



City of
Melville

NOTES

AGENDA BRIEFING FORUM

6:30pm Tuesday, 14 February 2023

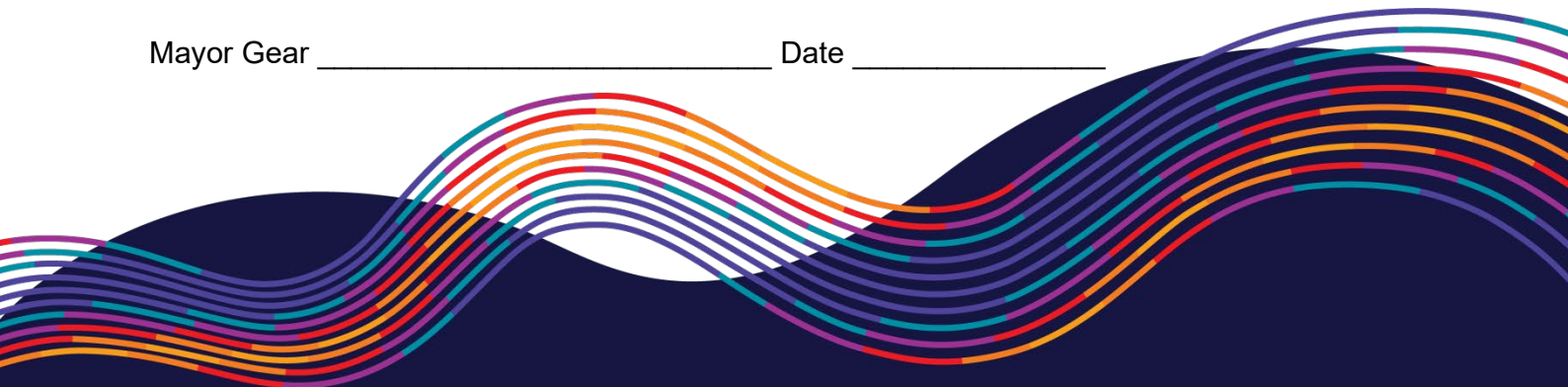
Held in the Council Chambers, Melville Civic Centre
10 Almondbury Road Booragoon

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

Notes to be confirmed at the next Ordinary Council Meeting

These minutes are hereby confirmed as true and accurate

Mayor Gear _____ Date _____



Our Vision

Engaging with our diverse community to achieve an inclusive, vibrant and sustainable future.

Our Mission

To provide good governance and quality services for the City of Melville community.

Our Values

Excellence

Striving for the best possible outcomes

Participation

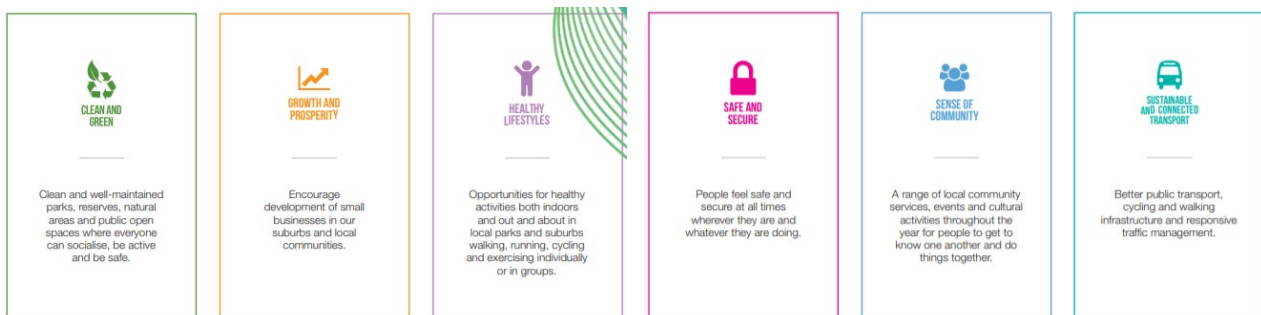
Involving, collaborating and partnering

Integrity

Acting with honesty, openness and with good intent

Caring

Demonstrating empathy, kindness and genuine concern



Making A Deputation

A deputation is a verbal presentation by one or more members of the public on a matter to be considered at the Council meeting. Deputations are made at the relevant Agenda Briefing Forum, held one week prior to the Ordinary Meeting of Council.

Information on making a deputation is available on the City's website [Request to make a Deputation](#).

Public Question Time

You can ask a question at a Council meeting during Public Question Time. Information on how to ask a question can be found on the City's website [Public Question Time](#).

Complex questions or those related to matters on the agenda and requiring a response at the meeting are "questions on notice" and should be submitted in writing, by the close of business the Tuesday prior to the meeting.

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Audio Recording/ access to Recording

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 may be accessed at www.melvillecity.com.au/agendas.

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 present deputations in respect to matters on the Council Agenda at this Forum, prior to matters being formally deliberated upon at the next Ordinary Council Meeting.

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ITEMS FOR PRESENTATION

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Nil.

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Nil.

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MATTERS FOR WHICH THE MEETING WAS CLOSED

1 OFFICIAL OPENING

The Presiding Member welcomed those in attendance to the meeting and officially declared the meeting open at 6:30pm and invited Cr Edinger to read the Acknowledgement of Country and advised those present of the Purpose of the Agenda Briefing Forum, the Disclaimer, the Affirmation of Civic Duty and Responsibility and the Audio Recording Advice.

2 ATTENDANCE AND APOLOGIES

In Attendance

Mayor Honourable George Gear

Councillors

Cr T Fitzgerald (Deputy Mayor)
Cr K Wheatland
Cr N Pazolli
Cr C Ross
Cr D Macphail
Cr N Robins
Cr G Barber
Cr J Edinger
Cr J Spanbroek
Cr M Sandford
Cr K Mair

Ward

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

Officers

Mr M Tieleman	Chief Executive Officer
Mr M McCarthy	Director Environment and Infrastructure
Mr M Duncan	A/Director Corporate Services
Mr G Ponton	A/Director Urban Planning
Ms G Bowman	Director Community Development
Ms C Newman (<i>until 8:20pm</i>)	Head of Governance
Ms R Davis	Governance Officer
Ms M Smith Poulton	Business Support (Administration) Officer

At the commencement of the meeting:

Public Gallery	11
Electronic	2
Press	0

Apologies

Nil.

On Approved Leave of Absence

Cr M Woodall	Bull Creek – Leeming
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3 DECLARATIONS BY MEMBERS

3.1 Declarations by Members who have not read and given due consideration to all matters contained in the business papers presented before the Meeting.

Nil.

3.2 Declarations by Members who have received and not read the Elected Members Bulletin.

Nil.

4 ANNOUNCEMENTS BY THE PRESIDING MEMBER (WITHOUT DISCUSSION)

Approved Deputations

- Ms L Wild, Attadale and Ms K McCarthy (Attadale Netball Club)
Item CD22/8155 Dyoondalup Point Walter Multi-Use Courts Concept
- Mr M McLerie, Bicton
Item C22/5943 Freedom of Information Process Review and Improvement Report
- Dr S Peterson, Bateman
Item C22/5943 Freedom of Information Process Review and Improvement Report
- Ms A Mann, Attadale
UP22/4015 Two Storey Single House as Lot 86 (No 50A) Kingsall Road, Attadale

Approved Written Submissions

Nil.

5 DISCLOSURES OF INTEREST

5.1 Financial or Proximity Interests

Under sections 5.60A and/or 5.60B of the *Local Government Act 1995*

Nil.

5.2 Disclosure of Interest That May Cause a Conflict

Under 22 *Local Government (Model Code of Conduct) Regulations 2021* or a City of Melville Code of Conduct)

- Cr N Robins – Item CD22/8155 Dyoondalup Point Walter Multi-Use Courts Concept.

6 PUBLIC QUESTION TIME

At 6:34pm the Presiding Member opened Public Question Time.

6.1 Questions Received with Notice

Nil.

6.2 Questions Received at the Meeting

6.2.1 Mr M McLerie, Bicton

Question 1

Is Council happy with the answers to the questions that were put to the Annual General Meeting?

Response

This question should be directed to individual Elected Members for response.

Question 2

If the community is unhappy, or an individual is unhappy with the answers to a public question, what is the process of dealing with these incomplete, inaccurate, incorrect, or misleading responses that were provided?

Response

If a member of the community is not satisfied with the responses provided, their concerns can be directed to the Administration for further clarification or raised with Elected Members.

It can be difficult to provide responses to lengthy and complex questions in a public forum and this is not the intent of the public question time under the City of Melville Meeting Procedures. There are alternative options for members of the community to consider for obtaining information, particularly for lengthy and complex matters.

6.3 Questions Taken on Notice at Previous Meeting

Nil.

At 6:36pm the Presiding Member closed Public Question Time.

7 NEW BUSINESS OF AN URGENT NATURE

Nil.

8 IDENTIFICATION OF MATTERS FOR WHICH MEETING MAY BE CLOSED

Nil.

8. AGENDA ITEMS FOR PRESENTATION

At 6:36pm the Mayor brought forward Item CD22/8155 Dyoondalup Point Walter Multi-Use Courts Concept for the convenience of those giving a deputation.

Items Brought Forward

CD22/8155 DYOONDALUP POINT WALTER MULTI-USE COURTS CONCEPT

- Deputations** At 6:36pm Ms Wild and Ms McCarthy gave a deputation which concluded at 6:44pm. At 6:50pm Ms Wild and Ms McCarthy returned to the Public Gallery. [Ms Wild & Ms McCarthy – Additional Information](#)
- Officer Presentation** At 6:50pm Mr McCarthy, Director Environment and Infrastructure and Ms Bowman, Director Community Development responded to questions which concluded at 7:05pm.
- Disclosure of Interest** Cr Robins – Impartiality Interest. (8:40pm)
- Notes from Forum** General discussion took place regarding the item and officer recommendation.
- At the request of Elected Members, the CEO undertook to provide the following information on the Elected Members Portal:
- Further information on the acrylic compound used to surface the courts.

At 7:05pm Cr Wheatland left the meeting and returned at 7:08pm.

Reports from Committees

C22/5943 FREEDOM OF INFORMATION PROCESS REVIEW AND IMPROVEMENT REPORT

- Deputations** At 7:05pm Mr McLerie, Bicton gave a deputation.

Procedural Motion

COUNCIL RESOLUTION

At 7:15pm Cr Edinger moved, seconded Ross –

That Mr McLerie be granted a further five minutes to speak on his deputation

At 7:15pm the Mayor declared the motion

CARRIED UNANIMOUSLY (12/0)

At 7:23pm Mr McLerie's deputation concluded. At 7:23pm Mr McLerie returned to the Public Gallery. [Mr McLerie, Bicton - Deputation](#)

C22/5943 FREEDOM OF INFORMATION PROCESS REVIEW AND IMPROVEMENT REPORT

At 7:34pm Cr Edinger left the meeting.

Deputations cont'd At 7:23pm Dr Peterson gave a deputation.

Procedural Motion

COUNCIL RESOLUTION

At 7:36pm Cr Pazolli moved, seconded Cr Wheatland –

That Dr Peterson be granted a further five minutes to speak on his deputation

At 7:36pm the Mayor declared the motion

CARRIED (7/4)

Yes	7	Cr Pazolli, Cr Robins, Cr Ross, Cr MacPhail, Cr Spanbroek, Cr Mair, Cr Sandford
No	4	Cr Fitzgerald, Mayor Gear, Cr Wheatland, Cr Barber

At 7:41pm Dr Peterson returned to the Public Gallery.

Officer Presentation At 7:41pm Mr Duncan, Acting Director Corporate Services and Mr Tieleman, CEO responded to questions which concluded at 8:03pm.

Disclosure of Interest Nil.

Notes from Forum General discussion took place regarding the item and officer recommendation.

At the request of Elected Members, the CEO undertook to provide the following information in the Elected Members Bulletin:

- A/DCS – Breakdown of time spent working on FOI and the number of FOI's
- Current outstanding FOI Applications and how long they have been outstanding.

At 7:36pm Cr Edinger returned to the meeting.

At 7:52 Ms Davis left the meeting and returned at 7:54pm.

At 7:58pm Cr Spanbroek left the meeting and returned at 8:01pm.

At 8:03 pm the Mayor brought forward Item UP23/4015 Two Storey Single House At Lot 86 (No.50A) Kingsall Road, Attadale 6156 for the convenience of those giving a deputation.

Items Brought Forward

UP23/4015 TWO STOREY SINGLE HOUSE AT LOT 86 (NO. 50A) KINGSALL ROAD, ATTADALE 6156

Deputations	At 8:03pm Ms Mann, Attadale gave a deputation which concluded at 8:12pm. At 8:21pm Ms Mann returned to the Public Gallery. Ms Mann, Attadale - Deputations
Officer Presentation	At 8:21pm Mr Ponton, Acting Director Urban Planning responded to questions which concluded at 8:32pm.
Disclosure of Interest	Nil.
Notes from Forum	General discussion took place regarding the item and officer recommendation. At the request of Elected Members, the CEO undertook to provide the following information in the Elected Members Bulletin: <ul style="list-style-type: none">• Confirmation of how the Percentage of Overshadowing is calculated (i.e. deemed to comply)

At 8:20pm Ms Newman left the meeting and did not return.

At 8:32 pm Cr Barber left the meeting and returned at 8:36pm

At 8:32pm Cr Wheatland left the meeting and returned at 8:35pm.

Corporate Services

C23/6000-1 INVESTMENT STATEMENTS FOR NOVEMBER 2022

Deputations	Nil.
Officer Presentation	At 8:33pm Mr Duncan, A/Director Corporate Services responded to questions which concluded at 8:39pm.
Disclosure of Interest	Nil.
Notes from Forum	General discussion took place regarding the item and officer recommendation.

C23/6000-2 INVESTMENT STATEMENTS FOR DECEMBER 2022

Deputations	Nil.
Officer Presentation	At 8:33pm Mr Duncan, A/Director Corporate Services responded to questions which concluded at 8:39pm.
Disclosure of Interest	Nil.
Notes from Forum	General discussion took place regarding the item and officer recommendation. At the request of Elected Members, the CEO undertook to provide the following information in the Elected Members Bulletin: <ul style="list-style-type: none">• Further update on Interest Rates earned on Investments (Schedule).

C23/6001-1 SCHEDULE OF ACCOUNTS PAID FOR NOVEMBER 2022

Deputations	Nil.
Officer Presentation	At 8:33pm Mr Duncan, A/Director Corporate Services responded to questions which concluded at 8:39pm.
Disclosure of Interest	Nil.
Notes from Forum	No discussion took place regarding the item and officer recommendation.

C23/6001-2 SCHEDULE OF ACCOUNTS PAID FOR DECEMBER 2022

Deputations	Nil.
Officer Presentation	At 8:33pm Mr Duncan, A/Director Corporate Services responded to questions which concluded at 8:39pm.
Disclosure of Interest	Nil.
Notes from Forum	No discussion took place regarding the item and officer recommendation.

C23/6002-1 STATEMENTS OF FINANCIAL ACTIVITY FOR NOVEMBER 2022

Deputations	Nil.
Officer Presentation	At 8:33pm Mr Duncan, A/Director Corporate Services responded to questions which concluded at 8:39pm.
Disclosure of Interest	Nil.
Notes from Forum	General discussion took place regarding the item and officer recommendation. At the request of Elected Members, the CEO undertook to provide the following information in the Elected Members Bulletin: <ul style="list-style-type: none">• Attachment J - \$5.7 Million in transfers request for further information relating to these figures.

C23/6002-2 STATEMENTS OF FINANCIAL ACTIVITY FOR DECEMBER 2022

Deputations	Nil.
Officer Presentation	At 8:33pm Mr Duncan, A/Director Corporate Services responded to questions which concluded at 8:39pm.
Disclosure of Interest	Nil.
Notes from Forum	General discussion took place regarding the item and officer recommendation. A typo in Attachment J to be corrected. At the request of Elected Members, the CEO undertook to provide the following information in the Elected Members Bulletin: <ul style="list-style-type: none">• Further information to be provided on the South Metropolitan Health Services

At 8:40pm Cr Robins advised the meeting of her intention to declare an impartiality Interest under the Code of Conduct for Item CD22/815 Dyoondalup Point Walter Multi-Use Courts as a Candidate of the 2021 State Elections.

Community Development

CD22/8155 DYOONDALUP POINT WALTER MULTI-USE COURTS

Item Brought Forward
See Page 8.

Environment and Infrastructure

Nil.

Urban Planning

UP23/4015 TWO STOREY SINGLE HOUSE AT LOT 86 (NO. 50A) KINGSALL ROAD, ATTADALE 6156

Item Brought Forward
See Page 10.

UP23/4016 REVIEW OF LOCAL PLANNING POLICY 1.17 ADDITIONAL DEVELOPMENT EXEMPTIONS

Deputations	Nil.
Officer Presentation	At 8:41pm Mr Ponton, Director A/Urban Planning was available to respond to questions which concluded at 8:45pm.
Disclosure of Interest	Nil.
Notes from Forum	General discussion took place regarding the item and officer recommendation. At the request of Elected Members, the CEO undertook to provide the following information in the Elected Members Bulletin: <ul style="list-style-type: none">• Information on options to include information seeking consultation with regard to dividing fences.

UP23/4017 REVIEW OF LOCAL PLANNING POLICY 1.3 WASTE AND RECYCLABLES COLLECTION FOR MULTIPLE DWELLINGS, MIXED USE AND NON-RESIDENTIAL DEVELOPMENT

Deputations	Nil.
Officer Presentation	At 8:45pm Mr Ponton, Director A/Urban Planning was available to respond to questions which concluded at 8:45pm.
Disclosure of Interest	Nil.
Notes from Forum	General discussion took place regarding the item and officer recommendation.

UP23/4018 REVIEW OF LOCAL PLANNING POLICY 1.2 – DESIGN REVIEW PANEL

Deputations	Nil.
Officer Presentation	At 8:45pm Mr Ponton, Director A/Urban Planning was available to respond to questions which concluded at 8:48pm.
Disclosure of Interest	Nil.
Notes from Forum	General discussion took place regarding the item and officer recommendation.

9 MATTERS FOR WHICH MEETING WAS CLOSED TO THE PUBLIC

At 8:48pm Cr Fitzgerald moved, seconded Cr Wheatland –

That the meeting moved behind closed doors.

At 8:48pm the Mayor declared the motion

CARRIED UNANIMOUSLY (12/0)

At pm Cr Mair moved, seconded Cr Barber –

That the meeting come out from behind closed doors

At 9:18pm the Mayor declared the motion

CARRIED UNANIMOUSLY (12/0)

10 CLOSURE

There being no further business to discuss, the Mayor confirmed Cr Pazolli and Cr Robins were still in attendance electronically and declared the meeting closed at 9:18pm.