 13th November 1919 at 9.00
 723-161
- Transfer 27/11/1919 Lot 343 to Victor Arthur Tenn Registered 12 November 1919 at 2.45
 723-180
- Transfer 27/11/1919 Lots 344 and 345 to Clifton Leslie Tenn Registered 13 November 1919 at 2.45
 723-181
- Transfer 28/11/1919 Lot 309 to Archibald McDonald Registered 13 November 1919 at 2.58
 724-1
- Transfer 24/07/1919 Lots 383 and 384 to William Stephen Bradley Registered 18 November 1919 at 2.35
 724-61
- Transfer 29/02/1919 Lot 764 to Dora Lucy Simonds Registered 28th November 1919 at 1.00
 725-47
- Transfer 29/03/1919 Lots 494 & 495 to Caroline Madge Langford Registered 28th November 1919 at 10.00
 725-48
- Transfer 29/06/1919 Lot 631 to Oliver Harford Registered 8th December 1919 at 11.10
 726-154
- Transfer 9/06/1919 Lot 344 to Charles Milled Registered 9th December 1919 at 12.30
 726-131
- Transfer 29/06/1919 Lot 438 to Grace Regge Holden Registered 10th December 1919 at 3.00
 727-51
- Transfer 29/06/1919 Lot 652 to Frederick Charles Preshaw Registered 12th December 1919 at 3.00
 727-110
- Transfer 28/11/1920 Lot 641 to Frank Thornton Thornton Registered 17th January 1920 at 11.00 am
 728-25
- Transfer 22/11/1920 Lot 329 to The War Service Homes Commission Registered 22nd January 1920 at 11.00 am
 728-146
- Transfer 12/03/1920 Lot 361 to Caroline Madge Langford Registered 6th February 1920 at 10.40
 729-50

Sheet 2. Volume 715 Folio 136.

Transfer 472/1920 Lots 417, 418, 442, 443 & 445 to Leslie George Allen Registered 26th February 1920 at 10.40 o'clock
733 - 116 & 117

Transfer 479/1920 Lot 750 to Leslie George Allen Registered 26th February 1920 at 10.40 o'clock
733 - 118

Public Works Act 1902

Sec. II.

Cor. 1419/10 Gazette 27.2.20 Area 13.1.315 Pion 4280

Portion of the land herein comprised is resumed for the purpose of Medlands Park Foreshore Improvements and the said land is vested in His Majesty accordingly freed and discharged from all trusts mortgages charges ———— estates rights-of-way or other easements whatsoever.

By proclamation dated 19.2.20

Asst. Registrar of Titles.

Transfer 1718/1920 Lot 766 to Charles Ann Donaldson Registered 20th February 1920 at 1 o'clock
735 - 118

Transfer 1826/1920 Lot 631 to Andrew Stephen Registered 23rd February 1920 at 11.55 o'clock
733 - 72

Transfer 1900/1920 Lots 365 and 366 to Herbert Thomas Bram Registered 25 February 1920 at 2.55 o'clock
733 - 106

Transfer 2871/1920 Lot 719 to Caroline Bennetts Registered 18th March 1920 at 2.15 o'clock
735 - 120

Transfer 3361/1920 Lot 431 to Henry Ottewill Registered 31st March 1920 at 11.5 o'clock
736 - 116

Transfer 3400/1920 Lots 289, 290, 291 & 292 to Herbert Keble O'Sullivan Registered 31st March 1920 at 2.30 o'clock
736 - 128

Transfer 3579/1920 the unresumed portion of Lot 761 to Eugene Mountford Potvin Registered 6th April 1920 at 11.30 o'clock
737 - 117

Transfer 3794/1920 Lots 327 & 328 to Ellen Amelia Keith Lewis Registered 14th April 1920 at 12 o'clock
737 - 125

Transfer 3193/1920 Lot 326 to Thomas John Hall Registered 14th April 1920 at 12 o'clock
737 - 121

Transfer 4171/1920 Lots 628 & 630 to Walter Vernon Kinnison Registered 22nd April 1920 at 4.15 o'clock
738 - 82

Transfer 4743/1920 Lot 364 to Oscar Berthold Hoffmann Registered 7th May 1920 at 11.15 o'clock
740 - 6

Transfer 4931/1920 Lot 462 to The Mar Lervine Home Commission Registered 11 May 1920 at 11.30 o'clock
740 - 52

Transfer 5053/1920 Lot 632 to John Sinclair Bissett Registered 14th May 1920 at 11.30 o'clock
740 - 97

Transfer 6443/1920 Lot 433 to Dinah Edwards Registered 7th June 1920 at 10 o'clock
744 - 140

Transfer 6444/1920 Lot 432 to Dinah Edwards Registered 17th June 1920 at 10 o'clock
744 - 141

Transfer 6540/1920 Lot 434 to Elizabeth Emily Larmont Registered 21st June 1920 at 12.40 o'clock
744 - 140

Transfer 8865/1920 Lot 661 to Christopher John Mitchell Registered 20th August 1920 at 2 o'clock
750 - 143

715-136

Transfer 9404/1920 Lot 462 to Caroline Mudge Longford. Registered 9th September 1920 at 10.00
752-88

Transfer 9527/1920 Lot 722 to Alice Ann Kilgus. Registered 11th September 1920 at 10.00
752-165

Transfer 9922/1920 part of Lot 774, to William Duncan King. Registered 20th September 1920 at 2.55
754-11

Transfer 10604/1920 Lot 330 to Ruby Evelyn Pearl Drummond. Registered 2nd October 1920 at 11.30
756-71

Transfer 11282/1920 Lots 321, 655 and 656 to John George Thornton - Registered 19th October 1920 at 3.00 p.m.
757-198

Transfer 11755/1920 Lots 531 & 532 to Kathleen Imabel Manning. Registered 2nd November 1920 at 10.25
759-9

Transfer 11860/1920 Lot 308 to The West Service Homes Commission. Registered 4th November 1920 at 10.00
759-80

Transfer 11896/1920 Lot 450 to John Francis Cronin. Registered 4th November 1920 at 2.45
759-89

Transfer 13346/1920 Lot 625 to Ernest Borland Stanbury. Registered 13th December 1920 at 1.00
763-51

Transfer 13471/1920 Lots 415 & 416 to Jean Cross. Registered 16th December 1920 at 1.10
763-96

Transfer 13849/1920 Lot 771 to Harry George Perrin. Registered 24th December 1920 at 1.25
764-71

Transfer 382/1921 Lot 350 to Olive Valentine Collins. Registered 18th January 1921 at 10.00
765-147

Transfer 465/1921 Lot 452 to Margaret Gordon Sharp. Registered 20th January 1921 at 10.40
765-178

Transfer 466/1921 Lot 453 to Charles Hayes Sharp. Registered 20th January 1921 at 10.40
765-179

Transfer 733/1921 the unresumed portion of Lot 780 (2 1/2 104%) to Charles Hargreaves & Co. Registered 1st February 1921 at 1.50
766-129

Transfer 1115/1921 Lot 635 to Andrew Roy Hannah & Mary Jackson. Registered 11th February 1921 at 12.10
767-169

Transfer 1318/1921 Lot 295 to Angelo Petridis. Registered 17th February 1921 at 3.00
768-49

do Lot 777. Contract 4420/1921 lodged 12. 4. 1921 at 11.45
767-1923

Transfer 5405/1921 Lot 762 to William John Eddington. Registered 29th June 1921 at 1.45
779-143

Transfer 7495/1921 Lot 325 to Alexander Crawford. Registered 5th September 1921 at 2.35
784-117

Transfer 8006/1921 Lot 365 to Alfred Gustaf Johansson. Registered 19th September 1921 at 10.20
786-62

Transfer 8774/1921 Lot 613 to Joseph Wood Langford. Registered 19th October 1921 at 11.30
789-90

Transfer 8891/1921 Lot 710 to Clarence Pascoe. Registered 22nd October 1921 at 10.15
789-124

Transfer 9136/1921 Lot 628 to George Percival Schooner. Registered 1st November 1921 at 11.15
790-157

Transfer 9137/1921 Lots 381 and 382 to George Percival Schooner. Registered 1st November 1921 at 11.15
790-158

Transfer 9138/1921 Lot 378 to Henry Evans Pearce. Registered 1st November 1921 at 11.15
790-159

Transfer 4528/1921 Lots 306 and 307 to James Hamilton Johnson -
Registered 12th November 1921 at 11.35 A.C. am. *affide*
791. 110 Registrar of Titles

Transfer 457/1922 Lots 277 and 278 to Mary Ellen Jones -
20th January 1922 at 3 P.C. pm. *affide*
796. 3. Registrar of Titles

Transfer 1074/1922 Lot 346 to Charles Miller -
February 1922 at 3 P.C. pm. *affide*
797. 153. Registrar of Titles

Transfer 3527/1922 Lot 305 to Robert William Knight -
13th May 1922 at 11.40 A.C. am. *affide*
805. 130. Registrar of Titles

Transfer 7004/1922 Lots 455, 456, and 457 to Fred Ruffenord -
Registered 7th September 1922 at 3 P.C. pm. *affide*
813. 24. Registrar of Titles

Transfer 2382/1923 Lots 376 and 377 to Joseph Wood Langford -
Registered 20th March 1923 at 1.30 P.C. pm. *affide*
826. 96. Registrar of Titles

Transfer 14292/1923 Lots 284, 300, 301, 302, 303 and 304 to Joseph Wood Langford -
Registered 6th June 1923 at 3 P.C. pm. *affide*
832. 110. Registrar of Titles

Transfer 2675/1923 Lot 377 to Walter ...
8th September 1923 at 11.30 A.C. am. *affide*
840. 115. Registrar of Titles

Transfer 2747/1924 Lot 281 to Joseph Dabene. Registered 30th October 1924 at 1.45 P.C. pm. *affide*
873. 21. Registrar of Titles

Transfer 126/1925 Lot 729 to Alfred James Reppert Corp -
9th January 1925 at 3 P.C. pm. *affide*
877. 39. Registrar of Titles

Transfer 1161/1925 Lot 460 to Carl Godfred Bernhard Jensen -
Registered 18th February 1925 at 2.15 P.C. pm. *affide*
879. 191. Registrar of Titles

Transfer 2056/1925 Lot 334 to John Jensen -
March 1925 at 10.20 A.C. am. *affide*
883. 75. Registrar of Titles

Transfer 1120/1926 Lot 763 to Douglas Matthew Forsyth. Registered 17th February 1926 at 1.50 P.C. pm. *affide*
912. 101. Registrar of Titles

Transfer 1356/1926 Lot 324 to Alfred Amey. Registered 19th February 1926 at 2.30 P.C. pm. *affide*
912. 182. Registrar of Titles

Transfer 1427/1926 Lot 147 to ...
Registered 11th May 1927 at 12.10 P.C. pm. *affide*
962. 115. Registrar of Titles

Application 2627461. The fee of the portion of R.O.W. closed by Gazette 19.1.73 and included in Lot 765 on plan 2948 (Sheet 5) is now included in Vol 1343 Fol 894. Registered 14th February 1973 at 10.52 am.

Application 2627462. The fee of the portion of R.O.W. closed by Gazette 19.1.73 and included in Lot 792 on plan 2948 (Sheet 5) is now included in Vol 1343 Fol 894. Registered 14th February 1973 at 10.52 am.

Application 2627463. The fee of the portion of R.O.W. closed by Gazette 19.1.73 and included in Lot 792 on plan 2948 (Sheet 5) is now included in Vol 1343 Fol 894. Registered 14th February 1973 at 10.52 am.

Application 2627464. The fee of the portion of R.O.W. closed by Gazette 19.1.73 and included in Lot 764 on plan 2948 (Sheet 5) is now included in Vol 1344 Fol 268. Registered 22nd February 1973 at 11.00 am.

City of Nedlands - 18 May 2007



Application A627462

Volume 444 Folio 73
715 136

WESTERN



AUSTRALIA



1343 895

CERTIFICATE OF TITLE

UNDER THE "TRANSFER OF LAND ACT, 1893" AS AMENDED

I certify that the person described in the First Schedule hereto is the registered proprietor of the undermentioned estate in the undermentioned land subject to the easements and encumbrances shown in the Second Schedule hereto.

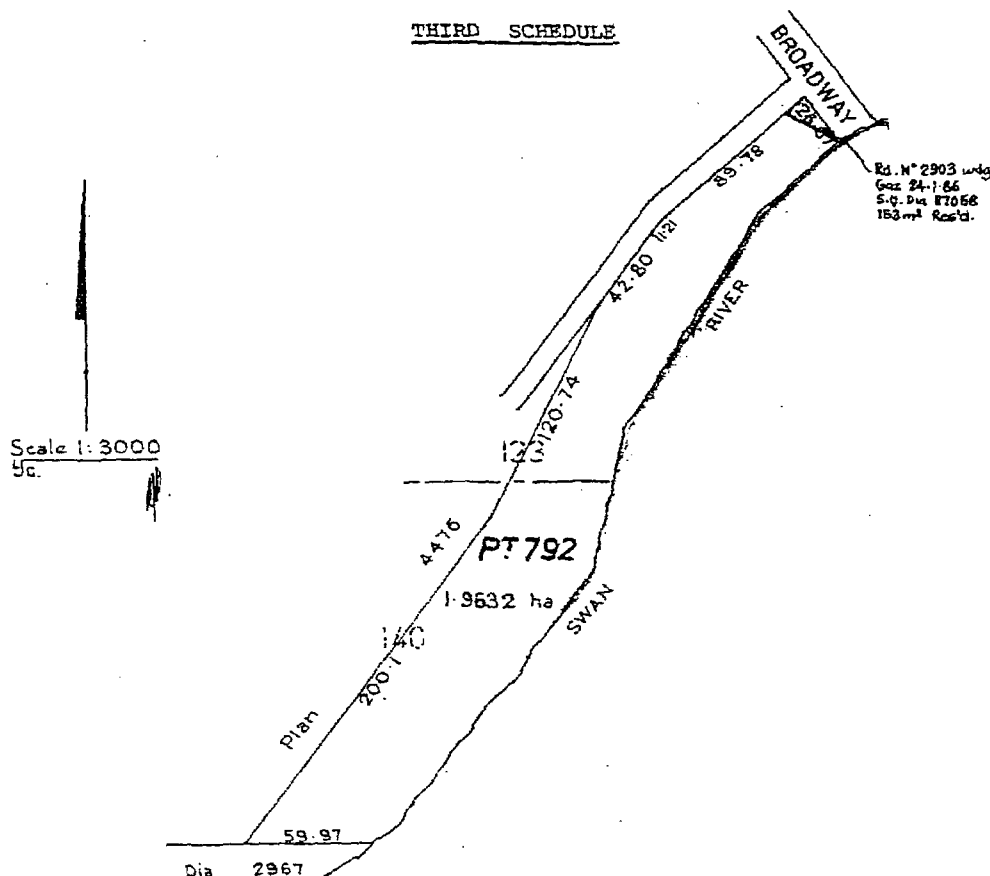
DATED 14th February, 1973

Hedwards
REGISTRAR OF TITLESESTATE AND LAND REFERRED TO

Estate in fee simple in portion of each of Swan Locations 122 and 123 and being part of Lot 792 on Plan 2948 (Sheet 5), delineated and coloured green on the map in the Third Schedule hereto.

FIRST SCHEDULE (continued overleaf)City of Nedlands of 71 Stirling Highway, Nedlands.SECOND SCHEDULE (continued overleaf)

1. CAVEAT 485/1909. Lodged by Commissioners Instruction 22.6.09 at 2.40c/o.

Hedwards
REGISTRAR OF TITLESTHIRD SCHEDULE

NOTE: RULING THROUGH AND SEALING WITH THE OFFICE SEAL INDICATES THAT AN ENTRY NO LONGER HAS EFFECT. ENTRIES NOT RULED THROUGH MAY BE AFFECTED BY SUBSEQUENT ENDORSEMENTS.

70971/871-304-0/501

FIRST SCHEDULE (continued)		RULING THROUGH AND SEALING WITH THE OFFICE SEAL INDICATES THAT AN ENTRY NO LONGER HAS EFFECT. ENTRIES NOT RULED THROUGH MAY BE AFFECTED BY SUBSEQUENT ENDORSEMENTS.				
REGISTERED PROPRIETOR	INSTRUMENT		REGISTERED	TIME	SEAL	INITIALS
	NATURE	NUMBER				

SECOND SCHEDULE (continued)		NOTE: RULING THROUGH AND SEALING WITH THE OFFICE SEAL INDICATES THAT AN ENTRY NO LONGER HAS EFFECT. ENTRIES NOT RULED THROUGH MAY BE AFFECTED BY SUBSEQUENT ENDORSEMENTS.									
INSTRUMENT		PARTICULARS	REGISTERED	TIME	SEAL	INITIALS	CANCELLATION	NUMBER	REGISTERED OR LODGED	SEAL	INITIALS
NATURE	NUMBER										

CERTIFICATE OF TITLE VOL.

1343 895



Attorney General; Minister for Commerce

Our ref: 67- 00818
Your ref: PROJ-1566224070-50

The City of Nedlands
as Trustee of the Bruce Trust
71 Stirling Hwy
NEDLANDS WA 6009

Attention: Greg Trevaskis, Chief Executive Officer

Dear Mr Trevaskis

BRUCE TRUST – SCHEME UNDER *CHARITABLE TRUSTS ACT 1962 (WA)*

1. By letter dated 1 May 2017, the City of Nedlands (**City**), as trustee of the Bruce Trust, submitted a scheme under the *Charitable Trusts Act 1962 (WA)* (the **Act**) to vary the Bruce Trust. In addition to the initial letter, I also received:
 - (a) your letters to the State Solicitor's Office dated 4 and 17 January 2018, which provided further information in relation to the proposed scheme;
 - (b) a copy of the advertisement of the scheme;
 - (c) nine submissions in response to the scheme; and
 - (d) your letter to the State Solicitor's Office dated 21 November 2018, responding to issues raised in those submissions.
2. I accept that all the persons who made representations in response to the advertisement or notice of the scheme have an interest in the matter and I have had regard to those representations, in accordance with section 10A(5)(b) of the Act.

Summary

3. I would approve the scheme as it relates to parking, subject to conditions to reduce the allowed width of road reserve and prohibit paid parking or bitumenising of the Bruce Trust land. I would refuse the scheme in relation to erecting new, taller lighting structures.
4. I invite the City to submit an amended scheme to give effect to this conclusion.

A. The Bruce Trust

5. The Charles Court Reserve is an area of the Swan River foreshore in the City of Nedlands. It is made up of separate land parcels, one of which is Lot 792 on deposited plan 2948, with an area of 19,482.6m², owned by the City of Nedlands subject to a charitable trust (the **Bruce Trust Land**).

6. The trust was established by a deed dated 4 June 1909 (the **Trust Deed**) by which Edward Bruce transferred land known as the "Nedlands Park Estate" to the Claremont Road Board.
7. The Trust Deed established a charitable trust, requiring the land to be held "as a Reserve and Recreation Ground". The City of Nedlands (as the successor to the Claremont Road Board) is the registered proprietor of the Bruce Trust Land and is the current trustee of the Trust.

B. Scheme proposed

8. The City seeks approval of the following scheme:

The Indenture, dated 4 June 1909, in respect of the Bruce Trust Land, is varied by adding, immediately before clause 7, a new clause 6 as follows: -

(6) Notwithstanding anything in this Indenture, the Road Board may do whatever is necessary or appropriate to enable –

(a) part of the said Lot 792 (but not exceeding sixty feet in width) to be used as a road, aligned as nearly as practicable to the existing road known as The Esplanade;

(b) the erection upon the said Lot 792 of light towers, each not exceeding a height of 99 feet, for the purpose of illuminating the playing fields on the said Lot 792 and the adjoining Reserve Lot 5168; and

(c) the application of the City of Nedlands Parking and Parking Facilities Local Law 2013 (as amended or replaced from time to time) to the road known as The Esplanade, including any part of the road that is on the said Lot 792.

9. The City advised that:
"The primary purpose of this proposal is to address road safety concerns adjacent to, and resolve non-compliant lighting on, the Bruce Trust land."
10. Since the scheme addresses two separate issues, road safety and lighting, these issues are addressed separately below.

C. Preliminary issues

Jurisdiction

11. Under section 10A of the Act (and regulation 3(1) of the *Charitable Trusts Regulations 2015* (WA)), I have jurisdiction to approve schemes where the value of the property is less than \$100,000.
12. The City provided a valuation of the Bruce Trust Land dated 5 December 2017 for a valuation as at 23 November 2017 prepared by Herron Todd White. The valuation report states that the current market value of the Bruce Trust Land "As is" is \$75,000. I note that the market value takes into account the current constraints on the use of the land (that is, the land may only be used for recreational purposes). Accordingly, on the basis of the valuation report, I am satisfied that I have jurisdiction to approve the scheme since the Bruce Trust Land is valued at less than \$100,000.

Validity of notice

13. One submission I received asserted that the scheme should be refused on the basis that the notice given by the City of the scheme was "misleading and substantively defective", because it only invited submissions from "any person who opposes the Scheme", rather than inviting submissions more generally from any person considered by the Attorney General to have an interest in the matter. The submission asserted that the Notice implied that an application had been made to the Court under section 10(2) of the Act, which would invoke the requirements of sections 11 and 12 of the Act and that the notice may lead the general public to think that if they supported the scheme, there was no capacity to make a submission.
14. I am not persuaded by the argument that the notice was invalid, or that the scheme should be refused on that basis, for several reasons:
 - (a) First, in my view, the wording was broad enough to capture any relevant submissions (and certainly captures any that could be relied upon by a person opposing the scheme);
 - (b) Secondly, the Act requires that the trustees give public notice of the scheme "in such a manner as the Attorney General thinks fit". No further requirements for the advertising are set out. This allows some latitude in the drafting of the advertisement. I directed the form of the notice;
 - (c) Thirdly, the call for submissions in opposition to the scheme mirrors the approach of the Act which, in section 11 setting out the advertising requirements for schemes to be submitted to the Supreme Court, refers to notice "requir[ing] any person desiring to oppose the scheme" to respond. Similarly, section 12 requires a person "wishing to oppose a scheme" to give notice before the hearing. There is no equivalent, broader provision allowing for submissions in support of the scheme;
 - (d) Fourthly, in my view the notice does not (as alleged) misleadingly suggest an application has been made to the Court, such that sections 11 and 12 of the Act are invoked. The Act contains two separate procedures: one for approval by the Attorney General (section 10A), the other for approval by the Supreme Court (sections 10, 11 and 12). The notice expressly states that the application has been made under section 10A;
 - (e) Fifthly, the advertisement of a scheme under section 10A is not mandatory in every case (under section 10A(5)(a));
 - (f) Finally, in any event, section 10A(11) of the Act expressly provides that the "Attorney General may approve a scheme even if the procedural requirements of this Part have not been complied with in relation to the scheme." Although the submission argues that the advertisement is not procedural, I do not agree with this view. It seems clear from a fair reading of the whole of section 10A that advertising requirements would be considered procedural requirements.
15. Not all the submissions received were from people opposed to the scheme. One merely sought a change to a parking design (which apparently did not actually relate to the proposed scheme).

Claims that information was misleading

16. Some submissions opposing the scheme alleged that information provided to local residents, at a public information session and in a letter dated 28 February 2018, was misleading. Based on the City's response to those allegations, I am not satisfied that they are correct.

17. In any event, those materials were not submitted to me other than to respond to those allegations, so do not form part of the basis on which I assessed the scheme.

Other approvals

18. Some submissions referred to environmental concerns relating to the proposed towers (given that flocks of fairy terns fish and roost in the area) and a requirement for permits under the *Swan and Canning Rivers Management Act 2006* (WA). The City acknowledged this legislation and advised that it intended to consult with, and seek necessary approvals from, the Swan River Trust division of the Department of Biodiversity, Conservation and Attractions before undertaking any development on the Bruce Trust Land.
19. The City could not seek those approvals before approval of the scheme. In my opinion, any environmental issues can be adequately addressed through that approvals process.

D. Road safety / parking

20. By the City's letter dated 1 May 2017, submitting the scheme, the City explained the purpose of this aspect of the scheme as follows:

"The proposed variation 6(a) seeks to use a modest portion of the Bruce Trust Land as road reserve, to address road safety issues on the road adjacent, the Esplanade. The current width and layout of the existing Esplanade road reserve is not sufficient to accommodate the number of visitors to recreational areas of the foreshore including the Bruce Trust land. The substandard width of the Esplanade, combined with a high volume of parallel parking, half on the verge and half on the road, creates sight line hazards and safety concerns for passing vehicles. The issue is particularly prevalent during weekends and evenings when games are being played on the Bruce Trust land and a large number of people are visiting the area for passive recreation and dog walking. ...

The proposed variation 6(c) would enable the City to apply local parking laws upon the portion of land identified in variation 6(a) to ensure the provision of parking can be effectively managed for safety and maximising public amenity."

21. The City's letter to the State Solicitor's Office dated 4 January 2018 expanded upon the safety improvements in relation to sightlines that were sought by the scheme:

"The insufficient parking availability and road width currently means that vehicles driving past the Bruce Trust are illegally driving over solid white lines and struggling to pass oncoming traffic. This is not only unsafe to those driving past as it creates sight line hazards and increases chances of collision, but also makes it unsafe for Bruce Trust visitors parked along the Esplanade and exiting their cars or for Bruce Trust visitors crossing the road between parked cars. The current lack of parking and safe access currently often means that people driving to the area to make use of the Bruce Trust land for recreation, are forced to park much further down the road and use alternative public space, or are discouraged from visiting the area at all."

22. The City has advised that the width of the current Esplanade road reserve is 10 metres, which is half the width of most other roads in the City. In its response to

submissions dated 21 November 2018, the City clarified that it refers to "road reserve" in a broader sense:

"The City is referring to the road reserve in its true sense of land classified as road reserve under Certificate of Title which is typically required to accommodate a variety of other infrastructures in addition to 'road surface' including verge/nature strip, footpaths, drainage infrastructure, parking bays, public lighting and suchlike."

23. The City advised in its letter dated 21 November 2018 that the intention of the scheme is:

"to enable the City to move the existing bollards slightly south so that vehicles could park fully on the grass allowing a safe trafficable route along the bitumenised road surface for passing vehicles. ... The City could and would endeavour to offset deterioration of the grass through supplementary turf management means."
24. Further, as noted in the same letter, the City considers that the amendment is required in order to properly apply the City's *Parking and Parking Facilities Local Law* and to enforce parking restrictions under that law. I accept that apparently relevant provisions of that local law apply to "carriageways" or "thoroughfares" and that these terms are defined by reference to, amongst other things, "roads". The local law does not apply to land generally. I therefore accept that proper regulation of parking would be assisted by the scheme proposed.
25. Several of the submissions I received raised an understandable concern that allowing parking on the Bruce Trust Land would lead to future bitumenised parking or parking for which a fee would be charged.
26. By letter to the State Solicitor's Office dated 17 January 2018, the City confirmed that it had no intention of introducing paid parking on the Bruce Trust Land and the City had no objection to it being a condition of approval of the scheme that fees for parking on the Bruce Trust Land be prohibited.
27. The City has confirmed that it is proposing only to make the Esplanade road reserve wider, not to increase the bitumenised road surface constructed within that reserve. In my opinion, this should be confirmed by way of condition on the scheme, consistent with the charitable purpose of the trust (namely, recreation).
28. The scheme proposed refers to a possible width of road reserve of sixty feet. I understand this width is based on the usual road reserve width of approximately 20 metres. However, since the Esplanade is already 10 metres wide, a much smaller width of encroachment onto the Bruce Trust Land would be sufficient to create an average sized road reserve. Further, a usual road reserve would include the bitumenised surface plus land on both sides of this – an average of five metres on each side of a 10 metre surface. Therefore, I would only approve an encroachment of approximately this magnitude. The proposed scheme uses feet, rather than metres (I assume for consistency with the Trust Deed). I would approve a scheme permitting an encroachment of up to 20 feet (just over six metres).
29. One submission in opposition to the scheme asserted that witch's hats, "no standing" signs and yellow lines could be an appropriate long-term solution to control parking. The City disagreed and noted that enforcement of "no standing" signs and other

parking issues is currently difficult where cars are parked on the Bruce Trust Land and not on a road reserve. I accept the City's position on this issue.

30. One submission raised a concern that the scheme would allow parking too close to the corner of the Esplanade where it meets Broadway. However, the City noted that parking is (and should continue to be) disallowed at this corner. I also accept that enforcement of this position would be assisted by the scheme.
31. The City states that parking restrictions in the area are regularly breached and have provided photographs that support this.
32. Some of the submissions I received objected to the parking changes on the basis that this would increase speeding on the Esplanade. I accept the City's position that cars being parked onto the trafficable surface of the road is not an appropriate method of deterring speeding. If there are issues with speeding, these should be addressed by different means.
33. Similarly, some of the submissions were concerned that there may be an increase in traffic due to the scheme. The City did not accept that resolving the parking issues would affect traffic. It also noted that traffic count data showed an average of 800 or 1200 vehicles per day (in winter and summer respectively), which is under half the maximum recommended for a residential road (3000 vehicles per day). I am satisfied that I do not need to refuse the scheme on the basis of any traffic issues.
34. I must also be satisfied that the changes proposed under this scheme would not affect the charitable purpose of the trust. The City has provided the following information that satisfies me that the proposed parking will be for recreational purposes - that is, people parking to use the Bruce Trust Land – rather than for parking for other purposes:
 - (a) In its letter dated 4 January 2018 the City stated:
"With the exception of a small number of residential properties, the Esplanade adjacent to the Bruce Trust does not lead to anywhere other than recreational facilities and open space. As such, it is expected that the majority of the vehicles accessing and parking on the Esplanade belong to recreational users of the area."
 - (b) In its letter dated 21 November 2018 the City advised that:
"Some of the peak parking issues occur whilst games are being played on the foreshore, often co-inciding with peak times for dog walkers and those enjoying the river for passive recreation".
 Increased parking at times when the reserve is busy suggests people parking are using the Bruce Trust Land for recreation (rather than parking for nearby homes or businesses or to attend university);
 - (c) The City also notes that parking areas further along the Esplanade are not well-utilised during times while the Esplanade is experiencing congestion, suggesting that those parking on the Bruce Trust Land are using that area, rather than parking there to go elsewhere;
 - (d) In relation to parking for university students, the City stated in its 21 November 2018 letter:
"The 3hr parking restrictions implemented along the Esplanade are a deliberately implemented strategy designed to deter regular long-term parking by university students and the City intends to retain these restrictions."

35. As trustee, the City will still be under an obligation to ensure that the Bruce Trust Land is only used for charitable (recreational) purposes. I therefore do not need to impose a condition to this effect.
36. The City submitted the scheme pursuant to sections 8 and 10A of the Act. Section 8 requires the applicant to demonstrate that the proposed variations will "facilitate" the administration of trust property or the overall operation of the trust. This provision has not been frequently used in this jurisdiction. However, the New Zealand High Court has said, in respect of the equivalent provision of the New Zealand Act, on which section 8 is based¹:

*"It is necessary for this Court to be satisfied that the administration of the property or the carrying out of the Trust "could be facilitated" by the variation sought. The ordinary dictionary meaning of "facilitate" is "made easier, promoted or held forward"."*²

37. I am satisfied that, due to the narrow width of the Esplanade road reserve, cars will continue to park on the Bruce Trust Land, whether or not the scheme is approved. Based on the evidence provided by the City, I am satisfied that such parking is, at least in general, for the purposes of recreational use of the reserve that includes the Bruce Trust Land.
38. In accordance with the Court's approach noted above, I am satisfied that it would "facilitate" the recreational purpose of the Bruce Trust to regulate the parking that occurs on the Bruce Trust Land. I am satisfied that the scheme is a reasonably necessary and an appropriate way of achieving this.
39. I would, however, impose conditions on this aspect of the scheme, as follows:
- (a) the reference to a width "not exceeding sixty feet" be amended to "not exceeding twenty feet";
 - (b) no fees be charged by the City for parking on the Bruce Trust Land; and
 - (c) there be no increase to the bituminised surface of the Esplanade onto the road reserve on the Bruce Trust Land.

E. Lighting

40. By the City's letter dated 1 May 2017, submitting the scheme, the City explained the purpose of this aspect of the scheme as follows:

"The proposed variation 6(b) seeks to enable the City to replace existing non-compliant lighting for existing playing fields. A current design for the installation of six new compliant lighting poles, two of which would need to be located on the Bruce Trust land, is unable to proceed based on the existing conditions of the Trust, which were developed before current sports lighting technologies and standards existed."

41. The "existing condition" referred to is clause 4 of the Trust Deed, which, relevantly, provides:

"The Road Board [trustee] shall not build or erect any erections or structures upon the said Lot 792 of a height exceeding thirty feet nor except as in this

¹ Section 33 of the *Charitable Trusts Act 1957* (NZ).

² *Re Melanesian Mission Trust Board*, High Court Auckland M1140/98, 24 September 1998, Paterson J.

paragraph provided interfere with the rights of access in the last preceding paragraphs referred to[.] No building erection or structure under this clause shall be placed closer than twenty five feet to the boundary line of any of the said subdivisional lots abutting on Lot 792."

42. In effect, the scheme seeks to remove this restriction, as it relates to lighting for the purposes of illuminating the playing fields on the Bruce Trust Land. The City's letter to the State Solicitor's Office dated 4 January 2018 explained the basis for the change sought:

"The restriction enforced by clause 4 in the Deed limits the height of lighting towers to a little over 9 metres. The proposed lighting towers are 30 metres in compliance with Australian Standard 2560.2.3-2007 Sports lighting – Lighting for football Ball and Physical Training. Such lighting towers and heights take into consideration the required lighting to suitably accommodate such recreational activities to take place in the evening, but also reduced light spill and light impact on any surrounding facilities and residences. The proposed lighting upgrade will output only downward light with no light above horizontal. As such, despite being much taller than the existing sports lighting, the proposal will not adversely impact upon the character of the local area or result in any loss of amenity for surrounding development."

43. In response to submissions from nearby residents (who benefit from the existing clause 4 of the Trust Deed), the City clarified that the relevant Australian Standards requirements do not directly or expressly require lighting towers with a height of 30 metres, or any particular height. However, according to the City, in order to comply with the combination of requirements for:

- (a) sufficient lighting for the relevant sporting activities (50 lux as required for "Amateur and semi-professional level – ball and physical training"); and
- (b) limiting dispersion of light (light spill) and glare issues, for the benefit of people living nearby (which requires that lighting be directed more vertical/downward rather than more horizontally, to reduce glare and to confine the light spill area), in effect, 30 metre lighting towers are required.

44. The standards referred to by the City were:

- (a) AS 2560.1-2002 Sports lighting Part 1: General principles (currently under review, in draft as DR AS 2560.1:2018);
- (b) AS 2560.2.3-2007 (R2017) Sports Lighting Part 2.3: Specific applications – Lighting for football (all codes); and
- (c) AS 4282-1997 Control of the obtrusive effects of outdoor lighting (currently under review, in draft as DR AS/NZS 4282:2018).

45. The City advised (in its letter dated 21 November 2018) that its lighting designers used specialised design software which allows the modelling of light uniformity, glare and spill. Their advice was that to comply with the relevant lighting standards in this particular location would require that lighting towers be 30 metres in height to allow the luminaires to be directed sufficiently vertically rather than horizontally.

46. The City says that if such lighting is not approved and the current 10 metre high lighting towers deteriorate, they could not be replaced with the same height towers, since the current lighting does not comply with the above Australian Standards. The City claims that in this case it would "be forced to remove the lighting completely and evening sports will be forced to cease completely."

47. I received nine submissions in relation to the scheme. Eight of these were from nearby residents, who benefit from the protective provisions of the Trust Deed. Seven of those eight submissions opposed the scheme, including opposing increasing the height of the lighting towers. They claimed that changing the lighting towers as proposed would detrimentally affect their amenity (being more physically obtrusive as structures, interrupting views across the reserve and the river and by increasing the light spill). Several submissions noted that the proposed towers would be higher than their units, so that even horizontal light would be significantly intrusive. The City (in its letter dated 21 November 2018) disagreed that that would be the effect, referring to the proposed "directional LED technology with controlled light spill, which would reduce the light spill [compared with] the current lighting towers". It provided photographs demonstrating that the type of lighting proposed appears to be very focused, with areas behind the lighting remaining in darkness.
48. Some submissions claimed that unit values would be reduced. In its response, the City stated that there was no evidence of this.
49. Some submissions claimed that increased night games (facilitated by greater lighting) would adversely impact their amenity due to noise (such as shouting and yelling by players). The City advised that no changes to existing practice timetables or playing times were proposed.
50. I accept that the administration of the Bruce Trust Land and its charitable purpose of recreation would be "facilitated" by allowing the new lighting proposed by the City, for the purpose of evening sports. However, I also accept that there would be some adverse impact on nearby residents, who currently benefit from protections in the Trust Deed (as discussed further below).
51. I must therefore consider whether it is open to me and appropriate to approve this aspect of the scheme, given clauses 4 and 6 of the Trust Deed.

Conditions on charitable trusts

52. The Trust Deed provides for certain rights of residents of the privately-held land adjoining the Bruce Trust Land. Clause 4 of the Trust Deed prohibits the building or erecting of any erections or structures upon the Bruce Trust Land which:
- (a) are of a height exceeding 30 feet;
 - (b) interfere with the rights of access granted to the owners and occupiers of the subdivisional lots abutting the Trust land; or
 - (c) are closer than 25 feet to the boundary line of any of the subdivisional lots abutting the Trust land.
53. Clause 6 of the Trust Deed (incorrectly numbered as a second clause 5) provides:
- "The Road Board shall not commit or permit on the said land any act or thing likely to become or be a nuisance damage annoyance or injury to the grantor or to any person or persons owning leasing or occupying any part of the said Estate."*
54. Clause 7 of the Trust Deed provides that the provisions of the Trust Deed:
- "may be enforced against the Road Board by any person who for the time being is lessee occupant or...owner of the said estate or any part thereof and for such*

purpose such persons shall be deemed beneficiaries under and ... entitled to the benefit of this instrument."

55. It is common for the donors of funds for charitable purposes to attach conditions to the gift or to stipulate mechanisms pursuant to which the funds are to be spent. These conditions or stipulations do not affect the charitable character of gifts.³
56. Although a charitable trust may not have mixed charitable and non-charitable purposes,⁴ it appears that it is permissible for a trust that is for charitable purposes to be subject to a condition that has a private, rather than public and charitable purpose. For example, in **Re Tyler; Tyler v Tyler** [1891] 3 Ch 252; [1891-94] All ER Rep Ext 1996, money was bequeathed to a charity on condition that the charity maintain the testator's family vault. The Court upheld the condition; the trustees were bound by it.
57. Once the trustee has accepted a gift subject to conditions, it must comply with those conditions (subject to exceptional circumstances, such as illegality). As Young J stated in **Re Byrne's Estate; Permanent Trustee Co Ltd v A-G** (unreported, SC(NSW), Young J, 12 December 1994):

"If one is given a gift for a certain purpose or on certain conditions, then if one accepts the gift one must comply with the conditions. If one does not like the conditions, one does not accept the gift'."

58. When considering a scheme proposed under section 7 of the Act (relating to a trust's purposes), I am obliged to consider whether the proposed scheme gives effect, as nearly as possible, to the original intentions of the donor. For example, in **Re Goldwater (dec)** [1967] NZLR 754, 757, Gresson J stated (in respect of the New Zealand equivalent provision⁵):

"... in deciding whether to approve a scheme, the Court owes a duty to the settlor of the trust property to dispose of it as nearly as possible in accordance with the intentions of the settlor. It owes a duty also to those proposed to be benefited by the trust, and to the public generally, to dispose of the fund or property as nearly as possible in accordance with the charitable purposes of the trust, and in such a way as will best serve the interests of those intended to be benefited."

59. The possible application of such a rule under section 8 is more complex.
60. Section 8 requires the applicant to demonstrate that the proposed variations will "facilitate" the administration of trust property or the overall operation of the trust. This provision has not been frequently used. However, as noted above, the New Zealand High Court has said, in respect of the equivalent provision of the New Zealand Act, on which section 8 is based⁶:

"It is necessary for this Court to be satisfied that the administration of the property or the carrying out of the Trust "could be facilitated" by the variation

³ **Central Bayside General Practice Association Ltd v Commissioner of State Revenue** (2006) 228 CLR 168, [33] (Gleeson CJ, Heydon and Crennan JJ).

⁴ **Morice v Bishop of Durham** (1804) 9 Ves 399; 32 ER 656, 659 - subject to s 102 of the *Trustees Act 1962* (WA).

⁵ Section 32 of the *Charitable Trusts Act 1957* (NZ).

⁶ Section 33 of the *Charitable Trusts Act 1957* (NZ).

sought. The ordinary dictionary meaning of "facilitate" is "made easier, promoted or helped forward".⁷

61. In New Zealand, it appears that the equivalent of section 8 has been relied upon for relatively uncontroversial amendments to trust deeds, generally with the purpose of bringing a trust into line with more modern requirements for governance and administration. For example:
 - (a) changes to a trust's name, governance, proceedings of trustees meetings, limitation of powers and remuneration to trustees;⁸ and
 - (b) changes to the numbers of trustee board members, appointment and removal of such trustees and permitting trustee resolutions in writing (without requiring meetings in person).⁹
62. However, it appears that the New Zealand High Court has been careful to avoid approving, pursuant to the equivalent of section 8, a scheme which would alter the original charitable purposes of the trust.¹⁰ The Court has described the provision as one "relating to amending administrative provisions of a trust".¹¹
63. In the second reading speech of the bill which became the Act, the Hon Mr Guthrie, Member for Subiaco, said¹²:

"These schemes arise basically in two sets of circumstances. Either the trust that was worked out by the donor has not been complete in itself and needs amplification; or the very purposes for which it has been established become untenable. The Policy of the law is to endeavour to give effect to the donor's intention by approving what is known as a cy-pres scheme."
64. The "two sets of circumstances" referred to are apparently those covered by sections 7 and 8 of the Act respectively. That is, section 8 is described as covering circumstances where "the trust that was worked out by the donor has not been complete in itself and needs amplification".
65. This suggests that, in contrast to section 7 of the Act (which only applies in limited, specified circumstances), section 8 is not apparently intended to allow for a scheme that would fundamentally alter the trust as originally intended, as opposed to "amplifying" or expanding upon it. This approach is consistent with the cy-près jurisdiction of the Court that was replaced by the Act¹³, that was intended to, as nearly as possible, give effect to the donor's original purpose.

⁷ *Re Melanesian Mission Trust Board*, High Court Auckland M1140/98, 24 September 1998, Paterson J.

⁸ *Re Canterbury Branch New Zealand Federation of University Women Trust* [2015] NZHC 950 [7 May 2015], [5].

⁹ *In the matter of Auckland Observatory and Planetarium Trust Board* [2017] NZHC 1224 [7 June 2017], [6].

¹⁰ See *Re Canterbury Branch New Zealand Federation of University Women Trust* [2015] NZHC 950 [7 May 2015], [9], [10]; and *In the matter of Auckland Observatory and Planetarium Trust Board* [2017] NZHC 1224 [7 June 2017], [13] – [14].

¹¹ *The WR Williams Memorial for the Missions to Seamen Trust Board Inc* [2018] NZHC 867 [30 April 2018].

¹² See Hansard, Legislative Assembly, 1 November 1962, 2306.

¹³ See *Taylor v Princess Margaret Hospital for Children Foundation Inc* [2012] WASC 83, [47] – [59].

66. In light of the above, in my view it is not open to me to approve the scheme as it relates to lighting, since to do so would be directly inconsistent with a (valid) condition on the charitable trust.
67. Alternatively, if it is open to me to approve the scheme as it relates to lighting, I decline to do so as in my view it would be contrary to public policy (in accordance with section 18(1)(a) of the Act) since it may discourage future charitable gifts if potential donors consider that any otherwise valid conditions they impose on those gifts will not be carried out.
68. I accept that in some cases it may be appropriate to vary, by a scheme under the Act, some conditions imposed on charitable gifts, however in my view it is not appropriate to do so in this particular case.

F. Section 18 of the Act

69. As you are aware, a scheme under Part III of the Act cannot be approved unless I am satisfied of the matters set out in section 18 of the Act:
- (a) Whether the scheme is a proper one etc: Subject to my view that it is not open to me nor appropriate to override clauses 4 and 6 of the Trust Deed, in my view the scheme is otherwise a proper one that should carry out the desired purpose and is not contrary to law or public policy or good morals.
 - (b) Whether the scheme can be approved under Part III: Other than proposed clause 6(b), in my view the scheme can be approved under Part III of the Act, in accordance with section 8.
 - (c) Whether every proposed purpose is charitable and can be carried out: in accordance with section 5 of the Act, the recreational purpose of the trust and the scheme is a charitable one. In particular, I am satisfied that the arrangements to allow (and better regulate) parking on the Bruce Trust Land are nevertheless for recreational purposes, as discussed in paragraph 32 above.
 - (d) Compliance with Part III: The City has complied with Part III of the Act in that it has prepared a scheme under section 9 of the Act and submitted the scheme to me in accordance with section 10 of the Act.

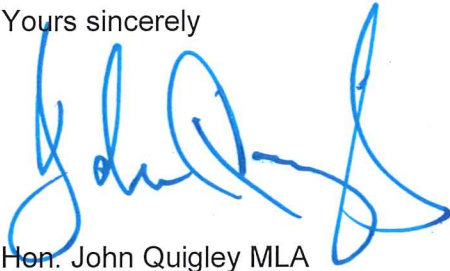
G. Conclusion

70. I would approve clauses 6(a) and 6(c) of the proposed scheme, subject to the following amendment and conditions:
- (a) the reference to a width "not exceeding sixty feet" be amended to "not exceeding twenty feet";
 - (b) no fees be charged by the City for parking on the Bruce Trust Land; and
 - (c) there be no increase to the bituminised surface of the Esplanade onto the road reserve on the Bruce Trust Land.
71. I would refuse to approve clause 6(b) of the proposed scheme.
72. In accordance with section 10A(4) of the Act, I must either approve the scheme submitted or refuse to approve it. Section 10A of the Act does not permit me to approve a scheme in part only. Therefore, if you wish me to approve a scheme in the terms referred to in paragraph 70 above, please submit an amended scheme in those

terms. This is permitted in accordance with sections 10(1)(a) and 10A(4)(1) of the Act.

73. If the City does not submit a new scheme, but instead requires a decision on the scheme as submitted, I would refuse to approve that scheme, for the reasons set out above.
74. Please also note that pursuant to section 10A(11) of the Act, I may charge the trustee my reasonable fees for the costs and expenses incurred in considering the scheme. I will address this issue at the completion of the consideration of the scheme.
75. I look forward to receiving your advice as to how you would like to proceed.

Yours sincerely



Hon. John Quigley MLA
ATTORNEY GENERAL

- 1 MAY 2019

13.4 Policy Reviews

Committee	13 September 2019
Council	24 September 2019
Applicant	City of Nedlands
Employee Disclosure under section 5.70 Local Government Act 1995	Nil.
CEO	Mark Goodlet
Attachments	<ol style="list-style-type: none"> 1. Staff Superannuation Contributions Policy - Existing 2. Superannuation Contributions Policy - New 3. Footpaths – Construction and Maintenance Policy 4. Naming of Parks, Streets, Public Facilities and Buildings Policy 5. Shading of Streetlights Policy 6. Dinghy Storage on River Foreshore Reserves Policy 7. Crossover Construction and Maintenance Policy 8. Superannuation Contributions Procedure 9. Footpaths – Construction and Maintenance Procedure 10. Naming of Parks, Streets, Public Facilities and Buildings Procedure

Committee Recommendation**Council:**

1. **revokes the Staff Superannuation Contributions Policy;**
2. **adopts the new Superannuation Contributions Policy;**
3. **adopts the following updated policies;**
 - a. **Footpaths – Construction and Maintenance Policy;**
 - b. **Naming of Parks, Streets, Public Facilities and Buildings Policy;**
 - c. **Shading of Streetlights Policy;**
 - d. **Dinghy Storage on River Foreshore Reserves Policy;**
 - e. **Crossover Construction and Maintenance Policy; and**
4. **notes the following procedures:**
 - a. **Superannuation Contributions Procedure;**
 - b. **Footpaths – Construction and Maintenance Procedure; and**

c. Naming of Parks, Streets, Public Facilities and Buildings Procedure with the removal of clause 2. d.

Recommendation to Committee

Council:

1. revokes the Staff Superannuation Contributions Policy;
2. adopts the new Superannuation Contributions Policy;
3. adopts the following updated policies;
 - a. Footpaths – Construction and Maintenance Policy;
 - b. Naming of Parks, Streets, Public Facilities and Buildings Policy;
 - c. Shading of Streetlights Policy;
 - d. Dinghy Storage on River Foreshore Reserves Policy;
 - e. Crossover Construction and Maintenance Policy; and
4. notes the following procedures:
 - a. Superannuation Contributions Procedure;
 - b. Footpaths – Construction and Maintenance Procedure; and
 - c. Naming of Parks, Streets, Public Facilities and Buildings Procedure.



Staff Superannuation Contributions

KFA	Governance and Civic Leadership
Status	Council
Responsible division	Office of the Chief Executive Officer
Objective	To establish employer and employee superannuation contributions

Context

This policy sets out the criteria for the payment of government guaranteed superannuation to employees as well as additional superannuation contributions to employees where employees elect to make a voluntary contribution.

Statement

Council will contribute an additional amount to superannuation schemes for its staff at the levels provided for in the procedure associated with this policy to a maximum of 2% above the guaranteed superannuation rate.

For the Council to contribute the additional 2% to an employee's superannuation, the employee must become a full contributory member of the Local Government Superannuation Scheme.

Related documentation

Staff Superannuation Contributions Procedure

Related Local Law/legislation

Nil

Related delegation

Nil



Review History

24 September 2013 (Report CPS28.13)

22 November 2005 (Report CP35.05)

23 November 2004 (report C65.04)

27 April 1999 (Report C43.99)

Superannuation Contributions

KFA	Governance and Civic Leadership
Status	Council
Responsible division	Office of the Chief Executive Officer
Objective	To establish employer and employee superannuation contributions

Context

This policy sets out the criteria for the payment of government guaranteed superannuation to employees as well as additional superannuation contributions to employees where employees elect to make a voluntary contribution.

Statement

The City shall provide superannuation co-contribution payments to all employees regardless of their modes of employment when certain criteria are met.

Definitions

Employee - means an employee of the City of Nedlands

Mode of employment - mean full time, part-time or casual employment.

Superannuation co-contribution scheme - a system for payments made to an employee's superannuation scheme over and above those made in the superannuation guarantee payment.

Superannuation guarantee payment - payments set at a minimum rate by the Federal Government, to be paid to complying funds or retirement savings accounts.

Objectives

To determine the criteria for the payment of employee superannuation co-contributions in addition to payments made in accordance with the Superannuation Guarantee (Administration) Act 1992.

Policy Principles

The purpose of this policy is to:

- provide an employment incentive for employees, commensurate with the employment market; and
- provide an incentive to all employees to voluntarily contribute to their superannuation fund.

Policy Guidance

The City offers its superannuation co-contribution scheme to all employees.

Under the superannuation co-contribution scheme, the City will contribute 2% of an employee's base salary to the employee's superannuation where the employee contributes a minimum of 5%, or more, of their base salary to superannuation.

The co-contribution paid by the City is in addition to the City's mandatory Superannuation Guarantee Payment prescribed by the Federal Government.

The co-contribution will be paid to the employee's nominated superannuation fund.

All employees can contribute to their superannuation via salary sacrifice (pre-tax amount) or salary deduction (post-tax amount) as allowed under the Australian Taxation Office guidelines.

Salary sacrificed superannuation contributions are classified as employer superannuation contributions, rather than employee contributions. This reduces the amount of superannuation guarantee contributions that the City is required to make. Employees should consider whether the additional salary they wish to sacrifice combined with the City's co-contribution will cause them to exceed their concessional (before-tax) contributions cap and attract additional tax or attracts Division 293 tax.

Related documentation

Contracts between the City and Employees / CEO
Enterprise Bargaining Agreements between the City and employees
Staff Superannuation Contributions Procedure

Related Local Law/legislation

Superannuation Guarantee (Administration) Act 1992 Local Government Act 1995
Local Government (Employee Superannuation) Regulations 2016



Related delegation

Nil.

Review History

(insert date & report #)



Footpaths – Construction and Maintenance

KFA ————— **Natural and Built Environment**

Status Council

Responsible division Technical Services

Objective To outline a strategy for improving and rehabilitating the footpath network throughout the City. For information regarding the City's cycle network, please refer to the City's Bike Plan.

Context

The City of Nedlands is responsible for the provision and care of footpaths. The City will aim to minimise the cost of rehabilitating and maintaining footpaths in the City to an acceptable standard.

Statement

The City of Nedlands will develop and implement a strategy for the improvement and rehabilitation of the footpath network and for the integration of a hierarchy of paths for pedestrians and cyclists. A schedule of footpath improvements and rehabilitation shall be submitted to Council as a Forward Works Program. Priority shall be for paths that provide strategic routes to schools, aged care facilities, commercial centres, hospitals, child care centres and recreational facilities and along bus routes.

The City shall construct footpaths:

- to meet its obligations under the Disability Access and Inclusion Plan;
- in accordance with Australian Standards AS1428 Design for Access and Mobility and Austroads Guide to Road Design Part 6A: Pedestrian and Cyclist Paths;
- where practicable and where budget allows, in accordance with 'Crime Prevention Through Environmental Design' principles; and
- in a location that, where complying with other requirements and where reasonably practicable, is closer to the boundary than the kerb.

Notification requirements will be as outlined in the Council's Community Engagement Policy and Strategy.

The procedures associated with this policy detail the ways in which the strategy will be developed and the standards and specifications for footpaths.



Related documentation

10 Year Strategic Community Plan
Forward Works Program
Footpaths – Construction and Maintenance Procedures
Disability Access and Inclusion Plan

Related Local Law/legislation

Local Law on Thoroughfares
Local Government Act 1995 Schedule 9.1 (7)
Local Government (Administration) Regulations 1996
Local Government (Uniform Local Provisions) Regulations 1996
Disability Access and Inclusion Plan

Related delegation

Nil

Review History

25 March 2014 (Report CPS14.14)
26 February 2013 (Report CPS07.13)
24 July 2012 (Report CP31.12)



Naming of Reserves, Parks, StreetsRoads, Public Facilities, and Buildings and Signs on Reserves

~~KFA~~ Community Wellbeing Governance and Civic Leadership

Status Council

Responsible Division Technical Services

Objective To provide clear guidelines for the naming of parks, streetsroads, public facilities and buildings and signs on reserves within the City of Nedlands.

Context

The Geographic Names Committee (GNC) is responsible for collecting, approving and registering place names in Western Australia. The Landgate publication 'Policies and Standards for Geographical Naming in Western Australia' (Policies and Standards) documents the processes and principles that guide the decisions of the GNC.

The Policies and Standards apply to the naming of geographical features, localities, roads and reserves. It is a requirement that the naming of these features conform with the Policies and Standards in order that the GNC will approve the name. Public facilities and buildings on reserves are not subject to the Policies and Standards and provide the opportunity for Council to honour and recognise individuals or groups.

Statement

When naming ~~reserves, parks and, streetsroads, public facilities/buildings and signs on reserves~~, Council will be guided mainly by the ~~policies~~ Policies and Standards of ~~the as applied by the Geographic Names Committee~~GNC. of Landgate and ~~When naming public facilities and buildings on reserves, Council intends to apply its discretion and priority will be given to naming after a person or group who has contributed to the local community.~~

The current Policies and Standards do not support many of the past practices used for naming reserves, parks and roads. Council does not intend to apply the Policies and Standards retrospectively as there is no requirement to do so.

~~Statement~~ Assignment of Names

~~Naming of Reserves, Parks and Roads:~~

Names that ~~commemorate honour~~, or may be construed to ~~commemorate honour~~, living persons ~~will not~~shall not be considered for reserves, parks or roads~~reserves over~~



~~4 ha. For~~ When applying personal names, ~~this will be done posthumously and~~ the person being ~~honored-commemorated~~ by the naming should have either had a direct long-term association with the area or have made a significant contribution to the area of the proposed ~~reserve, park or road~~. Association or contribution can include:

- Early pioneers or early settlers.
- Persons who have performed considerable and outstanding community service to the local community.
- A demonstrated record of high achievement or reputation at state, national or intentional level.

- ~~Two or more terms of office on a local government council.~~

Only in exceptional circumstances and with substantial community support, will a proposal to rename a reserve, park or reserve-road be considered. The proposed amended name shall conform with the Policies and Standards.

~~The above will apply when considering names for parks and reserves under 1 hectare except that the names of living persons are acceptable providing that they are not a holder of any public office.~~

~~Components of reserves (i.e. ovals, pavilions, gardens, footpaths, walk trails etc) may be named to recognise any individual (including those still living) who has contributed to their establishment or to the local community in general.~~

~~Naming of streets, p~~Public facilities and buildings:

Components of reserves and parks (i.e. ovals, pavilions, gardens, footpaths, walk trails etc.) may be named to recognise any individual who has contributed to their establishment or to the local community in general.

~~All~~Though there is no formal approval required, naming of ~~streets,~~ public facilities and buildings shall ~~also~~ be in accordance with the ~~Geographic Names Committee guidelines~~ Policies and Standards to the extent there is no duplication of names elsewhere in Western Australia.

Suggested names that meet the above criteria may be recorded for use on a "future names register" compiled in accordance with the procedure associated with this policy.

Signs on reserves:

~~Council will consider applications to erect signs on any land or premises owned or controlled by the City of Nedlands if the proposed sign provides information about a community event or service.~~

Commented [AD1]: Policies & standards do not allow the use of names associated with "past or ongoing public service within all levels of government"

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Commented [AD2]: Policies & standards prescribe "Requests to approve names that commemorate, or that may be construed to commemorate, living persons will also not be accepted"



~~Any sign must conform to the standards outlined in the Local Law Relating to Signs, Hoardings and Bill Posting and Town Planning Scheme No. 2.~~

Related documentation

~~Memorial Park Furniture
Naming of Reserves, Parks, Roads, Public Facilities and Buildings Procedure
Community Signage Policy
Policies and Standards for Geographical Naming in Western Australia (Landgate)
Local Planning Policy - Signs~~

Related Local Law / Legislation

~~Local Laws Relating to Signs, Hoardings and Bill Posting
Town-Local Planning Scheme No. 23~~

Related delegation

Nil.

Review History

26 July 2011 (Report CM05.11)
13 December 2005 (Report CP36.05)
23 Novmeber 2004 (Report T37.02)
26 November 2002 (Report T37.02)
27 November 2001 (Report T53.01)



Shading of Streetlights

KFA ————— **Natural and Built Environment**

Status Council

Responsible Division Technical Services

Objective To outline Council's position on the provision of shading of streetlights owned by Western Power and located in the road reserve within the City of Nedlands.

Context

The City considers 'spill light' that emanates from street lighting as a necessary incident of the amenity of an urban area in which street lighting is required by statute. Street lighting is provided in the public interest for safety reasons.

The City is vested with care, control and management of road reserves (excluding main roads) upon which streetlights are situated and has a general duty of care to persons using the road reserve. The City is only partially responsible for the provision of street lighting in that it covers electricity running costs and advises Western Power of streetlight faults as it becomes aware. The City does own a small number of streetlights situated within the City of Nedlands.

The City is not authorised to modify streetlight infrastructure however, it is able to facilitate requests for shading of streetlights through authorising Western Power to shade or modify a streetlight. The City will only consent to authorising streetlight shading if it is satisfied that the proposed modification would not impede the proper and adequate lighting of the road reserve in accordance with all applicable installation and safety standards. The City will consider the modification of all streetlights in line with the policy statement as described below.

For the purposes of this policy, streetlight means any fixed raised source of light located adjacent to a road, cycleway, footpath or thoroughfare within the City of Nedlands.

Statement

The City will consider requests for streetlight shading where:

- road or other works have necessitated the installation of additional streetlights or streetlight fittings;
- additional streetlights or modifications to streetlight fittings have caused a significant change to illumination levels;



- a change to illumination levels has occurred due to lamp replacement by Western Power; and
- Western Power has advised the City that streetlight shading is appropriate and will not adversely affect the proper and adequate lighting of a road, cycleway, footpath or thoroughfare.

The City will not consider requests for streetlight shading where:

- safety would be compromised due to inadequate lighting of a road, cycleway, footpath or thoroughfare as a result of the modification;
- there is evidence that amenity to neighbouring properties would be negatively affected; and/or
- Western Power has advised the City that the streetlight shading is inappropriate, cannot be installed and/or it does not currently provide this service.

Assignment of Costs

Where the decision to provide shading of a streetlight has been authorised by the City at the request of and for the benefit of owners of private property, the full cost of investigation, design and installation of the shading will be met by the applicant.

Related documentation

Nil.

Related Local Law/legislation

Local Government Act 1995

Electricity Corporations Act 2005

Related delegation

Nil.

Review History

25 August 2015 (Report CPS20.15)

26 June 2012 (Report CP27.12)



Dinghy Storage on River Foreshore Reserves

KFA ~~Governance and Civic Leadership~~

Status Council

Responsible Division Technical Services

Objective The policy defines Council's position on private dinghy storage on river foreshore reserves under its care and control.

Context

Though it has been a common practice ~~for some time in the past~~, there is no established entitlement or protocol for the community to store private dinghies on public foreshore reserves which are under the care and control of the City.

The City's foreshore reserves sit within the Swan Canning Riverpark and are subject to the jurisdictional powers of the ~~Swan River Trust Parks and Wildlife Service~~ as set out by the *Swan and Canning Rivers Management Act 2006*. The Swan River Trust introduced policy *SRT/D26 - Dinghy Management along the Swan Canning Riverpark Shoreline* in 2010. Policy SRT/D26 requires the City to either:

1. Develop a management system to control dinghy storage on the Swan River foreshore if this is to remain a permissible practice; or
2. Enforce the prohibition of private dinghy storage on the Swan River foreshore within its jurisdiction.

Statement

In order to meet its obligations in respect of SRT/D26, the City of Nedlands will enforce the prohibition of private dinghies, and other watercraft, being stored on foreshore reserves under its care and control.

Related documentation

Nil.

Related Local Law/legislation

Local Government Act 1995
 Swan and Canning Rivers Management Act 2006
 Western Australian Marine Act 1982
 Local Law Relating to Reserves, Foreshores and Beaches



Local Law Relating to Thoroughfares

Related delegation

Nil.

Review History

25 September 2012 (Report CP41.12)

26 August 2014 (Report CPS28.14)



Crossover Construction and Maintenance

KFA ——— **Natural and Built Environment**

Status Council

Responsible division Technical Services

Objective To protect public safety and the interests of property owners in the City of Nedlands by providing a minimum standard for crossovers.

Context

The City of Nedlands has responsibility for the control of crossings from its thoroughfares to adjacent properties.

Statement

1. The City of Nedlands will ensure that all new and modified crossovers are safe to the public.
2. The City of Nedlands has crossover standards which are to be implemented for all new or modified crossovers.
3. Council will provide a subsidy for the construction of a crossover where:
 - a. The crossover is the primary crossover to a new development;
 - b. Approval is obtained prior to the construction of the crossover; and
 - c. The crossover conforms to the specifications provided in the procedure associated with this policy;
4. The amount of the subsidy is provided in the Schedule of Fees and Charges that forms part of the annual budget;
5. The City of Nedlands will ensure that crossovers are safe to the public;
6. The maximum combined crossover width (one or two driveways) is 9m and the width requirements of the Nature Strip Development policy also apply; and
7. Where applicable the City will encourage applicants to consider support a -single crossover to double garage;
8. The term "crossover" has the same meaning as "crossing" in the *Local Government (Uniform Local Provisions) Regulations 1996*.

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Related documentation

Crossover construction and maintenance procedure.

Related Local Law/legislation

Local Government Act 1995 Schedule 9.1(7)

Local Government (Uniform Local Provisions) Regulations 1996

Related delegation

Nil.

Review History

25 March 2014 (Report CPS14.14)
26 February 2013 (Report CPS07.13)
13 December 2005 (Report CP36.05)
23 November 2004 (Report T34.04)
28 October 2003 (Report T29.03)
24 October 2000 (Report T43.00)

Superannuation Contributions

Responsible Division Office of the Chief Executive Officer

1. Recognised Superannuation Schemes

The City of Nedlands is obliged to make superannuation contributions in accordance with the *Superannuation Guarantee Contribution Administration Act 1992*.

Under Federal legislation, Employees have freedom of choice over the fund that their Superannuation Guarantee Contributions are paid into.

2. Level of Contributions

The City will contribute the level of superannuation to an Employee's chosen Superannuation fund as set by legislation. As of January 2018, the statutory minimum contribution to be made by an Employer is 9.5% of the Employee's salary. The percentage payment may be adjusted by legislation from time to time.

The City of Nedlands will make superannuation contributions of 2% in addition to the minimum amount set by legislation where the Employee chooses to make their own additional contribution of 5% or more from their salary to their nominated superannuation fund.

3. Staff superannuation arrangements not requiring a Council contribution

The City will permit employees to enter into superannuation arrangements which result in the employee making additional contributions including contributions resulting from salary sacrifice arrangements, where those additional contributions do not attract any requirement for a Council contribution to that employee's superannuation.

All such additional superannuation arrangements must comply with all relevant legislation including taxation legislation.

Related documentation

Superannuation Contributions Council Policy



Related Local Law/legislation

Superannuation Guarantee Contribution Administration Act 1992
Governance of Australian Government Superannuation Schemes Act 2011
Superannuation Guarantee Administration Act 1992
Superannuation Guarantee Charge Act 1992
Local Government Act 1995 (WA)
Australian Taxation Law

Related delegation

Nil.

Review History

Approved by CEO 12 July 2019
Approved by CEO 8 January 2018
Approved by Executive 27 August 2013

Footpaths – Construction and Maintenance

KFA Transport

**Responsible
division** Technical Services

Procedure

1. The Strategy

- a) To provide a safe network of footpaths, shared-use paths and cycle ways for pedestrians, cyclists, wheel chairs and motorised wheel chair users.
- b) To develop a hierarchy system based on its proximity to aged care facilities, schools, shopping precincts or areas of high pedestrian volumes.
- c) To implement a strategy for footpath maintenance that is proactive rather than reactive.
- d) To address the requirements of Roadwise, Bikewest, the Disability Access and Inclusion Plan, the Liveable Neighbourhoods Code, the Road Traffic Act WA 1974, and the Austroads Guide to Traffic Engineering Practice - Part 13 Pedestrians and Part 14 Bicycles, and the Town Planning Scheme.

2. Footpath Inspections

All existing footpaths shall be inspected twice per year to determine their condition in terms of tripping hazards, cracked slabs, gaps and general condition. The results shall be used to generate a program of footpath maintenance on a priority basis as per the hierarchy system and within the budget allocation for Footpath Maintenance.

3. Footpath Maintenance

Isolated tripping hazards greater than 10 mm high or individual gaps greater than 15 mm shall be remedied by relaying the individual slabs, bricks or concrete panels. Short sections of path that are extensively cracked by vehicles frequently driving over them shall be maintained by replacing with insitu concrete.

4. Footpath Improvement

This program includes the construction of new footpaths, shared-use paths (Dual Use Paths) and cycle-paths that are listed on the Western Suburbs' Bike Plan, and Footpath Plan. The priority shall be based on the predicted volume of pedestrian and/or bicycle traffic for each route.



Footpath Rehabilitation

This program includes the rehabilitation and replacement of existing slab footpaths and the upgrading of shared-use paths identified in the Footpath Plan with insitu concrete.

5. Commercial Centers

Replacement of slab footpaths in commercial centers would generally be with brick paving and landscaped with trees, shrubs, gardens and street furniture where appropriate. This shall be scheduled to occur after aerial mains are removed and underground power installed in these commercial centers.

6. Parks and Reserves

Footpaths within parks and reserves shall be included in the Development Plan for each park and shall be designed to provide links across the park to footpaths in the road reserve.

Footpath Specifications

7. Alignment of Footpath within the Road Reserve

The preferred alignment for new paths shall be 600mm from the boundary line, but may be on other alignments including the kerb. The location shall be selected in consideration of the location of the existing path, street trees alignment, traffic volume, traffic speed, number of crossovers, location of public utilities, slope of the verge, condition of the kerb and location of drainage infrastructure. The 600 mm alignment provides clearance from fences and shrubs growing out from the property line and avoids Telstra pits that are on a 300 mm alignment.

8. Path Width

The path width shall be either 1.5 m, 2.0 to 2.5m, 3.0m or full verge width. These widths shall be considered for each path where:

- a) 1.5m is the desirable width and allows two people to walk side by side comfortably, as well as allowing a child on a bicycle to pass a pedestrian.
- b) 2.0m is the minimum required for shared-use paths (Dual Use Paths), paths adjacent to right-angle parking bays and paths against the road kerb.
- c) 3.0m is the minimum required for cycle paths used by commuter cyclists travelling at high speed.



- d) Full verge width paving is appropriate in commercial areas with heavy pedestrian traffic. In the case of new commercial developments, where full verge paving is preferred, the Council may permit a developer to brick pave the entire verge, for the full road reserve frontage of that development. The construction shall be to the satisfaction of the City. Any vehicle crossovers shall be constructed in a contrasting colour to the footpath

9. Disability Access and Inclusion Plan

At all termination points, a “pram-ramp” shall be constructed at the kerb in accordance with the Disability Access and Inclusion Plan and the current Main Roads Standard for Pram Ramps Drawing 9831-5649. Pram ramps shall be constructed on existing paths. All pram ramps are to include Ground Surface Tactile Indicators (GSTI’s).

10. Concrete Footpaths

Concrete footpaths shall be constructed from cast-insitu concrete with a minimum thickness of 100 mm. Paths adjacent to the kerb shall 125 mm in thickness. Footpaths shall be constructed across any asphalt crossovers or rough crossovers and increased to 150 mm in thickness. Footpaths shall butt up to brick-paved or concrete crossovers, unless they are in poor condition.

11. Brick Paved Footpaths

Brick paving is appropriate for footpaths in commercial areas, public open space and verge developments. Bricks shall be trafficable with a minimum thickness of 60mm to reduce the number of bricks cracking or displacing under vehicle loads. Construction shall be to the satisfaction of the City.

12. Asphalt Footpaths

Asphalt footpaths are appropriate for off-road cycle-paths and shall be constructed with 30 mm red-oxide asphalt on 150 mm thick crushed limestone base-course. A flush concrete kerb 150 mm wide shall be constructed on each edge to minimise edge breaks and grass encroachment.

Related documentation

Footpaths Policy
 Footpaths Forward Works Program
 Disability Access and Inclusion Plan



Related Local Law/legislation

Local Law on Thoroughfares

Local Government Act 1995 Schedule 9.1 (7)

Local Government (Administration) Regulations 1996

Local Government (Uniform Local Provisions) Regulations 1996

Disability Access and Inclusion Plan

Related delegation

Nil.

Review History

Approved by Executive 6 September 2012



Naming of Reserves, Parks, Roads, Public Facilities and Buildings

KFA

Governance and Civic Leadership

**Responsible
Division**

Technical Services

Naming

Reserves, Parks and Roads

1. A future names register is to be maintained and reviewed as required.
2. Suggestions for names are to conform with the Policies and Standards for Geographical Naming in Western Australia (Policies and Standards) as published by Landgate and as amended from time to time. In accordance with the Policies and Standards, the following procedures shall apply when suggesting names for reserves, parks and roads:
 - a. commemorative names shall only use the surname of a person posthumously. Naming proposals associated with people that are still alive will not be accepted.
 - b. a commemorative name shall not be used to commemorate victims of, or mark the location of, accidents or tragedies.
 - c. a commemorative name shall not be considered for adoption if a well-established and acceptable name already exists for the feature.
 - d. past or ongoing public service within all levels of government, current or past ownership of the land or precedence of existing names are not considered as appropriate grounds for a commemorative naming request.
3. Suggested names are to be made in writing and accompanied by the required information:
 - a. Biographical details for a personal name.
 - b. Origins and meanings.
 - c. Historical information and rationale for inclusion on the future names register.
 - d. If possible, area of the City that the suggested name is most pertinent to.
4. The preferred sources of names are:
 - a. Descriptive names appropriate to the features to be named.
 - b. Pioneers, persons significant to the community, war casualties and historical events connected with the area.
 - c. Names from Aboriginal languages currently or formally identified with the general area.



5. Names should generally not be hyphenated or use an apostrophe.
6. Where a personal name is suggested as a reserve, park or road name, the surviving family of that person should be consulted, if possible, in order to gauge support for the use of the name. If there is objection to the use of the name, it should not be included on the future names register.

Facilities and Buildings

7. In accordance with the Policies and Standards, Council has the opportunity to use its discretion to name public facilities and buildings on reserves in recognition of individuals and groups. The following procedures shall apply:
 - a. suggested names should have geographical, historical, cultural or local significance.
 - b. if a living person is nominated, they must have contributed time, money or services to the community that were not part of their work, for at least 10 years.
 - c. naming after people is appropriate where they have been recognised in their field of expertise at a state, national or higher level, for at least 10 years.
 - d. names shall not include persons who have been convicted of criminal offences.
 - e. family names that have already been used are not to be considered even though it refers to a different family. Consideration may be given to using the person's full name to avoid confusion or duplication e.g. Joe Smith Library, Jane Doe Pavilion.
 - f. buildings, infrastructure and facilities named after a person may include an appended functional title where this would serve to clarify the location of the building or assist in identification.

General Procedures

8. The CEO or a Director may recommend to Council:
 - a. names for new reserves, parks and roads from the register to be submitted to the Geographical Names Committee for approval;
 - b. new names for reserves, parks, roads, facilities and buildings where circumstances suggest that a name not already on the register may be more appropriate;
 - c. to change the suffix of the road name proposals if required;
9. Council shall be responsible for suggesting and approving names for public facilities and buildings on reserves. The Administration shall liaise with the Geographic Names Committee secretariat to ascertain if a suggested name for a public facility or building duplicates a name already in existence within Western Australia and should be considered for use or not.
10. All proposed names for reserves, parks, roads, public facilities and buildings shall be presented via a report to Council for endorsement following appropriate

consultation with elected members and the community (where required). Following endorsement by Council, naming proposals shall be submitted by the Administration to the Geographic Names Committee secretariat for approval and/or registration on the Western Australia GEONOMA database.

Related documentation

Naming of Reserves, Parks, Roads, Public Facilities and Buildings Policy
Policies and Standards for Geographical Naming in Western Australia (Landgate)

Related Local Law / Legislation

Town Planning Scheme No. 3
Advertisement Signs on Zoned and Reserved Land Local Planning Policy

Related delegation

Nil.

Review History

Approved by Executive 7 November 2013

13.5 Monthly Financial Report – August 2019

Council	24 September 2019
Applicant	City of Nedlands
Employee Disclosure under section 5.70 Local Government Act	Nil
Director	Lorraine Driscoll – Director Corporate & Strategy
CEO	Mark Goodlet
Attachments	<ol style="list-style-type: none"> 1. Financial Summary (Operating) by Business Units – 31 August 2019 2. Capital Works & Acquisitions – 31 August 2019 3. Statement of Net Current Assets – 31 August 2019 4. Statement of Financial Activity – 31 August 2019 5. Borrowings – 31 August 2019 6. Statement of Financial Position – 31 August 2019 7. Operating Income & Expenditure by Reporting Activity – 31 August 2019 8. Summary Statement of Financial Activity by Reporting Nature & Type – 31 August 2019

Executive Summary

Administration is required to provide Council with a monthly financial report in accordance with *Regulation 34(1) of the Local Government (Financial Management) Regulations 1996*. The monthly financial variance from the budget of each business unit is reviewed with the respective manager and the Executive to identify the need for any remedial action. Significant variances are highlighted to Council in the attached Monthly Financial Report.

Recommendation to Council

Council receives the Monthly Financial Report for 31 August 2019.

Discussion/Overview

The monthly financial management report meets the requirements of *Regulation 34(1) and 34(5) of the Local Government (Financial Management) Regulations 1996*.

The monthly financial variance from the budget of each business unit is reviewed with the respective Manager and the Executive to identify the need for any remedial action. Significant variances are highlighted to Council in the Monthly Financial Report.

This report gives an overview of the revenue and expenses of the City for the year to date 31 August 2019 together with a Statement of Net Current Assets as at 31 August 2019.

The operating revenue at the end of August 2019 was \$29.1m which represents \$326k favourable variance compared to the year-to-date budget.

The operating expense at the end of August 2019 was \$4.3m, which represents \$863k favourable variance compared to the year-to-date budget.

The attached Operating Statement compares “Actual” with “Budget” by Business Units. Variations from the budget of revenue and expenses by Directorates are highlighted in the following paragraphs.

Governance

Expenditure:	Favourable variance of	\$ 194,121
Revenue:	Unfavourable variance of	\$ (43,504)

The favourable expenditure variance is mainly due to special projects and professional of \$91k not incurred yet. Salary, other employee costs and professional fees are lower by \$101k due to timing differences and will even out during the year.

The unfavourable revenue variance is due to timing difference of WESROC Invoice.

Corporate and Strategy

Expenditure:	Favourable variance of	\$ 160,829
Revenue:	Favourable variance of	\$ 177,366

The favourable expenditure variance is mainly due to timing difference in the use of ICT, Finance and Shared services professional fees, ICT Expenses of \$83k. Salaries are lower by \$75k due to timing difference.

Favourable revenue variance is due to timing difference. The annual budget for Rates income is \$24.477m compared to Rates levied YTD is \$24.258m.

Community Development and Services

Expenditure:	Favourable variance of	\$168,320
Revenue:	Favourable variance of	\$ 1,838

The favourable expenditure variance is mainly due to expenses not expended yet for community donations of \$12k and special projects of \$17k. Salaries are lower by \$127k mainly due to positions not filled yet, and timing differences.

Planning and Development

Expenditure:	Favourable variance of	\$ 67,565
Revenue:	Favourable variance of	\$ 113,646

The favourable expenditure variance is mainly due to expenses not expended yet for Strategic projects, Professional fees, Environmental other expenses, OPRL activities and Ranger services other expenses of \$32k. Salaries are lower by \$85k mainly due to positions not filled yet, and timing differences. Environmental conservation works is higher by \$56k due to timing difference, budget available is \$799k.

Favourable revenue variance is mainly due to higher income on fees and charges for Town Planning and Environmental Health of \$96k.

Technical Services

Expenditure:	Favourable variance of	\$ 272,466
Revenue:	Favourable variance of	\$ 77,634

The favourable expenditure variance is due to expenses not expended yet for Parks maintenance works of \$283k.

Favourable revenue variance is mainly due to timing difference.

Borrowings

At 31 August 2019, we have a balance of borrowings of \$7.3m. There were no additional borrowings for the year in 2019/20 budget and the estimated loan balance as at 30 June 2020 is \$5.9m.

Net Current Assets Statement

At 31 August 2019, net current assets were \$29m compared to \$31m as at 31 August 2018. This is due to lower UGP service charge for this year by \$1m, and higher liabilities of \$1m.

Capital Works Programme

At the end of August, the expenditure on capital works were \$579k with further commitments of \$3m which is 28% of a total budget of \$12.8m.

Conclusion

The statement of financial activity for the period ended 31 August 2019 indicates that operating expenses are under the year-to-date budget by 1.1% or \$326k, while revenue is above the Budget by 16.5% or \$863k.

Key Relevant Previous Council Decisions:

Nil.

Consultation

N/A

Budget/Financial Implications

As outlined in the Monthly Financial Report.

Row Labels	Master Account (desc)	Aug Actual YTD	Aug Budget YTD	Variance	Committed Balance	Annual Budget
Governance						
CEO's Office						
Governance						
Expense						
20420	Salaries - Governance	114,696	137,988	23,292	0	827,930
20421	Other Employee Costs - Governance	2,420	1,885	(535)	0	11,310
20423	Office - Governance	863	1,949	1,086	323	11,700
20425	Depreciation - Governance	21,367	21,366	(1)	0	128,200
20427	Finance - Governance	44,394	44,394	0	0	266,360
20428	Insurance - Governance	35,423	0	(35,423)	0	0
20430	Other Expense - Governance	6,000	1,667	(4,333)	10,499	10,000
20434	Professional Fees - Governance	29,347	70,050	40,703	7,277	420,300
20450	Special Projects - Governance / PC93	13,566	48,868	35,302	35,295	293,200
Expense Total		268,075	328,167	60,092	53,394	1,969,000
Income						
50410	Sundry Income - Governance	0	(40,170)	(40,170)	0	(241,020)
Income Total		0	(40,170)	(40,170)	0	(241,020)
Governance Total		268,075	287,997	19,922	53,394	1,727,980
Communications						
Expense						
28320	Salaries - Communications	40,258	54,378	14,120	0	326,268
28321	Other Employee Costs - Communications	566	768	202	0	3,360
28322	Staff Recruitment - Communications	0	0	0	0	500
28323	Office - Communications	5,714	11,900	6,186	23,744	78,800
28327	Finance - Communications	13,868	13,868	0	0	83,210
28330	Other Expense - Communications	0	750	750	0	1,500
28335	ICT Expenses - Communications	21,750	23,020	1,270	2,190	31,020
28350	Special Projects - Communications / PC 90	3,590	1,666	(1,924)	0	10,000
Expense Total		85,746	106,350	20,604	25,934	534,658
Communications Total		85,746	106,350	20,604	25,934	534,658
Human Resources						
Expense						
20520	Salaries - HR	59,576	71,398	11,822	0	428,397
20521	Other Employee Costs - HR	16,157	53,021	36,864	11,336	279,470
20522	Staff Recruitment - HR	2,560	7,084	4,524	0	37,000
20523	Office - HR	55	2,118	2,063	0	5,500
20525	Depreciation - HR	83	84	1	0	500
20527	Finance - HR	(142,516)	(142,516)	0	0	(855,097)
20528	Insurance - HR	0	12,272	12,272	0	73,630
20530	Other Expense - HR	0	1,000	1,000	0	1,000
20534	Professional Fees - HR	0	15,000	15,000	0	15,000
20535	ICT Expenses - HR	0	8,750	8,750	0	35,000
Expense Total		(64,086)	28,211	92,297	11,336	20,400
Income						
50510	Contributions & Reimbursements - HR	0	(3,334)	(3,334)	0	(20,000)
Income Total		0	(3,334)	(3,334)	0	(20,000)
Human Resources Total		(64,086)	24,877	88,963	11,336	400
Members Of Council						
Expense						
20323	Office - MOC	5,430	5,833	403	10,065	35,000
20325	Depreciation - MOC	150	150	0	0	900
20329	Members of Council - MOC	72,459	93,184	20,725	0	517,601
Expense Total		78,039	99,167	21,128	10,065	553,501
Members Of Council Total		78,039	99,167	21,128	10,065	553,501
CEO's Office Total		367,774	518,391	150,617	100,728	2,816,539
Governance Total		367,774	518,391	150,617	100,728	2,816,539
Corporate & Strategy						
Corporate Strategy & Systems						
Customer Services						
Expense						



CITY OF NEDLANDS
FINANCIAL SUMMARY - OPERATING - BY BUSINESS UNIT
AS AT 31 AUGUST 2019

Row Labels	Master Account (desc)	Aug Actual YTD	Aug Budget YTD	Variance	Committed Balance	Annual Budget
21320	Salaries - Customer Service	59,303	86,596	27,293	0	519,578
21321	Other Employee Costs - Customer Service	1,699	1,495	(204)	0	6,570
21323	Office - Customer Service	727	1,084	357	4,368	6,500
21327	Finance - Customer Service	(91,774)	(91,774)	0	0	(550,648)
21330	Other Expense - Customer Service	1,636	2,000	364	2,156	12,000
21350	Special Projects - Customer Service	10,917	0	(10,917)	13,636	0
Expense Total		(17,492)	(599)	16,893	20,160	(6,000)
Income						
51301	Fees & Charges - Customer Services	(120)	(150)	(30)	0	(600)
Income Total		(120)	(150)	(30)	0	(600)
Customer Services Total		(17,612)	(749)	16,863	20,160	(6,600)
ICT						
Expense						
21720	Salaries - ICT	41,697	81,372	39,675	0	485,233
21721	Other Employee Costs - ICT	1,133	925	(208)	0	16,875
21723	Office - ICT	13,302	6,166	(7,136)	27,717	37,000
21724	Motor Vehicles - ICT	1,460	2,883	1,423	0	17,300
21725	Depreciation - ICT	9,100	9,100	0	0	54,600
21727	Finance - ICT	(259,352)	(259,350)	2	0	(1,556,108)
21730	Other Expense - ICT	0	1,166	1,166	0	7,000
21734	Professional Fees - ICT	175	16,666	16,491	18,895	100,000
21735	ICT Expenses - ICT	58,793	100,666	41,873	57,930	844,000
Expense Total		(133,693)	(40,406)	93,287	104,543	5,900
ICT Total		(133,693)	(40,406)	93,287	104,543	5,900
Corporate Strategy & Systems Total		(151,305)	(41,155)	110,150	124,703	(700)
Finance						
Rates						
Expense						
21920	Salaries - Rates	13,393	15,264	1,871	0	91,584
21921	Other Employee Costs - Rates	189	162	(27)	0	970
21923	Office - Rates	7,721	2,525	(5,196)	0	15,100
21927	Finance - Rates	18,718	21,340	2,622	0	177,044
21930	Other Expense - Rates	5,455	0	(5,455)	0	15,000
21934	Professional Fees - Rates	2,668	10,000	7,332	18,800	60,000
Expense Total		48,144	49,291	1,147	18,800	359,698
Income						
51908	Rates - Rates	(24,306,333)	(24,132,573)	173,760	0	(24,477,574)
Income Total		(24,306,333)	(24,132,573)	173,760	0	(24,477,574)
Rates Total		(24,258,189)	(24,083,282)	174,907	18,800	(24,117,876)
General Finance						
Expense						
21420	Salaries - Finance	136,244	143,386	7,142	0	860,308
21421	Other Employee Costs - Finance	1,510	2,223	713	0	20,904
21423	Office - Finance	11,242	12,738	1,496	7,444	51,150
21424	Motor Vehicles - Finance	1,827	1,800	(27)	0	10,800
21425	Depreciation - Finance	83	84	1	0	500
21427	Finance - Finance	(160,300)	(157,451)	2,849	3,075	(954,962)
21430	Other Expense - Finance	0	250	250	0	1,000
21434	Professional Fees - Finance	609	13,000	12,391	17,854	52,000
21450	Special Projects - Finance	4,957	625	(4,332)	0	2,500
Expense Total		(3,827)	16,655	20,482	28,374	44,200
Income						
51401	Fees & Charges - Finance	(21,834)	(9,200)	12,634	0	(55,200)
51410	Sundry Income - Finance	0	(3,666)	(3,666)	0	(22,000)
Income Total		(21,834)	(12,866)	8,968	0	(77,200)
General Finance Total		(25,661)	3,789	29,450	28,374	(33,000)
General Purpose						
Expense						
21627	Finance - General Purpose	0	7,316	7,316	0	43,892
21631	Interest - General Purpose	43,799	39,770	(4,029)	0	238,615



CITY OF NEDLANDS
FINANCIAL SUMMARY - OPERATING - BY BUSINESS UNIT
AS AT 31 AUGUST 2019

Row Labels	Master Account (desc)	Aug Actual YTD	Aug Budget YTD	Variance	Committed Balance	Annual Budget
Expense Total		43,799	47,086	3,287	0	282,507
Income						
51604	Grants Operating - General Purpose	(92,821)	(60,500)	32,321	0	(363,000)
51607	Interest - General Purpose	(36,516)	(74,168)	(37,652)	0	(445,000)
Income Total		(129,336)	(134,668)	(5,332)	0	(808,000)
General Purpose Total		(85,537)	(87,582)	(2,045)	0	(525,493)
Shared Services						
Expense						
21523	Office - Shared Services	6,769	19,667	12,898	14,884	118,000
21527	Finance - Shared Services	(32,500)	(32,500)	0	0	(195,000)
21534	Professional Fees - Shared Services	0	12,834	12,834	0	77,000
Expense Total		(25,731)	1	25,732	14,884	0
Shared Services Total		(25,731)	1	25,732	14,884	0
Finance Total		(24,395,118)	(24,167,074)	228,044	62,058	(24,676,369)
Corporate & Strategy Total		(24,546,424)	(24,208,229)	338,195	186,761	(24,677,069)
Community Development						
Community Development						
Expense						
28120	Salaries - Community Development	65,324	79,216	13,892	0	475,297
28121	Other Employee Costs - Community Development	1,133	831	(302)	0	8,390
28123	Office - Community Development	4	182	178	0	1,100
28124	Motor Vehicles - Community Development	1,395	2,316	921	0	13,900
28125	Depreciation - Community Development	300	300	0	0	1,800
28127	Finance - Community Development	31,132	31,132	0	0	186,793
28128	Insurance - Community Development	0	1,046	1,046	0	6,275
28130	Other Expense - Community Development	0	1,252	1,252	0	7,500
28134	Professional Fees - Community Development	0	250	250	0	1,500
28137	Donations - Community Development	750	13,416	12,666	0	162,900
28150	Special Projects - Community Development	2,727	20,000	17,273	0	80,000
28151	OPRL Activities - Community Development / PC82-87	16,642	17,891	1,249	31,786	148,200
Expense Total		119,408	167,832	48,424	31,786	1,093,655
Income						
58101	Fees & Charges - Community Development	(4,708)	(2,332)	2,376	0	(14,000)
58104	Grants Operating - Community Development	0	(4,000)	(4,000)	0	(24,000)
58106	Contributions & Reimburse - Community Development	0	(834)	(834)	0	(5,000)
Income Total		(4,708)	(7,166)	(2,458)	0	(43,000)
Community Development Total		114,699	160,666	45,967	31,786	1,050,655
Community Facilities						
Income						
58201	Fees & Charges - Community Facilities	(545)	(166)	379	0	(1,000)
58209	Council Property - Community Facilities	(28,607)	(29,892)	(1,285)	0	(179,350)
Income Total		(29,153)	(30,058)	(905)	0	(180,350)
Community Facilities Total		(29,153)	(30,058)	(905)	0	(180,350)
Volunteer Services VRC						
Expense						
29320	Salaries - Volunteer Services VRC	12,416	15,386	2,970	0	92,309
29321	Other Employee Cost - Volunteer Services VRC	189	163	(26)	0	980
29323	Office - Volunteer Services VRC	0	588	588	0	2,150
29327	Finance - Volunteer Services VRC	3,170	3,170	0	0	19,025
29330	Other Expense - Volunteer Services VRC	306	288	(18)	17	4,650
Expense Total		16,081	19,595	3,514	17	119,114
Income						
59304	Grants Operating - Volunteer Services VRC	(7,689)	(7,577)	112	0	(30,310)
Income Total		(7,689)	(7,577)	112	0	(30,310)
Volunteer Services VRC Total		8,392	12,018	3,626	17	88,804
Volunteer Services NVS						
Expense						
29220	Salaries - Volunteer Services NVS	4,226	4,966	740	0	29,794
29221	Other Employee Costs - Volunteer Services NVS	189	53	(136)	0	320



CITY OF NEDLANDS
FINANCIAL SUMMARY - OPERATING - BY BUSINESS UNIT
AS AT 31 AUGUST 2019

Row Labels	Master Account (desc)	Aug Actual YTD	Aug Budget YTD	Variance	Committed Balance	Annual Budget
29223	Office - Volunteer Services NVS	0	0	0	0	100
29227	Finance - Volunteer Services NVS	2,722	2,722	0	0	16,334
29230	Other Expense - Volunteer Services NVS	29	1,000	971	1,197	2,600
29250	Special Projects - Volunteer Services NVS	0	0	0	200	3,000
Expense Total		7,166	8,741	1,575	1,397	52,148
Volunteer Services NVS Total		7,166	8,741	1,575	1,397	52,148
Tresillian Community Centre						
Expense						
29120	Salaries - Tresillian CC	38,339	39,686	1,347	0	238,118
29121	Other Employee Costs - Tresillian CC	755	577	(178)	0	3,460
29123	Office - Tresillian CC	0	6,250	6,250	3,402	25,000
29125	Depreciation - Tresillian CC	117	116	(1)	0	700
29127	Finance - Tresillian CC	13,526	13,526	0	0	81,152
29130	Other Expense - Tresillian CC	48	1,792	1,744	0	7,500
29136	Courses - Tresillian CC	20,913	60,200	39,287	38,758	240,800
29150	Exhibition - Tresillian CC	3,030	300	(2,730)	0	6,200
Expense Total		76,728	122,447	45,719	42,160	602,930
Income						
59101	Fees & Charges - Tresillian CC	(82,418)	(92,075)	(9,657)	0	(376,300)
59109	Council Property - Tresillian CC	(6,254)	(6,000)	254	0	(36,000)
51906	Contributions & Reimbursement - Tresillian CC	(3)	0	3	0	(500)
Income Total		(88,676)	(98,075)	(9,399)	0	(412,800)
Tresillian Community Centre Total		(11,947)	24,372	36,319	42,160	190,130
Community Development Total		89,157	175,739	86,582	75,360	1,201,387
Community Services Centres						
Nedlands Community Care						
Expense						
28620	Salaries - NCC	86,321	143,324	57,003	0	859,939
28621	Other Employee Costs - NCC	3,965	2,503	(1,462)	0	15,020
28623	Office - NCC	699	2,250	1,551	692	13,000
28624	Motor Vehicles - NCC	0	17,834	17,834	0	107,000
28625	Depreciation - NCC	4,450	4,450	0	0	26,700
28626	Utility - NCC	4,652	1,584	(3,068)	0	9,500
28627	Finance - NCC	41,632	41,632	0	0	249,793
28630	Other Expense - NCC	2,786	7,018	4,232	4,222	42,100
28635	ICT Expenses - NCC	0	0	0	0	10,000
28664	Hacc Unit Cost - NCC / PC66	58,244	0	(58,244)	0	0
Expense Total		202,748	220,595	17,847	4,914	1,333,052
Income						
58601	Fees & Charges - NCC	(14,091)	(14,332)	(241)	0	(86,000)
58604	Grants Operating - NCC	(244,437)	(258,225)	(13,788)	0	(1,032,900)
58610	Sundry Income - NCC	0	0	0	0	(2,000)
Income Total		(258,528)	(272,557)	(14,029)	0	(1,120,900)
Nedlands Community Care Total		(55,780)	(51,962)	3,818	4,914	212,152
Positive Ageing						
Expense						
27420	Salaries - Positive Ageing	11,428	12,720	1,292	0	76,312
27421	Other Employee Costs - Positive Ageing	189	133	(56)	0	800
27427	Finance - Positive Ageing	4,910	4,910	0	0	29,460
28437	Donations - Positive Ageing	354	834	480	680	5,000
28450	Other Expense - Positive Ageing	4,073	5,332	1,259	4,020	32,000
Expense Total		20,954	23,929	2,975	4,700	143,572
Income						
58420	Fees & Charges - Positive Ageing	(15,780)	(7,834)	7,946	0	(47,000)
Income Total		(15,780)	(7,834)	7,946	0	(47,000)
Positive Ageing Total		5,173	16,095	10,922	4,700	96,572
Point Resolution Child Care						
Expense						
28820	Salaries - PRCC	69,421	89,116	19,695	0	534,690
28821	Other Employee Costs - PRCC	1,888	1,045	(843)	0	7,450



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28823	Office - PRCC	573	1,166	593	0	9,200
28824	Motor Vehicles - PRCC	1,395	1,166	(229)	0	7,000
28825	Depreciation - PRCC	150	150	0	0	900
28826	Utility - PRCC	1,355	1,550	195	0	9,300
28827	Finance - PRCC	16,917	16,906	(11)	0	101,433
28830	Other Expense - PRCC	4,688	2,667	(2,021)	246	14,000
28835	ICT Expenses - PRCC	0	416	416	0	4,100
Expense Total		96,386	114,182	17,796	246	688,073
Income						
58801	Fees & Charges - PRCC	(121,631)	(101,666)	19,965	0	(610,000)
Income Total		(121,631)	(101,666)	19,965	0	(610,000)
Point Resolution Child Care Total		(25,245)	12,516	37,761	246	78,073
Mt Claremont Library						
Expense						
28523	Office - Mt Claremont Library	1,986	2,750	764	834	10,500
28527	Finance - Mt Claremont Library	16,838	16,838	0	0	101,029
28530	Other Expense - Mt Claremont Library	3,105	5,618	2,513	5,334	37,200
28535	ICT Expenses - Mt Claremont Library	0	166	166	0	13,000
Expense Total		21,930	25,372	3,442	6,168	161,729
Income						
58501	Fees & Charges - Mt Claremont Library	(116)	(100)	16	0	(600)
58510	Sundry Income - Mt Claremont Library	(39)	(66)	(27)	0	(400)
58511	Fines & Penalties - Mt Claremont Library	(115)	(84)	31	0	(500)
Income Total		(270)	(250)	20	0	(1,500)
Mt Claremont Library Total		21,659	25,122	3,463	6,168	160,229
Nedlands Library						
Expense						
28720	Salaries - Library Services	141,165	171,230	30,065	0	1,027,372
28721	Other Employee Costs - Library Services	4,531	1,704	(2,827)	0	23,870
28723	Office - Nedlands Library	8,423	11,000	2,577	1,671	45,500
28724	Motor Vehicles - Nedlands Library	3,069	3,050	(19)	0	18,300
28725	Depreciation - Nedlands Library	2,200	2,200	0	0	13,200
28727	Finance - Nedlands Library	90,234	90,232	(2)	0	541,399
28730	Other Expense - Nedlands Library	17,037	16,952	(85)	8,703	103,700
28731	Grants Expenditure - Nedlands Library	0	0	0	0	1,300
28734	Professional Fees - Nedlands Library	0	0	0	0	1,000
28735	ICT Expenses - Nedlands Library	3,097	416	(2,681)	0	35,100
28750	Special Projects - Nedlands Library	0	0	0	0	3,100
Expense Total		269,757	296,784	27,027	10,374	1,813,841
Income						
58701	Fees & Charges - Nedland Library	(1,378)	(916)	462	0	(5,500)
58704	Grants Operating - Nedlands Library	(1,000)	(1,300)	(300)	0	(1,300)
58710	Sundry Income - Nedlands Library	(1,032)	(916)	116	0	(5,500)
58711	Fines & Penalties - Nedlands Library	(724)	(416)	308	0	(2,500)
Income Total		(4,134)	(3,548)	586	0	(14,800)
Nedlands Library Total		265,623	293,236	27,613	10,374	1,799,041
Community Services Centres Total		211,431	295,007	83,576	26,402	2,346,067
Community Development Total		300,588	470,746	170,158	101,762	3,547,454
Planning & Development Services						
Planning Services						
Town Planning - Administration						
Expense						
24820	Salaries - Town Planning Admin	15,692	19,066	3,374	0	114,398
24821	Other Employee Costs - Town Planning Admin	672	2,303	1,631	0	38,880
24823	Office - Town Planning Admin	1,428	1,063	(365)	1,545	7,250
24824	Motor Vehicles - Town Planning Admin	5,938	6,834	896	0	41,000
24825	Depreciation - Town Planning Admin	33	34	1	0	200
24827	Finance - Town Planning Admin	57,866	57,866	0	0	347,200
24830	Other Expense - Town Planning Admin	0	500	500	0	5,000
Expense Total		81,629	87,666	6,037	1,545	553,928



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Income						
54801	Fees & Charges - Town Planning Admin	(135,458)	(87,834)	47,624	0	(527,000)
54811	Fines & Penalties - Town Planning	0	0	0	0	(1,500)
Income Total		(135,458)	(87,834)	47,624	0	(528,500)
Town Planning - Administration Total		(53,829)	(168)	53,661	1,545	25,428
Statutory Planning						
Expense						
24320	Salaries - Statutory Planning	73,677	86,264	12,587	0	517,588
24321	Other Employee Costs - Statutory Planning	755	0	(755)	0	0
24334	Professional Fees - Statutory Planning	0	0	0	12,600	0
Expense Total		74,432	86,264	11,832	12,600	517,588
Statutory Planning Total		74,432	86,264	11,832	12,600	517,588
Strategic Planning						
Expense						
24857	Strategic Projects - Strategic Planning	1,779	8,334	6,555	0	150,000
24920	Salaries - Strategic Planning	61,988	86,090	24,102	0	516,544
24921	Other Employee Costs - Strategic Planning	755	0	(755)	0	0
24934	Professional Fees - Strategic Planning	0	3,334	3,334	0	20,000
Expense Total		64,522	97,758	33,236	0	686,544
Strategic Planning Total		64,522	97,758	33,236	0	686,544
Planning Services Total		85,125	183,854	98,729	14,145	1,229,560
Health & Compliance						
Sustainability						
Expense						
24620	Salaries - Sustainability	4,303	5,350	1,047	0	32,101
24621	Other Employee Costs - Sustainability	0	57	57	0	340
24624	Motor Vehicles - Sustainability	3,227	4,750	1,523	0	19,000
24625	Depreciation - Sustainability	267	266	(1)	0	1,600
24627	Finance - Sustainability	4,004	4,004	0	0	24,025
24638	Operational Activities - Sustainability / PC79	10,488	8,164	(2,324)	325	49,000
Expense Total		22,289	22,591	302	325	126,066
Sustainability Total		22,289	22,591	302	325	126,066
Environmental Health						
Expense						
24720	Salaries - Environmental Health	66,646	74,142	7,496	0	444,857
24721	Other Employee Costs - Environmental Health	1,133	1,268	135	0	20,410
24723	Office - Environmental Health	285	834	549	0	5,000
24725	Depreciation - Environmental Health	1,083	1,084	1	0	6,500
24727	Finance - Environmental Health	19,484	19,484	0	0	116,899
24730	Other Expense - Environmental Health	162	5,534	5,372	647	33,200
24751	OPRL Activities - Environmental Health PC76,77,78	5,195	11,250	6,055	0	67,500
Expense Total		93,988	113,596	19,608	647	694,366
Income						
54701	Fees & Charges - Environmental Health	(56,615)	(7,666)	48,949	0	(46,000)
54710	Sundry Income - Environmental Health	(2,221)	(166)	2,055	0	(1,000)
54711	Fines & Penalties - Environmental Health	(17,642)	(15,166)	2,476	0	(91,000)
Income Total		(76,477)	(22,998)	53,479	0	(138,000)
Environmental Health Total		17,511	90,598	73,087	647	556,366
Environmental Conservation						
Expense						
24220	Salaries - Environmental Conservation	2,748	0	(2,748)	0	0
24221	Other Employee Costs - Environmental Conservation	566	0	(566)	0	2,800
24223	Office - Environmental Conservation	0	250	250	0	1,000
24227	Finance - Environmental Conservation	10,576	10,574	(2)	0	63,450
24230	Other Expense - Environmental Conservation	0	0	0	17	1,500
24237	Donations - Environmental Conservation	0	0	0	0	2,250
24251	OPRL Activities - Environ Conservation / PC80	105,003	48,750	(56,253)	198,606	799,400
Expense Total		118,893	59,574	(59,319)	198,624	870,400
Income						
54204	Grants Operating - Environmental Conservation	0	0	0	0	(30,000)



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54210	Sundry Income - Environmental Conservation	(6,356)	0	6,356	0	(8,800)
Income Total		(6,356)	0	6,356	0	(38,800)
Environmental Conservation Total		112,537	59,574	(52,963)	198,624	831,600
Ranger Services						
Expense						
21120	Salaries - Ranger Services	94,121	104,492	10,371	0	626,952
21121	Other Employee Costs - Ranger Services	2,110	1,366	(744)	191	12,750
21123	Office - Ranger Services	2,697	2,500	(197)	4,393	9,300
21124	Motor Vehicles - Ranger Services	11,293	10,500	(793)	0	63,000
21125	Depreciation - Ranger Services	1,033	1,034	1	0	6,200
21127	Finance - Ranger Services	32,001	32,017	16	0	192,102
21130	Other Expense - Ranger Services	1,097	12,667	11,570	6,371	81,450
21135	ICT Expenses - Ranger Services	0	0	0	0	10,000
21137	Donations - Ranger Services	0	0	0	0	1,000
Expense Total		144,353	164,576	20,223	10,955	1,002,754
Income						
51101	Fees & Charges - Ranger Services	(5,226)	(11,834)	(6,608)	0	(72,000)
51106	Contributions & Reimbursements- Rangers Services	0	(5,000)	(5,000)	0	(30,000)
51111	Fines & Penalties - Rangers Services	(77,092)	(72,542)	4,550	0	(402,500)
Income Total		(82,318)	(89,376)	(7,058)	0	(504,500)
Ranger Services Total		62,035	75,200	13,165	10,955	498,254
Health & Compliance Total		214,371	247,963	33,592	210,551	2,012,286
Building Services						
Expense						
24420	Salaries - Building Services	112,990	141,920	28,930	13,572	851,516
24421	Other Employee Costs - Building Services	1,699	3,858	2,159	0	27,170
24423	Office - Building Services	797	2,684	1,887	0	3,400
24424	Motor Vehicles - Building Services	5,130	4,466	(664)	0	26,800
24425	Depreciation - Building Services	50	50	0	0	300
24427	Finance - Building Services	42,752	42,752	0	0	256,516
24430	Other Expense - Building Services	200	2,700	2,500	1,000	3,700
24434	Professional Fees - Building Services	0	834	834	0	5,000
Expense Total		163,618	199,264	35,646	14,572	1,174,402
Income						
54401	Fees & Charges - Building Services	(220,668)	(217,464)	3,204	0	(504,800)
54410	Sundry Income - Building Services	(11,741)	(3,334)	8,407	0	(20,000)
54411	Fines & Penalties - Building Services	(3,800)	(2,166)	1,634	0	(13,000)
Income Total		(236,209)	(222,964)	13,245	0	(537,800)
Building Services Total		(72,590)	(23,700)	48,890	14,572	636,602
Building Services Total		(72,590)	(23,700)	48,890	14,572	636,602
Planning & Development Services Total		226,906	408,117	181,211	239,268	3,878,448
Technical Services						
Engineering						
Infrastructure Services						
Expense						
26220	Salaries - Infrastructure Svs	330,603	405,848	75,245	0	2,435,099
26221	Other Employee Costs - Infrastructure Svs	8,726	12,807	4,081	2,333	117,440
26223	Office - Infrastructure Svs	1,634	6,500	4,866	3,250	31,500
26224	Motor Vehicles - Infrastructure Svs	7,510	8,834	1,324	0	53,000
26225	Depreciation - Infrastructure Svs	2,617	2,616	(1)	0	15,700
26227	Finance - Infrastructure Svs	(279,069)	(482,316)	(203,247)	0	(2,893,913)
26228	Insurance - Infrastructure Svs	20,158	24,512	4,354	0	147,070
26230	Other Expense - Infrastructure Svs	10,046	14,667	4,621	11,284	63,000
26234	Professional Fees - Infrastructure Svs	5,711	2,684	(3,027)	16,765	11,100
26235	ICT Expenses - Infrastructure Svs	197	7,150	6,953	2,763	15,900
36101	Project Contribution - Infrastructure	10,500	36,666	26,166	0	(622,000)
Expense Total		118,633	39,968	(78,665)	36,395	(626,104)
Income						
56206	Contributions & Reimbursement - Infrastructure Svs	0	(18,333)	(18,333)	0	(110,000)

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50202	Service Charges - Infrastructure Svs	(115,211)	(23,455)	91,756	0	(280,747)
56201	Fees & Charges - Infrastructure Svs	0	(1,667)	(1,667)	0	(10,000)
Income Total		(115,211)	(43,455)	71,756	0	(400,747)
Infrastructure Services Total		3,421	(3,487)	(6,908)	36,395	(1,026,851)
Plant Operating						
Expense						
26521	Other Employee Costs - Plant Operating	566	217	(349)	0	1,300
26525	Depreciation - Plant Operating	99,050	99,050	0	0	594,300
26527	Finance - Plant Operating	(75,300)	(198,999)	(123,699)	0	(1,196,000)
26532	Plant - Plant Operating	120,472	161,083	40,611	5,784	704,500
26533	Minor Parts & Workshop Tools - Plant Operating	5,993	17,002	11,009	480	102,000
26549	Loss Sale of Assets - Plant Operating	0	18,084	18,084	0	108,507
Expense Total		150,782	96,437	(54,345)	6,264	314,607
Income						
56501	Fees & Charges - Plant Operating	(7,735)	(15,000)	(7,265)	0	(60,000)
56510	Sundry Income - Plant operating	(2,150)	(750)	1,400	0	(3,000)
56515	Profit Sale of Assets - Plant Operating	0	(7,204)	(7,204)	0	(43,228)
Income Total		(9,886)	(22,954)	(13,068)	0	(106,228)
Plant Operating Total		140,896	73,483	(67,413)	6,264	208,379
Streets Roads and Depots						
Expense						
26625	Depreciation - Streets Roads & Depots	341,883	341,874	(9)	0	2,051,240
26626	Utility - Streets Roads & Depots	80,549	97,166	16,617	2,050	583,000
26630	Other Expense - Streets Roads & Depots	13,805	10,834	(2,971)	0	65,000
26640	Reinstatement - Streets Roads & Depot	0	1,166	1,166	0	7,000
26667	Maintenance - Road Maintenance / PC51	93,794	113,416	19,622	105,189	680,500
26668	Maintenance - Drainage Maintenance / PC52	156,227	85,883	(70,344)	58,054	515,300
26669	Maintenance - Footpath Maintenance / PC53	21,988	27,533	5,545	1,980	165,200
26670	Maintenance - Parking Signs / PC54	11,041	14,583	3,542	1,784	87,500
26671	Maintenance - Right of Way Maintenance / PC55	7,296	14,583	7,287	69,187	87,500
26672	Maintenance - Bus Shelter Maintenance / PC56	0	1,933	1,933	1,359	11,600
26673	Maintenance - Graffiti Control / PC57	540	3,250	2,710	1,310	19,500
26674	Maintenance - Streets Roads & Depot / PC89	11,811	25,250	13,439	1,023	151,500
Expense Total		738,934	737,471	(1,463)	241,934	4,424,840
Income						
56601	Fees & Charges - Streets Roads & Depots	(14,672)	(13,334)	1,338	0	(80,000)
56604	Grants Operating - Streets Roads & Depots	0	(11,700)	(11,700)	0	(70,200)
56606	Contributions & Reimburse - Streets Roads & Depots	(91,711)	(2,500)	89,211	0	(15,000)
Income Total		(106,382)	(27,534)	78,848	0	(165,200)
Streets Roads and Depots Total		632,552	709,937	77,385	241,934	4,259,640
Waste Minimisation						
Expense						
24520	Salaries - Waste Minimisation	31,422	41,264	9,842	0	247,589
24521	Other Employee Costs - Waste Minimisation	378	437	59	0	6,670
24524	Motor Vehicles - Waste Minimisation	2,167	2,300	133	0	9,200
24527	Finance - Waste Minimisation	29,852	29,850	(2)	0	179,106
24538	Purchase of Product - Waste Minimisation	449	750	301	449	3,000
24552	Residential Kerbside - Waste Minimisation / PC71	272,779	313,700	40,921	714,635	1,882,200
24553	Residential Bulk - Waste Minimisation / PC72	573	0	(573)	39,373	472,000
24554	Commercial - Waste Minimisation / PC73	14,042	17,134	3,092	67,511	102,800
24555	Public Waste - Waste Minimisation / PC74	14,321	17,382	3,061	21,527	104,300
24556	Waste Strategy - Waste Minimisation / PC75	3,520	21,075	17,555	640	84,300
Expense Total		369,502	443,892	74,390	844,135	3,091,165
Income						
54501	Fees & Charges - Waste Minimisation	(3,297,371)	(3,306,939)	(9,568)	0	(3,354,547)
Income Total		(3,297,371)	(3,306,939)	(9,568)	0	(3,354,547)
Waste Minimisation Total		(2,927,868)	(2,863,047)	64,821	844,135	(263,382)
Building Maintenance						
Expense						
24120	Salaries - Building Maintenance	56,416	66,724	10,308	0	400,345



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24121	Other Employee Costs - Building Maintenance	755	1,502	747	0	7,410
24124	Motor Vehicles - Building Maintenance	6,017	6,084	67	0	36,500
24125	Depreciation - Building Maintenance	127,433	127,432	(1)	0	764,600
24126	Utility - Building Maintenance PC41,42,43	35,534	48,141	12,607	0	288,850
24127	Finance - Building Maintenance	25,366	(24,634)	(50,000)	0	(147,804)
24128	Insurance - Building Maintenance PC40	16,923	13,167	(3,756)	0	79,000
24130	Other Expense - Building Maintenance	233	5,000	4,767	0	30,000
24133	Building - Building Maintenance PC58	162,759	236,501	73,742	231,694	1,410,500
24135	ICT Expenses - Building Maintenance	0	625	625	0	2,500
Expense Total		431,437	480,542	49,105	231,694	2,871,901
Income						
54106	Contributions & Reimbursement - Building Maintenance	(14,199)	(15,834)	(1,635)	0	(95,000)
54109	Council Property - Building Maintenance	(37,750)	(45,340)	(7,590)	0	(272,050)
Income Total		(51,949)	(61,174)	(9,225)	0	(367,050)
Building Maintenance Total		379,488	419,368	39,880	231,694	2,504,851
Engineering Total		(1,771,511)	(1,663,746)	107,765	1,360,423	5,682,637
Parks Services						
Parks Services						
Expense						
26360	Depreciation - Parks Services	118,217	118,216	(1)	0	709,300
26365	Maintenance - Parks Services / PC59	583,333	866,778	283,445	314,283	4,416,350
Expense Total		701,550	984,994	283,444	314,283	5,125,650
Income						
56301	Fees & Charges - Parks & Ovals	(185)	(1,500)	(1,315)	0	(1,500)
56306	Contributions & Reimbursements - Parks Services	(3,060)	(18,500)	(15,440)	0	(18,500)
56309	Council Property - Parks Services	(7,517)	(17,000)	(9,483)	0	(68,000)
56310	Sundry Income - Parks Services	(2,128)	(16,000)	(13,872)	0	(16,000)
56312	Fines & Penalties - Parks & Ovals	0	(1,000)	(1,000)	0	(1,000)
Income Total		(12,891)	(54,000)	(41,109)	0	(105,000)
Parks Services Total		688,659	930,994	242,335	314,283	5,020,650
Parks Services Total		688,659	930,994	242,335	314,283	5,020,650
Technical Services Total		(1,082,852)	(732,752)	350,100	1,674,706	10,703,287
City of Nedlands Total		(24,734,008)	(23,543,727)	1,190,281	2,303,226	(3,731,341)

CITY OF NEDLANDS
CAPITAL WORKS & ACQUISITIONS
AS AT 31 AUGUST 2019

L1	L1 Desc / Ni L2 - Desc	August Actual YTD	Committed Balance	Annual Budget	Budget Available
2	Footpath Rehabilitation				
	2452 School Sports Facility	0	0	30,000	30,000
	200 Monash Avn-Paving of Verge(infrn of Sch)	0	0	14,200	14,200
	609 Stirling Highway-Kinninmont to smyth	0	14,645	72,846	58,201
	610 Stirling Highway-Portland to Williams	0	0	64,220	64,220
	611 Stirling Highway-Robinson to Weld	0	0	90,099	90,099
	Footpath Rehabilitation Total	0	14,645	271,365	256,720
3	Road Rehabilitation				
	2004 Rochdale Road	0	8,252	42,600	34,348
	2143 Brockway Road	0	3,612	0	-3,612
	2070 Waroonga Road	0	0	147,396	147,396
	2071 Rockton Road	0	0	147,396	147,396
	2115 Leura Street	0	16,881	0	-16,881
	2318 Gerygone Lane	0	0	206,058	206,058
	612 Campsie St-Verdun Street to cul-de-sac	0	0	348,184	348,184
	613 Leopold St-Melvista Ave to Princess Rd	0	114,402	316,325	201,923
	614 Riley Road-Stone Road to Hackett Road	0	0	343,910	343,910
	615 Micrantha Lane-Williams Rd to Clifton St	0	0	74,060	74,060
	616 Ringneck Ln drainage-Brick Paving and in	0	0	113,600	113,600
	Road Rehabilitation Total	0	143,147	1,739,529	1,596,382
4	Drainage Rehabilitation				
	2001 Railway Road	0	24,964	56,800	31,836
	Drainage Rehabilitation Total	0	24,964	56,800	31,836
5	Street Furniture / Bus Shelter				
	9000 City Wide	25,799	876	0	-26,675
	500 City Wide Bus Shelters - Replace	11,021	0	0	-11,021
	501 City Wide Street Lights - INSTL LED	0	25,453	45,000	19,547
	502 West Hollywood - LED smart control	2,982	0	0	-2,982
	Street Furniture / Bus Shelter Total	39,801	26,329	45,000	-21,130
6	Grant Funded Projects				
	2001 Railway Road	0	0	64,000	64,000
	2003 Alfred Road	0	0	194,700	194,700
	2010 Broadway	0	0	90,000	90,000
	2012 Waratah Avenue	0	0	330,000	330,000
	2015 Birdwood Parade	0	702	172,000	171,298
	2017 Loch Street	0	0	286,000	286,000
	2018 Underwood Avenue	0	659	0	-659
	2037 Elizabeth Street	0	1,909,643	1,900,000	-9,643
	2038 Jenkins Ave	0	0	700,000	700,000
	2198 Hampden Road	0	0	253,400	253,400
	2200 John XXII Avenue	0	3,518	0	-3,518
	2225 Stephenson Avenue	0	0	30,000	30,000
	2014 Aberdare Rd	0	0	46,000	46,000
	2143 Brockway Road	0	0	280,000	280,000
	2262 Iris Avenue (South)	0	0	37,500	37,500
	2410 INTXN - Smyth RD/Monash Av	0	3,593	0	-3,593
	617 Narla Rd-Swanway Cres to Servetus St	0	0	120,300	120,300
	618 Rosedale St-Gunn St to Alderbury St	0	0	230,400	230,400
	635 Alfred Road-Brockway to Mimosa	0	0	57,150	57,150
	2041 Elizabeth St-Broadwy to Bay Rd(Drainage)	0	0	700,000	700,000
	Grant Funded Projects Total	0	1,918,115	5,491,450	3,573,335
11	Building Construction				
	4003 Broome St - Council Depot	392	584	106,500	105,524
	4004 Webster St - Drabble House	2,360	0	269,800	267,440
	4005 Drabble House Flat - 8A Webster St	-3,164	11,875	0	-8,711
	4007 140 Melvista Ave - JC Smith Pavilion	0	3,182	28,400	25,218
	4008 60 Stirling Hwy - Nedlands Library	360	0	0	-360
	4009 53 Jutland Pde - PRCC	38	5,110	0	-5,148
	4012 19 Haldane St - MTC Community Centre	0	97	0	-97



CITY OF NEDLANDS
CAPITAL WORKS & ACQUISITIONS
AS AT 31 AUGUST 2019

L1	L1 Desc / Ni L2 - Desc	August Actual YTD	Committed Balance	Annual Budget	Budget Available
	4016 67 Stirling Highway - Maisonettes	2,295	53,764	51,162	-4,897
	4021 110 Smyth Road - Cottage Bldg	0	171	0	-171
	4052 Allen Park (Master Plan)	0	0	397,600	397,600
	4096 Lawler Park	0	0	80,000	80,000
	4159 8 Draper St - Hackett Hall	0	0	56,800	56,800
	4164 100A Princess Rd - College Park Family Centre	0	1,901	0	-1,901
	4201 John XXIII Ave - Council Depot	1,095	0	0	-1,095
	9000 City Wide	66	0	0	-66
	619 Charles Court Reserve Toilets-Renovation	0	0	35,500	35,500
	620 Mt Claremont Library-Re roof	0	0	383,400	383,400
	Building Construction Total	3,443	76,684	1,409,162	1,329,036
12	Off Street Parking				
	406 Maisonettes Carpark - Resurface	710	33,836	45,440	10,894
	Off Street Parking Total	710	33,836	45,440	10,894
14	Parks & Reserves Construction				
	4052 Allen Park	0	0	44,872	44,872
	4059 Beatrice Road Reserve	0	0	6,390	6,390
	4062 Blain Park	0	0	23,572	23,572
	4069 Carrington Park	0	0	26,128	26,128
	4072 College Park	0	31,650	140,580	108,930
	4089 Hamilton Park	0	0	30,814	30,814
	4092 Hollywood Tennis Court Reserve	0	1,670	5,680	4,010
	4094 Jones Park	0	0	31,240	31,240
	4098 Leura Park	0	0	6,674	6,674
	4115 New Court Gardens	0	0	71,000	71,000
	4118 Peace Memorial Rose Garden	0	0	9,088	9,088
	4122 Point Resolution Reserve	0	0	106,500	106,500
	4139 Tresillian Community Centre Surrounds	2,814	0	0	-2,814
	4173 Cottesloe Golf Club	0	0	20,000	20,000
	707 College Park - UG irrigation system	3,900	0	0	-3,900
	724 Pt Res Rsv - DVPT Greenway buffer S1	129,788	5,009	52,206	-82,591
	728 St John Wood Bv POS - DVLP park	0	7,362	0	-7,362
	732 Allen Park (LO) - INST floodlight	0	450	217,176	216,726
	734 Asquith Reserve - Redevelopment	40,788	33,982	287,237	212,467
	735 Birdwood Pde Rsv-R carpark lightpole x2	2,065	8,309	0	-10,374
	737 Bishop Rd Rsv - Enviro-scape manster pln	0	3,581	0	-3,581
	739 Brockman Rsv - UG playground	24,372	34,390	0	-58,762
	745 Charles Crt Rsv - R fitness equipment	0	32,000	0	-32,000
	752 Hamilton Park - UG irrigation system	0	0	24,224	24,224
	754 Hollywood Rsv - UG pathway	0	18,619	149,100	130,481
	767 Pt Res Rsv - UG irrigation system	1,187	204	197,338	195,947
	768 Railway Rd - Complete greenway	54,299	71	0	-54,370
	769 St Johns Wood Blv POS - INST playground	0	0	5,221	5,221
	770 Jones Park - Install Drinking Fountain	6,192	0	0	-6,192
	771 Jones Park - Bushfence Bollards Gate&Eco	0	0	43,736	43,736
	621 Blain Park-Replace Drinking Fountain	0	0	6,674	6,674
	622 College Park-Replace Gates toTennis Cour	0	1,040	5,680	4,640
	623 College Park-Relocated Easter Turf Wicke	0	0	61,770	61,770
	624 Hollywood Tennis Crt Rsv-Replace floodli	0	11,064	23,004	11,940
	625 Iris Ave Gardens-Install 90m recycled pl	0	0	9,230	9,230
	626 Melvista Oval-Replace Park Benches(2)	0	0	6,816	6,816
	627 Melvista Oval-Replace Fitness Equipment	0	8,500	12,354	3,854
	628 Melvista Oval-Replace Basketball Backwar	0	0	9,372	9,372
	629 Mt Claremont-R existing Floodlights wth	0	10,370	23,004	12,634
	630 Mt Claremont R-Replace Security Light	13,362	0	42,032	28,670
	631 Peace Memo Gardens-Renew Bore(38m)	0	0	41,606	41,606
	632 Point Resolution Reserve-Upgrade of fina	0	0	28,400	28,400
	633 Swanbourne Greenway Project	0	0	48,280	48,280
	634 Tresillian Gardens-Upgrade old Playgroun	9,014	6,794	28,400	12,592



CITY OF NEDLANDS
CAPITAL WORKS & ACQUISITIONS
AS AT 31 AUGUST 2019

L1	L1 Desc / Ni L2 - Desc	August Actual YTD	Committed Balance	Annual Budget	Budget Available
	5108 Mt Claremont Oval	0	0	29,820	29,820
	Parks & Reserves Construction Total	287,783	215,065	1,875,218	1,372,371
15	Plant & Equipment				
	7500 Technical Svs - Engineering	38,602	314,686	283,000	-70,288
	7501 Development Svs - Town Planning	0	41,906	0	-41,906
	7502 Development Svs - Building Svs	19,303	-19	23,000	3,716
	7505 Planning & Development Svs - Ranger Svs	129,419	0	132,000	2,581
	7507 Development Svs - Environmental Health	0	0	66,000	66,000
	7508 Corporate & Strategy - Finance	0	0	45,000	45,000
	7509 Technical Svs - Parks Svs	0	76,978	389,000	312,023
	7515 Corporate & Strategy - ICT	0	0	33,000	33,000
	Plant & Equipment Total	187,324	433,551	971,000	350,125
16	ICT Capital Projects				
	6054 Software	16,428	3,840	0	-20,268
	6060 Software - IP Phone	-577	0	0	577
	6061 Software - Business Improvement System	0	12,930	150,000	137,070
	6062 Firewall at Administration	0	4,062	40,000	35,938
	6063 Replace SSD on VDI nodes	0	0	20,000	20,000
	6064 Ipads for councillors	0	0	15,000	15,000
	6065 Administration Booking Software	0	0	40,000	40,000
	6066 Administration Comms Rack Cleanup Aups R	0	0	30,000	30,000
	6067 Printers & Copiers	0	0	109,514	109,514
	6068 Noise Monitoring Equipment-Environmntl H	0	0	10,000	10,000
	ICT Capital Projects Total	15,851	20,832	414,514	377,831
18	Furniture & Fixture				
	4008 60 Stirling Hwy - Nedlands Library	0	0	10,000	10,000
	Furniture & Fixture Total	0	0	10,000	10,000
19	Public Art				
	9000 City Wide	23,400	23,400	0	-46,800
	9001 Public Arts Work	0	0	50,000	50,000
	Public Art Total	23,400	23,400	50,000	3,200
20	Major Projects - Parks				
	4071 Charles Ct Reserve	13,524	0	400,000	386,476
	903 Charles Crt Rsv - CNST riverwall S4-1	0	65,658	22,898	-42,760
	904 Swanbourne Beach Oval - rehabilitation	7,045	35	0	-7,080
	Major Projects - Parks Total	20,569	65,693	422,898	336,636
City of Nedlands Total		578,880	2,996,261	12,802,376	9,227,234



CITY OF NEDLANDS
STATEMENT OF NET CURRENT ASSETS
CLOSING FUNDS
AS AT 31 AUGUST 2019

	2019/20 YTD 31 August 2020	2018/19 YTD 31 August 2019	2018/19 YEAR END 30 June 2019
Current Assets			
Cash & Cash Equivalents	26,706,205	26,988,820	11,156,062
Receivable - Rates Outstanding (inc Rebates)	13,518,855	13,149,437	655,981
Receivable - Sundry Debtors	482,814	795,999	1,251,063
Receivable - Self Supporting Loan	10,262	13,219	13,630
Receivable - UGP	98,692	1,114,402	46,478
GST Receivable	238,012	97,668	450,121
Prepayments	48,465	68,181	170,828
Less: Provision for Doubtful Debts	(9,282)	(5,186)	(9,282)
Inventories	7,000	12,003	15,724
	<u>41,101,021</u>	<u>42,234,544</u>	<u>13,750,606</u>
Current Liabilities			
Payable - Sundry Creditors	(874,141)	(248,390)	(2,770,586)
Payable - ESL	(4,389,214)	(4,205,579)	(35,256)
Accrued Salaries and Wages	(89,504)	(162,913)	(341,845)
Employee Provisions	(2,349,334)	(2,110,164)	(2,274,759)
Borrowings	(1,519,524)	(4,009,193)	(1,693,964)
	<u>(9,221,716)</u>	<u>(10,736,239)</u>	<u>(7,116,411)</u>
Unadjusted Net Current Assets	<u>31,879,304</u>	<u>31,498,304</u>	<u>6,634,195</u>
Less: Restricted Reserves	(4,414,280)	(4,368,637)	(4,400,472)
Less: Current Self Supporting Loan Liability	(10,262)	(13,219)	(13,630)
Add Back: Borrowings	1,519,524	4,009,193	1,693,964
Net Current Assets	<u>28,974,286</u>	<u>31,125,641</u>	<u>3,914,057</u>



CITY OF NEDLANDS
STATEMENT OF FINANCIAL ACTIVITY
BY DIRECTORATES
FOR THE PERIOD ENDED 31 AUGUST 2019

	2019-20 Annual Budget \$	August 19 YTD Budget \$	August 19 YTD Actual \$	August 19 YTD Variance \$	Variance %
Operating Income					
Governance	261,020	43,504	0	(43,504)	-100.0%
Corporate & Strategy	25,363,374	24,280,257	24,457,623	177,366	0.7%
Community Development & Services	2,460,660	528,731	530,569	1,838	0.3%
Planning & Development Services	1,747,600	423,172	536,818	113,646	26.9%
Technical Services	4,498,772	3,516,056	3,593,690	77,634	2.2%
	34,331,426	28,791,720	29,118,700	326,980	1.1%
Operating Expense					
Governance	(3,077,559)	(561,895)	(367,774)	194,121	34.5%
Corporate & Strategy	(686,305)	(72,028)	88,801	160,829	223.3%
Community Development & Services	(6,008,114)	(999,477)	(831,157)	168,320	16.8%
Planning & Development Services	(5,626,048)	(831,289)	(763,724)	67,565	8.1%
Technical Services	(15,202,059)	(2,783,304)	(2,510,838)	272,466	9.8%
	(30,600,085)	(5,247,993)	(4,384,692)	863,301	16.5%
Capital Income					
Grants Capital	4,640,042		259,599		
Capital Contribution	0		0		
Proceeds from Disposal of Assets	491,636		122,145		
New Borrowings	0		0		
Self Supporting Loan Principal Repayments	13,630		3,368		
Transfer from Reserve	1,856,862		0		
	7,002,170		385,112		
Capital Expenditure					
Land & Buildings	(1,409,162)		(3,443)		
Infrastructure - Road	(7,604,584)		(710)		
Infrastructure - Parks	(2,343,115)		(375,011)		
Plant & Equipment	(971,000)		(187,324)		
Furniture & Equipment	(474,514)		(39,828)		
Repayment of Debentures	(1,691,065)		(174,440)		
Transfer to Reserves	(1,768,566)		(13,808)		
	(16,262,006)		(794,564)		
Total Operating and Non-Operating	(5,528,495)		24,324,556		
Adjustment - Non Cash Items					
Depreciation	4,378,000		729,667		
Receivables/Provisions/Other Accruals	853		6,006		
Change in accounting policy	(594,247)		0		
(Profit) on Sale of Assets	(43,228)		0		
Loss on Sale of Assets	108,448		0		
ADD - Surplus/(Deficit) 1 July b/f	1,703,203		3,914,057		
LESS - Surplus/(Deficit) 30 June c/f	24,534		28,974,286		
	5,528,495		(24,324,556)		



**SUMMARY STATEMENT OF BORROWING ACTIVITY
FOR THE PERIOD ENDING 31 AUGUST 2019**

Purpose

Loan 179 - Road Infrastructures
 Loan 181 - Building and Road Infrastructures
 Loan 182 - Building
 Loan 183 - Building
 Loan 184 - Building
 Loan 185 - Building
 Loan 187 - Underground Power (CON)
 Loan 188 - Underground Power (W.Hollywood Res)
 Loan 189 - Underground Power (Alfred & MTC Res)
 Loan 190 - Underground Power (Alderbury Res)
 Loan 191 - Building and Road Infrastructures

Self Supporting Loans

Loan 186 - Dalkeith Bowling Club

Total

Actual YTD 31 AUGUST 2019					
Interest Rate Per Annum	Principal 01-Jul-19 \$	New loans \$	Principal Repayment \$	Principal 31-Aug-19 \$	Interest(YTD) \$
6.04%	654,992	0	(28,298)	626,694	6,594
5.91%	498,901	0	(59,209)	439,692	4,914
4.67%	649,125	0	0	649,125	5,052
2.78%	1,031,607	0	(39,647)	991,960	4,780
3.12%	921,181	0	(32,096)	889,085	4,707
3.12%	435,974	0	(15,190)	420,784	2,228
2.64%	2,464,759	0		2,464,759	10,845
3.07%	645,499	0		645,499	3,366
3.07%	94,279	0		94,279	492
3.07%	66,956	0		66,956	349
	0	0		0	
	7,463,273	0	(174,440)	7,288,833	43,326
3.07%	92,445	0	0	92,445	473
				0	
	7,555,718	0	(174,440)	7,381,278	43,799

Adopted Budget 2019/20		
New loans \$	Principal 30-Jun-20 \$	Interest \$
0	539,211	36,972
0	256,766	24,184
0	398,479	25,967
0	871,357	27,018
0	791,286	27,231
0	374,498	12,888
0	1,831,084	58,831
0	578,626	18,277
0	84,512	2,669
0	60,019	1,896
0	0	0
0	5,785,838	235,933
0	78,815	2,682
0	5,864,653	238,615



CITY OF NEDLANDS
STATEMENT OF FINANCIAL POSITION
AS AT 31 AUGUST 2019

	2019/2020	2018/2019	2018/2019
	YTD 31 August	YTD 31 August	YEAR END
	2020	2019	30 June 2019
	\$	\$	\$
Current Assets			
Cash & Cash Equivalents	26,706,205	26,988,820	11,156,062
Trade & Other Receivables	14,339,351	15,165,539	2,407,992
Inventories	7,000	12,003	15,724
Other - Prepayments & Accruals	48,465	68,181	170,828
Total Current Assets	41,101,021	42,234,544	13,750,606
Non Current Assets			
Other Receivables	564,244	539,634	570,250
Other Financial Assets	140,137	123,734	140,137
Property, Plant & Equipment	345,485,646	344,631,694	345,984,718
Infrastructure	88,215,296	82,882,740	87,839,575
Total Non Current Assets	434,405,323	428,177,802	434,534,680
Total Assets	475,506,343	470,412,346	448,285,287
Current Liabilities			
Trade & Other Payables	5,352,859	4,616,883	3,147,687
Current Borrowings	1,519,524	4,009,193	1,693,964
Employee Provisions	2,349,334	2,110,164	2,274,759
Total Current Liabilities	9,221,716	10,736,239	7,116,411
Non Current Liabilities			
Long Term Borrowings	5,861,752	6,748,983	5,861,752
Employee Provisions	474,196	337,618	474,196
Total Non Current Liabilities	6,335,948	7,086,601	6,335,948
Total Liabilities	15,557,664	17,822,840	13,452,359
Net Assets	459,948,679	452,589,506	434,832,928
Equity			
Retained Surplus	101,987,745	94,674,219	76,885,802
Reserves - Cash Backed	4,414,281	4,368,637	4,400,473
Revaluation Surplus	353,546,653	353,546,650	353,546,653
Total Equity	459,948,679	452,589,506	434,832,928



**SUMMARY STATEMENT OF FINANCIAL ACTIVITY - OPERATING
BY REPORTING ACTIVITY
FOR THE PERIOD ENDING 31 AUGUST 2019**

Reporting Activity	August 19 YTD Budget	August 19 YTD Actual	Variance Indicators				2019-20 Annual Budget	Var. Scale	Comment Ref
			\$	%	Flag	F/U			
Income:									
Community Leadership	40,170	-	(40,170)	(100%)	▶	U	241,020	●	R1
Corporate Administration	151,018	151,290	272	0%	▶	F	905,800	●	
Community Capacity Building	142,876	130,225	(12,651)	(9%)	▶	U	666,460	●	
Community Care	382,057	395,939	13,882	4%	▶	F	1,777,900	●	R9
Libraries	3,798	4,404	606	16%	▶	F	16,300	●	
Building & Development Control	310,798	371,667	60,869	20%	▶	F	1,066,300	●	
Environmental Health Services	22,998	76,477	53,479	233%	▶	F	138,000	●	R2
Rangers & Public Safety	89,376	82,318	(7,058)	(8%)	▶	U	504,500	●	R3
Engineering & Asset Management	43,455	115,211	71,756	165%	▶	F	400,747	●	R4
Parks & Natural Areas	54,000	19,247	(34,753)	(64%)	▶	U	143,800	●	R5
Roads, Paths & Drains	50,488	116,268	65,780	130%	▶	F	271,428	●	R6
Community Building Management	61,174	51,949	(9,225)	(15%)	▶	U	367,050	●	R7
Waste Management	3,306,939	3,297,371	(9,568)	(0%)	▶	U	3,354,547	●	
Rates & Property Services	24,132,573	24,306,333	173,760	1%	▶	F	24,477,574	●	R8
Total Income	28,791,720	29,118,700		1%	▶	F	34,331,426		

*** Note:** Total Income includes Operating Income & Capital Grants but not Asset Sale Proceeds

Legend

Favourable Variance to Budget F ▶
Unfavourable Variance to Budget U ▶

Legend

Favourable Variance > 10% ●
Variance between -10% (U) and +10% (F) ●
Unfavourable Variance > 10% ●



**SUMMARY STATEMENT OF FINANCIAL ACTIVITY - OPERATING
BY REPORTING ACTIVITY
FOR THE PERIOD ENDING 31 AUGUST 2019**

Reporting Activity	August 19 YTD Budget	August 19 YTD Actual	Variance Indicators				2019-20 Annual Budget	Var. Scale	Comment Ref
			\$	%	Flag	F/U			
Expenditure:									
Community Leadership	427,334	346,114	81,220	19%	▶	F	2,522,501	●	E1
Corporate Administration	157,298	115,284	272,582	173%	▶	F	881,665	●	E2
Community Capacity Building	318,615	219,382	99,233	31%	▶	F	1,867,847	●	E3
Community Care	358,706	320,088	38,618	11%	▶	F	2,164,697	●	E4
Libraries	322,156	291,687	30,469	9%	▶	F	1,975,570	●	E5
Building & Development Control	373,194	319,679	53,515	14%	▶	F	2,245,918	●	E6
Strategic Urban Planning	120,349	86,811	33,538	28%	▶	F	812,610	●	E7
Environmental Health Services	113,596	93,988	19,608	17%	▶	F	694,366	●	E8
Rangers & Public Safety	164,576	144,353	20,223	12%	▶	F	1,002,754	●	E9
Engineering & Asset Management	39,968	118,633	(78,664)	197%	▶	U	626,104	●	
Parks & Natural Areas	1,044,568	820,443	224,125	21%	▶	F	5,996,050	●	E10
Roads, Paths & Drains	833,908	889,716	(55,808)	7%	▶	U	4,739,447	●	
Community Building Management	480,542	431,437	49,105	10%	▶	F	2,871,901	●	E11
Waste Management	443,892	369,502	74,390	17%	▶	F	3,091,165	●	
Rates & Property Services	49,291	48,144	1,147	2%	▶	F	359,698	●	
Total Operating Expenditure	5,247,993	4,384,692		16%	▶	F	30,600,085		
Net Operating Result	23,543,727	24,734,008					3,731,341		

Legend

Favourable Variance to Budget F ▶
Unfavourable Variance to Budget U ▶

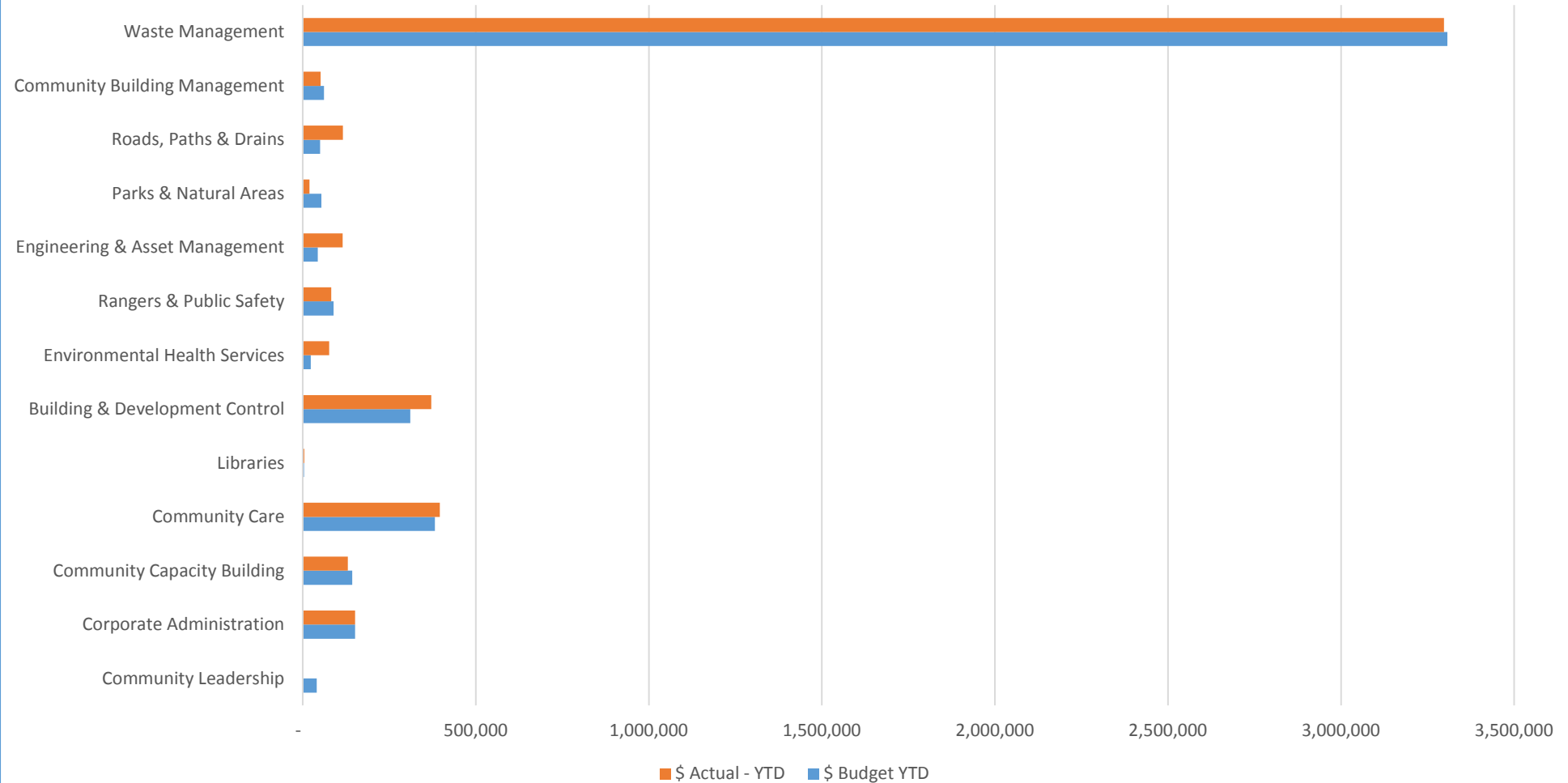
Legend

Favourable Variance > 10% ●
Variance between -10% (U) and +10% (F) ●
Unfavourable Variance > 10% ●



**GRAPHICAL SUMMARY OF FINANCIAL ACTIVITY - OPERATING
BY REPORTING ACTIVITY
FOR THE PERIOD ENDING 31 AUGUST 2019**

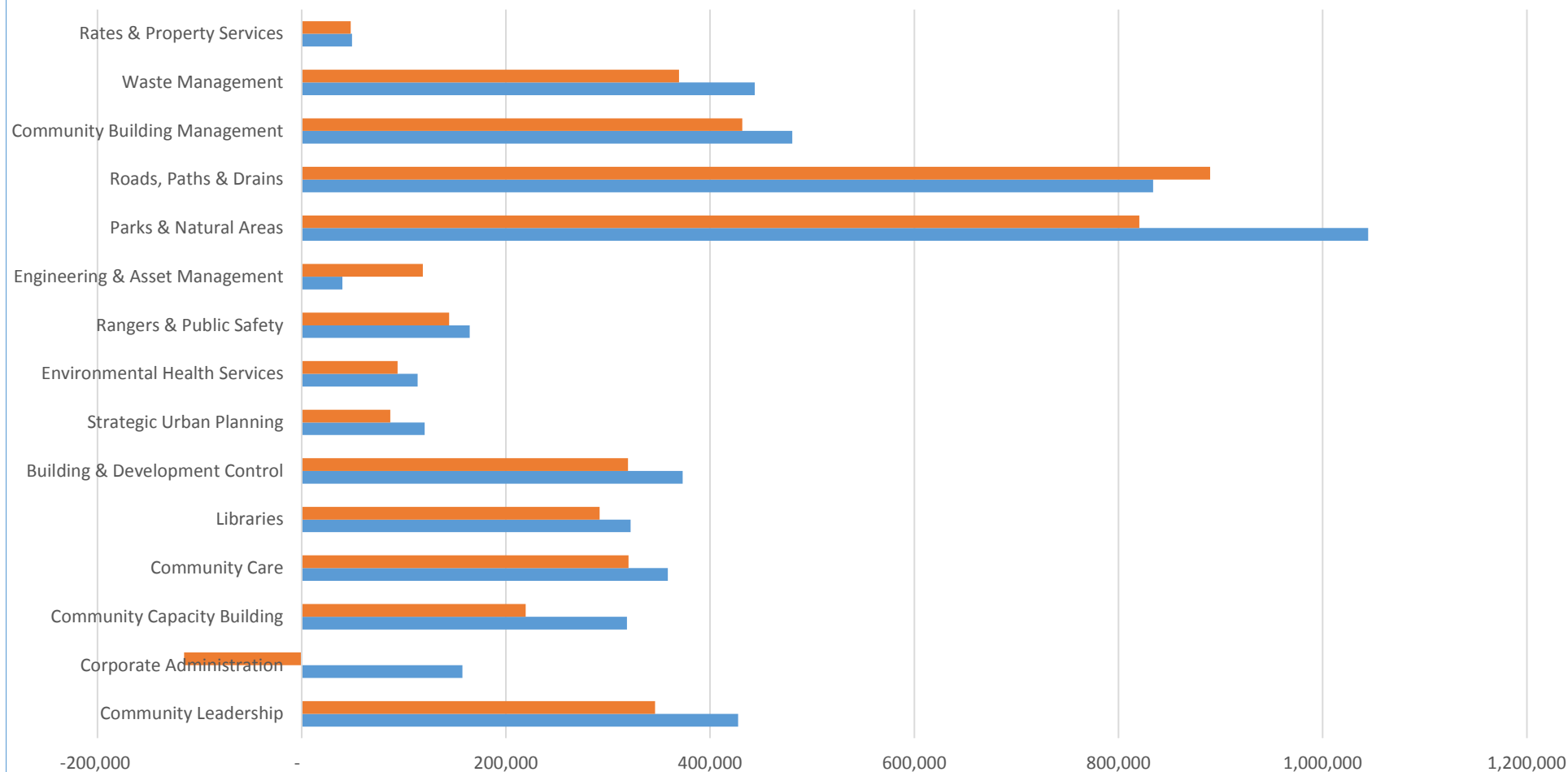
Income - YTD by Reporting Activity (Excluding Rates)





**GRAPHICAL SUMMARY OF FINANCIAL ACTIVITY - OPERATING
BY REPORTING ACTIVITY
FOR THE PERIOD ENDING 31 AUGUST 2019**

Operating Expenditure - YTD by Reporting Activity





CITY OF NEDLANDS
SUMMARY STATEMENT OF FINANCIAL ACTIVITY - INCOME
BY REPORTING NATURE & TYPE
FOR THE PERIOD ENDING 31 AUGUST 2019

Reporting Activity

Income:

Operating Income

	August 19 YTD Budget	August 19 YTD Actual	Variance Indicators				2019-20 Annual Budget	Var. Scale
			\$	%	Flag	F/U		
Rates	24,132,573	24,306,333	173,760	1%	▶	F	24,477,574	●
Service Charges (UGP)	23,455	115,211	91,756	391%	▶	F	280,747	●
Fees & Charges	3,892,009	4,000,552	108,543	3%	▶	F	5,852,047	●
Fines & Penalties	91,374	99,373	7,999	9%	▶	F	512,000	●
Interest Revenue	74,168	36,516	(37,652)	(51%)	▶	U	445,000	●
Operating Grants	343,302	345,947	2,645	1%	▶	F	1,551,710	●
Contributions	162,567	189,102	26,535	16%	▶	F	849,400	●
Other Revenue	72,272	25,667	(46,605)	(64%)	▶	U	319,720	●
Operating Income	28,791,720	29,118,700					34,288,198	

Capital Income

Capital Grants	386,670	259,599	(127,071)	(33%)	▶	U	4,640,042	●	R6
Asset Sale Proceeds	40,970	122,145	81,175	198%	▶	F	491,636	●	R7
Sub Total - Capital Income	427,640	381,744					5,131,678		

Total Income

29,219,360	29,500,444			1%	▶	F	39,419,876
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Legend

Favourable Variance to Budget F ▶
 Unfavourable Variance to Budget U ▶

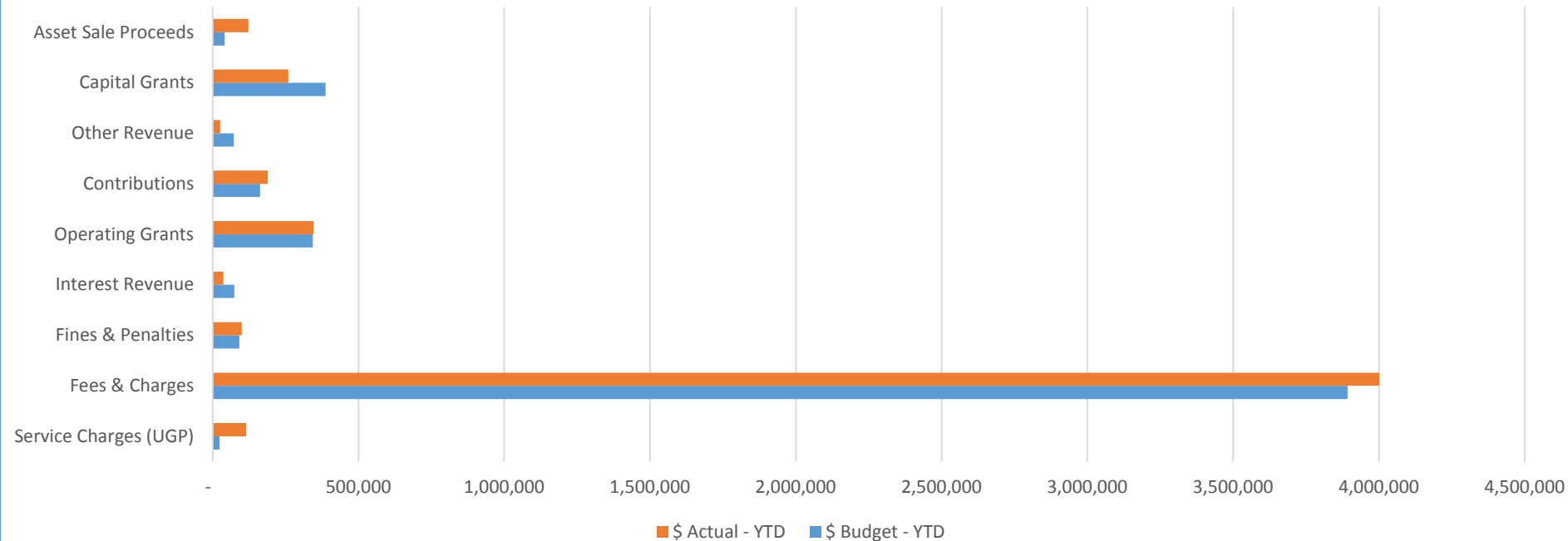
Legend

Favourable Variance > 10% ●
 Variance between -10% (U) and +10% (F) ●
 Unfavourable Variance > 10% ●

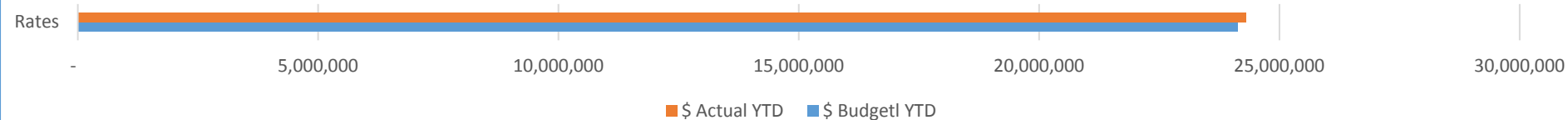


CITY OF NEDLANDS
SUMMARY STATEMENT OF FINANCIAL ACTIVITY - INCOME
BY REPORTING NATURE & TYPE
FOR THE PERIOD ENDING 31 AUGUST 2019

Income - YTD by Nature & Type (Excluding Rates)



Rates Income - YTD



13.6 Monthly Investment Report – September 2019

Council	24 September 2019
Applicant	City of Nedlands
Employee Disclosure under section 5.70 Local Government Act	Nil.
Director	Lorraine Driscoll – Director Corporate & Strategy
CEO	Mark Goodlet
Attachments	1. Investment Report for the period ended 31 August 2019

Executive Summary

In accordance with the Council's Investment Policy, Administration is required to present a summary of investments to Council on a monthly basis.

Recommendation to Council

Council receives the Investment Report for the period ended 31 August 2019.

Discussion/Overview

Council's Investment of Funds report meets the requirements of Section 6.14 of the Local Government Act 1995.

The Investment Policy of the City, which is reviewed each year by the Audit and Risk Committee of Council, is structured so as to minimise any risks associated with the City's cash investments. The officers adhere to this Policy, and continuously monitor market conditions to ensure that the City obtains attractive and optimum yields without compromising on risk management.

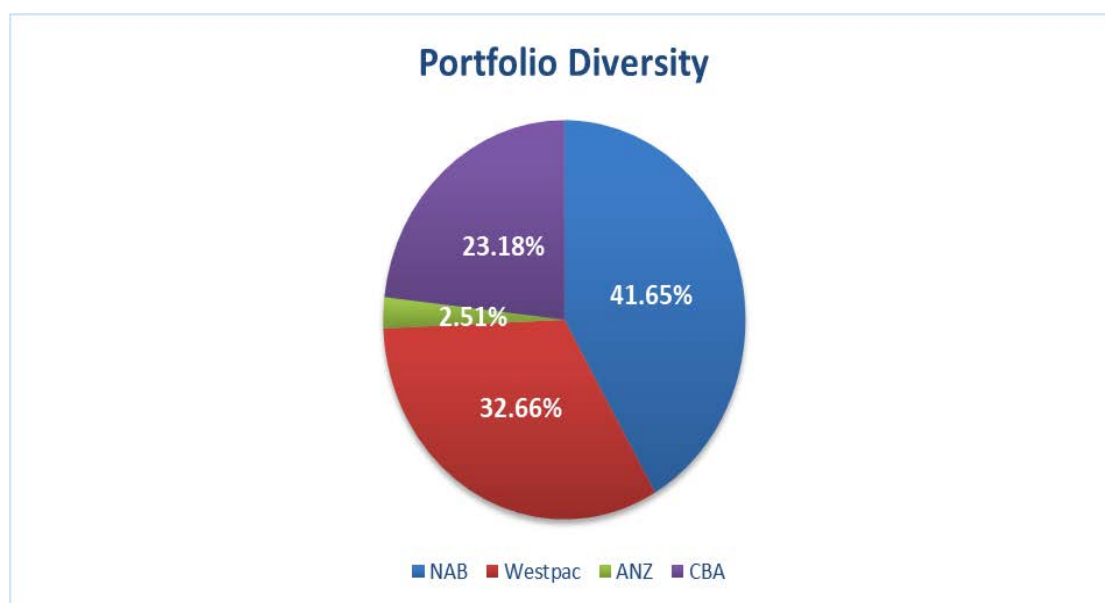
The Investment Summary shows that as at 31 August 2019 the City held the following funds in investments:

Municipal Funds	\$ 1,039,867.27
Reserve Funds	<u>\$ 6,130,579.01</u>
Total	<u><u>\$ 7,170,446.28</u></u>

The total interest earned from investments as at 31 August 2019 was \$27,916.39.

The Investment Portfolio comprises holdings in the following institutions:

Financial Institution	Funds Invested	Interest Rate	Proportion of Portfolio
NAB	\$2,986,223.08	1.70% - 2.73%	41.65%
Westpac	\$2,341,991.22	2.24% - 2.50%	32.66%
ANZ	\$180,080.44	2.20%	2.51%
CBA	\$1,662,151.54	1.90% - 2.38%	23.18%
Total	\$7,170,446.28		100.00%



The total investments with NAB has exceeded the threshold by 1.65% due to timing difference of maturity of investments.

Conclusion

The Investment Report is presented to Council.

Key Relevant Previous Council Decisions:

Nil.

Consultation

Required by legislation:

Yes ☐

No ☒

Required by City of Redlands policy:

Yes ☐

No ☒

Budget/Financial Implications

Investment income is steady as per budget.

INVESTMENTS REPORT
FOR THE PERIOD ENDED 31 AUGUST 2019



Particulars	Interest Rate	Invest. Date	Maturity Date	Period Days	NAB *AA-/Stable/A-1+	Westpac *AA-/Stable/A-1+	ANZ *AA-/Stable/A-1+	CBA *AA-/Stable/A-1+	Total	Interest YTD Accumulated
RESERVE INVESTMENTS										
Plant Replacement	2.10%	11-Jun-19	9-Oct-19	120				34,158.45	34,158.45	\$121.28
City Development - Western Zone	2.37%	11-Jul-19	10-Oct-19	91				172,701.13	172,701.13	\$532.05
City Development - Western Zone	2.03%	23-May-19	23-Sep-19	123				65,121.47	65,121.47	\$223.31
Business system reserve	2.10%	11-Jun-19	9-Oct-19	120				140,644.38	140,644.38	\$499.40
All abilities play space	2.10%	11-Jun-19	9-Oct-19	120				96,441.86	96,441.86	\$342.44
North Street	1.70%	21-Jun-19	19-Sep-19	90	763,564.28				763,564.28	\$2,583.97
Welfare - General	2.17%	15-May-19	17-Sep-19	125				315,026.73	315,026.73	\$1,154.13
Welfare - NCC	2.38%	11-Jul-19	10-Oct-19	91				157,940.49	157,940.49	\$486.56
Welfare - PRCC	1.90%	30-Jun-19	25-Nov-19	148				15,503.06	15,503.06	\$49.87
Services - Tawarri 1	1.70%	21-Jun-19	19-Sep-19	90	67,586.45				67,586.45	\$228.72
Services General	2.73%	29-Jul-19	29-Oct-19	92	25,462.13				25,462.13	\$117.04
Services - Tawarri 2	2.20%	11-Jun-19	11-Sep-19	92			115,696.64		115,696.64	\$391.31
Insurance	2.20%	11-Jun-19	11-Sep-19	92			64,383.80		64,383.80	\$217.76
Undrground power	1.60%	26-Jun-19	26-Sep-19	92	371,484.28				371,484.28	\$1,238.69
Waste Management	2.38%	11-Jul-19	10-Oct-19	91				506,033.49	506,033.49	\$1,558.91
City Development - Swanbourne	2.17%	15-May-19	17-Sep-19	125				132,815.71	132,815.71	\$486.58
City Building - General	1.70%	21-Jun-19	19-Sep-19	90	408,526.96				408,526.96	\$1,382.49
City Building - PRCC	1.90%	30-Jun-19	25-Nov-19	148				25,764.76	25,764.76	\$95.06
Business system Reserve	2.25%	27-May-19	26-Aug-19	91	156,326.22				156,326.22	\$576.09
Public Art Reserves	2.25%	27-May-19	26-Aug-19	91	212,090.26				212,090.26	\$781.59
Waste Management Reserve	2.25%	27-May-19	26-Aug-19	91	464,429.66				464,429.66	\$1,711.50
City Development Reserve	2.25%	27-May-19	26-Aug-19	91	132,110.14				132,110.14	\$486.85
Building Replacement Reserve	2.25%	27-May-19	26-Aug-19	91	287,099.24				287,099.24	\$1,058.01
All ability play space	2.25%	23-Jun-19	26-Sep-19	95	97,543.45				97,543.45	\$263.99
Major projects	2.24%	27-May-19	30-Sep-19	126		1,302,123.95			1,302,123.95	\$4,926.08
TOTAL RESERVE INVESTMENTS					2,986,223.08	1,302,123.95	180,080.44	1,662,151.54	6,130,579.01	\$21,513.69
MUNICIPAL INVESTMENTS										
Muni Investment NS60	2.50%	31-May-19	30-Jun-19	30		1,039,867.27			1,039,867.27	\$3,788.66
Muni Investment #1 - CBA								0.00	0.00	\$1,278.27
Muni Investment #2 - CBA								0.00	0.00	\$1,335.76
TOTAL MUNICIPAL INVESTMENTS					0.00	1,039,867.27	0.00	0.00	1,039,867.27	\$6,402.69
TOTAL					2,986,223.08	2,341,991.22	180,080.44	1,662,151.54	7,170,446.28	\$27,916.39

13.7 Interstate Travel International Public Works Conference - 24 September 2019

Council	24 September 2019
Applicant	City of Nedlands
Employee Disclosure under section 5.70 Local Government Act 1995	Nil.
Director	Jim Duff – Director Technical Services
Attachments	1. Report of Conference Attendance and Learnings

Executive Summary

In accordance with Council Policy: Interstate and International Travel Policy ‘A written report on the travel and event/s attended should be presented to Council by the person who travelled no later than the second meeting following return from travel’.

On the 25th – 29th August 2019 the City of Nedlands sent Maria Hulls, Manager Engineering Services to represent the City at the International Public Works Conference in Hobart, Tasmania.

Her attendance was in support of her professional development and in order to represent the City of Nedlands, which had two national award nominated projects.

Ms. Hulls reports that the conference was a great success attended by over 500+ delegates from Australia, New Zealand and as far as the United States of America. The content of the conference covered a broad range of topics and has presented Maria with valuable knowledge especially in the areas of asset management, transport planning, project management and stakeholder engagement which she will share with her team and relate to similar issues within the City of Nedlands.

Recommendation to Council

Council receives the report provided by the Manager Engineering Services in relation to her attendance at the International Public Works Conference 2019 “Vibrant Futures Solid Foundations”, held in Hobart, Tasmania on 25th -29th August 2019.

Discussion/Overview

International Public Works Conference 2019 “Vibrant Futures Solid Foundations” was held in Hobart, Tasmania from 25th -29th August.

The Institute of Public Works Engineering Australasia (IPWEA) is the professional organisation for those involved in and delivering public works and engineering services to the community both in Australia and New Zealand. IPWEA is recognized nationally and internationally for its leadership and delivery of products and services aimed at advancing public works knowledge and delivering better outcomes for the community.

A total of 500+ people attended including IPWEA Board Members, Keynote speakers, Delegates and Exhibitors from around Australia, New Zealand and Overseas. Included in the program were the IPWEA Australasian Excellence Awards to which the City of Nedlands was a finalist in two categories:

1. Best Public Works Project \$5.0m - Jo Wheatley All Abilities Play Space
2. Excellence in Project Innovation – LED Street Lighting

The event attracted a wide range of engineering professionals including a powerful and stimulating address by keynote speaker Professor Euan Lindsay FRSN FIE Aust CPEng FHEA SMIEEE, Director, CSU Engineering Foundation Professor of Engineering Charles Sturt University.

Prof. Lindsay spoke of the current and future programs the University of offering engineering students including a diverse range of teaching methods to enable them to make a difference and not just solve problems, he inspired students to move forward in their engineering careers with passion.

Another key focus of the conference was Asset Management and the importance of addressing aging infrastructure which is a major challenge for our communities. The key roles Council and Management play in the decision-making process in knowing the value of our assets as well as planning for replacement, ongoing maintenance and future growth.

Key Relevant Previous Council Decisions:

Nil.

Consultation

Nil.

Budget/Financial Implications

The expenditure was within the City's training budget.

Comments

Representation at the International Public Works Conference by the City is an important investment in building knowledge and skills to the attendee, as well as an opportunity for sharing that knowledge with team members and work colleagues to assist in contributing toward future decision making across engineering services. It also provides networking opportunities where discussions around issues with other representatives can be of great benefit in listening to how they dealt with similar challenges and the lessons learned.



To: Councillors and Executive

From: Maria Hulls - Manager Engineering Services

Date: 5 September 2019

Subject: Interstate Travel - International Public Works Conference - Hobart, Tasmania 2019.

Background

On the 25 – 29 August 2019 I was very fortunate to be able to represent the City of Nedlands at the International Public Works Conference in Hobart, Tasmania.

The IPWEA International Public Works Conference is the largest public works conference held in Australia and is only held every two years. The program is made up of five concurrent streams, with over 100 papers, five plenary sessions and expert keynote speakers.

Attendance is high with many of the delegates being from Local Government in fields of engineering and management.

CONFERENCE ATTENDEES





The Conference was made up of keynote speakers and plenary sessions, five streams of presentations including Asset Management, Water and Wastewater, Roads, Transport and Project Management. In addition to this were Technical Tours and the IPWEA Australasia Excellence Awards.

The City of Nedlands was a finalist in two categories for these awards being:

1. Excellence in Innovation – LED Lighting Project
2. Best Public Works Project \$2.0m - \$5.0m – Jo Wheatley All Abilities Play Space

There were some outstanding projects in both categories from across Australia and New Zealand and although we missed out on the national awards, we can be proud of the City's achievements in being named as a finalist and the fantastic benefits these projects have delivered to our Community.

Asset Management

Over the three days I attended a total of 24 sessions and tried to spread my time over the diverse range of streams such as Asset Management, Transport and Project Management. Of interest to me was the Asset Management stream which highlighted the importance of the role of Council and Management in ensuring infrastructure is at the forefront of our decision making.

Infrastructure is the foundation of our communities. Knowing the replacement value of our assets is critical in order to plan for replacement, ongoing maintenance and future growth. The challenge is being faced with expensive total renewal and replacement of aging assets even for infrastructure local government didn't originally provide. The current rate of depreciation of assets is causing major problems for local governments and many are running deficit budgets leading to renewal liabilities which they are unequipped to meet.


A step in the right direction is the development of a strategic asset management plan and the City of Nedlands is well on its way here. It's knowing what we already have and the level of service we can afford to provide as well as future impacts of development growth and demand for increased service levels which may impact the City of Nedlands in the near future as a result of LPS3.

A session on "Improving Building Asset Management Data – Allocating Funds for Capital and Maintenance Projects" was presented by Glen Eira City Council. In order to manage their buildings, they required overall condition data as well as condition on each component to determine how it affected levels of service. The objective being to determine a prioritisation process, criticality of assets lifecycle in order to develop condition matrices for the development of a long-term financial plan (LTFP).

By prioritising lifecycle costs, building criticality, service need and failure costs it gave the Council the ability to run different scenarios to determine project priorities. By



collecting the asset data paired with the use of the aesthetic predictor modeling was able to produce an innovative asset management technique to prioritise capital and maintenance expenditure to make effective capital investment decisions.

Local Government Infrastructure - Planning				
Indicator	Desired Trend	Likely Trend	Actual Trend 2012 - 2017	Comment
Proportion of Asset Management Plans Adopted	↑	↓	↓	Indicates asset planning is optional and raises doubt on how local government is planning for the future.
Source: National State of the Assets Report, (ALGA, 2018)				
 International Public Works Conference HOBART • TASMANIA • 25-29 AUGUST 2019				

Transport

Local Area Traffic Management (LATM) was another area of interest to me and attending sessions on the topic allowed me to understand how other local governments approach the issue.

With the main purpose of local roads primarily being to provide a place for the local community to access their homes and other destinations, an active place to walk, cycle and interact with their neighbours. (LATM) is constantly evolving with the use of physical devices, streetscaping treatments, placemaking and other measures to reduce traffic volumes and speeds in local streets as well as improve safety and access for residents.

As part of a 20-yearlong study across Australia and New Zealand, extensive research has been undertaken to identify common, innovative and revised approaches to the application of LATM in local communities.

The study consisted of an online survey sent to local government practitioners and was on a broad range of different topics ranging from types of devices and their effectiveness though to planning, implementation and monitoring. 600+ local governments were sent the survey with approximately 120 responding.



The top 5 most effective traffic management devices are ranked below:

Rank	Device	Perceived Effectiveness
1	Standard roundabout	80%
2	School zones	74%
3	Wombat crossing	71%
4	Flat topped road hump	63%
5	Full road closure	63%

What was interesting was that bicycle facilities incorporated into LATM projects were reported as being increasingly effective however there has been a decrease in their use within local governments due to cost, reduced parking and dominance by the car.

On the other side there have been devices installed in local streets which have been considered effective however have been removed due to complaints from residents. These devices include raised plateaus, speed cushions and road humps.

LATM is a complicated issue and many local governments are not implementing treatments due to budget constraints. Other reasons for LATM treatments not proceeding are political pressure, community opposition, state government intervention and service utility conflicts.

The important message I took away from this presentation was that whatever Local Governments decide to do to tackle the issues relating to local traffic, there needs to be a clear process in place to guide decision making such as a formal warranting system. Making “ad hoc” decisions on treatments without justification leads to poor community perception, wasted resources and financial impacts.

Project Management

“Engineers are Bad Project Managers”

Project Management is an area which I am very passionate about. I attended a session called “Engineers are Bad Project Managers” which sparked my attention. Was this true?

The problem is that engineers are expected to be good project managers, however that is not the case. A common phrase in a project manager’s job description is “must have tertiary qualifications in engineering”.

96% delivery of capital works requires a project management skillset. Project Management requires an understanding of the project cycle, embracing the wider



purpose and engaging stakeholders. Observations from Jeremy Rudd from Colac Otway Shire Council were that Engineers are hard wired to get involved in the detail of the design and construction, rather than taking a wider view of the entire project and ensuring that key measures of the project successes are met.

Engineers can be good project managers, but the mindset needs to be broken down for the benefit of improved performance across the wider public works sector. Project Management isn't a subset of Engineering and tertiary institutions need to recognise this and include project management programs in the degree.

“Challenges of the City of Hobart Precinct Upgrade Works”

I attended this session to see if I could learn anything about managing complex projects in business precincts and the challenges faced during the project cycle. This project involved a streetscape upgrade of a business precinct and is similar in size and scope to one the City of Nedlands is proposing “Waratah Avenue Placemaking Project”.

In 2015, the City of Hobart along with a team of Consultants, undertook a series of sessions on Community Engagement to identify and prioritise streetscape upgrade works for retail precincts across the City. From the engagement process, six individual projects were identified with the first of these projects being delivered in 2018.

Although the project was completed, it was not without its challenges and has given the City of Hobart an opportunity for reflection and to move forward with a revised approach to ensure the delivery of future projects is undertaken in a more planned, structured and streamlined way to ensure outcomes are achieved.

Lessons Learned

- Stage the project over a two to three-year period.
- Do not go to the community with a blank canvas - have at least 1 to 3 conceptual designs to work with.
- Conduct workshops with business owners to develop on the concepts.
- Clearly define and manage the project scope to avoid “scope creep”.
- Have the business owners own and sign off on the final design.
- Provide good graphics such as streetscape elevations to show the finished design rather than relying on 2D drawings.
- Include a palette of materials to be used in the design e.g. paver types and planter boxes.
- Ensure the budget is aligned with the scope and allow for enough contingency for unforeseen and latent conditions.
- Plan for adequate traffic management including resources to maintain access to businesses during the construction phase.



- Conduct risk assessments and OSH requirements early in the project planning phase.
- Conduct detailed service locations and build relationships with utility companies early in the project planning stage.
- Timing is critical.
- Maintain good communications with business owners daily throughout the project.
- Work with the contractor on a detailed methodology for the delivery of the construction. Good housekeeping is paramount - The site must be clean, tidy and safe at the close of each day.



Example of displaying graphics to show the finished streetscape

Yours Sincerely

Maria Hulls
Manager Engineering Services

13.8 RFT 2018-19.15 Allen Park Lower Oval Floodlighting

Council	24 September 2019
Applicant	City of Nedlands
Employee Disclosure under section 5.70 Local Government Act 1995	Nil.
Director	Jim Duff – Director Technical Services
CEO	Mark Goodlet
Attachments	1. RFT 2018-19.15 Allen Park Oval Floodlighting Evaluation (confidential).

Executive Summary

To award the tender for RFT 2018-19.15 Allen Park Lower Oval Floodlighting.

Recommendation to Council**Council:**

1. **agrees to award Tender No. RFT 2018-19.15 to Gillmore Electrical Services Pty Ltd for the Allen Park Oval Floodlighting project as per the lump sum price (confidential Attachment 1) submitted; and**
2. **authorises the Chief Executive Officer to sign an acceptance of offer for this tender.**

Discussion/Overview**Background**

A recommendation within the Allen Park Precinct Master Plan (APPMP) endorsed in 2017 is lighting of the lower oval at Allen Park to enable sports training at night. In September 2018 the City applied to the Department of Local Government, Sport and Cultural Industries (DLGSCI) seeking grant funding to install floodlights to the Allen Park lower oval. The City was notified in January 2019 that the application was successful. Funding has been approved through the Community Sport and Recreation Facilities Fund (CSRFF) to a maximum of 1/3 of the total project cost.

The approved grant provides funding of up to \$78,227 to the City for the project which must be claimed in the 2019/20 financial year. Following approval of the funding, the City engaged a lighting consultant to provide a design and specification to deliver 50 lux lighting to the lower oval for sports training. The accepted design provides contingency allowing for

uncomplicated increase to 100 lux to enable football codes to play junior and low-level fixtures at night if future need arises. Having advertised the tender, the City is seeking to award a contract for the supply and installation of the floodlighting in accordance with the design and specification.

Tender

Expenditure for the project could foreseeably have exceeded \$150,000. Therefore, to comply with legislative requirements outlined in the Local Government Act 1995 and ensure the best value for money for the City, the service must be tendered.

The tender was advertised on 11 July 2019 in the West Australian Newspaper and the tender submission period closed at 2:00 pm 30 July 2019.

Ten (10) conforming tender submissions were received from:

1. Boyan Electrical Services
2. DCSWA
3. Future Power WA Pty Ltd
4. Gillmore Electrical Services Pty Ltd
5. Hender Lee Electrical & Instrumentation Contractors Pty Ltd
6. iElect Pty Ltd
7. Morris Infrastructure Group
8. Prestige Jointing and Electrical Pty Ltd
9. Stiles Electrical and Communication Services Pty Ltd
10. Surun Services Pty Ltd

Evaluation

The tender was independently evaluated by three (3) City officers in accordance with the qualitative criteria specified in the tender documentation, qualitative criteria was afforded a total of 50% of the total score.

Price criteria was evaluated based on the completed lump sum price schedules included within the tender submissions. The priced items were compiled into a spreadsheet for close analysis of value comparison. A price criteria score was allocated based on the best value being scored at 100% and other values scored proportionally against this price.

A total of 50% weighting was allocated to the price criteria.

A confidential evaluation and recommendation report was completed and approved by the evaluation panel, Purchasing and Tenders Coordinator, Manager Parks Services and Director Technical Services. References were sought from appropriate sources for quality assurance purposes which backed up the findings of the evaluation panel.

The final evaluation, including pricing and scoring, can be viewed in the confidential attachment – RFT 2018-19.15 Allen Park Oval Floodlighting Evaluation.

Conclusion

Gillmore Electrical Services Pty Ltd scored highest in the evaluation process and provided the second cheapest offer.

Gillmore Electrical Services Pty Ltd demonstrated the necessary experience and resources to complete the scope of works. This included the use of Sasquatch Drilling as subcontractors for foundations and pole erection, they have a long-standing relationship with the contractors, utilising them previously on contracts of a similar size and scope to successful outcomes.

A referee report was obtained from the City of Wanneroo for whom Gillmore Electrical Services Pty Ltd have completed several projects successfully, including the installation of tennis court floodlighting and sports ground lighting upgrades, very similar in nature to the services required at Allen Park. The report was very positive for both Gilmore Electrical Services Pty Ltd and Sasquatch Drilling who was used as a subcontractor for the same services nominated for this project.

Gillmore Electrical Services Pty Ltd provided a detailed methodology for the project, broken down into weekly tasks over a period of 12 weeks, demonstrating an excellent understanding of the requirements and availability at the required time. In conjunction with this, a comprehensive draft quality management plan and appropriate safety documentation were supplied.

Gillmore Electrical Services Pty Ltd scored highest in the evaluation scoring and, in the opinion of the evaluation panel, their offer represents best value for money to the City. It is therefore the City's recommendation that Gillmore Electrical Services Pty Ltd is awarded the tender.

Key Relevant Previous Council Decisions:

- Ordinary Meeting of Council 19 December 2017, Item 13.5, Allen Park Master Plan

Council Resolution:

“Council endorses the Allen Park Master Plan, as provided in Attachment 1, as a guiding document for future uses, activities, preservation, capital budgets and grant applications for the Allen Park Precinct.”

- Ordinary Meeting of Council 25 June 2019, Item 13.10, Adoption of the Annual Budget 2019/20

Council Resolution:

Council:

“1. adopts the 2019/20 Annual Budget” (excerpt)

Consultation

This project is associated with the recommendations within the Council endorsed APPMP. The APPMP was developed through a variety of community engagement activities. The community feedback and submissions collected during development of the APPMP were collated into a report that was tabled as an attachment to the Council report seeking endorsement. Subsequent to the APPMP being endorsed, the City has been consulting with resident sporting clubs. Most notably the City has consulted with the Swanbourne Tigers Junior Football Club who have indicated their support for the project and have confirmed a commitment to contribute financially to the project.

Budget/Financial Implications

Capital funding of \$217,176 has been approved for the project in the 2019/20 capital works budget. The recommendation to Council includes a lump sum price that falls within the approved budget.