

MINUTES

Ordinary Council Meeting

27 August 2024

Mayor and Councillors

Here within are the Minutes of the Ordinary Council Meeting of the City of South Perth Council held Tuesday 27 August 2024 in the City of South Perth Council Chamber, corner Sandgate Street and South Terrace, South Perth.



MIKE BRADFORD
CHIEF EXECUTIVE OFFICER

30 August 2024

Acknowledgement of Country

Kaartdjinin Nidja Nyungar Whadjuk Boodjar Koora Nidja Djining Noonakoort kaartdijin wangkiny, maam, gnarnk and boordier Nidja Whadjuk kura kura.

We acknowledge and pay our respects to the traditional custodians of this land, the Whadjuk people of the Noongar nation and their Elders past and present.

Our Guiding Values



Disclaimer

The City of South Perth disclaims any liability for any loss arising from any person or body relying on any statement, discussion, recommendation or decision made during this meeting.

Where an application for an approval, a licence or the like is discussed or determined during this meeting, the City warns that neither the applicant, nor any other person or body, should rely upon that discussion or determination until written notice of either an approval and the conditions which relate to it, or the refusal of the application has been issued by the City.

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Ordinary Council Meeting - Minutes

Minutes of the Ordinary Council Meeting held in the City of South Perth Council Chamber, corner Sandgate Street and South Terrace, South Perth at 6.00pm on Tuesday 27 August 2024.

1. DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The Presiding Member declared the meeting open at 6.01pm.

2. DISCLAIMER

The Presiding Member read aloud the City’s Disclaimer.

3. ANNOUNCEMENTS FROM THE PRESIDING MEMBER

The Mayor congratulated the Director Development and Community Services, Ms Donna Shaw for recently receiving the Troy Pickard Young Achievers award at the WALGA 2024 Local Government Awards. This award recognises the contributions and commitment to local government by elected members or employees in the sector aged 35 years or under.

4. ATTENDANCE

Mayor Greg Milner (Presiding Member)

Councillors

Como Ward	Councillor Bronwyn Waugh
Manning Ward	Councillor Blake D’Souza
Manning Ward	Councillor André Brender-A-Brandis
Moresby Ward	Councillor Jennifer Nevard
Moresby Ward	Councillor Hayley Prendiville
Mill Point Ward	Councillor Mary Choy
Mill Point Ward	Councillor Nic Coveney

Officers

Chief Executive Officer	Mr Mike Bradford
Director Corporate Services	Mr Garry Adams
Director Development and Community Services	Ms Donna Shaw
Director Infrastructure Services	Ms Anita Amprimo
Manager Development Services	Ms Fiona Mullen
Manager Finance	Mr Abrie Lacock
Manager Governance	Ms Toni Fry
A/Governance Coordinator	Ms Christine Lovett
Governance Officer	Ms Jane Robinson
Governance Administration Officer	Ms Kira Digwood

Gallery

There were 10 members of the public present.

4.1 APOLOGIES

- Councillor Glenn Cridland

4.2 APPROVED LEAVE OF ABSENCE

Nil.

5. DECLARATIONS OF INTEREST

- Councillor Hayley Prendiville – Impartiality Interest in Item 10.1.1 as ‘I have a family member who is a member of Collier Pines Ladies Golf Club and plays at Collier Park Golf Club.’
- Mayor Greg Milner – Financial, Proximity and Impartiality Interest in Item 10.3.1 as ‘some of the proposed listings either include, or are adjacent to, or are across the road from, properties that are owned or indirectly owned by persons who contributed to my re-election campaign in 2023.’
- Councillor Hayley Prendiville – Impartiality Interest in Item 10.3.1 as ‘one of the nominated persons for the Local Heritage Survey Review is known to me as a neighbour. I was a guest at a dinner at Wesley College recently and my children attend Kensington Primary School.’
- Councillor Mary Choy – Impartiality Interest in Item 10.3.1 as ‘some of the Heritage Places listed in the draft Local Heritage Survey for advertising are known to me by past or present association and some of the landowners or residents of some of the Heritage Places listed in the draft Local Heritage Survey for advertising are or may also have been known to me.’
- Councillor Bronwyn Waugh – Impartiality Interest in Item 10.3.1 as ‘my son attends Wesley College.’
- Councillor André Brender-A-Brandis – Impartiality Interest in Item 10.3.1 as ‘I know of someone who is not a closely associated person to me, and their property is on the heritage survey.’
- Councillor Mary Choy – Impartiality Interest in Item 12.1 as ‘my family has a current and past affiliation with Wesley College who have a development application pending approval with the relevant State Government department for redevelopment of their rowing shed on the South Perth foreshore, near or adjacent to the proposed Node 2 Coode Street Concept Plan area.’

6. PUBLIC QUESTION TIME

6.1 RESPONSES TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil.

6.2 PUBLIC QUESTION TIME: 27 AUGUST 2024

The Presiding Member opened Public Question Time at 6.05pm.

Written questions were received prior to the meeting from:

- Mr Barrie Drake of South Perth.
- Mr John Bassett of Como.
- Dr Mark Brogan of Kensington.
- Mr Andrew Szombathy of Maida Vale.

The questions and responses can be found in the **Appendix** of these Minutes.

There being no further questions, the Presiding Member closed Public Question Time at 6.21pm.

7. CONFIRMATION OF MINUTES AND TABLING OF NOTES OF BRIEFINGS

7.1 MINUTES

7.1.1 Ordinary Council Meeting Held: 23 July 2024

Officer Recommendation AND COUNCIL DECISION

0824/140

Moved: Councillor Nic Coveney

Seconded: Councillor Jennifer Nevard

That the Minutes of the Ordinary Council Meeting held 23 July 2024 be taken as read and confirmed as a true and correct record.

CARRIED (8/0)

For: Mayor Greg Milner, Councillors André Brender-A-Brandis, Mary Choy, Nic Coveney, Blake D'Souza, Jennifer Nevard, Hayley Prendiville and Bronwyn Waugh.

Against: Nil.

7.2 CONCEPT BRIEFINGS

7.2.1 Concept Briefings and Workshops

Officers of the City/Consultants and invited third party guests provided Council with an overview of the following matter at Concept Briefings and Workshops:

Date	Subject	Attendees
6 August 2024	Urban Greening Strategy - Engagement Strategy Briefing	Councillors André Brender-A-Brandis, Nic Coveney, Hayley Prendiville, Jennifer Nevard, Bronwyn Waugh.

Attachments

Nil.

7.2.2 Council Agenda Briefing - 20 August 2024

Officers of the City presented background information and answered questions on Items to be considered at the August Ordinary Council Meeting at the Council Agenda Briefing held 20 August 2024.

Attachments

7.2.2 (a): Briefing Notes

Officer Recommendation AND COUNCIL DECISION

0824/141

Moved: Councillor André Brender-A-Brandis

Seconded: Councillor Bronwyn Waugh

That Council notes the following Council Briefings/Workshops were held:

- 7.2.1 Concept Briefings and Workshops
- 7.2.2 Council Agenda Briefing - 20 August 2024

CARRIED (8/0)

For: Mayor Greg Milner, Councillors André Brender-A-Brandis, Mary Choy, Nic Coveney, Blake D'Souza, Jennifer Nevard, Hayley Prendiville and Bronwyn Waugh.

Against: Nil.

8. PRESENTATIONS

8.1 PETITIONS

Nil.

8.2 PRESENTATIONS

Nil.

8.3 DEPUTATIONS

A Deputation was heard at the Council Agenda Briefing held 20 August 2024.

9. METHOD OF DEALING WITH AGENDA BUSINESS

The Presiding Member advised that with the exception of the items identified to be withdrawn for discussion that the remaining reports, including the Officer Recommendations, will be adopted by exception resolution (i.e. all together) as per Clause 5.5 Exception Resolution of the Standing Orders Local Law 2007.

The Chief Executive Officer confirmed all the report items were discussed at the Council Agenda Briefing held 20 August 2024.

ITEMS WITHDRAWN FOR DISCUSSION

- 10.3.1 Local Heritage Survey Review
- 10.4.3 Review of Dog Exercise Areas and Prohibited Areas
- 10.4.5 2024 Western Australian Local Government Association Annual General Meeting

The Presiding Member called for a motion to move the balance of reports by Exception Resolution.

Officer Recommendation AND COUNCIL DECISION

0824/142

Moved: Councillor Nic Coveney

Seconded: Councillor Hayley Prendiville

- 10.1.1 Collier Park Golf Course Business Plan
- 10.1.2 RFT 8/2024 - Provision of Plumbing and Gas Maintenance Services
- 10.1.3 RFT 9/2024 - Provision of HVAC and Refrigeration Maintenance Services
- 10.1.4 Department of Local Government, Sport and Cultural Industries - Club Night Lights Program 2024/25
- 10.1.5 Department of Local Government, Sport and Cultural Industries - CSRFF Small Grants Program 2024/25
- 10.4.1 Listing of Payments July 2024
- 10.4.2 Monthly Financial Statements July 2024
- 10.4.4 Proposed Council Meeting Schedule 2025

CARRIED (8/0)

For: Mayor Greg Milner, Councillors André Brender-A-Brandis, Mary Choy, Nic Coveney, Blake D'Souza, Jennifer Nevard, Hayley Prendiville and Bronwyn Waugh.

Against: Nil.

10. REPORTS

10.1 STRATEGIC DIRECTION 1: COMMUNITY

Councillor Hayley Prendiville declared an Impartiality Interest in Item 10.1.1.

10.1.1 Collier Park Golf Course Business Plan

File Ref: D-24-34531
Author(s): Garry Adams, Director Corporate Services
Reporting Officer(s): Mike Bradford, Chief Executive Officer

Summary

The purpose of this report is for Council to approve the advertising of the Major Land Transaction Business Plan for the development of facilities at Collier Park Golf Course, pursuant to Section 3.59 of the *Local Government Act 1995*.

Officer Recommendation AND COUNCIL DECISION

0824/143

Moved: Councillor Nic Coveney
Seconded: Councillor Hayley Prendiville

That Council approves the advertising of the Major Land Transaction Business Plan at **Attachment (a)** for the development of facilities at Collier Park Golf Course, pursuant to Section 3.59 of the *Local Government Act 1995*.

CARRIED BY EXCEPTION RESOLUTION (8/0)

For: Mayor Greg Milner, Councillors André Brender-A-Brandis, Mary Choy, Nic Coveney, Blake D'Souza, Jennifer Nevard, Hayley Prendiville and Bronwyn Waugh.

Against: Nil.

Background

At its meeting held 13 December 2023, Council resolved:

That Council:

1. *Approves Clublinks Management Pty Ltd as the preferred Tenderer in accordance with Tender Number RFT 8/2023.*
2. *Authorises the Chief Executive Officer to negotiate with Clublinks Management Pty Ltd to finalise the Course Controller Agreement and Lease agreement.*
3. *Before the City enters into the Course Controller Agreement and Lease, authorises the Chief Executive Officer:*
 - a. *if, and when required, to prepare and advertise a business plan in accordance with section 3.59 of the Local Government Act 1995 in relation to any major land transaction and/or major trading undertaking contemplated by the Course Controller Agreement and Lease; and*

- b. *to advertise the Lease in accordance with section 3.58 of the Local Government Act 1995.*

The following has since occurred:

- Clublinks Management Pty Ltd and the City have signed an interim agreement whilst negotiations continue to finalise the new lease, course controller agreement and development agreement;
- As part of the 2024/25 Budget process Council has approved the funding mechanism to fund the proposed development via a WATC funding facility;
- The project governance arrangements have been established with a project steering group comprising Clublinks staff, City staff and project consultants having met a number of times; and
- Project consultants have been engaged to commence stage one of design works.

In accordance with Section 3.59 of the *Local Government Act 1995* (the Act), a Major Land Transaction business plan is required to be advertised due to the extent of the development being approximately \$18m.

Comment

Major Land Transaction

Section 3.59 of the Act details the process governing 'commercial enterprises' by local governments, including 'Major Land Transactions'. A 'Major Land Transaction' means the acquisition, disposal (sell, lease or otherwise dispose of, whether absolutely or not) or development of land that is not exempt under the Act, and where the total value of:

- (a) The consideration under the transaction; and
 - (b) Anything done by the local government for achieving the purpose of the transaction;
- is more or is worth more than either \$10m or 10% of the operating expenditure incurred by the local government from its municipal fund in the last completed financial year.

Due to the proposed expenditure of \$18m, the joint development of Collier Park Golf Course is considered a major land transaction under the Act, which requires a Major Land Transaction Business Plan to be prepared in accordance with section 3.59 of the Act and the Local Government (Functions and General) Regulations 1996 (the Regulations).

The business plan is required to include an overall assessment of the major land transaction and is to include details of:

- its expected effect on the provision of facilities and services by the local government; and
- its expected effect on other persons providing facilities and services in the district; and
- its expected financial effect on the local government; and
- its expected effect on matters referred to in the local government's current plan prepared under section 5.56 (Strategic Community Plan); and
- the ability of the local government to manage the undertaking or the performance of the transaction; and
- any other matter prescribed for the purposes of the subsection in the Act.

10.1.1 Collier Park Golf Course Business Plan

A business plan for the Collier Park Golf Course at **Attachment (a)** has been developed to comply with the Act and the Regulations.

Additional Requirements

In addition to the Major Land Transaction Business Plan, prior to the development proceeding, the City must also:

- Obtain Council approval of the schematic designs for the new facilities;
- Obtain Council and Ministerial approval to enter into a new lease in accordance with section 3.58 of the *Local Government Act 1995*;
- Finalise the lease agreement, course controller agreement and development agreement with Clublinks Management Pty Ltd; and
- Lodge a development approval with the WA Planning Commission and receive approval, prior to any works commencing on the land.

Consultation

The Major Land Transaction Business Plan requires consideration of public comments, prior to the transaction taking place. The public comment period, advertised State-wide, is to be open for a period of not less than six weeks (closing date for submissions will be Friday 11 October 2024).

During this advertising period, submissions are invited from members of the public. Council must consider any submission received during the advertised period before it decides to proceed (or not) with the business plan.

Policy and Legislative Implications

Section 3.59 of the Act and Regulations 8 and 8A of the Regulations, require the City to prepare a business plan before it considers entering into a major land transaction and/or major trading undertaking.

The format for this business plan is prescribed in legislation.

Financial Implications

The preparation of the Major Land Transaction Business Plan was carried out within current budgetary allocations.

The financial implications of the Major Land Transaction are outlined in the business plan.

Key Risks and Considerations

Risk Event Outcome	<p>Legislative Breach</p> <p>Refers to failure to comply with statutory obligations in the manner in which the City, its officers and Elected Members conduct its business and make its decisions and determinations. This embraces the full gamut of legal, ethical and social obligations and responsibilities across all service areas and decision making bodies within the collective organisation</p> <p>Reputational Damage</p> <p>Deals with adverse impact upon the professional reputation and integrity of the City and its representatives whether those persons be appointed or elected to represent the City. The outcome can range from a letter of complaint through to a sustained and co-ordinated representation against the City and or sustained adverse comment in the media.</p>
Risk rating	Medium
Mitigation and actions	This plan has been prepared with reference to Legislation and has been reviewed for compliance. It is one step in the process for the redevelopment of Golf Course facilities. There are several more steps that require Council approval.

Strategic Implications

This matter relates to the following Strategic Direction identified within Council's [Strategic Community Plan 2021-2031](#):

Strategic Direction:	Community
Aspiration:	Our diverse community is inclusive, safe, connected and engaged
Outcome:	1.2 Community infrastructure
Strategy:	1.2.1 Maintain, plan, develop and facilitate community infrastructure to respond to community needs and priorities

Attachments

- 10.1.1 (a):** Major Land Transaction Business Plan - Collier Park Golf Course

10.1.2 RFT 8/2024 - Provision of Plumbing and Gas Maintenance Services

File Reference: D-24-34533
Author(s): Con Angelidis, Manager Waste, Fleet & Facilities
Reporting Officer(s): Anita Amprimo, Director Infrastructure Services

Summary

This report considers submissions received from the advertising of Tender 8/2024 for the Provision of Plumbing and Gas Maintenance Services.

This report will outline the assessment process used during evaluation of the tenders received and recommend approval of the tender that provides the best value for money and level of service to the City.

Officer Recommendation AND COUNCIL DECISION

0824/144

Moved: Councillor Nic Coveney
Seconded: Councillor Hayley Prendiville

That Council:

1. Accepts the tenders submitted by Techworks Electrical Pty Ltd and Swift Flow Pty Ltd for the Provision of Plumbing and Gas Maintenance Services in accordance with Tender Number 8/2024 for the period of supply up to five years inclusive;
2. Accepts the estimated tender price of \$1.75m excluding GST, included in **Confidential Attachment (a)**;
3. Authorises the Chief Executive Officer to execute the contracts with Techworks Electrical Pty Ltd and Swift Flow Pty Ltd for the Provision of Plumbing and Gas Maintenance Services.

CARRIED BY EXCEPTION RESOLUTION (8/0)

For: Mayor Greg Milner, Councillors André Brender-A-Brandis, Mary Choy, Nic Coveney, Blake D'Souza, Jennifer Nevard, Hayley Prendiville and Bronwyn Waugh.

Against: Nil.

Background

A Request for Tender (RFT) 8/2024 for the Provision of Plumbing and Gas Maintenance Services was advertised in The West Australian on Saturday 1 June 2024 and closed at 2pm on Tuesday 25 June 2024.

Tenders were invited as a Schedule of Rates Contract:

- **Schedule 1A – Schedule of Rates**
 - Tenderers must provide hourly rates for labour costs.
 - Tenderers must provide the percentage mark-up for materials, sub contractors etc.

The contract is for the period of three years and includes one option to extend the contract for a further 24 months exercisable at the sole discretion of the City.

Comment

At the close of the tender advertising period seven submissions had been received and these are tabled below:

TABLE A – Tender Submissions

Tender Submission
1. Finestone Investments Pty Ltd
2. Majestic Plumbing Pty Ltd
3. Maxey Plumbing Pty Ltd
4. PCB Contractors
5. Pyramids Plumbing
6. Swift Flow Pty Ltd
7. Techworks Electrical Pty Ltd

The Tenders were reviewed by an Evaluation Panel and assessed according to the qualitative criteria detailed in the RFT, as per Table B below.

TABLE B - Qualitative Criteria

Qualitative Criteria	Weighting %
1. Relevant Experience	20%
2. Key Personnel, Skills & Resources	20%
3. Demonstrated Understanding	20%
4. Asset Management & Quality Management System	20%
5. Pricing and Price Risk	20%
Total	100%

Based on the assessment of all submissions received for Tender 8/2024 Provision of Plumbing and Gas Maintenance Services, it is recommended that the tender submissions from Techworks Electrical Pty Ltd and Swift Flow Pty Ltd be accepted by Council.

More detailed information about the assessment process can be found in the Recommendation Report – **Confidential Attachment (a)**.

Consultation

Public tenders were invited in accordance with the *Local Government Act 1995*.

Policy and Legislative Implications

Section 3.57 of the *Local Government Act 1995* - tenders for providing goods or services:

- (1) *A local government is required to invite tenders before it enters into a contract of a prescribed kind under which another person is to supply goods or services.*
- (2) *Regulations may make provision about tenders.*

Regulation 11 of the Local Government (Functions and General) Regulations 1996 - when tenders have to be publicly invited:

- (1) *Tenders are to be publicly invited according to the requirements of this Division before a local government enters into a contract for another person to supply goods or services if the consideration under the contract is, or is expected to be, more, or worth more, than \$250 000 unless subregulation (2) states otherwise.*

The following Council Policies also apply:

- Policy P605 - Purchasing
- Policy P607 - Tenders and Expressions of Interest

Financial Implications

The full cost of the annual works is included in the 2024/25 operational and capital budgets. The costs for the subsequent years will be sought in the future City operational and capital budgets for the life of the contract.

Key Risks and Considerations

Risk Event Outcome	<p>Property Damage</p> <p>Relates to damage or destruction of City assets. Causes include but are not limited to theft, vandalism, fire or water damage and failure to adequately insure buildings, property and assets.</p> <p>Reputational Damage</p> <p>Deals with adverse impact upon the professional reputation and integrity of the City and its representatives whether those persons be appointed or elected to represent the City. The outcome can range from a letter of complaint through to a sustained and co-ordinated representation against the City and or sustained adverse comment in the media.</p>
Risk rating	Low
Mitigation and actions	Approval of the report at the August OCM.

Strategic Implications

This matter relates to the following Strategic Direction identified within Council's [Strategic Community Plan 2021-2031](#):

Strategic Direction:	Community
Aspiration:	Our diverse community is inclusive, safe, connected and engaged
Outcome:	1.2 Community infrastructure
Strategy:	1.2.1 Maintain, plan, develop and facilitate community infrastructure to respond to community needs and priorities

Attachments

10.1.2 (a):	RFT 8/2024 - Provision of Plumbing and Gas Maintenance Services - Recommendation Report (<i>Confidential</i>)
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10.1.3 RFT 9/2024 - Provision of HVAC and Refrigeration Maintenance Services

File Reference: D-24-34534
Author(s): Con Angelidis, Manager Waste, Fleet & Facilities
Reporting Officer(s): Anita Amprimo, Director Infrastructure Services

Summary

This report considers submissions received from the advertising of Tender 9/2024 for the Provision of HVAC and Refrigeration Maintenance Services.

This report will outline the assessment process used during evaluation of the tenders received and recommend approval of the tender that provides the best value for money and level of service to the City.

Officer Recommendation AND COUNCIL DECISION

0824/145

Moved: Councillor Nic Coveney
Seconded: Councillor Hayley Prendiville

That Council:

1. Accepts the tender submitted by Australian HVAC Services Pty Ltd, Precise Air Group and Jako Industries Pty Ltd for the Provision of HVAC and Refrigeration Maintenance Services in accordance with Tender Number 9/2024 for the period of supply up to five years inclusive;
2. Accepts the estimated tender price of \$2.35m excluding GST, included in **Confidential Attachment (a)**;
3. Authorises the Chief Executive Officer to execute the contract with Australian HVAC Services Pty Ltd, Precise Air Group and Jako Industries Pty Ltd for the Provision of HVAC and Refrigeration Maintenance Services.

CARRIED BY EXCEPTION RESOLUTION (8/0)

For: Mayor Greg Milner, Councillors André Brender-A-Brandis, Mary Choy, Nic Coveney, Blake D'Souza, Jennifer Nevard, Hayley Prendiville and Bronwyn Waugh.

Against: Nil.

Background

A Request for Tender (RFT) 9/2024 for the Provision of HVAC and Refrigeration Maintenance Services was advertised in The West Australian on Wednesday 5 June 2024 and closed at 2pm on Tuesday 2 July 2024.

Tenders were invited as a Schedule of Rates Contract:

Schedule 1a – Schedule of Rates

- Part A – Tenderers must provide fixed rate for programmed maintenance services per site.
- Part B – Tenderers must provide labour rates for reactive works and percentage mark-up for materials, sub-contractors etc.
- Part C – Tenderers must provide fixed rates for planned maintenance service per asset.

The Contract duration shall be for three years and includes one option to extend the contract for a further 24 months at the sole discretion of the City.

Comment

At the close of the tender advertising period six submissions had been received and these are tabled below:

TABLE A – Tender Submissions

Tender Submission
1. AMEK Engineering
2. Australian HVAC Services Pty Ltd
3. DE Air Conditioning Pty Ltd
4. Diverse Air Pty Ltd
5. Jako Industries Pty Ltd
6. Precise Air Group

The Tenders were reviewed by an Evaluation Panel and assessed according to the qualitative criteria detailed in the RFT, as per Table B below.

TABLE B - Qualitative Criteria

Qualitative Criteria	Weighting %
1. Relevant Experience	20%
2. Key Personnel, Skills & Resources	20%
3. Demonstrated Understanding	20%
4. Asset Management & Quality Management System	20%
5. Pricing and Price Risk	20%
Total	100%

Based on the assessment of all submissions received for Tender 9/2024 Provision of HVAC and Refrigeration Maintenance Services, it is recommended that the tender submissions from Australian HVAC Services, Precise Air Group and Jako Industries Pty Ltd be accepted by Council.

More detailed information about the assessment process can be found in the Recommendation Report – **Confidential Attachment (a)**.

Consultation

Public tenders were invited in accordance with the *Local Government Act 1995*.

Policy and Legislative Implications

Section 3.57 of the *Local Government Act 1995* - tenders for providing goods or services:

- (1) *A local government is required to invite tenders before it enters into a contract of a prescribed kind under which another person is to supply goods or services.*
- (2) *Regulations may make provision about tenders.*

Regulation 11 of the Local Government (Functions and General) Regulations 1996 - when tenders have to be publicly invited:

- (1) *Tenders are to be publicly invited according to the requirements of this Division before a local government enters into a contract for another person to supply goods or services if the consideration under the contract is, or is expected to be, more, or worth more, than \$250 000 unless subregulation (2) states otherwise.*

The following Council Policies also apply:

- Policy P605 - Purchasing
- Policy P607 -Tenders and Expressions of Interest

Financial Implications

The full cost of the annual works is included in the 2024/25 operational and capital budgets. The costs for the subsequent years will be sought in the future City operational and capital budgets for the life of the contract.

Key Risks and Considerations

Risk Event Outcome	<p>Property Damage</p> <p>Relates to damage or destruction of City assets. Causes include but are not limited to theft, vandalism, fire or water damage and failure to adequately insure buildings, property and assets.</p> <p>Reputational Damage</p> <p>Deals with adverse impact upon the professional reputation and integrity of the City and its representatives whether those persons be appointed or elected to represent the City. The outcome can range from a letter of complaint through to a sustained and co-ordinated representation against the City and or sustained adverse comment in the media.</p>
Risk rating	Low
Mitigation and actions	Approval of the report at the August OCM.

Strategic Implications

This matter relates to the following Strategic Direction identified within Council's [Strategic Community Plan 2021-2031](#):

Strategic Direction:	Community
Aspiration:	Our diverse community is inclusive, safe, connected and engaged
Outcome:	1.2 Community infrastructure
Strategy:	1.2.1 Maintain, plan, develop and facilitate community infrastructure to respond to community needs and priorities

Attachments

10.1.3 (a):	RFT 9/2024 - Provision of HVAC and Refrigeration Maintenance Services - Recommendation Report (<i>Confidential</i>)
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10.1.4 Department of Local Government, Sport and Cultural Industries - Club Night Lights Program 2024/25

File Ref: D-24-34536
Author(s): Patrick Quigley, Manager Community, Culture and Recreation
Reporting Officer(s): Donna Shaw, Director Development and Community Services

Summary

The Department of Local Government, Sport and Cultural Industries facilitates a Club Night Lights Program to provide financial assistance to sporting clubs and local governments to develop sports floodlighting infrastructure.

Club Night Lights Program applications must be presented to the relevant local government for its assessment to provide ratings and prioritised rankings (in the case of multiple applications); and to request in-principle support for the proposed project(s), including any financial contributions associated with the projects.

One application from Manning Bowling Club is presented for the current round of the Club Night Lights Program for 2024/25, for a bowling green floodlight installation project. Manning Bowling Club will be responsible for contributing one-third of the project cost.

Officer Recommendation AND COUNCIL DECISION

0824/146

Moved: Councillor Nic Coveney
Seconded: Councillor Hayley Prendiville

1. That Council approves the submission of one funding application to the Department of Local Government, Sport and Cultural Industries via its Club Night Lights Program, together with comments from the Officer report and the following rankings and ratings for the project:

<u>Applicant</u>	<u>Project</u>	<u>Ranking</u>	<u>Rating</u>
Manning Bowling Club	Bowling Green Floodlight Installation Project	1	B

2. That subject to the Manning Bowling Club Bowling Green Floodlight Installation Project funding application being successful with the Department of Local Government, Sport and Cultural Industries, a provisional amount of up to \$33,050 ex GST is considered in the 2024/25 Budget (mid-year review), as the City's financial contribution to the project.

CARRIED BY EXCEPTION RESOLUTION (8/0)

For: Mayor Greg Milner, Councillors André Brender-A-Brandis, Mary Choy, Nic Coveney, Blake D'Souza, Jennifer Nevard, Hayley Prendiville and Bronwyn Waugh.

Against: Nil.

Background

The Department of Local Government, Sport and Cultural Industries (DLGSCI) facilitates a state-wide funding program called 'Club Night Lights Program' (CNLP) and has invited applications for financial assistance from sporting clubs and local governments for the development of sustainable floodlighting infrastructure for sport. The CNLP aims to maintain or increase participation in sport and recreation with an emphasis on physical activity through rational development of good quality, well-designed and well-utilised community sporting facilities. Two CNLP funding categories are offered as detailed in the table below:

Grant Category	Standard DLGSCI Contribution	Total Project Cost Range	Frequency
Small Grants	\$2,500 - \$166,666	\$7,500 - \$500,000	Bi-annual
Forward Planning Grants	\$166,666 - \$1 million	Over \$500,000	Annual

The maximum grant awarded by DLGSC will generally be no greater than one-third of the project up to a maximum of \$1m.

Note: There may be some projects eligible for up to 50% funding through meeting a 'development bonus', whereby a project meets at least one of the following development principles created by the Department:

1. *Geographical location (e.g. projects in a regional/remote or growth area);*
2. *Co-location of facilities;*
3. *Sustainability initiative; or*
4. *Increased participation.*

There is no guarantee that the full requested amount would be funded, and any shortfall would need to be funded by the applicant. There is no obligation on a local government to make a financial contribution to the project, however, a contribution from all stakeholders (which may include local government, state sporting associations and user clubs) in a project that meets local and sporting needs is viewed more favourably.

CNLP applications must be initially presented to the relevant local government for its assessment to provide project ratings and prioritised rankings (where there are multiple applications); and to request in-principle support for the proposed project/s, including the financial contribution requested by the application under the CNLP.

CommentProposal

One project is proposed for the current funding round of the 2024/25 CNLP; the Manning Bowling Club (the Club) Bowling Green Floodlight Installation Project.

The proposed project will involve the installation of 4 x 12.0m high lighting towers around the 'B' green with LED lamps to provide 105 lux lighting levels in accordance with the industry standard.

CNLP Assessment Guidelines

Under the CNLP guidelines, applications must initially be presented to the relevant local government to review and to request its in-principle support of the project, including the financial contribution required by the applicant under the CNLP. The City has assessed and ranked the application against the criteria in the table set out below by DLGSCI.

A	Well planned and needed by the municipality
B	Well planned and needed by the applicant
C	Needed by the municipality, more planning required
D	Needed by the applicant, more planning required
E	Idea has merit, more preliminary work required
F	Not recommended

Assessment

The Club is situated on Challenger Avenue, Manning, and is on Crown Land vested to the City for recreational purposes. The clubrooms and associated storage areas are leased to the Club. The Club has four bowling greens comprised of three natural grass greens and one synthetic green. In recent years, the Club has received some financial support from the City to renew its changerooms and universal access toilets.

The floodlight proposal is anticipated to increase community participation in sport and recreation by increasing the playing time available for lawn bowls (i.e. night lawn bowls).

The City recommends that the Club's proposed project receive a '1' ranking; and a 'B' rating for the CNLP program for the following reasons:

- The project aligns with several strategies in the City's Strategic Community Plan;
- The project aligns with the City's Community Recreation Facility Plan;
- The project aligns with the City's Challenger Reserve Masterplan;
- The project is well planned and needed by the applicant;
- The Club is willing to contribute funds towards the project costs; and
- The state sporting association for lawn bowls (Bowls WA) supports the provision of floodlights at bowling clubs in Western Australia to enhance playing opportunities; and
- The project supports sustainability practices with the use of LED lighting technology.

The City's assessment of the project and summary of the proposed financial contributions is outlined in the table below.

Applicant	Manning Bowling Club
Project	Bowling Green Floodlight Installation Project
Ranking	1
Rating	B
DLGSCI Contribution (ex GST)	\$33,050
City's Contribution (ex GST)	\$33,050
Club Contribution (ex GST)	\$33,048
Total Project Cost (ex GST)	\$99,148

Consultation

The City advertised the CNLGP to local clubs and received one application for the current funding round, being from the Club. The City has undertaken preliminary consultation with the Club and the DLGSCI for the proposed project and was advised that the project is eligible for funding consideration under the CNLGP.

Policy and Legislative Implications

The following policies are relevant to this report:

- Policy P106 'Use of City Reserves and Facilities' – P106 prescribes that sports lighting projects must conform to the associated Australian Standard (AS2560.2), which is the case for the proposed project at the Club.
- Policy P110 'Support of Community and Sporting Groups' – P110 prescribes that groups may apply to the City with requests for capital funding through the CNLP administered by the State Government, whereby the City's preferred stance is that it will contribute a maximum of one third of the project cost. The Manning Bowling Club has complied with the policy requirement as it is seeking a one-third project contribution from the City.
- Policy P202 'Energy Conservation' – P202 prescribes that the City will actively encourage and promote energy efficient practices in a range of projects, including provision of lighting. The Club has complied with the policy requirement as the lighting project will involve the supply of energy efficient LED technology.

Financial Implications

The total cost for the proposed project is estimated at \$99,148 ex GST. The City's total contribution to the project will be \$33,050 proposed to be allocated in the 2024/25 Budget (mid-year review), subject to future Council approval. If the project is successful in attracting external funding from the State Government via the CNLP, the Club will be required to make a financial contribution towards their project.

Key Risks and Considerations

Risk Event Outcome	<p>Reputational Damage</p> <p>Deals with adverse impact upon the professional reputation and integrity of the City and its representatives whether those persons be appointed or elected to represent the City. The outcome can range from a letter of complaint through to a sustained and co-ordinated representation against the City and or sustained adverse comment in the media.</p>
Risk rating	Low
Mitigation and actions	The City has liaised with the relevant stakeholders during the preparation of this report. The Club understands that sourcing funding from the City and the State Government is a competitive process and is not guaranteed.

Strategic Implications

This matter relates to the following Strategic Direction identified within Council's [Strategic Community Plan 2021-2031](#):

Strategic Direction:	Community
Aspiration:	Our diverse community is inclusive, safe, connected and engaged
Outcome:	1.2 Community infrastructure
Strategy:	1.2.1 Maintain, plan, develop and facilitate community infrastructure to respond to community needs and priorities

Attachments

Nil.

10.1.5 Department of Local Government, Sport and Cultural Industries - CSRFF Small Grants Program 2024/25

File Ref: D-24-34537
Author(s): Patrick Quigley, Manager Community, Culture and Recreation
Reporting Officer(s): Donna Shaw, Director Development and Community Services

Summary

Each year the Department of Local Government, Sport and Cultural Industries calls for applications via its Community Sport and Recreation Facilities Fund (CSRFF) to invite eligible community groups and local governments to apply for funding to assist with sport and recreation infrastructure projects.

CSRFF applications must be presented to the relevant local government to request its in-principle support of the project, including the financial contribution requested by the applicant under the CSRFF program.

Two applications (one internal and one external) are presented for the current round of the CSRFF for 2024/25:

1. City of South Perth - South Perth Lawn Tennis Club Universal Access Toilet and Kitchen Renewal Project; and
2. Manning Bowling Club – Bowling Green Synthetic Conversion Project.

Officer Recommendation AND COUNCIL DECISION

0824/147

Moved: Councillor Nic Coveney

Seconded: Councillor Hayley Prendiville

1. That Council approves the submission of two funding applications to the Department of Local Government, Sport and Cultural Industries via its Community Sport and Recreation Facilities Fund together with comments from the Officer report and the following rankings and ratings:

<u>Applicant</u>	<u>Project</u>	<u>Ranking</u>	<u>Rating</u>
City of South Perth	South Perth Lawn Tennis Club Universal Access Toilet and Kitchen Renewal Project	1	A
Manning Bowling Club	Bowling Green Synthetic Conversion Project	2	B

2. That subject to the City of South Perth - South Perth Lawn Tennis Club Universal Access Toilet and Kitchen Renewal Project and the Manning Bowling Club - Bowling Green Synthetic Conversion Project being successful with the Department of Local Government, Sport and Cultural Industries, a provisional amount of up to \$413,570 (ex GST) is considered in the 2024/25 Budget (mid-year review), as the City's financial contributions to the projects, as follows:
- a) South Perth Lawn Tennis Club Toilet and Kitchen Renewal Project - \$321,834 (ex GST).
 - b) Manning Bowling Club Bowling Green Synthetic Conversion Project - \$91,736 (ex GST).

CARRIED BY EXCEPTION RESOLUTION (8/0)

For: Mayor Greg Milner, Councillors André Brender-A-Brandis, Mary Choy, Nic Coveney, Blake D'Souza, Jennifer Nevard, Hayley Prendiville and Bronwyn Waugh.

Against: Nil.

Background

The Department of Local Government, Sport and Cultural Industries (DLGSC) invites applications annually for financial assistance to assist community groups and local governments to develop sustainable infrastructure for sport and recreation under the CSRFF. Projects that will be considered include new playing surfaces, upgrades to change rooms and ablutions and improvements to clubrooms.

The CSRFF program aims to increase participation in sport and recreation with an emphasis on physical activity through development of good quality, well designed and well utilised facilities. Priority is given to projects that lead to facility sharing and rationalisation. Two CSRFF categories are offered as detailed in the table below:

Grant Category	Total Project Costs Range	Standard DLGSC Contribution	Frequency
Small Grants	\$7,500 - \$500,000	\$2,500 - \$166,666	Bi-annual
Forward Planning Grants	\$500,000 +	\$166,666 - \$2,500,000	Annual

The maximum grant awarded by DLGSC is no greater than one-third of the project, up to a maximum of \$2.5m. The CSRFF grant must be at least matched by the applicant's own cash contribution, equivalent to one-third of the total project costs. There is no guarantee that the full requested amount would be funded, and any shortfall would need to be funded by the applicant.

There is no obligation on a local government to make a financial contribution to the project, however, a contribution from all stakeholders (which may include local government, state sporting associations and user clubs) in a project that meets local and sporting needs is viewed more favourably.

CSRFF applications must initially be presented to the relevant local government for its assessment to provide project ratings and prioritised rankings (in the case of multiple applications); and to request its in-principal support for the proposed project(s), including the financial contribution requested by the application under the CSRFF programs.

Comment

Proposals

Two projects are proposed for the current funding round of the 2024/25 CSRFF. The tables below provide a summary of the grants being sought, City contributions and Club contributions for the proposed projects.

South Perth Lawn Tennis Club – Universal Access Toilet and Kitchen Renewal Project

Source of Funding	Amount (ex GST)
DLGSC Contribution (CSRFF Grant Sought)	\$164,666
City Contribution (Mid-Year Budget Review Funds to be Sought)	\$321,834
Club Contribution	\$7,500*
Estimated Total Project Cost	\$494,000

** Note: This project is being facilitated by the City of South Perth, so the Club is not required to make a one-third financial contribution on this occasion.*

Manning Bowling Club – Bowling Green Synthetic Conversion Project

Source of Funding	Amount (ex GST)
DLGSCI Contribution (CSRFF Grant Sought)	\$91,736
City Contribution (Mid-Year Budget Review Funds to be Sought)	\$91,736
Club Contribution	\$91,738
Estimated Total Project Cost	\$275,210

CSRFF Assessment Guidelines

Under the CSRFF guidelines, applications must initially be presented to the relevant local government to review and to request its in-principle support of the project, including the financial contribution required by the applicant under the CSRFF program. The City has assessed and ranked the application against the criteria in the table set out below by DLGSC.

A	Well planned and needed by the municipality
B	Well planned and needed by the applicant
C	Needed by the municipality, more planning required
D	Needed by the applicant, more planning required
E	Idea has merit, more preliminary work required
F	Not recommended

The assessment is summarised in the table below.

Applicant	City of South Perth	Manning Bowling Club	Total
Project Description	Universal access toilet and kitchen renewal project at South Perth Lawn Tennis Club	Conversion of bowling green from natural grass to synthetic at Manning Bowling Club	
Ranking	1	2	
Rating	A	B	
DLGSCI Contribution (ex GST)	\$164,666	\$91,736	\$256,402
City Contribution (ex GST)	\$321,834	\$91,736	\$421,070
Club Contribution (ex GST)	\$7,500	\$91,738	\$91,738
Total Project Cost (ex GST)	\$494,000	\$275,210	\$769,210

Assessment*South Perth Lawn Tennis Universal Access Toilet and Kitchen Renewal Project*

The South Perth Lawn Tennis Club is situated at 107 Murray Street, Como, and is on Crown Land vested with the City for parks and recreational purposes. The clubrooms, courts and associated storage areas are leased to the Club.

The Club currently utilises 12 grass courts, 4 floodlit synthetic hard courts and 6 floodlit Plexipave hard courts.

This project will involve the renewal of the existing male and female changerooms, renewing the universally accessible toilet to meet current standards and renewal of the kitchen. This project will enhance safety and enable the Club to encourage further utilisation for their female and junior members, and the public more broadly. The Club's growth in coaching, court hire and pennant teams has increased the requirement to use these facilities.

In 2023/24, the Club had a membership of 236 registered members, 2,533 registered players and the tennis courts were used for approximately 84 hours per week. The Club is responsible for all ongoing maintenance costs over the life cycle of this product.

The City recommends that the South Perth Lawn Tennis Club toilet and kitchen renewal project receive a '1' ranking; and an 'A' rating for the CSRFF for the following reasons:

- The project aligns with the City's Community Recreation Facility Plan;
- The project aligns with the City's Access and inclusion Plan;
- The project is well planned and needed by the municipality;
- South Perth Lawn Tennis Club has demonstrated signs of membership growth and increased participation; and
- South Perth Lawn Tennis Club has demonstrated it is a sustainable club; and is a good tenant of the City.

Manning Bowling Club - Bowling Green Synthetic Conversion Project

The Manning Bowling Club is situated on Challenger Avenue, Manning, and is on Crown Land vested with the City for recreational purposes. The clubrooms and associated storage areas are leased to the Club.

The Club has four bowling greens comprised of three natural grass greens and one synthetic green. The proposed project will involve the conversion of one of the existing natural grass greens to a synthetic playing surface. Synthetic bowling greens have an expected lifespan of approximately 10 years, depending on usage, wear and tear and maintenance. Conversion of natural grass sports playing surfaces to synthetic can generate additional sport and recreation participation opportunities through extending community facility usage periods and decrease watering requirements and facility maintenance costs.

The Manning Bowling Club is one of the largest bowling clubs in the municipality. The proposed project should increase community participation in sport and recreation. Additionally, the Club has received some financial support from the City in recent years to renew its changerooms and universal access toilets. All of these factors were taken into consideration by the City in determining the prioritisation of projects.

In summary, the City recommends that the Manning Bowling Club's proposed project receive a '2' ranking; and a 'B' rating for the CSRFF program for the following reasons:

- The project aligns with relevant strategies in the City's Strategic Community Plan;
- The project aligns with the City's Community Recreation Facility Plan;
- The project aligns with the City's Challenger Reserve Masterplan;
- The project is well planned and needed by the Club;
- The Club is willing to contribute funds towards the project costs;
- The state sporting association for lawn bowls (Bowls WA) supports the development of synthetic playing surfaces in Western Australia; and
- The project supports club sustainability and growth.

Consultation

The City advertised the CSRFF to local clubs and received one club application for the current funding round, from the Manning Bowling Club. The City also undertook internal consultation to determine any suitable projects for the current funding round, and determined the proposed South Perth Tennis Club toilet and kitchen renewal project is suitable for funding consideration.

Additionally, the City has undertaken preliminary consultation with the DLGSC for the proposed projects and was advised that both projects are eligible for funding consideration under the CSRFF.

Policy and Legislative Implications

The following policies are relevant to this report:

- Policy P106 'Use of City Reserves and Facilities' – P106 prescribes that the City may enter into agreements with sporting groups for the regular use of reserves and facilities, which is the case for the South Perth Lawn Tennis Club and Manning Bowling Club.
- Policy P107 'Access and inclusion' – P107 aims for all people in the community to have the same opportunities to access City buildings and facilities. The proposed universal access toilet and kitchen project at the South Perth Lawn Tennis Club will increase sport and recreation participation opportunities for all, including people with disability.
- Policy P110 'Support of Community and Sporting Groups' – P110 prescribes that groups may apply to the City with requests for capital funding through the CSRFF administered by the State Government, whereby the City's preferred stance is that it will contribute a maximum of one third of the project cost. The Manning Bowling Club has complied with the policy requirement on this occasion as it is seeking a one-third project contribution from the City. Additionally, P110 prescribes that Council may be prepared to consider and formally resolve a greater financial contribution in exceptional circumstances, where the club/community organisation can clearly demonstrate additional benefit to the broader community. This is the case for the proposed universal access toilet and kitchen renewal project at the South Perth Lawn Tennis Club, as the Club has demonstrated that the project will assist a wide range of people, including people with disability.

Financial Implications

This report seeks Council's endorsement to consider an allocation of \$413,570 in the 2024/25 Budget (mid-year budget review) as the City's proposed financial contributions towards the projects, which would be subject to future Council approval. The total cost of the two proposed projects is estimated at \$769,210, with the municipal funds required for each project shown above.

The Manning Bowling Club is facilitating the bowling green conversion project itself, and so, will be making a one-third financial contribution as per the CSRFF guidelines. Additionally, as the City is facilitating the universal access toilet and kitchen renewal project inside the South Perth Lawn Tennis Clubrooms, the Club is not required to make a one-third financial contribution on this occasion.

Key Risks and Considerations

Risk Event Outcome	Reputational Damage Deals with adverse impact upon the professional reputation and integrity of the City and its representatives whether those persons be appointed or elected to represent the City. The outcome can range from a letter of complaint through to a sustained and co-ordinated representation against the City and or sustained adverse comment in the media.
Risk rating	Low
Mitigation and actions	The City has liaised with the relevant stakeholders during the preparation of this report. The Clubs understand that sourcing funding from the City and the State Government is a competitive process and is not guaranteed.

Strategic Implications

This matter relates to the following Strategic Direction identified within Council's [Strategic Community Plan 2021-2031](#):

Strategic Direction:	Community
Aspiration:	Our diverse community is inclusive, safe, connected and engaged
Outcome:	1.2 Community infrastructure
Strategy:	1.2.1 Maintain, plan, develop and facilitate community infrastructure to respond to community needs and priorities

Attachments

Nil.

10.3 STRATEGIC DIRECTION 3: ENVIRONMENT (BUILT AND NATURAL)

Debate on Item 10.3.1 Local Heritage Survey Review was adjourned to the August Ordinary Council Meeting at the Ordinary Council Meeting held 28 May 2024. Prior to the adjournment the Item was moved by Councillor Jennifer Nevard and seconded by Councillor Blake D'Souza.

Mayor Greg Milner disclosed a Financial, Proximity and Impartiality Interest in Item 10.3.1.

Mayor Greg Milner accordingly left the Chamber at 6.27pm prior to consideration of Item 10.3.1 and Councillor Bronwyn Waugh assumed the Chair.

Councillors Hayley Prendiville, Mary Choy, Bronwyn Waugh and André Brender-A-Brandis disclosed Impartiality Interests in Item 10.3.1.

10.3.1 Local Heritage Survey Review

File Ref: D-24-34538
Author(s): Samantha Taylor, Senior Strategic Planner
Reporting Officer(s): Donna Shaw, Director Development and Community Services

Summary

At its meeting held 28 May 2024, Council considered a report recommending endorsement of the draft Local Heritage Survey (LHS) and proposed Place Records for advertising.

Council resolved to adjourn debate on the item to the 27 August 2024 Ordinary Council Meeting. The matter is therefore being re-presented to Council for its consideration.

Officer Recommendation

Moved: Councillor Jennifer Nevard
Seconded: Councillor Blake D'Souza

That Council advertises the draft Local Heritage Survey 2024 at **Attachment (a)** and proposed Place Records at **Attachment (b)**.

In accordance with Clause 15.2 (b) of the City of South Perth Standing Orders Local Law 2007, debate resumed at the point it was interrupted at the Ordinary Council Meeting held 28 May 2024. Following the resumption, Councillor André Brender-A-Brandis moved a motion to adjourn debate on the item.

COUNCIL DECISION**0824/148****Moved:** Councillor André Brender-A-Brandis**Seconded:** Councillor Jennifer Nevard

That Council, in accordance with Clause 11.6 of the City of South Perth Standing Orders Local Law 2007, adjourn debate on Item 10.3.1 Local Heritage Survey to the Ordinary Council Meeting to be held 10 December 2024.

Reasons

I was concerned the first time around when this item was raised. I consider that independent external consultants should be engaged to assess the list of properties that have actually been included in the categories (in particular one and two). Also to identify whether the assessment process has actually been conducted in a way that is independent and has been vouched for by an external party.

I think it's a very important process that we need to undertake an independent review. If we look at our peers - they engage with external consultants to this process. The consultation should commence at the beginning of the process, before we advertise these items before it goes out the community.

I think we need to actually gain that assurance that an independent review has been conducted initially, as opposed to later on in the piece. So for that reason I'd be in favour of deferring this until an independent external consultant has been engaged to undertake that review, before this is provided to the community for consideration and is advertised.

I am also very concerned with the Deputation that we heard from Dr Brogan, with regards to our near neighbours - our fellow local governments - where they have identified quite a lot more properties that would be categorised as a Category 1 or Category 2 property. I'm not too sure if we identify Category 2 in this process, if that is appropriate. I would rather that an independent expert be considered in this process and this is given the due care that it requires.

CARRIED (4/3)**For:** Councillors André Brender-A-Brandis, Mary Choy, Jennifer Nevard and Bronwyn Waugh.**Against:** Councillors Nic Coveney, Blake D'Souza and Hayley Prendiville.**Background****28 May 2024 Ordinary Council Meeting**

At its meeting held 28 May 2024, Council considered a report recommending the endorsement of the draft Local Heritage Survey (LHS) and proposed Place Records for advertising.

Council resolved to adjourn debate on the item to the 27 August 2024 Ordinary Council Meeting based on preliminary engagement between Elected Members and the community and requested a further workshop on the matter.

No changes have been made to the draft LHS since it was considered at the meeting held 28 May 2024.

Local Heritage Survey Review

The *Heritage Act 2018* requires local governments to prepare a Local Heritage Survey (LHS) (previously known as a Local Heritage Inventory) to identify and record places that are, or that might become, of cultural heritage significance.

The LHS assists the City in making decisions that impact heritage places and supports the creation of a heritage list or heritage areas, which provide for statutory protection of places under the local planning scheme.

There are three types of updates and reviews to an LHS:

- Administrative updates: minor corrections and addition of file notes or other information for future consideration;
- Place-specific reviews: addition or more substantial amendment of a heritage assessment relating to an individual place; and
- General review: open process inviting community participation to produce a new version or edition of the LHS.

The City's LHS was last reviewed in 2018. The Heritage Council's 'Guidelines for Local Heritage Surveys' recommends general reviews occur every five to eight years for local governments with ongoing urban development or coinciding with the major review of a strategic community plan or local planning strategy.

The City commenced a review of the LHS in January 2024. Consistent with the Guidelines, the scope of this review included:

- Reviewing the LHS to identify any changes to existing places;
- Reviewing and updating the Thematic History; and
- Undertaking a public request for nominations for:
 - New places to be added to the LHS; and
 - Modifications to existing places in the LHS.

The amended draft LHS is contained within **Attachment (a)**.

Comment

General Updates to LHS

As part of the review, the following general modifications have been made to the draft LHS:

- Update to the significance classification to align with the 'Guidelines for Local Heritage Surveys' by replacing letters (A-D) with numerals (1-4);
- Update of photographs of each place record;
- Places now demolished included in a separate appendix;
- Correction of factual and grammatical errors;
- Update of the physical descriptions for those places developed since the last review;
- Reference to Aboriginal Heritage sites and places recognised under the *Aboriginal Heritage Act 1972*; and
- Revised formatting to meet the Guidelines, which includes identifying the values for each place record in a separate table.

10.3.1 Local Heritage Survey Review

In addition, where a request to update a place record is supported, the updated text has been included.

Proposed modifications to Thematic History

As part of the review, the following general modifications have been made to the Thematic History:

- Inclusion of an Acknowledgement to Country;
- Updated information on the original 1994 LHS and subsequent reviews;
- Deletion of acknowledgements;
- Updated State Planning Framework references;
- Update of the LHS review process methodology;
- Updated category of significance classification to align with the Guidelines for Local Heritage Surveys;
- Updated thematic history to include the period since the last review including the global COVID-19 pandemic and updates to the City's planning framework; and
- Inclusion of additional information and images in the following sections:
 - Minor grammatical amendments;
 - 5.3 - Aboriginal history (before European settlement) – include additional historic information;
 - 5.4 - renamed 1829-1849 'Sporadic Development' to 'Swan River Colony'.
 - 5.7 - 1919–1945 Rapid Growth Followed by War – additional population information;
 - 5.8 - 1946 – 1979 Post-War Stability – additional information on State Government housing; and
 - 5.9 - 1980 – 2024 Future Directions – additional information on State Government housing, activity centre development and COVID-19 pandemic.

Consultation

Call for Nominations

The City invited public nominations for new places to be included in the LHS and modifications to existing places for a period of 21 days, between 6 February 2024 to 27 February 2024.

The invitation was advertised on the City's YourSay page, through Social Media posts, the City's 'My Snapshot' email', and through community notice boards at the Civic Centre and South Perth and Manning Libraries.

Landowners of existing places in the LHS were also advised in writing of the call for nominations and requests for updates to existing places.

Prior to the nomination period commencing, the City also offered to meet and provide an overview of the LHS review process to heritage specific interest groups such as the South Perth Historical Society, the Art Deco Society and the National Trust. One meeting was requested and held with the South Perth Historical Society on Thursday 1 February 2024.

10.3.1 Local Heritage Survey Review

Landowners of new places nominated through this process have been advised that their place had been nominated, whether or not it is recommended by Officers to be included in the LHS, and details of the consultation period where they can provide comment.

Nominees were also advised of the outcome of the assessment process and procedural processes that will occur prior to final adoption.

Advertising

Whilst there is no statutory timeframe prescribed for advertising an LHS, should Council resolve to advertise the draft LHS and proposed Place Records, the City intends to advertise for a 28 day period.

Elected Member Workshops

A workshop was held on 6 December 2023 on the local heritage framework, including the LHS.

Following consideration at the 28 May 2024 Ordinary Council Meeting, a workshop was held on 2 July 2024 to further explain the draft LHS, and future processes in respect to advertising and adoption.

Comments

Classification of Significance

The Guidelines for Local Heritage Surveys provide the following classification of significance:

Level of Significance to the local area	Classification	Description
Exceptional	Category 1	Essential to the heritage of the locality. Rare or outstanding example.
Considerable	Category 2	Very important to the heritage of the locality.
Some/moderate	Category 3	Contributes to the heritage of the locality.
Little	Category 4	Has elements or values worth noting for community interest but otherwise makes little contribution.

Following adoption of the LHS post advertising, places with a classification of significance of Category 1 or 2 will be recommended for inclusion in the Heritage List, which is afforded statutory protection. Those places with a category of 3 or 4 will not be recommended for inclusion in the Heritage List, however, will remain in the LHS.

Nominations

The City received a total of 49 nominations or requests to amend place records. The table below provides a summary of the nomination requests:

Type of Nomination	Number Received (gross)
Requests for updated information to existing places	5 requests
Requests to change the Category of Significance of an existing place	5 requests (4 places)
New places nominated for inclusion in LHS	39 nominations (33 places)
Total	49

New Places Proposed for Inclusion in LHS

Of the 33 new place nominations, a summary of the 15 places proposed for inclusion in the LHS is detailed below:

No.	Address	Nominee consulted with landowners	Proposed Classification
1.	Nos. 6 - 18 and 7 - 13 Hobbs Avenue, Como	Yes, all consulted.	3
2.	No. 7 Courthope Street, Kensington	No consultation	3
3.	Nos. 29 (Lot 1), 31, 35, 37, 39, 41, 43, 45, 47, 51, 57, 59, 61, 36, 40, 42, 44, 46, 48, 50, 52, 56, 58, 60 Hovia Terrace, Kensington	No consultation	4
4.	No. 83 King George Street, Kensington	No consultation	4
5.	Moresby Street Hall, No. 211 Douglas Avenue, Kensington	No consultation	2
6.	No. 44 Angelo Street, South Perth	No consultation	3
7.	No. 39 Anstey Street, South Perth	No consultation	4
8.	Ridgeway, No. 19 Glyde Street, South Perth	No consultation	3
9.	Nos. 23-25 Labouchere Road, South Perth	No consultation	4
10.	No. 9 Onslow Street, South Perth	No consultation	3
11.	No. 2 Parker Street, South Perth	No consultation	2

12.	Nos. 5, 7, 9 Queen Street, South Perth	No consultation	3
13.	No. 38 Ridge Street, South Perth	No consultation	3
14.	No. 15 River View Street, South Perth	No consultation	3
15.	No. 16 River View Street, South Perth	No consultation	4

Most places proposed for inclusion are residential dwellings and located within South Perth. Two places are recommended as Category 2, being No. 2 Parker Street, South Perth and Moresby Street Hall, Kensington. Both these places are considered to have high levels of cultural heritage significance and be excellent examples of their type. Remaining residences are proposed to have a category of Significance of 3 or 4.

The City received nominations for two streetscapes, along Hobbs Avenue in Como and Hovia Terrace in Kensington. The residences on Hobbs Avenue are good examples of inter-war Californian Bungalows, with six on the northern side built by the same builder. On Hovia Terrace six residences also shared the same builder. The streetscape along Hovia Terrace exemplifies the transition from timber constructed homes of the early 20th Century, to brick and tile homes which became a required building material during the inter-war period.

The draft place records for places proposed for inclusion in the LHS are contained within **Attachment (b)**.

The below table provides a detailed list of the above places nominated for inclusion in the LHS. It summarises reasons provided for nominating the place and the number of nominations received for the place. It also identifies whether it was a third-party nomination and whether the landowner has provided support. Most nominations were received by third parties without landowner support. The Officer recommendation includes the proposed category of significance and information from each places' statement of significance.

Place	Summary of Nomination	Officer Recommendation
<p>1. California Bungalow Group, Nos. 6, 8, 10, 12, 14, 16, 18, and Nos. 7, 9, 11, 13 Hobbs Avenue Como</p>	<ul style="list-style-type: none"> • 1 third party nomination. • The application is supported by owners of Nos. 7, 8, 9, 14 Hobbs Avenue. The nominee has not consulted with remaining landowners. • This section of houses appears to be the only intact group of houses from the early period of Como. • They demonstrate the architectural form of the suburb in its early development. 	<ul style="list-style-type: none"> • Recommended for LHS inclusion with Category of Significance 3. • The place has aesthetic value as a largely intact streetscape developed during the inter-war period in the inter-war Californian Bungalow style and for its avenue of mature trees and regular setbacks to the street. • The place has historic value for its association with the establishment and development of Como in the interwar period for residential development, and its association with W. Wainwright Brown & Co Ltd, who was responsible for the development of Nos. 8, 10, 12, 14, 16, 18 Hobbs Avenue, Como.
<p>2. Residence, No. 7 Courthope Street, Kensington</p>	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • Important as an example of California Bungalow design of this style and era in Kensington (1920s to 1940s). • Kensington currently has no housing stock listed in the LHS and is currently underrepresented in terms of heritage as a suburb. 	<ul style="list-style-type: none"> • Recommended for LHS inclusion with Category of Significance 3. • The place has a high degree of aesthetic value as an example of the inter-war California Bungalow architectural style. • The place has historic value for its association with the establishment and development of Kensington in the inter-war period for residential development, and its association with the development of South Perth in the early 20th century as a suburb for professional people and their families. • The place has social value as an example of the type of accommodation built for professional people and their families in the early 20th century.

<p>3. Residences, Nos. 29 (Lot 1), 31, 35, 37, 39, 41, 43, 45, 47, 51, 57, 59, 61, 36, 40, 42, 44, 46, 48, 50, 52, 56, 58, 60 Hovia Terrace, Kensington</p>	<ul style="list-style-type: none"> • 2 third party nominations were received for: Nos. 37-52 and 29-43 Hovia Terrace, Kensington; and those residences on Hovia Terrace between First Avenue and Third Avenue, Kensington. • The nominees have not consulted with the landowner. • Typical Federation homes providing an interesting streetscape. • The section of Hovia Terrace nominated represents a reasonably intact streetscape from the early 20th century, of suburban houses built soon after the suburb of Kensington was created. • Several jarrah weatherboard homes presenting a reasonably consistent facade are extant in the street - both sides - forming a harmonious and attractive streetscape. 	<ul style="list-style-type: none"> • Recommended for LHS inclusion with Category of Significance 4. • The place has aesthetic value as a largely intact streetscape developed in the inter-war Weatherboard Dwelling, inter-war California Bungalow and Post-War Bungalow styles, and for its avenue of mature trees and regular setbacks to the street. • The place has historic value for its association with the establishment and development of Kensington in the inter-war period for residential development and its association with W.T Chamberlain who was responsible for the development of Nos. 56, 58, 60, 43, 45, 47 Hovia Terrace, Kensington.
<p>4. Residence, No. 83 King George Street, Kensington</p>	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • This is an excellent example of a well-maintained inter-war California Bungalow. • This house is important to the story of the City of South Perth as it shows a change in the housing style from more Federation to California Bungalow style. 	<ul style="list-style-type: none"> • Recommended for LHS inclusion with Category of Significance 4. • The place has a high degree of aesthetic value as a demonstration of the inter-war California Bungalow architectural style. • The place has historic value for its association with the establishment and development of Kensington in the inter-war period for residential development.

<p>5. Community Hall, Moresby Street Hall, Kensington</p>	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • Hall is significant as a purpose-built hall for the Scouts in the late 1950/early 1960's. 	<ul style="list-style-type: none"> • Recommended for LHS inclusion with Category of Significance 2. • The place is currently part of a precinct that includes the Moresby Street shops, neighbouring two-storey flats and several residences on Douglas Avenue proposed for inclusion on the State Register of Heritage Places. • The place has aesthetic value as an example of post war austerity vernacular design executed in fibrous cement clad walls with louvre windows and the original internal room layout. • The place contributes to the aesthetic values of the setting being located within a well maintained park featuring playground, mature trees, and shrubs within a largely built-up residential area. • The place has historic value as a purpose built Scout Hall enjoyed from 1962 when the suburb was undergoing rapid change and through its association with Mr Bill Gleeson whose activities have been significant as a former Elected Member of the City of South Perth and assistance in overseeing the Hall. • The place has social value as the venue for recreational and social gatherings in the City since 1962.
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<p>6. Residence, No. 44 Angelo Street, South Perth</p>	<ul style="list-style-type: none"> • 4 third party nominations. • The nominees have not consulted with the landowner. • Place is important to the story of the City of South Perth as Talbot Hobbs and others were significant architects in Perth responsible for civic and residential buildings that reflect the architectural trends and building styles of the time. • This type of design and building craftsmanship should be acknowledged and considered a very important part of our modern urban built community. 	<ul style="list-style-type: none"> • Recommended for LHS inclusion with Category of Significance 3. • The place was assessed for the State Register in 2023. • The place has a high degree of aesthetic value as a demonstration of a dwelling in the inter-war Old English architectural style. • The place has historic value for its association with the expansion of the South Perth area, particularly the period of growth in the inter-war years. • The place is a representation of life in the post-depression years, where predominantly wealthy Anglo-Saxon homeowners, sought to display their respectability. • The place is associated with prominent Western Australian Architects Hobbs, Forbes and Partners, established in 1905 by Joseph Talbot Hobbs, EH Dean-Smith and WJ Waldie Forbes and Major Hugh Annan Corbet the third Deputy Master of The Perth Mint, and a Major and Military Censor for the Australia Army Intelligence Corp during World War I.
<p>7. Residence, No. 39 Anstey Street, South Perth</p>	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • The house is representative of many of the very early wooden bungalows that used to be common in South Perth. 	<ul style="list-style-type: none"> • Recommended for LHS inclusion with Category of Significance 4. • The place has historic value for its association with the expansion of the South Perth area, particularly the period of growth in the inter-war years. • The place is representative of a modestly detailed Weatherboard Dwelling developed following WW1.

<p>8. Residence, Ridgeway No. 19 Glyde Street, South Perth</p>	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • An excellent example of early modernist architectural design. Simple design to reflect inter war housing period. 	<ul style="list-style-type: none"> • Recommended for LHS inclusion with Category of Significance 3. • The place has a high degree of aesthetic value as a demonstration of the inter-war Art Deco style. • The place has historic value for its association with the expansion of the South Perth area, in particular the period of growth in the inter-war years and development of South Perth in the early 20th century as a suburb for professional people and their families. • The place has social value as an example of the type of accommodation built for professional people and their families in the early 20th century.
<p>9. Residence, Nos. 23 - 25 Labouchere Road, South Perth</p>	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • Remaining inter-war and Federation houses forming an edge to the Zoo & Police Station heritage area. 	<ul style="list-style-type: none"> • Recommended for LHS inclusion with Category of Significance 4. • The place has aesthetic value providing examples of both the Federation Bungalow and inter-war California Bungalow architectural styles. • The place has historic value as the only two remaining houses developed opposite the Mends Street Heritage Precinct which includes the Perth Zoo, Police Station (fmr) and Lawn Bowls Club and for its association with the development of South Perth in the early 20th century as a suburb for professional people and their families. • The place has social value as an example of the type of accommodation built for professional people and their families in the early 20th century.

<p>10. Residence, No. 9 Onslow Street, South Perth</p>	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • There are not many original English/Tudor revival style houses remaining in South Perth, especially two storey. • This house has quite a unique design especially with the roof pitch, chimney and beams exposed on the exterior (common in 1920s), it really stands out on the street. 	<ul style="list-style-type: none"> • Recommended for LHS inclusion with Category of Significance 3. • The place has a high degree of aesthetic value as an example of the inter-war Old English architectural style. • The place has historic value for its association with the expansion of the South Perth area, in particular the period of growth in the inter-war years, and development of South Perth in the early 20th century as a suburb for professional people and their families and for its association with Western Australian Architect J.H.O Hargrave. • The place has social value as an example of the type of accommodation built for professional people and their families in the early 20th century. • The place is a representation of life in the post-depression years, where predominantly wealthy Anglo-Saxon homeowners, sought to display their respectability.
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<p>11. Residence, No. 2 Parker Street, South Perth</p>	<ul style="list-style-type: none"> • 4 third party nominations. • The nominee has not consulted with the landowner. • The place is significant given its historical social connections, architecture, uniqueness, and the last remaining house on the hill. • Reflects the era of this lovely community. • It's rarity as a building in its almost original layout amidst many modern high-rise buildings. The recollections and possibility to further document the history of South Perth through descendants of the original owner. • Built by a Perth Magistrate for his family who made his fortune during the 1890s gold rush and he and his family were integral to life in South Perth in the 1920s. • It was once owned and/or lived in by Michael James Calanchini, Under Secretary for Mines, who was prominent in South Perth society - friend of the Gibbs family, President of the Golf Club, tennis club. • A connection with a former Mayor of South Perth. In the 1980, occupants included the musicians from the pop groups the Triffids and Crowded House. 	<ul style="list-style-type: none"> • Recommended for LHS inclusion with Category of Significance 2. • The place has a high degree of aesthetic value as an example of a Federation Bungalow with Queen Anne elements. • The place has historic value for its association with the expansion of the South Perth Peninsula in the 20th Century, and development of South Perth in the early 20th century as a suburb for professional people and their families, and • The place has historic value for its association with Francis Edward Walsh, a public official in Western Australia the early 1900's and with Martyn P. Casey a guitarist of international renown. • The place has social value as an example of the type of accommodation built for professional people and their families in the early 20th century.
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<p>12. Triplex, Nos. 5, 7, 9 Queen Street, South Perth</p>	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • A rare example of late 20th century brutalist domestic architecture. 	<ul style="list-style-type: none"> • Recommended for LHS inclusion with Category of Significance 3. • The place has aesthetic value as an example of the Late 20th Century Brutalist architectural style within a Perth context. • The place has historic value for its association with architect Rodney David Mollett, Member of the Order of Australia (2014) and for its association with higher density residential development in South Perth during the 1960s and 1970s.
<p>13. Residence, No. 38 Ridge Street, South Perth</p>	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • This place is important as there are only a few remaining Art Deco examples of buildings / residences in the City of South Perth including Blue Waters, John Bosco Chapel, St Columbas Church, Cygnet Theatre and The Como. • This residence lends itself to that period of history, appears to be in sound condition and is important building stock as other examples of this type may have been demolished over the years. 	<ul style="list-style-type: none"> • Recommended for LHS inclusion with Category of Significance 3. • The place has a high degree of aesthetic value as an example of the inter-war Art Deco architectural style. • The place has historic value for its association with the expansion of the South Perth area, in particular the period of growth in the inter-war years and for development of South Perth in the early 20th century as a suburb for professional people and their families. • The place has historic value for its association with prominent Western Australian architectural firm Powell, Cameron & Chisholm, trading today as Cameron Chisholm Nicol. • The place has social value as an example of the type of accommodation built for professional people and their families in the early 20th century.

<p>14. Residence, No. 15 River View Street Como</p>	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • A rare example of the Californian Bungalow style. 	<ul style="list-style-type: none"> • Recommended for LHS inclusion with Category of Significance 3. • The place has a high degree of aesthetic value as an example of the inter-war California Bungalow architectural style. • The place has historic value for its association with the expansion of the South Perth area, in particular the period of growth in the inter-war years and for its association with the development of South Perth in the early 20th century as a suburb for professional people and their families. • The place has social value as an example of the type of accommodation built for professional people and their families in the early 20th century.
<p>15. Residence, No. 16 River View Street South Perth</p>	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • This is a good example of housing built in the late 1920's in South Perth. The bricks are patterned rather than flat which makes it stand out in the street in terms of design. Their texture is a real feature of the house. 	<ul style="list-style-type: none"> • Recommended for LHS inclusion with Category of Significance 4. • The place has a high degree of aesthetic value as an example of the Federation Bungalow architectural style. • The place has historic value for its association with the expansion of the South Perth area, in particular the period of growth in the inter-war years and for development of South Perth in the early 20th century as a suburb for professional men and their families. • The place has social value as an example of the type of accommodation built for professional people and their families in the early 20th century.

Amendments to Existing Place Records

The table below provides a summary of requests to amend existing place records. This includes requests to update information, and requests to alter the category of significance.

Place	Summary of Request	Officer recommendation
1. Como Hotel, No. 241 Canning Highway, South Perth	<ul style="list-style-type: none"> • 2 third party requests to alter classification of Significance from 3 to 2. • The nominees have not consulted with the landowner. • The existing classification does not provide protection to this place. • The heritage significance of the Como Hotel was formally identified in 1994 in the inventory of Significant Buildings of the 1930's in Western Australia compiled by Yvonne Geneve for the National Estate Grants Programme and members of this society were responsible for carrying out a heritage assessment of the building in April 2001 that led to subsequent classification of the place by the National Trust of Australia (WA). 	<ul style="list-style-type: none"> • Place has been included in the LHS since 2000. • The place has aesthetic value, historic value, and social value. • It is located at a landmark location and is representative of South Perth's commercial past. • Request is supported as the Como Hotel is one of only two hotels included in the LHS that offer continuous operation. The other being the Windsor Hotel which has a category of Significance 1.

<p>2. South Perth Post Office (fmr), No. 103 Mill Point Road, South Perth</p>	<ul style="list-style-type: none"> • 1 third party request to alter classification of Significance from 2 to 1. • The nominee has not consulted with the landowner. • This brings it into line with adjacent contemporary buildings in the Mends Street Precinct listed as Category A. • Since it was listed, the building has ceased to trade as a Post Office and is privately owned. • Its historic importance to South Perth remains unchanged. • The building has undergone changes internally but appears the same externally, apart from the garden. This external appearance is important to retain the redbrick buildings of the Mends Street Precinct. • The Post Office will have had items of significant historical interest pass over its counter from South Perth residents - such as May Gibbs' art and literary works, Bernard Woodward's correspondence about the WA Museum, Ernest Le Souef's correspondence about the Zoo - and much more. 	<ul style="list-style-type: none"> • Place has been included in the LHS since 2000 and is on the City's Heritage List. • The place is part of the Civic Heart redevelopment and is being modified to accommodate a shop. • The request is supported as the place has a good level of visual authenticity and heritage value. The amended category of significance better aligns with remaining civic and institutional places in immediate area including the Police Station (1), Road Board building (1), Mechanics Institute (1), Perth Zoo (1), and the Windsor Hotel (1).
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<p>3. Mends Street Historic Precinct, South Perth</p>	<ul style="list-style-type: none"> • 1 third party request to alter classification of significance from 3 to 1. • The nominee has not consulted with the landowner. • Management Category C should be upgraded to A to preserve the history of the area within the high-rise buildings that have been built and are under construction. • The Village Green (Windsor Park) should be added. • The area could extend to include the Mends Street Jetty and the shops along Mends Street. 	<ul style="list-style-type: none"> • Place has been included in the LHS since 2018. • Request is supported as places within this precinct are individually recognised with high levels of significance: Perth Zoo (1), Police Station (1), South Road Board (1), Mechanics Institute (1), the Windsor Hotel (1), Windsor Park and South Perth Bowling Club (2) and Shops on Mends Street (2). • Furthermore, this is a landmark location which represents South Perth's civic and commercial past. • When considered collectively, the importance of this precinct should be reflected with a higher category of significance.
<p>4. Office, No. 252 Mill Point Road, South Perth</p>	<ul style="list-style-type: none"> • 1 owner request to alter classification of significance from 3 to 4. • Does not believe that the building has significant heritage value as only the facade of the two front rooms remains of the original building. • Argues that should the front verandah come down, they do not believe Main Roads would allow a reinstatement due to the traffic lights now installed. 	<ul style="list-style-type: none"> • Place has been included in the LHS since 2018 and is not on the heritage list. • The request is not supported as the place has demonstrable aesthetic, historic and social value. • The original fabric appears generally intact to the street, and the rear two storey addition, whilst of no cultural heritage significance, is not obtrusive, and does not detract from the overall heritage value of the place.

5. Royal Perth Golf Course, No. 61 Labouchere Rd, South Perth	<ul style="list-style-type: none"> • 1 owner request. • Requested minor place record corrections. 	<ul style="list-style-type: none"> • Request is supported.
6. Wesley College, No. 40 Coode Street, South Perth	<ul style="list-style-type: none"> • 1 owner request. • Requested minor place record corrections. 	<ul style="list-style-type: none"> • Request is supported.
7. Cygnet Theatre, Preston Street, Como	<ul style="list-style-type: none"> • 1 owner request. • Requested inclusion of updated place record information to reflect detailed site investigation by owners' heritage consultant. • Advised place is to revert to original name 'Como Theatre'. 	<ul style="list-style-type: none"> • Request is supported.
8. Como Beach and Jetty, Kwinana Freeway	<ul style="list-style-type: none"> • 1 owner request. • Requested inclusion of updated place record information to reflect detailed site investigation by owners' heritage consultant. 	<ul style="list-style-type: none"> • Request is supported.
9. Clontarf, No. 295 Manning Road, Manning	<ul style="list-style-type: none"> • 1 owner request. • Requested minor place record corrections. 	<ul style="list-style-type: none"> • Request is supported.

Places not Recommended for Inclusion

The nominations included 18 places that are not recommended for inclusion. This is based on a small number of nominations not being made on the cultural heritage merit of the place. Other nominations were for places already in the LHS. For the remaining nominations, supporting cultural heritage information could not be located. It is considered that these may be considered as part of a future review.

Place	Reasons for nomination (as summarised)	Officer recommendation
1. Pine Tree at Mackie Street Reserve, Kensington	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • A pine tree at Mackie Street Reserve has seen many generations of kids enjoy the cool shade. 	<ul style="list-style-type: none"> • No information to support the cultural heritage significance of the tree and place were located within the local history collection. • Consider further investigation as part of the next LHS review.
2. Salters Landing (fmr), Salter Point Spit area West	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • This place is significant as it tells of former commercial activity associated with logging on the Canning River. • Evidence includes remnant jetty pylons in the Canning River. 	<ul style="list-style-type: none"> • Information to confirm historical activity and cultural heritage of place could not be located within the City's local history collection. • Consider further investigation as part of the next LHS review.
3. Undeveloped lot at No. 42 Angelo Street	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • Garden attached to dwelling at No. 44 Angelo Street nominated for LHS. • There appear to be large mature trees on the property, not sure of condition. 	<ul style="list-style-type: none"> • Lot was sold to MS Society in 2022/23 and has development approval for residential development. • 44 Angelo Street has been nominated by other residents, and the information contained in this nomination will be amalgamated with the others. • There is little evidence of any cultural heritage associated with the garden at 42 Angelo Street and therefore it is not recommended for inclusion on the LHS.

<p>4. Civic Heart Development, South Perth</p>	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • Original use was beautiful apartment, the current development is a horrible high-rise. • Shows how useless our planning system is. 	<ul style="list-style-type: none"> • Nomination was not made on the cultural heritage merit of the place. • No further action is recommended.
<p>5. Royal Perth Golf Club, No. 61 Labouchere Road, South Perth</p>	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • The 16 or so Jarrah trees are important legacies of the original bushland. • The 4 or 5 Tuart trees, the best one being that near the 8th tee, are indicative of sub-surface limestone. 	<ul style="list-style-type: none"> • The place is in the LHS as Place No. 50. • The Statement of Significance identifying the golf course to have aesthetic value as a well maintained landscaped parkland with mature trees adjacent to a river landscape which together form a pleasing environment and is a landmark in the streetscape. • Limited information could be located to identify cultural heritage significance of the trees.
<p>6. Cygnet Theatre, Preston Street, Como</p>	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • Theatre is a landmark for Como. • Does not support reverting the name of the theatre from the Cygnet Theatre to the Como Theatre. 	<ul style="list-style-type: none"> • The place is in the LHS as Place No. 10 and on the Heritage List and the State Register of Heritage Places. • The owners have renovated the place and returned it to its original name, the Como Theatre, which is featured around the top of the curved wall in bas relief Art Deco style lettering. • Reverting to its original name is reflective of retaining the original heritage values of the site and is supported.

<p>7. Residence, Summerhill (fmr), No. 181 Coode Street, South Perth</p>	<ul style="list-style-type: none"> • Nominated by landowner. • One of the few heritage homes left in the suburb, beautifully sited on the hill representing our rich history. • Built by Horace Costello (designer and builder) for his family. 	<ul style="list-style-type: none"> • The place is in the LHS as Place No. 3. • No further action is recommended.
<p>8. Kensington Primary School, No. 73 Banksia Street</p>	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • The place has aesthetic value as a good, largely intact demonstration of the inter-war and Post War International style as applied to a school building and executed in brick and tile. Internal details that remain from the original construction are likely to reflect this style. • The place has historic value for its association with the establishment of Kensington in the inter-war years. • The place has social value for the many members of the community who have attended the place as students, staff or through association with friends and family. The place is listed on the inHerit database (no. 2648) and appears on the LHI as Category C currently and unlisted. 	<ul style="list-style-type: none"> • The place is in the LHS as Place No. 15. • No further action is recommended.
<p>9. Residence, No. 20 Ridge Street, South Perth</p>	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • An example of a large South Perth Californian Bungalow style residence. 	<ul style="list-style-type: none"> • The place is in the LHS as Place No. 74. • No further action is recommended.
<p>10. Residence, No. 24 McDonald Street, Como</p>	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • Remaining inter-war Art-Deco residence. 	<ul style="list-style-type: none"> • Limited information to confirm cultural heritage significance available. • Consider further investigation as part of the next LHS review.

11. Residence, No. 137 Coode Street, Como	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • Rare example of an inter-war Spanish influenced Art-Deco residence. 	<ul style="list-style-type: none"> • Limited information to confirm cultural heritage significance available. • Consider further investigation as part of the next LHS review.
12. Residence, No. 1 Wattle Street, South Perth	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. Rare example of Californian Bungalow style residence. 	<ul style="list-style-type: none"> • Limited information to confirm cultural heritage significance available. • Consider further investigation as part of the next LHS review.
13. Residence, No. 102 Hensman Street, South Perth	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • Example of Californian Bungalow style residence. 	<ul style="list-style-type: none"> • Limited information to confirm cultural heritage significance available. • Consider further investigation as part of the next LHS review.
14. Residence, No. 20 Karoo Street, South Perth	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • Example of an altered Bungalow style residence. 	<ul style="list-style-type: none"> • Limited information to confirm cultural heritage significance available. • Consider further investigation as part of the next LHS review.
15. Residence, No. 23 Karoo Street, South Perth	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • Example of a large South Perth Californian Bungalow style. 	<ul style="list-style-type: none"> • Limited information to confirm cultural heritage significance available. • Consider further investigation as part of the next LHS review.
16. Residence, No. 24 Elizabeth Street, South Perth	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • Rare example of an inter-war Spanish influenced Art-deco residence. 	<ul style="list-style-type: none"> • Limited information to confirm cultural heritage significance available. • Consider further investigation as part of the next LHS review.
17. Residence, No. 146 Hensman Street, South Perth	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • Example of an altered Bungalow style residence. 	<ul style="list-style-type: none"> • Limited information to confirm cultural heritage significance available. • Consider further investigation as part of the next LHS review.

18. Residence, No. 5 Hampden Street, South Perth	<ul style="list-style-type: none"> • 1 third party nomination. • The nominee has not consulted with the landowner. • Example of an altered Bungalow style residence. 	<ul style="list-style-type: none"> • Limited information to confirm cultural heritage significance available. • Consider further investigation as part of the next LHS review.
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Policy and Legislative Implications

The *Heritage Act 2018* requires that a local government must prepare a survey of places in its district that in its opinion are, or may become, of cultural heritage significance. The LHS must be prepared, reviewed and updated in accordance with the Guidelines for Local Heritage Surveys.

After preparing a local heritage survey, or reviewing and updating, a LHS, a local government must –

- (a) provide the Council with a copy of the local heritage survey; and
- (b) make the local heritage survey available to the public.

This LHS review is consistent with the Guidelines for Local Heritage Surveys which recommends a general review every five to eight years.

Financial Implications

The City may require input from an independent qualified heritage consultant should an objection be received to the places proposed for inclusion in the LHS during the advertising period.

Key Risks and Considerations

Risk Event Outcome	<p>Legislative Breach</p> <p>Refers to failure to comply with statutory obligations in the manner in which the City, its officers and Elected Members conduct its business and make its decisions and determinations. This embraces the full gamut of legal, ethical and social obligations and responsibilities across all service areas and decision making bodies within the collective organisation.</p>
Risk rating	Low
Mitigation and actions	The City has prepared the LHS in accordance with the Guidelines for Local Heritage Surveys.

Strategic Implications

This matter relates to the following Strategic Direction identified within Council’s [Strategic Community Plan 2021-2031](#):

Strategic Direction: Environment (Built and Natural)
 Aspiration: Sustainable, liveable, diverse and welcoming neighbourhoods that respect and value the natural and built environment
 Outcome: 3.2 Sustainable built form
 Strategy: 3.2.1 Develop and implement a sustainable local planning framework to meet current and future community needs

Attachments

- 10.3.1 (a): Draft Local Heritage Survey
- 10.3.1 (b): Local Heritage Survey - New places

10.4 STRATEGIC DIRECTION 4: LEADERSHIP

10.4.1 Listing of Payments July 2024

File Ref: D-24-34539
Author(s): Abrie Lacock, Manager Finance
Reporting Officer(s): Garry Adams, Director Corporate Services

Summary

This report presents to Council a list of accounts paid under delegated authority between 1 July 2024 to 31 July 2024 for information. It also includes purchase card transactions between 1 June 2024 to 30 June 2024 in line with new legislative requirements. The City made the following payments:

EFT Payments to Creditors	(374)	\$3,868,813.78
Cheque Payment to Creditors	(1)	\$74.50
Total Monthly Payments to Creditors	(375)	\$3,868,888.28
EFT Payments to Non-Creditors	(66)	\$56,237.84
Cheque Payments to Non-Creditors	(14)	\$13,986.18
Total EFT & Cheque Payments	(455)	\$3,939,112.30
Credit Card Payments	(76)	\$29,606.10
Fleet Card Payments	(42)	\$2,050.05
Total Payments	(573)	\$3,970,768.45

Officer Recommendation AND COUNCIL DECISION

0824/149

Moved: Councillor Nic Coveney
Seconded: Councillor Hayley Prendiville

That Council receives the Listing of Payments for the month of July 2024 as detailed in **Attachment (a)**.

CARRIED BY EXCEPTION RESOLUTION (8/0)

For: Mayor Greg Milner, Councillors André Brender-A-Brandis, Mary Choy, Nic Coveney, Blake D'Souza, Jennifer Nevard, Hayley Prendiville and Bronwyn Waugh.

Against: Nil.

Background

Council has delegated to the Chief Executive Officer (CEO) the exercise of power to make payments from its Municipal and Trust Funds. In accordance with regulation 13(1) of the Local Government (Financial Management) Regulations 1996, a list of accounts paid by the CEO is to be prepared each month and presented to Council at the next Ordinary Meeting of the Council after the list is prepared. The Local Government (Financial Management) Regulations 1996 have been amended. Regulation 13A have been inserted requiring payments made with purchase cards to be included in the list of accounts paid.

Comment

The payment listing for July 2024 is included in **Attachment (a)**.

The attached report includes a “Description” for each payment. The City’s officers have used best endeavours to redact (in black) information of a private or confidential nature.

The report records payments are classified as:

- Creditor Payments

These include payments by both cheque and EFT to regular suppliers with whom the City transacts business. The reference numbers represent a batch number of each payment.

- Non-Creditor Payments

These are one-off payments that include both cheque and EFT that are made to individuals/suppliers who are not listed as regular suppliers. The reference numbers represent a batch number of each payment.

- Purchase Cards

Purchase card payments are included in the listing of payments as required by the amended Regulations. The amended Regulations requires the City to prepare a list of the payments made with each card and to present it to Council. Due to the time lag between receiving the statements and the successful acquittal of transactions in the City’s system this listing will always be for the month preceding the month for which creditor and non-creditor payments are being reported.

Details of payments made by direct credit to employee bank accounts, in accordance with contracts of employment, are not provided in this report for privacy reasons. The payments of bank fees, such as merchant service fees which are directly debited from the City’s bank account in accordance with the agreed fee schedules under the contract for provision of banking services, are also not provided in this report.

Consultation

Nil.

Policy and Legislative Implications

Regulations 12, 13(1) and 13A of the Local Government (Financial Management) Regulations 1996. Policy P602 Authority to Make Payments from the Municipal and Trust Funds.

Financial Implications

The payment of authorised amounts is within existing budget provisions.

Key Risks and Considerations

Risk Event Outcome	<p>Legislative Breach</p> <p>Refers to failure to comply with statutory obligations in the manner in which the City, its officers and Elected Members conduct its business and make its decisions and determinations. This embraces the full gamut of legal, ethical and social obligations and responsibilities across all service areas and decision making bodies within the collective organisation</p>
Risk rating	Low
Mitigation and actions	Monthly Financial reporting timelines exceeding statutory requirements

Strategic Implications

This matter relates to the following Strategic Direction identified within Council’s [Strategic Community Plan 2021-2031](#):

- Strategic Direction: Leadership
- Aspiration: A local government that is receptive and proactive in meeting the needs of our community
- Outcome: 4.3 Good governance
- Strategy: 4.3.1 Foster effective governance with honesty and integrity and quality decision making to deliver community priorities

Attachments

- 10.4.1 (a): Listing of Payments July 2024

10.4.2 Monthly Financial Statements July 2024

File Ref: D-24-34547
Author(s): Abrie Lacock, Manager Finance
Reporting Officer(s): Garry Adams, Director Corporate Services

Summary

The monthly Financial Statements (Interim) are provided within **Attachments (a)–(i)**, with high level analysis contained in the comments of this report.

Officer Recommendation AND COUNCIL DECISION

0824/150

Moved: Councillor Nic Coveney
Seconded: Councillor Hayley Prendiville

That Council notes the Financial Statements and report for the month ended 31 July 2024.

CARRIED BY EXCEPTION RESOLUTION (8/0)

For: Mayor Greg Milner, Councillors André Brender-A-Brandis, Mary Choy, Nic Coveney, Blake D'Souza, Jennifer Nevard, Hayley Prendiville and Bronwyn Waugh.

Against: Nil.

Background

Regulations 34(1) of the Local Government (Financial Management) Regulations 1996, requires each local government to present a Statement of Financial Activity reporting on income and expenditure as set out in the annual budget. Regulation 34(3) specifies that the nature or type classification must be used. In addition, regulation 34(5) requires a local government to adopt a percentage or value to report on material variances between budgeted and actual results. In addition to the above Regulation 35 requires a local government to present a Statement of Financial Position. The 2024/25 budget adopted by Council at its meeting held 25 June 2024, determined the material variance amounts of \$10,000 or 10% for the financial year. The Financial Management Reports contains only an Original Budget column for comparative purposes. A Revised (adjusted) Budget is not presented as no budget adjustments have been approved by Council.

Comment

The Local Government (Financial Management) Regulations 1996 requires that a Statement of Financial Position and a Statement of Financial Activity are produced monthly. The Statement of Financial Activity is a financial report unique to local government drawing information from other reports to include operating revenue, expenditure, capital income, expenditure, loan funding and transfers to and from reserves.

Despite monetary policy measures taken by central banks across the globe inflation worldwide including Australia remains stubbornly high. The June 2023 quarter to June 2024 quarter Perth CPI of 4.6% as well as the national CPI for the same period of 3.8% are up on the previous period and still higher than the Reserve Bank of Australia (RBA) target rates of between 2% and 3%.

To curb the high inflation the RBA have raised interest rates. The cash rate target increased from 0.10% in June 2022 to the current 4.35%. At its August meeting the RBA decided to leave the cash rate target unchanged, stating that the economic outlook remains uncertain and recent data have demonstrated that the process of returning inflation to target has been slow and bumpy.

The RBA also made the following statement at its Board meeting of 6 August 2024: “Inflation has fallen substantially since its peak in 2022, as higher interest rates have been working to bring aggregate demand and supply closer towards balance. But inflation is still some way above the midpoint of the 2–3 per cent target range. In underlying terms, as represented by the trimmed mean, the CPI rose by 3.9 per cent over the year to the June quarter, broadly as forecast in the May Statement on Monetary Policy. But the latest numbers also demonstrate that inflation is proving persistent. In year-ended terms, underlying inflation has now been above the midpoint of the target for 11 consecutive quarters. And quarterly underlying CPI inflation has fallen very little over the past year.”

In framing the Annual Budget 2024/25, the City considered the continued economic uncertainty. The City continues to prudently manage its finances through this uncertain time whilst remaining conscious of the need to provide quality services to its community.

Actual income from operating activities for July year-to-date (YTD) is \$55.47m in comparison to budget of \$55.44m, favourable to budget by an insignificant \$0.03m. Actual expenditure from operating activities for July is \$5.37m in comparison to the budget of \$5.54m, favourable to budget by \$0.17m or 3.09%. The July Net Operating Position of \$50.10m is \$0.20m favourable in comparison to budget.

No Capital Revenue have been budgeted for or recognised for the month of July. Actual Capital Expenditure YTD is \$0.04m slightly higher than budget. A variance analysis is provided within **Attachment (e)** titled Significant Variance Analysis. As described during the Budget deliberations, the estimation of Capital projects that may carry-forward from one year to the next is challenging as it is dependent on estimating the completion of work by 30 June by contractors. As in previous years, there will be several Capital projects that require Budget adjustments to recognise carry forward projects.

Cash and Cash Equivalents amounted \$73.23m. Consistent with previous monthly reports, the Cash and Cash Equivalents balance is contained within the Statement of Financial Position. In addition, further detail is included in a non-statutory report (All Council Funds).

Interest rates have been trending sideways, with banks offering average interest rates of 4.81% for investments under 12 months. The City holds a portion of its funds in financial institutions that do not invest in fossil fuels. Investment in this market segment is contingent upon all the other investment criteria of Policy P603 Investment of Surplus Funds being met. At the end of July 2024, the City held 39.08% of its investments in institutions that do not provide fossil fuel lending. The Summary of Cash Investments illustrates the percentage invested in each of the non-fossil fuel institutions and the short-term credit rating provided by Standard & Poors for each of the institutions.

Consultation

Nil.

Policy and Legislative Implications

This report is in accordance with the requirements of the Section 6.4 of the *Local Government Act 1995* and regulations 34 and 35 of the Local Government (Financial Management) Regulations 1996.

Financial Implications

The preparation of the monthly financial reports occurs from the resources provided in the annual budget.

Key Risks and Considerations

Risk Event Outcome	Legislative Breach Refers to failure to comply with statutory obligations in the manner in which the City, its officers and Elected Members conduct its business and make its decisions and determinations. This embraces the full gamut of legal, ethical and social obligations and responsibilities across all service areas and decision making bodies within the collective organisation
Risk rating	Low
Mitigation and actions	Monthly Financial reporting timelines exceeding statutory requirements

Strategic Implications

This matter relates to the following Strategic Direction identified within Council’s [Strategic Community Plan 2021-2031](#):

Strategic Direction:	Leadership
Aspiration:	A local government that is receptive and proactive in meeting the needs of our community
Outcome:	4.3 Good governance
Strategy:	4.3.1 Foster effective governance with honesty and integrity and quality decision making to deliver community priorities

Attachments

- 10.4.2 (a): Statement of Financial Position
- 10.4.2 (b): Statement of Change in Equity
- 10.4.2 (c): Statement of Financial Activity
- 10.4.2 (d): Operating Revenue and Expenditure
- 10.4.2 (e): Significant Variance Analysis
- 10.4.2 (f): Capital Revenue and Expenditure
- 10.4.2 (g): Statement of Council Funds
- 10.4.2 (h): Summary of Cash Investments
- 10.4.2 (i): Statement of Major Debtor Categories

Following consideration of Item 10.3.1 Mayor Greg Milner returned to the Chamber at 6.44pm and resumed the Chair prior to consideration of Item 10.4.3.

10.4.3 Review of Dog Exercise Areas and Prohibited Areas

File Ref: D-24-34548
Author(s): Toni Fry, Manager Governance
Reporting Officer(s): Garry Adams, Director Corporate Services

Summary

This report examines the current dog exercise and prohibited areas within the City of South Perth and proposes amendments that consider the shared usage requirements of public open spaces.

The purpose of this review is to identify the areas within the City where a dog may be exercised off lead and specific areas where they are prohibited from entering.

The proposed amendments aim to encourage responsible dog ownership and appropriate usage of public open spaces within the City.

Officer Recommendation AND COUNCIL DECISION

0824/151

Moved: Councillor Nic Coveney
Seconded: Councillor André Brender-A-Brandis

That Council:

1. Specify public places that are to be dog exercise areas for the purpose of s31(3A) of the *Dog Act 1976*, as identified in **Attachment (a)**.
2. Specify public places that are to be dog prohibited areas within the City for the purpose of s31(2B)(a) of the *Dog Act 1976*, as identified in **Attachment (b)**.
3. Gives local public notice of the City's intent to specify the public places where dogs are prohibited and the dog exercise areas for a period of 28 days in accordance with s31(3C) of the *Dog Act 1976*
4. Notes that following the public notice period, the specified dog exercise and prohibited areas will be in effect.

CARRIED BY ABSOLUTE MAJORITY (8/0)

For: Mayor Greg Milner, Councillors André Brender-A-Brandis, Mary Choy, Nic Coveney, Blake D'Souza, Jennifer Nevard, Hayley Prendiville and Bronwyn Waugh.

Against: Nil.

Background

On 29 October 2013, the *Dog Amendment Act 2013* was Gazetted and included the removal of a local government's ability to include the specification of dog exercise areas and absolute dog prohibited areas in Local Laws. Subsequently, in accordance with Sections 31(2B) and (3A) of the *Dog Act 1976* (the *Dog Act*), dog exercise areas and prohibited areas can be specified by a decision of Council by absolute majority.

Following the absolute majority decision of Council, and in accordance with s31(3C) of the *Dog Act*, local public notice must be given of the City's intention to specify dog exercise areas and places where dogs are prohibited at all times as defined in s1.7 of the *Local Government Act 1995*.

The City's existing list of dog exercise areas and prohibited areas was endorsed by Council at its meeting held 28 March 2017. At that time no changes were proposed to the areas that were specified in the City of South Perth Dogs Local Law 2011. Following endorsement of the City of South Perth Dogs Local Law 2017, the City removed the dog exercise and prohibited areas from the local law. The City then began advertising of the Council decision to specify dog exercise and prohibited areas in April 2017.

In recent years, the control of dogs has been a topic of interest for the community, with the impacts to flora and fauna at the forefront of the discussions. The City has acknowledged the concerns surrounding dogs off lead in wetlands and nature reserves, in addition to concern for the lack of adequate dog exercise areas located within the City.

The City developed an internal working group in 2023 to review the dog exercise and prohibited areas within the City. Workshops were subsequently held with Elected Members in December 2023 and March 2024 to progress this review. During these workshops, Elected Members provided feedback to City Officers related to concerns that had been raised to them by members of the community.

The consistent areas of concern identified by the community include:

- Dog waste being left on reserves;
- Off lead dogs causing harm to native fauna and flora;
- Lack of community education;
- Inconsistent information on the City's website, signage and documentation; and
- No fully enclosed dog parks within the City.

The City has considered the abovementioned concerns during the recently conducted dog review and aims to address the identified areas of concern and propose areas of improvement for the community.

Comment

The changes proposed for the City's dog exercise and prohibited areas will promote safer usage of the City's reserves for the community, dogs and native flora and fauna.

The proposed public places to be specified as dog exercise areas and prohibited areas have been derived from the following six principles:

1. To protect our flora and fauna, dogs are *not permitted* in wetlands, bushland, conservation areas or other sensitive natural environments. Dogs may be walked **on** lead on designated paths through these areas.
2. Dogs are *not permitted* on designated bike paths, skate parks or bike tracks.
3. Dogs must be **on** lead within 5m of approved sporting or community events.
4. Dogs are not permitted within 5m of playgrounds and play spaces.
5. Dogs must be **on** lead in car parks and on boat or jet ski ramps.
6. Dogs must be **on** lead in all other public areas.

For the purposes of clarity, dogs on lead must be in accordance with s31 of the *Dog Act – s31 Control of dogs in certain public places*

(1) A dog shall not be in a public place unless it is –

(a) Held by a person who is capable of controlling the dog;

or

(b) Securely tethered for a temporary purpose.

by means of a chain, cord, leash or harness of sufficient strength and not exceeding the prescribed length.

Dog Exercise Areas

With the development of higher density dwellings within the City, many dog owners may not have appropriate space to exercise their dogs at home. Dog exercise areas provide dogs with an opportunity to meet their physical, cognitive and sensory needs. Ensuring that dogs have enough adequate exercise can result in a reduction in destructive behaviours in dogs around the home.

There have been minor changes to the dog exercise areas proposed for endorsement. This includes the addition of Hope Avenue and Redmond Street Reserves as off lead areas. Conversely Davilak Reserve and parts of the Karawara Greenways that run along Manning Road and Kent Street have been removed as off lead areas to prevent instances of dogs running out onto busy roads.

The City currently has one designated dog exercise park located in the southern portion of Olives Reserve in Como. This is currently unfenced but is bound by natural barriers. Following Council's endorsement of the 2024/25 Financial Budget at its meeting held 25 June 2024, the City will develop two fenced dog parks. The dog exercise area located at Olives Reserve will be fenced and a fenced dog park for 'small' dogs will be developed on Melville Parade, Como. These two dog parks will be highlighted on the City's website once development has been completed.

In addition to the fenced dog parks, the public open spaces to be specified as dog exercise areas in which dogs are permitted off lead are identified in **Attachment (a)**.

Dog Prohibited Areas

The safety and preservation of the City's native flora and fauna is a priority consideration for both the Elected Members and the Community. The proposed changes to prohibit dogs within wetlands, specific bushland and conservation areas addresses these concerns and aligns with the City's Strategic Community Plan of maintaining and improving biodiversity in the City. All prohibited areas are identified in **Attachment (b)** and include locations such as Lake Hurlingham, Lake Tondut, Lake Douglas, Millers Pool and the Black Swan Habitat (Djirda Miya).

While dogs have been prohibited from these areas, where a designated footpath is located within the area, dogs are permitted to be walked on lead along this path only. This will ensure that members of the public are provided with access and connectivity from one area of public open space to an adjoining area.

Concerns relating to instances of injuries to people and dogs from collisions occurring on bike paths and bike tracks were also raised. The City has opted to reduce the risk of these occurrences by prohibiting dogs from these areas. In addition, prohibiting dogs from playgrounds and play spaces is consistent with the directive from other local governments such as the Cities of Armadale, Belmont and Melville. This is to reduce the likelihood of instances of dog attacks involving children. Basketball courts and cricket pitches are included in the definition of play spaces.

Collier Park Golf Course has previously been identified as a dog prohibited area, however it is proposed to remove this restriction to allow the facility the ability to host dog friendly events. This means that dogs may be allowed on the course whilst on lead during designated events or in the outdoor café area of the newly developed facilities at designated times as specified by the operators. This provision came at the request of the operators of the facility.

Unlike Collier Park Golf Course, Royal Perth Golf Course is accessible to outside users by way of public access points in the fencing. For this reason, the City has retained the specification for the Royal Perth Golf Course to be a dog prohibited location.

The public spaces to be specified as dog prohibited areas are identified in **Attachment (b)**.

Dog Exercise Maps

Following feedback from Council, a review of the formatting and terminology used was conducted on the current dog exercise map to identify areas of improvement.

The City has made the following changes to the content provided in community resources:

- Use of a traffic light system to identify areas:
 - Red – prohibited (not permitted)
 - Yellow - on lead
 - Green - off lead
- Change the term 'leash' to 'lead.'
- Change the term 'prohibited' to 'not permitted' on resources provided to the community so that the content is more user friendly.

10.4.3 Review of Dog Exercise Areas and Prohibited Areas

The City has produced three maps that incorporate the identified changes to assist public open space users to identify the locations that are specified as dog exercise and prohibited areas.

(a) Digital Download Map of Sir James Mitchell Park

This detailed map has been developed to assist in identifying the dog exercise and prohibited areas within Sir James Mitchell Park.

Key features of the map include:

- Logos for dog exercise areas
- Logos for dog prohibited areas
- Identifies key points of interest
- Identifies the appropriate paths to walk dogs on lead through a prohibited area

As Sir James Mitchell Park is visited by both City of South Perth residents who are familiar with the area and tourists who are not, this map provides a clear representation of where dogs may exercise off lead and where they are prohibited. The signage within Sir James Mitchell Park will be updated to reflect the content in the map in due course.

A copy of the PDF download of the Intramaps Layer is at **Attachment (c)**.

(b) Public Intramaps Layer

This map is an interactive layer on Intramaps that users can access through the City's website. There will be a search bar at the bottom of the map where users can search for specific locations should they desire to target their search.

The provision for 'on lead' areas has not been included in the Intramaps layer, as the default requirement for dogs in public spaces within the City is to be 'on lead.' The Public Intramaps layer allows users to navigate to areas of interest and identify any locations where dogs are prohibited. There are some cases where a dog exercise area is located in close proximity to a prohibited area such as within George Burnett Park located in Karawara. The playgrounds, bike track and Lake Gillon located within this park are all areas which have been specified as prohibited for dogs. These areas have been carefully marked out in the interactive map to inform dog owners that they must keep their dogs out of these specific areas.

(c) PDF Download of the Intramaps Layer

This map is a PDF copy of the Intramaps layer identified above. It will provide residents with a snapshot of the dog exercise and prohibited areas within the City as a whole.

A copy of the PDF download of the Intramaps Layer is at **Attachment (d)**.

Considerations

Following endorsement of the proposed dog exercise and prohibited areas at **Attachment (a)** and **Attachment (b)**, the City will commence the public notice period for 28 days before the specified areas go into effect. In addition to the public notice, the City will begin an education program encouraging responsible dog ownership and update signage throughout the City.

Control of Dogs

Under section 32(2) of the *Dog Act*, a dog may only be in a dog exercise area if the person responsible for the dog:

- (a) is a person who is liable for the control of the dog; and
- (b) is capable of controlling the dog; and
- (c) is carrying and capable of attaching a lead for the purpose of controlling the dog.

In addition to the public notice regarding the dog exercise and prohibited areas, the City will promote responsible dog ownership to alleviate instances of irresponsible dog ownership.

The responsible dog ownership promotional messaging will include but is not limited to:

- Dogs must always be under effective control. This means keeping dogs within close proximity if they are off lead in designated dog exercise areas and not allowing them to disturb other people and animals.
- Promoting good recall for off lead dogs.
- If a dog is showing signs of distress, anti-social behaviour or aggression, to remove the dog immediately from the area.
- Dogs must wear a collar with their registration tag attached so that they are easily identified.
- Owners must remove their dog's excreta.
- Dogs must be placed on lead when entering and leaving the off lead exercise areas.

This messaging has commenced with the inclusion of a feature article in the Makuru 2024 issue of [mySouthPerth](#) regarding at home recall training for dogs.

Signage

Signage throughout the City will be updated to reflect the endorsed changes and correct any instances of inconsistent signage.

Banners will be produced for sporting clubs to identify to dog owners that an approved sporting event is taking place on a reserve. Dog owners will be required to have their dogs on lead within 5m of the event.

Enforcement

In clearly specifying the dog exercise and prohibited areas, the City's Community Rangers will have the ability to issue infringement notices to dog owners under section 32(4) and 31(3) of the *Dog Act* for failing to have control of their dog in a public place. In accordance with the *Dog Act*, greyhounds and dogs classified as 'dangerous dogs' must not be allowed off lead at any time in public places.

A dog must not enter a place specified as a dog exercise area without being under the control of a competent person in a manner identified in section 32(2) of the *Dog Act*. If at any time the dog is in contravention of this requirement, every person liable for the control of the dog at that time has committed an offence under section 32(4) of the *Dog Act*.

Once the dog prohibited areas come into effect, if a dog enters a place specified as a dog prohibited area, every person liable for the control of the dog at that time, has committed an offence under section 31(3) of the *Dog Act*.

10.4.3 Review of Dog Exercise Areas and Prohibited Areas

These offences are subject to a fine of \$5,000 or a modified penalty of \$200 under the Dog Regulations 2013. The modified penalty will not be applied in instances where a fine is issued in relation to an offence involving a 'dangerous dog.'

Consultation

Following Council endorsement of the proposed dog prohibited and dog exercise areas, a public notice of the City's intention to specify those areas will be issued for a period of 28 days pursuant to the requirements of s1.7 of the *Local Government Act 1995*.

At the end of the 28-day notice period, the endorsed specified areas will go into effect.

Policy and Legislative Implications

Section 31 (3A) of the *Dog Act* provides local governments with the power to specify public places as dog exercise areas by an absolute majority decision of Council.

Section 31 (2B) of the *Dog Act* provides local governments with the power to specify areas where dogs are prohibited by an absolute majority decision of Council.

Section 1.7 of the *Local Government Act 1995* and Regulation 3A of the Local Government (Administration) Regulations 1996 prescribes the provisions of a local public notice.

Financial Implications

The costs associated with the statutory advertising of the proposed advertising of the dog exercise and prohibited areas is contained within the adopted 2024/25 Annual Budget.

Key Risks and Considerations

Risk Event Outcome	<p>Legislative Breach</p> <p>Refers to failure to comply with statutory obligations in the manner in which the City, its officers and Elected Members conduct its business and make its decisions and determinations. This embraces the full gamut of legal, ethical and social obligations and responsibilities across all service areas and decision making bodies within the collective organisation.</p>
Risk rating	Low
Mitigation and actions	Following the requirements of Section 1.7 of the <i>Local Government Act 1995</i> .

Strategic Implications

This matter relates to the following Strategic Direction identified within Council’s [Strategic Community Plan 2021-2031](#):

Strategic Direction: Leadership
 Aspiration: A local government that is receptive and proactive in meeting the needs of our community
 Outcome: 4.3 Good governance
 Strategy: 4.3.1 Foster effective governance with honesty and integrity and quality decision making to deliver community priorities

Attachments

- 10.4.3 (a): Dog Exercise Areas
- 10.4.3 (b): Dog Prohibited Areas
- 10.4.3 (c): Sir James Mitchell Park - Dog Exercise Map
- 10.4.3 (d): City of South Perth - Dog Exercise Map

10.4.4 Proposed Council Meeting Schedule 2025

File Ref: D-24-34549
Author(s): Toni Fry, Manager Governance
Reporting Officer(s): Garry Adams, Director Corporate Services

Summary

This report seeks Council's endorsement of the City of South Perth 2025 Meeting Schedule.

Officer Recommendation AND COUNCIL DECISION

0824/152

Moved: Councillor Nic Coveney
Seconded: Councillor Hayley Prendiville

That Council endorses the Council meeting dates, times and places proposed for 2025 as detailed in Table (1) within this report.

CARRIED BY EXCEPTION RESOLUTION (8/0)

For: Mayor Greg Milner, Councillors André Brender-A-Brandis, Mary Choy, Nic Coveney, Blake D'Souza, Jennifer Nevard, Hayley Prendiville and Bronwyn Waugh.

Against: Nil.

Background

The *Local Government Act 1995* and the Local Government (Administration) Regulations 1996 require local governments to give local public notice of the dates on which and the time and place at which the Ordinary Council Meetings are to be held. This public notice is to be published prior to the beginning of the year that the meetings are to be held.

All City of South Perth Council meetings commence at 6pm and are held in the Council Chamber, corner Sandgate Street and South Terrace, South Perth.

Typically, the City of South Perth holds Council Agenda Briefings on the third Tuesday of each month, and the Ordinary Council Meetings on the fourth Tuesday of each month.

Comment

It is proposed that all Council Meetings for the 2025 calendar year continue to be held at 6pm in the City of South Perth Council Chamber.

Following on from previous years, it is proposed to have a recess in January and for the November and December Agenda Briefings and Council Meetings to be brought forward by one week respectively, to fit in with the Christmas period.

In addition, as the 2025 Ordinary Local Government Election is due to be held on 18 October 2025, the October Council Agenda Briefing will be held on Wednesday 22 October 2025 to enable our newly elected members to be sworn in on Tuesday 21 October 2025.

The Proposed Meeting Schedule for 2025 is as follows:

Table 1	
Council Agenda Briefing City of South Perth Council Chamber, corner Sandgate Street and South Terrace, South Perth.	Ordinary Council Meeting City of South Perth Council Chamber, corner Sandgate Street and South Terrace, South Perth.
6pm Tuesday 18 February	6pm Tuesday 25 February
6pm Tuesday 18 March	6pm Tuesday 25 March
6pm Tuesday 15 April	6pm Tuesday 22 April
6pm Tuesday 20 May	6pm Tuesday 27 May
6pm Tuesday 17 June	6pm Tuesday 24 June
6pm Tuesday 15 July	6pm Tuesday 22 July
6pm Tuesday 19 August	6pm Tuesday 26 August
6pm Tuesday 16 September	6pm Tuesday 23 September
6pm Wednesday 22 October	6pm Tuesday 28 October
6pm Tuesday 11 November	6pm Tuesday 18 November
6pm Tuesday 9 December	6pm Tuesday 16 December

The 2025 Western Australian Public Holidays as shown below do not affect the proposed City of South Perth Council Meeting Schedule:

Public Holiday	2025
New Year's Day	Wednesday 1 January
Australia Day	Monday 27 January
Labour Day	Monday 3 March
Good Friday	Friday 18 April
Easter Monday	Monday 21 April
Anzac Day	Friday 25 April
WA Day	Monday 2 June
King's Birthday	Monday 29 September
Christmas Day	Thursday 25 December
Boxing Day	Friday 26 December

Consultation

In accordance with Regulation 12 of the Local Government (Administration) Regulations 1996, the details for the 2025 meetings will be placed on the City's website and on the notice board in the Civic Centre, and at both of the City's Libraries before the beginning of 2025.

Policy and Legislative Implications

Sections 5.25(1)(g) of the *Local Government Act 1995*.

Regulation 12 of the Local Government (Administration) Regulations 1996.

Financial Implications

Nil.

Key Risks and Considerations

Risk Event Outcome	Legislative Breach Refers to failure to comply with statutory obligations in the manner in which the City, its officers and Elected Members conduct its business and make its decisions and determinations. This embraces the full gamut of legal, ethical and social obligations and responsibilities across all service areas and decision making bodies within the collective organisation
Risk rating	Low
Mitigation and actions	An annual report is scheduled to have the Council meeting dates, times and places proposed for the following 12 months endorsed.

Strategic Implications

This matter relates to the following Strategic Direction identified within Council's [Strategic Community Plan 2021-2031](#):

Strategic Direction:	Leadership
Aspiration:	A local government that is receptive and proactive in meeting the needs of our community
Outcome:	4.3 Good governance
Strategy:	4.3.4 Maintain a culture of continuous improvement

Attachments

Nil.

10.4.5 2024 Western Australian Local Government Association Annual General Meeting

File Ref: D-24-34550
Author(s): Toni Fry, Manager Governance
Reporting Officer(s): Garry Adams, Director Corporate Services

Summary

This report is to determine the City of South Perth voting delegates and proxy voting delegates for the 2024 Western Australian Local Government Association Annual General Meeting.

COUNCIL DECISION

0824/153

Moved: Mayor Greg Milner
Seconded: Councillor Nic Coveney

1. That Council approves the following Elected Member to be registered as the voting delegate on behalf of the City of South Perth at the 2024 Western Australian Local Government Association Annual General Meeting to be held on Wednesday 9 October 2024:
 - a. Councillor Jennifer Nevard

CARRIED (8/0)

For: Mayor Greg Milner, Councillors André Brender-A-Brandis, Mary Choy, Nic Coveney, Blake D'Souza, Jennifer Nevard, Hayley Prendiville and Bronwyn Waugh.

Against: Nil.

Officer Recommendation

1. That Council approves the following Elected Members to be registered as voting delegates on behalf of the City of South Perth at the 2024 Western Australian Local Government Association Annual General Meeting to be held on Wednesday 9 October 2024:
 - a. _____
 - b. _____
2. That Council approves the following Elected Members as proxy voting delegates should the registered voting delegates be unable to attend the 2024 Western Australian Local Government Association Annual General Meeting to be held on Wednesday 9 October 2024:
 - a. _____
 - b. _____

Background

The Western Australian Local Government Association (WALGA) Annual General Meeting (AGM) will be held at the Perth Convention and Exhibition Centre on Wednesday 9 October 2024 at 2.30pm. The AGM is being held in conjunction with the Local Government Convention 2024.

Comment

Attendance at the AGM is free for all Elected Members and Officers from member local governments. Each member local government is entitled to be represented by two voting delegates and a voting delegate is entitled to one vote. A proxy is entitled to vote in the absence of a voting delegate.

The City's South East Metropolitan Zone delegate is Councillor Bronwyn Waugh and the deputy delegate is Councillor Jennifer Nevard, neither which are automatically voting delegates at the WALGA AGM.

Voting Delegates and Proxies must be registered by the Chief Executive Officer by 5.00pm Friday 27 September 2024.

Information on how voting will be conducted will be sent to all registered voting delegates and proxies prior to the AGM by WALGA.

The Agenda will be published by 5.00pm on Friday 6 September 2024 on the WALGA website and they will advise all Elected Members and CEO's of the availability of the Agenda.

Consultation

Nil.

Policy and Legislative Implications

Nil.

Financial Implications

Nil.

Key Risks and Considerations

Risk Event Outcome	<p>Reputational Damage</p> <p>Deals with adverse impact upon the professional reputation and integrity of the City and its representatives whether those persons be appointed or elected to represent the City. The outcome can range from a letter of complaint through to a sustained and co-ordinated representation against the City and or sustained adverse comment in the media.</p>
Risk rating	Low
Mitigation and actions	Elected Members have the opportunity to nominate to be included and be able to vote on behalf of the City of South Perth.

Strategic Implications

This matter relates to the following Strategic Direction identified within Council's [Strategic Community Plan 2021-2031](#):

Strategic Direction:	Leadership
Aspiration:	A local government that is receptive and proactive in meeting the needs of our community
Outcome:	4.3 Good governance
Strategy:	4.3.1 Foster effective governance with honesty and integrity and quality decision making to deliver community priorities

Attachments

Nil.

11. APPLICATIONS FOR LEAVE OF ABSENCE

- Councillor Jennifer Nevard for the period 2 September 2024 to 6 September 2024, inclusive.
- Councillor Bronwyn Waugh for the period 20 September 2024 to 22 September 2024, inclusive.
- Councillor Glenn Cridland for the period 28 August 2024 to 31 August 2024, inclusive.

The Presiding Member called for a Motion to approve the Leave of Absence application.

COUNCIL DECISION

0824/154

Moved: Councillor André Brender-A-Brandis

Seconded: Councillor Nic Coveney

That Council approve the Leave of Absence application received from:

1. Councillor Glenn Cridland for the period 28 August 2024 to 31 August 2024, inclusive.
2. Councillor Jennifer Nevard for the period 2 September 2024 to 6 September 2024, inclusive.
3. Councillor Bronwyn Waugh for the period 20 September 2024 to 22 September 2024, inclusive.

CARRIED (8/0)

For: Mayor Greg Milner, Councillors André Brender-A-Brandis, Mary Choy, Nic Coveney, Blake D'Souza, Jennifer Nevard, Hayley Prendiville and Bronwyn Waugh.

Against: Nil.

12. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Councillor Mary Choy declared an Impartiality Interest in Item 12.1.

12.1 NOTICE OF MOTION - COUNCILLOR NIC COVENEY - SOUTH PERTH FORESHORE STRATEGY AND MANAGEMENT PLAN - NODE 2 COODE STREET - CONCEPT PLAN

File Ref: D-24-34552
Author(s): Donna Shaw, Director Development and Community Services
Anita Amprimo, Director Infrastructure Services
Reporting Officer(s): Mike Bradford, Chief Executive Officer

Summary

Councillor Nic Coveney submitted the following Notice of Motion prior to the Council Agenda Briefing held 20 August 2024.

COUNCIL DECISION

0824/155

Moved: Councillor Nic Coveney

Seconded: Councillor Mary Choy

That Council approves an allocation of \$200,000 in the 2025/26 Budget towards preparation of a concept plan for Node 2 - Coode Street (as described in the South Perth Foreshore Strategy and Management Plan 2015) consistent with the priorities outlined in the Coode Street Foreshore Engagement Outcomes Report October 2022.

CARRIED (6/2)

For: Mayor Greg Milner, Councillors Mary Choy, Nic Coveney, Blake D'Souza, Hayley Prendiville and Bronwyn Waugh.

Against: Councillors André Brender-A-Brandis and Jennifer Nevard.

Background

Councillor Nic Coveney submitted a Notice of Motion regarding a concept plan for Node 2 – Coode Street. The reasons for the Notice of Motion are as follows:

Background

- 1. In 2012, the City commenced a visioning process to guide future activities and development along the South Perth Foreshore. It was the subject of extensive stakeholder feedback. That process ultimately resulted in the South Perth Foreshore Strategy and Management Plan 2015 (“the Plan”).*
- 2. The Plan outlines the findings of the investigations and feedback, as well as the strategies and priorities to guide the revitalisation of the foreshore and adjacent precincts. As noted in the Plan, it plays a pivotal role in State and Federal Funding.*
- 3. The Plan sets out four whole of foreshore strategies, being transport/access, infrastructure, activation, and culture/environment/heritage.*

4. *The Plan sets out specific strategies for each of the ten Nodes making up the foreshore, and the order of priority. The first two priority Nodes are Mends Street and then Coode Street.*

Progress of Plan

5. *The strategy for Node 1 was to develop an active piazza for day and night activities which acts as a gateway for transport (the ferry) and the Mends Street precinct.*
6. *That strategy has largely been executed. The area was renamed Mindeerup, a piazza with shade, seating, artwork and light/sound was constructed, and Fringe World and Carols at Sunset occur annually.*
7. *The strategy for Node 2 is to develop a better serviced family recreational space with improved facilities, a choice of food and beverage outlets, and a diversity of activities such as water-based play and an all ages and abilities playground. That strategy has not been implemented.*
8. *In November 2021, the City of South Perth went to the expense of engaging Element to carry out comprehensive stakeholder and community engagement to inform upgrades to Node 2. Nine separate engagement events were held.*
9. *In October 2022, the Engagement Outcomes Report (“**the Report**”) was published. It summarised the eight priorities for Node 2 as follows:*
 - (a) *Improve the amenity for visitors coming to eat, play and gather at the Foreshore with more shaded places to walk, sit and relax; picnic and dining areas with a range of seating options; improved lighting; flexible BBQ areas; space for group gatherings and cool, shady pathways.*
 - (b) *Provide well sign-posted, quality, clean toilet facilities close to the children’s playground and food outlets; include a fully accessible Changing Places toilet and outside hand-washing facilities.*
 - (c) *Integrate cultural interpretation in the natural environment with new structures, play equipment and wayfinding signage that communicates the cultural and historical uses of the area.*
 - (d) *Provide more food and beverage options that cater to all budgets at all times of the day and evening.*
 - (e) *Maintain the open feel of the parkland with its expansive grass areas, City vista and natural habitat, with accessible spaces for unstructured games along with new play and exercise areas for all ages and abilities.*
 - (f) *Improve the waterfront access so that visitors can enjoy, play and cool down by the river.*
 - (g) *Improve public transport connections to enhance movement to and around the Foreshore: e.g. by CAT, shuttle bus and ferry.*
 - (h) *Redesign the car park to provide more accessible parking and free up more of the riverfront area for recreation.*
10. *It is also noted that in 2022, the Play Space Plan was published. A “new major regional playground” at Node 2 was one of only two “high priority” actions arising.*
11. *Following a workshop with the Councillors at that time (six of which remain on Council) regarding the outcomes of the Report, the draft Annual Budget for FY2022/23 included \$150,000 for concept plans to redesign Node 2.*

12.1 Notice of Motion - Councillor Nic Coveney - South Perth Foreshore Strategy and Management Plan - Node 2 Coode Street - Concept Plan

12. *In June 2022, the then Councillors resolved 5/4 to remove that line item and the concept plans did not progress.*
13. *Pleasingly, somewhat consistent with the Report, Node 2 now hosts food trucks, albeit only in the evenings, absent a liquor license, and for four months only.*
14. *Pleasingly in June 2024, consistent with the Report, the current Councillors resolved to progress new toilet facilities in the annual budget for FY2024/25. A new public toilet at Node 2 was also a “key recommendation” in the Public Toilet Plan 2020.*
15. *Still, for the longest time, Node 2 has hosted a single restaurant (the Boatshed), a single water-based operator (Funcats), dated public toilet facilities, a dated rowing shed, a dated playground, and a dated (and now unused) ferry terminal/jetty.*
16. *Node 2 can and should be so much more. **Annexure A** are pictures of Node 2 at present. For the avoidance of doubt, the large-grassed area of Sir James Mitchell Park is Node 9 Flag Pole and not Node 2 subject of this motion for concept plans.*

Recent developments

17. *In late 2023, the DBCA received an application from Rowe Group to demolish the existing Wesley College rowing shed at Node 2 to construct a new rowing shed.*
18. *In 2024, the State Government announced plans for a “Metronet on Swan”. The Node 2 ferry jetty previously operated. We are still awaiting details of this announcement and its effect on the City of South Perth. The upgrade of the jetty and re-establishment of the ferry at Node 2 is action 5.4 of the Perth Water Action Plan 2021, which was prepared from consultation with the DBCA, Department of Transport, Department of Planning, Lands & Heritage, Development WA, Tourism WA, City of South Perth, City of Perth, and Town of Victoria Park.*
19. *In 2024, the City’s Local Planning Scheme 7 was adopted. Under the scheme, the building heights in the Angelo Street precinct (nearby to Node 2) were increased, which will likely lead to greater residential density nearby to Node 2.*
20. *In June 2024, council adopted the CEO’s KPI’s for FY2024/25 which now include identifying opportunities and initiatives that aim to stimulate and enhance social and economic development across the foreshore.*
21. *The riverfront of the foreshores in the areas around South Perth are being activated, improving amenity for their residents and stimulating economic activity. The City of Perth transformed the Esplanade Reserve into Elizabeth Quay and have long term plans to transform Langley Park to South Bank. The Burswood Park Board have long term plans to transform Burswood into a public area inspired by Elizabeth Quay.*

Concept plans

22. *Whilst what is being proposed at Node 2 is not at the same scale, without a concept plan, activation and improvement of Node 2 cannot progress in any meaningful way, and the residents of the City of South Perth will miss out on the associated amenity.*
23. *Node 2 is sufficiently located from residential dwellings to not cause noise concerns or blocks views. Node 2 can and should be a place for all residents to enjoy. This is an investment in activating our community, improving public safety, and supporting local businesses in our area.*

12.1 Notice of Motion - Councillor Nic Coveney - South Perth Foreshore Strategy and Management Plan - Node 2 Coode Street - Concept Plan

24. *In mid-May 2024, I flagged an intention to bring a motion/s to activate Node 2. It is acknowledged a workshop with Councillors is now scheduled for September 2024. This motion calls for a budget consideration for concept plans in 2025/26, so it can be passed, and if so required, a workshop still held. As noted, six of nine Councillors have already had a workshop on Node 2, and the Plan and Report are available and as a result of recent and extensive community feedback.*

Change of name

25. *The name of a location assists with wayfinding and placemaking. It gives an area a clear identity. For example, Node 1 Mends Street was renamed Mindeerup, and the City of Perth's Esplanade Reserve was renamed Elizabeth Quay.*
26. *Coode Street itself is about 3 kilometres long and Node 2 Coode Street is nearby to a large-grassed area behind the flagpole which is easily confused as being Node 2. Node 2 is not a clearly identifiable area to the lay person.*
27. *Should the concept plan progress, it is my intent following its completion, to bring a further motion that the CEO prepare a report to Council in respect to renaming the area for wayfinding and placemaking i.e. a few potential names be identified, preferably which reflect the identity, culture and/or heritage of Node 2, and then put out for public comment. This will also assist promote the area as a ferry stop.*

Annexure A is contained within **Attachment (a)**.

Comment

The South Perth Foreshore Strategy and Management Plan (SPFMP) aims to balance the competing demands for use, development and management of this precious regional reserve with the need to conserve and enhance a functional healthy river and foreshore environment. The City engaged extensively with the community and stakeholders on the development of the SPFMP to improve the amenity, access and sustainability of the reserve.

The strategy for Node 2 (Coode Street) in the SPFMP is to develop the node as a better serviced family recreational space, with improved facilities, a choice of food and beverage outlets and a diversity of activities including all ages and abilities playground, rowing, sailing, boat mooring, and water play. The Node 2 actions include:

- Analyse the results of the Shade and Vista Analysis in preparation for a Node Plan to improve shade and shelter;
- Prepare a Node Plan to ameliorate conflicting uses and enhance the visitor / recreation experience by designing upgraded family and recreation facilities including playground and water-based facilities; with provision for food and beverage outlets;
- Investigate operator interest in establishing other food/beverage outlets;
- Investigate opportunities for ferry/ boat mooring with liaison with the Public Transport Authority; and
- Trial of short term activation ideas.

Following approval of the SPFMP in 2015, in October 2022, the Coode Street Foreshore Engagement Outcomes Report was undertaken to assist with stakeholder and community engagement to specifically inform the future upgrade of Node 2.

Over 850 members of the community responded to the community survey and the eight priorities determined were as follows:

- Improve the amenity for visitors coming to eat, play and gather at the Foreshore with more shaded places to walk, sit and relax; picnic and dining areas with a range of seating options; improved lighting; flexible BBQ areas; space for group gatherings and cool, shady pathways;
- Provide well sign-posted, quality, clean toilet facilities close to the children's playground and food outlets; include a fully accessible Changing Places toilet and outside hand-washing facilities;
- Integrate cultural interpretation in the natural environment with new structures, play equipment and wayfinding signage that communicates the aboriginal connections to the land, and the cultural and historical uses of the area;
- Provide more non-permanent food and beverage options that cater to all budgets at all times of the day and evening;
- Maintain the open feel of the parkland with its expansive grass areas, City vista and natural habitat, with accessible spaces for unstructured games along with new play and exercise areas for all ages and abilities;
- Improve the waterfront access so that visitors can enjoy, play and cool down by the river;
- Improve public transport connections to enhance movement to and around the Foreshore: e.g. by CAT, shuttle bus and ferry; and
- Redesign the car park to provide more accessible parking and free up more of the riverfront area for recreation.

The City considers that any future concept plan should be prepared in accordance with the outcomes of the engagement report where practical.

In considering the 2022/23 Annual Budget at its meeting held 28 June 2022, Council redistributed the \$150k budgeted for the "SPF NODE 2 – Coode Street – Design" as \$50k and \$100k to the "Park Operations" and the "Riverwall Reserve" cost elements respectively, with the reasons for the change as follows:

"Although a noteworthy element of the Foreshore plan, it is the opinion that the Coode Street node is at least an upgraded discretionary item that should only be implemented when the condition of key non-discretionary infrastructure such as the foreshore, drainage, and car park surfaces have improved. Although the proposed Coode Street item is only for design purposes, it is nevertheless considered a significant outgoing that should go towards supporting key infrastructure and the Urban Forest Strategy."

Funds were therefore redistributed to Park Operations and the Riverwall Reserve.

Given an action of the SPFMP is to prepare a plan for Node 2, the City can progress the Notice of Motion subject to appropriate funding being provided for this purpose.

Consultation

Should Council proceed with the Notice of Motion, the preparation of the concept plan would be subject to community and stakeholder engagement, in addition to relevant State Government agencies such as the Department of Biodiversity, Conservation and Attractions given the site is within the Swan River Development Control Area.

Policy and Legislative Implications

Nil.

Financial Implications

The estimated cost to prepare the concept plan is \$200,000. No budget allocation was provided in the 2024/25 Budget for this proposal and as such, an allocation would be required as part of the 2025/26 Budget to facilitate the proposal.

The ultimate development costs for implementation of a concept plan are unknown until such time the design is complete. Council may consider a budget allocation for this purpose upon completion of the concept plan.

Key Risks and Considerations

Risk Event Outcome	Reputational Damage Deals with adverse impact upon the professional reputation and integrity of the City and its representatives whether those persons be appointed or elected to represent the City. The outcome can range from a letter of complaint through to a sustained and co-ordinated representation against the City and or sustained adverse comment in the media.
Risk rating	Low
Mitigation and actions	The City will liaise with the relevant stakeholders.

Strategic Implications

This matter relates to the following Strategic Direction identified within Council's [Strategic Community Plan 2021-2031](#):

Strategic Direction:	Environment (Built and Natural)
Aspiration:	Sustainable, liveable, diverse and welcoming neighbourhoods that respect and value the natural and built environment
Outcome:	3.3 Enhanced environment and open spaces
Strategy:	3.3.4 Enhancement of the environment, maintaining open space and effective management of the Swan and Canning River foreshores

Attachments

12.1 (a): Annexure A

13. QUESTIONS FROM MEMBERS

13.1 RESPONSE TO PREVIOUS QUESTIONS FROM MEMBERS TAKEN ON NOTICE

Responses to questions from members taken on notice at the July 2024 Ordinary Council Meeting can be found in the **Appendix** of these Minutes.

13.2 QUESTIONS FROM MEMBERS

- Councillor Blake D'Souza
- Councillor Hayley Prendiville
- Councillor Mary Choy

The questions and responses can be found in the **Appendix** of these Minutes.

14. NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING

Nil.

15. MEETING CLOSED TO THE PUBLIC

Nil.

16. CLOSURE

The Presiding Member thanked everyone for their attendance and closed the meeting at 7.13pm.

APPENDIX

6.2 PUBLIC QUESTION TIME: 27 AUGUST 2024

1 Mr Barrie Drake, South Perth Received: 24 June 2024	Responses provided by: Garry Adams – Director Corporate Services
1. Wesley College has the largest sporting grounds of any private school in the City of South Perth. With that I mind why do they also need Sir James Mitchell Park?	Wesley has indicated that it has a need for greater access to sporting fields. We undertook to have a look at how that could be accommodated.
2. When there is an Item on the Agenda for discussion at any Ordinary Council Meeting regarding Wesley College how many Councillors declare an interest?	As you would have heard just now, there's a number of people that have declared interests tonight. It depends on what the item is and which Councillors were in the room at the time. With regard to any of the items that have happened in the past, you can have a look at the minutes and that will show you exactly who has declared an interest for those particular items and who hasn't.
3. Have any of the Councillors ever voted on items which they have declared an interest in?	Yes. Councillors are able to vote on items where they have declared an Impartiality Interest. The only times when they can't vote is when they have declared a Financial Interest or Proximity Interest. So there would be many occasions where Councillors vote when they have declared an Impartiality Interest.

2 Mr John Bassett, Como

Received: 25 August 2024

Responses provided by: Anita Amprimo – Director Infrastructure Services

[Preamble]

On the 26 March 2024 Council meeting I asked what the status of the Urban Forest Strategy was. The response was that Council was to engage in stakeholder consultation.

1. Several months later, what is the status of the review of the Urban Forest Strategy and the stated consultation process?

To date officers have:

- Provided Council with two briefings on the Urban Greening Strategy; June 2023 and August 2024;
- Undertaken a literature review;
- Developed the scope of the strategy;
- Developed the stakeholder engagement plan and appointed a consultant for the engagement;
- Prepared material for the engagement process;
- Continued to participate in professional technical forums that will support and inform the development.

Future activities that are programmed include:

- Broad community engagement scheduled for September and October;
- Formation of a panel to consider key elements of the strategy made up of members from key stakeholder groups and the broader community will be established;
- Draft strategy released for public comment estimated in May / June 2025.

[Preamble]

Ms Amprimo, in responding to the question you provided details of Council's ongoing planting. Those details were in part; external funding of some \$77,000 for an Urban Greening Grant which should plant 594 trees in the winter planting season, \$602,000 from the DBCA Urban Forest program which is implemented over 2024 – 26, the Bill Grayden Reserve with planting of 240 trees and an annual street planting of approximately 1,000 trees.

2. Now six months later, how many of these programs have been implemented and to what degree?

We are currently now in the planting season. The trees from the Urban Greening Grants program and the annual winter planting program are substantially complete and underway.

The reshaping of the existing drainage ditch that will be converted into Hurlingham living stream is scheduled for early next calendar year in preparation for next year's planting season. The second stage will be undertaken during 2026. These timeframes are consistent with the original grant application and approval.

The Bill Grayden Reserve project is complete.

<p>3 Dr Mark Brogan, Kensington Received: 26 August 2024</p>	<p>Responses provided by: Anita Amprimo – Director Infrastructure Services</p>
<p><i>[Preamble]</i></p> <p><i>My questions concern the City's waste to energy program. In a 5 July posting to MySouthPerth Magazine entitled "Your waste will not go to waste" the City of South Perth said that "The City is moving to more sustainable waste management solutions. That's why we're committed to diverting everything that ends up in your green lid bin away from landfills and transforming it into a valuable source of renewable energy." This is a novel and wrong use of the term renewable energy. Renewable energy comes from natural sources, such as wind or solar power, which are not depleted when used. Renewable energy is also clean energy involving no greenhouse gas emissions in its production, other than embedded CO2 contained in plant.</i></p>	
<p>1. Would the City explain why it considers it's waste to energy program to be an example of renewable energy when this is not supported by scientific use of the term?</p>	<p>The Australian Renewable Energy Agency (AREA) defines energy from waste as "Bioenergy in a form of renewable energy generated from the conversion of biomass into heat, electricity, biogas and liquid fuels. Biomass is organic matter derived from forestry, agriculture or waste streams available on a renewable basis. It can also include combustible components of municipal solid waste." AREA specifically provided \$23m in funding to the Kwinana Waste to Energy project and recognises that "The Kwinana Energy Recovery facility is an important and significant renewable energy project for Western Australia and Australia. It will be the first thermal utility-scale Energy Recovery facility constructed in the nation, diverting approximately 25 per cent of Perth's post-recycling rubbish from landfill sites."</p>

<p>2. A review of the literature also shows that these projects are significant emitters of greenhouse gases. What are the projected annual aggregated and City of South Perth greenhouse gas emissions from the burning of waste at the Avertas Kwinana facility pursuant to its contractual agreement with the City?</p>	<p>A lifecycle greenhouse gas assessment for the project estimated that a potential net reduction in overall carbon emissions will be 400,000 tonnes of CO2 per year. (Noting this study was based on the original licensed capacity of the plant.) This independent assessment factors in reductions in landfill gas emissions and other offsets.</p> <p>Based on the City of South Perth diverting 13,300t of waste to Energy Recovery, the City would be reducing CO2 emissions by 13,300t per year.</p>
<p>3. In July 2023, it was reported that due to construction and other project delays, the Kwinana facility was not expected to be operational until December 2025, effectively ten years after the contract was announced. Does the City agree that there has been a significant contractual failure on the part of the contractor with this contract and what is it proposing to do about the contract, if it is not delivered in 2024-2025?</p>	<p>The contract has been administered by the Rivers Regional Council (as the Principal of the contract) in accordance with the provisions of the contract. Whilst the delay in completion of the project is disappointing there have been multiple contributing factors and the contractor is not in default. Given the plant is currently in commissioning phase, the City believes it to be low risk that the plant will not be fully operational during the 2024/25 financial year.</p>



<p>4 Mr Andrew Szombathy, Maida Vale Received: 26 August 2024</p>	<p>Responses provided by: Donna Shaw – Director Development and Community Services</p>
<p>1. South Perth Council Heritage Classification on 91 Coode Street, South Perth would like to look into it either being removed or better explanation as to the reasoning. This is because the information pertained against it and the heritage ideas are incorrect. Who applied the classification and why was this never correctly followed up as per the Landgate registered owner?</p>	<p>In February 2024, the City wrote to owners of properties on the existing Local Heritage Inventory requesting whether they had any additional information that would assist in informing the draft local heritage survey. The City liaised with the registered owner who had no objections or new information to include. The property is currently a Category B place on the Local Heritage Inventory, which the City is seeking to retain under the draft Local Heritage Survey as the equivalent Management Category 2.</p> <p>It is effectively transferring over from the existing inventory and the listing remains the same under the draft Local Heritage Survey.</p>
<p>2. Who compiled the information recorded against the property's history? Why is the actual owner history not mentioned?</p>	<p>The information in the place record is consistent with the original Municipal Heritage Inventory compiled in 2005, which was prepared by the consultants 'Heritage Today'.</p> <p>A review of this document was undertaken by Hocking Heritage Studio and Creating Communities in 2017, which resulted in the current 2018 Local Heritage Inventory, which also received input from the City of South Perth Historical Society.</p> <p>The landowner was invited to comment on the draft place records in both 2005 and 2017 and the property was also inspected through this process. Council subsequently adopted the recommendation. No changes are proposed to the place record in the draft local heritage survey, other than updates to the management category terminology as per the local heritage survey guidelines.</p>

3. Why are we having to find information out about this "Heritage" listing applied against the property from a Google search? We have been in the process of sorting to split the property in half as per the Title and nothing is listed on this. So my question is, if I was to demolish the affecting part of the building, which does not require Shire approval as it is not a new Build, only the removal of an outbuilding added in the 70's, then what fine would I have incurred?

The draft Local Heritage Inventory is not a heritage listing, rather, a record of places that are or may become places of cultural heritage significance.

Inclusion on the heritage list is a separate process that the City will undertake following adoption of the Local Heritage Survey. Landowners will have the opportunity to provide comment on proposed inclusions on the heritage list.

The buildings at No. 91 Coode Street has an addition that extends across the property boundary to No. 51 Hensman Street. The City recommends that the landowner liaise with the Western Australian Planning Commission to lodge an application to subdivide the property to amend the property boundary, such that the building can be retained on one freehold title.

Once a property is contained on the heritage list, development approval is required prior to demolition occurring. Should a landowner demolish a property without prior approval, the maximum penalty for an individual under the *Planning and Development Act 2005* is \$200,000.

13.1 QUESTIONS FROM MEMBERS taken on notice OCM 23 July 2024

Councillor Mary Choy	Response to question provided by: Donna Shaw – Director Development and Community Services
1. I just wanted to know what was happening with the May Gibbs play space area down at Windsor Park because as I understand there is some sort of gumnut cubby house, but it may not have been completed. I was just wondering was there any other elements going into that? Or was that it?	The Gumnut cubby has been installed. The art trail and interpretive signage components were in production, however, unfortunately there were delays with manufacturing the second stage of the project. The Manning Men’s Shed have advised that installation of the art trail component is expected by the end of August 2024.

13.2 QUESTIONS FROM MEMBERS OCM 27 August 2024

Councillor Blake D'Souza	<p>Response to question 1 provided by: Garry Adams – Director Corporate Services</p> <p>Response to questions 2, 3 and 4 provided by: Donna Shaw – Director Development and Community Services</p>
<p>1. Can the City please advise when the proposed option to lease the Collier Park Reserve to the WASPS Hockey Club is coming back to Council for a vote?</p>	<p>I was actually speaking to our lawyers today. WASPS have provided us with some amendments that they would like to see in the lease option document that we provided to them. Our lawyer has been considering the impacts of those amendments and will be providing us with advice on them in the next couple of days.</p> <p>Pending the lawyers advice, we will then look to discuss those proposed amendments with WASPS again and hopefully we will have a resolved position where we can put something to Council for the September meeting. If not, it will more than likely go to the October meeting.</p> <p>I am hopeful that we will have something to bring to Council for the September meeting.</p>
<p>2. Has the City received any further updates from Hockey WA regarding the Perth Hockey Stadium?</p>	<p>We have received some further information with regards to the design of the facility. I think it would probably be appropriate if Hockey WA presented to Council with any updates they have on the facility. The City can arrange that.</p>

[Preamble]

This is on the CCTV rebate item which was in the Councillor Bulletin. I read with interest noting that the highest uptake was in South Perth and Como and there is, I guess lagging uptake for the program in Karawara and Salter Point.

3. What does the City think can be done to highlight the program a bit more in those areas with low uptake?

Usually what happens with the rebate program, we are finding that neighbours are speaking to each other. Where one person has made an application, they let their neighbours know and that is why we are starting to see groupings of applications from certain suburbs.

We promote it through our Community Safety Advisory Group and certainly encourage Elected Members to let it be known that we have that program. In the past we have provided social media updates to detail that we have the program, but it is proving so popular that we are receiving multiple applications without further advertising the campaign.

I think at this point in time we will keep continuing to process the applications that we have until the funds are exhausted. If we do require a further budget allocation, then we can seek some funding from Council.

4. Is it effectively a rolling year-round program? How soon do you expect the funds to be exhausted from that program?

The program has been quite successful, so we are intending to continue with the program. That would obviously be subject to Council making a budget allocation each financial year to support the program.

In terms of the uptake, as I said, it has been quite popular. It is difficult to predict how quickly the funds will be exhausted. If we do need a further allocation, then as I said, we will come back to Council.

Councillor Hayley Prendiville

Response to question provided by: Anita Amprimo – Director Infrastructure Services

1. I would just like to enquire if we have any updates on the Kensington Underground Power?

Taken on notice.



<p>Councillor Mary Choy</p>	<p>Response to question 1 provided by: Mike Bradford – Chief Executive Officer</p> <p>Response to question 2 provided by: Anita Amprimo – Director Infrastructure Services</p> <p>Response to question 3 provided by: Anita Amprimo – Director Infrastructure Services and Mike Bradford – Chief Executive Officer</p>
<p>1. Does the City keep a record of the derelict land and properties in the district and if so, what does it do with that information?</p>	<p>I'm not sure we have a record of derelict properties, we only have records of vacant land. We typically deal with issues associated with derelict properties through compliance when we receive complaints.</p> <p>I do note that there are a number of those properties on Canning Highway which are actually owned by Main Roads or the Planning Commission. We are in relatively constant contact with them to ensure that they look after their properties.</p>
<p>2. Does the City have a tree plan for its public open spaces and if so, can this be made available on the Hub for Elected Members?</p>	<p>No, we do not have such a thing.</p>
<p>3. Is the City planning to recommend to Council to install any further shade on the esplanade end of the South Perth foreshore before summer arrives?</p>	<p><i>Director Infrastructure Services Anita Amprimo:</i> There is nothing in the Capital Works Program to install shade in that area.</p> <p><i>CEO Mike Bradford:</i> We do have a workshop next week on foreshore activation where shade will be one of the topics to be discussed.</p>

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These Minutes were confirmed at the Ordinary Council Meeting held: Tuesday 24 September
2024

Signed _____

Presiding Member at the meeting at which the Minutes were confirmed