



# Agenda Briefing Forum Summary Notes

<b>Meeting</b>	Agenda Briefing Forum – for Ordinary Council Meeting – 29 April 2025			
<b>Location</b>	Council Chambers			
<b>Date</b>	22 April 2025	<b>Start Time</b>	7:00pm	<b>Finish Time</b> 8:08pm

## 1. ATTENDANCE

<b><u>Members</u></b> Mayor Filomena Piffaretti Cr Elli Petersen-Pik Deputy Mayor Cr Assunta Meleca Cr Josh Eveson Cr Sally Palmer Cr Michelle Sutherland Cr Nat Latter Cr Giorgia Johnson  <b><u>Leave of Absence</u></b> Cr Steven Ostaszewskyj  <b><u>Apologies</u></b> Nil.  Public: 10	<b><u>Officers</u></b> Jeremy Edwards Chief Executive Officer Bianca Sandri Director Community Services Luke Botica Director Infrastructure and Assets Kym Leahy Director Corporate Services Amanda Albrecht Manager Governance and Strategy Rebecca McKrill Governance Officer Jon Vines Manager Project Services Alex Devine Environment Manager Muhammad Hassan IT Support Officer (until 7:38pm)  <b><u>Apologies</u></b> Nil.
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## 2. DISCLOSURE OF INTEREST SUMMARY

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

Name	Item No.	Type of Interest	Nature of Interest
Cr Nat Latter	10.1.2	Proximity	Motion 12 mentions Eighth Avenue in Maylands Town Centre, which is where I operate a business.
Cr Assunta Meleca	10.3.2	Impartial	One of the deputies is known to me outside of my work as a councillor.

<i>Cr Giorgia Johnson</i>	<i>10.1.2</i>	<i>Proximity</i>	<i>Motion 15 mentions the intersection of King William Street and Guildford Road which is on the street I live on.</i>
<i>Cr Giorgia Johnson</i>	<i>10.3.5</i>	<i>Impartial</i>	<i>I am a member of Environment House which is mentioned in the report as a potential partner for electrification workshops.</i>
<i>Cr Michelle Sutherland</i>	<i>10.1.5</i>	<i>Proximity</i>	<i>I own properties on Foyle Road and Cantlebury Road which are mentioned in the report.</i>
<i>Cr Sally Palmer</i>	<i>10.3.4</i>	<i>Impartial</i>	<i>I am on the Board and Chair of the Bayswater Childcare centre.</i>
<i>Cr Sally Palmer</i>	<i>10.4.2</i>	<i>Impartial</i>	<i>I am on the Board of the Noranda Primary School which is located next to Deschamp Reserve.</i>
<i>Mayor Filomena Piffaretti</i>	<i>10.3.1</i>	<i>Impartial</i>	<i>I attend some of the games there and know some of the committee members.</i>
<i>Mayor Filomena Piffaretti</i>	<i>14.1.1</i>	<i>Indirect financial</i>	<i>I have an indirect financial interest as the proponent has a financial partnership with a person that is closely associated with me. I will be leaving the Chamber for any discussion on this item.</i>

### 3. DEPUTATIONS

#### 10.1.2 Annual General Meeting – 12 March 2025 – Response to Motions

In relation to item 10.1.2, Kate Bowker was in attendance and spoke in opposition to the officer's recommendation for Motion 11 which relates to Local Roads Safer Speed Trials.

In relation to item 10.1.2, Nana Maeshinjo submitted a written deputation in support of the officer's recommendation for Motion 19 which relates to traffic calming devices surrounding Maylands Peninsula Primary School, and Motion 20 which relates to Traylen Road.

In relation to item 10.1.2, Eden Winnacott submitted a written deputation in support of the officer's recommendation for Motion 19 which relates to traffic calming devices surrounding Maylands Peninsula Primary School.

In relation to item 10.1.2, Kelsie Jenkins submitted a written deputation in support of the officer's recommendation for Motion 19 which relates to traffic calming devices surrounding Maylands Peninsula Primary School.

In relation to item 10.1.2, Megan Parker submitted a written deputation in support of the officer's recommendation for Motion 13 which relates to the installation of cockitroughs at key locations throughout the City and Motion 19 which relates to traffic calming devices surrounding Maylands Peninsula Primary School.

### **10.3.1 Frank Drago Soccer Precinct Redevelopment – Feasibility and Advocacy Findings Report**

In relation to item 10.3.1, Mia Njirich was in attendance and spoke in support of the officer's recommendation.

In relation to item 10.3.1, Megan registered to make a deputation, however, was not in attendance.

### **10.3.2 Maylands Lakes – Environmental Masterplan Update**

In relation to item 10.3.2, Steve Cloughley was in attendance and spoke in support of the officer's recommendation.

In relation to item 10.3.2, Kevin Hamersley was in attendance and spoke in support of the officer's recommendation.

In relation to item 10.3.2, Debra Rosser submitted a written deputation in support of the officer's recommendation.

In relation to item 10.3.2, Dianne Akhtar submitted a written deputation on this item.

### **10.4.2 Deschamp Reserve Footpath Designated On Lead Area**

In relation to item 10.4.2, Harvey Tonkin was in attendance and spoke in opposition to the officer's recommendation.

## **4. QUESTIONS TAKEN ON NOTICE 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.

### **10.1.2 Annual General Meeting – 12 March 2025 – Response to Motions**

#### **Motion 11 which relates to Local Roads Safer Speed Trials.**

**Cr Elli Petersen-Pik – Deputy Mayor**

#### **Question 1**

**What would be the process and implications of supporting a trial as was requested, to reduce the speed limit in some of the areas around the City, generally. What is the process?**

#### **Response 1**

While this question was responded to during the meeting, additional information is provided below.

The City has liaised with MRWA on multiple occasions regarding proposals for speed limit reductions to various residential areas within the City of Bayswater.

MRWA has indicated to the City that speed reduction requests will be considered if:

- Traffic counts are undertaken, showing the average speed limit in the area as 40km/h or less (up to a maximum 45km/h; this is at the discretion of MRWA and subject to their approval); or

- Traffic calming treatments are already installed in the area e.g. speed humps to reduce speed, however, motorists continue to drive at a higher speed.

If the area does not meet either of the above criteria, MRWA is likely to refuse the request.

The City has been planning to implement 40km/h speed area zones as the Low Cost Urban Road Safety (LCURS) is being progressively rolled out across the City. It is expected that the areas consisting of LCURS treatments will meet MRWA requirements for consideration.

## **Question 2**

**When the speed limit was reduced in the City of Bayswater section of Mt Lawley, did the City add any road treatments prior to reducing the speed limit?**

### **Response 2**

The City did not add any traffic treatments to the Mount Lawley area prior to, or as part of, the speed zone change. The City of Vincent precinct consisted of some traffic treatments that had already been in place for several years prior to the speed trial, and most of the streets without treatments consisted of on-street parking (not marked) in front of residential properties.

Traffic counts were undertaken on the City of Bayswater section of Mount Lawley and all reported speeds of 40km/h or less, mainly due to their proximity to St John of God hospital, who were also advocating for a lower speed limit. MRWA assessed the City's request and approved the proposal.

At that time, the City of Vincent had already commenced a two-year, 40km/h trial to measure traffic and pedestrian data to inform whether a reduction in speed from 50km/h to 40km/h was justified (the majority of the 40km/h zone was in the City of Vincent, with a small part in the City of Bayswater). MRWA advised the City that as the six-monthly assessment of the City of Vincent's trial showed positive outcomes, MRWA's preference was to implement a permanent 40km/h speed limit in this area at the end of the trial. As a consequence, MRWA provided approval to the City of Bayswater for a permanent speed zone reduction instead of implementing a trial. This was understood to be the result of the roads being adjacent to and near a hospital and already demonstrating that the majority of motorists were travelling at the lower speed.

## **Question 3**

**Did the City receive any objections regarding reducing the speed limit in Mt Lawley?**

### **Response 3**

At the Ordinary Meeting held on 27 October 2020, a report was presented to Council confirming MRWA's approval for the speed limit reduction in the City-owned portion of Mount Lawley. The report confirmed that consultation had been undertaken with affected residents and businesses, including St John of God Hospital. From 273 letters distributed, three written responses and five online

submissions were received. From the three written responses, two were in support and one was neutral. From the five submissions, four were in support and one was neutral.

#### **10.4.2 Deschamp Reserve Footpath Designated On Lead Area**

**Mayor Filomena Piffaretti**

##### **Question 1**

**Would it be possible to change the boundary to be off-lead up until south of the footpath, and then from the footpath, north, is on-lead, to better clarify there's a barrier as to where the off and on lead areas start and end?**

##### **Response 1**

Changing the boundary would require the process to start again including readvertising for public comment.

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#### **10.4.3 Review of Mobile Food Vendor Guidelines**

**Cr Elli Petersen-Pik – Deputy Mayor**

##### **Question 1**

**Is the mobile food vendor permit applicable to event food vendors?**

##### **Response 1**

No, mobile food vendors operating at events are of a temporary nature and are approved through a different process. These guidelines relate to mobile food vendors operating from approved locations within the City on a more frequent basis.

##### **Question 2**

**How will the 350m be measured from where a mobile food vendor can operate from in proximity to an established food or beverage business?**

##### **Response 1**

The 350m is to be measured from the closest edge of the mobile food vendor's vehicle or stall, to the closest side of a building containing an established food or beverage business.

##### **Question 3**

**Will that specific change result in any implications to any of the existing food vans currently operating in our City, in any of the parks and reserves?**

##### **Response 3**

Yes, mobile food vendors operating at Robert Thompson Park would be within 350m of a building containing a food business and the approved location at AP Hinds Reserve is immediately adjacent to the Oarhouse Café building. Therefore, both locations would be impacted by the proposed changes to the guidelines.

##### **Question 4**

### **Does Mr Whippy fall under this policy?**

#### Response 4

Ice cream vehicles which operate as itinerant vendors (i.e. stop briefly to do business and then move on) are not captured by these guidelines. These guidelines relate to mobile food vendors operating from approved locations within the City on a more frequent basis.

### **Cr Nat Latter**

#### Question 1

**In the report it states that Robert Thompson Park will not be impacted, however, it is listed as a location in the MFVG as a designated location, how will the coffee van be impacted?**

#### Response 1

The report states *“Robert Thompson Park is situated approximately 220 metres north of this car park area and the distance of any mobile food vendors within this car park area will be within 350 metres of several established food and beverage tenancies within the Noranda Shopping Village.”*

Therefore, any mobile food vendor operating at Robert Thompson Park would need to ensure that they do not provide the same offerings as other established food businesses within 350m.

#### Question 2

**Can you also look at Riverside Gardens and Ap Hinds Reserve, and whether that is within distance of existing businesses?**

#### Response

The approved location at AP Hinds Reserve is immediately adjacent to the Oarhouse Café building (~10m) and is on the same parcel of land. However, there does not appear to be any buildings containing food premises within 350m of the approved Riverside Gardens location.

### **Cr Sally Palmer**

#### Question 1

**I’m concerned about the noise of the generators growing and progressively getting louder at Crimea Park. It says 75 decibels, however have we ever given notice to any vendors regarding noise?**

#### Response

Noise modelling and the monitoring of generators has been undertaken in the past to provide guidance to mobile food vendors. Generators with a rating not exceeding 75dB (at the source) were found to be compliant with the regulations when measured from a complainant’s property; as the noise level drops significantly with distance (i.e. 75dB at the source, is ~37dB at 30m). Regardless, mobile food vendors are still bound by the requirements of the *Environmental Protection (Noise) Regulations 1997*. The City’s Environmental Health Officers will continue to investigate noise complaints to ensure generators are compliant with the regulations.

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#### **14.1.1 - Proposed Exclusivity Agreement – 22 Swan Bank Road, Maylands**

*At 7:54pm the meeting went behind closed doors so Elected Members could ask questions on confidential item 14.1.1 Proposed Exclusivity Agreement – 22 Swan Bank Road, Maylands.*

*In accordance with section 5.61 of the Local Government Act 1995, Mayor Filomena Piffaretti declared an indirect financial interest in relation to this item.*

*At 7:54pm Mayor Filomena Piffaretti withdrew from the meeting and Cr Elli Petersen-Pik – Deputy Mayor assumed the Chair.*

*At 8:07pm Cr Elli Petersen-Pik – Deputy Mayor reopened the meeting to the public.*

*At 8:08pm Mayor Filomena Piffaretti returned to the meeting, resumed the Chair and closed the meeting.*