



7 September 2010

MINUTES

MINUTES OF A COUNCIL MEETING, HELD IN THE COUNCIL CHAMBERS, ON TUESDAY, 7 SEPTEMBER, 2010 COMMENCING AT 6.42PM.**230. DECLARATION OF OPENING OF MEETING**

The Mayor (Presiding Member) declared the meeting open.

230.1 Present

Mayor A Ferris	Presiding Member
Cr C Collinson	
Cr R Lilleyman	
Cr S Martin	(From 7.50pm)
Cr D Nardi	
Cr M Rico	
Cr A Wilson	
Mr S Wearne	Chief Executive Officer
Mr K Dyer	Acting Works Manager (To 8.25pm)

231. ACKNOWLEDGEMENT OF COUNTRY

The Presiding Member 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."

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

There were no members of the public in the gallery at the commencement of the meeting.

233. RECORD OF APPROVED LEAVE OF ABSENCE

Cr de Jong
Cr R Olson.

234. RECORD OF APOLOGIES

It was noted Cr Martin was representing Council at the Fremantle Ports Inner Harbour Community Liaison Group meeting and would therefore be arriving late to this meeting.

235. PRESENTATIONS/DEPUTATIONS/PETITIONS/SUBMISSIONS**235.1 Elected Members Record Keeping**

The Chief Executive Officer reported that he had been advised yesterday that Mr James McGovern, Manager Business Development at WALGA, who had agreed to make a presentation to Council tonight regarding elected members record keeping, was unable to attend, due to having arranged to give a similar presentation to the Town of Mosman Park instead. An attempt had been made to arrange for Tony Brown to attend in his place however this had not been possible. Arrangements would be made for Mr McGovern to deliver his presentation to a future Council Meeting.

236. PUBLIC QUESTION TIME

Nil.

237. APPLICATIONS FOR LEAVE OF ABSENCE

Nil.

238. CONFIRMATION OF MINUTES OF PREVIOUS MEETING**238.1 Council Meeting – 17 August 2010**

Cr Wilson – Cr Nardi

That the Minutes of the Council Meeting held on 17 August 2010 be confirmed.

CARRIED



7 September 2010

MINUTES

239. ANNOUNCEMENTS BY MAYOR WITHOUT DISCUSSION**239.1 *East Fremantle Football Club - Finals***

The Mayor advised that Mr John McManus (EFFC President) had rung to thank Council for the work done at East Fremantle Oval by Ken Dyer's staff. The Mayor thanked the CEO and all staff involved.

239.2 *Holly Hughes*

The Mayor read a thank you card from Ms Holly Hughes, a Year 7 student at Richmond Primary School in appreciation of a \$150 donation provided by Council to assist with her travel costs in competing in Queensland in the Australian Long Road Walking Championships where she won a bronze medal in her event.

239.3 *East Fremantle Primary School Art Exhibition*

The Mayor advised that he had been invited to open the East Fremantle Primary School Art Exhibition to be held in the former Lauder and Howard building in Duke Street this Friday evening.

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

Nil.

241. MOTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN BY COUNCIL MEMBERS**241.1 *Cr Martin – Glyde-In Recognition*****241.2 *Cr Collinson – Uranium Mining & Transportation*****241.3 *Cr Collinson – Acknowledgement of Country***

Cr Collinson – Cr Nardi

That the three proposed motions listed be held over until Cr Martin was in attendance later this evening. CARRIED

242. CORRESPONDENCE (LATE RELATING TO ITEM IN AGENDA)

Nil.

243. FINANCE**243.1 *Monthly Financial Activity Statement for Period Ending 31 July 2010***

By John Roberts Executive Manager Finance & Administration on 20 August 2010

PURPOSE

To provide financial information to the Council in the form of a financial activity statement for revenues and expenditures, both operating and capital, in accordance with statutory requirements.

BACKGROUND

The monthly Financial Activity Statement for the period ending 31 July 2010 is appended and includes the following:

- Financial Activity Statement
- Notes to the Financial Activity Statement including schedules of investments and rating information.
- Capital Works/Major Capital Project Status Report

ATTACHMENT

The attached Financial Activity Statement is prepared in accordance with the amended Local Government (Financial Management) Regulations 1996; with additional material to provide Council with easy to understand financial information on Council activities undertaken during the financial year.



7 September 2010

MINUTES

REPORT**Introduction/Comments**

The following is summary information on the attached financial reports:

The July 2010 year to date Financial Activity Statement report shows an overall actual surplus of \$6,028,287 compared to the year to date budget of \$5,909,643. Revenue and expenditure variances are generally timing in nature. The surplus is large at the start of the year as the full year rate revenue is brought to account. This surplus will decrease in the remaining months of 2010/11 as it is used to fund expenditure providing works and services..

The overall favourable variance of \$118,644 can be analysed as follows:

- The YTD actual Operating Revenue is \$5,459,917 compared to the YTD budget of \$5,458,735, a favourable variance of \$1,182. The variance is due primarily to the issue of rates and commercial waste charges varying to budget offset by higher than anticipated income from recoverable works.
- The YTD actual Operating Expenditure is \$471,271 compared to the YTD budget of \$617,791, a favourable variance of \$146,520. The variance is due primarily to lower than anticipated expenditure on functional administration expenses and a delay in posting July depreciation due to the 2009/10 audit being undertaken during July.
- The YTD actual Capital Expenditure is \$64,168 when compared to the YTD budget of \$91,001 a favourable variance of \$26,833. The variance is due to the timing of undertaking footpath, drainage and kerbing works offset with the completion of building projects and installation of bus shelters funded in 2009/10

Statutory Requirements

Local Government Act 1995 (As amended)

Local Government (Financial Management) Regulations 1996 (As amended)

Relevant Council Policies

Significant accounting policies are adopted by Council on a periodic basis. These policies are used in the preparation of the statutory reports submitted to Council.

Strategic Plan Implications

Nil

Financial/Resource/Budget Implications

The July 2010 Financial Activity Statement shows variances in income and expenditure when compared with budget estimates.

Conclusion

The attached Financial Activity Statement for the period 1 July 2010 to 31 July 2010 be presented to the Council for information.

RECOMMENDATION

That the Financial Activity Statement for the period ending 1 July 2010 to 31 July 2010 be received.

Cr Wilson – Cr Nardi

That the Financial Activity Statement for the period ending 1 July 2010 to 31 July 2010 be received.

CARRIED

7 September 2010

MINUTES

243.2 Accounts for Payment

By Stuart Wearne, Chief Executive Officer, on 3 September 2010

PURPOSE

To endorse the list of payments for the periods 1 July to 31 July and 1 August to 31 August 2010.

BACKGROUND

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

ATTACHMENT**REPORT****Comments/Discussion**

The List of Accounts for the periods beginning 1 July and ending 31 July and 1 August ending 31 August 2010 require endorsement by the Council.

RECOMMENDATION TO COUNCIL

That the List of Accounts for the periods beginning 1 July and ending 31 July and 1 August and ending 31 August 2010 be received, as per the following tables:

<i>July 2010</i>		
Voucher Nos	Account	Amount
3911-3934	Municipal (Cheques)	\$54,324.22
EFT12421 – EFT12561	Electronic Transfer Funds	\$401,413.99
Payroll	Electronic Transfer Funds	\$133,607.78
Loans	Direct Debits	2,570.79
	Municipal Total Payments	\$591,916.78
<i>August 2010</i>		
Voucher Nos	Account	Amount
3935-3951	Municipal (Cheques)	\$24,581.14
EFT12562 – EFT12687	Electronic Transfer Funds	\$554,737.54
Payroll	Electronic Transfer Funds	\$130,263.59
Loans	Direct Debits	Nil
	Municipal Total Payments	\$709,582.27

The CEO responded to a number of queries.

7 September 2010

MINUTES

Cr Collinson – Cr Rico**That the List of Accounts for the periods beginning 1 July and ending 31 July and 1 August and ending 31 August 2010 be received.** CARRIED**244. TOWN PLANNING/PUBLIC DOMAIN, WORKS & RESERVES****244.1 Anti Hoon Works Riverside Road**

The CEO introduced this item and explained that Council had been successful in obtaining a grant of \$31,800 from Main Roads WA for the installation of three speed humps in Riverside Road under the Anti Hoon Speed Humps Program. To receive the grant, Council would need to contribute \$15,900.

Council's application had been based on speed count and crash data and also referred to various relevant factors, such as the number of pedestrians and cyclists who use this road.

The Operations Manager advised on the proposed locations and nature of the proposed speed humps and answered various questions from elected members.

Mayor Ferris – Cr Lilleyman**Council endorses the proposed installation of six speed humps at the three identified locations, under the State Government Anti Hoon Speed Humps Program, and authorises expenditure of \$15,900 as Council's contribution, utilising the Strategic Plan Reserve.** CARRIED UNANIMOUSLY**244.2 Faulty Street Lights**

The CEO introduced this item and explained it had arisen out of a submission made by Cr Rico on lighting problems (involving both non functioning lights and poor lighting) in Woodside Ward.

The CEO distributed advice, prepared by the Operations Manager, on how to report faulty lights to Western Power. The CEO advised that reports can also be telephoned or emailed to Council.

In relation to some lights in Richmond Raceway, Western Power has advised these are the Town's responsibility as they were installed by the company which developed Richmond Raceway. The CEO advised discussions are being held with Western Power with respect to Western Power assuming responsibility for these lights.

244.3 Lacrosse/Cricket Club car park

The Operations Manager reported the matter of earthworks had been put on hold pending the end of the Lacrosse Club playing season.

In accordance with Council's previous decision, advice which indicated what measures were proposed to soften the impact of the asphalt, would be provided to elected members following the preliminary site works (after which site levels and drainage implications, etc, would be known).

RECEIVED*Cr Martin entered the meeting at 7.50pm***244.4 John Tonkin Park car park**

The CEO distributed a letter from the Swan River Trust with respect to the relocation of this car park.

Cr Martin queried who had originally raised the issue of the appropriateness of the current location.

The Operations Manager explained that during the first erosion (SRT grant funded) works in this area, Swan River Trust officers noted that part of the existing car park was being



7 September 2010

MINUTES

undermined by the river and asked that, as a minimum, the car park be moved at least 3m from the high water mark.

Subsequent suggestions from the Swan River Trust officers was for the entire car park to be relocated, due to other issues beyond the erosion control issue. These issues were noted in the letter from the Trust.

The letter received from the Trust, was a result of the CEO asking for clarification from the Trust of the basis of the Trust's position.

Cr Lilleyman advised the meeting that during a recent visit on a busy weekend, he had concluded the existing car park was highly dangerous to pedestrians due to vehicles attempting to reverse in the vicinity of pedestrians, with limited space and the pedestrian path traversing the middle of the car park.

Cr Martin queried whether the car park would be relocated to the area adjacent to the entry road off Riverside Road, which already serves as an overflow parking area which is primarily utilised by persons accessing the Swan Yacht Club.

The CEO advised it would be premature to do so, pending the resolution of Swan Yacht Club lease area issues – with that resolution possibly leading to a significant restoration/landscaping of this area.

The Operations Manager also advised that to implement a car park in this area would probably require the removal of a number of trees (which was unlikely to obtain Swan River Trust approval) and further, to construct a compliant car park in this area, which met the required turning specifications etc, would almost certainly mean intruding into the car park itself.

RECEIVED

The Operations Manager left the meeting at 8.25pm.

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

245.1 Cr Martin – Glyde-In Recognition

"That the Town of East Fremantle congratulates the volunteer Management Committee of the Glyde-In Community Learning Centre for winning the Learning Centre Link "Team of the Year" award 2010 and East Fremantle resident Paddy Glasgow for winning the Tutor of the Year award. The awards recognise the outstanding contribution Glyde-In and its volunteers make in fostering valuable community-based learning initiatives in the Town and are a testament to the high standards Glyde-In continues to achieve in its work."

"That the Town hosts a function to formally congratulate the Management Committee and tutor Paddy Glasgow on their achievements and to recognise the positive impact of their volunteering for Town residents."

Cr Martin – Cr Collinson

That:

- (i) the Town of East Fremantle congratulates the volunteer Management Committee of the Glyde-In Community Learning Centre for winning the Learning Centre Link "Team of the Year" award 2010 and East Fremantle resident Paddy Glasgow for winning the Tutor of the Year award. The awards recognise the outstanding contribution Glyde-In and its volunteers make in fostering valuable community-based learning initiatives in the Town and are a testament to the high standards Glyde-In continues to achieve in its work.
- (ii) the Town hosts a function to formally congratulate the Management Committee and tutor Paddy Glasgow on their achievements and to recognise the positive impact of their volunteering for Town residents.

CARRIED

7 September 2010

MINUTES

245.2 Cr Collinson – Uranium Mining & Transportation

“That WALGA compile a report on the risks and hazards involved in the mining and transportation of uranium.”

Cr Collinson – Cr Nardi

That given the increased likelihood of the mining of uranium and hence transportation of uranium in WA and with such transport by necessity involving a number of local governments that the Town endorses a proposed motion by WALGA zone delegate, Cr Collinson, requesting WALGA to compile a report on the risks and hazards involved in the mining and transportation of uranium.

CARRIED UNANIMOUSLY

245.3 Cr Collinson – Acknowledgement of Country

“That an acknowledgement of country be made at all Committee meetings.”

Cr Collinson – Cr Nardi

That an acknowledgement of country be made at all Committee meetings.

CARRIED

246. REPORTS OF CHIEF EXECUTIVE OFFICER**246.1 Directions 2031**

The Chief Executive Officer advised elected members of a briefing on “Directions 2031”, which had been given by officers of the WAPC the previous day.

Directions 2031 represents the Government’s strategy for future urban growth in the Perth and Peel regions.

There are two sub-regional strategies, one of which is the Central Metropolitan Perth Sub-regional strategy which focuses on “development opportunities within the inner and middle sectors of the Perth metropolitan area”. This area (“the sub-regional area”) includes 19 local government districts, one of which is the Town of East Fremantle.

The strategy is predicated on a position that it is neither possible nor appropriate to focus all new development on the urban fringe, for cost and environmental reasons.

It is projected the population of the 2 regions will grow from 1.65 million to 2.2 million by 2031 (and to 3.5 million by 2050). It is further estimated the projected additional 556,000 residents by 2031 will need an extra 328,000 dwellings (+ 353,000 jobs).

With respect to the above increases, the sub-regional population is projected to grow to 910,000 people by 2031, requiring at least 121,000 new dwellings.

To meet this identified need, the Commission has proposed the following “draft housing targets”, by local government authority:

Local Government Authority	Draft Housing Targets
Stirling	31,000
Perth	12,600
Victoria Park	11,200
Melville	11,000
Canning	9,000
Bayswater	8,500
South Perth	6,000
Belmont	5,500
Vincent	5,000
Fremantle	3,500
Cambridge	3,000
Subiaco	3,000
Bassendean	3,000

7 September 2010

MINUTES

Nedlands	3,500
Claremont	2,200
Cottesloe	1,300
Mosman Park	900
East Fremantle	600
Peppermint Grove	200
Total	121,000

With respect to East Fremantle's 600 target, 400 dwellings are proposed to be met by development in the Town Centre, notwithstanding the CEO is unaware of any prior discussion by the WAPC with Council officers in this respect.

Whilst the plan is described as a "guide" and *not* a statutory requirement, speakers from the Commission made it clear it was expected local governments would comply and it was clear that any Scheme reviews and even proposed Scheme amendments, would be considered in the context of Directions 2031.

The plan also has the backing of all of the pro-development organisations such as the Urban Development Institute of Australia, Property Council of Australia and Housing Industry Association and it could be expected that any proposal seen to be in conflict with the plan (such as making demolitions harder to obtain) may be opposed by the Commission.

Ultimately the Commission has the power to force a local government to amend its Town Planning Scheme in any way it stipulates.

Commission officers advised they are planning to take a very pro active role in the matter and has offered local governments the opportunity to have individual briefings. The Chief Executive Officer has proposed this offer should be taken up.

Given the relationship of Direction 2031 and the proposed redevelopment of the Town Centre, it is believed this briefing should take place as soon as possible.

Notwithstanding the positive objectives of the plan (nevertheless noting that it does not seem to be part of any serious debate on whether WA/Australia should be considering attempting to curb population growth, for a number of sustainability based reasons) there is a concern that in a pro-development agenda, with its emphasis on increased densities the Town's existing character and heritage values could be at risk.

On a more positive note Directions 2031 has identified three accompanying structural elements which are incorporated into the plan:

- Activity Centres Network
("A network and hierarchy of centres that provide a more equitable distribution of jobs and amenity throughout the city".)
- Movement Networks
("An integrated system of private and public transport networks that are designed to support and reinforce the activity centres network.")
- Green Networks
("A network of parks, reserves and conservation areas that support biodiversity, preserve natural amenity and protect valuable natural resources.")

246.2 **Christie SAT Appeal**

The CEO advised this appeal had been concluded, with the Tribunal finding in the Town's favour, against the applicant Bronwyn Christie and her representative, Peter Webb. The applicant was now required to reduce the height of the piers 16-26 (the pillars at issue) within 60 days. Key findings had been:

- On the issue of whether any encroachment across the boundary of any fence pier, particularly the capping, should be allowed, in the absence of a signed development



7 September 2010

MINUTES

application from the adjoining landowners, the Tribunal was unable to approve the encroachments.

- On the issue of whether any of the fence piers 16-26 (the parties had agreed to limit the dispute on the issue to piers 16-26 inclusive) including capping, complied with height requirements the Tribunal found that *none* of the piers complied with height requirements. Critically the Tribunal found that the height was to be measured from finished ground level and that finished ground level did not include the height of retained garden beds built next to the fence by the applicant (as argued by Peter Webb based, apparently, on advice from former Town Planner Chris Warrener).
- On the issue of whether any of the non-complying piers should be allowed at a varied height, the Tribunal found that the overheight piers had an adverse impact on the amenity of an adjoining neighbour, caused by loss of views, which the Tribunal rated as moderate to severe. The Tribunal noted a lack of skill in the design of the fence and considered the loss of views unacceptable.
- The Tribunal found the pier caps were larger and higher than the caps shown on the drawings associated with the issued building licence.
- The Tribunal found "It is a specious argument to artificially increase the height of the ground level and then argue that such action decreases the height of the fence."
- The Tribunal found the Town's Fencing Policy would benefit from a definition of ground level (the CEO advised this matter would be followed up).
- The Tribunal did not agree with Mr Webb's assertion that the loss of views was "negligible". It found the loss of views ranged from moderate to severe.

Council officers involved in this long running appeal had been Rohan Doust, Paul Busby, Gemma Basley and the CEO. The Christies had been represented by a town planning consultant Peter Webb, a licenced surveyor Charles Parker, apparently Chris Warrener at one point and possibly also with a legal advisor in the background.

Mayor Ferris – Cr Wilson

That the Chief Executive Officer, and all past and present Council officers who represented Council in this matter be thanked for their services and congratulated on the successful outcome.

CARRIED**246.3*****Town Centre update***

The CEO advised that yesterday a proposed methodology and fee structure had been received from Malcolm Mackay, further to the workshop held on 19 August 2010.

This was outlined to the meeting and discussed.

The CEO also advised that, in addition to the foregoing although subject to agreement to the foregoing, Mr Mackay had agreed to meet with Russell Quinn and his representatives if at all possible prior to Russell Quinn commencing three weeks leave on 15 September.

Russell Quinn had recently advised Council that his team had recently commenced progressing "some initial concept modelling and strategies".

Mayor Ferris – Cr Wilson

That the proposal from Malcolm Mackay dated 6 September 2010 be agreed to and implemented.

CARRIED**246.4*****38 Wolsely Road update***

The CEO advised he had met with heritage consultant, Rosemary Rosario, who had provided advice to the applicants and a letter to Council, regarding some of the works which had been carried out. Ms Rosario had suggested that a meeting should now take place involving the CEO, herself and the two applicants. Cr Wilson indicated she would be happy to attend the meeting if requested.

246.5***88 George Street update***

In response to a query from the Mayor the CEO provided an update on this issue. The CEO advised the applicant and owner had asked for the matter to be deferred whilst the

owner was overseas. The CEO was in the process of arranging the consultant to provide Council with further advice, pursuant to Council's earlier decision.

246.6 *Street Lighting Audit*

The CEO tabled a Street Lighting Audit which had recently been received from Amlec House Pty Ltd, who Council had earlier commissioned, utilising grant funding received from the Office of Crime Prevention.

The CEO advised this was a limited audit, targeted at particular areas which the earlier community consultation had identified gave rise to particular community safety issues due to lighting.

The report gives rise to a number of issues, eg:

- cost issues (eg recommendation of more lighting infrastructure in the Town and increased illumination as opposed to illumination levels from existing lamps).
- policy issues (eg introduction of street lighting policy).
- forcing or at least encouraging private shop owners to increase shop front lighting.
- environmental issues (eg increased energy associated with increased lighting)
- "research" issues (eg strength of association between increased lighting and reduced crime).

Whilst the report is currently available for elected member consideration, it will be the subject of an officer's report in due course.

246.7 *George Street Underpass Mural*

The CEO reported on current developments involving the painting of a mural in the George Street underpass.

John Curtin College of the Arts are strongly in support of the project.

Currently Main Roads WA's approval is being awaited.

Elected members strongly indicated a wish for anti graffiti treatments on the completed mural. The CEO advised these may already be included in the proposal however he would clarify this.

246.8 *Solar Power Dovenby*

The CEO reported the arrangement for installing solar panels on Dovenby House were well advanced with installation expected in approximately 8 weeks. The CEO noted the outcome of the earlier arrangements involving "Rudd" money, which the Commonwealth appeared to have faulted on, was still awaited.

246.9 *Staffing Update*

The CEO advised of:

- (i) the recent appointment, on a contract basis of Mario Ioppolo, following the resignation of Paul Busby.
- (ii) progress in relation to Town Planner appointments
- (iii) the recent advertising for a Relief Administration Assistant, predominantly for the planning area.

246.10 *Residential Design Guidelines*

The CEO outlined the history of this issue, which had been raised by Cr Wilson. Tentative agreement had been reached for Phil Griffiths, in partnership with others, to review the work which had previously been completed by Masterplan, however not ultimately accepted by elected members. However Mr Griffiths had asked for the material to be placed in a coherent order, and to be accompanied by advice with respect to what shortcomings elected members had determined in relation to the material. Due to competing tasks this work had not been completed.

The CEO advised he planned to review the matter once the town planning staffing issue had been satisfactorily dealt with as it may be possible, and possibly more worthwhile, for various reasons, to complete the exercise "in house".

246.11 Plympton Steps

The CEO discussed a recent site visit he had made with heritage consultant, Rosemary Rosario. The CEO proposed to commission Ms Rosario to prepare a consultant's brief on a conservation plan pertaining to:

- the steps
- the pumphouse
- the park itself

such as to allow competitive quotes to be obtained and also an application to be made for a Lotterywest Heritage Grant.

Elected members indicated support for this proposal.

246.12 Gazebos

The CEO provided an update on this issue.

246.13 Bus Shelters

The CEO advised of the recent erection of two new bus shelters in Canning Highway, replacing shelters which had been demolished in two separate traffic accidents. The CEO advised he had a concern that the light blue colour used was not the colour ordered. This was being followed up.

246.14 Ulrich Park fencing

The CEO provided an update on the proposed fencing of Ulrich Park and displayed a fence post comprising laminated wood (much stronger than the pine posts used in other parks) with a plastic coating; which is currently being considered. A query was raised regarding the flame retardant qualities of the plastic coating, which the CEO said he would follow up on.

246.15 Croquet Club

The CEO advised a new line marker had been purchased by Council however arrangements to hand this over to the Club had been suspended due to the illness of its President, George Brown. It is possible the handover could occur following either the AGM or Opening of the Season, both of which it is understood will occur in October.

246.16 1 Philip Street

The CEO briefed elected members with respect to a demolition licence application recently received with respect to this property. The CEO advised elected members that, pursuant to his delegated authority and in accordance with an earlier Council decision to place all properties listed on the Municipal Inventory on Council's Heritage List, he had written to the owners informing them of this intention and inviting a submission from the owners. Photos of the property were circulated and the issue discussed. Elected members unanimously indicated support for the CEO's action.

246.17 62 Staton Road

The CEO briefed elected members with respect to a demolition licence application recently received with respect to this property. The CEO advised elected members that, pursuant to his delegated authority and in accordance with an earlier Council decision to place all properties listed on the Municipal Inventory on Council's Heritage List, he had written to the owner informing her of this intention and inviting a submission from the owner. Photos of the property were circulated and the issue discussed. Elected members unanimously indicated support for the CEO's action.



7 September 2010

MINUTES

247. CONFIDENTIAL BUSINESS

247.1 Royal George SAT Appeal

Mayor Ferris – Cr Martin

That this matter be dealt with on a confidential basis, in accordance with Section 5.23(2)(d) of the Local Government Act as it relates to legal advice. CARRIED

The meeting was closed to members of the public at 10.03pm.

The CEO noted the matter was currently subject to mediation, which is confidential. The CEO provided a qualified confidential update, whilst respecting the confidentiality of the mediation, on the current situation.

248. OPENING OF MEETING TO PUBLIC

Cr Rico – Cr Nardi

That the meeting be reopened to members of the public at 10.19pm. CARRIED

249. NOTICES OF MOTION BY ELECTED MEMBERS FOR CONSIDERATION AT THE FOLLOWING MEETING

Nil.

250. MOTIONS WITHOUT NOTICE OF AN URGENT NATURE INTRODUCED BY DECISION OF THE MEETING

Nil.

251. CLOSURE OF MEETING

There being no further business, the meeting closed at 10.20pm

*I hereby certify that the Minutes of the meeting of the **Council** of the Town of East Fremantle, held on **7 September 2010**, Minute Book reference **230. to 251.** were confirmed at the meeting of the Council on*

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Presiding Member