

TOWN OF COTTESLOE



MINUTES ORDINARY COUNCIL MEETING

HELD IN THE
Council Chambers, Cottesloe Civic Centre
109 Broome Street, Cottesloe
6.00 PM, Tuesday 22 May 2018

MAT HUMFREY
Chief Executive Officer

30 May 2018

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1 DECLARATION OF MEETING OPENING/ANNOUNCEMENT OF VISITORS

The Mayor declared the Meeting open at 6.00pm.

2 DISCLAIMER

The Mayor drew attention to the Town's Disclaimer and announced the Meeting will be recorded.

3 ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION

The Mayor read a statement regarding Item 10.1.6 Recreational Precinct Master Plan – Project Update:

-) Draft Recreation Precinct Master Plan prepared by AECOM that is before Council to proceed to Community Consultation stage of the project
-) Acknowledged that the majority of the gallery were present to speak about the Plan
-) It is important to note that this plan is a draft plan
-) It is anticipated to go through multiple iterations of stakeholder and community consultation resulting in subsequent changes to the report and plan prior to it being formally adopted by Council – by no means a done deal
-) The Town is very much aware of the resistance from stakeholders and the community with the current draft plan
-) This plan was prepared by the consultant based on what could be achieved meeting a number of objectives and constraints, and on the premise that budget was not an issue
-) The draft plan is aspirational
-) It is expected that through the consultation process there will be many changes to both the draft plan, scope of works within the draft plan and the budget
-) The town has a process which requires obtaining Council approval prior to any community consultation being undertaken – which is why only preliminary stakeholder engagement has been undertaken to date
-) Asked for patience as the Council and Town moved through this process
-) Assured those present that all stakeholders and the community would have a chance to comment on both the current and future plans throughout an extensive consultation process.

4 PUBLIC QUESTION TIME**4.1 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE****QUESTIONS TAKEN ON NOTICE 24 APRIL 2018 ORDINARY COUNCIL MEETING**

Nil

4.2 PUBLIC QUESTIONS

Nil

5 PUBLIC STATEMENT TIME

John Garland, 230 Broome Street Cottesloe 6011 – Representing Cottesloe Junior Football Club – Item 10.1.6 – Recreational Precinct Master Plan – Project Update

-) Gave a history and current synopsis of the club
-) Members are keen to see a feasible and practical Master Plan for the sporting precinct
-) Serious concerns that any resolution without public consultation is premature and should be deferred until an acceptable plan has been workshopped and agreed to by the key sporting stakeholders in the area – Rugby, Football and Golf Clubs
-) For the record the proposed plan does not address the key elements the Junior Football Club is seeking to future proof the growth of the sport, including how the Junior Football Club interacts successfully with the other teams and residents of the precinct
-) Ask the Council to refer the consultants back to the stakeholders to formulate a workable plan

Neil Cownie – 3 Fraser Street, Swanbourne 6010 – Item 10.1.2 – Congdon Street Bridge Replacement

-) An architect local to the area
-) Concerned about all 4 options for the replacement bridge as presented by MRWA
-) Ask Council to consider delaying a decision
-) Council need to ask for more appropriate and thorough investigation of community concerns other than traffic
-) Asked Council to not be ‘railroaded’ into making a decision
-) The location of the bridge is in a vibrant and commercial area involved is beyond the scope of a Traffic Engineer
-) Important that pedestrian connectivity is considered, not just for the traffic but commercial/retail survival of both of those zones
-) Believes there are major flaws in all 4 options
-) MRWA options only provide for traffic
-) Pedestrians are not being considered by MRWA

Michael Gallagher – 18 Albion Street, Cottesloe 6011 – Representing Cottesloe Rugby Club Juniors & Seniors – Item 10.1.6 – Recreational Precinct Master Plan – Project Update

-) Family are long standing Cottesloe residents who have been involved with the Cottesloe Rugby Club for generations
-) The rugby club is the oldest club in WA with a proud history
-) The club was approached by AECOM in September 2016 to discuss the clubs views about the current facilities
-) AECOM left them with the understanding further consultation would follow, advising they would be consulted before the plan went to Council for endorsement – this didn't happen
-) Not comfortable with a process that does not afford proper consultation
-) Any changes to the grounds would require a meeting of their board
-) Not allowing our membership and executive to comment on the proposed plan is not fair or reasonable
-) Cottesloe Rugby Club as a whole would welcome further consultation on Harvey Field and Cottesloe Oval

Bill Cox – 96 Grant Street, Cottesloe 6011 – Item 10.1.6 – Recreational Precinct Master Plan – Project Update

-) Overall the plan is not very good – didn't take into account the needs of the Golf Club
-) Process for the draft is a problem – disappointed
-) Consideration of the 'whole' of the clubs needs has not been taken into account
-) The club is larger than it's 350 membership with more than 3,500 participants from all over the world
-) There is no recognition for the strengths of the club or the work undertaken in addition to being a golf club such as hosting functions and various other social activities' for the community
-) Does see merit in cohabitating with the other sporting groups
-) More in depth consultation is needed – 1 meeting 7 months ago with 1 person really doesn't cut it

Steve Alldering – Alldering & Associates, 125 Hamersley Road Subiaco 6008 – Item 10.1.6 – Recreational Precinct Master Plan – Project Update

-) Representing 4 landowners adjacent to the sporting precinct
-) The Mayor's advice is acknowledged
-) The Draft Plan for consultation has not consulted all stakeholders
-) Consultation is not sufficient – doesn't represent the community, doesn't take into account all residents
-) This draft is not a good start
-) The Council shouldn't endorse this plan

-) Requested this plan be set aside and provide opportunity for better engagement not only with sporting groups but with the residents around the area
-) While it has created debate it has also created anxiety – need to step back from that and re-consult
-) Come back to the plan after this has been done (community consultation)

6 ATTENDANCE

Mayor Philip Angers
Cr Mark Rodda
Cr Melissa Harkins
Cr Sally Pyvis
Cr Michael Tucak
Cr Lorraine Young
Cr Sandra Boulter
Cr Helen Sadler

OFFICERS PRESENT

Mr Mat Humfrey	Chief Executive Officer
Mr Garry Bird	Deputy Chief Executive Officer
Mr Ed Drewett	Coordinator Statutory Planning
Ms Denise Tyler-Hare	Project Manager
Ms Ann-Marie Donkin	Governance Coordinator

6.1 APOLOGIES

Cr Rob Thomas

6.2 APPROVED LEAVE OF ABSENCE

NIL

6.3 APPLICATIONS FOR LEAVE OF ABSENCE

NIL

7 DECLARATION OF INTERESTS

Cr Pyvis declared an **IMPARTIALITY** interest in items 10.1.3 Tree Valuation – Proposed Brief 11.1 Cr Sadler’s Notice of Motion and 11.2 Cr Boulter’s Notice of Motion by virtue of “I am a committee member of West Tree Canopy Committee.

Cr Young declared an **IMPARTIALITY** interest in item 10.1.6 Recreational Precinct Masterplan – Project Update by virtue of “with my son being a member of the Magpies and having an association with that Club”.

8 CONFIRMATION OF MINUTES

Moved Cr Rodda Seconded Cr Harkins

That the Minutes of the Ordinary Council Meeting held on Tuesday 24 April 2018 be confirmed as a true record of that meeting.

CARRIED 7/1

For: Mayor Angers and Crs Harkins, Pyvis, Rodda, Sadler, Tucak and Young

Against: Cr Boulter

9 PRESENTATIONS

9.1 PETITIONS

Nil

9.2 PRESENTATIONS

Nil

9.3 DEPUTATIONS

Nil

10 REPORTS OF OFFICERS

For the benefit of the members of the public present, the Mayor determined to consider Items 10.1.8, 10.1.10 and 10.1.12 at end of the officer recommendations and then returned to the published order of the agenda.

Moved Cr Rodda Seconded Cr Harkins

Items 10.1.8, 10.1.10 and 10.1.12 were to be dealt with 'en bloc' – all remaining items were withdrawn.

CARRIED 8/0

PLANNING**10.1.1 LOT 49, 17 AVONMORE TERRACE – FOUR, TWO STOREY DWELLINGS**

File Ref:	DA 3660
Attachments:	Applicant's submission and plans Photograph of site WAPC Subdivision Approval
Responsible Officers:	Mat Humfrey, Chief Executive Officer
Author:	Ed Drewett, Coordinator of Statutory Planning
Proposed Meeting Date:	22 May 2018
Author Disclosure of Interest:	Nil

SUMMARY

A planning application for four, two-storey dwellings was received by the Town on 5 January 2018 (amended 3 April 2018 and May 2018).

Given the assessment that has been undertaken, the recommendation is to conditionally approve the application.

BACKGROUND

Property Address:	Lot 49 (17) Avonmore Terrace
Zoning	MRS: Urban LPS: Residential R30
Use Class:	P (means the use is permitted providing it complies with the relevant development standards and requirements of the Scheme)
Development Scheme:	Local Planning Scheme No. 3 (LPS 3)
Lot Size:	1333m ²
Existing Land Use:	Vacant
Value of Development:	\$2.4 million

On 4 March 2015, the Western Australian Planning Commission (WAPC) conditionally approved four east-west orientated green-title lots on this site, against the advice of the Town. The proposed lots range in size from 330m² to 338m² and have frontages of between 7.30m to 7.45m in width.

A condition of the WAPC approval required that a Detailed Area Plan be prepared and approved that addressed the following:

- a) the arrangement of buildings, driveway locations and walls on boundaries,
- b) scale and form of the development; and
- c) how the development of the lots will ensure the protection of existing street trees

to the satisfaction of the Western Australian Planning Commission.

This approval lapsed on 4 March 2018. However, the WAPC has confirmed that additional time has been allowed to enable Council to issue a clearance letter following

its consideration of the development application which has been submitted in lieu of a Detailed Area Plan. The WAPC has also confirmed that even if a Detailed Area Plan had been submitted it would not have been binding on the owner or subsequent purchasers of the lots. Furthermore, if Council does not support the development application the WAPC may still approve the subdivision without a Detailed Area Plan being submitted.

STRATEGIC IMPLICATIONS

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

POLICY IMPLICATIONS

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

STATUTORY ENVIRONMENT

-) *Planning and Development Act 2005;*
-) *Planning and Development (Local Planning Schemes) Regulations 2015;*
-) *Local Planning Scheme No. 3;*
-) *Residential Design Codes.*

FINANCIAL IMPLICATIONS

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

STAFFING IMPLICATIONS

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

SUSTAINABILITY IMPLICATIONS

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

CONSULTATION

The application was advertised to 37 owners and occupiers of neighbouring properties, including opposite the site. Advertising was for 14 days and it closed on 18 April 2018. No submissions were received.

STAFF COMMENT

The table below is a summary of the planning assessment of the proposal against the provisions of the Town's LPS 3 and the Residential Design Codes (R Codes).

Where the proposal requires the exercise of discretion, the relevant planning element is discussed in the section of the report following this table.

Planning assessment	Complies	Requires exercise of discretion
Single dwelling(s)	✓	
Building height	✓	
Number of storeys	✓	
Street setback	✓	
Lot boundary setbacks	✓	
Open space	✓	
Setback to garages	✓	
Garage width		✓
Parking	✓	
Outdoor living areas	✓	
Street Surveillance	✓	
Street walls and fences	✓	
Sightlines	✓	
Vehicle access	✓	
Visual privacy	✓	
Solar access	✓	
Site works	✓	
Retaining walls	✓	
Outbuildings	✓	
External fixtures	✓	
Utilities and facilities	✓	
Matters to be considered by local government	✓	

LPS 3 – Garage width	Deemed-to-comply provision	Design principles
Requirement	Where a garage is located in front or within 1m of the building, a garage door and its supporting structures (or a garage wall where a garage is aligned parallel to the street) facing the primary street is not to occupy more than 50 per cent of the frontage at the setback line as viewed from the street. This may be increased to 60 per cent where an upper floor or balcony extends for the full width of the garage and the entrance to the dwelling is clearly visible from the primary	Visual connectivity between the dwelling and the streetscape should be maintained and the effect of the garage door on the streetscape should be minimised whereby the streetscape is not dominated by garage doors.

	street.	
Applicant's proposal	<p>No. 15 - 80 per cent garage width; No. 15A - 80 per cent garage width; No. 17 - 77 per cent garage width; No. 17A - 80 per cent garage width.</p> <p>The applicant has provided the following justification for the width of the garages.</p> <p>The garage door is setback 6.3m from the street boundary and garage floor level is set down equal or more than 1m from street level. Habitable space on the floor above on each lot extends towards the street by more than 1.1m from the garage line.</p> <p>The option of lowering the garage level further was considered however, the final ground levels of RL: 8.25 and RL: 8.55 were decided as a balance to have the entry door visible from the street and to reduce street presence of the garage doors. These levels also correlate with ground level entrances to neighbours HN 19 and HN 13a.</p>	

Comment

The articulated frontages of each of the proposed dwellings, the inclusion of major openings fronting the street, and the positioning of the garages partially below the street level will all ensure that adequate visual connectivity between the dwellings and the street is provided and the streetscape is not dominated by garage doors.

Additional landscaping within the front setback area, as suggested by the Design Advisory Panel (Panel), may further assist in reducing the visual impact of the garage doors. This has been discussed with the applicant and conditioned in the Officer's Recommendation. Amended plans received on 9 May 2018 also address this matter.

Conclusion

The garage door widths satisfy the Design Principles of the R Codes.

LPS 3 - Front setback (clause 5.3.7)	Scheme provision	Comment
Requirement	Despite anything contained in the R-Codes to the contrary, in the case of areas with a residential density of R30, the local government may require an R20 setback of 6m be applied, for the preservation of streetscapes, view corridors and amenity.	<p>The clause is only applicable to the upper floor of the proposed dwellings as these have a front setback less than 6m.</p> <p>As this clause is subjective the comments of the Panel were sought (see below).</p>

DESIGN ADVISORY PANEL

On 1 May 2018, the Panel reviewed the plans for the proposed development at 17 Avonmore Terrace.

The Panel was advised by officers of the WAPC's conditions of subdivision approval for the site and provided details of the planning assessment and applicant's submission. The Panel was also shown photographs of the existing streetscape and asked to comment on the proposed street setback and width of garages as well as provide any other general comments regarding the proposal.

The Panel made the following suggestions:

-) Additional landscaping could be provided within the front setback area of each of the proposed dwellings, particularly near the front entrances so as to reduce the amount of visible hardstand.
-) Council could consider additional street tree planting along Avonmore Terrace to assist in reducing the visual impact of the crossovers (subject to provision of adequate sightlines).
-) The steep driveway gradients could be reviewed as occupants may find it difficult to adequately see pedestrians or traffic when reversing out of the properties. However, it was also acknowledged that the driveway gradients could only be reduced by increasing the height of the garages which would then have a greater visual impact on the street and likely extend the overall building heights above that permitted under LPS 3.

CONCLUSION

The conditional approval of the narrow east-west orientated lots by the WAPC restricts Council in its consideration of the proposed design layout and density of the site. However, the applicant's decision to submit a development application rather than a Detailed Area Plan provides Council an opportunity to consider the details of the proposal and to impose conditions it considers are appropriate.

The proposed development satisfies LPS 3 and the deemed-to-comply provisions of the R Codes (except for the width of the garages), and it has not attracted any submissions from neighbouring owners or occupiers despite being widely advertised. It was also generally supported by the Design Advisory Panel.

QUESTIONS PROVIDED BY CR TUCAK – EMAILED 15 MAY 2018

- Q1. Could you clarify tonight what changes were in the 9 May 2018 amended plans?
 - A1. The amended plans show additional landscaping within the front setback area as suggested by the Design Advisory Panel.
- Q2. Could you clarify which of the conditions reflect the specific discretion issues – is it 9 dealing with the additional landscaping, or also 7 (1.5 tree setback) or others?
 - A2. A condition is not necessary for the discretion issue (garage widths). The officer recommendation is that the garage widths be supported as shown on the submitted plans. Condition 9 will ensure that the additional landscaping shown in the amended plans received 9 May 2018 is actually implemented. Condition 7 is a standard condition regarding construction of crossover(s). I added the 1.5m

tree setback as this is consistent with the Town's crossover application requirements and will assist in protecting the street tree over the longer term.

- Q3. Can you confirm each Design Advisory Panel expert member has approved: (i) the suggestions as they are written in the Report; and (ii) that they "generally support" this development?
- A3. There were no minutes of the DAP meeting but at the end of the meeting I summarised my understanding of the proceedings to the Panel members which I have included in the Agenda Forum report. However, as Chair of the DAP you may have an alternative understanding in which case you may wish to raise this tonight.

VOTING

Simple majority.

OFFICER RECOMMENDATION

Moved Mayor Angers Seconded Cr Young

THAT Council GRANT planning approval for four, two-storey dwellings on Lot 49 (No. 17) Avonmore Terrace, Cottesloe, as shown on the plans received 3 April 2018 and 9 May 2018, subject to the following conditions:

1. All construction work shall be carried out in accordance with the *Environmental Protection (Noise) Regulations 1997, Regulation 13 -Construction sites*.
2. The external profile of the development as shown on the approved plans shall not be changed, whether by the addition of any service plant, fitting, fixture or otherwise, except with the written consent of the Town.
3. All water draining from roofs and other impermeable surfaces shall be directed to garden areas, sumps or rainwater tanks within the development site, where climatic and soil conditions allow for the effective retention of stormwater on-site.
4. Air-conditioning plant and equipment shall be located closer to the proposed dwellings than adjoining buildings, and suitably housed or treated as may be necessary to ensure that sound levels do not exceed those specified in the Environment Protection (Noise) Regulations 1997.
5. The roof and wall surfaces shall be treated to reduce glare if Council considers that the glare adversely affects the amenity of adjoining or nearby neighbours following completion of the development.
6. The finish and colour of the northern and southern boundary walls shall be to the satisfaction of the Town.
7. A separate application for the construction of the new crossovers, meeting Australian Standards shall be submitted for approval by the Town, with a minimum distance of 1.5m being provided to the existing street tree.
8. All vehicle sightlines shall satisfy the relevant deemed-to-comply provisions of the Residential Design Codes, details of which shall be submitted with the Building Permit application.
9. The width of the driveways and crossovers shall be kept to a minimum with additional landscaping replacing hardstand in the front setback area, where

possible. Details to be submitted at the Building Permit stage to the satisfaction of the Town.

10. A comprehensive Construction Management Plan must be submitted to the satisfaction of the Town prior to the issue of a Building Permit, and shall address (amongst other things): traffic management and safety for the streets; worker parking, including off-site parking in consultation with and approval by the Town; and verge and tree protection.
11. The applicant/owner shall be responsible for producing a comprehensive dilapidation report, to the satisfaction of the Town, to ascertain and monitor any damage caused to neighbouring properties as a result of the construction works, with copies being provided to the Town and relevant neighbours in order to consider any repairs required.
12. Finalisation of the subdivision issued by the Western Australian Planning Commission on 4 March 2015 (Application No: 150995) and new Certificates of Title being issued for the proposed lots prior to issue of a Building Permit.

Advice Notes:

1. The applicant/owner is responsible for ensuring that all lot boundaries shown on the approved plans are correct and that the proposed development is constructed entirely within the owner's property.
2. The owner/applicant is responsible for applying to the Town for a Building Permit and to obtain approval prior to undertaking construction of the development.

AMENDMENT

Moved Cr Tucak Seconded Cr Young

That the wording at Condition 9 be changed to replace 'where possible' with 'to the fullest extent'.

CARRIED 8/0

COUNCIL RESOLUTION

THAT Council GRANT planning approval for four, two-storey dwellings on Lot 49 (No. 17) Avonmore Terrace, Cottesloe, as shown on the plans received 3 April 2018 and 9 May 2018, subject to the following conditions:

1. **All construction work shall be carried out in accordance with the *Environmental Protection (Noise) Regulations 1997, Regulation 13 - Construction sites.***
2. **The external profile of the development as shown on the approved plans shall not be changed, whether by the addition of any service plant, fitting, fixture or otherwise, except with the written consent of the Town.**
3. **All water draining from roofs and other impermeable surfaces shall be directed to garden areas, sumps or rainwater tanks within the development site, where climatic and soil conditions allow for the effective retention of stormwater on-site.**
4. **Air-conditioning plant and equipment shall be located closer to the proposed dwellings than adjoining buildings, and suitably housed or**

- treated as may be necessary to ensure that sound levels do not exceed those specified in the Environment Protection (Noise) Regulations 1997.
5. The roof and wall surfaces shall be treated to reduce glare if Council considers that the glare adversely affects the amenity of adjoining or nearby neighbours following completion of the development.
 6. The finish and colour of the northern and southern boundary walls shall be to the satisfaction of the Town.
 7. A separate application for the construction of the new crossovers, meeting Australian Standards shall be submitted for approval by the Town, with a minimum distance of 1.5m being provided to the existing street tree.
 8. All vehicle sightlines shall satisfy the relevant deemed-to-comply provisions of the Residential Design Codes, details of which shall be submitted with the Building Permit application.
 9. The width of the driveways and crossovers shall be kept to a minimum with additional landscaping replacing hardstand in the front setback area, to the fullest extent possible. Details to be submitted at the Building Permit stage to the satisfaction of the Town.
 10. A comprehensive Construction Management Plan must be submitted to the satisfaction of the Town prior to the issue of a Building Permit, and shall address (amongst other things): traffic management and safety for the streets; worker parking, including off-site parking in consultation with and approval by the Town; and verge and tree protection.
 11. The applicant/owner shall be responsible for producing a comprehensive dilapidation report, to the satisfaction of the Town, to ascertain and monitor any damage caused to neighbouring properties as a result of the construction works, with copies being provided to the Town and relevant neighbours in order to consider any repairs required.
 12. Finalisation of the subdivision issued by the Western Australian Planning Commission on 4 March 2015 (Application No: 150995) and new Certificates of Title being issued for the proposed lots prior to issue of a Building Permit.

Advice Notes:

3. The applicant/owner is responsible for ensuring that all lot boundaries shown on the approved plans are correct and that the proposed development is constructed entirely within the owner's property.
4. The owner/applicant is responsible for applying to the Town for a Building Permit and to obtain approval prior to undertaking construction of the development.

CARRIED 6/2

**For: Mayor Angers, Crs Rodda, Tucak, Sadler, Young and Harkins
Against: Crs Boulter and Pyvis**

ENGINEERING**10.1.2 CONGDON STREET BRIDGE REPLACEMENT – MRWA BRIEFING**

File Ref:	SUB/2566
Attachments:	4 Options
Responsible Officer:	Mat Humfrey, Chief Executive Officer
Author:	Denise Tyler-Hare, Project Manager
Proposed Meeting Date:	22 May 2018
Author Disclosure of Interest:	Nil

SUMMARY

The Council is requested to endorse a proposed option for the replacement of Congdon St Bridge.

BACKGROUND

On the 19th April 2018, Main Roads WA briefed a number of Elected Members on the proposed Congdon Street Bridge Replacement Project.

The current bridge was constructed in 1910, and is comprised of a 5 span, 6.7m wide (between lanes) and 30m long bridge. It has a restricted load limit, and a vertical clearance of 4.6m, when the PTA have a requirement for 5.4m minimum. The footpath is insufficient, and the traffic barriers are sub-standard. There is approximately 3000 vehicles per day that use the bridge. The current bridge has a level of service of A, however, it is noted that there is significant congestion during AM and PM peak school periods.

MRWA have prepared a number of options for the replacement of the bridge. They have considered the optimal geometric location, cost effectiveness and land requirements, as well as impacts on existing Norfolk Island Pines, parking and impact to businesses during construction. The project is currently unfunded but there is a possibility funds may soon be available.

The options are as follows:

Option 1 – New alignment between Saladin St Roundabout on Claremont Cres in the north and new proposed roundabout at intersection of Railway Rd/Barnfield Rd & Parry Rd (dual divided carriageway) in south;

Option 2 - New alignment between Saladin St Roundabout and new 3 leg roundabout at Railway St / Windsor St intersection with Windsor St converted to Cul-de-sac;

Option 3 – Reconstruction and widening on existing alignment with widening to the east to accommodate one northbound lane + two southbound lanes linking into existing T intersections;

Option 4 - Same as Option 3 but with a new 3 leg roundabout at Claremont Crescent and Railway Street with Windsor St converted to Cul-de-sac;

The options are divided into two categories:

- Offline – Options 1 & 2
- Online – Options 3 & 4

‘Offline’ means construction occurs on a new alignment without impacting daily traffic demands. After completion of the new bridge the old bridge is then removed thus minimising disruption. Alternatively ‘Online’ means the existing structure is closed for the duration of replacement works (approx. 9 months).

Therefore, Options 3 and 4 will result in disruption to businesses and residents for approximately 9 months, which is untenable due to the impacts on businesses and the community. This precludes options 3 and 4 from further consideration.

Option 2 is preferred by MRWA as it provides a safer solution and improved traffic flows. This option is also supported by the PTA who have requested an extension of the rail station to cater for a proposed additional train carriage in the future.

One of the primary concerns with Option 1 is that it is not pedestrian friendly as it disconnects users and diverts them away from the central community/shopping precinct.

Pedestrian access for Option 2 is better but it needs to include provisions on both sides of the structure for pedestrians to enable better connectivity;

The proposed design speed would be 40 km/hr.

Items that were discussed by Elected Members at the briefing include roundabout treatments, aged care on both sides to be considered, and integration of the PSPs, resulting in potentially putting PSPs on both sides of the bridge.

Some landscaping will be included in the project, but MRWA intend to liaise early with local governments to determine if any additional landscaping could be incorporated.

STRATEGIC IMPLICATIONS

There are no apparent strategic implications arising from this proposal.

POLICY IMPLICATIONS

There are no apparent policy implications arising from this proposal.

STATUTORY ENVIRONMENT

MRWA have jurisdiction over this bridge, and all approvals will be undertaken by them.

FINANCIAL IMPLICATIONS

There is currently no budget for this project, however the only foreseeable financial implication to the Town would be additional landscaping or footpaths/active transport works that may be needed.

STAFFING IMPLICATIONS

There are no apparent staffing implications arising from this proposal.

SUSTAINABILITY IMPLICATIONS

The design approach considers sustainability and the long term maintenance and management of the bridge. This will be undertaken by MRWA.

CONSULTATION

-) Town of Cottesloe and Town of Claremont Elected Members
-) Town of Cottesloe Staff
-) MRWA Staff

STAFF COMMENT

Officers have reviewed the options, and agree with the MRWA assessment that the preferred option is Option 2, subject to inclusion of a PSP on both sides of the bridge.

QUESTIONS PROVIDED BY CR TUCAK – EMAILED 15 MAY 2018

- Q1. Could you clarify the MRWA process following Council's endorsement – is it to be returned to Council for any future input? Is there any community consultation on it?
- A1. Following Council's endorsement, it will be put out to community consultation by MRWA. MRWA have also indicated their intent to include us in the consultation, and also input into the design.
- Q2. Would the community and businesses be consulted on whether they may accept a 9 month closure of "online" options (3 and 4) if it meant a better ultimate solution?
- A2. I'm sure that could be part of the consultation, but will confirm with MRWA.

QUESTIONS PROVIDED BY CR SADLER – EMAILED 15 MAY 2018

- Q1. Would it be possible for the Town to submit design principles at this stage to the MRWA that accompanies the recommendation for the preferred option for the Congdon Bridge? (E.g. design speeds, type of pedestrian crossings etc.) If so, how can this be progressed?
- A1. If Council were to endorse an option with some further guidance to MRWA, it would simply be a matter of having that in the resolution. (ie – endorse option 2, subject to the following being considered at the detailed design phase).

VOTING

Simple Majority

OFFICER RECOMMENDATION

That the Council ENDORSE the proposed option 2 for the Congdon Street Bridge Replacement being undertaken by MRWA.

PROCEDURAL MOTION

Moved Cr Boulter Second Cr Young

DEFER consideration of this matter until Council have had the opportunity to consider the points made by Mr Cownie tonight and for the Design Advisory Panel to provide input.

CARRIED 8/0

10.1.3 TREE VALUATION – PROPOSED BRIEF

File Ref: SUB/2602
Attachments: Project Brief Request for Tender
Responsible Officer: Mat Humfrey, Chief Executive Officer
Author: Denise Tyler-Hare, Project Manager
Proposed Meeting Date: 22 May 2018
Author Disclosure of Interest: Nil
Elected Member Disclosure of Interest:

Cr Pyvis declared an **IMPARTIALITY** interest in this item by virtue of “I am a committee member of West Tree Canopy Committee”.

SUMMARY

The Council is requested to approve the proposed project brief and associated budget for tendering purposes.

BACKGROUND

To ensure Council is compliant with statutory regulations and WA Local Government Circular Number 02-2016, a comprehensive revaluation of Council’s infrastructure assets will be due as at 30 June 2018.

The Town prepared a Project Brief for these works, and as part of the process, determined within the works to undertake a separate valuation for the valuation and management of trees throughout the Town.

The proposed Project Brief attached requires the development of a tree valuation model specific to Cottesloe, and then using the model to undertake the valuation of trees and finally the preparation of a management plan.

Valuation and asset management form a large part of sustainable tree planting and maintenance practices, and it is anticipated that this project will have a large impact on improving the Town’s sustainability.

STRATEGIC IMPLICATIONS

The implementation of the tree valuation project is identified in the *Strategic Community Plan 2013 to 2023*.

Priority Area Five Providing sustainable infrastructure and community amenities indicates a major strategy to develop a long term asset management plan.

POLICY IMPLICATIONS

The Tree Valuation and Management Plan will need to comply with the following policies:

-) Town of Cottesloe Street Trees Policy
-) Town of Cottesloe Streetscape Design Policy and Manual
-) Climate Change (Human Enhanced) Policy

STATUTORY ENVIRONMENT

Local Government Act 1995

Local Government Regulations 1996

FINANCIAL IMPLICATIONS

There is currently no budget for this project, so a budget amendment will be required. It is anticipated that the project will cost approximately \$100,000.

STAFFING IMPLICATIONS

The current resourcing within the Town is at capacity, so this project may not be undertaken until the next financial year.

SUSTAINABILITY IMPLICATIONS

The design approach will cover issues such as sustainability and the long term maintenance and management of the trees.

CONSULTATION

-) Reserves, Parks and Playgrounds Committee
-) Town of Cottesloe Staff

The Reserves, Parks and Playgrounds Committee has reviewed the proposed project brief and endorsed it to go to a public tender, subject to a minor amendment regarding qualifications and inclusion of the following information relevant to policies:

- o It is noted that the Town's mission statement is
"To preserve and improve Cottesloe's natural and built environment and beach lifestyle by using sustainable strategies in consultation with the community."
- o The Strategic Community Plan 2013 to 2023 Priority Area 5 Providing sustainable infrastructure and community amenities indicates a major strategy to develop a long term asset management plan.

STAFF COMMENT

The Town can undertake this project in the 2018/2019 financial year, subject to the funds being allocated in the 2018/2019 Budget (yet to be adopted).

It is anticipated that once the initial plan is set up, the external costs will comprise a review every 3-6 years. However the management plan/software is proposed to be set up so that regular updates can be undertaken internally.

VOTING

Absolute Majority

OFFICER RECOMMENDATION

That the Council ACCEPT the proposed project Tree Valuation brief for tender.

PROCEDURAL MOTION

Moved: Cr Young Seconded: Cr Harkins

That this item be DEFERRED pending amendment to the proposed brief to delete reference to the tree valuation process.

AMENDMENT

Moved: Cr Tucak Seconded: Cr Boulter

That the motion be amended such that it now reads:

That this item be deferred pending consideration of the proposed brief to delete reference to the tree valuation process.

LOST 3/5

For: Crs Tucak, Boulter and Pyvis

Against: Mayor Angers, Crs Rodda, Sadler, Young and Harkins

SUBSTANTIVE MOTION

CARRIED 5/3

For: Mayor Angers, Crs Rodda, Sadler, Young and Harkins

Against: Crs Tucak, Boulter and Pyvis

10.1.4 NAPOLEON STREET – TREE REPLACEMENT – SPECIES

File Ref: SUB/2509
Attachments: Original Proposed Species Options
Responsible Officer: Mat Humfrey, Chief Executive Officer
Author: Denise Tyler-Hare, Project Manager
Proposed Meeting Date: 22 May 2018
Author Disclosure of Interest: Nil

SUMMARY

The Council is requested to approve the use of 400L Liquidambar Styraciflua Rotundiloba.

BACKGROUND

At the 26 September 2017 Ordinary Meeting of Council it was resolved:

THAT Council approve preference 1 Liquidambar (Liquidambar Styraciflua) as the replacement tree species for Napoleon Street.

Carried 8/0

The contract has been tendered and awarded to LD Total as per the Ordinary Council Meeting in February 2018:

ACCEPT Option One as presented by LD Total and award the contract for Napoleon Street Tree Replacement to LD Total as per the tender they have supplied, shown in the confidential attachment.

Carried 8/1

LD Total have visited a number of tree farms, and had settled on an alternate supplier providing 500L trees as per the following image. The preferred supplier, Ellenby, had no Liquidambar Styraciflua available, as they had all recently been placed on hold for another purchaser.

The Town requested Arbor Carbon to review these trees and their recommendation was to not proceed with trees from the alternate supplier.

Ellenby has subsequently advised that they have 400L Liquidambar Styraciflua Rotundiloba variety in stock. These have a more circular leaf shape, and drop fewer fruits than the common species:



Arbor Carbon have also reviewed these, and they support using these trees. These trees were originally preferred by Arbor Carbon, however, at the time, they had been noted as somewhat untried in such a space.

Arbor Carbon have noted that the species are untested in this specific environment however the quality of the root system will far outweigh any differences between cultivars when it comes to how the trees thrive.

These trees have been put on hold, and have been inspected on May 9th 2018, with Paul Barber from Arbor Carbon in attendance. These have been confirmed as acceptable for the project.

STRATEGIC IMPLICATIONS

Strategic Community Plan 2013 to 2023

Priority Area Four: Managing Development.

Priority Area Five: Providing sustainable infrastructure and community amenities.

Corporate Business Plan 2014 – 2018

Priority Area Four: Managing Development.

Priority Area Five: Providing sustainable infrastructure and community amenities.

POLICY IMPLICATIONS

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

STATUTORY ENVIRONMENT

Local Government Act 1995

Local Government Regulations 1996

FINANCIAL IMPLICATIONS

There may be a slight variation in price for these trees, in the order of \$50-\$100 per tree (\$800 - \$1600 in total).

STAFFING IMPLICATIONS

There are no perceived staffing implications arising from the Officer Recommendation.

SUSTAINABILITY IMPLICATIONS

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

CONSULTATION

-) Town of Cottesloe Staff
-) Elected Members
-) Arbor Carbon
-) Landscape Architects and Contractors

Note that it is not anticipated that there is a need to consult the community on the change in species, given it's close proximity to the current selected and approved species.

STAFF COMMENT

The trees have been reviewed, and based on queries raised by Elected Members in the Briefing Forum, the following additional information is provided.

The trees on hold are the same species as the Liquidambar Styraciflua, just a different cultivar (Liquidambar Styraciflua Rotundiloba), with only very slightly different characteristics. This particular cultivar's difference to the Liquidambar Styraciflua is only that the leaves have more rounded lobed leaves and are very low flowering/fruiting. The canopy structure and size is very similar to the Liquidambar Styraciflua.

Larger trees (1000Lt) of the Liquidambar Styraciflua species are available at Ellenbys, but they are in-ground transplants so will require significant preparation time, and significantly higher cost to supply and install. These would only be able to be installed in January – February 2019.

If it were preferred to use the Liquidambar Styraciflua, then Ellenbys will not have 400L Liquidambar Styraciflua available for planting until Christmas 2019.

The canopy of the Liquidambar Styraciflua Rotundiloba will be similar to the Liquidambar Styraciflua. These trees are fruitless/semi-fruitless, and similar to most deciduous species, will drop leaves for approximately 4 weeks, similar to the Liquidambar Styraciflua. The best example of the species planted is as per the image below, which is about 15 years old. The ones on hold for Napoleon Street are 6-7 years old. Depending on climate conditions, LD Total anticipate about 30% canopy growth by the end of the year.

**VOTING**

Absolute Majority

OFFICER RECOMMENDATION

THAT Council AUTHORISE the change in species for the Napoleon Street trees to Liquidambar Styraciflua Rotundiloba.

PROCEDURAL MOTION

Moved Cr Rodda Seconded Cr Pyvis

Move that the matter be DEFERRED for not more than a month, which will give the town time to investigate;

- 1. The effects of younger trees**
- 2. The Claremont examples of alternate species**
- 3. Quantify any sunk costs with existing tender if it is not progressed 2018**
- 4. Expert inspection of alternate supplier.**

CARRIED 8/0

10.1.5 TOWN OF COTTESLOE SKATE PARK FEASIBILITY STUDY – PROJECT BRIEF

File Ref: SUB/2617
Attachments: Skate Park Feasibility Study – Project Brief
Confidential
Responsible Officer: Mat Humfrey, Chief Executive Officer
Author: Denise Tyler-Hare, Project Manager
Proposed Meeting Date: 22 May 2018
Author Disclosure of Interest: Nil

SUMMARY

The Council is requested to approve the proposed project brief for tender, for the skatepark feasibility study.

BACKGROUND

A petition containing over 1000 signatures was presented to Council at the September 2017 Ordinary Meeting of Council.

Community skateparks provide a safe and challenging place for skaters of all levels to develop as athletes

Council resolved to:

1. *Assess the feasibility of constructing a permanent skatepark facility(Skatepark) in the Town of Cottesloe for public recreational use, with the preferred location being at Grant Marine Park Playground (Preferred Location) on the Corner of Marine Parade and Grant Street (Assessment).*
2. *The Assessment to include consideration of the following:*
 - a. *The suitability of the Preferred Location for the Skatepark and, if determined unsuitable, determination of alternative locations for a Skatepark;*
 - b. *The appropriate size of the Skatepark for its recommended location;*
 - c. *The estimated cost of construction of the Skatepark;*
 - d. *The funding alternatives (including the sourcing of available grants) available to enable the construction of the Skatepark in the Town in the immediate term; and*
 - e. *A likely timeframe for construction of a Skatepark in the Town in the immediate term.*
3. *The outcomes of the Assessment to be detailed in an Officers Report to be included in the Agenda for the Council Meeting to be held in December 2017.*

CARRIED 8/0

Since this time, the Town has undertaken preliminary investigations on the following locations:

-) Grant Marine Park;

-) John Black Dune Park;
-) Marine Parade (west of car park 2);
-) Isolated;
-) Railway Street; and,
-) Sea View Golf Club/Harvey Fields.

Preliminary research has been undertaken to determine suitable locations, costs, funding opportunities and construction timeframes, and this can be found in the November 2017 Ordinary Council Meeting minutes.

At the April 2018 Ordinary Council Meeting, the Council resolved:

That the Town of Cottesloe administration prepare a draft brief to be brought to Council on the feasibility of a skatepark located in Cottesloe.

CARRIED 8/0

STRATEGIC IMPLICATIONS

This project is not currently included in the Strategic Community Plan 2013 to 2023.

POLICY IMPLICATIONS

There are no perceived policy implications arising from the Officer Recommendation.

STATUTORY ENVIRONMENT

Local Government Act 1995

Local Government (Functions and General) Regulations 1996

FINANCIAL IMPLICATIONS

There are no funds currently listed in the Five Year Capital Works Program for the provision of a skate park. This project will be pending the inclusion of a budget amount in the 2018/2019 budget which is yet to be adopted.

STAFFING IMPLICATIONS

The Town of Cottesloe currently has a number of large strategic projects including the Foreshore Renewal, Beach Access Path Upgrade, Ocean Pool and New Depot and also the minor capital works projects. The consultation, design and construction of a skate park would likely result in the requirement to increase current staffing resources.

SUSTAINABILITY IMPLICATIONS

Permeable space will be reduced as a result of a skate park.

CONSULTATION

-) Town of Cottesloe Staff
-) Elected Members

Reserves, Parks and Playgrounds Committee

STAFF COMMENT

As a result of the information researched last year, the Town has prepared a draft project brief for a skate park location feasibility study, in line with the Committee's and Council's requests. As such it is recommended to proceed to calling for tenders.

VOTING

Simple Majority

OFFICER RECOMMENDATION

Moved Cr Rodda Seconded Cr Young

THAT Council approve the Proposed Skate Park Location Feasibility Study Project Brief for the calling of tenders, subject to a budget allocation in the 2018/2019 budget.

AMENDMENT

Moved: Cr Boulter Seconded: Cr Pyvis

That the following words be added to the officer recommendation:

- 2. Community Consultation, including Community and Councillor workshops will be held prior to the first draft of the Feasibility Study being prepared.**

CARRIED 7/1

**For: Mayor Angers, Crs Rodda, Tucak, Boulter, Sadler, Pyvis and Harkins
Against: Cr Young**

COUNCIL RESOLUTION

THAT Council

- 1. APPROVE the Proposed Skatepark Location Feasibility Study Project Brief for the calling of tenders, subject to a budget allocation in the 2018/2019 budget; and**
- 2. Community Consultation, including Community and Councillor workshops will be held prior to the first draft of the Feasibility Study being prepared.**

CARRIED 8/0

10.1.6 RECREATIONAL PRECINCT MASTERPLAN – PROJECT UPDATE

File Ref: SUB/2391
Attachments: Town of Cottesloe Recreation Precinct Masterplan
Responsible Officer: Mat Humfrey, Chief Executive Officer
Author: Denise Tyler-Hare, Project Manager
Proposed Meeting Date: 22 May 2018
Author Disclosure of Interest: Nil
Elected Member Disclosure of Interest:

Cr Young declared an **IMPARTIALITY** interest in this item by virtue of “my son being a member of the Magpies and having an association with that Club”.

SUMMARY

The Council is requested to review the proposed Recreation Precinct Masterplan prepared by Aecom, and determine how to proceed.

BACKGROUND

The Corporate Business Plan, Priority Area 5, Action C indicates the Town is to Undertake a needs analysis and develop a master plan for the sport and recreation facilities at the “Seaview Site”

In accordance with the above, AECOM have been engaged to undertake this and have prepared a Town of Cottesloe Recreation Precinct Situational Analysis and draft masterplan.

The preliminary information was presented to the Council in February, and the draft masterplan presented here.

STRATEGIC IMPLICATIONS

The implementation of the masterplan is identified in the Corporate Business Plan Priority Area 5, Action C as noted above.

POLICY IMPLICATIONS

The masterplan and associated community consultation will need to comply with the following Town of Cottesloe policies:

-) Asset Management Policy;
-) Community Consultation Policy; and,
-) Disability Access and Inclusion Plan Policy.

STATUTORY ENVIRONMENT

Local Government Act 1995

Local Government Regulations 1996

The works also sit within a heritage listed area, and so all works would be subject to approval from the State Heritage Office.

FINANCIAL IMPLICATIONS

A draft cost estimate has been undertaken and is contained within the report, which, including all site works, demolition and building works, consultant fees, a 20% construction contingency and escalation, is \$105.7M, anticipated to be spent over approximately 10 years, commencing in 2020. The works are proposed to be staged as per the information enclosed.

The facilities proposed are iconic and will be world class, befitting the site, and as such, it is anticipated that various funding sources will be available – government, sporting associations, and community – both private and business related. It is not anticipated the full cost will be met by the rate payer.

It is noted that items such as the irrigation for the golf course, the Anderson Pavilion, and the Golf Club building will need significant works over the next 10 years in any case, which will result in significant costs. The cost of implementing the Masterplan should not be viewed as entirely additional in that sense.

STAFFING IMPLICATIONS

Resources are currently quite constrained and community consultation would likely be able to be undertaken in the next two months, but may impact other workload.

SUSTAINABILITY IMPLICATIONS

The design approach will cover issues such as sustainability and the long term maintenance and management of the precinct.

CONSULTATION

-) Elected Members
-) Key stakeholders
-) Town of Cottesloe Staff

STAFF COMMENT

The proposed masterplan has been reviewed, and is considered to be a significant improvement in terms of functionality, aesthetics, use of space, and efficiency. Obviously the cost cannot be met within current budgets, but if the overall concept is supported, staging of the works and external funding support could see these improvements made over a 10 year period.

The intent from here would be to meet with the key stakeholders, including clubs and neighbours, for their input, and feed these changes back to Aecom for any updates to the plan. Then the report, and an executive summary would be advertised online and in the local newspapers, and with hard copies at both the Library and the Town. The consultation would be open for 4 weeks, and it may be that once the feedback is incorporated into the masterplan, it will need to be readvertised to address any changes.

It is noted that the \$105 million is the full package, and to a high standard. Elements of the plan can be undertaken at different times and costs will be adjusted depending on the scope and timing of works.

It is also noted that this is a first draft, and it is anticipated that there will be changes as a result of community consultation. Council can choose to indicate in the resolution how long and when they would like the communication to be undertaken, and it is anticipated

that following the first round of feedback, there will be a number of iterations before the plan is completed. Below is an indication of the anticipated process, and this feedback cycle will continue as long as it takes to determine a plan that the stakeholders, community and Council are happy with.



VOTING

Simple Majority

OFFICER RECOMMENDATION

That the Council ENDORSE the draft Recreation Precinct Masterplan, for the purpose of community consultation in accordance with the Town's Community Consultation Policy.

PROCEDURAL MOTION

Moved: Cr Young Seconded: Cr Sadler

That Council DEFER consideration of the Master Plan to allow for further consultation with key stakeholders and neighbours prior to the Master Plan being resubmitted for Council's consideration.

CARRIED 6/2

For Mayor Angers, Crs Rodda, Tucak, Young, Sadler and Harkins
Against: Crs Boulter and Pyvis

10.1.7 PARKING PROHIBITION REQUEST – NORTH STREET

File Ref: SUB/241
Attachments: Exiting Arrangements
Proposed Arrangements
Responsible Officer: Mat Humfrey, Chief Executive Officer
Author: David Lappan, Engineering Technical Officer
Proposed Meeting Date: 22 May 2018
Author Disclosure of Interest: Nil

SUMMARY

Council is requested to consider the standardization of the parking prohibition type along a section of North Street to 'No Stopping – Road or Verge.'

BACKGROUND

A resident of Cottesloe has written to the Town regarding the difficulty they experience when exiting Right Of Way 1 (ROW1) onto North Street. The sight distance is occasionally blocked by a vehicle that parks on the verge of 2/60 North Street.



Figure 1: Area for assessment

The Town has monitored the location and has found that there is one particular vehicle that parks on the verge of 2/60 North Street. The vehicle is rarely parked at this location and most of the time there are no vehicles parked on the verge.



Figure 2: Observed parking arrangement when the vehicle is present

The Town received a request from the same resident in 2015. At the time the Town did not support the request.

At the February 2018 Ordinary Council Meeting it was resolved:

'That consideration of this Item be deferred to allow Council to gain a better understanding of any adjacent verge parking anomalies.'

The Area has been investigated and a plan has been prepared showing the existing parking prohibitions and proposed arrangements.

STRATEGIC IMPLICATIONS

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

POLICY IMPLICATIONS

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

STATUTORY ENVIRONMENT

Local Government Act 1995

Local Government (Functions and General) Regulations 1996

FINANCIAL IMPLICATIONS

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

STAFFING IMPLICATIONS

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

SUSTAINABILITY IMPLICATIONS

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

CONSULTATION

-) Town of Cottesloe Staff
-) 60 North Street

STAFF COMMENT

It is recommended to support the request to make parking restrictions uniform and improve potential sight line obstructions to North Street.

VOTING

Simple Majority

OFFICER RECOMMENDATION

Moved Cr Boulter Second Cr Pyvis

That Council AUTHORISE the prohibiting of parking on the road and verge along North Street, between Broome Street and Marine Parade.

PROCEDURAL MOTION

Moved Cr Young Second Cr Rodda

Deferred to allow for a considered submission from the owners of 60 North Street.

LOST 3/5

For: Crs Rodda, Tucak and Young

Against: Mayor Angers, Crs Boulter, Sadler, Pyvis and Harkins

SUBSTANTIVE MOTION

CARRIED 8/0

10.1.8 COTTESLOE PYLON – PROGRESS UPDATE AND REQUEST FOR APPROVAL

File Ref:	SUB/2453
Attachments:	Nil
Responsible Officer:	Mat Humfrey, Chief Executive Officer
Author:	Denise Tyler-Hare, Project Manager
Proposed Meeting Date:	22 May 2018
Author Disclosure of Interest:	Nil

SUMMARY

The Council is requested to review the project update, and authorise approval of one option moving forward.

BACKGROUND

At the Special April 2018 Council Meeting, the Council resolved to

1. *To ensure all future options in relation to the pylon remain available to the Town, approve the variation for the 3m anchors of \$28,620.00 exc. GST.*
2. *Approve the continuation on site of the currently contracted works with the current methodology.*
3. *Investigate the requirement for, and costs of, rectification works to the bell component of the pylon, and also the scope and costs of alternatives such as a commissioned sculptural solution or a recreational facility;*
4. *Investigate whether any existing performance guarantees in relation to previous works undertaken in relation to the bell component remain in force.*
5. *Undertake community consultation to determine its desire to:*
 - a. *preserve the pylon in its current form and position;*
 - b. *pursue a sculptural solution to replace or augment the existing bell component in its current position; and*
 - c. *install a recreational facility (pontoon) in the current location.*
6. *Including costings once known and noting what has already been spent on the preservation of the pylon.*

Current works

Previously it was thought the works would not be able to be undertaken until November, however a period of unseasonal weather has led to an opportunity to undertake the works. These anchor works occurred from the 16th – 19th May, and will be tested later this week. It is expected that the remainder of the works will now proceed uninhibited by the weather.

Future works

As a result of the media coverage around the last meeting, a number of community members have stepped forward to offer to contribute to repair the bell component of the pylon, or to donate pro bono engineering to maintain the pylon in its current form.

An informal conversation with the State Heritage Office has indicated that the significance of the heritage listing is in the fact that the pylon is there, and looks as it does. Removal of the pylon, without replacement in its current form, would be unlikely to get their approval.

National Trust

Representatives of the Town have met with the National Trust (WA) who have offered assistance to the Town. The assistance would be to set up an appeal for the Pylon under the auspices of the National Trust (WA), which would make any donation to the Pylon tax deductible. There is no cost to the Town to establish or maintain the appeal, although some staff time would be needed.

STRATEGIC IMPLICATIONS

There are no perceived strategic implications arising from the Officer Recommendation.

POLICY IMPLICATIONS

There are no perceived policy implications arising from the Officer Recommendation.

STATUTORY ENVIRONMENT

Local Government Act 1995

Local Government Regulations 1996

FINANCIAL IMPLICATIONS

The current budget for these works is \$243,500 in the 2017/2018 Capital Works Budget. The current project works are \$192,100.00, and a variation of \$28,600 was approved at the April Special Council Meeting. As such the project is still within budget.

If private donations are able to be obtained, the overall project cost maybe less than originally thought.

STAFFING IMPLICATIONS

There are no perceived staffing implications arising from the Officer Recommendation. The project will be superintended by Wood and Grieve Engineers, and sufficient funds exist in the budget for superintendency.

SUSTAINABILITY IMPLICATIONS

There are no perceived sustainability implications arising from the Officer Recommendation.

CONSULTATION

-) Town of Cottesloe Staff
-) Elected Members

STAFF COMMENT

Officers recommendations in this report appear below.

After discussing the process involved in establishing the appeal with the National Trust (WA), it is also recommended to proceed with this option.

VOTING

Simple Majority

OFFICER RECOMMENDATION AND COUNCIL RESOLUTION

Moved Cr Rodda Seconded Cr Harkins

THAT Council AUTHORISE the establishment of an appeal in the partnership with the National Trust (WA), to raise funds for the Pylon.

CARRIED 8/0

10.1.9 CAR PARK 1 – INTERIM WORKS

File Ref: SUB/2531
Attachments: Sketch of Problematic Areas
Responsible Officer: Mat Humfrey, Chief Executive Officer
Author: Denise Tyler-Hare, Project Manger
Proposed Meeting Date: 22 May 2018
Author Disclosure of Interest: Nil

SUMMARY

The Council is requested to review the proposed interim works and determine whether to proceed.

BACKGROUND

At the March 2018 Ordinary Council Meeting, Council resolved to:

1. *Thank the community for their submissions, which were very helpful in assessing the issues;*
2. *Endorse the full removal of Car Park One, subject to detailed design of works on the current foreshore scope-of-works and the preparation of a Foreshore Master Plan;*
3. *Consider the comments from the Car Park One community consultation in the detailed design of the works on the current foreshore scope-of-works;*
4. *Develop a project brief for redevelopment of a Foreshore Master Plan, to include consideration of Car Parks One and Two, Marine Parade, the pool feasibility and the current foreshore works; with the Master Plan works to commence following the completion of the detailed design of the current foreshore works and the first stage of the pool feasibility tender, bike plan and pedestrian transport;*
5. *Investigate funding models for the works to be undertaken this year and the scope for amendment of Regulation 2A of the Local Government (Functions and General) Regulations 1996 (concerning prohibition of paid parking on the foreshore)*

CARRIED: 8/1

*For: Mayor Angers and Crs Pyvis, Harkins, Rodda, Young, Thomas, Sadler and Boulter
Against: Cr Tucak*

The car park pavement is in a state of significant disrepair and is unlikely to last another year.

The car park was closed off and swept on the 11th April 2018, with the purpose of obtaining a quote from a contractor for rectification works to extend the life of the pavement by up to a year, whilst the masterplanning works are undertaken.

The quote is approximately \$40,000 and is to cut and remove damaged asphalt sections out and relay 30mm thick black asphalt to approximately 650m² of the car park, as per the attached sketch.

This will extend the pavement life; however, will be redundant if the car park is closed permanently.

A number of alternative solutions have been considered as follows:

-) Close the car park now, which would remove the liability issue for the Town, and would be in accordance with resolution 2 above;
-) Partially close the car park around the more damaged areas, as per the attached sketch – this is not considered a viable option as the majority of areas are in the aisles.
-) Use strategically placed trees in timber pallets to prevent people parking on the worst of the areas. These trees could then be reused in other projects. This is not considered a viable option as the majority of areas are in the aisles.
-) Leave the car park open without undertaking the works.

STRATEGIC IMPLICATIONS

The implementation of the Foreshore Masterplan is identified as a community priority in the Strategic Community Plan.

Strategic Community Plan (2013 to 2023)

Priority Area Three: Enhancing beach access and the foreshore.

Corporate Business Plan (2014 – 2018)

Priority Area Three: Enhancing beach access and the foreshore.

3.1 Implement the 'Foreshore Redevelopment Plan' in consultation with the community.

POLICY IMPLICATIONS

Beach Policy – the Foreshore Renewal Masterplan complies with the policy as adopted by Council.

STATUTORY ENVIRONMENT

Local Government Act 1995

Local Government Regulations 1996

All works in the Cottesloe Foreshore Precinct will require planning approval from the Western Australian Planning Commission (WAPC) as the land sits under the Metropolitan Region Scheme. As the changes are minimal and do not significantly alter the purpose for which the land is to be used, there are no significant challenges that are expected when approvals are sought.

FINANCIAL IMPLICATIONS

A budget amendment of \$40,000 would be required to undertake these works.

STAFFING IMPLICATIONS

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

SUSTAINABILITY IMPLICATIONS

Replacement of the car park pavement surface will extend the pavement life, however, it is not the most sustainable option if the car park will be closed in the long term. However it should also be acknowledged that any delays could result in the costs of repairs increasing (significantly) as the carpark degrades further.

CONSULTATION

-) Town of Cottesloe Staff

) Elected Members

STAFF COMMENT

Officers have considered all of the options, and recommend proceeding with undertaking the rectification works to repair the worst sections of the pavement now and extend the life for the duration of the masterplanning process and any resulting detailed design.

QUESTIONS PROVIDED BY CR TUCAK – EMAILED 15 MAY 2018

Q1. Could you clarify the reasons the attached partial rectification and partial closure is not a viable approach (attachment: Sketch of Problematic Areas, shaded with different zones)?

A1. This could be undertaken, with the whole of the eastern side of the car park closed off. Note that this portion would likely still need to be closed off over summer, reducing the available parking by approximately half.

VOTING

Absolute Majority

OFFICER RECOMMENDATION AND COUNCIL RESOLUTION

Moved Cr Rodda Seconded Cr Young

THAT the Council undertake a budget amendment for \$40,000 for rectification works to Carpark 1.

CARRIED 7/1

**For: Mayor Angers, Crs Rodda, Tucak, Sadler, Young, Pyvis and Harkins
Against: Cr Boulter**

FINANCE**10.1.10 FINANCIAL STATEMENTS FOR THE MONTH ENDING 30 APRIL 2018**

File Ref: SUB/2459
Attachments: Monthly Financial Statements
Responsible Officer: Garry Bird, Deputy Chief Executive Officer
Author: Wayne Richards, Finance Manager
Proposed Meeting Date: 22 May 2018
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 ensure that income and expenditure are compared to budget forecasts.

The attached financial statements and supporting information are presented for the consideration of Elected Members. Council staff welcomes enquiries in regard to the information contained within these reports.

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.
-) Allocations of costs from administration, public works overheads and plant operations.
-) Reconciliation of loans and investments.

STRATEGIC IMPLICATIONS

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

POLICY IMPLICATIONS

Investments Policy
Investment of Surplus Funds Policy

STATUTORY ENVIRONMENT

Local Government Act 1995
Local Government (Financial Management) Regulations 1996

FINANCIAL IMPLICATIONS

Resource requirements are in accordance with existing budgetary allocation.

STAFFING IMPLICATIONS

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

SUSTAINABILITY IMPLICATIONS

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

CONSULTATION

There has been consultation with senior staff in the preparation of this report.

STAFF 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 April 2018 was \$2,870,588 and is in line with previous financial years as shown on pages 2 and 23 of the attached Financial Statements.
-) Rates and emergency services levies receivables at 30 April 2018 stood at \$563,311 as shown on pages 2 and 26 of the attached Financial Statements.
-) Operating revenue is more than year to date budget by \$400,157 with a more detailed explanation of material variances provided on pages 21 and 22 of the attached Financial Statements. Operating expenditure is \$221,034 more than year to date budget with a more detailed analysis of material variances provided on pages 21 and 22.
-) The Capital Works Program is approximately 38 percent complete as at 30 April 2018 and a full capital works program listing is shown on pages 34 to 38.
-) Whilst Salaries and Wages are not reported specifically, they do represent the majority proportion of Employee Costs which are listed on the Statement of Financial Activity (By Nature and Type) on page 7 of the attached Statements. As at 30 April 2018 Employee Costs were \$43,026 less than the budgeted year to date amount.
-) The balance of cash backed reserves was \$11,432,641 as at 30 April 2018 as shown in Note 7 on page 28 of the monthly financial statements.

List of Accounts for April 2018

The List of Accounts paid during April 2018 is shown on pages 39 to 46 of the attached Financial Statements. The following significant payments are brought to Council's attention;-

-) \$123,515.20 to the Western Australian Treasury Corporation for a loan repayment.
-) \$34,371.63 to Surf Life Saving WA for lifeguard services.
-) \$55,173.04 to Solo Resource Recovery for waste collection and disposal services.

-) \$469,748.38 to the Department of Fire and Emergency Services for levies collected on their behalf.
-) \$50,000.00 and \$171,000.00 to the National Australia Bank for transfers to the investment account.
-) \$98,890.41 and \$94,962.32 for Town of Cottesloe staff payroll.

Investments and Loans

Cash and investments are shown in Note 4 on page 24 of the attached Financial Statements. Council has approximately 43 percent of funds invested with National Australia Bank, 29 percent with Bankwest, 17 percent with Commonwealth Bank of Australia and 11 percent with Westpac Banking Corporation. Council had a balance of \$11,206,321 in reserve funds as at 30 April 2018.

Information on borrowings is shown in Note 10 on page 31 of the attached Financial Statements and shows Council had total principal outstanding of \$4,234,022 as at 30 April 2018.

Rates, Sundry Debtors and Other Receivables

Rates revenue information is shown in Note 9 on page 30 of the attached Financial Statements. Rates outstanding are shown on Note 6 on page 26 and show a balance of \$563,311 as compared to \$578,995 this time last year.

Sundry debtors are shown on Note 6, pages 26 and 27 of the attached Financial Statements. The sundry debtors show that 30% or \$23,911 is older than 90 days. Infringement debtors are shown on note 6(a) and stood at \$525,612 as at 30 April 2018.

Budget Amendments

The budget amendments are listed on pages 12, 13 and 25 of the Financial Statements.

VOTING

Simple Majority

OFFICER RECOMMENDATION AND COUNCIL RESOLUTION

Moved Cr Rodda Seconded Cr Harkins

That Council RECEIVE the Financial Statements for the period ending 30 April 2018 as submitted to the 22 May 2018 meeting of Council.

CARRIED 8/0

EXECUTIVE SERVICES**10.1.11 APPOINTMENT TO COMMITTEE – BIKE PLANNING COMMITTEE**

File Ref:	SUB/2585
Attachments:	Nil
Responsible Officer:	Mat Humfrey, Chief Executive Officer
Author:	Elizabeth Nicholls, Senior Administration Officer
Proposed Meeting Date:	22 May 2018
Author Disclosure of Interest	Nil

SUMMARY

For Council to consider if an Elected Member is to be appointed to the Bike Planning Committee.

BACKGROUND

The Bike Planning Committee assists with the development and implementation of Bike Paths in Cottesloe.

At the October 2017 Ordinary Council Meeting it was resolved:

That Council appoints Cr Sadler, Cr Boulter, Cr Pyvis be appointed member and Cr Young as deputy member of the Bike Planning Committee.

Cr Boulter has resigned from the Committee.

STRATEGIC IMPLICATIONS

The Bike Planning Committee works towards the short term and long term goals outlined in the *Strategic Community Plan 2013 to 2023*.

-) Priority Area Two: Achieving connectivity between east and west Cottesloe
-) Priority Area Three: Enhancing beach access and the foreshore.
-) Priority Area Four: Managing development
-) Priority Area Five: Providing sustainable infrastructure and community amenities
-) Priority Area Six: Providing open and accountable local governance

POLICY IMPLICATIONS

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

STATUTORY ENVIRONMENT

Local Government Act 1995

FINANCIAL IMPLICATIONS

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

STAFFING IMPLICATIONS

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

SUSTAINABILITY IMPLICATIONS

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

CONSULTATION

Nil

STAFF COMMENT

It is recommended that Council appoint at least one more elected member to this committee. If the current deputy member becomes a full member; it would also be recommended that the deputy position also be back filled.

Following the recent resignation of Cr Pyvis from this committee, it is now recommended that Council appoint 2 further elected members to this committee.

VOTING

Absolute Majority

OFFICER RECOMMENDATION AND COUNCIL RESOLUTION

Moved Cr Rodda Seconded Cr Young

THAT Council appoints Cr Young as a member and Cr Harkins as Deputy Member of the Bike Planning Committee.

CARRIED 8/0

10.1.12 15-19 OVERTON GARDENS, COTTESLOE – NOTIFICATION UNDER SECTION 70A

File Ref: DA 3125
Attachments: Notification under Section 70A
Responsible Officers: Mat Humfrey, Chief Executive Officer
Author: Ed Drewett, Coordinator of Statutory Planning
Proposed Meeting Date: 22 May 2018
Author Disclosure of Interest: Nil

SUMMARY

The purpose of this report is to obtain Council's authorisation to apply the Town's Common Seal to a Notification under Section 70A dated 8 May 2018 which is necessary to fulfil Condition 16 of the Planning Approval dated 13 May 2015 which requires:

Condition 16

The landowner shall advise all purchasers and occupiers of the apartments within the development that it is adjacent to the Civic Centre and grounds, and is therefore subject to activity, noise and other impacts associated with passive recreation, private functions and public events; whereby in choosing to reside in this locality they must recognise and accept that there will be a level of activity, noise and so on associated with these non residential pursuits. This requirement shall be met by the landowner and/or real estate agent(s) specifically advising purchasers and occupiers in writing accordingly, and by a specific formal notification being placed on each strata title worded accordingly, to the satisfaction of the Town. Full details demonstrating this shall be submitted with the Building Permit.

BACKGROUND

The *Local Government Act 1995* requires a Common Seal to be approved by a council or its delegate. As Council has not delegated that authority, each time the Common Seal is required, it necessitates obtaining a Council resolution

STRATEGIC IMPLICATIONS

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

POLICY IMPLICATIONS

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

STATUTORY ENVIRONMENT

Local Government Act 1995
Planning and Development Act 2005

FINANCIAL IMPLICATIONS

The Notification under Section 70A is at the full cost of the landowners, with no direct cost to the Town.

STAFFING IMPLICATIONS

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

SUSTAINABILITY IMPLICATIONS

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

CONSULTATION

No consultation required.

STAFF COMMENT

The attached Notification under Section 70A is a requirement of a planning condition relating to this development specifically advising all purchasers and occupiers of the apartments within the development that it is adjacent to the Cottesloe Civic Centre and grounds and is therefore subject to activity, noise and other impacts associated with passive recreation, private functions and public events. This requirement shall be met by the landowner and/or real estate agent(s) and by a specific formal notification being placed on each strata title worded accordingly.

The Notification under Section 70A has been prepared by Vision Surveys Consulting and has been reviewed by the Town's solicitors who have advised that it is appropriate for the purposes of Condition 16.

VOTING

Simple Majority.

OFFICER RECOMMENDATION AND COUNCIL RESOLUTION

Moved Cr Rodda Seconded Cr Harkins

THAT Council RESOLVE to authorise the Chief Executive Officer to apply the Town's Common Seal, and with the Mayor to sign the Notification under Section 70A for the development at 15-19 Overton Gardens, Cottesloe.

CARRIED 8/0

11 ELECTED MEMBERS NOTICES OF MOTION RECEIVED**11.1 CR SADLER NOTICE OF MOTION – GREEN INFRASTRUCTURE MANAGEMENT****Elected Member Disclosure of Interest:**

Cr Pyvis declared an **IMPARTIALITY** interest in this item by virtue of “I am a committee member of West Tree Canopy Committee.

COUNCILLOR MOTION

Moved Cr Sadler Seconded Cr Rodda

- 1. That that Town of Cottesloe produce a comprehensive Green Infrastructure Management Strategy.**

This is to include:

- a. Street tree policy review – to include review of criteria for removal**
 - b. Street tree masterplan review – to include a hierarchy of priority areas for tree planting**
 - c. A green asset management plan**
 - d. Establishment of a Tree Canopy Target**
 - e. Development a private property tree retention strategy to incentivise tree retention**
- 2. That the Town of Cottesloe establish a Green Infrastructure Reserve Fund for the purpose of developing, commencing and implementing the Green Infrastructure Management Strategy**
 - a. That unspent funds allocated to trees in the 2017-2018 budget get transferred to this fund**
 - b. That the money saved by the Town of Cottesloe through its Green Waste Recycling Programme is allocated to a Green Infrastructure Management Fund from the commencement of the 2018/19 financial year**
 - c. This in addition to the funds allocated to trees in the 2018/2019 budget.**

CARRIED 8/0

NOTES

Trees fulfil multiple functions. Areas where trees serve the greatest purpose should be planted first. These areas include but are not limited to high pedestrian and cycle traffic areas, retail precincts, tourist areas, areas in need of traffic calming. A hierarchy will provide clear direction for staff.

- Neither staff nor councillors are in a position to determine if a tree species is hazardous to residents. This decision should occur on independent expert advice. If a species is deemed to be so, then trees of this species may be removed on request without the input of Council

2. Cottesloe has an elderly street tree population. In order for the Town of Cottesloe to maintain or increase its tree canopy, it needs to have targets for replacing aging trees and planting trees on public land to compensate for loss of trees on private property. Not replacing trees in a timely fashion carries risks to the ToC. These include public liability, loss of amenity and property values. Establishing a Tree Canopy Target and Green Asset Management Plan enables trees to be accurately budgeted for.
3. Trees on private property – this is a contentious issue and needs to be addressed in a way that incentivises and encourages tree retention.
4. The Town of Cottesloe currently has limited staff resources to execute this strategy. Allocating money to this in the will enable the Town to obtain expertise and resources necessary to develop and execute this strategy.
5. The Town has advised that the Reserve Fund for Waste Management has now reached a satisfactory level for the purposes of risk management. Ongoing savings from the Green Waste Recycling Programme can now be used to fund a Green Infrastructure Management Programme

STAFF COMMENT

Officers are generally supportive of the Notice of Motion as shown above. The reason being;

The motion accords with the principles of asset management planning. In an asset management plan, there are generally four sections that are included, being;

- a) A policy to manage existing infrastructure;
- b) A strategic document that provide a target for achievement;
- c) A specification or style guide for that infrastructure
- d) A report on the current infrastructure and whether or not a) to d) are being achieved.

The motion as outlined provides a way for the Town to develop the documents discussed and sets priorities for each to be achieved. It also acknowledges that the Town current has a Street Tree Policy (point a) above) and Street Tree Master Plan (point c) above). If the motion is adopted there will be refinements to the Street Master Plan that will establish priorities for planting and work can begin on establishing a target for canopy cover that can be consulted on and then planned for.

There has been some discussion around how these documents relate to the Town's other corporate planning documents. The diagram below may be of some assistance in this matter.



This diagram (full version) will be produced as a part of the upcoming Strategic Community Plan review, but the extract below does show how each of the documents interrelate, the difference between a policy and a strategy/plan and why each is needed for the overall management of assets.

Given the motion progresses each part of this it is supported by officers.

11.2 CR BOULTER NOTICE OF MOTION – THE WALGA TREE CONFERENCE AND TOC TREE POLICY**Elected Member Disclosure of Interest:**

Cr Pyvis declared an **IMPARTIALITY** interest in this item by virtue of “I am a committee member of West Tree Canopy Committee.

COUNCILLOR MOTION**Moved Cr Boulter Seconded Cr Pyvis**

That Council:

1. Note the attendance of Cr Boulter at the WALGA Tree Forum on Wednesday 2 May 2018, and chaired by Melanie Davies from WALGA who is the contact person.
2. Note that speakers included:
 - a. Giles Hardy from Murdoch University who talked about the reasons for the decline of eucalypts,
 - b. Trish Fleming a wildlife biologist who talked about the importance of fungus to tree roots, and reminded us that the WA is a world biodiversity hotspot and the red fox and domestic cat are the worst offenders in reducing WA declining biodiversity,
 - c. Paul Drake who talked about the reasons for decline of banksias,
 - d. Kingsley Dixon who talked about the massive loss of tree cover since white settlement and what the impacts are. He showed a heat map graph that showed the Town of Cottesloe in the middle of all the metro councils - in the red – with Kalamunda the greenest and Belmont the reddest. He urged us not to use any phosphate fertiliser on lawns, and urged us to consider how much damage lawns around trees can do to the trees and that irrigation practices must be modern and up to date, and noted that there is a Lawn Care Team at Kings Park who can be consulted,
 - e. Andrew Head from the Town of Claremont talked to us about their tree planting program, and
 - f. Elaine Davidson about preventing the spread of dieback from LG gravel supplies.
3. Note that the conference presentations will be available on line; there was no handout; that Cr Boulter is relying on her notes taken at the conference; and this notice of motion is not comprehensive in terms of the conference content.
4. Note the need for updating Town of Cottesloe Conferences Seminars and Training policy given there is no Works and Corporate Services Committee to approve/recommend attendances at conferences, seminars and training.
5. Note the importance of fungus to promote the health of the new trees when replacing the Napoleon Street trees and the importance of ensuring there are no pathogens in the soil of the spaces from which the old trees are removed and being sure that all that needs to be done to the existing soils and space on removal of the old trees is done before planting of the new trees, and considering having the person who wrote the scientific report on the tree that was removed

being present for the removal of some or all of the rest of the trees so he can confirm at least if only by simple observation that there is nothing more that he wants to add to that report (from networking discussion with Giles Hardy).

6. Note that in reconsidering the Town of Cottesloe Laneways Policy, Vic Biji from the City of Belmont advised me (networking discussion) as follows:
 - a. That a fully trafficable porous surface that is in the long term an equivalent financial cost of bitumen is "Adbri Tribex"
 - b. Resurfacing must include an aggregate base course
 - c. In respect of the reflective heat off bitumen or hard surfaces, these impervious pavements can cause induced drought to surrounding vegetation. Hard surfacing around a large tree can make the following difference:
 - i. Low heat stress > 800 litres a day
 - ii. Medium heat stress > 1,600 litres a day
 - iii. Extreme heat stress > 6,400 litres a day
 - d. Where there is minimal or nil natural drainage and if there is low groundwater access, this will lead to "drought" induced tree decline and pre-dispose to tree pathogens
7. Note the production by the Town of Claremont of a pamphlet about and for each of the recommended 17 street trees and that the Town of Cottesloe consider similar publications for the Town of Cottesloe Street Tree Master Plan (copying the ones already done by Claremont and other councils to avoid cost of starting from scratch)
8. Note the following for the TOC administration to consider in developing a new tree policy:
 - a. The work and approach of the Town of Claremont in street tree planting
 - b. The importance of:
 - i. acknowledging that street verges are in the public not private realm, and that tree planting is the priority for street verges
 - ii. diversity in street tree planting
 - iii. adopting an annual tree planting program by Council following early and effective consultation with residents
 - iv. an annual inspection program of the Council's trees, which in some years includes tomographic scans
 - v. acknowledging which trees are susceptible to which pathogen and including the risk from myrtle rust (especially to the peppermints - if and when it arrives in WA)
 - vi. nut trees such as pecans, macadamia and almond trees are a replacement food source for Carnaby Cockatoos and should be considered for planting in appropriate verges and reserves, and maybe at the Cottesloe train station land TOC could have a small nut orchard where the birds would delight all travellers and passersby.

- vii. increasing problem of lace bug in London Plane trees, which will probably worsen with climate change
 - viii. where possible always pick the biggest possible tree
 - c. The WESROC Greening Plan
 - d. 2020 Report statistics
http://202020vision.com.au/media/7145/where_are_all_the_trees.pdf
which finds that hard surfaces predominate in Western Australia urban LG areas, and that there is little grass-bare ground. Cottesloe (10%-19.9 % tree cover) is shown in red for tree canopy cover and all LG areas that surround it in the yellow (20% -29.9% tree cover) – ie more tree cover. So in terms of ambient temperature of Cottesloe from heat island effects and the health impacts that arise, Cottesloe may not be as healthy a place to live as Cottesloe's surrounding suburbs.
 - e. The natural links to neighbouring LG areas
9. The information in this Notice of Motion is not purporting to form a Council opinion or policy position. It also for the purpose of putting into the public domain as per Council Policy the information that I learned at the conference.

LOST 2/6

For: Crs Boulter and Pyvis

Against: Mayor Angers, Crs Rodda, Tucak, Sadler, Young and Harkins

COUNCILLOR MOTION (FORESHADOWED)

Moved: Cr Young Seconded: Cr Harkins

That Council:

- 1. Thanks Cr's Boulter and Thomas for their attendance at the WALGA Tree Forum on 2 May 2018, chaired by Melanie Davies from WALGA;**
- 2. Notes that the Presentations from the Forum are available on the WALGA website;**
- 3. Acknowledges receipt of paragraphs 2, 3 and 5 - 8 of Cr Boulter's Notice of Motion as a Report on the Forum, without adopting the opinions and recommendations therein as Council Policy.**
- 4. Requests the Administration to forward a redacted copy of Cr Boulter's Notice of Motion containing the paragraphs mentioned above, and a copy of this resolution, to LD Total, the contractors carrying out the work on replacing the Napoleon Street trees, for their information.**

CARRIED 7/1

**For: Mayor Angers, Crs Rodda, Tucak, Sadler, Young, Pyvis and Harkins
Against: Cr Boulter**

RATIONALE

The provisions of the Town of Cottesloe Conferences Seminars and Training Policy that *"The Town will fund attendance at conferences and seminars so that Elected Member development can be enhanced for the benefit of the Town of Cottesloe community"*.

1. The knowledge and understanding received from a conference should be shared with the employees and Elected Members of the Cottesloe Council, and with ratepayers (given the cost of \$88) by way of a report being included in the published minutes of a Council meeting.

STAFF COMMENT

With regards to the amendments to the current policy, it should be noted that the Works and Corporate Services Committee had no delegated authority to make a decision regarding attendance at conferences, seminars or training. Whilst the request was presented to them in the first instance, the committee would only be able to make a recommendation to Council, who then made the decision. While it is noted that the policy should be amended when it is updated, there is no urgency created by this issue.

With regards to the content of the Notice of Motion itself, it is recommended that Council look carefully at the wording of points 2(d), 4, 5, 6, 7 and 8. As they are currently written, they could be reasonably perceived as instructions or policy positions. If it is not Council's intention to indicate which direction they would like to proceed in, either minor amendments to each should be made, or alternatively, a final point added to the motion that clarifies the information is received and that the motion does not form Council's opinion or any form of policy position.

11.3 CR YOUNG NOTICE OF MOTION – MEMBERSHIP OF DESIGN ADVISORY PANEL

COUNCILLOR MOTION – PART ONE

That Council:

- 1. Notes the resignation of Cr Boulter as Chair of the Design Advisory Panel and appoints Cr Tucak as Chair and Cr Young to act as deputy.**

CARRIED 7/1

**For: Mayor Angers, Crs Rodda, Tucak, Sadler, Young, Pyvis and Harkins
Against: Cr Boulter**

PROCEDURAL MOTION

Moved: Cr Rodda Seconded: Mayor Angers

That the meeting be closed to the public for the discussion of part 2 of this item which relates to the appointment of non-elected members of Council to the Design Advisory Panel.

CARRIED 6/2

**For: Mayor Angers, Crs Rodda, Tucak, Sadler, Young and Harkins
Against: Crs Boulter and Pyvis**

At the conclusion of the decision for part one of the item the meeting was closed to the public and all members of the public and media representatives left the room at 8:40pm.

RATIONALE

Cr Boulter resigned from the Design Advisory Panel in April and another Elected Member should be appointed in her place, to ensure the effective running of this Panel.

- 1. Council's Design Advisory Panel Policy provides for the appointment of up to four Deputy Members with the required professional expertise, to be selected by Council from those electors who nominated for membership of the Panel. It is proposed that two electors with requisite professional design expertise who applied for membership in December be appointed Deputy Members, in accordance with the Policy.**
- 2. Due to meetings of the DAP being held on an ad hoc basis, it may be difficult for Members to attend all meetings and it is possible that it will be difficult on occasion to have a sufficient number of Members present to ensure that a range of professional advice is received on different aspects of urban design and development applications, as contemplated by the DAP Policy.**
- 3. It is therefore desirable and prudent to appoint Deputy Members to this Panel, to attend and participate in meetings when Members are unable to attend.**

12 MEETING CLOSED TO PUBLIC

12.1 MATTERS FOR WHICH THE MEETING MAY BE CLOSED

PROCEDURAL MOTION

Moved: Cr Rodda Seconded: Mayor Angers

That the meeting be closed to the public for the discussion of Item 11.3 Part 2 which relates to the appointment of non-elected members of Council to the Design Advisory Panel.

CARRIED 6/2

**For: Mayor Angers, Crs Rodda, Tucak, Sadler, Young and Harkins
Against: Crs Boulter and Pyvis**

12.1.1

Moved: Cr Young Seconded: Cr Sadler

2. Requests the Administration to invite James Atkinson and Rhys Kelly to act as Deputy members of the Design Advisory Panel, with their appointment to take effect upon their acceptance of the invitation, and their attendance at meetings to be rotated between Deputies (subject to their availability) when Members are unable to attend.

AMENDMENT**Moved Cr Tucak Seconded Cr Boulter**

Remove *'and their attendance at meetings to be rotated between deputies (subject to their availability) when members are unable to attend'* from the motion.

CARRIED 6/2

**For: Mayor Angers, Crs Rodda, Tucak, Boulter, Sadler and Pyvis
Against: Crs Young and Harkins**

COUNCIL RESOLUTION**That Council:**

1. Notes the resignation of Cr Boulter as Chair of the Design Advisory Panel and appoints Cr Tucak as Chair and Cr Young to act as deputy.
2. Requests the Administration to invite James Atkinson and Rhys Kelly to act as Deputy members of the Design Advisory Panel, with their appointment to take effect upon their acceptance of the invitation.

CARRIED 6/2

**For: Mayor Angers, Crs Rodda, Tucak, Sadler, Young and Harkins
Against: Crs Boulter and Pyvis**

PROCEDURAL MOTION**Moved Cr Rodda Seconded Mayor Angers**

That the meeting be reopened to the public and the media and that standing orders be resumed.

CARRIED 8/0

13 NEW BUSINESS OF AN URGENT NATURE

Nil

14 MEETING CLOSURE

The Mayor declared the meeting closed at **9:05pm.**

CONFIRMED MINUTES OF 22 MAY 2018 PAGES 1 – 59 INCLUSIVE.

PRESIDING MEMBER: Cr Mark Rodda

POSITION: Deputy Mayor

A handwritten signature in blue ink, appearing to read 'Mark Rodda', followed by a checkmark.

DATE: 26 / 06 / 2018.