



**MINUTES OF A COUNCIL MEETING, HELD IN THE COUNCIL CHAMBERS,
ON TUESDAY, 18 AUGUST 2009 COMMENCING AT 6. 35PM.**

222. DECLARATION OF OPENING OF MEETING

The Deputy Mayor (Presiding Member) declared the meeting open.

222.1 Present

Deputy Mayor S Dobro	Presiding Member
Cr C Collinson	
Cr D Nardi	
Cr R Olson	
Cr M Rico	
Cr A Wilson	
Mr S Wearne	Chief Executive Officer
Mr C Warrener	Town Planner (To 7.40pm)
Mrs P Cooper	Minute Secretary

223. ACKNOWLEDGEMENT OF COUNTRY

Deputy Mayor Dobro made the following acknowledgement:

“On behalf of the Council I would like to acknowledge the Nyoongar people as the traditional custodians of the land on which this meeting is taking place.”

224. WELCOME TO GALLERY AND INTRODUCTION OF ELECTED MEMBERS AND STAFF

The Deputy Mayor welcomed two members of the public in the gallery and introduced Council members and staff.

225. RECORD OF APPROVED LEAVE OF ABSENCE

Mayor Ferris
Cr de Jong

226. RECORD OF APOLOGIES

Nil.

227. PRESENTATIONS/DEPUTATIONS/PETITIONS/SUBMISSIONS

Nil.

228. PUBLIC QUESTION TIME

Nil.

229. APPLICATIONS FOR LEAVE OF ABSENCE

Nil.

230. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

230.1 Council Meeting – 21 July 2009

Cr Collinson – Cr Wilson

That the Minutes of the Council Meeting held on 21 July 2009 be confirmed.

CARRIED

231. ANNOUNCEMENTS BY ACTING MAYOR WITHOUT DISCUSSION

231.1 Special Needs Children’s Xmas Party

The Acting Mayor tabled a Certificate of Merit received from the organisers of a Special Needs Children’s Xmas Party to be held at the Claremont Football Ground on Sunday



18 August 2009

MINUTES

22 November 2009. The beneficiary is the Leukaemia Foundation and Council has contributed financially to the event.

231.2 East Fremantle Lawn Tennis Club

The Acting Mayor read a letter recently received from the East Fremantle Lawn Tennis Club thanking Council's Principal Building Surveyor for his role in recent disabled access works as follows:

"Dear Paul

The President and Board members of the East Fremantle Lawn Tennis Club wish to thank you for facilitation the construction of our new ramp from our carpark to the lawn area and the smaller ramp over the step into the Hall.

We can now offer safe access for people in wheelchairs or those dependent on walking aids. This has been a problem for some time and we are grateful to the Town of East Fremantle for providing this facility for our Club.

Thank you again Paul.

*Sincerely
Rae V Kean
Administrator"*

231.3 Jobs Fund Application - Fremantle Society

The Acting Mayor read a letter recently received from Senator the Hon Mark Arbib acknowledging Council's support for the Fremantle Society (Inc) proposal to the Jobs Fund for a grant in respect of the Royal George restoration works as follows:

"Dear Mr Wearne

Thank you for your letter of 9 June 2009, concerning your support for the Fremantle Society (Inc) proposal to the Jobs Fund. I apologise for the delay in responding.

Your support for the project proposal submitted to the Jobs Fund by the Fremantle Society (Inc) has been noted.

The Department has received a large number of Jobs Fund applications and is currently registering and assessing these applications. Your letter of support will be attached to the relevant proposals for consideration in the assessment process.

If you require further information, please contact my office.

*Yours sincerely
Mark Arbib"*

231.4 Ms Catherine O'Neill

The Acting Mayor read an email from Catherine O'Neill of 8 Irwin Street, as follows:

*"Stuart Wearne
CEO
Town of East Fremantle*

I would like to express my sincere thanks for the efforts of the various workers working on solving the flooding problems affecting my home. I have found each person involved extremely helpful and solution oriented; and the standard of work completed seems excellent. I now look forward to the rain again! Please pass on my appreciation to Pat Garrity and his team.

*Best wishes
Catherine O'Neill"*

18 August 2009

MINUTES

232. QUESTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN WITHOUT DISCUSSION BY COUNCIL MEMBERS

Nil.

233. MOTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN BY COUNCIL MEMBERS

Nil.

234. CORRESPONDENCE (LATE RELATING TO ITEM IN AGENDA)

Nil.

235. ORDER OF BUSINESS

Cr Olson – Cr Nardi

That the order of business be changed to allow members of the gallery to speak to town planning matters. CARRIED

236. TOWN PLANNING & BUILDING COMMITTEE (PRIVATE DOMAIN)

Cr Dobro made the following impartiality declaration in the matter of 98 King Street: "As a consequence of my friendship with the author of an email who is also the owner of 96 King Street and the author of a further email who happens to be my partner, there may be a perception that my impartiality on the matter may be affected. I declare that I will consider this matter on its merits in terms of the benefit to the Town and vote accordingly".

236.1 T70.8 King Street No. 98 (Lot 348)

Applicant: Residential Attitudes

Owner: Michael & Megan Keep

Application No. P68/2009

The Chief Executive Officer referred to a memo to elected members dated 14 August 2009, as attached, on the matter of 98 King Street.

"Please note that further to discussions involving the CEO, the applicants, the Mayor, the Deputy Mayor and the owners, it is intended consideration of this item is deferred to the September 1 Council meeting.

The essential basis of the request is to facilitate a further exploring of a possible compromise, in this case with the Mayor's involvement, given the Mayor's unavailability for the September Committee and Council meetings.

The deferral has the support of the applicants and owners. A simple motion "Moved/Seconded that this item be deferred to the September 1 Council meeting" is recommended for procedural reasons.

Also at the meeting with regard to this item, further to a suggestion by the Deputy Mayor the CEO would like to be able to pencil in a site visit, to be held prior to the September 1 meeting and hopes a date can be agreed at the meeting."

Cr Collinson – Cr Wilson

That the application for the construction of a 2-storey house at No. 98 (Lot 348) King Street, East Fremantle be deferred to the September 1 Council meeting.

CARRIED



18 August 2009

MINUTES

- 236.2** **T70.3 Preston Point Road No. 124 (Lot 4960)**
Applicant: Brian Burke Homes
Owner: Dreamview Developments Pty Ltd
Application No. P97/2008

In view of the Committee's recommendation to Council requiring the planting of vegetation in front of the truncated section of wall, the Town Planner drew attention to the fact that the applicant would be carrying out planting on Council land.

Cr Wilson – Cr Olson

That Council exercise its discretion in granting approval for a variation to Local Planning Policy 143 – Fencing to permit a visually non-permeable section of fence up to 1.8m high x 4.3m wide in the corner truncation of the property at No. 124 (Lot 4960) Preston Point Road, East Fremantle in accordance with the plans date stamp received on 17 July 2009 and subject to the applicant meeting the cost of the planting of suitable native vegetation within the truncated area to the satisfaction of the Chief Executive Officer in consultation with relevant officers.

CARRIED

Cr Rico having declared a financial interest in the following item as her property abuts the south east corner of the subject property left the meeting at 6.55pm.

Cr Wilson made the following impartiality declaration in the matter of 80 Oakover Street: "As a consequence of the applicant being known to me, there may be a perception that my impartiality on the matter may be affected. I declare that I will consider this matter on its merits in terms of the benefit to the Town and vote accordingly".

- 236.3** **T70.4 Oakover Street No. 80 (Lot 313)**
Applicant: West Coast Sheds
Owner: Domenic McKenna & Mary Anne Kenny
Application No. P94/2009

The Town Planner drew attention to the fact that a compliant outbuilding may still have an impact upon adjoining properties and it may be possible for the applicants to have a temporary structure erected to enable elected members to gauge the impact prior to a site visit.

Cr Olson – Cr Nardi

That the application for an 11m long x 8m wide x 4.472m high colorbond shed in the southeast corner of No. 80 (Lot 313) Oakover Street, East Fremantle be deferred pending a site visit and prior to the site visit, the applicants to erect a temporary structure that complies with the acceptable development provisions and relevant performance criteria of the Residential Design Codes to enable elected members to gauge the impact of a compliant outbuilding on surrounding properties.

CARRIED

Cr Rico returned to the meeting at 7.06pm and it should be noted that she neither spoke nor voted on the foregoing item.

- 236.4** **EN BLOC RECOMMENDATION**

Cr Collinson – Cr Nardi

That Council gives consideration to dealing with the following matters en-bloc.

CARRIED

Cr Nardi – Cr Rico

That Council adopts en bloc the following recommendations of the Town Planning & Building Committee Meeting of 11 August 2009.

CARRIED

18 August 2009

MINUTES

- (A) **T70.5 Sewell Street No. 84 (Lot 296)**
Applicant: Gerard McCann Architect
Owner: AM Martino & SD Wheeler
Application No. P89/2009

That Council exercise its discretion in granting approval for a variation to the north side boundary setback for a deck and family and lounge rooms pursuant to the Residential Design Codes from 1m and 1.5m respectively to 0.7m for the construction of additions and alterations to the single storey house at No. 84 (Lot 296) Sewell Street, East Fremantle comprising:

- remove WC & lean-to covered verandah at the rear, lower the floor level & convert the area to a living wing & outdoor living area;
- extend the south wing of the house & convert the walls to glazing;
- remove the skillion roof for the south wing, & re-pitch a hipped roof at plate level;
- extend the proposed bathroom on the south side, & build a landing & access stairs for a new laundry;
- convert part of the existing roof space to a bedroom wing;
- add timber framed walls to the internal layout of the existing house, reinstate previous walls that had been removed to create discrete rooms again;
- add a north facing window to front bedroom 2;
- build a studio in the northeast corner;
- build a new wall on the north side boundary to maintain a height of 2.4m, & enclose the proposed deck & verandah outdoor living areas;
- extend the verandah & deck timber along the east side;

in accordance with the plans date stamp received on 30 June 2009 subject to the following conditions:

1. the works are to be constructed in conformity with the drawings and written information accompanying the application for planning approval other than where varied in compliance with the conditions of this planning approval or with Council's further approval.
2. the proposed works are not to be commenced until Council has received an application for a building licence and the building licence issued in compliance with the conditions of this planning approval unless otherwise amended by Council.
3. with regard to the plans submitted with respect to the building licence application, changes are not to be made in respect of the plans which have received planning approval, without those changes being specifically marked for Council's attention.
4. the proposed alterations and additions and the studio are not to be utilised until all conditions attached to this planning approval have been finalised to the satisfaction of the Chief Executive Officer in consultation with relevant officers.
5. all stormwater is to be disposed of on site, an interceptor channel installed if required and a drainage plan be submitted to the satisfaction of the Chief Executive Officer in consultation with the Building Surveyor prior to the issue of a building licence.
6. all introduced filling of earth to the lot or excavated cutting into the existing ground level of the lot, either temporary or permanent, shall be adequately controlled to prevent damage to structures on adjoining lots or in the case of fill, not be allowed to encroach beyond the lot boundaries. This shall be in the form of structurally adequate retaining walls and/or sloping of fill at the natural angle of repose and/or another method as approved by the Town of East Fremantle.
7. the proposed studio is not to be occupied for residential purposes.
8. development is to meet the built form requirements for Area 2 of the Fremantle Port Buffer.
9. this planning approval to remain valid for a period of 24 months from date of this approval.



18 August 2009

MINUTES

Footnote:

The following are not conditions but notes of advice to the applicant/owner:

- (a) this decision does not include acknowledgement or approval of any unauthorised development which may be on the site.*
- (b) a copy of the approved plans as stamped by Council are attached and the application for a building licence is to conform with the approved plans unless otherwise approved by Council.*
- (c) it is recommended that the applicant provides a Structural Engineer's dilapidation report, at the applicant's expense, specifying which structures on adjoining sites may be adversely affected by the works and providing a record of the existing condition of the structures. Two copies of each dilapidation report should be lodged with Council and one copy should be given to the owner of any affected owner.*
- (d) all noise levels produced by the construction of the development are to comply with the provisions of the Environmental Protection (Noise) Regulations 1997 (as amended).*
- (e) the deck extension and verandah for the studio may not be enclosed without the prior written consent of Council.*

- (B) T70.6 Millenden Street No. 2 (Lot 2)**
Applicant: Gerard McCann Architect
Owner: Ian & Asha Wright
Application No. P90/2009

That Council exercise its discretion in granting approval for the following:

- (a) variation to Local Planning Policy 142 to permit walls along 3 side boundaries, with the wall along the west side being longer than 9m;**
 - (b) variation to the percentage of open space required for an R12.5 coded property pursuant to the Residential Design Codes from 55% to 53.1%;**
- for ground floor additions and alterations to the 2-storey grouped dwelling at No. 2 (Lot 2) Millenden Street, East Fremantle comprising:**

- **remove the brick wall from the garage and the convert the laundry to a storage area;**
- **extend northwards a new laundry and bathroom in the north-east corner;**
- **extend northwards the east side boundary parapet wall;**
- **remove the internal entry, family/dining area central windows, and build a larger family area under the upper floor balcony;**
- **modify the windows on the north side of the study to allow a new alfresco area to be built adjacent;**
- **remove the swimming pool and two small trees, and build a new alfresco area in the north-west corner of the property, with a storeroom in the western alcove between 16 Fortescue Street and 2 Millenden Street. The addition will have a masonry parapet wall on a nil setback along the north side boundary common with 14 Fortescue Street, and increase the height of the boundary wall common with 16 Fortescue Street from 2.4 metres to 3.0 metres;**
- **remove an internal robe wall on the upper floor, convert the upper floor study to a dressing room, and remove the window from the east side;**

in accordance with the plans date stamp received on 30 June 2009 subject to the following conditions:

- 1. prior to the issue of a building licence revised plans be submitted showing the height of the fence/boundary wall along a portion of the east side boundary being reduced to 2.0m to the satisfaction of the Chief Executive Officer in consultation with relevant officers.**
- 2. the works are to be constructed in conformity with the drawings and written information accompanying the application for planning approval other than where varied in compliance with the conditions of this planning approval or with Council's further approval.**
- 3. the proposed works are not to be commenced until Council has received an application for a building licence and the building licence issued in compliance with the conditions of this planning approval unless otherwise**

- amended by Council.
4. the proposed additions and alterations are not to be occupied until all conditions attached to this planning approval have been finalised to the satisfaction of the Chief Executive Officer in consultation with relevant officers.
 5. all stormwater is to be disposed of on site, an interceptor channel installed if required and a drainage plan be submitted to the satisfaction of the Chief Executive Officer in consultation with the Building Surveyor prior to the issue of a building licence.
 6. all introduced filling of earth to the lot or excavated cutting into the existing ground level of the lot, either temporary or permanent, shall be adequately controlled to prevent damage to structures on adjoining lots or in the case of fill, not be allowed to encroach beyond the lot boundaries. This shall be in the form of structurally adequate retaining walls and/or sloping of fill at the natural angle of repose and/or another method as approved by the Town of East Fremantle.
 7. all parapet walls are to be fair faced brickwork or cement rendered to the adjacent property face by way of agreement between the property owners and at the applicant's expense.
 8. this planning approval to remain valid for a period of 24 months from date of this approval.

Footnote:

The following are not conditions but notes of advice to the applicant/owner:

- (a) *this decision does not include acknowledgement or approval of any unauthorised development which may be on the site.*
- (b) *a copy of the approved plans as stamped by Council are attached and the application for a building licence is to conform with the approved plans unless otherwise approved by Council.*
- (c) *it is recommended that the applicant provides a Structural Engineer's dilapidation report, at the applicant's expense, specifying which structures on adjoining sites may be adversely affected by the works and providing a record of the existing condition of the structures. Two copies of each dilapidation report should be lodged with Council and one copy should be given to the owner of any affected owner.*
- (d) *all noise levels produced by the construction of the development are to comply with the provisions of the Environmental Protection (Noise) Regulations 1997 (as amended).*
- (e) *in regard to the condition relating to the finish of the neighbour's side of the parapet wall it is recommended that the applicant consult with the neighbour to resolve a mutually agreed standard of finish.*
- (f) *the alfresco may not be enclosed without the prior written consent of Council.*

- (C) **T70.7 Wolsely Road No. 18 (Lot 2)**
Applicant: Jeff Swinyard
Owner: Renata Stazzonelli
Application No. P30/2009

That Council exercise its discretion in granting approval for the following:

- (a) variation to the north side (front) boundary setback for the entry, bedrooms 1 and 2, a wall for the void, a balcony and upper floor dining area pursuant to the Residential Design Codes from 6m to 5.5m, 4.8m, 5.5m, and 4.8m respectively;
- (b) variation to the west side boundary setback for an upper floor dining area pursuant to the Residential Design Codes from 2m to 1.3m;
- (c) variation to the west side boundary setback for an upper floor shelving wall pursuant to the Residential Design Codes from 1.1m to 0.9m;
- (d) variation to building height for an upper floor wall for an en-suite, study and a master bedroom on the east side pursuant to Local Planning Policy 142



18 August 2009

MINUTES

from 5.6m to 5.8m;

for the construction of a two storey house at No. 18 (Lot 2) Wolsely Road, East Fremantle comprising:

Ground Floor: Entry, double garage & store, 2 bedrooms, 3 built-in-ropes, 3 bathrooms, games room & laundry;

First Floor: Outdoor dining, balcony, kitchen & dining, stairwell, master bedroom, built-in-robe, en-suite, powder room & study;

in accordance with the plans date stamp received on 10 June 2009 subject to the following conditions:

1. the works are to be constructed in conformity with the drawings and written information accompanying the application for planning approval other than where varied in compliance with the conditions of this planning approval or with Council's further approval.
2. the proposed works are not to be commenced until Council has received an application for a building licence and the building licence issued in compliance with the conditions of this planning approval unless otherwise amended by Council.
3. with regard to the plans submitted with respect to the building licence application, changes are not to be made in respect of the plans which have received planning approval, without those changes being specifically marked for Council's attention.
4. the proposed dwelling is not to be occupied until all conditions attached to this planning approval have been finalised to the satisfaction of the Chief Executive Officer in consultation with relevant officers.
5. all stormwater is to be disposed of on site, an interceptor channel installed if required and a drainage plan be submitted to the satisfaction of the Chief Executive Officer in consultation with the Building Surveyor prior to the issue of a building licence.
6. all introduced filling of earth to the lot or excavated cutting into the existing ground level of the lot, either temporary or permanent, shall be adequately controlled to prevent damage to structures on adjoining lots or in the case of fill, not be allowed to encroach beyond the lot boundaries. This shall be in the form of structurally adequate retaining walls and/or sloping of fill at the natural angle of repose and/or another method as approved by the Town of East Fremantle.
7. where this development requires that any facility or service within a street verge (street trees, footpath, crossover, light pole, drainage point or similar) is to be removed, modified or relocated then such works must be approved by Council and if approved, the total cost to be borne by the applicant. Council must act reasonably and not refuse any reasonable proposal for the removal, modification or relocation of such facilities or services (including, without limitation any works associated with the proposal) which are required by another statutory or public authority.
8. any new crossovers which are constructed under this approval are to be a maximum width of 3.0m, the footpath (where one exists) to continue uninterrupted across the width of the site and the crossover to be constructed in material and design to comply with Council's Policy on Footpaths & Crossovers.
9. in cases where there is an existing crossover this is to be removed and the kerb, verge and footpath are to be reinstated at the applicant's expense to the satisfaction of Council, unless on application, Council approval for the crossover to remain is obtained.
10. this planning approval to remain valid for a period of 24 months from date of this approval.

Footnote:

The following are not conditions but notes of advice to the applicant/owner:

- (a) *this decision does not include acknowledgement or approval of any unauthorised development which may be on the site.*
- (b) *a copy of the approved plans as stamped by Council are attached and the*

18 August 2009

MINUTES

application for a building licence is to conform with the approved plans unless otherwise approved by Council.

- (c) it is recommended that the applicant provides a Structural Engineer's dilapidation report, at the applicant's expense, specifying which structures on adjoining sites may be adversely affected by the works and providing a record of the existing condition of the structures. Two copies of each dilapidation report should be lodged with Council and one copy should be given to the owner of any affected owner.*
- (d) all noise levels produced by the construction of the development are to comply with the provisions of the Environmental Protection (Noise) Regulations 1997 (as amended).*
- (e) with regard to construction of the crossover the applicant/builder is to contact Council's Works Supervisor.*
- (f) matters relating to dividing fences are subject to the Dividing Fences Act 1961.*

(D) T73.2 Hubble Street No. 82 (Lot 28)

Applicant: Summit Projects
Owner: Romano & Maria Filippin
Application No. P83/2009

That the application for the construction of a 2-storey house at No. 82 (Lot 28) Hubble Street, East Fremantle comprising:

Ground Floor: double garage, verandah, entry, study, master suite with ensuite, store, home theatre, kitchen, dining and family room, laundry and alfresco;

First Floor: 2 bedrooms, bathroom, activity room, and balcony;

be deferred to allow the applicant the opportunity to submit revised plans that are more sympathetic to the streetscape and taking into account the comments of the Town Planning Advisory Panel particularly in relation to bulk and scale and amenity issues.

Cr Dobro made the following impartiality declaration in the matter of 31 Sewell Street: "As a consequence of my friendship with both the applicant and owners, there may be a perception that my impartiality on the matter may be affected. I declare that I will consider this matter on its merits in terms of the benefit to the Town and vote accordingly".

236.5 Sewell Street No. 31 (Lot 232)

Applicant: John Chisholm Design
Owner: D & D Colling
Application No. P132/2008

Cr Rico – Cr Olson

That Council exercise its discretion in granting approval for a variation to the north side boundary setback pursuant to the Residential Design Codes from 1.5m to 1.4m for the construction of minor additions to the single storey house at 31 Sewell Street comprising:

- add a 1.4m extension on the north side to form a better functioning kitchen;
- extend a dining room and deck at the rear, and
- delete the "pop out" extension to the south for the existing laundry and bathroom;

in accordance with the amended plans date stamp received on 30 June 2009 subject to the following conditions:

1. the works are to be constructed in conformity with the drawings and written information accompanying the application for planning approval other than where varied in compliance with the conditions of this planning approval or with Council's further approval.
2. the proposed works are not to be commenced until Council has received an application for a building licence and the building licence issued in compliance with the conditions of this planning approval unless otherwise

- amended by Council.
3. the proposed additions are not to be utilised until all conditions attached to this planning approval have been finalised to the satisfaction of the Chief Executive Officer in consultation with relevant officers.
 4. all stormwater is to be disposed of on site, an interceptor channel installed if required and a drainage plan be submitted to the satisfaction of the Chief Executive Officer in consultation with the Building Surveyor prior to the issue of a building licence.
 5. this planning approval to remain valid for a period of 24 months from date of this approval.

Footnote:

The following are not conditions but notes of advice to the applicant/owner:

- (a) *this decision does not include acknowledgement or approval of any unauthorised development which may be on the site.*
- (b) *a copy of the approved plans as stamped by Council are attached and the application for a building licence is to conform with the approved plans unless otherwise approved by Council.*
- (c) *it is recommended that the applicant provides a Structural Engineer's dilapidation report, at the applicant's expense, specifying which structures on adjoining sites may be adversely affected by the works and providing a record of the existing condition of the structures. Two copies of each dilapidation report should be lodged with Council and one copy should be given to the owner of any affected owner.*
- (d) *all noise levels produced by the construction of the development are to comply with the provisions of the Environmental Protection (Noise) Regulations 1997 (as amended).*

CARRIED

236.6 Design Guidelines

Cr Olson – Cr Wilson

That the matter be held over for consideration under Reports of the Chief Executive Officer.

CARRIED

237. FINANCE

237.1 Accounts for Payment

By John Roberts, Executive Manager Finance & Administration on 13 August 2009

PURPOSE

To endorse the list of payments for the periods 1 July 2009 to 31 July 2009.

BACKGROUND

It is a requirement of the Financial Management Regulations that the monthly Accounts for Payment are endorsed by the Council. The Lists of Accounts is attached.

ATTACHMENT

REPORT

Comments/Discussion

The List of Accounts for the period beginning 1 July 2009 and ending 31 July 2009 require endorsement by the Council.

RECOMMENDATION TO COUNCIL

That the List of Accounts for the periods beginning 1 July 2009 and ending 31 July 2009, be received, as per the following tables:

<i>July 2009</i>		
Voucher No's.	Account	Amount
3573	Cancelled cheque	-\$560.00

18 August 2009

MINUTES

3605-3640	Municipal (Cheques)	\$38,882.47
EFT10819 – EFT10930	Electronic Transfer Funds	\$422,537.66
Payroll	Electronic Transfer Funds	\$155,414.82
	Municipal Total Payments	\$612,27
		4.95

Cr Olson – Cr Collinson

That the List of Accounts for the periods beginning 1 July 2009 and ending 31 July 2009 be received.

<i>July 2009</i>		
Voucher No's.	Account	Amount
3573	Cancelled cheque	-\$560.00
3605-3640	Municipal (Cheques)	\$38,882.47
EFT10819 – EFT10930	Electronic Transfer Funds	\$422,537.66
Payroll	Electronic Transfer Funds	\$155,414.82
	Municipal Total Payments	\$612,27
		4.95

CARRIED**238. REPORTS OF CHIEF EXECUTIVE OFFICER****238.1 Local Government Reform**

The Chief Executive Officer advised of recent developments, in particular:

- a reported announcement by Brendon Grylls that regional local governments whose existence was not considered consistent with the government's amalgamation plans would in future not receive Royalties for Regions monies, which would instead only go to amalgamated local governments.
- statements by Premier indicating that with respect to other State funding this position would also apply to non regional local governments such as the Town of East Fremantle. In that regard the CEO noted that of total operating revenue of \$7,008,998 in 08/09, the component of State grants was \$29,000.
- public statements by the Minister that the government was seeking the abolition of at least 40 local governments in the first instance, i.e. to have less than 100 of the current 139 local governments remaining, with the clear suggestion of further abolitions in future.
- extension of one month for submission of "amalgamation report", with the basis of the extension being the above announcements and the recognition that some local governments, in light of the announcements, may wish to "re-evaluate" (as the Minister put it) their position.

In response to a comment from Cr Olson regarding the demonstrated financial sustainability of the Town of East Fremantle the CEO advised financial sustainability in itself no longer appeared to be the critical factor in the government's position. Rather, comments from the Minister and Premier indicated there is an overriding argument being made, which is that less local governments = administrative savings, which can be passed on to the community for its benefit. Cr Collinson, who had attended the conference, supported the CEO's advice and expressed the view that it was quite clear that a "bigger is better because it will save costs" ideology was the dominant force, rather than rational debate on the pros and cons of local government size or issues of financial sustainability. The CEO expressed the view that not only was there much

18 August 2009

MINUTES

research which indicated that amalgamations did not necessarily produce administrative savings (in fact in many cases the converse was shown to be the case) however even if it were the case, it didn't factor in such issues as diminished community representation etc.

238.2 Residential Design Guidelines

The Chief Executive Officer reported on a recent discussion with Phil Griffiths regarding the completion of the Residential Design guidelines. That discussion also involved a reference by the CEO to related work done for other local governments by Chris Antill, which the CEO had researched. Phil Griffiths advised that when he submitted his original expression of interest for this project, he had intended to work in conjunction with Chris Antill. The outcome of the discussion was that the CEO would compile documentation for Phil Griffiths to review, preceding a decision being taken as to whether Phil Griffiths was happy to finish off the project and Council was happy for him to do so, under whatever arrangements were being proposed. The CEO also raised the issue of a meeting between elected members and Phil Griffiths / Chris Antill to discuss the concerns elected members had had with the original work. Elected members indicated their support for such a process.

238.3 Draft Calendar

The Chief Executive Officer tabled the Draft Calendar and indicated various concerns. Elected members were provided with a copy of the draft and asked to forward any concerns or issues to Council staff.

There was general consensus that:

- a number of the proposed photos were not of an acceptable standard.
- it was best to proceed on the basis of a calendar year publication (i.e. 2010), particularly given forthcoming changes in elected member representation, due to the October elections.

It was also noted no particular objections were expressed to including City of Fremantle events in the calendar.

Mr Chris Warrener, Town Planner, left the meeting at 7.40pm.

238.4 Fremantle Rowing Club

The Chief Executive Officer outlined a request from the Fremantle Rowing Club, with respect to seeking Corporate sponsors for a forthcoming Corporate Challenge Regatta.

Two levels of sponsorship were available: "Gold Sponsor" (\$2,000) and "Silver Sponsor" (\$600).

The Regatta and associated sponsorship arrangements constitute the Club's major fundraising activity.

The CEO noted the excellent relationship which Council had with the Club, which has been in existence for 122 years, i.e. predating the foundation of the Town of East Fremantle (hence the name).

The CEO recommended that Council becomes a Silver Sponsor for this event.

Cr Olsen, in supporting the recommendation, expressed the wish that Council staff be encouraged to participate in the Regatta in sufficient numbers, to form a crew.

Cr Olson – Cr Nardi

That Council become a Silver Sponsor with a donation of \$600 towards the Fremantle Rowing Club Corporate Challenge Regatta.

CARRIED

18 August 2009

MINUTES

- 238.5 Local Government Elections 2009-08-19**
The Chief Executive Officer advised elections would be held on 17 October 2009, with nominations commencing 3 September and closing 10 September. The vacancies are Mayoral election, Plympton Ward (2 vacancies, one a 2 year vacancy), Woodside Ward (1 vacancy), Richmond Ward (1 vacancy) and Preston Point Ward (1 vacancy). The system of counting will be first past the post.
- 238.6 128 George Street**
The Chief Executive Officer discussed the status of this issue, in respect of which a report the Executive Manager Finance & Administration had originally intended to submit to the current round, had been deferred to the September round when the Executive Manager Finance & Administration needed to travel to the United Kingdom at short notice for family reasons.
- The CEO noted some of applications received after the Expression of Interest deadline, including one from the City of Fremantle for a temporary home for the Toy Library and one for a dance studio.
- 238.7 Unauthorised Works – George Street No. 129-131 (Gigi's Restaurant)**
The Chief Executive Officer reported on unauthorised works being carried out at this location and Council officer action in the matter to date.
- 238.8 Site Visit – 98 King Street**
The Chief Executive Officer provided a further update on this issue (see item 236.1) and in particular raised the issue of a site visit. It was resolved the CEO seek to arrange the site visit for Tuesday 25 August at 5.15pm.
- 239. CONFIDENTIAL BUSINESS**
Cr Olson – Cr Nardi
That the following matters be dealt with on a confidential basis, in accordance with Section 5.23(2)(c) of the Local Government Act. CARRIED
- 239.1 Glyde Street No. 61 – SAT Appeal**
The Chief Executive Officer updated elected members on developments with relation to this appeal, including legal advice received just prior to the meeting. With respect to Council's future course of action the CEO noted the delegated authority previously granted to the CEO by elected members with respect to the conduct of SAT appeals.
- 239.2 Angwin Street No. 21 – SAT Appeal**
The Chief Executive Officer briefly outlined the outcome of this Appeal, which was upheld.
- 240. OPENING OF MEETING TO PUBLIC**
Cr Olson – Cr Nardi
That the meeting be reopened to members of the public. CARRIED
- 241. NOTICES OF MOTION BY ELECTED MEMBERS FOR CONSIDERATION AT THE FOLLOWING MEETING**
Nil.
- 242. MOTIONS WITHOUT NOTICE OF AN URGENT NATURE INTRODUCED BY DECISION OF THE MEETING**
Nil.
- 243. CLOSURE OF MEETING**
There being no further business, the meeting closed at 8.30pm



18 August 2009

MINUTES

*I hereby certify that the Minutes of the meeting of the **Council** of the Town of East Fremantle, held on **18 August 2009**, Minute Book reference **222. to 243.** were confirmed at the meeting of the Council on*

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Presiding Member