

# agenda

## Briefing Session

A BRIEFING SESSION WILL BE HELD IN THE COUNCIL CHAMBER, JOONDALUP CIVIC CENTRE, BOAS AVENUE, JOONDALUP

**ON TUESDAY 10 APRIL 2018**

**COMMENCING AT 6.30pm**

**GARRY HUNT**  
Chief Executive Officer  
6 April 2018

[joondalup.wa.gov.au](http://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 close of business on **Monday 9 April 2018**

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

**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)

## BRIEFING SESSIONS

The following procedures for the conduct of Briefing Sessions were adopted at the Council meeting held on 19 November 2013:

### INTRODUCTION

The modern role of Council is to set policy and strategy, and provide goals and targets for the local government (the City). The employees, through the Chief Executive Officer, have the task of implementing the decisions of Council.

A well-structured decision-making process that has established protocols will provide the elected body with the opportunity to:

- have input into the future strategic direction set by Council
- seek points of clarification
- ask questions
- be given adequate time to research issues
- be given maximum time to debate matters before Council,

and ensures that the elected body is fully informed to make the best possible decisions for the City of Joondalup community.

### PURPOSE OF BRIEFING SESSIONS

Briefing Sessions will involve Elected Members, employees as determined by the Chief Executive Officer and external advisors (where appropriate) and will be open to the public.

Briefing Sessions will provide the opportunity for Elected Members to be equally informed and seek additional information on matters prior to the presentation of such matters to the next ordinary meeting of Council for formal consideration and decision.

### PROCEDURES FOR BRIEFING SESSIONS

The following procedures will apply to Briefing Sessions that are conducted by the City:

- 1 Briefing Sessions will be open to the public except for matters of a confidential nature. The guide in determining those matters of a confidential nature shall be in accordance with the *Local Government Act 1995*.
- 2 Dates and times for Briefing Sessions will be set well in advance where practicable, and appropriate notice given to the public.
- 3 The Chief Executive Officer will ensure timely written notice and an agenda for each Briefing Session will be provided to all Elected Members, members of the public and external advisors (where appropriate).
- 4 The Mayor is to be the Presiding Member at Briefing Sessions. If the Mayor is unable or unwilling to assume the role of Presiding Member, then the Deputy Mayor may preside at the Briefing Session. If the Deputy Mayor is unable or unwilling, those Elected Members present may select one from amongst themselves to preside at the Briefing Session.

- 5 There is to be no debate among Elected Members on any matters raised during the Briefing Session.
- 6 Relevant employees of the City will be available to make a presentation or respond to questions on matters listed on the agenda for the Briefing Session.
- 7 All Elected Members will be given a fair and equal opportunity to participate in the Briefing Session.
- 8 The Presiding Member will ensure that time is made available to allow for all matters of relevance to be covered.
- 9 Elected Members, employees and relevant consultants shall disclose their interests on any matters listed for the Briefing Session. When disclosing an interest the following is suggested:
  - (a) Interests are to be disclosed in accordance with the provisions of the *Local Government Act 1995*, the *Local Government (Rules of Conduct) Regulations 2007* and the City's *Code of Conduct*.
  - (b) Elected Members disclosing a financial interest will not participate in that part of the session relating to the matter to which their interest applies and shall depart the room.
  - (c) Employees with a financial interest in a matter may also consider it appropriate to depart the room when the matter is being considered, however there is no legislative requirement to do so.
- 10 A record shall be kept of all Briefing Sessions. As no decisions are made at a Briefing Session, the record need only be a general record of the items covered but shall record any disclosure of interests as declared by individuals. A copy of the record is to be forwarded to all Elected Members.
- 11 Elected Members have the opportunity to request the Chief Executive Officer to prepare a report on a matter they feel is appropriate to be raised and which is to be presented at a future Briefing Session.

### **PROCEDURES FOR PUBLIC QUESTION TIME**

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

#### **Questions asked verbally**

- 1 Members of the public are invited to ask questions at Briefing Sessions.
- 2 Questions asked at a Briefing Session must relate to a matter contained on the agenda.
- 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. Public question time is declared closed following the expiration of the allocated 15 minute time period, or earlier if there are no further questions. The Presiding Member may extend public question time in intervals of 10 minutes, but the total time allocated for public question time is not to exceed 35 minutes in total.
- 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 to 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 an Elected Member 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 Briefing Session.
- 9 Where an Elected Member is of the opinion that a member of the public is:
  - asking a question at a Briefing Session that is not relevant to a matter listed on the agenda
  - 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 responses will be summarised and included in the agenda of the next Briefing Session.
- 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 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.

#### **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 must relate to a matter contained on the agenda.

- 3 The City will accept a maximum of five 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 the close of business on the working day immediately prior to the scheduled Briefing Session will be responded to, where possible, at the Briefing Session. 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 the Briefing Session 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 Briefing Session.
- 8 A person who submits written questions may also ask questions at a Briefing Session and questions asked verbally may be different to those submitted in writing.
- 9 Questions and any response will be summarised and included in the agenda of the next Briefing Session.
- 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 at Briefing Sessions were adopted at the Council meeting held on 19 November 2013:

- 1 Members of the public are invited to make statements at Briefing Sessions.
- 2 Statements made at a Briefing Session must relate to a matter contained on the agenda.

- 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 if 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 Briefing Session, that is not relevant to a matter listed on the agenda, they may bring it to the attention of the Presiding Member who will make a ruling.
- 9 A member of the public attending a Briefing Session 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 notes of the Briefing Session.

### **PROCEDURES FOR DEPUTATIONS**

- 1 Prior to the agenda of a Briefing Session being discussed by Elected Members, members of the public will be provided an opportunity to make a deputation at the Briefing Session.
- 2 Members of the public wishing to make a deputation at a Briefing Session may make a written request to the Chief Executive Officer by 4.00pm on the working day immediately prior to the scheduled Briefing Session.
- 3 Deputation requests are to be approved by the Presiding Member and must relate to matters listed on the agenda of the Briefing Session.
- 4 Other requirements for deputations are to be in accordance with clause 5.10 of the *City of Joondalup Meeting Procedures Local Law 2013* in respect of deputations to a committee.

### **RECORDING OF THE PROCEEDINGS OF THE BRIEFING SESSION**

Proceedings of the Briefing Session shall be electronically recorded for administrative purposes only, except for matters of a confidential nature. The guide in determining those matters of a confidential nature shall be in accordance with the *Local Government Act 1995*.

## Civic Centre Emergency Procedures

The City of Joondalup values the health and safety of all visitors to City of Joondalup facilities. The following emergency procedures are in place to help make evacuation of the City of Joondalup Civic Centre safe and easy.

### Alarms

The City of Joondalup emergency system has two alarm tones:

- Alert Tone (Beep... Beep... Beep)
- Evacuation Tone (Whoop...Whoop...Whoop)

### On hearing the Alert Tone (Beep... Beep... Beep):

- DO NOT EVACUATE ON THIS TONE.
- Remain where you are.
- All designated Fire Wardens will respond and assess the immediate area for danger.
- Always follow instructions from the designated Fire Wardens.

### On hearing the Evacuation Tone (Whoop...Whoop...Whoop):

- Evacuate the building immediately as directed by a Fire Warden or via the nearest safe exit.
- Do not use lifts.
- Remain calm and proceed to the designated Assembly Area (refer to site plan below).
- People with impaired mobility (those who cannot use the stairs unaided) should report to a Fire Warden who will arrange for their safe evacuation.
- Do not re-enter the building until authorised to do so by Emergency Services.



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

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

[\*Additional Information180410.pdf\*](#)

## CITY OF JOONDALUP – BRIEFING SESSION

To be held in the Council Chamber, Joondalup Civic Centre, Boas Avenue, Joondalup on **Tuesday 10 April 2018** commencing at **6.30pm**.

### ORDER OF BUSINESS

#### OPEN AND WELCOME

#### DECLARATIONS OF FINANCIAL INTEREST/PROXIMITY INTEREST/INTEREST THAT MAY AFFECT IMPARTIALITY

#### DEPUTATIONS

#### PUBLIC QUESTION TIME

The following questions were submitted to the Briefing Session held on 13 March 2018:

**Ms M Halid, Hillarys:**

*Re: Item 12 - Dogs on Broadbeach Park, Hillarys.*

*Q1 Why are Broadbeach and Flinders Parks being singled out for discussion and public consultation in an attempt to rezone it to a 'dog on leash' park regardless of the City Ranger statement and will the three remaining 'off leash areas' of Sir James McCusker Park, Cove Park and Garrong Park now be considered for rezoning to 'dogs on a leash' park in the near future therefore reducing to nil the number of 'off leash dog' exercise parks within the City of Joondalup?*

**A1** Council received a petition in December 2017 that requested Broadbeach Park, Hillarys be rezoned as a 'dogs on leash' park. The petition refers only to Broadbeach Park. Subsequently in February 2018 Council received a petition requesting that Broadbeach Park, Hillarys retain the current zoning regarding dog access. Council is responding to those two petitions. There are more than 270 parks and reserves in the City where dogs may be exercised off leash.

*Q2 Why is the City of Joondalup failing to acknowledge the increased need for leash free park areas for dogs by discussing the possible rezoning of the current leash free areas in Flinders / Broadbeach Parks thereby reducing the available number of leash free dog zones to three parks within the City of Joondalup?*

- A2 There are more than 270 parks and reserves in the City where dogs may be exercised off leash. Council is responding to two petitions made by residents of the City expressing two different views in regard to the presence of dogs in Broadbeach Park. It is appropriate to recognise these and seek to understand where the majority view may be on the subject.
- Q3 *Why has the City of Joondalup failed to progress with the planning and implementation of the dog specific exercise areas.?*
- A3 The project is on track to be delivered in 2018-19 as per the *City's Five Year Capital Works Program* subject to Council approval.
- Q4 *What will Council and the City of Joondalup do in the near future to alleviate the problem of there being very few 'off leash' dog exercise areas within the City of Joondalup?*
- A4 There are more than 270 parks and reserves in the City where dogs may be exercised off leash.

**Mrs B Richmond, Hillarys:**

Re: *Item 12 - Dogs on Broadbeach Park, Hillarys.*

- Q1 *In the report it is stated that there have been five complaints regarding dogs chasing swans over the past two years. Can Council please advise the numbers of complainants involved, that is from one or more people?*
- A1 Three complainants.
- Q2 *If the park is re-zoned who will cover the expenses of my having to move to be close to a park where I can adequately exercise my dogs, that is estate agent's fees, stamp duty and removal costs?*
- A2 Should you choose to move to another house any expenses incurred would be yours.
- Q3 *How can Council justify the expense of going to community consultation when clearly the community does not want any change?*
- A3 Council has two petitions that it is required to address. The number of signatures on each petition does not necessarily reflect the broader engagement of the community. The consultation process will give an opportunity for a wider engagement of the community and a better understanding of the issues being considered.
- Q4 *With re-zoning in several areas of the City to higher density housing, including an area of Hillarys near the Whitford City Shopping Centre (in close proximity to the park) will come increased population and as a natural follow on increased dog ownership. Smaller blocks mean smaller or very little gardens thus necessitating more areas to exercise dogs to maintain their health. When and where will the City provide this?*
- A4 The City already provides more than 270 parks and reserves where dogs can be exercised off leash. In addition, there are seven other parks where dogs can be exercised on a leash. Local residents are also close to the Hillarys dog exercise beach.

- Q5 *As the welfare of all fauna and birdlife in the park falls directly under the jurisdiction of the State Department of Biodiversity, Conservation and Attractions (DBCA), has the City or Council sought input from DBCA with regard to the effect of controlled dogs off-leash, remembering that only five unsubstantiated reports of dogs chasing swans have been received over the past two years and this is considered of little significance by the Rangers department?*
- A5 Broadbeach Park is crown land over which the City has a Management Order, which means the park is under the care and control of the City. At this stage the City is recommending that community consultation be undertaken which will help inform the Council's decision.

**Mr Y Potvin and Ms W Cumming-Potvin, Hillarys:**

Re: *Item 12 - Dogs on Broadbeach Park, Hillarys.*

- Q1 *Has the City of Joondalup Mayor and Councillors considered where dog owners will exercise their dogs 'off the lead' and the potential problems caused by overcrowding in a very limited number of parks in Hillarys, if the re-zoning is adopted?*
- A1 Council received a petition in December 2017 that requested Broadbeach Park, Hillarys be rezoned as a 'dogs on leash' park. The petition refers only to Broadbeach Park. Subsequently in February 2018 Council received a petition requesting that Broadbeach Park, Hillarys retain the current zoning regarding dog access. Council is responding to those two petitions. There are more than 270 parks and reserves in the City where dogs may be exercised off leash.
- Q2 *Although the 'perceived' problem regarding 'dogs off leash' as representing a threat to local wildlife has been assessed as non-significant, why, as a response to the first petition (tabled December 12/17), has the City of Joondalup Council not considered alternative options, other than re-zoning, such as better signage, better public education, limited protective fencing and more effective implementation of current dog control regulations?*
- A2 Council has received two petitions. It would not be appropriate to make changes to the management of the park until the outcome of the consideration of those petitions is known. The City already provides a City Ranger presence at this and other parks and will continue to do so.

**Mr D and Ms M Sorger, Hillarys:**

Re: *Item 12 - Dogs on Broadbeach Park, Hillarys.*

- Q1 *With respect to the first paragraph of the report - "both parks should be considered as one. Both petitions are regarding Broadbeach Park. We were assured at the meeting, over the phone and by email that Flinders Park will not be included?"*
- A1 The petitions do both refer only to Broadbeach Park. As Flinders Park runs south from Broadbeach Park, the City has advised Council that it could consider whether the community consultation should extend beyond the narrowness of the wording in the petitions to address the connected parkland areas. Equally Council may address only the concerns raised in the petitions which reflects the Officer's recommendation in the report.

Q2 *Are the City of Joondalup Mayor and Councillors going to correct this unfair “chaining of the goal posts mid game” (so to speak) and make a decision in regard to Broadbeach zoning only?*

A2 The Officer’s recommendation is to consult the community about Broadbeach Park. In the report body, the City has advised Council that it could consider whether the community consultation should extend beyond the narrowness of the wording in the petitions to address the connected parkland areas of Broadbeach Park and Flinders Park. Council will decide whether to extend the consultation area or whether to maintain the original wording of the recommendation.

**Ms N Dangar, Beldon:**

Re: *Item 13 - Petition regarding approval for vehicles to access Beldon Park.*

Q1 *When will the City state accurate facts in the Briefing Agenda in regard to this petition?*

A1 The City believes the report represents an accurate version of events.

Q2 *On what date did the City officers determine that there was not an application to park cars on Beldon Park and why was the original application which gave rise to the need for the petition overlooked / misrepresented?*

A2 Following the initial event application in late 2017 and subsequent correspondence, the City conducted a site meeting with the Beldon Residents Association on 24 January 2018 to seek further clarity in regard to the event plans, including car parking locations. It was at this time the City fully understood the requirements for the event and sought the appropriate approvals.

**Ms M O’Byrne, Kinross:**

Re: *Item 5 – Status of Petitions.*

Q1 *Reference is made to the petition in relation to a performing arts facility in Joondalup within the report for the Status of Petitions. When is it likely that a report on a performing arts facility in Joondalup will be presented to Council?*

A1 Mayor Jacob commented this matter had been raised during the recent Elected Members strategic weekend, with a report anticipated to be presented to Council in the coming months.

**Mrs D Conlin, Beldon:**

Re: *Item 13 - Petition regarding approval for vehicles to access Beldon Park.*

Q1 *It has been mentioned that the Joondalup United Football Club did not have permission to park vehicles on the grassed area, so why was this not addressed at that time?*

- A1 Mayor Jacob advised no permission had been given by the City of Joondalup to the Joondalup United Football Club to park vehicles on the grassed area for its recently held fun day, given the car park sits immediately adjacent to the grassed area. Mayor Jacob further advised that he had the opportunity to visit the car boot sale that was operating well and thanked the Beldon Residents Association for acknowledging the City's provision of tables.
- Q2 *Why was no action taken in relation to the illegal parking on the grassed oval by the Joondalup United Football Club?*
- A2 Mayor Jacob commented that not all areas are patrolled at all times and encouraged members of the community to bring such matters to the attention of the City, whereby appropriate action could be taken.

**Mr G Trevena, Beldon:**

*Re: Item 13 - Petition regarding approval for vehicles to access Beldon Park.*

Q1 *At the time of lodging its application for a car boot sale, why was the Beldon Residents Association not informed that parking on the grassed area by the Joondalup United Football Club was illegal?*

A1 Mayor Jacob advised that during discussions with the Beldon Residents Association, a car boot sale was seen as an opportunity to engage with members of the local community. At the meeting held in January with the association, at no point in the discussions were the activities of other groups raised; nor the fact that cars being used as part of the boot sale would be parked on the grass rise.

Mayor Jacob stated this information was only conveyed to him approximately two to three weeks prior to the staging of the car boot sale. City officers took the view that given the fact that ample car parking was provided immediately adjacent to the site, there was no need to drive vehicles onto the grassed area.

Q2 *The Beldon Residents Association was advised by a City officer there was no problem having cars parked on the oval area. Our association did mention to the officer in question that the Joondalup United Football Club conducted a fun day in recent times and that club had access to parking on the grassed area (as shown in the photographs provided). Why do the residents of Beldon not have the same accessibility and rights?*

A2 Mayor Jacob commented there are a set of rules, applied consistently by the City in accordance with Council policy. As reiterated earlier in the meeting, at no point in discussions with the Beldon Residents Association was the prospect of cars being parked on the grassed area raised. Nor would the City consider it appropriate to drive vehicles on to the grassed area when ample car parking on a bitumised surface is available immediately adjacent to the area.

**Mrs R Millet, Beldon:**

*Re: Item 13 - Petition regarding approval for vehicles to access Beldon Park.*

*Q1 As part of the first application by the Beldon Residents Association to conduct a car boot sale at Beldon Park, the map included as part of the application indicated there would be cars parked on the grassed area. Why was the association not told at that point that permission would not be given to drive vehicles on to the park; this would have changed how the association proceeded?*

A1 While the City acknowledges the initial site plan provided by the Beldon Residents Association (BRA) does show rectangles drawn by the BRA on the park, these were not clearly identified as representing vehicles and therefore not interpreted as such by the City during the initial event assessment.

**Mr T Gilbert, Hillarys:**

*Re: Item 12 - Dogs on Broadbeach Park, Hillarys.*

*Q1 Part of the report indicates there is no evidence to suggest that dogs are having more of an impact on Broadbeach Park than any other park in Joondalup. That being the case, why is it necessary to go out for further public consultation at an estimated cost of \$4,500 to deem this park 'dogs on a leash' when an earlier petition tabled was clearly against this?*

A1 Mayor Jacob advised the report to be considered by Council was to determine whether further public consultation should be undertaken. This is not a matter that Council has raised on its own initiative, rather a signed petition tabled by an Elected Member on behalf of the community. In an attempt to be open, accountable and engage with all residents of the community, Council will consider the petition, call for a report and determine whether further consultation to analyse the views of the local community is required.

## **PUBLIC STATEMENT TIME**

**The following statements were made at the Briefing Session held on 13 March 2018:**

**Mr Y Potvin, Hillarys:**

*Re: Item 12 – Dogs on Broadbeach Park, Hillarys.*

Mr Potvin commented his family are dog owners and use Broadbeach Park twice a day to exercise their dog 'off the leash' due to the prohibitions applying to Mawson Park near their residence.

Mr Potvin raised his concerns in relation to information pertaining to perceived problems at the park with respect to dogs 'off the leash' attacking wildlife on the park.

Mr Potvin did not believe rezoning of the park would be a solution to a problem that has been assessed by the City of Joondalup as non-significant and requested that the park remain as it is currently, that is a dog 'off the leash' park.

**Mrs M Sorger, Hillarys:**

*Re: Item 12 – Dogs on Broadbeach Park, Hillarys.*

Mrs Sorger stated she used Broadbeach Park on a daily basis to exercise her dog 'off the leash' and enjoyed the social interaction with the community and other dog owners alike.

Ms Sorger sought the support of Council to retain Broadbeach Park as is, thereby allowing owners to exercise their dog on the park 'off a leash'.

**Mrs B Richmond, Hillarys:**

*Re: Item 12 – Dogs on Broadbeach Park, Hillarys.*

Mrs Richmond spoke in support of retaining the current zoning of 'dogs off a leash' at Broadbeach Park.

Mrs Richmond extended an invitation to Elected Members to visit the park prior to the Council meeting to be held on 20 March 2018 to see first-hand the harmony and community spirit experienced by the vast majority of users of the park and to witness the tranquillity of the lake and its wildlife.

Mrs Richmond believed this would allow Elected Members to be in a more informed position to retain the status quo and continue the zoning of dogs 'off a leash' while under the effective control of their owners.

**Mr J Richmond, Hillarys:**

*Re: Item 12 – Dogs on Broadbeach Park, Hillarys.*

Mr Richmond believed the petition seeking to zone Broadbeach Park a 'dogs on leash' park was not supported by the vast majority of users of the park.

Mr Richmond was supportive of retaining the park under its current zoning that enables owners to exercise their dogs 'off the leash'.

**Ms N Imeson, Hillarys:**

*Re: Item 12 – Dogs on Broadbeach Park, Hillarys.*

Ms Imeson commented the 700 community members who responded to the petition did not want the zoning laws changed and was of the opinion the expenditure of approximately \$5,000 to undertake further public consultation was not warranted.

Ms Imeson sought the support of Council to retain Broadbeach Park as is, thereby allowing owners to exercise their dog on the park 'off a leash'.

**Mrs D Conlin, Beldon:**

Mrs Conlin requested the Beldon Residents Association be advised when Beldon Park has been booked by other users so they are aware the persons are using the park with permission.

## **APOLOGIES AND LEAVE OF ABSENCE**

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

Cr Mike Norman	6 April to 13 April 2018 inclusive;
Cr Nige Jones	16 April to 27 April 2018 inclusive;
Mayor Hon. Albert Jacob, JP	26 April to 7 May 2018 inclusive;
Cr Christine Hamilton-Prime	5 May to 15 May 2018 inclusive;
Cr Nige Jones	20 May to 25 May 2018 inclusive.

## REPORTS

### ITEM 1 DEVELOPMENT AND SUBDIVISION APPLICATIONS – FEBRUARY 2018

<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 Applications Determined – February 2018 Attachment 2 Monthly Subdivision Applications Processed – February 2018
<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 February 2018.

#### 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 February 2018 (Attachment 1 refers), as well as the subdivision application referrals processed by the City during February 2018 (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 27 June 2017 (CJ091-06/17 refers) Council considered and adopted the most recent Town Planning Delegations.

## DETAILS

### Subdivision referrals

The number of subdivision and strata subdivision referrals processed under delegated authority during February 2018 is shown in the table below:

Type of subdivision referral	Number of referrals	Potential additional new lots
Subdivision applications	5	3
Strata subdivision applications	6	6
<b>TOTAL</b>	<b>11</b>	<b>9</b>

*Of the 11 subdivision referrals, eight were to subdivide in housing opportunity areas, with the potential for seven additional lots.*

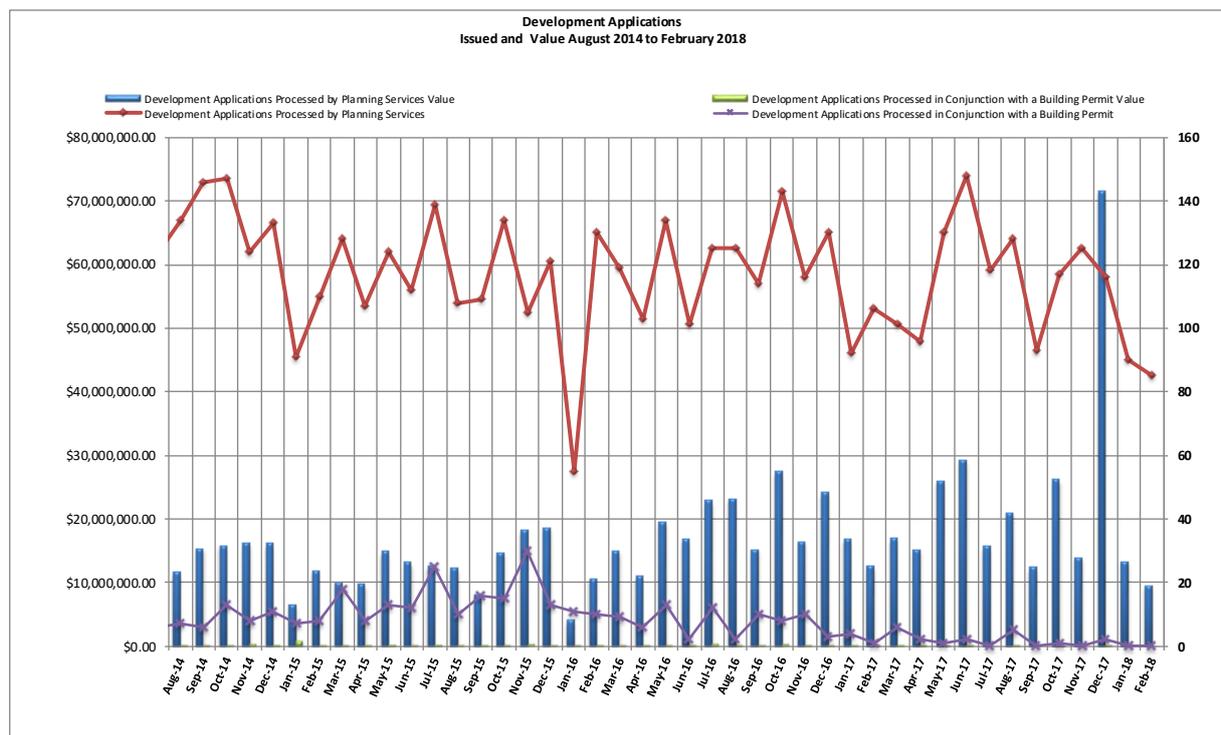
### Development applications

The number of development applications determined under delegated authority during February 2018 is shown in the table below:

Type of development application	Number	Value (\$)
Development applications processed by Planning Services	85	\$ 9,380,298
Development applications processed by Building Services	0	0
<b>TOTAL</b>	<b>85</b>	<b>\$ 9,380,298</b>

*Of the 85 development applications, 12 were for new dwelling developments in housing opportunity areas, proposing a total of 20 additional dwellings.*

The total number and value of development applications determined between July 2014 and February 2018 is illustrated in the graph below:



The number of development applications received during February was 107. (This figure does not include any development applications to be processed by Building Approvals as part of the building permit approval process).

The number of development applications current at the end of February was 203. Of these, 45 were pending further information from applicants and 12 were being advertised for public comment.

In addition to the above, 169 building permits were issued during the month of February with an estimated construction value of \$15,613,667.

**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 85 development applications were determined for the month of February with a total amount of \$38,026 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 this Report during February 2018;**
- 2 Subdivision applications described in Attachment 2 to this Report during February 2018.**

*Appendix 1 refers*

*To access this attachment on electronic document, click here: [Attach1brf180410.pdf](#)*

## **ITEM 2 JOONDALUP DESIGN REFERENCE PANEL - CHANGES TO TERMS OF REFERENCE**

<b>WARD</b>	All
<b>RESPONSIBLE DIRECTOR</b>	Ms Dale Page Planning and Community Development
<b>FILE NUMBER</b>	34172, 103712, 101515
<b>ATTACHMENTS</b>	Attachment 1 Joondalup Design Reference Panel – Terms of Reference (current)  Attachment 2 Joondalup Design Reference Panel – Terms of Reference (proposed)
<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 consider changes to the terms of reference for the Joondalup Design Reference Panel (JDRP) to enable a greater number of applications to undergo independent design review as part of the City's assessment of the proposals.

### **EXECUTIVE SUMMARY**

The JDRP is a Council-appointed panel of industry representatives from the Australian Institute of Architects, the Planning Institute of Australia and the Australian Institute of Landscape Architects. The JDRP provides external, independent design advice on development proposals in the City of Joondalup.

The current terms of reference for the JDRP include consideration of all new development and major extensions to buildings in the City Centre, as well as major development proposals outside of the City Centre, with the exception of:

- single houses
- developments of less than 10 multiple dwellings (apartments)
- developments of less than 10 grouped dwellings (units or townhouses)
- extensions to commercial or mixed-use buildings that do not significantly affect the streetscape.

At its meeting held on 21 November 2017 (CJ177-11/17 refers), Council considered various strategies to better manage the impacts of urban infill within the City's Housing Opportunity Areas (HOAs). One of the strategies agreed to by Council was to expand the terms of reference for the JDRP to enable a greater number of applications for multiple dwellings to undergo independent design review. Council also agreed to initiate a scheme amendment to include provisions in the planning scheme requiring regard be given to the recommendations made by the JDRP.

It is proposed to expand the terms of reference to include consideration of all multiple dwelling developments consisting of five or more dwellings, outside of the City Centre. Although not formally requested by Council, it is also proposed that independent design review be undertaken of grouped dwelling developments consisting of five or more dwellings.

The additional, independent design review by the JDRP will add greater integrity to the approval process and will achieve higher quality design outcomes for multiple dwelling and larger grouped dwelling developments in the City's HOAs.

## **BACKGROUND**

At its meeting held on 30 September 2008 (CJ213-09/08 refers), Council established the Design Advisory Panel. The Terms of Reference have been modified several times since then and the name has been changed to Joondalup Design Reference Panel (JDRP) to avoid potential confusion with the Joint Development Assessment Panel (JDAP). The most recent changes to the Terms of Reference were considered by Council at its meeting held on 24 June 2014 (CJ084-06/14 refers).

Since the formal introduction of dual density codes in the City's HOAs in early 2016, a total of 18 separate applications for multiple dwellings have been determined in the HOAs. Of the 18 applications approved, three were considered by the JDRP as they were either for 10 or more multiple dwellings or included commercial development. This means that 15 of the 18 applications for multiple dwellings were not considered by the JDRP.

Within the same period, 190 applications for grouped dwellings have been determined in the HOAs. All of these proposed less than 10 grouped dwellings and therefore were not subject to consideration by the JDRP. The majority of grouped dwelling applications were for four grouped dwellings or less. There have only been two grouped dwelling applications determined proposing more than four dwellings. One was a six grouped dwelling application and the other a seven grouped dwelling application.

As a result of community concern about some of the infill development occurring in the HOAs, at its meeting held on 21 November 2017 (CJ177-11/17 refers), Council requested that the Terms of Reference for the JDRP be expanded to enable a greater number of applications for multiple dwellings to undergo independent design review. Council also agreed to initiate an amendment to the planning scheme to include provisions requiring regard be given to the recommendations made by the JDRP.

Currently, the recommendations made by the JDRP are taken into account when decisions are made on development applications. However, the JDRP and its recommendations are not currently recognised in the City's planning scheme. Accordingly, there is currently no statutory weight that can be given to the JDRP recommendations when making decisions on development applications.

In addition to the above, a draft *Design Review Guide* was released for comment in October 2016 by the Western Australian Planning Commission (WAPC) as part of the *Design WA* suite of documents. The draft *Design Review Guide* was developed to provide a consistent approach to the operation of State and local government design panels (such as the City's JDRP), with the expectation that development over a particular threshold will be subject to some sort of design review.

In relation to multiple dwelling applications, the draft *Design Review Guide* recommends that developments proposing 10 or more multiple dwellings should be subject to design review. It also recommends that discretion be applied in whether or not to apply design review to developments proposing less than 10 multiple dwellings.

The City's submission on the *Design WA* suite of documents, including the draft *Design Review Guide*, was considered by Council at its meeting held on 21 February 2017 (CJ005-02/17 refers). The City made a number of comments on the document, including comment that a monetary threshold should not be the determinant for design review as construction value does not necessarily always correlate with the extent of impact from a development. Concerns were also raised by the City regarding resourcing for pre-lodgement review and the potential costs of aligning panel requirements with the *Design Review Guide* (estimated at upwards of \$48,000 (based on current terms of reference)). The draft *Design Review Guide* has not yet been finalised by the WAPC.

## DETAILS

The current terms of reference for the JDRP are included as Attachment 1. The current terms of reference for the JDRP include consideration of all new development and major extensions to buildings in the City Centre, as well as major development proposals outside of the City Centre, with the exception of:

- single houses
- developments of less than 10 multiple dwellings (apartments)
- developments of less than 10 grouped dwellings (units or townhouses)
- extensions to commercial or mixed-use buildings that do not significantly affect the streetscape.

The majority of applications for multiple dwellings received in the City's HOAs have been for less than 10 dwellings and therefore have not been considered by the JDRP.

In the HOAs, there has been a significantly higher number of applications received and determined for grouped dwellings than for multiple dwellings. Multiple dwelling development, however, typically results in a more intense built form outcome than if a site is developed with grouped dwellings. It has been the City's experience, since implementation of the *Local Housing Strategy*, that most grouped dwelling applications are for four or less dwellings. However, most multiple dwelling applications are for six or more dwellings - in most instances on a lot previously occupied by a single house.

The proposed amended JDRP terms of reference are included as Attachment 2 (with modified parts highlighted). It is intended that the modifications will result in those residential developments with the greatest potential to impact on streetscape and on surrounding residents being subject to independent design review (all multiple dwellings outside of the City Centre and grouped dwelling developments outside of the City Centre where five or more dwellings are proposed).

Generally, grouped dwellings have less impact on the streetscape and on neighbouring properties than multiple dwellings do. One of the key reasons for this is that the State Government's *Residential Design Codes* (R-Codes) do not include minimum / average lot sizes for multiple dwellings on sites with an R-Code of R40 or greater. The R-Codes do include minimum / average lot sizes for grouped dwellings and therefore the number of grouped dwellings that can be accommodated on an R40 site is more constrained than for multiple dwellings.

The primary reason that a threshold of five grouped dwellings is proposed in the amended JDRP terms of reference is that there are some R-Code provisions for grouped dwellings which only come into play for developments of five or more grouped dwellings (including visitor parking and access requirements). The introduction of these provisions at the five grouped dwelling threshold are an indicator that developments at this scale may begin to have more of an impact on neighbours and the streetscape and therefore need a more

considered design response, which could benefit from review by the City's specialist panel members.

To extend the design review process to applications proposing less than five grouped dwellings is not considered a practical option in terms of staff resources and the impact this would have on processing times for all development applications throughout the City of Joondalup, given 188 of the 190 grouped dwelling applications determined within HOAs proposed four or less dwellings. Moreover, it is considered that grouped dwelling developments with four or less dwellings are less likely to have a significant impact on the streetscape or surrounding residents.

In order to manage the increased number of applications proposed to be considered by the JDRP, the proposed modifications to the terms of reference also include a change to meeting scheduling from "as required" to "monthly" and with additional meetings "as required".

In addition to the above considerations, there is future potential for the City to require applicants to cover costs associated with running the JDRP. Clause 49 of the *Planning and Development Regulations 2009* permits a local government to charge an applicant of a development application the "costs and expenses of specialist advice, such as advice in relation to heritage matters, required in relation to the application". It could be considered that the design advice provided by the specialists on the JDRP is specialist advice; however, until such time that there is a statutory head of power within the planning scheme to require the JDRP process to form part of assessment of applications, it is not considered that costs incurred by the City can reasonably be applied in accordance with the *Planning and Development Regulations 2009*.

These changes to the planning scheme will form part of a separate report to Council dealing with a larger scheme amendment to include new provisions in the planning scheme to enable the City to better control the impact of infill development in HOAs, as agreed to by Council at its meeting held on 21 November 2017 (CJ177-11/17 refers).

### **Issues and options considered**

There are several options available to Council in relation to expanding the JDRP terms of reference. All options presented will achieve the objective of subjecting more multiple dwelling developments to independent design review, consistent with Council's resolution at its meeting held on 21 November 2017 (CJ177-11/17 refers).

Included as an option is the possibility of the JDRP also considering grouped dwelling applications of five or more dwellings. An option to subject all grouped dwelling applications to the JDRP process has not been included as the value that design review can add to smaller development proposals is considered to be limited. Also, it is not considered a practical option in terms of staff resources or in terms of the impact it would have on processing times of all development applications in the City, given 188 of the 190 grouped dwelling applications determined within HOAs proposed four or less dwellings. Moreover, it is considered that grouped dwelling development of a scale of four or less dwellings will be less likely to have a significant impact on the streetscape or surrounding residents.

In the event Council adopts one of the options outlined below, it is intended that the changes to the terms of reference will become effective immediately and will apply to all new development applications lodged following the date of Council's decision on this matter.

The options together with the advantages and disadvantages are set out in the table below:

OPTIONS	ADVANTAGES	DISADVANTAGES
<b>Option A</b>		
<p>JDRP considers multiple dwelling applications of six or more dwellings outside of the City Centre.</p>	<p>Most multiple dwelling applications would be subject to independent design review</p>	<p>Additional costs to the City to pay for more panel meetings.</p> <p>Additional staff resources required to prepare JDRP reports and attend JDRP meetings.</p> <p>Not all multiple dwelling applications would be considered by the JDRP. Applications proposing less than six multiple dwellings could still result in streetscape and neighbour impacts but would not have the benefit of an independent design review. It is however noted that, to date, there have been no multiple dwelling developments received by the City in its HOAs that proposed less than six dwellings.</p> <p>Larger grouped dwelling developments, that have the potential to have streetscape impacts or impacts on surrounding residents, would not be captured under this option.</p>
<b>Option B</b>		
<p>JDRP considers all multiple dwelling applications outside of the City Centre.</p>	<p>All multiple dwelling applications would be subject to independent design review with no exceptions.</p>	<p>Additional costs to the City to pay for more panel meetings.</p> <p>Additional staff resources required to prepare JDRP reports and attend JDRP meetings.</p>

OPTIONS	ADVANTAGES	DISADVANTAGES
<b>Option B</b>		<p>However, based on the multiple dwelling applications received in the City's HOAs to date, Option B would have no greater impact on staff resources or costs associated with the JDRP than Option A.</p> <p>Larger grouped dwelling developments, that have the potential to have streetscape impacts or impacts on surrounding residents, would not be captured under this option.</p>
<b>Option C</b>		
JDRP considers all multiple dwelling applications and grouped dwelling applications of five or more dwellings outside of the City Centre.	<p>All multiple dwelling applications would be subject to independent design review with no exceptions.</p> <p>Larger grouped dwelling development applications most likely to result in streetscape or neighbour impacts would also be subject to design review.</p>	<p>Slightly more cost to the City than Options A or B.</p> <p>Slightly more staff resources required than with Option A or B to prepare JDRP reports and attend JDRP meetings.</p>

### Legislation / Strategic Community Plan / policy implications

#### Legislation

*Planning and Development Act 2005.*  
*Planning and Development Regulations 2009.*  
*Planning and Development (Local Planning Schemes) Regulations 2015.*  
*City of Joondalup District Planning Scheme No. 2.*

#### Strategic Community Plan

#### Key theme

Quality Urban Environment.

#### Objective

Quality built outcomes.

#### Strategic initiative

Building and landscape is suitable for the immediate environment and reflect community values.

**Policy**

*Residential Development Local Planning Policy.*  
*State Planning Policy 3.1: Residential Design Codes (R-Codes).*  
*Draft State Planning Policy 7 Design of the Built Environment.*  
*Draft WAPC Apartment Design Policy.*

Applications for residential development will continue to be assessed against the requirements of the R-Codes and the City's *Residential Development Local Planning Policy* until a new scheme amendment is finalised for the HOAs by the WAPC and the Minister for Planning and until a new local planning policy (which has the support of the WAPC) is adopted for the HOAs. Until the draft WAPC *Apartment Design Policy* is finalised the City will also continue to request that applicants of multiple dwelling proposals provide a summary of how the 10 Design Principles outlined in the draft *Apartment Design Policy* have been considered and achieved.

**Risk management considerations**

In expanding the role of the JDRP to participate in the design review of a greater number of multiple dwellings, this will result in an additional process for such applications and an increase in the amount of reporting undertaken by City officers. This will, in turn, increase the amount of overall time taken for officers to deal with an application and consequently may impact on service delivery and the ability for the City to meet statutory timeframes for the determination of development applications. If this likely increase in time results in a greater number of applications not being determined within their statutory timeframe, the City may become involved in a greater number of applications for review by the State Administrative Tribunal (SAT) as applicants may elect to exercise their right for review by the SAT for 'deemed refusal' applications.

If the role of the JDRP is left unchanged, there is a risk that some members of the community will remain concerned with the design outcomes of multiple dwellings and the impact on existing neighbourhoods.

**Financial / budget implications**

The City currently incurs an annual cost associated with the operation of the JDRP of approximately \$7,000. Based on the number of multiple dwelling applications lodged since implementation of the City's *Local Housing Strategy*, it is estimated that the annual costs associated with operating the JDRP would increase to approximately \$12,000 - \$15,000 (depending on the number of additional meetings required) if all multiple dwellings in HOAs are considered. This could increase marginally if grouped dwelling proposals of more than five dwellings are also included.

**Regional significance**

Not applicable.

**Sustainability implications**

Sustainability impacts of individual developments are addressed in reports to the JDRP and, where applicable, in reports to Council or the Development Assessment Panel.

## Consultation

No consultation has taken place in regard to this Report.

## COMMENT

There are various options available to Council to increase the number of multiple dwelling applications that are subject to independent design review by the JDRP. With all of the options, it is likely there will be a need for more regular JDRP meetings. Given the above it is recommended that the terms of reference are modified to propose monthly scheduled meetings.

A comprehensive review of the terms of reference in accordance with the draft *Design Review Guide* is not recommended at this time, given the *Design WA* suite of documents has not been finalised by the WAPC and the City did not support some aspects of the draft when it was advertised. A further review of the terms of reference could be undertaken in the future once the WAPCs position has been finalised.

In terms of increasing the JDRPs consideration of multiple dwelling developments, Council could select a reduced threshold based on the number of multiple dwellings proposed (Option A). This would reduce the threshold for JDRP consideration from 10 dwellings (currently) to a minimum of six. While this would capture most multiple dwelling developments, there is still potential for multiple dwelling developments with less than six dwellings to have streetscape or neighbour impacts.

The alternative to Option A is for the JDRP to consider all multiple dwelling development applications (Option B). This is unlikely to result in many more applications being considered than with Option A, however it provides certainty that any number of multiple dwellings proposed will result in independent design review.

Option C goes one step further and also considers the potential impact that larger grouped dwelling developments can have on the streetscape and surrounding properties. The majority of grouped dwelling developments received by the City are for four dwellings or less. It is considered that independent design review of these developments is generally unnecessary given the usually limited impact on streetscape and / or neighbouring properties (compared with more intense forms of development). Independent design review of such developments is not practical from a resourcing point of view given the high volume of these smaller grouped dwelling applications received by the City. Option C however includes consideration by the JDRP of grouped dwelling applications where five or more dwellings are proposed. It is considered that these applications could potentially affect streetscape and / or neighbouring properties to the same degree as a multiple dwelling development. It is therefore considered that Option C will provide the most appropriate outcome by ensuring all multiple dwelling developments and larger grouped dwelling developments outside of the City Centre are considered by the JDRP.

It is considered that the thresholds relating to JDRP consideration of grouped and multiple dwellings within the City Centre should remain unchanged at 10 dwellings. Expectations for this type of development are different within the City Centre and there is less potential for smaller development applications to be received and for those applications to adversely impact on streetscape or neighbouring properties.

Further modifications to the terms of reference could occur in the future subject to finalisation of the WAPC draft *Design Review Guide*. Payment by applicants could also be considered in the future in accordance with the *Planning and Development Regulations 2009*, subject to future amendment to the planning scheme to enable the JDRP to be a matter considered by the local government when considering a development application.

## VOTING REQUIREMENTS

Simple Majority.

## RECOMMENDATION

That Council:

- 1 **AMENDS** the Joondalup Design Reference Panel Terms of Reference, by modifying points 3.3 and 5.1 to read as follows:
  - “3.3 Major building development outside of the City Centre including:**
    - ***all multiple dwelling applications;***
    - ***grouped dwelling applications of five or more dwellings;***
    - ***new commercial and / or mixed-use developments (excluding additions that do no significantly impact on the street or adjoining properties);***
    - ***any other development that has the potential to significantly alter the streetscape, adjoining properties or character of the locality as determined by the Director Planning and Community Development;***
  - 5.1 Meetings of the Panel shall be convened monthly at a regular time in order to provide certainty to applicants and to enable design review early in the application assessment process. Additional meetings may be convened by the City if required, in order to meet report deadlines for Council or Development Assessment Panel meetings.”;**
- 2 **NOTES** that the changes to the Terms of Reference will become effective immediately and will apply to all new applicable development applications lodged following the date of this decision;
- 3 **ADVISES** the panel members of the Joondalup Design Reference Panel of this decision.

*Appendix 2 refers*

To access this attachment on electronic document, click here: [Attach2brf180410.pdf](#)

### **ITEM 3                    PROPOSED ADDITIONS AND CHANGE OF USE FROM SINGLE HOUSE TO NURSING HOME - LOT 197 (39) MELISSA STREET, DUNCRAIG**

<b>WARD</b>	South
<b>RESPONSIBLE DIRECTOR</b>	Ms Dale Page Planning and Community Development
<b>FILE NUMBER</b>	08821, 101515
<b>ATTACHMENTS</b>	Attachment 1    Location plan Attachment 2    Development plans
<b>AUTHORITY / DISCRETION</b>	Administrative - Council administers legislation and applies the legislative regime to factual situations and circumstances that affect the rights of people. Examples include town planning applications, building licences and other decisions that may be appealable to the State Administrative Tribunal.

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#### **PURPOSE**

For Council to determine a development application for additions to an existing residential property and to change the use on-site from 'Single House' to a 14 bed 'Nursing Home' at Lot 197 (39) Melissa Street, Duncraig.

#### **EXECUTIVE SUMMARY**

An application for additions to a single house and change of use to a Nursing Home was received by the City on 25 August 2017. The proposal includes the addition of an upper floor comprising six modified 40 foot long (approximately 12 metres) sea containers, a lift to serve the upper floor, additional parking and various communal facilities such as lounge(s), kitchen(s) and bathrooms. With the additions to the existing dwelling, a total of 14 beds and eight bathrooms is proposed.

A 'Nursing Home' is a discretionary ("D") use in the "Residential" zone under the City's *District Planning Scheme No. 2* (DPS2). The City is required to exercise its discretion in determining the application. The application is also required to be considered by Council due to there being no specified parking standard for Nursing Home under DPS2.

The development site is located in a residential area comprising existing single dwellings. The site forms part of Housing Opportunity Area 4 under the City's *Local Housing Strategy*.

The application documents provided by the applicant are considered deficient, in regard to key aspects of the proposal such as parking and the appearance of the building. The use of sea containers as a significant part of the proposed development is considered to have potential negative impacts on local amenity if not appropriately treated to match or complement the existing dwelling.

The City has formed a view that the proposal cannot be supported due to:

- the scale of the proposal
- the shortage of on-site parking
- insufficient information provided by the applicant in support of the proposal.

As such, there has been no consultation with surrounding owners and occupiers to date.

It is recommended that Council refuses the application.

## BACKGROUND

<b>Suburb/Location</b>	Lot 197 (39) Melissa Street, Duncraig.
<b>Applicant</b>	Bryan Peter Nesbitt.
<b>Owner</b>	Bryan Peter Nesbitt.
<b>Zoning</b>	<b>DPS</b> Residential.
	<b>MRS</b> Urban.
<b>Site area</b>	765m <sup>2</sup> .
<b>Structure plan</b>	Not applicable.

The subject site is located at the corner of Nekaya Way and Melissa Street in the north-western part of Duncraig. Marmion Avenue is located to the west of the site and Hepburn Avenue is approximately 130 metres to the north of the site (Attachment 1 refers).

The subject site is zoned 'Residential' under DPS2, is located in Housing Opportunity Area 4 and has a dual-density coding of R20/R40. The lot was first developed in 1983 as a single house. Additions have been done to the property since this time, including a double storey addition at the east end of the house, as well as a double garage fronting Nekaya Way.

The surrounding area is generally characterised by single dwellings on lots that exceed 600m<sup>2</sup>. Lots of this size (including the subject site) have the potential to accommodate grouped or multiple dwelling development in accordance with the R40 code.

Prior to lodging the development application, the applicant, who is also the landowner, held discussions with the City to try to gauge the level of support for a nursing home proposal and to obtain some guidance on the requirements for such an application. The City indicated the challenges with modifying the existing dwelling to accommodate a nursing home on the site, including the provision of adequate car parking and the impact of the development on the surrounding residential area. The appearance of the proposal was also discussed with the applicant.

Following lodgement of the development application for a nursing home the applicant briefly requested the City to abandon the proposal in favour of a different proposal for a large 14 bedroom dwelling. In response to this requested change, the City requested further information regarding the new proposal, but this information was not forthcoming. More recently, the applicant has instructed the City to proceed with assessment and determination of the nursing home proposal.

## DETAILS

The applicant has advised that the proposal is for a 14 bed aged care facility for female dementia patients. The proposed use constitutes a "Nursing Home", which DPS2 defines as '*premises in which persons who do not require constant medical attention are received as patients and lodged for the purposes of medical supervision and nursing care.*'

The development plans for the proposal are provided at Attachment 2. The proposal consists of the following:

- The conversion of six rooms within the existing single house into rooms for the nursing home.
- The addition of six sea containers at the upper floor level. The sea containers will be modified to provide eight bedrooms, four bathrooms, a lounge and a kitchen. In addition to a stairway, the upper floor additions will be serviced by an elevator.
- A staff complement of three carers and one nursing manager during the day and one carer together with a nurse on-call through the night. The applicant will reside off-site.
- On-site parking for five cars. Two crossovers are proposed to be used, one from Nekaya Way (existing) and one from Melissa Street (new). Four cars can be accommodated on the two driveways and one in a single garage. The single garage is too narrow to meet the Australian Standard for a double garage.
- The retention of an existing solid perimeter fence to both street boundaries with a minimum height of 1.8 metres.
- Verge parking for visitors, although this has not been indicated on the plans.

In addition to the above aspects of the proposal the applicant has indicated that relatives of nursing home residents would be allowed to stay overnight in fold-out beds, thereby not requiring separate rooms. Food preparation will be on-site and will be undertaken by a cook. Laundry services will also be provided on-site.

The applicant has indicated his intention to buy, or rent with the intention of buying, the property next door at 37 Melissa Street, for the purposes of housing the nursing staff.

When initially submitted, the proposal lacked the necessary information to undertake an informed assessment. For example, the proposed upper floor consisting of six sea containers lacked any detail on how the exterior surfaces of the containers would be treated to match or complement the retained dwelling. The retained dwelling is rendered brick and mortar, whereas the upper floor sea container additions are indicated as “colorbond walls to match existing walls”.

When initially submitted, the proposal provided no details on how the facility would operate and lacked any information on staffing, administration, deliveries, laundry services, food preparation, safety and security.

The City continued to request further information from the applicant in support of the nursing home proposal but, in early February 2018, the applicant explored changing the application to a 12 to 14 bedroom dwelling that would accommodate visiting relations from overseas. Based on the limited information available to the City, it was considered that such a use would be a ‘Residential Building’, subject to different requirements and the need for provision of further information by the applicant. By the latter part of February this year, no further information on the residential building proposal had been provided by the applicant and instead the City was requested to again assess and determine the Nursing Home proposal.

### Car parking

DPS2 does not specify a parking standard for 'Nursing Home'. However, at its meeting held on 21 July 2009 (CJ150-07/09 refers), Council determined that the car parking standard for hospitals of one car parking bay per three residents plus one car parking bay per staff member on duty is also appropriate for a nursing home. Based on this parking standard, the proposed maximum of 14 residents, three carers, one nursing manager and a cook at any given time during the day, would require a minimum of 10 car parking bays be provided on-site.

The lodged plans provide space to park up to five cars on-site. One car can be accommodated in the garage and two cars on the related driveway. Two additional car parking spaces are shown on a new driveway, proposed to be constructed off Melissa Street. No provision has been made in the proposal for on-site parking for visitors, emergency service vehicles or delivery vehicles.

The arrangement of existing buildings on-site limits the potential for parking provision for the nursing home. To meet on-site parking demand for the nursing home it would be necessary to significantly reduce the building footprint and / or to allow direct access to off-street parking along the length of the Melissa Street frontage.

### Compatibility with surrounding development

The proposed nursing home is required to be assessed against the development provisions under DPS2 and decision-making shall have regard to the provisions of clause 67 of the deemed provisions as set out under the Regulations, which outlines a range of considerations.

The proposal includes minimum setbacks of 4.3 metres from Melissa Street and 3.4 metres from Nekaya Way in lieu of the DPS2 minimum required setback of nine metres from a street boundary for non-residential development. It is noted that the setbacks are established for the single house on the site and, while non-compliant with DPS2, the compatibility of the additions is of more concern. The City is not satisfied that the modified sea container additions proposed for the upper floor level will match or complement the existing buildings on-site, as viewed from the surrounding area.

The nature of the proposed land use is expected to attract additional parking and traffic over and above that which is generated by local residents and visitors. Provision would need to be made for delivery vehicles, maintenance vehicles and, at times, emergency vehicles. Such potential parking and traffic impacts are typically addressed via a transport statement that is lodged with a Nursing Home proposal. The potential impacts of additional traffic associated with the Nursing Home, have not been addressed by the applicant to the satisfaction of the City.

### **Issues and options considered**

Council is required to determine whether the proposed development is appropriate and meets the relevant requirements of the City's DPS2. Council may determine an application for development approval by either:

- granting development approval without conditions
- granting development approval with conditions
- or
- refusing to grant development approval.

## Legislation / Strategic Community Plan / policy implications

**Legislation** *Planning and Development (Local Planning Schemes) Regulations 2015.*  
*City of Joondalup District Planning Scheme No. 2 (DPS2).*

### Strategic Community Plan

**Key theme** Quality Urban Environment.

**Objective** Quality built outcomes.

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

**Policy** Not applicable.

### DPS2

Clause 3.4.1 of DPS2 states that the Residential zone is intended primarily for residential development in an environment where high standards of amenity and safety predominate to ensure the health and welfare of the population.

Clause 4.7.1 of DPS2 requires that non-residential buildings shall be set back from property boundaries as follows:

- Setback from street boundary - 9.0 metres.
- Setback from side boundary - 3.0 metres.
- Setback from rear boundary - 6.0 metres.

Clause 4.7.2 of DPS2 requires that “where a lot has a boundary with more than one street the local government shall designate one such street as the frontage and the other street boundaries as side boundaries, if it is satisfied that there will be no adverse effect on traffic safety, and no adverse effect on the amenity of any adjoining properties or the locality generally.”

### Planning and Development (Local Planning Schemes) Regulations 2015

Clause 67 of Schedule 2 of the Regulations sets out the matters to be considered by Council when determining an application for development approval.

*In considering an application for development approval the local government is to have due regard to the following matters to the extent that, in the opinion of the local government, those matters are relevant to the development the subject of the application —*

- (a) *the aims and provisions of this Scheme and any other local planning scheme operating within the Scheme area;*
- (b) *the requirements of orderly and proper planning including any proposed local planning scheme or amendment to this Scheme that has been advertised under the Planning and Development (Local Planning Schemes) Regulations 2015 or. Any other proposed planning instrument that the local government is seriously considering adopting or approving;*

- (c) *any approved State planning policy;*
- (d) *any environmental protection policy approved under the Environmental Protection Act 1986 section 31(d);*
- (e) *any policy of the Commission;*
- (f) *any policy of the State;*
- (g) *any local planning policy for the Scheme area;*
- (h) *any structure plan, activity centre plan or local development plan that relates to the development;*
- (i) *any report of the review of the local planning scheme that has been published under the Planning and Development (Local Planning Schemes) Regulations 2015;*
- (j) *in the case of land reserved under this Scheme, the objectives for the reserve and the additional and permitted uses identified in this Scheme for the reserve;*
- (k) *the built heritage conservation of any place that is of cultural significance;*
- (l) *the effect of the proposal on the cultural heritage significance of the area in which the development is located;*
- (m) *the compatibility of the development with its setting including the relationship of the development to development on adjoining land or on other land in the locality including, but not limited to, the likely effect of the height, bulk, scale, orientation and appearance of the development;*
- (n) *the amenity of the locality including the following —*
  - (i) *environmental impacts of the development;*
  - (ii) *the character of the locality;*
  - (iii) *social impacts of the development;*
- (o) *the likely effect of the development on the natural environment or water resources and any means that are proposed to protect or to mitigate impacts on the natural environment or the water resource;*
- (p) *whether adequate provision has been made for the landscaping of the land to which the application relates and whether any trees or other vegetation on the land should be preserved;*
- (q) *the suitability of the land for the development taking into account the possible risk of flooding, tidal inundation, subsidence, landslip, bush fire, soil erosion, land degradation or any other risk;*
- (r) *the suitability of the land for the development taking into account the possible risk to human health or safety;*
- (s) *the adequacy of —*
  - (i) *the proposed means of access to and egress from the site; and*
  - (ii) *arrangements for the loading, unloading, manoeuvring and parking of vehicles;*

- (t) *the amount of traffic likely to be generated by the development, particularly in relation to the capacity of the road system in the locality and the probable effect on traffic flow and safety;*
- (u) *the availability and adequacy for the development of the following —*
  - (i) *public transport services;*
  - (ii) *public utility services;*
  - (iii) *storage, management and collection of waste;*
  - (iv) *access for pedestrians and cyclists (including end of trip storage, toilet and shower facilities);*
  - (v) *access by older people and people with disability;*
- (v) *the potential loss of any community service or benefit resulting from the development other than potential loss that may result from economic competition between new and existing businesses;*
- (w) *the history of the site where the development is to be located;*
- (x) *the impact of the development on the community as a whole notwithstanding the impact of the development on particular individuals;*
- (y) *any submissions received on the application;*
- (za) *the comments or submissions received from any authority consulted under clause 66;*
- (zb) *any other planning consideration the local government considers appropriate.*

### **Risk management considerations**

The proponent has a right of review against the Council decision or, if approved, any conditions included therein, in accordance with the *State Administrative Tribunal Act 2004* and the *Planning and Development Act 2005*.

### **Financial / budget implications**

The applicant has paid fees of \$800 in accordance with the Schedule of Fees and Charges, for processing the application.

### **Regional significance**

Not applicable.

### **Sustainability implications**

Not applicable.

### **Consultation**

Consultation has not been undertaken with surrounding residents (owners and occupiers) as the City is not satisfied that the application has sufficient merit to warrant community input prior to concluding its assessment and referring the application to Council for a determination.

## COMMENT

The applicant has not demonstrated to the satisfaction of the City the compatibility of the development with its setting, in particular how the sea container additions will match or complement the existing building. The development proposal also does not adequately address minimum on-site parking requirements which, if not addressed, have the potential to significantly impact local amenity.

The application is therefore recommended for refusal.

## VOTING REQUIREMENTS

Simply Majority.

## RECOMMENDATION

That Council REFUSES under clause 68(2) of Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015* the application for development approval, dated 25 August 2017 submitted by Bryan Peter Nesbitt, the owner and applicant, for a change of use from 'Single House' to a 14 bed 'Nursing Home' at Lot 197 (39) Melissa Street, Duncraig, for the following reasons:

- 1 In accordance with clause 67(m) of the deemed provisions under the *Planning and Development (Local Planning Schemes) Regulations 2015*, the proposed development is not compatible with its setting;
- 2 In accordance with clause 67(n) of the deemed provisions under the *Planning and Development (Local Planning Schemes) Regulations 2015*, the proposed development is not in keeping with the character of the locality;
- 3 In accordance with clause 67(s) of the deemed provisions under the *Planning and Development (Local Planning Schemes) Regulations 2015*, the provision of on-site parking of vehicles is not considered adequate;
- 4 In accordance with clause 67(t) of the deemed provisions under the *Planning and Development (Local Planning Schemes) Regulations 2015*, the amount of traffic to be generated by the development in relation to the capacity of the road system at that locality has not been explained by the applicant to the satisfaction of the City.

*Appendix 3 refers*

To access this attachment on electronic document, click here: [Attach3brf180410.pdf](#)

## ITEM 4 EXECUTION OF DOCUMENTS

<b>WARD</b>	All
<b>RESPONSIBLE A/DIRECTOR</b>	Ms Glenda Blake Governance and Strategy
<b>FILE NUMBER</b>	15876, 101515
<b>ATTACHMENTS</b>	Attachment 1 Documents executed by affixing the Common Seal during the period 20 February to 20 March 2018.
<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 period 20 February to 20 March 2018 (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 executed by means of affixing the Common Seal for the period 20 February to 20 March 2018, as detailed in Attachment 1 to this Report.*

### BACKGROUND

For the period 20 February to 20 March 2018, four documents were executed by affixing the Common Seal. A summary is provided below:

Type	Number
Extension of Lease	2
Transfer of Land	1
Section 70A Notification	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 executed by means of affixing the Common Seal for the period 20 February to 20 March 2018, as detailed in Attachment 1 to this Report.**

*Appendix 4 refers*

*To access this attachment on electronic document, click here: [Attach4brf180410.pdf](#)*

**ITEM 5 MINUTES OF EXTERNAL COMMITTEES**

<b>WARD</b>	All
<b>RESPONSIBLE A/DIRECTOR</b>	Ms Glenda Blake Governance and Strategy
<b>FILE NUMBER</b>	00033, 101515
<b>ATTACHMENTS</b>	Attachment 1 Minutes of WALGA North Metropolitan Zone meeting held on 1 March 2018 Attachment 2 Summary Minutes of the WALGA State Council meeting held on 7 March 2018
	<i>(Please Note: These minutes are only available electronically).</i>
<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 minutes of various bodies on which the City has current representation.

**EXECUTIVE SUMMARY**

The following minutes are provided:

- Minutes of WALGA North Metropolitan Zone meeting held on 1 March 2018.
- Summary Minutes of WALGA State Council meeting held on 7 March 2018.

**DETAILS**

The following information details those matters that were discussed at these external meetings and may be of interest to the City of Joondalup.

**WALGA North Metropolitan Zone meeting – 1 March 2018**

A meeting of the North Metropolitan Zone was held on 1 March 2018.

At the time of this meeting Cr Russ Fishwick, JP and Cr Nige Jones were Council's representatives on the North Metropolitan Zone.

Crs Mike Norman and Christopher May were apologies for this meeting.

For the information of Council, the following matters of interest to the City of Joondalup were resolved at the North Metropolitan Zone meeting:

1.1 Presentation – Policing Major Events Legislation Briefing with WA Police

Superintendent Dario Bolzonella from the WA Police presented to the Zone regarding new legislation for policing major events.

**In Brief**

WA Police Force has adopted policies that provide a mechanism to recover costs associated with the deployment of police resources to major sporting and entertainment events in Western Australia. This practice brings WA in line with other jurisdictions including NSW, Victoria and Queensland.

The authority to recover costs and relevant fee schedule comes from the *Police Amendment Act 2011*, which was proclaimed in January 2018.

Charity and community events managed by non-profit organisations are exempt from the policy. Events relating to ANZAC Day are also exempt.

WA Police Force has a Major Events Coordination Unit and staff attached to that unit will assess each application on its merits. More information can be found on the WA Police Force website.

8.1 Request for Presentation – Auditor General’s Office

It was resolved by the North Metropolitan Zone as follows:

*“That the North Metropolitan Zone invite the Auditor General’s office to present at the meeting to be held on 26 April 2018.”*

8.2 Request for Presentation – Addressing the Risk of Losing State and Federal Road Funding

It was resolved by the North Metropolitan Zone as follows:

*“That the North Metropolitan Zone invite Mr Geoff Eves, Local Roads Program Manager to present at the meeting to be held on 26 April 2018.”*

8.3 Request for Presentation – Public Health

It was resolved by the North Metropolitan Zone as follows:

*“That the North Metropolitan Zone invite Ms Vilma Palacios, Coordinator Health Promotion, Public Health and Ambulatory Care, North Metropolitan Health Service to present at the meeting to be held on 28 June 2018.”*

**WALGA State Council meeting – 7 March 2018**

A meeting of the WALGA State Council was held on 7 March 2018.

At the time of this meeting Cr Russ Fishwick, JP was Council’s representative at the WALGA State Council meeting.

For the information of Council, the following matters of interest to the City of Joondalup were resolved at the WALGA State Council meeting:

1.1 2018 WALGA Elections of President and Deputy President – Returning Officer Ricky Burges

It was resolved by the WALGA State Council as follows:

*“That Cr Lynne Craigie be elected as President of the WA Local Government Association for the term of two years, commencing 7 March 2018 and concluding at the first ordinary State Council meeting of 2020.*

*That Mayor Tracey Roberts be elected as Deputy President of the WA Local Government Association for the term of two years, commencing 7 March 2018 and concluding at the first ordinary State Council meeting of 2020.”*

4.1 City of Perth Suspension

It was resolved by the WALGA State Council as follows:

*“That the emerging issue on the City of Perth Suspension be considered by the meeting.”*

4.3 Emerging Issue – WALGA Constitution – Equal Metropolitan and Country Representation at the President / Deputy Level of WALGA

It was resolved by the WALGA State Council as follows:

*“That an item for decision be prepared for the May 2018 State Council agenda to provide consideration to proposed amendments to the WALGA Constitution and Corporate Governance Charter to ensure representation from both Metropolitan and Country constituencies for the President and Deputy President positions.”*

5.1 Local Government Act Review

It was resolved by the WALGA State Council as follows:

*“That WALGA:*

- 1 *Endorse the responses to the Department of Local Government, Sport and Cultural Industries consultation paper provided in this report, subject to:*
  - a *A review of the ability of Elected Members to dial into Council meetings;*
  - b *Local governments should be encouraged (not required) to seek third party assistance in the recruitment and performance management of a CEO, whether this be by the Public-Sector Commission or registered consultants;*
- 2 *Forward the WALGA policy positions endorsed at the December 2017 State Council meeting to the Department as part of this submission for the Act review process;*

- 3 *Request that the Department of Local Government, Sport and Cultural Industries ensure that representation from WALGA and the Local Government Professionals WA is included in any legislative drafting process as a result of the Local Government Act review;*
- 4 *Support the continuance of the Department of Local Government as a direct service provider of compliance and recommend the Department fund its capacity building role through the utilisation of third party service providers.”*

## 5.2 Local Government Act – Audit and Financial Management Regulations Amendment

It was resolved by the WALGA State Council as follows:

*“That WALGA endorse the following response to the Department of Local Government, Sport and Cultural Industries, regarding proposed regulatory amendments to facilitate introduction of Local Government auditing by the Auditor General:*

- (1) *Local Government (Audit) Regulations 1996 proposed amendments are supported, subject to the following:*
  - (a) *Proposed amendment of Regulation 9 – supported subject to:*
    - (i) *The definition of Australian Accounting Standards being consistent between this Regulation and Financial Management Regulation 3.*
  - (b) *Proposed new Regulation 9A – Not Supported:*
    - (i) *Section 7.10 of the Act already sufficiently provides for the Auditor’s right of access to documents.*
    - (ii) *If proposed new Regulation 9A is retained, then subject to:*
      - *Changing requirement for CEO to provide documentation from 14 days to 30 days; or alternatively,*
      - *Ensuring audit planning under Audit Regulation 7 includes identification and agreement on documentation required to be provided.*
      - *Re-sequencing the definitions for Strategic Community Plan and Corporate Business Plan to align with the sequence of Sub-regulations 9(A)(1)(a) and (b).*
  - (c) *Proposed amendment of Regulation 13 – supported subject to:*
    - (i) *Consideration of changing the Compliance Return period from a calendar year to a financial year to be consistent with other audits. Noting that this change would require consequential changes to Audit Reg. 15.*

- (d) *Proposed amendment of Regulation 16 – Supported subject to:*
- (i) *Sub-regulation 16(a) being deleted as Audit Committee involvement in ‘guiding and assisting’ local government to prepare budgets, financial reports, rates, etc compromises the Committee’s objectivity / impartiality when undertaking the audit role.*
  - (ii) *Redrafting Sub-regulation 16(d) to prescribe the Audit Committee’s function as being ‘to monitor and advise the CEO in regard to the outcome of any review undertaken in accordance with Audit Regulation 17(1) and Financial Management Regulation 5(2)(c)’. The redraft is proposed to avoid any confusion between the Audit Committee function and the CEO’s responsibilities for the administration of the local government.*
  - (iii) *Amendment of Sub-regulation 16(d) to include a requirement for the Audit Committee to report to Council.*
  - (iv) *Sub-regulation 16(f) being deleted as the Audit Committee’s role is not to ‘oversee’ the implementation of actions by the local government.”*
- (2) *Local Government (Financial Management) Regulations 1996 proposed amendments are supported, subject to the following”*
- (a) *Proposed amendment of Regulation 5 – supported subject to:*
- (i) *Including a requirement for the outcome of a review to be reported to Council via the Audit Committee, consistent with other similar reporting requirements.*
- (b) *Proposed amendment of Regulation 17A – supported subject to:*
- (i) *Resolution of the conflict between the proposed 3-5 year review cycle and AASB 116 clause 34 which requires annual review of asset valuations in some circumstances.*
  - (ii) *Deletion of Sub-regulation 17A(4) as it replicates the requirements of AASB 116 clause 34 and may become inconsistent with the AAS should the AAS be amended in the future.*
  - (iii) *Redrafting of Sub-regulation 17A(6) to enable local governments to determine the \$value threshold through their accounting policy, enabling local governments to apply an effective size and scale regime.*
  - (iv) *Inserting a new sub-regulation excluding local governments from compliance with AASB 166, clause 36, so to avoid requirements for revaluation of a whole class of assets, on the basis that revaluation within the 3-5 year cycle is sufficient.*

- (c) *Regulation 17B is not supported on the basis that:*
- (i) *Regulation 17B is contrary to the intent of Regulation 17A which expenses assets valued less than \$5,000.*
  - (ii) *“Attractive” assets is not defined.*
  - (iii) *Regulation 17B’s purpose is unclear if the asset is written off and therefore active audit is not required.*
  - (iv) *Theft of portable assets is not considered a widespread problem and where concerns arise regarding theft local governments will address those risks, therefore additional red-tape should not be created for the whole sector.*
  - (v) *If Regulation 17B is proposed to be retained, then its retention should be justified by a cost benefit analysis evidencing that sector wide benefit will be achieved i.e. the actual cost of implementing proposed Regulation 17B versus the actual cost of ‘lost’ portable assets. If no such benefit is evidenced, then Regulation 17B should not be implemented.*

### 5.3 Interim submission – Review of the State Industrial Relations System

It was resolved by the WALGA State Council as follows:

*“That the interim submission in response to the Review of the State Industrial Relations System be endorsed.”*

### 5.4 Interim Submission – State Planning Policy 5.4 – Road and Rail Noise – Residential Subdivision

It was resolved by the WALGA State Council as follows:

*“That the interim submission to the WA Planning Commission on State Planning Policy 5.4 – Road and Rail Noise be endorsed.”*

### 5.6 Clearance of Subdivision Conditions Relating to Bushfire Management Plans

It was resolved by the WALGA State Council as follows:

*“That WALGA advise the State Government the local government sector:*

- 1 *Will not agree to the Department of Fire and Emergency Services’ (DFES) transferring of responsibility to the local government sector for the clearance of a subdivision condition for Bush Fire Management Plans, when the condition has been requested by DFES.*
- 2 *Requires adequate and effective consultation on any review of the model subdivision condition relating to clearance, including relating to Bush Fire Management Plans that would result in the transfer of responsibility from any agency for the clearance of a subdivision condition, when that condition has been requested by that agency.”*

### 5.7 Review of the Administrative Road Classification Methodology

It was resolved by the WALGA State Council as follows:

- “1 That WALGA supports the revised Administrative Road Classification Methodology used to designate whether a metropolitan road should be managed by Main Roads WA or local governments.
- 2 That the phase-in period is reviewed with the intent that changes to Administrative Classification are implemented more quickly.”

### 6.1 Heritage Bill 2017

It was resolved by the WALGA State Council as follows:

*“That State Council notes that WALGA has sent a letter to The Hon. David Templeman MLA, Minister for Local Government; Heritage; Culture and the Arts to address sector concerns on parts of the Heritage Bill 2017.”*

### 6.3 Proposed State Road Funds to Local Government Agreement 2017-18

It was resolved by the WALGA State Council as follows:

*“That State Council note the current status of negotiations for a new State Road Funds to Local Government Agreement.”*

### 6.4 Report Municipal Waste Advisory Council

It was resolved by the WALGA State Council as follows:

*“That State Council note the resolutions of the Municipal Waste Advisory Council at its 13 December 2017 meeting.”*

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

**Legislation** Not applicable.

### **Strategic Community Plan**

**Key theme** Governance and Leadership.

**Objective** Strong leadership.

**Strategic initiative** Seek out City representation on key external and strategic bodies.

**Policy** Not applicable.

**Risk management considerations**

Not applicable.

**Financial / budget implications**

Not applicable.

**Regional significance**

Not applicable.

**Sustainability implications**

Not applicable.

**Consultation**

Not applicable.

**VOTING REQUIREMENTS**

Simple Majority.

**RECOMMENDATION**

That Council **NOTES** the minutes of the:

- 1 WALGA North Metropolitan Zone meeting held on 1 March 2018 forming Attachment 1 to this Report;**
- 2 WALGA State Council meeting held on 7 March 2018 forming Attachment 2 to this Report.**

To access this attachment on electronic document, click here: [Externalminutes180410.pdf](#)

## ITEM 6 DRAFT CRAIGIE BUSHLAND MANAGEMENT PLAN

<b>WARD</b>	Central
<b>RESPONSIBLE A/DIRECTOR</b>	Ms Glenda Blake Governance and Strategy
<b>FILE NUMBER</b>	102082, 101515
<b>ATTACHMENTS</b>	Attachment 1 Draft Craigie Bushland Management Plan Attachment 2 Community Engagement Plan
<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 endorse the release of the draft *Craigie Bushland Management Plan* for community consultation.

### EXECUTIVE SUMMARY

The City is responsible for the management of a diverse number of natural areas and undertakes conservation activities to enhance and protect the biodiversity values within these areas in order to reduce the impact of environmental threats.

The draft *Craigie Bushland Management Plan* has been developed to provide direction for the ongoing management of Craigie Bushland over the next 10 years. The draft plan describes the potential environmental impacts, risks and threats that are likely to affect the biodiversity values of the site and proposes management strategies to be implemented over the life of the plan in order to minimise potential impacts.

Several management actions have been included within the draft plan to be implemented over the next 10 years. These include the development of a *Fauna Management Plan* to address the long-term health and sustainability of fauna populations residing within Craigie Bushland, ongoing liaisons with key stakeholders – the Friends of Craigie Bushland, University of Western Australia and the Department of Biodiversity, Conservation and Attractions, regular weed control, ongoing feral animal control, annual bushfire fuel load assessments, monitoring flora, weed, fungi and fauna species through field surveying and implementation of the City's *Weed Management, Pathogen Management and Bushfire Risk Management Plans*.

It is proposed that the draft *Craigie Bushland Management Plan*, included as Attachment 1, be released for community consultation, for a period of 28 days, in accordance with the *Community Engagement Plan*, included as Attachment 2.

## BACKGROUND

Environmental threats have the potential to degrade natural areas and reduce biodiversity values. Environmental threats include weeds, plant diseases, fire, non-native fauna species, human impacts and inappropriate access. In order to provide strategic ongoing management of the City's natural areas and protect native vegetation and ecosystems, natural area management plans are developed for the City's high priority natural areas.

The City develops natural area management plans for its significant 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 and action 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
- or
- Medium Priority Area.

Major conservation and coastal areas are subject to a Natural Area Management Plan and high and medium priority areas are subject to an *Action Plan*.

Natural 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 previously been established for the development of Natural Area Management Plans by the City of Joondalup. Craigie Bushland is the final major conservation area requiring the development of a natural area management plan.

As part of the development of the draft *Craigie Bushland Management Plan*, a flora, fauna and fungi survey was conducted in spring and summer 2016. The results of this survey were combined with previous surveys to develop a comprehensive species list and ecological assessment of the site.

Due to its high biodiversity values and environmental importance, Craigie Bushland is ranked within the City of Joondalup's top five natural bushland areas and is therefore classed as a major conservation area. Craigie Bushland contains regionally significant vegetation complexes and plant communities and is recognised for its regional significance by being designated as a Bush Forever site by the Western Australian Planning Commission in 2000.

Additionally, an assessment in accordance with the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act) has identified the nationally listed *Banksia* Woodlands of the Swan Coastal Plain Threatened Ecological Community at the site. Threatened Ecological Communities listed under the EPBC Act are considered Matters of National Environmental Significance.

The *Callitris preissii* (Rottnest Island Pine) forests and woodlands has also been identified within Craigie Bushland based on the flora species identified during the 2016 ecological survey and advice received from the Department of Biodiversity, Conservation and Attractions. This community is classified as a Threatened Ecological Community in Western Australia by the Department of Biodiversity, Conservation and Attractions.

The occurrence of these vegetation communities along with several other regionally significant flora species and native fauna populations within Craigie Bushland represent its high environmental significance.

Natural area management plans continue to be developed by external consultants for designated priority coastal areas.

In order to provide a holistic and coordinated approach to the management of key environmental threats across the City, issue specific plans have also been developed, these include the following:

- *Pathogen Management Plan* - completed in 2012-13 and updated in 2017-18.
- *Weed Management Plan* – completed in 2016-17.
- *Bushfire Risk Management Plan* – completed in 2017-18.

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

## DETAILS

Craigie Bushland 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. Craigie Bushland contains conservation significant vegetation communities comprising of *Banksia* woodlands with Tuart, an open Marri forest and a tall open shrubland. Several flora species considered to be Bush Forever significant have also been recorded at the site.

Craigie Bushland is located approximately 19 kilometres north of the Perth Central Business District. The reserve covers approximately 56 hectares of remnant bushland, with 42 hectares enclosed within a permanent fence.

In order to provide strategic ongoing management of Craigie Bushland and to protect native vegetation and fauna populations inhabiting the site, the draft *Craigie Bushland Management Plan* has been developed.

The draft *Craigie Bushland Management Plan* outlines a framework for the management of the site for the next 10 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 *Craigie Bushland Management Plan* are as follows:

- Establish a baseline description of the Craigie Bushland 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 majority of the native vegetation at Craigie Bushland is in very good condition, with portions of the vegetation also rated in excellent condition.

The results of the 2016 ecological survey combined with previous surveys undertaken at Craigie Bushland indicate the site supports an accumulated total of 215 native flora species, five native mammals, 36 native birds (including two species of conservation significance), 17 native reptiles and 201 assumed native invertebrate species.

The potential environmental threats identified at Craigie Bushland include weeds, plant diseases, long-term fauna management, bushfire and antisocial behaviour.

A number of management actions are proposed within the plan to address these environmental threats. These include:

- the development of a *Fauna Management Plan*
- ongoing weed control and monitoring
- undertaking annual bushfire fuel load assessments
- feral animal monitoring and control as required
- the implementation of environmental education initiatives
- undertaking follow up ecological surveys.

The proposed management actions will be implemented in partnership with key stakeholders and community groups, in particular the Friends of Craigie Bushland, the University of Western Australia and the Department of Biodiversity, Conservation and Attractions.

### **Legislation/Strategic Plan/Policy Implications**

#### **Legislation**

Not applicable.

Although there is no legislative requirement to develop the draft *Craigie Bushland Management Plan*, Federal and State legislative requirements exist to protect the Threatened Ecological Communities existing with Craigie Bushland.

#### **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 *Craigie Bushland Management Plan* are consistent with the City's *Sustainability Policy*.

### **Risk Management Considerations:**

A coordinated and planned approach is required to address issues in natural areas and provide strategies for ongoing 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 *Craigie Bushland 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.

The draft *Craigie Bushland Management Plan* recommends the development of a *Fauna Management Plan* to address the long-term management of fauna populations and potential threats to fauna inhabiting Craigie Bushland. The current limited management of fauna populations within Craigie Bushland may become a significant risk to the City due to the potential for fauna to inbreed, exceed the carrying capacity available at Craigie Bushland and

the possible welfare issues this may cause to individual animals. It is proposed a *Fauna Management Plan* will outline:

- carrying capacity and population growth
- genetic variability, fauna health and animal ethics
- the roles and responsibilities of relevant land managers and authorities responsible for fauna management at Craigie Bushland.

#### **Financial/Budget Implications:**

A flora, fauna and fungi survey was undertaken in 2016-17 for the cost of \$47,508. This included a primary fauna survey in spring (October 2016) and a secondary fauna survey in summer (December 2016). The survey informed the development of the draft *Craigie Bushland Management Plan*. Funds were allocated for this survey in the 2016-17 budget.

Funds are currently allocated within the City's annual operating budget to implement conservation and maintenance activities at Craigie Bushland, however the implementation of some recommendations from the draft *Craigie Bushland 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**

Remnant vegetation within Craigie Bushland has regional, state and national environmental significance due to the type of vegetation at the site, the limited extent of the vegetation left in its naturally occurring geographic range 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 *Craigie Bushland Management Plan* will ensure that measures are taken to address threats within this natural area and provide strategies for ongoing long-term management which will result in protection of the natural environment at Craigie Bushland.

The draft *Craigie Bushland Management Plan* recommends the development of a *Fauna Management Plan* to address the long-term management of the fauna populations currently existing within the area. The proposed *Fauna Management Plan* will outline roles and responsibilities of land managers and relevant authorities and address carrying capacity, population growth and animal ethics to ensure the long-term survival and sustainable management of fauna populations within Craigie Bushland.

The draft *Craigie Bushland 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 Craigie Bushland. The actions proposed will enhance the natural assets of the area while providing the community with passive recreation opportunities.

## Consultation

The draft *Craigie Bushland Management Plan* has been developed in liaison with key stakeholders and user groups including the Friends of Craigie Bushland, the University of Western Australia, the Department of Biodiversity, Conservation and Attractions, the Department of Fire and Emergency Services and the Water Corporation.

Due to the technical nature of the management plan it is proposed that targeted stakeholder consultation be undertaken, as detailed in the *Community Engagement Plan* included in Attachment 2.

The plan will also be available on the City's public website for general community feedback.

Following Council endorsement, the draft *Craigie Bushland Management Plan* will be released for community consultation for a period of 28 days commencing 30 April 2018.

## COMMENT

The *Craigie Bushland Management Plan* will inform and prioritise maintenance schedules by providing prioritised management recommendations to be implemented within Craigie Bushland over a 10 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 Craigie Bushland.

The implementation of the plan will allow the City to demonstrate leadership in addressing environmental threats, providing strategic ongoing 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 10 year period.

## VOTING REQUIREMENTS

Simple Majority.

## RECOMMENDATION

**That Council ENDORSES the release of the draft *Craigie Bushland Management Plan*, included as Attachment 1 to this Report, for community consultation for a period of 28 days commencing 30 April 2018.**

*Appendix 5 refers*

To access this attachment on electronic document, click here: [Attach5brf180410.pdf](#)

**ITEM 7                      STRATEGIC POSITION STATEMENTS – REVIEW**

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<b>WARD</b>	All
<b>RESPONSIBLE A/DIRECTOR</b>	Ms Glenda Blake Governance and Strategy
<b>FILE NUMBER</b>	103936, 101515
<b>ATTACHMENTS</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 proposed revisions to the City's strategic position statements and the adoption of a new strategic position statement relating to a Second A-League Football (Soccer) Team in WA.

**EXECUTIVE SUMMARY**

Since 2008, Council has developed and reviewed strategic position statements biennially to provide an agreed position on strategic matters of interest to the City. The primary purpose of the statements is to provide flexibility for Council in capitalising on unplanned opportunities for external funding and investment. A secondary purpose is to guide the development of future strategic planning documents where current gaps may exist.

In February 2018, Elected Members reviewed the City's existing strategic position statements, which cover the following issues:

- Community facilities.
- Leisure centre operations.
- HBF Arena Joondalup.
- Tamala Park.
- Tamala Park income.
- CBD land.
- Third Australian Football League in Western Australia.
- City of Joondalup leadership and representation.
- International recognition and innovation.
- Sustainable borrowing.
- Significant event attraction.
- Homelessness.
- Economic development international activity.
- Tri-cities alliance.

At its meeting held on 20 March 2018 (C26-03/18 refers), Council adopted a new strategic position statement relating to a Second A-League Football (Soccer) Team in WA.

It is therefore recommended that Council amends the existing position statements relating to HBF Arena Joondalup and Tamala Park Income.

## BACKGROUND

At its meeting held on 15 July 2008 (CJ120-07/08 refers), Council considered a number of strategic, priority issues. Position statements were subsequently developed to provide the Council and City with a basis for lobbying and to effect expedient changes should opportunities from state and federal governments or the commercial industry arise.

Since their inception, the strategic position statements have been subject to biennial reviews in 2010 (CJ121-07/10 refers), 2012 (CJ109-06/12 refers), 2014 (CJ132-08/14 refers) and 2016 (CJ055-04/16 refers). As a result of these review processes, the following changes have been adopted by the Council over the past eight years:

Original Statements 2008	2010 Review	2012 Review	2014 Review	2016 Review
<b>Community facilities</b>	Retained	Retained	Major amendment to consider private commercial facilities in upgrade projects and to include opportunities for the decentralisation of services to other community facilities.	Retained
<b>Leisure centre operations</b>	Retained	Retained	Minor amendment to replace the term “recreation” with “centre”.	Retained
<b>HBF Arena Joondalup</b>	Minor amendment to adjust conditions of transfer of the facility to the City	Retained	Minor amendment to clarify the use of potential state government funds to off-set operational losses.	Minor amendments to better align the statement with the status of current projects underway on the Arena Joondalup site and to broaden potential public transport opportunities in the future.

Original Statements 2008	2010 Review	2012 Review	2014 Review	2016 Review
<b>Tamala Park</b>	Retained	Major amendment to require the Mindarie Regional Council to coordinate fund contributions.	Retained	Retained
<b>Debt strategy</b>	Revoked	N/A	N/A	N/A
<b>Tamala Park Income</b>	Minor amendment to align programs to the <i>20 Year Strategic Financial Plan</i>	Minor amendment to refer generically to a “significant one-off community facility”	Retained	Retained
<b>Residential Density</b>	Retained	Major amendment to align with the state government’s <i>Directions 2031 and Beyond</i> strategy.	Revoked	N/A
<b>Local Centres</b>	Retained	Major amendment to align with the state government’s <i>Directions 2031 and Beyond</i> strategy.	Revoked	N/A
<b>CBD Land</b>	Major amendment to align the statement with recently adopted project philosophies and parameters.	Retained	Retained	Minor amendments to better align the statement with the current vision of the Boas Place development.
	<b>NEW – Third AFL Team in Western Australia</b>	Retained	Retained	Retained
	<b>NEW – Regional Governance Framework for the Northwest Corridor</b>	Retained	Retained	Revoked

<b>Original Statements 2008</b>	<b>2010 Review</b>	<b>2012 Review</b>	<b>2014 Review</b>	<b>2016 Review</b>
	<b>NEW – City of Joondalup leadership and representation</b>	Minor amendment to refer to the leveraging of new opportunities.	Retained	Retained
		<b>NEW – International recognition and innovation</b>	Retained	Retained
			<b>NEW – Sustainable borrowing</b>	Retained
			<b>NEW – Significant event attraction</b>	Retained
				<b>NEW – Homelessness</b>
				<b>NEW – Economic development international activity</b>
				<b>NEW – Tri-cities alliance</b>

In February 2018, Elected Members were again presented with information to assist in the review of current strategic position statements, as well as the introduction of new statements where strategic gaps were identified.

## **DETAILS**

Below is an outline of the City's current strategic position statements as adopted by Council in April 2016 and recommendations in relation to retention, amendment or removal of the statement.

### **1 Community Facilities**

#### **Master Planning**

**Each significant facility should be developed in accordance with a master plan rather than being the subject of small ad-hoc fixes.**

**Private commercial facilities should also be considered within upgrades and developments of master planned community facilities.**

## Usage

**Facilities should be multi-use and be used at all times where possible. Facilities should include complementary services where possible.**

**Opportunities for decentralised service centres should be considered for master planning upgrades of community facilities such as libraries and leisure centres.**

## Background

Council has adopted a master planning process (CJ062-04/08 refers) that develops an overall design and layout for an area. The process considers the current and future needs of the community to develop a concept plan that designs facilities, infrastructure and areas to best meet these identified needs. Council has endorsed a set of principles and a process that will be used in the master planning of leisure and recreation facilities.

The master planning principles include:

- community participation
- sustainability
- quality facility provision
- community engagement
- multi-purpose and shared use.

A seven step master planning process has been designed to apply to all future community sport, leisure and recreational infrastructure developments and upgrades within the City of Joondalup.

The City is currently undertaking two master planning projects: the *Edgewater Quarry Masterplan* and the *Heathridge Park Masterplan*.

Where possible the City should investigate with the state government opportunities for land swaps or crown land acquisition arrangements to fund new facilities.

At its meeting held on 19 August 2014 (CJ132-08/14 refers), Council amended the position statement as follows:

- To expand opportunities for the City to increase the affordability of its major projects where private funding may offset costs to the City. Example projects where this may apply include proposed redevelopments at Burns Beach, Whitfords and Warwick.
- To align with the City's strategic initiative within *Joondalup 2022* to "employ facility design principles that will provide for longevity, diversity and inclusiveness and where appropriate, support decentralising the delivery of City services".

This position statement remains relevant and should therefore be retained.

Recommendation:     RETAIN

## 2 Leisure Centre Operations

**Leisure Centre operations overall should aim to be self-sufficient and meet all operating costs.**

### Background

The City's premier Leisure Centre in Craigie is considered one of the busiest leisure facilities in Western Australia. The facility records over 1.1 million patrons attending per annum, which equates to 3,257 customers per day. Up to 60% of patrons are visiting the aquatic facility and the remaining 40% of patrons are attending dry side programs and services.

The City of Joondalup Leisure Centres currently operate on a user-pay principle. The fees and charges for the leisure centres are reviewed against an annual price review of similar leisure facilities throughout the State. From a market position the City's leisure centres operate in line with industry averages. To support access to the leisure facilities in price sensitive markets, the City offers one of the highest concession discounts in Western Australia.

A 25% discount is offered to seniors and concession card holders below the age of 75, and a 33% discount for those over the age of 75 who are residents or ratepayers in the City of Joondalup for memberships, casual swim, crèche entry and lifestyle program activities. This benefit is not available to non-residents. The City subsidises the concession at a cost of \$230,000 per annum.

While Craigie performs well financially against similar facilities in Western Australia, the full cost of operations for Craigie, Heathridge and Duncraig Leisure Centre (including operating costs, overhead costs and capital finance costs) requires the City to subsidise the centres' operations by approximately \$1.3 million.

Council recently contributed \$2.3 million towards the upgrade of the Warwick Stadium (formerly known as Warwick Leisure Centre), which includes four new basketball courts, 450m<sup>2</sup> gymnasium and a number of other internal areas re-modelled including cafe and crèche.

The Craigie Leisure Centre is exempt from the Council's *Facility Hire Subsidy Policy*, due to the commercial realities of operating a large multi-purpose leisure facility.

The leisure centres' current management model is proving successful in attracting large participation rates from the community across a variety of facilities and programs with competitive fees and charges being applied.

At its meeting held on 19 August 2014 (CJ132-08/14 refers), Council made a minor amendment to the Position Statement to delete the words "and recreation" and replaced them with the word "Centre" to ensure the statement focused specifically on leisure centres rather than the City's broader recreation operations.

This position statement remains relevant and should therefore be retained.

Recommendation:     RETAIN

### 3 HBF Arena Joondalup

**In the event that the state government agrees to the transfer of this large scale leisure and recreation facility to the City, the transfer is supported on the following conditions as a minimum:**

- **Consideration from the Minister for Transport and Perth Transport Authority for the site to incorporate improved public transport linkages with the Joondalup City Centre.**
- **Maintenance of the existing facility to be addressed before transfer.**
- **A funding stream from the state government to off-set operational losses.**
- **All caveats on the land which impede alternative land uses to be withdrawn.**

#### Background

The facility, in its current form, was principally developed by LandCorp (Joondalup Development Corporation) as part of the implementation of the *Joondalup CBD Masterplan*. It is the only facility of its type that is operated by the State Government, under the auspices of Venues West. All other Venues West facilities are predominantly used for elite sports.

Should a situation arise where transferring ownership of the facility to the City is considered, the City supports the protection of its current financial position by requiring minimum conditions in agreeing to any transfer.

The City has contributed \$11 million to the HBF Arena since its construction, with its latest contribution of \$4 million being for the upgrade of facilities for the West Perth Football Club and Wanneroo Basketball Association, additional netball courts and administration centre for the Joondalup Netball Association and expansion of the western playing fields to assist the Joondalup Little Athletics association and Joondalup Brothers Rugby Club.

The following needs to be considered in reviewing this Strategic Position Statement:

- West Perth and Joondalup Wolves now have new facilities at HBF Arena Joondalup.
- City agrees to maintain current use and charging regime for key stakeholders.
- City agrees to retain staff for a set period.
- Maintenance in recent years has addressed most of the need for refurbishment items to be initiated.
- Subsidy to existing groups will need to be resolved, such as – WAIS and Rugby.
- Caveats on the land exist for Western Power, drainage and use of land for commercial purposes (Landcorp).

At its meeting held on 19 August 2014 (CJ132-08/14 refers), Council amended the position statement to improve wording relating to potential funding support from the state government in the event of the venue being transferred to the City.

At its meeting held on 19 April 2016 (CJ055-04/16 refers), Council made minor amendments to better align the statement with the status of current projects underway on the HBF Arena Joondalup site and to broaden potential public transport opportunities in the future.

The following minor amendments are proposed to better align the statement with the progress status of current projects:

- *Remove the following bullet points,*
  - *Bullet point 3: A funding stream from the state government to off-set operational losses.*
  - *Bullet point 4: All caveats on the land which impede alternative land uses to be withdrawn.*
- *Add the following bullet point:*
  - *New bullet point: Agreement for the land tenure to provide for development of commercial activities aligned to a sports precinct.*

Recommendation: AMEND

#### 4 Tamala Park

**The contribution of funds for the development of future regional recreation facilities at Tamala Park should be coordinated by the Mindarie Regional Council, with contributions provided by all current member Councils.**

##### Background

Over the next decade, the Tamala Park land, which is currently under the management and utilisation of the Mindarie Regional Council (MRC), will be released back to the owners. The site, which comprises 151 hectares, will be available as a regional recreation facility.

The land is held in fee simple and is the southern portion of Lot 9504 on Deposited Plan 52070. The land is currently zoned Regional Open Space and / or Bush Forever and an interim zoning exists for 57 hectares of land under the classification 'public utility'.

The MRC has been requested by the seven member owner Chief Executive Officers to develop a masterplan for this portion of the site and the portion of the site currently used for waste management landfill purposes.

Council's position was determined in terms of both the strategic implications and financing of such a facility which, while located within the City of Wanneroo, has an interface with the border of the City of Joondalup.

While the contribution of City funds to develop future facilities at the Tamala Park site is still supported, it is considered appropriate that such contributions are coordinated by the MRC following detailed assessment of options for development of the land.

This position statement remains relevant and should therefore be retained.

Recommendation: RETAIN

#### 5 Tamala Park Income

**Funds from Tamala Park should be used for programs aligned to the 20 Year Strategic Financial Plan, but for the following purposes as a minimum:**

- **To invest in income producing facilities.**
- **To build a significant one-off community facility.**

### Background

The City of Joondalup, along with six other local governments, has a strategic land investment (Tamala Park) which is currently being developed and sold as a residential lot subdivision. It is projected that in the financial period to 2028-29 there is potential for the City to receive an income stream of approximately \$57 million.

While the overall total projected income stream is largely unchanged from previous projections, the timeframe has been extended from 2024-25 to 2028-29 as a result of market conditions.

The Council has adopted the current position as the basis on which it will manage these funds and for the purposes the funds might be allocated.

The City has established a Tamala Park Land Sales Reserve which holds \$11.9 million as at 30 June 2017, received from dividends and interest earned.

The following amendment is proposed to ensure that the funds are only utilised for income generating facilities:

- *Remove bullet point 2:*
  - *To build of a significant one-off community facility*

Recommendation: AMEND

## 6 CBD Land

**Development of high rise commercial office space and other City Centre uses, including high density residential development within the City Centre on City-owned land, is supported under the following conditions:**

- **High quality, environmentally sustainable, landmark development that will strengthen the local economic and employment base for the City.**
- **Enhances the vitality and vibrancy of the Joondalup City Centre increasing the number of people attracted to the City Centre for work, retail and commercial and residential purposes.**
- **Provides a fast-growing location for business, commercial operators and Government agencies surrounded by existing infrastructure with an increasing population base.**

### Background

At its meeting held on 25 May 2010 (CJ073-05/10 refers), Council endorsed the Joondalup City Centre Commercial Office Development – Project Philosophy and Parameters, which provided the following vision for the project:

- High quality, environmentally sustainable, landmark development that will strengthen the local economic and employment base for the City.
- Enhances the vitality and vibrancy of the Joondalup City Centre increasing the number of people attracted to the City Centre for work, retail and commercial purposes.
- Provides a fast-growing location for business, commercial operators and Government agencies surrounded by existing infrastructure with an increasing population base.

An initial Expression of Interest (EOI) for the site was called and a preferred proponent identified, but negotiations to finalise a Memorandum of Association (MOU) between the parties was unsuccessful. When the City issued a revised EOI in October 2014, Devwest Pty Ltd was endorsed as the preferred developer and an MOU for construction of an integrated, mixed used development for the City Centre site was signed and executed in December 2014.

In July 2015, the City, in association with Devwest Group Pty Ltd, submitted a proposal to the State Government for an office development proposal in the Joondalup City Centre. At the time of endorsement of the City's submission, Council also endorsed the *Joondalup City Centre Concept Plan*, known as "Boas Place" for Lot 496 (70) Davidson Terrace, Lot 507 (90) Boas Avenue and Lot 497 (102) Boas Avenue, Joondalup. The Boas Place concept plan articulates the City's project vision and provides an office building, hotel / short stay and residential accommodation, commercial/retail opportunities and a public car park.

At its meeting held on 19 April 2016 (CJ055-04/16 refers), Council made minor amendments to the position statement to better align the statement with the current vision of the Boas Place development.

The MOU between the City and Devwest Group Pty Ltd expired on 10 September 2017. At its meeting held on 11 September 2017, the former Major Projects Committee requested that the CEO negotiates and clarifies with Devwest Group Pty Ltd in relation to particular sites of the development; (site C) that the City also reserves the right to consider other bidders and development options for sites D and E and report back to the Committee on site F.

An alternative strategy for progressing the Boas Place development was considered by Council at its meeting held on 20 March 2018 (CJ053-03/18 refers). At this meeting, Council endorsed the preparation of an Order of Magnitude Business Case for attracting major developers for the Boas Place development.

This position statement remains relevant and should therefore be retained.

Recommendation:     RETAIN

## 7     **Third Australian Football League in WA**

**In the event that the Australian Football League (AFL) decides to establish a third AFL football team in Western Australia, the City of Joondalup supports the licence being located within the City of Joondalup, with the club base located at Arena Joondalup.**

### Background

At its meeting held on 20 April 2010 (C14-04/10 refers), Council adopted the above position. It was proposed that Council adopts the statement to demonstrate its willingness to fully support any bid for a third licence within WA and to allow the City to lobby its position where considered appropriate.

The State Government has agreed to provide the funding for the West Perth Football Club (WPFC) for the club facilities.

The AFL acknowledges that the North-West corridor of Perth (Joondalup and Wanneroo) is a major growth corridor and should be a focus of the AFL and Western Australian Football Commission (WAFC). There have been discussions about an AFL Centre of Excellence at the Arena Joondalup.

The WPFC has almost 300 registered players and 85 volunteers. The City of Joondalup committed \$4 million towards the upgrade of facilities at the Arena Joondalup which includes the WPFC facilities and basketball courts to enable the Wanneroo Basketball Association to relocate to the same site from the Collier Pass, Joondalup facilities.

This position statement remains relevant and should therefore be retained.

Recommendation:     RETAIN

## 8     **City of Joondalup Leadership and Representation**

**The City supports and encourages Elected Members and Senior Officers to actively participate in professional and / or industry associations that will further enhance the image of the City and provide a mechanism for leveraging new opportunities that benefit the City and its community.**

### Background

As the third largest local government (by population) in Western Australia and one of the largest local governments in Australia, it is considered that the City of Joondalup has a role to play with regards to representation and leadership within the local government sector, at both an Elected Member and Senior Officer level.

While the City already plays a leadership role as a local government in the sector, it is considered important that support and encouragement is provided to Elected Members and Senior Officers to actively participate in professional or industry disciplines that will further enhance the image of the City of Joondalup, as well as influence regional, state and national goals for the benefit of the City.

The following examples demonstrate the leadership exhibited by Elected Members, CEO and Directors in the local government sector:

- The former Mayor Troy Pickard served as President of the Australia Local Government Association; a member of COAG; former President of WALGA; and represented the City internationally on the role that cities play in biodiversity conservation.
- Chief Executive Officer, Garry Hunt is a member of the Local Government Chief Officers Group, was a former President of the Western Australian Institute of Municipal Management (now LG Professionals). He has also served on the National Board of the Institute of Municipal Management (IMM) and as the International Vice President of the International City / Country Management Association (ICMA).
- Director of Governance and Strategy, Jamie Parry is a Director on the Board of the Local Government Professionals Australia WA Division.
- Director of Planning and Community Development, Dale Page has been appointed to the board who will oversee the task of merging the Metropolitan Redevelopment Authority and LandCorp.

This position statement remains relevant and should therefore be retained.

Recommendation:     RETAIN

## 9     **International Recognition and Innovation**

**The City should build upon its international recognition for liveability by continuing to demonstrate and embrace innovation and best practice in all fields of service, which are comparable on a global scale.**

### Background

In 2011, the City was awarded the prestigious honour of the “World’s Most Liveable City” for the population category of 150,001 – 400,000 in the UN-backed annual International Awards for Liveable Communities (LivCom), and the 2012 United Nations Environment Award – *Excellence in Overall Management in Local Government*.

The LivCom Awards are the world’s only awards competition focusing on international best practice regarding the management of the local environment with the further objective of improving the quality of life of individual citizens through the creation of ‘liveable communities’.

To win the award, the City was required to meet comprehensive criteria in the areas of environmental best practice, healthy lifestyles, community engagement and arts and cultural heritage.

The City continues to build on its international recognition in the following ways:

- The City hosted the 2013 International BiodiverCities Conference in collaboration with ICLEI - Local Governments for Sustainability and the Western Australian Local Government Association. The conference assembled local, national and international environmental experts to discuss the topic of addressing biodiversity conservation within the context of a changing climate.
- Joondalup is also home to some world leading research and unique educational facilities. The City will continue to support new research activity or the development of centres of excellence in partnership with key organisations including Edith Cowan University, Joondalup Health Campus, North Metropolitan TAFE and other public / private service providers. The Edith Cowan University Joondalup Campus has recently been announced as the location of the Western Australian Government’s first Innovation Hub. The Joondalup Innovation Hub will initially focus on cyber security, leveraging ECU’s reputation as a world leader in cyber security research. With an \$800,000 State Government investment, it will bring together public, private and research sectors headquartered at the ECU Joondalup Campus. It will also utilise facilities in ECU and throughout the Joondalup area. The Innovation Hub is a result of collaboration between the City and ECU.
- In 2015, the City’s *Climate Change Strategy 2014-2019* was showcased at COP21, the 21st Session of the Conference of the Parties to the United Nations Framework Convention on Climate Change (UNFCCC). In the lead up to COP21, the City also committed to the Compact of Mayors Program, which requires the City to measure and publicly report to a global audience, its progress on climate change actions and initiatives. The City was identified as one of three cities in Australia to be fast-tracked in achieving full compliance with the program.

- The former Mayor Troy Pickard also addressed a United Nations sustainable development summit in New York in 2015, enabling further international attention on the City's biodiversity initiatives.
- In 2017 the City received a Bronze Award in the Australian Organisational Excellence Award from the Australian Organisational Excellence Foundation. The criteria for the Organisational Excellence Awards are internationally recognised and are awarded to organisations that have demonstrated a commitment to excellence in:
  - leadership
  - strategy and planning
  - customer and stakeholder service and engagement
  - ethical behaviour
  - environmental responsibility
  - continued high-levels of performance.

This position statement remains relevant and should therefore be retained.

Recommendation:     RETAIN

## 10     **Sustainable Borrowing**

**The City supports borrowing as an appropriate form of financing capital expenditure in the achievement of objectives contained within the *Strategic Community Plan 2012-2022* and the *20 Year Strategic Financial Plan*.**

**Sustainable borrowing parameters should be determined as follows:**

- **Long term borrowing requirements will be identified as part of the *20 Year Strategic Financial Plan* and specific borrowings will be approved as part of the annual budget process.**
- **Borrowings should only be considered where the impacts are within the range of the key ratio targets contained within the *20 Year Strategic Financial Plan – Guiding Principles*, in particular, the Debt Service Coverage Ratio.**

### Background

At its meeting held on 28 June (CJ103-06/16 refers), Council adopted the most recent version of the *20 Year Strategic Financial Plan – Guiding Principles*, which includes the following guidance in relation to borrowing.

The City is an asset intensive business, and as such, loan funding could be expected to be used to fund Capital Expenditure. Loans may be planned for, but only where:

- it is in accordance with the *City Borrowing Strategy*
- debt Service Coverage Ratio is not to exceed five consecutive years with an annual debt service cover ratio of between two and five, with all other periods exceeding a ratio of five
- building infrastructure of a capital nature may be funded by loans but with a loan term not exceeding 50% of the life of the asset.

Regarding the application of borrowings, it is unlikely that the City will earn a higher rate of interest on its own cash compared to the rate of interest on borrowings. Therefore, the City is normally better off to use its own cash (including reserves) in the first instance than to pursue debt options.

The City may determine from time to time, however, that it is prudent that cash is to be set aside into reserve funds for specific future purposes, and may therefore decide to use borrowings to fund other projects rather than using its own cash. It is acknowledged that this is likely to result in a net overall cost to the City.

This position statement remains relevant and should therefore be retained.

Recommendation:           RETAIN

## 11     **Significant Event Attraction**

**The City will attract and support significant events that are unique to Joondalup and enhance its image as an attractive destination for visitors, tourists and business.**

**These significant events will deliver economic development benefits for local businesses while promoting Joondalup's reputation statewide, nationally and internationally as the cultural, civic and entertainment centre of the north-west region of the Perth metropolitan area.**

### Background

In the development of *Joondalup 2022*, the following strategic initiatives were adopted by Council to support the enhanced vibrancy of the City and to promote the area as a "Destination City":

- *Actively promote and sponsor significant events and activities.*
- *Actively engage event promoters to host iconic, cultural and sporting events within the City.*

At its meeting held on 17 August 2015 (CJ139-08/15 refers), Council accepted a tender submitted by Mellen Events for the planning, coordination, delivery and management of a significant event being Kaleidoscope for a period of three years commencing November 2016, with a total City contribution of \$1,150,000. Since that time Council endorsed making a further contribution of \$300,000 to the 2017 event.

The 2016 Kaleidoscope event attracted more than 50,000 people over the four nights and:

- An economic impact analysis post-Kaleidoscope which found the combination of all direct, industrial consumption effect would result in total estimated rise in output of \$2,048,305 in the City's economy, an approximate four-fold return on the City's investment in the event.
- Mellen Events reported that Kaleidoscope media and PR coverage (print, TV and radio) totalled more than \$1 million in advertising value equivalency, reaching more than 2,254,843 people. These figures do not include any of the digital or social media coverage.

The 2017 Kaleidoscope event attracted 88,000 people to the Joondalup City Centre over the four nights it was held (9-12 November) and some of the strategic outcomes were:

- An economic impact analysis post-Kaleidoscope found the combination of all direct, industrial consumption effect would result in total estimated rise in output of \$4,168,565 in the City's economy; a good result on the \$600,000 investment in the event.
- Mellen Events reported that in 2017 there were 111 pieces of media coverage for Kaleidoscope across TV, radio, print newspapers and online articles totalling \$2,979,948 in PR value (advertising value equivalency), which was almost triple that of the inaugural 2016 event.

This position statement remains relevant and should therefore be retained.

Recommendation:     RETAIN

## 12 Homelessness

**The City of Joondalup recognises that a whole of community response is required to reduce and prevent homelessness and minimise the impact of homelessness on families, individuals and the community.**

**The City's role in addressing homelessness will be one of coordination, support and advocacy in responding to homelessness in collaboration and partnership with the State and Federal Government, neighbouring local governments, homeless support services, community organisations and other relevant stakeholders to ensure that people experiencing homelessness are provided with effective and coordinated responses.**

### Background

At its meeting held on 31 March 2015 (C14-03/15 refers), Council approved a notice of motion requesting the Chief Executive Officer to conduct research and prepare a report into the prevalence of homelessness and people sleeping rough within the northern corridor; the possibility of partnering with adjoining local governments to share resources; the allocation of space for a drop-in centre and active participation in the local Homelessness Action Group.

In August 2015, the City commissioned Shelter WA to undertake research in accordance with the issues highlighted in the above. This included the collation and analysis of available data; interviews with key stakeholders and a review of relevant literature from which to develop recommendations for the City's consideration in responding to homelessness within the region.

Council received the outcomes of the research report in December 2015 and in doing so, supported the development of a strategic position statement to clarify the roles and responsibilities in responding to the issue of homelessness on a regional basis.

Council also supported development of a regional homelessness strategy in conjunction with the City of Wanneroo. Development of this strategy is currently underway.

Issues Identified:

- Lack of clarity regarding roles and responsibilities of all spheres of government and not-for profit agencies in addressing homelessness.
- Fragmented and uncoordinated service delivery.
- Requirement for a regional homelessness strategy within the north metropolitan region.

Workshops with the Cities of Joondalup and Wanneroo have recently been held to progress the proposed regional homelessness strategy.

This position statement remains relevant and should therefore be retained.

Recommendation: RETAIN

### 13 Economic Development International Activity

**The City supports the pursuance of international economic development activities that seek to achieve:**

- **local economic growth**
- **investment attraction**
- **export growth in local goods and services**
- **return on investment.**

**The City's role in achieving the above should include:**

- **facilitating linkages between local businesses and industries to international markets**
- **providing financial contributions to pilot programs and initiatives with partner organisations that support international investment within the City**
- **leveraging current international sister city relationships, for example Jinan, China**
- **delivering a focused economic development international activities program to support the economic growth of the City of Joondalup for the benefit of ratepayers, Joondalup businesses, and other key stakeholders.**

**Activities should also align with the specialist themes contained within the City's *Economic Development Strategy*, namely: Global City, Destination City and Digital City.**

Background

Since the launch of the City of Joondalup's *Strategic Community Plan Joondalup 2022*, which has a clear vision of "A global City: bold, creative and prosperous", several informing strategies have been developed to facilitate achievement of the vision. Informing strategies endorsed by Council include *Expanding Horizons - An Economic Development Strategy for a Global City* a digital strategy entitled *Joondalup: Digital City*, and the *International Economic Development Activities Plan*.

Expanding Horizons supports the achievement of the City's vision with seven themes as follows:

- Business Growth and Innovation.
- Employment Skills and Development.
- Business Clusters and Investment.
- City and Regional Infrastructure.
- Global City.
- Digital City.
- Destination City.

The Global City and Destination City themes relate directly to international economic development, while the Digital City theme acts as a delivery mechanism to enable efficient digital engagement and commerce in the international marketplace.

Following the 2015 delegation to China, it was apparent that the City needed to be clear on what international engagement and activity is required to achieve its vision and strategic goals. The City also needed clarity on what its role is in attracting international investment and to understand how it can assist businesses located in the City to diversify into the international marketplace.

The City's *Economic Development Strategy, Expanding Horizons* includes significant emphasis on international activities. Each of the core strategic themes of the strategy includes a 'Global City' dimension.

Council also recently endorsed an *International Economic Development Activities Plan* (CJ042-04/17 refers) to support the delivery of the Economic Strategy, as well as the City's *Strategic Community Plan* vision through the articulation of a prioritised list of activities based on research and stakeholder consultation.

The *International Economic Development Activities Plan* was developed following significant research and investigation into a number of international markets and a thorough economic analysis of those markets that are likely to provide the largest economic return on investing City of Joondalup time and resources into developing international relationships.

The economic analysis included factors such as industry contribution to Gross Regional Product, the economic growth of the industry, percentage of overall jobs, the number of businesses and the potential for jobs growth compared to the national position.

The following industries are identified as having core strengths to be leveraged in the *International Economic Development Activities Plan*:

- Health and Medical (Aged Care).
- Education and Training.
- Retail.
- Tourism.

The *International Economic Development Activities Plan* provides a solid framework for the City to focus effort and resources effectively in order to attract international investment and assist businesses located in the City to diversify into the international marketplace.

The most recent City of Joondalup delegation visited Jinan in September 2017 to discuss the implementation of a number of initiatives and strengthen ties between both Cities and their key stakeholders.

The City led a trade delegation of key stakeholders to Shanghai from 25 November to 3 December 2017 to explore international investment opportunities in training and education, aged care and tourism.

This position statement remains relevant and should therefore be retained.

Recommendation:     RETAIN

## 14     **Tri-Cities Alliance**

**The Tri-Cities Alliance will provide a platform for the Cities of Joondalup, Wanneroo and Stirling to adopt a collaborative and strategic approach to engagement with the State and Federal Government in order to promote and progress regionally agreed economic development and infrastructure priorities that will provide benefits across municipal boundaries.**

### Background

The City of Joondalup, along with the Cities of Stirling and Wanneroo, are responsible for governing one of the fastest growing regions in Australia – the North-West Corridor of the Perth metropolitan area, which accounts for over 23% of the total population of Perth.

The Cities of Joondalup, Stirling and Wanneroo successfully launched Tri-Cities Alliance in late 2014 to actively promote the metropolitan northern corridor of Perth to the State and Federal Governments.

The Tri-Cities Alliance has to date involved a series of meetings with, and presentations to, Federal and State Government representatives including delegations to Canberra in November 2014, August 2015 and February 2016, and presentations to the WA Liberal Party in June 2015, and the WA Labor Party in November 2015.

### Issues Identified:

The Tri-Cities Alliance provides an opportunity:

- for the City to actively build upon relationships with Federal Government representatives and help foster economically beneficial outcomes for the community
- to present a strong and united front to the relevant parties on short, medium and long term priorities for the northern corridor of Perth
- to ensure that the northern corridor of Perth, one of the fastest growing regions of Australia, has the required infrastructure and services to provide its rapidly growing population with a sustainable and vibrant place for communities to live and work.

This position statement remains relevant and should therefore be retained.

Recommendation:     RETAIN

## New Strategic Position Statements

### **15 Second A-League Football (Soccer) Team in WA**

#### Background

At its meeting held on 20 March 2018 (C26-03/18 refers), Council approved a new strategic position statement relating to a Second A-League Football (Soccer) Team in WA.

#### Proposed Statement:

**In the event that the Australian A-League decides to establish a second A League Football (Soccer) team in Western Australia, the City of Joondalup supports the licence being located within the City of Joondalup.**

Recommendation:                      ADD NEW

#### **Issues and options considered**

The Council may adopt the strategic position statements as recommended or raise alternative amendments as required.

It is considered that the position statements demonstrate the Council's agreed position in relation to strategic matters and assist the City with regard to any lobbying of positions where considered appropriate. As such, it is recommended that the revised and new position statements be adopted by Council to reiterate its commitment to matters considered significant to the growth and development of the City.

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

**Legislation**                                      This item relates to the general function of local government to provide for the good government of persons in its district.

#### **Strategic Community Plan**

**Key theme**                                        The strategic position statements relate to themes across the City's *Strategic Community Plan 2012-2022*.

**Objective**                                        Not applicable.

**Strategic initiative**                            Not applicable.

**Policy**    Not applicable.

#### **Risk management considerations**

Consideration of future strategic issues supports the City's responsibility and accountability for the stewardship of community resources. The position statements consider the risks associated with the overall goals and objectives of the City, and set a broad direction for how the City will progress a number of key matters.

**Financial / budget implications**

Not applicable.

**Regional significance**

A number of the position statements relate to regional issues or facilities.

**Sustainability implications**

The item has a general connection to sustainability in that it establishes a set of position statements on a number of key issues, and plans for sustainable success.

**Consultation**

Not applicable.

**COMMENT**

The position statements establish a general direction on a number of key strategic issues and provide direction to assist the City to progress a number of key projects.

**VOTING REQUIREMENTS**

Simple Majority.

**RECOMMENDATION**

**That Council:**

**1 ENDORSES the following strategic position statements:**

**1.1 COMMUNITY FACILITIES**

**Master Planning**

**Each significant facility should be developed in accordance with a master plan rather than being the subject of small ad-hoc fixes.**

**Private commercial facilities should also be considered within upgrades and developments of master planned community facilities.**

**Usage**

**Facilities should be multi-use and be used at all times where possible. Facilities should include complementary services where possible.**

**Opportunities for decentralised service centres should be considered for master planning upgrades of community facilities such as libraries and leisure centres.**

## **1.2 LEISURE CENTRE OPERATIONS**

Leisure Centre operations overall should aim to be self-sufficient and meet all operating costs.

## **1.3 HBF ARENA JOONDALUP**

In the event that the state government agrees to the transfer of this large scale leisure and recreation facility to the City, the transfer is supported on the following conditions as a minimum:

- Consideration from the Minister for Transport and Perth Transport Authority for the site to incorporate improved public transport linkages with the Joondalup City Centre.
- Maintenance of the existing facility to be addressed before transfer.
- Agreement for the land tenure to provide for development of commercial activities aligned to a sports precinct.

## **1.4 TAMALA PARK**

The contribution of funds for the development of future regional recreation facilities at Tamala Park should be coordinated by the Mindarie Regional Council, with contributions provided by all current member Councils.

## **1.5 TAMALA PARK INCOME**

Funds from Tamala Park should be used for programs aligned to the *20-Year Strategic Financial Plan*, but for the following purpose as a minimum:

- To invest in income producing facilities.

## **1.6 CBD LAND**

Development of high rise commercial office space and other City Centre uses, including high density residential development within the City Centre on City-owned land, is supported under the following conditions:

- High quality, environmentally sustainable, landmark development that will strengthen the local economic and employment base for the City.
- Enhances the vitality and vibrancy of the Joondalup City Centre increasing the number of people attracted to the City Centre for work, retail and commercial and residential purposes.
- Provides a fast-growing location for business, commercial operators and Government agencies surrounded by existing infrastructure with an increasing population base.

## **1.7 THIRD AUSTRALIAN FOOTBALL LEAGUE TEAM IN WESTERN AUSTRALIA**

In the event that the Australian Football League (AFL) decides to establish a third AFL football team in Western Australia, the City of Joondalup supports the licence being located within the City of Joondalup, with the club base located at Arena Joondalup.

## **1.8 CITY OF JOONDALUP LEADERSHIP AND REPRESENTATION**

The City supports and encourages Elected Members and Senior Officers to actively participate in professional and/or industry associations that will further enhance the image of the City and provide a mechanism for leveraging new opportunities that benefit the City and its community.

## **1.9 INTERNATIONAL RECOGNITION AND INNOVATION**

The City should build upon its international recognition for liveability by continuing to demonstrate and embrace innovation and best practice in all fields of service, which are comparable on a global scale.

## **1.10 SUSTAINABLE BORROWING**

The City supports borrowing as an appropriate form of financing capital expenditure in the achievement of objectives contained within the *Strategic Community Plan 2012-2022* and the *20 Year Strategic Financial Plan*.

Sustainable borrowing parameters should be determined as follows:

- Long term borrowing requirements will be identified as part of the *20 Year Strategic Financial Plan* and specific borrowings will be approved as part of the annual budget process.
- Borrowings should only be considered where the impacts are within the range of the key ratio targets contained within the *20 Year Strategic Financial Plan – Guiding Principles*, in particular, the Debt Service Coverage Ratio.

## **1.11 SIGNIFICANT EVENT ATTRACTION**

The City will attract and support significant events that are unique to Joondalup and enhance its image as an attractive destination for visitors, tourists and business.

These significant events will deliver economic development benefits for local businesses while promoting Joondalup's reputation statewide, nationally and internationally as the cultural, civic and entertainment centre of the north-west region of the Perth metropolitan area.

## **1.12 HOMELESSNESS**

The City of Joondalup recognises that a whole of community response is required to reduce and prevent homelessness and minimise the impact of homelessness on families, individuals and the community.

The City's role in addressing homelessness will be one of coordination, support and advocacy in responding to homelessness in collaboration and partnership with the State and Federal Government, neighbouring local governments, homeless support services, community organisations and other relevant stakeholders to ensure that people experiencing homelessness are provided with effective and coordinated responses.

### **1.13 ECONOMIC DEVELOPMENT INTERNATIONAL ACTIVITY**

The City supports the pursuance of international economic development activities that seek to achieve:

- local economic growth
- investment attraction
- export growth in local goods and services
- return on investment.

The City's role in achieving the above should include:

- facilitating linkages between local businesses and industries to international markets
- providing financial contributions to pilot programs and initiatives with partner organisations that support international investment within the City
- leveraging current international sister city relationships, for example Jinan, China
- delivering a focused economic development international activities program to support the economic growth of the City of Joondalup for the benefit of ratepayers, Joondalup businesses, and other key stakeholders.

Activities should also align with the specialist themes contained within the City's *Economic Development Strategy*, namely: Global City, Destination City and Digital City.

### **1.14 TRI-CITIES ALLIANCE**

The Tri-Cities Alliance will provide a platform for the Cities of Joondalup, Wanneroo and Stirling to adopt a collaborative and strategic approach to engagement with the State and Federal Government in order to promote and progress regionally agreed economic development and infrastructure priorities that will provide benefits across municipal boundaries.

**2** NOTES the following Strategic Position Statement was adopted by Council at its meeting held on 20 March 2018 (C26-03/18 refers):

#### **2.1 SECOND A-LEAGUE FOOTBALL (SOCCER) TEAM IN WA**

In the event that the Australian A-League decides to establish a second A-League Football (Soccer) team in Western Australia, the City of Joondalup supports the licence being located within the City of Joondalup.



- Of the valid submissions, 54.3% of all respondents agreed that the City's current vision remains relevant, while 21.5% disagreed, 22.2% were unsure and 1.9% did not respond.
- The majority of respondents considered all aspirational outcomes and objectives under each key theme to be 'moderately' or 'extremely' relevant.
- Respondents considered all key themes to be 'moderately' or 'extremely important' with financial sustainability rated as the highest priority.
- Respondents noted the change in context and economic climate since the development of the *Strategic Community Plan* and encouraged the City to continue to look for cost efficiencies within its projects as well as focus on making the City liveable, inclusive and community focussed.

Feedback collected from the community consultation has complemented the commentary received from the major review's previous engagement processes, namely with the Elected Members and the City's Strategic Community Reference Group (SCRG). All consultation phases completed have demonstrated that the *Strategic Community Plan* remains relevant to community and stakeholder aspirations, and as such, only minor amendments are suggested for the revised *Strategic Community Plan* presented to at its meeting held on 18 July 2017 (CJ119-07/17 refers).

*It is therefore recommended that Council:*

- 1 *NOTES the community consultation results on the revised Strategic Community Plan as detailed in Attachment 2 to this Report;*
- 2 *BY AN ABSOLUTE MAJORITY, ENDORSES the revised Strategic Community Plan – Joondalup 2022 forming Attachment 1 to this Report;*
- 3 *NOTES as part of the Chief Executive Officer's Key Performance Indicators, a comprehensive review of the Joondalup Performing Arts and Cultural Facility Project will be undertaken, with a further report to be submitted to Council.*

## **BACKGROUND**

The *Strategic Community Plan* is the highest-level plan prepared by Council and its community, with the purpose of identifying the community's main priorities and aspirations for the future and establishing strategies to achieve agreed objectives.

In alignment with the then Department of Local Government and Communities Integrated Planning and Reporting Framework, the City developed a *Strategic Community Plan Joondalup 2022* in consultation with Council, its community and stakeholders. During the development of *Joondalup 2022*, significant levels of support were received from the community for all proposed outcomes and objectives contained within the draft plan. Following this process, at its meeting held on 23 October 2012 (CJ210-10/12 refers) Council adopted its first *Strategic Community Plan, Joondalup 2022*.

*Joondalup 2022* provides strategic direction for all services and activities delivered by the City and guidance towards its future aspirational targets. In light of its high-level positioning within the City's planning framework, the plan's content is relatively broad in order to integrate with lower level issue specific and / or operational plans. As such, only significant changes in strategic direction or unanticipated external factors tend to affect the *Strategic Community Plan*.

In accordance with the *Local Government (Administration) Regulations 1996 and Integrated Planning and Reporting Framework (IPRF)* guidelines, local governments are required to conduct a major review of their *Strategic Community Plan* once every four years and minor reviews every two years. A minor review was previously undertaken and adopted by Council at its meeting held on 21 October 2014 (CJ184-10/14 refers), following a public comment period.

The major review of *Joondalup 2022* aims to assess the current structure and relevance of the *Strategic Community Plan* in line with community aspirations and assess whether the plan is progressing towards its vision, priorities and aspirations.

The initial stages of the major review included the following:

- Review and feedback from Elected Members through the Elected Members Strategic Session in February 2016. The Strategic Session focused on the major review of *Joondalup 2022* and included discussion on whether the City's vision and strategic priorities remained relevant and an evaluation on the City's progression towards its goals established in the development of the *Strategic Community Plan*.
- The SCRG meeting held on 30 June 2016 was convened specifically to provide the SCRG Members (community representatives) and the City's key stakeholders (including representatives from Joondalup Health Campus, Edith Cowan University, North Metropolitan TAFE and the Western Australian Police Academy) with the opportunity to provide feedback on the *Strategic Community Plan*. The meeting provided a facilitated discussion on the major issues and challenges faced by the City and all stakeholders, as well as whether the City's vision and direction remain relevant to, and in alignment with, the ambitions of key stakeholders.
- Review of progress to date against the transformational projects and the strategic initiatives.
- Review of the external environment to assess whether there were economic, social or political changes likely to impact on the *Strategic Community Plan*.
- Community Wellbeing Survey undertaken by the City in 2015 to measure the overall wellbeing of the community and provide additional information on community needs and perceptions.
- Review of results and feedback from the City's Annual Customer Satisfaction Survey which measures overall community satisfaction with the City, including satisfaction with the City as a place to live, the City Centre as a place to visit, and City services and facilities.
- Assessment of available resources to achieve the *Strategic Community Plan* – including partnerships and collaboration with key stakeholders.

All feedback from the initial stages informed the major review, testing the appropriateness and continuing relevance of *Joondalup 2022*.

Council subsequently considered the outcomes of the initial phases of the major review of the plan at its meeting held on 18 July 2017 (CJ119-07/17 refers) and approved the release of the revised *Strategic Community Plan* for community consultation for a period of 21 days from 14 August to 4 September 2017.

## DETAILS

### Consultation Development

In accordance with the approved *Engagement Plan* the consultation aimed to assess whether the shared vision and priorities originally developed for the City's *Strategic Community Plan, Joondalup 2022* remain relevant to community aspirations. A personalised information package which included a covering letter, frequently asked questions document and a hard copy survey were sent to 3,000 randomly selected residents / ratepayers, parliamentarians and local ratepayers and residents associations.

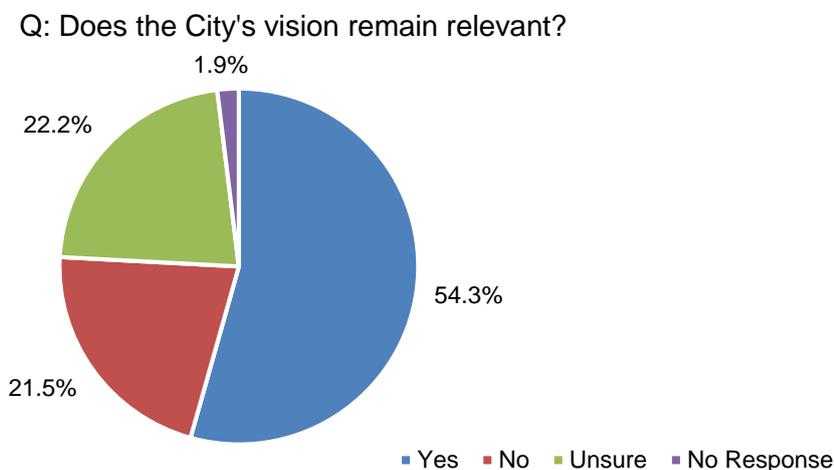
Details and information regarding the consultation were outlined on the City's website, advertised through the *Joondalup Weekender* and status updates were posted on the City's Facebook page. Members of the public and stakeholders wishing to comment were also encouraged to complete an online survey form via the City's website. In addition, an email was sent to 1,896 members of the Community Engagement Network on 14 August 2017 directing them to the City's website and the online comment form. A reminder email was also sent on 1 September 2017 before the consultation closed. Specific youth marketing material for the Community Engagement Network was also promoted through the City's Y-Lounge website and Youth Services Facebook page to encourage the City's younger demographic to participate in the consultation.

### Consultation Results

The City collected a total of 671 responses throughout the 21-day advertised consultation period. Of those responses, 414 were deemed valid; that is, the submission included the respondent's full contact details, was received within the advertised consultation period and only one submission per respondent was received. Of the 257 invalid responses, 252 did not provide their contact details, while five were duplicate responses from the same household. A detailed analysis of the community consultation results is provided in Attachment 2 to this Report. A summary of the consultation is shown below:

#### *Relevance of the City's Vision*

Respondents were asked to indicate whether they thought the City's vision remained relevant. Of the 414 valid responses, 54.3% agreed that the City's vision remains relevant, while 21.5% disagreed, with 22.2% being unsure and 1.9% not responding to the question (summarised in the chart below).

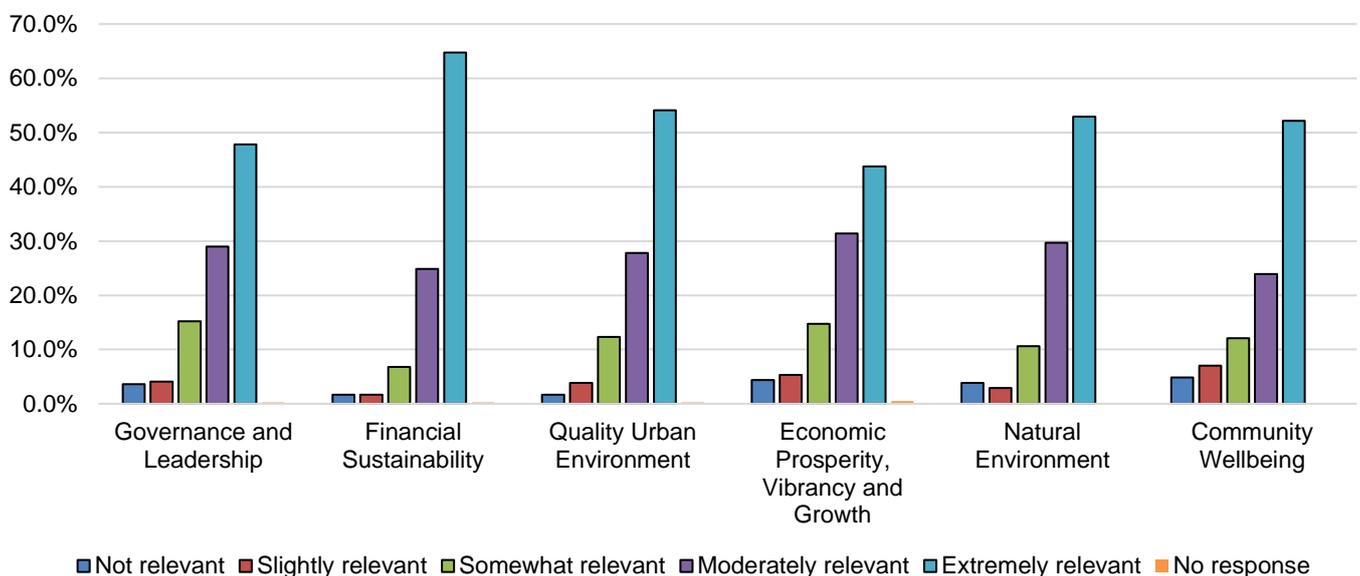


### Relevance of Aspirational Outcomes against Themes

Respondents were asked to rate the relevance on a five-point scale from 'not relevant' to 'extremely relevant' of each aspirational outcome under each of the six key themes within *Joondalup 2022*. Of the 414 valid responses, respondents indicated the relevance of aspirational outcomes by each key theme as below:

- Governance and Leadership – 76.8% indicated 'moderately' or 'extremely' relevant.
- Financial Sustainability – 89.6% indicated 'moderately' or 'extremely' relevant.
- Quality Urban Environment – 81.9% indicated 'moderately' or 'extremely' relevant.
- Economic Prosperity, Vibrancy and Growth – 75.1% indicated 'moderately' or 'extremely' relevant.
- Natural Environment – 82.6% indicated 'moderately' or 'extremely' relevant.
- Community Wellbeing – 76.1% indicated 'moderately' or 'extremely' relevant.

Relevance of Aspirational Outcomes by Key Theme



### Relevance of Objectives against each Key Theme

Respondents were asked to rate the relevance on a five-point scale from 'not relevant' to 'extremely relevant' of each objective under each of the six key themes within *Joondalup 2022*. Of the 414 valid responses, respondents indicated the relevance of objectives by each key theme as below:

#### Governance and Leadership

- Effective Representation – 91.3% indicated 'moderately' or 'extremely' relevant.
- Corporate Capacity – 93.5% indicated 'moderately' or 'extremely' relevant.
- Active Democracy – 92.1% indicated 'moderately' or 'extremely' relevant.
- Strong Leadership – 84.3% indicated 'moderately' or 'extremely' relevant.

#### Financial Sustainability

- Financial Diversity – 89.2% indicated 'moderately' or 'extremely' relevant.
- Effective Management – 94.2% indicated 'moderately' or 'extremely' relevant.
- Major Project Delivery – 86.9% indicated 'moderately' or 'extremely' relevant.

### **Quality Urban Environment**

- Quality Built Outcomes – 83.8% indicated ‘moderately’ or ‘extremely’ relevant.
- Integrated Spaces – 89.6% indicated ‘moderately’ or ‘extremely’ relevant.
- Quality Open Spaces – 91.3% indicated ‘moderately’ or ‘extremely’ relevant.
- City Centre Development – 63.8% indicated ‘moderately’ or ‘extremely’ relevant.

### **Economic Prosperity, Vibrancy and Growth**

- Primary Centre Status – 58% indicated ‘moderately’ or ‘extremely’ relevant.
- Activity Centre Development – 70.1% indicated ‘moderately’ or ‘extremely’ relevant.
- Destination City – 66.7% indicated ‘moderately’ or ‘extremely’ relevant.
- Regional Collaboration – 66.9% indicated ‘moderately’ or ‘extremely’ relevant.
- Business Capacity indicated – 84.5% indicated ‘moderately’ or ‘extremely’ relevant.

### **Natural Environment**

- Environmental Resilience – 83.4% indicated ‘moderately’ or ‘extremely’ relevant.
- Community Involvement – 87.4% indicated ‘moderately’ or ‘extremely’ relevant.
- Accessible Environments – 86.3% indicated ‘moderately’ or ‘extremely’ relevant.
- Environmental Leadership – 71.8% indicated ‘moderately’ or ‘extremely’ relevant.

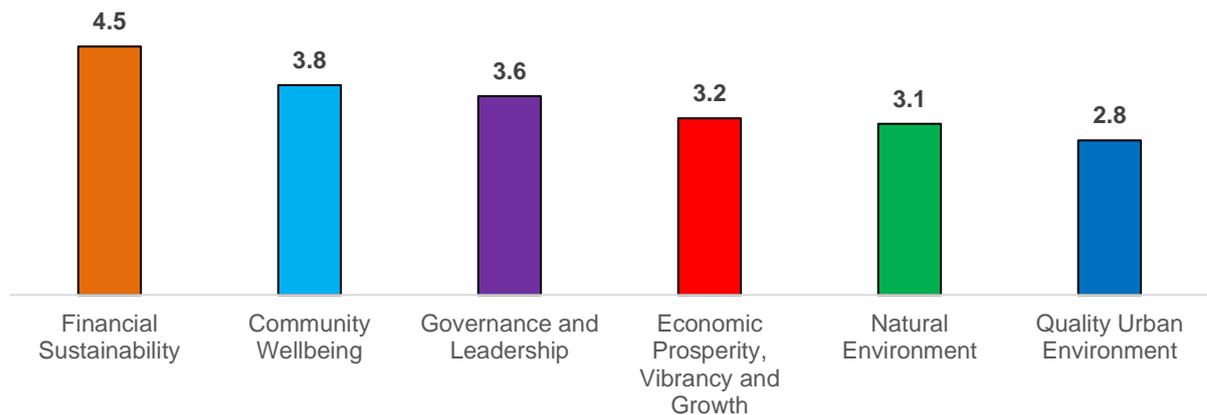
### **Community Wellbeing**

- Quality Facilities – 78.3% indicated ‘moderately’ or ‘extremely’ relevant.
- Cultural Development – 58% indicated ‘moderately’ or ‘extremely’ relevant.
- Community Spirit – 81.9% indicated ‘moderately’ or ‘extremely’ relevant.
- Community Safety – 94.3% indicated ‘moderately’ or ‘extremely’ relevant.

Respondents were also invited to provide comment on the objectives in all key themes. A total of 147 respondents provided a total of 248 comments. Twenty-two respondents queried the City’s ‘global’ focus, 16 respondents indicated they would like the City to investigate mechanisms to reduce rates and 15 respondents indicated that the provision of safe environments should be a focus. All comments are detailed in the Consultation Analysis Report shown as Attachment 2.

#### *Ranking of Key Themes*

Respondents were asked to rank the six key themes within *Joondalup 2022* in order of perceived priority, with one being the highest priority and six being the lowest priority. A total of 407 valid responses were analysed and an average ranking of themes was calculated. On average, the ‘Financial Sustainability’ theme was ranked as the highest priority while ‘Quality Urban Environment’ theme was ranked as the lowest priority.



Respondents were also asked to comment on the ranking of the key themes with 87 respondents providing a total of 126 comments. Of these comments, 33 indicated that it was difficult to rank objectives as they felt all were equally important, while 12 indicated that without financial sustainability and good governance, it would be difficult to deliver the other themes. All comments are detailed in the Consultation Analysis Report shown as Attachment 2.

#### *Additional Comments*

Lastly, respondents were asked to provide additional comments on the major review, with 133 respondents providing a total of 192 comments. Of these comments, 17 indicated that they would like the City to consider cost efficiencies for future projects and investigate reducing rates, 16 made general comments about the plan, while 15 supported the City's approach and the plan's direction. All comments are detailed in the Consultation Analysis Report shown as Attachment 2.

#### Amendments to the Strategic Community Plan

Feedback collected from the community consultation has, in the main, complemented the commentary received during previous engagement processes of the major review of the *Strategic Community Plan*, particularly in relation to comments regarding the current economic climate and a focus on financial sustainability. The revised *Strategic Community Plan* presented to Council at its meeting held on 18 July 2017 (CJ119-07/17 refers) included new sections incorporating achievements against the plan's objectives and strategic initiatives as well as the transformational projects, new challenges identified and progress updates against the plan's key performance indicators.

Following the recent consultation period, further amendments are recommended to the Economic Prosperity, Vibrancy and Growth theme's aspirational outcome as well as the 'Primary Centre Status' and 'Regional Collaboration' objective to better reflect the City's aspirations. The Mayoral Welcome page has also been updated and the City's population figures have been adjusted in alignment with the latest ABS figures. These changes are highlighted in Attachment 1.

#### Summary

The community consultation results demonstrate that the *Strategic Community Plan's* vision, aspirational outcomes and objectives continue to remain relevant to community and stakeholder aspirations. Minor amendments and updates are recommended to the revised *Strategic Community Plan* which was presented to Council at its meeting held on 18 July 2017, as shown as Attachment 1.

## Issues and options considered

It is recommended that Council consider the following options:

Option 1: Adopt the revised Strategic Community Plan, *Joondalup 2022*, shown as Attachment 1 to this report.

Option 2: Suggest further modifications to the revised Strategic Community Plan, *Joondalup 2022*.

Option 1 is the recommended option.

## Legislation / Strategic Community Plan / policy implications

<b>Legislation</b>	<i>Local Government Act 1995.</i> <i>Local Government (Administration) Regulations 1996.</i>
<b>Strategic Community Plan</b>	This report relates to the review of the <i>Strategic Community Plan – Joondalup 2022</i> .
<b>Key theme</b>	Governance and Leadership.
<b>Objective</b>	Active democracy.
<b>Strategic initiative</b>	Optimise opportunities for the community to access and participate in decision-making processes.
<b>Policy</b>	<i>Community Consultation and Engagement Policy.</i>

## Risk management considerations

In alignment with the IPRF guidelines, local governments are required to conduct a major review of their *Strategic Community Plan* once every four years. If the City does not complete the major review of its *Strategic Community Plan*, it could result in a circumstance of non-compliance.

## Financial / budget implications

The *Strategic Community Plan* is operationalised through the *Five Year Corporate Business Plan* and Annual Planning and Budget processes. Financial and budget implications associated with implementation of the plan are subject to normal budgetary approval processes and long-term financial implications are considered in the development of the *Strategic Financial Plan*.

## Regional significance

The *Strategic Community Plan* includes a number of projects that have regional significance in terms of regional collaboration and visitor attraction.

## Sustainability implications

The *Strategic Community Plan* considers the local and regional economy, built and natural environment, social networks as well as good governance and financial sustainability.

## Consultation

Two phases of consultation had previously been undertaken, namely:

- review and feedback from Elected Members
- review and feedback from the City's SCRG.

This report provides feedback from the broader community consultation conducted for a three week period from 14 August to 4 September 2017 as detailed in the *Engagement Plan* presented to Council at its meeting held on 18 July 2017.

A detailed report of feedback received during this consultation process is provided in Attachment 2 of this Report.

## COMMENT

The City's *10 Year Strategic Community Plan* was developed in 2012 in partnership with the community and key stakeholders to position the City to respond to the major challenges and opportunities through to 2022. The consultation phases for the major review of the *Strategic Community Plan* have demonstrated that *Joondalup 2022* continues to remain relevant to community and stakeholder aspirations with some modifications to reflect the completion of some transformational projects and priorities, the inclusion of new Council endorsed projects and a slight change in emphasis to the Economic Prosperity, Vibrancy and Growth theme.

The *Strategic Community Plan* articulates a shared vision with the community and the high-level outcomes required to achieve the vision. The major review has involved significant stakeholder and broad community input. The City's key stakeholders including Edith Cowan University, North Metro TAFE, Joondalup Health Campus and the Western Australian Police Academy all provided support for the City's vision and corresponding aspirational outcomes as the City's *Strategic Community Plan* aligns with their aspirations and programs. While broad community sentiment indicates majority support for the current vision, this support has declined from the last review undertaken in 2014. Comments from the community consultation indicate that this is due to uncertainty and misunderstanding about the reference to 'global' in the vision.

The 'global' reference is intended to build on the City's achievement in 2011 of the World Most Liveable City (population category 15,001 – 400,000) and the significant achievements from the Sister City Relationship between Jinan and Joondalup. Positioning the City as 'global' is also intended to acknowledge and recognise the high number of overseas migrants living in the City of Joondalup and their positive impact on the economy and community wellbeing, the traction the City is getting from its partnership activity with education providers to attract international students and internationally renowned researchers and entrepreneurs to Joondalup and continued efforts to support locally based businesses to develop trade links overseas and facilitate eCommerce activities in targeted areas such as international education, medical / health (aged care, nursing and midwifery) and tourism.

The City's global aspirations align with a number of Council endorsed plans including the *Economic Development Strategy*, *Expanding Horizons* and the *International Economic Development Activities Plan* which has a two year horizon with a set of specific key performance indicators to be achieved. It is, therefore, considered prudent and appropriate for the current vision to be retained to support the City's international agenda that is currently being progressed in close collaboration with the key industry sectors and the state and federal governments with the ultimate aim of economic growth and prosperity for the City and, therefore, improved community wellbeing.

In accordance with the *Local Government (Administration) Regulations 1996* and *Integrated Planning and Reporting Framework (IPRF)* guidelines, the City's next minor review of its *10 Year Strategic Community Plan* is scheduled for 2018-19. The plan will also undergo another major review scheduled for 2020-21 at which point the progress achieved over the plan's life will be presented to Council and the process for the development of a new *Strategic Community Plan* will commence.

## **VOTING REQUIREMENTS**

Absolute Majority.

## **RECOMMENDATION**

**That Council:**

- 1** **NOTES** the community consultation results on the revised *Strategic Community Plan* as detailed in Attachment 2 to this Report;
- 2** **BY AN ABSOLUTE MAJORITY, ENDORSES** the revised *Strategic Community Plan – Joondalup 2022* forming Attachment 1 to this Report;
- 3** **NOTES** as part of the Chief Executive Officer's Key Performance Indicators, a comprehensive review of the Joondalup Performing Arts and Cultural Facility Project will be undertaken, with a further report to be submitted to Council.

*Appendix 6 refers*

To access this attachment on electronic document, click here: [Attach6brf180410.pdf](#)

## ITEM 9 LIST OF PAYMENTS MADE DURING THE MONTH OF FEBRUARY 2018

<b>WARD</b>	All
<b>RESPONSIBLE DIRECTOR</b>	Mr Mike Tidy Corporate Services
<b>FILE NUMBER</b>	09882, 101515
<b>ATTACHMENTS</b>	Attachment 1 Chief Executive Officer's Delegate Municipal Payment List for the month of February 2018 Attachment 2 Chief Executive Officer's Delegated Trust Payment List for the month of February 2018 Attachment 3 Municipal and Trust Fund Vouchers for the month of February 2018
<b>AUTHORITY / DISCRETION</b>	Information - includes items provided to Council for information purposes only that do not require a decision of 'noting').

### PURPOSE

For Council to note the list of accounts paid under the Chief Executive Officer's delegated authority during the month of February 2018.

### EXECUTIVE SUMMARY

This report presents the list of payments made under delegated authority during the month of February 2018 totalling \$11,554,230.57.

*It is therefore recommended that Council NOTES the Chief Executive Officer's list of accounts for February 2018 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 this Report, totalling \$11,554,230.57.*

### 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 February 2018. 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 106275 - 106356 & EF068791 – EF069340 Net of cancelled payments.	\$6,835,516.15
	Vouchers 2161A -2174 & 2179 – 2182.	\$4,709,955.45
Trust Account	Trust Cheques & EFT Payments 207271 - 207278 & TEF001471 – TEF001475 Net of cancelled payments.	\$8,758.97
<b>Total</b>		<b>\$11,554,230.57</b>

### 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

<b>Key theme</b>	Financial Sustainability.
<b>Objective</b>	Effective management.
<b>Strategic initiative</b>	Not applicable.
<b>Policy</b>	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 *2017-18 Annual Budget* as adopted by Council at its meeting held on 27 June 2017 (CJ084-06/17 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 February 2018 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 this Report, totalling \$11,554,230.57.**

*Appendix 7 refers*

To access this attachment on electronic document, click here: [Attach7brf180410.pdf](#)

## **ITEM 10                    FINANCIAL ACTIVITY STATEMENT FOR THE PERIOD ENDED 28 FEBRUARY 2018**

<b>WARD</b>	All
<b>RESPONSIBLE DIRECTOR</b>	Mr Mike Tidy Corporate Services
<b>FILE NUMBER</b>	07882,101515
<b>ATTACHMENT</b>	Attachment 1    Financial Activity Statement Attachment 2    Investment Summary Attachment 3    Supporting Commentary
<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 Financial Activity Statement for the period ended 28 February 2018.

### **EXECUTIVE SUMMARY**

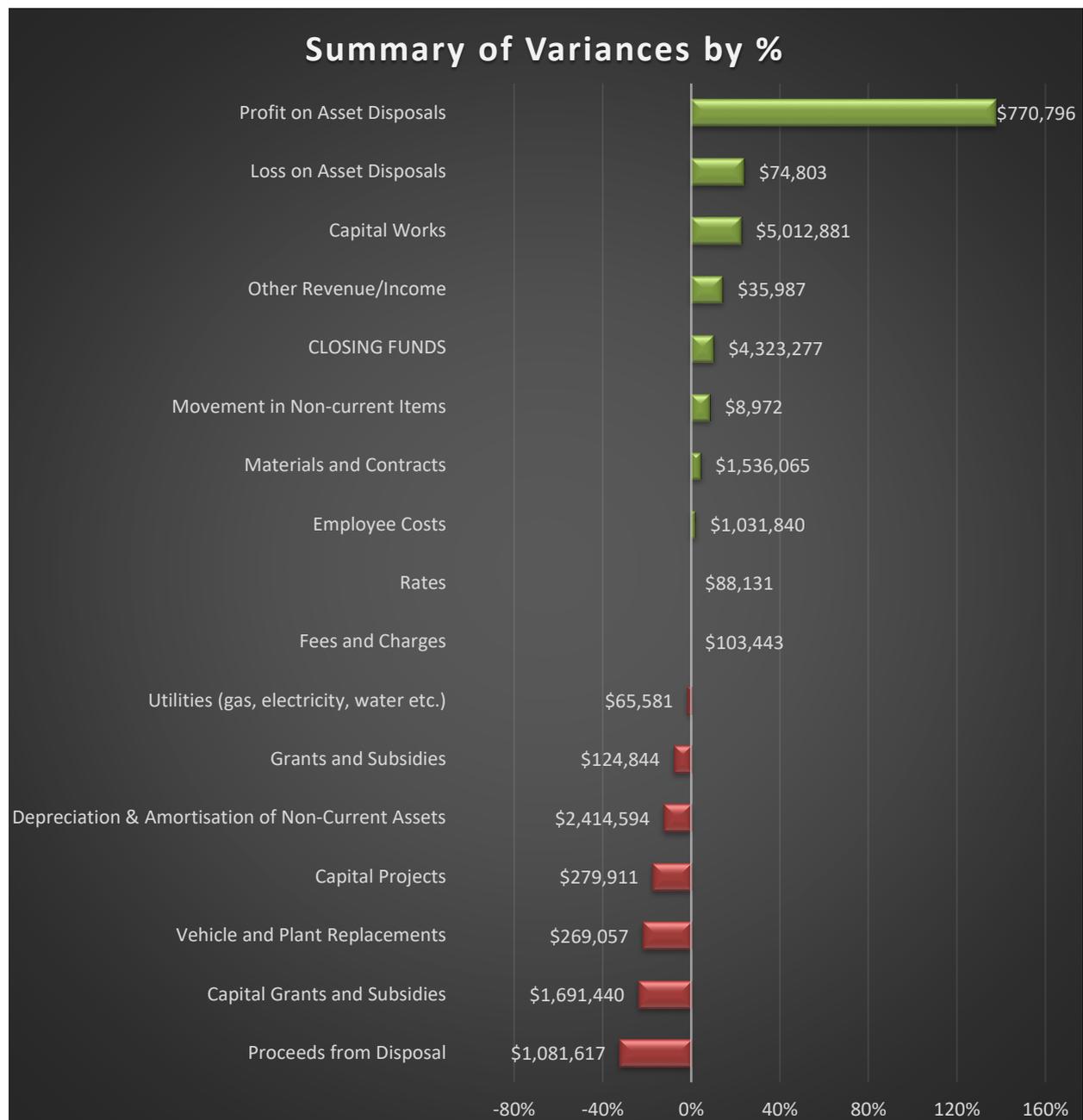
At its meeting held on 27 June 2017 (CJ084-06/17 refers), Council adopted the Annual Budget for the 2017-18 financial year. Council subsequently revised the budget at its meeting held on 20 February 2018 (CJ022-02/18 refers). The figures in this report are compared to the revised budget.

The February 2018 Financial Activity Statement Report shows an overall favourable variance from operations and capital, after adjusting for non-cash items, of \$4,323,277 for the period when compared to the revised budget.

It should be noted that this variance does not represent a projection of the end of year position or that these funds are surplus to requirements. It represents the year to date position to 28 February 2018 and results from a number of factors identified in the report.

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 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.

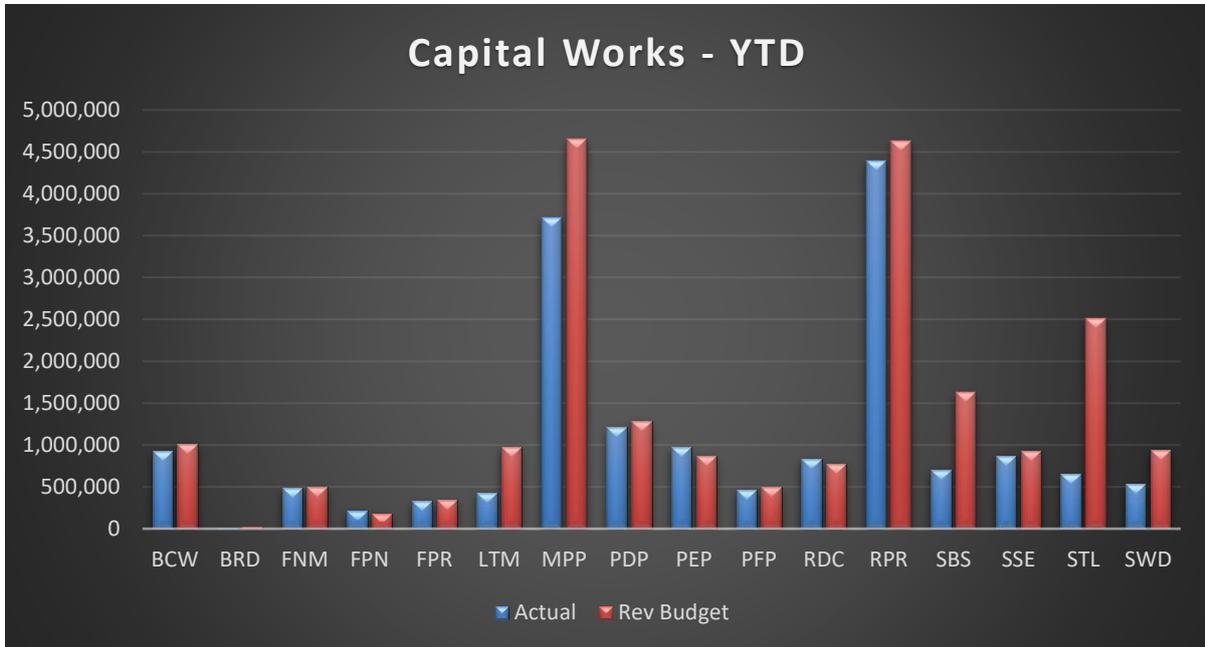
The key elements of the variance are summarised below:



The significant variances for February were:

**Capital Works**

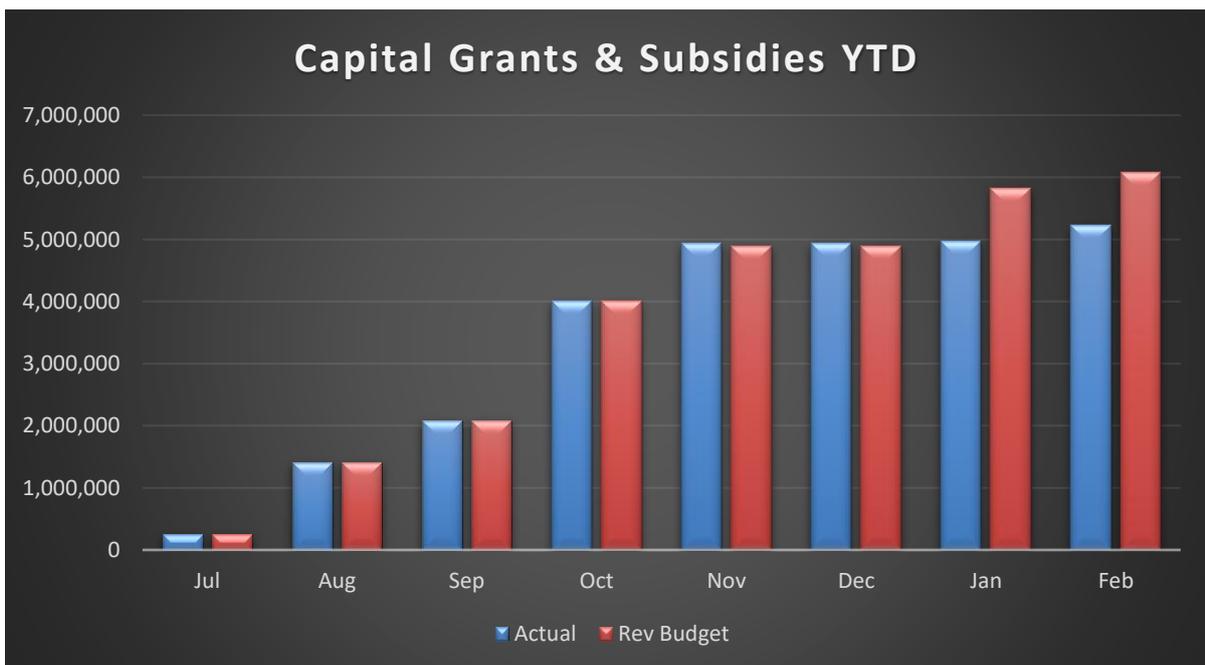
**\$5,012,881**



Capital Works expenditure is \$5,012,881 below budget. This includes favourable timing variances for Street Lighting Program \$1,859,402, Major Projects Program \$940,120 and Blackspot Projects Program \$920,514.

**Capital Grants and Subsidies**

**(\$1,691,440)**



Capital Grants and Subsidies is \$1,691,440 below budget due to unfavourable timing variances. This includes delayed funding of Capital Projects including Ocean Reef Marina \$500,000 and Yellagonga Wetlands – Smart Monitoring and Management Program \$342,662. In addition funding for Blackspot Projects is \$648,693 under budget due to delayed progress of some projects and funding applied for others but not yet received.

### **Materials and Contracts**

**\$1,536,065**



Materials and Contracts expenditure is \$1,536,065 below budget. This includes favourable timing variances for Professional Fees and costs \$395,999, Administration \$377,714 and Waste Management Services \$182,953.

*It is therefore recommended that Council NOTES the Financial Activity Statement for the period ended 28 February 2018 forming Attachment 1 to this Report.*

### **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 28 February 2018 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**

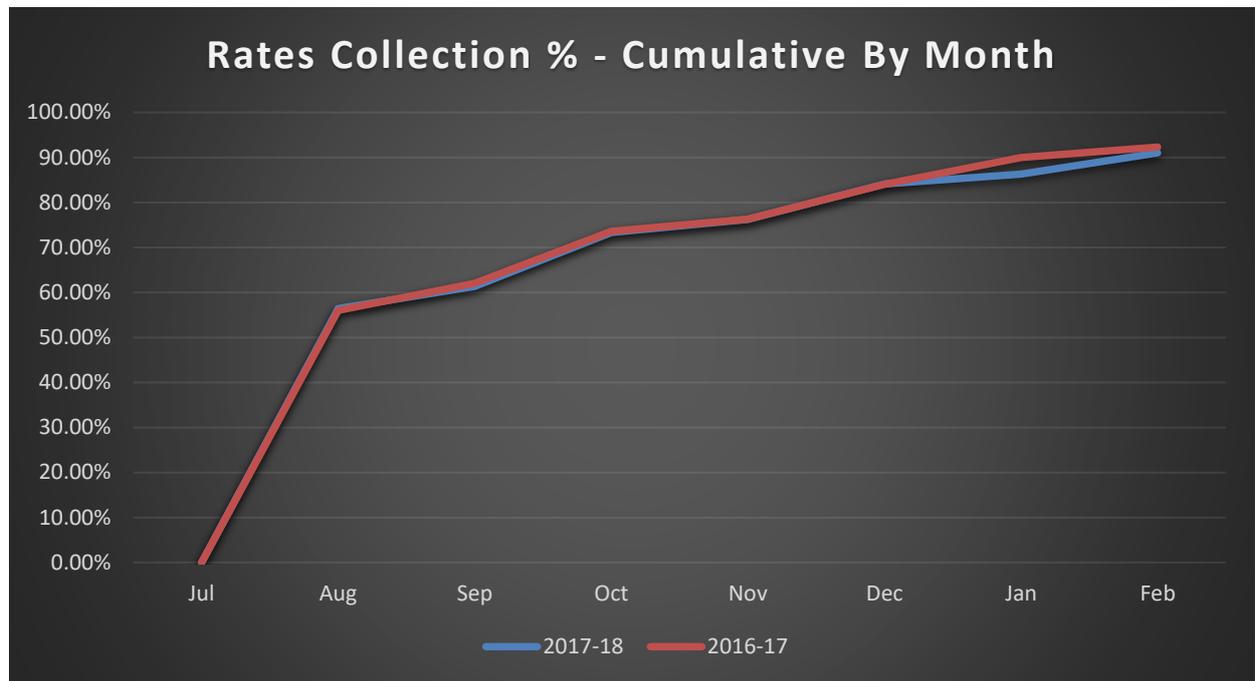
Expenditure has been incurred in accordance with adopted budget parameters, which have been structured on financial viability and sustainability principles.

**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*.

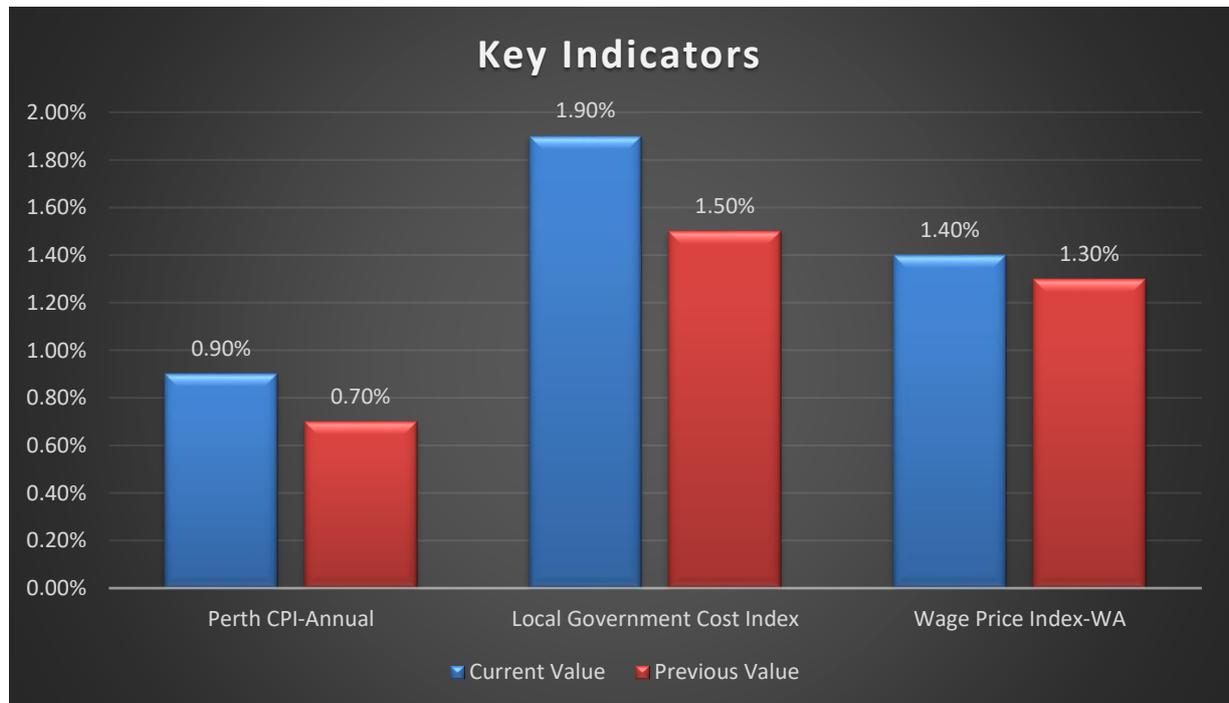
**KEY INDICATORS**

**Rates Collection**



Rates collections as a percentage of rates issued (debtors) continues on par with the prior year at the end of February. This trend is expected to continue to the end of the financial year.

**Economic Indicators**



The Local Government Cost Index remains well above CPI, despite the slight easing in the December 2017 quarter, indicating that cost pressures in the local government industry remain higher than the general economy. Wages continue above CPI, and provide the main driver of costs in local government.

### **COMMENT**

All expenditure included in the Financial Activity Statement is incurred in accordance with the provisions of the 2017-18 revised budget or has been authorised in advance by Council where applicable.

### **VOTING REQUIREMENTS**

Simple Majority.

### **RECOMMENDATION**

**That Council NOTES the Financial Activity Statement for the period ended 28 February 2018 forming Attachment 1 to this Report.**

*Appendix 8 refers*

*To access this attachment on electronic document, click here: [Attach8brf180410.pdf](#)*

## **ITEM 11                    PARIN    PIONEER    PARK    DEVELOPMENT    - PROPOSED PARK NAME CHANGE**

<b>WARD</b>	South-East
<b>RESPONSIBLE A/DIRECTOR</b>	Mr Michael Hamling Infrastructure Services
<b>FILE NUMBER</b>	39658, 101515
<b>ATTACHMENTS</b>	Attachment 1 <i>Memorials in Public Reserves Policy</i> Attachment 2 <i>Naming of Public Facilities Policy</i> Attachment 3    Original land holdings Attachment 4    Letter from the Minister of Lands Attachment 5    Draft Community Engagement Plan Attachment 6    Historical timeline Attachment 7    Historical sites
<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 a request for the renaming of Blackthorn Park, Greenwood to Parin Pioneer Park and Parin Park, Greenwood to Homestead Park or Ten Mile Peg Park.

### **EXECUTIVE SUMMARY**

On 12 February 2015, the City received a request from Mrs Dorothy Parin for the installation of a memorial at Parin Park, Greenwood in commemoration of her late husband, Mr John Erik Parin and to showcase the history of the site as the location of their historical family landholding.

Following numerous discussions between Mrs Parin and Elected Members, the City was requested to investigate options to develop Blackthorn Park as a memorial park including the renaming of Blackthorn Park to Parin Pioneer Park and Parin Park to Homestead Park (as this was the site of the Parin family house).

Advice from the Minister for Lands regarding the renaming of Blackthorn Park to Parin Pioneer Park and Parin Park to Homestead Park was received on 28 June 2017 indicating that the renaming request would be supported on the condition that engagement is undertaken with the immediate community and that the outcome of the engagement was favourable (Attachment 4 refers). Mrs Parin was advised of the Ministerial support of the name changes and at this point indicated to the City a preference for the existing Parin Park to be renamed Ten Mile Peg instead of Homestead Park.

*It is therefore recommended that Council:*

- 1 *SUPPORTS the request for the renaming of Blackthorn Park to Parin Pioneer Park and Parin Park to Ten Mile Peg Park;*
- 2 *APPROVES the commencement of a 30 day consultation period with property owners within a 500 metre radius of the two parks regarding their renaming in accordance with the Community Engagement Plan shown in Attachment 5 of this Report;*
- 3 *ADVISES Mrs Dorothy Parin of its decision.*

## **BACKGROUND**

At its meeting held on 13 December 2016 (CJ228-12/16 refers), Council adopted the revised *Memorials in Public Reserves Policy* shown as Attachment 1 to this Report. This policy provides guidance on the installation of memorials on public reserves within the City of Joondalup. Memorials in public reserves within the City of Joondalup are limited to temporary memorials for people who have died in tragic circumstances or permanent memorials for persons who have contributed significantly to the local Joondalup community, as approved by Council.

On 12 February 2015, the City received a request from Mrs Dorothy Parin for the installation of a memorial at Parin Park to showcase the history of the site as the location of their historical family landholding. The request was for a park bench, drinking fountain, picnic bench and an arbour with trellis grape vines or similar in commemoration to her late husband, Mr John Erik Parin. The City commenced with the assessment of this request in terms of the *Memorials in Public Reserves Policy* however, prior to the completion of the assessment and subsequent report to Council for consideration, multiple discussions were held between Mrs Parin and Elected Members between February 2015 and February 2016.

During these discussions, a suggestion was made that consideration should be given to do more than just the installation of a memorial plaque to celebrate the significant contribution that the Parin family has made to the cultural history of the area. To inform these discussions the City developed concept designs for the development of Parin Park as a memorial park which included new footpaths, custom seating, a new shelter, feature groundcover and tree planting, custom arbour structures and an information / story board to showcase the history of the Parin family.

Following a further discussion in February 2016, between Mrs Parin and Elected Members, the City was requested to develop a concept design for the development of Blackthorn Park as it was adjacent to the Parin landholding, was larger, more attractive and more suitable for the development as a memorial park. To facilitate this development, the City was requested to investigate the renaming of Blackthorn Park to Parin Pioneer Park and Parin Park to Homestead Park (as this was the site of the Parin family house).

At its meeting held on 15 May 2012 (CJ093-05/12 refers), Council adopted the revised *Naming of Public Facilities Policy* and was subsequently amended and endorsed by Council at its meeting held on 20 February 2018 (CJ027-02/18 refers). This policy (Attachment 2 refers) guides the process for the naming of public facilities and supports a consistent approach for the naming of all City streets, reserves and buildings to be in accordance with Landgate's *Policies and Standard for Geographical Naming in Western Australia*. Where possible, parks and reserves shall be named after an adjacent boundary road to facilitate ease of identification. The policy, however, allows for exceptions to this approach subject to Council approval.

The City investigated the process to rename the two parks and was advised by Landgate that they were not supportive of the renaming of Blackthorn Park to Parin Pioneer Park as it did not comply with *Policies and Standard for Geographical Naming in Western Australia*. As there was no historical foundation to contest Landgate's advice regarding the renaming of Blackthorn Park, the City advised Mrs Parin and Elected Members that the development of a memorial park is to remain at the current Parin Park.

Following subsequent meetings between the Parin family, Elected Members and the City, the City then undertook to write to the Minister for Lands requesting the consideration of renaming of Blackthorn Park to Parin Pioneer Park and Parin Park to Homestead Park. To assist in the justification for the proposed park name changes, the City investigated historical maps to find whether there was any previous land-ownership that could support a name-change application and found that the original Parin landholding and house was in fact located at the current Parin Park, which supported the proposed renaming of Parin Park to Homestead Park.

Investigations revealed that Blackthorn Park was not a part of the original Parin landholding, rather it fell into the landholding of Sir George Shenton (Attachment 3 refers). The Parin land holdings abutted one of the many Shenton land parcels with the current Blackthorn Park being diagonally across the north-western corner of the original Parin farm. The Minister indicated that the renaming of the proposed parks would be supported provided that community consultation occurred and favourable community feedback for the proposed name changes was received (Attachment 4 refers).

Mrs Parin was advised of the conditional Ministerial support of the proposed park name changes. At this point Mrs Parin indicated to the City a preference for the current Parin Park to be renamed Ten Mile Peg instead of Homestead Park as it was the historical Ten Mile Peg reference point from the Perth post office. The City again contacted the Minister for Lands office to request whether the name Ten Mile Peg could be considered in-lieu of Homestead Park. The City was informed that further name changes would not be considered as the Minister had already made a substantive exception in considering names that were not compliant with the adopted naming policy.

To meet the requirement for the proposed name changes as outlined in the *Policies and Standards for Geographical Naming in Western Australia*, research into the Parin family history was undertaken to inform the community engagement process. The research revealed that there were five original Joondalup early settler families, the earliest settlers arriving 78 years before the Parin family. In addition, the area where the families were based around Lake Goollelal has a rich pre-colonial history of Indigenous Australian Peoples.

## **DETAILS**

In order to facilitate the development of Parin Pioneer Park on the current Blackthorn Park, the renaming of the parks is required. As per the letter from the Minister of Lands, the City is required to undertake community engagement for the renaming of Blackthorn Park and Parin Park. For the Minister to support the proposed park name changes, the results of this engagement process must show support from the community. The community engagement process would need to be in line with the *Policies and Standards for Geographical Naming in Western Australia* document as confirmed by Landgate.

The City has developed a draft community engagement plan to ensure the requirements of this policy are met (Attachment 5 refers). Following the community engagement period, the results will be analysed and presented to Council.

To inform the community engagement process, the City undertook research into the history of the area which revealed the following timeline (Attachments 6 and 7 refer):

- Pre-settlement, the Nyungar people occupied the wetland areas of Yellagonga Regional Park.
- The first recorded excursion by John Butler into Wanneroo / Joondalup area was in 1834.
- In 1844 the Reverend John Smithies established the Mission Farm which was one of the first farms on the east side of Lake Goollelal.
- In 1866 Thomas Sellick and Johanna Darch settled in Kingsley at the Mission Farm house.
- In 1874 Church School was established in Greenwood.
- In 1877 Bernard (Barney) and Cathrine Duffy settled in Kingsley at the 11.5 mile peg.
- In 1883 the first mail service was delivered by Thomas Darch.
- In 1922 Peter and Rocko Parin settled at the Ten Mile Peg (Greenwood).
- In 1924 Ezio Luisini settled in Kingsley at the previous Mission Farm site.
- In 1929 the Luisini winery was established.

Regarding the Parin family specifically, Peter Parin arrived in Fremantle in 1908 from Croatia. In 1922, he settled in then Wanneroo (Greenwood) with his family and brother Marian (Rocko) at Ten Mile Peg on 50 acres of land. This land abutted one of the many Shenton land parcels with the current Blackthorn Park being diagonally across the north-western corner of the original Parin farm. The Parin homestead was located at Ten Mile Peg on what is now known as Parin Park.

The above timeline provides an insight into the five original, Joondalup early settler families, each with their own unique and interesting history. In addition, the area based around Lake Goollelal has a rich pre-colonial Indigenous Australian Peoples history with overlaps of culture centred around Reverend Smithies Mission farm on the shores of Lake Goollelal.

It is therefore important to celebrate and showcase the rich and diverse history of the area and the development of Parin Pioneer Park to honour the contribution of the Parin family will form the basis of a proposed heritage precinct in the Greenwood / Kingsley area.

### **Issues and options considered**

There are three main issues to be considered in the renaming of both parks:

- 1 The Minister for Lands has indicated support of the renaming of Parin Park to Homestead Park. An application to rename Parin Park to Ten Mile Peg Park may not receive the same support. There is, however, adequate historical evidence to support this proposed renaming.
- 2 The historical land ownership should be considered in the renaming of both Blackthorn Park and Parin Park. As indicated on the historical land holdings map (Attachment 3 refers), the land on which Blackthorn Park is situated was originally owned by Sir George Shenton, the first Mayor of Perth. The Parin homestead was located at Ten Mile Peg on what is now known as Parin Park. As previously noted in this Report, the Parin land abutted one of the many Shenton land parcels with the current Blackthorn Park being diagonally across the north-western corner of the original Parin farm.

- 3 The definition of the term “pioneer” is a person who is first to explore or settle in an area. The use of the term “pioneer” in the renaming of Blackthorn Park may be considered inappropriate as the Indigenous Australian Peoples inhabited the area long before European settlers arrived. Although owned by Sir George Shenton, Landgate satellite imagery shows that the area of Blackthorn Park was never settled upon or cultivated by European settlers and remained in its natural bush state until it became a park when the Greenwood area was subdivided in the late 1960s and early 1970s. The use of the term “pioneer” as part of the proposed park name is considered appropriate in this instance as the development of Parin Pioneer Park will form the basis of a proposed heritage precinct to acknowledge the rich history of early settlers which includes the Indigenous Australian Peoples.

Council may choose to either:

- support the renaming of Blackthorn Park to Parin Pioneer Park and Parin Park to Ten Mile Peg
- support the renaming of Blackthorn Park to Parin Pioneer Park and Parin Park to Homestead Park  
or
- not support the renaming of either Blackthorn Park or Parin Park.

Taking into consideration the information outlined in this Report, Option 1 is the preferred option.

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

**Legislation** Not applicable.

#### **Strategic Community Plan**

**Key theme** Quality Urban Environment.

**Objective** Quality open spaces.

**Strategic initiative** Employ quality and enduring infrastructure designs that encourage high utilisation and increased outdoor activity.

**Policy** *Memorials in Public Places Policy.*  
*Naming of Public Facilities Policy.*

### **Risk management considerations**

The research into the history of the Greenwood / Kingsley area revealed five original, prominent Joondalup early settler families, each with their own unique and interesting history. In addition, the area based around Lake Goollelal has a rich pre-colonial Indigenous Australian Peoples history with overlaps of culture centred around Reverend Smithies Mission farm on the shores of Lake Goollelal.

Acknowledging only one of the five early settler families may be considered inappropriate, however, the Parin Pioneer Park Development project is the initial step towards a larger heritage precinct project that may be developed over time. The creation of a heritage precinct will acknowledge the contributions from other settler families as well as the Indigenous Australian Peoples and showcase Joondalup’s rich history (Attachment 6 refers).

## Financial / budget implications

### Current financial year impact

<b>Capital cost</b>	The Parin Pioneer Park / Heritage Precinct Development project has the following amounts included in the City's 2017-18 budget and the <i>Five Year Capital Works Program</i> :
	2017-18      \$100,000.
	2018-19      \$350,000.

### Future financial year impact

<b>Annual operating cost</b>	The annual operating cost is estimated to be \$15,000 which will be included as an increase to the 2019-20 operational budget.
<b>Estimated annual income</b>	Not applicable.
<b>Capital replacement</b>	Estimated 20 years.
<b>20 Year Strategic Financial Plan impact</b>	The capital cost for replacement of park assets is included in the <i>20 Year Strategic Financial Plan</i> .
<b>Impact year</b>	2038-39.

All amounts quoted in this report are exclusive of GST.

### **Regional significance**

Not applicable.

### **Sustainability implications**

Not applicable.

### **Community Engagement**

Community engagement is to be undertaken in compliance with *Policies and Standards for 2017 Geographical Naming in Western Australia* and as per the City's community engagement process.

The *Community Engagement Plan (Attachment 5 refers)* provides an outline of how the engagement process will be conducted.

### **COMMENT**

The development of Parin Pioneer Park to honour the significant contribution of the Parin family will form the basis of a proposed heritage precinct to acknowledge the rich history of early settlers in the Greenwood / Kingsley area.

**VOTING REQUIREMENTS**

Simple Majority.

**RECOMMENDATION**

**That Council:**

- 1 SUPPORTS the request for the renaming of Blackthorn Park to Parin Pioneer Park and Parin Park to Ten Mile Peg Park;**
- 2 APPROVES the commencement of a 30 day consultation period with property owners within a 500 metre radius of the two parks regarding their renaming in accordance with the *Community Engagement Plan* shown in Attachment 5 of this Report;**
- 3 ADVISES Mrs Dorothy Parin of its decision.**

*Appendix 9 refers*

*To access this attachment on electronic document, click here: [Attach9brf180410.pdf](#)*

## **ITEM 12                    PETITION REQUESTING THE DEFERAL OF WORKS TO INSTALL CONNECTIONS TO THE MITCHELL FREEWAY PRINCIPAL SHARED PATH**

<b>WARD</b>	South-East
<b>RESPONSIBLE A/DIRECTOR</b>	Mr Michael Hamling Infrastructure Services
<b>FILE NUMBER</b>	37219, 101515
<b>ATTACHMENTS</b>	Attachment 1    Kingsley PSP Connections Map
<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 the petition requesting deferral of works to install connections to the Main Roads WA (MRWA) Mitchell Freeway Principal Shared Path (PSP) from Perival Close, Whitton Court and Romford Place, Kingsley.

### **EXECUTIVE SUMMARY**

In early 2015, the City received a request to provide a connection from Perivale Close, Kingsley to the MRWA Mitchell Freeway PSP located within the freeway road reserve. The Mitchell Freeway road reserve, PSP and fencing are under the control of MRWA and not the City of Joondalup. The City liaised with MRWA to investigate options to improve connectivity and accessibility to the 500 metre section of PSP between the Greenwood Train Station and St Johns Court and to improve safety for all path users.

In December 2016, MRWA and the City agreed to work together to provide connections from Perivale Close, Whitton Court and Romford Place to this section of the PSP. MRWA would remove sections of their fencing and undertake tree and vegetation trimming along the path with the City to install the concrete path connections.

A Petition of Electors was received by Council at its meeting held on 27 June 2017 (C36-06/17 refers). The petition requested that Council consider the deferral of works to install connections to the MRWA Mitchell Freeway PSP from Perival Close, Whitton Court and Romford Place, Kingsley and explore all options for making the section of the PSP safer.

*It is therefore recommended that Council:*

- 1 *REQUESTS Main Roads WA to upgrade the 500 metre section of the Mitchell Freeway Principal Shared Path between Greenwood Train Station and St Johns Court, Kingsley to improve safety for path users including, but not limited to, tree and vegetation trimming, path replacement and upgrades to the existing path lighting;*
- 2 *SUPPORTS Main Roads WA in removing sections of their fencing to the cul-de-sacs adjacent to the 500 metre section of the Mitchell Freeway Principal Shared Path between Greenwood Train Station and St Johns Court, Kingsley to improve connectivity and accessibility and to improve safety for path users;*
- 3 *SUPPORTS the installation of the concrete path connections to the Mitchell Freeway Principal Shared Path by the City if Main Roads WA removes sections of their fencing;*
- 4 *ADVISES the lead petitioner of its decision.*

## **BACKGROUND**

Principal shared paths are installed along freeway and highway road reserves by MRWA. This type of path is designed to carry high numbers of cyclists and pedestrians due to the extra width and connectivity to transport hubs such as train stations. Access to these hubs and strategic local roads is installed and managed by MRWA and is not the responsibility of the City.

In early 2015, the City received a request to provide a connection from Perivale Close, Kingsley to the MRWA Mitchell Freeway PSP located within the freeway road reserve. The connection would improve access to the nearby Greenwood Train Station by providing a more direct link than currently exists due to fencing located at the end of five cul-de-sacs including Perivale Close.

The Mitchell Freeway road reserve, PSP and fencing are under the control of MRWA. The City's enquiries revealed the fencing was installed not long after the Greenwood Train Station was opened in 2004 due to complaints from local residents regarding anti-social behaviour by some train patrons.

When the nearby Robertson Road cycleway opened in mid 2016, a number of path users who travelled along the 500 metre section of the PSP between the Greenwood Train Station and St Johns Court expressed concerns regarding their personal safety because of the fence that had been erected at the end of each of the cul-de-sacs separating the PSP from the residential area. The concerns highlighted a lack of alternative exit points and appropriate sight distances for PSP users.

The City liaised with MRWA to investigate options to improve access and safety along this section of the PSP. In December 2016, MRWA and the City agreed to work together to provide connections from Perivale Close, Whitton Court and Romford Place to the PSP. MRWA would remove sections of their fencing and undertake tree and vegetation trimming with the City to install the concrete path connections. In May 2017, a notification of works was sent to residents of the three cul-de-sacs advising of the project including anticipated construction dates.

## DETAILS

At its meeting held on 27 June 2017 (C36-06/17 refers), Council received a 99 signature petition from residents of the City of Joondalup requesting Council give consideration to deferring works to install connections to the MRWA Mitchell Freeway PSP from Perival Close, Whitton Court and Romford Place, Kingsley. The wording on the petition was as follows:

*"We, the undersigned all being electors of the City of Joondalup, do respectfully request that the Council:*

*Defer the work to install connections to the MRWA Mitchell Freeway Principal Shared Path (PSP) from Perival Close, Whitton Court and Romford Place, Kingsley and explore all options for making the section of the PSP safer.*

*We are concerned that opening up these cul-de-sac's will negatively impact on our lives and the general amenity of these streets and the surrounding area. Some of our main concerns are:*

- *Opening up the pathway will create safety issues in our quiet streets where young children play;*
- *When properties were purchased, many were done so because of the closed cul-de-sac, which bought security to us, our homes and our children;*
- *Potential crime and vandalism of our property;*
- *Potential parking issues from people who use the train; and*
- *Devaluation of our properties.*

*We are also disappointed at the lack of consultation from the City of Joondalup about this project."*

The 99 signatures on the petition represented a total of 76 properties, of which 22 are located in Perival Close, Whitton Court and Romford Place. There were seven properties located more than one kilometre away from the proposed project.

The PSP, adjacent fencing and lighting are MRWA assets located on the Mitchell Freeway road reserve. The Greenwood Train Station is managed by the Public Transport Authority (PTA).

In 2015, Cardno was commissioned by the Department of Transport (DOT) to prepare an audit of safe cycling and walking routes within a three kilometres radius (for cycling) and 1.5 kilometre radius (for walking) for Greenwood Station and Cockburn Central Station. The audit report (*Connecting Stations – Cycling and Walking Routes to Stations*) forms part of delivering a key objective of the *Western Australian Bicycle Network Plan 2014-2031*, the Connecting Stations Project. The aim of this project is to promote and encourage residents to cycle and walk to the train station to reduce the proportion of residents who drive to the station and utilise the park 'n' ride facilities.

Specifically, the project aims to:

- encourage cycling to build active and healthy communities
- improve the level of safety for people cycling and walking within the designated catchment areas
- increase mode share of cycling and walking to Greenwood and Cockburn Stations
- reduce congestion on the local road network
- encourage and promote cycling as a legitimate transport mode.

The *Connecting Stations – Cycling and Walking Routes* report identified a number of significant issues observed including the following:

- Lack of access to the PSP.
- Maintenance issues.
- Inadequate supply of bicycle parking.
- Ineffective signage and wayfinding to direct cyclists and pedestrians to the station.
- Lack of crossing facilities.

PSPs provide a direct and safe facility for pedestrians and cyclists to access train stations. In order to increase the number of people cycling and walking to the station, the PSP should be accessible to local residents through connections into key internal walking and cycling routes.

The report identified that the Mitchell Freeway PSP in the vicinity of Greenwood Train Station has reasonable connections to the adjacent network, with some notable exceptions. In particular, in the residential subdivision immediately to the north of Hepburn Avenue which runs adjacent to the PSP, but it is separated by a fence which has been erected at the end of each of the cul-de-sacs. This prevents access by local residents to the PSP to such an extent that they may be unaware that they are within such easy walking or cycling distance to the station.

The report also provides a series of recommendations of potential upgrades to cycling and walking facilities within a three kilometre catchment area of the stations with an aim to improve accessibility and connectivity of cycling and walking routes by focusing on the following:

- Line marking and bicycle and pedestrian symbols for all existing shared paths.
- Address maintenance issues (vegetation, construction sites and inadequate crossings).
- New paths closing gaps in the existing network.
- Connections to the PSP.

Based on the above and taking into account the access and safety concerns raised by users of the PSP, the City collaborated with MRWA, PTA and DOT to improve connectivity and accessibility to the Greenwood Train Station and improve safety along the section of the PSP between Greenwood Train Station and St Johns Court.

### **Issues and options considered**

The petition raises a number of concerns regarding potential anti-social behaviour and vandalism resulting in devaluation of their properties if one or more of the cul-de-sacs were opened to provide connection to the PSP. These concerns raised need to be weighed against the personal safety of all users of this 500 metre section of the Mitchell Freeway PSP. Opening the cul-de-sacs will not only improve connectivity and accessibility to the PSP and Greenwood Train Station, it will also provide alternate entry and exit points in the case of an emergency.

Consideration should also be given to the ease of access for emergency vehicles to the PSP onto land where PSPs are installed. The Kingsley location has experienced a freeway reserve vegetation fire in 2016 requiring fire and emergency vehicles to attend.

Potential parking issues from commuters utilising the train service was also raised as a concern. If opening of one or more of the cul-de-sacs is supported, the City will assess the impacts of commuter parking in these locations and address via a parking scheme amendment if required.

Council may choose to either:

- not support MRWA opening the cul-de-sacs adjacent to the 500 metre section of the Mitchell Freeway PSP between the Greenwood Train Station and St Johns Court  
or
- support MRWA opening the cul-de-sacs adjacent to the 500 metre section of the Mitchell Freeway PSP between the Greenwood Train Station and St John's Court.  
This is the preferred option.

In addition to the above options, the City will request MRWA to upgrade this section of PSP between the Greenwood Train Station and St Johns Court, to improve safety for all path users and to meet current MRWA PSP standards. Improvements would include, but not be limited to, upgrading the existing path, undertake tree and vegetation trimming and upgrade the existing path lighting.

If opening up one or more of the cul-de-sacs is progressed, the City would only be responsible for installing the connecting footpath(s) to the PSP.

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

**Legislation** Not applicable.

#### **Strategic Community Plan**

**Key theme** Quality Urban Environment.

**Objective** Integrated spaces.

**Strategic initiative** Enable safe, logical and accessible pedestrian movements throughout public spaces.

**Policy** Not applicable.

### **Risk management considerations**

The City considers the personal safety of all users of the Mitchell Freeway PSP as a very important aspect when assessing the potential risks to the users and the adjacent residents. Not opening up the cul-de-sacs to provide alternative exit points will not address the concerns raised by path users regarding their personal safety.

### **Financial / budget implications**

The City will only be responsible for the installation of the connecting footpath(s) to the PSP. It is estimated that the cost of a connecting path will be less than \$5,000.

**Regional significance**

Not applicable.

**Sustainability implications****Environmental**

The creation of more direct and easier access to the Greenwood Train Station can encourage more Kingsley residents to leave the car at home and walk or cycle. PTA vehicle origin surveys indicate the majority of trips to train stations are less than five kilometres.

**Engagement**

The City liaised with MRWA during 2016 to explore options to improve access to the Greenwood Train Station and improve safety for path users along this section of the PSP. In late 2016 it was agreed that MRWA would remove sections of fencing at the end of Perivale Close, Whitton Court and Romford Place to allow concrete path connections to be installed. MRWA also agreed to undertake tree and vegetation trimming along the Mitchell Freeway reserve to improve safety.

The PTA is supportive of this initiative as it improves connectivity and accessibility to the Greenwood Train Station. Its preference is for all of the cul-de-sacs adjacent to the Mitchell Freeway PSP between Greenwood Train Station and St Johns Court to be opened.

In May 2017, a notification of works was sent to residents of the three cul-de-sacs advising of the proposed works to be undertaken.

**COMMENT**

The City supports active transport modes such as cycling and walking to public transport hubs. Opening of one or more of the cul-de-sacs adjacent to the Mitchell Freeway PSP between Greenwood Train Station and St Johns Court will increase connectivity and accessibility to the train station and improve safety for all users.

**VOTING REQUIREMENTS**

Simple Majority.

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

- 1 REQUESTS Main Roads WA to upgrade the 500 metre section of the Mitchell Freeway Principal Shared Path between Greenwood Train Station and St Johns Court, Kingsley to improve safety for path users including, but not limited to, tree and vegetation trimming, path replacement and upgrades to the existing path lighting;**
- 2 SUPPORTS Main Roads WA in removing sections of their fencing to the cul-de-sacs adjacent to the 500 metre section of the Mitchell Freeway Principal Shared Path between Greenwood Train Station and St Johns Court, Kingsley to improve connectivity and accessibility and to improve safety for path users;**
- 3 SUPPORTS the installation of the concrete path connections to the Mitchell Freeway Principal Shared Path by the City if Main Roads WA removes sections of their fencing;**
- 4 ADVISES the lead petitioner of its decision.**

*Appendix 10 refers*

To access this attachment on electronic document, click here: [Attach10brf180410.pdf](#)

## ITEM 13                    PETITION REGARDING TREE PLANTING ON VERGES AS PART OF THE LEAFY CITY PROGRAM

<b>WARD</b>	All
<b>RESPONSIBLE A/DIRECTOR</b>	Mr Michael Hamling Infrastructure Services
<b>FILE NUMBER</b>	106542, 101515
<b>ATTACHMENTS</b>	Attachment 1    Personalised letter to residents example Attachment 2    Illustration of typical roadway utility services arrangements Attachment 3    Extract from <i>Liveable Neighbourhoods</i> Attachment 4 <i>Building Protection Zone Standards</i>
<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 the petition regarding new tree planting on verges as part of the *Leafy City Program*.

### EXECUTIVE SUMMARY

The City developed the *Leafy City Program* in order to increase canopy cover by planting trees within the City's suburban streetscapes to create cooler, inviting green urban spaces for residents, as well as to mitigate the environmental impact of climate change and rapid urban growth. Street trees are an important natural asset which help maintain liveable urban environments and provide a wide range of environmental, aesthetic and social benefits to the community. Increasing canopy cover throughout the City will improve the comfort of pedestrian movement and reduce the 'urban heat island' effect generated by existing hardstand surfaces.

A petition of 117 Electors was received by Council at its meeting held on 10 October 2017 (C71-10/17 refers). The petition requested that Council immediately removes all trees recently planted in suburbs based on a range of concerns including a lack of community consultation, the potential for damage to property and services, fire risks, maintenance of trees and requested the Council to indemnify homeowners against any damage caused by the root systems of the newly planted trees.

While an increase in the City's canopy cover will not be seen in the immediate future, the *Leafy City Program* is a long-term initiative that will involve generational change with a vision to create resilient and cooler urban spaces within the City.

*It is therefore recommended that Council:*

- 1 *DOES NOT SUPPORT the matters raised in the petition received by Council (C71-10/17 refers) for the following reasons:*
  - 1.1 *the City engaged with residents regarding the planting of street trees as part of the Leafy City Program in accordance with the City's Community Consultation and Engagement Policy;*
  - 1.2 *the location and planting of street trees as part of the Leafy City Program was carried out in accordance with the "Utility Providers Code of Practice" and the Western Australia Planning Commission (WAPC) publication "Liveable Neighbourhoods";*
  - 1.3 *no hazardous or toxic street trees have been planted by the City;*
  - 1.4 *the location and planting of street trees as part of the Leafy City Program within bushfire prone areas complies with the Building Protection Zone Standards publication produced by the Department of Fire and Emergency Services (DFES);*
  - 1.5 *the City is responsible for the maintenance of street trees and does so in accordance with the City's Tree Management Guidelines;*
  - 1.6 *the City will only remove street trees in accordance with the City's Tree Management Guidelines;*
  - 1.7 *the tree species list for the Leafy City Program was formulated by taking into account the geology and site specific circumstances;*
- 2 *ADVISES the lead petitioners of its decision.*

## **BACKGROUND**

The City developed its *Leafy City Program* with the main focus area on suburban streetscapes. It was initiated in 2015-16 with the aim to increase the canopy cover of its suburbs through street tree planting to mitigate the environmental impact of climate change and rapid urban growth. The vision of the program is to create resilient, cooler and inviting green urban spaces.

Land surface temperature data for the City of Joondalup was captured on 8 February 2016 (the hottest day of the month with temperatures reaching over 40 degrees). The resulting land surface temperatures within the City of Joondalup ranged between 21 and 55 degrees overall and between 29 and 50 degrees within the road reserves alone. The hottest suburbs included Heathridge, Beldon, Craigie, Currambine, Kinross and Padbury.

An independent arborist was engaged to investigate the existing site conditions such as soil and weather conditions, infrastructure and services, water availability and existing trees in the area to inform tree species selection. These investigations and the appropriately selected tree species will ensure the healthy development and longevity of the City's leafy canopy.

Increasing canopy cover throughout the City of Joondalup will create cooler, inviting green urban spaces that will improve the comfort of pedestrian movement and reduce the urban heat island effect generated by existing hardstand surfaces.

In 2016-17 and 2017-18 a total of 2,441 trees were planted on the verges of selected local distributor roads and access roads. Within the verges of local-distributor roads only one tree species was selected to create a consistent boulevard aesthetic. Within the verges of access roads, one dominant tree species was selected, however, residents were provided with two alternative choices where no overhead powerlines were present. The responsibility was placed on the residents to confirm a change with the City as a part of the engagement process.

The resulting species list planted in Heathridge, Beldon, Craigie, Currambine, Kinross and Padbury in 2016-17 and 2017-18 included the following:

- *Agonis flexuosa* (WA Peppermint).
- *Callistemon viminalis* (Weeping Bottlebrush).
- *Corymbia ficifolia* (Red Flowering Gum).
- *Corymbia maculate* (Spotted Gum).
- *Delongix regia* (Royal Poinciana).
- *Eucalyptus gomphocephala* (Tuart).
- *Eucalyptus leucoxyton megalacarpa* (Yellow Gum).
- *Eucalyptus petiolaris* (Red Flowering Yellow Gum).
- *Hakea laurina* (Pincusion Hakea).
- *Jacaranda mimosifolia* (Jacaranda).
- *Melaleuca quinquenervia* (Broad-leaved Paperbark).
- *Melaleuca lanceolata* (Moonah).
- *Prunus cerasifera* (Nigra).
- *Pyrus calleryana* (Callery Pear).
- *Tipuana tipu* (Pride of Bolivia/Yellow Jacaranda).

The 2016-17 and 2017-18 Leafy City tree planting was completed in the month of August 2017.

## DETAILS

At its meeting held on 10 October 2017 (C71-10/17 refers), Council received a 117 signature petition from residents of the City of Joondalup requesting Council give consideration regarding consultation with residents and a request to remove recently planted trees in various locations within the City of Joondalup. The wording on the petition was as follows:

*"We, the undersigned all being electors of the City of Joondalup, do respectfully request that the Council:*

*Ensures community consultation with residents occurs before new trees are planted on verges outside their homes in all instances and immediately removes the trees recently planted in suburbs due to a failure to apply minimum distances from infrastructure laid out by the Water Corporation guidance or immediately indemnifies, all residents, and other state bodies, indefinitely against sustained damage caused by roots systems.*

*In addition, immediately removes any hazardous or toxic new trees that are a known hazard in residential areas.*

*Removes trees or indemnifies, all residents indefinitely against fire risk from trees planted within the DFES building protection zone (within 20 metres of any wall, building or asset).*

*In addition, immediately removes or trims new trees that block views from driveways and commits to monthly maintenance of any remaining new trees that will prevent multiple health and safety risks to the community through blocking views, build-up of debris or preventing falling branches.*

*Council to provide each homeowner in writing an indemnity, indefinitely, against any damage caused to home by root systems of new trees planted on the verge (as home insurance will not cover this).*

*Note the Kinross suburb has a recognised geology of a thin sand layer (less than one metre) over the Tamala Limestone Formation which forces tree roots to expand laterally.”*

As per the above, the petition raises a number of concerns and are addressed below in the order they have been raised.

### Community Engagement

Community engagement for the *Leafy City Program* has been carried out in accordance with the City's *Community Consultation and Engagement Policy*. Engagement was undertaken in a two-stage approach.

In the first stage, the whole of the City of Joondalup was engaged through the provision of materials to inform, educate and promote the *Leafy City Program* and the benefits of planting trees. This was achieved via the following:

- The delivery of flyers to all households in the City.
- Information on the City's website.
- Emails to Community Engagement Network (CEN) members.
- Media releases.
- Social media posts.
- Posters and static displays in the City's Administration Offices, City Library and Customer Service Centres

Stage two of the engagement included the following:

- A personalised notification letter sent to residents within the identified project areas. An example is provided as Attachment 1 to this Report.
- A dedicated webpage on the City's website including frequently asked questions, tree information sheets and identified project sites.

The personalised letter encouraged residents to contact the City to select an alternate tree species for access roads or to discuss the program if further information was required.

### Verge Tree Placement and Alignment

The petition referred to a Water Corporation document entitled *Protect your home - Select the right tree*. As per the Water Corporation website, this document is intended as a guide only to assist residents in the planting of trees or shrubs within their property boundary.

The Utility Providers Services Committee chaired by the Water Corporation produced the document entitled the *Utility Providers Code of Practice*. This document, endorsed by all utility providers, sets out the location of all services on verges including the acceptable locations for trees to be planted. An illustration of typical roadway utility services arrangements is provided as Attachment 2 to this Report.

This code also refers to the Western Australia Planning Commission (WAPC) publication entitled '*Liveable Neighbourhoods*'. The location of the trees planted as part of the *Leafy City Program* have been planted in accordance with these publications. An extract is provided as Attachment 3 to this Report.

### Hazardous or Toxic Trees

The petition requested the removal of hazardous or toxic trees such as the Illawarra Flame tree. No hazardous or toxic street trees have been planted by the City. All tree species that the City plants are commonly planted street trees in other local government authorities, including the Cities of Wanneroo, Subiaco, Perth and Melville.

The Illawarra Flame tree (*Brachychiton acerifolius*) referred to in the petition has not been planted as a part of the City's *Leafy City Program*. However, it should be noted that this tree is not listed or registered as a toxic tree and the seeds are edible bush tucker of the Indigenous Australian peoples. Both the Cities of Stirling and Wanneroo plant this tree species.

### Street tree planting and fire regulations

The *Building Protection Zone Standards* publication produced by the Department of Fire and Emergency Services (DFES) is referred to in the petition. This publication (Attachment 4 refers), defines the building protection zone (BPZ) requirement for buildings in bushfire prone areas. Only a very small portion of Kinross, mostly those properties to the north adjacent to the bushland, fall within a bushfire prone area. These standards require the BPZ to be within the boundaries of the lot on which the building or asset is situated.

Even if these standards were applied to the City's *Leafy City Program* the street tree planting would still comply with the requirements as follows:

- Clear separation distance between adjoining tree crowns.
- No tree crowns or branches overhangs the building and has a minimum clearance of two metres.
- Prune lower branches of mature street trees to a minimum of two metres from ground level.

### Maintenance of Street Trees

The City is responsible for the maintenance of street trees and does so in accordance with the City's *Tree Management Guidelines*. The City recognises the importance of preserving street trees and the guidelines note that trees will not be removed or pruned for the following reasons:

- Falling leaves, bark or fruit causing a nuisance.
- The variety is disliked or a resident's preference is for a different species.
- A perceived (rather than actual) danger that the tree or a limb may fall.
- Perceived (rather than actual) damage to infrastructure.
- The tree shades lawns, gardens, houses, pools, solar panels and the like.
- To enhance views, inclusive of advertising signage.
- Allergy and / or health problems.
- For the installation of non-essential crossovers or verge paving.

Trees will only be removed for the following reasons:

- The tree is dead, in decline or past its safe useful life.
- The tree has been deemed by a suitably qualified person as a hazard to persons or property and no pruning techniques can alleviate the hazard.
- A development approved by the City deems the removal necessary.
- The tree has been planted by a resident without the City's approval.
- The tree is deemed by the City to be an inappropriate species for that location.

City officers inspected tree locations raised by residents as having an impact on sight lines. The inspections revealed that trees planted as part of the *Leafy City Program* trees have been planted in accordance with traffic sightline regulations.

#### Damage caused by root systems

The City's selection of appropriate tree species has been made taking into account the surrounding infrastructure and space available to minimise the potential future impact. Trees are, however, growing organisms and will change over time and may have an impact at some point in the future. Therefore, the City cannot guarantee that it will never impact on existing or future infrastructure.

#### Geology and Soils

It is acknowledged that the soil and geology profile for Kinross consists of shallow up to two metre deep Karrakatta Sand over limestone. However, this soil and geology profile occurs in all suburbs of the City of Joondalup except Marmion and Warwick.

An independent arborist was engaged by the City to inform the tree species list for the *Leafy City Program* by taking into account the geology and site specific circumstances.

#### Petition Addendum

In addition to the points raised on the petition, an accompanying supplementary addendum was provided by the lead petitioner. The supplementary addendum reiterates the points from the petition, but also raises other points listed as follows:

LEAD PETITIONER COMMENTS	CITY RESPONSE
No root barriers were installed to mitigate potential root damage caused by roots.	Similar to other local governments, the City does not use root barriers as they can stunt the trees growth and negatively impact on the trees structural stability. Tree species were specifically selected by an independent arborist to minimise potential future impact.
Falling branches can pose a potential for property damage.	The City has taken steps to reduce potential future risk by planting the trees as far from property boundaries as practicable (in most cases offset 1.2 metres from the back of the kerb). Further, none of the tree species selected are the self-pruning variety of trees which are associated with branch failures.
The fire break of the bushland to the north of Kinross within the City of Wanneroo is unmaintained and overgrown.	Satellite photography from December 2017 indicates that the firebreak to the north of Kinross located within the City of Wanneroo is well-maintained and clear of vegetation.
Trees can cause illness, for example asthma and allergies. Various websites are cited which indicate that the sawdust of trees can cause skin irritation / rashes and that tree pollen is an aeroallergen.	All pollens produced by plants, trees and grasses are considered aeroallergens, however removing the trees planted by the City would have little impact considering that the highest rates of pollen allergy are from grasses and weeds (Australian Society of Clinical Immunology and Allergy Wellness – ASCIA).
High costs are associated with the planting of trees, maintenance and potential damage from roots.	The aim of the <i>Leafy City Program</i> is to improve visual amenity and increase canopy cover by planting trees within the City's suburban streetscapes to create cooler, inviting green urban spaces for residents as well as to mitigate the environmental impact of climate change. The cost of establishing and maintaining this urban forest has been taken into consideration during the planning stages of this program and has been budgeted for by the City.

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

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

**Strategic Community Plan**

**Key theme** Quality Urban Environment.

**Objective** Integrated spaces.

**Strategic initiative** Improve the interface between the urban and natural environments.

**Policy** Not applicable.

While there is no policy underpinning the proposed program, associated City plans for reference are as follows:

- *Environment Plan 2014 - 2019.*
- *Landscape Master Plan 2009 - 2019.*
- *Climate Change Strategy 2014 - 2019.*
- *Biodiversity Action Plan 2009 - 2019.*
- *City Water Plan 2012 - 2015.*
- *City of Joondalup Tree Management Guidelines.*

**Risk management considerations**

During the development of the *Leafy City Program* the City considered potential risks associated with the implementation of this program. A number of these considerations have already been outlined in the details of this Report.

Removing the trees planted as part of the *Leafy City Program* as requested in the petition will have an environmental risk as the City will not be able to contribute to mitigating the impacts of climate change. Removing the trees will also have a negative impact on canopy cover thus not reducing the heat island effect.

**Financial / budget implications**

The cost to establish the trees as part of the *Leafy City Program* has already been included in the City's *Five Year Capital Works Program* and the maintenance is included in the City's annual budget.

To date, the City has spent \$1,192,000 on Leafy City tree planting and maintenance for the 2016-17 and 2017-18 financial years.

The cost for removing the trees planted under the *Leafy City program* in 2016-17 and 2017-18 would be estimated at \$250 per tree. Therefore, the total cost to remove all the trees would be approximately \$600,000, excluding traffic management.

## **Regional significance**

Not applicable.

## **Sustainability implications**

### Environmental

The provision of trees is a climate change mitigation strategy as outlined in the *City's Climate Change Strategy 2014-2019*.

Natural shade from a mature tree canopy reduces exposure to ultra-violet rays and provides additional benefits such as:

- reducing ambient air temperature via transpiration through leaves
- makes communities more liveable for people and their activities
- contributes to general health and well being
- oxygenate and clean the air
- provide canopy and habitat for wildlife
- helps prevent soil erosion
- reduces evaporation and wind speed.

### Social

Outdoor activity is encouraged and the provision of shaded spaces combined with other sun protection practices contributes to a healthier environment for the community. The Heart Foundation *Healthy By Design Guide* (2012) advocates the planting of trees to encourage walking, cycling and social gathering by creating a cooler, more aesthetic environment.

## **Community Engagement**

Community engagement for the *Leafy City Program* has been carried out in accordance with the *City's Community Consultation and Engagement Policy*. Engagement was undertaken in a two-stage approach as detailed in this Report.

## **COMMENT**

Street trees are an important natural asset which helps maintain liveable urban environments and provide a wide range of environmental, aesthetic and social benefits to the community. The benefits of planting trees in suburban streetscape include reducing ambient air temperature, reducing the 'urban heat island' effect generated by existing hardstand surfaces, cleaning air by absorbing polluting gases, improving visual street amenity, creating safer walking environments, reducing cooling energy consumption costs and saving water through reduced evaporation rates.

While an increase in the City's canopy cover will not be seen in the immediate future, the *Leafy City Program* is a long-term initiative that will involve generational change with a vision to create resilient and cooler urban spaces within the City.

## VOTING REQUIREMENTS

Simple Majority.

## RECOMMENDATION

That Council:

- 1 **DOES NOT SUPPORT** the matters raised in the petition received by Council (C71-10/17 refers) for the following reasons:
  - 1.1 the City engaged with residents regarding the planting of street trees as part of the *Leafy City Program* in accordance with the City's *Community Consultation and Engagement Policy*;
  - 1.2 the location and planting of street trees as part of the *Leafy City Program* was carried out in accordance with the "Utility Providers Code of Practice" and the Western Australia Planning Commission (WAPC) publication "Liveable Neighbourhoods";
  - 1.3 no hazardous or toxic street trees have been planted by the City;
  - 1.4 the location and planting of street trees as part of the *Leafy City Program* within bushfire prone areas complies with the Building Protection Zone Standards publication produced by the Department of Fire and Emergency Services (DFES);
  - 1.5 the City is responsible for the maintenance of street trees and does so in accordance with the City's *Tree Management Guidelines*;
  - 1.6 the City will only remove street trees in accordance with the City's *Tree Management Guidelines*;
  - 1.7 the tree species list for the *Leafy City Program* was formulated by taking into account the geology and site specific circumstances;
- 2 **ADVISES** the lead petitioners of its decision.

*Appendix 11 refers*

To access this attachment on electronic document, click here: [Attach11brf180410.pdf](#)

## REPORT OF THE CHIEF EXECUTIVE OFFICER

### MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

#### **NOTICE OF MOTION – CR SOPHIE DWYER – FENCING AROUND PARK AMENITIES – [41676]**

In accordance with Clause 4.6 of the *City of Joondalup Meeting Procedures Local Law 2013*, Cr Dwyer has given notice of her intention to move the following Motion at the Council meeting to be held on 17 April 2018:

***“That Council REQUESTS the Chief Executive Officer prepare a report investigating the provision of fenced areas within some public open spaces within the City of Joondalup around playgrounds, barbeques and other amenities where the presence of dogs may be a nuisance to park visitors.”***

#### REASON FOR MOTION

Dogs are much loved members of many families within our community and are welcome within many City of Joondalup parks, reserves and open spaces. The City of Joondalup relies on responsible ownership of dogs to ensure their presence does not create a negative experience for residents and visitors.

Exclusion zones already exist within the City of Joondalup which require owners to maintain effective control of their pets to ensure they do not enter these areas. Residents who witness dogs entering these areas are encouraged to contact City Rangers. Unless a City Ranger is within the reserve, there will be a delay before assistance is available to resolve the situation. Many residents may be unwilling to approach owners of dogs due to the perceived potential for conflict.

A physical barrier (fencing) to exclude dogs may support dog owners in keeping their pets away from playgrounds, barbeques, drinking fountains and seating areas. This would benefit all park visitors by:

- assisting dog owners maintain control of their pets and encourage them to continue using the City of Joondalup’s open spaces
- avoid dog faeces in playgrounds to help maintain a healthy environment for children
- avoid human and dog interaction which is very important for those who are not comfortable with unknown dogs, particularly those afraid of dogs
- encourage use of open spaces by a larger variety of residents
- providing additional safety for children visiting playgrounds.

The Chief Executive Officer is requested to investigate the options for creating exclusion zones with a physical barrier to entry, the appropriate open spaces within the City of Joondalup which may benefit from fenced exclusion zones, a timeline for the installation of physical barriers and the estimated costs for Elected Members to consider.

#### OFFICER'S COMMENT

A report can be prepared.

## **REPORTS REQUESTED BY ELECTED MEMBERS**

## **CLOSURE**



**DECLARATION OF  
FINANCIAL 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.”*



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**To: CHIEF EXECUTIVE OFFICER  
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**QUESTION TO BE ASKED AT  
BRIEFING SESSION/COUNCIL MEETING**

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

**QUESTIONS**

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Please submit this form at the meeting or:

- 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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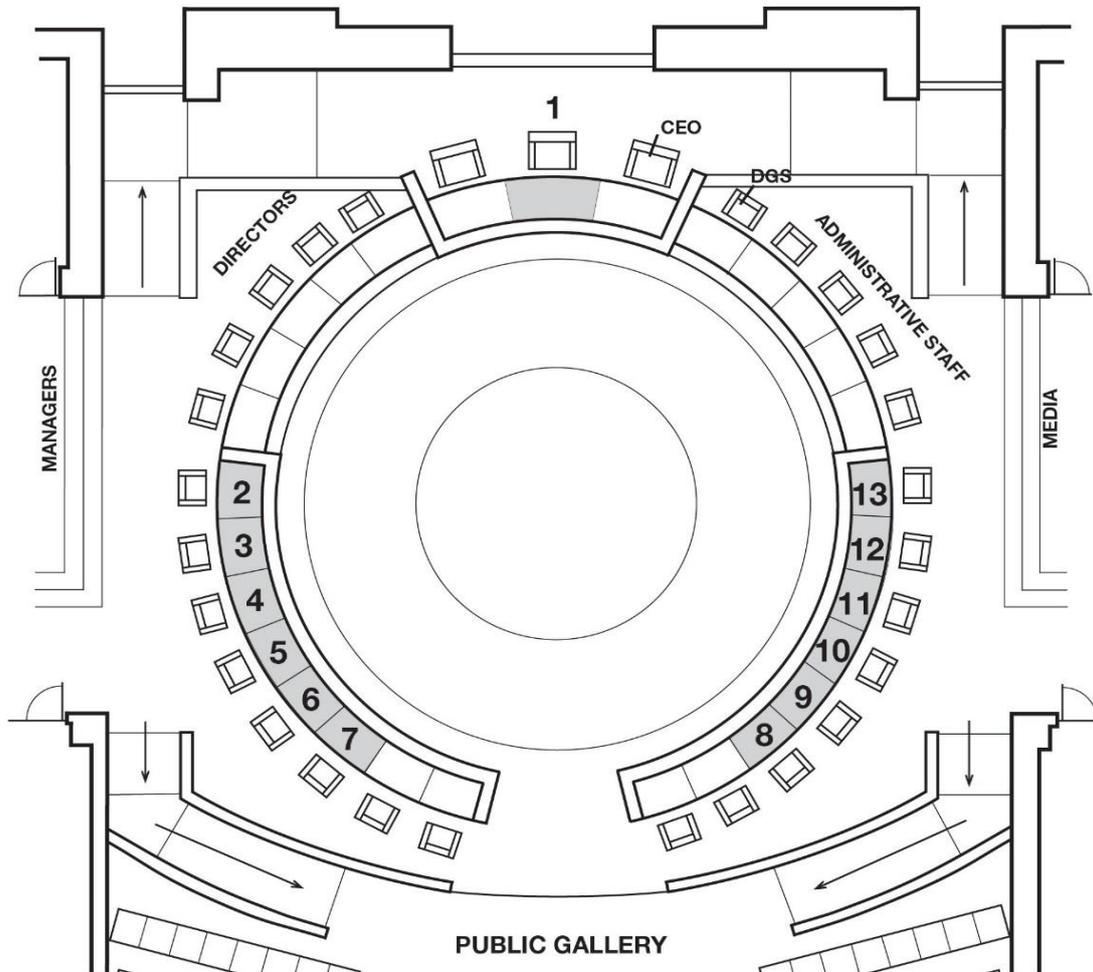
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Please submit this form at the meeting.

**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 Chamber – Seating Diagram



### Mayor

1 His Worship the Mayor, Hon. Albert Jacob, JP (Term expires 10/21)

### North Ward

- 2 Cr Kerry Hollywood (Term expires 10/21)
- 3 Cr Tom McLean, JP (Term expires 10/19)

### North-Central Ward

- 4 Cr Philippa Taylor (Term expires 10/21)
- 5 Cr Nige Jones (Term expires 10/19)

### Central Ward

- 6 Cr Christopher May (Term expires 10/21)
- 7 Cr Russell Poliwka (Term expires 10/19)

### South-West Ward

- 8 Cr Christine Hamilton-Prime (Term expires 10/21)
- 9 Cr Mike Norman (Term expires 10/19)

### South-East Ward

- 10 Cr John Chester (Term expires 10/21)
- 11 Cr John Logan (Term expires 10/19)

### South Ward

- 12 Cr Russ Fishwick, JP (Term expires 10/21)
- 13 Cr Sophie Dwyer (Term expires 10/19)