



City of Belmont

AGENDA BRIEFING FORUM

MATRIX

TABLE OF CONTENTS

20 April 2021

ITEM	SUBJECT HEADING	PAGE
1.	OFFICIAL OPENING	2
2.	APOLOGIES AND LEAVE OF ABSENCE	2
3.	DECLARATIONS OF INTEREST THAT MIGHT CAUSE A CONFLICT	2
3.1	FINANCIAL INTERESTS	2
3.2	DISCLOSURE OF INTEREST THAT MAY AFFECT IMPARTIALITY	2
4.	ANNOUNCEMENTS BY THE PRESIDING MEMBER (WITHOUT DISCUSSION)	3
4.1	ANNOUNCEMENTS.....	3
4.2	DISCLAIMER.....	3
5.	PUBLIC SUBMISSION TIME.....	3
5.1	Ms S HOLT, 24 THE BOARDWALK, ASCOT WATERS	3
6.	ORDINARY COUNCIL MEETING AGENDA FOR MEETING TO BE HELD 27 APRIL 2021	4
6.1	AGENDA ITEMS FOR REVIEW.....	4
7.	MATTERS FOR WHICH THE MEETING MAY BE CLOSED	9
8.	CLOSURE	10

Tabled Attachments Index

Tabled Attachment 1 – Item 5.1 refers

Councillors are reminded to retain the
Ordinary Council Meeting Agenda (inclusive of the OCM Attachments)
for deliberation at the meeting scheduled for 27 April 2021.

MATRIX FROM THE AGENDA BRIEFING FORUM HELD IN THE COUNCIL CHAMBERS OF CITY OF BELMONT CIVIC CENTRE, 215 WRIGHT STREET, CLOVERDALE ON TUESDAY, 20 APRIL 2021 COMMENCING AT 7.00PM

**AGENDA BRIEFING FORUM
MATRIX**

PRESENT

Cr P Marks, Mayor (Presiding Member)	East Ward
Cr G Sekulla, JP, Deputy Mayor	West Ward
Cr M Bass	East Ward
Cr B Ryan	East Ward
Cr J Davis	South Ward
Cr J Powell	South Ward
Cr S Wolff	South Ward
Cr L Cayoun	West Ward

IN ATTENDANCE

Mr J Christie	Chief Executive Officer
Ms M Bell	Director Corporate and Governance
Ms J Gillan	Director Development and Communities
Ms M Reid	Director Infrastructure Services
Ms AM Forte	Executive Manager People and Organisational Development
Mr J Olynyk, JP	Manager Governance
Mr L Willcock (7.09pm to 7.10pm)	Manager Economic and Community Development
Mr W Loh	Manager Planning Services
Mrs M Lymon	Principal Governance and Compliance Advisor
Mr A Bott (dep 7.09pm)	Coordinator Planning
Ms D Morton	Media and Communications Adviser
Mr B Pang (dep 7.09pm)	Planning Officer
Mrs H Mark	Governance Officer

MEMBERS OF THE GALLERY

There were four members of the public in the gallery and no press representative.

1. OFFICIAL OPENING

7.00pm The Presiding Member welcomed all those in attendance and declared the meeting open.

The Presiding Member read aloud the Acknowledgement of Country.

Before I begin I would like to acknowledge the Noongar Whadjuk people as the Traditional Owners of this land and pay my respects to Elders past, present and emerging. I further acknowledge their cultural heritage, beliefs, connection and relationship with this land which continues today.

The Presiding Member invited Cr Davis to read aloud the Affirmation of Civic Duty and Responsibility on behalf of Councillors and Officers. Cr Davis read aloud the affirmation.

Affirmation of Civic Duty and Responsibility
I make this affirmation in good faith and declare that I will duly, faithfully, honestly, and with integrity fulfil the duties of my office for all the people in the City of Belmont according to the best of my judgement and ability. I will observe the City's Code of Conduct and Standing Orders to ensure efficient, effective and orderly decision making within this forum.

2. APOLOGIES AND LEAVE OF ABSENCE

Cr R Rossi, JP (Apology)

West Ward

3. DECLARATIONS OF INTEREST THAT MIGHT CAUSE A CONFLICT

3.1 FINANCIAL INTERESTS

Nil.

3.2 DISCLOSURE OF INTEREST THAT MAY AFFECT IMPARTIALITY

Nil.

4. ANNOUNCEMENTS BY THE PRESIDING MEMBER (WITHOUT DISCUSSION)

4.1 ANNOUNCEMENTS

Nil.

4.2 DISCLAIMER

7.01pm The Presiding Member drew the public gallery's attention to the Disclaimer.

The Presiding Member advised the following:

I wish to draw attention to the Disclaimer Notice contained within the agenda document and advise members of the public that no decisions are made at the meeting tonight. Council will formally resolve agenda items at next week's Ordinary Council Meeting.

Any plans or documents in agendas and minutes may be subject to copyright. The express permission of the copyright owner must be obtained before copying any copyright material.

5. PUBLIC SUBMISSION TIME

7.02pm The Presiding Member opened the period allotted for Public Submission Time and drew the gallery's attention to the Rules for Public Submission Time. One Public Submission was received.

5.1 Ms S HOLT, 24 THE BOARDWALK, ASCOT WATERS

Ms Holt spoke in support of the Councillor Motion for Item 13.2.1 Notice of Motion (Cr Sekulla) – Support for the Ascot Kilns Statue.

(Refer [Tabled Attachment 1](#) for further information).

7.07pm The Presiding Member closed Public Submission Time.

7.08pm The Manager Governance departed the meeting.

**6. ORDINARY COUNCIL MEETING AGENDA FOR MEETING TO BE HELD
27 APRIL 2021**

6.1 AGENDA ITEMS FOR REVIEW

OCM Item 12.1
Retrospective Development Application for Change of Use from 'Single House' to 'Holiday House' – Lot 92 (172) President Street, Kewdale
<u>Deputation Presentation</u> Nil.
<u>Officer Presentation</u> Nil.
<u>Notes from Forum</u> <ul style="list-style-type: none">• Most approvals for Change of Use to 'Holiday House' are given a 12 month approval period to allow the City to conduct a review of the approved use. Any complaints that are received regarding the implementation of the Management Plan are investigated by the City's compliance team.
<u>Further Information to be Provided</u> Nil.

7.09pm The Coordinator Planning and Planning Officer departed the meeting and did not return.

7.09pm The Manager Economic and Community Development entered the meeting.

Note:

The Presiding Member advised that in accordance with Section 5.23 of the *Local Government Act 1995* if there was any discussion or debate on the Confidential Attachments for Item 12.2, Council would need to go behind closed doors.

As there were no questions or debate on this item, the meeting did not proceed behind closed doors.

OCM Item 12.2

Tender 01/2021 – Provision of Youth Services

Deputation Presentation

Nil.

Officer Presentation

Nil.

Notes from Forum

Nil.

Further Information to be Provided

Nil.

OCM Item 12.3

Donation – Western Australian Tropical Cyclone Seroja Appeal 2021

Deputation Presentation

Nil.

Officer Presentation

Nil.

Notes from Forum

Nil.

Further Information to be Provided

Nil.

7.10pm The Manager Economic and Community Development departed the meeting and did not return.

Note:

The Presiding Member advised that in accordance with Section 5.23 of the *Local Government Act 1995* if there was any discussion or debate on the Confidential Attachments for Item 12.4, Council would need to go behind closed doors.

As there were no questions or debate on this item, the meeting did not proceed behind closed doors.

OCM Item 12.4
Q06/2021 – Supply and Installation of Irrigation System at Faulkner Park
<u>Deputation Presentation</u>
Nil.
<u>Officer Presentation</u>
Nil.
<u>Notes from Forum</u>
Nil.
<u>Further Information to be Provided</u>
Nil.

OCM Item 12.5
Adoption of City of Belmont Code of Conduct for Council Members, Committee Members and Candidates
<u>Deputation Presentation</u>
Nil.
<u>Officer Presentation</u>
Nil.
<u>Notes from Forum</u>
<ul style="list-style-type: none">Any complaint regarding a breach of the Code of Conduct by Council or Committee Members and Candidates is to be sent to the City's Complaints Officer.

OCM Item 12.5

Adoption of City of Belmont Code of Conduct for Council Members, Committee Members and Candidates

Item 12.5 Continued

- Some aspects of the Model Code of Conduct could not be amended. The Principles (Division 2) and Rules of Conduct (Division 4) are in line with the Model, though there have been some additions within to Behaviours (Division 3) in the City's Code of Conduct.

Further Information to be Provided

Nil.

OCM Item 12.6

Accounts for Payment – March 2021

Deputation Presentation

Nil.

Officer Presentation

Nil.

Notes from Forum

Nil.

Further Information to be Provided

Nil.

OCM Item 12.7

Monthly Activity Statement as at 31 March 2021

Deputation Presentation

Nil.

Officer Presentation

Nil.

OCM Item 12.7

Monthly Activity Statement as at 31 March 2021

Item 12.7 Continued

Notes from Forum

Nil.

Further Information to be Provided

Nil.

Item 13	REPORTS BY THE CHIEF EXECUTIVE OFFICER
OCM Item 13.2.1	
Notice of Motion (Councillor Sekulla) – Support for the Ascot Kilns Statue	
<u>Deputation Presentation</u>	
Nil.	
<u>Officer Presentation</u>	
Nil.	
<u>Notes from Forum</u>	
<ul style="list-style-type: none">• The Department of Planning, Lands and Heritage (DPLH) have not shared any background information on the statue such as the name of the artist, how and when the sculpture was made and confirmation of whether the statue is of Sir Lancelot Brisbane, despite requests by the City.• Without this information, the City is not able to ascertain what possible future costs would be involved. If the statue remains on a State-owned site, the State would be liable for ongoing maintenance costs. Statutory approvals would be required regardless of where the statue is located.• If the statue is moved to Adachi Park, ongoing maintenance costs would potentially be the City's responsibility.	
7.18pm	The Manager Governance returned to the meeting.
<ul style="list-style-type: none">• City owned Public Artworks are usually undertaken using development contributions. Public Art can also be undertaken by private developers and there is nothing to prevent public artwork on private property though each artwork must have the appropriate approvals in place. The City is happy to work with the State Government to ensure the correct approvals for the statue are obtained.• The statue (like any other artwork) would then be documented within the City's Art Inventory.	

Item 13.2.1 Continued

- If the statue is to be located at the Kilns site, which is State Government owned, the responsibility to comply with building and planning regulations will fall to the State Government.
- Determination of the approvals may fall to the West Australian Planning Commission (WAPC) or through a Joint Development Assessment Panel (JDAP) depending on the circumstances at the time.
- It is understood that the State Government intend removing the statue whilst work on the Kilns is being undertaken and placing it in storage until works are complete.
- The Motion put forward does not commit the City to any future approvals for the statue.

Further Information to be Provided

- The Manager Planning Services undertook to make further enquiries with DPLH regarding the background of the statue to ascertain any historical significance.

7. MATTERS FOR WHICH THE MEETING MAY BE CLOSED

Note:

The Presiding Member advised that in accordance with Section 5.23(2) of the *Local Government Act 1995* if there were any questions on Confidential Item 14.1, then Council would need to go behind closed doors.

As there were no questions or debate on this item, the meeting did not proceed behind closed doors.

OCM Item 14.1

Seeking Instructions Regarding Legal Matter (FID855639) (Confidential Matter in Accordance with Local Government Act 1995 Section 5.23(2)(c)(d))

Deputation Presentation

Nil.

Officer Presentation

Nil.

Notes from Forum

Nil.

Further Information to be Provided

Nil.

8. CLOSURE

There being no further business, the Presiding Member thanked everyone for their attendance and closed the meeting at 7.56pm.