



City of Belmont

AGENDA BRIEFING FORUM

MATRIX

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20 February 2018

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Councillors are reminded to retain the attached Ordinary Council Meeting Agenda (inclusive of the OCM Attachments) for deliberation at the meeting scheduled for 27 February 2018

**INFORMATION MATRIX FROM THE AGENDA BRIEFING FORUM HELD IN THE
COUNCIL CHAMBERS OF CITY OF BELMONT CIVIC CENTRE, 215 WRIGHT STREET,
CLOVERDALE ON TUESDAY, 20 FEBRUARY 2018 COMMENCING AT 7.00PM**

**AGENDA BRIEFING FORUM
INFORMATION MATRIX**

PRESENT

Cr P Marks, Mayor (Presiding Member)	East Ward
Cr R Rossi, JP, Deputy Mayor	West Ward
Cr M Bass	East Ward
Cr B Ryan	East Ward
Cr J Davis (<i>arr 7.01pm</i>)	South Ward
Cr J Powell	South Ward
Cr S Wolff	South Ward
Cr L Cayoun	West Ward
Cr G Sekulla, JP	West Ward

IN ATTENDANCE

Mr J Christie	Chief Executive Officer
Mr R Garrett	Director Corporate and Governance
Mrs J Hammah	Director Community and Statutory Services
Mr R Lutey	Director Technical Services
Mr J Olynyk, JP	Manager Governance
Ms L Bradley	Manager Marketing and Communications
Ms L Dobrin (<i>arr 7.05pm, dep 7.13pm & did not return</i>)	Manager Community Development
Mr J Hardison (<i>dep 7.06pm & did not return</i>)	Manager Property and Economic Development
Mr W Loh	Manager Planning Services
Mrs M Lymon	Principal Governance and Compliance Advisor
Ms H O'Sullivan (<i>arr 7.05pm, dep 7.13pm & did not return</i>)	Seniors and Disability Engagement Officer
Ms S D'Agnone	Governance Officer

MEMBERS OF THE GALLERY

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

1. OFFICIAL OPENING

The Presiding Member opened the meeting at 7.00pm, welcomed those in attendance, and read the Acknowledgement of Country.

It is important that we acknowledge the traditional owners of the land on which we are meeting today the Noongar Whadjuk people and pay respect to Elders both past and present.

7.01pm Cr Davis entered the meeting.

The Presiding Member invited Cr Rossi to read aloud the Affirmation of Civic Duty and Responsibility on behalf of Councillors and Officers. Cr Rossi 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 the efficient, effective and orderly decision making within this forum.

2. APOLOGIES AND LEAVE OF ABSENCE

Nil.

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

7.02pm The Presiding Member drew the public gallery's attention to the Disclaimer.

Any statement, comment or decision made at a Council or Committee meeting regarding any application for an approval, consent or licence, including a resolution of approval, is not effective as an approval of any application and must not be relied upon as such.

Any person or entity who has an application before the City must obtain, and should only rely on, written notice of the City's decision and any conditions attaching to the decision, and cannot treat as an approval anything said or done at a Council or Committee meeting.

Any advice provided by an employee of the City on the operation of a written law, or the performance of a function by the City, is provided in the capacity of an employee, and to the best of that person's knowledge and ability. It does not constitute, and should not be relied upon, as legal advice or a representation by the City. Any advice on a matter of law, or anything sought to be relied upon as a representation by the City should be sought in writing and should make clear the purpose of the request.

5. PUBLIC SUBMISSION TIME

7.03pm The Presiding Member opened the period allotted for Public Submission Time. As there were no members of the public present, the Presiding Member closed Public Submission Time.

6. ORDINARY COUNCIL MEETING AGENDA FOR MEETING TO BE HELD 27 FEBRUARY 2018

6.1 AGENDA ITEMS FOR REVIEW

Item No. Officer Presentations / Deputation Presentations / Councillor Comment	
AGENDA ITEMS FOR REVIEW	
12.1	Dedication Of Portion Of Lot 19 (237) Orrong Road
	<u>Deputation Presentation</u>
	Nil.
	<u>Officer Presentation</u>
	Nil.
	<u>Notes from Forum</u>
	Nil.
	<u>Further Information to be Provided</u>
	Nil.

Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
12.2	<p data-bbox="352 224 1390 291">Third Party Appeal Rights In Planning – Western Australian Local Government Association Request For Comment</p> <p data-bbox="352 324 699 358"><u>Deputation Presentation</u></p> <p data-bbox="352 392 399 425">Nil.</p> <p data-bbox="352 492 639 526"><u>Officer Presentation</u></p> <p data-bbox="352 560 399 593">Nil.</p> <p data-bbox="352 694 612 728"><u>Notes from Forum</u></p> <ul data-bbox="352 761 1390 1142" style="list-style-type: none"><li data-bbox="352 761 1390 929">• In Option 1, Western Australian Local Government Association (WALGA) discusses the right of Councils to appeal decisions made by the Development Assessment Panel (DAP) generally. The majority of cases where the City would appeal a DAP ruling would be when the ruling was contrary to their Responsible Authority Report (RAR) recommendation.<li data-bbox="352 963 1390 1030">• Appeals are resource and financially intensive so it is important that third parties lodge appeals on their own behalf.<li data-bbox="352 1064 1390 1142">• For clarification, the City could establish a position that clearly states the available options when a DAP ruling is in disagreement with the RAR. <p data-bbox="352 1198 1390 1265">7.05pm The Manager Community Development and Seniors and Disability Engagement Officer entered the meeting.</p> <p data-bbox="352 1288 1390 1355">7.06pm The Manager Property and Economic Development departed the meeting and did not return.</p> <ul data-bbox="352 1411 1390 1512" style="list-style-type: none"><li data-bbox="352 1411 1390 1512">• The only avenue of appeal on a State Administrative Tribunal (SAT) ruling is to a higher court and then only on a matter of law and not the actual decision. This process is lengthy and expensive. <p data-bbox="352 1579 842 1612"><u>Further Information to be Provided</u></p> <p data-bbox="352 1646 399 1680">Nil.</p>

Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
12.3	City of Belmont Access and Inclusion Plan 2018-2021 <u>Deputation Presentation</u> Nil. <u>Officer Presentation</u> Nil. <u>Notes from Forum</u> Nil. <u>Further Information to be Provided</u> Nil.

7.13pm The Manager Community Development and Seniors and Disability Engagement Officer departed the meeting and did not return.

Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
12.4	<p data-bbox="352 224 1118 259">Annual Electors' Meeting Minutes – 13 December 2017</p> <p data-bbox="352 293 699 329"><u>Deputation Presentation</u></p> <p data-bbox="352 360 400 396">Nil.</p> <p data-bbox="352 461 639 497"><u>Officer Presentation</u></p> <p data-bbox="352 528 400 564">Nil.</p> <p data-bbox="352 629 612 665"><u>Notes from Forum</u></p> <ul data-bbox="352 696 1394 1205" style="list-style-type: none"><li data-bbox="352 696 1394 864">• The minute recording process for an Annual Electors' Meeting (AEM) differs from an Ordinary Council Meeting. AEM minutes do not record the names of voters or how they voted. Members of the public (electors) are permitted to vote at the AEM and it is often difficult to record names of all voters.<li data-bbox="352 902 1394 1070">• There is no requirement in the <i>Standing Orders Local Law 2017</i> that precludes Councillors from voting at an AEM. It is each Councillor's decision whether to vote. However, Councillors need to consider the subject at hand and if it may result in some form of perceived bias toward a future Council decision.<li data-bbox="352 1108 1394 1205">• If a Councillor votes at an AEM contrary to an existing Council position then the Councillor may be in breach of the <i>Standing Orders Local Law 2017</i> and subject to the complaint process. <p data-bbox="352 1270 842 1305"><u>Further Information to be Provided</u></p> <p data-bbox="352 1337 400 1373">Nil.</p>

Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
12.5	Policy BEXB44 – Elected Members - Communication <u>Deputation Presentation</u> Nil. <u>Officer Presentation</u> Nil. <u>Notes from Forum</u> Nil. <u>Further Information to be Provided</u> Nil.

Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
12.6	Standing Orders Amendment Local Law 2018 – Final Adoption <u>Deputation Presentation</u> Nil. <u>Officer Presentation</u> Nil. <u>Notes from Forum</u> Nil. <u>Further Information to be Provided</u> Nil.

Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
12.7	Strategic Community Plan 2016-2036: Key Performance Indicator Review <u>Deputation Presentation</u> Nil. <u>Officer Presentation</u> Nil. <u>Notes from Forum</u> Nil. <u>Further Information to be Provided</u> Nil.

Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
12.8	Corporate Business Plan 2018-2022 <u>Deputation Presentation</u> Nil. <u>Officer Presentation</u> Nil. <u>Notes from Forum</u> Nil. <u>Further Information to be Provided</u> Nil.

Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
12.9	Timetable: 2018-2019 Annual Budget <u>Deputation Presentation</u> Nil. <u>Officer Presentation</u> Nil. <u>Notes from Forum</u> Nil. <u>Further Information to be Provided</u> Nil.

Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
12.10	Tender 11/2017 - Supply, Installation and Maintenance of CCTV Systems <u>Deputation Presentation</u> Nil. <u>Officer Presentation</u> Nil. <u>Notes from Forum</u> Nil. <u>Further Information to be Provided</u> Nil.

Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
12.11	<p>Accounts for Payment – December 2017</p> <p><u>Deputation Presentation</u></p> <p>Nil.</p> <p><u>Officer Presentation</u></p> <p>Nil.</p> <p><u>Notes from Forum</u></p> <ul style="list-style-type: none">• The Accounts for Payment Schedule is a statutory report presented to Council monthly to inform Councillors of payments made during the relevant period. <p><u>Further Information to be Provided</u></p> <p>Nil.</p>

Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
12.12	<p>Accounts for Payment - January 2018</p> <p><u>Deputation Presentation</u></p> <p>Nil.</p> <p><u>Officer Presentation</u></p> <p>Nil.</p> <p><u>Notes from Forum</u></p> <p>Nil.</p> <p><u>Further Information to be Provided</u></p> <p>Nil.</p>

Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
12.13	<p>Monthly Activity Statement as at 31 December 2017</p> <p><u>Deputation Presentation</u></p> <p>Nil.</p> <p><u>Officer Presentation</u></p> <p>Nil.</p> <p><u>Notes from Forum</u></p> <ul style="list-style-type: none">• Fencing has been erected around the Community Centre site and demolition is imminent. Building will commence as soon as possible after demolition works have been completed.• An information sign will be placed at the site as soon as possible. <p><u>Further Information to be Provided</u></p> <p>Nil.</p>

Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
12.14	<p>Monthly Activity Statement as at 31 January 2018</p> <p><u>Deputation Presentation</u></p> <p>Nil.</p> <p><u>Officer Presentation</u></p> <p>Nil.</p> <p><u>Notes from Forum</u></p> <p>Nil.</p> <p><u>Further Information to be Provided</u></p> <p>Nil.</p>

7. REPORTS BY THE CHIEF EXECUTIVE OFFICER

Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
13.2	<p>Notice of Motion (Cr Rossi) – Restriction on Multiple Dwelling Developments</p> <p><u>Deputation Presentation</u></p> <p>Nil.</p> <p><u>Officer Presentation</u></p> <p>Nil.</p> <p><u>Notes from Forum</u></p> <p>Nil.</p> <p><u>Further Information to be Provided</u></p> <p>Nil.</p>

8. MATTERS FOR WHICH THE MEETING MAY BE CLOSED

Nil.

9. CLOSURE

There being no further business, the Presiding Member thanked everyone for their attendance and closed the meeting at 7.24pm.