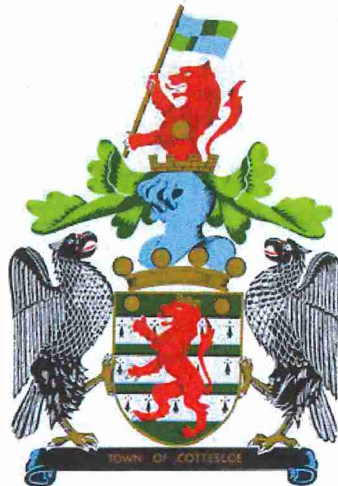


TOWN OF COTTESLOE



TASK FORCE ON RESIDENTIAL AND RECREATIONAL VERGE USES

MINUTES

TASK FORCE ON RESIDENTIAL AND RECREATIONAL VERGE USES

HELD IN THE

Mayor's Parlour, Cottesloe Civic Centre

109 Broome Street, Cottesloe

3.30pm Thursday, 9 June 2022



MATTHEW SCOTT
Chief Executive Officer

14 June 2022

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1 DECLARATION OF MEETING OPENING/ANNOUNCEMENT OF VISITORS

The Presiding Member announced the meeting opened at 3.35pm.

1.1 ACKNOWLEDGEMENT OF COUNTRY

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.

4 ATTENDANCE**Members**

Cr Craig Masarei	Elected Member
Cr Chilla Bulbeck	Elected Member
Cr Kirsty Barrett	Elected Member
Mr John Mengler	Community Representative
Ms Kelly McManus	WALGA Representative

Officers

Mr Matthew Scott	Chief Executive Officer
Mr Shaun Kan	Director Engineering Services
Mr David Lappan	Manager Projects and Assets
Ms Rachel Cranny	Executive Services Officer

Visitors

Mr Rob MacKenzie	LGIS (TEAMS)
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Apologies

Ms Freya Ayliffe	Director Regional and Compliance Services
Tracy Blaszkow – Kidsafe WA	Kidsafe WA Representative

5 DECLARATION OF INTERESTS

Cr Masarei declared an IMPARTIALITY INTEREST in item 10.1.1 by virtue "knowing residents with play equipment on verges"

Cr Barrett declared an IMPARTIALITY INTEREST in item 10.1.1 by virtue "knowing residents with play equipment on verges"

Cr Bulbeck declared an IMPARTIALITY INTEREST in item 10.1.1 by virtue "knowing residents with play equipment on verges"

Mr Mengler declared an IMPARTIALITY INTEREST in item 10.1.1 by virtue "knowing residents with play equipment on verges"

6 CONFIRMATION OF MINUTES

009/2022

Moved Cr Barrett

Seconded Mr Mengler

That the Minutes of the Task Force on Residential and Recreational Verge Uses held on Thursday 2 June 2022 be confirmed as a true and accurate record.

Carried 4/0

7 PRESENTATIONS

Nil

8 REPORTS

8.1 REPORTS OF OFFICERS

Nil

8.2 ITEMS FOR DISCUSSION

Nil

9 GENERAL BUSINESS

9.1 COMMITTEE MEMBERS

9.2 OFFICERS

10 MEETING CLOSED TO PUBLIC

10.1 MATTERS FOR WHICH THE MEETING MAY BE CLOSED

010/2022

MOTION FOR BEHIND CLOSED DOORS

Moved Cr Barrett

Seconded Cr Bulbeck

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

Carried 4/0

The public and members of the media were requested to leave the meeting at 3.45pm

Cr Bulbeck left the meeting at 5:00 pm and did not return.

10.1.1 RESIDENTIAL AND RECREATION VERGE USE MANAGEMENT

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

THAT the Task Force on Residential and Recreational Verge Uses recommends;

THAT Council by ABSOLUTE MAJORITY

- 1. THANKS the Task Force for Residential and Recreational Verge Uses for their service and invaluable contribution towards finalising the management protocol;**
- 2. NOTES the advice provided by the Town's solicitors and insurers;**
- 3. ACCEPTS option three prescribed within the officer's comment section of the report as the approach to allow verge play equipment and structures subject to them meeting the management protocol criteria and residents providing public liability insurance in accordance with The *Local Government (Uniform Local Provisions) Regulations 1996* regulate Private works on, over, or under public places Regulation 17 (8); and**
- 4. Subject to point two, APPROVES the budget amendment described in the resource implications section of the report to engage the additional staff required to implement the process mentioned in point two, noting that this will be funded through the receipt of fees and charges**

011/2022

COUNCILLOR MOTION AND COMMITTEE RECOMMENDATION

Moved Cr Barrett

Seconded Mr Mengler

- 1. ADOPTS the existing protocol as recommended by LGIS for play equipment on street verges subject to the deletion of the point requiring the owner to obtain insurance.**
- 2. REQUESTS the Administration write to the Minister seeking his assistance to promote verge play equipment specifically referencing Regulation 17 (8)(b) asking for an amendment.**
- 3. Upon approval will IMPLEMENT the permit/licence system to the appropriate**

residents using the attached letters.

4. The recommended fees, \$300/application and \$100/annum per permit issued.

Carried 3/0

COUNCILLOR RATIONALE:

After reviewing the advice provided by the Town's lawyers and insurers the Committee felt that the recommendation was more appropriate for the Cottesloe community.

012/2022

MOTION FOR RETURN FROM BEHIND CLOSED DOORS

Moved Cr Barrett

Seconded Mr Mengler

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 3/0

The public and members of the media returned to the meeting at 5.15pm.

The recommendation for Item 10.1.1 was read aloud.

11 NEXT MEETING

TBA

12 MEETING CLOSURE

The Presiding Member announced the meeting closed at 5.18pm.