



# TOWN OF CLAREMONT

## ORDINARY COUNCIL MEETING

### MINUTES

TUESDAY 16 JULY 2019

A handwritten signature in dark ink, appearing to read 'Andrew Smith', is written above the printed name.

**Andrew Smith**

**ACTING CHIEF EXECUTIVE OFFICER**

**Date:** 17-7-2019.

**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**  
**16 JULY 2019**  
**MINUTES**

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**1 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS**

His Worship the Mayor, Jock Barker, welcomed members of the public, press, staff and Councillors, and declared the meeting open at 7:00pm.

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

<b>Mayor Jock Barker</b>	<b>Town of Claremont</b>
<b>Cr Bruce Haynes</b>	<b>East Ward</b>
<b>Cr Alastair Tulloch</b>	<b>East Ward</b>
<b>Cr Kate Main</b>	<b>East Ward</b>
<b>Cr Jill Goetze</b>	<b>South Ward</b>
<b>Cr Paul Kelly</b>	<b>South Ward</b>
<b>Cr Chris Mews</b>	<b>South Ward</b>
<b>Cr Peter Browne OAM, JP</b>	<b>West Ward</b>
<b>Cr Peter Edwards</b>	<b>West Ward</b>

**Mr Andrew Smith (Acting Chief Executive Officer)**  
**Mr David Vinicombe (Director Planning and Development)**  
**Mr Les Crichton (Director Corporate and Governance)**  
**Ms Katie Bovell (Governance Officer)**

**No members of the Public**  
**One member of the Press**

**APOLOGIES**

**Ms Liz Ledger (Chief Executive Officer)**

**LEAVE OF ABSENCE**

**Cr Sara Franklyn**                      **West Ward**

**3 DISCLOSURE OF INTERESTS**

**NIL**

**4 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

**NIL**

**5 PUBLIC QUESTION TIME**

NIL

**6 PUBLIC STATEMENT TIME**

NIL

**7 APPLICATIONS FOR LEAVE OF ABSENCE**

NIL

**8 PETITIONS/DEPUTATIONS/PRESENTATIONS**

NIL

**9 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS**

Moved Cr Kelly, seconded Edwards

That the minutes of the Ordinary Meeting of Council held on [2 July 2019](#) be confirmed.

CARRIED(85/19)  
(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**

NIL

**12 REPORTS OF COMMITTEES**

NIL

**13 REPORTS OF THE CEO****13.1 CORPORATE AND GOVERNANCE****13.1.1 MONTHLY STATEMENT OF FINANCIAL ACTIVITY FOR THE PERIOD  
ENDING 31 MAY 2019****File No:** FIM/0062-03**Attachments:** [Financial Report for the Period Ended 31 May 2019 \(Attachment 1\)](#)  
[Infrastructure Assets 2018-19 Schedule of Work \(Attachment 2\)](#)**Responsible Officer:** Les Crichton  
Director - Corporate and Governance**Author:** Hitesh Hans  
Finance Manager**Proposed Meeting Date:** 16 July 2019**Purpose**

To present to Council the Statement of Financial Activity for the month ending 31 May 2019.

**Background**

The Monthly Financial Report is presented in accordance with the *Local Government Act 1995* and *Local Government (Financial Management) Regulations 1996*.

**Discussion**

The Financial Statements to 31 May 2019 present the operational results for the eleven months of the 2018-19 financial year and compares year-to-date expenditure and revenue against revised budget. The budget figures incorporate all 2017-18 carry-forwards approved as part of the June 2017 end of year report and mid-year budget review adopted by Council on 19 February 2019.

The closing surplus of \$6,436,237 compares favourably against the budgeted surplus of \$3,060,938. The budgeted Closing Surplus estimates the total (capital and operating) revenue expected at the end of May less the total expenditure expected for the period.

As detailed below, the \$3,375,299 is variance is made up of:

Under budget	
Operating expenditure	\$1,407,291
Capital expenditure	\$1,670,847
Capital revenue	(\$37,582)
Over Budget	
Operating revenue	<u>\$334,743</u>
Variance	<u>\$3,375,299</u>

While project/works timing accounts for some of the variance between budgeted and actual results, a further review of projected 2018-19 surplus (and above variations) was conducted part of the 2019-20 draft budget process.

This identified permanent savings of \$578,637 which are incorporated into 2019-20 draft budget. The remaining variance relates to timing and projects may be required to carry forward into 2019-20 financial year. The year-end report (June 2019) will provide complete analysis of the 2018-19 performance and closing surplus.

In accordance with Council's adopted variance reporting requirement for 2018-19 Budget, only the variances above \$20,000 are reported below as major contributors. For further detail on all variances, refer to Attachment 1.

#### Operating expenditure – \$1,407,291 under budget

The major contributors to the operating expenditure variations are:

	<b>Expenditure Budget</b>	<b>Expenditure Actual</b>	<b>Variance</b>
Employee costs	\$6,492,692	\$6,413,125	\$79,567
Material and Contracts	\$9,932,597	\$8,708,866	\$1,223,731
Other Expenses	\$921,439	\$637,710	\$283,729

- \$79,567 Employee costs – savings relating to training and other employee related expenses.
- \$1,223,731 Materials and contracts – a combination of savings (\$175,000) and timing (\$1,049,000) differences across material and contracts. Some of the more significant variances within material and contracts are:
  - UGP Project – \$457,978 under budget (Budget \$3,903,417: Actual \$3,445,439).
  - IT expenses – \$129,858 under budget (Budget \$388,006: Actual \$258,148). \$30,000 has been identified as savings while remaining is due to timing).
  - Infrastructure maintenance – \$259,712 under budget (Budget \$1,755,581: Actual \$1,495,869). \$40,000 has been identified as savings with remaining due to expenditure timing.
  - Consultancy – \$172,535 under budget (Budget \$423,097: Actual \$250,562). \$30,000 has been identified as savings with remaining due to timing.
- Other expenses – \$283,729 under budget due to timing of contributions \$215,000 and WESROC projects \$35,000.

#### Operating revenue – \$334,743 above budget.

The major contributors to the operating revenue variations are:



	Revenue Budget	Revenue Actual	Variance
Fees and charges	\$3,188,086	\$3,261,868	\$73,782
Reimbursement	\$116,537	\$173,145	\$56,608
Interest Earnings	\$572,697	\$686,447	\$113,750
Rates Revenue	\$14,639,790	\$14,744,489	\$104,699

- \$65,581 Fees and charges – due to increase in income from the removal of box trees \$22,000 and Parking services \$21,000 along with various timing differences across department.
- \$56,608 Reimbursement – mainly due to reimbursement of Paid Parental Leave payments \$25,000 and Infrastructure works \$13,000.
- \$113,750 Interest Earning – increase in interest income due to \$25,000 increase in interest income above estimates, and timing of the maturity of term deposits.
- \$104,699 Rates Revenue – is due to increase in rates income from interim rates adjustment on addition of new apartments.

Important revenue indicators are:

Total rates (including arrears, ESL and other charges) are \$17.852M with collection to date of \$17.74M or 98.3%. This compares to 99.05% collection in the previous financial year for this period.

Total UGP service of \$4.16M levied with collection to date of \$2.27M or 55%.

Note – Instalment option of UGP will be paid in 5 years.

Debtors show +90 days outstanding of \$12,936 which relate mainly to utility reimbursement and contribution invoices.

Capital revenue – (\$37,582) below budget.

This variance is due timing on the proceeds from sale of vehicles (\$44,276) and timing of non-operating grant.

Capital expenditure – \$1,670,847 below budget.

As detailed within the capital works schedules (Note 10), the capital expenditure comprises:

- \$666,406 below budget in infrastructure works due to both timing and savings. Attachment 2 provides further detail on the projects and variance explanation.
- \$971,895, \$86,581 and \$38,384 under budget in Land & Building, Plant & Electronic Equipment respectively is mainly due to timing. It should be noted that \$694,500 of the Land & Buildings work will be carried into the 2019-20 year (Museum redevelopment/splash pad/depot relocation) and \$250,000 will not progress (Old Police site purchase). Note 10 provides further details about the projects.

- (\$75,000) repayment of Debentures is due to budget timing.

### **Past Resolutions**

Ordinary Council Meeting 04 June 2019, Resolution 57/19:

*That Council*

1. *Notes the Financial Statement of Activity for the period 1 July 2018 to 30 April 2019,*
2. *Amend LG508 Accounting Policy to reflect the new capitalisation threshold of all asset categories to \$5,000 and above.*

### **Financial and Staff Implications**

Resource requirements are in accordance with existing budgetary allocation.

### **Policy and Statutory Implications**

*Local Government Act 1995.*

*Local Government (Financial Management) Regulations 1996.*

### **Communication / Consultation**

The Town is required to prepare and submit to Council a financial activity statement each month.

### **Strategic Community Plan**

#### **Governance and Leadership**

*We are an open and accountable local government; a leader in community service standards.*

- Manage our finances responsibly and improve financial sustainability.
- Demonstrate a high standard of governance, accountability, management and strategic planning.

### **Urgency**

Monthly statements of financial activity must be submitted within two months after the end of the month to which the statement relates.

### **Voting Requirements**

Simple majority decision of Council required.

### **Moved Cr Kelly, seconded Cr Haynes**

**That Council notes the Financial Statement of Activity for the period 1 July 2018 to 31 May 2019.**

**CARRIED(86/19)  
(NO DISSENT)**

**13.1.2 LIST OF PAYMENTS 1 TO 30 JUNE 2019**

**File Ref:** FIM/00062-02

**Attachment:** [OCM Schedule of Payments June 2019 \(Attachment 1\)](#)

**Responsible Officer:** Les Crichton  
Director Corporate and Governance

**Author:** Edwin Kwan  
Senior Finance Officer

**Proposed Meeting Date:** 16 July 2019

**Purpose**

For Council to note the payments made in June 2019.

**Background**

Council has delegated to the Chief Executive Officer (CEO) the exercise of its power to make payments from the Municipal Fund or Trust Fund. The CEO is required to present a list to Council of those payments made since the last list was submitted.

**Discussion**

Attached is the list of all accounts paid totalling \$2,276,456.30 during the month of June 2019.

The attached schedule covers:

• Municipal Funds electronic funds transfers (EFT)	\$	1,663,027.54
• Municipal Fund vouchers (39609-39610)	\$	17,007.42
• Municipal Fund direct debits	\$	557,595.76
• Trust Fund electronic funds transfer (EFT)	\$	38,825.58
• Trust Fund vouchers	\$	0.00

All invoices have been verified, and all payments have been duly authorised in accordance with Council's procedures.

**Past Resolutions**

Ordinary Council Meeting 18 June 2019, Resolution 64/19:

*That Council notes all payments made for May 2019 totalling \$1,802,412.39 comprising;*

<i>Municipal Funds electronic funds transfers (EFT)</i>	\$	1,010,842.54
<i>Municipal Fund vouchers (39608)</i>	\$	
		141.10
<i>Municipal Fund direct debits</i>	\$	778,615.22
<i>Trust Fund electronic funds transfer (EFT)</i>	\$	12,813.53
<i>Trust Fund vouchers</i>	\$	0.00

### Financial and Staff Implication

Resource requirements are in accordance with existing budgetary allocation.

### Policy and Statutory Implications

*Local Government (Financial Management) Regulations 1996, Regulations 12- 13.*  
Town of Claremont Delegation Register – DA9 Payment of Accounts.

### Communication / Consultation

Nil

### Strategic Implications

*We are an open and accountable local government; a leader in community service standards.*

- Manage our finances responsibly and improve financial sustainability.
- Demonstrate a high standard of governance, accountability, management and

### Urgency

The Schedule of Payments is to be presented to the next ordinary meeting of Council after the list has been prepared.

### Voting Requirements

Simple majority decision of Council required.

### Moved Cr Haynes, seconded Cr Mews

**That Council notes all payments made by the Chief Executive Officer under Delegation DA9 for June 2019 totalling \$2,276,456.30, as detailed in Attachment 1 comprising:**

Municipal Funds electronic funds transfers (EFT)	\$	1,663,027.54
Municipal Fund vouchers (39609-39610)	\$	17,007.42
Municipal Fund direct debits	\$	557,595.76
Trust Fund electronic funds transfer (EFT)	\$	38,825.58
Trust Fund vouchers	\$	0.00

**CARRIED(87/19)  
(NO DISSENT)**

## 13.2 INFRASTRUCTURE

### 13.2.1 GARDEN STREET FOOTPATH REHABILITATION, FEEDBACK DURING CONSULTATION PHASE

<b>File Number:</b>	<b>RDS/00205</b>
<b>Responsible Officer:</b>	<b>Andrew Smith Director - Infrastructure</b>
<b>Author:</b>	<b>Nick King Manager Engineering Services</b>
	<b>Andrew Smith Director - Infrastructure</b>
<b>Proposed Meeting Date:</b>	<b>16 July 2019</b>

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#### **Purpose**

For Council to review the footpath reconstruction project proposed to be undertaken at Garden Street (South side) between Devon Road and Central Avenue, following community concerns being raised with respect to the proposed width of the new footpath construction.

#### **Background**

As part of the 2018/19 budget, Council approved a number of footpath construction projects across the district, which required the replacement of the previous slabbed style of footpath and its replacement with a new concrete footpath, constructed in accordance with the Council's adopted policy.

Council Policy LV125 provides that footpaths are to be constructed *"in residential areas poured in situ (in) Claremont cream coloured concrete"*.

The Policy further provides that *"Footpath widths (are to be) according to minimum width recommendations by Department of Transport and Main Roads WA Planning and designing for pedestrians: guidelines and Department of Planning – Liveable Neighbourhoods recommendations"*.

Council Policy LV125 was received by Council in September 2018 and considered community feedback in regards to footpath reconstruction and the proposed widths for the footpath network.

The policy allows for a minimum width of 1.5m in streets which were low traffic and in areas outside of community, shopping and school precincts.

In accordance with established practice, notification letters were distributed to residents of that section of Garden Street between Devon Road and Central Avenue on Monday 10 June 2019, with the intention to begin footpath reconstruction works on Tuesday 18 June 2019.

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The letter included details of the proposal to remove the existing 1.2m wide slab footpath and install a new 1.5m wide cream colour concrete insitu footpath.

Opportunity is provided within the letter for residents to provide comments on the proposal, should they wish, within a defined time frame.

Following the distribution of the notification letter the Town received several complaints in regards to the proposed width, and how it would decrease the heritage and amenity of the street with this proposed width change.

In particular, the complaints received suggested that the small strip of land between the existing paved footpath (current width approx. 1.2 metres) and the front boundary of the properties on the southern side of the road should be retained as this provided a green space.

The strip in question has been used by approximately half of the residents along the southern side of the Garden Street, who have planted this with small flowers and plants and in some instances installed reticulation. The strip itself is located within the road reserve.

Given that Officers retain no discretionary authority in respect to Council Policy LV125, and that this requires the construction of any new footpath to be completed at a minimum width of 1.5 metres, the proposed alternate that retained the existing 1.2 metre width was unable to be considered, with a specific resolution of Council.

### **Discussion**

Council's Footpath Policy LV125 reinforces the need for minimum footpath upgrade widths to at least be 1.5m, due to several determining factors, including;

- Proximity to local schools,
- Distances from community centres or public transport, and
- Minimum proposed widths to enable safe use by prams, wheelchairs or cyclists.

Liveable Neighbourhoods Guidelines, referenced within Policy LV125 as a guiding document and produced by the Western Australian Planning Commission, was updated in 2015 to remove the focus from planning for roads to place *'greater emphasis on the design of streets for pedestrians, cyclists and public transport'*

One of the main design principles of the Liveable Neighbourhoods Guidelines includes *"create a permeable street network that prioritises pedestrians, cyclists and public transport and is integrated with surrounding land use."*

This principle is further emphasised within the *'pedestrian movement'* section of the same document where it specifies the preferred minimum width to allow for safe access and movement of all types of users:

*"The needs of pedestrians, including people with disabilities, must be considered during the design process. Consideration should be given to:*

- *Footpath widths at a minimum of 1.5 metres to enable pedestrians to pass each other comfortably; ease of use for people with prams, wheelchairs and*

*other mobility aids; and kerb ramps design suited for elderly and people with disabilities;”*

The following table is an excerpt from Council Policy LV125 – Footpaths. Garden Street would be classified as an Access Road, Residential Street with a Traffic Volume of less than 500 vehicles per day in accordance with this Policy.

Road Classification	Example Street / Road	Traffic Volume Vehicles / Day	Speed Limit (kp/hr)	Minimum Footpath Width			Comments
				Boundary Alignment	Mid Verge Alignment	Back of Kerb Alignment	
Access Road	Cul de sac	Below 100	50	1.5m	1.5m	1.5m	Footpath may not be required
Access Road	Residential streets	Below 500	50	1.5m	1.5m	1.5m	Footpath may be on one side
Access Road	Residential streets	Max 3000	50	1.5m	1.5m	1.5m	Footpath on both sides as required
Local Distributor	Princess Rd	Max 6000	50	1.8m	1.5m	1.8m	Footpath on both sides
District Distributor (B)	Davies Rd	Above 6000	50	1.8-2m	1.8-2m	1.8-2.5m	Median Refuges
District Distributor (A)	Guger St	Above 8000	60	2-2.5m	2-2.5m	2.1-2.5m	Median Refuges to be min 2.5m. Shared path on at least one side
Primary Distributor	Stirling Hwy		60	Entire verge			Controlled intersection crossing
Public Open Space	Rowe Park	Shared path			2.5m		Red asphalt with centre line
Public Open Space	Claremont Park	Shared path			Min 1.8m		Cream Concrete
District cycle routes	Stirling Road	Shared path			Min 2m		Cream Concrete

*Table Excerpt from Policy LV125- Footpaths*

Garden Street has an average weekday traffic count of only 142 vehicles per day, however is also only 200m (approx.) from Scotch College and provides a direct route from Devon Road which is a local distributor averaging over 2100 vehicles per day.

Although Garden Street may appear to function as a local street to its residents, its footpath provides a key thoroughfare in connecting Devon Road to Scotch College, which is located 200m from this location.

Due to the initial feedback as received from residents, the planned replacement of the current footpath was put on hold, and letters were distributed to residents advising of this change in program.

Residents were also asked to complete an on line survey in respect to the issue of footpath width, so that when the matter was ultimately referred to Council it would more accurately reflect community opinion.

Confirmation of the delay of this project and the intent to engage residents to seek their input in respect to footpath widths was provided to Councillors via email on the 14<sup>th</sup> of June.

Residents were surveyed in respect to this issue through the provision of 1 of 2 options;

- Supporting the construction of a footpath width of 1.2m and retaining the small strip of land between the footpath and the property boundary, or
- Supporting the widening of the footpath to 1.5m which will require this strip of land to be removed.

The survey of residents closed on the Friday 5 July 2019, from which the following feedback was received;

Residents on Southern Side of Garden Street (side where footpath is proposed to be installed)

Total households surveyed	7
Total responses received	3 (42.85%)
Total in favour of retention of 1.2m width	3
Total in favour of extending width to 1.5m	0

In addition a further 2 responses in favour of retaining the 1.2 width footpath were also received via letters in respect to the matter, both from residents who did not respond to the survey.

Residents on Northern Side of Garden Street

Total households surveyed	7
Total responses received	3 (42.85%)
Total in favour of retention of 1.2m width	3
Total in favour of extending width to 1.5m	0

Whilst Council Policy LV125 – Footpaths does not provide the discretion for officers to vary the width of this proposed footpath beyond the width as articulated in the Policy (1.5m), Council can choose to vary the footpath width outside of this Policy as it feels is appropriate.

Most standards that inform footpath design and construction accept that 1.5m is the recommended minimum width for footpaths, however these standards also recognise that in certain circumstances where wider paths cannot be constructed (due to grades, pinch points, existing infrastructure or some other impediment) 1.2m width paths as the absolute minimum can be considered.

In this instance, the existing footpath in Garden Street is already 1.2m in width, so retaining the path at this width would simply reflect the replacement of the existing infrastructure with a new type of path but without choosing to vary the width.

In addition to concerns with the additional width of the proposed footpath, initial letters of complaint also raised concerns with the replacement of the slabbed footpath, instead suggesting that its replacement with Claremont cream was not in keeping with the amenity of the street, and that the slabbed footpath should be retained and maintained to a suitable standard.



Due to issues of public safety the Towns footpath policy requires all footpaths to be upgraded to cream colour concrete which has been proven to last considerably longer, require far less maintenance, and provide a much safer and smoother surface for footpath users.

When it is considered that there has been (and will continue to be with the aging population of Claremont) an increase in the use of mobility scooters, as well as the fact that changes to legislation have now provided that all footpaths are legally able to be used by cyclists (a user group that has seen exponential growth in recent years), the need for a stable, smooth, easy to maintain footpath network becomes that much more important.

In considering this matter and the form of any recommendation provided to Council, consideration must be given both to the wishes of the residents, but also to the broader objectives of the Council, and if the 'request' as made is able to be readily accommodated.

In this particular instance it is evident that a proportion of residents have improved the small strip of land between the existing footpath and the front property boundary, through both planting and (in some cases) reticulation. This is however not significantly different to how many verges are treated in different areas of the Town, and the installation of new footpaths in these areas also often require the removal of both vegetation and the relocation of existing reticulation.

It is also recognised that the amenity of Garden Street is different from many other streets and presents visually as a very small, narrow quiet local street, where perhaps, ordinarily the installation of a larger, wider footpath may not be in keeping with the scale of the street itself.

However it should also be recognised that whilst Garden Street may have a local street amenity, it actually serves as a direct access between a major distributor road and a major school, providing a direct pedestrian connection via the footpath network between Devon Road and Scotch College along Garden Street.

Council Policy LV125 – Footpaths provides that the intent of the Policy is to;

*To ensure footpaths provide pedestrian connectivity around the Town as an alternate form of transport to driving, while:*

- *Providing a safe and accessible environment for all path users*
- *Designing for the visually and physically impaired*
  
- *Designing for all pedestrians and vulnerable cyclists*
- *Preventing flooding of properties from the verge*

The Policy also makes reference to a number of external policies and guidelines;

- Austroads Guide to Road Design Part 6A: Pedestrian and Cyclist Paths
  - Town of Claremont Disability Access and Inclusion Plan
  - Town of Claremont Activities on Thoroughfare and Public Places Local Law
  - Vehicle Access - Crossover Policy LV 106
-

- Disability Discrimination Act 1992
- Planning and designing for pedestrians: guidelines (Department of Transport and Main Roads WA endorsed) 2016
- Liveable Neighbourhoods
- Road Traffic Code 2000

all of which generally support the development of footpaths at this increased width and all of whom recommend priority being provided to footpaths within the network that provide direct connectivity to schools.

Whilst standards also recognise the opportunity to reduce footpath widths to 1.2m where there are prevailing physical restrictions, the presence of the 30cm space between the existing 1.2m path and the front property boundary is not considered to be a genuine physical impediment above that which is encountered in most new footpath constructions where additional width is obtained through existing improved verges and installed reticulation.

As a result whilst it is recognised that residents of Garden Street may not wish to have a new 1.5m path installed, and would instead prefer a 1.2m path to be retained, the function of this path within the network, its provision of a direct connection between Devon Road and Scotch College, the application of State guidelines as to footpath networks and priority and the purpose and objectives of the Council's own Policy LV125 – Footpaths, all support the retention of the proposed footpath at 1.5metres width.

### **Past Resolutions**

18 September 2018, resolution number 176/18.

*That Council:*

1. *Endorse footpath location and width according to road classifications and traffic, as outlined in Table 1*
2. *Endorse the modified Footpath Policy LV125.*

### **Financial and Staff Implications**

Garden Street footpath upgrade project (Activity 60177), budget amount \$19,404 to be carried forward from 2018-19 budget to 2019-20 budget.

### **Policy and Statutory Implications**

Town of Claremont Footpath Policy LV125

The following guidelines also form part of the Town's broader Policy position with respect to footpaths, although they are not statutory or Policy documents of the Town.

- Liveable Neighbourhoods Guidelines 2015 – Western Australian Planning Commission

## **Communication / Consultation**

Community consultation has been undertaken with letters initially distributed to residents both advising of intended works, indicating a delay in these works being carried out (once adverse feedback was received) and inviting direct comment and feedback from residents in respect to the matter via an on line survey.

## **Strategic Community Plan**

### **Liveability**

*We are an accessible community with well-maintained and managed assets. Our heritage is preserved for the enjoyment of the community.*

Maintain and upgrade the Town's assets for seamless day to day usage.

### **Urgency**

Garden Street was included in the 2018-2019 Budget, which has since been carried forward to the 2019-2020 budget due to the consultation process associated with this project.

As a result there is no immediate urgency in respect to this project.

### **Voting Requirements**

Simple majority decision of Council required.

### **Officer Recommendation**

**That Council;**

- 1. Acknowledge the recent feedback from residents of Garden Street in respect to this matter and thank them for their contribution.**
- 2. Determine that as Garden Street provides an important pedestrian connection between Devon Road and Scotch College, it is appropriate for the new concrete footpath proposed for this street to be constructed at 1.5m width, consistent with the Council's Policy LV125.**

*The motion lapsed for want of a mover.*

## **ALTERNATIVE MOTION**

**Moved Cr Main, seconded Cr Tulloch**

**That Council;**

- 1. Acknowledge the recent feedback from residents of Garden Street in respect to this matter and thank them for their contribution.**
- 2. Determine that it is appropriate for the new concrete footpath proposed for this street to be constructed at a 1.2m width on the south side between Devon Road and Central Avenue.**

**Reasons:**

After walking the street in question it is apparent that this section of path on Garden Street ends at Central Avenue and the street continues to Scotch playing fields with no path on either side. A wider footpath would thus lead to Central but no further.

The width of the path is extremely narrow. It edges the road on one side and only has about 30cm of garden bed abutting fences. Thus Council would have to remove the greenery on this side of the road. The historic houses would look out of place with no garden edge fronting their picket fences.

The other side of the road has a green verge and path. This path also leads nowhere but if at some stage Council wanted to continue it to Scotch, this side would have more room to have a 1.5m path.

It is felt that road does not provide a major footpath connection for students travelling to Scotch College

**CARRIED(88/19)  
(NO DISSENT)**

**14 ANNOUNCEMENTS BY THE PRESIDING PERSON**

Cr Haynes and Cr Mews reported on their attendance at JDAP.

Cr Goetze and Cr Main reported on their attendance at the opening of the Bugai exhibition at The Goods Shed.

Cr Goetze reported on her attendance at the Museum site visit with the Freshwater Bay Museum Advisory Committee.

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

NIL

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

*The Mayor may, in the cases of extreme urgency or other special circumstances, dispense with the requirement to give notice under clause 5.3(2) – which requires a minimum 7 days' notice to be provided.*

*'Cases of extreme urgency or other special circumstances' as provided by the Local Law, means matters that have arisen after the preparation of the agenda that are considered by the Presiding Member to be of such importance and urgency that they are unable to be dealt with administratively by the local government and must be considered and dealt with by the Council before the next meeting.*

*In order to provide timely advice to the applicant of Council's position in relation to the application, and given any refusal of the application by administration under delegated authority would be inconsistent with its previous recommendation as contained in the Council Agenda of 2 July, the Mayor has agreed to dispense with the requirement to give notice so the matter can be dealt with expediently.*

**16.1 NOTICE OF MOTION – CR HAYNES****16.1.1 58-62 BAY VIEW TERRACE CLAREMONT – ILLUMINATED HORIZONTAL SIGNS – CONFIRMATION OF INTENT RELATING TO APPLICATION FOR SIGN LICENCE - 58-62 BAY VIEW TERRACE**

Moved Cr Haynes, seconded Cr Edwards

**THAT Council refuse a Sign Licence for proposed Sign B at 58-62 Bay View Terrace, Claremont for the following reasons:**

- a. The proposed sign does not satisfy the philosophy or objectives underlining the Town of Claremont Local Law – Relating to Signs as Council considers it will have a detrimental impact on the special character and ambience of the Town of Claremont.**
- b. The sign does not satisfy the Design Principles of the Town of Claremont Local Law.**
- c. The sign does not meet the design requirements of the Local Law for Horizontal and Illuminated Signs.**

Reason: To clarify Council's intention at its 2 July 2019 Ordinary Council Meeting not to adopt the officer's recommendation for approval of the sign and accordingly refuse proposed Sign B at 58-62 Bay View Terrace Claremont.

**CARRIED(89/19)  
(NO DISSENT)**

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

NIL

**18 FUTURE MEETINGS OF COUNCIL**

Tuesday 6 August 2019 – Ordinary Council Meeting

**19 DECLARATION OF CLOSURE OF MEETING**

There being no further business, the presiding member declared the meeting closed at 7:14PM.

Confirmed this ... .. day of ... .. 2019.

**PRESIDING MEMBER**