



CITY of PERTH

Lord Mayor and Councillors,

**NOTICE IS HEREBY GIVEN** that the next Ordinary Meeting of the Council of the City of Perth will be held in the Council Chamber, Level 9, Council House, 27 St Georges Terrace, Perth on **Tuesday, 23 February 2016 at 6.00pm.**

Yours faithfully

MARTIN MILEHAM  
CHIEF EXECUTIVE OFFICER

18 February 2016

#### VISION STATEMENT

*Perth is renowned as an accessible city. It is alive with urban green networks that are safe and vibrant. As a global city, there is a diverse culture that attracts visitors. It provides city living at its best. Local and global businesses thrive here. Perth honours its past, while creating a sustainable future.*





CITY of PERTH

# COUNCIL CHAMBERS SEATING LAYOUT



Manager Governance  
**Mark Ridgwell**



The Right Honourable  
The Lord Mayor  
**Ms Lisa-M. Scaffidi**



Chief Executive  
Officer  
**Martin Mileham**



Director Community and  
Commercial Services  
**Rebecca Moore**



**Cr Judy McEvoy**



**Cr Janet Davidson**  
OAM JP



Personal Aide to  
the Lord Mayor  
**Paul Anastas**

Director Planning  
and Development



**Cr Reece Harley**



**Cr Jemma Green**



Director  
Construction and  
Maintenance  
**Paul Crosetta**



Manager Development  
Approvals  
**Margaret Smith**



**Cr Keith Yong**



**Cr Lily Chen**



Director Corporate  
Services  
**Robert Mianich**



Director Economic  
Development and  
Activation  
**Michael Carter**



**Cr James Limnios**  
Deputy Lord Mayor



**Cr Jim Adamos**



Governance Electoral  
Officer - Minutes  
**Cathryn Clayton**



# BUSINESS

1. Prayer
2. Declaration of Opening
3. Apologies
4. Question Time for the Public.
5. Members on Leave of Absence and Applications for Leave of Absence
6. Confirmation of Minutes:  
Ordinary Council - 2 February 2016
7. Announcements by the Lord Mayor
8. Disclosure of Members' Interests
9. Questions by Members of which due notice has been given
10. Correspondence
11. Petitions
12. Matters for which the Meeting may be Closed

In accordance with Section 5.23(2) of the *Local Government Act 1995*, should an Elected Member wish to discuss the content of the confidential schedules listed below, it is recommended that Council resolve to close the meeting to the public prior to discussion of the following:

Schedule No.	Item No. and Title	Reason
Confidential Schedule 6	Item 8 - Roe Street and Railway Street Shared path	s.5.23(2)(c)

13. Reports (refer to Index of Reports on the following pages)
14. Motions of which previous notice has been given
15. Urgent Business
16. Closure

## INFORMATION FOR THE PUBLIC ATTENDING COUNCIL MEETINGS

Welcome to this evening's Council meeting. This information is provided on matters which may affect members of the public. If you have any queries on procedural matters please contact a member of the City's staff in attendance tonight.

### Question Time for the Public

- An opportunity is available at Council meetings for members of the public to ask a question about any issue relating to the City. This time is available only for asking questions and not for making statements. Complex questions requiring research should be submitted as early as possible in order to allow the City sufficient time to prepare a response.
- The Presiding Person may nominate a Member or officer to answer the question and may also determine that any complex question requiring research be answered in writing. No debate or discussion is allowed to take place on any question or answer.
- To ask a question please write it on the white Question Sheet provided at the entrance to the Council Chamber and hand it to a staff member before the meeting begins. Alternatively questions can be forwarded to the City of Perth prior to 3.00pm on the day of the meeting, by:-
  - Letter: Addressed to GPO Box C120, Perth, 6839;
  - Email: [governance@cityofperth.wa.gov.au](mailto:governance@cityofperth.wa.gov.au).
- Question Sheets are also available on the City's web site: [www.perth.wa.gov.au](http://www.perth.wa.gov.au).

### Disclaimer

Members of the public should note that in any discussion regarding any planning or other application that any statement or intimation of approval made by any Member or officer of the City during the course of any meeting is not intended to be and is not to be taken as notice of approval from the City. No action should be taken on any item discussed at a Council meeting prior to written advice on the resolution of the Council being received.

Any plans or documents contained in this agenda may be subject to copyright law provisions (*Copyright Act 1968*, as amended) and the express permission of the copyright owner(s) should be sought prior to their reproduction.

# EMERGENCY GUIDE

Council House, 27 St Georges Terrace, Perth



CITY of PERTH

The City of Perth values the health and safety of its employees, tenants, contractors and visitors. The guide is designed for all occupants to be aware of the emergency procedures in place to help make an evacuation of the building safe and easy.

## BUILDING ALARMS

Alert Alarm and Evacuation Alarm.

### ALERT ALARM

**beep beep beep**

All Wardens to respond.

Other staff and visitors should remain where they are.



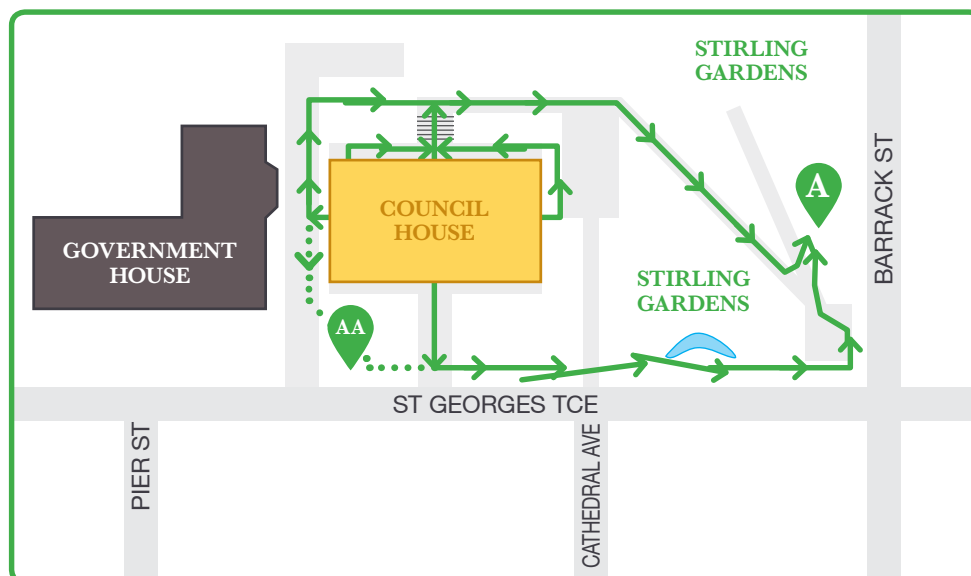
## EVACUATION ALARM/PROCEDURES

**whoop whoop whoop**

On hearing the Evacuation Alarm or on being instructed to evacuate:

1. Move to the floor assembly area as directed by your Warden.
2. People with impaired mobility (those who cannot use the stairs unaided) should report to the Floor Warden who will arrange for their safe evacuation.
3. When instructed to evacuate leave by the emergency exits. **Do not use the lifts.**
4. Remain calm. Move quietly and calmly to the assembly area in **Stirling Gardens** as shown on the map below. Visitors must remain in the company of City of Perth staff members at all times.
5. After hours, evacuate by the nearest emergency exit. **Do not use the lifts.**

### EVACUATION ASSEMBLY AREA



Assembly Area

Alternate Assembly Area

# INDEX OF REPORTS

<b>Item</b>	<b>Description</b>	<b>Page</b>
<b>FINANCE AND ADMINISTRATION COMMITTEE REPORTS</b>		
1	PAYMENTS FROM MUNICIPAL AND TRUST FUNDS – JANUARY 2016	1
2	2016 PHOTOGRAPHIC COMMISSION – COUNCIL REPRESENTATIVE SELECTION PANEL MEMBER	3
3	GRANT – CITY OF PERTH BAND INC	5
4	DONATION – THE RETURNED AND SERVICES LEAGUE OF AUSTRALIA WA BRANCH INCORPORATED (RSL WA) ANZAC DAY 2016 COMMEMORATIONS	8
5	RECEPTION REQUEST – RECEPTION FOR 75TH ANNIVERSARY BATTLE OF CRETE BOOK LAUNCH	13
6	REVIEW OF POLICY 18.2 – CULTURAL COLLECTIONS	16
7	PUBLIC ART ADVISORY PANEL – TERMS OF REFERENCE	25
<b>WORKS AND URBAN DEVELOPMENT COMMITTEE REPORTS</b>		
8	ROE STREET AND RAILWAY STREET SHARED PATH	29
<b>OTHER REPORTS</b>		
9	3 (LOT 502) TRINITY AVENUE, EAST PERTH – PROPOSED WATERBANK SUBDIVISION APPLICATION – STAGE 2	34

## FINANCE AND ADMINISTRATION COMMITTEE REPORTS

### ITEM NO: 1

#### PAYMENTS FROM MUNICIPAL AND TRUST FUNDS – JANUARY 2016

**FINANCE AND ADMINISTRATION (APPROVAL)  
COMMITTEE  
RECOMMENDATION:**

*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 31 January 2016, be received and recorded in the Minutes of the Council, the summary of which is as follows:*

<b>FUND</b>	<b>PAID</b>
<b>Municipal Fund</b>	<b>\$ 12,575,372.04</b>
<b>Trust Fund</b>	<b>\$ 117,658.02</b>
<b>TOTAL:</b>	<b>\$ 12,693,030.06</b>

#### **BACKGROUND:**

FILE REFERENCE: P1031101-23  
REPORTING UNIT: Finance  
RESPONSIBLE DIRECTORATE: Corporate Services  
DATE: 31 January 2016  
MAP / SCHEDULE: TRIM ref. 15049/16

The Committee recommendation to the Council for this report was resolved by the Finance and Administration Committee at its meeting held on 16 February 2016.

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

#### **LEGISLATION / STRATEGIC PLAN / POLICY:**

**Legislation** Regulation 13(1) of the *Local Government (Financial Management) Regulations 1996*

**Integrated Planning  
and Reporting  
Framework  
Implications**

**Strategic Community Plan**

Council Four Year Priorities: Community Outcome  
Capable and Responsive Organisation

A capable, flexible and sustainable organisation with a strong and effective governance system to provide leadership as a capital city and deliver efficient and effective community centred services.

**COMMENTS:**

Payments for the month of January 2016 included the following significant items:

- \$854,999.27 to the Western Australian Treasury Corporation for a loan payment of \$711,834.69 for the City of Perth Library and Public Plaza Project and \$143,164.58 for the half yearly Government Guarantee Fee payable for all City of Perth loans.



## ITEM NO: 2

### 2016 PHOTOGRAPHIC COMMISSION – COUNCIL REPRESENTATIVE SELECTION PANEL MEMBER

#### *FINANCE AND ADMINISTRATION (APPROVAL) COMMITTEE*

#### *RECOMMENDATION:*

*That Council nominates \_\_\_\_\_ to represent  
Council on the selection panel for the 2016 Photographic  
Commission.*

#### **BACKGROUND:**

FILE REFERENCE: P1031593  
REPORTING UNIT: Arts, Culture and Heritage  
RESPONSIBLE DIRECTORATE: Economic Development and Activation  
DATE: 1 February 2016  
MAP / SCHEDULE: N/A

The Committee recommendation to the Council for this report was resolved by the Finance and Administration Committee at its meeting held on 16 February 2016.

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

Council is requested to consider appointing a new Elected Member representative on the selection panel for the 2016 Photographic Commission.

The panel will be required to carry out the second stage of the selection process to determine which of the works created by the commissioned artists in response to the commissioning brief will be selected to enter the City of Perth Art Collection.

The City of Perth Photographic Commissions has been running since 2009 to document built and social elements of Perth. Two complementary commissions are carried out, one focusing on the built space of the city and the other with a broader scope which may include the social life and community in Perth. The resulting works form a photographic survey of the city at a particular moment in time and are now an important part of the City of Perth Art Collection.

The 2016 Photographic Commissions Selection Panel met in September 2015 to select the artists to carry out the commissions. The selection of artists Jacqueline Ball and Graham Miller was determined by the panel and carried by Council at its meeting held on **13 October 2015**.

**LEGISLATION / STRATEGIC PLAN / POLICY:**

**Integrated Planning  
and Reporting  
Framework  
Implications**

**Strategic Community Plan**  
Council Four Year Priorities: Community Outcome  
Healthy and Active in Perth  
S15 Reflect and celebrate the diversity of Perth

**Policy**

Policy No and Name: 18.2 – Collection Management

**DETAILS:**

**Selection and Commission Process**

A list of photographers were invited to submit a proposal in response to the commission brief. A selection panel was formed which included a representative from the Elected Members, relevant industry professionals and a City of Perth (the City) Officer. The submissions were then assessed by the selection panel, the selection was carried by Council, and resulted in one photographer for each commissioned engaged to carry out the project.

As detailed in the commission briefs, the photographers are required to submit 15 to 25 images to the City. The selection panel will meet after the photographs have been submitted and select 10 photographs per commission. These 10 photographs form the commission outcome and will become a part of the City of Perth Art Collection. It is anticipated that the selection panel will meet in early to mid-April to carry out this process.

**FINANCIAL IMPLICATIONS:**

There are no financial implications associated with this report.

**COMMENTS:**

The commissioning of photographic essays of Perth created by acknowledged art photographers provide an important historic, as well as artistic, record of the city at particular moments in time.

## ITEM NO: 3

### GRANT – CITY OF PERTH BAND INC

**FINANCE AND ADMINISTRATION (APPROVAL)  
COMMITTEE  
RECOMMENDATION:**

***That Council:***

- 1. approves a grant of \$11,080 (excluding GST), to the City of Perth Band (Inc) to assist with costs associated with the purchase of 50 embroidered, fully lined music stand banners incorporating the City of Perth crest and three pull-up banners; and***
  
- 2. notes the City of Perth Band (Inc) will provide the following benefits to the City of Perth:***
  - 2.1 deliver 10 free performances per annum representing the City of Perth at various events; and***
  
  - 2.2 use the City of Perth's crest on their music stand banners, pull-up banners and promotional literature.***

#### **BACKGROUND:**

FILE REFERENCE: P1010627-30  
REPORTING UNIT: Community Amenity and Safety  
RESPONSIBLE DIRECTORATE: Community and Commercial Services  
DATE: 5 February 2016  
MAP / SCHEDULE: N/A

The Committee recommendation to the Council for this report was resolved by the Finance and Administration Committee at its meeting held on 16 February 2016.

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

**LEGISLATION / STRATEGIC PLAN / POLICY:**

**Integrated Planning  
and Reporting  
Framework  
Implications**

**Strategic Community Plan**

Council Four Year Priorities: Community Outcome  
Capable and Responsive Organisation

S20 Meaningful and contemporary community  
engagement and communications

**Policy**

Policy No and Name: 18.8 – Provision of Sponsorship and Donations

**DETAILS:**

The City of Perth Band (Inc) (the Band), located at the Sir Charles Court Music Centre in Queens Gardens, Perth, has applied to the City of Perth (the City) for financial assistance totalling \$21,080 comprising costs of \$11,080 (excluding GST) to assist with costs associated with the purchase of 50 embroidered music stand banners incorporating the City's crest and three pull-up banners. The Band has requested an additional contribution of \$10,000 (excluding GST) to subsidise their lease premises in Queens Gardens. This request will be subject to a separate report for Council's consideration.

The cost of the music stand banners is \$9,955 (including artwork) and \$1,125 for the three pull-up banners.

The organisation initially submitted an application for funding of \$14,909 to purchase additional new equipment and following a meeting held with City staff and members of the Band's Board, it was agreed that the priority was to replace the ageing music stand banners and purchase three pull-up banners.

The City of Perth Band (Inc), an incorporated association, has operated since 1898 and has a long association with the City.

In 1999, the Band relocated to new leased premises in Queens Gardens provided by the City. The rental of the premises is subsidised by the City in return for the Band delivering the City 10 free performances over a 12 month period.

An internal meeting was held on 27 October 2015 with staff from Marketing and Events with a view to greater promotion of the Band and increasing the number of performances at future events.

The Lord Mayor is the patron of the Band.

The objectives of the Band are to provide community access to arts (music) as well as providing individuals the opportunity to develop music skills through learning to play music.

The Band has strong armed services connections and comprises three operating bands, the Brass, Concert and Swing Bands. The number of Band members playing on a regular basis in the three ensembles varies between 75 and 100.

The Band performs state-wide and for a range of different functions including parades such as the Anzac Day Parade and the Channel Seven Christmas Pageant. The City utilises the services of the Band wherever possible for civic functions, Australia Day and Christmas Concerts in Forrest Place, in addition to other events.

As a not for profit organisation, the Band relies on performances to generate fees to meet operating costs. An audited financial statement for the year ended 30 June 2014 shows revenue of \$33,781 and expenditure of \$36,945. Total current assets amount to \$65,677.

Previous financial assistance provided by the City: Assistance has been a contribution to uniform replacement and purchase of several musical instruments:

1995/96	\$ 4,000
2008/09	\$ 5,000
2011/12	
<i>Requested</i>	<i>\$13,743</i>
<b>2015/16</b> <b><i>Proposed</i></b>	<b><i>\$11,080</i></b>

**FINANCIAL IMPLICATIONS:**

ACCOUNT NO: GL 122-389-7901  
BUDGET ITEM: Other Property and Services – Unclassified – Other  
Unclassified  
BUDGET PAGE NUMBER: -  
BUDGETED AMOUNT: \$118,704  
AMOUNT SPENT TO DATE: \$ 25,100  
PROPOSED COST: \$ 11,080  
BALANCE: \$ 82,524  
  
ANNUAL MAINTENANCE: N/A  
ESTIMATED WHOLE OF LIFE COST: N/A

All figures quoted in this report are exclusive of GST.

**COMMENTS:**

The Band has had a long association with the City and uses the City's crest in its promotional literature.

## ITEM NO: 4

### DONATION – THE RETURNED AND SERVICES LEAGUE OF AUSTRALIA WA BRANCH INCORPORATED (RSL WA) ANZAC DAY 2016 COMMEMORATIONS

**FINANCE AND ADMINISTRATION (APPROVAL)  
COMMITTEE  
RECOMMENDATION:**

***That Council approves a cash donation of \$67,868 (excluding GST) to the RSL WA to assist with the costs associated with presenting the ANZAC Day Commemorations - Perth 2016 to be held in the city on Monday, 25 April 2016, noting that \$26,579 of this amount will be recoverable in fees and charges raised by the City of Perth.***

#### **BACKGROUND:**

FILE REFERENCE: P1010627-31  
REPORTING UNIT: Community Amenity and Safety  
RESPONSIBLE DIRECTORATE: Community and Commercial Services  
DATE: 2 February 2016  
MAP / SCHEDULE: N/A

The Committee recommendation to the Council for this report was resolved by the Finance and Administration Committee at its meeting held on 16 February 2016.

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

The Returned and Services League of Australia WA Branch Incorporated (RSL WA) has applied to the City of Perth (the City) for financial assistance of \$67,868 to assist with costs associated with holding the annual ANZAC Day Commemorations on Monday, 25 April 2016. The ANZAC Day Commemorations in the city include the Perth Dawn Service at the State War Memorial in Kings Park, Gunfire Breakfast in Stirling Gardens, ANZAC Day March through city streets and a Commemoration Service at Langley Park.

The City has provided an annual contribution to the staging of the annual ANZAC Day Commemorations through the provision of City services and contributing to associated costs. Prior to 2010 costs were funded through the City's Parades and Festivals operational budget, and between 2012 and 2015 support has been provided through the City's Event Sponsorship Program, as follows:

2011/12	\$36,000
2012/13	\$44,940
2013/14	\$61,120
2014/15 (Centenary Commemorations)	\$96,617
<b>Amount Requested / Proposed 2015/16</b>	<b>\$67,868</b>

For 2016 the RSL WA has requested the City to assist with the costs associated with staging the commemorations by providing a donation to cover the cost of City service fees and charges and provide additional funds for the saluting dais infrastructure in St Georges Terrace, additional banner display spaces in the malls and the Irwin Street closure and reserve hire.

### LEGISLATION / STRATEGIC PLAN / POLICY:

**Integrated Planning and Reporting Framework Implications**

**Strategic Community Plan**

Council Four Year Priorities: Community Outcome

Capable and Responsive Organisation

S20 Meaningful and contemporary community engagement and communications

### Policy

Policy No and Name: 18.8 – Provision of Sponsorship and Donations

### DETAILS:

The RSL WA is located at Anzac House, 28 St Georges Terrace, Perth. The association is a not for profit organisation formed in 1916 and since that time has been proactive in attending to the welfare needs of all ex-service and serving personnel with a particular focus on those in need or necessitous circumstances.

The RSL **Mission Statement** is:

*To ensure that programs are in place for the well-being, care, compensation and commemoration of serving and ex-service Defence Force members and their dependants. And to promote Government and community awareness of the need for a secure, stable and progressive Australia.*

The **Objectives** are:

*To serve the interests of its members, veterans, the ex-service community and members of the Australian Defence Force, the RSL executes its role by effectively implementing the following objectives which are in accord with the League's Mission Statement:*

- Welfare.
- Advocacy and Representation.
- Assistance to all veterans and ex-servicemen and women regardless of their membership in the League.

- Commemoration and Remembrance.
- Participation in employment programs for veterans, ex-service members and their dependants.
- Commitment to democratic principles and practices.
- Provision of a means for members to enjoy camaraderie and mateship.
- Provision of effective and efficient management of RSL assets and resources for the benefit of its members and serving members of the ADF.
- Act as an effective lobby group to Government and its departments.
- Provision of moral and active support for the ADF. Australian Forces Overseas Fund distributes 2,500 parcels bi-annually.
- Provision of a respected and meaningful voice within the community and Australian society.
- Promotion of loyalty and pride which the League has for the Nation, its people, the Crown and the Flag.

The RSL WA has been managing the State's ANZAC Day commemorations since the 1920's and over the past 14 years has taken the State's most significant commemorative event in the city to new levels, increasing both participation and attendance in all activities significantly.

**The 2016 Anzac Day Commemorations Include:**

- ANZAC Day Dawn Service at the State War Memorial in Kings Park, commencing at 6.00am.
- Gunfire Breakfast in Stirling Gardens, held at the conclusion of the Dawn Service and preceding the commencement of the ANZAC Day March.
- ANZAC Day March – Perth city streets from 9.00am.

Australian Defence Force will step off from the corner of Barrack Street and St Georges Terrace at 9.00am, followed by veteran carrying vehicles, and Ex-Services Unit, Corps, Regimental Associations. The parade will march east along St Georges Terrace, turn right onto Victoria Avenue and onto Langley Park.

- ANZAC Day Commemorative Service at Langley Park from 11.00am.

**Funding:**

For the past 14 years Lotterywest has been the major funding body for ANZAC Day commemorations across the State by providing a grant for infrastructure and associated costs.

For 2016 Lotterywest approved to provide a financial contribution of \$1,053,641 (excluding GST) to plan and present more than 100 ANZAC Day Services throughout Western Australia. RSL WA will contribute over \$60,000 to the Gun Fire Breakfast and Sunset Services.



Over many years the City has supported commemoration activities for ANZAC Day. As in previous years, the RSL WA has requested the City meet the cost of its services supplied for the ANZAC Day in the city including:

<b>City of Perth Service Fees and Charges</b>	<b>Amount (excl. GST)</b>
Stirling Gardens – event bump in and bump out days, public place hire, retail outlet and plant, on-site vehicles, 3 phase power	\$1,493
Irwin Street – road closure surcharge	\$5,048
CBD Streets – public place hire	\$201
Langley Park – public place hire, retail outlet and plant, on-site vehicles, 3 phase power	\$3,030
Parking Costs – reservation of on-street parking bays	\$5,193
Banner hire along St Georges Terrace, Adelaide Terrace, Hay Street Mall, Murray Street Mall, Forrest Place, William Street Wellington Street and Barrack Street from 17 April to 1 May 2016.	\$9,115
Bins – 160 x 240 litre sulo bins with rolls of bin liners	\$3,300
Contingency allowance (administration charges, damage restoration to reserves, special clean ups and other services requested by the City)	\$1,000
Administration Charge	\$403
Health Fees	\$1,085
Traffic Management – Parade and Dawn Service – part payment of resources and infrastructure	\$38,000
<b>Total Requested:</b>	<b>\$67,868</b>

#### **Involvement of the City of Perth:**

The City's involvement in the 2016 Anzac Day Commemoration includes:

- An invitation for the Lord Mayor to lay a wreath at the memorial and attend the commemoration service.
- The City's crest appearing in related newspaper and other advertisements promoting ANZAC Day, Order of Proceedings Program and in the screen content at Kings Park and Supreme Court Gardens during proceedings and on the RSL WA website and Facebook coverage.

**FINANCIAL IMPLICATIONS:**

ACCOUNT NO: CL 29B26000  
BUDGET ITEM: Other Property and Services – Unclassified – Other  
Unclassified  
BUDGET PAGE NUMBER: -  
BUDGETED AMOUNT: \$118,704 (\$62,000 allocated to ANZAC Day)  
AMOUNT SPENT TO DATE: \$ 82,524  
PROPOSED COST: \$ 67,868  
BALANCE: \$ 14,656  
  
ANNUAL MAINTENANCE: N/A  
ESTIMATED WHOLE OF LIFE COST: N/A

All figures quoted in this report are exclusive of GST.

**COMMENTS:**

Each year on 25 April people throughout Australia and overseas gather to pay their respects to all Australians who served and died in all wars, conflicts and peacekeeping campaigns and to honour and remember the sacrifices of the original ANZACs. The 2016 ANZAC Commemoration will be a special event in the city as it is nationally.

## ITEM NO: 5

### RECEPTION REQUEST – RECEPTION FOR 75<sup>TH</sup> ANNIVERSARY BATTLE OF CRETE BOOK LAUNCH

**FINANCE AND ADMINISTRATION (APPROVAL)  
COMMITTEE  
RECOMMENDATION:**

***That Council:***

- 1. approves BY AN ABSOLUTE MAJORITY the City of Perth hosting a reception for the 75<sup>th</sup> Anniversary Battle of Crete and the book launch of “The Battle of Crete: the untold stories”; and***
- 2. notes that a funding source is to be identified as part of the February 2016 Budget Review.***

#### **BACKGROUND:**

FILE REFERENCE: P1015368-3  
REPORTING UNIT: Directorate  
RESPONSIBLE DIRECTORATE: Commercial and Community Services & Economic Development and Activation  
DATE: 2 February 2016  
MAP / SCHEDULE: N/A

The Committee recommendation to the Council for this report was resolved by the Finance and Administration Committee at its meeting held on 16 February 2016.

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

Correspondence has been received by the Deputy Lord Mayor from Mr Tony Tsourdalakis, Secretary Battle of Crete and the Greek Campaign Commemorative Council, requesting that the City of Perth (the City) host a reception for the launch of the 75<sup>th</sup> Anniversary Battle of Crete Book titled “The Battle of Crete: the untold stories” and to honour surviving veteran Mr Arthur Leggett.

The Lord Mayor has referred this request to the Finance and Administration Committee for consideration, as it does not fall into the “Civic, Major or Urgent” categories, as provided in Policy 10.12 – Provision of Hospitality.

## LEGISLATION / STRATEGIC PLAN / POLICY:

### Integrated Planning and Reporting Framework Implications

### Corporate Business Plan

Council Four Year Priorities: Community Outcome  
Capable and Responsive Organisation  
S19 Improve the customer focus of the organisation

### Policy

Policy No and Name: 10.12 – Provision of Hospitality

Council Policy 10.12 – Provision of Hospitality provides that:

*The Lord Mayor may approve functions that are civic, major and urgent functions, and this is to be decided at their discretion without first being referred to Council.*

*Those requests for receptions not approved by the Lord Mayor to be referred to the Finance and Administration Committee which will in turn recommend to the full Council, where the estimated cost of the reception exceeds \$5,000.*

### DETAILS:

A request has been received from Mr Tony Tsourdalakis, Secretary Battle of Crete and the Greek Campaign Commemorative Council, for the City to host a reception for the launch of the 75<sup>th</sup> Anniversary Battle of Crete Book and honour one of the remaining survivors, Mr Arthur Leggett, who resides in Perth.

This Battle, which took place in the Second World War, was a watershed for the links forged between Australia, Greece and New Zealand and an integral part of the shared histories of these nations.

In 1941, Australian and New Zealand troops were sent to Greece by the Allies to defend the country against the advancing Nazi army. Many battles were fought on the mainland trying to halt the Nazis' advance but it was in Crete in May 1941 that the Axis saw their first defeat and the annihilation of their elite corps of paratroopers.

The island was defended by the Australian Sixth Division, alongside the remnants of the Greek Armed Forces, New Zealanders and British troops. After a few weeks of fierce fighting, the Allies retreated and the island fell to the Nazis. During the retreat and the following months many Allied soldiers were sheltered by the local population.

The Battle of Crete Commemorative Council, which was formed specifically for the commemorations, has decided to organise and host events in every capital city in Australia in order to honour this connection.

ANZAC Veteran Arthur Leggett is one of the very few remaining veterans, who resides in Perth. The Committee has decided to honour him on this important anniversary.

Moreover, the Committee endeavours to raise awareness of the fact that the ANZAC Corps was formed for the second and last time in Greece in 1941, in order to boost

the morale of the Australians and New Zealand troops who were fighting in Greece. Therefore the veterans of the Greek and Crete Campaign of 1941 carry the title of “Anzac”, which makes Arthur Leggett one of the last surviving Anzacs.

The Commemorative Council would seek to include the following attendees: the Premier of Western Australia, the Leader of the Opposition, the Western Australian RSL, the Hellenic RSL, the local Cretan Association, Veterans and their families, Members of Parliament, the Hellenic Initiative, the Greek Community of Western Australia, the Greek Consul to Perth, the Greek Orthodox Archdiocese and the Hellenic Ambassador to Australia.

The Commemorative Council will cover any expenses for flights to and from Perth as well as the accommodation for any overnight stays required. It will also cover all the costs associated in transporting the books to Perth.

The Commemorative Committee are requesting a date in April that works with the City as well. The event would be coordinated by the Civic Events Team.

The proposed event details are:

<b>Date:</b>	April 2016
<b>Time:</b>	6.00pm – 7:30pm
<b>Location:</b>	Level 11 Reception Suite, Council House
<b>Attendees:</b>	Maximum of 150 attendees

#### **FINANCIAL IMPLICATIONS:**

Costs for this reception is currently unfunded. The estimated cost for the reception is \$5,000.00.

All figures quoted in this report are exclusive of GST.

#### **COMMENTS:**

Correspondence has been received by the Deputy Lord Mayor and the City from Mr Tony Tsourdalakis, requesting the City host a reception for a maximum of 150 guests for the 75<sup>th</sup> Anniversary of the Battle of Crete and launch of the “Battle of Crete: the untold stories” book.

In accordance with Policy 10.12 – Provision of Hospitality, it is requested that Council gives consideration to the request.

## ITEM NO: 6

### REVIEW OF POLICY 18.2 – CULTURAL COLLECTIONS

**FINANCE AND ADMINISTRATION** (APPROVAL)  
**COMMITTEE**  
**RECOMMENDATION:**

***That Council adopts amended Policy 18.2 – Cultural Collections  
(formerly Collection Management) – Schedule 2.***

#### BACKGROUND:

FILE REFERENCE: P1014869  
REPORTING UNIT: Arts, Culture and Heritage  
RESPONSIBLE DIRECTORATE: Economic Development and Activation  
DATE: 10 February 2016  
MAP / SCHEDULE: Schedule 1 – Existing Policy 18.2 – Collection  
Management  
Schedule 2 – Amended Policy 18.2 – Cultural  
Collections

The Committee recommendation to the Council for this report was resolved by the Finance and Administration Committee at its meeting held on 16 February 2016.

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

At its meeting held on **14 March 1996**, Council adopted a Collection Management Policy to define the City of Perth's (the City) Art and Memorabilia Collections and inform the conditions of these collection's ongoing development and management. Subsequent revisions were approved by Council on **28 April 1998** and **14 March 2006**.

Changes to Policy 9.7 - Purchasing approved by Council **30 April 2015** and the introduction of the new Policy 9.14 - Disposal of Property (approved by Council **18 November 2014** and amended **30 April 2015**) have resulted in parts of the Collection Management Policy being outdated or inconsistent with the treatment of other city assets. The unique nature of the City's cultural collections however does require expanded treatment and explanation of acquisitions, collection de-accessioning, disposals, record keeping and management practices to ensure that collection management also complies with professional and industry standards relevant to collections.

This report provides a revised Policy 18.2 - Cultural Collections (formerly Policy 18.2 - Collection Management) which comprises principles and guidelines for managing the City's Art, History Centre and Memorabilia Collections and defines the scope of these three distinct cultural collections held and maintained by the City.

The City's three indoor cultural collections share similar requirements in respect to asset management and specialised industry standards for storage, handling, conservation and display.

#### **DETAILS:**

Proposed amendments to Policy 18.2 – Collection Management have been determined following thorough consultation with the curatorial and history centre staff responsible for all three collections in order to improve the policy wording and clearly articulate the objectives of the policy stated below:

**Policy 18.2 - Cultural Collections describes the nature of the City's indoor art, cultural artefacts and historical reference collections and the guiding principles employed by the City to acquire, care for and manage these public collections.**

**The objectives of Policy 18.2 - Cultural Collections are to define the parameters and priorities for the development and management of the City's Cultural Collections in accordance with relevant industry standards and laws and to facilitate public access to the collections.**

A thorough revision has not been undertaken since March 2006, the current policy includes references to tasks undertaken within a specific timeframe and of a procedural nature which are more appropriately referred to within operational plans, procedural documents and forms.

The current policy does not include the History Centre Collection, the revised policy brings this reference collection in line with other collections that are part of the same asset class and have similar characteristic and management requirements.

Research and comparisons with policy documents from other capital city local government authorities and public collecting institutions as well as research into industry standards has been undertaken during the review of Policy 18.2 – Cultural Collections.

Other documents and references also used to research changes were:

- Copyright Act (Commonwealth)
- Australian National University (ANU) Collection Policy
- City of Melbourne Collection Management Policy
- City of Fremantle Art Collection Policy
- Tasmanian Museum and Art Gallery Deaccession and Disposal Policy 2008
- Macquarie University Faculty of Arts Collection Policies (various)

- Code of Professional Ethics: International Council of Museum
- Significance 2.0: A Guide to Assessing significance of Collections: Collections Council of Australia.

### **Art Collection**

Spanning a range of media, the City of Perth Art Collection holds approximately 430 works of local, state and national significance, articulating conceptual, social, cultural and historical narratives.

Works from the collection are regularly on display throughout Council House and feature in curated exhibitions in Perth Town Hall and Council House Foyer.

### **Local History Centre Collection**

The Local History Collection is a reference collection of more than 10,000 items, many of which are rare and irreplaceable. The collection includes photographs, works on paper, digital material and oral history recordings. The collection is accessible to the public (on site) through the City's Library Services.

### **Memorabilia Collection**

The City of Perth Memorabilia Collection holds approximately 1,400 items of significance that reflect the history of the Perth City Council, the history (commercial and social) of Perth city and the people that contribute to the life of the city.

## **POLICY PROPOSED FOR AMENDMENT**

The policy proposed for amendment and the reasons for those amendments are outlined in the table below.

### **Policy 18.2 – Cultural Collections**

<b>Section</b>	<b>Proposed Amendment</b>	<b>Reason for Change</b>
Title	Revise the title of the policy. <del>Collection Management</del> to <u>Cultural Collections</u>	Collection Management is not sufficiently descriptive of the common nature of the collections covered by this policy. The removal of the term 'management' broadens the context to include scope and purpose.
Contents	The contents section has been removed.	The policy structure has been modified – as such the contents section is no longer necessary. It has been



Section	Proposed Amendment	Reason for Change
Introduction 1.1	The 'introduction' section has been removed and replaced with the sections " <u>scope</u> ", " <u>purpose of collections</u> " and " <u>scope of collections</u> ".	<p>removed for clarity.</p> <p>The introduction includes strategic and operational statements that are misplaced in the context of this policy document. The scope of the revised draft makes reference to the overarching <i>Arts and Culture Policy 18.1</i> for clarity and has been expanded to include the City's History Centre Collection.</p> <p>The existing policy included references that described the nature of the collection holdings- which are better placed in a section "<i>Scope of Collections</i>" which also allows for each collection scope to be defined separately.</p>
Aims of Policy 1.2	<p>"Aims of policy" section has been removed and replaced with '<u>scope</u>'</p> <p>Reference to management of the collections within the annual budget allocation as an objective of the policy has been removed.</p> <p>Specific reference to "Museum Standards" in this section has been replaced with "relevant industry standards".</p>	<p>Consistency of Policy terminology.</p> <p>Annual budgets are operational considerations and not relevant to this policy.</p> <p>While Museum standards are relevant to some collections they not apply to all collections under this policy. The reference to obligation and commonwealth law is applicable to some sections of this policy which was not apparent in the previous version of this policy.</p>

Section	Proposed Amendment	Reason for Change
	Reference to public access, interpretation and display of the collection has been added.	Provision for public access to the collection is an important and relevant factor impacting on the treatment and purpose of the collections covered by this policy.
Management 1.4	The concepts previously incorporated into this section have been expanded and renamed under the new section titled " <u>Management Principles</u> ".	<p>Expansion of this section provided a context for more specific reference to laws and industry standards relevant to the principles described. Expansion of this section also improves the clarity of the documents and provides a definition of terminology used within the document.</p> <p>References to procedures and processes have been removed from this section of the policy. Associated unit procedural documents are currently being revised.</p>
Section 2 Purpose of the Collections 2.1	<p>This section has been expanded. The revised version establishes the City's purpose for developing and maintaining the collections more clearly and describes their significance and role.</p> <p>Reference to collection 'development and growth' have been removed and replaced with '<u>strategic management</u>'.</p>	<p>Expanded and revised concepts to avoid repetition.</p> <p>The terminology 'growth' is restrictive. 'Strategic Management' implies greater degree of considered and sustainable future planning. References to '<u>conservation</u>' and '<u>preservation</u>' have been relocated to the</p>

Section	Proposed Amendment	Reason for Change
		'Management Principles' section.
Aims of the Collection 2.2	This section has been removed.	For clarity and to avoid repetition of concepts covered by this policy and the Arts and Culture Policy 18.1.
Collection Categories 2.3	<p>'Collection Categories' section has been replaced by Section 1 '<u>Scope of the Collections</u>'</p> <p>The introduction has been removed.</p> <p>Collection categories have been revised by the relevant collection curators to update the categories of the developing collection.</p> <p>A section has been added to include the History Centre Collection.</p>	<p>Revised terminology, there were several references to categories, sub categories which is unclear to read.</p> <p>The purpose for the introduction was to explain the categories and subcategories and therefore no longer required.</p> <p>Revised for clarity and more culturally or grammatically appropriate language.</p> <p>The History Centre's collection is not currently included in a City of Perth policy, it does exist in the same asset class as the other cultural collections considered in this policy, it has similar management requirements and shares similar characteristics.</p>
Significance of Collection 2.4	This section has been removed.	This section contains outdated operational goals. Concepts that refer to the significance of the collection have been adequately outlined in "acquisition criteria", "scope", "collection scope" and

Section	Proposed Amendment	Reason for Change
<p>Section 3 Acquisition and Collection Development</p>	<p>This section has been renamed and concepts divided into new sections, "<u>Acquisition Criteria</u>", with subsections - "<u>Essential Reporting Considerations for Acquisitions</u>", "<u>Acquisition Criteria (Art Collection)</u>", "<u>Acquisition criteria (Memorabilia Collection and History Centre Collection)</u>" and another new section "<u>Acquisition Methods</u>"</p> <p>Specific and shared criteria have been revised in consultation with the collection curators to avoid duplication and integrate across collections where applicable.</p> <p>Some criteria have been added including references to "<u>physical integrity, durability and quality</u>", "<u>authenticity and ethical provenance</u>", and "<u>immediate and future cost considerations</u>".</p>	<p>"objectives" sections of the revised policy.</p> <p>This section has been expanded and revised for clarity. Some criteria are common across all collections and others are more specific, these have been separated as required. Introductions sections have been removed as they are no longer required. Acquisition Methods are expanded into a separate section and no longer integrated with criteria to improve the legibility of the document.</p> <p>Reference to improved professional rigour, and consideration for sustainable collection development and value.</p>
<p>3.4 De- Accession and Disposal</p>	<p>Revised to separate into two sections, <u>De-Accessioning</u> and <u>Disposal Methods</u>.</p>	<p>Disposal of property is covered by the <i>Disposal of Property Policy 9.14</i>. However there are specific considerations for the ethical and moral obligations in respect to the disposal of cultural assets which are raised in this policy.</p> <p>Splitting the concepts into separate sections improves the document structure and improves clarity.</p>
<p>Section 4 Collection Care</p>	<p>This section has been moved and replaced with the section <u>Management Principles</u>.</p>	<p>The existing policy contains many operational references and deadlines and that are now outdated</p>

Section	Proposed Amendment	Reason for Change
Section 5 Collection Access	This section has been revised and renamed, " <i>Access and Display</i> "	Some references in this section of the existing policy are procedural in nature and have been removed for clarity and will be replaced by procedural documents.  References to specific operational goals that are now outdated have been removed.
5.4 Loan of collection Items	<p>This section has been removed from "Collection Access" and is now a separate section titled "<i>Loans</i>".</p> <p><del>All loan requests must be presented to the Chief Executive Officer with an evaluation of the loan details.</del></p> <p><del>Internal Loan Agreement.</del></p> <p>The revised policy provides more detail on acceptable terms and conditions for loans</p>	<p>This section has been separated and revised for clarity.</p> <p>This is a procedural reference. The granting of loans of collection assets can sufficiently be considered within the context of the <i>Delegated Authority Register and Common Seal and Document Signing Policy 10.9</i>.</p> <p>It is not necessary to reference an internal procedure within this policy.</p> <p>More detail about terms and conditions enables cultural collection officers to make supported recommendations based on policy.</p>
NEW	<p>Section titled, "<i>Ethical and Legal Responsibilities</i>".</p> <p>References/ Subsections added: Appraisals, Illicit Materials, Contraband, Endangered Species, Ownership, Personal Collecting and Dealing, Copyright.</p>	<p>This section re-enforces the City's Legal and Ethical responsibilities as a custodian of a public collection.</p> <p>Additions have been included in view of being more</p>

Section	Proposed Amendment	Reason for Change
		representative of industry best practice.

**LEGISLATION / STRATEGIC PLAN / POLICY:**

**Legislation** Section 2.7(2)(b) of the *Local Government Act 1995*

**Integrated Planning and Reporting Framework Implications** **Strategic Community Plan**  
Council Four Year Priorities: Community Outcome  
Capable and Responsive Organisation  
S18 Strengthen the capacity of the organisation.

**Policy**

Policy No and Name: 18.2 – Collection Management  
18.1 – Arts and Culture

**FINANCIAL IMPLICATIONS:**

There are no financial implications related to this report.

**COMMENTS:**

The drafted revision of Policy 18.2 – Cultural Collections is attached as Schedule 2.  
A version of the current policy is attached as Schedule 1.

## ITEM NO: 7

### PUBLIC ART ADVISORY PANEL – TERMS OF REFERENCE

**FINANCE AND ADMINISTRATION (APPROVAL)  
COMMITTEE  
RECOMMENDATION:**

***That Council approves the drafted Terms of Reference for the proposed Public Art Advisory Panel in alignment with the Public Art Strategy and Policy 1.5 – Public Art.***

#### **BACKGROUND:**

FILE REFERENCE: P1027707  
REPORTING UNIT: Arts, Culture and Heritage  
RESPONSIBLE DIRECTORATE: Economic Development and Activation  
DATE: 5 February 2016  
MAP / SCHEDULE: Schedule 3 – Draft Terms of Reference, Public Art Advisory Panel

The Committee recommendation to the Council for this report was resolved by the Finance and Administration Committee at its meeting held on 16 February 2016.

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

At its meeting on **15 December 2015**, Council adopted the new Policy 1.5 – Public Art to provide a policy framework to support the implementation of the Public Art Strategy (adopted 9 June 2015). The Public Art Strategy (the Strategy) identified that:

*The City of Perth's Public Art programs will be developed with input from, and in consultation with, experts in fields directly relevant to public art, and cultural advisors where appropriate.*

To this end, the Strategy (p 20) foreshadowed the establishment of the Public Art Advisory Panel. A mandate for this group has also been confirmed at 6.3 and 6.4 of the new Policy 1.5 - Public Art.

The purpose of this report is to seek endorsement for the drafted Terms of Reference for the Public Art Advisory Panel enabling the City of Perth (the City) to seek nominations for membership and to establish the panel to provide input on the development of the Public Art Master Plan and the implementation of the Public Art Strategy.

## LEGISLATION / STRATEGIC PLAN / POLICY:

### **Integrated Planning and Reporting Framework Implications**

### **Corporate Business Plan**

Council Four Year Priorities: Healthy and Active in Perth  
S15 Reflect and celebrate the diversity of Perth  
15.3 Develop Public Art Strategy and implementation  
plan

### **Policy**

Policy No and Name: 1.5 – Public Art Policy

## DETAILS:

Many Council decisions can be guided more or less exclusively by a clear economic rationale, substantiated by quantitative data or modelling, or on the basis of legislation or regulations. While these factors have some bearing, works of Public Art are items with specifically cultural value and significance for the community, adding a level of complexity and sensitivity around decision making. It is for this reason that it is important that the City is seen to have a balanced and consultative approach, supported by clear policies and informed by advice provided by credible, independent experts.

The has already established an industry peer review panel for architectural and urban design and town planning in the form of Design Advisory Committee to “provide independent technical advice and recommendations to the City of Perth”. Peer review is an established and industry-accepted best practice for the assessment and evaluation of arts and cultural products and activities, and it is a model adopted by other Australian capital city Local Governments to help ensure quality public art outcomes.

It is noted that the Public Art Advisory Panel does not include representation by an Elected Member of Council in its membership, in keeping with the model established by the City’s Design Advisory Committee and the independent Public Art Panels operating successfully in other cities, such as Sydney and Melbourne. As public art is a specialised area requiring both cultural and technical expertise, it is appropriate that Elected Members should have access to the independent recommendations and advice of suitably qualified people regarding public art and cultural matters.

It is noted, as set out at 4.7 of the Terms of Reference, that the Public Art Advisory Panel will not have any decision-making authority. The Panel will exist solely for the purpose of providing independent, expert advice to inform City Officers’ recommendations for presentation in reports to Committee and Council, or to inform other operational decisions made in accordance with the City’s Delegated Authority Register. It is also noted that membership of the panel is to be endorsed by Council, to ensure that Council has confidence in the professional expertise on the Panel, and that Elected Members are invited to attend Panel meetings in a non-voting capacity.

As outlined in the Terms of Reference 4.1 Panel Membership is proposed to comprise up to seven highly regarded and experienced individuals with at least one professional representing each of the following fields:



- A practising artist with extensive experience in public art
- A public art consultant or curator
- An art critic or historian
- An urban designer
- An architect
- A town planner

It is proposed that nominations for all panel members are to be sought as required, by the Public Art Program Coordinator (PAPC) and that nominees recommended for panel membership by the PAPC will be reviewed and members will be appointed by Council if acceptable.

Some of the key roles of the Public Art Advisory Panel are articulated at 8.2, 8.3 and 11.2 of the same policy. As stated in the Public Art Strategy (pp23-24):

*The Public Art Advisory Panel's recommendations will help to ensure that the City's public art projects and services:*

- *comply with relevant legislation, Council Policies and endorsed strategic plans;*
- *support the City of Perth in building on its capital city leadership role in the arts; and*
- *promote and advocate for public art that seeks out the best contributions from the arts and cultural community, and stimulates community dialogue and debate around contemporary issues.*

*The Panel will provide input and recommendations in situations including but not limited to the following:*

- *the review of policies relevant to public art and related plans, strategies and operational guidelines*
- *the development and revision of assessment criteria and measures appropriate for the evaluation of public art proposals and service delivery*
- *acquisition of public artworks, being through commission, purchase, partnership or contributed assets; and*
- *deaccession, disposal and relocation of the City's public art*

The attached draft Terms of Reference Document (Schedule 3) for this panel further details the membership and roles and responsibilities of the Public Art Advisory Panel.

### **FINANCIAL IMPLICATIONS:**

It is anticipated that the Public Art Advisory Panel can be established and perform its role without the allocation of additional funds, as nominees for membership on the Public Art Advisory Panel will provide their professional expertise on a voluntary basis.

**COMMENTS:**

To make immediate progress on the development of the Public Art Master Plan and to have the structures in place to support the City's newly adopted policy positions and processes for public art, it is desirable to establish the Public Art Advisory Panel as soon as possible.

**WORKS AND URBAN DEVELOPMENT  
COMMITTEE REPORTS**

**ITEM NO: 8**

**ROE STREET AND RAILWAY STREET SHARED PATH**

**WORKS AND URBAN DEVELOPMENT COMMITTEE  
RECOMMENDATION:** (APPROVAL)

***That Council:***

- 1. approves the reduction in scope to the Roe and Railway Street shared path project as a result of the State Government's Charles Street Bus Bridge Scheme;***
- 2. approves the change in project budget this financial year from \$2.5 million to \$2.1 million;***
- 3. notes that consultation with nearby landowners and business owners regarding the revised project scope will be undertaken;***
- 4. notes that the previously approved component of the shared path concept design on Roe Street between Fitzgerald Street and Sutherland Street is to be re-designed and constructed by Main Roads WA as part of the Charles Street Bus Bridge Scheme; and***
- 5. notes that the removal of up to eight on-street fee paying parking bays on the southern side of John Street are required due to the Charles Street Bus Bridge Scheme.***

## **BACKGROUND:**

FILE REFERENCE: P1031268  
REPORTING UNIT: Transport  
RESPONSIBLE DIRECTORATE: Planning and Development  
DATE: 19 January 2016  
MAP / SCHEDULE: Schedule 4 – Charles Street Bus Bridge and Busway Project Report, Main Roads WA 19 January 2016  
Schedule 5 – Cycle Plan Strategic Network  
Confidential Schedule 6 – Memorandum of Understanding (Distributed to Elected Members under a separate cover)  
Schedule 7 – Approved Concept Design

The Committee recommendation to the Council for this report was resolved by the Works and Urban Development Committee at its meeting held on 9 February 2016.

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

The City of Perth Cycle Plan 2029 identified Railway Street and Roe Street between Thomas/Loftus Street and Fitzgerald Street as a key east west pedestrian and cyclist link. The strategic network sourced from the Cycle Plan 2029 is attached as Schedule 5 and classifies Railway/Roe Street as a regional route (shared path, high level of service for cyclists) on the periphery, leading into a city centre route towards the core. This plan was presented to Council for endorsement as part of the Cycle Plan 2029 in October 2012.

The City of Perth and Department of Transport (DOT) have a Memorandum of Understanding (MOU) (Confidential Schedule 6) which outlines the requirements for the design and construction of the identified shared path on Railway/Roe Street between Thomas/Loftus Street to the west and Fitzgerald Street to the east. The MOU specifies the timing and budget for the shared path design and construction, with funding sourced from the Perth Parking Fund (PPF). All costs incurred by the City of Perth (the City) for the shared path design and construction are reimbursed from the PPF up to June 30 2016, when the MOU and associated funding expire.

Management of funds for the shared path was approved by Council on 19 May 2015 and the shared path concept design, including an additional shared path connection on Market Street, was approved by Council on 11 August 2015 (refer Schedule 7).

Subsequent to this, detailed design and documentation for the shared path on Railway Street (between Thomas/Loftus Street and Sutherland Street) and also on Market Street has been undertaken by the City. The design and documentation was released to contractors for quotation on 11 January 2016 through the City's Provision of Civil Construction Services Contract (Contract 071-11/12).

## LEGISLATION / STRATEGIC PLAN / POLICY:

### Integrated Planning and Reporting Framework Implications

### Strategic Community Plan

Council Four Year Priorities: Getting Around Perth  
S3 Proactive planning for an integrated transport system, including light rail, that meets community needs and makes the sustainable choice the easy choice

### Integrated Planning and Reporting Framework Implications

S4 Enhanced accessibility in and around the City including parking

Council Four Year Priorities: Perth as a capital City  
S5 Increased place activation and use of under-utilised space

Council Four Year Priorities: Living in Perth  
S9 Promote and facilitate CBD living  
S12 Provide facilities to cater for the growth of the residential community

Council Four Year Priorities: Healthy and Active Perth  
S16 Increase accessibility to green networks in the city

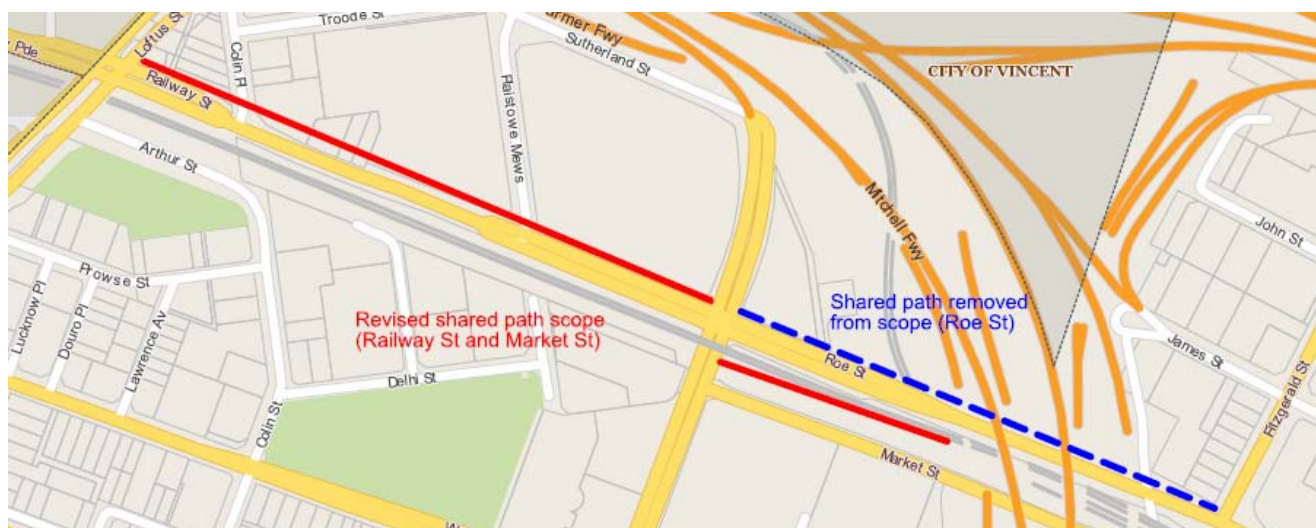
## DETAILS:

### The Project

The City has taken a lead role to upgrade, design and document a shared path on Roe Street and Railway Street between Fitzgerald Street and Thomas/Loftus Street, including a connection along Market Street, West Perth. This study area was defined in the project MOU.

The City of Perth received notification from DOT on 2 November 2015 (TRIM 198388/15) for a reduction in project scope to exclude Roe Street between Sutherland Street and Fitzgerald Street. This change was required due to the Charles Street bus bridge scheme. Details of this scheme are included in an attached Main Roads WA report (Schedule 4).

Both the original and revised shared paths include connection to an existing PSP via a link along Market Street, as illustrated below.



## Programme and Budget

Shared path construction is planned for a maximum 14 week period from 1 March 2016 to 10 June 2016. This is subject to MRWA and PTA approvals and the completion of a detailed design road safety audit.

The end date for the completion of the City's works is governed by the MOU which specifies that unused DOT funding cannot be carried forward and the funds expire on June 30 2016. This potentially exposes the City to a cost to complete shared path construction if the program extends beyond June 30 2016. Careful management of this risk is required by the City's Project Manager in consultation with DOT. Some project delays have resulted from the change in project scope in November 2015 at the request of DOT due to the Charles Street bus bridge scheme.

Following the receipt of direction from DOT regarding the reduced project scope, the City calculated that an amount of \$2.1 million would be sufficient to complete the project, including project management and construction costs. DOT subsequently provided confirmation that the budget was reduced from \$2.5 million to \$2.1 million for the 2015/16 financial year.

## Consultation

Extensive Stakeholder consultation was undertaken throughout the development of the City's shared path concept design. In particular DOT are a key Stakeholder.

One-on-one consultation was undertaken by City of Perth Project Manager with MRWA, PTA, Bicycling Western Australia and Bicycle Transportation Alliance. A workshop was also undertaken with these Stakeholders in addition to representatives from the disability sector on 23<sup>rd</sup> April 2015.

Landowner and business operator communication was undertaken following Council approval of the shared path concept design through a letter-drop on 19 August 2015. Comments were received for inclusion in the design development process.

Additional consultation with landowners and businesses are now required to communicate the change in project scope. A second letter-drop will be undertaken in February 2016.

Consultation and communication undertaken by Main Roads WA for the Charles Street Bus Bridge Scheme is detailed in Schedule 4.

**FINANCIAL IMPLICATIONS:**

ACCOUNT NO:	CW1796
BUDGET ITEM:	Roe St shared path
BUDGET PAGE NUMBER:	N/A
BUDGETED AMOUNT:	\$25,000,000
AMOUNT SPENT TO DATE:	\$ 220,422
PROPOSED COST:	\$25,000,000
BALANCE:	\$ 2,395,381
ANNUAL MAINTENANCE:	\$ 20,000
ESTIMATED WHOLE OF LIFE COST:	\$ 200,250

All figures quoted in this report are exclusive of GST.

It should be noted that the Charles Street bus bridge scheme will require the removal of possibly all of the eight on-street parking bays on the southern side of John Street to enable bus movements into a bus layover area. The total revenue for these bays is \$17,760 per annum, which will be a revenue reduction for the City of Perth when the bays are removed. There are also 15 well utilised bays on the southern side of John Street which are not affected by the current Charles Street bus scheme design.

**COMMENTS:**

The original intention of the MOU was for the City of Perth to oversee the design and construction of the entire shared path between Thomas/Loftus Street and Fitzgerald Street plus the Market Street connection. The division of project scope between the City and Main Roads WA at the direction of Department of Transport due to the Charles Street bus bridge scheme now includes an element of risk for the City.

Namely that additional work was required to be undertaken by the City following the scope modification resulting in the commencement of the construction program being later than originally planned. The construction is now scheduled to be complete mid-June. This is subject to external approvals which are out of the City's control. There is no program buffer to allow for external agency delays or unforeseen circumstances with potential budgetary implications for the City.

## OTHER REPORTS

### ITEM NO: 9

#### 3 (LOT 502) TRINITY AVENUE, EAST PERTH – PROPOSED WATERBANK SUBDIVISION APPLICATION – STAGE 2

**RECOMMENDATION:**

**ADVICE TO METROPOLITAN  
REDEVELOPMENT AUTHORITY**

*That Council advises the Metropolitan Redevelopment Authority that it supports the proposed Waterbank Subdivision – Stage 2 within the Riverside project area, subject to:*

**1. the following subdivision conditions:**

**Engineering and Transport**

**1.1 prior to the commencement of subdivision works:**

- a) *the landowner/applicant is to provide a pre-works geotechnical report certifying that the land is physically capable of development or advising how the land is to be further remediated and compacted to ensure it is capable of development. In the event that remediation works are required, the landowner/applicant is to provide a post geotechnical report certifying that all subdivision works have been carried out in accordance with the pre-works geotechnical report;*
- b) *an urban water management plan is to be prepared and approved, in consultation with the Department of Water, consistent with any approved Local Water Management Strategy/Drainage and Water Management Plan;*

**(Cont'd)**



**1.2 engineering drawings and specifications are to be submitted to the City to ensure:**

- a) lots can accommodate their intended use and finished ground levels at the boundaries of the lot(s) the subject of this approval match or otherwise coordinate with the existing and/or proposed finished ground levels of the land abutting;**
- b) that street lighting will be installed on all new subdivision roads to the standards of the relevant licensed service provider or the City;**
- c) the design of new roads that are intended to connect with existing or proposed roads abutting the subject land is coordinated so the road reserve locations and widths connect seamlessly;**
- e) all lots within the subdivision are truncated at the intersections of roads in accordance with the requirements and to the satisfaction of the City;**
- f) new shared paths are provided through and connecting to the application area to the satisfaction of the City with the approved shared paths to be constructed by the landowner/applicant at their cost;**
- g) all new public roads and public open space that will be transferred to the care, control and management of the City are designed and constructed (including paved, drained, landscaped and illuminated) to the specifications and satisfaction of the City; and**
- h) waste collection vehicles can adequately service the subdivision area to the satisfaction of the City;**

**1.3 traffic modelling and a geometric road design and layout assessment shall be undertaken by the applicant in order to:**

**(Cont'd)**

- a) *demonstrate the adequacy of the proposed new road network as well as any modifications required to the surrounding network noting the specific impact of the proposed road intersection on the Causeway; and*
  - b) *provide minimum carriageway widths to the satisfaction of the City for the proposed internal roads noting the insufficient width of the 10.8 metre wide internal east/west road as shown on the subdivision plan;*
- 1.4** *an independent Road Safety Audit shall be undertaken by a Main Roads Western Australia accredited Senior Road Safety Auditor of any proposed road design at both the concept stage as well as at the detailed design stage to the City's satisfaction and in accordance with Austroads – 'Guide to Road Safety Part 6: Road Safety Audit';*
- 1.5** *any modifications required to the existing surrounding road network as identified by the traffic modelling and road safety audit (in accordance with conditions 1.3 and 1.4) shall be undertaken at the developer/applicant's cost with finalisation of works, inclusive of any agreed funding arrangements, being completed prior to the commencement of use of the subject roads to the satisfaction of the City and Main Roads Western Australia;*
- 1.6** *access shall be maintained to the existing bicycle and pedestrian shared pathways immediately adjacent to the subdivision site, or safe and convenient alternate routes shall be provided to the satisfaction of the City;*
- 1.7** *further engineering advice shall be submitted with respect to the adequacy of both the surcharged and non-surcharged areas for development, risks of inundation and subsidence, and construction standards including piling of buildings and roads. A notification of any potential geotechnical issues shall be placed on the certificate of title of the affected land;*

**(Cont'd)**

**Environment and Public Open Space**

- 1.8 the proposed POS (1) and POS (2) Lots being amalgamated with proposed development Lots 1 and 2 respectively, noting the limited functionality of these lots for public open space purposes and issues associated with maintenance, including the provision of 3 metre wide shared path area granted free of cost via an easement in gross in accordance with Sections 195 and 196 of the Land Administration Act 1997 for the use and benefit of the City and the public at large to the specification and satisfaction of the local government;**
- 1.9 the proposed 'Reserve for Recreation' shown on the approved plan of subdivision being shown on the diagram or plan of survey (deposited plan) as a reserve for Public Recreation and vested in the Crown under Section 152 of the Planning and Development Act 2005, such land to be ceded free of cost and without any payment of compensation by the Crown;**
- 1.10 prior to the commencement of subdivision works:**
- a) investigation of soil and groundwater contamination is to be carried out to determine if further remediation is required. If required, remediation, including validation of remediation, of any contamination identified shall be completed prior to the issuing of titles to ensure that the lots created are suitable for the proposed use. Investigations and remediation are to be carried out in compliance with the Contaminated Sites Act 2003 and current Department of Environment Regulation Contaminated Sites Guidelines;**

**(Cont'd)**

**b) an acid sulphate soils self-assessment form and, if required as a result of the self-assessment, an acid sulphate soils report and an acid sulphate soils management plan shall be submitted to and approved by the Department of Environment Regulation before any subdivision works or development are commenced. Where an acid sulphate soils management plan is required to be submitted, all subdivision works shall be carried out in accordance with the approved management plan;**

**1.11 the applicant shall provide environmental and risk assessment reports and a long term management plan prepared by suitably qualified consultants where there is evidence of contamination to demonstrate that:**

**a) the Department of Environment Regulation formal classification of the land is suitable for the proposed use of the land and no further remediation works are required;**

**b) there is no inherent risk to the environment, future maintenance workers or other receptor groups identified within the final Risk Assessment Report and final Long Term Management Plan; and**

**c) the conditions of the Long Term Management Plan are not onerous in terms of the obligations it places on the local authority;**

**1.12 all areas of soil disturbance being stabilised against dust nuisance to adjoining and nearby properties prior to, during or after commencement of site works and clearing. Where appropriate such measures as sprinklers, use of water tanks/trucks, mulching or other land management systems should be installed or implemented within the time and in the manner directed by the City;**

**(Cont'd)**

**1.13 modelling of sea level rise, storm and erosion predictions shall be undertaken by an appropriate professional with regard for any relevant State legislation such as WAPC State Planning Policy No.2.6: State Coastal Planning Guidelines, to ensure the finished floor levels of any proposed buildings; the design of the central open space adjacent to the river as well as proposed building setbacks are adequate for climate change scenarios;**

**Staging**

**1.14 a subdivision staging plan and traffic management plan for the whole of the Waterbank precinct shall be submitted to the City prior to the commencement of any subdivision works that:**

- a) outlines the phasing of the subdivision works for the precinct and when particular services and infrastructure will be completed such as the road network and areas of public open space; and**
- b) includes details of appropriate temporary fencing, landscaping and maintenance strategies for the portions of the project area that are to be subdivided at subsequent stages, to preserve the amenity of the area and to prevent dust and sand being blown from the site;**

**1.15 a construction management plan being submitted to the City for approval indicating 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) other matters likely to impact on the surrounding properties and road network; and**

**(Cont'd)**

- 1.16 a communications plan detailing how public enquiries, complaints and notifications regarding the project construction phase will be managed is to be prepared by the applicant in consultation with the City prior to the commencement of any subdivision works and implemented by the subdivider to the satisfaction of the City.**
- 2. the submission of additional details and information to address the following matters to the City's satisfaction prior to any subdivision approval being issued:**
  - 2.1 a comprehensive review of the MRA's Development Contribution Plan for the Riverside project area and clarification of the MRA's, developer's and City's obligations with regards to the upgrading and maintenance of adjacent infrastructure generated by the proposed subdivision; and**
  - 2.2 the requirement for a comprehensive review being undertaken in liaison with Main Roads Western Australia (MRWA) and the City in relation to the adjacent Causeway interchange and in particular the teardrop arrangement.**

#### **BACKGROUND:**

SUBURB/LOCATION:	3 Trinity Avenue, East Perth
FILE REFERENCE:	SUAM-2015/5501
REPORTING UNIT:	Development Approvals
RESPONSIBLE DIRECTORATE:	Planning and Development
DATE:	8 February 2016
MAP / SCHEDULE:	Schedule 8 - Location Map and Subdivision Plan
LANDOWNER:	Metropolitan Redevelopment Authority
APPLICANT:	Lendlease
ZONING:	(MRS Zone) Redevelopment Scheme/Act Area (City Planning Scheme Precinct) East Perth (P15) (City Planning Scheme Use Area) N/A
APPROXIMATE COST:	Not applicable

**As a result of the Planning Committee meeting scheduled to be held on 16 February 2016 being cancelled, this item is presented directly to the Council for consideration.**

## **SITE HISTORY:**

The four hectare 'Waterbank Precinct' (the precinct) situated on the eastern edge of the city is bound by Trinity College to the north, the Swan River to the east, the Causeway interchange to the south and the Western Australian Police site to the west. The Precinct forms part of the Metropolitan Redevelopment Authority's (MRA) greater Riverside Project Area.

Council, at its meeting held on **11 August 2015**, considered the first stage of subdivision of the Waterbank Precinct and resolved to advise the MRA of its in principle support subject to conditions and the submission of additional details and information. The Minister for Planning determines subdivision applications within areas under the planning control of the MRA, upon the advice and recommendations of the MRA. The Minister has yet to determine the first stage subdivision application.

In September 2015, the MRA referred to the City for comment on a development application for a temporary sales office and carpark within the Precinct. The City under Delegated Authority on 16 October 2015 advised the MRA of its concerns with regards to the location of the proposed temporary sales office. In addition, the City recommended a series of conditions should the MRA resolve to approve the application. The MRA conditionally approved the development application on 11 December 2015 and this development has commenced.

Council, at its meeting held on **3 November 2015**, considered the first private realm development within the Precinct for a mixed use building on 'Site G' (proposed Lot 3 on the Stage 1 subdivision plan) and resolved to advise the MRA of its support for the application subject to relevant design revisions and conditions. The MRA has yet to determine the development application.

Council, at its meeting held **2 February 2015**, considered an application for the design and construction of the entire infrastructure and public domain components associated with development of the Waterbank Precinct and resolved to advise the MRA of its support subject to conditions. The MRA has yet to determine this application.

## **DETAILS:**

The Stage 2 subdivision application for the Waterbank precinct area was referred by the MRA to the City for comment on 17 December 2015. The attached proposed plan of subdivision (detailed in Schedule 8) outlines the application's proposal to create:

- two developable lots (Lots 1 and 2), being Sites 'A' and 'B' as identified within the MRA's Waterbank Precinct Design Guidelines;
- two gazetted roads with reserves being 18.78 metres and 24 metres in width;
- a 5,460m<sup>2</sup> parcel of 'public open space' to be dedicated as 'Reserve for Recreation' forming part of the 'Waterbank Central Park';
- two smaller parcels of 'public open space' located between the proposed development lots and the Causeway; and
- a balance lot (inclusive of the Stage 1 subdivision and remaining future stages of subdivision associated with Waterbank).

The application states that the proposed subdivision has been designed having due regard to the statutory and strategic planning framework, relevant State Planning Policies (SPP's) and Development Control Policies (DCP's), Parks and Wildlife (former Swan River Trust) development policies and the MRA Central Redevelopment Scheme.

The remaining stage/s of subdivision includes the formulation of development Sites 'C' and 'D', public accessway to Hay Street and remaining public open space areas and will be considered under separate applications.

**LEGISLATION / POLICY:**

<b>Legislation</b>	<i>Metropolitan Redevelopment Authority Act 2011</i> Metropolitan Redevelopment Authority's Central Perth Redevelopment Scheme
<b>Policy</b>	Metropolitan Redevelopment Authority 's Riverside Master Plan 2008 Waterbank Precinct Design Guidelines 2015

**COMMENTS:**

As outlined above, the configuration and layout of the subject subdivision application has been guided by the MRA's master planning and design guidelines documents. Given that the Minister for Planning has the responsibility of determining the subdivision application on advice of the MRA, the Council's role in this case is to provide comment and recommended conditions to the MRA for its and the Minister's consideration. The Council's role in this process is important given that the City will be the ultimate recipient and custodian of the precinct's public assets and will ultimately become the planning authority for the whole of Waterbank.

The proposed second stage of subdivision has been assessed in the context of the MRA's guiding documents and balanced consideration of the City's future role as the responsible authority for the precinct. In addition, assessment has been undertaken noting Council's recent consideration of the proposed design and construction of the entire infrastructure and public domain components of the Waterbank Precinct. Whilst the development application plans do not form part of the subdivision application, they provide a background in relation to the reasoning for the proposed subdivision design. It is important to note the subdivision creates land titles for development lots, road reserves and other associated land parcels and any proposed conditions can only relate to the land assembly process.

The following specific issues have been identified with respect to the subject subdivision application and are recommended to be addressed through conditions of any subdivision approval or being subject to further details that should be provided to the City prior to any approval granted by the Minister for Planning.



## Road Design

- Road truncations are not provided at the corners of lots at all intersections and should be provided in accordance with the City's standard requirements to ensure safe vehicle sight lines and improved pedestrian movement at these intersections.
- The overall width of the proposed road reserves will need to take into account the City's requirements to accommodate all infrastructure. It is noted that on the subdivision plan the east/west internal road is shown as a 10.8 metre road reserve whereas the scaled drawing, supporting report and cross-section identifies an 18.7 metre width.
- An independent Road Safety Audit of the proposed roads should be undertaken by a Main Roads Western Australia (MRWA) accredited Senior Road Safety Auditor, to the satisfaction of the City.
- Considering that modifications to the external road network will be required to accommodate traffic to and from the precinct, the developer/applicant should be responsible for undertaking a comprehensive review of the adjacent Causeway interchange and in particular the teardrop arrangement, in liaison with MRWA and the City of Perth, or alternatively provide the necessary funding/contributions for the review prior to the roads being open for public use.

## Land Use and Tenure

### *Public Open Space*

It is noted that the two Public Open Space (POS) areas adjacent to development Lots 1 and 2 are proposed to be retained as freehold lots that will be reserved for 'Parks and Recreation' purposes following normalisation of the precinct. The associated development concepts and cross sections (as shown in the attachments to this report) identify these lots as having significant gradients and, noting their size and shape, having limited public function apart from the provision of a landscaped buffer to the future adjacent developments and a shared path abutting the Causeway road reserve.

Considering the future maintenance issues for the City and the very limited potential for public use of the proposed public open space lots it is recommended that the majority of these lots be amalgamated with the adjacent development Lots 1 and 2 while being retained for landscaping through relevant easements or encumbrances on the lot titles at the development approval stage. The proposed shared path can be retained on the periphery of the sites adjacent to the Causeway as a public accessway reserve.

### *Site Classification*

The subject site has been reclassified by the Department of Environmental Regulations (DER) from 'Contaminated – Remediation Required' to 'Remediated for Restricted Use'. DER have advised that the site is to be managed in accordance with "Waterbank Development Site, Management Plan for the Waterbank Site, Prepared for Metropolitan Redevelopment Authority, (Syrinx Report Ref: RPT-0813-044

Version 5, September 2013)" and any subsequent versions of that plan. It is recommended that appropriate conditions be imposed on any subdivision approval reflecting the above requirement with the City being provided with relevant monitoring reports and consulted in relation to mitigation measures.

#### Waterbank Subdivision – Stage 1 and Public Domain Development Application

The majority of technical matters related to the establishment of the public realm have been addressed by Council's previous consideration of the Waterbank Stage 1 subdivision and the infrastructure and public domain development application. However, it is considered that significant areas of concern should be reiterated as part of Council's advice to the MRA in respect to the Stage 2 subdivision application. These include matters relating to development contributions, staging, potential subsidence, urban water management and irrigation.

#### **Conclusion**

The Stage 2 subdivision application for the Waterbank precinct represents the progression of the delivery of the MRA's 'urban waterfront node'. The proposed subdivision is generally consistent with the MRA's associated guiding documents and can be supported however, some issues and concerns have been identified by the City.

It is therefore recommended that the MRA be advised of the issues identified within this report, with the matters to be addressed by way of recommended conditions on any subdivision approval or being subject to further details that should be provided to the City's satisfaction prior to any approval for the Stage 2 subdivision being issued by the Minister of Planning.