



Town of Cottesloe

I hereby certify that the minutes of the Council meeting held on

Tuesday, 28 November 2023

were confirmed as a true and accurate record by Council resolution.

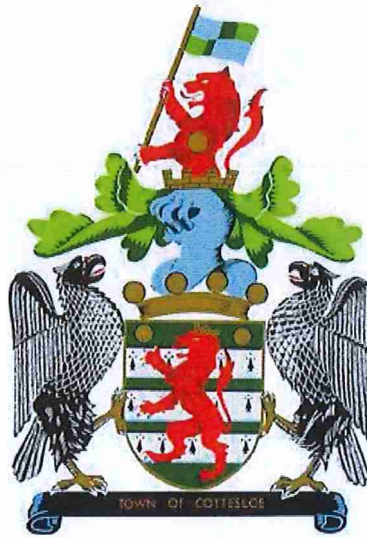
Signed:

Donnaell JF

Presiding Member

Date: 12/12/23

TOWN OF COTTESLOE



ORDINARY COUNCIL MEETING CONFIRMED MINUTES

ORDINARY COUNCIL MEETING
HELD IN THE
Council Chambers, Cottesloe Civic Centre
109 Broome Street, Cottesloe
6:00 pm Tuesday, 28 November 2023

A handwritten signature in black ink, appearing to read 'William Matthew Scott', is written over a horizontal line.

WILLIAM MATTHEW SCOTT
Chief Executive Officer

8 December 2023

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Agenda and minutes are available on the Town's website www.cottesloe.wa.gov.au

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1 DECLARATION OF MEETING OPENING/ANNOUNCEMENT OF VISITORS

The Presiding Member announced the meeting opened at 6:05 pm.

I would like to begin by acknowledging the Whadjuk Nyoongar people, Traditional Custodians of the land on which we meet today, and pay my respects to their Elders past and present. I extend that respect to Aboriginal and Torres Strait Islander peoples here today.

2 DISCLAIMER

The Presiding Member drew attention to the Town's Disclaimer.

3 ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION

The Presiding Member announced that the meeting is being recorded, solely for the purpose of confirming the correctness of the Minutes.

Nil

4 PUBLIC QUESTION TIME**4.1 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

Stephen Mellor 8 Graham Court, Cottesloe

10.1.9 Skate Park Project – Detailed Design

Q1: Refer to page 187 Attachment – Skatepark location Plan

Has the Council considered a footpath from Bryan Way connecting to the North of the Pump track?

R1: The connection paths have been design based on expected pedestrian traffic and to minimise any additional hardstand/concrete.

Q2: Since publishing tonight's' papers last week

a. Has there been a response from DPLH accepting the justification for the Skatepark within the land tenure classification?

R2 a: DPLH have confirmed that as the proposed public skate park and pump track is an activity that is consistent with the purpose of the Parks and Recreation reservation of the site under the Metropolitan Region Scheme.

b. Has there been response from Department of Water, Environment and Resources?

R2b: DWER have determined that a clearing permit is not required for the proposed Skate Park works.

Q3: Can Council please provide a breakdown of all associated project costs and income:

Consultancies and specialist reports

Construction
Pathways
Seating, litter/recycle bins
Water fountain
CoastCare and plants
Insurance
Grant funding cost recovery

R3: The current design and construction contract budget for the skate park including the pumptrack and connecting paths shown in the detail design attached to the October 2023 OCM Agenda is \$743,900, which equates to the Lotteries West Grant associated with the project. The Contractor is responsible for insurance costs during the Contract. As the Town has a blanket insurance for all of its facilities, there is no expectation that there will be a significant increase in insurance costs once the Skate Park is operational.

As per the Long term Financial Plan, \$240,000 over 3 years (\$80,000 per year) has been budgeted for the revegetation of John Black Dune Park to which \$80,000 has been allowed for in the 2023/2024 Financial Year. This is a joint project with Cottesloe Coast Care and Perth NRM. No external grant funding has yet been received for the revegetation. The Town will continue to apply for appropriate grants towards the revegetation project.

Q5: Without knowing where the Car Park 2 development buildings may be, is the current development plan structures' location more than 50 metres the assessment as acceptable for acoustic disturbance?

R5: The current distance between the most western section of the Skate Park and the current boundary of Carpark no.2 is 50 metres. Given the nature of the current adopted concept for the redevelopment of Carpark No.2 (short term accommodation and associated facilities) this distance is considered acceptable.

Q6: Has there been a response from DPLH approving the Car Park 2 Development change of use re-classification for the reserve land?

R6: Without both a formal request from Council to change the management order (classification) associated with the reserve and a Metropolitan scheme amendment, DPLH cannot make any formal comment on whether it will or will not support a change to the Reserve.

Q7: When will the Car Park 2 development concepts and business plan be made available to the public?

R7: As per Car Park No.2 Redevelopment Strategy, as adopted by Council.

4.2 PUBLIC QUESTIONS

Stephen Mellor 8 Graham Court, Cottesloe

Q1 What is the estimated total of missed interest income, from rates not received from 1 July 2023 to date?

By my rough calculations \$4,724,593 at an average investment @5% for three months is about \$59,057.

Q2 When will the business Plan [for Indiana Teahouse] be completed and put to Council?

Q3 Please provide a current status report for the Indiana and outline reasons for the delay in progressing this item?

Q4 Can you please give an estimate when the community will be consulted?

Q5 Is there any intention of Council to connect the funding of the Car Park 2 Development with funding contributions from FiveEight/Tatterang?

These questions were taken on notice.

Ms Yvonne Hart – 26 Mann Street, Cottesloe

Q1 When will the live streaming facility be available to ratepayers?

R2 Currently, the Town is testing new IT equipment in the Chambers and should the testing process be successful we will have the ability to live streaming the foreseeable future.

5 PUBLIC STATEMENT TIME

13.1.5 (Residential and Recreational Verge Play Equipment – Basketball Hoops)

Mr Matthew Watson – 13 Andrews Place Cottesloe

Mr Watson spoke on behalf of the Community of Andrew Place on retaining the position of the Basketball Hoop in front of his property on the verge.

10.1.3 (Seaview Golf Course Tee Box Relocation and Fairway Re-Alignment)

Stephen Mellor 8 Graham Court, Cottesloe

Mr Mellor spoke of his appreciation that the Officer's Report provided more comprehensive history on the item. He also spoke of his concerns with reference to Par reduction.

6 ATTENDANCE

Elected Members

Mayor Lorraine Young
Cr Helen Sadler
Cr Melissa Harkins
Cr Chilla Bulbeck
Cr Brad Wylynko
Cr Michael Thomas
Cr Katy Mason
Cr Jeffrey Irvine – via electronic means
Cr Sonja Heath

Officers

Mr William Matthew Scott	Chief Executive Officer
Mr Shane Collie	Director Corporate and Community Services
Mr Shaun Kan	Director Engineering Services
Mr Steve Cleaver	Director Development and Regulatory Services
Ms Jacquelyne Pilkington	Governance & Executive Office Coordinator

6.1 APOLOGIES

Nil

Officers Apologies

Mr Steve Cleaver	Director Development and Regulatory Services
Mr Ed Drewett	Acting Manager of Planning

6.2 APPROVED LEAVE OF ABSENCE

NIL

6.3 APPLICATIONS FOR LEAVE OF ABSENCE

OCM221/2023

Moved Mayor Young Seconded Cr Harkins

That Cr Heath be granted a leave of absence from 11 December 2023 to 13 December 2023.

Carried 9/0

OCM222/2023

Moved Mayor Young Seconded Cr Harkins

That Cr Wylynko be granted a leave of absence from 1 December to 24 December 2023.

Carried 9/0

7 DECLARATION OF INTERESTS

Mayor Young declared an IMPARTIALITY INTEREST in 10.1.5 by virtue “as some of the residents are known to me”.

Mayor Young declared an IMPARTIALITY INTEREST in 13.1.1 by virtue “as some of the residents are known to me”

Mayor Young declared an IMPARTIALITY INTEREST in 13.1.4 by virtue “as some of the residents are known to me”

Cr Sadler declared an IMPARTIALITY INTEREST in 13.1.1 by virtue “as some of the residents are known to me”

Cr Sadler declared an IMPARTIALITY INTEREST in 13.1.4 by virtue “as some of the residents are known to me”

Cr Sadler declared an IMPARTIALITY INTEREST in 13.1.5 by virtue “as some of the residents are known to me”

Cr Harkins declared an IMPARTIALITY INTEREST in 13.1.4 by virtue “as some of the residents are known to me”

Cr Heath declared an IMPARTIALITY INTEREST in 13.1.1 by virtue “as some of the residents are known to me”

Cr Heath declared an IMPARTIALITY INTEREST in 13.1.4 by virtue “as some of the residents are known to me”

Cr Heath declared an IMPARTIALITY INTEREST in 13.1.5 by virtue “as some of the residents are known to me”

Cr Bulbeck declared an IMPARTIALITY INTEREST in 13.1.1 by virtue “as some of the residents are known to me”

Cr Bulbeck declared an IMPARTIALITY INTEREST in 13.1.4 by virtue “as some of the residents are known to me”

Cr Bulbeck declared an IMPARTIALITY INTEREST in 13.1.5 by virtue “as some of the residents are known to me”

Cr Thomas declared an IMPARTIALITY INTEREST in 13.1.1 by virtue “as some of the residents are known to me”

Cr Thomas declared an IMPARTIALITY INTEREST in 13.1.4 by virtue “as some of the residents are known to me”

Cr Irvine declared an IMPARTIALITY INTEREST in 13.1.1 by virtue “as some of the residents are known to me”

Cr Irvine declared an IMPARTIALITY INTEREST in 13.1.5 by virtue “as some of the residents are known to me”

8 CONFIRMATION OF MINUTES

OCM223/2023

Moved Mayor Young Seconded Cr Wylynko

That the Minutes of the Ordinary Meeting of Council held on Tuesday 24 October 2023 be confirmed as a true and accurate record.

Carried 9/0

**For: Mayor Young, Crs Sadler, Harkins, Bulbeck, Wylynko, Thomas, Mason, Irvine and Heath
Against: Nil**

9 PRESENTATIONS

9.1 PETITIONS

Section 9.4 - Procedure of Petitions

The only question which shall be considered by the council on the presentation of any petition shall be -

- a) that the petition shall be accepted; or*
- b) that the petition not be accepted; or*
- c) that the petition be accepted and referred to a committee for consideration and report; or*
- d) that the petition be accepted and dealt with by the full council.*

13.1.5 RESIDENTIAL AND RECREATIONAL VERGE PLAY EQUIPMENT - BASKETBALL HOOPS

OCM224/2023

Moved Mayor Young Seconded Cr Harkins

THAT Council accept the petition.

Carried 9/0

**For: Mayor Young, Crs Sadler, Harkins, Bulbeck, Wylynko, Thomas, Mason, Irvine and Heath
Against: Nil**

9.2 PRESENTATIONS

Nil

9.3 DEPUTATIONS

Seaview Golf Club – Item 10.1.3 Seaview Golf Course Tee Box Relocation and Fairway Re-Alignment

10 REPORTS**10.1 REPORTS OF OFFICERS****OCM225/2023****Moved Cr Bulbeck****Seconded Cr Thomas****COUNCIL RESOLUTION**

That Council adopts en-bloc the following Officer Recommendations contained in the Agenda for the Ordinary Council Meeting 28 November 2023:

Item # Report Title**10.1.1 Transfer of Lease – Shine Community Services to Curtin Heritage****10.1.2 Monthly Financial Statements for the Period 1 July 2023 to 30 September 2023****10.1.4 Geraldine Street Parking Restrictions****10.1.6 Combined Council’s Summer Citizenship Ceremony and Awards Event MOU****Carried 9/0****For: Mayor Young, Crs Sadler, Harkins, Bulbeck, Wylynko, Thomas, Mason, Irvine and Heath****Against: Nil**

CORPORATE AND COMMUNITY SERVICES**10.1.1 TRANSFER OF LEASE - SHINE COMMUNITY SERVICES TO CURTIN HERITAGE**

Directorate: Corporate and Community Services
Author(s): Shane Collie, Director Corporate and Community Services
Authoriser(s): William Matthew Scott, Chief Executive Officer
File Reference: D23/43611
Applicant(s):
Author Disclosure of Interest: Nil

SUMMARY

For Council to provide its consent to the transfer of the Lease over 81 Forrest Street, Cottesloe from TAPPS Community Care trading as Shine Community Services to Curtin Heritage Living Incorporated.

OFFICER RECOMMENDATION IN BRIEF

That Council provides its consent and authorises the Mayor and Chief Executive Officer (CEO) to sign and seal the Deed of Novation (Transfer document) related to the transfer of the Lease over 81 Forrest Street, Cottesloe from TAPPS Community Care trading as Shine Community Services to Curtin Heritage Living Incorporated.

BACKGROUND

The Town of Cottesloe as Landlord has entered into a Lease commencing on 1 July 2006 with Shine Community Services for a 20 year period concluding on 30 June 2026. Shine Community Services (Outgoing Party) has agreed to assign its rights and transfer its obligations under the Lease document to Curtin Heritage Living Incorporated (Incoming Party).

The Incoming Party has agreed to the novation of the Lease Documents from the Effective Date (1 December 2023) and to accept all the Outgoing Party's liabilities and obligations under the Lease Documents.

Should the Town (Continuing Party) by virtue of this proposed resolution agree to the novation of the Lease Documents from the Effective Date, this would completely release and discharge the Outgoing Party from its obligations under the current Lease Documents.

OFFICER COMMENT

In July 2021 Curtin Heritage Living advised the Town that it had entered into an Agreement with Shine Community Services to transfer the services of Shine to Curtin Heritage. The services provided by the two entities are entirely compatible being in care home services and residential aged care.

Since notification in July 2021 the mechanics of transferring the services of Shine to Curtin Heritage have progressed and the transfer of the Lease of the Shine Premises is one of the last matters required to be undertaken to finalise the transfer. The consent of all parties is

in place and there is no effective alteration to the services that were previously provided. The transfer is more a badge change than a service delivery change.

The building currently occupied by Shine/Curtin Heritage is wholly owned by the Town of Cottesloe and rental of \$27,352 is budgeted to be received in 2023/24. The Town has allocated \$8,000 in maintenance expenditure in 2023/24 for the building. As an aside a major air-conditioning failure is current at the premises and therefore the majority of the maintenance budget will be used in the present year. Previous years has seen the budget mainly underspent.

The current Lease over the premises expires in just over 2 years being 30 June 2026. Council may consider alternative options for the Building use leading up to that expiry date and discussions with Curtin Heritage Living Incorporated will occur over the coming year period.

ATTACHMENTS

- 10.1.1(a) Deed of Novation - 81 Forrest Street, Cottesloe - Curtin Heritage Living [under separate cover]**
- 10.1.1(b) Letter regarding Curtin Heritage Living acquisition of Shine Community Services - 19 July 2021 [under separate cover]**

CONSULTATION

Curtin Heritage Living Incorporated

Shine Community Services

McLeods Barristers and Solicitors

STATUTORY IMPLICATIONS

Nil

POLICY IMPLICATIONS

There are no perceived Policy implications arising from the Officer's recommendation.

STRATEGIC IMPLICATIONS

This report is consistent with the Town's *Strategic Community Plan 2013 – 2023*.

Priority Area 6: Providing open and accountable local governance

Major Strategy 6.4: Enhance the Town's ability to embrace and manage change.

RESOURCE IMPLICATIONS

There are minor costs associated with preparing the deed of transfer which will be met by Curtin Heritage Living Incorporated.

ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

There are no perceived sustainability implications arising from the Officer's recommendation.

VOTING REQUIREMENT

Simple Majority

OCM226/2023

OFFICER RECOMMENDATION AND COUNCIL RESOLUTION

Moved Cr Bulbeck

Seconded Cr Thomas

THAT Council:

1. **PROVIDES its consent to the transfer of the Lease over 81 Forrest Street, Cottesloe from TAPPS Community Care trading as Shine Community Services to Curtin Heritage Living Incorporated; and**
2. **AUTHORISE the Mayor and Chief Executive Officer to sign and seal the Deed of Novation (Transfer document) to enable the Lease to be transferred**

Carried by En Bloc resolution 9/0

10.1.2 MONTHLY FINANCIAL STATEMENTS FOR THE PERIOD 1 JULY 2023 TO 30 SEPTEMBER 2023

Directorate: Corporate and Community Services
Author(s): Wayne Richards, Acting Finance Manager
Authoriser(s): Shane Collie, Director Corporate and Community Services
File Reference: D23/43864
Applicant(s): Nil
Author Disclosure of Interest: Nil

SUMMARY

It is a requirement of the *Local Government Act 1995* that monthly and quarterly financial statements are presented to Council, in order to allow for proper control of the Town's finances and to ensure that income and expenditure are compared to budget forecasts.

OFFICER RECOMMENDATION IN BRIEF

That Council receives the Monthly Financial Statements for the period 1 July 2023 to 30 September 2023.

BACKGROUND

In order to prepare the attached financial statements, the following reconciliations and financial procedures have been completed and verified:

- Reconciliation of all bank accounts.
- Reconciliation of rates and source valuations.
- Reconciliation of assets and liabilities.
- Reconciliation of payroll and taxation.
- Reconciliation of accounts payable and accounts receivable ledgers.
- Allocation of costs from administration, public works overheads and plant operations.
- Reconciliation of loans and investments.

OFFICER COMMENT

The following comments and/or statements provide a brief summary of major financial/budget indicators and are included to assist in the interpretation and understanding of the attached financial statements:

- The net current funding position as at 30 September 2023 was \$12,579,747 as compared to \$11,319,455 this time last year.
 - Operating revenue is more than the year to date budget by \$270,383 with a more detailed explanation of material variances provided at note 2, explanation of material variances, of the attached financial statements. Operating expenditure is \$1,046,850 less than year to date budget, with a more detailed analysis of material variances
-

provided at note 2, explanation of material variances, of the attached financial statements.

- The Capital Works Program is shown in note 13, details of capital acquisitions, of the attached financial statements.
- The balance of cash backed reserves was \$8,293,410 as at 30 September 2023 as shown in note 7, cash backed reserves, of the attached financial statements.

List of Accounts Paid for September 2023

The list of accounts paid during September 2023 is shown on note 14, list of accounts, of the attached financial statements. Purchases made via credit card and fuel cards are listed separately below the list of electronic fund transfers and cheque payments.

The following material payments are brought to Council's attention:

- \$46,508.68 to Redfish Technologies to install a live streaming facility at the Civic Centre
- \$161,512.31 to Solo Resource Recovery for waste collection/disposal costs
- \$195,015.70 to Nature Based Play Pty Ltd for construction works at the East Cottesloe playground
- \$33,120.53 to the Town of Mosman Park for waste collection/disposal costs
- \$40,041.00 & \$40,515.53 for staff superannuation contributions
- \$97,214.25 for the purchase of new passenger vehicles
- \$560,634.19 to the Department of Fire and Emergency Services being the first instalment of emergency service levies collected on their behalf
- \$25,311.27 to Managed IT Pty Ltd for the provision of IT services
- \$46,643.30 to Shine Community Services for contributions towards the services provided
- \$242,938.60 to WA Treasury Corporation for loan repayments
- \$49,883.11 to New Town Toyota for a new passenger vehicle
- \$28,291.04 to the Western Metropolitan Regional Council for waste disposal costs
- \$43,298.00 & \$52,734.00 to the Australian Taxation Office for payroll tax contributions
- \$140,123.24 & \$154,2319.38 to Town of Cottesloe Staff for fortnightly payroll

Investments and Loans

Cash and investments are shown in note 4, cash and investments, of the attached financial statements. The Town has approximately 51% of funds invested with the National Australia Bank, 19% with the Commonwealth Bank of Australia and 30% with Westpac Banking Corporation.

Information on borrowings is shown in note 10, information on borrowings, of the attached financial statements. The Town had total principal outstanding of \$2,294,256 as at 30 September 2023.

Rates, Sundry Debtors and Other Receivables

Rates outstanding are shown on note 6, receivables, and shows a balance of \$9,589,980 outstanding as compared to \$4,341,954 this time last year. This is due to the earlier issuing of rates in 2022/23 as compared to 2023/24.

Sundry debtors are shown on note 6, receivables, of the attached financial statements. The sundry debtors report shows that 10% or \$20,356 is older than 90 days. Infringement debtors are shown on note 6, receivables, and shows a balance of \$433,566 as at 30 September 2023.

ATTACHMENTS

10.1.2(a) Monthly Financial Statements 1 July 2023 to 30 September 2023 [under separate cover]

CONSULTATION

Nil

STATUTORY IMPLICATIONS

Local Government Act 1995

Local Government (Financial Management) Regulations 1996

POLICY IMPLICATIONS

There are no perceived policy implications arising from the officer's recommendation.

STRATEGIC IMPLICATIONS

This report is consistent with the Town's *Strategic Community Plan 2013 – 2023*.

Priority Area 6: Providing open and accountable local governance

Major Strategy 6.2: Continue to deliver high quality governance, administration, resource management and professional development.

RESOURCE IMPLICATIONS

Resource requirements are in accordance with the existing budgetary allocation.

ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

There are no perceived sustainability implications arising from the officer's recommendation.

VOTING REQUIREMENT

Simple Majority

OCM227/2023

OFFICER RECOMMENDATION AND COUNCIL RESOLUTION

Moved Cr Bulbeck

Seconded Cr Thomas

THAT Council RECEIVES the Monthly Financial Statements for the period 1 July 2023 to 30 September 2023 as submitted to the 28 November 2023 meeting of Council

Carried by En Bloc Resolution 9/0

ENGINEERING SERVICES**10.1.4 GERALDINE STREET PARKING RESTRICTIONS**

Directorate: Engineering Services
Author(s): Bhagyalakshmi Remani, Project Engineer
Authoriser(s): Shaun Kan, Director Engineering Services
File Reference: D23/43116
Applicant(s): Internal
Author Disclosure of Interest: Nil

SUMMARY

For Council to consider a resident's request to restrict parking on the northern side of Geraldine Street.

OFFICER RECOMMENDATION IN BRIEF

That Council does not introduce any further parking restrictions.

BACKGROUND

The Town received a complaint from the resident at 11 Geraldine Street who had difficulty accessing their driveway due to parked vehicles on the northern kerb alignment (refer to Fig. 1). They requested the installation of yellow lines along the northern kerb in front of their crossover on the southern side of Geraldine Street (email attached).



Fig 1: Photograph from resident

OFFICER COMMENT

Geraldine Street is a no-through road measuring 133 meters in length and 5 meters in width, this section of the street has parking restrictions on the southern side.

The Town has confirmed the access issue raised by the resident and observed this to be a problem for the entire street. A resident consultation then occurred to determine whether parking restrictions are warranted on the northern side. The proposal in Fig 2 was within the letter to residents (attached).

The survey results below indicate that the majority of residents disagree with the additional parking restrictions, as there will be no street parking for visitors. It will be important to note that the owner of 11 Geraldine Street is no longer wanting the yellow line if this cannot be done just in front of their property. The neighbours directly opposite do not agree with this yellow line proposal.

Resident number	Support the proposal		Comments
12 Geraldine street	NO		No comments
10 Geraldine street	NO		Street parking is already heavily limited
8 Geraldine street	NO		Do not support
6 Geraldine street	NO		No practical to remove all kerbside parking, also have requested additional verge parking
4 Geraldine street	NO		No comments
2 Geraldine street		YES	Strongly support the proposed extension
1A&B Geraldine street	NO		Without a verge on their property, visitors would have no place to park
1 Geraldine street	NO		Visitors need a parking space.
3 Geraldine street	NO		Objection to the proposal
5 Geraldine street			No response
7 Geraldine street	NO		Visitors parking could potentially cause damage to council verges
9 Geraldine street			No response
11 Geraldine street	NO		The yellow line should be painted 3-4 meters on the other side of their driveway, not along the whole street.
137 Geraldine street			No response
139 Broome Street	NO		Parking is currently functioning well for both residents and visitors

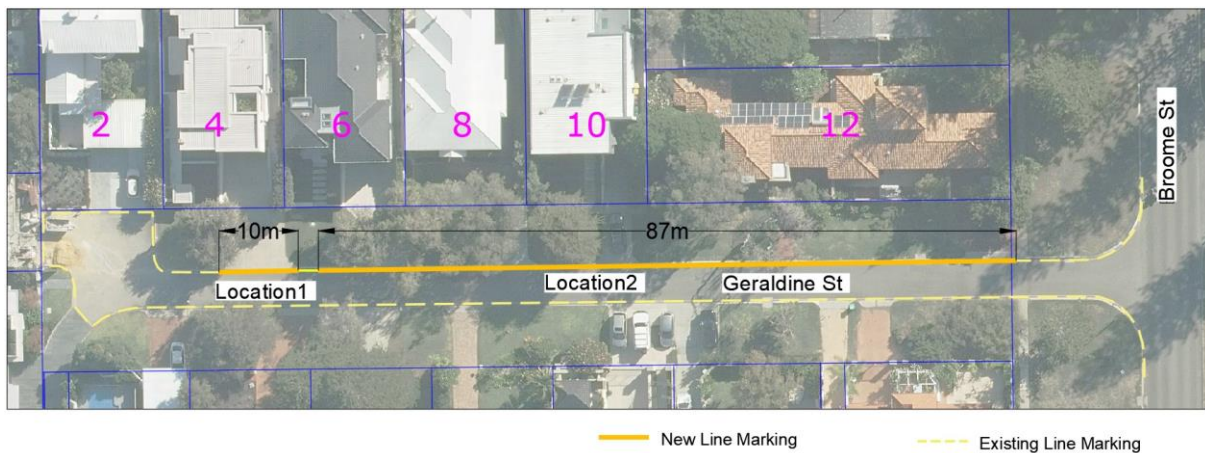


Fig 2: Proposed yellow



Fig 3: Location 1

Fig 3: Location 2

It can be concluded that whilst this may be a street wide problem, residents in general value on street visitor parking and have elected to manage the situation with the available space for manoeuvrability. Moreover, this problem is only short term due to building sites along Geraldine Street.

However, Council may need to be conscious of this problem possibly exacerbating during the Ocean Beach Hotel Redevelopment which is within close proximity to Geraldine Street. This can be resolved with the implementation of “Authorised Vehicle Only” parking restrictions.

For this reason, the recommendation is to not introduce any further restrictions along Geraldine Street and for the southern yellow lines only to exist.

ATTACHMENTS

- 10.1.4(a) Letter to Residents - Geraldine Street - Resident Consultation - Proposed Parking Restriction Extension [under separate cover]**

CONSULTATION

The letter that was sent to Geraldine Street residents on 16 October 2023 went out to 15 residents and a total of 12 residents responded.

Out of the 12 residents who responded, 11 did not support the suggestion to install yellow lines on the northern side of Geraldine Street, with only one resident expressing support

STATUTORY IMPLICATIONS

Local Government Act 1995 Section 2.7 – Role of Council

Parking and Parking Facilities Local Law 2009

POLICY IMPLICATIONS

There are no perceived policy implications arising from the officer's recommendation.

STRATEGIC IMPLICATIONS

This report is consistent with the Town's *Strategic Community Plan 2013 – 2023*.

Priority Area 1: Protecting and enhancing the wellbeing of residents and visitors

Major Strategy 1.1: Develop an 'integrated transport strategy' that includes cycling, park and ride, Cott Cat, public transport and parking management strategies to meet the needs of pedestrians, cyclists and other non-vehicular traffic.

RESOURCE IMPLICATIONS

Resource requirements are in accordance with the existing budgetary allocation.

ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

There are no perceived sustainability implications arising from the officer's recommendation.

VOTING REQUIREMENT

Simple Majority

OCM228/2023

OFFICER RECOMMENDATION AND COUNCIL RESOLUTION

Moved Cr Bulbeck

Seconded Cr Thomas

THAT Council REJECTS the yellow line request on the northern side of Geraldine Street

Carried by En Bloc Resolution 9/0

EXECUTIVE SERVICES**10.1.6 COMBINED COUNCIL'S SUMMER CITIZENSHIP CEREMONY AND AWARDS EVENT MOU**

Directorate: Executive Services
Author(s): William Matthew Scott, Chief Executive Officer
Authoriser(s): William Matthew Scott, Chief Executive Officer
File Reference: D23/39212
Applicant(s):
Author Disclosure of Interest: Nil

SUMMARY

For Council to consider the revised Combined Council's Summer Citizenship Ceremony and Awards Event

OFFICER RECOMMENDATION IN BRIEF

That Council endorses the attached Draft Combined Council's Summer Citizenship Ceremony and Awards Event MOU for signing.

BACKGROUND

The Towns of Cottesloe and Mosman Park and the Shire of Peppermint have combined their Australia Day Celebrations since 2011, via a Memoranda of Understanding (MOU). The current MOU was formally adopted by Council at the Ordinary Council Meeting in August 2021. The arrangement has been beneficial for the group of Council's, with the Town of Cottesloe hosting a well attended event this year (2023).

Under the current MOU the Town of Mosman Park is identified as being the Host Council in 2024. As the Host Council, the Town of Mosman Park has decided to hold the event on the 27 January 2026, and therefore requested the MOU be modified to reflect this and allow future Host Councils to decide the date of the event in the future.

The changes proposed have no real consequences on how or when the Town of Cottesloe may choose the host the event in 2026, and simply provides greater flexibility for such events in the future.

OFFICER COMMENT

The revised MOU (attached) is relatively self-explanatory, with no real departure from the previous MOU other than to allow hosting Council to choose which date the event falls on.

ATTACHMENTS

10.1.6(a) Combined Council's Summer Citizenship Ceremony and Awards Event MOU [under separate cover]

CONSULTATION

CEO – Shire of Peppermint Grove

CEO - Town of Mosman Park

STATUTORY IMPLICATIONS

There are no statutory implications associated with this item.

POLICY IMPLICATIONS

There are no perceived policy implications arising from the officer's recommendation.

STRATEGIC IMPLICATIONS

This report is consistent with the Town's *Strategic Community Plan 2013 – 2023*.

Priority Area 1: Protecting and enhancing the wellbeing of residents and visitors

Major Strategy 1.3: Identify places to host more cultural events and activities.

RESOURCE IMPLICATIONS

Resource requirements are in accordance with the existing budgetary allocation.

ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

There are no perceived sustainability implications arising from the officer's recommendation.

VOTING REQUIREMENT

Simple Majority

OCM229/2023**OFFICER RECOMMENDATION AND COUNCIL RESOLUTION**

Moved Cr Bulbeck

Seconded Cr Thomas

THAT Council ENDORSES the attached Draft Combined Council's Summer Citizenship Ceremony and Awards Event MOU for signing.

Carried by En Bloc Resolution 9/0

10.1.3 SEAVIEW GOLF COURSE TEE BOX RELOCATION AND FAIRWAY RE-ALIGNMENT

Directorate: Engineering Services
Author(s): Shaun Kan, Director Engineering Services
Authoriser(s): William Matthew Scott, Chief Executive Officer
File Reference: D23/22804
Applicant(s): Internal
Author Disclosure of Interest: Nil

SUMMARY

For Council to consider the professional advice obtained and the comments from the Seaview Golf Club (SVGC) to determine a revised layout for hole 2 and 11 so as to mitigate the risk of injury by minimising the number of errant golf balls landing on Harvey Field.

OFFICER RECOMMENDATION IN BRIEF

That Council NOTES the principle for hole 2 and 11 to be converted into a Par 3 and INSTRUCTS the Chief Executive Officer to consult the SVGC on this proposed modification before bringing an item back no later than the March 2024 Ordinary Council Meeting.

BACKGROUND

The current tee box arrangements and green location orientated tee shots towards Harvey Field and Cottesloe Oval, creating the risk of injuries when golf balls land on these playing surfaces as a result of miss-hits or drift due to a north easterly breeze. A combination of the two attributes carries errant golf balls further.

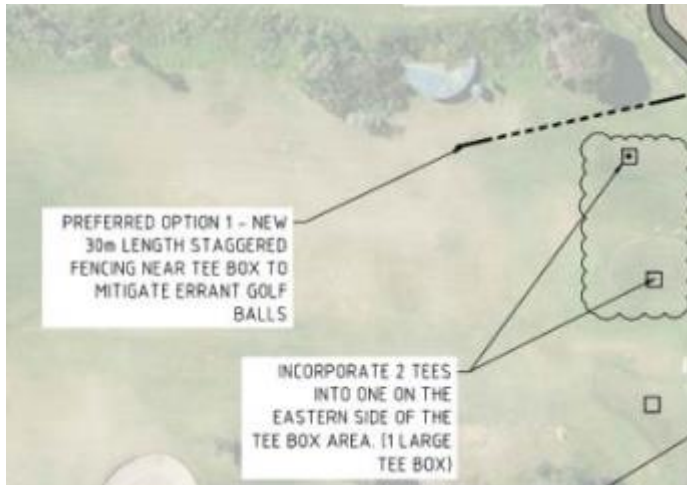
The matter could not be presented to Council earlier as there were additional investigations required that has now allowed significantly more information to be detailed in this report in comparison to the earlier version tabled at the June 2023 Agenda Forum.

Council has considered minimising errant golf balls landing on Harvey Field as part of previous Recreation Precinct Redevelopment Masterplan deliberations. For completeness and to inform the recently elected Councillors, the following provides an in depth history on events leading up to this report, notwithstanding that Council was briefed at a recent Workshop:

- At the February 2021 Ordinary Council Meeting (OCM) Council deferred a set of rationalisation principles and amongst other request asked the Administration to consider providing additional safety barriers to protect Harvey Field from errant golf balls;
- At the May 2021 OCM, Council endorsed a preferred rationalisation concept option 3 for further development
- At the March 2022 OCM, Council endorsed a set of Concept Diagrams for a district wide public consultation
- Public consultation occurred from 28 April 2022 to 22 May 2022.

It will be important to note that prior to this district wide consultation, engagement had occurred with the SVGC on the high fence element. Attached is correspondence that provides a summary of their feedback (D22/31233).

- At the June 2022 OCM, amongst other matters, Council considered feedback received and resolved for the western tee boxes to be closed and only for the eastern one to remain (below). Such a solution will result in tee shots directed away from Harvey Field.



- Engagement then occurred with the SVGC (refer to Attachment A) where they indicated plans to re-align this fairway.
- An item was discussed at the June 2023 Agenda Forum but was withdrawn from the Council Meeting Agenda to investigate elected member feedback. This consistent with Section 5.5 (1) of the Local Government Act (1995) that makes the CEO responsible for providing an agenda (refer to Statutory Implications).
- Feedback provided at the Agenda Forum was then discussed with SVGC in July 2023 (refer to Attachment A).
- Golf course architects were then engaged in August and September 2023 to recommend a preferred approach (refer to attached reports Attachment B and C).

These points are further discussed in the officer's comment section.

The investigations to date opens the following options for Council to consider:

- Option 1: Tee box modification with a re-alignment of the fairway and green to the west; and
- Option 2: Conversion to Par 3 with a new green built mid-way

The staged approach of initially relocating the tee box, mentioned within the Agenda Forum's public question and statement is not an effective solution by virtue that it is not within the 60 metre offset recommended by both course design consultants. This distance is a key driver to significantly improving the safety of both Harvey Field and Cottesloe Oval. Furthermore, this will also cost significantly more compared to doing the relocation in conjunction with the re-alignment where economies of scale is achievable through the holistic build.

OFFICER COMMENT

February 2021 Council Resolution

Council were presented with the AECOM Masterplan (Diagram 1) and Rationalised Concept (Diagram 2) where it deferred the item to ask for more consideration towards additional barrier protection.



Diagram 1: AECOM Masterplan



Diagram 2: Rationalised Concept

May 2021 Council Resolution

Council then adopted the following Concept Plan (Option 3) for further development

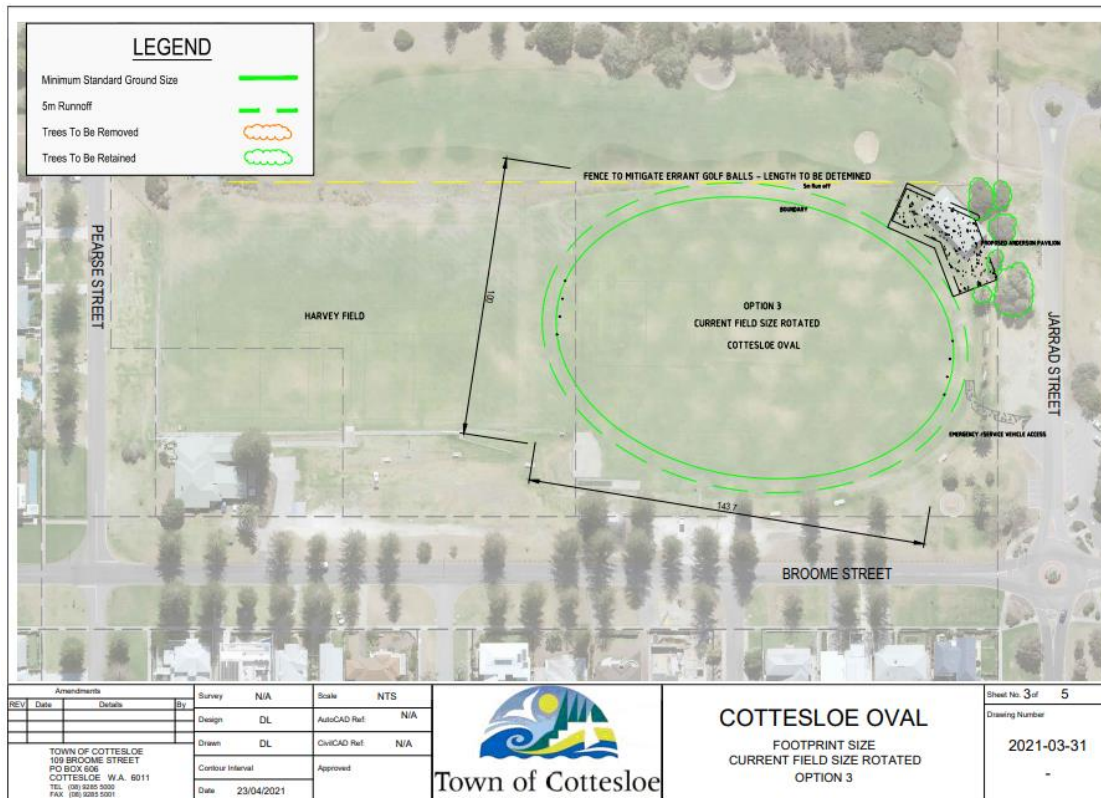
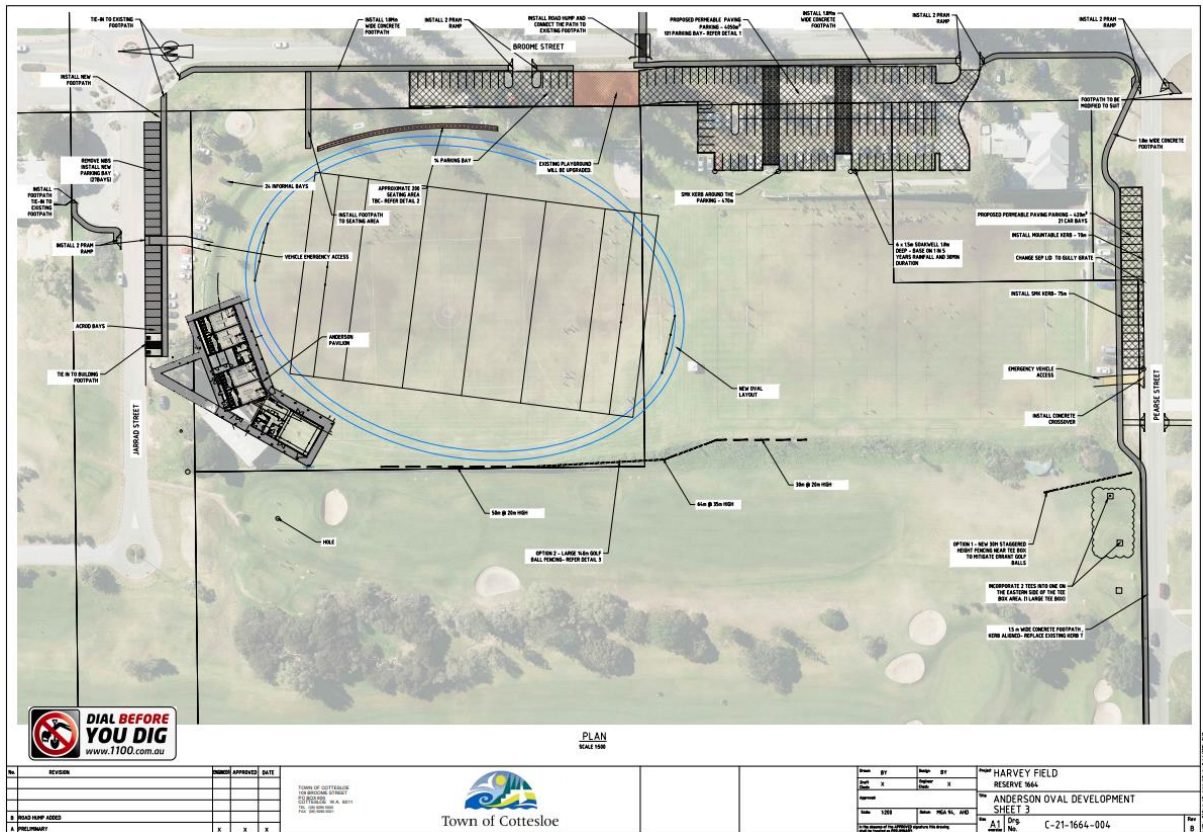


Diagram 3: Concept Plan Option 3

March 2022 Council Resolution

Council adopted a set of further developed Plans based on the principles within diagram 3. A full set of drawings are within this link from this meeting - <https://www.cottesloe.wa.gov.au/council-meetings/ordinary-council-meeting/22-march-2022-ordinary-council-meeting/300/documents/1015-combined-attachments-recreation-precinct-masterplan-rationalisaton.pdf>

Options comprised of one with the high fence at the field and course interface including another without the high fence. Both options had a short spanned and height protective fence next to the tee box.



Consultation occurred in April and May 2022

Letters were sent to residents and businesses inviting them to participate in the online survey. This was also advertised in the local newspaper, the Town’s website and social media.

June 2022 Council Resolution

Council considered the public consultation feedback and at the June 2022 OCM made the resolution for the western tee box closures and the upgrade of the eastern one to accommodate the different tees (championship, members and ladies) (refer to diagram 4 as an example). This directs starting shots away from both playing surfaces. A low and small section of fence next to the single eastern tee box provided further protection.



Diagram 4: Illustration of a Combined Single Tee Box

SVGC Proposed Modifications (Presented to the June 2023 Agenda Forum)

The SVGC’s proposal considers Council’s June 2022 tee box change principles by closing the 3 existing ones and building a new one at the bottom of the eastern bank in conjunction with a realignment of the fairway (Diagram 5 below). This will involve the removal of 25 trees west of the fairway and the planting a number of new ones south-east of the green including a created tree line that follows the bottom of the Harvey Field slope.

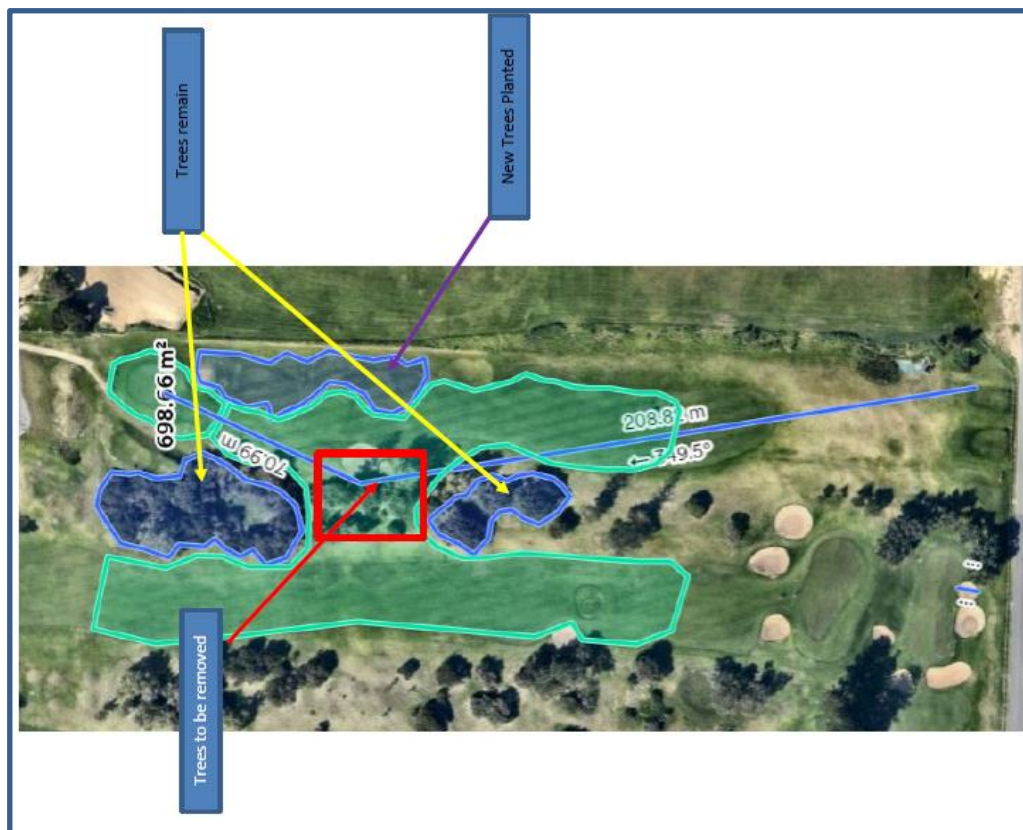


Diagram 5: SVGC Fairway Realignment Proposal

Whilst there is the possibility of transplanting trees, the Town's Parks Team does not recommend this because of cost and likely risk that the transplants may not survive. It is recommended that the street tree policy principles be applied by asking the SVGC to plant 3 new trees (including its maintenance) within the golf course for each one removed.

Any of the 75 offset trees can be planted in other areas of the Town with a financial contribution from the SVGC for Council to supply, install and maintain them for a period of 2 years.

The SVGC proposal will result in tee shots being oriented further away from both playing fields when compared to just closing the 2 eastern tee boxes.

Elected Member's feedback at the June 2023 Agenda Forum is summarised as follows:

- Consult with SVGC on:
 - (a) the possibility of relocating the green to the west as part of their fairway re-alignment
 - (b) their motivation to re-align the fairway
 - (c) conversion to a Par 3 fairway (shorter distance between teebox and green);
 - (d) teebox modification cost
- Engagement of a Golf Course design consultant to provide advice on all the solutions to date, other possible approaches and recommend a preferred design

July 2023 Consultation with SVGC

The SVGC response to Elected Member's feedback is summarised as follows:

- Relocating the existing green to the west will affect the tee box to the next fairway and potentially remove more than 25 trees;
- Converting hole 2 and 11 into a Par 3 affects course quality; and
- There was potential to divert tee shots away by relocating the tee box further east (bottom of bank) and realigning the fairway.

The SVGC provided a \$32,000 estimate for the June 2022 Council approved tee box modification works (excluding the fence). They also indicated their quote is based on bulk earthworks as part of fairway 2 and 11 upgrade and that the cost would be significantly higher had this tee box work been done in isolation. The fairway realignment (excluding the tee box relocation) is \$80,000. The cost is approximately \$110,000 in total when both the tee box relocation and fairway realignment are combined.

Golf Course Architect Analysis Reports (August and September 2023)

Michael Coate and Richard Chamberlain were engaged to provide advice predominantly on:

- SVGC proposal
- Conversion to Par 3
- Any other viable solution that improves the safety for Cottesloe Oval and Harvey Field

- Minimisation of tree removals

Given the complexity of the matter, two consultants were required to ensure that Council receives optimum advice for it to make an informed decision.

It would be reasonable to conclude that:

- Both consultants concur that there is a safety risk and that the fairway centreline needs to be 60 metres from the edge of the playing fields;
- Michael Coate supports the SVGC principles with further recommendations for the green relocation to the west and the next tee box moved across Jarrad Street (below);



Diagram 3: Michael Coate Preferred Option – Fairway Re-alignment

- Richard Chamberlain's recommendation is as follows:
 - (a) Hole 2 and 11 be converted into a Par 3 (shorter hole) and has suggested introducing different challenges such as bunkers to maintain difficulty (below);



Diagram 4: Richard Chamberlain Preferred Option – Conversion to Par 3

- (b) The modification principles involve constructing a new putting surface at the current fairway bunker and repurpose the current green into a practice facility. This significantly reduces the risk of errant golf balls and also potentially avoids the removal of any trees;
- (c) Works should commence around September and can be open for play in March. The seasonal conditions during this period is optimal for turf development;
- (d) An interim Par 3 hole can be created using a temporary tee box and the existing green to avoid disrupting the course; and

- (e) For this to be considered as part of an overall course improvements rather than as a stand alone component.

Options Analysis and Preferred Solution

Option 2, conversion to a Par 3 is the preferred approach as the new green position directs tee shots completely away from the playing fields. This also complies with the 60 metres separation requirement mention in both consultant reports (between centre of fairway and edge of playing fields).

SVGC's course quality concerns (mentioned in attached correspondence) as a result of this being modified to a Par 3 is address through incorporating sand bunkers in the new design.

This will cost approximately \$80,000 to \$120,000 and is within reasonable proximity to the SVGC re-alignment proposal. (Refer to July 2023 consultation with SVGC section of the report).

Fairway re-alignment option 1 whist oriented further away would still have tee shots flighting in the same alignment as the playing fields and as such will not be as effective in comparison to the preferred option 2.

It will also be important to note that option 1 would require the removal of several trees in order to meet the 60 metres separation. Reducing this separation to minimise tree removal then compromises safety standards.

For these reasons, it is the officer's view that option 2 is the more balanced approach.

Other Council Considerations

- **Duty of Care Obligations**

The current Seaview Golf Club Lease (expires July 2026) only requires public liability insurance to be provided. Other than maintenance repairs to ensure public safety (current fences within and along the borders), there is no obligation to make improvements to the course.

However, given Harvey Field and the Sea View Golf Course have been located next to each other for several decades, there is a degree of uncertainty as to whether duty of care obligations fall to the Town (landlord and land being vested to) or the clubs as tenants.

- **Statutory Approvals**

Given the proposed works (tee box relocation and fairway re-alignment) are within a Class 'A' Reserve vested in Council, the modifications need to be approved by Council and the Department of Planning, Lands and Heritage (DPLH) before they can occur. It is also a requirement of the lease that land owner permission is needed.

For this reason, it would not be unreasonable for Council (as the landlord) to provide input and approve a concept before any planning application is lodged by SVGC.

Proposed Pathway

Given Richard Chamberlain's advice, the September 2023 Council Resolution, the comments from SVGC and statutory requirements, it is proposed that Council considers the following pathway:

- Notes the Par 3 design fundamentals in diagram 4 for the purpose of consultation;
- Engage with SVGC on the recommended Par 3 modification to hole 2/11 to determine how this concept integrates with any future golf course improvement they may be considering;
- Council is then informed on the consultation outcome and determines whether to approve the Par 3 solution (or any other solution it so endorses);
- Subject to Council endorsing an approach and the SVGC agreeing, work with SVGC to:
 - (a) implement this holistically as part of any future course improvement project towards optimising safety both within and for the surrounding areas (Marine Parade, Forrest Street, Pearse Street, Broome Street and Playing Fields);
 - (b) Agree on key milestones to progressively obtain Council endorsement for the improvement works towards a final approved golf course concept for submission to DPLH for endorsement; and
- Assign course safety (internal and external to the facility) responsibilities in any future lease.

Supplementary Information

The following provides supplementary information and responses to the queries made at the Agenda Forum:

- Definition of a Championship Course: These are generally courses that have hosted large tournaments (<https://golf.com/travel/6-types-golf-courses-explained/#:~:text=Most%20of%20the%20time%20a,than%20one%20to%20choose%20from>).
- Definition of a links golf course: This are predominantly golf courses built along the coastline and sandy soils that are normally buffeted by strong winds with deep bunkers to prevent the sand from being blown away (<https://www.liveabout.com/what-is-a-links-course-1561084>)
- Examples of link courses include the world renown Par 70 (Championship Tee) Royal Birkdale Golf Club (<https://course.bluegolf.com/bluegolf/course/course/royalbirkdalegc/detailedscorecard.htm>) that host the Open Championship and the Ladies British Open (https://en.wikipedia.org/wiki/Royal_Birkdale_Golf_Club)
- There are also a number of internationally known courses (links and those that are not) that are designed under Par 70. Examples include Royal St David's Club (Harlech, Wales), Rye Golf Club (Camber, England), Crail Golfing Society – Balcomie Links (Anstruther, Scotland), Cape Arundel Golf Club (Kennebunkport, Maine) and Cranwell Resort (Lenox Massachusetts).

Notwithstanding the named courses, whilst the modification of hole 2 and 11 to a Par 3 will reduce the overall SVGC Par from 71 to 69, there are other possible options such as converting hole 9 (index 1) (see score card) from a Par 4 to a Par 5 that could offset this

shortfall (bring this back to a Par 71). This could be done by adjusting the tee box to provide a fairway length suitable for a Par 5.

This further strengthens the argument for Council to endorse the recommended engagement to explore such opportunities with SVGC before it makes a final decision on the matter.

MEN				PLAYER			Hole	MARKER			WOMEN		
Index	Metres	C/ship	Par	1	2	Result		1	2	Result	Par	Metres	Index
7	444	444	5				1				5	429	1
9	279	279	4				2				4	276	3
3	349	349	4				3				4	273	11
14	149	149	3				4				3	129	17
17	273	273	4				5				4	233	13
5	329	329	4				6				4	320	7
11	348	348	4				7				4	279	9
16	141	141	3				8				3	135	15
1	416	455	4				9				5	416	5
	2730	2769	35				OUT				36	2490	
6	464	464	5				10				5	431	2
12	281	281	4				11				4	278	6
2	363	363	4				12				4	282	12
13	159	159	3				13				3	148	16
15	291	291	4				14				4	202	14
4	329	329	4				15				4	322	10
8	359	359	4				16				4	325	8
18	131	131	3				17				3	88	18
10	455	500	5				18				5	423	4
	2835	2880	38				IN				36	2499	
	2730	2769	35				OUT				36	2490	
	5560	5644	71				TOT				72	4989	
A.C.R: 71							HCAP				A.C.R: 73		
							NETT						

- The Seaview Golf Course has cultural heritage significance for the following reasons (Heritage Council of Western Australia):
 - (a) First and only links course in the metropolitan area
 - (b) contributes to the community's sense of place, as a landmark in Cottesloe, by the Indian Ocean, and as one of the oldest established golf courses in the metropolitan area
 - (c) highly valued by the community of Cottesloe and Western Australia for its role in the history of golf in the State and for aesthetic reasons as part of a recognised open landscape vista by the ocean at Cottesloe Beach;
 - (d) One of only three links style golf courses in Western Australia, the second oldest in the State and the only one in the Perth metropolitan area, and represents an uncommon design in Australian golf courses;
 - (e) Closely associated with prominent persons as founders and members

Given the above, it is the author's view that the heritage significance is linked to its use rather than the actual play layout i.e Par configuration.

ATTACHMENTS

- 10.1.3(a) Attachment A - Sea View Golf Club Report - Redacted [under separate cover]
- 10.1.3(b) Attachment B - Michael Coate Report Combined - Sea View Golf Club - Redacted [under separate cover]
- 10.1.3(c) Attachment C - Richard Chamberlain - SVGC Design Review AMENDED 13 November 2023 - Redacted [under separate cover]
- 10.1.3(d) Email - Towns Parks Team - SVGC [under separate cover]
- 10.1.3(e) Email - SVGC Correspondence - Fence/Harvey Field - Redacted [under separate cover]

CONSULTATION

Seaview Golf Club

Town Parks and Operations Team

Elected Members

STATUTORY IMPLICATIONS

Local Government Act 1995 Section 2.7 (2a) – oversee the allocation of the local government's finances and resources

Local Government Act 1995 Section 5.5 (1) – Convening Council Meetings:

(1) The CEO is to convene an ordinary meeting by giving each council member at least 72 hours' notice of the date, time and place of the meeting and an agenda for the meeting.

Land Administration Act 1997 Section 18 – crown land transaction that need ministerial approval

POLICY IMPLICATIONS

Street Tree Policy requires 3 offset trees to be planted for each one that is removed.

STRATEGIC IMPLICATIONS

This report is consistent with the Town's *Strategic Community Plan 2013 – 2023*.

Priority Area 1: Protecting and enhancing the wellbeing of residents and visitors

Major Strategy 1.6: Implement policies that protect existing trees and that actively seek to increase the tree canopy in Cottesloe.

RESOURCE IMPLICATIONS

There no budget to progress the project components discussed in this report.

ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

The fairway realignment option requires the removal of 25 trees.

Council will need to consider offset planting should it prefers this option.

It is envisage that minimal trees are affected with the Par 3 conversion option. The quantum will need to be confirmed through further investigations.

VOTING REQUIREMENT

Simple Majority

OFFICER RECOMMENDATION

Moved Cr Bulbeck

Seconded Cr Thomas

THAT Council

1. NOTES the pathway mentioned in the officer's comment section of the report;
2. NOTES the advice provided by the Golf Course Architects and the principle of Option 2 that converts the Seaview Golf Club Course hole 2 and 11 to a Par 3, fundamentally involve building a new green along the western edge of this fairway and a new tee box so that tee shots are directed away from Harvey Fields and Cottesloe Oval as shown in Richard Chamberlain Report and Diagram 4 within the Officer's Comment Section;
3. Subject to the APPROVAL of point 2, INSTRUCTS the Chief Executive Officer to engage with the Seaview Golf Club to obtain feedback from the Club on point 2 and determine how this fits into any future golf course improvements proposed by the Club; and
4. REQUESTS for an item to be tabled no later than the March 2024 Ordinary Council Meeting on the matter mentioned in point 3.

OCM230/2023

COUNCILLOR AMENDMENT

Moved Cr Bulbeck

Seconded Cr Mason

1. removes "Subject to the APPROVAL" of point 3
2. Add the following as an additional point under point 3
"INSTRUCTS the CEO to report to Council on the Club's insurance cover, whether and in what circumstances it covers injury to third parties caused by errant golf balls outside the boundaries of the Golf Course and whether the Golf Club's insurers have confirmed that the Club's preferred realignment option is sufficient mitigation of risk".
3. replace "in point 3" with "above" in point 4 and renumber accordingly

Carried 9/0

For: Mayor Young, Crs Sadler, Harkins, Bulbeck, Wylynko, Thomas, Mason, Irvine and
Heath
Against: Nil

OCM231/2023

SUBSTANTIVE MOTION

Moved Cr Bulbeck

Seconded Cr Mason

1. NOTES the pathway mentioned in the officer's comment section of the report;
2. NOTES the advice provided by the Golf Course Architects and the principle of Option 2 that converts the Seaview Golf Club Course hole 2 and 11 to a Par 3, fundamentally involve building a new green along the western edge of this fairway and a new tee box so that tee shots are directed away from Harvey Fields and Cottesloe Oval as shown in Richard Chamberlain Report and Diagram 4 within the Officer's Comment Section;
3. INSTRUCTS the CEO to engage with the Seaview Golf Club to obtain feedback from the Club on point 2 and determine how this fits into any future golf course improvements proposed by the Club;
4. INSTRUCTS the CEO to report to Council on the Club's insurance cover, whether and in what circumstances it covers injury to third parties caused by errant golf balls outside the boundaries of the Golf Course and whether the Golf Club's insurers have confirmed that the Club's preferred realignment option is sufficient mitigation of risk.
5. REQUESTS for an item to be tabled no later than the March 2024 Ordinary Council Meeting on the matters mentioned above.

Carried 9/0

For: Mayor Young, Crs Sadler, Harkins, Bulbeck, Wylynko, Thomas, Mason, Irvine and
Heath
Against: Nil

Rationale:

1. The removal of words from para 3 is aimed at clarifying that Council is merely noting an option for further discussion with the Club, rather than approving any particular option or approach. While it is fairly clear but removal of the wording referring to "approval" will put that beyond doubt.
2. Under the Lease to the Golf Club the Town is entitled to a copy of the Club's Insurance Policy and to have updated Certificates of Currency provided. (The Town may already have the most recent versions of these documents.)
3. Under the Lease the Club indemnifies the Town against claims arising from the use of the Golf Course. At a practical level the indemnity requires insurance cover, as the Club's resources are likely to be insufficient to meet any significant claim against the Town.

4. It is useful for Elected Members to fully understand the insurance of risks, and the Club's insurer's support (or otherwise) of the realignment option favoured by the Club, as this may impact on Council's consideration of the associated financial risks to the Town. This point was not fully explored in the Officer's Report and it should be fully explored and the subject of a Report to Council when the matter is brought back to Council.

10.1.5 ELECTED MEMBER APPOINTMENT TO COMMITTEES AND ADVISORY BODIES

Directorate: Executive Services
Author(s): Shane Collie, Director Corporate and Community Services
Authoriser(s): William Matthew Scott, Chief Executive Officer
File Reference: D23/38948
Applicant(s): Internal
Author Disclosure of Interest: Nil

SUMMARY

For Council to appoint members and deputy members to Town facilitated advisory committees, working groups, panels and community reference groups.

OFFICER RECOMMENDATION IN BRIEF

That Council appoint members and deputy members to Town facilitated advisory committees, working groups, panels and community reference group.

BACKGROUND

Under section 5.11 of the *Local Government Act 1995*, tenure to a Committee is held until the next ordinary Local Government election, which was held on 21 October 2023.

The Audit Committee is the only formal Council Committee (under the *Local Government Act 1995*), however, it is also necessary appoint members to advisory committees, working groups, panels and community reference groups.

It should be noted that no committee at the Town currently has any form of Delegated Authority, with all committees only able to provide advice and recommendations to Council, not make decisions on Council's behalf.

The title of the different committees/groups provides an indication of formality as outlined below.

Advisory Committees

Formal Minutes are kept with recommendations to be moved, seconded and voted on to then be referred to Council to be endorsed or rejected. Meetings are generally open to the public, though they do not have to be as only those committees with Delegated Authority are required to be open to the public. Due to the formal nature of the meetings, Advisory Committees are for matters of high profile or with a significant governance role.

A Charter/Terms of Reference is endorsed by Council providing direction to Advisory Committees.

Working Groups

Working Groups generally address a single issue and have defined membership and regular meetings. The group works with professional staff (officers and/or consultants) to prepare proposals requested by Council which are then presented to Council for resolution.

A Charter/Terms of Reference are generally endorsed by Council providing direction to Working Groups. Working Groups may also have a limited life determined by the issue or issues that they are set up to deal with. An example is the Task Force on Residential and Recreational Verge Uses.

Panels

Panels provide Council with feedback on proposals received from third parties. They do not provide recommendations, nor statements to support or reject proposals that have been received. Panel feedback is provided to Council when considering proposals that have been provided to the Panel for comment.

Policies provide direction to Panels regarding how/when Panels are to provide feedback to Council and who chairs the Panel. Policies require endorsement by Council. An example is the Design Review Panel.

Community Reference Groups

Community Reference Groups provide insight on issues relevant to a section of the community. While Council would normally appoint the core of the reference group, it can also allow people meeting a certain criteria to participate.

A Charter/Terms of Reference is generally endorsed by Council providing direction to Community Reference Groups, specifically addressing how the group meet, who is allowed to participate and what happens with any issues raised during their meetings. An example is the Universal Access and Inclusion Community Reference Group.

OFFICER COMMENT

Details of the current advisory committees, working groups, panels and community reference groups and their previous appointments are listed below.

Audit Committee

The Audit Committee is responsible for the reviewing and making recommendations to Council regarding financial management, risk management, internal controls, legislative compliance, internal and external audit planning and reporting.

The purpose of the Audit Committee is to:

- Guide and assist the local government in carrying out its financial management and audit functions.
- Monitor and advise the Chief Executive Officer in reviews conducted into financial management and audit systems and procedures.
- Oversee the implementation of any resulting Council recommendations so as to support better decision-making, greater accountability to the community and ensure a more efficient and effective Local Government.

Council is required to appoint an Audit Committee in accordance with the *Local Government Act 1995* with the members to be appointed by the local government and at least three of the members (and the majority) to be Elected Members.

Council may wish to consider appointing an expert member to this committee. It would be recommended that such a person hold accounting or auditing qualifications.

The Town's Auditors attend meetings as required. Additionally, the Chief Executive Officer and Director Corporate and Community Services attend these meetings but are not voting members.

Prior Membership

- Former elected member Cr Masarei
- Former elected member Cr McFarlane
- Cr Wylynko

Active Transport Working Group

The Active Transport Working Group advises Council on the infrastructure and Policy requirements to increase active transport within the Town of Cottesloe.

Prior Membership

- Cr Sadler
- Mayor Young
- Former elected member Cr Barrett

Foreshore Precinct Advisory Committee

The Foreshore Precinct Advisory Committee advises Council and makes recommendations on improvements to the Central Foreshore Zone.

Prior Membership

- Cr Bulbeck
- Cr Harkins
- Former elected member Cr McFarlane
- Former elected member Cr Barrett
- Former elected member Cr Masarei

Public Open Space Working Group

The Public Open Space Working Group advises Council on infrastructure and policy requirements to improve all public open space provided by the Town (outside the Central Foreshore Precinct).

Prior Membership

- Cr Harkins
- Cr Wylynko
- Former elected member Cr Barrett
- Cr Bulbeck (Deputy)

Reconciliation Action Plan Working Group

This Group was established to oversee the development of a Reconciliation Action Plan for the Town.

Prior Membership

- Former elected member Cr Masarei
- Cr Bulbeck
- Former elected member Cr Atkins
- Mayor Young (Deputy)

Task Force on Residential and Recreational Verge Uses

The Task Force assists the Council in developing either a new or revision of an existing policy to provide an approval and management solution relating to the installation of recreational play equipment and other infrastructure by adjacent landowners and residents on land that the Town has care, control and maintenance for (Council controlled verges).

Council will need to consider whether this Taskforce is still required or if it is considered to have achieved its purpose.

Prior Membership

- Former elected member Cr Masarei
- Cr Bulbeck
- Former elected member Cr Barrett

Universal Access and Inclusion Community Reference Group

The Universal Access and Inclusion Community Reference Group puts forward ideas and raises issues with a view to improving universal access across the Town.

Prior Membership

- Cr Sadler

ATTACHMENTS

Nil

CONSULTATION

External positions on committees have been advertised and a separate Report makes recommendations on those appointments.

STATUTORY IMPLICATIONS

Local Government Act 1995

5.10. Committee members, appointment of

- (a) (1) *A committee is to have as its members —*
- (b) (a) *persons appointed* by the local government to be members of the committee (other than those referred to in paragraph (b)); and*
- (c) (b) *persons who are appointed to be members of the committee under subsection (4) or (5).*

- (d) ** Absolute majority required.*
- (e) (2) *At any given time each council member is entitled to be a member of at least one committee referred to in section 5.9(2)(a) or (b) and if a council member nominates himself or herself to be a member of such a committee or committees, the local government is to include that council member in the persons appointed under subsection (1)(a) to at least one of those committees as the local government decides.*
- (f) (3) *Section 52 of the Interpretation Act 1984 applies to appointments of committee members other than those appointed under subsection (4) or (5) but any power exercised under section 52(1) of that Act can only be exercised on the decision of an absolute majority of the council.*
- (g) (4) *If at a meeting of the council a local government is to make an appointment to a committee that has or could have a council member as a member and the mayor or president informs the local government of his or her wish to be a member of the committee, the local government is to appoint the mayor or president to be a member of the committee.*
- (h) (5) *If at a meeting of the council a local government is to make an appointment to a committee that has or will have an employee as a member and the CEO informs the local government of his or her wish —*
- (i) (a) *to be a member of the committee; or*
- (j) (b) *that a representative of the CEO be a member of the committee,*
- (k) *the local government is to appoint the CEO or the CEO's representative, as the case may be, to be a member of the committee.*

5.11. Committee membership, tenure of

- (1) *Where a person is appointed as a member of a committee under section 5.10(4) or (5), the person's membership of the committee continues until —*
- (l) *the person no longer holds the office by virtue of which the person became a member, or is no longer the CEO, or the CEO's representative, as the case may be; or*
- (m) *the person resigns from membership of the committee; or*
- (n) *the committee is disbanded; or*
- (o) *the next ordinary elections day,*
- whichever happens first.*

7.1A. Audit committee

- (1) *A local government is to establish an audit committee of 3 or more persons to exercise the powers and discharge the duties conferred on it.*
- (2) *The members of the audit committee of a local government are to be appointed* by the local government and at least 3 of the members, and the majority of the members, are to be council members.*

** Absolute majority required.*

- (3) *A CEO is not to be a member of an audit committee and may not nominate a person to be a member of an audit committee or have a person to represent the CEO as a member of an audit committee.*
- (4) *An employee is not to be a member of an audit committee.*

Local Government (Audit Regulations) 1996 specifies the functions of the Audit Committee.

POLICY IMPLICATIONS

There are no perceived Policy implications arising from the officer's recommendation.

STRATEGIC IMPLICATIONS

This report is consistent with the Town's *Strategic Community Plan 2013 – 2023*.

Priority Area 6: Providing open and accountable local governance

Major Strategy 6.2: Continue to deliver high quality governance, administration, resource management and professional development.

RESOURCE IMPLICATIONS

At least one senior staff member and one administrative staff member will be in attendance at each meeting. This is met within current staffing allocations.

ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

There are no perceived sustainability implications arising from the officer's recommendation.

VOTING REQUIREMENT

Absolute Majority

OCM232/2023

OFFICER RECOMMENDATION AND COUNCIL RESOLUTION

Moved Mayor Young Seconded Cr Harkins

THAT Council by Absolute Majority:

- 1. APPOINTS** Crs Irvine, Heath, Mason, and Mayor Young as members of the Audit Committee.
- 2. APPOINTS** Crs Thomas, Sadler, and Mayor Young as members of the Active Transport Working Group.
- 3. APPOINTS** Crs Heath, Mason, Harkins, Wylynko, and Mayor Young as members of the Foreshore Precinct Advisory Committee.
- 4. APPOINTS** Crs Bulbeck, Harkins, Wylynko, and Cr Heath as members of the Public

Open Space Working Group.

5. **APPOINTS** Crs Bulbeck, Heath, Sadler, and Mayor Young as members of the Reconciliation Action Plan Working Group.
6. **APPOINTS** Crs Heath to the Task Force on Residential and Recreational Verge Uses.
7. **APPOINTS** Cr Irvine and Cr Sadler to the Universal Access and Inclusion Community Reference Group

Carried by Absolute Majority 9/0

For: Mayor Young, Crs Sadler, Harkins, Bulbeck, Wylynko, Thomas, Mason, Irvine and

Heath

Against: Nil

10.2 RECEIPT OF MINUTES AND RECOMMENDATIONS FROM COMMITTEES

Nil

11 ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

72 NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING BY:

72.1 ELECTED MEMBERS

72.2 OFFICERS

83 MEETING CLOSED TO PUBLIC

13.1 MATTERS FOR WHICH THE MEETING MAY BE CLOSED

OCM233/2023

MOTION FOR BEHIND CLOSED DOORS

Moved Mayor Young Seconded Cr Sadler

That, in accordance with Section 5.23(2) (b), (c) and (d), Council discuss the confidential reports behind closed doors.

Carried 9/0

For: Mayor Young, Crs Sadler, Harkins, Bulbeck, Wylynko, Thomas, Mason, Irvine and Heath

Against: Nil

The public and members of the media were requested to leave the meeting at 7:06 pm

13.1.1 COMMUNITY CITIZEN OF THE YEAR AWARDS

This item is considered confidential in accordance with the *Local Government Act 1995* section 5.23(2) (b) as it contains information relating to the personal affairs of any person.

OFFICER RECOMMENDATION

THAT Council AWARDS the 2024 Junior Community Citizen of the Year Award to Nominee 1. _____ and the selected nominee be embargoed until the official awarding of the honour.

THAT Council AWARDS the 2024 Senior Community Citizen of the Year Award to Nominee 2. _____ and the selected nominee be embargoed until the official awarding of the honour.

OCM234/2023

COUNCILLOR MOTION

Moved Cr Harkins

Seconded Cr Sadler

THAT Council AWARDS the 2024 Junior Community Citizen of the Year Award jointly to nominee A, 1.1, and nominee B, 1.2 and these selected nominees be embargoed until the official awarding of the honour.

THAT Council AWARDS the 2024 Senior Community Citizen of the Year Award to nominee E, 2.3 and the selected nominee be embargoed until the official awarding of the honour.

Carried 9/0

For: Mayor Young, Crs Sadler, Harkins, Bulbeck, Wylenko, Thomas, Mason, Irvine and Heath

Against: Nil

13.1.2 T04/2023 - BEACH ACCESS PATH CT10 UPGRADE - TENDER RECOMMENDATION

This item is considered confidential in accordance with the *Local Government Act 1995* section 5.23(2) (c) as it contains information relating to a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.

OFFICER RECOMMENDATION

THAT Council

1. REJECTS all tenders received; and
2. ENDORSES installation of sand bag supported steps design with a Fibre Reinforced Plastic landing at beach level as per option 2 within table 3 in the officer's comment section.

OCM235/2023

Moved Cr Bulbeck

Seconded Cr Harkins

COUNCILLOR MOTION

THAT Council adds the following:

3. REQUESTS the Administration to prepare a report for a future council meeting

covering

- a. the options of annual maintenance with sand nourishment, option 2 (sand bag steps with FRP landing at bottom) and closing the path,
- b. advice on seeking local community feedback on the use and closure of CT10
- c. suggestions for repurposing the concrete landing at the top of the path if closure is proposed

Lost 2/7

For: Crs Bulbeck and Irvine

Against: Mayor Young, Crs Sadler, Harkins, Wylynko, Thomas, Mason and Heath

OCM236/2023

COUNCILLOR FORESHADOWED MOTION

Moved Cr Wylynko

Seconded Mayor Young

THAT Council

1. REJECTS all tenders received; and
2. ENDORSES installation of sand bag supported steps design with a Fibre Reinforced Plastic landing at beach level as per option 2 within table 3 in the officer's comment section.
3. INSTRUCT the CEO to prepare an Implementation Plan within this financial year for upgrade, replacement and/or maintenance of beach access paths.

Lost 3/6

For: Mayor Young, Crs Bulbeck and Wylynko

Against: Crs Sadler, Harkins, Thomas, Mason, Irvine and Heath

COUNCILLOR FORESHADOWED MOTION –CR SADLER

Moved Cr Sadler

Seconded Cr Harkins

Officers Recommendation

THAT Council

1. REJECTS all tenders received; and
2. ENDORSES installation of sand bag supported steps design with a Fibre Reinforced Plastic landing at beach level as per option 2 within table 3 in the officer's comment section.

OCM237/2023

SUBSTANTIVE MOTION

Moved Mayor Young

Seconded Cr Wylynko

THAT Council;

1. **REJECTS** all tenders received; and
2. **ENDORSES** installation of sand bag supported steps design with a Fibre Reinforced Plastic landing at beach level as per option 2 within table 3 in the officer's comment section.
3. **INSTRUCT** the CEO to prepare an Implementation Plan within this financial year for upgrade, replacement and/or maintenance of beach access paths.

Carried 9/0

For: Mayor Young, Crs Sadler, Harkins, Bulbeck, Wylynko, Thomas, Mason, Irvine and Heath

Against: Nil

13.1.3 T05/2023 - BEACH CLEANING SERVICES - TENDER RECOMMENDATION

This item is considered confidential in accordance with the *Local Government Act 1995* section 5.23(2) (c) as it contains information relating to a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.

OCM238/2023

OFFICER RECOMMENDATION AND COUNCIL RESOLUTION

Moved Cr Mason

Seconded Cr Sadler

THAT Council:

1. **AUTHORISES** the Chief Executive Officer to award the Mechanical Beach Cleaning Services Tender to the sole bid mentioned in the Officer Recommendation in Brief Section;
2. **Subject to the APPROVAL of Point One AUTHORISES** the:
 - a. **Mayor and Chief Executive Officer to sign the Contract and affix the Town's Common Seal (if required)**
 - b. **Chief Executive Officer or delegate to manage the Maintenance contract, including provision of possible variations (provided the variation is necessary in order for the goods or services to be supplied, does not change the general scope of the contract and is managed within the allotted budget allocation); and;**
 - c. **Mayor, Elected Members and the Town's Administration to disclose the identity of the successful Tenderer**

Carried 9/0
For: Mayor Young, Crs Sadler, Harkins, Bulbeck, Wylynko, Thomas, Mason, Irvine and Heath
Against: Nil

Cr Harkins left the meeting at 8:00 pm.

Cr Harkins returned to the meeting at 8:01 pm.

OCM239/2023

SUSPENSION OF STANDING ORDERS

Moved Mayor Young Seconded Cr Bulbeck

Standing orders be suspended.

Carried 9/0
For: Mayor Young, Crs Sadler, Harkins, Bulbeck, Wylynko, Thomas, Mason, Irvine and Heath
Against: Nil

Cr Thomas left the meeting at 8.16 pm.

Cr Thomas returned to the meeting at 8:17 pm.

OCM240/2023

RESUMPTION OF STANDING ORDERS

Moved Mayor Young Seconded Cr Wylynko

That standing orders be resumed.

Carried 9/0
For: Mayor Young, Crs Sadler, Harkins, Bulbeck, Wylynko, Thomas, Mason, Irvine and Heath
Against: Nil

13.1.4 COMMITTEES AND WORKING GROUPS - APPOINTMENT OF COMMUNITY MEMBERS

This item is considered confidential in accordance with the *Local Government Act 1995* section 5.23(2) (b) as it contains information relating to the personal affairs of any person.

OFFICER RECOMMENDATION

THAT Council by absolute majority

1. APPOINTS nominees (4) _____, _____, _____, and _____ as community members of the Active Transport Working Group;
2. APPOINTS nominees (2) _____ and _____ as community members of the Audit Committee;
3. Appoints nominees (3) Kristopher Taylor, Lyle Banks and Kerryn Briody as community members of Coastal Hazard Risk Management and Adaption Plan Working Group;
4. APPOINTS nominees (6) Craig Shepherd, Flavia Kiperman, Laurie Scanlan, Michael Dobson, Trevor Saleeba and Tina Arthur, as community members of the Design Review Panel;
5. APPOINTS nominees (4) _____, _____, _____, and _____ as community members of the Foreshore Precinct Advisory Committee;
6. APPOINTS nominees (2) _____, _____, as community members and Julie Cox (Coastcare) with Deputy Sue Freeth as Coastcare representatives of the Public Open Space Working Group;
7. APPOINTS nominees (5) _____, _____, _____, _____, and _____ as community members of the Reconciliation Action Working Group;
8. APPOINTS nominees (3) _____, _____, and _____ as community members of the Taskforce on Residential and Recreational Verges Uses;
9. APPOINTS nominees (4) Ellen Robinson, Hilary Eileen Rumley, Kerryn Briody and Paula Jones (Curtin Heritage) as community members of the Universal Access and Inclusion Working Group.

OCM241/2023**COUNCILLOR MOTION**

Moved Cr Harkins

Seconded Cr Thomas

THAT Council by absolute majority

- 1. APPOINTS nominees (4) Cate Pattison, Kirsty Barrett, Mark Powell, and Pele Reeve as community members of the Active Transport Working Group;**
- 2. APPOINTS nominees (3) Andrew Dimsey, Ian McKenzie and Nathan Hart as community members of the Audit Committee;**
- 3. APPOINTS nominees (3) Kristopher Taylor, Lyle Banks, and Kerryn Briody as community**

members of Coastal Hazard Risk Management and Adaption Plan Working Group;

4. APPOINTS nominees (6) Craig Shepherd, Flavia Kiperman, Laurie Scanlan, Michael Dobson, Trevor Saleeba, and Tina Arthur, as community members of the Design Review Panel;

5. APPOINTS nominees (5) Adrian Fini, Deon White, Dick Donaldson, Richard Hagon and Simon Rodrigues as community members of the Foreshore Precinct Advisory Committee;

6. APPOINTS nominees (3) Angela Moore, Mark Powell and Kirsty Barrett as community members and Julie Cox (Coastcare) with Deputy Sue Freeth as Coast care representatives of the Public Open Space Working Group;

7. APPOINTS nominees (6) Margaret Gidgup, Courtney Bridge, Gary Smith, Natalie Kendall, Sherryn Rietdyk and Katina Law as community members of the Reconciliation Action Working Group;

8. APPOINTS nominees (2) Joshua Wilson and Kirsty Barrett as community members of the Taskforce on Residential and Recreational Verges Uses;

9. APPOINTS nominees (4) Ellen Robinson, Hilary Eileen Rumley, Kerryn Briody, and Paula Jones (Curtin Heritage) as community members of the Universal Access and Inclusion Working Group

Carried by Absolute Majority 9/0

For: Mayor Young, Crs Sadler, Harkins, Bulbeck, Wylynko, Thomas, Mason, Irvine and
Heath
Against: Nil

13.1.5 RESIDENTIAL AND RECREATIONAL VERGE PLAY EQUIPMENT - BASKETBALL HOOPS

This item is considered confidential in accordance with the *Local Government Act 1995* section 5.23(2) (d) as it contains information relating to legal advice obtained, or which may be obtained, by the local government and which relates to a matter to be discussed at the meeting.

OFFICER RECOMMENDATION

Moved Mayor Young Seconded Cr Wylynko

THAT Council

1. DOES NOT EXEMPT the basketball hoops at the following locations as indicated on the diagrams within the officer's comment section:
 - a. 13 Andrews Place Verge; and
 - b. Right of Way 20 directly behind 44 Florence Street;

OCM244/2023

SUBSTANTIVE MOTION

Moved Mayor Young

Seconded Cr Wylynko

THAT Council

1. **DOES NOT EXEMPT** the basketball hoops at the following locations as indicated on the diagrams within the officer's comment section:
 - a. **13 Andrews Place Verge; and**
 - b. **Right of Way 20 directly behind 44 Florence Street;**
2. **Subject to the APPROVAL** of point one:
 - a. **ALLOWS 7 calendar days** for the residents to remove the basketball hoop; and
 - b. **Should the basketball hoops not be removed within the 7 calendar days, APPROVES** for this play equipment to be removed by the Town at the cost of the resident.
3. **APPROVES** the disclosure of the content of the legal advice received on the 27 November 2023 in the Minutes of the Meeting in relation to this resolution.

Carried 6/3

For: Mayor Young, Crs Sadler, Harkins, Wylynko, Irvine and Heath

Against: Crs Bulbeck, Thomas and Mason

Content of Legal Advice

There are a number of provisions of State legislation, as well as the Town's own local laws, that have varying degrees of potential relevance to the proposed use of the basketball hoop in this situation – and, in particular, the proposed use of part of Andrews Place for that purpose.

However, in my view, the critical legislative provisions are in regulation 205 of the Road Traffic Code 2000 which states –

'205. Games on roads

A person must not play any game on any part of a road.

Modified penalty: 1 PU'.

This provision is expressed in unqualified and absolute terms. It applies to any 'road' which is relevantly defined (in the Road Traffic (Administration) Act 2008) to mean –

'any highway, road or street open to, or used by, the public and includes every carriageway, footpath, reservation, median strip and traffic island on it'.

Plainly, it is an offence for any person to play any game on any part of Andrews Place.

If the Council were to approve the use of the basketball hoop in its current location, knowing that those using the hoop – including, if not mostly comprising, children – would be playing on the road, the Council (and the Town) would be facilitating the commission of an offence.

Section 7 of the Criminal Code relevantly states –

‘When an offence is committed, each of the following persons is deemed to have taken part in committing the offence and to be guilty of the offence, and may be charged with actually committing it, that is to say –

(a) Every person who actually does the act or makes the omission which constitutes the offence;

(b) Every person who does or omits to do any act for the purpose of enabling or aiding another person to commit the offence;

(c) Every person who aids another person in committing the offence;

(d) Any person who counsels or procures any other person to commit the offence.

...’.

Section 7(b) is of particular significance. On the information that you have provided, an approval by the Council would expose the Town itself, as well as each of those involved in the Council’s approval decision, to an offence under section 7(b) of the Criminal Code, of doing an act for the purpose of enabling or aiding another person to commit an offence, being the offence of playing any game on a road, contrary to regulation 205 of the Road Traffic code.

Despite the strong policy factors that might otherwise support the Council’s decision to approve the use of the basketball hoop in its current location, that decision would, in my view, clearly be inconsistent with the Town’s legal obligations and responsibilities.

For these reasons, in my view, I think that the Council should refuse to approve the use of the basketball hoop in its current location.

OCM245/2023

MOTION FOR RETURN FROM BEHIND CLOSED DOORS

Moved Mayor Young

Seconded Cr Sadler

In accordance with Section 5.23 that the meeting be re-opened to members of the public and media, and motions passed behind closed doors be read out if there are any public present.

Carried 9/0

**For: Mayor Young, Crs Sadler, Harkins, Bulbeck, Wylynko, Thomas, Mason, Irvine and
Heath
Against: Nil**

The meeting was re-opened to the public at 8:53 pm however no members of the public or media were in attendance.

183.2 PUBLIC READING OF RESOLUTIONS THAT MAY BE MADE PUBLIC

As no members of the public returned to the meeting the resolution for the following items was not read out.

13.1.1 COMMUNITY CITIZEN OF THE YEAR AWARDS

13.1.2 T04/2023 - BEACH ACCESS PATH CT10 UPGRADE - TENDER RECOMMENDATION

13.1.3 T05/2023 - BEACH CLEANING SERVICES - TENDER RECOMMENDATION

13.1.4 COMMITTEES AND WORKING GROUPS - APPOINTMENT OF COMMUNITY MEMBERS

13.1.5 RESIDENTIAL AND RECREATIONAL VERGE PLAY EQUIPMENT - BASKETBALL HOOPS

14 MEETING CLOSURE

The Presiding Member announced the closure of the meeting at 8:53 pm.