



MINUTES OF COUNCIL MEETING

HELD ON

TUESDAY 25 SEPTEMBER 2018

AT 5.30PM

**IN COUNCIL CHAMBERS
CIVIC CENTRE
MANDURAH TERRACE MANDURAH**

PRESENT:

MAYOR	R WILLIAMS	
COUNCILLOR	C KNIGHT [DEPUTY MAYOR]	NORTH WARD
COUNCILLOR	P JACKSON	NORTH WARD
COUNCILLOR	D LEE	EAST WARD
COUNCILLOR	S JONES	EAST WARD
HON COUNCILLOR	F RIEBELING	COASTAL WARD
COUNCILLOR	T JONES	COASTAL WARD
COUNCILLOR	M DARCY	COASTAL WARD
COUNCILLOR	P ROGERS	TOWN WARD
COUNCILLOR	M ROGERS	TOWN WARD

MR	M NEWMAN	CHIEF EXECUTIVE OFFICER
MR	M HALL	ACTING DIRECTOR WORKS & SERVICES
MR	T FREE	DIRECTOR SUSTAINABLE DEVELOPMENT
MR	G DAVIES	EXECUTIVE MANAGER STRATEGY & BUSINESS PERFORMANCE
MR	D PRATTENT	ACTING EXECUTIVE MANAGER FINANCE & GOVERNANCE
MR	T HARTLAND	MANAGER COMMUNITY DEVELOPMENT
MR	C JOHNSON	MANAGER SPORT, RECREATION AND EVENTS
MRS	L SLAYFORD	MINUTE OFFICER

OPENING OF MEETING AND ANNOUNCEMENT OF VISITORS [AGENDA ITEM 1]

The Mayor declared the meeting open at 5.33pm.

ACKNOWLEDGEMENT OF COUNTRY [AGENDA ITEM 2]

Mayor Williams acknowledged that the meeting was being held on the traditional land of the Bindjareb people, and paid his respect to their Elders past and present.

APOLOGIES [AGENDA ITEM 3]

Councillor Wortley (on leave of absence) and Councillors Lynn Rodgers and Schumacher.

DISCLAIMER [AGENDA ITEM 4]

The Mayor advised that the purpose of this Council Meeting is to discuss and, where possible, make resolutions about items appearing on the agenda. Whilst Council has the power to resolve such items and may in fact, appear to have done so at the meeting, no person should rely on or act on the basis of such decision or on any advice or information provided by a Member or Officer, or on the content of any discussion occurring, during the course of the meeting. Persons should be aware that the provisions of the Local Government Act 1995 (Section 5.25(e)) and Council's Consolidated Local Laws (Section 4.86) establish procedures for revocation or rescission of a Council decision. No person should rely on the decisions made by Council until formal advice of the Council decision is received by that person.

The City of Mandurah expressly disclaims liability for any loss or damage suffered by any person as a result of relying on or acting on the basis of any resolution of Council, or any advice or information provided by a Member or Officer, or the content of any discussion occurring, during the course of the Council meeting.

ANSWERS TO QUESTIONS TAKEN ON NOTICE [AGENDA ITEM 5]

Officers provided responses to questions taken on notice at the Council meeting held on Tuesday 28 August 2018.

G.4/8/18 MR GENT: MERRIVALE STREET RECONSTRUCTION

Mr Gent presented the following four questions to Council:

- 1 There was a meeting held on 21 October 2013 at which the independent surveyor Leon Kok, Terry Blanchard, Wido Peppinck and the Hon. Councillor Fred Riebeling attended to discuss the measurements taken at the hydrant in front of 20-21 Merrivale Street, Wannanup, a sketch was also drawn and discussed. Why wasn't I, Rod Gent, called or advised to attend that meeting to comply with the terms and conditions of the engagement of the independent surveyor (points 3 and 5)?
- 2 Who advised Hon. Councillor Riebeling to attend this meeting on the 21 October, 2013 and why was he invited to attend?
- 3 Why wasn't the hydrant dismantled to make it clear and simple for all to see and measure prior to the roadworks?

- 4 Why was the hydrant the very last thing to be dismantled/deconstructed during the road reconstruction in June 2016?

The Director Works and Services provides the following responses:

1. *Unfortunately Mr Peppinck and Mr Blanchard no longer work for the City of Mandurah and therefore this question is not able to be answered.*
2. *I am unable to provide an answer to this question.*
3. *The hydrant is not the property of the City of Mandurah. It is owned and maintained by the Water Corporation. Officers would not tamper with the hydrant.*
4. *This action is unable to be verified and therefore isn't able to be answered.*

G.14/8/18 COUNCILLOR SCHUMACHER: ESTUARY BRIDGE TRAFFIC

Councillor Schumacher asked if there were any traffic flow figures for the Estuary Bridge following completion of the Mandurah Traffic Bridge and whether the ability to allow lane changes on Estuary Bridge was still being considered.

The Director Works and Services provides the following response:

Contact has been made with Main Roads Western Australia. The City is waiting on information.

PUBLIC QUESTION TIME [AGENDA ITEM 6]

Nil.

PUBLIC STATEMENT TIME [AGENDA ITEM 7]

Nil.

LEAVE OF ABSENCE REQUESTS [AGENDA ITEM 8]

G.1/9/18 LEAVE OF ABSENCE: COUNCILLOR MERV DARCY – 6 NOVEMBER – 8 DECEMBER 2018

MOTION: Matt Rogers / F Riebeling

That leave of absence be granted to Councillor Merv Darcy from 6 November 2018 – 8 December 2018, inclusive.

CARRIED UNANIMOUSLY: 10/0

G.2/9/18 LEAVE OF ABSENCE: COUNCILLOR TAHLIA JONES – 10 DECEMBER – 24 DECEMBER 2018

MOTION: Shane Jones / M Darcy

That leave of absence be granted to Councillor Tahlia Jones from 10 December 2018 – 24 December 2018, inclusive.

CARRIED UNANIMOUSLY: 10/0

G.3/9/18 LEAVE OF ABSENCE: COUNCILLOR DARREN LEE – 26 SEPTEMBER – 2 NOVEMBER 2018

MOTION: C Knight / Tahlia Jones

That leave of absence be granted to Councillor Darren Lee from 26 September 2018 – 2 November 2018, inclusive.

CARRIED UNANIMOUSLY: 10/0

PETITIONS [AGENDA ITEM 9]

Nil.

PRESENTATIONS [AGENDA ITEM 10]

Nil.

DEPUTATIONS [AGENDA ITEM 11]

Nil.

CONFIRMATION OF MINUTES [AGENDA ITEM 12]

G.4/9/18 CONFIRMATION OF COUNCIL MINUTES: TUESDAY 28 AUGUST 2018

MOTION: M Darcy / F Riebeling

That the Minutes of Council Meeting held on Tuesday 28 August 2018 be confirmed.

CARRIED UNANIMOUSLY: 10/0

G.5/9/18 ANNOUNCEMENTS BY THE PRESIDING MEMBER [AGENDA ITEM 13]

At the invitation of the Mayor:

- Deputy Mayor Councillor Knight reported on the recent Kids Teaching Kids conference which attracted a record 290 attendees. John Tonkin College was congratulated for their project on Fairy Terns which saw them win the Kids Teaching Kids scholarship.
- Councillor Peter Rogers conveyed an overview of the Town Team Conference conducted by the City of Vincent and Town of Victoria Park on September 14.
- Councillor Jackson reported on his attendance at the Mandurah Baptist College Open Night Learning Journey.
- Hon Councillor Riebeling attended the opening of the Croquet Club's disabled toilet facility and congratulated the Club on its links with the disabled community in Mandurah and sharing of facilities with community organisations.
- Councillor Tahlia Jones attended the WA Government Schools Music Society performance on August 31 at the Mandurah Performing Arts Centre where six government schools, including Falcon Primary School, performed. Councillor Tahlia Jones extended her congratulations to all students and teachers involved in the enterprise.
- Councillor Lee assisted with the Mandurah Triathlon Club storage shed opening event. The new facility on shared ground would provide a base for the Club to extend its membership.
- Councillor Matt Rogers was among Councillors who attended the September Citizenship Ceremony in which a further 87 persons from 16 countries were welcomed as Australian citizens.

In addition Mayor Williams:

- Spoke of the many ongoing events conducted within the District such as the Church Leader's Civic Reception, Lance Corporal McDonald Memorial Service, Fantasy of Flowers, Business Excellence Awards and Mandurah Concert Band awards night.
- Acknowledged the City's Ranger Services who were awarded the WA Ranger Team of the Year 2018.
- Awarded the monthly Local Legend Award to Bev Jackson for her ongoing support in raising funds for various groups in the Mandurah community.

DECLARATION OF INTERESTS [AGENDA ITEM 14]

Nil.

QUESTIONS FROM ELECTED MEMBERS [AGENDA ITEM 15]

Questions of which due notice has been given

Nil.

Questions of which notice has not been given

Nil.

BUSINESS LEFT OVER FROM PREVIOUS MEETING [AGENDA ITEM 16]

Nil.

RECOMMENDATIONS OF COMMITTEES [AGENDA ITEM 17]

NOTE: Council adopted en bloc (moved by Councillor Lee and seconded by Councillor Tahlia Jones), the recommendations of the Audit and Risk Committee meeting of Monday 10 September 2018.

**G.6/9/18 OCCUPATIONAL SAFETY AND HEALTH 2017-18 ANNUAL
REVIEW (PL/RK) (REPORT 1) (AR.3/9/18)**

In March 2016, the Audit & Risk Committee endorsed the City's Strategic 3 Year Occupational Safety & Health (OSH) Plan. The Committee was also updated on the City's current Occupational Safety and Health performance at that time and has received regular updates on the City's OSH performance since then.

2017-2018 has seen a continued focus on improving our occupational health and safety systems and culture. Council is requested to note the progress being made in implementing the 3 Year OSH Plan and the imperatives made to address the management of workplace injury. Council is also requested to note the City's current OSH performance.

MOTION: D Lee / Tahlia Jones

That Council

- 1. Notes the progress made in implementing the 3 Year OSH Plan and also the progress being made to address the management of workplace injury.**
- 2. Notes the City's OSH performance for the 2017/18 financial year.**

CARRIED UNANIMOUSLY: 10/0
(This item was adopted en bloc)

**G.7/9/18 CITY OF MANDURAH RECREATION CENTRES – BUSINESS
IMPROVEMENT PLAN (CJ) (REPORT 2) (AR.4/9/18)**

The City of Mandurah manages two (2) community recreation centres under a single business model – Mandurah Aquatic & Recreation Centre and the Halls Head Recreation Centre.

Prior to the commencement of the of the MARC Redevelopment project, the City undertook considerable operational planning to ensure both the successful delivery of the project and the projected business performance once the facility was fully operational.

Following the completion of the MARC Redevelopment in May 2017, City officers identified a number of new initiatives aimed at improving the financial and operational performance of the facilities as the business continues to evolve. These projects were consolidated into the City of Mandurah Recreation Centres 2 Year Business Improvement Plan (2017/18 – 2018/19).

Council is requested to note the Recreation Centre's 2017/18 end of financial year performance and note the progress against the City of Mandurah Recreation Centres 2 Year Business Improvement Plan.

MOTION: D Lee / Tahlia Jones

That Council:

- 1. Notes the performance of the Recreation Centres business during the 2017/18 financial year.**
- 2. Notes the City's progress against the City of Mandurah Recreation Centres 2 Year Business Improvement Plan (2017/18 – 2018/19).**
- 3. Notes that City officers will report annually to Council on the achievements of the City's Recreation Centres against key performance indicators and the outcomes of the business improvement initiatives through the annual Business Planning process.**

CARRIED UNANIMOUSLY: 10/0
(*This item was adopted en bloc*)

G.8/9/18 CORPORATE RISKS MANAGEMENT PROGRESS AND RISK ACTION PLANS (JF/GD) (REPORT 2) (AR.5/9/18)

This report presents an update on the management of the City's Corporate Risks. This follows on from the progress report provided to Council in March.

To date, 23 Corporate Risks are being managed using *Promapp* (the City's Risk Management software) and are supported by completed Risk Action Plans. Work is underway to develop risk action plans for the risks associated with our waste collection and disposal activities.

Council is requested to note the progress of Risk Management implementation across the City's operations and to endorse this updated risk management report.

MOTION: D Lee / Tahlia Jones

That Council:

- 1. Notes the current risk profile for the City's Corporate Risks;**
- 2. Notes the risk action plans for the City's Corporate Risks;**
- 3. Notes that further reports on newly identified Corporate Risks will be provided to the Audit and Risk Committee in the coming months.**

CARRIED UNANIMOUSLY: 10/0
(*This item was adopted en bloc*)

NOTE: Council adopted en bloc (moved by Councillor P Jackson and seconded by Hon Councillor F Riebeling), the recommendations of the Committee of Council meeting of Tuesday 11 September 2018.

**G.9/9/18 APPROACHES TO STREET PRESENCE AND SUPPORTING
VULNERABLE PEOPLE INCLUDING HOMELESSNESS (TH) (REPORT 1)
(CC.2/9/18)**

Mandurah's transformation from a small coastal town to a thriving City has led to an increase in some social issues. In central Mandurah this currently includes a noticeable street presence of vulnerable people, with related general vagrancy around the City Centre in part linked to a probable increase in homelessness.

The City is focused on improving the City Centre through activation, business development, improved infrastructure and improvements in safety and security. In seeking to improve safety and security, the City and WA Police recognise that there are some people within the City Centre who are in need of support across a range of issues include inadequate housing, mental health issues and addiction. There is a deficiency in Mandurah of outreach services for these people. In trying to resolve criminal and antisocial issues, it is clear an enforcement alone approach will not be successful.

This report provides an update of some of the local approaches to this increase and gives an overview of City efforts currently occurring. There is an outline of recommended support needed to enable the City to take action, while facilitating, partnering or just championing ongoing community led sector collaboration and efficiencies. There will be an ongoing need in the short term for a focus on this issue, including high level advocacy of both the state and federal governments for their financial support and assistance in capital works and service provision. The City has an important role in defining the issues at a local level, researching trends, gaps and raising awareness of support needed. The City must also actively work with the community sector to build collaboration and capacity, ensuring appropriate support for their future aspirations.

Outlined within this report are some interim considerations for City owned facilities that may enable increased support for groups providing direct services to vulnerable people. There is an overview of a potential co-located Community Support Hub, designed to cater for direct services to vulnerable people into the future. The report recommends further considerations of this hub, including developing a business case outlining possible suitable locations, operating models and partner agencies.

Through community sector engagement and services mapping, a gap has been identified in the provision of outreach services to vulnerable people in central Mandurah. While some outreach does occur it is not sufficient to meet need and as such it is recommended Council financially supports a trial outreach program to support vulnerable street present people.

Report Recommendation

That Council:

- 1. Supports the relocation of the Peel Soup Kitchen from their existing service location in a hired facility within the Sutton Street Hall, Mandurah to a leased facility known as Tuart Avenue, Mandurah within a City owned co-located facility.*

2. *Supports Officers to negotiate with Anglicare WA regarding their existing 1+1 year licence of the Tuart Avenue, Mandurah facility, with a view to rationalising the existing adjacent Mandurah Family and Community Centre and allowing Anglicare WA additional office space.*
3. *Notes the likely need for the provision of a Community Support Hub facility in central Mandurah in the future and supports Officers to develop a business case identifying suitable locations, operating models and partner agencies; with findings to be presented to Council for further consideration.*
4. *Approves the establishment of a trial 'vulnerable and street present persons outreach support project' with the following considerations:*
 - 4.1 *Project to be delivered over 12 months;*
 - 4.2 *Key Performance Indicators will be as follows;*
 - i. *Establishment of a dedicated outreach response for on the ground contact with homeless and street present people, broadly in central Mandurah.*
 - ii. *Establishment of a referral process including as a minimum to crisis accommodation, health services (including mental health) and drug and alcohol support.*
 - iii. *Development of a service agreement with the City.*
 - iv. *Providing contact statistics regularly, taking an evidence based approach.*
 - v. *Ongoing attendance at the Homelessness and Street Presence Network.*
- (a) *Notes the project, to take place between January and December 2019, is estimated to cost \$50,000 and will be funded as follows:*
 - i. *\$25,000 from 2018/19 redirected from within the community projects budget*
 - ii. *\$25,000 to be listed for consideration in the draft 2019/20 budget.*
5. *Notes the establishment of the Homelessness and Street Present Network Group and supports its ongoing function, as follows:*

"Broadly on legitimately homeless people who are unable to find a regular roof over their heads; especially youth who may be intermittently homeless, however also street present people and negative behaviours especially in the City Centre. Creating a collaborative overarching framework for the group to add communication and resource delivery, with a clear focus on the client."
6. *Supports City Officers in developing in partnership with the Homelessness and Street Present Network Group, a strategy to maximise resources and encourage partnerships across the community services sector, forming a more collaborative approach and notes that this will be brought back to Council for their consideration.*

MOTION: P Jackson / F Riebeling

That Council:

1. **Establish a working group to consider street presence and homelessness in the District.**

2. **Appoint Mayor Williams, Councillors Knight, Lynn Rodgers, Shane Jones and relevant officers to the working group.**
3. **Defer this item to the working group for consideration.**
4. **Receive a future report from the working group on this item.**

CARRIED UNANIMOUSLY: 10/0
(*This item was adopted en bloc*)

**G.10/9/18 DAWESVILLE COMMUNITY CENTRE CONCEPT DESIGN (TH) (REPORT 2)
(CC.3/9/18)**

Council has identified the need for a Community Centre in Dawesville to service the expanding southern corridor of Mandurah within its 10 year Capital Plan and as a priority project within the City's Social Infrastructure Plan. As a result a comprehensive community consultation process was undertaken in 2017/18 and the City appointed consultant architect McKay Urban Design to assist with the consultation and develop a concept plan and indicative cost estimate.

The site will be located on 0.2 of a hectare of land owned by the City arising from a developer contribution agreement, on Dandaragan Drive, Florida. This will be adjacent to a proposed retail development in the precinct centre, owned by Coles and is well positioned being central to the broader Dawesville community.

An estimated project timeline was endorsed by Council at its June 2017 meeting (as part of the Social Infrastructure Plan 4 yearly review) for delivery, subject to funding and identified need, between 2019/20 to 2021/22. The project will only be realised with a funding combination of external grants (state/federal) and within the City's capital infrastructure annual budgets. It is recommended Council approve the concept plan, note the indicative costs and support Officers in securing funding as a priority project.

MOTION: P Jackson / F Riebeling

That Council:

1. **Endorses the proposed 'Dawesville Community Centre Concept Plan', noting that broad community engagement was undertaken to inform this.**
2. **Notes the concept estimate total cost of \$4,590,000 including building, grounds and contingencies and that the project will be funded through a combination of state, federal and local government funding mixes.**
3. **Notes that project delivery is subject to grant funding and other approvals, with a proposed commencement timeframe being between 2019/20 and 2021/22 as previously approved by Council within its revised Social Infrastructure Plan.**
4. **Supports officers to pursue funding opportunities.**

CARRIED UNANIMOUSLY: 10/0
(*This item was adopted en bloc*)

**G.11/9/18 VARIATION OF LEASE – WESTMEN INVESTMENTS PTY LTD (LP/RL)
(REPORT 3) (CC.4/9/18)**

Westmen Investments Pty Ltd (Westmen) currently hold a lease over 187 Breakwater Parade Mandurah, for the purpose of boatlifting and relevant marine related activities. The lease allows for the subletting of portions of the lease area, and over the years Westmen have held various sublease agreements relating to marine operations.

The current lease commenced in 2001 and is due for expiry in December 2022, with an option of a further term of 21 years. A condition of the lease states that no sub lease can be granted past the expiry date of the head lease. As the expiry date is now only four years away, and a standard commercial tenancy is five years, this is impacting on Westmen's ability to attract tenancies due to the lack of long term tenure on offer.

Officers consider it appropriate to offer the lessee an early option to exercise the further term which is available in the head lease. This will ensure a term of 21 years is made available now, rather than waiting until December 2022 and gives security until final expiry being December 2042.

Council is requested to approve a variation to the head lease, which allows the lessee the option to exercise early renewal from the 31 October 2018, allowing the further term to take effect.

MOTION: P Jackson / F Riebeling

That Council:**1. Approves a variation of the current lease held by Westmen Investments Pty Ltd over portion of Reserve 48150, 187 Breakwater Parade Mandurah as follows:**

1.1 The further term can be exercised by the lessee from the 31 October 2018;

1.2 Subject to the approval of the Minister for Lands.

CARRIED UNANIMOUSLY: 10/0
(*This item was adopted en bloc*)

**G.12/9/18 GENERATOR PROCUREMENT MANDURAH AQUATIC AND
RECREATION CENTRE (BI) (REPORT 4) (CC.5/9/18)**

To support the City's preparedness in disaster recovery, investigations have been undertaken to procure a City owned generator to allow guaranteed power supply in emergencies to the City's designated evacuation centres. The primary evacuation centre is the Mandurah Aquatic and Recreation Centre (MARC).

Through this investigation an opportunity has been identified to procure a larger generator for the MARC which will not only provide business continuity improvements but also allow the shaving of peak load power that will see a significant reduction in power costs in the medium to long term.

Council is recommended to support the budgeting for the installation and procurement of a suitably sized generator as part of the 2019/20 budget, with the system to be in place prior to 1 October 2019 to maximise energy savings.

That Council:

- 1. Consider the purchasing of a 700kVa+ generator permanently installed to service the operation of the Mandurah Aquatic and Recreation Centre as part of the 2019/20 budget process.**
- 2. Seek to have the procurement and installation in place by 1 October 2019 to maximise savings associated with load shedding and capacity charges.**
- 3. Request officers prepare for a workshop to discuss future energy options for the City of Mandurah.**

MOTION: P Jackson / F Riebeling

CARRIED UNANIMOUSLY: 10/0
(*This item was adopted en bloc*)

**G.13/9/18 ROAD DEDICATION – AVALON FORESHORE RESERVE 24880 (VK/LP)
(REPORT 5) (CC.6/9/18)**

As part of the Port Bouvard Northport Outline Development Plan and subsequent subdivision, an extension of Avalon Parade, Wannanup through the Avalon Foreshore (Reserve 24880) was approved and completed in 2001. However the formal dedication of the road land as road reserve under the *Land Administration Act 1997* was not completed. As this section of Avalon Parade is a fully constructed public road, with service infrastructure, the current land tenure requires amendment.

Officers have completed the process required by the Department of Planning, Lands & Heritage (DPLH) to progress the dedication, including survey and consultation requirements, and a plan identifying the extent of the road land to be excised from the reserve has been drafted.

Council is, therefore, requested to seek approval from the Minister for Lands, for the dedication of an approximate 5,153 square metre portion of Reserve 24880 Avalon Parade, Wannanup as road, pursuant to Section 56 of the *Land Administration Act 1997*, and to indemnify the Minister for Lands against any claims for compensation and costs in respect to the land.

MOTION: P Jackson / F Riebeling

That Council:

- 1. Approves the excision of an approximate 5,153 square metre portion of land from Reserve 24880 Avalon Parade, Wannanup, pursuant to Section 51 of the *Land Administration Act 1997*, for the purpose of road reserve;**

2. Requests the Minister for Lands to approve the dedication of an approximate 5,153 square metre portion of Reserve 24880, Avalon Parade Wannanup as road reserve pursuant to Section 56 of the *Land Administration Act 1997*;
3. Indemnifies the Minister for Lands against any claims for compensation and costs in respect of the road land.

CARRIED UNANIMOUSLY: 10/0
(*This item was adopted en bloc*)

**G.14/9/18 TIME PARKING RESTRICTIONS SEPPINGS PARADE, LAKELANDS (BI)
(REPORT 6) (CC.7/9/18)**

The continued development of the Lakelands Town Centre has identified a number of opportunities to improve traffic management and parking within the area. These actions are progressing in consultation with the developer and Shopping Centre Management.

Council approval is required to implement a request for the installation of 30 minute time parking restrictions on Seppings Parade, Lakelands in accordance with plan located in *Attachment 1 of the report*. The plan creates 6 x 30 minute time parking bays to support short term stops accessing retail premises in close proximity to the shopping precinct.

MOTION: P Jackson / F Riebeling

That Council approve the installation of 6 x 30minute time parking bays as set out in *Attachment 1* in Seppings Parade, Lakelands.

CARRIED UNANIMOUSLY: 10/0
(*This item was adopted en bloc*)

NB: Please refer to Minute G.31/9/18, as the resolution set out in Minute G.14.9/18 (above) was revoked later in the meeting.

**G.15/9/18 NOVARA FORESHORE PROPOSED ABLUTION FACILITY PUBLIC
CONSULTATION (SH) (REPORT 7) (CC.8/9/18)**

The existing ablution facility in Reserve 25414 (Owen Avenue, Falcon) is in poor condition and requires refurbishment. When the project is considered in conjunction with the Council endorsed Novara Foreshore Master Plan, it is thought that upgrading the existing ablution facility in its current location may not provide the best outcomes for the community and visitors to the foreshore reserve and boat ramp.

Recognising the need for a facility to be located in a position to service the popular boat ramp, playground and recreation space, and to support the City's continued investment in the redevelopment of the Novara Foreshore, three location options for an ablution facility have been proposed.

The three options were provided to residents for their comment and selection of their preferred location. The outcome was that the majority of respondents preferred the location shown as Option 1, i.e. located on the foreshore reserve and close to the water's edge.

It is recommended that Council approve Option 1 as the location for the proposed ablution facility at Novara Foreshore.

MOTION: P Jackson / F Riebeling

That Council:

- 1. Approves Option 1 as the preferred location for the proposed new Novara Foreshore Toilet Facility as shown in Sketch Proposal for Public Toilet Location – Novara Foreshore, Falcon (Attachment 1)**
- 2. Authorises Officers to progress the detailed design of a new ablution facility in Reserve 46069 (Novara Foreshore Reserve).**

CARRIED UNANIMOUSLY: 10/0
(*This item was adopted en bloc*)

**G.16/9/18 2018/19 BUDGET OF WORKS PROPOSED REALLOCATION OF FUNDS
(REPORT 8) (TD/AC) (CC.9/9/18)**

The commencement of the 2018/19 budget of works is well underway.

A review of the projects planned for construction has resulted in an opportunity to implement some amendments that will result in better community outcomes. To achieve this, reallocation of funds from some previously approved projects is requested.

The proposed reallocation of funds is proposed as follows:

Road Construction

From:	1. Quail Road	\$150,000	Proponent constructed the works themselves
	2. Birchley Road	\$369,497	Project not required
To:	Coodanup Drive (Stage 3)		

Path Construction

From:	Old Coast Road \$280,000		
To:	1. Mistral Street	(Merlin Street to Philante Street)	
	2. Nerine Street	(Andante Street to Mistral Street)	

Council is requested to approve the reallocation of current funding in accordance with the above details in order to recognise a change in priority, the opportunity to realise construction efficiencies and to achieve better community outcomes.

MOTION: P Jackson / F Riebeling

That Council:

- 1. Endorse the proposal to reconstruct and upgrade Coodanup Drive in 2018/2019 utilising reallocated funds in conjunction with the approved 2018/2019 funding allocation.**
- 2. Approve the reallocation of the Quail Road project funds of \$150,000 to Coodanup Drive in the 2018/2019 budget.**
- 3. Approve the reallocation of the Birchley Road project funds of \$369,497 to Coodanup Drive in the 2018/2019 budget.**
- 4. Endorse the proposal to construct new shared paths in Mistral Street and Nerine Street, Falcon in 2018/2019 utilising reallocated funds from the 2018/2019 budget.**
- 5. Approve the reallocation of the Old Coast Road path project funds of \$280,000 to:**
 - 5.1 Mistral Street (\$220,000) in the 2018/2019 budget.**
 - 5.2 Nerine Street (\$60,000) in the 2018/2019 budget.**

CARRIED UNANIMOUSLY: 10/0
(*This item was adopted en bloc*)

G.17/9/18 PROPOSED BUSH FIRE BRIGADES AMENDMENT LOCAL LAW 2018 (SL/MG) (REPORT 9) (CC.10/9/18)

A review of the City's Bush Fire Brigades Local Law 2010 (copy shown at Attachment 2 of the report) is now due. The review has identified the need for a small number of minor amendments and also the opportunity to streamline processes outlined within the local law.

Council is requested to adopt the proposed Bush Fires Brigades Amendment Local Law 2018 for advertising.

Mayor Williams drew Council's attention to the purpose of the proposed *City of Mandurah Bush Fires Brigades Amendment Local Law 2018*, which is to amend provisions within the *City of Mandurah Bush Fire Brigades Local Law 2010*, and the effect which is to ensure the *City of Mandurah Bush Fire Brigades Local Law 2010* is as clear, concise and effective as possible

MOTION: P Jackson / F Riebeling

That Council:

- 1 Adopt the proposed City of Mandurah Bush Fires Brigades Amendment Local Law 2018 for advertising.**
- 2 Note that any public and Ministerial responses will be reported to Council for consideration prior to the making of the local law and publication in the Government Gazette.**

CARRIED WITH ABSOLUTE MAJORITY: 10/0
(*This item was adopted en bloc*)

G.18/9/18 CONFIDENTIAL ITEM: LEASE VARIATION (BD/LP) (CONFIDENTIAL REPORT 1) (CC.11/9/18)

MOTION: P Jackson / F Riebeling

- 1 That Council adopts the course of action agreed.**
- 2 That this motion remains confidential until final expiration or termination of the lease.**

CARRIED UNANIMOUSLY: 10/0
(This item was adopted en bloc)

NOTE: Council adopted en bloc (moved by Councillor Peter Rogers and seconded by Councillor Tahlia Jones), the recommendation of the Public Art Committee meeting of Monday 17 September 2018.

G.19/9/18 CONFIDENTIAL ITEM: PROCUREMENT PUBLIC ARTWORK (DP/EA) (CONFIDENTIAL REPORT 1) (PA.3/09/18)

MOTION: Peter Rogers / Tahlia Jones

- 1 That Council adopts the course of action agreed.**
- 2 Keeps the report and recommendation confidential until a contract is entered into with the successful artist(s).**

CARRIED UNANIMOUSLY: 10/0
(This item was adopted en bloc)

NOTE: Council adopted en bloc (moved by Councillor C Knight and seconded by Councillor F Riebeling), the recommendations of the Executive Committee meeting of Tuesday 18 September 2018.

G.20/9/18 CONFIDENTIAL: CHIEF EXECUTIVE OFFICER ANNUAL REVIEW (GD) (REPORT 1) (EX.5/9/18)

MOTION: C Knight / F Riebeling

That Council adopts the course of action agreed.

CARRIED UNANIMOUSLY: 10/0
(This item was adopted en bloc)

G.21/9/18 CONFIDENTIAL: QUARTER 4 PERFORMANCE RESULTS FOR CHIEF EXECUTIVE OFFICER (GD) (REPORT 2) (EX.6/9/18)

MOTION: C Knight / F Riebeling

That Council adopts the course of action agreed.

CARRIED UNANIMOUSLY: 10/0
(This item was adopted en bloc)

G.22/9/18 CONFIDENTIAL: QUARTER 4 PERFORMANCE RESULTS FOR EXECUTIVE LEADERSHIP TEAM (GD) (REPORT 3) (EX.7/9/18)

MOTION: C Knight / F Riebeling

That Council adopts the course of action agreed.

CARRIED UNANIMOUSLY: 10/0
(This item was adopted en bloc)

G.23/9/18 CONFIDENTIAL: SALARY BANDS FOR DIRECTORS / MANAGERS (GD) (REPORT 4) (EX.8/9/18)

MOTION: C Knight / F Riebeling

That Council adopts the course of action agreed.

CARRIED UNANIMOUSLY: 10/0
(This item was adopted en bloc)

REPORTS [AGENDA ITEM 18]**G.24/9/18 FINANCIAL REPORT – AUGUST 2018 (DP/PB) (REPORT 1)**

The Financial Report for August 2018 together with associated commentaries, notes on investments, balance sheet information and the schedule of accounts are presented for Elected Members' consideration.

Hon Councillor Riebeling moved the report recommendation which was seconded by Councillor Tahlia Jones. During the debate that ensued Councillors requested clarification on reported library expenses which were responded to by the Executive Manager Finance and Governance and the Manager Community Development. Queries in regard to capital project carry overs were addressed by the Executive Manager Finance and Governance.

MOTION: F Riebeling / Tahlia Jones

That Council:

- 1. Receives the Financial Report for August 2018.**

2. Receives the Schedule of Accounts for the following amounts:

Total Municipal Fund	\$ 28,105,693.33
Total Trust Fund	\$ 14,319.05
	<u>\$ 28,120,012.38</u>

- 3. Approves unbudgeted capital expenditure of up to \$40,000 to enable completion of the current stage of the CCTV Optic Fibre Network.***
- 4. Approves the proposed 2018/19 carryover projects from the 2017/18 financial year, noting that the City's contribution of \$3,155,057 is to be funded from brought forward surplus.***
- 5. Approves the write-off of \$3,457.64 in respect of Mandurah Marina Dive Centre.**

CARRIED WITH ABSOLUTE MAJORITY: 10/0

G.25/9/18 MARKYT COMMUNITY SCORECARD (GD) (REPORT 2)

In April 2018, the City engaged an external consultant – CATALYSE to administer a MARKYT® Community Scorecard to evaluate community priorities and measure Council's performance against key indicators in the Strategic Community Plan.

This is the 8th Survey undertaken for the City of Mandurah. Surveys were previously undertaken in 2003, 2004, 2005, 2008, 2010, 2011 and 2015. The 2018 survey has delivered the best ever results.

The purpose of this report is to provide a summary of 2018 MARKYT® Community Scorecard results, and to set out how these results will be used in other studies and the City's future decision making.

Council is requested to acknowledge the 2018 MARKYT® Community Scorecard Report and approve the public release of the report.

MOTION: Tahlia Jones / Shane Jones

That Council

- 1. Acknowledges the 2018 MARKYT® Community Scorecard Report previously presented to Elected Members at the July Strategy Committee Meeting, and**
- 2. Acknowledges the public release of the 2018 MARKYT® Community Scorecard Report.**

CARRIED UNANIMOUSLY: 10/0

MOTIONS OF WHICH NOTICE HAS BEEN GIVEN [AGENDA ITEM 20]

Nil.

NOTICE OF MOTIONS FOR CONSIDERATION AT THE FOLLOWING MEETING [AGENDA ITEM 21]

Nil.

LATE AND URGENT BUSINESS ITEMS [AGENDA ITEM 22]

Nil.

CONFIDENTIAL ITEMS [AGENDA ITEM 23]

RESOLVED: D Lee / Matt Rogers

That the meeting proceeds with closed doors at 6.07pm in accordance with Section 5.23(2)(e) of the *Local Government Act 1995*, to allow for the confidential discussion of an item including information with a commercial value.

CARRIED UNANIMOUSLY: 10/0

Members of the media, non-senior employees and persons in the gallery left the meeting at this point. The Manager Sport, Recreation and Events, Coordinator Recreation Services and Minute Officer remained with Senior Officers.

THE MEETING PROCEEDED WITH CLOSED DOORS AT 6.07PM

G.26/9/18 SUSPENSION OF CITY'S STANDING ORDERS 8.5.1 AND 8.6.1

RESOLVED: Shane Jones / Tahlia Jones

That the City's Standing Orders 8.5.1 and 8.6.1 be suspended at 6.08pm in order to facilitate debate.

CARRIED UNANIMOUSLY: 10/0

CONFIDENTIAL ITEM: RESTRUCTURE OF LOAN AND LEASING MODEL

Confidential discussion ensued regarding this issue.

G.27/9/18 REINSTATE CITY'S STANDING ORDERS 8.5.1 AND 8.6.1

RESOLVED: Tahlia Jones / Peter Rogers

That the City's Standing Orders 8.5.1 and 8.6.1 be reinstated at 6.27pm.

CARRIED UNANIMOUSLY:
/0

G.28/9/18 CONFIDENTIAL ITEM: RESTRUCTURE OF LOAN AND LEASING MODEL

MOTION: Shane Jones / F Riebeling

1 That Council adopts the course of action agreed.

CARRIED UNANIMOUSLY: 10/0

G.29/9/18

MOTION: D Lee / C Knight

That the meeting proceeds with open doors.

CARRIED UNANIMOUSLY: 10/0

THE MEETING PROCEEDED WITH OPEN DOORS AT 6.28PM

G.30/9/18

MOTION: D Lee / Shane Jones

That Council endorses the resolutions taken with closed doors.

CARRIED UNANIMOUSLY: 10/0

G.31/9/18 REVOCATION OF MOTION - TIME PARKING RESTRICTIONS SEPPINGS PARADE, LAKELANDS

The Mayor advised Council that an alternate recommendation was contained within the additional information relating to item G.14/9/18 - Time Parking Restrictions Seppings Parade, Lakelands. Accordingly, it was suggested a revocation of the en-bloc decision would allow the alternate recommendation to be discussed.

MOTION: F Riebeling / Matt Rogers

That Minute Number G.14/9/18 - Time Parking Restrictions Seppings Parade, Lakelands be revoked.

CARRIED ABSOLUTELY: 10/0

**G.32/9/18 TIME PARKING RESTRICTIONS SEPPINGS PARADE, LAKELANDS (BI)
(REPORT 6) (CC.7/9/18)**

The continued development of the Lakelands Town Centre has identified a number of opportunities to improve traffic management and parking within the area. These actions are progressing in consultation with the developer and Shopping Centre Management.

Council approval is required to implement a request for the installation of 30 minute time parking restrictions on Seppings Parade, Lakelands in accordance with plan located in Attachment 1 of the report. The plan creates 6 x 30 minute time parking bays to support short term stops accessing retail premises in close proximity to the shopping precinct.

Hon Councillor Riebeling moved the alternate recommendation contained within the additional information which was seconded by Councillor Shane Jones.

MOTION: F Riebeling / Shane Jones

That Council approve the installation of 6 x 30 minute time parking bays as set out in Attachment 1 of the report in Seppings Parade, Lakelands to apply from 8:00am to 5:00pm on all days including public holidays.

CARRIED UNANIMOUSLY: 10/0

CLOSE OF MEETING [AGENDA ITEM 24]

There being no further business, the Mayor declared the meeting closed at 6.30pm.

CONFIRMED (MAYOR)