

**NOTES OF THE
AGENDA BRIEFING FORUM
HELD ON
TUESDAY 4 SEPTEMBER 2018
COMMENCING AT 6.30PM
AT THE MELVILLE CIVIC CENTRE
2ND FLOOR IN THE COUNCIL CHAMBERS
10 ALMONDBURY ROAD, BOORAGOON**

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Please note: The Agenda for the Briefing Forum should be read in conjunction with the [Agenda for the Ordinary Meeting of the Council](#) to be held on 18 September 2018

DISTRIBUTED: 7 September 2018

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Notes of the Agenda Briefing Forum held in the Council Chambers, Melville Civic Centre, 10 Almondbury Road, Booragoon, on Tuesday, 4 September 2018 commencing at 6:30pm.

1. OPENING

The Presiding Member welcomed those in attendance to the meeting and declared the meeting open at 6.31 pm. Mr L Hitchcock, read aloud the Disclaimer and the Purpose of the Agenda Briefing Forum and then the Deputy 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 decision making within this forum.

2. ELECTED MEMBERS PRESENT

Deputy Mayor Matthew Woodall

COUNCILLORS

Cr C Robartson
Cr T Barling, Cr N Robins
Cr S Kepert, Cr N Pazolli
Cr J Barton, Cr G Wieland
Cr K Mair, Cr D Macphail
Cr P Phelan, Cr K Wheatland

WARD

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

3. IN ATTENDANCE

Mr M Tieleman	A/Chief Executive Officer
Ms K Johnson	A/Director Corporate Services
Mr T Cahoon	A/Director Community Development
Mr S Cope	Director Urban Planning
Mr M McCarthy	Director Technical Services
Mr L Hitchcock	Executive Manager Governance and Legal Services
Mr G Ponton	Manager Strategic Urban Planning
Ms C Newman	Governance Coordinator
Ms J Head	Governance Officer

At the commencement of the meeting there were 14 members of the public and one representative from the Press in the Public Gallery.

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

Mayor Russell Aubrey
Ms C Young – Director Community Development

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.

6. DISCLOSURE OF INTEREST

Nil.

7. PUBLIC QUESTIONS

Nil.

8. DEPUTATIONS

7.1 Mr Craig Matthews
M18/5640-- Special Meeting of Electors 20 August 2018, Motions Carried

7.2 Mr Lyndon Rowe
M18/5640-- Special Meeting of Electors 20 August 2018, Motions Carried.

7.3 Ms Faye Strugnell
Mr Iain Kyle
M18/5640-- Special Meeting of Electors 20 August 2018, Motions Carried.

9. ITEMS FOR WHICH THE MEETING MAY BE CLOSED

P18/3790 Confidential Item – Disposition of 7 Temby Court, Kardinya

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. Copies will be made available to the libraries and the Internet for interested members of the public. 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.

10. AGENDA ITEMS FOR PRESENTATION

CD18/8107	Development of Amenities Buildings at Bert Jeffery Park
	<p>OFFICER PRESENTATION Todd Cahoon – A/Director Community Development</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> <p>The A/Chief Executive Officer confirmed that Elected Members are able to visit the Administration Office and view the 2011 Strategic Provision of Active Reserves Report (SPARS).</p> <p>The A/Chief Executive Officer undertook to provide information in the Elected Member Bulletin relating the Applecross Cricket Club insurance associated with the Turf Wicket located at Bert Jeffery Park.</p>

M18/5640	Special Meeting of Electors 20 August 2018, Motions Carried
	<p>OFFICER PRESENTATION Gavin Ponton – Manager Strategic Urban Planning</p> <p>DEPUTATION/PRESENTATION/S</p> <p>Mr C Matthews From 7:20pm to 7:32pm Mr Matthews presented to the meeting on Motion 4 from the Special Meeting of Electors held 20 August 2018. Mr Matthews undertook to provide a copy of his presentation notes to the City, for distribution to Elected Members</p> <p>Mr L Rowe, From 7:36pm to 7:45pm Mr Rowe presented to the meeting on Motion 1 from the Special Meeting of Electors held 20 August 2018.</p> <p>Ms Faye Strugnell Representation Palmyra Rugby Union Club and Melville Cricket Club</p> <p>From 7:58pm to 8:07pm Ms Strugnell presented to the meeting on Motion 5 from the Special Meeting of Electors held 20 August 2018. Ms Strugnell undertook to provide a copy of her presentation notes to the City for distribution to Elected Members.</p> <p>DISCLOSURE OF INTEREST Nil</p> <p>NOTES FROM FORUM General discussion took place regarding the item and officer recommendation.</p> <p>The Acting CEO undertook to provide information in the Elected Member Bulletin on</p> <ul style="list-style-type: none"> • The “Future Bayswater” Local Planning Strategy; • A summary of the financial information associated with the Tompkins Park Community and Recreation Association. <p>Elected Member requested an update on the status and issues associated with the Tompkins Park Redevelopment/ Operational Model and Financial position. The Acting CEO advised these would be scheduled to be presented at an EMIS.</p>

*At 7:49pm Cr Wheatland left the meeting and returned at 7:51pm.
At 8:31pm Cr Robins left the meeting and returned at 8:32pm.*

M18/5000	Common Seal Register
	<p>OFFICER PRESENTATION – IF REQUESTED Louis Hitchcock – Executive Manager Governance and Legal 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>

C18/6000	Investment Statements for July 2018
	<p>OFFICER PRESENTATION – IF REQUESTED Kylie Johnson – A/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>

C18/6001	Schedule of Accounts Paid July 2018
	<p>OFFICER PRESENTATION – IF REQUESTED Kylie Johnson – A/Director Corporate Services</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> <p>The CEO undertook to provide information in the Elected Member Bulletin on the details of the Bibliotheque Australia purchase (p25 Schedule of Accounts paid July 2018).</p>

C18/6002	Statements of Financial Activity for July 2018
	<p>OFFICER PRESENTATION – IF REQUESTED Kylie Johnson – A/Director Corporate Services</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>

At 9:13pm Cr Phelan moved, seconded Cr Wieland–

That the meeting be closed to the public to permit discussion on a confidential matter (Item T18/3790 – Confidential Item – Disposition of 7 Temby Court, Kardinya) covered under section 5.23 (2) (c) of the Local Government Act 1995

At 9.13pm the Deputy Mayor submitted the motion, which was declared

CARRIED

At 9:14pm Mr Cahoon left the meeting and returned at 9:16pm.

At 9:14pm Cr Pazolli left the meeting and returned at 9:15pm

P18/3790	Confidential Item – Disposition of 7 Temby Court Kardinya
	<p>OFFICER PRESENTATION Gavin Ponton – Manager Strategic Urban Planning</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>

At 9:28pm Cr Barling moved, seconded Cr Robins–

That the meeting come out from behind closed doors and the public be invited back into the meeting.

At 9:28pm the Deputy Mayor submitted the motion, which was declared

CARRIED

11. CLOSURE

There being no further business to be discussed, His Worship the Deputy Mayor declared the meeting closed at 9:28pm.