



**MINUTES
OF THE
ORDINARY MEETING OF THE COUNCIL
HELD ON
TUESDAY, 21 MAY 2019
and
TUESDAY, 28 MAY 2019
AT 6.30PM IN THE COUNCIL CHAMBERS
MELVILLE CIVIC CENTRE**

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CONTENTS PAGE

	Item Description	Page Number
16.2	Motion with Notice Review of Redevelopment of Tompkins Park Facility (Item brought forward)	12
 URBAN PLANNING		
Nil		
 TECHNICAL SERVICES		
Nil		
 COMMUNITY DEVELOPMENT		
Nil		
 MANAGEMENT SERVICES		
M19/5682	Delegates to the Western Australian Local Government Association Annual General Meeting 2019	16
M19/5000	Common Seal Register	19
 CORPORATE SERVICES		
C19/6000	Investment Statement for March 2019	22
C19/6001	Schedule of Accounts Paid for March 2019	30
C19/6002	Statements of Financial Activity for March 2019	36
 LATE ITEM		
Nil		
 MOTIONS WITH NOTICE		
16.1	Support for Residents with Managing Debris from City Trees	43
16.2	Review of Redevelopment of Tompkins Park Facility (Item brought forward refer page 14)	45
 Meeting adjourned at 10:09pm 21/05/2019 and recommenced at 6:35pm 28/05/2019		
16.3	Preparation of Developer Contribution Plan	47
16.4	Proposed Policy on Cultural Awareness	49

1. OFFICIAL OPENING

The Presiding Member welcomed those in attendance to the meeting and officially declared the meeting of 21 May 2018 open at 6:30pm. Mr J Clark, Governance and Compliance Advisor, read aloud the Disclaimer that is on the front page of these Minutes and then His Worship the Mayor, R Aubrey, read aloud the following Affirmation of Civic Duty and Responsibility.

Affirmation of Civic Duty and Responsibility

I make this Affirmation in good faith on behalf of Elected Members and Officers of the City of Melville. We collectively declare that we will duly, faithfully, honestly and with integrity fulfil the duties of our respective office and positions for all the people in the district according to the best of our judgement and ability. We will observe the City's Code of Conduct and Meeting Procedures Local Law to ensure the efficient, effective and orderly decision making within this forum.

2. PRESENT

His Worship the Mayor R Aubrey

COUNCILLORS

Cr T Barling (Deputy Mayor)
Cr N Robins
Cr C Robartson, Cr M Woodall
Cr N Pazolli, Cr S Kepert
Cr G Wieland, Cr J Barton
Cr D Macphail, Cr K Mair
Cr P Phelan, Cr K Wheatland

WARD

Bateman – Kardinya – Murdoch
Bateman – Kardinya - Murdoch
Bull Creek - Leeming
Applecross – Mount Pleasant
Bicton – Attadale – Alfred Cove
Central
Palmyra – Melville - Willagee

3. IN ATTENDANCE

Mr M Tieleman
Ms C Young
Mr S Cope
Mr M McCarthy
Mr A Ferris
Mr L Hitchcock

Mr T Cahoon (*until 9.29pm*)
Mr P De Lang (*until 9.29pm*)
Mr J Clark
Ms C Newman
Ms J Head (*from 6:35pm*)

Chief Executive Officer
Director Community Development
Director Urban Planning
Director Technical Services
Director Corporate Services
Executive Manager Governance and Legal Services
Manager Healthy Melville
Coordinator Healthy Melville
Governance and Compliance Advisor
Governance Coordinator
Governance Officer

At the commencement of the meeting there were approximately 55 members of the public and one representative from the Press in the Public Gallery.

4. APOLOGIES AND APPROVED LEAVE OF ABSENCE**4.1 APOLOGIES**

Nil.

4.2 APPROVED LEAVE OF ABSENCE

Nil.

**5. ANNOUNCEMENTS BY THE PRESIDING MEMBER (WITHOUT DISCUSSION)
AND DECLARATIONS BY MEMBERS****5.1 DECLARATIONS BY MEMBERS WHO HAVE NOT READ AND GIVEN
DUE CONSIDERATION TO ALL MATTERS CONTAINED IN THE
BUSINESS PAPERS PRESENTED BEFORE THE MEETING.**

Nil.

**5.2 DECLARATIONS BY MEMBERS WHO HAVE RECEIVED AND NOT READ
THE ELECTED MEMBERS BULLETIN.**

Nil.

At 6:35pm Ms J Head entered the meeting.

6. QUESTION TIME**6.1 Questions Received with Notice****6.1.1 Mr A Reith, Bull Creek**Question 1

Could the parking at Deep Water Pt for 'cars with trailers bays' be modified to 'cars and or cars with trailers' on non holiday week days? I have photographs of the 'car with trailer bays' more that 90 % unoccupied on non holiday Fridays?

Response

Similar to your suggestion the City is currently investigating using a number of the 'car with trailer/trailer' bays for use by all vehicles at certain times of the day as a trial. Currently the wording of the signage is being finalised to ensure it is clear to everyone and enforceable. This trial should be in place by July 2019. This is expected to greatly improve parking availability for vehicles at the site.

6.1.2 City of Melville Residents and Ratepayers Association (Inc)Question 1

1. *The City of Melville Complaints Officer receives all conduct complaints against Elected Members prior to on forwarding to the Local Government Standards Panel; how many complaints have been received:*

1.1 every year since 1 July 2013 and year to date;

Response

The Complaints Officer at the City of Melville is only one of the means that an alleged complaint can be lodged against an Elected Member and the City acts as conduit for information to the Standards Panel. Information in relation to the number of complaints received by the Standards Panel is published each year in the Standards Panel's Annual Report. This information can be found on the Department of Local Government, Sport and Cultural Industries' website.

Question 2

- 1.2 *in each year how many of the complaints where (sic) submitted by:*
 - a) *a City of Melville Elected Member*
 - b) *a CEO*
 - c) *an officer of the Administration officer (sic)*
 - d) *an officer from the Department of Local Government*
 - e) *members of the public;*

Response

The sources of complaints received by the Standards Panel are published in the Standards Panel's Annual Report each year in aggregate. This information is not specific to each local government and requests for specific information should be directed to the Standards Panel. Copies of the Standard Panel Annual Reports can be obtained from the Department of Local Government, Sport and Cultural Industries' website.

6. *Public Question Time, City of Melville Residents and Ratepayers Association (Inc), continued*

Question 3

- 1.3 *in each year how many of the complaints where (sic) finally upheld;*

Question 4

- 1.4 *for each of the successful complaints, which Elected Member was found to have breached the Rules of Conduct and what was the breach; and*

Response

With reference to questions 1.3 and 1.4, information associated with breaches that were upheld and the details of the findings and the reasons are published on the Department of Local Government, Sport and Cultural Industries' website.

Question 5

- 1.5 *in each year what was the total cost to the City for dealing with the conduct complaints.*

Response

Information in relation to the fees recoverable by the Standards Panel is published each year in the Standards Panel's Annual Report. This information can be found on the Department of Local Government, Sport and Cultural Industries' website.

The role of Complaints Officer is assigned to a position and the City does not keep a breakdown of the time spent on each individual complaint.

Question 6

The now defunct Tompkins Park Wave Park proposal proponent is/was led by Mr Andrew Ross, Mr Ben McCarthy and others; a number of whom were known to some City officers and Elected Members prior to the City receiving the infamous 'unsolicited proposal'; please confirm:

- 2.1 *the date that Mr Ross, McCarthy and/or others from the proponent first met any City officer and/or any Elected Member (only indicative dates are required);*

Response

Contact with the Wave Park organisation occurred in November 2014 with the group meeting with Elected Members and Officers regarding their interest in several possible sites in Melville. It was understood at this time that the Wave Park organisation were investigating sites across Perth.

6. *Public Question Time, City of Melville Residents and Ratepayers Association (Inc), continued*

Question 7

- 2.2 *the date Cr Clive Robartson first formally meet (sic) with the Wave Park proponent and who attended that meeting?*

Response

Cr Robartson advised that the only meetings he attended where the Wave Park proponents had been present, are presentations to an Elected Member Information Session and where presentations have been given at Council Meetings.

Question 8

- 2.3 *what Cr Patricia Phelan's personal relationship is with Mr Ross, Mr McCarthy, and others associated with the proponent, how close and old these relationships and when Cr Phelan declared them; either formally or informally?*

Response

This question should be directed to Cr Phelan to respond and make any declarations to the Council accordingly.

Question 9

- 2.4 *which other City officers or Elected Members have any form of personal relationship with anyone associated with the proponent and when this was disclosed; either formally or informally?*

Response

The City has disclosed all declarations made in previous responses to questions.

Question 10

- 3.1 *On 9 August 2017 the City made a cheque payment to a Mr Ben McCarthy (payment # 067346). On 4 May 2019 we asked CEO Tieleman to confirm what the payment was for; he refused to answer the question and directed us to ask Council; please confirm what payment # 067346 was for?*

6. *Public Question Time, City of Melville Residents and Ratepayers Association (Inc), continued*

Response

The CEO did not refuse to answer the question. The response advised that;

"I refer to your email of Saturday 4 May 2019 relating to a payment made to a "Ben McCarthy". You're presumption that a payment made in August 2017 of \$49.50 (#067346) is to Ben McCarthy, the UrbnSurf Project Director, is not correct.

As you have identified this information from a report that was presented to the Council, any future requests of this nature should be directed to Council via Public Question Time.

The City takes this opportunity to advise you that it is respectful of the privacy afforded to individuals and unless required to be provided under the provisions of the FOI Act, the City would not be providing you with information relating to other payments made to individuals. The information that you specifically require in relation to payments made is disclosed in the reports to the Council that you have already accessed."

The payment was for part refund of a withdrawn Building Application.

Question 11

- 4.1 *Since 1 January 2016 (broken into each financial year and year to date) how much money has the City, its contractors and/or its insurer paid out as a result of claims made by members of the public for damages as a result of the City's or its contractors' negligence, misconduct or the like. In each year what was the cumulative value of the claims and how much has the City spent in legal fees in defending those claims?*

Response

The City's contractors manage their own insurance claims, should a claim arise.

Claims settled by the City's insurer are commercial in confidence and that information will not be provided.

The City has not paid any claims for negligence or misconduct from 1 January 2016.

Question 12

- 5 *In August 2018 former CEO Shayne Silcox, after he ceased to be employed by the City, used City of Melville presentation material and confidential information to make a presentation at a LGPA event, something we brought to Council's attention on 11 May 2019 by email; please confirm:*
- 5.1 *that former CEO Silcox returned all personal electronic devices issued to him and any confidential and other information, intact with nothing deleted, on his departure in 2018;*

6. *Public Question Time, City of Melville Residents and Ratepayers Association (Inc), continued*

Response

Dr Silcox returned all of the City's equipment he used in his role as Chief Executive Officer and a laptop computer was rebuilt by City officers deleting all files on the computer.

Question 13

- 5.2 *when former CEO Silcox has been reminded of his obligations pursuant to the State Records Act and his employment contract in relation to City material, including confidential information and other material; and*

Response

Dr Silcox was aware of his obligations under the State Records Act.

Question 14

- 5.3 *Is the City Council and/or Administration aware of other incidences of CEO Silcox disclosing confidential or other City information inappropriately pre or post his departure in 2018*

Response

The City does not have any matters being investigated or instances that have involved inappropriate use of information by Dr Silcox.

At 6:46pm Cr Wheatland left the meeting and returned at 6:48pm.

6.2 Questions Received without Notice

6.2.1 M J Edinger, Melville

Question 1

Can the Council please explain why the decision was made in relation to Item 16.2 Surf Wave Park Agreement Following Ministerial Decision for the Council's determination to "remain confidential until 31 May 2019 or such earlier date as circumstances permit"?

Response

The Council resolved to have the resolution remain confidential so as not to disclose its position on the options available to the City, until the options have been exercised.

6.3 Questions Taken on Notice at Previous Meeting

Nil.

7. AWARDS AND PRESENTATIONS

Nil.

8. CONFIRMATION OF MINUTES

ORDINARY MEETING OF THE COUNCIL – 19 MARCH 2019

Amendment

At 6:51pm Cr Kepert moved, seconded Cr Pazolli –
(as at the 16 April 2019 Ordinary Meeting of Council)

That the Council;

Delete the following words on page 72 of the 19 March 2019 Ordinary Meeting of Council draft Minutes.

“At 10:00pm the Deputy Mayor, as Presiding Member, requested Cr Kepert to withdraw offensive comments.

At 10:01pm Cr Kepert declined to withdraw the comments.”

At the Ordinary Meeting of Council held 16 April 2019 Item 8.1 Confirmation of Minutes Ordinary Meeting of Council – 19 March 2019 was deferred for consideration at the next Ordinary Meeting of Council. At the time of deferral and pursuant to Clause 13.5 of the *City of Melville Meeting Procedures Local Law 2017* it is noted that:

- Cr Kepert moved and spoke for the Amendment
- Cr Pazolli seconded the Amendment

In resuming debate on this matter, clause 9.12 of the *City of Melville Meeting Procedures Local Law 2017* applies:

“A Member is not to address the Council more than once on any motion or amendment except-

- (a) as the mover of a substantive motion, to exercise a right of reply;
- (b) to raise a point of order; or
- (c) to make a personal explanation.

8. *Confirmation of Minutes, Ordinary Meeting of the Council -19 March 2019 continued*

Amendment

At 6:51pm (on 16/04/2019) Cr Kepert moved, seconded Cr Pazolli –

That the Council;

Delete the following words on page 72 of the 19 March 2019 Ordinary Meeting of Council draft Minutes.

“At 10:00pm the Deputy Mayor, as Presiding Member, requested Cr Kepert to withdraw offensive comments.

At 10:01pm Cr Kepert declined to withdraw the comments.”

COUNCIL RESOLUTION

Procedural Motion

At 6:57pm Cr Robartson moved, seconded Cr Macphail -

That the motion be put.

At 6:57pm the Mayor submitted the motion, which was declared

CARRIED (12/1)

Vote Result Summary	
Yes	12
No	1

Vote Result Detailed	
Cr Barling	Yes
Cr Barton	Yes
Cr Kepert	Yes
Cr Macphail	Yes
Cr Pazolli	Yes
Cr Phelan	Yes
Cr Robartson	Yes
Cr Robins	Yes
Cr Wheatland	Yes
Cr Wieland	Yes
Cr Woodall	Yes
Mayor	Yes
Cr Mair	No

COUNCIL RESOLUTION

Amendment

At 6:51pm (on 16/04/2019) Cr Kepert moved, seconded Cr Pazolli –

That the Council;

Delete the following words on page 72 of the 19 March 2019 Ordinary Meeting of Council draft Minutes.

“At 10:00pm the Deputy Mayor, as Presiding Member, requested Cr Kepert to withdraw offensive comments.

At 10:01pm Cr Kepert declined to withdraw the comments.”

At 7:01pm the Mayor submitted the motion, which was declared

CARRIED (7/6)

Vote Result Summary	
Yes	7
No	6

Vote Result Detailed	
Cr Barton	Yes
Cr Kepert	Yes
Cr Mair	Yes
Cr Pazolli	Yes
Cr Robins	Yes
Cr Wheatland	Yes
Mayor	Yes
Cr Barling	No
Cr Macphail	No
Cr Phelan	No
Cr Robartson	No
Cr Wieland	No
Cr Woodall	No

Reasons provided by Councillor Kepert

The current Minutes of the Ordinary Meeting of Council of the 19th of March 2019 contain an inaccurate record of events and require amendment.

It is important that the City of Melville maintain accurate records of meetings and that actual events are recorded correctly. It is also important that the City of Melville Council only approves accurate records of Council meetings.

Whilst speaking on the item P19/3805 Cr Kepert was ordered to withdraw “offensive” comments by the Presiding Member. There were no offensive comments.

The existing Minutes are slanderous in that they describe Cr Kepert’s comments as “disrespectful” which is unfounded. They are additionally slanderous in that they state “Cr Kepert declined to withdraw the comments” which is entirely false.

The Presiding Member was notified of this inaccuracy in the minutes by Cr Kepert which was ignored.

8.1 8.1 ORDINARY MEETING OF THE COUNCIL – 19 MARCH 2019
Minutes of OMC 19 March 2019

COUNCIL RESOLUTION

At 7:02pm Cr Robartson moved, seconded Cr Wheatland –

That the Minutes of the Ordinary Meeting of the Council held on Tuesday, 19 March 2019, be confirmed as a true and accurate record as amended.

At 7:02pm the Mayor submitted the motion, which was declared

CARRIED UNANIMOUSLY (13/0)

8.2 ORDINARY MEETING OF THE COUNCIL – 16 APRIL 2019
Minutes of OMC 16 April 2019

COUNCIL RESOLUTION

At 7:02pm Cr Woodall moved, seconded Cr Wieland –

That the Minutes of the Ordinary Meeting of Council held on Tuesday, 16 April 2019, be confirmed as a true and accurate record.

At 7:02pm the Mayor submitted the motion, which was declared

CARRIED UNANIMOUSLY (13/0)

**8.3 NOTES OF FINANCIAL MANAGEMENT AUDIT, RISK AND COMPLIANCE
COMMITTEE MEETING – 13 MAY 2019**

COUNCIL RESOLUTION

At 7:03pm Cr Macphail moved, seconded Cr Phelan –

That the Notes of Financial Management Audit, Risk and Compliance Committee Meeting held on Monday, 13 May 2019 be received.

At 7:03 the Mayor submitted the motion, which was declared

CARRIED UNANIMOUSLY (13/0)

9. DECLARATIONS OF INTEREST

9.1 FINANCIAL INTERESTS

Nil.

9.2 DISCLOSURE OF INTEREST THAT MAY CAUSE A CONFLICT

- Cr Kepert – Motion with Notice 16.2, Redevelopment of Tompkins Park, Interest under the Code.
- Mayor Aubrey – Motion with Notice 16.2, Redevelopment of Tompkins Park, Interest under the Code.

10. DEPUTATIONS**10.1 Mr T Smith and Mr G Gear, representing Melville Bowling Club and Mr D Galbraith of Attadale.**

Item 16.2 Motion with Notice, Review of Redevelopment of Tompkins Park Facility

11. APPLICATIONS FOR NEW LEAVES OF ABSENCE**COUNCIL RESOLUTION**

At 7:04pm Cr Wheatland moved, seconded Cr Barton –

That the application for new leaves of absence submitted by Cr Mair on 21 May 2019 be granted.

At 7:04pm the Mayor submitted the motion, which was declared

CARRIED UNANIMOUSLY (13/0)

12. IDENTIFICATION OF MATTERS FOR WHICH MEETING MAY BE CLOSED

Nil.

13. PETITIONS

Nil.

At 7:05pm the Mayor brought forward Item 16.2 – Motion with Notice, “Review of Redevelopment of Tompkins Park Facility”, for the convenience of the public gallery.

Disclosures of Interest

Member	Mayor Aubrey
Type of Interest	Interest Under the Code
Nature of Interest	Patron of Palmyra Rugby Club and Melville Cricket Club by nature of the position of Mayor
Request	Stay, discuss and vote
Decision	Stay, discuss and vote

Member	Cr Kepert
Type of Interest	Interest Under the Code
Nature of Interest	Member of Palmyra Rugby Club resides at my address
Request	Stay, discuss and vote
Decision	Stay, discuss and vote

16.2 Review of Redevelopment of Tompkins Park Facility

At 7:05pm Mr Smith, Mr Gear and Mr Galbraith entered the Chambers for the purpose of making a deputation in relation to 16.2 – Motion with Notice, Review of Redevelopment of Tompkins Park Facility.

COUNCIL RESOLUTION

At 7:23pm Cr Wheatland moved, seconded Cr Kepert –

That Mr Galbraith be granted a further 5 minutes to speak on this matter.

At 7:23pm the Mayor submitted the motion, which was declared

CARRIED UNANIMOUSLY (13/0)

At 8:07pm Mr Smith, Mr Gear and Mr Galbraith departed the Council Chambers.

16.2 Review of Redevelopment of Tompkins Park Facility

At 8:07pm Cr Pazolli moved, seconded Cr Kepert –

That Council requests the Chief Executive Officer to:

1. Put on hold the further implementation of the redevelopment of the Tompkins Park facility pending a review by Council of redevelopment options and community requirements for the Tompkins Park facility.
2. Facilitate and arrange workshops and/or EMIS meetings for Council to consider the community requirements and redevelopment options for the Tompkins Park facility as an input into the following review of the Tompkins Park facility.
3. Undertake a review of options for the redevelopment of the Tompkins Park facility taking into consideration and addressing:
 - the change in circumstances resulting from the Surf Wave Park Ground Lease should it not proceed;
 - the refusal of the Melville Bowls Club to shift to a new Tompkins Park Bowls facility;
 - the reduction in the numbers of Mt Pleasant Bowls Club members likely to join in a new Tompkins Park Bowls facility;
 - the financial status of the Mt Pleasant Bowls Club;
 - the financial status of the Tompkins Park Community and Recreational Association;
 - the financial sustainability of a re-organised Tompkins Park Community and Recreational Association with and without a Function Centre and/or café business;
 - the requirements for additional public open space and Dunkley Ave storm flood mitigation;
 - any other relevant considerations.
4. Provide a report to Council on the results of the review of the Tompkins Park facility for Council approval before any further work proceeds.

COUNCIL RESOLUTION

At 8:14pm Cr Kepert moved, seconded Cr Mair –

That Councillor Pazolli be granted a further 5 minutes to speak on this matter.

At 8:14pm the Mayor submitted the motion, which was declared

CARRIED UNANIMOUSLY (13/0)

16.2 Review of Redevelopment of Tompkins Park Facility

At 8:08pm Cr Woodall left the meeting and returned at 8:11pm.

At 8:21pm Mr Cahoon left the meeting and returned at 8:23pm.

At 8:23pm Cr Pazolli left the meeting and returned at 8:26pm.

At 8:48pm Cr Barling foreshadowed a motion.

At 8:49pm the mover and seconder accepted the inclusion of the words “including appropriate community consultation” in point 2 of the motion.

COUNCIL RESOLUTION

At 8:07pm Cr Pazolli moved, seconded Cr Kepert –

That Council requests the Chief Executive Officer to:

- 1. Put on hold the further implementation of the redevelopment of the Tompkins Park facility pending a review by Council of redevelopment options and community requirements for the Tompkins Park facility.**
- 2. Facilitate and arrange workshops and/or EMIS meetings for Council to consider the community requirements and redevelopment options including appropriate community consultation for the Tompkins Park facility as an input into the following review of the Tompkins Park facility.**
- 3. Undertake a review of options for the redevelopment of the Tompkins Park facility taking into consideration and addressing:**
 - the change in circumstances resulting from the Surf Wave Park Ground Lease should it not proceed;**
 - the refusal of the Melville Bowls Club to shift to a new Tompkins Park Bowls facility;**
 - the reduction in the numbers of Mt Pleasant Bowls Club members likely to join in a new Tompkins Park Bowls facility;**
 - the financial status of the Mt Pleasant Bowls Club;**
 - the financial status of the Tompkins Park Community and Recreational Association;**
 - the financial sustainability of a re-organised Tompkins Park Community and Recreational Association with and without a Function Centre and/or café business;**
 - the requirements for additional public open space and Dunkley Ave storm flood mitigation;**
 - any other relevant considerations.**
- 4. Provide a report to Council on the results of the review of the Tompkins Park facility for Council approval before any further work proceeds.**

At 9:26pm the Mayor submitted the motion, which was declared

CARRIED (7/6)

Vote Result Summary	
Yes	7
No	6

Vote Result Detailed	
Cr Barton	Yes
Cr Kepert	Yes
Cr Mair	Yes
Cr Pazolli	Yes
Cr Robartson	Yes
Cr Wheatland	Yes
Cr Woodall	Yes
Cr Barling	No
Cr Macphail	No
Cr Phelan	No
Cr Robins	No
Cr Wieland	No
Mayor	No

Reasons provided by Councillor Pazolli

1. The Chief Executive Officer has indicated to Councillors that should the Surf Wave Park Ground Lease contract be terminated, that he would support a pause and take up the opportunity for the re-consideration of the requirements to undertake the redevelopment of the Tompkins Park facility, the re-organisation of the Tompkins Park Community and Recreational Association and the associated shifting of the Melville Bowls Club.
2. This motion is proposed to allow the Council to undertake the re-consideration of all aspects of the redevelopment of the Tompkins Park facility and the re-organisation of the Tompkins Park Community and Recreational Association given the substantial changes to various aspects of the project as listed in part 3 of the notice of motion.

At 9:28pm the Mayor adjourned the meeting.

At 9:29pm Mr Cahoon left the meeting and did not return.

At 9:29pm Mr De Lang left the meeting and did not return.

At 9:37pm the Mayor resumed the meeting.

At 9:39pm Cr Mair returned to the meeting.

14 REPORTS OF THE CHIEF EXECUTIVE OFFICER

M19/5682 - DELEGATES TO THE WESTERN AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION ANNUAL GENERAL MEETING 2019 (REC)

Ward	: All
Category	: Operational
Subject Index	: Legal Matters and Documentation
Customer Index	: Western Australian Local Government Association
Disclosure of any Interest	: No Officer involved in the preparation of this report has a declarable interest in this matter.
Previous Items	: M18/5630 – Delegates to the Western Australian Local Government Association Annual General Meeting – Ordinary Meeting of Council July 2018
Works Programme	: Not Applicable
Funding	: Not Applicable
Responsible Officer	: Corrine Newman Governance Coordinator

AUTHORITY / DISCRETION

DEFINITION

<input checked="" type="checkbox"/>	Advocacy	<i>When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.</i>
<input type="checkbox"/>	Executive	<i>The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.</i>
<input type="checkbox"/>	Legislative	<i>Includes adopting local laws, town planning schemes & policies.</i>
<input type="checkbox"/>	Review	<i>When the Council operates as a review authority on decisions made by Officers for appeal purposes.</i>
<input type="checkbox"/>	Quasi-Judicial	<i>When the 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, building licences, applications for other permits/licences (eg under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.</i>
<input type="checkbox"/>	Information	<i>For the Council/Committee to note.</i>

**M19/5682 - DELEGATES TO THE WESTERN AUSTRALIAN LOCAL GOVERNMENT
ASSOCIATION ANNUAL GENERAL MEETING (REC)****KEY ISSUES / SUMMARY**

- The Western Australian Local Government Association (WALGA) Annual General Meeting will be held on 7 August 2019.
- The Council may nominate two voting delegates and two proxy delegates represent the City and attend the Western Australian Local Government Association Annual General Meeting.

BACKGROUND

The City of Melville is a member of the Western Australian Local Government Association (WALGA). Membership entitles the City to nominate two voting delegates and two proxy voting delegates to attend the Annual General Meeting of WALGA and to vote on the City's behalf.

DETAIL

The WALGA Annual General Meeting will be held at the WALGA Convention on Wednesday 7 August 2019 at the Perth Convention Centre. The City is entitled to nominate two voting and two proxy voting delegates to attend the Annual General Meeting and vote on the City's behalf. The City is required to advise WALGA, by 5 July 2019, of its nominations.

Only registered delegates or proxy registered delegates will be permitted to exercise voting entitlements on behalf of member Councils. Delegates may be Elected Members or serving officers. Each year the City nominates Elected Members to attend and vote on the Annual General Meeting agenda items.

STAKEHOLDER ENGAGEMENT**I. COMMUNITY**

No engagement with the City's community is required for this report.

II. OTHER AGENCIES / CONSULTANTS

No engagement with other agencies or consultants is required for this report.

STATUTORY AND LEGAL IMPLICATIONS

There are no statutory or legal implications in this report.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this report.

M19/5682 - DELEGATES TO THE WESTERN AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION ANNUAL GENERAL MEETING (REC)**STRATEGIC, RISK AND ENVIRONMENTAL MANAGEMENT IMPLICATIONS**

There are no strategic, risk or environmental management implications associated with this report.

POLICY IMPLICATIONS

There is no Council Policy that relates to the selection of delegates.

ALTERNATE OPTIONS AND THEIR IMPLICATIONS

The Council may choose to not nominate delegates and consequently, the City's vote on the matters affecting Local Government both in Western Australia and nationally would be lost.

CONCLUSION

The City has an entitlement to be represented at the Annual General Meeting and the Council may choose two voting delegates and two proxy voting delegates.

OFFICER RECOMMENDATION AND COUNCIL RESOLUTION (5682) APPROVAL

At 9:40pm Cr Woodall moved, seconded Cr Barton –

That the Council:

- 1 Nominates the following Elected Members as the City of Melville voting delegates:**
 - 1. Cr Macphail**
 - 2. Cr Barling**

and the following Elected Members to be proxy voting delegates:

 - 1. Cr Robartson**
 - 2. Cr Wheatland**

to the Western Australian Local Government Association Annual General Meeting to be held on 7 August 2019.
- 2 Confirms that Councillor Robartson is to be the Proxy Member one and Councillor Wheatland is the Proxy Member two.**
- 3 Requests the Chief Executive Officer to forward advice of the City of Melville nominees for the Western Australian Local Government Association Annual General Meeting to the Western Australian Local Government Association.**

At 9:40pm the Mayor submitted the motion, which was declared

CARRIED UNANIMOUSLY (13/0)

M19/5000 – COMMON SEAL REGISTER (REC)

Ward	: All
Category	: Operational
Subject Index	: Legal Matters and Documentation
Customer Index	: City of Melville
Disclosure of any Interest	: No Officer involved in the preparation of this report has a declarable interest in this matter.
Previous Items	: Standard Item
Works Program	: Not applicable
Funding	: Not applicable
Responsible Officer	: Jeff Clark – Governance and Compliance Advisor

AUTHORITY / DISCRETION

DEFINITION

<input type="checkbox"/>	Advocacy	<i>When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.</i>
<input type="checkbox"/>	Executive	<i>The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.</i>
<input type="checkbox"/>	Legislative	<i>Includes adopting local laws, town planning schemes & policies.</i>
<input type="checkbox"/>	Review	<i>When the Council operates as a review authority on decisions made by Officers for appeal purposes.</i>
<input type="checkbox"/>	Quasi-Judicial	<i>When the 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, building licences, applications for other permits/licences (eg under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.</i>
<input checked="" type="checkbox"/>	Information	<i>For the Council/Committee to note.</i>

KEY ISSUES / SUMMARY

This report details the documents to which the City of Melville Common Seal has been applied for the period from 19 March 2019 up to and including 23 April 2019 for the Council's noting.

M19/5000 – COMMON SEAL REGISTER (REC)

BACKGROUND

Section 2.5 of the *Local Government Act 1995* states that a Local Government is a Body Corporate with perpetual succession and a common seal. A document is validly executed by a Body Corporate when the common seal of the Local Government is affixed to it and the Mayor and the Chief Executive Officer (CEO) attest the affixing of the seal.

DETAIL

Register Reference	Parties	Description	ECM Reference
CS2112	City of Melville and Water Corporation	Customer Funded Works Agreement	5104467

STAKEHOLDER ENGAGEMENT

I. COMMUNITY

Not applicable.

II. OTHER AGENCIES / CONSULTANTS

Not applicable.

STATUTORY AND LEGAL IMPLICATIONS

Section 2.5(2) of the *Local Government Act 1995* states:

The local government is a body corporate with perpetual succession and a common seal.

Section 9.49A (3) of the *Local Government Act 1995* states:

(3) *The common seal of the local government is to be affixed to a document in the presence of —*

(a) *the mayor or president; and*

(b) *the chief executive officer or a senior employee authorised by the chief executive officer, each of whom is to sign the document to attest that the common seal was so affixed.*

FINANCIAL IMPLICATIONS

There are no financial implications in this report other than that held in the contract advised above.

M19/5000 – COMMON SEAL REGISTER (REC)**STRATEGIC, RISK AND ENVIRONMENTAL MANAGEMENT IMPLICATIONS**

There are no strategic, risk or environmental management implications in this report.

POLICY IMPLICATIONS

There are no policy implications in this report.

ALTERNATE OPTIONS AND THEIR IMPLICATIONS

Not applicable.

CONCLUSION

This is a standard report for the Elected Members' information.

OFFICER RECOMMENDATION AND COUNCIL RESOLUTION (5000)**NOTING**

That the Council notes the actions of His Worship the Mayor and the Acting Chief Executive Officer in executing the documents listed under the Common Seal of the City of Melville from 19 March 2019 up to and including 23 April 2019.

At 9:41pm the Mayor submitted the motion, which was declared

CARRIED ENBLOC (13/0)

C19/6000 - INVESTMENT STATEMENTS FOR MARCH 2019 (REC)

Ward	: All
Category	: Operational
Subject Index	: Financial Statements and Investments
Customer Index	: Not applicable
Disclosure of any Interest	: No Officer involved in the preparation of this report has a declarable interest in this matter.
Previous Items	: Standard Item
Works Programme	: Not applicable
Funding	: Not applicable
Responsible Officer	: Bruce Taylor – Manager Financial Services

AUTHORITY / DISCRETION

DEFINITION

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<input type="checkbox"/>	Executive	<i>The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.</i>
<input type="checkbox"/>	Legislative	<i>Includes adopting local laws, town planning schemes & policies.</i>
<input type="checkbox"/>	Review	<i>When the Council operates as a review authority on decisions made by Officers for appeal purposes.</i>
<input type="checkbox"/>	Quasi-Judicial	<i>When the 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, building licences, applications for other permits/licences (e.g. under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.</i>
<input checked="" type="checkbox"/>	Information	<i>For the Council/Committee to note.</i>

KEY ISSUES / SUMMARY

This report presents the investment statements for the period ending 31 March 2019 for the Council's information and noting.

C19/6000 - INVESTMENT STATEMENTS FOR MARCH 2019 (REC)

BACKGROUND

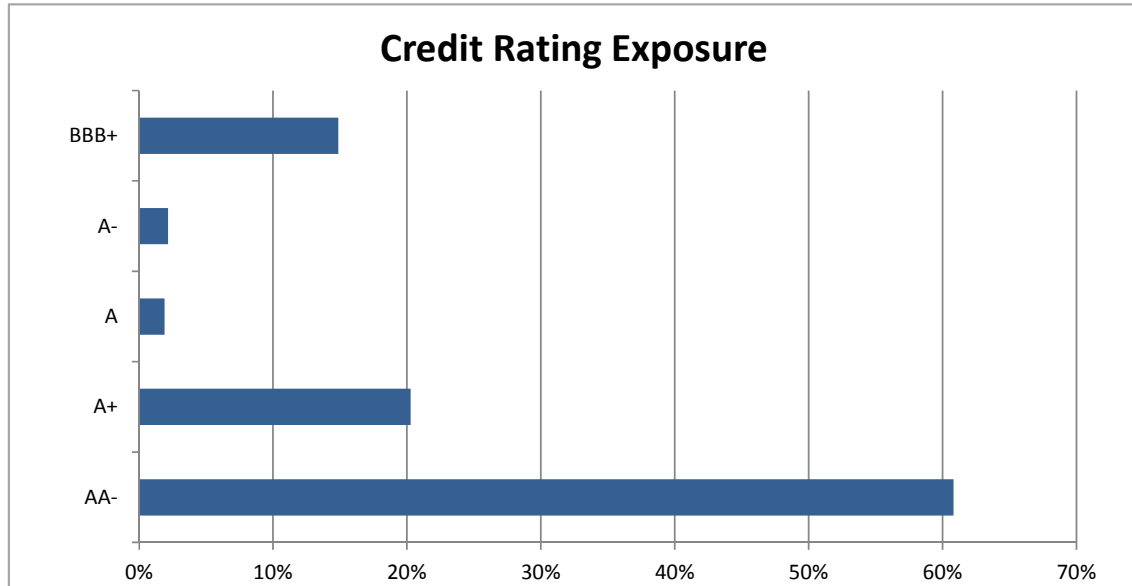
The City has cash holdings as a result of timing differences between the collection of revenue and its expenditure. Whilst these funds are held by the City they are invested in appropriately rated and liquid investments.

The investment of cash holdings is undertaken in accordance with Council Policy CP-009 - Investment of Funds, with the objective of maximising returns whilst maintaining low levels of credit risk exposure.

DETAIL

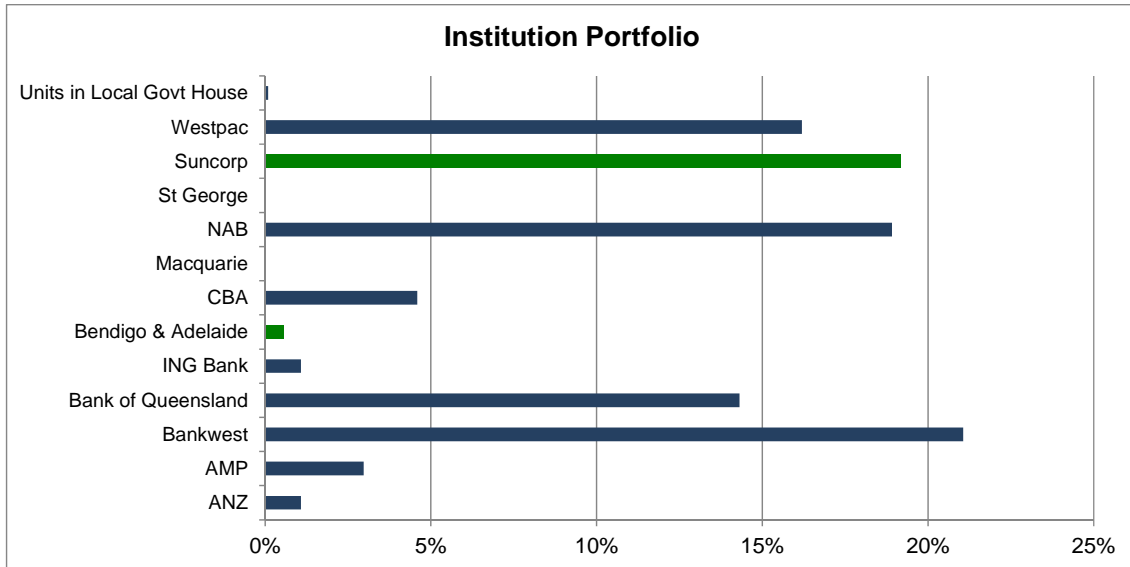
Summary details of investments held as at 31 March 2019 are shown in the tables below. The following statements detail the investments held by the City as at 31 March 2019.

CITY OF MELVILLE STATEMENT OF INVESTMENTS FOR THE PERIOD ENDING 31 MARCH 2019	
SUMMARY BY FUND	
	\$
Municipal	\$ 37,750,860
Reserve	\$ 146,094,928
Trust	\$ 1,120,095
Citizen Relief	\$ 218,371
TOTAL	\$ 185,184,255
SUMMARY BY INVESTMENT TYPE	
	\$
11AM	\$ 4,391,560
31Days at Call	\$ 2,000,000
60Days at Call	\$ 2,000,000
90Days at Call	\$ 8,600,000
Term Deposit	\$ 168,017,524
Units (Local Govt Hse)	\$ 175,171
TOTAL	\$ 185,184,255
SUMMARY BY CREDIT RATING	
	\$
AA-	\$ 112,509,083
A+	\$ 37,500,000
A	\$ 3,500,001
A-	\$ 4,000,000
BBB+	\$ 27,500,000
Units (Local Govt Hse)	\$ 175,171
TOTAL	\$ 185,184,255

C19/6000 - INVESTMENT STATEMENTS FOR MARCH 2019 (REC)


DIVERSIFICATION RISK & GREEN INVESTMENTS								
Institution	Investment Type	S & P Rating	Amount	Actual Proportion	Institution Proportion	Max % with any one institution	Non Fossil Fuel	Investment with ADI with non Fossil Fuel
ANZ BANK (TERM)	TERM	AA-	\$ 2,000,000	1.08%	1.08%	30%	No	
AMP BANK (TERM)	TERM	A	\$ 5,500,001	2.97%	2.97%	25%	No	
BANKWEST (TERM)	TERM	AA-	\$ 39,000,000	21.06%	21.06%	30%	No	
BANK OF QUEENSLAND (TERM)	TERM	BBB+	\$ 26,500,000	14.31%	14.31%	15%	No	
BENDIGO AND ADELAIDE BANK (TERM)	TERM	BBB+	\$ 1,000,000	0.54%	0.54%	15%	Yes	1,000,000
COMMONWEALTH BANK (TERM)	TERM	AA-	\$ 8,500,000	4.59%	4.59%	30%	No	
ING BANK (TERM)	TERM	A-	\$ 2,000,000	1.08%				
ING BANK (FRITD)	FRITD	A-	\$ -	0.00%	1.08%	25%	No	
MACQUARIE BANK (TERM)	TERM	A	\$ -	0.00%	0.00%	25%	No	
NAB (TERM)	TERM	AA-	\$ 35,017,523	18.91%	18.91%	30%	No	
ST GEORGE BANK (TERM)	TERM	AA-	\$ -	0.00%	0.00%	30%	No	
SUNCORP METWAY LTD (TERM)	TERM	A+	\$ 35,500,000	19.17%	19.17%	25%	Yes	\$ 35,500,000
WESTPAC (MAXI BONUS 1)	11AM	AA-	\$ 0	0.00%				
WESTPAC (MAXI BONUS 2)	11AM	AA-	\$ -	0.00%				
WESTPAC (MAXI DIRECT)	11AM	AA-	\$ 4,391,560	2.37%				
WESTPAC (31DAYS AT CALL)	31DAYS AT CALL	AA-	\$ 2,000,000	1.08%				
WESTPAC (60DAYS AT CALL)	60DAYS AT CALL	AA-	\$ 2,000,000	1.08%				
WESTPAC (90DAYS AT CALL)	90DAYS AT CALL	AA-	\$ 8,600,000	4.64%				
WESTPAC (TERM)	TERM	AA-	\$ 13,000,000	7.02%	16.20%	30%	No	
UNITS IN LOCAL GOV'T HOUSE	NA	NA	\$ 175,171	0.09%	0.09%		N/A	
TOTAL			\$ 185,184,255	100%	100%			\$ 36,500,000
Total Non Fossil Fuel Lending ADI								20%

C19/6000 - INVESTMENT STATEMENTS FOR MARCH 2019 (REC)



 Non Fossil Fuel Authorised Deposit Taking Institutions. (ADFI's)

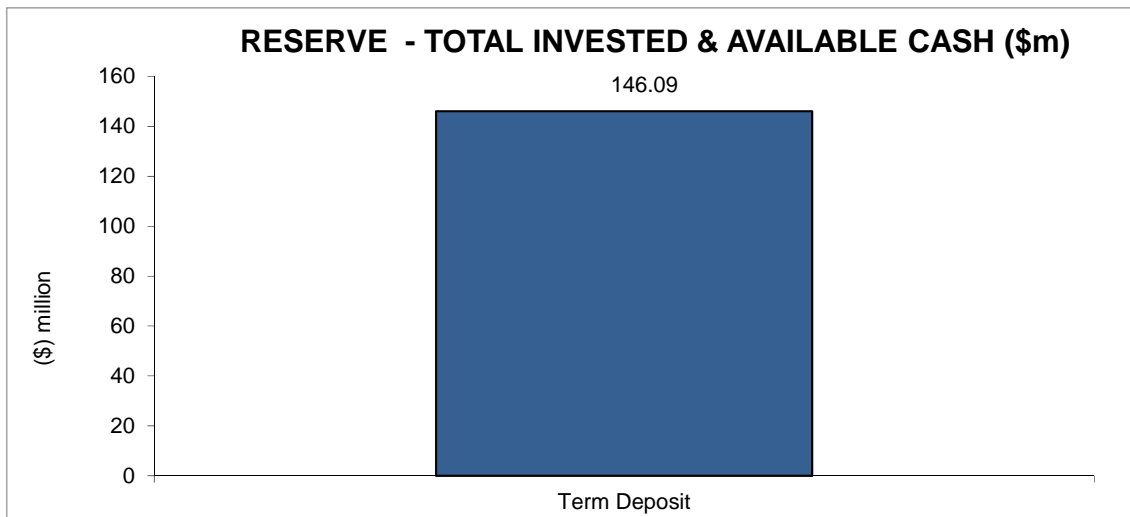
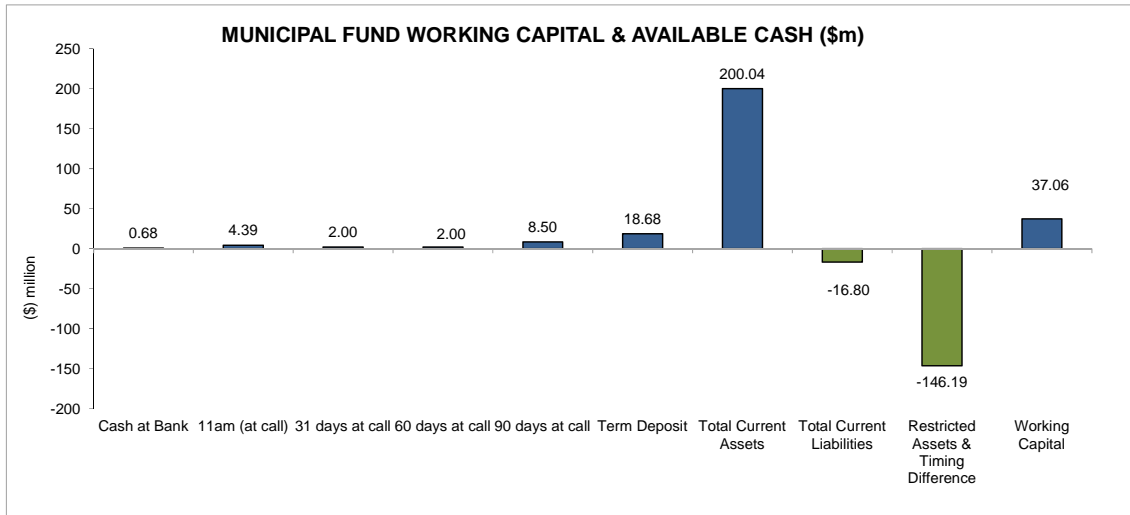
“Green investments” are authorised investment products made in authorised institutions that respect the environment by not investing in fossil fuel industries.

The total investment in authorised institutions that do not lend to industries engaged in the exploration for, or production of, fossil fuels, as at 31 March 2019 was \$36,500,000 or 20% of total investment holdings being in non-fossil fuels institutions. This compared to \$34,500,000 (19%) in February 2019. The amount of investment holdings in non-fossil fuels institutions increased from February as well as the total investment holdings. The total investment holding for March was \$185,184,255 up slightly from the \$182,184,255 invested in February.

C19/6000 - INVESTMENT STATEMENTS FOR MARCH 2019 (REC)

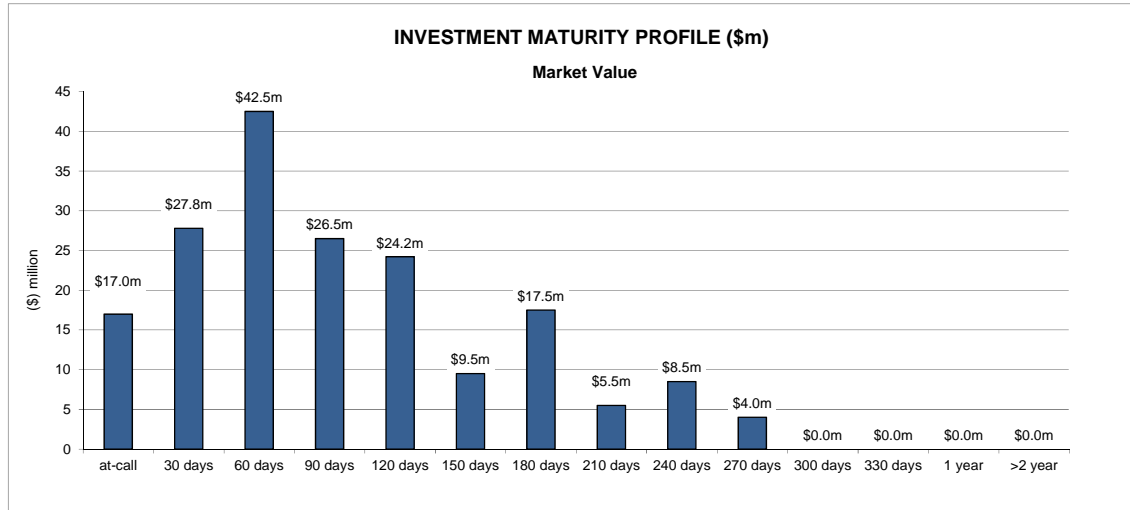
Net Funds Held

The graphs on the following page summarise the Municipal Fund working capital and available cash and the funds held in Cash Backed Specific Purpose Reserve Accounts as at 31 March 2019.



C19/6000 - INVESTMENT STATEMENTS FOR MARCH 2019 (REC)

The graph below summarises the maturity profile of the City's investments at market value as at 31 March 2019.



STAKEHOLDER ENGAGEMENT

I. COMMUNITY

This report is available to the public on the City's web-site.

II. OTHER AGENCIES / CONSULTANTS

A wide range of suitably credit rated Authorised Deposit-taking Institutions (ADI's) were engaged with during the course of the month in respect to the placement and renewal of investments.

STATUTORY AND LEGAL IMPLICATIONS

The following legislation is relevant to this report:

- *Local Government (Financial Management) Regulations 1996* Regulation 19 – Management of Investments
- *Trustee Act 1962* (Part 3)

Authorised Deposit-taking Institutions are authorised under the *Banking Act 1959* and are subject to Prudential Standards oversight by the Australian Prudential Regulation Authority (APRA).

Effective from 13 May 2017 the *Local Government (Financial Management) Regulations 1996* were amended (regulation 19C) to allow local governments to deposit funds for a fixed term of three years or less. The regulation previously only allowed for deposits of 12 months or less. Deposits of greater than one year may, depending on the shape of the yield curve, enable the City to achieve better investment returns.

C19/6000 - INVESTMENT STATEMENTS FOR MARCH 2019 (REC)

FINANCIAL IMPLICATIONS

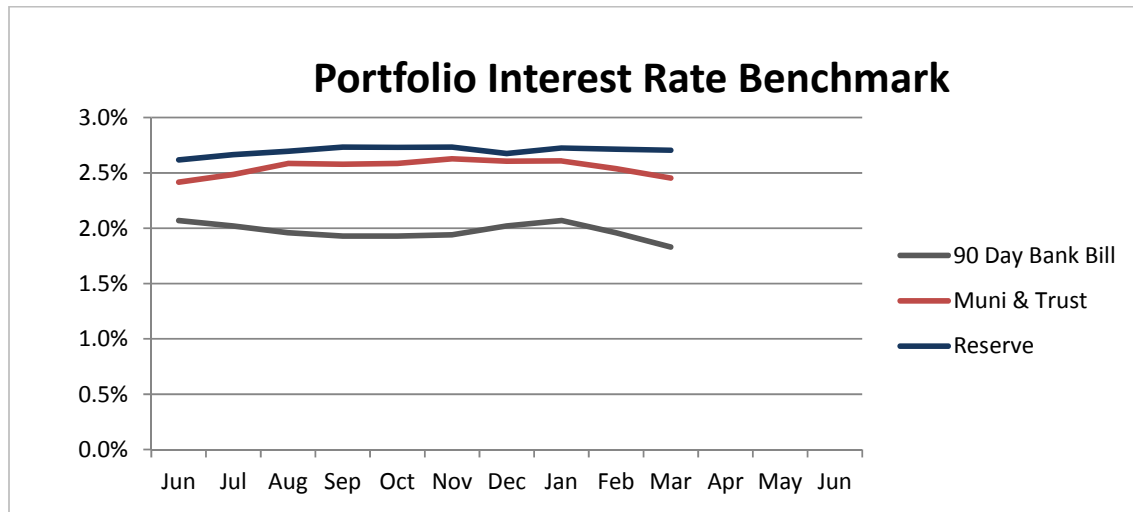
For the period ending 31 March 2019:

- Investment earnings on Municipal and Trust Funds were \$647,965 against a year to date budget of \$684,816 representing a \$36,851 negative variance.

The weighted average interest rate for Municipal and Trust Fund investments as at 31 March 2019 was 2.45% which compares favourably to the benchmark three month bank bill swap (BBSW) reference rate 1.83%.

- Investment earnings on Reserve accounts were \$3,105,908 against a year to date budget of \$2,250,000 representing a \$855,908 positive variance.

The weighted average interest rate for Reserve account investments as at 31 March 2019 was 2.71% which compares favourably to the benchmark three month bank bill swap (BBSW) reference rate of 1.83%.



STRATEGIC, RISK AND ENVIRONMENTAL MANAGEMENT IMPLICATIONS

Strategic

The interest earned on invested funds assists in addressing the following key priority area identified in The City of Melville Corporate Business Plan 2016-2020.

Priority Number One – “Restricted current revenue base and increasing/changing service demands impacts on rates”.

Risk

The Council's Investment of Funds Policy CP-009 was drafted so as to minimise credit risk through investing in highly rated securities and diversification. The Policy also incorporates mechanisms that protect the City's investments from undue volatility risk as well as the risk to reputation as a result of investments that may be perceived as unsuitable by the Community.

C19/6000 - INVESTMENT STATEMENTS FOR MARCH 2019 (REC)**Environmental**

When investing the City's funds, a deliberative preference will be made in favour of authorised institutions that respect the environment by not investing in fossil fuel industries. This preference will however, only be exercised after the foremost investment considerations of credit rating, risk diversification and interest rate return are fully satisfied.

POLICY IMPLICATIONS

Council Policy CP-009 – Investment of Funds provides guidelines with respect to the investment of City of Melville (the City) funds by defining levels of risk considered prudent for public monies. Liquidity requirements are determined to ensure the funds are available as and when required and take account of appropriate benchmarks for rates of return commensurate with the low levels of risk and liquidity requirements. The types of investments that the City has the power to invest in is limited by prescriptive legislative provisions governed by the *Local Government Act 1995*, *Local Government (Financial Management) Regulations 1996* and Part III of the *Trustees Act 1962*.

Council Policy CP-030 – Environmental states that the “The City aims to prevent, manage and minimise environmental impacts associated with its activities, while conserving and enhancing the City's biodiversity and environmental quality, thereby maintaining and creating healthy surroundings for the community.” Whilst this Policy directly relates to the environmental impacts that relate to activities within the City's boundaries and there is a tenuous link between the City's investment activities and lending to organisations producing fossil fuels, the City will, to the extent it can without putting invested funds at undue risk, direct its investments to financial institutions that do not lend to those organisations.

ALTERNATE OPTIONS AND THEIR IMPLICATIONS

Not applicable as this report only presents information for noting.

CONCLUSION

The City's investment portfolio is invested in highly secure investments with a low level of risk yielding a weighted average rate of return of 2.45% to 2.71% which well exceeds the benchmark three month bank bill swap (BBSW) reference rate of 1.83%.

20% of the City's investment portfolio is invested in authorised deposit taking institutions that do not lend to industries engaged in the exploration for, or production of, fossil fuels. This compared to 19% in February 2019.

Future investment earnings will be determined by the cash flows of the City and movements in interest rates on term deposits.

OFFICER RECOMMENDATION AND COUNCIL RESOLUTION (6000)**NOTING****That the Council notes the Investment Report for the period ending 31 March 2019.**

At 9:41pm the Mayor submitted the motion, which was declared

CARRIED ENBLOC (13/0)

**C19/6001 – SCHEDULE OF ACCOUNTS PAID FOR MARCH 2019 (REC)
(ATTACHMENT)**

Ward	: All
Category	: Operational
Subject Index	: Financial Statement and Investments
Customer Index	: Not applicable
Disclosure of any Interest	: No Officer involved in the preparation of this report has a declarable interest in this matter.
Previous Items	: Standard Item
Works Programme	: Not Applicable
Funding	: Annual Budget
Responsible Officer	: Bruce Taylor – Manager Financial Services

AUTHORITY / DISCRETION

DEFINITION

<input type="checkbox"/>	Advocacy	<i>When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.</i>
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<input type="checkbox"/>	Quasi-Judicial	<i>When the 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, building licences, applications for other permits/licences (eg under Health Act, Dog Act or Local Laws) and other decisions that September be appealable to the State Administrative Tribunal.</i>
<input checked="" type="checkbox"/>	Information	<i>For the Council/Committee to note.</i>

KEY ISSUES / SUMMARY

This report presents the details of payments made under delegated authority to suppliers for the period of March 2019 and recommends that the Schedule of Accounts Paid be noted.

**C19/6001 – SCHEDULE OF ACCOUNTS PAID FOR MARCH 2019 (REC)
(ATTACHMENT)****BACKGROUND**

Delegated Authority DA-035 has been granted to the Chief Executive Officer to make payments from the Municipal and Trust Funds. This authority has then been on-delegated to the Director Corporate Services. In accordance with Regulation 13.2 and 13.3 of the *Local Government (Financial Management) Regulations 1996*, where this power has been delegated, a list of payments for each month is to be compiled and presented to the Council. The list is to show each payment, payee name, amount and date of payment and sufficient information to identify the transaction.

DETAIL

The Schedule of Accounts Paid for March including Payment Registers numbers, Cheques 703 - 706 and Electronic Funds Transfers batches 561 – 567, Trust Payments, Card Payments and Payroll was distributed to the Elected Members of the Council on 3 May 2019. Payments for the period totalled \$9,761,018.79 for the Municipal Fund and \$154,084.91 for the Trust Fund whilst new investment transactions totalled \$7,500,000.00. Details of the payments are shown in attachment [6001 March 2019](#).

Payments in excess of \$25,000 for the period are detailed as follows:

C19/6001 – SCHEDULE OF ACCOUNTS PAID FOR MARCH 2019 (REC)

Supplier Number	Supplier Name	Description of Supply	Amount
14964	Access Without Barriers Building Co Pty Ltd	Building / plumbing maintenance	\$35,871.27
15719	Advanteering Civil Engineers	Progress payment for Deep Water Point & Point Walter boat ramps	\$108,749.09
14313	Asphaltech Pty Ltd	Road resurfacing	\$493,820.24
14724	Axiis Contracting	Concrete works	\$113,726.69
11899	BSA Maintain T/A Burkeair	Fire equipment maintenance services	\$28,098.89
10004	Building & Construction Industrial Training Fund	Regulatory fees and government charges - BCITF for February	\$84,794.31
99995	Building Commission	Regulatory fees and government charges - BSL for February	\$69,290.60
12234	CAM Management Solutions	IT software/licensing and maintenance	\$31,844.78
16715	Candor Contractors	Progress payment for refurbishment of LeisureFit Melville change rooms	\$35,440.90
10442	Christou Design Group Pty Ltd	Architectural services for Library and Cultural Centre	\$42,967.10
10056	City of Cockburn	Commercial waste tip fees	\$28,889.27
13935	Contraflow Pty Ltd	Traffic control services	\$68,511.38
14051	Department of Fire & Emergency Services	ESL payment for February	\$727,518.01
14756	ECO Resources Pty Ltd	Landfill management services	\$27,496.70
11380	EMSO Maintenance	Building maintenance	\$30,706.19
16433	Facilities First Australia	Commercial cleaning	\$91,075.55
10385	Flexi Staff	Temporary labour hire	\$35,208.60
16626	Greens Hire Services	Hire of waste trucks for green waste disposal	\$31,944.00
10501	Hydroquip Pumps & Irrigation	Irrigation and watering systems	\$61,304.10

**C19/6001 – SCHEDULE OF ACCOUNTS PAID FOR MARCH 2019 (REC)
(ATTACHMENT)**

Supplier Number	Supplier Name	Description of Supply	Amount
16282	Hyland Management & Contractors Pty Ltd	Progress claim for refurbishment of Heathcote Swan House	\$101,765.20
12488	Kerbing West	Kerbing works	\$25,373.15
11343	M P Rogers and Associates Pty Ltd	Engineering consulting services	\$27,013.08
16439	Maintenance & Construction Services (Australia) Pty Ltd	Progress claim for refurbishment of LeisureFit Melville and AH Bracks Library	\$111,003.70
11270	McLeod's Barristers and Solicitors	Legal services	\$26,729.23
17940	Natural Area Management Services	Bush regeneration and foreshore maintenance	\$57,722.83
15801	Network Brokers International	IT Hardware	\$25,491.40
13563	Pearmans Electrical & Mechanical Services Pty Ltd	Electrical and lighting maintenance	\$70,327.88
11590	Playmaster Pty Ltd	Playground equipment and maintenance	\$38,500.00
10461	Porter Consulting Engineers	Consultancy services for 3 Modular Public Toilets	\$31,570.00
16535	Precise Air Group Pty Ltd	Air conditioning maintenance and services	\$26,541.87
12016	PricewaterhouseCoopers	Professional services for South West Group	\$26,829.00
16280	Quantum Building Services Pty Ltd	Roof plumbing maintenance and services	\$28,021.38
12203	Southern Metropolitan Regional Council	MSW, MRF and green waste gate fees for March	\$1,436,010.58
11008	South West Group	2018/2019 Contribution to NRM facilitator position	\$32,500.00
15800	STIHL Shop	Purchase of minor plant equipment and parts	\$28,256.80
16605	Synergy	Electricity charges	\$337,677.74
17037	Tree Care WA Pty Ltd	Arborist and tree pruning services	\$68,341.04
14271	Tree Planting & Watering Pty Ltd	Street tree watering	\$52,713.10
12075	Turf Care WA Pty Ltd	Turf and equipment maintenance	\$48,101.90
12334	Water Corporation	Water charges	\$54,439.74

**C19/6001 – SCHEDULE OF ACCOUNTS PAID FOR MARCH 2019 (REC)
(ATTACHMENT)**

Payroll

Supplier Name	Remittance Number	Remittance Details	Amount
Various Banking Institutions	Direct Bank Transfers 06/03/2019 & 20/03/2019	Payment of salaries and wages to City employees net of tax and deduction for pays 18 and 19.	\$2,229,344.62
Australian Taxation Office	Direct Bank Transfers 06/03/2019 & 20/03/2019	Pay as You-Go taxation and other deductions from employee payroll for pays 18 and 19.	\$695,231.65
Creditors and Advances	Direct Bank Transfers 06/03/2019 & 20/03/2019	Payment of superannuation, union membership, council rates, vehicle deductions, Centrelink, etc. for pays 18 and 19.	\$517,889.36
Total			\$3,442,465.63

STAKEHOLDER ENGAGEMENT

I. COMMUNITY

Not applicable.

II. OTHER AGENCIES / CONSULTANTS

STATUTORY AND LEGAL IMPLICATIONS

This report meets the requirements of the *Local Government (Financial Management) Regulations 1996* Regulation 11 - Payment of Accounts, Regulation 12 - List of Creditors and Regulation 13 - Payments from the Trust Fund and the Municipal Fund.

FINANCIAL IMPLICATIONS

Expenditures were provided for in the adopted Budget as amended by any subsequent Budget reviews and amendments.

STRATEGIC, RISK AND ENVIRONMENTAL MANAGEMENT IMPLICATIONS

There are no identifiable strategic, risk and environmental management implications.

POLICY IMPLICATIONS

Procurement of Products and Services is conducted in accordance with Council Policy CP-023 and Systems Procedure 019 Purchasing and Procurement.

**C19/6001 – SCHEDULE OF ACCOUNTS PAID FOR MARCH 2019 (REC)
(ATTACHMENT)****ALTERNATE OPTIONS AND THEIR IMPLICATIONS**

Not applicable as this report presents information for noting only.

CONCLUSION

Payments for the period totalled \$9,761,018.79 for the Municipal Fund and \$154,084.91 for the Trust Fund whilst new investment transactions totalled \$7,500,000.00.

The report and the attached Schedule of Accounts Paid are presented for the Council's information.

OFFICER RECOMMENDATION AND COUNCIL RESOLUTION (6001) NOTING

That the Council notes the Schedule of Accounts paid for the period of March 2019 as approved by the Acting Director Corporate Services in accordance with delegated authority DA-035, and detailed in attachment [6001 March 2019](#)

At 9:41pm the Mayor submitted the motion, which was declared

CARRIED ENBLOC (13/0)

**C19/6002 – STATEMENTS OF FINANCIAL ACTIVITY FOR MARCH 2019 (AMREC)
(ATTACHMENTS)**

Ward	: All
Category	: Operational
Subject Index	: Financial Reporting - Statements of Financial Activity
Customer Index	: Not applicable
Disclosure of any Interest	: No Officer involved in the preparation of this report has a declarable interest in this matter.
Previous Items	: Standard Item
Works Programme	: Not applicable
Funding	: Not applicable
Responsible Officer	: Bruce Taylor – Manager Financial Services

AUTHORITY / DISCRETION

DEFINITION

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<input type="checkbox"/>	Information	<i>For the Council/Committee to note.</i>

KEY ISSUES / SUMMARY

<p>This report presents:</p> <ul style="list-style-type: none"> • The Statements of Financial Activity by Program, Sub-Program and Nature and Type, for the period ending 31 March 2019 and recommends that they be noted by the Council. • The variances for the month of March 2019 and recommends that they be noted by the Council. • The Budget amendments required for the month of March 2019 and recommends that they be adopted by Absolute Majority decision of the Council.

**C19/6002 – STATEMENTS OF FINANCIAL ACTIVITY FOR MARCH 2019 (AMREC)
(ATTACHMENTS)**
BACKGROUND

The Statements of Financial Activity for the period ending 31 March 2019 have been prepared and tabled in accordance with the *Local Government (Financial Management) Regulations 1996*.

DETAIL

The attached reports have been prepared in compliance with the requirements of the legislation and Council policy. The three, monthly reports that are presented are the:-

1. Rate Setting Statement by Program, which provides details on the Program classifications,
2. Rate Setting Statement by Sub-Program, which provides further details on the Program classifications and,
3. Statement of Financial Activity by Nature and Type, which provides details on the various categories of income and expenditure.

Variances

EXTRACT OF RATE SETTING STATEMENT FOR VARIANCE \$50,000 for the Period 1 July 2018 to 31 March 2019							
	March Actual \$	YTD Rev. Budget \$	YTD Actual \$	Variance \$	Variance %	Annual Budget \$	Annual Rev. Budget \$
OPERATING ACTIVITIES							
Revenue from operating activities (excluding rates and non-operating grant, subsidies and contributions)							
General Purpose Funding	472,677	7,977,823	8,901,948	924,125	12%	10,568,752	9,422,923
Recreation and Culture	684,008	6,098,738	6,269,957	171,219	3%	8,160,171	8,181,753
Transport	143,325	1,072,931	1,263,728	190,797	6%	1,585,458	1,496,343
Economic Services	97,685	2,358,867	2,700,683	341,815	14%	2,762,888	2,922,310
Other Property and Services	6,633	1,061,921	233,698	(828,223)	-78%	334,849	862,483
	1,641,952	25,490,656	26,369,328	878,672		30,082,837	30,781,069
Expenditure from operating activities							
Governance	(343,617)	(3,876,317)	(3,356,721)	519,595	-13%	(5,612,027)	(5,953,944)
General Purpose Funding	(43,661)	(3,266,629)	(3,212,202)	54,427	-2%	(7,469,373)	(7,452,373)
Law, Order, Public Safety	(325,602)	(3,167,012)	(2,902,450)	264,562	-8%	(4,259,141)	(4,267,396)
Health	(82,326)	(853,333)	(801,159)	52,175	-6%	(1,162,818)	(1,157,157)
Education & Welfare	(211,206)	(2,185,653)	(2,045,266)	140,387	-6%	(2,819,942)	(2,936,704)
Community Amenities	(2,048,394)	(19,699,413)	(18,620,444)	1,078,969	-5%	(25,607,458)	(27,746,812)
Recreation and Culture	(2,697,466)	(24,895,230)	(24,529,461)	365,769	-1%	(31,042,439)	(33,359,052)
Transport	(1,281,494)	(13,295,154)	(12,525,711)	769,443	-6%	(18,503,353)	(18,137,663)
Economic Services	(220,294)	(1,825,856)	(2,050,170)	(224,313)	12%	(2,316,255)	(2,425,405)
Other Property and Services	(1,050,688)	(8,401,587)	(8,227,521)	174,065	-2%	(9,865,826)	(11,426,506)
	(8,311,777)	(81,534,828)	(78,345,269)	3,189,559		(108,727,124)	(114,949,961)
Investing Activities							
Proceeds from Disposal of Assets	41,716	667,792	542,191	(125,601)	-19%	784,650	1,192,592
Purchase of Furniture & Equipment	(45,229)	(1,890,136)	(1,269,849)	620,287	-33%	(1,863,602)	(2,960,659)
Purchase of Plant & Equipment	(30,932)	(1,190,232)	(1,137,833)	52,399	-4%	(2,171,707)	(3,010,307)
Purchase of Land & Buildings	(453,371)	(6,084,835)	(4,826,153)	1,258,682	-21%	(11,831,681)	(27,418,783)
Purchase of Infrastructure Assets	(1,218,315)	(15,779,437)	(13,162,534)	2,616,903	-17%	(23,494,859)	(31,812,798)
	(1,466,130)	(22,326,902)	(17,918,053)	4,408,849		(33,614,073)	(57,724,317)

**C19/6002 – STATEMENTS OF FINANCIAL ACTIVITY FOR MARCH 2019 (AMREC)
(ATTACHMENTS)**

A more detailed summary of variances and comments based on the Rate Setting Statement by Sub-Program is provided in attachments [6002C Sub Program March 2019](#) and [6002H March 2019](#).

Revenue

\$87.83 million in Rates (including Rates of \$86.73 million and Rates in Advance of \$1.1 million) was raised as at 31 March 2019 compared to a year to date budget of \$86.44 million. There is a variance of \$1.39 million compared to the Rate Setting Statement. The adjustment of prepaid rates of \$1.1 million is an accounting treatment and will be adjusted at year end. There is a positive variance of \$292,260 (0.34%), excluding the prepayments, when compared to year to date actual.

Money Expended in an Emergency and Unbudgeted Expenditure

Not applicable for March 2019.

Budget Amendments

Details of Budget Amendments requested for the month of March 2019 are shown in attachment [6002J March 2019](#). There is 1 budget amendment journal greater than \$50,000 that was processed in March 2019:

- \$2,150,414 – Capital work management module budget adjustments from 2018-2019 mid-year budget review.

Rates, Refuse, Fire and Emergency Service Authority and Underground Power payments totalling \$8,019,395 were collected over the course of the month. Rates collection progress for the month of March is 2% below the target of 94.3%. This represents a dollar value of \$1,888,552. As at 31 March 92.3% of the 2018-2019 rates, including prior year arrears had been collected compared with 94.3% collected for the same time last year. Rates collection for 2018-2019 excluding prior year rate arrears is 95.8%.

Total sundry debtor balances increased by \$957 over the course of previous month from \$1,063,401 (including debtor overpayment of \$10,827) to \$1,065,827 in March (including debtor overpayment of \$5,295). The 90+ day's debtor balance increased by \$6,275 from \$323,275 to \$329,550.

Granting of concession or writing off debts owed to the City

Delegation DA-032 empowers the Chief Executive Officer (CEO) to grant concessions and write off monies owing to the City to a limit of \$10,000 for any one item. The CEO has partially on-delegated this to the Director Corporate Services to write off debts or grant concessions to a value of \$5,000.

There were no debts written off for the month of March 2019.

**C19/6002 – STATEMENTS OF FINANCIAL ACTIVITY FOR MARCH 2019 (AMREC)
(ATTACHMENTS)**

The following attachments form part of the Attachments to the Agenda.

DESCRIPTION	LINK
Statement of Financial Activity By Nature and Type – March 2019	6002A Nature Type March 2019
Rate Setting Statement by Program – March 2019	6002B Program March 2019
Rate Setting Statement by Sub-Program – March 2019	6002C Sub Program March 2019
Representation of Net Working Capital – March 2019	6002E March 2019
Reconciliation of Net Working Capital – March 2019	6002F March 2019
Notes on Rate Setting Statement reporting on variances of 10% or \$50,000 whichever is greater – March 2019	6002H March 2019
Details of Budget Amendments requested – March 2019	6002J March 2019
Summary of Rates Debtors – March 2019	6002L March 2019
Graph Showing Rates Collections – March 2019	6002M March 2019
Summary of General Debtors aged 90 Days Old or Greater – March 2019	6002N March 2019

STAKEHOLDER ENGAGEMENT

I. COMMUNITY

Not applicable.

II. OTHER AGENCIES / CONSULTANTS

Not applicable.

STATUTORY AND LEGAL IMPLICATIONS

Local Government Act 1995 Division 3 – Reporting on Activities and Finance Section 6.4 – Financial Report.

Local Government (Financial Management) Regulation 1996 Part 4 – Financial Reports Regulation 34 requires that:

**C19/6002 – STATEMENTS OF FINANCIAL ACTIVITY FOR MARCH 2019 (AMREC)
(ATTACHMENTS)****34. Financial activity statement report — s. 6.4**

(1) A local government is to prepare each month a statement of financial activity reporting on the revenue and expenditure, as set out in the annual budget under regulation 22(1)(d), for that month in the following detail —

- (a) annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1)(b) or (c);
- (b) budget estimates to the end of the month to which the statement relates;
- (c) actual amounts of expenditure, revenue and income to the end of the month to which the statement relates;
- (d) material variances between the comparable amounts referred to in paragraphs (b) and (c); and
- (e) the net current assets at the end of the month to which the statement relates.

(2) Each statement of financial activity is to be accompanied by documents containing —

- (a) an explanation of the composition of the net current assets of the month to which the statement relates, less committed assets and restricted assets;
- (b) an explanation of each of the material variances referred to in subregulation (1)(d); and
- (c) such other supporting information as is considered relevant by the local government.

(3) The information in a statement of financial activity may be shown —

- (a) according to nature and type classification; or
- (b) by program; or
- (c) by business unit.

(4) A statement of financial activity, and the accompanying documents referred to in subregulation (2), are to be —

- (a) presented at an ordinary meeting of the council within 2 months after the end of the month to which the statement relates; and
- (b) recorded in the minutes of the meeting at which it is presented.

(5) Each financial year, a local government is to adopt a percentage or value, calculated in accordance with the AAS, to be used in statements of financial activity for reporting material variances.

The variance adopted by the Council is 10% or \$50,000 whichever is greater.

Local Government Act 1995 Division 4 – General Financial Provisions Section 6.12; Power to defer, grant discounts, waive or write off debts.

**C19/6002 – STATEMENTS OF FINANCIAL ACTIVITY FOR MARCH 2019 (AMREC)
(ATTACHMENTS)****FINANCIAL IMPLICATIONS****Variances**

Variances are detailed and explained in attachment [6002H March 2019](#) (Notes on Statement of Variances in excess of \$50,000 by Sub-Program).

STRATEGIC, RISK AND ENVIRONMENTAL MANAGEMENT IMPLICATIONS

There are no identifiable strategic, risks or environmental management implications arising from this report.

POLICY IMPLICATIONS

The format of the Statements of Financial Activity as presented to the Council and the reporting of significant variances is undertaken in accordance with the Council's Accounting Policy CP-025.

ALTERNATE OPTIONS AND THEIR IMPLICATIONS

Not applicable

CONCLUSION

The attached financial reports reflect a positive financial position of the City of Melville as at 31 March 2019.

**C19/6002 – STATEMENTS OF FINANCIAL ACTIVITY FOR MARCH 2019 (AMREC)
(ATTACHMENTS)**

**OFFICER RECOMMENDATION AND COUNCIL RESOLUTION (6002)
NOTING and ABSOLUTE MAJORITY**

At 9:41pm Cr Barling moved, seconded Cr Wieland –

That the Council:

- 1. Notes the Rate Setting Statement and Statements of Financial Activity for the month ending 31 March 2019 as detailed in the following attachments:**

DESCRIPTION	LINK
Statement of Financial Activity By Nature and Type – March 2019	<u>6002A Nature Type March 2019</u>
Rate Setting Statement by Program – March 2019	<u>6002B Program March 2019</u>
Rate Setting Statement by Sub-Program – March 2019	<u>6002C Sub Program March 2019</u>
Representation of Net Working Capital – March 2019	<u>6002E March 2019</u>
Reconciliation of Net Working Capital – March 2019	<u>6002F March 2019</u>
Notes on Rate Setting Statement reporting on variances of 10% or \$50,000 whichever is greater – March 2019	<u>6002H March 2019</u>
Details of Budget Amendments requested – March 2019	<u>6002J March 2019</u>
Summary of Rates Debtors – March 2019	<u>6002L March 2019</u>
Graph Showing Rates Collections – March 2019	<u>6002M March 2019</u>
Summary of General Debtors aged 90 Days Old or Greater – March 2019	<u>6002N March 2019</u>

- 2. By Absolute Majority Decision adopts the budget amendments, as detailed in the attached Budget Amendment Reports for March 2019 [6002J March 2019](#).**

At 9:41pm the Mayor submitted the motion, which was declared

CARRIED BY ABSOLUTE MAJORITY (13/0)

15. EN BLOC ITEMS

At 9:41pm Cr Barling moved, seconded Cr Robins–

That the recommendations for items M19/5000, C19/6000 and C19/6001 be carried En Bloc.

At 9:41pm the Mayor submitted the motion, which was declared

CARRIED UNANIMOUSLY (13/0)

16. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**16.1 Support for Residents with Managing Debris from City Trees**

In introducing her motion Cr Robins requested that the word “included” in point 3 be changed to “considered”.

At 9:42pm Cr Robins moved, seconded Cr Barling –

That the Council:

1. **Acknowledges the problems that some residents experience with tree litter on their properties created by trees on City of Melville land**
2. **Directs the Chief Executive Officer to investigate a mechanism by which the City can offer support to residents who are not physically able to remove from their property debris originating from a City of Melville tree. Investigations may include options such as replacement of the tree with a more appropriate species, regular tree maintenance (such as pruning) by City staff, a rebate for professional services engaged or a voucher for maintenance services. Consideration will also need to be given to how requests for support will be managed, and how needs will be assessed. Applications may be assessed on a case-by-case basis, or according to certain criteria.**
3. **Requests the Chief Executive Officer to deliver a proposal for the above to the August Ordinary Meeting of Council, with costs of delivery to be considered in the 2020/2021 City of Melville budget.**

At 9:43pm Cr Pazolli left the meeting and did not return.

At 9:44pm Mr Tieleman left the meeting and returned at 9:46pm.

At 9:51pm the mover and seconder to the motion consented to the removal of the words “, with costs of delivery to be considered in the 2020/2021 City of Melville budget” from point 3 of the motion.

At 10:01pm Cr Robartson left the meeting and returned at 10:03pm.

16.1 *Support for Residents with Managing Debris from City Trees, continued.*

COUNCIL RESOLUTION

At 9:42pm Cr Robins moved, seconded Cr Barling –

That the Council:

1. **Acknowledges the problems that some residents experience with tree litter on their properties created by trees on City of Melville land.**
2. **Directs the Chief Executive Officer to investigate a mechanism by which the City can offer support to residents who are not physically able to remove from their property debris originating from a City of Melville tree. Investigations may include options such as replacement of the tree with a more appropriate species, regular tree maintenance (such as pruning) by City staff, a rebate for professional services engaged or a voucher for maintenance services. Consideration will also need to be given to how requests for support will be managed, and how needs will be assessed. Applications may be assessed on a case-by-case basis, or according to certain criteria.**
3. **Requests the Chief Executive Officer to deliver a proposal for the above to the August Ordinary Meeting of Council.**

At 10:07pm the Mayor submitted the motion, which was declared

CARRIED (9/3)

Vote Result Summary	
Yes	9
No	3

Vote Result Detailed	
Cr Barling	Yes
Cr Kepert	Yes
Cr Macphail	Yes
Cr Mair	Yes
Cr Phelan	Yes
Cr Robartson	Yes
Cr Robins	Yes
Cr Wheatland	Yes
Cr Woodall	Yes
Cr Barton	No
Cr Wieland	No
Mayor	No

Reasons

1. Some residents, such as the elderly or those with special needs, are not physically able to remove debris such as leaves, branches, pine needles, nuts and berries from their property which are dropped from City of Melville trees such as street trees and trees on other City land.
2. This motion aims to provide support for the vulnerable in our community. Currently, no support is provided to those who struggle to remove the debris themselves, and often this lack of support results in financial costs for these residents. Some residents may have family or friends that they can call upon to assist, but for those who do not, it is likely they will need to pay someone to carry out the maintenance. Alternatively, they can allow the debris to accumulate, but this may result in a safety hazard or potential damage to property resulting from blocked gutters.
3. Under existing policy, a tree can be removed with agreement of both ward councillors and the mayor. The introduction of support for some residents with managing debris from City trees as proposed aims to remove the need for tree removal in some cases.

16.2 Review of Redevelopment of Tompkins Park Facility**Item brought forward**

See page 14

Procedural Motion

At 10:08pm Cr Robins moved, seconded Cr Woodall -

That the meeting be adjourned to Tuesday 28 May 2019 at 6:30pm.

At 10:08pm the Mayor submitted the motion, which was declared

CARRIED (8/4)

Vote Result Summary	
Yes	8
No	4

Vote Result Detailed	
Cr Barton	Yes
Cr Kepert	Yes
Cr Macphail	Yes
Cr Phelan	Yes
Cr Robartson	Yes
Cr Robins	Yes
Cr Wheatland	Yes
Cr Woodall	Yes
Cr Barling	No
Cr Mair	No
Cr Wieland	No
Mayor	No

MEETING ADJOURNMENT

At 10:09pm the Mayor declared the Meeting adjourned until 6.30pm on Tuesday 28 May 2019.

MEETING RECOMMENCEMENT

The Mayor advised that the Meeting that was adjourned at 10:09pm on Tuesday 21 May 2019 is recommended at 6.35pm on Tuesday 28 May 2019 and welcomed everyone back to the meeting.

At the recommencement of the meeting the following Elected Members and officers were in attendance:

His Worship the Mayor R Aubrey

COUNCILLORS

Cr T Barling (Deputy Mayor)
Cr N Robins
Cr M Woodall
Cr N Pazolli, Cr S Kepert
Cr G Wieland, Cr J Barton
Cr D Macphail
Cr P Phelan, Cr K Wheatland

WARD

Bateman – Kardinya – Murdoch
Bateman – Kardinya - Murdoch
Bull Creek - Leeming
Applecross – Mount Pleasant
Bicton – Attadale – Alfred Cove
Central
Palmyra – Melville - Willagee

IN ATTENDANCE

Mr M Tieleman
Ms C Young
Mr S Cope
Mr M McCarthy
Mr A Ferris
Mr L Hitchcock

Mr J Clark
Ms C Newman
Ms J Head

Chief Executive Officer
Director Community Development
Director Urban Planning
Director Technical Services
Director Corporate Services
Executive Manager Governance and Legal
Services
Governance and Compliance Advisor
Governance Coordinator
Governance Officer

At the recommencement of the meeting there were no members of the public and one representative from the Press in the Public Gallery.

APOLOGIES AND APPROVED LEAVE OF ABSENCE

Apologies

Cr C Robartson Bull Creek - Leeming

Approved Leave Of Absence

Cr K Mair Central

16. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN Continued**16.3 Preparation of Developer Contribution Plan**

At 6:36pm Cr Woodall moved, seconded Cr Barling -

That the Council:

- 1) Notes that the Canning Bridge Activity Centre Plan (CBACP) envisages a Developer Contribution Plan being prepared, but this is yet to occur;
- 2) Notes that Developer Contribution Plans exist in other areas of the Perth metropolitan Region such as the City of Cockburn and the Scarborough Redevelopment Area;
- 3) States its in-principle support for a Developer Contribution Plan within the City of Melville's Activity Centres;
- 4) Requests the Chief Executive Officer to hold an Elected Member Information Session on this subject, to be held no later than 31 July 2019, comprising:
 - a. A presentation providing an overview of 'Developer Contribution Plans', preferably from a representative of the Western Australian Planning Commission; and
 - b. A presentation on Developer Contribution Plans in other metropolitan local government districts, and how a Developer Contribution Plan within the City of Melville might function.

At 6:50pm the Mayor submitted the motion, which was declared

CARRIED UNANIMOUSLY (11/0)

Reasons provided by Councillor Woodall

1. Draft State Planning Policy 3.6, Developer Contributions for Infrastructure states that *"Development contribution plans...identify growth trends based on service catchment areas; translate these trends into the infrastructure and facilities necessary to meet these increasing needs within the catchment; and allocate the costs of meeting these needs to existing residents and new residents proportional to their contribution to the need for the infrastructure and facilities. This will ensure fairness and equity. It will mean that existing residents (through local governments) and new residents (through developers) will share the burden of the cost of the additional infrastructure and facilities proportional to their need."*
2. The CBACP envisages a Developer Contribution Plan or Special Area Rates being introduced to build up a fund for the provision of public infrastructure (Paragraph 6.2). As noted in the CBACP, *"infrastructure would include local transport infrastructure and local services infrastructure along with public realm and public open space investment (community infrastructure items)."*

16.3 *Preparation of Developer Contribution Plan, continued.*

3. Developer Contribution Plans are already in place in a number of other metropolitan local governments, including the Cities of Swan, Wanneroo, Gosnells and Cockburn. The Cockburn Developer Contribution Plan (<https://www.cockburn.wa.gov.au/Building-and-Development/Developer-Contributions>) appears to apply to many suburbs of Cockburn that are already 'developed'.
4. The Metropolitan Redevelopment Authority's Scarborough Development also has a Developer Contribution Plan in place (<http://cdn.mra.wa.gov.au/production/documents-media/documents/scarborough/file/scarborough-development-contribution-plan-1>). The similarities between the Scarborough area and the City of Melville's Activity Centres, particularly Canning Bridge, are readily apparent.
5. To date no Developer Contribution Plan has been introduced in the City of Melville. A 'percent for art' policy has been introduced, which requires applicants of significant multiple dwelling, mixed use or non-residential developments to provide public art to the value of 1% of the cost of the development or a cash-in-lieu payment to the City of Melville.
6. The City of Melville's most recent 'community perceptions survey' included a community scorecard which allows the community to identify the community's priorities. This highlighted 'parks and public open space' and 'streetscapes' as areas of high priority for the community (amongst others). In contrast, street artwork and festivals were given relatively lower priority.
7. A Developer Contribution Plan would see developers provide funds to the City to improve streetscapes, public open space, and community/recreational facilities in the areas around the City's Activity Centres. Additional or expanded community and recreational facilities, including new or improved public open space, are likely to be required to cater for the increased number of residents in these centres. A Developer Contribution Plan is an ideal tool to achieve this, as it requires developers to fund a portion of these upgrades, rather than existing residents and ratepayers bearing the brunt of the cost.
8. Further investigation from officers is required, but a Developer Contribution Plan could be used to fund projects such as streetscape enhancements, library upgrades, improvements to parks, additional footpaths, new or upgraded community buildings, sporting facilities and additional public open space.

16.4 Proposed Policy on Cultural Awareness

At 6:50pm Cr Barling moved, seconded Cr Wieland –

That the Council acknowledges:

That in June 2017 the City of Melville was the first local government in Western Australia to endorse a Stretch Reconciliation Action Plan (RAP) and remains one of only one of two Local Governments in Western Australia to have one. A ‘Stretch’ RAP represents the third stage in a series of four as outlined in the reconciliation program by Reconciliation Australia, the City’s Stretch RAP builds on Relationships, Respect and Opportunities.

That the Council requests the Chief Executive Officer, guided by the City of Melville Stretch RAP 2017- 2021 and other related City Strategies and Policies, to draft a new Council Policy on Cultural Awareness which includes or considers the following:

- 1) That investigations be conducted to draft an Acknowledgement of Country that is unique to the Whadjuk history and Cultural uniqueness of the Bibbulmun people that exists within the City of Melville district.**
- 2) That the above Acknowledgement of Country be given by the Mayor or Elected Member at every public meeting of Council and that it is written in the foreword of agendas and minutes. Also, until that time, that the current Acknowledgement of Country be incorporated into the foreword of agendas and minutes immediately.**
- 3) That the above Welcome to Country be incorporated into the ‘Welcome to Country and Acknowledgement of Country Policy’ so as to be given at City of Melville events and activities.**
- 4) For the Australian, West Australian State flags and Aboriginal or Torres Strait Islander flags continue to be flown in front of the City of Melville Civic Centre.**
- 5) That Elected Members be provided with ongoing cross cultural awareness training every two years and that this aligns with the timing of the induction training for newly elected Councillors.**
- 6) That the draft Cultural Awareness Policy is brought to an Elected Members Information Session for discussion before being presented to the August 2019 Ordinary Meeting of Council.**

16.4 *Proposed Policy on Cultural Awareness, continued.*

COUNCIL RESOLUTION

Amendment

At 6:57pm Cr Pazolli moved, seconded Cr Barton -

That items Delete 2 – 5 be deleted and that item 6 be renumbered to item 2.

At 7:12pm the Mayor submitted the motion, which was declared

CARRIED (6/5)

Vote Result Summary	
Yes	6
No	5

Vote Result Detailed	
Cr Barton	Yes
Cr Kepert	Yes
Cr Macphail	Yes
Cr Pazolli	Yes
Cr Phelan	Yes
Cr Woodall	Yes
Cr Barling	No
Cr Robins	No
Cr Wheatland	No
Cr Wieland	No
Mayor	No

16.4 *Proposed Policy on Cultural Awareness, continued.*

COUNCIL RESOLUTION

Substantive Motion as Amended

At 6:50pm Cr Barling moved, seconded Cr Wieland –

That the Council acknowledges:

That in June 2017 the City of Melville was the first local government in Western Australia to endorse a Stretch Reconciliation Action Plan (RAP) and remains one of only one of two Local Governments in Western Australia to have one. A ‘Stretch’ RAP represents the third stage in a series of four as outlined in the reconciliation program by Reconciliation Australia, the City’s Stretch RAP builds on Relationships, Respect and Opportunities.

That the Council requests the Chief Executive Officer, guided by the City of Melville Stretch RAP 2017- 2021 and other related City Strategies and Policies, to draft a new Council Policy on Cultural Awareness which includes or considers the following:

- 1) That investigations be conducted to draft an Acknowledgement of Country that is unique to the Whadjuk history and Cultural uniqueness of the Bibbulmun people that exists within the City of Melville district.**
- 2) That the draft Cultural Awareness Policy is brought to an Elected Members Information Session for discussion before being presented to the August 2019 Ordinary Meeting of Council.**

At 7:30pm the Mayor submitted the motion, which was declared

CARRIED (7/4)

Vote Result Summary	
Yes	7
No	4

Vote Result Detailed	
Cr Barling	Yes
Cr Barton	Yes
Cr Pazolli	Yes
Cr Phelan	Yes
Cr Robins	Yes
Cr Wheatland	Yes
Cr Wieland	Yes
Cr Kepert	No
Cr Macphail	No
Cr Woodall	No
Mayor	No

16.4 *Proposed Policy on Cultural Awareness, continued.*

Reasons provided by Councillor Barling

1. The City of Melville Stretch Reconciliation Action Plan 2017-2021 embodies the four goals of 'Respectful Relationships', 'Respect for Aboriginal and Torres Strait Islander culture', and 'Increased opportunities for Aboriginal and Torres Strait Islander peoples'. Whilst these goals are being embedded within the corporate structure they are somewhat absent and lacking in exposure in the specific activities of the Council (i.e. The Mayor and Elected Members).
2. There are nearly two dozen 'Sites of Cultural Significance' that have been identified within the City of Melville, with a descriptive list available on the City's website. Many of these sites are unique in significance within Western Australia because of their topography such as 'Yagan's Lookout' (Wireless Hill), 'Goolugatup' (Point Heathcote), because of a specific cultural significance like Bidi Katitijiny (Piney Lakes Aboriginal Women's Trail) or that they are featured in Dreamtime stories. An Acknowledgement of Country that is unique to the City of Melville aligns with the fact that a Welcome to Country ceremony is personal and local to the person and place that it is given. To make it unique will also make the Melville Acknowledgement of Country more meaningful and less likely to be seen as simply an act of procedural compliance.
3. Most local government authorities within metropolitan Perth give an Acknowledgement of Country at the start of every public council meeting and at least half have one published in their agendas and minutes. In the City of Melville Stretch RAP the second action under Goal 2 states 'Demonstrate respect to Aboriginal and Torres Strait Islander peoples and communities by embedding cultural protocols as part of the way our organisation functions' with 'Measures of Success' being that Acknowledgement of Country is included at the commencement of important internal meetings and delivered at all public events. Council Agendas do not currently have an Acknowledgement of Country printed in them and whilst one is sometimes given it is sometimes forgotten; to have it printed within the agenda should ensure that it is not overlooked in the future. Council Agendas and Minutes are often accessed documents and for those that do not attend meetings, or access the online recordings, will not be aware of an Acknowledgement of Country that is given verbally.
4. The City of Melville has made a commitment to staff training and community educational programs to improve the understanding and awareness. For the same reason this training should be provided to Elected Members every two years as an update and to newly elected Councillors at the start of their term. This will aid in the whole of organisation approach in cultural understanding and awareness.
5. Reconciliation Week starts at the end of this month (27 May - 3 June) and the City of Melville will have a diversity of events to celebrate.

17. MOTIONS WITHOUT NOTICE BY ABSOLUTE MAJORITY OF THE COUNCIL

Nil.

18. IDENTIFICATION OF MATTERS FOR WHICH MEETING MAY BE CLOSED

Nil.

19. CLOSURE

There being no further business to discuss, the Mayor declared the meeting closed at 7:30pm.