



TOWN OF CLAREMONT

ORDINARY COUNCIL MEETING

MINUTES

TUESDAY 2 JUNE, 2015

Stephen Goode

CHIEF EXECUTIVE OFFICER

Date:

DISCLAIMER

Would all members of the public please note that they are cautioned against taking any action as a result of a Council decision tonight until such time as they have seen a copy of the Minutes or have been advised, in writing, by the Council's Administration with regard to any particular decision.

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TOWN OF CLAREMONT
ORDINARY COUNCIL MEETING
2 JUNE, 2015
MINUTES

1 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

His Worship Deputy Mayor, , welcomed members of the public, staff and Councillors and declared the meeting open at 7:00 PM.

2 RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE LEAVE OF ABSENCE

ATTENDANCE

Deputy Mayor Bruce Haynes	Presiding
Cr Karen Wood	West Ward
Cr Peter Edwards	West Ward
Cr Jill Goetze	South Ward
Cr Paul Kelly	South Ward
Cr Chris Mews	South Ward
Cr Anita Lorenz	East Ward

Mr Stephen Goode (Chief Executive Officer)

Mr Les Crichton (Executive Manager Corporate and Governance)

Mr David Vinicombe (Executive Manager Planning and Development)

Mr Nick King (Manager Engineering Services)

Ms Katie Bovell (Governance Officer)

Two members of the public

Three members of the press

APOLOGIES

Mayor Barker - Apology

Cr Peter Browne - Leave of Absence

Cr Alastair Tulloch - Leave of Absence

3 DISCLOSURE OF INTERESTS

An interest was declared by Cr Goetze, for Item No 13.3.1, Closure of Nidjalla Loop.

Nature of Interest: Impartiality.

Extent of Interest: By virtue of having a brother who resides in Birrigon Loop.

An interest was declared by Cr Kelly, for Item No16.1.1, Request to Consider Disposition of Land at 1 Gibney Street, Cottesloe.

Nature of Interest: Financial.

Extent of Interest: By virtue of being on the board of Curtin Care Inc.

4 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Ms Roslyn MacNish, 19 Grange Street, Claremont.

Re: Requested Disposition of 1 Gibney Street, Cottesloe to Curtin Care Inc.

Questions: (submitted in writing)

1. a.) Is a business plan required at all if all that Curtin Care need to satisfy the requirements of the bank is a lease of 25 years?

Answer: Yes, if the lease is a new lease or extension is not an option within the current lease

b.) Would a 25 year lease be termed a "Disposition"?

Answer : Yes

c.) If an option is added to the existing lease or a new 25 year lease is all that is required, does this require the approval of the Minister of Lands?

Answer: Yes, if the lease is a new lease or extension not an option within the current lease

2. a.) Does Curtin Care pay rates?

b.) If so, how much do they pay?

c.) Are those rates distributed 25% to each of the Councils on the title?

Answer: There are no rates payable by Curtin Care as they have a rates exemption as a not for profit providing aged care

3. Can you confirm that the following statement made in the Claremont Council Agenda dated 19 July, 2011 is correct?

"While there may be some community perception that CAPH is an organisation managed by the four local governments for the direct benefit of their respective residents, in reality CAPH already functions as an independent organisation. Furthermore, while CAPH may wish to give preference to local residents, aged accommodation regulations do not allow for the allocation of accommodation only to the residents of this geographical area."

Answer: Yes

How do the Councils and Curtin Care plan to address the misrepresentation to the public that Wearne is exclusively for the care of the residents of the four Councils?

Answer: We are not aware of any misrepresentation to the public.

4. Is actually having members of the Councils on the board of Curtin Care a conflict of interest?

a.) Is this a conflict of interest?

- b.) Do they also refrain from voting on council matters, such as the requested disposition of 1 Gibney Street, the Curtin Care meetings?
- c.) Is it left to the Councillor concerned to decide whether it is a conflict of interest or not?
- d.) Given the intent of Curtin Care was to change their constitution to reflect that they no longer needed to have representatives from the Council on their board, and they now have actually done that, what has changed?
- e.) Has independence been achieved?

Answer: This is a matter for each of the said Councillors to make a decision on according to the Declaration of Interest provisions of the Local Government Act 1996.

5. Why do reports such as the Disposition of 1 Gibney Street, speak on "nominal rent" and in the business plan transferred for "nominal consideration"

Answer: Nominal rent and nominal consideration are the same.

5 PUBLIC QUESTION TIME

NIL

6 PUBLIC STATEMENT TIME

Mr Carl Williams, LandCorp, Level 6 Wesfarmers House, 40 The Esplanade, Perth WA 6000.

Re: Item 13.3.2, Proposed Temporary Road Closure of Shenton Road - West of Graylands Road to East of Shenton Place to Facilitate Undergrounding of High Voltage Power and Associated Civil Works.

Mr Williams spoke in favour of the proposed road closure noting the key points of the project and the long term benefits for the town.

7 APPLICATIONS FOR LEAVE OF ABSENCE

NIL

8 PETITIONS/DEPUTATIONS/PRESENTATIONS

NIL

9 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

Moved Cr Goetze, seconded Cr Lorenz

That the minutes of the Ordinary Meeting of Council held on 19 May 2015 be confirmed.

**CARRIED(93/15)
(NO DISSENT)**

**10 ANNOUNCEMENT OF CONFIDENTIAL MATTERS FOR WHICH MEETING
MAY BE CLOSED TO THE PUBLIC**

NIL

11 BUSINESS NOT DEALT WITH FROM A PREVIOUS MEETING**11.1 INFRASTRUCTURE****11.1.1 PROPOSED CLOSURE AND DISPOSAL OF RIGHT OF WAY ADJACENT TO 19 CLAREMONT CRESCENT**

File Ref: RDS/00290

Attachments: Location Plan 67 Claremont Crescent
Certificate of title for Lot 67 Adjacent to 19 Claremont Crescent
Letter dated 14 April 2014 from Probate Office
Letter dated 11 December 2014 from M.P.J & J.B Roberts
Letter dated 15 December 2014 from Angela Goldsmith
Letter dated 18 December 2014 from Coakley & Martin
Letter dated 15 December 2014 from WA Planning Commission
Email dated 9 December 2014 from Water Corporation
Letter dated 14 January 2015 sent to Coakley & Martin

Responsible Officer: Saba Kirupanather
Executive Manager Infrastructure

Author: Margaret Brophy
Asset Technical Services Officer
Terry McCarthy
Land and Property Contractor

Proposed Meeting Date: 02 June 2015

Purpose

For Council approval to request the Minister for Lands to close Lot 67 Claremont Crescent for amalgamation with Lot 1, 19 Claremont Crescent (Attachment 1).

Background

- The owner of Lot 1 has requested that the process to close the Right of Way (ROW) and amalgamate the closed land with Lot 1 be commenced.
- The ROW has been unused for many years and is currently not used for its intended purpose of carriageway to adjoining properties.

The ROW was created in 1917 by subdivision of Pt Lot 40 of Swan Location 701 on Diagram 4649. The ROW is 1.21m wide and 17.1m long and is 20m² in area. It is located between Lot 1 and the former Lot 2, both those lots also being created on Diagram 4649 (Attachment 2). Lot 2 no longer exists, having been amalgamated into other adjoining land to create Strata 195 (Lake View Mansions, 28-30 Shenton Road).

The purpose of creating the ROW was to allow pedestrian access to the rear portions of Lot 1 and Lot 2, both of those land parcels having at that time houses occupying

almost the whole width of each land parcel. The ROW no longer provides that carriageway, Lot 2 having been amalgamated with other lots.

The registered owner of the ROW is Kimberley Fitzroy Forrest, of Perth, gentleman. Mr Forrest died in 1935. Enquiry by the applicant at the Supreme Court of Western Australia Probate Office revealed that the Probate Office had no record of any application being made in the estate of Kimberley Fitzroy Forrest. The Probate Office has provided written confirmation of that advice in a letter dated 14 April 2014 (Attachment 3).

The subject ROW and adjoining properties are zoned Residential under Town Planning Scheme No. 3.

Discussion

The subject ROW is a narrow strip of land that is currently uncared for. The registered owner of the land is deceased and there is effectively no person or authority in control of or responsible for the ROW.

For closure of a Right of Way under the *Land Administration Act 1997* (LAA); Section 52 and the *Land Administration Regulations 1998*; Regulation 6 the following tasks must be undertaken by the Local Government before making a resolution to close the private road:

- a community consultation regarding closure and disposal
- consult with WAPC/the Department of Planning
- discuss the proposed closure with landowners of the private road or take steps to locate the landowners or their executors (Completed Attachment 1)
- liaise with adjoining landowners
- seek public utility service authority providers' agreement to the closure (There is not a proforma letter it is up to the Local Government own template)
- arrange, with adjoining landowners, for a survey plan showing the manner of allocation of the closed road with adjoining land. The survey plan must be prepared by a licensed surveyor and must be approved by the WAPC

Consultation with owners of adjoining properties has been carried out in accordance with the requirements of the Act. Responses were received from:

NAME & ADDRESS	COMMENT
M.P.J. & J Roberts Strata Lot 11 30 Shenton Road Claremont (Attachment 4)	Supports closure of ROW. Agrees with amalgamation of ROW with Lot 1.
Angela Goldsmith Strata Lot 9 30 Shenton Road Claremont	Supports closure of ROW. Agrees with amalgamation of ROW with Lot 1.

(Attachment 5)	
Coakley & Martin Strata Managers for Owners of 28- 30 Shenton Road Claremont (Attachment 6)	The owners are totally against the closure of the Right of Way. The owners feel this could result in a loss of access to the property from Claremont Crescent. This would result in a significant loss of value to 28-30 Shenton Road, Claremont. Why should the land comprised in the Right of Way not be amalgamated with 28-30 Shenton Road land, and not the adjoining land as you have proposed? The adjoining land has street frontage Claremont Crescent and use of the Right of Way is not utilised.
WA Planning Commission (Attachment 7)	Endorses permanent closure of the ROW.
Water Corporation (Attachment 8)	No objection to the proposal.

In respect to the comments and questions submitted by Coakley and Martin on behalf of the strata owners of 28-30 Shenton Road, a response letter dated 14 January 2015 (Attachment 8) was sent to Coakley and Martin pointing out that vehicle access from Claremont Crescent to the property at 28-30 Shenton Road would not be affected at all by the proposed closure of the ROW. They were also asked whether the owners of 28-30 Shenton Road would be interested in acquiring half the width of the ROW and pay the associated costs for change of title. No response has been received.

It is noted that no individual strata owner of 28-30 Shenton Road, there being 12 strata lots in that complex, submitted objection to the proposal. 2 individual strata lot owners from 28-30 Shenton Road submitted comment that they had no objection to the proposal.

Subsequent to Council's previous consideration of this matter at its Ordinary Meeting held 21 October 2014, Mr Kimberley Forrest of Nedlands contacted the Town to advise that there may be a claim on ownership of the Right of Way land by way of inheritance. Mr Forrest's email to the Town states:

Kimberley Fitzroy Forrest was married to Flora Frances Forrest. He died on 5/11/35 and she died on 21/5/47. They had no children. I do not know who inherited their assets. It appears from the letter you have that the Supreme Court has no record of any application in relation to the estate of Kimberley Fitzroy Forrest. It would be interesting to know whether the Supreme Court has any record of the fate of the estate of Flora Frances Forrest. There are others who may have a claim against the estates of KFF and or FFF. They would include my brother Tony and the children and grand children of Dr Tony Woods and his wife Sylvia Woods [nee Forrest] numbering approximately 18. I do not know the views of any of the possible claimants and do not speak for them. I would be concerned if the Council sought to proceed with the proposed sale without obtaining the permission of the successors of the owner of the land. Please let me know the Council's intentions.

The letter dated 14 April 2014 from the Supreme Court (Probate Office) states that the Probate Office had no record of any application being made in the estate of Kimberley Fitzroy Forrest. It is not known whether Kimberley Fitzroy Forrest died intestate or not, as no copy of a will is available from the Probate Office. If there is a rightful heir to ownership of the Right of Way, no evidence of that has thus far been provided to either the Town or to Landgate, as the registered owner of the Right of Way is still Kimberley Fitzroy Forrest. If Mr Kimberley Forrest of Nedlands can prove ownership of the Right of Way and have himself or another party registered as the owner of the Right of Way, it is not of consequence if Council agrees to request the Minister for Lands to issue an order declaring the Right of Way to be Crown land, as no compensation is payable to any party holding an interest in the land (the Right of Way) on the issuing of such an order.

The *Land Administration Act 1997* does not require the approval of the owner of a Right of Way before a local government can make a request to the Minister for Lands to close and dispose of the Right of Way. It does, however, require the local government to take all reasonable steps to give notice of the request to the holder of the freehold in the subject Right of Way. In this instance the Town considers that it took all reasonable steps to identify the registered owner. The registered owner deceased in 1935, his address as shown on the Certificate of Title for the Right of Way was "Perth", there was no application for probate and there were no known descendants or beneficiaries of the registered owner. The registered owner was therefore considered to be uncontactable.

Section 52(3)(a) of the *Land Administration Act 1997* states:

- (3) *Before making a request under subsection (1), a local government must —*
 - (a) *take all reasonable steps to give notice of that request to —*
 - (i) *the holder of the freehold in the subject land unless the local government holds that freehold;*

If Council approves the recommendation to request the Minister to acquire the ROW and then dispose of it to the owner of Lot 1, all costs will be borne by the applicant. The process of closure and disposal, if approved by the Minister for Lands, requires the Minister to acquire the ROW as Crown land and then dispose of it to the proposed purchaser (the applicant). The ROW would be valued prior to disposal, and all proceeds from the sale would go to the State. The registered owner of the Right of Way is not entitled to any compensation for the land. Section 52(7) of the *Land Administration Act 1997* states:

- (7) *A person with an interest in land that is a private road (including a person who has the benefit of an easement created under section 167A of the TLA) the subject of an order under subsection (4)(a) who suffers loss on the registration of the order is not entitled to compensation under Part 10.*

It is recommended that the Minister for Lands be advised that Mr Kimberley Forrest of Nedlands has contacted the Town and advised the Town that there may be a claim on ownership of the Right of Way land by way of inheritance.

It is also recommended that Mr Forrest be advised of Council's resolution on this matter.

As there is no valid significant objection to the proposed closure and disposal of the ROW, it is recommended that Council approve the proposal to request the Minister for Lands to close the ROW and dispose of it to the owner of 19 (Lot 1) Claremont Crescent.

If approved by Council then the Council report and minutes and all correspondence will be submitted to the Minister for Lands requesting acquisition and disposal of the land.

Past Resolutions

Ordinary Council Meeting, 17 March 2015, Resolution 40/15

That the item be deferred back to Administration until further notice.

Reason: To enable administration to investigate and respond to letter correspondence received by Cr Mews from a relative of the deceased.

*CARRIED (40/15)
(NO DISSENT)*

Ordinary Council Meeting, 21 October 2014, Resolution 175/14

That Council

- *Commence the process to close the Right of Way contained in Certificate of Title Volume 618 Folio 17 as set out in Section 52 of the Land Administration Act 1997; and*
- *Provide further report to Council following completion of the consultation period.*

*CARRIED
(NO DISSENT)*

Financial and Staff Implications

Nil.

If Council approves the recommendation to request the Minister to acquire the ROW and then dispose of it to the owner of Lot 1, all costs will be borne by the applicant. The process of closure and disposal, if approved by the Minister for Lands, requires the Minister to acquire the ROW as Crown land and then dispose of it to the proposed purchaser (the applicant). The ROW would be valued prior to disposal, and all proceeds from the sale would go to the State. The applicant would be required to engage, at his own cost, a licensed surveyor to carry out amalgamation of the ROW with Lot 1.

Policy and Statutory Implications

Any closure of a ROW needs to comply with the process detailed in Section 52 of the *Land Administration Act 1997*.

Publicity

Community consultation has been carried out in accordance with the requirements of Section 52 of the *Land Administration Act 1997*, and in accordance with the Town's consultation policy.

Strategic Community Plan

Liveability

We are an accessible community, with well maintained and managed assets, and our heritage preserved for the enjoyment of the community.

- Provide a responsible and well managed urban environment, with sustainable development outcomes.

Governance and Leadership

We are an open and accountable local government that encourages community involvement and strives to keep its community well informed.

- Provide and maintain a high standard of governance, accountability, management and strategic planning.
- Focus on improved customer service, communication and consultation.
- Provide responsive and responsible leadership.

Urgency

The applicant is keen to proceed with the closure of the ROW without delay.

Voting Requirements

Simple majority decision of Council required.

Moved Cr Lorenz, seconded Cr Wood

That Council

- **Request the Minister for Lands to close the Right of Way contained in Certificate of Title Volume 618 Folio 17, being Lot 67 on Diagram 4649.**
- **Advise the Minister for Lands that Lot 67 on Plan 4649 is intended to be disposed of to the owner of Lot 1 on Plan 4649 and amalgamated with lot 1 on Plan 4649.**
- **Advise the applicant, the owner of Lot 1 on Plan 4649, of the Town's intention to request the Minister for Lands to close the Right of Way contained in Certificate of Title Volume 618 Folio 17, being Lot 67 on Diagram 4649, and that the owner of Lot 1 on Plan 4649 will be liable for all costs incurred in purchase of Lot 67 and amalgamation of Lot 67 with Lot 1.**
- **Advise the Minister for Lands that Mr Kimberley Forrest of Nedlands has contacted the Town and advised the Town that there may be a claim on ownership of the Right of Way land by way of inheritance.**
- **Advise Mr Kimberley Forrest of Nedlands of the Town's intention to request the Minister for Lands to close the Right of Way contained in**

Certificate of Title Volume 618 Folio 17, being Lot 67 on Diagram 4649 in accordance with the provisions contained in Section 52 of the *Land Administration Act 1997*.

CARRIED(94/15)

For the Motion: Deputy Mayor Haynes, and Crs Kelly, Lorenz, Edwards, Goetze and Wood.

Against the Motion: Cr Mews.

12 REPORTS OF COMMITTEES

12.1 INFRASTRUCTURE

12.1.1 UNCONFIRMED MINUTES FORESHORE MANAGEMENT COMMITTEE MEETING 13 MAY 2015

File Ref:	PRK00137
Attachments:	Unconfirmed Minutes Foreshore Management Committee Meeting 13 May 2015
Responsible Officer:	Saba Kirupanather Executive Manager Infrastructure
Author:	Andrew Head Supervisor Parks & Gardens
Proposed Meeting Date:	02 June 2015

Purpose

For Council to consider the recommendations provided by the Foreshore Committee.

Background

The Foreshore Committee met at 9.30am on the 13 May to discuss items raised by the members and for a presentation by the consultants selected by WESROC to undertake the Foreshore Vulnerability Assessment to provide an overview of the project and outcomes.

Officer Recommendation and Committee Decision

That Council:

1. Supports the progress of the WESROC Foreshore Adaptation Plan.
2. Requests administration to liaise with the Swan River Trust to create some educational materials and guided walk programs for the Foreshore and for a report to be submitted to the committee when program has been developed.
3. Asks for a report on Clean Up program for implementation in 2015-16 financial year.
4. Requests administration to ensure the jetty steps, the Alex Prior Drain and beach erosion be addressed in the Foreshore Adaptation Plan.
5. Requests administration to provide an update on land use changes as they are made to the section of foreshore impacted by potential storage of dinghies.

Additional Motion and Committee Decision

THE AMENDED PRIMARY MOTION WAS PUT

That the Committee recommends Council:

1. Supports the progress of the WESROC Foreshore Adaptation Plan.
-

2. Requests administration to liaise with the Swan River Trust to create some educational materials and guided walk programs for the Foreshore and for a report to be submitted to the committee when program has been developed.
3. Asks for a report on Clean Up program for implementation in 2015-16 financial year.
4. Requests administration to ensure the jetty steps, the Alex Prior Drain and beach erosion be addressed in the Foreshore Adaptation Plan.
5. Supports the storage of dinghies of those who have mooring or licensed and all other dinghies be removed after following the due process.
6. Requests administration to review on lead signage along foreshore and for administration to develop some designs for interpretive signage.

Discussion

Items discussed are detailed below;

WESROC Foreshore Management Plan

The Foreshore Vulnerability Study and Management Plan being completed by the consultant was presented to the Committee, this was relating to the progress, timelines, areas addressed within the plan and potential outcomes.

The study is progressing and will deliver:

- A detailed vulnerability assessment of the foreshore estuary to assess the main risks and localised responses to historic modifications;
- Identify tailored solutions for the five local Council areas according to risk and priority; and
- Produce a Regional Management Plan with specific options for each Council, to allow delivery of successful on-ground projects. The longer-term strategy is used to guide foreshore planning, which in turn sets a framework for foreshore management actions.

Officer Comment

This project is expected to be completed in October or November of this year.

Claremont Jetty Steps

A question was raised about the purpose of the steps and whether it may reduce access to the foreshore.

Officer Comment

It is proposed that the steps are to remain until the recommendations of the Foreshore Assessment are completed as this will address this and other built structures impacted by erosion, accretion and inundation.

Understanding the Foreshore and River Life

Last year a Dolphin talk was held at Claremont Museum by the Town in conjunction with the Swan River Trust Dolphin Watch officers. Over 40 people attended and the day was popular with those that attended. The committee would like to see some additional educational talks in a similar vein.

Officer Comment

The Swan River Trust has been approached and they can provide officers who would be able to undertake talks on a number of subjects including Birdlife, Macro invertebrates, seagrass, sea wrack and vegetation and the ecological interactions to

help locals better understand the foreshore and how it works. They would also be able to assist with educational materials such as flyers and brochures.

Alex Prior Drain Treatment

This stormwater drain restricts access along the foreshore during high tide and rain events due to a couple of factors. The level of the pipe head is lower than high water mark and the volume and speed of the water received creates a scour every time a surge of stormwater is sent down the pipe. This has cut a channel through the beach which can restrict access occasionally.

Officer Comment

This may result in the need to remove some of the lower sections of pipe and create additional space within Alex Prior park to arrest the speed of the stormwater, dissipate the flow and reduce scouring. This is one of the items which will be addressed within the Foreshore Vulnerability Assessment.

Foreshore Clean Up

During storm events the foreshore accumulates litter which local residents like to see cleaned up. The Town could supply orange clean up Australia Day bags after these storm surge events with a letter inviting them to assist with the cleanup of rubbish which could be left at collection points for the Town to remove.

Officer Comment

The Town could create a brochure with Keep Australia Beautiful and Swan River Trust to provide with some orange Clean Up Day litter bags. There may be opportunity to apply for grants which may facilitate an adopt-a-spot approach with the local residents.

Flora and Fauna Conservation

Some educational materials were suggested for assisting residents in having a better understanding of the natural processes on the foreshore. This could be done in conjunction with the guided walks with the Swan River Trust.

Officer Comments

See section on understanding the foreshore and river life.

Dinghy Storage and Permits

It was proposed that the Town determines which Dinghies are tenders for licensed moorings and remove all non tendered craft from the foreshore once contact has been made with all owners as far as practicable.

Officer Comments

It is possible to implement management of dinghies on the foreshore, however, Council resolved in 2014 not to do so (see past resolutions) because it "impinges on the enjoyment of the river by residents and boat owners."

Some clarity from the committee is required before the Town's officer can present a recommendation for addressing this matter.

Signage Review

On lead signage review and develop some designs for interpretive signage. A concern was raised about Dogs on the foreshore who are off lead in on lead areas particularly between the Chester Road Car park and Yacht Club.

Officer Comment

A bird sign could be designed in conjunction with the signs being designed for Lake Claremont and a budget item could be requested in 2016-17 budget to implement the foreshore sign. Possible location of the sign would be Claremont Jetty. Dog Signs will be reviewed by Ranger Services as part of operational activities.

Past Resolutions

Ordinary Council Meeting 20 May 2014, Resolution 77.14:

That Council;

- 1. Approves the installation of cantilever steps on the western side of the Jetty and eastern side of deck area at Claremont Jetty.*
- 2. Requests administration to inform surrounding residents, Swan River Trust and Department of Transport of proposed works.*

**CARRIED
(NO DISSENT)**

Ordinary Council Meeting 15 April 2014, Resolution 54/14:

That Council:

- 1. Adopt the draft Dinghy Policy EN310.*
- 2. Approve for Administration to place signage indicating that no dinghies are to be stored on Reserve 24523, east of Claremont Yacht Club.*
- 3. Inform Swan River Trust of the Town of Claremont's management strategy so it can assist with the removals of unapproved dinghies from Claremont foreshore reserve.*

LOST

Reason: The policy is not considered necessary and creates an expensive control mechanism. The policy impinges on the enjoyment of the river by residents and boat owners.

Financial and Staff Implications

All recommended expenditure will be included for 2016-17 budget considerations.

Policy and Statutory Implications

State Planning Policy 2.8 Bushland Policy for the Perth Region (WAPC)

Bush Forever 2000 (WAPC)

Section 18. Approval (Department of Aboriginal Affairs).

[Perth] Capital City Planning Framework 2013 (WAPC)

Western Suburbs Greening Plan 2002 (TOC)

Publicity

Town of Claremont Website, Town Talk, and local media as required.

Strategic Community Plan

Liveability

We are an accessible community, with well maintained and managed assets, and our heritage preserved for the enjoyment of the community.

- Clean, usable, attractive, accessible streetscapes and public open spaces.
- Develop the public realm as gathering spaces for participation and enjoyment.
- Maintain and upgrade infrastructure for seamless day to day usage.

People

We live in an accessible and safe community that welcomes diversity, enjoys being active and has a strong sense of belonging.

- Create opportunities for and access to social participation and inclusion in support of community health and well being.

Environment

We are a leader in responsibly managing the build and natural environment for the enjoyment of the community and continue to provide sustainable, leafy green parks, streets and outdoor spaces.

- Provide education and communication on leading practices to the community.

Governance and Leadership

We are an open and accountable local government that encourages community involvement and strives to keep its community well informed.

- Identify strategic partnerships that align with the Town's vision.
- Provide responsive and responsible leadership.

Urgency

N/A

Voting Requirements

Simple majority decision of Council required.

Moved Cr Mews, seconded Cr Lorenz

That the Council:

- 1. Supports the progress of the WESROC Foreshore Adaptation Plan.**
- 2. Requests administration to liaise with the Swan River Trust to create some educational materials and guided walk programs for the Foreshore and for a report to be submitted to the committee when program has been developed.**
- 3. Requests for a report on Clean Up program for implementation in 2015-16 financial year.**
- 4. Requests administration to ensure the jetty steps, the Alex Prior Drain and beach erosion be addressed in the Foreshore Adaptation Plan.**

5. Requests the Foreshore Management Committee to reconsider its proposal about the management of dinghies having regard to Council decision (54/14 of 15 April 2014).
6. Requests administration to review on lead signage along foreshore and for administration to develop some designs for interpretive signage.

**CARRIED(95/15)
(NO DISSENT)**

13 REPORTS OF THE CEO

13.1 PEOPLE AND PLACES

13.1.1 COMMUNITY DEVELOPMENT INITIATIVE – COMMUNITY CONCERT

File Ref:	REC/00046
Responsible Officer:	Liz Ledger Executive Manager People and Places
Author:	Liz Ledger Executive Manager People and Places Maryanne Martino Community Development Manager
Proposed Meeting Date:	02 June 2015

Purpose

For Council to consider a request of \$25,000 in the 2015-2016 draft Budget; to support a new community development initiative – a free community concert.

Background

Over the last three years the Town has strategically developed and successfully implemented a reputable and relevant community development program to support the goal 'People - we live in an accessible and safe community that welcomes diversity, enjoys being active and has a strong sense of belonging'.

This program has been branded 'Get into the Claremont Life', and has a deliberate mix of place making activities. The outcome of this program is to:

- Contribute to developing a sense of community;
- Create opportunities for community participation, enhance safety and build civic pride;
- Provide opportunities for learning and development; and
- Provide opportunities for economic exchange and development.

The annual program now contains over 50 different activities, events and programs, held within the Town's parks, Museum, Community Hub and Library, Aquatic Centre and town centre. Please refer to Table 1 below for an overview of the major events / activities.

Table 1: Major Annual Program

Activity	Date	Approximate Budget
Aquatic Centre Family Day	January	\$10,000
Community Concert	February	\$30,000
Sunset Cinema	March	\$25,000
Arty April	April	\$35,000
Anzac Day Ceremony	April	\$10,000
Library Information Week	May	\$4,000
Get into Health	May	\$15,000

Art Award	September	\$25,000
Children's Art Competition	September	\$10,000
Celebrate Lake Claremont	September	\$15,000
A Taste of Claremont	October	\$25,000
Community Concert	November	\$30,000
'LIVE' Program - A Celebration of Seniors	November	\$20,000
Aquatic Centre Youth Event	December	\$10,000
Christmas in Claremont	December	\$70,000
History in a Coffee Cup Series	All Year	\$5,000

Discussion

The current program has been created to be as accessible as possible (using various locations, appealing to different target markets) and equitable (low cost activities or free). In terms of the current financial and human resources, the program has reached its capacity in terms of size. The challenge for the program now is to enhance the content through partnerships and content development, keeping the program vibrant and responsive to the community needs and expectations.

The proposal for 2015-16 program is to merge the resources for the two community concerts and create one larger community concert. This will create the following opportunities:

- Access to a world class cultural event
- A product that offers value and interest for potential sponsors
- Increase visitation and expenditure to the area
- Build community pride.

The proposed event is a free outdoor community concert featuring internationally recognised singer Tina Arena. The details are outlined in Table 2 below.

Table 2: Proposed Free Community Concert 2015

Strategic Community Plan Goal	We live in an accessible and safe community that welcomes diversity, enjoys being active and has a strong sense of belonging
Community benefits	<ul style="list-style-type: none"> • Provide access to high quality cultural activity • Creates an opportunity for partnerships, social connection and civic pride for the community • Encourages visitors to the Town and creates opportunities for local economic development through increased expenditure in the Town
Objective	To create a family friendly event that is free and accessible to all of the Town of Claremont residents
Target Market	<p>Primary: Town of Claremont Residents</p> <p>Secondary: Residents of neighbouring local governments</p>

Expected Attendance	5,000 – 8,000 people
Event Details	Date: 7 November 2015 (tentative) Time: 5pm-9pm Location: Claremont Park
Budget	Total Project Cost \$110,000
Measurement/Evaluation	<ul style="list-style-type: none"> • Event feedback (qualitative and quantitative) • Social Media Increase • Number of patrons in attendance • Approx. 30% of total project expenditure secured through sponsorship

Past Resolutions

N/A

Financial and Staff Implications

The estimated budget for this project is as outlined below.

EXPENDITURE	
Infrastructure (Stage, Sound, Lighting)	\$35,000
Artists Fees	\$50,000
On costs	\$10,000
Marketing	\$10,000
Other (First Aid, Security, Electrician)	\$5,000
TOTAL	\$110,000
INCOME	
Town of Claremont Community Concerts Budget	\$60,000
Town of Claremont Additional Request	\$25,000
Sponsorship	\$25,000
TOTAL	\$110,000

The intent of this project is to combine the two smaller concerts, and create one larger concert. The financial implications of this project mean that an additional \$50,000 is required to support the costs associated with a world class performer.

Costs for securing an internationally renowned performer vary considerably, but as a general guide, please see below:

Full state symphony orchestra	\$80,000
National artist (not currently producing new music)	\$30,000
National artist (currently producing new music)	\$60,000-\$100,000
International artist (such as Tina Arena)	\$100,000+.

The Town has commenced negotiations with Tina Arena's agent who has indicated that the Town could work with her for a fee of \$50,000. This includes assisting with promoting the Claremont Now project, but does not include any on-costs.

It is proposed that half of this additional \$50,000 required is sourced through sponsorship. If this amount of \$25,000 cannot be secured through external sources, then the event will not proceed and the officers will implement the two smaller concerts as per previous years.

It should be noted that the amount being sought is substantial and securing this amount through a sponsorship agreement is uncertain, and will require significant time to identify and align with an appropriate organisation, and manage this relationship.

The suggestion to seek funding support through a sponsorship arrangement is the preferred model to assist in funding to deliver this event, as opposed to introducing an entry fee / ticketing system. The reasons being:

- It provides advertising opportunities for local businesses (supporting the objectives of Claremont Now)
- A ticketing system introduces additional event management fees by requiring a secure event venue (fencing / security / box office and front of house fees)
- It removes one of the aims of accessibility for everyone by adding a cost

The implications on the Town's human resources will be comparable to the impact of coordinating two smaller concerts.

Policy and Statutory Implications

The intent of entering into a sponsorship agreement with an external party relates to the Town's policy PE401 Sponsorship of Town of Claremont Activities.

Publicity

A comprehensive marketing strategy will be developed and implemented to maximise the publicity exposure created. This will include:

- Print material
- Print advertisements
- Radio advertisements
- Social media strategy
- Digital media strategy.

Strategic Community Plan

Prosperity

Our businesses are thriving and integrated into the life of the Claremont community, and the town centre is known as a premier retail destination.

- Further develop and implement the principles of the Business Improvement District Policy to support local and new business.

People

We live in an accessible and safe community that welcomes diversity, enjoys being active and has a strong sense of belonging.

- Create opportunities for and access to social participation and inclusion in support of community health and well being.
- Recognise and celebrate the Town's history and culture through arts and events programs.

Governance and Leadership

We are an open and accountable local government that encourages community involvement and strives to keep its community well informed.

- Identify strategic partnerships that align with the Town's vision.

Urgency

There is some urgency with this item to be incorporated in the 2015-16 draft Budget, and to provide officers adequate time to secure external funding and implement the planning required for such a significant event.

Voting Requirements

Simple majority decision of Council required.

Moved Cr Wood, seconded Cr Lorenz

That Council include provision of \$25,000 in the 2015-16 Budget for 50% contribution towards artist's fees for a Free Community Concert at Claremont Park.

CARRIED(96/15)

For the Motion: Crs Goetze, Wood, Kelly, Lorenz, and Mews.
Against the Motion: Deputy Mayor Haynes, and Cr Edwards.

13.1.2 CLAREMONT NOW SPECIFIED AREA RATE

File Ref:	ECD/00051
Responsible Officer:	Stephen Goode Chief Executive Officer
Author:	Liz Ledger Executive Manager People and Places
Proposed Meeting Date:	02 June 2015

Purpose

For Council to consider a further three-year continuation of a Specified Area Rate of the business district to support the Claremont Now project.

Background

Commencing in the 2012-2013 financial year, the Town implemented a Specified Area Rate (SAR) for commercial properties situated within the town centre. In accordance with Section 6.37 of the *Local Government Act 1995*, this rate was imposed for the purpose of collecting and managing funds to support the local economic development initiative, 'Claremont Now'.

This amount collected through the SAR generated \$60,000, and Council matched this amount by \$2 to every \$1 collected, providing a total of \$180,000 annually.

The approved purposes for which the rates were expended include:

- Marketing, advertising and publicity
- Improved signage/way finding
- Festivals
- Street activities
- Electronic apps (to support above)
- Employees directly engaged in implementing the approved purposes.

At the time of initiating this concept, the intent was to impose this SAR and run the Claremont Now project for a minimum of three years. This period of time will cease at 30 June 2015.

Discussion

Over the three-year period of the SAR, the Claremont Now project has gained momentum and the outcomes for the project steadily improved. The vision for Claremont Now is 'Your premier place to shop, dine and be entertained'.

The strategies are:

Create Awareness

Continue to positively develop and enhance the Claremont Now brand through a range of marketing strategies & research

Create Interest

Encourage, support and manage initiatives that contribute to making the town centre a more interesting, active place to visit.

Create Partnerships

Create and manage partnerships that contribute to the aim of the Claremont Now project

Create Comfort

Make the town centre a more relaxing, comfortable, physical space through improved and additional physical amenity

The range of initiatives that have been created and implemented to support this is summarised in the table below.

Strategy	Action
Create Partnerships	Business liaison and development Creation of a database and business contacts for regular communications (enewsletters) Partnerships with businesses Grants program for businesses
Create Awareness	Branding Campaign - Retail Face of Claremont Website Social media Strategy (facebook and instagram)
Create Interest	Activation through the creation and implementation of pop up events and festivals (e.g. A Taste of Claremont) Light the Nights Shop Window Promotion Christmas Activation
Create Comfort	Community Safety Initiatives in partnership with the Town Seating / Shade in BVT

Changes to the retail sector and recent decline in the WA local economy, means that now more than ever it is important to support the local economy and maintain a focus on the Claremont town centre. New developments in and around the area (such as the North East Precinct and Bunnings) may assist in this regard, however a collective marketing strategy for the town centre is crucial in making Claremont a destination.

A local government's position in this regard can be to support its city centres through:

- Reducing barriers to establishing a business in the area
- Promoting and supporting tourism in the area
- Facilitating BID's

The Town is in a position to be able to achieve this on behalf of the business community.

Past Resolutions

Council supported the establishment of a Town Centre BID 6 December 2011, OCM 271/11.

Council adopted the BID Policy 6 March 2012, OCM 23/12.

Council adopted the following

Impose a Specified Area Rate on the defined Town Centre BID area (being the area bounded by Stirling Highway, Stirling Road, Guger Street and Leura Avenue) for a further 3-year period.

The approved purposes for which the rates may be expended are:

- marketing, advertising and publicity;
 - improved signage/way finding
 - festivals
 - street activities
 - electronic apps (to support above)
 - employees directly engaged in implementing the approved purposes.
- In accordance with section 6.47 of the Local Government Act 1995 the rate be waived for all residential properties within the defined area.

Financial and Staff Implications

Council's contribution over the three-year period has been \$120,000. Funding of \$240,000 is proposed on the basis of the following:

A continuation of the Town's	\$120,000,
+ An increase in the SAR (from \$60,000) to	<u>\$120,000</u>
Total	\$240,000

As required, the SAR funds are to be managed through the Town's normal financial system, ensuring there is an acquittal system for expenditure. Council cannot grant the funds and /or delegate the expenditure of the funds to an external body.

The Town also provides the Claremont Now project additional support through business support and office accommodation.

Policy and Statutory Implications

This report relates to the following:

Town's Policy FC501 Business Improvement District.
Local Government Act 1995 – Section 6.37 Specified Area Rates.

Publicity

The Act does not require that notice be given of the intention to impose a SAR, therefore formal public notice is not required. Businesses will be advised through their rates notice and through an enewsletter.

Strategic Community Plan

Prosperity

Our businesses are thriving and integrated into the life of the Claremont community, and the town centre is known as a premier retail destination.

- Further develop and implement the principles of the Business Improvement District Policy to support local and new business.
- Reduce unnecessary barriers to new business and support the success of existing local businesses.
- Assist in creating local employment opportunities through a strong local economy.

People

We live in an accessible and safe community that welcomes diversity, enjoys being active and has a strong sense of belonging.

- Create opportunities for and access to social participation and inclusion in support of community health and well being.

Urgency

There is some urgency with this item to be incorporated in the 2015-2016-draft budget, and to allow for planning and execution of the Claremont Now Action Plan.

Voting Requirements

Absolute majority decision of Council required.

Moved Cr Goetze, seconded Cr Wood

That Council:

- 1. Continue to impose a Specified Area Rate on the defined Town Centre BID area (being the area bounded by Stirling Highway, Stirling Road, Gugerri Street and Leura Avenue) for a further three year period to a maximum amount of \$120,000.**
- 2. The approved purposes for which the rates may be expended are:**
 - i. marketing, advertising and publicity;**
 - ii. improved signage/way finding**
 - iii. festivals**
 - iv. street activities**
 - v. electronic apps (to support above)**
 - vi. employees directly engaged in implementing the approved purposes.**
- 3. In accordance with section 6.47 of the *Local Government Act* 1995 the rate be waived for all residential properties within the defined area.**

**CARRIED BY AN ABSOLUTE MAJORITY(97/15)
(NO DISSENT)**

13.2 CORPORATE AND GOVERNANCE

13.2.1 DRAFT ANNUAL BUDGET 2015-16

File Ref:	FIM00054
Attachments:	Draft Annual Budget 2015-16
Responsible Officer:	Les Crichton Executive Manager Corporate and Governance
Author:	Hitesh Hans Manager Finance
Proposed Meeting Date:	02 June 2015

Purpose

Report recommends Council authorise release of the Draft 2015-16 Budget for public comment for period ending on 15 June 2015.

Background

The Draft 2015-16 Budget has been prepared in accordance with Council's Annual Budget Policy. Council endorsement is sought to advertise the Draft Budget for public comment.

The draft reflects consolidation of the operating, capital and specific projects presented at Elected Member forums over the past two months, together with agreed adjustments to date.

Discussion

Overview

The budget continues to deliver the strategic objectives outlined in Council's Strategic Community Plan. The main features of the 2015-16 Budget include:

- Continuation of the broad range of statutory and discretionary services generating a net operating surplus of \$2,729,490. These funds are available for asset development and renewal (capital works), transfer to reserves including interest earnings, and loan reduction.
 - Continues investment in the renewal of the Town's infrastructure with a budget provision of \$2.137M, increased from \$1.779M in 2014-15.
 - An FTE resource requirement of 72.37. This compares to 68.90 for 2014-15. The 4.0% salary increase under the Town's Enterprise Agreement is included estimated in December 2015 under the Enterprise Agreement.
 - An estimated surplus of \$575,705 is anticipated to be brought forward from 30 June 2015 providing additional funds for 2015-16 budget. However this projection may change which will be addressed as part of a future budget review.
 - Proposes an increase in rates revenue of 2.9%.
-

- Proposes \$2 million principal reduction on maturity of 333 Stirling Hwy Property Loan to \$5.5 million.
- Provides a nominal projected surplus of \$88,756.

Capital Projects

Capital works proposed within this draft total \$2.671M including those additions detailed above. This level of renewal expenditure represents 98.8% of the \$2.703M renewal expenditure recommended by our asset management plans.

The proposed program comprises:

Renewal

Road infrastructure

Wright St – resheet	\$ 205,730	
Mount St - resheet	\$ 81,090	
Fraser St - resheet	\$ 96,408	
Victoria Ave – resheet	\$ 532,117	
Cornwall St - resheet	\$ 186,926	
		<u>\$ 1,101,540</u>

Footpaths

Langsford St west	\$ 34,000	
Stirling Highway	\$ 66,700	
Wright St east	\$ 37,000	
Victoria Ave	\$ 63,000	
Servetus St	\$ 16,000	
Kingsmill St	\$ 12,000	
Chester Rd	\$ 12,000	
Vaucluse St	\$ 41,000	
Brown St west	\$ 12,000	
Additional provision	\$ 112,000	<u>\$ 405,700</u>

Other

Museum car park	\$ 82,000	
Stirling Rd underpass art work	\$ 50,000	
Shenton Pl/The Cedus St light	\$ 85,000	
Richardson Rd drop off	\$ 80,000	
Bay View Tce traffic calming	\$ 25,000	
Drainage	\$ 60,000	<u>\$ 382,000</u>

Parks & Gardens

- Henshaw Lane swale	\$ 50,000	
- Nedlands path connection	\$ 20,000	
- fencing, parking, dog agility	\$ 40,000	
Hatchett Park deck – stage 2	\$ 35,000	
Swanbourne shop reticulation	\$ 20,000	
Stirling Road – car park extension	\$ 52,000	
Maclagan Park retaining wall	\$ 5,000	
Flow meters	\$ 20,000	<u>\$ 242,000</u>

Land & Building

CBD public toilet	\$ 250,000	
Tower lights x 2 – Aquatic Centre	\$ 26,000	
Hand rail – Aquatic /Golf course	\$ 16,000	
Golf Course - asbestos & access	\$ 30,000	
Meals on Wheels - upgrade	\$ 25,000	
Meals on Wheels/Museum	\$ 6,000	
Lot 13 Stirling Hwy review	\$ 40,000	<u>\$ 393,000</u>
Plant	\$ 0	<u>\$ 0</u>
Furniture & Equipment		
Desk top renewal program	\$ 30,000	
CCTV maintenance program	\$ 10,000	
CCTV – museum upgrade	\$ 7,000	
Health Inspection software	\$ 10,000	
Website upgrade	\$ 40,000	
Software upgrade	\$ 50,000	<u>\$ 147,000</u>

Reserve Transfers

Reserve Fund transfers to be undertaken within 2015-16 are:

To Reserves

Swimming Pool Upgrade	\$ 80,000	
Increased rates income from 2015-16		
Valuation increases	\$ 177,000	
333 Stirling Highway - Lease	\$ 236,500	
Interest Earnings on Reserve Funds	<u>\$ 347,088</u>	<u>\$840,588</u>

From Reserves

Repayment of Loan	\$ 1,830,560	
Lot 13 Stirling Hwy works	\$ 40,000	
333 Stirling Highway - Loan Interest	<u>\$ 369,250</u>	<u>\$2,239,810</u>

Total Reserves as at 30 June 2015 is projected to be \$10,182,481 compared to projected \$11,581,703 as at 30 June 2014.

Staffing Levels

Full Time Equivalent (FTE) has increased 4.47 to 73.37 from 2014-15. The adjustments, reflect the ongoing review of the organisation's structure to deliver the Town's priorities effectively and efficiently.

The increase comprises;

Corporate & Governance	Parking/Rangers (+2.125)
People & Places	Human Resources (+0.263)
	Communications Officer (+0.4)
	Library (+0.15)
Chief Executive Office	Business Improvement Manager (+1.00)

Provision for the Business Improvement Manager position forms part of the Claremont Way initiative endorsed by Council at its meetings of 7 and 21 April 2015.

The update also reflects approved changes implemented during the 2014-15 year.

In terms of cost, employee expenditure increases \$573,907 (8.79%) against the revised employee budget reflecting the increase in 3.47 FTE and scheduled 4% Enterprise Agreement increase effective from January 2015.

Rates

The budget projects \$13.22M to be raised from rates. This has been estimated as follows:

Adjusted to reflect full year rating (increased GRV)	\$12,777,655
2.9% (CPI + 1.1%) rates growth to fund operations & renewal	\$ 370,552
Interim rating	\$ 74,733
Total Rates	<u>\$13,222,940</u>

Each 1% increase provides an additional \$127,776 of rate income.

Specified Area Rates \$120,000

Council is requested to approve levying of a Special Area Rate (SAR) on commercial properties within the Business Improvement District (Stirling Highway – Stirling Road – Guger Street – Leura Avenue).

Under the new arrangement and together with Council's contribution of \$120,000 will fund business strengthening initiatives as determined by the Claremont NOW Committee.

Closing Balance (2015-16 Surplus C/Fwd)

The 2015-16 Budget results with a closing surplus balance of \$88,756.

Opening Balance (2014-15 Surplus B/Fwd)

The projected 2014-15 surplus following completion of the 2014-15 budget review has been estimated at \$405,763. A review of the current budget has identified a \$169,942 increase in forecasted closing surplus for 2014-15 financial year. These cost savings and increased revenues make available additional funding for an increased opening surplus for the 2015-16 year.

The final opening balance is yet to be determined however it will mainly comprise any projects not completed by year end. These adjustments will have minimal impact on the Draft 2015-16 Budget with incomplete works carried forward with unspent funding, or where appropriate transferred to reserves.

Fees & Charges

The proposed 2015-16 Schedule of Fees and Charges builds on the draft presented to the March, & May Budget Forums. While most fees and charges reviewed by Administration generally reflect an average increase based of 3%,

Past Resolutions

Ordinary Council Meeting 19 May 2015, Resolution 92/15;

That Council considers an allocation of \$10,000 in the 2015-16 draft Budget to assist local initiatives to support improved groundwater quality management.

CARRIED

Ordinary Council Meeting 5 May 2015, Resolution 73/15;

That Council;

1. *Includes for consideration \$50,000 to install a nutrient and sediment stripping detention basin on the Henshaw Drain stormwater outlet as per the 2010 Lake Claremont Management Plan in the draft 2015-16 capital works budget.*
2. *Includes for consideration \$20,000 to install an access pedestrian path from Alfred Road crossing west of Lisle Street.*
3. *Notes site preparation, for FOLC grant funded works for the Alfred Road Woodland and pocket Banksia Tuart woodland plantings in the parkland eastern side of Lake Claremont, be funded from the Lake Claremont Surrounds maintenance budget.*
4. *Notes a funding contribution for site preparation for wetland buffer work may be received for consideration in the 2015-16 midyear review should FOLC win a Community Heritage and Icon Grant.*
5. *Include the Committee's recommended works for consideration in the draft*

CARRIED
(NO DISSENT)

Ordinary Council Meeting 21 April 2015, Resolution 67/15;

That the Chief Executive Officer prepare a report on painting the Stirling Road underpasses with anticipated costs, funding options and possible timelines.

CARRIED
(NO DISSENT)

Ordinary Council Meeting 21 April 2015, Resolution 58/15;

That Council

1. *Endorses the Claremont way best practice and continuous improvement proposal.*
2. *Approves a two year contract staff position which is a temporary addition to the approved FTE to provide a dedicated resource to support the CEO in achieving the Claremont way objectives.*
3. *Further consider project funding as part of the 2015-2016 Budget.*

CARRIED
(NO DISSENT)

Ordinary Council Meeting 7 April 2015, Resolution 53/15;

That Council include for consideration in the 2015-16 Budget, a \$25,000 increase to the annual contribution to SHINE Community Care. This contribution would be subject to other Council's increasing their funding by a similar proportion.

CARRIED
(NO DISSENT)

Ordinary Council Meeting 7 April 2015, Resolution 50/15;

That Council

1. *Endorse, for consultation with residents in Richardson Avenue between Cliff Way and Wilson Street and Methodist Ladies College and Christ Church Grammar School, all options (see attachment) of the draft concept plan for the installation of 90° angled parking bays in the verge area on the east side of Richardson Avenue between Wilson Street and Cliff Way: • With the reduction of carriageway width of Richardson Avenue to accommodate adequate length of car bays • With speed humps on both ends of the proposed parking area as the preferred school drop off/pick up area*
2. *Include the works for consideration in the 2015-16 Budget.*

CARRIED
(NO DISSENT)

Ordinary Council Meeting 17 February 2015, Resolution 16/15;

That Council

- *Consider allocation of \$20,000 as part of the mid-year review for the replacement of the "poor" condition decks within Hatchett Park*
- *Include for consideration in the 2015-16 Budget allocation of \$35,000 for completion of deck replacement, installation of junior swing and bin enclosure within the reserve.*

CARRIED BY AN ABSOLUTE MAJORITY
(NO DISSENT)

Financial and Staff Implications

The financial implications are detailed with the report.

Policy and Statutory Implications

Local Government Act Part 6 – Financial Management

- Division 2 - Annual Budget
- Division 5 – Financing Local Government Activities
- Division 6 – Rates and Service Charges
- RCR220 - Annual Budget Preparation and Plan for the Future Review.

Publicity

Relevant information will be presented, as a result of enquiries from interested Electors/Public by advertising its availability in the local papers and on the Town's website and Public Notice Boards. Feedback then encouraged.

Strategic Community Plan

Governance and Leadership

We are an open and accountable local government that encourages community involvement and strives to keep its community well informed.

- Provide and maintain a high standard of governance, accountability, management and strategic planning.
- Maintain long term financial stability and growth.

Urgency

It is proposed that following the consultation period, the final draft will be presented to the Council's 16 June 2015 ordinary meeting for consideration and adoption.

Voting Requirements

ABSOLUTE MAJORITY DECISION OF COUNCIL REQUIRED.

Moved Cr Mews, seconded Cr Lorenz

That Council

Endorses presentation of the Draft Annual Budget 2015-16, as amended, for public comment ending 15 June 2014, highlighting the significant elements including:

- A 2.9% rate increase
- Net Operating Surplus \$2,729,490
- Infrastructure Capital Works \$2,137,880
- Other Capital Projects \$ 540,000
- Funding of capital through mix of operational surplus, reserve funds and debt.
- Loan reduction funded by Reserves \$2,000,000.

**CARRIED BY AN ABSOLUTE MAJORITY(98/15)
(NO DISSENT)**

13.2.2 APPLICATION FOR EXEMPTION OF LIMITATIONS OF NUMBER OF DOGS (*DOG ACT 1976*)

File Ref:	Property File 1558
Attachments:	Ranger's Compliance Running Sheet- Report
Responsible Officer:	Les Crichton Executive Manager Corporate and Governance
Author:	Brian Kavanagh Manager Statutory Services
Proposed Meeting Date:	02 June 2015

Purpose

The purpose of the report is for Council to consider an application for an exemption of limitation of the number of dogs to allow to be kept on a property at 7 Dunbar Road Claremont. Council also to consider authorising the Chief Executive Officer to approve the application subject to no adverse submissions being received from adjoining residents and nearby neighbours.

Background

The Town received an application on 20 April 2015 for an exemption of limitation of the number of dogs allowed to be kept on a property at 7 Dunbar Road Claremont. The applicant is seeking Council approval to allow three dogs to be kept on the property.

Discussion

The Town's Dog Local Law 2012 section 26 (3.2.2) limits the number of dogs which may be kept on any premises to two.

Section 26 (3) of the *Dog Act 1976* provides where a local government local law has placed a limit on the keeping of dogs in any specified area but is satisfied in relation to any particular premises that the provisions of the *Dog Act 1976* have been adhered to, the local government may grant an exemption.

The Town's Ranger visited the property on the 20 April 2015 to evaluate its suitability to accommodate three dogs. The Ranger's report provided a positive assessment (attached) and appropriate conditions for three dogs to be kept at the property.

As part of the approval process the Town is seeking submissions from adjoining residents and nearby neighbours. The submission period is for 21 days and closes on Friday 12 June 2015.

Past Resolutions

There are no previous resolutions regarding this matter.

Financial and Staff Implications

A \$60 fee was paid for the Multiple Dog Application.
Resource requirements are in accordance with existing budgetary allocation.

Policy and Statutory Implications

- Town of Claremont Dogs Local Law 2012.
- *Dog Act 1976.*
- *Local Government Act 1995.*

Publicity

Nil

Strategic Community Plan**People**

We live in an accessible and safe community that welcomes diversity, enjoys being active and has a strong sense of belonging.

- Create opportunities for and access to social participation and inclusion in support of community health and well being.
- Play an integral role in local safety and crime prevention.
- Develop a strategy for services and facilities for an ageing population.

Governance and Leadership

We are an open and accountable local government that encourages community involvement and strives to keep its community well informed.

- Focus on improved customer service, communication and consultation.

Urgency

The owner of the property made the application on 20 April 2015 and is due to go overseas later in June and would like the matter resolved.

Voting Requirements

Absolute majority decision of Council required.

Moved Cr Goetze, seconded Cr Kelly

That Council authorises the Chief Executive Officer to approve the Exemption of Limitation of Dogs application subject to no adverse submissions being received.

LOST

For the Motion: Deputy Mayor Haynes and Crs Kelly, Lorenz, Goetze and Edwards.
Against the Motion: Crs Mews and Wood.

13.2.3 INVESTMENTS POLICY LG511

File Ref:	COM/00032
Attachments:	Investment Policy LG511
Responsible Officer:	Les Crichton Executive Manager Corporate and Governance
Author:	Les Crichton Executive Manager Corporate and Governance
Proposed Meeting Date:	02 June 2015

Purpose

For Council to adopt amended Investments Policy LG511.

Background

The policy is intended to provide a firm guide to investment decisions. While it would be extremely rare for Council to decide to invest outside the policy framework, the policy continues to provide that such a decision would not be implemented until the proposal to vary Council's policy has been advertised.

Discussion

The Town's Investment policy was reviewed to ensure its adequacy and compliance with legislative requirements.

Whilst internal control procedure and restrictions over investments are properly maintained and adhered to, the current investment policy does not fully comply with the requirements of *Local Government (Financial Management) Regulation 19C*.

In particular, the policy did not include restrictions on investments with respect to the following:

- Invest in deposit for a fixed term of less than twelve months;
- Invest in bonds with a term maturity of less than three years; and
- Should not invest in a foreign currency.

The current Investments Policy LG511 has been amended to reference the above restrictions as required by the regulations.

It should be noted no investments have been held in contravention of the limitations since adoption of the current policy in 2010.

Past Resolutions

Ordinary Council Meeting 7 August 2012, Resolution133/12:

That the officer recommendation be adopted with the following amendments being made to Policy RCR228 Investments:

1. *Delete commercial paper from the authorised list of investments;*
 2. *Change the maximum level of investment within an asset type with any one institution from 70% to 35%;*
-

3. *Delete investment in property development and land holdings outside the Town.*

Reasons: To manage risk more effectively and avoid high risk investments.

CARRIED
(NO DISSENT)

Ordinary Council Meeting 21 September 2010, Resolution 205/10:

THAT Council adopt policy RCR227 Investment Policy.

CARRIED
(NO DISSENT)

Financial and Staff Implications

The policy will be predominantly implemented by officers under the authority of the Chief Executive Officers. External expert advice may be obtained when prudent. An effective investment policy should ensure opportunities to generate funding for the Town's activities.

Policy and Statutory Implications

Local Government (Financial Management) 1996 – Reg. 19C.

Local Government Act 1995 - s. 6.14

Trustees Act 1962 - s. 8(1)(a)

Publicity

No publicity required.

Strategic Community Plan

Governance and Leadership

We are an open and accountable local government that encourages community involvement and strives to keep its community well informed.

- Provide and maintain a high standard of governance, accountability, management and strategic planning.
- Maintain long term financial stability and growth.

Urgency

Nil.

Voting Requirements

Simple majority decision of council required.

Moved Cr Edwards, seconded Cr Mews

That Council adopt the amended Investments Policy LG511 as attached.

CARRIED(99/15)
(NO DISSENT)

13.3 INFRASTRUCTURE

Cr Goetze declared an Impartiality interest in Item 13.3.1 due to having a brother who lives in Birragon Loop.

13.3.1 CLOSURE OF NIDJALLA LOOP

Responsible Officer: Saba Kirupanather
Executive Manager Infrastructure

Author: Marty Symmons
Engineering Technical Officer

Proposed Meeting Date: 2 June 2015

Purpose

For the Town of Claremont to consider the proposed road closure of Nidjalla Loop, within the City of Nedlands off Alfred Road west of Narla Road in the old Swanbourne High School subdivision.

Background

Nidjalla Loop, Mt Claremont is a part of the newly built subdivision located between West Coast Hwy, Narla Rd, and Alfred Rd on the old Swanbourne Senior School site. Nidjalla Loop, Wongin Way and Birrigon Loop interconnect between Alfred Rd and Narla Rd, with through movement permitted. This development contains around sixty-five residential lots, the majority of which have recently been built upon. The remainder are still being developed.

The new owners of the lots on Nidjalla Loop, Wongin Way and Birrigon Loop, upon taking ownership of the lots, have petitioned the City of Nedlands for the closure of Nidjalla Loop from Alfred Rd. This would result in all access and egress to this subdivision coming via Narla Rd. The City of Nedlands resolved that the petition be received and a report be prepared by their administration for Council's consideration. The Nedlands officers' subsequent report recommended that Nidjalla Loop remain open at Alfred Road.

Nedlands Council decided, contrary to the recommendation, to continue to pursue the Nidjalla Loop closure. As per the Local Government Act for a road closure process Nedlands Council has now commenced advertising in local media for public comment as part of the closure process.

Discussion

Officers at the City of Nedlands Council assessed the road network and the current road traffic volumes and noted that the current traffic volumes on Nidjalla Loop were well within acceptable levels for a local access road network. Additionally the current volumes could be partly attributed to the ongoing developments in the area and the associated construction traffic, meaning volumes would be expected to lower upon completion of these works within eighteen months.

According to the officer report, the main resultant benefits from the proposed closure would be adding to the subdivisions exclusivity and amenity. The officer

subsequently notes that this would have the opposite effect upon neighbouring roads, especially Narla Road. Additionally the closure would increase peak hour congestion around Swanbourne Primary School, an area already suffering from congestion. The City of Nedlands officers recommended that Nidjalla Loop remain open at Alfred Road.

The City of Nedlands Council has decided, contrary to the recommendation, to continue to pursue the Nidjalla Loop closure. Advertisement notifying the Council's intention to close Nidjalla Loop was placed in the local newspaper on Saturday 23 May 2015 advising that the closure would commence from 3 August 2015 if approved: Submission to be made to Nedlands CEO and to be received no later than 5pm, 8 June 2015.

Jurisdiction for Nidjalla Loop and the surrounding roads, including Narla Road, lies entirely with the City of Nedlands. Although Claremont's residents will be immediately affected, the final decision to close the road is with the Nedlands Council.

As this closure would be detrimental to the surrounding area and adversely affect Claremont residents, Claremont Council should be opposed to this proposed road closure, however options available to the Town are limited. Claremont Council's position could be conveyed to Main Roads WA and to the Minister for Local Government, however it is deemed unlikely that either authority would pose any objection to the closure.

The affected Claremont residents and Swanbourne Primary have been notified of the proposed road closure and its likely increase on traffic congestion in the area. The purpose is to raise awareness of the proposal, its probable adverse impact and allow Claremont residents to represent their concerns to the City of Nedlands.

If Nedlands Council decides to proceed with the proposed road closure, a request could be made to implement a traffic management treatment at the intersection of Narla Road with Alfred Road to make the exit from Narla Road safe and easy so that the queuing in Narla Road could be minimised.

Past Resolutions

There are no past resolutions relevant to this issue.

Financial and Staff Implications

N/A

Policy and Statutory Implications

Local Government Act 1995 and Regulations.

Publicity

N/A

Urgency

The comment period closes on 8 June 2015. Hence, Claremont Council needs to decide without further delay.

Voting Requirements

Simple Majority decision of Council required.

Moved Cr Lorenz, seconded Cr Wood**That Council**

1. **Make a submission opposing the permanent road closure of Nidjalla Loop off Alfred Road in the City of Nedlands for the following reasons:**
 - **Will have significant impact on residents and current users of Narla Road**
 - **Add further difficulty to the traffic exiting out of Narla Road and Alfred Road**
 - **Add further congestion to the Swanbourne Primary School traffic**
 - **The proposal is not based upon any technical requirements:**
 - **As the sole reason for the proposed closure is to improve the local exclusivity and amenity for the new residents within the old Swanbourne Senior School subdivision at the expense of the surrounding road networks residents**
2. **Requests that the City of Nedlands conduct a comprehensive traffic impact study prior to any final decision being made.**
3. **Requests that City of Nedlands, in the event that the decision is taken to close Nidjalla Loop at Alfred Road, implement a traffic management treatment at the intersection of Narla Road and Alfred Road to better facilitate safe and easy exit from Narla Road to Alfred Road.**

**CARRIED(100/15)
(NO DISSENT)**

13.3.2 PROPOSED TEMPORARY ROAD CLOSURE OF SHENTON ROAD - WEST OF GRAYLANDS ROAD TO EAST OF SHENTON PLACE TO FACILITATE UNDERGROUNDING OF HIGH VOLTAGE POWER AND ASSOCIATED CIVIL WORKS

File Ref:	RDS/000242-02
Attachments:	<u>Schedule of Submissions and Officer Comments Advertisement and Road Closure Plan Aerial</u>
Responsible Officer:	Saba Kirupanather Executive Manager Infrastructure
Author:	Saba Kirupanather Executive Manager Infrastructure
Proposed Meeting Date:	02 June 2015

Purpose

This report recommends the temporary closure of Shenton Road from west side of Graylands Road to east of Shenton Place to support undergrounding of Western Power's 132kV overhead transmission lines and associated civil works, being delivered as part of LandCorp's Claremont on the Park Stage 3 Works (also known as Claremont North East Precinct).

Background

At its meeting held on 21 April 2015, Council resolved to give notice in local newspapers of Council's intention to temporarily close Shenton Road, from west of Graylands Road to east side of Shenton Place, for a period of eight weeks to facilitate construction works associated with the Claremont on the Park Stage 3.

In accordance with sections 9.10 and 10.3 of the Claremont North East Precinct Structure Plan (August 2010), the temporary road closure facilitates the works associated with the realignment of Shenton Road and undergrounding of Western Power's 132kV Transmission Line infrastructure.

The proposed temporary road closure will allow for the western portion of 132kV transmission line to be constructed within the Shenton Road northern carriageway, to the transition structure located within Claremont Crescent. This is highlighted in the 132kV Transmission Extent of Scope Plan attached.

The works entail significant excavations (1.5m to 3m depth) around the Shenton Road/Davies Road and Shenton Road/Claremont Crescent intersections, installation of 3x high voltage electrical cables and re construction of the intersection. It is noted that due to the depth of excavation, works methodology and the number of construction personnel and vehicles on-site for the duration of works, a full road closure is required to ensure the safety of the public (pedestrians and road users) and the Contractor's workforce, as well as the ability to undertake the works within an accelerated period of time. Western Power has advised that due to the scale and nature of these works, staging to allow traffic thru movements is not recommended. Western Power has assessed this option and consistent with the presentation to Elected Members on 20 April 2015, is not confident that vehicle and pedestrian thru

traffic can be safely maintained over open trenches throughout the works period, this would be compounded by an extended duration that would arise without the full road closure in place.

Installation of other services, construction of roads and landscape will occur following this proposed closure. These works are significantly less extensive and therefore will be undertaken via alternative means of traffic management.

Initial investigative on-site work associated with the 132kV transmission line relocation commenced in May 2015 and is scheduled to be completed in October 2015. The component of these works requiring temporary road closure and diversion of traffic will occur in June 2015 and be completed in August 2015 (approximately 8 weeks duration).

The road closure was presented to the Executive and Elected Members on 20 April 2015, at which benefits of the proposal were discussed in detail. These include:

1. Public Safety – by delineating the construction site from road users and pedestrians, the potential for conflicts with construction personnel and machinery is mitigated. Therefore, a safer situation is created in comparison to temporary or partial closures (i.e. one lane).
2. Consistency of Traffic Management – by maintaining a consistent approach to traffic management, i.e. one temporary closure for an eight week period in lieu of multiple closures and lane closures, there is a lesser risk of road user confusion and the creation of unsafe traffic situations.
3. Duration – by allowing the Contractors to work within a site which is delineated from the general public, not requiring ongoing changes to fencing and traffic management, and the impacts on the area is likely to be maintained to the aforementioned duration due to an unimpeded work zone. Should the alternate circumstance arise, whereby traffic management is required to be staged and change on an ongoing basis, the works will most certainly extend over a longer duration.

Vehicle access to/from PTA's "Park & Ride" car parks along with the Town's car parks on Davies Road and Claremont Crescent will be maintained throughout the works. Pedestrian access to/from PTA's "Park & Ride" car parks, Davies Road, Shenton Road and Claremont Crescent will be maintained during the works.

Discussion

Appropriate notice advising of the proposed temporary closure was sent to the required adjacent properties, and published in newspapers circulating throughout the Town and the State on 25 April 2015 (The West Australian), 28 April 2015 (Western Suburbs Weekly), 2 May 2015 (The Post Newspaper), Further to the statutory public advertising, a letterbox drop to over 1,300 properties was undertaken by LandCorp on the Town's behalf on 29-30 April 2015, advising residents and businesses of the proposed temporary road closure. An advertisement was also placed in Town of Claremont 'Town Talk' section of the The Post Newspaper 9 May 2015 advising the local community of the Shenton Road closure and inviting submissions.

A copy of the contents of the notice was sent to the Commissioner of Main Roads appointed under the *Main Roads Act 1930* (section 3.50 (5) of the *Local Government Act*). Their response was received on 14 May 2015 (dated 11 May 2015) stating that Main Roads WA had no comments regarding the proposed temporary road closure.

Notice of the proposed closure was forwarded to Government Utility Services and Emergency Services. The Town received responses from WA Police and ATCO Gas, advising they have no comments regarding the proposal.

Further to the above, Scotch College has been advised of the proposed closure and has agreed to advertise the 8 week period on its website and newsletter, informing its parents and staff to take alternate routes as necessary. It is noted that the school holiday period for Scotch College commences on 3 July 2015, with students returning on 24 July 2015. This 3 week period of no student related traffic movements (i.e. pick-up and drop-off) will occur during the proposed temporary road closure. This 3 week holiday period also applies to both Christ Church Grammar School and Methodist Ladies College, and in addition the following local stakeholders were written to separately advising of the closure:

- Mount Claremont Primary School
- Swanbourne Primary School
- Freshwater Bay Primary School
- CEO, City of Nedlands
- CEO, Town of Cottesloe
- Transperth
- Public Transport Authority
- Claremont Quarter
- Swanbourne Village (shop owners located Shenton Rd between Saladin St and Devon Rd)

Following the expiry of the submission period on 15 May 2015, 33 submissions (4 for and 3 against) were received from residents and businesses. These are summarised within the attached schedule, along with responses from the Town.

The balance related to concerns and queries associated with impacts on the local road network due to the temporary closure. On this basis, the Town met with LandCorp on 14 May 2015 to determine measures to assist with management of traffic during the closure period, additional to those set within the original Traffic Management Plan and Control Diagrams. Following this meeting, the Town and LandCorp agreed to:

1. Provide temporary traffic signals to the intersection of Shenton Road underpass (adjacent to the Royal Agricultural Society Showgrounds) and Guger Street.
2. Install traffic tube counters prior to the temporary road closure to determine existing traffic counts and movements to the local road network, and to monitor the change in traffic counts and movements following implementation of the closure. This will allow the Town to understand how road users re-assign to alternate routes during the period of the closure. This data will also be required to inform Main Roads WA (refer 4 below).

3. Undertake line marking to the Narla Road intersection to allow left-out and right-out turning movements onto Alfred Road to occur concurrently, to avoid the right-out movement delaying vehicles attempting to turn left onto Alfred Road.
4. Seek commitment from Main Roads WA to review programming of traffic signals on Gugerri Street to assist with eastbound and westbound traffic movements whilst detours are in place.
5. Further to the above, LandCorp's Team and the Town will review the impact of the temporary road closure on the intersections to Claremont Crescent/Stirling Road and Alfred Road/Narla Road, in order to determine whether further traffic control measures are required to be implemented. This review will be undertaken 4 days following implementation.

It is noted that a number of submissions requested the opening of Barnfield Road (at the intersection of Stirling Road and Gugerri Street) to two-way or reversed traffic movements. This matter was separately considered by Council on 19 May 2015 where it was not supported.

Based on the submissions received and responses, Council may now approve implementation of the proposal to temporarily close Shenton Road between Claremont Crescent and Graylands Road for a duration of 8 weeks between June and August 2015.

Past Resolutions

Ordinary Council Meeting 21 April 2015, Resolution 63/15:

That Council:

1. Pursuant to Section 3.50 of the Local Government Act 1995, give notice of the proposal to temporarily close Shenton Road between Claremont Crescent and Graylands Road;
2. Undertake further advertising to key stakeholders, residents, local businesses and the general public in accordance with this report; and
3. Receive a report following closure of the 21 day notice period to consider any submissions.

*CARRIED
(NO DISSENT)*

Financial and Staff Implications

Resource requirements are in accordance with existing budgetary allocation.

Policy and Statutory Implications

Local Government Act 1995, Section 3.50.

Publicity

No further advertising is required by Section 3.50 of the *Local Government Act 1995*.

Prior to the road closure, signage will be installed advising of the works. Community communications will be supported by a robust communications strategy that includes press advertisements in The Post and Western Suburbs Weekly, Town Talk updates,

radio station traffic announcements, website updates (both LandCorp and Town of Claremont) and stakeholder forum updates (every 2 weeks leading up to and during the works period).

Strategic Community Plan

Liveability

We are an accessible community, with well maintained and managed assets, and our heritage preserved for the enjoyment of the community.

- Clean, usable, attractive, accessible streetscapes and public open spaces.
- Maintain and upgrade infrastructure for seamless day to day usage.

Governance and Leadership

We are an open and accountable local government that encourages community involvement and strives to keep its community well informed.

- Provide and maintain a high standard of governance, accountability,
- Focus on improved customer service, communication and consultation.
- Provide responsive and responsible leadership.

Urgency

Works have commenced on-site, with the temporary road closure and associated diversion required to be in place from June 2015 to August 2015. To ensure the proposed work schedule can be accelerated and undertaken with pedestrian, workforce and vehicle safety as the priority, the road closure process is required to be completed as a matter of priority.

Voting Requirements

Simple majority decision of Council required.

Moved Cr Wood, seconded Cr Lorenz

That Council approves the closure of Shenton Road from west side of Graylands Road to east side of Shenton Place for a period of eight weeks from June to August 2015 to facilitate undergrounding of high voltage power works by Western Power, associated with the Claremont on the Park Development by Landcorp, pursuant to Section 3.50 of the *Local Government Act 1995* subject to Landcorp taking necessary steps to minimise the impact of the road closure as agreed between the Town and Landcorp and any other innovative methods.

**CARRIED(101/15)
(NO DISSENT)**

14 ANNOUNCEMENTS BY THE PRESIDING PERSON

NIL

15 ELECTED MEMBERS' MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

NIL

16 NEW BUSINESS OF AN URGENT NATURE APPROVED BY THE PERSON PRESIDING OR BY DECISION OF MEETING**16.1 CHIEF EXECUTIVE OFFICER**

Cr Kelly declared a Financial interest in Item 16.1.1 due to being on the board of Curtin Care Inc. and left the meeting at 7:49 PM.

16.1.1 REQUEST TO CONSIDER DISPOSAL OF LAND AT 1 GIBNEY STREET, COTTESLOE

File Ref: COP/00066
Responsible Officer: Mr Stephen Goode
Chief Executive Officer
Author: Mr Stephen Goode
Chief Executive Officer
Proposed Meeting Date: 02 June 2015

Discussion

1. At the meeting of 05 May 2015 Council considered the proposal to advertise a business plan to respond to a formal request from the current lease holders (Curtin Care Inc.) of 1 Gibney Street, Cottesloe (Wearne) to dispose of the Town's share in the land (25%) to Curtin Care Inc. for nominal consideration.
 2. Council resolved:
That the item be deferred back to Administration. (75/15)
Reason: That in the document presented to the public there should be more than two options.
 3. The land is held in ownership of four local governments (Claremont, Cottesloe, Mosman Park and Peppermint Grove) in equal shares (25% each). For any proposal regarding the future of the land to proceed each Council will have to be in support. There is therefore little purpose proceeding with consideration of the request from Curtin Care Inc. or developing a list of and conducting an assessment of the many potential alternatives (to the two previously presented) unless there is some level of consensus amongst the Councils. This is not presently evident.
 4. Cottesloe and Peppermint Grove are prepared to advertise the business plan considered and deferred by Claremont Council. Mosman Park resolved to form a 'joint Wearne Hostel Land Working Group' with representatives from each council. The purpose of the working group is to be 'to confirm a management plan for the Wearne Hostel Land'.
 5. MP proposes membership of the group to be:
3 council members
Appropriate officer representatives.
 6. The purpose of the working group on an initial reading appears rather limiting; however, given the need to address this issue in concert with the other 'partner
-

title holders' it seems Claremont Council should accept the purpose in good faith and in the expectation that the working group should and will properly assess the issues to allow a comprehensive report to members, and agree to work through the MP group.

7. To allow this process to get started it is necessary to deal with it through a report to an ordinary Council meeting (the next being 7 July), consider it as an urgent item to OCM of 2 June, convene a special meeting, or agree to an informal process to agree to participate and appoint representatives.

Moved Cr Wood, seconded Cr Goetze

That Council

- 8.1 **Agree to participate in a working group as proposed by Mosman Park Council**
- 8.2 **Appoint the Mayor and Deputy Mayor to represent Claremont Council**
- 8.3 **Appoint Cr Tulloch as the third Council member representative**
- 8.4 **Acknowledge that the CEO and Executive Manager Corporate and Governance will be the Town's officer representatives.**

**CARRIED(102/15)
(NO DISSENT)**

Cr Kelly returned to the Chambers at 7:55 PM.

17 CONFIDENTIAL MATTERS FOR WHICH THE MEETING MAY BE CLOSED TO THE PUBLIC

NIL.

18 FUTURE MEETINGS OF COUNCIL

Ordinary Council Meeting, 16 June 2015.

19 DECLARATION OF CLOSURE OF MEETING

There being no further business, the presiding member declared the meeting closed at 7:56 PM.

Confirmed this day of 2015.

PRESIDING MEMBER