



City of Perth

**Ordinary Council Meeting
Minutes**

**27 August 2019
6.00pm**

**Council Chamber
Level 9
Council House**

APPROVED FOR RELEASE

**MURRAY JORGENSEN
CHIEF EXECUTIVE OFFICER**



City of Perth

**Ordinary Council Meeting
Minutes**

**27 August 2019
6.00pm**

**Council Chamber
Level 9
Council House**

Present

Chair Commissioner Andrew Hammond
Commissioner Gaye McMath
Commissioner Len Kosova

Minutes to be confirmed at the next Ordinary Council meeting.

**THESE MINUTES ARE HEREBY CERTIFIED AS
CONFIRMED**

PRESIDING MEMBER'S SIGNATURE

DATE:-----

Minutes of the Ordinary Meeting of the Council of the City of Perth held in the Council Chamber, Ninth Floor, Council House, 27 St Georges Terrace, Perth, on Tuesday, 27 August 2019.

Presiding: **Chair Commissioner, Andrew Hammond**

Commissioners in Attendance:

Commissioner Gaye McMath
Commissioner Len Kosova

Officers in Attendance:

Mr Jorgensen	Chief Executive Officer
Mr Kopec	General Manager Infrastructure and Operations
Ms Banks-McAllister	General Manager Community Development
Mr Farley	Acting Director Planning and Development
Mr High	Acting Director Economic Development and Activation
Mr Ridgwell	Acting Director Corporate Services
Ms Smith	Manager Development Approvals
Mr Anastas	Personal Aide
Ms Rutigliano	Governance Officer

Observers:

Fourteen members of the public
Ten members of staff
No members of the media

1. Prayer / Acknowledgment of Country

The Chief Executive Officer read the prayer.

The Chair Commissioner read the Acknowledgement of Country.

2. Declaration of Opening

6.01pm The Chair Commissioner declared the meeting open.

3. Apologies

Nil

4. Question Time for the Public and Notification of Deputations

4.1 Question Time for the Public

Question received from Mr Tony Ransom, 453 Murray Street, Perth WA 6000 (CM 227159/19).

Question:	Significant Heritage Listing of 1930 Interwar Modest Art Deco Milligan Hostel 453 Murray Street.
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	<p>Would the City of Perth or National Trust be the most responsible bodies to ensure the replications of the original furnishings can be electronically regenerated in mint restored condition?</p> <p>And how many sets of furnishings would be required to be kept, as they were custom made in either right hand or left hand set wardrobes and sideboards.</p> <p>As I was advised that all the furniture would restore to be replicated electronically?</p> <p>Is this meaning correct?</p> <p>On what date was the demolition approved and what were the circumstances that led to the demolition being approved?</p> <p>As the City of Perth has Milligan Hostel registered for Long Term Residential – should the residents be entitled to 60 days notice to vacate, as normal long term residents.</p> <p>Or as these residents of up to 91 years old age, in fragile condition, resident for up to thirty years according to Council records.</p> <p>Or do these people not qualify for Residential Tenancy Act protection?</p> <p>If not, why not?</p> <p>Admission to Nursing Homes can be \$400,000 for just a private room.</p>
Answer:	<p>The Manager Development Approvals advised the redevelopment of the site that contains both the Milligan Hostel and the Pearl Villa heritage buildings was approved by the City of Perth Local Development Assessment Panel in July 2018.</p> <p>That included the partial demolition at the Milligan Hostel and the adaptive re-use and conservation of the heritage buildings on the site. It also included the development of the two new buildings, the 36 level hotel building and also a office and residential building.</p> <p>The decision of the Development Assessment Panel was informed by the applicant submitting a heritage impact statement. It was also done in consultation with the Department of Planning, Lands and Heritage, and our own Design Advisory Committee and those bodies and panels are informed the extent to which the Milligan</p>

	<p>Hostel would be retained and adaptively re-used and incorporated into the overall development.</p> <p>The retention of the furnishings of the building was not discussed or required, it was the heritage fabric of the building, which was considered to be significant.</p> <p>The conditions of approval do require archival records be undertaken prior to any demolition of the building and that would incorporate photographic and video evidence of the building containing those custom made furnishings.</p> <p>There is no requirement to otherwise retain the furnishings or restore them or replicate them in any way.</p> <p>In terms of the notice given to the long term residents of the hostel, the City is not responsible for the Residential Tenancy agreements that affect that particular hostel. That would be a matter that would have to be directed to the owner or the property manager in terms of the rights and protections of those particular residents.</p>
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4.2 Notification of Deputations

Nil

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

Nil

6. Confirmation of Minutes

Moved Commissioner McMath, seconded Commissioner Kosova

That Council CONFIRM the minutes of the Ordinary Council Meeting held on 30 July 2019 as a true and correct record.

The motion was put and carried

The votes were recorded as follows:

For: Commissioners Hammond, McMath and Kosova

Against: Nil

7. Announcements by the Chair CommissionerUniversity of Western Australia Students

The Chair Commissioner welcomed a group of University of Western Australia students who are studying a Planning and Governance unit as part of their Masters of Urban and Regional Planning.

Welcome to New General Managers

The Chair Commissioner welcomed new the General Managers, Chris Kopec and Anne Banks-McAllister, to their first Ordinary Council Meeting.

Infill Street Tree Planting Program Award

The Chair Commissioner announced in early August, the City of Perth's Infill Street Tree Planting Program, a priority objective of the City of Perth Urban Forest Plan, was acknowledged at the Public Health Advocacy Institute WA's Local Government Policy Awards. The City received the award in the Shade in Public Places category which focused on key criteria including forward planning, proactive initiatives and consultation within the community.

8. Disclosures of Members' Interests

Nil

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

Nil

10. Correspondence

Nil

11. Petitions

Nil

12. Matters for which the Meeting may be Closed

In accordance with clause 5.2(1) of the Standing Orders Local Law, it was recommended that the meeting be closed to the public prior to consideration of Item **13.15** and confidential attachment to Items **13.14** in accordance with section 5.23 of the *Local Government Act 1995*.

Attachment No.	Item No. and Title	Reason
Confidential Attachment 13.14A	Item 13.14 - Appointment of External Member – Audit and Risk Committee	s5.23(2)(b) and s5.23(2)(e)(iii)

Attachment No.	Item No. and Title	Reason
Confidential Item 13.15	Confidential Item 13.15 – Contract for the Provision of Parking Management Services to the Town of Victoria Park	s5.23(2)(c)(ii)

13. Reports**En Bloc Motion**

Moved Commissioner McMath, seconded Commissioner Kosova

That Council:

1. **ADOPTS the Officer Recommendations for items 13.1, 13.2, 13.3, 13.4, 13.5, 13.6, 13.7, 13.8, 13.9, 13.10, 13.11 and 13.13.**
2. **CONSIDERS items 13.12, 13.14 and 13.15 separately.**

The motion was put and carried

The votes were recorded as follows:

For: Commissioners Hammond, McMath and Kosova

Against: Nil

Item 13.1 Proposed Street Name for Right-of-Way Bounded by Winthrop Avenue, Park Road, Megalong Street and Monash Avenue, Nedlands

FILE REFERENCE: P1002137-4
 REPORTING OFFICER: Rosa Natalotto, Team Leader Applications
 REPORTING UNIT: Development Approvals
 RESPONSIBLE DIRECTORATE: Planning and Development
 REPORT AUTHOR DISCLOSURE OF INTEREST: Nil
 DATE: 12 August 2019
 ATTACHMENT/S: Attachment 13.1A – Location Plan

Council Role:

- ☐ Advocacy *When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.*
- ☐ Executive *The substantial direction setting and oversight role of the Council e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.*
- ☐ Legislative *Includes adopting local laws, town planning schemes and policies*
- ☒ Quasi-Judicial *When the Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (eg under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.*
- ☐ Information *For the Council/Committee to note.*

Legislation / Strategic Plan / Policy:

Legislation *Land Administration Act 1997 section 26*

City of Perth Act 2016 **Objects of the City of Perth**
 8(1)(c) - to provide a safe, clean and aesthetic environment for the community, city workers, visitors and tourists
 8(1)(d) - to continuously improve the services and facilities provided to the community, visitors and tourists

Integrated Planning and Reporting Framework Implications **Strategic Community Plan**
 Strategic Priority - Built Environment

Policy
 Policy No. and Name: N/A

Purpose and Background:

The purpose of this report is to endorse a preferred name to apply to an unnamed right-of-way in Nedlands in accordance with the provisions of the *Land Administration Act 1997* and the 'Policies and Standards for Geographical Naming in Western Australia'.

Any person, community group, organisation or local authority can request a new name for a road (including private roads and rights-of-way) by contacting Geographic Names within Landgate in the first instance. Consultation with the relevant local authority is required in each case. Local governments may submit an application to name a road, including rights-of way.

In accordance with the State Government's 'Policies and Standards for Geographical Naming in Western Australia', private roads and rights-of-way must be clearly identified and uniquely named to facilitate the delivery of emergency and other services to residents and businesses. These private roads and rights-of-way are often impeded when private road names are not officially recorded.

The naming of right-of-way roads are supported, with a preference for use of the road type LANE.

Through delegated authority, under the *Land Administration Act 1997*, Landgate acts on the Minister's behalf to undertake the administrative responsibilities required for the formal approval of naming submissions.

Details:

A request has been submitted to the City by a resident of Winthrop Avenue, Nedlands, seeking approval to name the right-of-way at the rear of their property, bounded by Winthrop Avenue, Park Road, Megalong Street and Monash Avenue. As the houses front Winthrop Avenue, the right-of-way is used for access to their homes as vehicles are unable to stop or park in Winthrop Avenue when people are making deliveries or visiting residents. As the right-of-way is not named, it has been explained that this is causing navigation difficulties, especially for tradespersons and deliveries which rely on satellite navigation systems or Google maps.

Pedestrians and cyclists also use the right-of-way to get to and from Stirling Highway, University of Western Australia and Queen Elizabeth II.

The naming of the right-of-way will provide for more efficient and effective navigation for emergency vehicles, tradespersons and visitors to locate properties being accessed from the right-of-way.

The Geographic Names Committee (GNC), established under Landgate is responsible for approving road names and has established the 'Policies and Standards for Geographical Naming in Western Australia'. These standards set out the criteria for road naming.

The name suggested by the resident did not pass GNC preliminary validation, as a similar road name exists within 10km of the location.

Landgate has provided preliminary support for the name 'Ferdinand' due to its historical association with this locality. Up to the 1930's, the current Winthrop Avenue was formerly known as Ferdinand Avenue named after Baron Sir Ferdinand Jacob Heinrich von Mueller.

Baron Sir Ferdinand Jacob Heinrich von Mueller (30 June 1825 – 10 October 1896) was a German-Australian physician, geographer and botanist. He was appointed government botanist for the then colony of Victoria by Governor Charles La Trobe in 1853 and later director of the Royal Botanic Gardens, Melbourne. He named many Australian plants becoming a botanist of international repute. He wrote 2,000 letters per year and exchanged thousands of seeds and plants with other botanists. His distribution of eucalypt seeds modified environments and created new micro-climates in every continent of the world. Said to be the father of forestry in Australia, he planted 30,000 trees and was the first to plant Marram Grass to anchor coastal sand dunes.

Stakeholder Engagement:

Correspondence was sent to all owners of properties abutting the subject right-of-way, seeking comment for a period of 14 days, closing on 9 August 2019. Four comments were received:

1. Supporting the name;
2. Supporting the name, however concerned that naming the right of way will increase the traffic through the right-of-way;
3. Supporting the naming of the right-of-way however would like the name to be an 'Indigenous name'; and
4. Supporting the naming of the right-of-way, however would like the following names to be considered in recognition of the three explorers who first crossed the Blue Mountains which is in line with the theme of the surrounding streets: Blaxland, Lawson and Wentworth.

Another suggestion was for the name 'Meadowcroft' after a brother and sister that were born in the late 1920's early 1930's and lived in two houses in the street until their death.

Preliminary checks were done with GNC with the following results:

Meadowcroft	Similar road name exist within 10 km
Wentworth	Road name exists within 10km and proposed name would be duplicated more than six times in the greater metropolitan area
Blaxland	Passed preliminary validation
Lawson	Road name exists within 10km, five similar road names within 10km, five proposed road names would be duplicated more than six times in the greater Perth metropolitan area and road name over use with another six names in regional area.

Financial Implications:

ACCOUNT NO:	PJ102580720
BUDGET ITEM:	Transport-Streets Road, Bridges, Depot
BUDGETED AMOUNT:	\$38880.00
AMOUNT SPENT TO DATE:	\$3246.00
PROPOSED COST:	\$1040.00
BALANCE REMAINING:	\$35635.00

ANNUAL MAINTENANCE:
ESTIMATED WHOLE LIFE COST:

*\$0
*\$1040.00

All figures quoted in this report are exclusive of GST.

*No annual operating or preventative maintenance costs are assigned to City of Perth street name plates.

Comments:

In accordance with the 'Policies and Standards for Geographical Naming in Western Australia', private roads and rights-of-way must be clearly identified and uniquely named to facilitate the application of standardised addressing to all land parcels. As explained above, the delivery of emergency and other services to residents and businesses are often impeded when private road names are not officially recorded. The subject right-of-way is currently unnamed.

While one of the names suggested by a resident would satisfy the GNC preliminary validation test, it is Council's practice to issue road names that have a historical association with a place or locality. In the interest of way finding in the city, the naming of the right-of-way 'Ferdinand Lane' is preferred as it will maintain a historical connection to the area.

While naming the right-of-way will make it easier for the rear of properties to be located by delivery and emergency services and by other visitors, it is considered unlikely that this will result in increased traffic using the right-of-way, but it should reduce the number of vehicles circulating through this area attempting to find the relevant address.

Given the above, it is recommended that Council endorse the name 'Ferdinand Lane' and to seek Landgate's approval for the name to be allocated to the right-of-way bounded by Winthrop Avenue, Park Road, Megalong Street and Monash Avenue, Nedlands.

Moved Commissioner McMath, seconded Commissioner Kosova

That Council ENDORSES the use of the name 'Ferdinand Lane' for the right-of-way bounded by Winthrop Avenue, Park Road, Megalong Street and Monash Avenue, Nedlands and requests that Landgate approve this naming proposal.

The motion was put and carried en bloc

The votes were recorded as follows:

For: Commissioners Hammond, McMath and Kosova

Against: Nil

Item 13.2 Telethon Weekend 2019 – 26 and 27 October 2019

FILE REFERENCE: P1007799-3
 REPORTING OFFICER: Ramona Tziros, Business Development – Contracts Coordinator
 REPORTING UNIT: Commercial Parking
 RESPONSIBLE DIRECTORATE: Community and Commercial Services
 REPORT AUTHOR DISCLOSURE OF INTEREST: Nil
 DATE: 7 August 2019
 ATTACHMENT/S: Attachment 13.2A – Free parking and \$10 parking calculations 2019
 Attachment 13.2B – Projected financial implications 2019
 Attachment 13.2C – Staff services calculations 2019

Council Role:

- ☐ Advocacy *When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.*
- ☒ Executive *The substantial direction setting and oversight role of the Council e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.*
- ☐ Legislative *Includes adopting local laws, town planning schemes and policies*
- ☐ Quasi-Judicial *When the Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (eg under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.*
- ☐ Information *For the Council/Committee to note.*

Legislation / Strategic Plan / Policy:

Legislation Sections 6.16, 6.17 and 6.18 of the *Local Government Act 1995*

City of Perth Act 2016 **Objects of the City of Perth**
 8(1)(h) - to nurture and support the initiatives and innovations of the diverse precincts of Perth city

Integrated Planning and Reporting Framework Implications **Strategic Community Plan**
 Strategic Priority - Social

Policy
 Policy No and Name: 18.13 – Sponsorship and Grants

Purpose and Background:

The Channel 7 Perth Telethon, known simply as Telethon, is an annual telethon established in 1968 by philanthropist Sir James Cruthers and produced by TVW, a Seven Network owned television station in Perth, Western Australia for two main beneficiaries—Princess Margaret Hospital for Children (now the new Perth Children's Hospital) and the Telethon Kids Institute, plus many other beneficiaries including the Telethon Speech & Hearing Centre.

The Channel 7 Telethon Trust is the charitable trust behind the event and its related fundraising activities. The philosophy behind the Channel 7 Telethon Trusts is to financially support the medical and social welfare of children and young people and to fund research into children's diseases.

The total support requested by Telethon for 2019 from City of Perth Parking is \$112,547. Council in previous years have approved contributions to the Telethon event.

This report details the City's proposed contribution for the 2019 Telethon event being held at the Perth Convention and Exhibition Centre on 26 and 27 October 2019.

Details:

The following table details the support provided by the City to Telethon in the 2018/19 financial year and the proposed support for 2019/20. These figures are detailed at Attachment 13.2B – Projected Financial Implication.

Financial Support Provided	2018/19	2019/20
Volunteer parking at His Majesty's Car Park	\$9,186	\$9,186
VIP and staff parking at Convention Centre	\$6,537	\$6,964
VIP parking on Mill Street outside Parmelia Hilton	\$212	N/A
Subsidised parking for staff and volunteers at Convention Centre	\$17,164	\$17,164
Subsidised parking for visitors at Convention Centre	\$32,656	\$32,656
Direct Cash Donation (GST not applicable)	\$40,000	\$40,000
Security and Staff Costs	\$3,246	\$4,857
Total	\$109,001	\$110,827

Anticipated general patronage over Telethon weekend 2019 is projected to be approximately 22% higher than a non-Telethon weekend. This is based on comparison of data from the 2018 Telethon weekend and the directly preceding weekend.

Volunteer Parking at His Majesty's Car Park

395 bump passes for His Majesty's Car Park will be provided by the City at no cost. The passes are for volunteers to use at His Majesty's Car Park. Refer to Attachment 13.2A for the breakdown of how this support was calculated.

Parking at Convention Centre Car Park

114 parking permits will be provided by the City at no cost, for staff and volunteers participating in the Telethon event. This includes seven VIP permits. Refer to Attachment 13.2A for the breakdown of how this support was calculated.

VIP parking on-street

Telethon do not require any on-street bays on Mill Street outside Parmelia Hilton, this year.

Subsidised Parking for Telethon volunteers and staff

400 parking permits will be provided at the Convention Centre Car Park for staff and volunteers at a reduced rate of \$10 per day on 26 and 27 October 2019.

As per previous years, a refundable charge of \$15 per access card will be invoiced to Telethon.

Concessional parking at Convention Centre Car Park

Concessional fees for general visitors to the Convention Centre Car Park will apply during the Telethon weekend as follows:

- for 0 – 3 hours – \$5 flat fee per entry; and
- for above 3 hours – \$10 flat fee per entry.

Security and staff services

The financial implication of providing support to Telethon with staffing for the weekend and pre-event has been calculated at Attachment 13.2C - Staff services calculations 2019. It is calculated to be \$4,857 in financial support. This includes the provision of Car Park Officers to ensure the proper management of the flat rate function as well as the safety of Telethon patrons at all hours (this is a 24 hour event). There are also administrative costs associated with financial reconciliation producing reports on patronage and revenue as well as the event staff who will be erecting signage.

The cost of cleaning services for non-car park areas of His Majesty's Car Park (eg. public toilets) has been included in this cost. These services are not normally engaged over a weekend. The cost of this additional cleaning is calculated to be \$1,613.

Financial Implications:

ACCOUNT NO:	1035-50460-0000-XXXX
BUDGET ITEM:	Convention Centre Car Park
BUDGETED AMOUNT:	\$ 3,551,362
AMOUNT SPENT TO DATE:	Nil
PROPOSED COST:	\$ 109,215
BALANCE REMAINING:	\$ 3,442,147
ANNUAL MAINTENANCE:	N/A
ESTIMATED WHOLE LIFE COST:	N/A

ACCOUNT NO:	1045-50050-0000-7228
BUDGET ITEM:	Cleaning and Laundry
BUDGETED AMOUNT:	\$89,790.68
AMOUNT SPENT TO DATE:	Nil
PROPOSED COST:	\$1,613.50
BALANCE REMAINING:	\$88,176.88
ANNUAL MAINTENANCE:	\$70,193.28 2018/19 fin year
ESTIMATED WHOLE LIFE COST:	N/A

All figures quoted in this report are exclusive of GST.

Comments:

The support for the 2019 Telethon Partnership Agreement totals \$109,215. This is made up of:

- \$40,000 donation to Telethon;
- \$6,964 value in Parking at Convention Centre Car Park;
- \$9,186 value in volunteer parking at His Majesty's Car Park;
- \$17,164 in subsidised parking for staff and volunteers at Convention Centre Car Park;
- \$32,656 in subsidised parking for visitors at Convention Centre Car Park; and
- \$4,857 in Security, staff and cleaning costs.

CPP staff will continue to work closely with Telethon to ensure the success of the Telethon event on Saturday, 26 and Sunday, 27 October 2019.

Moved Commissioner McMath, seconded Commissioner Kosova

That Council:

1. ***APPROVES to grant Telethon a cash and an in-kind sponsorship of \$110,827 (ex GST) comprising of:***
 - 1.1 ***a City of Perth cash donation to Telethon valued at \$40,000 (GST not applicable) to be presented on Telethon weekend;***
 - 1.2 ***security and staff services valued at \$4,857 ex GST;***
 - 1.3 ***\$32,656 (ex GST) in the form of concessional fees for the Convention Centre Car Park. These fees to apply only during the Telethon weekend as follows:***
 - a. ***for 0 – 3 hours – \$5.00 flat fee per entry;***
 - b. ***for above 3 hours – \$10.00 flat fee per entry;***
 - 1.4 ***\$17,164 (ex GST) for 400 parking permits for Convention Centre Car Park at a rate of \$10 per day;***
 - 1.5 ***\$9,186 (ex GST) for 395 free bump passes for the use of the Telethon telephone room volunteers for parking at His Majesty's Car Park; and***
 - 1.6 ***\$6,964 (ex GST) for up to 114 free permits (including 7 VIP permits) for the Convention Centre Car Park.***

The motion was put and carried en bloc

The votes were recorded as follows:

For: Commissioners Hammond, McMath and Kosova

Against: Nil

Item 13.3 Strategic Event Sponsorship – World Minifootball Federation World Cup

FILE REFERENCE: P1037136#07#06
 REPORTING OFFICER: Candice Beadle, Sponsorship Officer
 REPORTING UNIT: Business Support and Sponsorship
 RESPONSIBLE DIRECTORATE: Economic Development and Activation
 REPORT AUTHOR DISCLOSURE OF INTEREST: Nil
 DATE: 31 July 2019
 ATTACHMENT/S: N/A

Council Role:

- ☐ Advocacy *When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.*
- ☒ Executive *The substantial direction setting and oversight role of the Council e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.*
- ☐ Legislative *Includes adopting local laws, town planning schemes and policies*
- ☐ Quasi-Judicial *When the Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (eg under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.*
- ☐ Information *For the Council/Committee to note.*

Legislation / Strategic Plan / Policy:

Legislation Section 8 of the *City of Perth Act 2016*
Local Government Act 1995

City of Perth Act 2016 **Objects of the City of Perth**
 8(1)(g) - to strengthen Perth's reputation as an innovative, sustainable and vibrant city that attracts and welcomes all

Integrated Planning and Reporting Framework Implications **Strategic Community Plan**
 Strategic Priority - Social

Policy
 Policy No and Name: 18.13 – Sponsorship and Grants

Purpose and Background:**Applicant Details**

Entity Name	Australian Minifootball Federation Ltd
ABN	86 610 707 741
Entity Type	Australian Public Company
ABN Status	Active
ATO Endorsed Charity Type	Not endorsed

Australian Minifootball Federation (AMF) is the highest authority that oversees the small side of football (six-a-side soccer) within Australia for amateur players across all ages and genders. AMF reports to the World Minifootball Federation based out of Czech Republic who sanction events across the globe.

AMF aim to give players and teams the opportunity to play at the highest level such as World Minifootball World Cups, international events and World Club Championships. AMF are creating state leagues along with National Championships to find the best players across Australia and take them to international events.

Details:

Event Title	World Minifootball Federation World Cup
Event Start Date	01/10/2019
Event End Date	11/10/2019
Venue	Langley Park Central
Estimated Attendance	77,000
Ticket Cost	Various prices from \$8.00
Total Project Cost	\$1,720,000
Total Amount Requested	\$250,000 (14.5% of total project cost)
Recommendation	Approval
Recommended amount	\$124,000 in kind through waiving of reserve hire fees
Assessment Score	30.35 out of 35 (86.71%)

Project Description

The Minifootball World Cup is an international men's six-a-side football (soccer) tournament, where 32 competing nations bring their best amateur minifootball players to see who is the most developed minifootball nation globally. The event will be played over 11 days in the October school holiday period at Langley Park.

A 3,500 seat 'pop-up' stadium will be erected on Langley Park, with a field size of 50m x 30m. Synthetic grass will be laid over existing turf. A fan zone will be created outside the stadium with a bar area, food trucks and activation areas for partners. This will create a festival type atmosphere for all spectators.

This is the third Minifootball World Cup, the first took place in in the United States in 2015, followed by Tunisia in 2017. The Australian Minifootball Federation won the bid to host the 2019 event in Perth, Australia.

The applicant estimates that the unique event will bring up to 77,000 visitors to the city; of which a small number will be international and interstate visitors, (2,000 international and 3,000 interstate); and attract significant economic stimulus with an estimated multimillion economic impact to the city and state.

Tournament Format

The tournament will feature 32 teams divided into eight groups of four nations in the group stage. Each nation in the group plays each other once, so a minimum of three games per nation. The top two nations from each group qualify for the next round where 16 nations are represented. From there it is a knockout stage until the top four nations play off in third place, final and grand final. A total of 69 games will be played over the 11 days of the event.

The draw results which show the list of competing nations as follows:

Group A	Group B	Group C	Group D
Australia	Hungary	Romania	Senegal
Colombia	Libya	Lebanon	Guatemala
India	England	Ukraine	Iraq
Thailand	Saudi Arabia	Nigeria	Ghana

Group E	Group F	Group G	Group H
Mexico	Tunisia	Czech Republic	Brazil
Ivory Coast	Slovakia	Chile	USA
Somalia	Japan	Serbia	Argentina
Moldova	Costa Rica	Singapore	South Africa

A junior World Cup for interstate teams will be held over five days during down times of the main event.

Previous five years City of Perth Support and Acquittals

The City has not previously supported this applicant.

Media Coverage

According to the applicant, the event is anticipated to be viewed by hundreds of millions of people globally through their streaming partners at Perform Group.

Sponsorship Benefits

Organisers will provide a suite of commercial benefits for the requested sponsorship fee of \$250,000 (excl GST). The final sponsorship benefits would be subject to negotiation based on the Council approved funding amount and reflect a strong return on investment for the City.

Strategic Event Sponsorship Assessment Score Card

The application was assessed by a three-person assessment panel and the scoring has been averaged for each outcome.

Essential Assessment Criteria	Score /5
Cultural Outcomes	
To what extent does the event celebrate the diversity of Perth as a capital city?	3.50
Social Outcomes	
To what extent does the event strengthen social cohesion and provide opportunities to connect?	3.50
Civic Outcomes	
To what extent does the event have a point of difference, making it a drawcard to the city, and raising Perth's profile as a premier capital city?	4.17
Economic Outcomes	
Does the event stimulate the local economy and provide opportunities for engagement with local business?	3.67
Organisational Competency	
Does the applicant have a demonstrated capacity to manage all aspects of the event?	2.67
Does the event demonstrate financial viability through evidence of support from other government agencies, business or community organisations?	2.67
Benefits	
Does the event offer adequate benefits/ recognition for the City?	3.17
Subtotal 23.35 out of 35	
Optional Assessment Criteria	
<i>The below are non-essential criteria (optional) based on goals identified in the City of Perth Strategic Community Plan. Applicants who can demonstrate their project achieves any of these outcomes can receive additional assessment points for each of these criteria</i>	
To what extent does the event celebrate Aboriginal Culture?	n/a
To what extent does the proposal create a sense of community in the city or one of its precincts?	3.50
To what extent does the event activate the riverfront or under utilised locations with vibrant activity?	3.50
Additional points 7	
TOTAL ASSESSMENT SCORE 30.35 out of 35 (86.71%)	

Financial Implications:

In-kind sponsorship:

ACCOUNT NO:	PJ 1395-80430-0000-7901
BUDGET ITEM:	Event Annual Sponsorship
BUDGETED AMOUNT:	\$700,000
AMOUNT SPENT TO DATE:	\$630,000
PROPOSED COST:	\$0 (waiving of fees and charges only)

BALANCE REMAINING:	\$70,000
ANNUAL MAINTENANCE:	N/A
ESTIMATED WHOLE LIFE COST:	N/A

All figures quoted in this report are exclusive of GST.

Comments:

The assessment panel agreed that the international nature of the event has good potential to promote Perth globally. It is a unique event and if the estimated international and interstate visitation numbers are achieved could boost the local economy, as well as help market Perth as a tourist destination. The panel believes that this is however very much dependent on the execution and delivery of the overall event to achieve these outcomes.

The local organisers haven't demonstrated previous management an event of this scale before and the panel were concerned about their ability to successfully deliver against all of the proposed sponsorship outcomes of this event. Whilst the list of suppliers provides some confidence due to their event management experience, there are some concerns about the business case and model to ensure the event is successful and the City's ability to effectively leverage the benefits due to the late submission of supporting documentation.

There is one major source of funding confirmed at the time of application; \$300,000 from the Federal Government and an application for support from Tourism WA will be presented at their August board meeting.

The panel acknowledges that there is an economic and tourism benefit to the city in supporting this event, however in light of the above, the panel has recommended a significant level of in-kind sponsorship to cover the cost for the park/reserve hire for Langley Park in order to minimize financial risk to the City.

Overall the panel is supportive of this international event which will help promote Perth as an ideal destination to interstate and international audiences but have noted some concerns with the ability of the local event organisers to deliver on all of the proposed benefit expectations.

Moved Commissioner McMath, seconded Commissioner Kosova

That Council:

- 1. APPROVES in kind Strategic Event Sponsorship to the value of \$124,000 for the waiving of Langley Park reserve hire fees to Australian Minifootball Federation Ltd for the World Minifootball Federation World Cup; and***
- 2. AUTHORISES the Chief Executive Officer (or an appointed delegate) to negotiate with the applicant the final list of sponsorship benefits according to the Council approved funding amount.***

The motion was put and carried en bloc

The votes were recorded as follows:

For: Commissioners Hammond, McMath and Kosova

Against: Nil

Item 13.4 Arts Grants 2019/20 – Round 2

FILE REFERENCE:	P1037135#03
REPORTING OFFICER:	Jordan Nix, Sponsorship Officer
REPORTING UNIT:	Business Support and Sponsorship
RESPONSIBLE DIRECTORATE:	Economic Development and Activation
REPORT AUTHOR DISCLOSURE OF INTEREST:	Nil
DATE:	31 July 2019
ATTACHMENT/S:	Attachment 13.4A – Detailed Officer Assessment

Council Role:

- | | | |
|-------------------------------------|----------------|---|
| <input type="checkbox"/> | Advocacy | <i>When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.</i> |
| <input checked="" type="checkbox"/> | Executive | <i>The substantial direction setting and oversight role of the Council e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.</i> |
| <input type="checkbox"/> | Legislative | <i>Includes adopting local laws, town planning schemes and policies</i> |
| <input type="checkbox"/> | Quasi-Judicial | <i>When the Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (eg under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.</i> |
| <input type="checkbox"/> | Information | <i>For the Council/Committee to note.</i> |

Legislation / Strategic Plan / Policy:

Legislation	Section 8 of the <i>City of Perth Act 2016</i> <i>Local Government Act 1995</i>
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City of Perth Act 2016	Objects of the City of Perth 8(1)(g) - to strengthen Perth's reputation as an innovative, sustainable and vibrant city that attracts and welcomes all
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Integrated Planning and Reporting Framework Implications	Strategic Community Plan Strategic Priority - Social
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Policy	
Policy No and Name:	18.13 – Sponsorship and Grants

Purpose and Background:

Arts Grants are accessible to a wide range of applicants and support a broad variety of art forms and creative cultural practice including, but not limited to; performance seasons, arts industry events, exhibitions, festivals, film, photography, multi-disciplinary and community arts projects.

The City of Perth will hold three public funding rounds for Arts Grants in the 2019/20 financial year, open to all applicants who meet the eligibility requirements:

- Round 1 - Completed (for projects taking place between 1 July 2019 and 29 February 2020);
- Round 2 - (for projects taking place between 1 November 2019 and 30 June 2020); and
- Round 3 - (for projects taking place between 1 March 2020 and 31 October 2020).

There are two categories within the Arts Grants program:

- Under \$15,000; and
- \$15,001 - \$40,000.

Details:

The City received 17 applications in Round 2 of Arts Grants 2019/20.

One application was withdrawn from the Arts Grants program and one was ineligible as it did not occur within the City of Perth local government area. The remaining 16 applications were considered by the assessment panel:

Under \$15,000

The following applications were considered by the assessment panel for the Under \$15,000 category.

RANK	APPLICANT	PROJECT	REQUESTED AMOUNT	ASSESSMENT SCORE	RECOMMENDED AMOUNT	ARTFORM
1	pvi collective Pty Ltd	tiny revolutions	\$10,000	86.00%	\$10,000	Various
2	Perth Centre for Photography	PCP Artistic Development and Presentation Program	\$15,000	86.00%	\$15,000	Photography
3	Ms Sandra Murray	Embedded 2020	\$11,500	70.00%	\$11,500	Art Exhibition
4	Fremantle Chamber Orchestra	FCO's 15 th Anniversary Gala Concert	\$10,400	66.00%	\$7,000	Classical Music
5	Environmental Consultants Association (WA) Inc	Biodiversity in Western Australia Art Exhibition	\$1,500	62.67%	\$1,500	Art Exhibition

RANK	APPLICANT	PROJECT	REQUESTED AMOUNT	ASSESSMENT SCORE	RECOMMENDED AMOUNT	ARTFORM
6	The Equity Benevolent Guild of WA T/A Performing Arts WA	Performing Arts Awards 2019	\$10,000	58.67%	Decline	Awards
7	Dr Sandy Chong	Entwined	\$10,177	50.67%	Decline	Art Exhibition
8	Mr Sturt Ledger	The Perth Moon Festival	\$15,000	46.00%	Decline	Festival
9	Independent Theatre Association (WA) Inc.	Independent Theatre Association WA Theatre Awards	\$15,000	43.3%	Decline	Awards
10	Masti Bollywood Dance Group	Masti's Community Approach Project 2019	\$15,000	41.33%	Decline	Dance
11	Ksenia Arkhipova	Russian Christmas Theatrical Performance	\$5,000	38.67%	Decline	Theatre
12	Sri Chinmoy Centre Inc.	Music for the Inner Journey	\$3,500	34.67%	Decline	Music
TOTAL			\$122,077 Requested		\$45,000 Recommended	

\$15,001 - \$40,000

The following applications were considered by the assessment panel for the \$15,001 - \$40,000 category.

RANK	APPLICANT	PROJECT	REQUESTED AMOUNT	ASSESSMENT SCORE	RECOMMENDED AMOUNT	ARTFORM
1	Mrs Dawn Pascoe	Natural Wings - Pop Up Shows	\$19,967	61.90%	\$15,000	Aerial/Circus
2	Edith Cowan University	Storytelling along the Kings Park Boodja Gnarning Walk	\$39,705	52.38%	Decline	Augmented Reality
3	MSWA	The Sense Ation Gallery	\$40,000	49.52%	Decline	Exhibition
4	UnitingCare West	Urban art murals	\$24,851	33.81%	Decline	Public Art Mural
TOTAL			\$124,523 Requested		\$15,000 Recommended	

The 16 applications assessed requested support totalling \$246,600. Of the applications assessed, six are recommended for approval and ten for decline. This is a total support of \$60,000 for the grant round.

All applications scoring above 60% in assessment are recommended for support. All applications under this threshold are recommended for decline.

The applications were assessed by a three-person assessment panel consisting of members from the City of Perth Administration. A detailed Officer Assessment of all applications is included in Attachment 13.4A. The applications were assessed using the schema of measurable outcomes for cultural engagement, developed by the Cultural Development Network.

Financial Implications:

ACCOUNT NO:	PJ 13958006000007901
BUDGET ITEM:	Arts Grants
BUDGETED AMOUNT:	\$265,000
AMOUNT SPENT TO DATE:	\$87,592
PROPOSED COST:	\$60,000
BALANCE REMAINING:	\$117,408
ANNUAL MAINTENANCE:	N/A
ESTIMATED WHOLE LIFE COST:	N/A

All figures quoted in this report are exclusive of GST.

Comments:

The panel noted an overall decrease in the quality of applications for Round 2 which is reflected in a smaller amount of sponsorships recommend for approval. Many applications recommended for decline demonstrate a level of merit but were not suitability aligned to the strategic aims of the Arts Grants program.

Applications recommended for support were able to demonstrate alignment with the assessment criteria. The panel is confident the supported applications will provide unique arts and cultural experience for residents and visitors to the City and encourage discussion on important issues within the community.

The program previously had two public rounds a year, with a trial of three public rounds implemented for the current financial year. City officers will complete a review of these rounds ahead of the 2020/21 financial year to determine if the additional round has resulted in increased quality activation within the community and opportunities for artists.

Moved Commissioner McMath, seconded Commissioner Kosova

That Council:

1. APPROVES Arts Grants totalling \$60,000 (excluding GST) to the following applicants:

- 1.1 *pvi collective for tiny revolutions (\$10,000);***
- 1.2 *Perth Centre for Photography for PCP Artist Development and Presentation program (\$15,000);***
- 1.3 *Sandra Murray for Embedded 2020 (\$11,500);***
- 1.4 *Fremantle Chamber Orchestra for FCO's 15th Anniversary Gala Concert (\$7,000);***
- 1.5 *Environmental Consultants Association WA for Biodiversity in Western Australia Art Exhibition (\$1,500); and***
- 1.6 *Dawn Pascoe for Natural Wings Pops Up Show (\$15,000).***

2. DECLINES Arts Grants of the following applicants:

- 2.1 *The Equity Benevolent Guild of WA (Performing Arts WA) for the Performing Arts Awards 2019;***
- 2.2 *Sandy Chong for Entwined;***
- 2.3 *Edith Cowan University for Storytelling along the Kings Park Boodja Gnarning Walk;***
- 2.4 *MSWA for The Sense Ation Gallery;***
- 2.5 *Sturt Ledger for The Perth Moon Festival;***
- 2.6 *Independent Theatre Organisation for Independent Theatre Association WA Theatre Awards;***
- 2.7 *Masti Bollywood for Masti's Community Approach Project 2019;***
- 2.8 *Ksenia Arkhipova for Russian Christmas Theatrical Performance;***
- 2.9 *Sri Chinmoy Centre for Music for the Inner Journey; and***
- 2.10 *UnitingCare West for Urban Art Murals.***

3. AUTHORISES the Chief Executive Officer (or an appointed delegate) to negotiate with the applicant the final list of sponsorship benefits according to the Council approved funding amount.

The motion was put and carried en bloc

The votes were recorded as follows:

For: Commissioners Hammond, McMath and Kosova

Against: Nil

Item 13.5 Request for Local Government Consent over common property under Section 19(10) of the Strata Titles Act (WA) 1985 – “Terrace Place” 60-68 Terrace Road, East Perth, WA

FILE REFERENCE:	P1020300
REPORTING OFFICER:	Paul Warren, Senior Property Assets Officer
REPORTING UNIT:	Properties
RESPONSIBLE DIRECTORATE:	Construction and Maintenance
REPORT AUTHOR DISCLOSURE OF INTEREST:	Nil
DATE:	12 July 2019
ATTACHMENT/S:	Attachment 13.5A - Letter of Request to Consent to New Lease - Vodafone - Terrace Place, 60 - 68 Terrace Road, East Perth and Map

Council Role:

- | | | |
|-------------------------------------|----------------|---|
| <input type="checkbox"/> | Advocacy | <i>When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.</i> |
| <input checked="" type="checkbox"/> | Executive | <i>The substantial direction setting and oversight role of the Council e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.</i> |
| <input type="checkbox"/> | Legislative | <i>Includes adopting local laws, town planning schemes and policies</i> |
| <input type="checkbox"/> | Quasi-Judicial | <i>When the Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (e.g. under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.</i> |
| <input type="checkbox"/> | Information | <i>For the Council/Committee to note.</i> |

Legislation / Strategic Plan / Policy:

Legislation	<i>Strata Titles Act (WA) 1985</i>
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City of Perth Act 2016	Objects of the City of Perth 8(1)(i) - to develop and maintain collaborative inter-governmental relationships with a view to improve the City of Perth
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Integrated Planning and Reporting Framework Implications	Strategic Community Plan Strategic Priority - Built Environment
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Policy

Policy No and Name: 9.10 - Management of Leases
9.14 – Disposal of Property

Purpose and Background:

Vodafone Network Pty Ltd has recently completed the negotiation of a new telecommunications lease with the owners of Terrace Place.

As the lease also includes an area of common property, Local Government Consent to the Lease is required in accordance with the provisions of section 19(10) of the *Strata Titles Act 1985* in order that the new Lease Agreement is able to be lodged at Landgate for registration.

Details:

Vodafone Network Pty Ltd completed their negotiation of a new telecommunications lease with the owners of 'Terrace Place' 60-68 Terrace Road, East Perth, WA in 2018 for the purpose of construction, maintaining and operating a telecommunications network and service.

In doing so, the City has been historically approached by Madgwicks Lawyers acting on behalf of their client, Vodafone Network Pty Ltd, per Attachment 13.5A, letter dated 17 April 2018 for Local Government Consent to the new Lease Agreement.

In accordance with section 19(10) of the *Strata Titles Act 1985* or any such other provision which may be introduced by the *Strata Titles Amendment Act 2018*, the City is required to provide its formal consent to the new Lease Agreement between The owners of Terrace Place (Strata Plan No 9704) and Vodafone Network Pty Limited due to an area of common property being involved in the lease agreement.

The Local Government Consent to the new Lease Agreement is a statutory requirement in order that the mutually executed lease documentation can ultimately be lodged at Landgate by Madgwicks Lawyers for registration in the usual manner.

We confirm that the City has reviewed the Lease documentation, comprising two documents, for the lease area situated on the common property.

Officers from the Properties Unit have liaised with Governance Unit who have confirmed that, whilst the request for Local Government Consent to the new Lease Agreement was reasonable and in order for consideration by the City, the Consent requires Council approval on the grounds that there is currently no power of delegation and no authority given by Council to handle the matter administratively.

Financial Implications:

There are no financial implications related to this report.

Comments:

The Vodafone Network Pty Ltd request for Local Government Consent to the new Lease is statutory in nature and considered reasonable.

Moved Commissioner McMath, seconded Commissioner Kosova

That Council:

- 1. APPROVES the request for Local Government Consent to the new Lease Agreement submitted by Madgwicks Lawyers acting on behalf of Vodafone Network Pty Ltd over common property under Section 19(10) of the Strata Titles Act (WA) 1985 at "Terrace Place" 60-68 Terrace Road, East Perth, WA; and***
- 2. APPROVES the Chief Executive Officer to formalise the request for Local Government Consent by letter.***

The motion was put and carried en bloc

The votes were recorded as follows:

For: Commissioners Hammond, McMath and Kosova

Against: Nil

Item 13.6 Padbury Walkways – City of Perth Asset Disposal

FILE REFERENCE:	P1022162-4
REPORTING OFFICER:	Kirk Linares, Manager Properties
REPORTING UNIT:	Properties
RESPONSIBLE DIRECTORATE:	Construction and Maintenance
REPORT AUTHOR DISCLOSURE OF INTEREST:	Nil
DATE:	24 July 2019
ATTACHMENT/S:	Attachment 13.6A – Asset Disposal Form – Padbury Walkways

Council Role:

- | | | |
|-------------------------------------|----------------|---|
| <input type="checkbox"/> | Advocacy | <i>When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.</i> |
| <input checked="" type="checkbox"/> | Executive | <i>The substantial direction setting and oversight role of the Council e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.</i> |
| <input type="checkbox"/> | Legislative | <i>Includes adopting local laws, town planning schemes and policies</i> |
| <input type="checkbox"/> | Quasi-Judicial | <i>When the Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (eg under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.</i> |
| <input type="checkbox"/> | Information | <i>For the Council/Committee to note.</i> |

Legislation / Strategic Plan / Policy:

Legislation	N/A
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City of Perth Act 2016	Objects of the City of Perth 8(1)(d) - to continuously improve the services and facilities provided to the community, visitors and tourists
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Integrated Planning and Reporting Framework Implications	Strategic Community Plan Strategic Priority - Built Environment
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Policy

Policy No and Name:	9.12 – Asset Management Policy
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Purpose and Background:

At its meeting held on **7 October 2014**, Council approved the report titled 'ISPT Super Property Request for a City Partnership for Demolition and Reconstruction of the Forrest Place Walkway and Associated Works' with regards to the Forrest Place Pedestrian Walkways.

Details:

The demolition of the assets was acknowledged in the Council minutes recommendation point 3 as below:

- 3. *acknowledges that demolition of a large percentage of the existing walkway structure will necessitate an accounting write down of the asset value which will require Council approval;***

The value of these assets is above the limit delegated to the Administration for the authority to dispose, and as such requires Council approval. This disposal has been endorsed by the Chief Executive Officer and relevant Director and Manager as shown in the Asset Disposal Form attached.

A summary of the details is provided below:

Summary of Disposed Assets

ASSET CLASS	ASSET COUNT	WRITTEN DOWN VALUE
Infrastructure – Bridges & Civil (Hansen)	3	\$3,320,790.86
Plant & Equipment (F1)	2	\$50.92
TOTAL VALUE FOR DISPOSAL	5	\$3,320,841.78

Stakeholder Engagement:

ISPT has managed the stakeholders during demolition process except for Bocelli's due to its nature of being a City's tenant. All statutory requirements, permits and approvals have been sought by ISPT and agreed by the City.

Financial Implications:

Upon approval by Council, the value will be written down from the City's books. The new assets will be financially recognised after acceptance of completion certificate and handover from ISPT to the City of Perth.

Comments:

The approval by Council initiated the assets disposal process. Demolition works did not allow salvage. Physical disposal of assets was included within the works undertaken by ISPT and its agents as allowed in the Deed Management Agreement between the City and ISPT.

Moved Commissioner McMath, seconded Commissioner Kosova

That Council APPROVE the accounting disposal of \$3,320,841.78 written down value associated with the Forrest Place Pedestrian Walkways project.

The motion was put and carried en bloc

The votes were recorded as follows:

For: Commissioners Hammond, McMath and Kosova

Against: Nil

Item 13.7 Financial Statements and Financial Activity Statement for the Period Ended 30 June 2019

FILE REFERENCE: P1014149-25
 REPORTING OFFICER: Reshma Jahmeerbacus, Senior Management Accountant
 REPORTING UNIT: Finance
 RESPONSIBLE DIRECTORATE: Corporate Services
 REPORT AUTHOR DISCLOSURE OF INTEREST: Nil
 DATE: 9 August 2019
 ATTACHMENT/S: Attachment 13.7A - Financial Statements and Financial Activity Statement for the period ended 30 June 2019

Council Role:

- ☐ Advocacy *When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.*
- ☒ Executive *The substantial direction setting and oversight role of the Council e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.*
- ☐ Legislative *Includes adopting local laws, town planning schemes and policies*
- ☐ Quasi-Judicial *When the Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (eg under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.*
- ☐ Information *For the Council/Committee to note.*

Legislation / Strategic Plan / Policy:

Legislation Section 6.4(1) and (2) of the *Local Government Act 1995*
 Regulation 34(1) of the *Local Government (Financial Management) Regulations 1996*

City of Perth Act 2016 **Objects of the City of Perth**
 8(1)(d) - to continuously improve the services and facilities provided to the community, visitors and tourists

Integrated Planning and Reporting Framework Implications **Strategic Community Plan**
 Leadership

Policy
 Policy No and Name: N/A

Details:

The Financial Activity Statement is presented together with a commentary on variances from the revised budget.

Comments:

The Financial Activity Statement commentary compares the actual results for the 12 months to 30 June 2019 with the original budget approved by Council on 3 July 2018, and amended on 28 August 2018, 27 November 2018 and 26 February 2019.

Moved Commissioner McMath, seconded Commissioner Kosova

That Council RECEIVES the Financial Statements and the Financial Activity Statement for the period ended 30 June 2019 as detailed in Attachment 13.7A of this report.

The motion was put and carried en bloc

The votes were recorded as follows:

For: Commissioners Hammond, McMath and Kosova

Against: Nil

Item 13.8 Payments from Municipal and Trust Funds – June 2019

FILE REFERENCE: P1036562-9
 REPORTING OFFICER: Susan Brown, Accounts Payable Officer
 REPORTING UNIT: Finance
 RESPONSIBLE DIRECTORATE: Corporate Services
 REPORT AUTHOR DISCLOSURE OF INTEREST: Nil
 DATE: 12 July 2019
 ATTACHMENT/S: A detailed list of payments made under delegated authority for the month ended 30 June 2019 can be accessed by the Commissioners via the Council Hub. Members of the public can access the list of payments on request.

Council Role:

- ☐ Advocacy *When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.*
- ☐ Executive *The substantial direction setting and oversight role of the Council e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.*
- ☐ Legislative *Includes adopting local laws, town planning schemes and policies*
- ☐ Quasi-Judicial *When the Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (eg under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.*
- ☒ Information *For the Council/Committee to note.*

Legislation / Strategic Plan / Policy:

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

City of Perth Act 2016 **Objects of the City of Perth**
 8(1)(d) - to continuously improve the services and facilities provided to the community, visitors and tourists

Integrated Planning and Reporting Framework Implications **Strategic Community Plan**
 Strategic Priority - Economic

Policy
 Policy No and Name: N/A

Comments:

Payments for the month of June 2019 included the following significant items, but exclude payroll and payroll taxation payments to the Deputy Commissioner of Taxation:

- \$2,447,761.89 to The Department of Fire and Emergency Services for the emergency services levy fourth quarter contribution for 2018/19;
- \$383,118.94 to Rosmech of which \$379,909.20 is for a New Rosmech Scarab Mistral Street Sweeper with accessories the remainder was for general maintenance;
- \$339,796.38 to Insight Electrical for works for Council House lighting upgrade and installation Façade, Rooftop and Entry Canopy;
- \$329,896.61 to Stiles Electrical Services for streetlighting and electrical upgrades – Hay Street and St Georges Terrace Perth; and
- \$326,646.83 to Department of Local Government, Sport and Cultural Industries for the recoup of wages for the Commissioners of which \$170,100.97 for the period 30 November 2018 to 24 January 2019, \$127,575.71 for the period 22 March 2019 to 2 May 2019 and \$28,970.15 for SLWA and AGWA Sub meter electricity from 12 January to 28 March 2019.

Moved Commissioner McMath, seconded Commissioner Kosova

That Council, in accordance with Regulation 13(1) of the Local Government (Financial Management) Regulations 1996, RECEIVES the list of payments made under delegated authority for the month ended 30 June 2019 and recorded in the Minutes of the Council, the summary of which is as follows:

<i>FUND</i>	<i>PAID</i>
<i>Municipal Fund</i>	<i>\$ 16,310,872.15</i>
<i>Trust Fund</i>	<i>\$ 11,065.10</i>
<i>TOTAL:</i>	<i><u>\$ 16,321,937.25</u></i>

The motion was put and carried en bloc

The votes were recorded as follows:

For: Commissioners Hammond, McMath and Kosova

Against: Nil

Item 13.9 Rates Concession – Western Australia Cricket Association (WACA)

FILE REFERENCE:	P1019031-9
REPORTING OFFICER:	Dan Richards, Manager Finance
REPORTING UNIT:	Finance
RESPONSIBLE DIRECTORATE:	Corporate Services
REPORT AUTHOR DISCLOSURE OF INTEREST:	Nil
DATE:	20 June 2019
ATTACHMENT/S:	Nil

Council Role:

- | | | |
|-------------------------------------|----------------|---|
| <input type="checkbox"/> | Advocacy | <i>When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.</i> |
| <input type="checkbox"/> | Executive | <i>The substantial direction setting and oversight role of the Council e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.</i> |
| <input checked="" type="checkbox"/> | Legislative | <i>Includes adopting local laws, town planning schemes and policies</i> |
| <input type="checkbox"/> | Quasi-Judicial | <i>When the Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (eg under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.</i> |
| <input type="checkbox"/> | Information | <i>For the Council/Committee to note.</i> |

Legislation / Strategic Plan / Policy:

Legislation	Section 6.47 of the <i>Local Government Act 1995</i>
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City of Perth Act 2016	Objects of the City of Perth 8(1)(a) - to provide for the good government of persons in the City of Perth, including residents, ratepayers and visitors
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Integrated Planning and Reporting Framework Implications	Strategic Community Plan Strategic Priority - Economic
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Policy

Policy No and Name:	9.13 – Not Rateable Properties (Rate Exemptions) and Partial Rate Exemptions
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Purpose and Background

The purpose of the report is to propose a rate concession for the Western Australian Cricket Ground (WACA) to reflect the role of the WA Cricket Association in the community and the activities that are undertaken at the ground.

Details

Historically the WACA received an exemption for rates under S6.26(2)(g) of the *Local Government Act 1995* – charitable purposes. An exemption review in 2013 revealed the organisation is not exempt under the provisions of the *Local Government Act 1995* (the Act) as they are not considered a charitable organization, therefore the exemption was cancelled.

The WACA then sought Ministerial Approval for an exemption of rates under S6.26(2)(k) of the Act for 2013/14. The Minister approved the exemption which has continued for five years until 2017/18.

Before the WACA had received a ministerial exemption in 2013, the City proposed to stage the introduction of full rates over a 3 year period. 33.33% in Year 1, 66.66% in Year 2 and 100% in Year 3. This option was discussed with the WACA.

The Local Government Minister did not approve an exemption for 2018/19. It was agreed for the City's Manager Finance and Senior Rates Coordinator to conduct a site inspection in May 2018 and meet with representatives of the WACA to discuss options for 2018/19. The WACA ground houses the administration facilities for the Western Australia Cricket Association which undertakes commercial activities and develops and supports cricket within the WA community. The majority of the WACA's income is in the form of grants from Cricket Australia. The ground is still used for hosting cricket matches but with the Big Bash cricket moving to the Optus Stadium this was reduced to only 27 days in the 2018/19 financial year. The City approved to grant an 88.4% rate concession that equated to rates of \$148,420.87.

The option chosen to determine a rates concession was based on the proportion of the property that was generating commercial income. The identified commercial areas were the Museum, Prindiville stand, including Administration, the Player's Pavilion and Bradman, Boundary, President's and Willow Rooms. The playing surface was also classified as commercial on the 27 days were cricket played at the ground and tickets were sold to the public. Based on this methodology a Rates levy of \$20,795.63 was calculated which equates to 11.6% of the full Rates levy.

A review has been conducted for the 2019/20 financial year and the WACA has advised that the property is used for only 25 days of the financial year. This amends the rates concession to 88.5%. Based on the 2019/20 rates of \$171,416.15, the concession amount is \$151,703.30 leaving \$19,712.85 of rates payable for the year.

It is recommended that the City grant a rates concession to the Western Australia Cricket Association to acknowledge:

- That only 25 days of cricket will be played at the venue in 2019/20;
- That the principal activity undertaken at the WACA ground is administration; and
- The organisations broad community role in developing grassroots cricket.

Under the City's delegated authority a rates concession requires Council approval.

Comments:

It is the intention that the rate calculation is updated on an annual basis and the WACA will continue to be rated based on the percentage of commercial activities.

Moved Commissioner McMath, seconded Commissioner Kosova

That Council APPROVES the granting of a rates concession to the Western Australia Cricket Association in relation to the WACA ground of \$151,703.30 for the 2019/20 financial year.

The motion was put and carried en bloc

The votes were recorded as follows:

For: Commissioners Hammond, McMath and Kosova

Against: Nil

Item 13.10 Outdoor Dining Progress Report

FILE REFERENCE: P1014820-2
 REPORTING OFFICER: Cath Hewitt, Manager Health and Activity Approvals
 REPORTING UNIT: Health and Activity Approvals
 RESPONSIBLE DIRECTORATE: Community and Commercial Services
 REPORT AUTHOR DISCLOSURE OF INTEREST: Nil
 DATE: 1 August 2019
 ATTACHMENT/S: Attachment 13.10A – Outdoor Dining Quick Reference Guide

Council Role:

- ☐ Advocacy *When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.*
- ☐ Executive *The substantial direction setting and oversight role of the Council e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.*
- ☐ Legislative *Includes adopting local laws, town planning schemes and policies*
- ☐ Quasi-Judicial *When the Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (eg under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.*
- ☒ Information *For the Council/Committee to note.*

Legislation / Strategic Plan / Policy:

Legislation Section 3.1 of the *Local Government Act 1995*
City of Perth Act 2016
Outdoor Dining Local Law 2019

City of Perth Act 2016 **Objects of the City of Perth**
 8(1)(d) - to continuously improve the services and facilities provided to the community, visitors and tourists

Integrated Planning and Reporting Framework Implications **Strategic Community Plan**
 Strategic Priority - Social

Policy
 Policy No and Name: Outdoor Dining

Purpose and Background:

At its Special Meeting held on **15 January 2019**, Council considered the report, Outdoor Dining – Policy and Guidelines. Council endorsed a motion consisting of nine items, with the intention ‘to remove any financial impediment, reduce red tape and ensure the City’s application for permits is comparable with other local governments’.

As part of the Council resolution, a progress report was requested by August 2019 on the Outdoor Dining process on a web based self-accreditation for outdoor dining applications and approvals, and further research and development to be undertaken on the provision of a streamlined web-based application/licencing facility.

Background

- 2017 – City of Perth commences review of Alfresco Dining regulatory framework;
- August 2017 – External Stakeholder survey completed;
- November 2017 - \$40/sqm permit fee endorsed;
- June 2018 – Online application process introduced (via ‘Pathways’ IT system);
- July 2018 – Draft Policy and Guidelines approved for advertising;
- October 2018 – Deferral of Policy/Guidelines adoption pending fee/process review;
- December 2018 – Planning Solutions appointed to undertake review of fees/process; and
- January 2019 – At the Special Council Meeting – Item 7.2 – Outdoor Dining – Policy and Guidelines: Council endorsed the Primary Motion of 9 points.

Details:

As requested by the Commissioners, the development and inception of a streamline web based self-accreditation for outdoor dining applications and approvals has been instigated. The process has been developed around providing the best possible service to applicants while at the same time providing the City with oversight of activities in the public realm.

The process allows a simpler online application resulting in an ‘instant’ provisional permit being issued for activation of the Outdoor Dining. This allows for immediate activation of the Outdoor Dining area. A City officer undertakes a site visit to liaise with the applicant offering assistance and guidance on the requirements to operate an outdoor dining area. The rationale for this approach is both pro-active and cautionary – to engage with applicants to improve ‘place-making’ outcomes, and equally to identify and prevent safety and compliance issues at an earlier rather than a later stage.

On completion of the site visit the final Outdoor Dining permit is issued. Feedback received about the new process and Customer Service focus has been positive. To date (1 August 2019), 85 applications have been received of the anticipated 190 operating presently in the City.

The project has employed existing technology to more effectively manage the issuing and compliance of outdoor dining areas. The new process simplifies the application process for the customer and the solution creates improved processing, along with access to accurate data and reporting for the Administration.

The development of the Outdoor Dining Application in Customer Relationship Management (CRM) will also provide a foundation for all future Health and Activity Approvals processes to potentially transition into the CRM. The solutions architecture for Outdoor Dining Permits incorporates existing City owned programs to optimise the process to increase efficiency and reduce ongoing costs.

Financial Implications:

ACCOUNT NO:	1090-51010, 1040-51060 and 1090-12195
BUDGET ITEM:	Customer Service Centre employee expenses, Health and Activity Approvals employee expenses and capital project Customer Relationship Management (CRM) expenses
BUDGETED AMOUNT:	\$150,000
AMOUNT SPENT TO DATE:	\$33,052 (CRM contract labour) \$ 9,956 (Website Development Integration) \$10,732 (Customer Service Centre employee expenses) \$28,049 (Health & Activity Approvals employee expenses)
PROPOSED COST:	N/A
BALANCE REMAINING:	\$68,211
ANNUAL MAINTENANCE:	\$ 2,400
ESTIMATED WHOLE LIFE COST:	\$49,000 (licencing and maintenance)

** Note this cost for Outdoor Dining also includes foundational work for applications in the future

All figures quoted in this report are exclusive of GST.

Comments:

Outdoor Dining applications have been simplified, providing applicants with a user-friendly CRM online process, allowing instant use of the footpath to operate an outdoor dining area while the application is assessed.

A quick reference guide has been produced summarising the basic compliance information, assisting small food businesses to understand the City's set-up requirements for an outdoor dining area.

Moved Commissioner McMath, seconded Commissioner Kosova

That Council:

- 1. RECEIVES this update on the provision of a streamlined web-based application/licensing process providing for all Outdoor Dining applications from 17 June 2019; and***
- 2. RECEIVES the Outdoor Dining Quick Reference Guide that has been added to the Guidelines in Attachment 13.10A.***

The motion was put and carried en bloc

The votes were recorded as follows:

For: Commissioners Hammond, McMath and Kosova

Against: Nil

Item 13.11 Intention to Make - Outdoor Dining Amendment Local Law 2019

FILE REFERENCE: P1038020
 REPORTING OFFICER: Kathleen O'Brien, Paralegal
 REPORTING UNIT: Governance
 RESPONSIBLE DIRECTORATE: Corporate Services
 REPORT AUTHOR DISCLOSURE OF INTEREST: Nil
 DATE: 1 August 2019
 ATTACHMENT/S: Attachment 13.11A – *Outdoor Dining Local Law 2019* with proposed amendments
 Attachment 13.11B – *Proposed Outdoor Dining Amendment Local Law 2019*

Council Role:

- ☐ Advocacy *When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.*
- ☐ Executive *The substantial direction setting and oversight role of the Council e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.*
- ☒ Legislative *Includes adopting local laws, town planning schemes and policies.*
- ☐ Quasi-Judicial *When the Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (e.g. under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.*
- ☐ Information *For the Council/Committee to note.*

Legislation / Strategic Plan / Policy:

Legislation Section 3.12 of the *Local Government Act 1995*

City of Perth Act 2016 **Objects of the City of Perth**
 8(1)(a) - to provide for the good government of persons in the City of Perth, including residents, ratepayers and visitors

Integrated Planning and Reporting Framework Implications **Strategic Community Plan**
 Strategic Priority - Leadership

Policy
 Policy No and Name: N/A

Purpose and Background:

At its meeting held on **30 April 2019**, Council resolved to make the *City of Perth Outdoor Dining Local Law 2019*. In accordance with section 3.12 of the *Local Government Act 1995*, the local law was subsequently published on the Government Gazette on 27 May 2019 and came into operation on 10 June 2019.

In accordance with the statutory process, the local law was submitted to the Joint Standing Committee on Delegated Legislation (JSCDL) for consideration. The JSCDL considered the local law at its meeting held on 26 June 2019 and determined to request that the Council provide undertakings to delete clause 2.5(2)(c) when the local law is next amended and in the meantime, not enforce this clause.

At its meeting held on **30 July 2019**, Council considered the JSCDL's request and resolved as follows:

"That Council RESOLVES to undertake to the Joint Standing Committee on Delegated Legislation that the City will:

- 1. When the Outdoor Dining Local Law 2019 is next reviewed or amended, amend the Outdoor Dining Local Law 2019 to:*
 - 1.1 Delete clause 2.5(2)(c); and*
 - 1.2 Make any further necessary consequential amendments required; and*
- 2. Until the Outdoor Dining Local Law 2019 is amended in accordance with part 1:*
 - 2.2 Not enforce the Outdoor Dining Local Law 2019 in a manner contrary to the undertaking in part 1; and*
 - 2.3 Where the Outdoor Dining Local Law 2019 is made publicly available, whether in hard copy or electronic form (including on the City's website), ensure that it is accompanied by a copy of these undertakings."*

The *Outdoor Dining Amendment Local Law 2019* has been prepared to give effect to part 1 of the undertakings. It is appropriate to make the required changes to the local law in order to discharge the undertakings given in a timely manner. The JSCDL grants undertakings with expectation and condition that the undertakings will be completed within six months of being provided.

Details:

An extensive public consultation process was undertaken prior to the adoption of the *City of Perth Outdoor Dining Local Law 2019*. The proposed *City of Perth Outdoor Dining Amendment Local Law 2019* seeks only to make the changes required to fulfil the commitments given in its undertaking.

The proposed *City of Perth Outdoor Dining Amendment Local Law 2019* seeks to delete clause 2.5(2)(c) of the *City of Perth Outdoor Dining Local Law 2019*.

Clause 2.5(2)(c) of the *Outdoor Dining Local Law 2019* provides:

Without limiting the scope of the discretion of the local government or authorised person under subclause (1)(b), the local government or authorised person may refuse an application for a permit if, in their opinion-

- ...
- (c) *the proposed permit holder has been convicted during the preceding 5 years of an offence against-*
- (i) *this local law;*
 - (ii) *the City of Perth Alfresco Dining Local Law 2009;*
 - (iii) *the Food Act;*
 - (iv) *the Health Act;*
 - (v) *the Public Health Act;*
 - (vi) *the Liquor Control Act; or*
 - (vii) *any other written Law which affects outdoor dining.*

On deletion of the clause the City will still have the ability to generally determine whether a person is a fit and proper person when granting permits.

Section 3.12 of the *Local Government Act 1995* details the procedure for making new local laws, which includes amendment local laws, as follows:

- Council is to approve the giving of local public notice of the intention to make a local law or to review an existing local law. The public notice is to include the purpose and effect of the local law, inspection details and advice regarding the six-week public submission period;
- As soon as the public notice is given, the City is to provide a copy of the proposed local law to the Minister of Local Government and Communities, and any other relevant Ministers to which the local law relates and to any person requesting a copy;
- After the last day for submissions, Council is required to consider any submissions received and may resolve by an absolute majority decision to make the local law, or to make a local law that is not significantly different from the proposed local law as advertised;
- If adopted, the City will subsequently be required to undertake the following to finalise this process:
 - Publish the local law in the *Government Gazette*;
 - Provide a copy of the relevant document to the Joint Standing Committee on Delegated Legislation 10 days after its publication in the *Government Gazette*;
 - Provide a copy of the Gazettal to the Minister for Local Government and Communities and any other relevant Minister; and
 - Publish a local public notice advising the title of the local law, its purpose and effect, the day on which it becomes effective and advising that it may be inspected at the local government's offices.

Financial Implications:

The amendment to the local law will result in additional advertising and gazettal costs of approximately \$2000. These costs will be met through existing operating budgets.

All figures quoted in this report are exclusive of GST.

Comments:

The proposed *City of Perth Outdoor Dining Amendment Local Law 2019* will ensure *the City of Perth Outdoor Dining Local Law 2019* remains a validly enforceable local law, while also ensuring compliance with the undertakings previously provided to the JSCDL.

Moved Commissioner McMath, seconded Commissioner Kosova

That Council APPROVES in accordance with Section 3.12(3) of the Local Government Act 1995, the giving of local public notice of the intention to make the City of Perth Outdoor Dining Amendment Local Law 2019, as detailed in Attachment 13.11B, the purpose and effect being:

- 1.1 Purpose: To amend the City of Perth Outdoor Dining Local Law 2019 in accordance with the undertakings provided to the Joint Standing Committee on Delegated Legislation;***
- 1.2 Effect: To delete subclause 2.5(2)(c) of the City of Perth Outdoor Dining Local Law 2019.***

The motion was put and carried en bloc

The votes were recorded as follows:

For: Commissioners Hammond, McMath and Kosova

Against: Nil

Item 13.12 Appointment of Commissioners to Regional Councils, a City Convened Working Group, External Organisations and Statutory Bodies

FILE REFERENCE:	P1008969-2
REPORTING OFFICER:	Siobhan Rippington, Governance Coordinator
REPORTING UNIT:	Governance
RESPONSIBLE DIRECTORATE:	Corporate Services
REPORT AUTHOR DISCLOSURE OF INTEREST:	Nil
DATE:	19 August 2019
ATTACHMENT/S	Attachment 13.12A – Regional Councils, External Organisations, Statutory Bodies and City Convened Working Groups Representation and Terms of Reference

Council Role:

- | | | |
|-------------------------------------|----------------|---|
| <input type="checkbox"/> | Advocacy | <i>When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.</i> |
| <input type="checkbox"/> | Executive | <i>The substantial direction setting and oversight role of the Council e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.</i> |
| <input checked="" type="checkbox"/> | Legislative | <i>Includes adopting local laws, town planning schemes and policies</i> |
| <input type="checkbox"/> | Quasi-Judicial | <i>When the Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (eg under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.</i> |
| <input type="checkbox"/> | Information | <i>For the Council/Committee to note.</i> |

Legislation / Strategic Plan / Policy:

Legislation	Clause 4.13, <i>City of Perth Standing Orders Local Law 2009</i>
City of Perth Act 2016	Objects of the City of Perth 8(1)(a) - to provide for the good government of persons in the City of Perth, including residents, ratepayers and visitors
Integrated Planning and Reporting Framework Implications	Strategic Community Plan Strategic Priority - Leadership
Policy	
Policy No and Name:	10.2 – Delegates on Boards, Authorities and Committees

Purpose and Background:

Following Chair Commissioner Lumsden's announcement of his resignation at the **30 July 2019** Ordinary Council Meeting, there are now a number of vacancies on regional councils, statutory bodies, external organisations' boards and committees. It is recommended that Council nominate Commissioners to fill the vacancies to ensure the City of Perth is represented.

Details:

Attachment 13.12A provides information for Commissioners' consideration regarding the roles of and meeting requirements for the regional councils, statutory bodies, external organisations' board and committees and a City convened working group on which the City has representation.

Financial Implications:

There are no direct financial implications related to this report.

Comments:

Council is requested to consider the appointment of Commissioners to the regional councils, statutory bodies, external organisations' board and committees and a City convened working group, detailed in Attachment 13.12A.

In accordance with Clause 4.13 of the *City of Perth Standing Orders Local Law 2009*, any invitations for appointment to an external body will be referred by the Chief Executive Officer to Council for consideration.

Officer Recommendation

That Council:

1. **APPROPOINTS** Commissioners to the following Regional Councils, City Convened Working Group and External Organisations:

Regional Councils:

1.1 Mindarie Regional Council – One Member and One Deputy;

1.2 Tamala Park Regional Council – One Member and One Deputy;

City Convened Working Group:

1.3 Perth Liquor Accord Sub-Committee – One Member;

External Organisations:

1.4 Committee for Economic Development of Australia (CEDA) – One Member;

- 1.5 East Perth Community Safety Group Inc. – One Member;
- 1.6 Heritage Perth Inc. – Two Members;
- 1.7 Metropolitan Regional Road Group – One Member;
- 1.8 Perth Convention Bureau Board – One Member;
- 1.9 Perth Public Art Foundation Inc. Board – One Member;
- 1.10 Swan Bells Foundation Inc. – One Member;
- 1.11 WA Local Government Association – Central Metropolitan Zone – Two Members as Voting Delegates and one Member as Deputy;
- 1.12 StudyPerth - One Member;
- 1.13 Whole of Royal Perth Hospital Campus Steering Committee – One Member;
- 2. APPOINTS Commissioners to the following Statutory Bodies:

Statutory Bodies:
 - 2.1 Heritage Council of Western Australia – One Member;
 - 2.2 Central Perth Planning Committee – One Member;
- 3. NOMINATES Commissioners to the following Statutory Bodies for Ministerial approval and approval by the Governor respectively:

Statutory Bodies:
 - 3.1 three Commissioners for the consideration of the Minister for Planning to appoint one Commissioner to the Central Perth Land Redevelopment Committee;
 - 3.2 two Commissioners for the consideration by the Governor of Western Australia to appoint two Commissioners to the Perth Theatre Trust Board of Trustees;
 - 3.3 three Commissioners for the consideration of the Minister for Planning to appoint two local government members and an alternate member to the Perth Local Development Assessment Panel;
 - 3.4 three Commissioners for the consideration of the Minister for Culture and the Arts to appoint one member to the Library Board of Western Australia;

4. NOTES that Chair Commissioner and Deputy Chair Commissioner McMath are members of the City of Perth Committee;
5. NOTES that Chair Commissioner is the Chair of the Lord Mayor Distress Relief Fund;
6. NOTES that Chair Commissioner is patron of the Perth Public Art Foundation Inc. Board;
7. NOTES that Chair Commissioner is the City's representative on the WA Local Government Association State Council;
8. NOTES that Chair Commissioner is the representative to the Council of Capital City Lord Mayors (CCCLM).
9. NOTES that Chair Commissioner is the City's representative at the Inner City Mayors Group.

MOVED WITH AMENDMENT

Moved Commissioner Kosova, seconded Commissioner McMath

That Council amend the Officer Recommendation as follows:

That Council:

1. ***APPPPOINTS Commissioners to the following Regional Councils, City Convened Working Group and External Organisations:***

Regional Councils:

- 1.1 ***Mindarie Regional Council – ~~One Member and One Deputy~~ Commissioner Kosova Member and Chair Commissioner Hammond Deputy;***
- 1.2 ***Tamala Park Regional Council – ~~One Member and One Deputy~~ Chair Commissioner Hammond Member and Commissioner McMath Deputy;***

City Convened Working Group:

- 1.3 ***Perth Liquor Accord Sub-Committee – ~~One Member~~ Chair Commissioner Hammond Member;***

External Organisations:

- 1.4 ***Committee for Economic Development of Australia (CEDA) – ~~One Member~~ Commissioner McMath Member;***

- 1.5 *East Perth Community Safety Group Inc. – ~~One Member~~ Chair Commissioner Hammond Member;*
 - 1.6 *Heritage Perth Inc. – ~~Two Members~~ Commissioner McMath and Chair Commissioner Hammond Members;*
 - 1.7 *Metropolitan Regional Road Group – ~~One Member~~ Chair Commissioner Hammond Member;*
 - 1.8 *Perth Convention Bureau Board – ~~One Member~~ Commissioner McMath Member;*
 - 1.9 *Perth Public Art Foundation Inc. Board – ~~One Member~~ Commissioner McMath Member;*
 - 1.10 *Swan Bells Foundation Inc. – ~~One Member~~ Commissioner McMath Member;*
 - 1.11 *WA Local Government Association – Central Metropolitan Zone – ~~Two Members~~ Commissioner Kosova and Chair Commissioner Hammond as Voting Delegates and ~~one Member~~ Commissioner McMath as Deputy Voting Delegate;*
 - 1.12 *StudyPerth - ~~One Member~~ Commissioner McMath Member;*
 - 1.13 *Whole of Royal Perth Hospital Campus Steering Committee – ~~One Member~~ Commissioner Kosova;*
2. **APPOINTS** Commissioners to the following Statutory Bodies:
- Statutory Bodies:
- 2.1 *Heritage Council of Western Australia – ~~One Member~~ Commissioner Kosova Member;*
 - 2.2 *Central Perth Planning Committee – ~~One Member~~ Commissioner Kosova Member;*
3. **NOMINATES** Commissioners to the following Statutory Bodies for Ministerial approval and approval by the Governor respectively:
- Statutory Bodies:
- 3.1 *~~three Commissioners~~ Commissioner Kosova for the consideration of the Minister for Planning to appoint one Commissioner to the Central Perth Land Redevelopment Committee;*

- 3.2 ~~two Commissioners~~ Commissioner McMath and Chair Commissioner Hammond for the consideration by the Governor of Western Australia to appoint two Commissioners to the Perth Theatre Trust Board of Trustees;
- 3.3 ~~three Commissioners~~ Commissioner Kosova and Chair Commissioner Hammond for the consideration of the Minister for Planning to appoint two local government members and ~~an alternate member~~ Commissioner McMath as an alternate member to the Perth Local Development Assessment Panel;
- 3.4 ~~three Commissioners~~ Chair Commissioner Hammond for the consideration of the Minister for Culture and the Arts to appoint one member to the Library Board of Western Australia;
4. NOTES that Chair Commissioner Hammond and Deputy Chair Commissioner McMath are members of the City of Perth Committee;
5. NOTES that Chair Commissioner Hammond is the Chair of the Lord Mayor Distress Relief Fund;
6. NOTES that Chair Commissioner Hammond is patron of the Perth Public Art Foundation Inc/ Board;
7. NOTES that Chair Commissioner Hammond is the City's representative on the WA Local Government Association State Council;
8. NOTES that Chair Commissioner Hammond is the representative to the Council of Capital City Lord Mayors (CCCLM).
9. NOTES that Chair Commissioner Hammond is the City's representative at the Inner City Mayors Group.

PRIMARY MOTION AS AMENDED

That Council:

1. APPOINTS Commissioners to the following Regional Councils, City Convened Working Group and External Organisations:

Regional Councils:

- 1.1 Mindarie Regional Council – Commissioner Kosova Member and Chair Commissioner Hammond Deputy;
- 1.2 Tamala Park Regional Council – Chair Commissioner Hammond Member and Commissioner McMath Deputy;

City Convened Working Group:

1.3 Perth Liquor Accord Sub-Committee – Chair Commissioner Hammond Member;

External Organisations:

1.4 Committee for Economic Development of Australia (CEDA) – Commissioner McMath Member;

1.5 East Perth Community Safety Group Inc. – Chair Commissioner Hammond Member;

1.6 Heritage Perth Inc. – Commissioner McMath and Chair Commissioner Hammond Members;

1.7 Metropolitan Regional Road Group – Chair Commissioner Hammond Member;

1.8 Perth Convention Bureau Board – Commissioner McMath Member;

1.9 Perth Public Art Foundation Inc. Board – Commissioner McMath Member;

1.10 Swan Bells Foundation Inc. – Commissioner McMath Member;

1.11 WA Local Government Association – Central Metropolitan Zone – Commissioner Kosova and Chair Commissioner Hammond as Voting Delegates and Commissioner McMath as Deputy as voting delegate;

1.12 StudyPerth - Commissioner McMath Member;

1.13 Whole of Royal Perth Hospital Campus Steering Committee – Commissioner Kosova;

2. APPOINTS Commissioners to the following Statutory Bodies:

Statutory Bodies:

2.1 Heritage Council of Western Australia – Commissioner Kosova Member;

2.2 Central Perth Planning Committee – Commissioner Kosova Member;

3. NOMINATES Commissioners to the following Statutory Bodies for Ministerial approval and approval by the Governor respectively:

Statutory Bodies:

- 3.1 Commissioner Kosova for the consideration of the Minister for Planning to appoint one Commissioner to the Central Perth Land Redevelopment Committee;**
- 3.2 Commissioner McMath and Chair Commissioner Hammond for the consideration by the Governor of Western Australia to appoint two Commissioners to the Perth Theatre Trust Board of Trustees;**
- 3.3 Commissioner Kosova and Chair Commissioner Hammond for the consideration of the Minister for Planning to appoint two local government members and Commissioner McMath as an alternative member to the Perth Local Development Assessment Panel;**
- 3.4 Chair Commissioner Hammond for the consideration of the Minister for Culture and the Arts to appoint one member to the Library Board of Western Australia;**
- 4. NOTES that Chair Commissioner Hammond and Deputy Chair Commissioner McMath are members of the City of Perth Committee;**
- 5. NOTES that Chair Commissioner Hammond is the Chair of the Lord Mayor Distress Relief Fund;**
- 6. NOTES that Chair Commissioner Hammond is patron of the Perth Public Art Foundation Inc/ Board;**
- 7. NOTES that Chair Commissioner Hammond is the City's representative on the WA Local Government Association State Council;**
- 8. NOTES that Chair Commissioner Hammond is the representative to the Council of Capital City Lord Mayors (CCCLM).**
- 9. NOTES that Chair Commissioner Hammond is the City's representative at the Inner City Mayors Group.**

The motion was put and carried

The votes were recorded as follows:

For: Commissioners Hammond, McMath and Kosova

Against: Nil

Item 13.13 Appointment of Commissioner Kosova to the Audit and Risk Committee and the Chief Executive Officer Performance Review Committee

FILE REFERENCE: P1028787-4
 REPORTING OFFICER: Siobhan Rippington, Governance Coordinator
 REPORTING UNIT: Governance
 RESPONSIBLE DIRECTORATE: Corporate Services
 REPORT AUTHOR DISCLOSURE OF INTEREST: Nil
 DATE: 19 August 2019
 ATTACHMENT/S: Nil

Council Role:

- ☐ Advocacy *When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.*
- ☐ Executive *The substantial direction setting and oversight role of the Council e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.*
- ☒ Legislative *Includes adopting local laws, town planning schemes and policies*
- ☐ Quasi-Judicial *When the Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (eg under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.*
- ☐ Information *For the Council/Committee to note.*

Legislation / Strategic Plan / Policy:

Legislation Section 5.8, 5.9, 5.10, 5.11 and 7.1A of the *Local Government Act 1995*

City of Perth Act 2016 **Objects of the City of Perth**
 8(1)(a) - to provide for the good government of persons in the City of Perth, including residents, ratepayers and visitors

Integrated Planning and Reporting Framework Implications **Strategic Community Plan**
 Strategic Priority - Leadership

Policy
 Policy No and Name: N/A

Purpose and Background:

Following Chair Commissioner Lumsden's announcement of his resignation at the **30 July 2019** Ordinary Council Meeting, Minister for Local Government David Templeman appointed Commissioner Kosova as a City of Perth Commissioner. It is recommended that Council appoint Commissioner Kosova to the City's Audit and Risk Committee and Chief Executive Officer Performance Review Committee to ensure all Commissioners are members of the Committees.

Details:**Audit and Risk Committee**

It is a requirement of the *Local Government Act 1995* (Act) (Section 7.1A) that the City has an Audit Committee. Section 7.1A(2) states:

- (2) *The members of the audit committee of a local government are to be appointed* by the local government and at least 3 of the members, and the majority of the members, are to be council members.*

** Absolute majority required.*

It is therefore recommended that Commissioner Kosova be appointed to the Audit and Risk Committee.

Chief Executive Officer Performance Review Committee

The Chief Executive Officer Performance Review Committee is established under Section 5.8 of the Act. Section 5.8 states:

A local government may establish committees of 3 or more persons to assist the council and to exercise the powers and discharge the duties of the local government that can be delegated to committees.*

** Absolute majority required.*

It is therefore recommended that Commissioner Kosova be appointed to the Chief Executive Officer Performance Review Committee.

Financial Implications:

There are no financial implications arising from this report.

Comments:

To ensure all Commissioners are represented on the Audit and Risk Committee and Chief Executive Officer Performance Review Committee, Commissioner Kosova's appointment to the Committees is recommended.

Moved Commissioner McMath, seconded Commissioner Kosova

That Council:

- 1. In accordance with section 5.10 of the Local Government Act 1995 APPOINTS Commissioner Kosova to the Audit and Risk Committee; and*
- 2. In accordance with section 5.10 of the Local Government Act 1995 APPOINTS Commissioner Kosova to the Chief Executive Officer Performance Review Committee.*

The motion was put and carried en bloc

The votes were recorded as follows:

For: Commissioners Hammond, McMath and Kosova

Against: Nil

MOTION TO CLOSE THE MEETING TO THE PUBLIC

Moved Commissioner McMath, seconded Commissioner Kosova

That Council RESOLVES to close the meeting to the public to consider Confidential Item 13.15 and confidential attachment to Item 13.14 in accordance with section 5.23(2) of the Local Government Act 1995.

The motion was put and carried

The votes were recorded as follows:

For: Commissioners Hammond, McMath and Kosova

Against: Nil

6.20pm The meeting was closed to the public and staff.

Item 13.14 Appointment of External Member – Audit and Risk Committee

FILE REFERENCE: P103371-3
 REPORTING OFFICER: Mario Cheldi, Internal Auditor
 REPORTING UNIT: Governance
 RESPONSIBLE DIRECTORATE: Office of the Chief Executive
 REPORT AUTHOR DISCLOSURE OF INTEREST: Nil
 DATE: 21 August 2019
 ATTACHMENT/S: Confidential Attachment 13.14A – Rob Maurich –
 Cover Letter and Resume
Confidential Attachment is distributed to Commissioners under separate cover

Council Role:

- ☐ Advocacy *When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.*
- ☒ Executive *The substantial direction setting and oversight role of the Council e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.*
- ☐ Legislative *Includes adopting local laws, town planning schemes and policies*
- ☐ Quasi-Judicial *When the Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (eg under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.*
- ☐ Information *For the Council/Committee to note.*

Legislation / Strategic Plan / Policy:

Legislation Section 5.8, 5.9 and 7.1A of the *Local Government Act 1995*
 Regulations 16 and 17 of the *Local Government (Audit) Amendment Regulations 2013*

City of Perth Act 2016**Objects of the City of Perth**

8(1)(a) - to provide for the good government of persons in the City of Perth, including residents, ratepayers and visitors

Integrated Planning and Reporting Framework Implications

Strategic Community Plan
 Strategic Priority - Leadership

Policy

Policy No and Name: 19.1 Risk Management

Purpose and Background:

The purpose of this report is to appoint an external member to the City of Perth Audit and Risk Committee.

The external member role within the committee has been vacant since May 2019 due to the expiry of the previous external member's two year term.

Details:

Advertising of expressions of interest for an external member commenced from 20 June 2019. The expressions of interest advertisement was placed on 'seek.com.au' and the City's website as well as included in the Institute of Internal Auditor's weekly update email. Additionally, the selected accounting firms were notified that the City was seeking expressions of interest for an external member.

The expression of interest advertisement called for applicants to be a member (or recently retired member) of CPA Australia or Chartered Accountants Australia and New Zealand and demonstrate knowledge and experience of the following:

- financial management/reporting;
- risk management systems and procedures;
- internal business controls; and
- internal/external audits.

In addition to the above essential criteria, local government financial management knowledge and experience was highly regarded.

Expressions of interest closed on Thursday, 11 July 2019.

A total of eight individuals submitted an expression of interest for the external member role by the closing date.

An assessment of the expressions of interest received against the selection criteria and shortlist of individuals for interviewing was completed by the Internal Auditor. Results of this assessment were reviewed and agreed by Commissioner McMath.

Interviews with the shortlisted applicants were carried out on 19 and 21 August 2019.

The interview panel comprised the Chief Executive Officer, Project Director Corporate Recovery and Internal Auditor.

The interview panel agreed that the preferred applicant from the interviews is Mr Rob Maurich.

Mr Maurich impressed the panel with his considerable requisite knowledge and experience gained throughout his working career as well as his motivation for reapplying for the external member role.

The interview panel considered that Mr Maurich provided the best value for money as well as the best fit for the City.

At the Audit and Risk Committee meeting held in December 2017, Mr Maurich was elected as the chair of the committee. During the interviews, the panel had noted that acting as the chair may compromise the independence and objectivity of the external member in providing advice to the committee as well as not being in accordance with best practice. As a result, this report contains a further recommendation that the role of chair of the Audit and Risk Committee to not be held by the external member.

Financial Implications:

Financial implications relate to the reimbursement payable to the appointed external member of the Audit and Risk Committee.

The successful applicant for the external member role, Mr Maurich, has proposed a reimbursement of expenses of \$600 per meeting to cover preparation and other expenses in relation to attendance at the Audit and Risk Committee meetings.

Comments:

Appointment of a quality applicant to the external member role should enhance the decision making process of the Audit and Risk Committee.

The length of appointment of the external member is two years and is to commence at the next scheduled Audit and Risk Committee meeting in September 2019.

Moved Commissioner McMath, seconded Commissioner Kosova

That Council:

- 1. APPROVES the appointment of Rob Maurich as the external member to the Audit and Risk Committee; and***
- 2. APPROVES the role of chair of the Audit and Risk Committee to not be held by the external member.***

The motion was put and carried

The votes were recorded as follows:

For: Commissioners Hammond, McMath and Kosova

Against: Nil

Confidential Item 13.15 Contract for the Provision of Parking Management Services to the Town of Victoria Park

FILE REFERENCE:	P1029800
REPORTING OFFICER:	Ramona Tziros, Business Development – Contracts Coordinator
REPORTING UNIT:	Commercial Parking
RESPONSIBLE DIRECTORATE:	Community and Commercial Services
REPORT AUTHOR DISCLOSURE OF DATE:	Nil
ATTACHMENT/S:	7 August 2019 Confidential Attachment 13.15A – Service proposal from Town of Victoria Park Confidential Attachment 13.15B – Income statement for Town of Victoria Park contract – 3 years Confidential Attachment 13.15C – Income projection for Town of Victoria Park contract – 3 years

In accordance with Section 5.23(2)(c)(ii) of the *Local Government Act 1995*, this item was confidential and will be distributed to Commissioners under separate cover.

Moved Commissioner McMath, seconded Commissioner Kosova

That Council AUTHORISES the Chief Executive Officer to negotiate and execute a contract to provide parking management services to the Town of Victoria Park for on and off-street parking facilities for the following services: customer service, financial management, parking equipment maintenance and parking equipment programming.

The motion was put and carried

The votes were recorded as follows:

For: Commissioners Hammond, McMath and Kosova

Against: Nil

MOTION TO RE-OPEN THE MEETING TO THE PUBLIC

Moved Commissioner McMath, seconded Commissioner Kosova

That Council RESOLVES to open the meeting to the public.

The motion was put and carried

The votes were recorded as follows:

For: Commissioners Hammond, McMath and Kosova

Against: Nil

6.23pm The meeting was re-opened to the public and staff. The Chair Commissioner advised the public gallery of the resolution made on Item 13.14 and Confidential Item 13.15 which was the same as the officer recommendation, as detailed above.

14. Motions of which Previous Notice has been given

Nil

15. Urgent Business

Nil

16. Closure

6.25pm The Chair Commissioner declared the meeting closed.