

Agenda Briefing Forum – 15 September 2020 Summary

Meeting	Agenda Briefing Forum – for OCM 22 September 2020				
Location	Council Chambers with livestream to the Embleton Room				
Date Time	15 September 2020	Start Time	6:31pm	Finish Time	9:26pm

1. ATTENDANCE

Members

West Ward

Cr Dan Bull, Mayor (Chairperson)
Cr Giorgia Johnson

Central Ward

Cr Steven Ostaszewskyj
Cr Sally Palmer
Cr Barry McKenna

North Ward

Cr Michelle Sutherland
Cr Stephanie Gray
Cr Filomena Piffaretti, Deputy Mayor

South Ward

Cr Catherine Ehrhardt
Cr Elli Petersen-Pik

Officers

Mr Andrew Brien	Chief Executive Officer
Mr Doug Pearson	Director Works and Infrastructure
Mr Des Abel	Acting Director Corporate and Strategy
Mr Simon Hubbard	Acting Director Community and Development
Ms Cassandra Flanigan	Executive Support/Research Officer
Mr Darren Beltman	Manager Governance and Organisational Strategy
Ms Helen Smith	Manager Development Approvals
Mr Matt Turner	Manager Strategic Planning and Place
Mr Bryce Coehlo	Manager Engineering Services
Ms Courtney Wynn	Senior Planning Officer

Apologies

Cr Lorna Clarke

2. DISCLOSURE OF INTEREST SUMMARY

A member who has an interest in any matter to be discussed at an Agenda Briefing Forum, 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.

The following disclosures of interest were made at the Agenda Briefing Forum and will also apply at the Ordinary Council Meeting when the matter is considered:

Name	Item No.	Type of Interest	Nature of Interest
<i>Cr Michelle Sutherland</i>	<i>10.4.1</i>	<i>Impartial</i>	<i>I know the applicant.</i>
<i>Cr Michelle Sutherland</i>	<i>10.4.2</i>	<i>Impartial</i>	<i>I know the applicant.</i>
<i>Cr Barry McKenna</i>	<i>10.2.2</i>	<i>Financial</i>	<i>I am the Chairman of the Bayswater Community Financial Services and money is invested by the Council in Bendigo Bank.</i>

3. DEPUTATIONS

1. East Street and Eighth Avenue Roundabout - Additional Traffic Calming Measures

In relation to Item 10.3.1, Ms Shannon Leigh (owner of 4B Margaret Street, Maylands) was in attendance speaking against this item (*refer page 114*).

2. Proposed Two Storey Single House and Street Tree Removal – Lot 765, 33 Hudson Street, Bayswater

In relation to Item 10.4.2, Mr Ross Underwood (Associate, Planning Solutions Urban & Regional Planning, Level 1, 251 St Georges Terrace, Perth on behalf of the applicant Mr Danny Psaros, Unit 15, 110 Cambridge Street, West Leederville) was in attendance speaking against the officer's recommendation (*refer page 133*).

3. Proposed Five Multiple Dwellings - Lot 89, 11 Conroy Street, Maylands

In relation to Item 10.4.3, Ms Rosa Robinson (Owner of 11 Conroy Street and on behalf of family members Brad Robinson, Scott Robinson and Allana Robinson) was in attendance speaking in support of the officer's recommendation (*refer page 145*).

4. Cr Catherine Ehrhardt - Opening of Roadway - Swan Bank Road, Maylands

In relation to Item 11.1, Mr Steve and Mrs Marie Cloughley (owners of 43 Clarkson Road, Maylands) were in attendance speaking in support the recommendation (*refer page 428*).

5. Cr Catherine Ehrhardt - Opening of Roadway - Swan Bank Road, Maylands

In relation to Item 11.1, Mr Greg and Mrs Kate Houghey (owners of 1 Sopwith Elbow, Maylands) were in attendance speaking in support the recommendation (refer page 428).

6. Cr Catherine Ehrhardt - Opening of Roadway - Swan Bank Road, Maylands

In relation to Item 11.1, Ms Stella Gray, on behalf of the Friends of Maylands Brickworks was in attendance speaking on the item (refer page 428).

7. Cr Catherine Ehrhardt - Opening of Roadway - Swan Bank Road, Maylands

In relation to Item 11.1, Mr Geoff Trott on behalf of the Friends of Maylands Lakes, was in attendance speaking against the proposal (refer page 428).

8. Cr Catherine Ehrhardt - Opening of Roadway - Swan Bank Road, Maylands

In relation to Item 11.1, Ms Ebony Fitzgerald, on behalf of Kerryn and Ross Fitzgerald, and Keefer Smith was attendance speaking on the item (refer page 428).

9. Cr Catherine Ehrhardt - Opening of Roadway - Swan Bank Road, Maylands

In relation to Item 11.1, Mr Terry Gaunt, (owner 30 Kirkham Hill Terrace, Maylands) was in attendance speaking on the item (refer page 428).

10. Cr Catherine Ehrhardt - Opening of Roadway - Swan Bank Road, Maylands

In relation to Item 11.1, Mr Bevan and Mrs Patricia Marshall, (owners 35A Hillside Crescent,, Maylands) were in attendance speaking against the item (refer page 428).

11. Cr Catherine Ehrhardt - Opening of Roadway - Swan Bank Road, Maylands

In relation to Item 11.1 Mr Robert Johnson (owner 4 Sopworth Elbow, Maylands) will be in attendance speaking against the item (refer page 428).

12. Cr Catherine Ehrhardt - Opening of Roadway - Swan Bank Road, Maylands

In relation to Item 11.1 Mr Michael Edmon (owner 18 Hinkler Loop, Maylands and on behalf of Michael Edmon and Dianne Akhtar) was in attendance speaking against the item (refer page 428).

13. Cr Catherine Ehrhardt - Opening of Roadway - Swan Bank Road, Maylands

In relation to Item 11.1, Mr Warren Lance (owner 21 Watervista Place, Maylands) was in attendance speaking on the item (refer page 428).

WRITTEN DEPUTATIONS

14. Proposed Five Multiple Dwellings - Lot 89, 11 Conroy Street, Maylands

In relation to Item 10.4.3, Ms Linda Dillon (Resident of 7/14 Conroy Street, Maylands) submitted a written deputation in relation to the item (refer page 145).

15. Cr Catherine Ehrhardt - Opening of Roadway - Swan Bank Road, Maylands

In relation to Item 11.1, Mr Andrew and Mrs Helen Joyce (owners of 25 Kittyhawk View, Maylands) have both submitted written deputations objecting to the proposal (refer page 428).

- 16. Cr Catherine Ehrhardt - Opening of Roadway - Swan Bank Road, Maylands**

In relation to Item 11.1, Mr Sean and Mrs Josephine Middleton (owners of 9 Watervista Place, Maylands) submitted a written deputation objecting to the proposal (*refer page 428*).
- 17. Cr Catherine Ehrhardt - Opening of Roadway - Swan Bank Road, Maylands**

In relation to Item 11.1, Mr Jason and Mrs Rachael Woodlee (owners of 27 Watervista Place, Maylands) submitted a written deputation objecting to the proposal (*refer page 428*).
- 18. Cr Catherine Ehrhardt - Opening of Roadway - Swan Bank Road, Maylands**

In relation to Item 11.1, Ms Belinda Cobby, (owner of 57 Hillside Crescent, Maylands) submitted a written deputation objecting to the proposal (*refer page 428*).
- 19. Cr Catherine Ehrhardt - Opening of Roadway - Swan Bank Road, Maylands**

In relation to Item 11.1, Ms Krish How and Mr Diego Gomez , (owners of 19 Watervista Place, Maylands) submitted a written deputation objecting to the proposal (*refer page 428*).
- 20. Cr Catherine Ehrhardt - Opening of Roadway - Swan Bank Road, Maylands**

In relation to Item 11.1, Ms Lynda and Mr Tom Rovis-Hermann, long term residents in close proximity to the proposed) submitted a written deputation objecting to the proposal (*refer page 428*).
- 21. Cr Catherine Ehrhardt - Opening of Roadway - Swan Bank Road, Maylands**

In relation to Item 11.1, Mr Peter Robinson (owner 20 Sopwith Elbow, Maylands) submitted a written deputation objecting to the proposal (*refer page 428*).
- 22. Cr Catherine Ehrhardt - Opening of Roadway - Swan Bank Road, Maylands**

In relation to Item 11.1, Mrs Chloe and Daniel Bush (owners of 25 Watervista Place, Maylands) submitted a written deputation objecting to the proposal (*refer page 428*).
- 23. Cr Catherine Ehrhardt - Opening of Roadway - Swan Bank Road, Maylands**

In relation to Item 11.1, Mr Darren and Mrs Jennifer Kester (owners of 25 Mary Street, Maylands) submitted a written deputation objecting to the proposal (*refer page 428*).
- 24. Cr Catherine Ehrhardt - Opening of Roadway - Swan Bank Road, Maylands**

In relation to Item 11.1, Mr Frank and Mrs Karen Pola (residents for 56 years) submitted a written deputation supporting the proposal (*refer page 428*).
- 25. Cr Catherine Ehrhardt - Opening of Roadway - Swan Bank Road, Maylands**

In relation to Item 11.1, Mr Mark and Mrs Marissa Hinchliffe (owners of 11 wing Court, Maylands) submitted a written deputation objecting to the proposal (*refer page 428*).

4. QUESTIONS FROM ELECTED MEMBERS ON AGENDA ITEMS

The following questions were taken on notice at the briefing and responses are provided below to assist Councillors in their deliberations on the matter.

QUESTIONS FROM MEMBERS TAKEN ON NOTICE

1	Item 10.2.1 Financial Reports for the Period 1 August 2020 to 31 August 2020	
Question(s)	Response / Action	
Cr Giorgia Johnson	Acting Director Corporate and Strategy	
<p>On page 30, it says that 94% of our infringements are over 60 days. Can we please receive commentary as to why this is?</p>	<p>The City sends offenders a reminder and final demand notice for unpaid infringement. If the debt remains outstanding for 70 days, the City then lodges the debt to Fines Enforcement Registry (FER) who takes over the responsibility of the debt collection. Majority of that 94% outstanding figure is currently with FER to be collected.</p> <p>Once a fine is registered with FER, if the offender's contact details are still correct a Notice of Intention to enforce is issued with a 28 day due date.</p> <p>FER allows up to 3 months to organise a payment in full or for offender to enter into a payment arrangement. After the 3 months, a Notice of Suspension is issued for the drivers licence and/or vehicle.</p> <p>FER will actively follow the infringement for 8 years if the offender is living in the metropolitan area and 4 years if regional.</p> <p>If the offender has a large amount of infringements and have exhausted all means of recovering the debt a Warrant of Commitment (Imprisonment in default of payment of the fine).</p> <p>The City follows up with FER for payments and lodgements on a weekly basis and a review of infringements outstanding with FER is conducted every 3 months in line with the Audit and Risk committee meetings.</p>	
Cr Dan Bull, Mayor	Acting Director Corporate and Strategy	
<p>Why were plant operating costs higher than anticipated for this period? (refer page 34)</p>	<p>With capital projects being undertaken earlier than anticipated, the corresponding plant operating costs associated with these projects have also been higher. This variance should reduce throughout the financial year.</p>	
<p>Can we please have an explanation as to 'variance is a result from the expected timing of reserve funded projects being undertaken and therefore funds not being recouped'? (refer page 35)</p>	<p>Funds are not transferred out of the reserves until the project expenses have occurred. The commencement of some projects that are reserve funded, is later than originally anticipated.</p>	

3.	Item 10.4.2 Proposed Two Storey Single House and Street Tree Removal- Lot 765, 33 Hudson Street, Bayswater --	
Question(s)		Response / Action
Cr Filomena Piffaretti, Deputy Mayor		Acting Director Community and Development
<i>Can the City please confirm the value of the bonds that have been collected in the last two years?</i>		The City officers are aware of at least three instances where planning approval has been granted to three residential development applications involving street tree removal within the past 2 years under delegated authority. In all three instances, a bond of \$500 was imposed as a condition of approval to ensure that the replacement tree planted survived its first 24 months. One of the development applications dated from 2017 prior to the adoption of the Trees on Private Land and Street Verges Policy. The planning approvals granted in 2018 and 2019, were both granted after the policy had taken effect and were subject to two conditions, one requiring a \$500 bond for a replacement tree and a second condition requiring payment of the amenity value of the tree (known as the Helliwell valuation).
4.	Item 10.4.5 Design Review Panel - Considerations of Extensions of Panel Member Appointment Term until 2021	
Question(s)		Response / Action
Cr Barry McKenna		Acting Director Community and Development
<i>Can we please have suggested wording for an alternate so that the EOI process to run alongside the panel sitting until the October election?</i>		An alternative Recommendation will be prepared accordingly.
5.	Item 10.4.7 Transformation of Lyric Lane, Maylands into a Part-Time Public Space	
Question(s)		Response / Action
(COUNCILLOR)		(DIRECTOR)
<i>The City has recommended a permanent closure to vehicular traffic. Is it possible to close it for a maximum period, for example 5 years?</i>		Yes, Council could modify the officer recommendation to approve the undertaking of consultation regarding a closure to vehicular traffic for a set period, such as 5 years, rather than permanently. It is considered that this would still provide adequate certainty for the adjoining businesses. At the end of the approved closure period, Council could then reconsider the matter and extend it at that time if appropriate.
6.	Item 11.1 Cr Catherine Ehrhardt - Opening of Roadway- Swan Bank Road, Maylands	
Question(s)		Response / Action
Cr Elli Petersen-Pik		Director Works and Infrastructure
<i>Can we please have indicative figures on how much the opening of the roadway will cost? (2.28)</i>		The following is an order of cost estimate for the construction of Swan Bank Road, including assumptions/clarification made.

Items	Amount
General	39,813.07
Earthworks	37,691.20
Stormwater Drainage	120,339.75
Roadworks	217,351.50
Provisional Sums	213,800.00
SUB TOTAL	628,995.52
Contingency 20%	125,799.10
TOTAL	754,794.62

Cr Steven Ostaszewskyj	Director Works and Infrastructure
<i>Is the City planning in the near future to remove any of the trees/bushes/shrubs along Swan Bank Road and Clarkson Road.</i>	<p>There are currently no plans to remove vegetation from these road reserves in the near future. Aside from minor clearing/pruning works around the footpath within Swan Bank Road Reserve adjacent to the lakes. Furthermore, as part of rehabilitation works for the Maylands Lakes, restoration of a portion of the foreshore of Lake Brearley will be undertaken which will include the removal of the <i>Casuarina cunninghamii</i>, <i>Melaleuca quinquenervia</i> and <i>Eucalyptus camaldulensis</i>. This will be replaced with species that are endemic to the location.</p> <p>Notwithstanding the above, please note that as part of the Waterland Redevelopment project, an Arborist report has identified two trees, which have lightning damage and are diseased and dying as requiring removal.</p>