



# Agenda Briefing Forum Summary Notes

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| <b>Meeting</b>  | Agenda Briefing Forum – for Ordinary Council Meeting – 18 November 2025 |                    |         |
| <b>Location</b> | Council Chambers  |                    |         |
| <b>Date</b>     | 11 November 2025  | <b>Start Time</b>  | 7:00pm  |
|                 |   | <b>Finish Time</b> | 10:14pm |

## 1. ATTENDANCE

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| <p><b><u>Members</u></b></p> <p>Cr Elli Petersen-Pik Deputy Mayor<br/>         Cr Calla Loiacono<br/>         Cr Steven Ostaszewskyj<br/>         Cr Anthony Pittaway<br/>         Cr Michelle Sutherland<br/>         Cr Nat Latter<br/>         Cr Cale Black<br/>         Cr Donovan MacDonald</p> <p><b><u>Leave of Absence</u></b></p> <p>Nil.</p> <p><b><u>Apologies</u></b></p> <p>Mayor Filomena Piffaretti</p> <p>Public: 24</p> | <p><b><u>Officers</u></b></p> <p>Jeremy Edwards                      Chief Executive Officer<br/>         Ryan Hall                                Director Community Services<br/>         Luke Botica                               Director Infrastructure and Assets<br/>         Kym Leahy                                Director Corporate Services<br/>         Amanda Albrecht                        Manager Governance and Strategy<br/>         Rebecca McKrill                        A/Coordinator Governance<br/>         Alex Devine                                Environment Manager</p> <p><b><u>Apologies</u></b></p> <p>Nil.</p> |
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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  |
|-----------------------------|---------------|------------------|---|
| <i>Cr Donovan MacDonald</i> | <i>10.4.1</i> | <i>Financial</i> | <i>I have a Development Application with the City that Planning Solutions are managing.</i>     |
| <i>Cr Cale Black</i>        | <i>10.3.3</i> | <i>Impartial</i> | <i>Provided deputation in support of the original proposal prior to election as Councillor.</i> |

### **3. DEPUTATIONS**

#### **10.3.1 Proposed Tree Removal – 16 and 18 McGrath Place, Noranda**

1. In relation to item 10.3.1, Rebecca Pourmand was in attendance and spoke in opposition to the officer's recommendation.
  2. In relation to item 10.3.1, Ben Jolly was in attendance and spoke in opposition to the officer's recommendation.
  3. In relation to item 10.3.1, Wendy Garstone was in attendance and spoke in support of the officer's recommendation
  4. In relation to item 10.3.1, Georgina Ker was in attendance and spoke in support of the officer's recommendation
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#### **10.3.2 East Baigup Management Order Transfer**

5. In relation to item 10.3.2, Christine Richardson was in attendance and spoke in opposition to the officer's recommendation.
  6. In relation to item 10.3.2, Penny Lee was in attendance and spoke in opposition to the officer's recommendation.
  7. In relation to item 10.3.2, Rosemary Lynch, on behalf of Baigup Wetlands Interest Group, was in attendance and spoke in opposition to the officer's recommendation.
  8. In relation to item 10.3.2, Alex Ellis, submitted a **written deputation** in opposition to the officer's recommendation.
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***In accordance with section 5.60A of the Local Government Act 1995, Cr Donovan MacDonald declared a financial interest in this item.***

***At 8:17pm, Cr Donovan MacDonald withdrew from the meeting before the deputations were heard.***

#### **10.4.1 Proposed Four Grouped Dwellings with Two Ancillary Dwellings – 44 Broadway, Embleton**

9. In relation to item 10.4.1, John Allen was in attendance and spoke in opposition to the officer's recommendation.
10. In relation to item 10.4.1, Joseph Hartley was in attendance and spoke in opposition to the officer's recommendation.
11. In relation to item 10.4.1, Rhiannon Italiano was in attendance and spoke on the item.
12. In relation to item 10.4.1, Izak De Vries was in attendance and spoke in opposition to the officer's recommendation.
13. In relation to item 10.4.1, Sussan Hawkins was in attendance and spoke in opposition to the officer's recommendation.
14. In relation to item 10.4.1, Robert Walker was in attendance and spoke in support of the officer's recommendation.

***At 9:27pm, Cr Donovan MacDonald returned to the meeting.***

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#### 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.

*At 9:28pm, Cr Donovan MacDonald withdrew from the meeting due to a financial interest declaration on item 10.4.1 Proposed Four Grouped Dwellings with Two Ancillary Dwellings – 44 Broadway, Embleton, while questions were asked in relation to this item.*

**Item 10.4.1 Proposed Four Grouped Dwellings with Two Ancillary Dwellings – 44 Broadway, Embleton**

**Cr Steven Ostaszewskyj**

##### Question 1

**The developer has another location, similar to this proposal, within the City of Bayswater. Has the City received any feedback from residents and ratepayers in relation to the other development, and if so, what has the feedback been?**

##### Response 1

The City has not received any complaints or negative feedback for those properties.

**Cr Cale Black**

##### Question 1

**Limb 6 of the officer's recommendation refers to four trees worthy of retention and to be consistent with the Australian Standards. What are the Australian standards for those trees?**

##### Response 1

The 'Australian Standards AS 4970-2025 - Protection of trees on development sites' is applicable. The Standards includes requirements for determining appropriate tree protection zones and measures for protection during construction works.

##### Question 2

**In relation to limb 3 of the officer's recommendation, for the liability to the landowner if a verge tree is damaged, removed or suffers irreversible effects to its health, is there an estimate from the City as to what that maximum cost could entail?**

##### Response 2

The cost of the tree removal is \$500 (to remove and replace the tree) and the Helliwell (amenity) value of the tree. If the tree being removed is a young sapling, no Helliwell value has been applied and therefore, the cost is \$500, which is applicable to the case for 44 Broadway, Embleton.

The Helliwell value assessment is undertaken by the City's Tree Services team, undertaken periodically throughout the City. For more significant verge trees, Helliwell cost values may exceed \$10,000 and above.

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

**Question 1**

**Have the minimum requirements within the planning framework been implemented recently, is this new?**

Response 1

The R-codes are routinely reviewed and updated with the current version last being updated 2024.

***At 9:43pm, Cr Donovan MacDonald returned to the meeting.***

**Item 10.3.1 Proposed Tree Removal – 16 and 18 McGrath Place, Noranda**

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

**Question 1**

**Can trimming the trees to reduce the tree canopy, assist to help to reduce the growth of new roots?**

Response 1

Yes, crown reduction pruning to reduce a tree's canopy often results in a decreased amount of new root growth.

**Cr Cale Black**

**Question 1**

**Has the city considered potential legal issues in regards to the trees being retained and possible future damage?**

Response 1

Yes, the City takes reasonable steps to identify and manage risks, within the limits of its resources.

**Item 10.3.2 East Baigup Management Order Transfer**

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

**Question 1**

**Several years ago the City installed a new boardwalk at the location managed by the City. How much did the boardwalk cost the City to install and did the State Government assist with those costs?**

Response 1

The cost of the boardwalk in the western land portion was \$227,112 (excluding GST). These works were funded through the City's Cash in Lieu of Public Open Space reserves, and use of the funds was approved by the Minister for Planning.

### **Question 2**

**Can this site be acknowledged as an A-Class Reserve if there are two separate management orders over the entire area, or does there need to be one property owner to apply for this classification?**

### **Response 2**

For the site to be managed as a single Class A Reserve, the land needs to fall under one reserve number with one management order. Currently, the wetland is split between the City land and a separate Department of Planning, Lands and Heritage (DPLH) parcel. Because there are two different management orders, it is treated as two separate reserves. If the community prefers one manager for the whole site, the DPLH parcel would need to be transferred into the same reserve as the City land. Once it all sits under one reserve and one management order, the wetland can be managed as a single Class A Reserve.

### **Question 3**

**Lightning Swamp Bushland is the only A-Class Reserve we have in the City of Bayswater. Does the City know how much the State Government contributed over the last five years for the management of this area?**

### **Response 3**

Lightning Swamp Bushland is a Class A Reserve vested in the City of Bayswater. All on-ground management is funded through the City's municipal budget. The State Government has not provided direct operational funding over the last five years. A Water Corporation drain runs through the site, and Water Corporation undertakes its own maintenance works related to that drainage infrastructure.

### **Question 4**

**Can we initiate communication with our State Government representatives before next week to discuss the issues and concerns at Baigup Wetlands?**

### **Response 4**

The matter has been raised with the Local Member and the Deputy Mayor has submitted an alternative recommendation for Council to consider, for the Chief Executive Officer to liaise with the Department of Planning, Lands and Heritage and the Western Australian Planning Commission to confirm funding commitments or works, and negotiate the final terms of the management order.

An additional component to the Deputy Mayor's alternate motion is to request the Mayor to write to the Minister for Planning, the Minister for Environment and the Member for Maylands to inform them about Council's decision and request their assistance with securing the required funding.

**Item 10.4.2 Community Events Grant Application: Spear Foundation**

**Cr Cale Black.**

**Question 1**

**Is there any other financial grants that the City is aware of, that meets the objectives with the Reconciliation Action Plan?**

**Response 1**

The application by Speak Foundation is the only community event grant application that would meet the objectives of the Reconciliation Action Plan this financial year however last financial year there were two grants approved for:

1. Sarah Weston Aboriginal Art Workshops
2. Auspire Cultural Awareness Workshop