



# City of Belmont

## ANNUAL ELECTORS' MEETING

### MINUTES

#### TABLE OF CONTENTS

11 December 2019

| <b>ITEM</b> | <b>SUBJECT</b>                             | <b>PAGE</b> |
|-------------|--|-------------|
| 1.          | WELCOME .....                              | 1           |
| 2.          | APOLOGIES AND LEAVE OF ABSENCE .....       | 1           |
| 3.          | REPORT OF THE MAYOR.....                   | 1           |
| 4.          | REPORT OF THE CHIEF EXECUTIVE OFFICER..... | 2           |
| 5.          | RECEIVING THE ANNUAL REPORT 2018-2019..... | 3           |
| 6.          | GENERAL BUSINESS .....                     | 3           |
| 7.          | CLOSURE .....                              | 4           |

#### ATTACHMENTS INDEX

Nil.



# City of Belmont

## ANNUAL ELECTORS' MEETING

### MINUTES

11 December 2019

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#### **INFORMATION ON HOW THE ANNUAL ELECTORS' MEETING IS CONDUCTED**

The purpose of the Annual Electors' Meeting (AEM) is to receive the City's Annual Report and any other general business pertaining to Council. In accordance with the *Local Government Act 1995* and supporting Regulations, the Mayor is to preside at a General or Special Meeting of Electors and shall determine the procedure to be followed, as set out below:

1. The *Standing Orders Local Law 2017* will apply subject to the discretion of the Presiding Member.
2. All present are required to sign the attendance register at the entry to the Chambers, including name and address.
3. Speakers must be Electors or Ratepayers of the City of Belmont.
4. During General Business, questions or statements may only relate to matters that affect the City of Belmont and will be accepted at the discretion of the Presiding Member.
5. Motions from Electors, where presented in writing, will be read aloud by the Presiding Member to ensure that everyone is clear about what they are voting on. Motions from the floor will only be accepted at the discretion of the Presiding Member. A form to submit your Motion is available online and copies will also be available at the meeting.
6. The Presiding Member will call for a mover and a seconder for a motion.
7. No motion or amendment is open to debate until it has been seconded. Only one amendment on any one motion shall be received at a time and such amendment shall be dealt with before any further amendment can be received; however any number of amendments may be proposed.
8. Upon a motion being proposed, the Presiding Member will call for speakers to address the Chair.
9. When addressing the meeting a person is to:
  - a) Rise and move to the podium unless unable to do so by reason of sickness or disability
  - b) State his or her name and address for recording in the minutes
  - c) Address the meeting through the Presiding Member.
10. The mover of a motion (but not the mover of an amendment) has the right of reply, and this closes the debate.
11. An Elector may rise and move without discussion "That the question be now put", which, on being duly seconded and carried by a majority, will result in submission of the motion at once to the meeting, after the mover has replied.
12. The Presiding Member will then ask for a vote on the motion on the floor.
13. Each Elector has one vote. An Elector does not have to vote.
14. Voting is determined by a show of hands.
15. A simple majority carries the vote.
16. Minutes of this meeting will be available for inspection by members of the public. Any motions arising from the meeting requiring action will be presented to the next available Ordinary Meeting of Council for consideration.

The decisions of the AEM are not binding on the Council, but as required by the *Local Government Act 1995*, the reasons for any Council decision on a decision of this meeting are to be recorded in the minutes of the Council Meeting.

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## ANNUAL ELECTORS' MEETING

### MINUTES

#### 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 S Wolff                           | South Ward |
| Cr J Powell                          | South Ward |
| Cr L Cayoun                          | West Ward  |

#### IN ATTENDANCE

|                 |   |
|-----------------|---|
| Mr J Christie   | Chief Executive Officer                         |
| Mr R Garrett    | Director Corporate and Governance               |
| Ms J Gillan     | Director Development and Communities            |
| Mr M Ralph      | Acting Director Infrastructure Services         |
| Mr J Olynyk, JP | Manager Governance                              |
| Mr S Morrison   | Manager Works                                   |
| Ms D Morton     | Acting Coordinator Marketing and Communications |
| Ms J Barnes     | Senior Governance Officer                       |
| Ms S Bartley    | Governance Officer                              |

#### MEMBERS OF THE GALLERY

Mr R Birch  
Mr I Davis  
Mr R Foster  
Ms G Godfrey  
Mr P Hitt  
Ms L Hollands  
Ms C Marks  
Dr D Mossensen  
Ms M Saldanha  
Ms B Scharfenstein  
Ms D Walter

There was no press representative in attendance.

**1. WELCOME**

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

The Presiding Member advised that public notice of the meeting was made in the Southern Gazette on Tuesday 21 November 2019.

A public notice has been placed on the Notice Board of the Ruth Faulkner Public Library, the City of Belmont Administration Building Notice Board and on the City's website, in accordance with the Local Government Act 1995.

The notices also stated that copies of the 2018-2019 Annual Report were available from the City's website and the Ruth Faulkner Public Library.

The Presiding Member read the Acknowledgement of Country.

*Before I begin I would like to acknowledge the traditional owners of the land on which we are meeting today, the Noongar Whadjuk people, and pay respect to Elders past, present and future leaders.*

**2. APOLOGIES AND LEAVE OF ABSENCE**

Cr R Rossi, JP (Apology)

West Ward

**3. REPORT OF THE MAYOR**

The Report of the Mayor is contained in the 2018-2019 Annual Report. The Mayor asked if there were there any questions on the report.

There were no questions on the Mayor's report from the gallery.

#### **4. REPORT OF THE CHIEF EXECUTIVE OFFICER**

The Chief Executive Officer (CEO) provided an overview of the report and asked the gallery if there were any questions regarding the content of the report.

Ms G Godfrey thanked the Council for recent revitalisation to the Epsom Avenue area and asked the following question:

1. Who is responsible for the revitalisation of the road verges Leach Highway to Orrong Road and Great Eastern Highway through to Roe Highway? The roads have not been replanted since initial planting and are not well kept. State road verges give a first impression for visitors to Western Australia, what is the plan to revitalise these areas?

#### **Response:**

**The CEO advised that the roads in question are the responsibility of Main Roads, with roadside maintenance of these areas under contract. The CEO has met with the Director of Main Roads regarding the matter. Main Roads have followed up with the contractor and some planting has commenced in the Great Eastern Highway area. The CEO will continue to follow up this matter with Main Roads.**

Ms L Hollands asked the following question:

1. Where can we find the outstanding achievements of the City the CEO has spoken about on the website?

#### **Response**

**The Director Corporate and Governance advised that the surveys are available on the City's website by searching for the term "Catalyse".**

**The City's surveys can be found on this link - [Surveys and Scorecards](#)**

Mr P Hitt asked the following question:

1. During the Agenda Briefing Forum (ABF) the external doors were locked. People left and were unable to get back in; doors should be left open as people are entitled to enter the building for meetings.

#### **Response**

**The CEO replied this was the first he had heard of this and will take the question on notice.**

**5. RECEIVING THE ANNUAL REPORT 2018-2019**

**RECOMMENDATION**

**MS G GODFREY MOVED, MR R BIRCH SECONDED**

That the [City of Belmont Annual Report 2018-2019](#) be received.

**CARRIED 9/0**

**6. GENERAL BUSINESS**

**6.1 NOTICE OF MOTION**

**MS B SCHARFENSTEIN MOVED, DR D MOSSENSON SECONDED**

That the City of Belmont undertake immediate restoration work to stop further collapse of the foreshore and loss of the remaining Casuarina trees north of the Ascot Kayak Club.

**CARRIED 10/0**

**6.2 NOTICE OF MOTION**

**MS B SCHARFENSTEIN MOVED, MR R FOSTER SECONDED**

That the City of Belmont hold the first of a series of community engagement forums providing extensive detail to the community of the Redcliffe Station Activity Centre Plan, commencing in March 2020. These community engagement forums to be in the format of two hour theatre style seating question and answer sessions with a panel of City officers, WAPC and other stake holder representatives.

**CARRIED 9/1**

**6.3 NOTICE OF MOTION**

**MR P HITT MOVED, MS L HOLLANDS SECONDED**

That the Annual Electors' Meeting be held during the first fortnight of the month of November of each year forthwith.

**WITHDRAWN**

**6.4 NOTICE OF MOTION**

**MR P HITT MOVED, MS L HOLLANDS SECONDED**

That the CEO of the City of Belmont, undertakes that he will not take any action in the future that could be seen to indicate that he has a particular bias to any Councillor or ratepayer or groups of the above in the future.

**CARRIED 5/0**

**6.5 NOTICE OF MOTION**

**MR P HITT MOVED, MS L HOLLANDS SECONDED**

That the Council / Councillors undertake to implement the election of the Mayor of the City of Belmont by common vote by the residents and ratepayers of Belmont. This is to be undertaken before the next round of local government elections are progressed. Any Councillor who nominates to be Mayor must have at least the experience of serving one full year as an elected member.

**CARRIED 6/3**

8.04pm Cr Davis left the meeting

**6.6 NOTICE OF MOTION**

**MS L HOLLANDS MOVED, MS M SALDANHA SECONDED**

That the Council directs the CEO when drafting the electronic recordings policy to include all meetings of Council to be audio recorded.

**CARRIED 6/0**

8.07pm Cr Davis returned to the meeting

**6.7 Mr R Birch, 195 Knutsford Avenue Kewdale**

1. Mr Birch thanked the Mayor and Councillors for their work throughout the year.

**Response**

The Mayor thanked Mr Birch for his appreciation.

**6.8 Ms L Hollands, 2 Mill Avenue, Redcliffe**

1. At last night's Ordinary Council Meeting a document from the State Administrative Tribunal (SAT) was referenced, what date was this sent and can I have a copy?

**Response**

The document supplied by SAT is a Directions Notice which outlines the mediation results asking Council to reconsider the decision following the mediation. The document will be supplied to Ms Hollands.

2. Did you, Mr Mayor, actually see the directions document and does the sent document state that Council should approve the application?

**Response**

Not the document, but all outcomes are included in the report. If mediation fails then matters are referred to a full hearing of SAT.

3. Does the City have a planning professional at the mediation?

**Response**

**Officers' role at SAT is that of expert witnesses not employees of the City. Councillors may have the support of a planning consultant and/or lawyer should the matter be deferred or refused.**

**6.9 Ms M Saldanha, owner of 337 Sydenham Street, Belmont**

1. When matters are put through mediation with SAT does this mean that Council no longer have the decision?

**Response**

**The Director Development and Community replied that this matter was taken to SAT following Council deferring the decision. The process is as follows:**

- **Application can be deferred for a number of reasons**
- **Applicant appeals decision with SAT**
- **Mediation occurs where issues are discussed**
- **The item is then referred back to Council for a decision**

2. Is it true that SAT have not exercised awarding of costs?

**Response**

**SAT have awarded costs however in order to be specific the Director Development and Communities took the question on notice.**

3. Did the Mayor recommend to Councillors to approve the Hardey Road Youth Centre plan because of the dollars that could be incurred?

**Response**

**The Mayor answered that he did not tell the Councillors to vote in any way and stated that they must vote in accordance with the law.**

**4. CLOSURE**

**There being no further business, the Presiding Member thanked everyone for their attendance and closed the meeting at 8.44pm.**

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**MINUTES CONFIRMATION CERTIFICATION**

The undersigned certifies that these minutes of the Annual Electors' Meeting held on 11 December 2019 were confirmed as a true and accurate record at the Ordinary Council Meeting held 25 February 2020:

Signed by the Person Presiding: \_\_\_\_\_

PRINT name of the Person Presiding:

  
**PHILIP MARKS**