

NOTES

Council Agenda Briefing

Meeting Date & Time: 6.00pm, Tuesday 5 December 2023
Meeting Location Council Chamber

1. DECLARATION OF OPENING

The Presiding Member opened the Briefing at 6.01pm and welcomed everyone in attendance.

ITEMS FOR COUNCIL

The Presiding Member informed the meeting that Agenda Items 2, 3, 6, 7, 8.1, 8.2, 9, 11, 13 and 14 will be dealt with at the Ordinary Council Meeting to be held 12 December 2023.

4. ATTENDANCE

Presiding Member Mayor Greg Milner

Councillors

Como Ward	Councillor Glenn Cridland
Como Ward	Councillor Bronwyn Waugh (Arrived at 6.02pm)
Manning Ward	Councillor André Brender-A-Brandis
Manning Ward	Councillor Blake D'Souza
Mill Point Ward	Councillor Mary Choy
Mill Point Ward	Councillor Nic Coveney
Moresby Ward	Councillor Jennifer Nevard
Moresby Ward	Councillor Hayley Prendiville

Officers

Chief Executive Officer	Mr Mike Bradford
Director Development and Community Services	Ms Donna Shaw
Director Infrastructure Services	Ms Anita Amprimo
Manager Development Services	Ms Fiona Mullen
Manager Customer, Communications and Engagement	Ms Danielle Cattalini
Manager Finance	Mr Abrie Lacock
Manager Governance	Ms Toni Fry
Governance Coordinator	Mr Morgan Hindle
Governance Administration Officer	Ms Kira Digwood
Communications Officer	Ms Maria Noakes

Gallery

There were 21 members of the public present.

4.1 Apologies

Nil.

4.2 Approved Leave of Absence

Nil.

Councillor Bronwyn Waugh arrived at 6.02pm during consideration of Item 5.

5. DECLARATIONS OF INTEREST

- Councillor Nic Coveney – Item 10.2.1 – Impartiality Interest as ‘like I did with most business owners on Angelo Street and Mends Street during my election campaign, I briefly met with the owner of Nextdoor. Similarly, like I have with most cafés/restaurants on Angelo Street and Mends Street, I have previously eaten at Nextdoor.’
- Councillor Jennifer Nevard – Item 10.2.1 – Impartiality Interest as ‘some of the local regular customers of the local businesses in the vicinity of 79 Angelo Street and some of the traders are known to me. I undertake to vote in accordance with the interests of the entire City.’
- Councillor Hayley Prendiville – Item 10.3.1 – Impartiality Interest as ‘some of the staff at Wesley College are known to me.’
- Councillor Bronwyn Waugh – Item 10.3.1 – Impartiality Interest as ‘my son attends Wesley College.’
- Councillor Mary Choy – Item 10.3.1 – Impartiality Interest as ‘my husband is a Wesley College ‘old boy’ and our sons attend Wesley College.’
- Councillor Jennifer Nevard – Item 10.3.3 – Impartiality Interest as ‘I am a Ward Councillor for Moresby and Kensington forms part of that Ward. I undertake to vote in accordance with the interests of the entire City.’
- Councillor Hayley Prendiville – Item 10.4.1 – Impartiality Interest as ‘I have a family member who is a member of Collier Park Golf Club.’

- Councillor Jennifer Nevard – Item 10.4.1 – Impartiality Interest as ‘I know a number of golfers and active lobbyists who use Collier Park Golf Course or have campaigned in the interests of the Golf Course. The Course is in Moresby Ward for which I am an Elected Member. I undertake to vote in accordance with the interests of the entire City.’

8. PRESENTATIONS

8.3 Deputations

1. Mr Gavin Olsen of South Perth who spoke **FOR** the Officer’s Recommendation. **Item 10.2.1**
2. Dr Michael Prichard of South Perth who spoke **AGAINST** the Officer’s Recommendation. **Item 10.3.1**
3. Mr Joseph Treacy of South Perth who spoke **AGAINST** the Officer’s Recommendation. **Item 10.3.1**
4. Mr David Basell of South Perth who spoke **AGAINST** the Officer’s Recommendation. **Item 10.3.1**
5. Mr Peter Scott of Como who spoke **AGAINST** the Officer’s Recommendation. **Item 10.4.1**

10. DRAFT DECEMBER 2023 REPORTS

The Chief Executive Officer, Mr Mike Bradford gave a brief summary of the December 2023 Agenda Items to be considered by Council, as follows.

Councillors Nic Coveney and Jennifer Nevard declared an Impartiality Interest in Item 10.2.1.

10.2.1 Proposed Parklet (Nextdoor and Olsen Butchers) - Angelo Street Road Reserve (abutting No.79 Angelo Street, South Perth)

This Item was the subject of a Deputation.

The purpose of this report is for Council to consider a licence application for a parklet adjacent of Nextdoor Restaurant and Olsen Butchers. The parklet is proposed to be installed in the road reserve within two existing on-street parking bays outside of the businesses, which are located at No. 79 Angelo Street, South Perth. The City recommends Council issue a 12-month licence as a trial basis.

Councillors Hayley Prendiville, Bronwyn Waugh and Mary Choy declared an Impartiality Interest in Item 10.3.1.

10.3.1 Sport Spaces Investigation/Feasibility Study - Sir James Mitchell Park, South Perth (Ellam Street End)

This Item was the subject of three Deputations.

The purpose of this report is to consider a budget allocation for a feasibility study to investigate the use and development of a portion of Sir James Mitchell Park (Ellam Street end) for shared sport spaces. In summary:

- Wesley College is prepared to make a financial contribution of up to \$1.5 million towards development of the sports spaces at the site, including a 50% financial contribution towards the proposed Feasibility Study;
- Development of the site for sports spaces will provide for use by Wesley College and the public; and
- Development for sports spaces at this site is consistent with the South Perth Foreshore Strategy and Management Plan.

10.3.2 South Perth Activity Centre Plan - Community Benefit Contribution Framework Annual Review

The purpose of this report is for Council to note the annual review of the South Perth Activity Centre Plan - Community Benefit Contribution Framework.

Councillor Jennifer Nevard declared an Impartiality Interest in Item 10.3.3.

10.3.3 Proposed Use Not Listed (Short Term Accommodation) - Lot 1, Unit 1/31 Banksia Terrace, Kensington

The purpose of this report is to consider an application for development approval for a Use Not Listed (Short-Term Accommodation) at Lot 1, Unit 1/31 Banksia Terrace, Kensington.

This item is referred to Council as the proposed land use is a 'Use Not Listed' under Town Planning Scheme No. 6 and therefore falls outside of the delegation to the officers.

For reasons outlined in this report, it is recommended that the application be approved.

Councillors Hayley Prendiville and Jennifer Nevard declared an Impartiality Interest in Item 10.4.1.

10.4.1 Tender 8/2023 Golf Course Management Services for Collier Park Golf Course

This Item was the subject of a Deputation.

This report requests Council to consider the officer recommendation made in respect to the submissions received from the advertising of Tender 8/2023 Provision of Golf Course Management Services including facility redevelopment and improvement for Collier Park Golf Course.

The report outlines the process undertaken and the evaluation results of the tender process. The recommendation made by officers is believed to provide the best overall outcome for the City and its ratepayers with regard to the long term future of the Collier Park Golf Course.

10.4.2 City of South Perth Annual Report 2022/23

This report recommends that Council accept the 2022/23 Annual Report and endorses the Electors' General Meeting to be held Tuesday 6 February 2024.

10.4.3 Policy P669 Elected Member Continuing Professional Development

In accordance with section 5.128(1)(a) of the *Local Government Act 1995*, Council must review Policy P669 Elected Member Continuing Professional Development after each ordinary election. The policy has been updated to capture recent amendments to the *Local Government Act 1995* in relation to fees and expenses to be reimbursed when participating in a required course or continuing professional development.

10.5.1 Terms of Reference - Audit, Risk and Governance Committee

The Terms of Reference for the Audit, Risk and Governance Committee are presented for consideration by the Committee and referral to Council for adoption.

10.5.2 2022/23 Annual Financial Statements (External) Audit and Information Systems Final Reports

This report tables the 2022/23 Annual Financial Statements Final Audit and Information Systems Audit reports from the Office of Auditor General (OAG), referred to as a Management Letter. Like prior years the 2022/23 Annual Financial Statements Audit included an Information Systems Audit. The Final Audit Management letter includes four findings, risk ratings, recommendations, and management comments. The Information Systems Audit Management letter include 20 findings, risk ratings, recommendations, and management comments.

It is recommended that all the findings are accepted and added to the City's Audit Register, with commentary on progress of resolution to be reported at each Audit Risk and Governance Committee Meeting.

Following the Audit, Risk and Governance Committee meeting held 13 November 2023, the Office of the Auditor General (OAG), through their internal audit review process, concluded that contrary to their previous position, a prior period restatement, should in fact, not be treated as a prior period error in the City's Annual Financial Report. As a result of the removal of the prior period restatement, the contents of **Confidential Attachment (a)** have been amended. **Confidential Attachment (b)** remains as presented. It should be noted that the consequential recommendations and risk ratings have not been affected and remain as is. More details are provided at the end of this report under the heading Additional Information – 28 November 2023.

10.5.3 2022/23 City of South Perth Annual Financial Report

This report recommends that the Audit, Risk and Governance Committee recommend that Council adopt the 2022/23 Annual Financial Report, accept the Independent Auditor's Report and the Office of the Auditor General Exit Brief.

Following the Audit, Risk and Governance Committee meeting held 13 November 2023, the Office of the Auditor General (OAG) through their internal audit review process, concluded that, contrary to their previous position, a prior period restatement, should in fact, not be treated as a prior period error in the City's Annual Financial Report. The City initially included this prior year restatement on the advice of the Audit Director, to avoid a qualified audit opinion. As a result of the above-mentioned change and one more additional change **Attachment (a)**, **Attachment (b)** and **Confidential Attachment (c)** have been updated. The officer and Audit, Risk and Governance Committee Recommendation remains unchanged. More details are provided at the end of this report under the heading Additional Information – 28 November 2023.

10.5.4 Internal Audit Report- Integrated Planning and Reporting Framework

This report tables the Internal Audit Report – Integrated Planning and Reporting Framework in accordance with the City's Strategic Internal Audit Plan 2022/2023 to 2026/2027.

The report contains three detailed audit findings, with a number of notations and observations. The audit includes strengths, weaknesses, rating, issues, risk ratings, recommendations and management comments.

10.5.5 Policy Review

The Terms of Reference of the Audit Risk and Governance Committee include responsibility for reviewing the City's policies. A number of policies are now presented for the consideration of the Committee and referral to Council for adoption.

10.5.6 Audit Register Progress Report Q1

This report provides an update on the progress of actions included in the Audit Register. The Audit Register includes all open audit findings that have previously been accepted by the Audit, Risk and Governance Committee and Council.

12. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil.

15. MEETING CLOSED TO THE PUBLIC

Nil.

16. CLOSURE

At 7.47pm the Presiding Member closed the Council Agenda Briefing and thanked everyone for their attendance.

COUNCIL AGENDA BRIEFING

Responses to questions taken on notice

Meeting Date & Time: 6.00pm, Tuesday 5 December 2023

Meeting Location Council Chamber

REPORTS:

ITEM 10.4.1 Tender 8/2023 Golf Course Management Services for Collier Park Golf Course

Councillor Glenn Cridland had the following question taken on notice at the Agenda Briefing as follows:

- 1. In the context of the original forecast that the mini golf would pay itself or be paid back within six (6) years. Were those forecasts based on the council approving the RAF facility and using the 20 million dollars that it received by way of a grant from the federal government to build a fantastic facility where there would be many more people using the mini golf?*

Response provided by Director Corporate Services – Garry Adams

The business plan for minigolf was written with mini golf being treated as a distinct operation outside of any RAF or golf operations but with the knowledge that the RAF proposal would result in a significant increase in people attending the Collier Park precinct and a significant upgrade to facilities. The capacity of the current operator to meet the food and beverage requirements for birthday parties and functions on the mini golf course, is limited by the outdated catering facilities, which has had an adverse impact on the ability to grow attendances. The proposed redevelopment of the food and beverage facilities will address this problem.

ITEM 10.5.5 Policy Review

Councillor Mary Choy had the following question taken on notice at the Agenda Briefing as follows:

- 1. The first one is in relation to the amended policy P110, Support of Community Sporting Groups. This appears to be quite a major policy change and given the limited reporting in the Agenda, I'm just wondering if there can be some sort of background explanation provided as to the reasons for this major policy change? Also, is it in any way connected to the previous item on the Sport Spaces Investigation/Feasibility Study?*

Response provided by Director Development and Community Services – Donna Shaw

The rationale for the proposed amendments to P110 "Financial Support of Community Organisations and Sporting Clubs" as contained in the report is as follows:

- To define the scope of the policy as being inclusive to all non-profit organisations and sporting clubs seeking to develop their community recreation facility.
- To establish that capital funding requests will be prioritised through the City's annual budget setting process.

- To add information about the Club Night Lights Funding Program, which is a current state government funding program available for eligible organisations to redevelop community recreation facilities.
- To provide clearer guidelines for local community organisations and sporting clubs about the eligibility criteria and the assessment criteria that will be used by the City in determining financial support applications.

By way of background, the proposed amendments to P110 will clarify that the intent of the City's financial support is aimed towards community recreation facility capital improvement proposals conducted on City owned or City vested property only (the current policy is 'silent' on the landowner criteria).

It is anticipated that the amended policy provisions will make the financial support application process clearer for the City's community groups and sporting clubs, which should translate into community recreation facility redevelopment proposals into the future.

The item is not connected to the previous item on the Sport Spaces Feasibility Study.