



City of Perth

**Ordinary Council Meeting
Minutes**

**21 November 2017
6.00pm**

**Council Chamber
Level 9
Council House**

APPROVED FOR RELEASE

**MARTIN MILEHAM
CHIEF EXECUTIVE OFFICER**



City of Perth

Ordinary Council Meeting
Minutes

21 November 2017
6.00pm

Council Chamber
Level 9
Council House

Present

Deputy Lord Mayor Jemma Green
Councillor Jim Adamos
Councillor Lexi Barton
Councillor Lilly Chen
Councillor Janet Davidson
Councillor Reece Harley
Councillor Steve Hasluck
Councillor James Limnios

Minutes to be confirmed at the next Ordinary Council meeting.

THESE MINUTES ARE HEREBY CERTIFIED AS
CONFIRMED

PRESIDING MEMBER'S SIGNATURE

DATE: 19-12-2017

Minutes of the Ordinary Meeting of the Council of the City of Perth held in the Council Chamber, Ninth Floor, Council House, 27 St Georges Terrace, Perth, on Tuesday, 21 November 2017.

Presiding: Deputy Lord Mayor Green

Members in Attendance:

Cr Adamos
Cr Barton
Cr Chen
Cr Davidson
Cr Harley
Cr Hasluck
Cr Harley

Officers in Attendance:

Mr Mileham	Chief Executive Officer
Ms Barrenger	Director Planning and Development
Ms Battista	Director Economic Development and Activation
Mr Crosetta	Director Construction and Maintenance
Mr Mianich	Director Corporate Services
Ms Moore	Director Community and Commercial Services
Ms Smith	Manager Development Approvals
Mr Ridgwell	Manager Governance
Mr Anastas	Personal Aide to the Lord Mayor
Ms Rippington	Governance and Electoral Officer

Observers:

18 members of the public.
2 members of the press.
5 members of staff.

1. Prayer

The Deputy Lord Mayor took the Chair and the prayer was read by the Chief Executive Officer.

2. Declaration of Opening

6.02pm The Deputy Lord Mayor declared the meeting open.

3. Apologies

Nil

4. Question Time for the Public

4.1 Question taken on notice at the Ordinary Council Meeting held 26 September 2017

The following question was taken on notice at Ordinary Council Meeting held **26 September 2017**, the response provided is outlined below:

Question from Mr Wayne Davey, 7 Altair Street, Dianella WA 6059, in relation to ranger vehicle toxicity (CM 241686/17).

Question:	Can City of Perth advise when they first received the toxicity report on ranger vehicle PV181 and when are Council going to advise ex-ranger staff who drove it about the high level of carcinogenic material in it so they can have their health checked?
Answer:	<p>Following a complaint in March 2017, the Community Amenity and Safety (CAS) team in conjunction with the Occupational Health and Safety (OSH) team organised Volatile Organic Compound (VOC) testing on a Ranger vehicle to assess the presence of any VOCs. The initial report written by QED Environmental Services Pty Ltd (QED) is dated 19 April 2017 and the results provided that all VOCs tested (inclusive of formaldehyde) were below the detection limit for the analysis and exposure standards.</p> <p>There were several modifications and fit out changes that were made to the vehicle following the complaint and VOC testing, such as having an air vent fitted, an enclosed partition fitted and the van thoroughly ventilated and detailed. The vehicle was returned to full service in late May 2017.</p> <p>Following a further complaint received in early September, the vehicle was taken out of service and additional VOC testing was conducted. The second report written by QED is dated 5 October 2017 and the results again provided that all VOCs tested (inclusive of formaldehyde) were below the detection limit for the analysis and exposure standards. The formaldehyde results were below best practice guidelines. The vehicle has remained out of service since early September and will not be placed back into the Ranger fleet. Alternative vehicles will be provided to the Rangers in future.</p> <p>Due to the low level readings returned from the VOC analysis, there is no requirement for the City to provide individual health monitoring for current or past employees. The City will also not be undertaking any further VOC testing of the vehicle.</p>

4.2 Question received prior to the **21 November 2017** Ordinary Council Meeting

The following questions were received prior to the **21 November 2017** Ordinary Council Meeting, the responses provided are outlined below:

Questions from Mr Scott O’Keeffe, 94/33 Newcastle Street, Perth WA 6000, (CM 241686/17).

<p>Question:</p>	<p>Due to safety and security it’s not practical for Perth Home Grown stall holders on Murray Street Mall Sundays to leave their market stall for a long period of time for parking and retrieving of vehicles when bumping in and out of Murray Street Mall.</p> <p>With the closure of the outdoor open Wilson Carpark on Murray Street finding alternative oversize carparks within practical walking distance of the western entry of Murray Street Mall is difficult. Would the Council offer parking permits or allow parking in loading zones to Perth Home Grown stall holders with over size commercial vehicles Sundays between 8:30am and 4:30pm?</p>
<p>Answer:</p>	<p>The loading zones are a very limited resource and therefore have strict guidelines which unfortunately prevents this from being a viable option. We would however, like to provide you the following options which will assist in your endeavours:</p> <ol style="list-style-type: none"> 1. Utilising one of the two closest car parks to the area being Pier Street or Citiplace. <ol style="list-style-type: none"> a. Pier Street Car Park is \$4 per hour or \$10 for the day (between 6am to 5.59pm) on weekends. b. Citiplace Car Park (1 Roe Street, Northbridge) is \$4.80 per hour or \$12 for the day (between 6am to 5.59pm) on weekends. 2. A Half or Full Day parking permit (in the same way we offer a removalist who have large commercial* vehicles) in the ½P bays on Murray Street between Barrack Street and Pier Street, as well as Murray Street between William Street and King Street. Half day reservations are \$29 (up to 5 hours) on a Sunday or \$36 for a full day. <p>* Commercial vehicle means a motor vehicle that is -</p> <ol style="list-style-type: none"> (a) constructed, adapted or fitted for the conveyance of goods; and used primarily for the conveyance of goods but does not include a vehicle constructed for the conveyance of materials used in any trade, business, industry or any other work.

Question:	The Salvation Army homeless accommodation at 9 Aberdeen Street, Perth paid approximately \$14,600 in rates in 2016 and \$25,841 in 2017, considering the gifting of rent at the upper Roe Street Car Park for a commercial cinema with a value of over \$120,000 per season, would the council rebate the Salvation Army rates to \$0?
Answer:	<p>Prior to 1 October 2011 the property at 9 Aberdeen Street, Perth was receiving a rates exemption under Section 6.26(2)(g) of the <i>Local Government Act 1995</i> (charitable purposes). However, from that date the property became vacant land when the building was demolished. From this time, the rates exemption status was removed</p> <p>Now that the property has been rebuilt they would likely be eligible for another rates exemption given the provision of accommodation services to the homeless. To date, they have not applied for this. The City will make contact with them to advise they may be eligible and request they complete a rates exemption application form so it can be assessed. If approved it would reduce their rates bill by \$20,835 per year.</p>

5. **Members on Leave of Absence and Applications for Leave of Absence**

Cr Chen requested leave of absence for the period 1 December 2017 to 6 December 2017 inclusive.

Cr Adamos requested leave of absence for the period 22 November 2017 to 27 November 2017.

Cr Limnios requested leave of absence for the period 6 December 2017 to 10 December 2017.

Cr Hasluck requested leave of absence for the period 4 December 2017 to 18 December 2017 inclusive.

Moved Cr Davidson, seconded Cr Harley

That the requests for leave of absence from:

Cr Chen for the period 1 December 2017 to 6 December 2017 inclusive;

Cr Adamos for the period 22 November 2017 to 27 November 2017;

Cr Limnios for the period 6 December 2017 to 10 December 2017; and

(Cont'd)

Cr Hasluck for the period 4 December 2017 to 18 December 2017 inclusive, be approved.

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

- 6. Confirmation of Minutes** – Ordinary Council Meeting 26 September 2017, Special Council Meeting One 24 October 2017 and Special Council Meeting Two 24 October 2017.

Moved Cr Limnios, seconded Cr Davidson

That the minutes of the Ordinary meeting of the Council held on 26 September 2017 and the Special Council Meetings held on 24 October 2017 be confirmed as a true and correct record.

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

- 7. Announcements by the Deputy Lord Mayor**

Urban Forest Plan – Best Planning Idea - Large Project – Award for Excellence

The Deputy Lord Mayor announced that on Friday, 10 November 2017 the Planning Institute Australia (WA) Awards were announced with this City's Urban Forest Plan picking up an award for 'Best Planning Idea, Large Project, Award for Excellence'.

The Urban Forest Plan can be celebrated alongside other important City of Perth initiatives focused on making Perth a globally recognised liveable city. Through detailed research, diligent planning and long term commitment, the plan is set to turn Perth into a more comfortable, beautiful and sustainable city. The judges considered that the plan shows exemplary commitment to community engagement both in its development and delivery and in the clarity of the written and illustrated public document. The Urban Forest Plan is both a significant and influential plan for the city and a landmark guide for others to follow.

This is the fourth time that the City’s Urban Forest Plan has received industry recognition since it was adopted in September 2016.

The City’s Urban Forest Plan will go automatically into the National Awards which will be announced in May 2018.

8. Disclosures of Members' Interests

Member/Officer	Item No. and Title	Nature/Extent of Interest
Cr Hasluck (CM 326453/17)	Item 13.2 - 66-84 (Lot 200) Railway Street, West Perth - Two Proposed Third Party Variable Content Wall Signs	Nature: Direct Financial Interest Extent: The Landowner G Harvey leases a building that Cr Hasluck manages through his business.
Cr Limnios (CM 332020/17)	Item 13.2 - 66-84 (Lot 200) Railway Street, West Perth - Two Proposed Third Party Variable Content Wall Signs	Nature: Indirect Financial Interest Extent: Cr Limnios’ family may have business dealings with the proponent.
Cr Chen (CM 320155/17)	Item 13.8 - Event Sponsorship Round 2 (2017/18)	Nature: Impartiality Interest. Extent: Cr Chen is a member of the Chung Wah Association, an organisation that applied for sponsorship.
Cr Limnios (CM 320152/17)	Item 13.8 - Event Sponsorship Round 2 (2017/18)	Nature: Impartiality Interest. Extent: Cr Limnios is a member of the Hellenic Community of WA, an organisation that applied for sponsorship.
Cr Davidson (CM 332014/17)	Item 13.12 - Tender 064-17/18 Auditorium and Façade Lighting Perth Concert Hall	Nature: Impartiality Interest. Extent: Cr Davidson is a member of the Perth Theatre Trust
Cr Adamos (CM 331995/17)	Item 13.12 - Tender 064-17/18 Auditorium and Façade Lighting Perth Concert Hall	Nature: Impartiality Interest. Extent: Cr Adamos is a member of the Perth Theatre Trust
Cr Limnios	Item 13.26 - Third Party Travel Contribution – Cr Limnios – World Village Congress, Shaanxi Province, 2017	Nature: Direct Financial Interest Extent: The item relates to a third party travel contribution for Cr Limnios.

Member/Officer	Item No. and Title	Nature/Extent of Interest
Cr Adamos (CM 332005/17)	Item 14.2 – Councillor Motion	Nature: Direct Financial Interest Extent: Cr Adamos is part owner of a tenanted investment property, Shop 25/60 Royal Street, East Perth.

9. Questions by Members of which due notice has been given

Nil

10. Correspondence

Nil

11. Petitions

Nil

12. Matters for which the Meeting may be Closed

The Chief Executive Officer advised that in accordance with Section 5.23(2) of the *Local Government Act 1995*, the meeting will be required to be closed to the public prior to discussion of the following:

Item No.	Item Title	Reason
13.28	Compliance Audits – City of Perth and NSW/Victorian Government Transport Authority Agreements	s5.23(2)(f)(i)
13.29	Outstanding Internal Audit Recommendations – September 2017	s5.23(2)(a) and s5.23(2)(f)(i)
13.30	McLean Lane – Approval of Claim Agreement	s5.23(2)(d)
13.31	Appointment of Designated Senior Employee – Manager Coordination and Design	s5.23(2)(b)

The Chief Executive Officer advised that in accordance with Section 5.23(2) of the *Local Government Act 1995*, the meeting was recommended to be closed to the public prior to discussion of the following confidential attachments:

Attachment No.	Item No. and Title	Reason
Confidential Attachments 13.11A – 13.11D	Tender 019 – 17/18 – Food Business Assessment and Inspection	s5.23(2)(e)(ii)

Attachment No.	Item No. and Title	Reason
Confidential Attachment 13.12B	Tender 064-17/18 Auditorium and Façade Lighting Perth Concert Hall	s5.23(2)(e)(ii)
Confidential Attachments 13.15A and 13.15B	Bicentenary Project Feasibility Study – Project Overview and Funding Request from Perth Public Art Foundation	s5.23(2)(e)(ii)
Confidential Attachment 13.16A	Risk Management Quarterly Update – August 2017	s5.23(2)(e)(iii)
Confidential Attachment 13.17A	Internal Audit 2016/17 – Validation of Critical/Major Risk Mitigation Strategies Review Part 1	s5.23(2)(f)(i)
Confidential Attachments 13.19A and 13.19B	Tender 043-17/18 – Temporary Traffic Management Services	s5.23(2)(e)(ii)
Confidential Attachments 13.20A and 13.20B	Increase Capital Works Budget – CW2018 Windan Bridge Riverbank Erosion Control	s5.23(2)(e)(ii)
Confidential Attachments 13.21A and 13.21B	Tender 047–17/18 Supply and Installation of Irrigation Systems	s5.23(2)(e)(ii)
Attachments 13.22A and 13.22B	Tender 050 17/18 - St Georges Terrace Street Lighting Upgrade - Barrack to Irwin and Mill St Intersection	s5.23(2)(e)(ii)
Attachments 13.23A - 13.23C	Tender 033-17/18 Provision of Road Rehabilitation Services	s5.23(2)(e)(ii)
Attachment 13.29A	Outstanding Internal Audit Recommendations – September 2017	s5.23(2)(a) and s5.23(2)(f)(i)
Attachments 13.31A and 13.31B	Appointment of Designated Senior Employee – Manager Coordination and Design	s5.23(2)(b)

13. Reports

Planning Committee Reports**Item 13.1 180 (Lot 2) Bennett Street, East Perth – Proposed Demolition of Existing Single Storey Building and Construction of a Sixteen Level Hotel ('Special Residential') Development Comprising 85 Hotel Rooms and a Restaurant ('Dining') Use and Bar ('Entertainment') Use - Request for Bonus Plot Ratio**

The Committee recommendation to the Council for this report was resolved by the Planning Committee at its meeting held on 14 November 2017.

The Committee recommendation to the Council is the same as that recommended by the Officers.

Moved Cr Adamos, seconded Cr Davidson

That, in accordance with the provisions of the City Planning Scheme No. 2, the Metropolitan Region Scheme and the Planning and Development (Local Planning Schemes) Regulations 2015 – Deemed Provisions for local planning schemes, Council APPROVES BY AN ABSOLUTE MAJORITY the application for the proposed demolition of the existing building and construction of a sixteen storey hotel ('Special Residential') development containing 85 hotel rooms, with ground floor 'dining' and 'entertainment' uses, as indicated on the Metropolitan Region Scheme Form One dated 16 August 2016, and as shown on the plans received on 6 September 2017, subject to:

- 1. the proposed development being restricted to a maximum plot ratio of 3.6:1 (1,815m²) inclusive of 20% bonus plot ratio (297m² plot ratio floor area) on the basis of 20% bonus plot ratio (being 297m² of plot ratio floor area) for a new Special Residential use in accordance with clause 28 of City Planning Scheme No. 2 and the requirements of the Bonus Plot Ratio Policy 4.5.1;***
- 2. any subsequent change of use of the Special Residential portions of the development being prohibited within 10 years following the date on which those portions of the development are lawfully occupied, pursuant to Clause 46A of City Planning Scheme No. 2;***
- 3. final details of the design and a sample board of the high quality and durable materials, colours and finishes for the exterior of the hotel building and being submitted for approval by the City prior to applying for a building permit;***

(Cont'd)

4. *any proposed external building plant, lift overruns, piping, ducting, water tanks, transformers, air condensers and fire booster cabinets shall be located so as to minimise any visual and noise impact on the adjacent developments and being screened from view of the street, with details of the location and screening of such plant and services being submitted for approval by the City prior to the submission of an application for a building permit;*
5. *a Vehicular, Service and Delivery Access Plan, outlining the management strategies to deal with the dropping off and picking up of hotel guests via taxi or other transport; strategies for advising guests upfront of limitations in parking in the locality; and including arrangements for on-site servicing of the building, being submitted for approval by the City prior to the occupation of the hotel building with the plan being implemented by the hotel proprietor/manager thereafter to the satisfaction of the City;*
6. *a Hotel Management Plan addressing the operation of the hotel in accordance with the provisions of the City's Special Residential (Serviced and Short Term Accommodation) Policy, including but not being limited to the following:-*
 - 6.1 *Company name and relevant experience of management/operator;*
 - 6.2 *Cleaning and laundry services, where applicable;*
 - 6.3 *Opening hours for guest check-ins and check-out including the method of reservations/bookings;*
 - 6.4 *Security of the guests and their visitors;*
 - 6.5 *Control of noise and other disturbances; and*
 - 6.6 *A complaints management service.*

being submitted for approval by the City prior to the commencement of the hotel use, with the management plan being implemented by the proprietor/manager on an ongoing basis to the satisfaction of the City;
7. *a management plan for the small bar, detailing control of noise, patron behaviour, hours of operation, queuing arrangements and the procedure for addressing complaints, being submitted to the City for approval prior to the small bar use coming into operation, with the management plan being implemented by the proprietor / manager of the premises on an on-going basis;*

(Cont'd)

8. *the Waste Management Strategy dated August 2017 being implemented by the owners of the development, with any alternative waste management proposals that might impact on the design of the building being submitted for approval by the City prior to applying for a building permit;*
9. *details of on-site stormwater disposal/management being to the City's specifications and being submitted for approval by the City prior to applying for a building permit;*
10. *the proposed floor levels of the pedestrian entrances to the building being designed to match the current levels of the adjacent footpaths, to the City's satisfaction, with details being submitted for approval by the City prior to applying for a building permit;*
11. *any signage for the proposed uses being integrated into the design of the building and any signs which are not exempt from approval under the City's Signs Policy 4.6 requiring a separate application for approval;*
12. *in the event that the approved development has not been substantially commenced within six months of the demolition of the existing buildings on site, the site is to be landscaped or aesthetically screened at the owner's cost, with details being submitted and approved by the City prior to installation, in order to preserve the amenity of the area and to prevent dust and sand being blown from the site, with the site being maintained in a clean and tidy state to the City's satisfaction;*
13. *the works referred to in Condition 12, shall be secured by a bond/deed of agreement between the applicant and the City, to the value of the proposed works, with the cost of the deed to be borne by the applicant prior to the demolition of the existing buildings on site;*
14. *the proposed residential part of the development being designed and constructed in such a manner that existing and future noise levels occurring between dwellings, and from external noise sources and mechanical plant and equipment that could potentially affect future occupiers, can be successfully attenuated in accordance with the City Planning Scheme No. 2 - Residential Design Policy. Details of such noise attenuation measures shall be prepared by a qualified acoustic consultant and be submitted for approval by the City prior to the submission of an application for the relevant building permit;*
15. *a construction management plan for the proposal being submitted for approval by the City prior to applying for a building permit, detailing how it is proposed to manage:*

(Cont'd)

- 15.1** *the delivery of materials and equipment to the site;*
- 15.2** *the storage of materials and equipment on the site;*
- 15.3** *the parking arrangements for the contractors and subcontractors;*
- 15.4** *the protection and retention of street trees and other City assets;*
- 15.5** *any dewatering of the site; and*
- 15.6** *other matters likely to impact on the surrounding properties.*

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

6.10pm Cr Hasluck declared a direct financial interest in Item 13.2 (as detailed in Item 8) and departed the meeting.

6.12pm Cr Limnios declared an indirect financial interest in Item 13.2 (as detailed in Item 8) and departed the meeting.

Item 13.2 66-84 (Lot 200) Railway Street, West Perth - Two Proposed Third Party Variable Content Wall Signs

The Committee recommendation to the Council for this report was resolved by the Planning Committee at its meeting held on 14 November 2017.

The Committee recommendation to the Council is the same as that recommended by the Officers.

Moved Cr Adamos, seconded Cr Davidson

That, in accordance with the provisions of the City Planning Scheme No. 2, the Planning and Development (Local Planning Schemes) Regulations 2015 – Deemed Provisions for Local Planning Schemes and the Metropolitan Region Scheme, the Council REFUSES the application for two proposed third party variable content wall signs at 66-84 (Lot 200) Railway Street, West Perth as indicated on the Local Planning Scheme Form and Metropolitan Region Scheme Form One dated 18 July 2017 and as shown on the plans received on 24 July 2017 and 23 October 2017 for the following reasons:

(Cont'd)

1. *the proposed signs are considered to be contrary to the orderly and proper planning of the locality and will be inconsistent with conservation of the amenities of the locality given that:*
 - 1.1 *the third party advertising content is contrary to clause 5.0 h) 'General Principles' of City Planning Scheme No. 2 Policy 4.6 Signs as it will potentially impact on the visual quality, amenity and safety within the area;*
 - 1.2 *the signs are contrary to clause 5.0 j) 'General Principles' and clause 6.3 e) 'Safety' of City Planning Scheme No. 2 Policy 4.6 Signs as the signs are likely to cause a distraction to road users as they are intended to be viewed by passing motorists entering various intersections and freeway interchanges, creating potential traffic safety hazards; and*
 - 1.3 *the signs are contrary to clause 6.6 c) i) A) 'Sign Content' and 6.8 c) i) 'Variable Content' of City Planning Scheme No. 2 Policy 4.6 Signs as they are not facing or in a public space as intended in the Policy and are not located within the Entertainment Area, the Retail Core Area, a Town Centre Area or The Terraces Area (as identified in Figure 2 of the Policy) where the viewing area is designed and intended for pedestrians to linger for an extended period of time and are oriented for viewing within the space and not from adjacent streets.*

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson and Harley

Against: Nil

6.18pm Crs Hasluck and Limnios returned to the meeting.

Item 13.3 419 – 447 Wellington Street and Forrest Place (Lots 54, 976, 977 and 978) and Wellington Street, Perth – Alfresco Dining and including minor works to Forrest Place associated with the approved Forrest Chase/Place Redevelopment Works

The Committee recommendation to the Council for this report was resolved by the Planning Committee at its meeting held on 14 November 2017.

The Committee recommendation to the Council is the same as that recommended by the Officers.

Moved Cr Adamos, seconded Cr Hasluck

That:

- 1. in accordance with the provisions of the City Planning Scheme No. 2 and the Metropolitan Region Scheme and the Planning and Development (Local Planning Schemes) Regulations 2015 – Deemed provisions for local planning schemes, the Council APPROVES BY AN ABSOLUTE MAJORITY the application for Alfresco Dining and including minor works to Forrest Place associated with the approved Forrest Chase/Place Redevelopment Works at 419 – 447 Wellington Street and Forrest Place (Lots 54, 976, 977 and 978) and Wellington Street, Perth as indicated on the Metropolitan Region Scheme Form One dated 28 June 2017 and as shown on the plans received on 29 June 2017 and 1 September 2017 subject to:**
 - 1.1 prior to commencement of the construction of the alfresco development, the owner of Forrest Chase entering into an agreement with the City, that addresses the removal of the existing public seating and facilities identified as “existing” in the application, their ongoing storage, and relocation at the applicant’s cost to the City’s satisfaction;**
 - 1.2 final details of the design, external materials and finishes for the development, including a sample board demonstrating the use of high quality, robust materials, and specifically illustrating how the solid and louvred canopy roof and the glazed infill roof will be maintained and cleaned, noting its visibility from above, being submitted for approval by the City prior to applying for the relevant building permit;**
 - 1.3 all freestanding moveable alfresco dining furniture being removed from the site and stored securely at the close of business each day of the associated food and beverage tenancies;**
 - 1.4 the owner of Forrest Chase being responsible for the overall management and maintenance of the alfresco dining area including cleaning (with particular attention to the ground surface, furniture and roof), waste removal, general safety and security, management of the alfresco dining furniture (including removal and storage after hours), and maintenance of landscaping, to the City’s satisfaction with any related actions and services undertaken by the City on the owner’s behalf being at the cost of the owner. A Management Plan addressing, but not being limited to, the above matter being submitted to the City prior to applying for the relevant building permit;**

(Cont’d)

- 1.5 *a Waste Management Plan addressing the City's requirements for waste collection, being submitted and approved by the City prior to applying for the relevant building permit;*
- 1.6 *a detailed landscaping and reticulation plan being submitted for approval by the City prior to the installation of the approved landscaping (refer to advice note 2.2);*
- 1.7 *no café style operable roller blinds being permitted to the canopy perimeter, with the alfresco dining area remaining unenclosed at all times;*
- 1.8 *all external signage for the naming or branding of the alfresco dining area, as indicated on the approved plans, being integrated with the design of the overall development with final details of the signs being submitted for approval by the City prior to installation;*
- 1.9 *any signage or advertising for individual tenants that will be utilising the alfresco dining areas being restricted to the alfresco dining furniture in accordance with the City's Alfresco Dining Policy 2000 and not being erected or displayed on the proposed canopies;*
- 1.10 *public access through the area shall be maintained at all times to the City's satisfaction;*
- 1.11 *all stormwater being contained and controlled with final details being submitted for approval by the City prior to applying for a building permit;*
- 1.12 *a construction management plan for the development being prepared in accordance with the City's 'Construction and Demolition Management Pro-Forma' and being submitted and approved prior to applying for the relevant building permit, with particular attention to how it is proposed to manage:*
 - a. *delivery of materials and equipment to the site;*
 - b. *storage of materials and equipment on the site;*
 - c. *parking arrangements for contractors and subcontractors;*
 - d. *impacts on the Forrest Place and Murray Street Mall activities and businesses; and*
 - e. *other matters likely to impact on the surrounding properties.*

(Cont'd)

2. *the applicant be advised that:*

- 2.1 *the owner of Forrest Chase is required to make the necessary arrangements to enter into leases with the Crown and the City where appropriate on the Crown Land Lots (being Reserves under Management Order) and obtaining permits where required for development in Wellington Street for the alfresco area, with confirmation that the leases have been finalised being submitted to the City prior to applying for the relevant building permit or prior to the commencement of any construction;***
- 2.2 *the works are required to comply with the requirements under the Forrest Place and City Station Development Act 1985 including obtaining approvals/agreements from all parties for any works or actions as required;***
- 2.3 *Landscaping: The landscaped areas are to be maintained by the owner of Forrest Chase to the satisfaction of the City. The existing tree is to remain and shall have a fenced Tree Protection Zone in accordance with AS 4970-2009. The applicant shall arrange for the City's Technical Officer – Arboriculture (9461 3234) to undertake an inspection and appraisal of the existing tree prior to the commencement of site and/or development works. Any change in levels by more than 50mm within the Tree Protection Zone of the London Plane tree, shall be carried out under the supervision of the City of Perth's Technical Officer – Arboriculture. For every metre outside of the tree protection zone, any change in level greater than 100mm will require prior approval from the City. Any damage done to the London Plane tree during the construction phase may incur a fine to the value of the amenity value of the tree which is an amount determined by the City's Technical Officer – Arboriculture using the Tree Amenity Value Method.***

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Item 13.4 Initiation of Amendment No. 41 to City Planning Scheme No.2 to Introduce a Special Control Area Over 28 (Lot 51) and 32 (Lot 52) Troode Street and 196 (Lot 200) Colin Place, West Perth

The Committee recommendation to the Council for this report was resolved by the Planning Committee at its meeting held on 14 November 2017.

The Committee recommendation to the Council is the same as that recommended by the Officers.

Moved Cr Adamos, seconded Cr Davidson

That Council:

1. *pursuant to section 75 of the Planning and Development Act 2005 (the Act), RESOLVES to initiate Amendment No. 41 to the City Planning Scheme No. 2, as detailed in Attachment 13.4B – Proposed Scheme Amendment No. 41;*
2. *pursuant to regulation 35(2) of the Planning and Development (Local Planning Schemes) Regulations 2015 (the Regulations), RESOLVES that Amendment No. 41 to the City Planning Scheme No. 2 is a standard amendment pursuant to regulation 34 of the Regulations for the following reasons:*
 - 2.1 *the amendment would have minimal impact on land in the scheme area that is not the subject of the amendment; and*
 - 2.2 *the amendment does not reflect in any significant environmental, social, economic or governance impacts on land in the scheme area.*
3. *pursuant to section 81 of the Act, RESOLVES to refer Amendment No. 41 to the City Planning Scheme No. 2 to the Environmental Protection Authority; and*
4. *pursuant to section 84 of the Act, RESOLVES to advertise Amendment No. 41 to the City Planning scheme No.2 for public inspection in accordance with regulation 47 of the Regulations.*

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Marketing, Sponsorship and International Engagement Committee Reports

Item 13.5 Signing of Letter of Intent with representatives of Denpasar City, Indonesia

The Committee recommendation to the Council for this report was resolved by the Marketing, Sponsorship and International Engagement Committee at its meeting held on 7 November 2017.

The Committee recommendation to the Council is the same as that recommended by the Officers.¹

Moved Cr Chen, seconded Cr Harley

That Council APPROVES the City, becoming a signatory to a Letter of Intent with Denpasar City Indonesia, about cooperation on creative and digital economy ecosystems.

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Item 13.6 Business Event Sponsorship – Australasian Oil and Gas Exhibition and Conference (AOG) 2018

The Committee recommendation to the Council for this report was resolved by the Marketing, Sponsorship and International Engagement Committee at its meeting held on 7 November 2017.

The Committee recommendation to the Council is the same as that recommended by the Officers.

¹ Following the Marketing, Sponsorship and International Engagement Committee held on 7 November 2017, the Director Economic Development and Activation distributed a memorandum (CM 332112/17) to Elected Members advising the dates of the delegation's visit to Perth have changed. It is proposed that the delegation will visit Perth in the week commencing Monday 4 December 2017.

Moved Cr Chen, seconded Cr Hasluck

That Council:

1. **APPROVES cash sponsorship of \$50,000 (excluding GST) to Diversified Exhibitions Australia Pty Ltd to present the 2018 Australasian Oil and Gas Exhibition and Conference, to be held from 14 to 16 March 2018;**
2. **NOTES the list of sponsorship benefits contained within the Detailed Officer Assessment in Attachment 13.6A;**
3. **AUTHORISES the Chief Executive Officer (or an appointed delegate) to negotiate with the applicant the final list of sponsorship benefits according to the Council-approved funding amount; and**
4. **NOTES that a detailed acquittal report, including all supporting material, will be submitted to the City of Perth by 16 June 2018.**

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Item 13.7 Arts Grants Round 2 (2017-18)

At the Marketing, Sponsorship and International Engagement Committee held on 7 November 2017, the Committee agreed to amend points one and two of the officer recommendation, as follows:

That Council:

1. **APPROVES arts grants of \$86,350 (excluding GST) to the following applicants:**
 - 1.1 Badlands Bar for the City Limits Festival (\$10,000);
 - 1.2 STRUT Dance for Punchdrunk/STRUT Workshop Development (~~(\$18,000)~~ (\$12,500));
 - 1.3 Paper Mountain for Peaks 2018 (\$10,000);
 - 1.4 Black Swan Theatre Company for the Sector Development Program (\$18,000);
 - 1.5 WA Youth Jazz Orchestra for the King Street Jazz Festival (\$10,000);
 - 1.6 The Stella Prize for Girls Write Up Perth (\$5,350);
 - 1.7 Co3 for Fitness Fridays (\$15,000); and
 - 1.8 Ausdance WA for Australian Dance Week (\$5,500).
2. **DECLINES arts grants to the following applicants:**

- ~~2.1 Ausdance WA for Australian Dance Week;~~
- 2.2 Mandorla Centre for Inner Peace for the Mandorla Art Award;
- 2.3 Centre for Stories for Crossings: Journeys to Perth;
- 2.4 Uniting Church in the City for Stations of the Cross 2018;
- 2.5 WA Youth Theatre Company for yourseven;
- 2.6 The Last Great Hunt for IMPROVEMENT CLUB;
- 2.7 The Lucky Cat for The Lucky Cat @ Perth Town Hall;
- 2.8 West Australian Ballet Company for the Great Leaps program;
- 2.9 Australasian Photographic Association for Perth Cup Photographic Competition; and
- 2.10 Art Gallery of WA Foundation for ART BALL.

Reason: The Committee believed it important to support Ausdance WA for Australian Dance Week.

Moved Cr Chen, seconded Cr Barton

That Council:

1. **APPROVES arts grants of \$86,350 (excluding GST) to the following applicants:**
 - 1.1 ***Badlands Bar for the City Limits Festival (\$10,000);***
 - 1.2 ***STRUT Dance for Punchdrunk/STRUT Workshop Development (\$12,500);***
 - 1.3 ***Paper Mountain for Peaks 2018 (\$10,000);***
 - 1.4 ***Black Swan Theatre Company for the Sector Development Program (\$18,000);***
 - 1.5 ***WA Youth Jazz Orchestra for the King Street Jazz Festival (\$10,000);***
 - 1.6 ***The Stella Prize for Girls Write Up Perth (\$5,350);***
 - 1.7 ***Co3 for Fitness Fridays (\$15,000); and***
 - 1.8 ***Ausdance WA for Australian Dance Week (\$5,500).***

2. **DECLINES arts grants to the following applicants:**
 - 2.1 ***Mandorla Centre for Inner Peace for the Mandorla Art Award;***
 - 2.2 ***Centre for Stories for Crossings: Journeys to Perth;***
 - 2.3 ***Uniting Church in the City for Stations of the Cross 2018;***
 - 2.4 ***WA Youth Theatre Company for yourseven;***
 - 2.5 ***The Last Great Hunt for IMPROVEMENT CLUB;***
 - 2.6 ***The Lucky Cat for The Lucky Cat @ Perth Town Hall;***
 - 2.7 ***West Australian Ballet Company for the Great Leaps program;***
 - 2.8 ***Australasian Photographic Association for Perth Cup Photographic Competition;***
and
 - 2.9 ***Art Gallery of WA Foundation for ART BALL.***

3. **NOTES the provisional list of sponsorship benefits for each application contained in the Detailed Officer Assessment in Attachment 13.7A;**

(Cont'd)

4. ***AUTHORISES the Chief Executive Officer (or an appointed delegate) to negotiate with the successful applicants the final list of sponsorship benefits for inclusion in the agreement according to the Council approved funding amount; and***
5. ***NOTES that a detailed grant acquittal report, including any supporting material, will be submitted to the City of Perth four months following the completion of each supported project.***

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Item 13.8 Event Sponsorship Round 2 (2017-18)

At the Marketing, Sponsorship and International Engagement Committee held on 7 November 2017, the Committee agreed to amend point one of the officer recommendation, as follows:

1. ***APPROVES*** sponsorship of ~~\$200,000~~ ***\$206,000*** (excluding GST) to the following applicants:
 - 1.1 HBF Health Limited for HBF Run for a Reason (\$36,500);
 - 1.2 Fairfax Media Publications Pty Ltd for Night Noodle Markets ~~(\$30,000)~~ (\$26,000);
 - 1.3 Chung Wah Association for Chinese New Year Fair ~~(\$50,000)~~ (\$60,000);
 - 1.4 Brookfield Commercial Operations for Brookfield Winter Lights Festival (\$20,000);
 - 1.5 The Home Away From Home Incorporated and Ronald McDonald House for Perth Ramble (\$8,500);
 - 1.6 Buddha's Light International Association Western Australia Incorporated for Buddha's Birthday & Multicultural Festival (\$20,000);
 - 1.7 Harry Perkins Institute Of Medical Research Inc. for Hawaiian Walk for Women's Cancer (\$5,000);
 - 1.8 Japan Festival Association in Perth Inc. for Perth Japan Festival Matsuri 2018 (\$10,000);
 - 1.9 Living Stone Foundation Inc. for Young Butchers Picnic (\$10,000);
 - 1.10 Tee-Ball Association of WA Inc. for Tee-Ball State Championships (\$5,000); and
 - 1.11 The Trustee for Mother's Day Classic Foundation for Perth Mother's Day Classic (\$5,000).

Reason: The Committee agreed on the reduction of the Night Noodle Markets sponsorship until greater local content is sourced. The Committee also determined that the Chung Wah Association sponsorship should remain at a similar amount to previous years' sponsorships.

Committee Meeting Note: An additional \$6,000 was sourced from the remaining budget for Event Sponsorship Round 2.

Moved Cr Chen, seconded Cr Barton

That Council:

1. **APPROVES** sponsorship of \$206,000 (excluding GST) to the following applicants:
 - 1.1 *HBF Health Limited for HBF Run for a Reason (\$36,500);*
 - 1.2 *Fairfax Media Publications Pty Ltd for Night Noodle Markets (\$26,000);*
 - 1.3 *Chung Wah Association for Chinese New Year Fair (\$60,000);*
 - 1.4 *Brookfield Commercial Operations for Brookfield Winter Lights Festival (\$20,000);*
 - 1.5 *The Home Away From Home Incorporated and Ronald McDonald House for Perth Ramble (\$8,500);*
 - 1.6 *Buddha's Light International Association Western Australia Incorporated for Buddha's Birthday & Multicultural Festival (\$20,000);*
 - 1.7 *Harry Perkins Institute Of Medical Research Inc. for Hawaiian Walk for Women's Cancer (\$5,000);*
 - 1.8 *Japan Festival Association in Perth Inc. for Perth Japan Festival Matsuri 2018 (\$10,000);*
 - 1.9 *Living Stone Foundation Inc. for Young Butchers Picnic (\$10,000);*
 - 1.10 *Tee-Ball Association of WA Inc. for Tee-Ball State Championships (\$5,000); and*
 - 1.11 *The Trustee for Mother's Day Classic Foundation for Perth Mother's Day Classic (\$5,000).*

2. **DECLINES** sponsorship to the following applicants:
 - 2.1 *The Trustee for the Olszowy Family Trust for Indonesian Multicultural Harmony Day;*
 - 2.2 *Perth Glendi Association of WA for Greek Festival, Perth Glendi;*
 - 2.3 *Marcio Paulino Mendes for Brazilian Carnival 2018;*
 - 2.4 *Western Australian Swimming Association Inc. for Swim the Swan; and*
 - 2.5 *Hellenic Community of WA Inc. for Greek Orthodox Easter Celebration.*

3. **NOTES** the provisional list of sponsorship benefits contained in the Detailed Officer Assessment in Attachment 13.8A;

4. **AUTHORISES** the Chief Executive Officer (or an appointed delegate) to negotiate with the applicant the final list of sponsorship benefits for inclusion in the agreement according to the Council approved funding amount; and

(Cont'd)

5. ***NOTES*** that a detailed acquittal report, including any supporting material, will be submitted to the City of Perth four months following the completion of each supported project.

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Reports to the Finance and Administration Committee

Item 13.9 Payments for Municipal and Trust Funds – September 2017

The Committee recommendation to the Council for this report was resolved by the Finance and Administration Committee at its meeting held on 14 November 2017.

The Committee recommendation to the Council is the same as that recommended by the Officers.

Moved Cr Harley, seconded Cr Davidson

That in accordance with Regulation 13(1) of the Local Government (Financial Management) Regulations 1996, the list of payments made under delegated authority for the month ended 30 September 2017, be RECEIVED and recorded in the Minutes of the Council, the summary of which is as follows:

FUND	PAID
<i>Municipal Fund</i>	<i>\$ 22,509,568.01</i>
<i>Trust Fund</i>	<i>\$ 306,683.31</i>
<i>TOTAL:</i>	<i>\$ 22,816,251.32</i>

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Item 13.10 Financial Statements and Financial Activity Statement for the Period Ended 30 September 2017

The Committee recommendation to the Council for this report was resolved by the Finance and Administration Committee at its meeting held on 14 November 2017.

The Committee recommendation to the Council is the same as that recommended by the Officers.

Moved Cr Harley, seconded Cr Davidson

That Council APPROVES the Financial Statements and the Financial Activity Statement for the period ended 30 September 2017, as detailed in Attachment 13.10A of this Report.

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Item 13.11 Tender 019 – 17/18 – Food Business Assessment and Inspection

The Committee recommendation to the Council for this report was resolved by the Finance and Administration Committee at its meeting held on 14 November 2017.

The Committee recommendation to the Council is the same as that recommended by the Officers

Moved Cr Harley, seconded Cr Davidson

That Council ACCEPTS the most suitable tender, being that submitted by Food Technology Services for the provision of Food Business Assessment and Inspection for a period of one year with an option to extend for a further two years commencing January 2018, as detailed in Confidential Attachment 13.11A.

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Item 13.12 Tender 064-17/18 Auditorium and Façade Lighting Perth Concert Hall

The Committee recommendation to the Council for this report was resolved by the Finance and Administration Committee at its meeting held on 14 November 2017.

The Committee recommendation to the Council is the same as that recommended by the Officers.

Moved Cr Harley, seconded Cr Davidson

That Council:

- 1. ACCEPTS the most suitable tender, being that submitted by Insight Electrical Technology Pty Ltd for a lump sum cost of \$715,160.00 excluding GST, for Tender 064-17/18 Auditorium Lighting and Façade Lighting Perth Concert Hall; and***
- 2. NOTES that the lump sum cost is made up of the tendered price of \$688,485.00 (excluding GST) plus \$26,675.00 (excluding GST) for additional works requested.***

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Item 13.13 Activation of the City

The Committee recommendation to the Council for this report was resolved by the Finance and Administration Committee at its meeting held on 14 November 2017.

The Committee recommendation to the Council is the same as that recommended by the Officers.

Moved Cr Harley, seconded Cr Hasluck

That Council:

- 1. APPROVES BY AN ABSOLUTE MAJORITY the transfer of operating budget between Units as detailed in this report; and***

(Cont'd)

2. ***NOTES that the adjustment to the budget has a nil impact on the total operating budget for the City for the year ended 30 June 2018.***

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Item 13.14 Heritage Rate Concession Criterion Hotel 560 Hay Street

The Committee recommendation to the Council for this report was resolved by the Finance and Administration Committee at its meeting held on 14 November 2017.

The Committee recommendation to the Council is the same as that recommended by the Officers.

Moved Cr Harley, seconded Cr Davidson

That Council APPROVES an exemption to Policy CP9.2 Heritage Rate Concessions subclause 2.2.5 (eligibility criteria) and grant a rate concession to the Criterion Hotel, 560 Hay Street, noting the heritage floor space is less than 50% of the property's total floor space.

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Item 13.15 Bicentenary Project Feasibility Study – Project Overview and Funding Request from Perth Public Art Foundation

The Committee recommendation to the Council for this report was resolved by the Finance and Administration Committee at its meeting held on 14 November 2017.

The Committee recommendation to the Council is the same as that recommended by the Officers.

Moved Cr Harley, seconded Cr Adamos

That Council:

1. **APPROVES BY ABSOLUTE MAJORITY the request from Perth Public Art Foundation (PPAF) to enter into partnership to undertake an in-depth feasibility study for The Bicentenary Project and contribute a lump sum of \$50,000 City funding for this purpose; and**
2. **NOTES that funding is subject to the mid-year budget review process.**

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Reports to the Audit and Risk Committee

Item 13.16 Risk Management Quarterly Update – August 2017

The Committee recommendation to the Council for this report was resolved by the Audit and Risk Committee at its meeting held on 27 September 2017.

The Committee recommendation to the Council is the same as that recommended by the Officers.

Moved Cr Davidson, seconded Cr Adamos

That Council RECEIVES the Risk Management Quarterly Update for August 2017.

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Item 13.17 Internal Audit 2016/17 – Validation of Critical/Major Risk Mitigation Strategies Review Part 1

The Committee recommendation to the Council for this report was resolved by the Audit and Risk Committee at its meeting held on 27 September 2017.

The Committee recommendation to the Council is the same as that recommended by the Officers.

Moved Cr Davidson, seconded Cr Adamos

That Council APPROVES the Validation of Critical/Major Risk Mitigation Strategies Review Part 1 as part of the Internal Audit Plan 2016/17 as detailed in Confidential Attachment 13.17A.

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Item 13.18 Organisational Capability and Compliance Assessment – Implementation Plan

The Committee recommendation to the Council for this report was resolved by the Audit and Risk Committee at its meeting held on 27 September 2017.

The Committee recommendation to the Council is the same as that recommended by the Officers.

Moved Cr Hasluck, seconded Cr Adamos

That Council RECEIVES the Implementation Plan to address findings from the Deloitte Organisational Capability and Compliance Assessment.

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Reports to the Works and Urban Development Committee

Item 13.19 Tender 043-17/18 – Temporary Traffic Management Services

The Committee recommendation to the Council for this report was resolved by the Works and Urban Development Committee at its meeting held on 7 November 2017.

The Committee recommendation to the Council is the same as that recommended by the Officers.

Following the Works and Urban Development Committee held on 7 November 2017, the Director Construction and Maintenance distributed a memorandum (CM 332547/17) to Elected Members advising that an error in the modelling has been identified in the table contained within the report. The amended table is provided below.

		Warp	ATM	QTM	Contraflow	Traffic Force
	Rank	2	3	1	4	5
3 Man Crew Mon to Fri 6.00am to 6.00pm (8 hours)	Rate	128.98	127.00	143.00	125.98	123.50
	Total	1031.84	1016.00	1144.00	1007.84	988.00
Arrow Board (Day)	Rate	40.00	40.00	75.00	38.90	56.00
	Total	40.00	40.00	75.00	38.90	56.00
3 Man Crew Sat First 2 Hours (2h)	Rate	145.91	181.00	188.00	173.08	169.06
	Total	291.82	362.00	376.00	346.16	338.12
3 Man Crew Sat after 2 Hours (6h)	Rate	168.25	181.00	188.00	173.08	169.06
	Total	1009.50	1086.00	1128.00	1038.48	1014.36
Arrow Board (Day)	Rate	40.00	40.00	75.00	38.90	56.00
	Total	40.00	40.00	75.00	38.90	56.00
	TOTAL	2413.16	2544.00	2798.00	2470.28	2452.48

Moved Cr Limnios, seconded Cr Chen

That Council ACCEPTS the most suitable submissions, being those submitted by the following, in order of rank, to form a panel of pre-qualified providers:

- *Warp Pty Ltd T/A Warp Traffic Management*
- *ATM Advanced Traffic Management WA Pty Ltd*
- *Quality Traffic Management Pty Ltd T/A QTM Traffic Management*

for the provision of temporary traffic management services for a period of three years commencing 1 December 2017 with the option to extend for a further two years in accordance with Confidential Attachment 13.19A - Comparative Schedule of Rates for the first year with each subsequent year increase based upon the Consumer Price Index for the preceding year.

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Item 13.20 Increase Capital Works Budget – CW2018 Windan Bridge Riverbank Erosion Control

The Committee recommendation to the Council for this report was resolved by the Works and Urban Development Committee at its meeting held on 7 November 2017.

The Committee recommendation to the Council is the same as that recommended by the Officers.

Moved Cr Limnios, seconded Cr Chen

That Council APPROVES BY AN ABSOLUTE MAJORITY:

1. *The transfer of the budgeted amount of \$164,990 budget from CW1878 Pedestrian Walkways to CW2018 Foreshore Restoration – Windan Bridge, Mardalup Park; and*
2. *The increase in budget to secure an additional \$78,940 in grant funding.*

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Item 13.21 Tender 047–17/18 Supply and Installation of Irrigation Systems

The Committee recommendation to the Council for this report was resolved by the Works and Urban Development Committee at its meeting held on 7 November 2017.

The Committee recommendation to the Council is the same as that recommended by the Officers.

Moved Cr Limnios, seconded Cr Chen

That Council ACCEPTS the most suitable tender, being that submitted by Horizon West Landscape and Irrigation Pty Ltd to supply and install irrigation systems (Tender 047-17/18) on an as required basis for a period of three years with the option of two single year extension periods as per the Schedule of Rates detailed in Confidential Attachment 13.21A, with annual CPI increases.

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Item 13.22 Tender 050 17/18 - St Georges Terrace Street Lighting Upgrade - Barrack to Irwin and Mill St Intersection

The Committee recommendation to the Council for this report was resolved by the Works and Urban Development Committee at its meeting held on 7 November 2017.

The Committee recommendation to the Council is the same as that recommended by the Officers.

Moved Cr Limnios, seconded Cr Chen

That Council BY AN ABSOLUTE MAJORITY:

- 1. ACCEPTS the most suitable tender, being that submitted by Civcon Civil Pty Ltd for the St Georges Terrace Street Lighting Upgrade - Barrack to Irwin and Mill St Intersection (Tender 050 17/18) at a lump sum price of \$705,856.00 (excluding GST);*
- 2. NOTES that the expenditure in Part 1 above will be charged to the account numbers CW 1797 and CW 1617;*
- 3. NOTES that the allocated budget for account number CW 1617: St Georges Tce (King St to Milligan St) is insufficient, with additional funds of \$68,000 (excluding GST) necessary to undertake the works;*
- 4. APPROVES that additional expenditure for Part 3 above to be transferred from account CW 1797: St Georges Tce (Barrack - Irwin St) which is identified as having surplus funds; and*
- 5. NOTES that the construction is anticipated to commence in late January 2018 with anticipated completion by end of June 2018.*

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Reports to the Ordinary Meeting of Council

Item 13.23 Tender 033-17/18 Provision of Road Rehabilitation Services

At the Works and Urban Development Committee meeting held on 7 November 2017, the Committee agreed to defer consideration of the Item, to allow additional time for consideration of a review of the terms of the contract. Due to limited time being available to consider the matter, a revised report was submitted to Council.

Moved Cr Limnios, seconded Cr Chen

That Council ACCEPTS the most suitable tender, being that submitted by Downer EDI Works Pty Ltd for the Provision of Road Rehabilitation Services for a period of one (1) year initial term with an option for a further two, one year extensions commencing 14 December 2017 in accordance with the rates supplied in Attachment 13.23A (Schedules A, C, D and F) for the first year with each subsequent year increase based upon the Consumer Price Index for each preceding year and Attachment 13.23A (Schedule B) subject to the rise and fall of bitumen prices reviewed quarterly.

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Item 13.24 Alfresco Policy, Local Law Review and Fee Review

This report was submitted direct to Council due to limited time being available to consider the matter.

OFFICER RECOMMENDATION:**1. That Council ENDORSES:**

- 1.1 the implementation of an annual Alfresco Dining Fee Rate of \$40.00 per square metre from 1 July 2018 as detailed in this Report;
- 1.2 the allowance of beverage preparation and service from within the outdoor dining area;
- 1.3 the allowance of service of pre-packaged food from within the outdoor dining area;
- 1.4 the change of program name to Outdoor Dining;
- 1.5 the reduction of the pedestrian clearance in the new outdoor dining zones;
- 1.6 the permission of alcohol consumption whilst standing in an outdoor dining area;
- 1.7 the renewal period from annually to three yearly;
- 1.8 the option of a payment plan; and
- 1.9 the proposed future timeline as detailed in this report.

2. That Council NOTES, subject to endorsement in Part 1 above, the following will be submitted to Council for approval as detailed in this Report:

- 2.1 Amendments made to the City of Perth Alfresco Dining Policy 2000 and Alfresco

Dining Local Law (2009).

MOVED WITH AMENDMENT

Moved Cr Harley, seconded Cr Chen

1. That Council ENDORSES:

- 1.1** *the implementation of an annual Alfresco Dining Fee Rate of \$40.00 per square metre from ~~1 July 2018~~ 1 January 2018 as detailed in this Report;*
- 1.2** *the allowance of beverage preparation and service from within the outdoor dining area;*
- 1.3** *the allowance of service of pre-packaged food from within the outdoor dining area;*
- 1.4** *the change of program name to Outdoor Dining;*
- 1.5** *the reduction of the pedestrian clearance in the new outdoor dining zones;*
- 1.6** *the permission of alcohol consumption whilst standing in an outdoor dining area;*
- 1.7** *the renewal period from annually to three yearly;*
- 1.8** *the option of a payment plan; and*
- 1.9** *the proposed future timeline as detailed in this report.*

2. That Council NOTES, subject to endorsement in Part 1 above, the following will be submitted to Council for approval as detailed in this Report:

- 2.1** *Amendments made to the City of Perth Alfresco Dining Policy 2000 and Alfresco Dining Local Law (2009).*

PRIMARY MOTION AS AMENDED

1. That Council ENDORSES:

- 1.1** *the implementation of an annual Alfresco Dining Fee Rate of \$40.00 per square metre from 1 January 2018 as detailed in this Report;*
- 1.2** *the allowance of beverage preparation and service from within the outdoor dining area;*

(Cont'd)

- 1.3 *the allowance of service of pre-packaged food from within the outdoor dining area;*
 - 1.4 *the change of program name to Outdoor Dining;*
 - 1.5 *the reduction of the pedestrian clearance in the new outdoor dining zones;*
 - 1.6 *the permission of alcohol consumption whilst standing in an outdoor dining area;*
 - 1.7 *the renewal period from annually to three yearly;*
 - 1.8 *the option of a payment plan; and*
 - 1.9 *the proposed future timeline as detailed in this report.*
2. *That Council NOTES, subject to endorsement in Part 1 above, the following will be submitted to Council for approval as detailed in this Report:*
- 2.1 *Amendments made to the City of Perth Alfresco Dining Policy 2000 and Alfresco Dining Local Law (2009).*

The motion was put and carried

The votes were recorded as follows:

- For:** The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios
- Against:** Nil
- Reason:** Introducing lower fees and charges in January will encourage more outdoor dining applications earlier in the year.

Item 13.25 Review of Elected Member Expense Categories

This report was submitted direct to Council due to limited time being available to consider the matter.

OFFICER RECOMMENDATION:

That Council CONSIDERS amending Council Policy CP10.6 – Elected Members – Reimbursement of Expenses.

The Council resolved to adopt an alternative motion, as detailed below. The Council determined to consider each point of the alternative motion separately.

ALTERNATIVE MOTION POINT ONE

Moved Cr Davidson, seconded Cr Adamos

That Council CONSIDERS amending Council Policy CP10.6 – Elected Members – Reimbursement of Expenses by amending the following clause:

1.5 Child care costs incurred by the member because of the member’s requirement to fulfil the duties of a Council Member, to a maximum of \$25 per hour.

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Reason: To align costs incurred by Elected Members for child care in accordance with the Salaries and Allowances Tribunal.

ALTERNATIVE MOTION POINT TWO

Moved Cr Davidson, seconded Cr Adamos

That Council CONSIDERS amending Council Policy CP10.6 – Elected Members – Reimbursement of Expenses by amending the following clause:

1.9 Clothing, apparel, drycleaning, personal presentation to a maximum claimable amount of \$3,000 per annum, associated with a member’s attendance at Council-related functions and activities.

In accordance with Clause 7.5A of the *City of Perth Standing Orders Local Law 2009* Cr Hasluck requested that his words in relation to the above matter be recorded:

“It is my firm view that Elected Members’ clothing allowances are outdated and a thing of the past. Indeed, the City of Perth is the only council in Western Australia that allows Elected Members to continue to claim such expenses. As Elected Members, I believe that at all times we should do what is in the best interests of the ratepayers and the community in general. I do not believe that allocating ratepayers’ funds to clothe Councillors is, in any way, acting in their best interests. Accordingly, I do not support the proposed changes to the clothing allowance. Doing what is right is critical in this role, and I urge my colleagues to support changes that totally abolish the clothing allowance. I say this with the greatest respect for my colleagues.”

The motion was put and carried

The votes were recorded as follows:

For: Crs Adamos, Barton, Chen, Davidson and Limnios

Against: The Deputy Lord Mayor, Crs Harley and Hasluck

Reason: Perth is a capital city and Elected Members are required to attend a number of events.

7.22pm Cr Limnios declared a direct financial interest in Item 13.26 (as detailed in Item 8) and departed the meeting.

Item 13.26 Third Party Travel Contribution – Cr Limnios – World Village Congress, Shaanxi Province, 2017

This report was submitted direct to Council due to limited time being available to consider the matter.

Moved Cr Adamos, seconded Cr Davidson

That Council APPROVES Third Party Travel Contribution to Cr Limnios by the Shaanxi Provincial Tourism Development Commission as detailed in Attachment 13.26A.

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley and Hasluck

Against: Nil

7.23pm Cr Limnios returned to the meeting.

Item 13.27 Nomination of Elected Members for the Library Board of Western Australia

This report was submitted direct to Council due to limited time being available to consider the matter.

OFFICER RECOMMENDATION

That Council NOMINATES three Elected Members for the consideration of the Minister for Culture and the Arts to appoint one member to the Library Board of Western Australia.

MOVED WITH AMENDMENT

Moved Cr Adamos, seconded Deputy Lord Mayor

That Council NOMINATES Cr Barton ~~three Elected Members~~ for the consideration of the Minister for Culture and the Arts to appoint ~~one member~~ to the Library Board of Western Australia.

PRIMARY MOTION AS AMENDED

That Council NOMINATES Cr Barton for the consideration of the Minister for Culture and the Arts to appoint to the Library Board of Western Australia.

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Confidential reports to the Audit and Risk Committee**Item 13.28 Compliance Audits – City of Perth and NSW/Victorian Government Transport Authority Agreements**

The Committee recommendation to the Council for this report was resolved by the Audit and Risk Committee at its meeting held on 27 September 2017.

The Committee recommendation to the Council is the same as that recommended by the Officers.

Moved Cr Davidson, seconded Cr Adamos

That Council approves the Compliance Audits - City of Perth and NSW/Victorian Government Transport Authority Agreements.

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Item 13.29 Outstanding Internal Audit Recommendations – September 2017

The Committee recommendation to the Council for this report was resolved by the Audit and Risk Committee at its meeting held on 27 September 2017.

The Committee recommendation to the Council is the same as that recommended by the Officers.

Moved Cr Davidson, seconded Cr Adamos

That Council receives the report summarising the status of outstanding internal audit recommendations as at September 2017.

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

MOTION TO CLOSE THE MEETING TO CLOSE THE MEETING TO THE PUBLIC

Moved by Cr Harley, seconded by The Deputy Lord Mayor

That Council resolve to close the meeting to the public to consider confidential Items 13.30 and 13.31 in accordance with section 5.23(2)(b)(d) of the Local Government Act 1995.

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

7.24pm The meeting was closed to the public.

Confidential reports to the Ordinary Meeting of Council

Item 13.30 McLean Lane – Approval of Claim Agreement

This report has been submitted direct to Council due to limited time being available to consider the matter.

Moved Cr Adamos, seconded The Deputy Lord Mayor

That Council:

1. ***AGREES*** to the settlement of the claim with Dowsing in the amount of \$165,000 and 25 days Extension of Time;
2. ***AUTHORISES*** the Chief Executive Officer to negotiate any further details of the agreement as necessary to achieve an acceptable outcome for the City;
3. ***NOTES*** that the current budget is insufficient, additional funds of \$196,975 (exc. GST) are necessary to make payment of the agreed sum; and
4. ***APPROVES*** that the additional expenditure be transferred from account CW 2185 – Perth Concert Hall Cooling Tower Replacement identified as having surplus funds.

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

Item 13.31 Appointment of Designated Senior Employee – Manager Coordination and Design

This report has been submitted direct to Council due to limited time being available to consider the matter.

Moved Cr Davidson, seconded The Deputy Lord Mayor

*That Council, in accordance with Section 5.37(2) of the Local Government Act 1995, **ACCEPTS** the Chief Executive Officer's recommendation to appoint the recommended applicant as detailed in this report to the position of Manager Coordination and Design for a period of five (5) years under the standard contract of employment for Managers.*

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

MOTION TO REOPEN THE MEETING TO THE PUBLIC

Moved The Deputy Lord Mayor, seconded Cr Harley

That Council reopen the meeting to members of the public.

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

7.31pm The meeting was reopened to the public. The Manager Governance advised the public gallery of the resolutions made for Items 13.30 and 13.31, as detailed above.

14. Motions of which Previous Notice has been given

14.1 The Chief Executive Officer advised that in accordance with Clause 4.12 of the *City of Perth Standing Orders Local Law 2009* the following notice of motion was received from Cr Limnios on 15 November 2017 (CM 326757/17), for consideration by Council:

Moved Cr Limnios, seconded Cr Barton

1. ***That Council approve from 15 to 24 December 2017 (Christmas week) free parking for entry after 4.00pm – until close in the following parking stations:***
 - ***State Library;***
 - ***Pier Street;***
 - ***Terrace Road; and***
 - ***Cultural Centre Carparks.***
2. ***That a report be presented back to Council on the effectiveness of the free parking initiative within three months of the completion of the trial. The administration is to engage with a strong sample of retailers to determine its effectiveness.***

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Adamos, Barton, Chen, Davidson, Harley, Hasluck and Limnios

Against: Nil

7.49pm Cr Adamos declared a direct financial interest in Item 14.2 (as detailed in Item 8) and departed the meeting.

14.2 The Chief Executive Officer advised that in accordance with Clause 4.12 of the *City of Perth Standing Orders Local Law 2009* the following notice of motion were received from Cr Limnios on 15 November 2017 (CM 326757/17) for consideration by Council:

Moved Cr Limnios, seconded Cr Barton

1. That Council initiate a six month trial (with a three month interim review) of “one hour free timed parking” to assist our struggling small business owners and residents on the following roads:
 - Royal Street, East Perth (Between Fielder Street and Trafalgar Road);
 - Lake Street (Between Newcastle Street and Roe Street);
 - James Street (Between William Street and Fitzgerald Street);
 - Hay Street (Between George Street and Thomas Street); and

The three month review to take into account, revenue reduction as well as the external economic review.

2. To commence 1 January 2018

PROCEDURAL MOTION

Moved by The Deputy Lord Mayor, seconded Cr Davidson

That the Item be referred to the Finance and Administration Committee.

The motion was put and carried

The votes were recorded as follows:

For: The Deputy Lord Mayor, Crs Chen, Davidson, Harley and Hasluck

Against: Crs Barton and Limnios

Reason: At the Finance and Administration Committee held 17 November 2017, the Committee resolved that the Administration investigate whether there are available funds in the current 2017/18 budget to commission a comprehensive analysis on the impact of discounted parking and promotion, with particular reference to the streets listed in the motion, with a report to be provided to the 6 February 2018 committee meeting. By referring the item to the Finance and Administration Committee, the Administration will have more time to analyse the consequences of implementing the motion and Council will be able to make a more informed decision.

8.05pm Cr Adamos returned to the meeting.

8.06pm Cr Hasluck departed the meeting.

8.09pm Cr Hasluck returned to the meeting

14.3 Cr Limnios advised that he wished to withdraw this motion.

15. Urgent Business

Nil

16. Closure

8.09pm The Deputy Lord Mayor declared the meeting closed.