

# agenda

## Ordinary Meeting of Council

NOTICE IS HEREBY GIVEN THAT THE NEXT  
ORDINARY MEETING OF THE COUNCIL  
OF THE CITY OF JOONDALUP WILL BE HELD IN

THE COUNCIL CHAMBER, JOONDALUP CIVIC CENTRE,  
BOAS AVENUE, JOONDALUP

**ON** **TUESDAY 19 JULY 2016**

**COMMENCING AT** **7.00pm**

**JAMIE PARRY**  
**Acting Chief Executive Officer**

15 July 2016

[www.joondalup.wa.gov.au](http://www.joondalup.wa.gov.au)

*This document is available in alternate formats upon request*

**PUBLIC QUESTION TIME**

Members of the public are  
requested to lodge questions in  
writing by 9.00am on

**Monday 18 July 2016**

Answers to those questions  
received within that timeframe  
will, where practicable, be  
provided in hard copy form at the  
Council Meeting.

**QUESTIONS TO**

[council.questions@joondalup.wa.gov.au](mailto:council.questions@joondalup.wa.gov.au)

PO Box 21 Joondalup WA 6919

[www.joondalup.wa.gov.au](http://www.joondalup.wa.gov.au)

## PROCEDURES FOR PUBLIC QUESTION TIME

The following procedures for the conduct of Public Question Time were adopted at the Council meeting held on 19 November 2013:

Where a meeting of a committee is open to the public the procedures for public question time and public statement time apply. In this regard these procedures are amended by substituting "Council" with "Committee" to provide proper context.

### Questions asked verbally

- 1 Members of the public are invited to ask questions at Council Meetings.
- 2 Questions asked at an Ordinary Council meeting must relate to a matter that affects the City of Joondalup. Questions asked at a Special meeting of Council must relate to the purpose for which the meeting has been called.
- 3 A register will be provided for those persons wanting to ask questions to enter their name. Persons will be requested to come forward in the order in which they are registered, and to give their name and full address.
- 4 Public question time will be limited to two minutes per member of the public, with a limit of two verbal questions per member of the public.
- 5 Statements are not to precede the asking of a question during public question time. Statements should be made during public statement time.
- 6 Members of the public are encouraged to keep their questions brief to enable everyone who desires to ask a question to have the opportunity to do so.
- 7 Public question time will be allocated a minimum of 15 minutes and may be extended in intervals of up to 10 minutes by resolution of Council, but the total time allocated for public questions to be asked and responses to be given is not to exceed 35 minutes in total. Public question time is declared closed following the expiration of the allocated time period, or earlier than such time where there are no further questions.
- 8 Questions are to be directed to the Presiding Member and shall be asked politely, in good faith, and are not to be framed in such a way as to reflect adversely or be defamatory on a particular Elected Member or City employee. The Presiding Member shall decide to:
  - accept or reject any question and his/her decision is final
  - nominate a member of the Council and/or City employee to respond to the question
  - or
  - take a question on notice. In this case a written response will be provided as soon as possible, and included in the agenda of the next Council meeting.

- 9 Where an Elected Member is of the opinion that a member of the public is:
- asking a question at a Council meeting, that does not relate to a matter affecting the City
  - or
  - making a statement during public question time,
- they may bring it to the attention of the Presiding Member who will make a ruling.
- 10 Questions and any response will be summarised and included in the minutes of the Council meeting.
- 11 It is not intended that question time should be used as a means to obtain information that would not be made available if it was sought from the City's records under Section 5.94 of the *Local Government Act 1995* or the *Freedom of Information Act 1992* (FOI Act 1992). Where the response to a question(s) would require a substantial commitment of the City's resources, the Chief Executive Officer (CEO) will determine that it is an unreasonable impost upon the City and refuse to provide it. The CEO will advise the member of the public that the information may be sought in accordance with the FOI Act 1992.

#### **Questions in Writing – (Residents and/or ratepayers of the City of Joondalup only)**

- 1 Only City of Joondalup residents and/or ratepayers may submit questions to the City in writing.
- 2 Questions asked at an Ordinary Council meeting must relate to a matter that affects the City of Joondalup. Questions asked at a Special meeting of Council must relate to the purpose for which the meeting has been called.
- 3 The City will accept a maximum of five (5) written questions per City of Joondalup resident/ratepayer. To ensure equality and consistency, each part of a multi-part question will be treated as a question in its own right.
- 4 Questions lodged by 9.00am on the day immediately prior to the scheduled Council meeting will be responded to, where possible, at the Council meeting. These questions, and their responses, will be distributed to Elected Members and made available to the public in written form at the meeting.
- 5 The Presiding Member shall decide to accept or reject any written question and his/her decision is final. Where there is any concern about a question being offensive, defamatory or the like, the Presiding Member will make a determination in relation to the question. Questions determined as offensive, defamatory or the like will not be published. Where the Presiding Member rules questions to be out of order, an announcement to this effect will be made at the meeting, including the reason(s) for the decision.
- 6 The Presiding Member may rule questions out of order where they are substantially the same as questions previously submitted and responded to.
- 7 Written questions unable to be responded to at a Council meeting will be taken on notice. In this case, a written response will be provided as soon as possible and included on the agenda of the next Council meeting.

- 8 A person who submits written questions may also ask questions at a Council meeting and questions asked verbally may be different to those submitted in writing.
- 9 Questions and any response will be summarised and included in the minutes of the Council meeting.
- 10 It is not intended that question time should be used as a means to obtain information that would not be made available if it was sought from the City's records under Section 5.94 of the *Local Government Act 1995* or the *Freedom of Information Act 1992* (FOI Act 1992). Where the response to a question(s) would require a substantial commitment of the City's resources, the Chief Executive Officer (CEO) will determine that it is an unreasonable impost upon the City and may refuse to provide it. The CEO will advise the member of the public that the information may be sought in accordance with the FOI Act 1992.

### **DISCLAIMER**

Responses to questions not submitted in writing are provided in good faith and as such, should not be relied upon as being either complete or comprehensive.

### **PROCEDURES FOR PUBLIC STATEMENT TIME**

The following procedures for the conduct of Public Statement Time were adopted at the Council meeting held on 19 November 2013:

- 1 Members of the public are invited to make statements, either verbally or in writing, at Council meetings.
- 2 Statements made at an Ordinary Council meeting must relate to a matter that affects the City of Joondalup. Statements made at a Special meeting of Council must relate to the purpose for which the meeting has been called.
- 3 A register will be provided for those persons wanting to make a statement to enter their name. Persons will be requested to come forward in the order in which they are registered, and to give their name and full address.
- 4 Public statement time will be limited to two minutes per member of the public.
- 5 Members of the public are encouraged to keep their statements brief to enable everyone who desires to make a statement to have the opportunity to do so.
- 6 Public statement time will be allocated a maximum time of 15 minutes. Public statement time is declared closed following the 15 minute allocated time period, or earlier than such time where there are no further statements.
- 7 Statements are to be directed to the Presiding Member and are to be made politely in good faith and are not to be framed in such a way as to reflect adversely or be defamatory on a particular Elected Member or City employee.
- 8 Where an Elected Member is of the opinion that a member of the public is making a statement at a Council meeting, that does not relate to a matter affecting the City, they may bring it to the attention of the Presiding Member who will make a ruling.

- 9 A member of the public attending a Council meeting may present a written statement rather than making the statement verbally if he or she so wishes.
- 10 Statements will be summarised and included in the minutes of the Council meeting.

## CODE OF CONDUCT

Elected Members, Committee Members and City of Joondalup employees are to observe the City of Joondalup Code of Conduct including the principles and standards of behaviour that are established in the Code.

The following principles guide the behaviours of Elected Members, Committee Members and City of Joondalup employees while performing their role at the City:

- Act with reasonable care and diligence.
- Act with honesty and integrity.
- Act lawfully.
- Avoid damage to the reputation of the City.
- Be open and accountable to the public.
- Base decisions on relevant and factually correct information.
- Treat others with respect and fairness.
- Not be impaired by mind affecting substances.

Elected Members, Committee Members and employees must:

- (a) act, and be seen to act, properly and in accordance with the requirements of the law and the Code of Conduct
- (b) perform their duties impartially and in the best interests of the City uninfluenced by fear or favour
- (c) act in good faith in the interests of the City and the community
- (d) make no allegations which are improper or derogatory and refrain from any form of conduct, in the performance of their official or professional duties, which may cause any person unwarranted offence or embarrassment
- (e) always act in accordance with their obligations to the City and in line with any relevant policies, protocols and procedures.

\* *Any queries on the agenda, please contact Governance Support on 9400 4369.*

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#### **LATE ITEMS / ADDITIONAL INFORMATION**

In the event that further documentation becomes available prior to this Council meeting, the following hyperlink will become active:

[Additional Information160719.pdf](#)

# CITY OF JOONDALUP

Notice is hereby given that a Meeting of the Council will be held in the Council Chamber, Joondalup Civic Centre, Boas Avenue, Joondalup on **Tuesday 19 July 2016** commencing at **7.00pm**.

JAMIE PARRY  
Acting Chief Executive Officer  
15 July 2016

Joondalup  
Western Australia

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## VISION

*“A global City: bold, creative and prosperous.”*

## PRIMARY VALUES

- Transparent.
- Accountable.
- Honest.
- Ethical.
- Respectful.
- Sustainable.
- Professional.

## DISTINGUISHING VALUES

### **Bold**

We will make courageous decisions for the benefit of our community and future generations.

### **Ambitious**

We will lead with strength and conviction to achieve our vision for the City.

### **Innovative**

We will learn and adapt for changing circumstances to ensure we are always one step ahead.

### **Enterprising**

We will undertake ventures that forge new directions for business and the local community.

### **Prosperous**

We will ensure our City benefits from a thriving economy built on local commercial success.

### **Compassionate**

We will act with empathy and understanding of our community's needs and ambitions.

# AGENDA

Note: Members of the public are advised that prior to the opening of the Council meeting, Mayor Pickard will say a Prayer.

## DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS

## DECLARATIONS OF INTEREST

### Disclosures of Financial Interest

A declaration under this section requires that the nature of the interest must be disclosed. Consequently a member who has made a declaration must not preside, participate in, or be present during any discussion or decision-making procedure relating to the matter the subject of the declaration. An employee is required to disclose their financial interest and if required to do so by the Council must disclose the extent of the interest. Employees are required to disclose their financial interests where they are required to present verbal or written reports to the Council. Employees are able to continue to provide advice to the Council in the decision making process if they have disclosed their interest.

### Disclosures of interest affecting impartiality

Elected Members (in accordance with Regulation 11 of the *Local Government [Rules of Conduct] Regulations 2007*) and employees (in accordance with the Code of Conduct) are required to declare any interest that may affect their impartiality in considering a matter. This declaration does not restrict any right to participate in or be present during the decision-making process. The Elected Member/employee is also encouraged to disclose the nature of the interest.

## PUBLIC QUESTION TIME

The following questions were taken on notice at the Council meeting held on 28 June 2016:

### Mr C Unstead, Joondalup:

Re: CJ090-06/16 – Proposed Animals Amendment Local Law 2016 – Request to Advertise.

Q1 Who has asked for the exclusivity of the dog beach?

A1 The closure of the horse exercise area is not associated with a request for exclusivity of the dog beach. Council previously determined to close the horse exercise area and following extensive public consultation and liaison with the City of Wanneroo over the past six years to establish a horse exercise area within its local government area, the City of Joondalup is now progressing with Council's earlier decision.

Q2 *In what form do you require feedback from the public during the public consultation period for the closure of the Whitfords horse exercise area?*

A2 Feedback must be provided in writing and can be submitted to the City via email, facsimile or post.

**Ms K Beer, Bullsbrook:**

Re: *CJ090-06/16 – Proposed Animals Amendment Local Law 2016 – Request to Advertise.*

Q1 *What are the dates for the public consultation period?*

A1 The statewide public notice appeared in *The West Australian* on Wednesday 6 July 2016 as well as in the *Joondalup Times* on Tuesday 12 and 19 July 2016, the *Joondalup Weekender* on Thursday 14 July 2016 and the City's website from Wednesday 29 June 2016. Comment will be invited for a minimum of six weeks, with comments being received up to close of business on Monday 22 August 2016.

Q2 *What is meant by the term 'regional significance' regarding the horse exercise area which is noted in the Agenda?*

A2 This sub-heading within the report enables comment to be provided if the matter under consideration is likely to have an impact on the region. The impact may relate to the effect Council's decision may have on neighbouring regions or local governments. As local laws are only applicable within the boundary of the respective local government, their implementation or amendment does not have a regional impact or significance.

**Mrs S Kenton, Padbury:**

Re: *Liquor License – Joondalup United Football Club.*

Q1 *Why does the City of Joondalup allow sporting club liquor license use for use at the City's local park premises without ensuring that the local residents have an opportunity to consider the public interest?*

A1 All user groups who hire community facilities from the City of Joondalup are required to receive the relevant license from the Department of Racing, Gaming and Liquor for the sale of alcohol.

The City is aware that community notification is a condition of some of the license types, however this is undertaken by the applicant and governed by the Department of Racing, Gaming and Liquor.

**The following questions were submitted prior to the Council meeting held on 19 July 2016:**

**Mr J and Mrs S Kenton, Padbury:**

*Re: Liquor License – Joondalup United Football Club.*

*Q1 What leads the City of Joondalup to believe that the Joondalup United Football Club have fulfilled their notification requirements when residents' investigations clearly show that they did not fulfil the requirement to notify all residents within a 200 metre radius of the premises?*

A1 The City does not determine or approve the notification requirements as part of the liquor license application process. This is undertaken by the Department of Racing, Gaming and Liquor.

The City has been informed by the club and the Department of Racing, Gaming and Liquor that the club restricted license for the Joondalup United Football Club at Forrest Park has been approved.

*Q2 Did the City of Joondalup question the Joondalup United Football Club about its methodology in determining the residents who required notification?*

A2 No.

*Q3 What was the methodology used by the Joondalup United Football Club to ensure the advertising requirements, as determined by the Department of Racing, Gaming and Liquor, were compliant?*

A3 The City is not a party to the application process for a liquor license.

## **PUBLIC STATEMENT TIME**

## **APOLOGIES AND LEAVE OF ABSENCE**

### **Leave of Absence previously approved**

Cr Liam Gobbert	29 August to 4 October 2016 inclusive;
Cr Sophie Dwyer	11 September to 16 September 2016 inclusive;
Cr Sophie Dwyer	6 November to 11 November 2016 inclusive.

**CONFIRMATION OF MINUTES**

MINUTES OF COUNCIL MEETING, 28 JUNE 2016

**RECOMMENDATION**

**That the Minutes of the Council Meeting held on 28 June 2016 be confirmed as a true and correct record.**

**ANNOUNCEMENTS BY THE PRESIDING MEMBER WITHOUT DISCUSSION**

**IDENTIFICATION OF MATTERS FOR WHICH THE MEETING MAY BE CLOSED TO THE PUBLIC**

**PETITIONS**

**REPORTS****CJ105-07/16      DEVELOPMENT AND SUBDIVISION APPLICATIONS  
– MAY 2016**

<b>WARD</b>	All		
<b>RESPONSIBLE DIRECTOR</b>	Ms Dale Page Planning and Community Development		
<b>FILE NUMBER</b>	07032, 101515		
<b>ATTACHMENTS</b>	Attachment 1	Monthly Development Determined – May 2016	Applications
	Attachment 2	Monthly Subdivision Processed – May 2016	Applications
<b>AUTHORITY / DISCRETION</b>	Information - includes items provided to Council for information purposes only that do not require a decision of Council (that is for 'noting').		

**PURPOSE**

For Council to note the number and nature of applications considered under delegated authority during May 2016.

**EXECUTIVE SUMMARY**

Schedule 2 (deemed provisions for local planning schemes) of the *Planning and Development (Local Planning Schemes) Regulations 2015* (the Regulations) provide for Council to delegate powers under a local planning scheme to the Chief Executive Officer (CEO), who in turn has delegated them to employees of the City.

The purpose of delegating certain powers to the CEO and officers is to facilitate the timely processing of development and subdivision applications. The framework for the delegations of those powers is set out in resolutions by Council and is reviewed every two years, or as required.

This report identifies the development applications determined by the administration under delegated authority powers during May 2016 (Attachment 1 refers), as well as the subdivision application referrals processed by the City during May 2016 (Attachment 2 refers).

**BACKGROUND**

Schedule 2 clause 82 (deemed provisions for local planning schemes) of the Regulations enables Council to delegate powers under a local planning scheme to the CEO, and for the CEO to then delegate powers to individual employees.

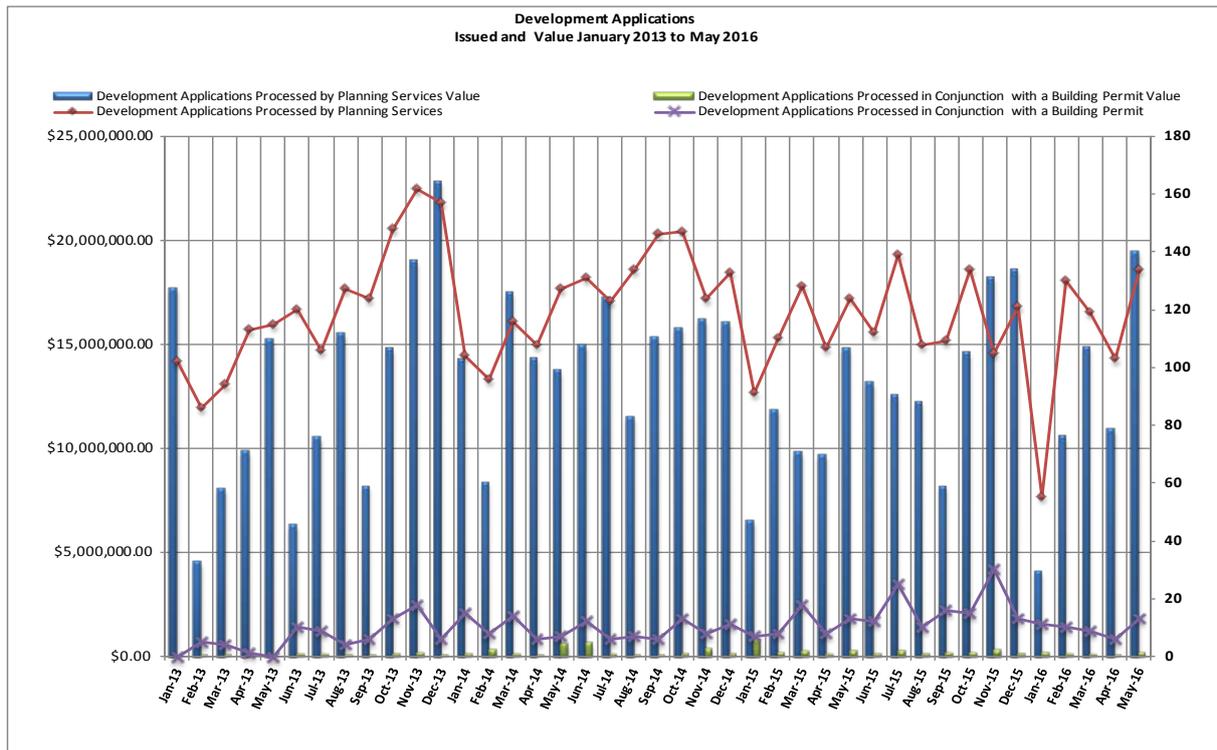
At its meeting held on 28 June 2016 (CJ091-06/16 refers) Council considered and adopted the most recent Town Planning Delegations.

**DETAILS**

The number of development applications determined under delegated authority during May 2016 is shown in the table below:

Development Applications determined under delegated authority – May 2016		
Type of Application	Number	Value (\$)
Development applications processed by Planning Services	134	\$ 19,420,762
Development applications processed by Building Services	13	\$168,086
<b>TOTAL</b>	<b>147</b>	<b>\$ 19,588,848</b>

The total number and value of development applications determined between January 2013 and May 2016 is illustrated in the graph below:



The number of development applications received during May was 120. (This figure does not include any development applications to be processed as part of the building permit approval process).

The number of development applications current at the end of May was 231. Of these, 67 were pending additional information from applicants and seven were being advertised for public comment.

In addition to the above, 252 building permits were issued during the month of May with an estimated construction value of \$21,392,668.

The number of subdivision and strata subdivision referrals processed under delegated authority during May 2016 is shown in the table below:

<b>Subdivision referrals processed under delegated authority for May 2016</b>		
<b>Type of referral</b>	<b>Number</b>	<b>Potential additional new lots</b>
Subdivision applications	16	20
Strata subdivision applications	8	18

### **Issues and options considered**

Not applicable.

### **Legislation / Strategic Community Plan / policy implications**

**Legislation** *City of Joondalup District Planning Scheme No. 2. Planning and Development (Local Planning Schemes) Regulations 2015.*

### **Strategic Community Plan**

**Key theme** Quality Urban Environment.

**Objective** Quality built outcomes.

**Strategic initiative** Buildings and landscaping is suitable for the immediate environment and reflect community values.

**Policy** Not applicable. All decisions made under delegated authority have due regard to any of the City's policies that apply to the particular development.

Schedule 2 clause 82 of the Regulations permits the local government to delegate to a committee or to the local government CEO the exercise of any of the local government's powers or the discharge of any of the local government's duties. Development applications were determined in accordance with the delegations made under Schedule 2 clause 82 of the Regulations.

All subdivision applications were assessed in accordance with relevant legislation and policies, and a recommendation made on the applications to the Western Australian Planning Commission.

### **Risk management considerations**

The delegation process includes detailed practices on reporting, checking and cross checking, supported by peer review in an effort to ensure decisions taken are lawful, proper and consistent.

### **Financial / budget implications**

A total of 147 development applications were determined for the month of May with a total amount of \$74,419 received as application fees.

All figures quoted in this report are exclusive of GST.

**Regional significance**

Not applicable.

**Sustainability implications**

Not applicable.

**Consultation**

Consultation may be required by the provisions of the R-Codes, any relevant policy and/or DPS2 and the Regulations.

**COMMENT**

Large local governments utilise levels of delegated authority as a basic business requirement in relation to town planning functions. The process allows for timeliness and consistency in decision-making for rudimentary development control matters. The process also allows the Elected Members to focus on strategic business direction for the Council, rather than day-to-day operational and statutory responsibilities.

All proposals determined under delegated authority are assessed, checked, reported on and cross checked in accordance with relevant standards and codes.

**VOTING REQUIREMENTS**

Simple Majority.

**RECOMMENDATION**

**That Council NOTES the determinations and recommendations made under delegated authority in relation to the:**

- 1 Development applications described in Attachment 1 to Report CJ105-07/16 during May 2016;**
- 2 Subdivision applications described in Attachment 2 to Report CJ105-07/16 during May 2016.**

*Appendix 1 refers*

To access this attachment on electronic document, click here: [Attach1brf160712.pdf](#)

## **CJ106-07/16 WESTERN AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION - PROPOSED AMENDMENTS TO THE CONSTITUTION**

<b>WARD</b>	All
<b>RESPONSIBLE DIRECTOR</b>	Ms Glenda Blake Governance and Strategy (Acting)
<b>FILE NUMBER</b>	00033, 101515
<b>ATTACHMENTS</b>	Attachment 1 Proposed changes to the WALGA Constitution (marked-up)
<b>AUTHORITY / DISCRETION</b>	Advocacy - Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.

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### **PURPOSE**

For Council to consider the proposed amendments to the *Western Australian Local Government Association's Constitution*, that will be put to voting delegates at the WALGA Annual General Meeting in August 2016.

### **EXECUTIVE SUMMARY**

At a meeting of the Western Australian Local Government Association's (WALGA) State Council held on 2 March 2016, various amendments to the WALGA Constitution were supported. As required by clause 29 of the WALGA Constitution, a motion to that effect will be put to the voting delegates at the Annual General Meeting of WALGA to be held on 3 August 2016.

The proposed amendments are outcomes of WALGA's periodic governance review which commenced in July 2015 with the release of a discussion paper for feedback from the local government sector. The 2015 Review focused on ensuring consistency between the Constitution, Corporate Governance Charter and Standing Orders.

At its meeting held on 28 June 2016 (CJ085-06/16 refers), Council appointed Councillors Fishwick and Hamilton-Prime to represent the City of Joondalup at the WALGA AGM, and as such, Council's endorsement, or otherwise, of the proposed amendments to the WALGA Constitution is required to assist the delegates in representing Council's position.

It is considered that the proposed amendments to the WALGA Constitution are reasonable and should be supported.

### **BACKGROUND**

At a meeting of WALGA State Council held on 2 March 2016, the following resolutions were passed:

*That the WALGA Constitution be amended as follows:*

1. *In Clause 5(7)(b) of the Constitution for “sub-clause 5(9)” read “sub-clause 5(11)”.*
2. *Clause 10 (2) of the Constitution be amended with the last sentence to read:*  
*“The President shall exercise a casting vote only, in the event of there being an equality of votes in respect of a matter considered by the State Council but excluding an election held in accordance with Clause 16.”*
3. *Clause 10 of the Constitution be amended by inserting as sub-clause (9):*  
*“(9) State Council shall adopt Standing Orders that will apply to all meetings.”*
4. *Clause 14(4a) and Clause 20 of the Constitution be amended by inserting as sub-clause (h) and sub-clause (j), respectively:*  
*“is a Councillor of an Ordinary Member that has been peremptorily suspended under Section 8.15C (2)(c) of the Local Government Act 1995”*
5. *Clause 16(2)(b) of the Constitution be amended to read:*  
*“(b) representatives are to vote on the matter by secret ballot.”*
6. *Clause 17 of the Constitution be amended by inserting as sub-clause (5):*  
*“(5) Where the incumbent President seeks and is re-elected for a consecutive term, that person shall not hold office beyond two (2) full consecutive terms.”*

The proposed amendments to the WALGA Constitution for this matter are shown in red in Attachment 1 to Report CJ106-07/16.

## **DETAILS**

The proposed amendments to the WALGA Constitution, which were endorsed by a Special Majority at the 2 March 2016 meeting of State Council, in summary, are as follows:

- A term limit of two consecutive full terms will be applied to the President as is currently the case for the Deputy President.
- Councillors whose Councils are suspended under Section 8.15C (2)(c) will be restricted from being Zone delegates.
- The Constitution will specify that State Council is to adopt Standing Orders.
- Confirmation that representatives will vote by secret ballot in elections.
- Confirmation that the President does not have a casting vote in the case of a tied vote pertaining to an election.
- A number of technical or minor wording amendments.

Prior to State Council endorsing the proposed amendments, the WALGA North Metropolitan Zone, at its meeting held on 25 February 2016, considered the items listed on the March State Council Agenda. No formal resolution was made or concern raised by the Zone to the State Council delegates for this particular item.

**Issues and options considered**

Council can either:

- support the proposed changes to the WALGA Constitution  
or
- not support the proposed changes.

The City of Joondalup will be represented at the WALGA AGM by two appointed delegates, and as such, Council's endorsement, or otherwise, of the proposed amendments to the WALGA Constitution will assist the delegates in representing Council's position.

**Legislation / Strategic Community Plan / policy implications**

**Legislation** Not applicable.

**Strategic Community Plan**

**Key theme** Governance and Leadership.

**Objective** Strong leadership.

**Strategic initiative** Advocate and influence political direction to achieve local and regional development.

**Policy** Not applicable.

**Risk management considerations**

Not applicable.

**Financial/budget implications**

Not applicable.

**Regional significance**

Not applicable.

**Sustainability implications**

Not applicable.

**Consultation**

Local governments across Western Australia have been consulted by WALGA to provide comment on the proposed changes that will be put to the WALGA AGM in August 2016.

**COMMENT**

WALGA State Council is the governing board of WALGA, responsible for the management and affairs of the association. Members of the State Council include:

- (a) 12 Councillors elected as representatives from amongst the delegates to the Zones of the metropolitan constituency
- (b) 12 Councillors elected as representatives from amongst the delegates to the Zones of the country constituency
- (c) the President (ex-officio)
- (d) the President of the Local Government Managers Australia (LGMA) (ex-officio).

Councillors Philippa Taylor, Russ Fishwick, Christine Hamilton-Prime and John Logan are the City's representatives on WALGA North Metropolitan Zone and Cr Russ Fishwick is one of the representatives of that Zone on State Council.

The proposed amendments will be put to the Annual General Meeting of WALGA to be held on 3 August 2016, and the voting delegates of participating local governments will be required to cast a vote on their local government's position.

At its meeting held on 28 June 2016 (CJ085-06/16 refers), Council appointed Councillors Fishwick and Hamilton-Prime to represent the City of Joondalup at the WALGA AGM, and as such, Council's endorsement, or otherwise, of the proposed amendments to the WALGA Constitution is required to assist the delegates in representing Council's position.

## **VOTING REQUIREMENTS**

Simple Majority.

## **RECOMMENDATION**

**That Council SUPPORTS the proposed amendments to the Western Australian Local Government Association's Constitution, as detailed in Attachment 1 to Report CJ106-07/16.**

*Appendix 2 refers*

To access this attachment on electronic document, click here: [Attach2brf160712.pdf](#)



As part of the development of the draft *Shepherds Bush Reserve Management Plan*, a flora, fauna and fungi survey was conducted in spring 2015. The results of this survey were combined with previous surveys to develop a comprehensive species list and ecological assessment of the site.

Several management actions have been included within the draft plan to be implemented over the next five years. These include regular weed control, feral animal control, annual fire fuel load assessments, monitoring flora, weed, fungi, fauna, bat and invertebrate species through field surveys, conducting user surveys and implementation of the City's *Pathogen Management Plan*. It is also proposed a Friends of Shepherds Bush group be formed, with support by the City of Joondalup in order to foster ownership and care of the bushland area.

It is proposed that the draft *Shepherds Bush Reserve Management Plan*, (Attachment 1 refers), be released for community consultation, for a period of 21 days, in accordance with the *Community Consultation Plan* (Attachment 2 refers).

## BACKGROUND

The City is developing natural area management plans for its high priority natural areas according to the individual priority ranking of the reserve established as part of the City's participation in the former *Local Biodiversity Program*. Management plans are being developed for the majority of the City's natural areas and will vary in detail depending on whether the area is classified as a:

- major conservation or coastal area
- high priority area
- medium priority area
- or
- generic wetlands area.

Management plans include the following:

- Description of the physical, biological, social and built environment.
- Development of management strategies for key environmental risks including management approach, activities, risks, impacts and management actions.
- Guidance on staff and stakeholder training, education and communication.
- Identification of required research, monitoring and reporting.

A schedule has been established for the development of natural area management plans and will be implemented by the City on an on-going basis.

In order to provide a holistic and co-ordinated approach to the management of key environmental threats across the City of Joondalup, issue specific plans will also be developed, these include the following:

- *Pathogen Management Plan* - completed in 2012-13.
- *Weed Management Plan* – draft completed in 2015-16.
- *Fire Management Plan* – currently in development.

Issue specific management plans will provide management recommendations to address the above threats and will be applied to all natural areas within the City of Joondalup.

## DETAILS

Shepherds Bush Reserve is classified as a major conservation area and is ranked in the City of Joondalup's top five bushland natural areas due to the high biodiversity values of the area. Shepherds Bush contains regionally significant plant communities comprising of *Banksia* and Jarrah (*Eucalyptus marginata*) Open Woodland and has been recognised for its regional environmental significance by being designated as a Bush Forever site by the Western Australian Planning Commission in 2000.

Shepherds Bush is located approximately 18 kilometres north-west from the Perth Central Business District in the suburb of Kingsley. The reserve covers approximately 16.5 hectares and is predominantly used for passive recreation purposes.

In order to provide strategic on-going management of Shepherds Bush and protection of native vegetation and ecosystems, the draft *Shepherds Bush Reserve Conservation Area Management Plan* has been developed.

The draft *Shepherds Bush Reserve Management Plan* outlines a framework for the management of the area for the next five years. The City engaged consultants to undertake a flora, fauna and fungi survey which has informed the development of the management plan.

The objectives of the draft *Shepherds Bush Reserve Management Plan* are to:

- establish a baseline description of the environment to guide future environmental planning and recommended management actions
- outline key environmental threats and the impact they have on conservation and recreation values
- outline management actions to address key environmental threats including monitoring and reporting.

The aim of the draft *Shepherds Bush Reserve Management Plan* is to provide a framework to protect and enhance biodiversity values of the natural area while maintaining appropriate community access and awareness of the natural area.

The majority of the native vegetation at Shepherds Bush is in very good or good condition and surveys indicate that the area is likely to support 110 native flora species (including one priority species and two significant species of the Perth Metropolitan Region), two native mammals, 29 native birds (including two species of conservation significance), seven native reptile species and 33 native invertebrates.

The key environmental threats that have been identified at Shepherds Bush include weeds, plant diseases, non-native fauna, fire and anti-social behaviour.

A number of management actions are proposed within the plan to address environmental threats including:

- consistent weed control and regular monitoring
- undertaking annual fire fuel load assessments
- feral animal monitoring and control
- the implementation of environmental education initiatives
- undertaking follow up flora, fauna and fungi surveys.

The proposed management actions will be implemented in partnership with key stakeholders and community groups, where relevant.

**Legislation/Strategic Plan/Policy Implications**

**Legislation** Not applicable.

**Strategic Community Plan**

**Key Theme** The Natural Environment.

**Objective** Environmental resilience.

**Strategic Initiative** Identify and respond to environmental risks and vulnerabilities.

**Policy** The objectives of the draft *Shepherds Bush Reserve Management Plan* are consistent with the City's *Sustainability Policy*.

**Risk Management Considerations:**

A co-ordinated and planned approach is required to address issues in natural areas and provide strategies for on-going long term management. If management plans are not developed to guide the conservation efforts within the City's natural areas, there is a risk that the overall condition of the native bushland areas of the City will become degraded.

A potential risk resulting from the endorsement of the draft *Shepherds Bush Reserve Management Plan* for public comment is lack of community support for the proposed strategic direction. This is unlikely given the current level of community support for natural area management projects undertaken in the City of Joondalup.

**Financial/Budget Implications:**

A flora, fauna and fungi survey was undertaken in 2015-16 at a cost of \$20,965 ex GST. The survey informed the development of the draft *Shepherds Bush Reserve Management Plan*. Funds were allocated for the survey in the 2015-16 budget.

Funds are currently allocated within the City's annual operating budget to implement conservation and maintenance activities at Shepherds Bush, however the implementation of some recommendations from the draft *Shepherds Bush Reserve Management Plan* will have additional budget implications and these will be subject to the City's annual budget approvals process.

Opportunities to apply for grant funding will also be investigated, as they arise.

**Regional Significance**

Bushland within Shepherds Bush is recognised as being regionally significant due to the type of vegetation on site and the limited amount of this vegetation remaining within the Perth Metropolitan Region.

**Sustainability Implications**

Environmental threats have the potential to degrade natural areas and reduce biodiversity values. The development and implementation of the draft *Shepherds Bush Reserve Management Plan* will ensure that measures are taken to address threats within this natural area and provide strategies for on-going long term management which will result in protection of the natural environment at Shepherds Bush.

The draft *Shepherds Bush Reserve Management Plan* includes actions that target community education and awareness to ensure that the City of Joondalup community is well-informed regarding the environmental values of Shepherds Bush. The actions proposed will enhance the natural assets of the area while providing the community with passive recreation opportunities.

### **Consultation**

The draft *Shepherds Bush Reserve Management Plan* has been developed in liaison with key stakeholders and user groups including Department of Parks and Wildlife and Department of Fire and Emergency Services.

Due to the technical nature of the management plan it is proposed that targeted stakeholder consultation and community consultation be undertaken, as detailed in the Community Consultation Plan (Attachment 2 refers).

Following Council endorsement, the draft *Shepherds Bush Reserve Management Plan* will be released for community consultation for a period of 21 days commencing 25 July 2016.

### **COMMENT**

The *Shepherds Bush Reserve Management Plan* will inform and prioritise maintenance schedules and *Capital Works Programs* by providing prioritised management recommendations to be implemented within Shepherds Bush over a five year period. The plan will also increase opportunities for the City to apply for grant funding by having a detailed forward schedule of projects to be carried out within Shepherds Bush.

The implementation of the draft plan will allow the City to demonstrate leadership in addressing environmental threats, providing strategic on-going management of natural areas and raise community awareness regarding the need to protect the biodiversity values of the environment for the future.

The plan will be continually monitored to track the progress of implementation and an annual review will be undertaken, including an assessment against the endorsed Natural Areas Key Performance Indicators. A major review will be conducted at the end of the five year period.

### **VOTING REQUIREMENTS**

Simple Majority.

### **RECOMMENDATION**

**That Council ENDORSES the release of the draft *Shepherds Bush Reserve Management Plan*, included as Attachment 1 to Report CJ107-07/16, for community consultation for a period of 21 days commencing 25 July 2016.**

*Appendix 3 refers*

To access this attachment on electronic document, click here: [Attach3brf160712.pdf](#)

## CJ108-07/16 EXECUTION OF DOCUMENTS

<b>WARD</b>	All
<b>RESPONSIBLE DIRECTOR</b>	Ms Glenda Blake Governance and Strategy (Acting)
<b>FILE NUMBER</b>	15876, 101515
<b>ATTACHMENTS</b>	Attachment 1 Documents executed by affixing the Common Seal for the 28 June 2016
<b>AUTHORITY / DISCRETION</b>	Information - includes items provided to Council for information purposes only that do not require a decision of Council (that is for 'noting').

### PURPOSE

For Council to note the documents executed by means of affixing the Common Seal for the 28 June 2016 (Attachment 1 refers).

### EXECUTIVE SUMMARY

The City enters into various agreements by affixing its Common Seal. The *Local Government Act 1995* states that the City is a body corporate with perpetual succession and a Common Seal. Those documents that are to be executed by affixing the Common Seal or signed by the Mayor and the Chief Executive Officer are reported to Council for information on a regular basis.

*It is therefore recommended that Council NOTES the Schedule of Documents for the 28 June 2016 executed by means of affixing the Common Seal, as detailed in Attachment 1 to Report CJ108-07/16.*

### BACKGROUND

On the 28 June 2016, three documents were executed by affixing the Common Seal. A summary is provided below:

Type	Number
Deed of Lease	1
Funding Agreement	1
Amendment No. 68 to <i>District Planning Scheme No. 2</i>	1

### Issues and options considered

Not applicable.

**Legislation / Strategic Community Plan / policy implications**

**Legislation** *Local Government Act 1995.*

**Strategic Community Plan**

**Key theme** Governance and Leadership.

**Objective** Corporate capacity.

**Strategic initiative** Demonstrate accountability through robust reporting that is relevant and easily accessible by the community.

**Policy** Not applicable.

**Risk management considerations**

Not applicable.

**Financial / budget implications**

Not applicable.

**Regional significance**

Not applicable.

**Sustainability implications**

Not applicable.

**Consultation**

Not applicable.

**COMMENT**

The documents that have been executed by affixing the Common Seal of the City of Joondalup are submitted to Council for information (Attachment 1 refers).

**VOTING REQUIREMENTS**

Simple Majority.

**RECOMMENDATION**

**That Council NOTES the Schedule of Documents for the 28 June 2016, executed by means of affixing the Common Seal, as detailed in Attachment 1 to Report CJ108-07/16.**

*Appendix 4 refers*

To access this attachment on electronic document, click here: [Attach4brf160712.pdf](#)

## **CJ109-07/16 LIST OF PAYMENTS MADE DURING THE MONTH OF MAY 2016**

<b>WARD</b>	All
<b>RESPONSIBLE DIRECTOR</b>	Mr Mike Tidy Corporate Services
<b>FILE NUMBER</b>	09882, 101515
<b>ATTACHMENT</b>	Attachment 1 Chief Executive Officer's Delegated Municipal Payment List for the month of May 2016 Attachment 2 Chief Executive Officer's Delegated Trust Payment List for the month of May 2016 Attachment 3 Municipal and Trust Fund Vouchers for the month of May 2016
<b>AUTHORITY / DISCRETION</b>	Information - includes items provided to Council for information purposes only that do not require a decision of Council (that is for 'noting').

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### **PURPOSE**

For Council to note the list of accounts paid under the Chief Executive Officer's delegated authority during the month of May 2016.

### **EXECUTIVE SUMMARY**

This report presents the list of payments made under delegated authority during the month of May 2016 totalling \$12,003,670.58.

*It is therefore recommended that Council NOTES the Chief Executive Officer's list of accounts for May 2016 paid under delegated authority in accordance with regulation 13(1) of the Local Government (Financial Management) Regulations 1996 in Attachments 1, 2 and 3 to Report CJ109-07/16, totalling \$12,003,670.58.*

### **BACKGROUND**

Council has delegated to the Chief Executive Officer the exercise of its power to make payments from the City's Municipal and Trust funds. In accordance with Regulation 13 of the *Local Government (Financial Management) Regulations 1996* a list of accounts paid by the Chief Executive Officer is to be provided to Council, where such delegation is made.

### **DETAILS**

The table below summarises the payments drawn on the funds during the month of May 2016. Lists detailing the payments made are appended as Attachments 1 and 2. The vouchers for the month are appended as Attachment 3.

<b>FUNDS</b>	<b>DETAILS</b>	<b>AMOUNT</b>
Municipal Account	Municipal Cheques & EFT Payments 103207 – 103378 & EF055436 – EF056048 Net of cancelled payments.	\$7,556,844.07
	Vouchers 1675A – 1690A & 1695A -1696A	\$4,424,520.60
Trust Account	Trust Cheques & EFT Payments 206972 - 206979 & TEF000708 – TEF000733 Net of cancelled payments.	\$22,305.91
	<b>Total</b>	\$12,003,670.58

### Issues and options considered

There are two options in relation to the list of payments.

#### Option 1

That Council declines to note the list of payments paid under delegated authority. The list is required to be reported to Council in accordance with Regulation 13(1) of the *Local Government (Financial Management) Regulations 1996*, and the payments listed have already been paid under the delegated authority. This option is not recommended.

#### Option 2

That Council notes the list of payments paid under delegated authority. This option is recommended.

### Legislation / Strategic Community Plan / policy implications

#### Legislation

The Council has delegated to the Chief Executive Officer the exercise of its authority to make payments from the Municipal and Trust Funds, therefore in accordance with Regulation 13(1) of the *Local Government (Financial Management) Regulations 1996*, a list of accounts paid by the Chief Executive Officer is prepared each month showing each account paid since the last list was prepared.

#### Strategic Community Plan

**Key theme** Financial Sustainability.

**Objective** Effective management.

**Strategic initiative** Not applicable.

**Policy** Not applicable.

#### Risk management considerations

In accordance with section 6.8 of the *Local Government Act 1995*, a local government is not to incur expenditure from its municipal fund for an additional purpose except where the expenditure is authorised in advance by an absolute majority of Council.

**Financial / budget implications**

All expenditure from the Municipal Fund was included in the Annual Budget as adopted or revised by Council.

**Regional significance**

Not applicable.

**Sustainability implications**

Expenditure has been incurred in accordance with budget parameters, which have been structured on financial viability and sustainability principles.

**Consultation**

Not applicable.

**COMMENT**

All Municipal Fund expenditure included in the list of payments is incurred in accordance with the 2015-16 Annual Budget as adopted by Council at its meeting held on 23 June 2015 (CJ085-06/15 refers) and subsequently revised or has been authorised in advance by the Mayor or by resolution of Council as applicable.

**VOTING REQUIREMENTS**

Simple Majority.

**RECOMMENDATION**

**That Council NOTES the Chief Executive Officer's list of accounts for May 2016 paid under Delegated Authority in accordance with Regulation 13(1) of the *Local Government (Financial Management) Regulations 1996* forming Attachments 1, 2 and 3 to Report CJ109-07/16, totalling \$12,003,670.58.**

*Appendix 5 refers*

To access this attachment on electronic document, click here: [Attach5brf160712.pdf](#)

## **CJ110-07/16 FINANCIAL ACTIVITY STATEMENT FOR THE PERIOD ENDED 31 MAY 2016**

<b>WARD</b>	All
<b>RESPONSIBLE DIRECTOR</b>	Mr Mike Tidy Corporate Services
<b>FILE NUMBER</b>	07882, 101515
<b>ATTACHMENTS</b>	Attachment 1 Financial Activity Statement for the period ended 31 May 2016  Information - includes items provided to Council for information purposes only that do not require a decision of Council (that is for 'noting').

### **PURPOSE**

For Council to note the Financial Activity Statement for the period ended 31 May 2016.

### **EXECUTIVE SUMMARY**

At its meeting held on 16 February 2016 (CJ027-02/16 refers), Council adopted the Mid Year Budget Review for the 2015-16 financial year. The figures in this report are compared to the revised budget.

The May 2016 Financial Activity Statement Report shows an overall favourable variance from operations and capital, after adjusting for non-cash items, of \$14,064,444 for the period when compared to the revised budget. This variance does not represent the end of year position.

It represents the year to date position to 31 May 2016. There are a number of factors influencing the favourable variance but it is predominantly due to the timing of revenue and expenditure compared to the revised budget estimate. The notes in Appendix 3 to Attachment 1 identify and provide commentary on the individual key material revenue and expenditure variances to date.

The variance can be summarised as follows:

The operating surplus is \$5,483,711 higher than budget, made up of higher operating revenue \$1,422,203 and lower operating expenditure of \$4,061,508.

Operating revenue is higher than budget on Rates \$146,553, Specified Area Rates \$2,557, Grants and Subsidies \$59,006, Profit on Asset Disposals \$1,184,606, Interest Earnings \$120,436 and Other Revenue \$65,511, partly offset by lower than budget revenue from Contributions, Reimbursements and Donations \$14,133 and Fees and Charges \$142,332.

Operating Expenditure is lower than budget on Materials and Contracts \$3,634,800, Utilities \$366,639, Loss on Asset Disposals \$168,845 and Interest expenses \$15,802. These are partly offset by higher than budget expenditure on Employee Costs \$68,879, Depreciation and Amortisation \$32,495 and Insurance Expenses \$23,204.

The Capital Deficit is \$10,282,336 lower than budget. This is due to lower than budgeted expenditure on Capital Projects \$2,341,820 and Capital Works \$8,382,256, along with higher than budgeted revenue from Capital Grants and Subsidies \$126,703 and Capital Contributions \$361,029, partly offset by higher than budgeted expenditure on Vehicle and Plant Replacements \$96,140 and lower than budgeted revenue for Equity Distribution TPRC \$833,333.

*It is therefore recommended that Council NOTES the Financial Activity Statement for the period ended 31 May 2016 forming Attachment 1 to Report CJ110-07/16.*

## **BACKGROUND**

The *Local Government (Financial Management) Regulations 1996* requires a monthly Financial Activity Statement. At its meeting held on 11 October 2005 (CJ211-10/05 refers), Council approved to accept the monthly Financial Activity Statement according to nature and type classification.

## **DETAILS**

### **Issues and options considered**

The Financial Activity Statement for the period ended 31 May 2016 is appended as Attachment 1.

### **Legislation / Strategic Community Plan / policy implications**

#### **Legislation**

Section 6.4 of the *Local Government Act 1995* requires a local government to prepare an annual financial report for the preceding year and such other financial reports as are prescribed.

Regulation 34(1) of the *Local Government (Financial Management) Regulations 1996* requires the local government to prepare each month a statement of financial activity reporting on the source and application of funds as set out in the annual budget.

#### **Strategic Community Plan**

**Key theme** Financial Sustainability.

**Objective** Effective management.

**Strategic initiative** Not applicable.

**Policy** Not applicable.

#### **Risk management considerations**

In accordance with section 6.8 of the *Local Government Act 1995*, a local government is not to incur expenditure from its municipal funds for an additional purpose except where the expenditure is authorised in advance by an absolute majority of Council.

**Financial / budget implications**

All amounts quoted in this report are exclusive of GST.

**Regional significance**

Not applicable.

**Sustainability implications**

Expenditure has been incurred in accordance with adopted budget parameters, which have been structured on financial viability and sustainability principles.

**Consultation**

In accordance with section 6.2 of the *Local Government Act 1995*, the annual budget was prepared having regard to the Strategic Financial Plan, prepared under Section 5.56 of the *Local Government Act 1995*, which was made available for public comment.

**COMMENT**

All expenditure included in the Financial Activity Statement are incurred in accordance with the provisions of the 2015-16 revised budget or have been authorised in advance by Council where applicable.

**VOTING REQUIREMENTS**

Simple Majority.

**RECOMMENDATION**

**That Council NOTES the Financial Activity Statement for the period ended 31 May 2016 forming Attachment 1 to Report CJ110-07/16.**

*Appendix 6 refers*

To access this attachment on electronic document, click here: [Attach6brf160712.pdf](#)

## **CJ111-07/16 TENDER 014/16 - SUPPLY AND LAYING OF CONCRETE KERBING**

<b>WARD</b>	All
<b>RESPONSIBLE DIRECTOR</b>	Mr Mike Tidy Corporate Services
<b>FILE NUMBER</b>	105782, 101515
<b>ATTACHMENTS</b>	Attachment 1 Schedule of Items Attachment 2 Summary of Tender Submissions
<b>AUTHORITY / DISCRETION</b>	Executive - The substantial direction setting and oversight role of Council, such as adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.

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### **PURPOSE**

For Council to accept the tender submitted by Weskerb Pty Ltd for the supply and laying of concrete kerbing.

### **EXECUTIVE SUMMARY**

Tenders were advertised on 18 May 2016 through statewide public notice for the supply and laying of concrete kerbing. Tenders closed on 7 June 2016. A submission was received from each of the following:

- Weskerb Pty Ltd.
- The Trustee for Kerb Direct Kerbing Trust.
- All Civils (WA) Pty Ltd.
- The trustee for AllState Kerbing and Concrete Trust trading as AllState Kerbing and Concrete.

The submission from Weskerb Pty Ltd represents best value to the City. The company demonstrated a thorough understanding and appreciation of the City's requirements. It has been providing similar services to private and public sector including the Shire of Denmark, the Cities of Mandurah and Joondalup. Weskerb Pty Ltd is a well-established company with significant industry experience and proven capacity to provide the services to the City.

*It is therefore recommended that Council ACCEPTS the tender submitted by Weskerb Pty Ltd for the supply and laying of concrete kerbing as specified in Tender 014/16 for a period of three years at the submitted schedule of rates, with any price variations subject to the percentage change in the Perth CPI (All Groups).*

### **BACKGROUND**

The City has a requirement for the supply and laying of extruded concrete kerbing, constructing concrete pram ramps and carrying out minor concrete reinstatements associated with kerbing works as and when such works are required by the City.

The City currently has a contract with Weskerb Pty Ltd which expires on 19 August 2016. Weskerb Pty Ltd has provided a good level of service throughout the term of its contract.

Tender assessment is based on the best value for money concept. Best value is determined after considering whole of life costs, fitness for purpose, tenderers' experience and performance history, productive use of City resources and other environmental or local economic factors.

## DETAILS

The tender for the supply and laying of concrete kerbing was advertised through statewide public notice on 18 May 2016. The tender period was for three weeks and tenders closed on 7 June 2016.

### Tender Submissions

A submission was received from each of the following:

- Weskerb Pty Ltd.
- The Trustee for Kerb Direct Kerbing Trust.
- All Civils (WA) Pty Ltd.
- The trustee for AllState Kerbing and Concrete Trust trading as AllState Kerbing and Concrete.

The schedule of items listed in the tender is provided in Attachment 1.

A summary of the tender submissions including the location of each tenderer is provided in Attachment 2.

### Evaluation Panel

The evaluation panel comprised four members:

- one with tender and contract preparation skills
- three with the appropriate operational expertise and involvement in supervising the contract.

The panel carried out the assessment of submissions in accordance with the City's evaluation process in a fair and equitable manner.

### Evaluation Method and Weighting

The qualitative weighting method of tender evaluation was selected to evaluate the offers for this requirement. Prior to assessment of individual submissions a determination was made, based on the selection criteria, of what would be an acceptable qualitative score that would indicate the ability of the tenderer to satisfactorily deliver the services. The predetermined minimum acceptable qualitative score was set at 55%.

The qualitative criteria and weighting used in evaluating the submissions received were as follows:

Qualitative Criteria		Weighting
1	Capacity	45%
2	Demonstrated experience in providing similar services	30%
3	Demonstrated understanding of the required tasks	20%
4	Social and economic effects on the local community	5%

## **Compliance Assessment**

All submissions were assessed as compliant.

## **Qualitative Assessment**

AllState Kerbing and Concrete scored 48.1% in the qualitative assessment. It demonstrated its understanding of the required tasks. However, it did not fully demonstrate the capacity and experience required to undertake the works. The response did not address the structure of business, number of full-time employees, after-hours contacts for emergency requirements or the ability to provide additional personnel. Though it indicated it has carried out major projects involving kerbing and footpath components for numerous clients including McMahon Services Australia Pty Ltd, Brierty and the City of Stirling; the scope, value, period and dates of when these works were carried out were not provided.

All Civils (WA) Pty Ltd scored 50.2% in the qualitative assessment. The company demonstrated a general understanding of the requirements and the capacity to perform the work. It demonstrated limited experience in performing similar services in a long-term period based contract. Examples of works included road construction services for Georgiou, the Cities of South Perth, Kwinana and Joondalup. Though these works involved kerbing all were short term (three to six weeks) projects.

The Trustee for Kerb Direct Kerbing Trust scored 68.5% in the qualitative assessment. It has experience in providing similar services to local governments including the Shire of Kalamunda, the Cities of Wanneroo and Kwinana. Other examples of works were provided and these included kerbing projects for the City of Fremantle and assisting primary kerbing contractors for the Cities of South Perth and Subiaco. It demonstrated a thorough understanding of the required tasks and has the capacity to provide the services.

Weskerb Pty Ltd scored 73.7% in the qualitative assessment. The company demonstrated a thorough understanding and appreciation of the City's requirements. It has been providing similar services to private and public sector for many years. Examples of works included concrete kerbing for Asphalttech Pty Ltd, DM Contracting, the Shire of Denmark, the Cities of Mandurah and Joondalup. Weskerb Pty Ltd is a well-established company with significant industry experience and proven capacity to provide the services to the City.

Given the minimum acceptable qualitative score of 55%, Weskerb Pty Ltd and The Trustee for Kerb Direct Kerbing Trust qualified to progress to the stage two assessment.

## **Price Assessment**

The panel carried out a comparison of the rates offered by each tenderer in order to assess value for money to the City.

The estimated expenditure over a 12 month period will vary based on demand and is subject to change in accordance with operational requirements. For the purposes of comparison of the financial value of the tenders, the tendered rates offered by each tenderer have been applied to actual historical usage data of all scheduled items. This provides a value of each tender for comparative evaluation purposes based on the assumption that the historical pattern of usage is maintained.

The rates are fixed for the first year of the contract, but are subject to a price variation in years two and three of the contract to a maximum of the CPI for the preceding year. For estimation purposes, a 2% CPI increase was applied to the rates in years two and three.

Tenderer	Year 1	Year 2	Year 3	Total
Weskerb Pty Ltd	\$1,251,457	\$1,276,486	\$1,302,016	\$3,829,960
The Trustee for Kerb Direct Kerbing Trust	\$1,408,253	\$1,436,418	\$1,465,146	\$4,309,816
All Civils (WA) Pty Ltd	\$1,916,471	\$1,954,801	\$1,993,897	\$5,865,168
AllState Kerbing and Concrete	\$1,649,683	\$1,682,677	\$1,716,331	\$5,048,691

During 2014-15, the City incurred \$1,242,886 for concrete kerbing.

### Evaluation Summary

Tenderer	Price Ranking	Total Estimated Contract Price	Qualitative Ranking	Weighted Percentage Score
Weskerb Pty Ltd	1	\$3,829,960	1	73.7%
The Trustee for Kerb Direct Kerbing Trust	2	\$4,309,816	2	68.5%
All Civils (WA) Pty Ltd	N/A	* \$5,865,168	3	50.2%
AllState Kerbing and Concrete	N/A	* \$5,048,691	4	48.1%

\* Failed to meet the acceptable score.

Based on the evaluation result the panel concluded that the tender from Weskerb Pty Ltd provides best value to the City and is therefore recommended.

### Issues and options considered

The City has a requirement for the supply and laying of concrete kerbing as and when such works are required by the City. The City does not have the internal resources to provide the required services and requires the appropriate external contractor to undertake the works.

### Legislation / Strategic Community Plan / policy implications

#### Legislation

A statewide public tender was advertised, opened and evaluated in accordance with regulations 11(1) and 18(4) of Part 4 of the *Local Government (Functions and General) Regulations 1996*, where tenders are required to be publicly invited if the consideration under a contract is, or is estimated to be, more, or worth more, than \$150,000.

#### Strategic Community Plan

#### Key theme

Quality Urban Environment.

#### Objective

Quality built outcomes.

#### Strategic initiative

Buildings and landscaping is suitable for the immediate environment and reflect community values.

#### Policy

Not applicable.

### **Risk management considerations**

Should the contract not proceed, the risk to the City will be high as the City will not be able to complete the kerb maintenance and capital works resurfacing program on time.

It is considered that the contract will represent a low risk to the City as the recommended tenderer is a well-established company with significant industry experience and proven capacity to provide the services to the City.

### **Financial / budget implications**

<b>Account no.</b>	Various maintenance and capital works accounts.
<b>Budget Item</b>	Supply and laying of concrete kerbing.
<b>Budget amount (2016/17)</b>	\$1,250,000
<b>Amount spent to date</b>	\$ 0
<b>Proposed cost</b>	\$1,053,310
<b>Balance</b>	\$ 196,690

All amounts quoted in this report are exclusive of GST.

### **Regional significance**

Not applicable.

### **Sustainability implications**

Not applicable.

### **Consultation**

Not applicable.

### **COMMENT**

The evaluation panel carried out the evaluation of the submission in accordance with the City's evaluation process and concluded that the offer submitted by Weskerb Pty Ltd represents best value to the City.

### **VOTING REQUIREMENTS**

Simple Majority.

### **RECOMMENDATION**

**That Council ACCEPTS the tender submitted by Weskerb Pty Ltd for the supply and laying of concrete kerbing as specified in Tender 014/16 for a period of three years at the submitted schedule of rates, with any price variations subject to the percentage change in the Perth CPI (All Groups).**

*Appendix 7 refers*

To access this attachment on electronic document, click here: [Attach7brf160712.pdf](#)

**CJ112-07/16 COMMUNITY SPORTING AND RECREATION FACILITIES FUND - SMALL GRANT APPLICATION - ROUND ONE - HAWKER PARK CRICKET INFRASTRUCTURE**

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<b>WARD</b>	South
<b>RESPONSIBLE DIRECTOR</b>	Mr Mike Tidy Corporate Services
<b>FILE NUMBER</b>	22209, 101515
<b>ATTACHMENT</b>	Nil.
<b>AUTHORITY / DISCRETION</b>	Executive - The substantial direction setting and oversight role of Council, such as adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.

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**PURPOSE**

For Council to consider an application received for the Department of Sport and Recreation's Community Sporting and Recreation Facilities Fund Small Grant Round One for funding in 2016-17.

**EXECUTIVE SUMMARY**

The Community Sport and Recreation Facility Fund (CSRFF) program aims to increase participation in physical activity through the provision of funding that assists the development of well designed infrastructure for sport and recreation.

The City of Joondalup is required to assess, rank and rate all applications received from sport and recreation clubs located within the City of Joondalup.

The Department of Sport and Recreation (DSR) has \$12 million allocated for the annual CSRFF statewide grants.

The City received an application from the Warwick Greenwood Junior Cricket Club (WGJCC) for consideration as part of the CSRFF Small Grant Round One which closes on 31 August 2016.

The WGJCC is requesting the City consider a project to install a new four lane cricket practice net at Hawker Park, Warwick. The project has been estimated by the City at a cost of \$92,600. The club has indicated it could contribute \$27,273 towards the project. The City is proposing to submit a CSRFF application to the DSR for one-third of the project or \$30,867. Should the project be successful the City would be required to fund the rest of the project at a cost to the City of \$34,460.

Currently there are no funds listed within the *Five Year Capital Works Program* for this project.

*It is therefore recommended that Council ENDORSES:*

- 1 *an application to the Department of Sport and Recreation's CSRFF program for \$30,867 (ex GST) to part fund the installation of cricket infrastructure at Hawker Park, Warwick;*
- 2 *the ranking and rating of CSRFF applications below:*

<i>Applicant's Rank</i>		<i>Applicant's Rating</i>
<i>1</i>	<i>Warwick Greenwood Junior Cricket Club – installation of cricket infrastructure at Hawker Park, Warwick.</i>	<i>Well planned and needed by the applicant.</i>

## **BACKGROUND**

The CSRFF program aims to increase participation in physical activity through the provision of funding that assists the development of well designed infrastructure for sport and recreation.

The CSRFF program represents a partnership opportunity for community organisations to work with local government authorities and the DSR. Applications for funding may be submitted by a community organisation or a local government authority. A CSRFF grant will not exceed one-third of the total completed cost of the project, with the remaining funds to be contributed by the applicant's own cash or 'in-kind' contribution, and/or the local government authority.

The State Government allocates \$12 million per year for CSRFF grants in three categories over the 2016-17 period:

### **Small Grants (\$1.5 million per year; \$750,000 each round)**

Small Grants are offered on a bi-annual basis for projects that have a total value of between \$7,500 and \$200,000. Applications close in August and March of each year.

### **Annual Grants (share of \$10.5 million per year)**

Annual Grants require greater detail and planning and have a total project value of between \$200,001 and \$500,000. Applications close in September of each year.

### **Forward Planning Grants (share of \$10.5 million per year)**

Forward Planning Grants are for projects requiring a period of between one and three years to complete with a maximum grant amount of \$4 million (total project value up to \$12 million). Applications close in September of each year.

The City of Joondalup is required to place a priority ranking and rating on applications from organisations that fall within its boundaries based on the following criteria:

- Well planned and needed by the local government.
- Well planned and needed by the applicant.
- Needed by the local government, more planning required.
- Needed by the applicant, more planning required.

- Idea has merit, more preliminary work needed.
- Not recommended.

A strong emphasis is placed on a planned approach towards CSRFF applications.

## DETAILS

The City received one application for the CSRFF Small Grant Round One for 2016-17.

The City assessed the application, and developed a project summary and justification for the recommendation for the project as part of the assessment process.

### Project Summary

The WGJCC application is for the installation of a four lane cricket practice net at Hawker Park, Warwick in order to provide opportunities for cricket clubs to train at the park.

Currently, Hawker Park is utilised by Warwick Greenwood Cricket Club and Warwick Greenwood Junior Cricket Club for game use however very limited training is undertaken at the venue due to a lack of training facilities. The park currently has a centre match wicket, toilet/change room facility, 3-on-3 basketball pad, playground and a small car park.

A panel of City officers met to discuss the application and the current and future impact to the park, its users and the City. The panel's recommendation was for the application to be submitted to the DSR by the City not the club and that the City would project manage any works if successful due to the City's experience in such projects.

WGJCC operates throughout the City of Joondalup, with approximately 350 junior members. Currently the club utilises Penistone Park (three practice nets), Ellersdale Park (two practice nets), Glengarry Park (two practice nets), Hawker Park (no practice nets), Blackall Park (no practice nets) and Juniper Park (no practice nets) for training. The installation of cricket infrastructure at Hawker Park will provide the club with much needed space for training.

The project also has the potential to positively impact on the community's ability to participate in physical activity and provides increased opportunities for the safe use of the City's grounds. The installation of cricket practice nets will also provide the City with greater flexibility to manage and conduct park bookings and maintenance, this includes possible positive impacts on nearby senior cricket clubs including the Warwick Greenwood Cricket Club.

The project provides value for money and the approach taken by the WGJCC with the City managing any works provides assurance that the project will be delivered in accordance with City and Australian Standards.

The City has received written confirmation from the WGJCC that it is able to fund up to \$30,000 (inc GST) or \$27,273 (ex GST) of the total project costs as outlined below. This is just short of a full one-third contribution which means the City's contribution would be higher than one-third in correlation.

<b>Total Project Cost:</b>	<b>\$92,600 (ex GST)</b>
City of Joondalup Contribution:	\$34,460 (ex GST)
CSRFF Grant requested:	\$30,867 (ex GST)
Club contribution:	\$27,273 (ex GST)

Assessment Summary

Assessment Criteria	Evidence Provided		
	Satisfactory	Unsatisfactory	Not relevant
Project justification	✓		
Planned approach	✓		
Community input	✓		
Management planning	✓		
Access and opportunity	✓		
Design	✓		
Financial viability	✓		
Co-ordination	✓		
Potential to increase Physical activity	✓		
Sustainability	✓		

Recommendation Summary

Ranking: 1 (of 1).  
Rating: Well planned and needed by the applicant.  
Funding request: \$30,867 (ex GST).

**Issues and options considered**

The City could choose not to approve this proposal. This would result in the project not being eligible for a CSRFF grant as the local government must be a partner in the project.

**Legislation / Strategic Community Plan / policy implications**

**Legislation** Not applicable.

**Strategic Community Plan**

**Key theme** Community Wellbeing.

**Objective** Quality facilities.

**Strategic initiative** Support a long-term approach to significant facility upgrades and improvements.

**Policy** Not applicable.

**Risk management considerations**

The key risk associated with the installation of cricket infrastructure is the quality of completed works. This risk is mitigated by the City's building, approvals and purchasing processes. The City assesses all works on completion.

Should the project not receive a full funding commitment from the DSR a report will be provided for Council to consider the funding allocation and options for the project to continue.

**Financial / budget implications**

There are no funds listed in the 2016-17 budget for this project. It is anticipated that the DSR will advise the outcome of the Small Grant Round One assessments in December 2016, with any projects approved funds required to be expended by 30 May 2017 to allow for an acquittal to be completed and submitted to DSR by 15 June 2017.

All amounts quoted in this report are exclusive of GST.

**Regional significance**

Not applicable.

**Sustainability implications**

Not applicable.

**Consultation**

In July 2012 the City undertook community consultation in regards to a proposed redevelopment of Hawker Park, Warwick. The consultation results were presented to Council at its meeting held on 18 September 2012 (CJ188-09/12 refers). The consultation pack asked respondents to indicate their level of support for the construction of a new cricket practice net infrastructure as part of the proposed works. A total of 85 valid responses were received, and 62 (72.9%) were “supportive” of the nets.

**COMMENT**

The DSR, through the CSRFF, aims to increase participation in sport and recreation with an emphasis on physical activity, through rational development of sustainable, good quality, well designed and well utilised facilities. The CSRFF provides the City with an excellent opportunity to upgrade community facilities and City infrastructure with the support of the state government (Department of Sport and Recreation) and the community organisations that will directly benefit from the upgrades.

The installation of cricket infrastructure at Hawker Park, Warwick will provide the club with much needed space for training.

The project also has the potential to positively impact on the community’s ability to participate in physical activity and provides increased opportunities for the safe use of the City’s grounds. The installation of cricket practice nets will also provide the City with greater flexibility to manage and conduct park bookings and maintenance, this includes possible positive impacts on nearby senior cricket clubs including the Warwick Greenwood Cricket Club.

The project provides value for money and the approach taken by the WGJCC with the City managing any works provides assurance that the project will be delivered in accordance with City and Australian Standards.

**VOTING REQUIREMENTS**

Simple Majority.

**RECOMMENDATION****That Council:**

- 1 ENDORSES** an application to the Department of Sport and Recreation's Community Sporting and Recreation Facility Fund (CSRFF) program for \$30,867 (ex GST) to part fund the installation of cricket infrastructure at Hawker Park, Warwick;
- 2 ENDORSES** the ranking and rating of CSRFF applications below:

<b>Applicant's Rank</b>		<b>Applicant's Rating</b>
<b>1</b>	<b>Warwick Greenwood Junior Cricket Club – installation of cricket infrastructure at Hawker Park, Warwick.</b>	<b>Well planned and needed by the applicant.</b>

## CJ113-07/16 ROAD SAFETY ACTION PLAN 2016-2020

<b>WARD</b>	All
<b>RESPONSIBLE DIRECTOR</b>	Mr Nico Claassen Infrastructure Services
<b>FILE NUMBER</b>	56534, 101515
<b>ATTACHMENT</b>	Attachment 1 City of Joondalup Road Safety Action Plan 2016-2020
<b>AUTHORITY / DISCRETION</b>	Executive - The substantial direction setting and oversight role of Council, such as adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.

### PURPOSE

For Council to endorse the *Road Safety Action Plan 2016-2020*.

### EXECUTIVE SUMMARY

The City of Joondalup *Road Safety Action Plan 2011-2015* (Plan 2011) was developed to assist with the delivery of road safety programs and provide focus to achieve positive outcomes within the framework of the Safe Systems Approach adopted by the national and state authorities.

The timeframe for Plan 2011 is now complete and a new plan to provide guidance to comprehensively address road safety in the City of Joondalup has been developed. The *Road Safety Action Plan 2016-2020* (Action Plan 2020) (Attachment 1 refers) will assist in achieving the vision of reducing the number of vehicle related crashes, reducing road trauma and highlighting the ways the City addresses road safety.

Action Plan 2020 uses the Safe System approach, adopted in the State's *Road Safety Strategy*, to guide programs and actions. The Safe System approach encompasses the following four cornerstones:

- 1 Safe road users.
- 2 Safe roads and roadsides.
- 3 Safe speeds.
- 4 Safe vehicles.

It is anticipated that the application of the Safe System approach will reduce the likelihood of serious injuries and fatalities from road crashes the City.

*It is therefore recommended that Council:*

- 1 *NOTES the outcomes and achievements of the Road Safety Action Plan 2011-2015;*
- 2 *ENDORSES the City of Joondalup Road Safety Action Plan 2016-2020 as detailed in Attachment 1 to Report CJ113-07/16.*

## BACKGROUND

Responsibility for road safety is an issue that needs to be shared by the whole community both at federal, state and local levels. Shared responsibility along with the implementation of effective actions can result in a reduction of deaths and serious injuries resulting from vehicle related crashes.

The State Government, through the Road Safety Council, has a key leadership role to play in road safety in terms of funding, implementation and evaluation. The Western Australian Local Government Association (WALGA) represents local government on the Road Safety Council and provides leadership and advocacy for local governments. The Road Safety Council is supported further by the State's Road Safety Commission (previously Office of Road Safety).

Local governments are uniquely placed to provide a focus for co-ordinating road safety initiatives at the local community level due to understanding the community's road safety needs at a grassroots level.

### Achievements of the Road Safety Action Plan 2011-2015

The aims and objectives of Plan 2011 were to assist with the delivery of road safety programs and provide focus to achieve positive outcomes within the framework of the Safe Systems approach adopted by the national and state authorities.

A number of key highlights have been achieved throughout the life of Plan 2011 and included a number of initiatives involving the four key cornerstones. Plan 2011 has been successful and this is indicated by the following achievements:

#### Safe Use

- The City's Road Safety Art Competition was run in local primary and secondary schools. Topics such as bicycle safety, driver distraction as a passenger, being a considerate pedestrian or cyclist. In the life of the Action Plan 2011-2015, overall 17 schools participated in the art competition.
- The development and publication of the Bike Safety Activity Booklet aimed at primary school aged children to encourage safe cycling occurred in 2014. The booklets have been handed out at City events.
- The City, in conjunction with the Cities of Swan, Stirling and Bayswater have been involved with WALGA Roadwise's annual Blessing of the Roads road safety initiative. In March 2015 the City successfully held a Road Safety Expo and Blessing of the Road ceremony at the Joondalup Festival.
- Four motorcycle road safety theory based courses have been held in conjunction with the City of Stirling to encourage safe motorcycle use and riding behaviours.

#### Safe roads and roadsides

- The City's Local Traffic Management, Black Spot and Major Road Construction Programs included more than 50 projects relating to road safety throughout the life of Plan 2011.
- The City's road preservation and resurfacing program has involved resurfacing 74.18 kilometres of carriageway at a cost of over \$22 million within the life of Plan 2011.
- The City has modified a significant number of intersections utilising the Safe System approach and in most instances utilising state and federal grant funding. The City has converted four T-junction intersections to dual lane roundabouts on major roads and six single lane roundabouts on local distributor roads within Plan 2011s five year period. Converting T-junctions to roundabouts significantly reduces the risk of right angle crashes and therefore casualty related crashes.

- Modification to the approach legs to two major dual lane roundabouts utilising raised rumble bars has occurred on a trial basis with Main Roads WA and State Government Road Trauma grant funding assistance. The trial which occurred over a three year period, has proven to be successful and has confirmed the effectiveness of the treatments in reducing crashes on the approach to roundabouts. The application of the treatment to other roundabouts is to be considered on a case by case basis.
- The implementation of the New Pathway Program promotes safe walking and cycling environments and provides improved connectivity to achieve healthy community outcomes.

### Safe Speeds

- The City's first permanent 40km/h speed zone on Oceanside Promenade, Mullaloo was established in early 2014.
- In 2012 the City, in agreement with the WA Police commenced providing speed data obtained from traffic surveys to the WA Police's Traffic Intelligence Service, on the condition that if the 85<sup>th</sup> percentile speed was 10km/h or more over the speed limit. Since the inception of the agreement, the City has requested speed enforcement on 33 roads where this criterion was met. Reporting to the Traffic Intelligence Service is on-going utilising the Traffic Count Program.

### Safe Vehicles

- Newly purchased fleet vehicles now have the Five Star ANCAP rating where possible and if it is fit for purpose, rating in accordance with the Fleet Management Plan.

The timeframe for Plan 2011 is now complete and a new plan to provide guidance to comprehensively address road safety in the City for the ensuing years has been developed. Action Plan 2020 (Attachment 1 refers) will assist in achieving the vision of reducing the number of casualty crashes, therefore reducing road trauma and highlighting the ways the City addresses road safety.

At its meeting held on 15 September 2015 (C59-09/15 refers), the following Notice of Motion was resolved:

*"That Council REQUESTS the Chief Executive Officer to prepare a report on the feasibility of including a specific target of zero deaths and serious injuries within all City of Joondalup school precincts, in the Road Safety Action Plan 2015-2020."*

The reason for the Notice of Motion was stated as follows:

*"The Road Safety Commission has a statewide aspiration of "towards zero" for deaths and serious injuries on our roads but no specific target date is given. This motion is an attempt to break the aspiration into smaller and local achievable targets, the first being to reduce road trauma around the 50 plus schools in the City of Joondalup.*

*By focusing the City's resources on the specific target of zero deaths or serious injuries within school precincts by a set date will give us a measure of our success or otherwise."*

There are currently over 50 schools within the City and each school's community works to ensure the safety of their students. The City takes the safety of children around schools seriously and plays an integral component in supporting schools and the community in improving the road safety situation where possible. Working with the school community towards achieving an aspiration target of zero deaths or serious injuries within school precincts ensures that road safety around schools remains a high priority.

Action Plan 2020 has recognised the Notice of Motion, under its Key Focus Area 1 – Safe Road Use. Many schools within the City, struggle with issues such as illegal parking, unsafe road use practices and traffic management. Getting the message about school road safety and the impact of negative behaviours to parents is an on-going issue that many schools have difficulties addressing. The Action Plan 2020 provides the basis for more engagement between the City and schools struggling with these issues.

## DETAILS

The City, in the five year period from January 2010 to December 2014, has had a total of 10,819 recorded road crashes, including 15 fatal crashes and 303 hospitalisations on City managed roads. The highest number of crashes and fatal crashes in any one year occurred during 2010 where there were 2,442 crashes and four fatalities. Respectively, the lowest number of crashes was in 2014 with an overall total of 1,883 crashes occurring, of which five were fatalities. In response to these crash statistics it acknowledges improved outcomes achieved through the life of Plan 2011 and continuing to improve by working towards reducing the number of crashes resulting in fatal and serious injuries in the Action Plan 2020.

Action Plan 2020 will assist the City in the co-ordinated delivery of road safety programs to the local community as it provides a clear framework and direction for the City to progress road safety as a priority.

The purpose of the plan is as follows:

- Outline and prioritise road safety programs and services to ensure a comprehensive and targeted approach to road safety within the City.
- Identify areas for improvement to guide future direction on road safety programs and initiatives specific to the City.

Action Plan 2020 is guided by the Safe System approach. This approach was utilised at a federal level in delivering the *National Road Safety Action Plan 2015-2017* and forms the foundation for the *National Road Safety Strategy 2011-2020*. It has also been used at the state level for the *Towards Zero - Road Safety Strategy 2008-2020*. The approach has also been successfully used internationally in both Sweden and the Netherlands.

The Safe System approach views the road transport system holistically by seeking to manage the interaction between road users, roads and roadsides, travel speeds and vehicles. The Safe System approach recognises it is probably not possible to prevent all crashes but aims to prevent those that result in death and serious injury.

Central to the Safe System approach is the acknowledgement of our limited ability as humans to tolerate physical force. It also recognises that human error in the system is inevitable no matter how educated and compliant we are in obeying traffic laws. When crashes do occur due to human error, a 'Safe System' approach will help reduce the severity of the crash by ensuring the road and roadside is safe, the person is driving in a safe vehicle, and there are appropriate posted speed limits for safe vehicle operations.

The key focus areas of the plan is to align with the four key cornerstones of the Safe System.

These key focus areas are detailed below:

### Key focus area 1 - Safe road use

Safe road use involves reducing the likelihood of crashes resulting in injury or death through education, encouragement and enforcement of the road and traffic laws.

### Key focus area 2 - Safe roads and roadsides

Safe roads and roadsides aims to reduce the likelihood of crashes resulting in injury or death by improving the design of the infrastructure within the roads, paths and roadsides.

### Key focus area 3 - Safe speeds

Safe speeds aim to reduce the severity of crashes and consequently reducing the probability of crashes resulting in injury or death by regulating travel speeds. This takes into account the community's need to travel and the likelihood of a car crash occurring on different parts of the road network.

### Key focus area 4 - Safe vehicles

Safe vehicles aim to reduce the likelihood of crashes resulting in injury or death by improving the community's awareness of vehicle safety features and ANCAP ratings (Australasian New Car Assessment Program ratings) and to encourage the purchase of safe vehicles.

There are also five Safe System guiding principles which assist in the implementation of the four cornerstones which are as follows:

- 1 The limits of human performance - we are human and sometimes make mistakes on the road.
- 2 The limits of human tolerance to violent forces - there are physical limits to the amount of force our bodies can take before we are injured.
- 3 Shared responsibility - we are all responsible for improving road safety together.
- 4 A forgiving road system - designing a road which is safe so that if crashes do occur, death and serious injury do not occur.
- 5 Increased use of public transport - buses and trains are safer modes of transport and encouraging people to use these forms of transport will reduce death and serious injury.

The objective of Action Plan 2020 encompasses many aspects that align within the four cornerstones of the States Road Safety Strategy – Towards Zero. Action Plan 2020s objectives are as follows:

- Reduce the number of crashes that result in death or serious injury within the City of Joondalup.
- Aspire for zero deaths or serious injuries, with specific focus on school and educational precincts within the City.
- Promote, encourage and raise awareness to the community that road safety is a shared responsibility and our choices and behaviours impact others on the road network.
- Cater for and maintain focus on vulnerable road users with existing and new road improvement projects.
- Investigate innovative road safety initiatives and undertake research and development including trials, to reduce the risk of crashes on the City's road network.

The Notice of Motion submitted to Council at its meeting held on 15 September 2015 (C59-09/15 refers), provided an important element in the development of Action Plan 2020 and its objectives. The Notice of Motion therefore is recognised within Action Plan 2020 that the City “*aspires for zero deaths or serious injuries within a school precinct.*”

This statement closely aligns with the State’s Road Safety Strategy of ‘Towards Zero’ under “Safe Road Use”, while recognising that the City has been very successful in achieving many positive road safety outcomes within school precincts and the wider community. A five year crash analysis for the period 1 January 2010 to 31 December 2014 of roads within a school precinct revealed that no children have been killed or seriously injured. The City, in conjunction with the school and its community continues to work together to promote road safety and acknowledge that it is a shared responsibility.

Action Plan 2020 provides a list of actions to be delivered in an agreed timetable. It also includes a series of key performance indicators to determine the success of Action Plan 2020 that also aligns with the four cornerstones approach to road safety. Each action that sits under a cornerstone heading enables the City to ensure it not only aligns with the State’s strategy, but provides the facility to promote road safety to the community.

A final review of Action Plan 2020 will be conducted in 2020. This review will determine the effectiveness of the actions in achieving the plan’s objectives. The success of the plan will be measured through the examination of City’s crash data and road safety improvements throughout the City’s road network.

Overall, the City aims to reduce the likelihood of crashes resulting in fatalities or serious injuries. It is anticipated Action Plan 2020 will provide the necessary framework to enable a comprehensive and structured approach to successful implementation of the road safety initiatives and programs detailed in the plan.

### **Issues and options considered**

Option 1- Endorse the *Road Safety Action Plan 2016-2020*.

This is the preferred option and provides a solid platform for all future road treatments within the City’s *Five Year Capital Works Program* and road safety initiatives to the wider community.

Option 2 - Endorse the *Road Safety Action Plan 2016-2020* with changes.

Option 3 - Do not endorse the *Road Safety Action Plan 2016-2020*.

### **Legislation / Strategic Community Plan / policy implications**

**Legislation** *Road Traffic Code 2000.*

#### **Strategic Community Plan**

**Key theme** Community Wellbeing.

**Objective** Community safety.

**Strategic initiative**

- Embed safety principals into asset management and design.
- Build a community that works in partnership with government and non-government organisations to achieve real and long lasting improvements in safety and well being.

- Build a healthy community that is aware of and responsive to current public health risks.

**Policy** Not applicable.

### **Risk management considerations**

The implementation of the plan will ensure that actions are completed in a cost-effective, timely manner and will put the City in a position which is proactive towards road safety. Without the plan, actions may be disorganised, potentially unsuccessful and probably costly. The City may lose credibility in its ability to address road safety which would increase the risk of complaints and reduced customer satisfaction.

### **Financial / budget implications**

The basis of the plan is to enable infrastructure improvements and road safety initiatives to be undertaken with funding for these being subject to the City's annual budget approval process. Projects identified as existing within the plan are approved within existing service levels and have budgets allocated within existing operating or capital works budgets.

### **Regional significance**

The WALGA RoadWise Program is currently working to assist local governments to embed the Safe System approach into their policies and plans. This forms part of the shared responsibility philosophy.

### **Sustainability implications**

Not applicable.

### **Consultation**

Action Plan 2020 has been internally discussed with relevant City Officers and aligns with the *Road Safety Action Plan 2011-2015*.

### **COMMENT**

It is essential that the City aligns with the federal and state's road safety strategies and adopts the Safe System approach to road safety. The four cornerstones are an integral component in the national and state's road safety strategies and enables the City to formulate actions within the *Road Safety Action Plan 2016-2020*.

The State's '*Towards Zero*' also provided the basis of the Notice of Motion and having an aspirational target of zero deaths and serious injuries of school children within a school precinct. It is an aspiration as there are many factors that are out of the City's control, however promoting road safety and focussing on road safety initiatives with schools is critical to achieving this target. It also encourages schools and its wider community to also acknowledge the importance of each individual's responsibility of ensuring that no children are killed or seriously injured around a school precinct. This can be simply ensuring that a vehicle is parked correctly or adhering to the 40km/h speed limit in a school zone. The City has an important role in promoting to schools, parents and the wider community these road safety messages.

Action Plan 2020 is the framework at a local level, whereas the Federal and State's Road Safety Strategies provide the overarching umbrella. The four cornerstones, within the Safe System approach clearly defines the actions of the City to help in reducing deaths and serious injuries on its road network.

The *Road Safety Action Plan 2016-2020* forming Attachment 1 to this report is a base document that is yet to be branded.

## **VOTING REQUIREMENTS**

Simple Majority.

## **RECOMMENDATION**

### **That Council:**

- 1**     **NOTES** the outcomes and achievements of the *Road Safety Action Plan 2011-2015*;
- 2**     **ENDORSES** the *Road Safety Action Plan 2016-2020* as detailed in Attachment 1 to Report CJ113-07/16.

*Appendix 8 refers*

To access this attachment on electronic document, click here: [Attach8brf160712.pdf](#)

## URGENT BUSINESS

### MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

#### **NOTICE OF MOTION NO. 1 – CR NIGE JONES – CITY OF JOONDALUP COMMUNITY DOG WALK – [06131]**

In accordance with Clause 4.6 of the *City of Joondalup Meeting Procedures Local Law 2013*, Cr Jones has given notice of his intention to move the following Motion at the Council meeting to be held on Tuesday 19 July 2016:

***“That Council REQUESTS the Chief Executive Officer to prepare a report for the City to establish a Joondalup Community Dog Walk Day held in conjunction with the City’s Dogs Day Out.”***

#### **Reason for Motion**

The City of Joondalup currently holds a successful Dogs Day Out at Lexcen Park in Ocean Reef as an important service to the City’s 22,000 registered dogs and their owners. The event provides the City with an opportunity to actively engage dog owners, educating them about responsible dog ownership, dog registration and micro-chipping, as well as facilitating access to various suppliers of goods and services related to dogs and dog ownership.

There are a number of dog walk events held throughout the Perth metropolitan area, such as the RSPCA’s Million Paws Walk. These events have received overwhelming support from dog lovers and continue to grow in size and popularity. An opportunity exists for the City of Joondalup to establish a similar event for its residents, ideally leveraging the existing Dogs Day Out to strengthen the objectives of that specific event.

It is suggested that a location on the City’s coastline is considered for the walk, held in conjunction with the Dogs Day Out. A coastal location would provide an opportunity for the City to showcase its coastal assets, both natural and physical. It would also ensure minimal infrastructure and traffic management requirements, minimising the cost of the event.

A Joondalup Community Dog Walk Day held in conjunction with the City’s Dogs Day Out also presents a useful opportunity for the City of Joondalup to educate residents about the extensive range of general services available. It also creates a mechanism to instil greater awareness about the civics of the City, its governance and representative structure.

It is anticipated that expanding the current Dogs Day Out to include a Joondalup Community Dog Walk will not only further enhance and strengthen the objectives of the Dogs Day Out, but also present a useful mechanism to showcase the City’s coastal attractions and increase active participation in terms of both recreation and civics for the Joondalup community.

#### **Officer’s Recommendation**

A report can be prepared.

**NOTICE OF MOTION NO. 2 - CR LIAM GOBBERT – DEVELOPMENT POTENTIAL OF EASEMENTS AT TRANSIT INTERCHANGES – [04138, 17598]**

In accordance with Clause 4.6 of the *City of Joondalup Meeting Procedures Local Law 2013*, Cr Gobbert has given notice of his intention to move the following Motion at the Council meeting to be held on Tuesday 19 July 2016:

***“That Council REQUESTS the Chief Executive Officer to engage the State Government through the Department of Lands to discuss the development potential of easements at transit interchanges within the City's boundary.”***

**Reason for Motion**

Perth's population growth is increasing at a rate that will see the WA State capital overtake Brisbane to become Australia's third largest city by 2029. This growth is noted by the ABS as being the fastest growth rate of any Australian capital city. Growth of this scale requires sensible long-term strategic planning to ensure the proper and orderly functioning of the broader metropolitan region. The local government performs a role in this regard through the *District Planning Scheme*, the *Strategic Community Plan*, the *Local Commercial Strategy*, and the *Local Planning Strategy* (LPS) to name a few documents. The City's LPS adopted by Council at its meeting held on 15 July 2014 (CJ111-07/14 refers) contains a number of vision statements and strategies that have the intent of guiding sustainable growth of the Joondalup region. Such statements include the following:

- Promote bus/train station precincts as land use and transport hubs.
- Planning will take into account the future housing needs of an ageing population and changing household structures.
- Promote transit-oriented development that clusters a mix of land uses around high quality transport nodes.
- Encourage regeneration of older areas to provide opportunities for more diverse housing types and to upgrade physical infrastructure and improve amenity.
- Some areas with ageing housing stock may be ready for regeneration. This is part of the natural process of housing renewal and presents excellent opportunities to provide more diverse housing types and upgrade physical infrastructure and amenity.
- Promote good urban design outcomes in future housing developments which will contribute to improved quality of development and streetscapes over time.
- Where appropriate, encourage more intensive development along east-west distributor roads in the City, in line with the principles of *Directions 2031 and Beyond*, and develop policies accordingly.
- Enhance transport and movement options to support the Joondalup City Centre's intended role as the future primary centre for the north-west sub region.
- Improve transport access choices, such as walking and cycling, to activity centres.

The six heavy rail stations within the City's boundary have significant potential to accommodate the future projected growth of Perth. The City ought to engage in a dialogue with the State Government to discuss their development potential with respect to the visioning adopted by the Council through the *Local Planning Strategy*.

**Officer's Recommendation**

A report can be prepared.

**NOTICE OF MOTION NO. 3 – CR MIKE NORMAN – ADVENTURE PARK TRIAL AT WENTWORTH PARK, PADBURY – [26565]**

In accordance with Clause 4.6 of the *City of Joondalup Meeting Procedures Local Law 2013*, Cr Norman has given notice of his intention to move the following Motion at the Council meeting to be held on Tuesday 19 July 2016:

***“That Council REQUESTS the Chief Executive Officer to prepare a report on community initiated adventure play grounds including, but not limited to, community engagement, design, funding, on-going maintenance and risk mitigation arrangements, with Wentworth Park in Padbury identified as the pilot trial.”***

**Reason for Motion**

I met with 22 residents living around and vicinity of Wentworth Park (Stawell Street) in Padbury on 7 October 2015. They expressed a strong desire to enhance their local pocket park to make it more of an interesting and useful community public space for residents than it currently is. There are quite a few young families surrounding this park. However, I have explained to them given the City of Joondalup's parks hierarchy, local parks can only get funded for a small piece of standard play equipment and a bench seat.

On hearing this, the residents subsequently proposed a community tree planting (first round completed last week, more to come in 2017), a mural on some of the super-six fencing surrounding the park and a “mini adventure park” made of materials sourced mostly by themselves, designed and built by themselves, in a nature play ground configuration. This park is surrounded by residents with a variety of trades, and some have already visited the adventure parks in Minim Cove in Mosman Park and Webber Park in Willagee to get design ideas and observe the professional standard of construction that would be required (although what they envisage is nothing of the scale of these two community built and maintained facilities – what they wish to build is a “mini adventure park”). They are not asking for any formal funding from the City (except maybe an application for a Community Development grant to cover part of the cost) and are potentially willing to pay for certification by Kidsafe. I believe the City of Melville's arrangements regarding procedures and coverage by the City's insurance could apply to this project. Apparently such installations can be covered by the City's LGIS public liability insurance if they are called an “adventure park” rather than “nature play”.

The possibility of allowing residents to build their own “adventure park” for children needs to come before Council, due to the public liability / insurance implications, and the fact it has not been permitted to date within the City of Joondalup. During the recent two day Parks and Leisure conference that I attended, I discovered that at least three other local governments in Perth have permitted their community to build and maintain an adventure park, those being the Town of Mosman Park (where the very large Russell Brown Adventure Park is located), the City of Fremantle (Gold Street Park - extensive community involvement but not really an adventure park) and the City of Melville (where an adventure park has been built within Webber Park, noted as being a very good outcome).

I also note that “Russell Brown Adventure Park” at Minim Cove (Mosman Park) was built in collaboration with the Rotary Club and Mens Shed of Mosman Park. I have discussed this idea with both the Joondalup Mens Shed and the Lions Club of Whitford and they have tentatively indicated support if the Wentworth Park pilot is supported by Council to proceed. Together with the City of Joondalup and the local community, they would then become “partners in place making”.

**Officer's Recommendation**

A report can be prepared.

**ANNOUNCEMENTS OF NOTICES OF MOTION FOR THE NEXT MEETING**

**CLOSURE**



**DECLARATION OF  
FINANCIAL INTEREST/PROXIMITY INTEREST/INTEREST THAT MAY  
AFFECT IMPARTIALITY**

**To: CHIEF EXECUTIVE OFFICER  
CITY OF JOONDALUP**

<b>Name/ Position</b>	
<b>Meeting Date</b>	
<b>Item No/ Subject</b>	
<b>Nature of Interest</b>	Financial Interest * Proximity Interest* Interest that may affect impartiality* <span style="float: right;"><i>* Delete where not applicable</i></span>
<b>Extent of Interest</b>	
<b>Signature</b>	
<b>Date</b>	

Section 5.65(1) of the *Local Government Act 1995* states that:

*“A member who has an interest in any matter to be discussed at a Council or Committee meeting that will be attended by that member must disclose the nature of the interest:*

- (a) in a written notice given to the CEO before the meeting; or*
- (b) at the meeting immediately before the matter is discussed.*



**QUESTION TO BE ASKED AT  
BRIEFING SESSION/COUNCIL MEETING**

<b>TITLE</b> <i>(Mr/Mrs/Ms/Dr)</i>	<b>FIRST NAME</b>	<b>SURNAME</b>	<b>ADDRESS</b>

**QUESTIONS**

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Please submit this form at the meeting or:

- **post** to The Chief Executive Officer, City of Joondalup, P O Box 21, Joondalup WA 6919
- **email** to [council.questions@joondalup.wa.gov.au](mailto:council.questions@joondalup.wa.gov.au)

**Please note that:**

- Questions asked at a **Briefing Session** must relate to matters contained on the draft agenda.
- Questions asked at a **Council meeting** can relate to matters that affect the operations of the City of Joondalup.
- Questions asked at a **Special Meeting of the Council** must relate to the purpose for which the meeting has been called



**STATEMENT TO BE MADE AT  
BRIEFING SESSION/COUNCIL MEETING**

TITLE <i>(Mr/Mrs/Ms/Dr)</i>	FIRST NAME	SURNAME	ADDRESS

**STATEMENT**

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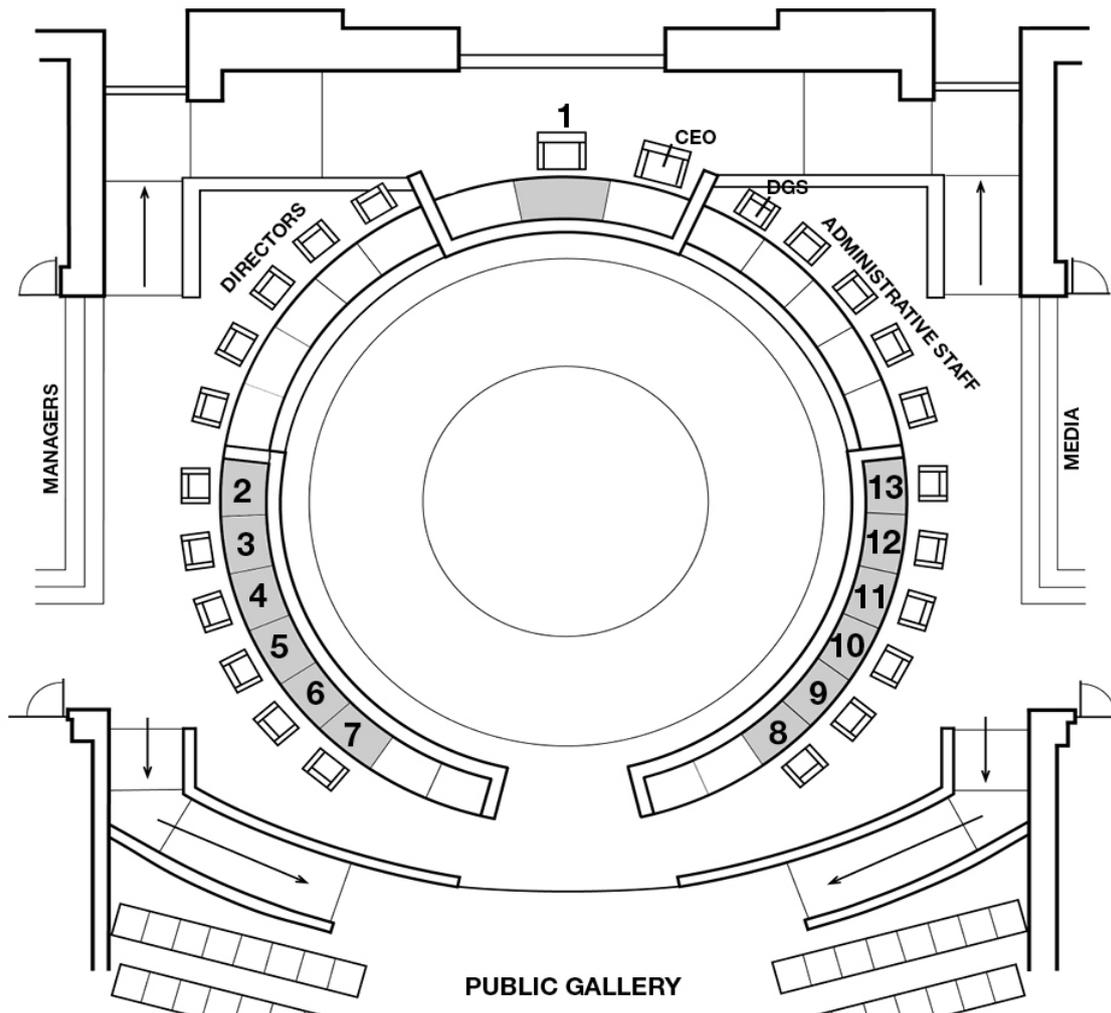
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**Please note that:**

- Statements made at a **Briefing Session** must relate to matters contained on the draft agenda.
- Statements made at a **Council meeting** can relate to matters that affect the operations of the City of Joondalup.
- Statements made at a **Special Meeting of the Council** must relate to the purpose for which the meeting has been called

## Council Chambers – Seating Diagram



### Mayor

1 His Worship the Mayor, Troy Pickard (Term expires 10/17)

### North Ward

- 2 Cr Kerry Hollywood (Term expires 10/17)
- 3 Cr Tom McLean, JP (Term expires 10/19)

### North-Central Ward

- 4 Cr Philippa Taylor (Term expires 10/17)
- 5 Cr Nige Jones (Term expires 10/19)

### Central Ward

- 6 Cr Liam Gobbert (Term expires 10/17)
- 7 Cr Russell Poliwka (Term expires 10/19)

### South-West Ward

- 8 Cr Christine Hamilton-Prime (Term expires 10/17)
- 9 Cr Mike Norman (Term expires 10/19)

### South-East Ward

- 10 Cr John Chester (Term expires 10/17)
- 11 Cr John Logan (Term expires 10/19)

### South Ward

- 12 Cr Russ Fishwick, JP (Term expires 10/17)
- 13 Cr Sophie Dwyer (Term expires 10/19)