

**NOTES OF THE
AGENDA BRIEFING FORUM
HELD ON
TUESDAY 24 NOVEMBER 2020
COMMENCING AT 6.30PM
AT THE MELVILLE CIVIC CENTRE
2ND FLOOR IN THE COUNCIL CHAMBERS
10 ALMONDBURY ROAD, BOORAGOON**

The City of Melville acknowledges the Bibbulmun people as the Traditional Owners of the land on which the City stands today and pays its respect to the Whadjuk people, and Elders both past and present.

PLEASE READ THE FOLLOWING IMPORTANT DISCLAIMER BEFORE PROCEEDING:

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.

Any statement, comment or decision made at a Council or Committee meeting regarding any application for an approval, consent or licence, including a resolution of approval, is not effective as an approval of any application and must not be relied upon as such.

Any person or entity who has an application before the City must obtain, and should only rely on, written notice of the City's decision and any conditions attaching to the decision, and cannot treat as an approval anything said or done at a Council or Committee meeting.

Any advice provided by an employee of the City on the operation of written law, or the performance of a function by the City, is provided in the capacity of an employee, and to the best of that person's knowledge and ability. It does not constitute, and should not be relied upon, as a legal advice or representation by the City. Any advice on a matter of law, or anything sought to be relied upon as representation by the City should be sought in writing and should make clear the purpose of the request.

In accordance with the Council Policy CP- 088 Creation, Access and Retention of Audio Recordings of the Public Meetings this meeting is electronically recorded. All recordings are retained as part of the City's records in accordance with the State Records Act 2000 and the General Disposal Authority for Local Government Records.

The Audio Recording will be available within 10 days of the meeting and may be accessed at www.melvillecity.com.au/agendas in accordance with the provisions of the Policy.

DISTRIBUTED: 27 NOVEMBER 2020

CONTENTS PAGE

	Item Description	Page Number
ITEMS FROM GOVERNANCE COMMITTEE 24 JUNE 2020		
M20/5795	Reimbursement of Expenses – Cr Kepert	9
URBAN PLANNING		
P20/3887	Local Development Plan – 23 Buckingham Crescent, Kardinya	9
TECHNICAL SERVICES		
T20/3888	P202102 Pre-Qualified Supplier Panel for the Supply of Electrical Services for a Two Year Term With Option Periods	10
T20/3889	Waste to Energy	10
COMMUNITY DEVELOPMENT		
CD20/8139	Fenced Dog Play Park	11
CD20/8140	Mount Pleasant Bowling Club Review	12
MANAGEMENT SERVICES		
M20/5793	Dog Local Law and Dog Exercise Areas – Public Consultation	13
M20/5794	Council Meeting Schedule 2021	13
MANAGEMENT SERVICES		
C20/6000	Investment Statements October 2020	14
C20/6001	Schedule of Accounts Paid October 2020	14
C20/6002	Statements of Financial Activity for October 2020	14



Notes of the Agenda Briefing Forum held in the Council Chambers, Melville Civic Centre, 10 Almondbury Road, Booragoon on Tuesday 24 November 2020, commencing at 6.37pm.

AGENDA BRIEFING FORUM

1. OPENING

The Presiding Member welcomed those in attendance to the meeting and declared the meeting open at 6:37pm. Mr B Taylor, Manager Governance and Property to read aloud the Disclaimer and the Purpose of the Agenda Briefing Forum and then the Mayor advised that the meeting was being recorded for minute taking purposes and read aloud the following Affirmation of Civic Duty and Responsibility.

Purpose of Agenda Briefing Forum

The purpose of this Forum is to provide an opportunity for Elected Members to ask questions and obtain additional information in respect to reports and items on the attached Council Agenda. It is not a decision making forum, nor is it open for debate on matters. Members of the public are able to make submissions or present deputations in respect to matters on the draft Council Agenda at this Forum, prior to matters being formally deliberated upon at the next Ordinary Council Meeting.

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 conduct of this forum.

2. ELECTED MEMBERS PRESENT

Mayor Honourable G Gear

COUNCILLORS

Cr J Barton (Deputy Mayor)
Cr G Barber
Cr D Macphail, Cr N Robins
Cr C Robartson
Cr M Woodall
Cr S Kepert, Cr N Pazolli
Cr K Mair, Cr M Sandford
Cr T Fitzgerald, Cr K Wheatland

WARD

Bicton – Attadale – Alfred Cove
Bicton – Attadale – Alfred Cove
Bateman – Kardinya - Murdoch
Bull Creek – Leeming
Bull Creek – Leeming (*electronic attendance*)
Applecross – Mount Pleasant
Central
Palmyra – Melville - Willagee

6. DISCLOSURE OF INTEREST

- Cr Kepert – Item M20/5795 – Reimbursement of Expenses – Cr Kepert. Financial Interest
- Cr Barton – Item CD20/8140 – Mount Pleasant Bowling Club Review. Interest under the Code of Conduct.
- Cr Barber – Item CD20/8140 – Mount Pleasant Bowling Club Review. Interest under the Code of Conduct.

7. QUESTIONS

Nil.

8. DEPUTATIONS

Nil.

9. BUSINESS

PROCEDURE FOR AGENDA BRIEFING FORUMS

PRINCIPLES

The Agenda Briefing Forum which occurs two weeks prior to the Council meeting provides an opportunity for Elected Members to ask questions and clarify issues relevant to the specific agenda items before Council. The briefing is not a decision-making forum and the Council has no power to make decisions in the Forum.

In order to ensure full transparency, the meetings will be open to the public to observe the process. Where matters are of a confidential nature, they will be deferred to the conclusion of the briefing and at that point the briefing session is closed to the public. The reports provided are the officers' professional opinions. While it is acknowledged that Members may raise issues that have not been considered in the formulation of the report and recommendation, it is a basic principle that as part of the briefing sessions Elected Members cannot direct officers to change their reports or recommendations.

PROCESS

The Agenda Briefing Forum will commence at 6.30pm in accordance with the Schedule of Public Meetings (except January). It will be chaired by His Worship the Mayor or in his absence, the Deputy Mayor or in his/her absence the immediate past serving Deputy Mayor. In the absence of all, Elected Members will elect a Presiding Member from amongst those present. In general, Meeting Procedures Local Law will apply, except that Members may speak more than once on any item and there is no moving or seconding of items.

Where an interest is involved in relation to an item, the same procedure which applies to Ordinary Meeting of Council will apply. It is a breach of the Meeting Procedures Local Law for an interest to not be declared. The briefing will consider items on the agenda only and proceed to deal with each item as they appear. The process will be for the Presiding Member to call each item number in sequence and ask for questions. Where there are no questions regarding the item, the briefing will proceed to the next item.

AGENDA CONTENTS

While every endeavour is made to ensure that all items to be presented to Council at the formal Council meeting are included in the Agenda Briefing Forum, it should be noted that there will be occasions when, due to necessity, items will not be ready in time for the forum session and will go straight to the Council agenda as a matter for decision. Further, there will be occasions when items are tabled at the briefing rather than the full report being provided in advance. In these instances, staff will endeavour to include the item on the agenda as a late item.

AGENDA DISTRIBUTION

The agenda will be distributed to Elected Members on the Friday prior to the Agenda Briefing Forum and made available on the City of Melville Website www.melvillecity.com.au/agendas Spare agendas will be available at the Agenda Briefing Forum for interested members of the public.

DEPUTATIONS

Deputations may be heard prior to the commencement of an item.

The following guidelines have been prepared to assist groups who have requested or been invited to a Council Meeting, Agenda Briefing Forum or Committee Meeting to present a submission.

A deputation must relate to a report on the meeting agenda.

- (a) Notice of a request for deputation must be in writing and include the name, office and contact details of members of the deputation and be forwarded to the Chief Executive Officer by either **Mail** at Locked Bag 1, Booragoon WA 6954, **Email** at deputations@melville.wa.gov.au or **Fax** on 9364 0285 by 9.00am on the Monday prior to the meeting.
- (b) The request should be received at least two working days before the meeting and a response will be given by the Governance and Compliance Advisor (G&CA). If approved, the G&CA will respond to the email and include as attachments the "Guidelines and Protocols" document and the "purpose of the Agenda Briefing Forum".
- (c) A deputation may comprise a maximum of three people of which only two may speak.
- (d) An outline of the points to be made in addressing the Council, Agenda Briefing Forum or the Committee must be submitted in writing by 9.00am on Monday prior to the meeting.
- (e) The person/s requesting the deputation will be required to advise the main points they wish to make in a given time of 10 minutes (dot points are fine).
- (f) The representatives of the deputation will be met in the Council Chamber of the Civic Centre by a Council Officer 10 minutes prior to the commencement of the meeting.
- (g) Hardcopies of the presentation will be required if a copy of the presentation is to be distributed to Elected Members and staff (20 copies).
- (h) The Presiding Member will ask the leader of the deputation to present the submission on behalf of the group. The leader of the deputation may call on one other member of the deputation to assist.
- (i) The deputation period, including the time allowed for the questions and answers from members of the committee, should not exceed 15 minutes, of which 10 minutes is for the presentation and five minutes is for question time, unless the Council grants an extension of time.
- (j) The Presiding Member has discretion to permit a deputation to present a submission under other circumstances.

RECORD OF BRIEFING

The formal record of the briefing session will be limited to notes regarding any agreed action to be taken by Staff or Elected Members. No recommendations will be included.

DISCLOSURE OF FINANCIAL INTERESTS LOCAL GOVERNMENT ACT 1995

Members' interests in matters to be discussed at meetings to be disclosed

S.5.65 A member who has an interest in any matter to be discussed at a Council or Committee meeting that will be attended by the member must disclose the nature of the interest -

- (a) in a written notice given to the CEO before the meeting; or
- (b) at the meeting immediately before the matter is discussed.

Penalty: \$10,000 or imprisonment for 2 years.

Meeting to be informed of disclosures

S.5.66 If a member has disclosed an interest in a written notice given to the CEO before a meeting then -

- (a) before the meeting the CEO is to cause the notice to be given to the person who is to preside at the meeting; and
- (b) at the meeting the person presiding is to bring the notice and its contents to the attention of the persons present immediately before the matters to which the disclosure relates are discussed.

Disclosing members not to participate in meetings

S.5.67 A member who makes a disclosure under Section 5.65 must not -

- (a) preside at the part of the meeting relating to the matter; or
- (b) participate in, or be present during, any discussion or decision making procedure relating to the matter,

unless, and to the extent that, the disclosing member is allowed to do so under Section 5.68 or 5.69.

Penalty: \$10,000 or imprisonment for 2 years.

Please refer to your Handbook for definitions of interests and other detail.

9. AGENDA ITEMS FOR PRESENTATION

Disclosure of Interest

Member	Cr S Kepert
Type of Interest	Financial Interest
Nature of Interest	Financial Interest
Request	Leave
Decision	Leave

At 6:41pm having declared and interest in the matter Cr Kepert left the meeting.

At 6:41pm Mr Duncan left the meeting and did not return.

M20/5795	Item from Governance Committee - Reimbursement of Expenses – Cr Kepert
	<p>OFFICER PRESENTATION – QUESTIONS ONLY Bruce Taylor – Manager Governance and Property</p> <p>DEPUTATION/PRESENTATION/S Nil.</p> <p>DISCLOSURE OF INTEREST</p> <ul style="list-style-type: none"> • Cr Kepert, Financial interest <p>NOTES FROM FORUM General discussion took place regarding the item and officer recommendation.</p>

At 6:47pm Cr Kepert returned to the meeting.

P20/3887	Local Development Plan – 23 Buckingham Crescent, Kardinya
	<p>OFFICER PRESENTATION Peter Prendergast – Manager Statutory Planning</p> <p>DEPUTATION/PRESENTATION/S Mr Prendergast commenced a presentation at 6:48pm, which concluded at 6:56pm. Mr Prendergast departed the Chambers at 7:00pm. <u>Local Development Plan - 23 Buckingham Crescent Presentation</u></p> <p>DISCLOSURE OF INTEREST Nil.</p> <p>NOTES FROM FORUM General discussion took place regarding the item and officer recommendation.</p>

At 7:00pm Mr Prendergast left the meeting and did not return.

T20/3888	P202102 PRE-QUALIFIED SUPPLIER PANEL FOR THE SUPPLY OF ELECTRICAL SERVICES FOR A TWO YEAR TERM WITH OPTION PERIODS
	<p>OFFICER PRESENTATION - QUESTIONS ONLY Mario Murphy – Manager City Buildings</p> <p>DEPUTATION/PRESENTATION/S Nil.</p> <p>DISCLOSURE OF INTEREST Nil.</p> <p>NOTES FROM FORUM General discussion took place regarding the item and officer recommendation.</p>

T20/3889	Waste to Energy
	<p>OFFICER PRESENTATION Mick McCarthy – Director Technical Services</p> <p>DEPUTATION/PRESENTATION/S Mr McCarthy commenced a presentation at 7:02pm, which concluded at 7:14pm. Mr McCarthy concluded responding to questions at 7:20pm. <u>Waste to Energy Agreements Presentation</u></p> <p>DISCLOSURE OF INTEREST Nil.</p> <p>NOTES FROM FORUM General discussion took place regarding the item and officer recommendation.</p> <p>At the request of Elected Members the CEO undertook to give consideration to arranging a tour for Elected Members of the Avertas Waste to Energy Facility in Kwinana.</p>

CD20/8139	Fenced Dog Play Park
	<p>OFFICER PRESENTATION Brodie Dawkins – Manager Neighbourhood Amenity</p> <p>DEPUTATION/PRESENTATION/S Mr Dawkins commenced a presentation at 7:21pm, which concluded at 7:24pm. Mr Dawkins departed the Chambers at 7:32pm. <u>Fenced Dog Play Park Presentation</u></p> <p>DISCLOSURE OF INTEREST Nil.</p> <p>NOTES FROM FORUM General discussion took place regarding the item and officer recommendation.</p>

Disclosure of Interest

Member	Cr Barton
Member	Cr Barber
Type of Interest	Interest under the Code of Conduct
Nature of Interest	Director of Melville Cares as part of Councillor role.
Request	Stay, discuss and vote
Decision	Stay, discuss and vote

Member	Cr Barton
Type of Interest	Interest under the Code of Conduct
Nature of Interest	Patron of Melville Cares
Request	Stay, discuss and vote
Decision	Stay, discuss and vote

C20/8140	Mount Pleasant Bowling Club Review
	<p>OFFICER PRESENTATION – QUESTIONS ONLY Todd Cahoon – Manager Healthy Melville Peter de Lang – Healthy Melville Coordinator Leisure Planning</p> <p>DEPUTATION/PRESENTATION/S Mr Cahoon and Mr de Lang entered the Chambers at 7:32pm for the purpose of answering questions. Mr Cahoon and Mr de Lang departed the Chambers at 8:05pm.</p> <p>DISCLOSURE OF INTEREST</p> <ul style="list-style-type: none"> • Cr Barton, interest under the code • Cr Barber, interest under the code <p>NOTES FROM FORUM General discussion took place regarding the item and officer recommendation.</p> <p>At the request of Elected Members the CEO undertook to give consideration to providing past public consultation information regarding the creation of 30% public open space in relation to the redevelopment of the Mount Pleasant Bowling Club Site.</p>

At 7:48pm Mr Hitchcock left the meeting and returned at 7:49pm.

At 8:04pm Mr Hitchcock left the meeting and returned at 8:06pm.

At 8:05pm Mr Cahoon left the meeting and did not return.

At 8:05pm Mr de Lang left the meeting and did not return.

M20/5793	Dog Local Law and Dog Exercise Areas – Public Consultation
	<p>OFFICER PRESENTATION – QUESTIONS ONLY Anne Hill – Governance Project Officer Brodie Dawkins – Manager Neighbourhood Amenity</p> <p>DEPUTATION/PRESENTATION/S Ms Hill and Mr Dawkins entered the Chambers at 8:05pm for the purpose of answering questions. Ms Hill and Mr Dawkins departed the Chambers at 8:26pm.</p> <p>DISCLOSURE OF INTEREST Nil.</p> <p>NOTES FROM FORUM General discussion took place regarding the item and officer recommendation.</p> <p>Elected Members were invited to forward comments or suggested changes to the table within the Officer Report.</p>

At 8:17pm Cr Barton left the meeting and returned at 8:20pm.

At 8:22pm Cr Kepert left the meeting and returned at 8:26pm.

At 8:26pm Cr Wheatland left the meeting and returned at 8:28pm.

At 8:26pm Ms Hill left the meeting and did not return.

At 8:26pm Mr Dawkins left the meeting and not return.

M20/5794	Council Meeting Schedule 2021
	<p>OFFICER PRESENTATION – QUESTIONS ONLY Corrine Newman – Governance Coordinator</p> <p>DEPUTATION/PRESENTATION/S Ms Newman entered the Chambers at 8:26pm for the purpose of answering questions. Ms Newman concluded answering questions at 8:30pm.</p> <p>DISCLOSURE OF INTEREST Nil.</p> <p>NOTES FROM FORUM General discussion took place regarding the item and officer recommendation.</p>

C20/6000	Investment Statements for October 2020
	<p>OFFICER PRESENTATION - QUESTIONS ONLY Alan Ferris – Director Corporate Services</p> <p>DEPUTATION/PRESENTATION/S Nil.</p> <p>DISCLOSURE OF INTEREST Nil.</p> <p>NOTES FROM FORUM No discussion took place regarding the item and officer recommendation.</p>

C20/6001	Schedule of Accounts Paid October 2020
	<p>OFFICER PRESENTATION - QUESTIONS ONLY Alan Ferris – Director Corporate Services</p> <p>DEPUTATION/PRESENTATION/S Nil.</p> <p>DISCLOSURE OF INTEREST Nil.</p> <p>NOTES FROM FORUM No discussion took place regarding the item and officer recommendation.</p>

C20/6002	Statements of Financial Activity for October 2020
	<p>OFFICER PRESENTATION - QUESTIONS ONLY Alan Ferris – Director Corporate Services</p> <p>DEPUTATION/PRESENTATION/S Nil.</p> <p>DISCLOSURE OF INTEREST Nil.</p> <p>NOTES FROM FORUM No discussion took place regarding the item and officer recommendation.</p>

10. CLOSURE

There being no further business to discuss, Mayor Honourable George Gear declared the meeting closed at 8:31pm and confirmed Cr Woodall was still in attendance electronically.