

ORDINARY MEETING OF COUNCIL MONDAY, 28 APRIL 2025

MINUTES

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CITY OF ARMADALE

MINUTES

OF ORDINARY COUNCIL MEETING HELD IN THE COUNCIL CHAMBERS, ADMINISTRATION CENTRE, 7 ORCHARD AVENUE, ARMADALE ON MONDAY, 28 APRIL 2025 AT 7.00PM.

1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

Mayor Butterfield, declared the meeting open at 7.00 pm.

Acknowledgement to Country

To begin I would like to pay my respects to the traditional custodians of this land, the Whadjuk people of the Noongar nation. The City pays its respects to the Aboriginal Elders past, present and always and extend that respect to any Aboriginal people in the room.

2 RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE (previously approved)

PRESENT:

Her Worship, Mayor R Butterfield presided over

Deputy Mayor, Cr J Keogh River Ward Cr J Joy JP River Ward Cr S Peter JP Ranford Ward Cr L Sargeson Palomino Ward Cr P A Hetherington Palomino Ward Heron Ward Cr M J Hancock Dr C M Wielinga Heron Ward Cr K Busby Minnawarra Ward Cr G J Smith Minnawarra Ward Cr M Silver

Cr M Silver Lake Ward
Cr S S Virk Lake Ward
Cr S J Mosey Hills Ward
Cr S Stoneham Hills Ward

IN ATTENDANCE:

Ms J Abbiss Chief Executive Officer

Mr J LyonExecutive Director Corporate ServicesMr P SandersExecutive Director Development ServicesMr P Balley PhDA/Executive Director Technical ServicesMrs S Van AswegenExecutive Director Community Services

Mrs S D'Souza CEO's Executive Assistant

Public: 6

LEAVE OF ABSENCE:

Nil

APOLOGIES:

Apology received from Cr K Kamdar

3 ADVICE OF RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

4 PUBLIC QUESTION TIME

1 Daniel Newman - Champion Lakes

Re. Item 2.1 of the Community Services report on page 30 of the OCM Agenda.

- Q1. Why does the council provide free meeting venues to sports clubs and residents associations, but they won't provide them to a volunteer justice organisation who provide a free service for the City of Armadale?
- Mayor: Thank you for your question Council has not made a decision and that will be made tonight later during the meeting.
- Q2. Respectfully we would like to request that option 2 of the officer's recommendation on page 34 is recommended and supported by the Council.
 - If the Council is unable to support this request, would you consider an annual discreet cash grant to the association of an equivalent value?

Mayor: That may be considered when the matter is discussed or debated when the report is considered.

Question time declared closed at 7.04pm

5 APPLICATIONS FOR LEAVE OF ABSENCE

1 Request for Leave of Absence (Cr Paul Hetherington)

Request for Leave of absence received from Cr Hetherington for the period Monday 23 June to Friday 27 June 2025, inclusive.

MOVED Cr M J Hancock

That Council grant leave of absence to Cr P Hetherington for the period Monday 23 June to Friday 27 June 2025 inclusive (includes 1 Ordinary Council Meeting – 23 June 2025).

MOTION not opposed, DECLARED CARRIED

14/0

6 PETITIONS

Nil

7 CONFIRMATION OF MINUTES

7.1 PREVIOUS ORDINARY COUNCIL MEETING HELD ON 24 MARCH 2025.

MOVED Cr L Sargeson that the Minutes of the Ordinary Council Meeting held on 24 March 2025 be confirmed as a true and accurate record.

MOTION not opposed, DECLARED CARRIED

14/0

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Peter, Cr Sargeson, Cr Hetherington, Dr Wielinga Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Virk, Cr Mosey, Cr Stoneham

8 ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSION

1 Mayor's Announcements

Tuesday 25 March 2025

Was interviewed by Simon Beaumond on 6PR about the need for more traffic wardens and the difficulty in recruiting them.

Wednesday 26 March 2025

Hosted 2 classes of Carey Baptist College Year 4 students as part of their Local Government Excursion. Students were taught about the role of Local Government, Council and the Mayor.

Later than evening chaired the Annual General Meeting of Electors in the Function Room.

Thursday 27 March 2025

Attended a get together of the Suburban University Study Hubs (SUSH) at the University of Western Australia who is one of the partners the City is working with to establish Armadale's SUSH. Dr Tony Buti and members of the City's Economic Development Team were also in attendance. It was a great opportunity for new hosts of SUSHs to network with more established campus operators.

Saturday 29 March 2025

The Deputy Mayor, Cr Keogh and I hosted the second Community Meeting at Frye Park Pavilion for the Kelmscott and Clifton Hills residents to discuss local issues. The Executive Director of Development Services and Councillors Smith, Peter, Silver, Sargeson and Mosey also attended. Dr Tony Buti MLA, Member for Armadale also attended.

Sunday 30 March 2025

Attended the NAARI 2025 Event at the Indian Community Centre in Willetton. NAARI means "woman" in Hindi and was a festival of music, art, culture, motivational speakers and food. Other SECCA Mayors, State and Federal members of Parliament were also in attendance.

Monday 31 March 2025

Interviewed by a Curtin University student about the new Armadale University Study Hub as part of her training for her media unit of study.

Thursday 3 April 2025

Hosted two citizenship ceremonies in the Function Room which saw approximately 100 new citizens welcomed to Armadale. Councillors Smith, Sargeson and Peter also attended.

Saturday 5 April 2025

Attended an ABC Radion Interview on site at Sir James Mitchell Park in South Perth in relation to the WA Tree Festival.

The 2025 WA Tree Festival was launched at the popular <u>River Guardians Festival</u> on Saturday 5 April, emphasising the synergies between biodiversity, neighbourhood greening and river health. I was interviewed on the ABC Morning radio live broadcast from the site. The interview focussed on the benefits of Local Governments joining forces to engage the community on the value of trees in urban areas, the role we can all play in addressing Perth's declining tree canopy.

WA Tree & River Guardians Festival Notes Key points

- WA Tree Festival is an LG initiative grounded by the idea that if we all work together and have consistent messaging, we can increase community understanding of canopy decline and the value of trees and have a bigger impact.
- The City of Armadale has been involved from the beginning of Tree Fest, and this year we are contributing through our Branch Out tree giveaway for private land.
- The festival comes at a critical time for urban forests, with ongoing decline in canopy due to development, the impact of climate change and biosecurity incursions such as Polyphagous shothole borer.
- The festival is fun and focuses on the positives of what we can each do in our daily lives to make a difference. From building a love of nature in children to providing skills on growing native plants and designing homes around trees, everyone can be key participant in the growth and protection of our urban forests.

Background

- The 2025 WA Tree Festival will be held from Saturday 12 April to Sunday 10 May, coinciding with the start of nature's planting window and the school holidays.
- The festival celebrates the value of trees in urban areas, and facilitates the discussions and behaviour change necessary for everyone to be a key participant in the growth and protection of our urban forests. By harnessing the collective power of the sector, Local Governments can amplify their impact and reach.
- Tree Fest is an LG initiative that commenced four years ago. Starting with a small group of 11 Councils and 80 events, it has grown to include over 30 Local Governments from metro and regional areas. Last year, these LGs and their community partners delivered more than 200 events that were attended by over 14,000 participants.
- The 2025 WA Tree Festival sees multiple LGs and partner organisations from across the State offer a wide range of community events, activities, and initiatives. From workshops on protecting trees during development, native plant giveaways, waterwise gardening, nature journaling and Aboriginal cultural walks, to kids' activities such as cubby building and bushcraft, there is something for everyone.
- Participating councils extend from Albany in the south-west region to metropolitan councils including Armadale, Bassendean, Canning, Cockburn, East Fremantle, Joondalup, Melville,

Perth, South Perth, Stirling, Swan, Victoria Park, Vincent and more.

• Commonly referred to as Tree Fest, the style of the festival is fun, playful, and positive.

Problem statement

- Now in its fourth year, the festival comes at a critical time for urban forests. Urban greening is seeing a groundswell of support; however, we are yet to turn around the loss of tree canopy across our state.
- Tree canopy across the Perth and Peel regions is declining, largely through clearing of private land for urban development. Perth has the lowest tree canopy cover of all major Australian cities at only 16 per cent, and only 22 per cent of Perth suburbs have canopy cover over 20 per cent.
- LG has an important role in planting, maintaining, and managing trees in our communities. However, we are losing trees at a rate faster than we can replace them, with up to 85% of tree loss occurring on private property.
- We are also facing extreme temperatures and extended periods of drought, which are placing urban forests under previously unseen stress. Adding to this is the Polyphagous shot-hole borer biosecurity incursion, which is having a devastating impact on urban canopy.
- Each LG is individually working hard to find solutions for declining tree canopy and ensure our communities value trees in our urban and natural environments but we also have limited time and resources.
- WA Tree Festival is grounded by the idea that if we all work together to achieve this shared mission, we can create opportunities to reach more people, have a bigger impact and better share knowledge and resources.
- The festival is driven by the WA Tree fest Steering Group, consisting of six councils at the forefront of greening initiatives together with WALGA. *Councils include Albany, Cockburn, Perth, Stirling, Swan, and Victoria Park.*
- Tree Fest has a proven record of encouraging positive behaviour change. Based on feedback from 2024, 100% of participants had a positive experience at a WA Tree Festival event, and 90% indicated they are likely to make an environmental change based on what they learnt.

Strategic alignment

Tree canopy and urban greening are a significant strategic priority for WALGA and the LG sector. WALGA provides leadership in this area through policy, programs, research, and capacity building, including:

- WALGA's Urban Forest Policy Position (2023), which calls for a minimum tree canopy target of 30% by 2040 for the Perth and Peel regions, and increased community awareness and participation in urban forest growth targets.
- Development of the <u>Model Local Planning Policy- Tree Retention</u> to regulate tree removal on private land.
- Coordination of the LG Urban Forest Working Group, which comprises of over 100 members from 40 Local Governments across Western Australia.
- Delivery of the Urban Forest Conferences (2020, 2023 and 2025).
- Delivery of the State Government Urban Greening Grant Program for 2024 and 2025, which provided \$3.75 million to support additional tree and understorey planting In the Perth and Peel regions.

The State Government is also leading several initiatives, including:

- Development of a <u>Perth and Peel Urban Greening Strategy</u>, which will provide strategic leadership for the delivery of greening initiatives.
- Amendments to Residential Design Codes and Medium Density Codes, which include measures that go some way toward enabling future canopy growth on private land.

- Review of Liveable Neighbourhoods operational policy, which provides the opportunity to prioritise trees and vegetation as key structural elements in the design of new neighbourhoods.
- The State Infrastructure Strategy acknowledges the importance of green infrastructure.
- The incoming State Government's election commitment to increase Perth's canopy by 30% by 2040, provide \$10 million for an Urban Forest Grant Program for LGs and community organisations, and \$6.9 million for 10,000 residential 'treebates' per year.

The multiple benefits of trees

• Trees are among the most effective ways of reducing urban heat and are an important action to adapt to higher temperatures and mitigate the impact of heatwaves. They function as natures 'air-conditioners' through the evaporation of water from their leaves, and can cool local temperatures by up to 10°C. The cooling effect of trees starts at the property level and spreads across neighbourhoods when everyone gets involved.

WA Tree & River Guardians Festival Notes

- Leafy neighbourhoods provide many health benefits, including increased physical activity and social interaction, reduced heart disease and asthma, and reduced physiological stress and depression.
- Trees provide a connection with nature, which improves our mental health. The benefits of nature depend on the dose, which is why having nature in the city is so important we need it regularly, not just on holidays.
- An urban forest provides habitat and food for local wildlife, with a variety of native species ensuring year-round availability of nectar, pollen, fruits and seeds.
- Residential property values are higher in leafy streets and the energy consumption of buildings is reduced through the provision of shade.
- Urban forests improve air quality and support stormwater management, including flood mitigation.

Monday 7 April 2025

Hosted 2 classes of year 3 and 4 Dale Christian College students for their Local Government Program.

Tuesday 8 April 2025

Attended the Armadale Education Support Centre to present the City's Youth Road Safety Video Winners of the Mayor's Award. The contest was designed to give young people the opportunity to use their creativity to produce a video on road safety.

Wednesday 9 April 2025

Attended John Wollaston Anglican Community School to present the Youth Road Safety Video winner of the Group Award.

Cr Peter attended the Harrisdale Senior High School ANZAC Day ceremony on my behalf.

Thursday 10 April 2025

Gave an address at the Armadale Primary School ANZAC Day service. Chaired the South East Regional Energy Group meeting held at the City.

Friday 11 April 2025

Officially opened the Let's Connect Armadale Expo held at the Armadale Arena. There were approximately 80 stalls hosted by service providers, community groups and City of Armadale Teams.

Wednesday 23 April 2025

Attended a briefing for the South East Metro Zone meeting.

Attended the South East Metro Zone meeting at the City of Canning.

Friday 25 April 2025

Attended the Armadale RSL Dawn Service in Memorial Park, which this year also included a fly over.

Deputy Mayor John Keogh attended the Kelmscott Scouts Dawn Service at Rushton Park on my behalf.

Saturday 26 April 2025

Attended the Vishu New Year Celebrations held by Samskruthi Perth Inc. at Kelmscott Hall. Matt Keogh MP and Councillor Peter also attended.

Monday 28 April 2025

Attended the Kelmscott Primary School ANZAC Day service held at Rushton Park

9 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN – WITHOUT DISCUSSION

Nil

10 REPORTS

10.1 TECHNICAL SERVICES COMMITTEE MEETING

Report of the Technical Services Committee held on 7 April 2025.

MOVED Cr K Busby that the report be received.

MOTION not opposed, DECLARED CARRIED

14/0

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Peter, Cr Sargeson, Cr Hetherington, Dr Wielinga Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Virk, Cr Mosey, Cr Stoneham

BUSINESS ARISING FROM REPORT

Recommendation T1/4/25 - Cost Feasibility for Bedfordale CWA Anzac Day Monument (Referral Item)

MOVED Cr K Busby

That Council request a detailed report to be provided.

MOTION not opposed, DECLARED CARRIED

14/0

Recommendation T2/4/25 - ACROD Parking Bays - Commerce Avenue and Green Avenue, Armadale

MOVED Cr K Busby

That Council:

Approve the installation of two new ACROD parking bays on Commerce Avenue and two new bays on Green Avenue, Armadale for a total of four bays.

MOTION not opposed, DECLARED CARRIED

14/0

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Peter, Cr Sargeson, Cr Hetherington, Dr Wielinga Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Virk, Cr Mosey, Cr Stoneham

Recommendation T3/4/25 - Live Bin Audit and Community Engagement (Referral Item)

MOVED Cr K Busby

That Council note the Officers comment, and that the matter of bin audits will be presented at a Councillor Workshop on the Strategic Resource Recovery Plan in May/June, with a report to Council to follow.

MOTION not opposed, DECLARED CARRIED

14/0

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Peter, Cr Sargeson, Cr Hetherington, Dr Wielinga Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Virk, Cr Mosey, Cr Stoneham

Recommendation T4/4/25 - Waste Avoidance Education (Referral Item)

MOVED Cr K Busby

That Council note the Officers comment, and that the matter of waste avoidance education will be presented at a Councillor Workshop on the Strategic Resource Recovery Plan in May/June, with a report to Council to follow.

MOTION not opposed, DECLARED CARRIED

14/0

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Peter, Cr Sargeson, Cr Hetherington, Dr Wielinga Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Virk, Cr Mosey, Cr Stoneham

Recommendation T5/4/25 - TEN/27/24 - Parks Landscape Maintenance

MOVED Cr K Busby

That Council consider this item under "Item 14 – Matters Requiring Confidential Consideration."

MOTION not opposed, DECLARED CARRIED

14/0

10.2 COMMUNITY SERVICES COMMITTEE MEETING

Report of the Community Services Committee held on 8 April 2025.

MOVED Cr M Silver that the report be received.

MOTION not opposed, DECLARED CARRIED

14/0

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Peter, Cr Sargeson, Cr Hetherington, Dr Wielinga Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Virk, Cr Mosey, Cr Stoneham

BUSINESS ARISING FROM REPORT

Recommendation C1/4/25 - Reconciliation Action Plan - Annual Progress Report MOVED Cr M Silver

That Council note the update on strategies to address the actions in the City's Reconciliation Action Plan detailed in this report.

MOTION not opposed, DECLARED CARRIED

14/0

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Peter, Cr Sargeson, Cr Hetherington, Dr Wielinga Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Virk, Cr Mosey, Cr Stoneham

Recommendation C2/4/25 - Waiver of Fees - Royal Association of Justices - Armadale & South East Districts Branch

Cr Peter and Cr Joy declared a financial interest in Recommendation C2/4/25 on the basis that they are members of the Royal Association of Justices Inc.
Cr Peter and Cr Joy left the meeting at 7.11pm

MOVED Cr S J Mosey, SECONDED Cr L Sargeson OPPOSED Cr K Busby

That Council authorise the waiver of the hire fees and bond for the Royal Association of Justices Inc –Armadale and South East Districts Branch for the next five years until 2030. The value will be subject to the annual adoption of the City's Schedule of Fees and Charges.

MOTION LOST 3/9

FOR: Cr Keogh, Cr Mosey, Cr Virk

AGAINST: Mayor Butterfield, Cr Sargeson, Cr Hetherington, Dr Wielinga, Cr Hancock, Cr Smith,

Cr Busby, Cr Silver, Cr Stoneham

MOVED Cr M Silver, SECONDED Cr K Busby OPPOSED Cr S J Mosey

That Council do not authorise the waiver of the hire fees and bond for the Royal Association of Justices Inc – Armadale and South East Districts Branch.

MOTION DECLARED CARRIED

10/2

FOR: Mayor Butterfield, Cr Keogh, Cr Sargeson, Cr Hetherington, Dr Wielinga, Cr Hancock, Cr Smith,

Cr Busby, Cr Silver, Cr Stoneham

AGAINST: Cr Mosey, Cr Virk

Crs Peter and Joy returned to the meeting at 7.19pm

10.3 DEVELOPMENT SERVICES COMMITTEE MEETING

Report of the Development Services Committee held on 14 April 2025.

MOVED Dr C M Wielinga that the report be received.

MOTION not opposed, DECLARED CARRIED

14/0

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Peter, Cr Sargeson, Cr Hetherington, Dr Wielinga Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Virk, Cr Mosey, Cr Stoneham

BUSINESS ARISING FROM REPORT

Recommendation D1/4/25 - Outcome of DevelopmentWA's Major Review of the Wungong Urban Water Developer Contribution Plan

MOVED Dr C M Wielinga

That Council adopt the amended recommendation contained in the Confidential Report.

MOTION not opposed, DECLARED CARRIED

14/0

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Peter, Cr Sargeson, Cr Hetherington, Dr Wielinga Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Virk, Cr Mosey, Cr Stoneham

Recommendation D2/4/25 - Review of delegations for Building Act 2011, Food Act 2008 and Public Health Act 2016 functions

MOVED Dr C M Wielinga

RECOMMEND

That Council -

- 1. Make the following delegations of authority to the Chief Executive Officer and Officers*, for the powers and functions prescribed in the respective instruments
 - a) 3.1.1 Building Act 2011 Powers and duties.
 - b) 7.1.1 Food Act 2008 appoint Authorised Officers and Designated Officers.
 - c) 7.1.2 Food Act 2008 Prohibition Orders*.
 - d) 7.1.3 Food Act 2008 food business registrations*.
 - e) 7.1.4 Food Act 2008 enforcement agency powers*.
 - f) 8.1.1 *Public Health Act 2016* enforcement agency functions*.
 - g) 8.1.2 *Public Health Act 2016* appointment of Environmental Health Officers.
 - h) 8.1.3 Health (Asbestos) Regulations 1992 appointments.
 - i) 8.1.4 Public Health Act 2016 Designation of authorised officers.
- 2. Repeal the following delegations of authority to the Chief Executive Officer and Officers
 - a) NEW TBC Building Act 2011 Powers and duties
 - b) DS 34.0 Appoint Authorised Officers and Designated Officers (Food Act 2008).
 - c) DS 35.0 Food List Public Access.
 - d) DS 36.0 Functions of enforcement agency.
 - e) DS 28.0 Designate Authorised Officers (*Public Health Act 2016*).

- f) DS 29.0 Appointment of Authorised or Approved Officer (Asbestos Regs).
- g) DS 30.0 Enforcement Agency Reports to the Chief Health Officer.
- h) DS 32.0 Commence Proceedings (*Public Health Act 2016*).
- i) DS 33.0 Appointment of Environmental Health Officers.
- j) DS 37.0 Public Health Act 2016 and Health (Miscellaneous Provisions Act 1911 Power or duty of the local government (enforcement agency) under these Acts.
- 3. Authorise the Chief Executive Officer to correct any minor formatting or grammatical errors that may be identified in the above instruments, provided any such corrections do not alter the content of the delegation.

MOTION DECLARED BY AN ABSOLUTE MAJORITY RESOLUTION OF COUNCIL

14/0

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Peter, Cr Sargeson, Cr Hetherington, Dr Wielinga Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Virk, Cr Mosey, Cr Stoneham

10.4 CORPORATE SERVICES COMMITTEE MEETING

Report of the Corporate Services Committee held on 15 April 2025.

MOVED Cr S J Mosey that the report be received.

MOTION not opposed, DECLARED CARRIED

14/0

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Peter, Cr Sargeson, Cr Hetherington, Dr Wielinga Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Virk, Cr Mosey, Cr Stoneham

BUSINESS ARISING FROM REPORT

Recommendation CS1/4/25 - List of Accounts Paid - February 2025

MOVED Cr S J Mosey

That Council note the List of Accounts paid as presented in the attachment to this report and summarised as follows:

Municipal Fund

Accounts paid totaling \$9,505,738.12, including direct debit payments, cheque numbers 451 to 461, transactions 28034 to 28744 and Payrolls dated 2 February and 16 February 2025.

Credit Cards

Accounts paid totalling \$13,168.74 for the period ended 25 February 2025.

Fuel Cards

Accounts paid totalling \$16,542.28 for the month ended 28 February 2025.

MOTION not opposed, DECLARED CARRIED

14/0

Recommendation CS2/4/25 - Statement of Financial Activity - February 2025

MOVED Cr S J Mosey

That Council:

- 1. Pursuant to Regulation 34 of the *Local Government (Financial Management)* Regulations 1996 accept the Statement of Financial Activity for the eighth (8) month period ended 28 February 2025.
- 2. Note that there are reportable actual to budget material variances for the year-to-date period ending 28 February 2025.
- 3. Note the \$312.32 small rates debts written off under Delegation 1.1.22 and Sub Delegation 1.2.22.

MOTION DECLARED BY AN ABSOLUTE MAJORITY RESOLUTION OF COUNCIL

14/0

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Peter, Cr Sargeson, Cr Hetherington, Dr Wielinga Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Virk, Cr Mosey, Cr Stoneham

Recommendation CS3/4/25 - Notice of Intention to Impose Differential Rates 2025

MOVED Cr S J Mosey, Seconded Cr k Busby Opposed Cr s Peter

That Council:

- 1. Endorse the rating strategy, objects and reasons for each differential rating category and each minimum payment contained in the attachment to this report.
- 2. Pursuant to section 6.36 of the *Local Government Act 1995*, agree to provide local public notice of its intention to impose differential rates and minimum payments for the 2025/26 financial year (FY26) in accordance with the attached *Statement of Rating Objects and Reasons*, and as outlined below:

| Differential Rate Category | | Rate in the \$ (cents) | Minimum Rate |
|----------------------------|----------------------|------------------------|--------------|
| 1. | Vacant Land | 15.6916c | \$1,265 |
| 2. | Residential Improved | 10.1225c | \$1,460 |
| 3. | Business Improved | 10.5632c | \$1,698 |

3. Prepare the draft FY26 budget with the revised cost indices outlined in this report, and an increase the project contingencies budget to balance the draft FY26 budget set out in the Statement of Financial Activity, and for further consideration by Council.

MOTION DECLARED CARRIED

8/6

FOR: Mayor Butterfield, Cr Sargeson, Cr Hetherington, Dr Wielinga, Cr Hancock, Cr Smith

Cr Busby, Cr Stoneham

AGAINST: Cr Keogh, Cr Peter, Cr Joy, Cr Silver, Cr Virk, Cr Mosey

Recommendation CS4/4/25 - DLGSC Discussion Paper - Local Government Reforms

J Abbiss, CEO declared an impartial interest in Recommendation CS4/4/25 on the basis that it deals with CEO contracts of employment and left the meeting at 7.26pm

MOVED Cr S J Mosey

That Council request the CEO to make a submission to the Department of Local Government, Sport and Cultural Industries on its discussion paper pertaining to draft *Local Government Regulations Amendment Regulations 2024*, as amended in the table below:

Proposal

Committee Recommendation

1 CEO employment standards (amending regulations 4, 7 to 14)

- **Support (in part).** Ambiguous wording isn't clear that an independent person is *required*
- Appointment of persons to independent persons panel at the discretion of the DLGSC with no qualification or expertise requirements stated (like all other panel/board appointments under the Act)
- Not clear if qualification/experience information about panel members will be made available to local governments
- 2 CEO contracts (10 year sunset clause)
- **Supported**. Closing the 'CEO contract extension loophole by way of a contract variation' is sensible
- 3 CEO KPIs (amending regulations 5, 6 and 13)
- Not supported. No linkage to IPR so that KPI can be quantified
- No apparent flexibility to deal with a circumstance where failure to meet a KPI was beyond the CEO's control
- Supported, in the interests of transparency
- 4 Termination in a probation period
- **Not supported**. Not referenced in the discussion paper
- Denies procedural fairness
- Could be open to abuse
- Likely conflicts with established case law
- 5 Publication of CEO performance criteria
- Not supported. Not required at any other level of government in WA
- Council has consistently objected to this reform
- Inappropriate or defamatory remarks may end up getting published as part of the process which exposes the local government to risk and adds no value to the purpose of such a reform
- Supported, in the interests of transparency
- 6 Leasing register (draft regulation 29F)
- **Supported (in part).** The City already maintains a lease register which will not need a lot of work to reflect what is proposed
- Confidentiality is an issue where the names of lessees is required to be disclosed
- Some leases contain confidentiality clauses

- 7 Grants and sponsorship register (draft regulation 29G)
- **Supported (in part).** Potentially complicated to implement
- \$500 threshold is too low as most grants and sponsorship would be over this
- Publication of recipient names not appropriate in some cases
- 8 Applicant contributions register (draft regulation 29H)
- **Supported (in part).** Not clear from the ambiguous drafting whether it applies retrospectively for the previous 5 years or not
- Seems to imply minor kerb and crossover bonds are included which would increase administration significantly
- Bonds for works not conducted by the City should be excluded
- \$5000 threshold likely too low given the cost of works today. No empirical evidence given to support this amount
- 9 Good and services contracts register (draft regulation 29I)
- **Supported** (in part). The City already maintains a contracts register
- Drawdown requirement is unworkable and a point of objection
- Publication of contract values may make contractors attractive targets for scammers
- As with the other register proposals there is a lack of balance between reducing red tape and improving transparency

MOTION not opposed, DECLARED CARRIED

14/0

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Peter, Cr Sargeson, Cr Hetherington, Dr Wielinga Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Virk, Cr Mosey, Cr Stoneham

J Abbiss, CEO returned to the meeting at 7.27pm

Recommendation CS5/4/25 - 2024 Annual General Meeting of Electors - 26 March 2025 MOVED Cr S J Mosey

That Council:

- 1. Receives the Minutes of the Annual General Meeting of Electors held on 26 March 2025 as presented in the attachment to this report.
- 2. Pursuant to the requirements of Section 5.33 of the *Local Government Act 1995*, adopt the following actions and supporting reasons made in response to the decisions made at the Annual General Meeting of Electors held on 26 March 2025.

| Decisions Made at the AGM of Electors | Council's decision in response to the decision |
|--|---|
| | made at the AGM of Electors |
| Motion-1 | |
| The City of Armadale collaborate with | |
| the Hills Ward community during the | and in conjunction with other community |
| 2025-2026 financial year to initiate a | feedback, when it considers the feedback on the |
| pilot program for the acquisition of 20 | Parks Facilities Strategy and subsequently, the |
| park benches. These benches to be | |

formalise the gravel parking area at

Roleystone District Hall.

| installed in and around active playing areas, close to playground equipment in parks, along frequently used walking trails and footpaths, as well as at bus stops that lack seating. | Parks Improvement Program; and that this position be communicated to the Electors attending the Electors Meeting. |
|--|--|
| Motion-2 That Council advise the public what | That Council receives a report on the status of |
| percentage of those policies have been reviewed and adopted and further to provide feedback to the public on the | policy reviews and options to progress policy reviews, to be submitted via the Corporate Services Committee.; and |
| timeframe to complete a review of all outstanding policies. | that this position be communicated to the Electors attending the Electors Meeting. |
| Motion-3 | |
| The City of Armadale investigate and partner with the Department of Education to provide a public library facility with Roleystone Community College. | That Council continues to use the Libraries Strategy as a guide to current and future Library programs and services, and that no further action be taken on the motion at this point in time; and that this position be communicated to the Electors attending the Electors Meeting. |
| Motion-4 | |
| Given the lengthy time taken already and the effect on the community groups being experienced, I put the motion forward to Council to commit to progressing the review of the lease and licence policy, as well as the Community Group leases ASAP, at a minimum, finalised by the end of this financial year, enabling community groups to move forward with some surety. | That Council notes the motion from the Annual Electors Meeting regarding the Lease and Licence Policy review; and that this position be communicated to the Electors attending the Electors Meeting. |
| Motion-5 | |
| That the Council as part of its 2025-26 budget deliberations to include funding to investigate and clear any blockages | That Council notes the motion from the Annual Electors Meeting regarding the Lease and Licence Policy review; and |
| from the storm water drainage system on Araluen Golf Estate. | that this be communicated to the Electors attending the Electors Meeting. |
| Motion-6 | |
| That the council as part of its 2025-26 budget deliberations to include funding to upgrade play equipment at Cross Park. | That that Council considers this item as a submission, and in conjunction with other community feedback, when it considers the feedback on the Parks Facilities Strategy and subsequently, the Parks Improvement Program; and |
| | that this position be communicated to the Electors attending the Electors Meeting. |
| Motion-7 | |
| That the Council as part of its 2025-26 budget deliberation to include funding to | That Council considers this item when it considers the next iteration of the Capital Investment Program informing the Long Torm Financial |

Plan; and

Program informing the Long-Term Financial

| that this position be communicated to the Electors |
|---|
| attending the Electors Meeting. |
| |
| That Council: |
| Note that the review and update of the City's Asset Management Strategy and the Building Asset Management Plan is in progress, scheduled to be completed later this year; and |
| Consider this matter in conjunction with the Building Asset Management Plan; and |
| that this position be communicated to the Electors attending the Electors Meeting. |
| |
| That Council note the City's update regarding the status of the former St. Francis Xavier Church; and the information be communicated to the Electors |
| attending the Electors Meeting. |
| |
| That Council note the motion from the Annual Electors Meeting and continues to support the strategic intent and recommendations of the Events Strategy 2021—2026, focussing on existing events; and |
| that this position be communicated to the Electors attending the Electors Meeting. |
| |
| That Council note the electors motion and Officer's Comments; and |
| that the information be communicated to the Electors attending the Electors Meeting. |
| |
| That Council note the electors motion and Officer's Comments; and that the information be communicated to the Electors attending the Electors Meeting. |
| |

MOTION not opposed, DECLARED CARRIED

14/0

Recommendation CS6/4/25 - Rates Exemption Applications - S6.26(2)(G) Charitable Purposes Residential and Crisis Accommodation

MOVED Cr S Peter

That Council consider this item under "Item 14 – Matters Requiring Confidential Consideration."

MOTION not opposed, DECLARED CARRIED

14/0

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Peter, Cr Sargeson, Cr Hetherington, Dr Wielinga Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Virk, Cr Mosey, Cr Stoneham

10.5 CHIEF EXECUTIVE OFFICER'S REPORT

Report of the Chief Executive Officer.

MOVED Cr S Peter that the report be received.

MOTION not opposed, DECLARED CARRIED

14/0

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Peter, Cr Sargeson, Cr Hetherington, Dr Wielinga Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Virk, Cr Mosey, Cr Stoneham

BUSINESS ARISING FROM REPORT

Recommendation CEO1/4/25 - Amended draft Policy: Homelessness

MOVED Cr P A Hetherington, SECONDED Cr K Busby OPPOSED Cr S J Mosey

That Council:

Endorse the amended draft Policy: Homelessness with the following changes.

1. Move the 4th dot point From the section applying to the whole of the City to the section applying to the place.

"they are camping within 200m of any children's playground, Primary School, Early Learning Centre or Childcare facility."

2. Add the words "Following the issue of a warning" to the start of the section applying to the place and the section applying to the whole of the City.

MOTION DECLARED CARRIED

12/2

FOR: Mayor Butterfield, Cr Joy, Cr Peter, Cr Sargeson, Cr Hetherington, Dr Wielinga, Cr Hancock,

Cr Smith, Cr Busby, Cr Silver, Cr Virk, Cr Stoneham

AGAINST: Cr Mosey, Cr Keogh

Recommendation CEO2/4/25 - Councillors Information Bulletin - Issue No 5/2025

MOVED Cr S Peter

That Council acknowledge receipt of Issue 5/2025 of the Information Bulletin

MOTION not opposed, DECLARED CARRIED

14/0

11 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

11.1 Polyphagous Shot Hole Borer - Roleystone Greenwaste Site

The following motion has been proposed by Dr Wielinga in accordance with Clause 3.8 of the Standing Orders Local Law:

That Council requests a report on new procedures, services or infrastructure that may be required in regard to quarantine for Polyphagous Shot Hole Borer at the Roleystone Green Waste Facility.

Comment from Dr Wielinga on her proposed motion

Polyphagous shot hole borer (PSHB) presents a risk to the urban forest, the native forest and the agricultural/botanical forest. The risk to the native forest canopy and associated dependent ecosystems is particularly significant given limited vehicle access for assessment, low levels of monitoring and the difficulty in being able to monitor effectively with trees with rough bark concealing infestations. The Roleystone Green Waste Facility is located within native forest. Prevention of infection is the best control and the best prevention of infection is timely and appropriate handling and disposal of infested material.

Officer Comment

Since last year residents can no longer take mulch left on site at the Roleystone Green Waste Facility. Residents can access mulch at the City's Hopkinson Road landfill facility, which has been processed at Postans by Western Tree Services (the Department of Primary Industries and Regional Development (DPRID) preferred contractor).

In addition, the City will engage contractors to chip on-site green waste that is taken to the Roleystone Green Waste Facility, by local residents, on the following the weekend openings:

| Month | Weekend Dates |
|----------------|-------------------------------------|
| May 2025 | Saturday 17 May only |
| June 2025 | Saturday 21 June only |
| July 2025 | Saturday 19 July only |
| August 2025 | Open every weekend in August |
| | (2&3, 9&10, 16&17, 23&24 and 30&31) |
| September 2025 | Open 13&14, 20&21, 27&28 |

The current verge collection of green waste has been completed for Roleystone, Karragullen and Bedfordale. The material has been stored at the Roleystone Green Waste Facility and is in the process of being chipped and will then be transported to either the Armadale Landfill or the Postans facility.

PSHB generally does not live in material less than 2.5cm and can fly from 40m up to 400m (wind assisted). Female PSHB usually fly after maturity and mating when conditions are favourable, they will generally disperse to find a new host tree or escape fire. The City will be communicating PSHB awareness measures to every

resident through City Views in next couple of weeks. The City will also be facilitating a DPIRD Community focussed education workshop in May which will include the impacts of burning.

DPIRD have requested that the City sign the PSHB Confidentiality Deed Poll (see Confidential Attachment). This will allow the City to access heat maps which provide a geographical representation of PSHB infestations and PSHB positive traps. It is recommended that the CEO is given authority to sign the PSHB Confidentiality Deed Poll.

The latest detection of PSHB in the City was on private property in Roleystone. The City does not know the location. Even if the City does sign the PSHB Confidentiality Deed Poll with DPIRD it will not be given the locations of detections on private property. The City would receive a heat map of infestations for localities at the scale of census-mesh blocks used by the Australian Bureau of Statistics. **The City would not be able to share these maps with the public as it will be bound by the Confidentiality Deed.** The City already receives information on infestations on City owned or managed land and these details can be made public specifically for public health and safety purposes.

DPIRD currently advise the City within 24 - 48 hours after an infestation has been confirmed. The City's Communications and Environmental Services Officers meet with DPIRD monthly.

All trapping and monitoring within the City is undertaken by DPIRD. 216 surveillance traps have been deployed, with 4731 trap samples collected. DPIRD have inspected 8286 locations and 219,747 host trees.

DPIRD currently have four traps surrounding the Roleystone Green Waste Facility. These traps have been sampled every \sim 2 weeks starting on 08/12/2021, and most recently on 15/04/2025. There has never been a positive PSHB result on any of the four traps in that time.

It is noted that there is a large coral tree (Erythrina) at the site, which is a preferred host for PSHB. This tree was most recently inspected 4 months ago with no signs of PSHB, and is in the planning stage for removal.

Potential Report Content

A further report to Council could contain an outline of the following:

- The costs and feasibility of transferring green waste to the Avertas Waste to Energy facility, including any contractual considerations.
- The costs and feasibility of transferring green waste to the Hopkinson Road Landfill facility to be processed using the same method as Western Tree Services (if not commercial in confidence), including any amendments required to the City's operating licence, additional infrastructure requirements, as well as human and financial resourcing.
- The costs and feasibility of alternate options for treatment of green waste at the Roleystone Green Waste Facility including chipping and sealing in sea containers or covering the piles.
- The costs and implications of closing the Roleystone Green Waste Facility.

- Review of collection zones, collection method, and potential alternate collection locations with large vegetation breaks for the City's verge side green waste collection including the use of additional contractors to reduce time spent on verge and additional chippers.
- The potential to restrict the use of the Roleystone Greenwaste Facility to Hills Ward residents and the costs and implications of making it free for their use.
- The impact of any options on the following contracts:
 - Greenwaste Contract Contract for the Supervision of the Roleystone Green Waste Facility (TEN/29/21)
 - Greenwaste Collection Contract Contract for Bulk Verge Collection Services (TEN/35/18)
 - WtE Contract Agreement for the Receipt and Processing of Waste for Resource Recovery (or Waste Services Agreement – WSA)
 - O Green Waste processing Contract for Green Waste Processing (TEN/14/17)
- Details of an inspection regime by City staff for the Coral tree onsite at the Roleystone Green Waste Facility and whether it could be used as an indicator tree.
- A response from Department of Biodiversity Conservation and Attractions as to the risk proposed to the spread of PSHB from prescribed burns
- When will DPRID be rolling out their education plan for burning and what is the potential for the State to restrict burning on private land for biosecurity protection?
- The potential for Officers to work with DPIRD to confirm or ensure traps are installed near the Hopkinson Road Landfill Facility, Wirra Willa, Memorial Park, Minnawarra Park, Borello Park and sites of melaleucas along the Canning River.

Officers would recommend that the Notice of Motion be amended so that the report includes all of the City's green waste services and the authority to sign the PSHB Confidentiality Deed Poll as outlined below.

That Council

- 1. Requests a report on new procedures, services or infrastructure that may be required in regard to quarantine for Polyphagous Shot Hole Borer for all of the City's green waste services and at the Roleystone Green Waste Facility.
- 2. Authorises the CEO to sign the PSHB Confidentiality Deed Poll.

MOVED Cr S J Mosey

That Council consider this item under "Item 14 – Matters Requiring Confidential Consideration."

MOTION not opposed, DECLARED CARRIED

14/0

12 URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION

Nil

13 MATTERS FOR REFERRAL TO STANDING COMMITTEES – WITHOUT DISCUSSION

1 Business Development in Kelmscott (Cr John Keogh)

That the matter of business development in Kelmscott be referred to the Development Services Committee

2 Traffic Lights - Advocacy (Cr John Keogh)

That the matter of traffic light advocacy positions be referred to the Development Services Committee

3 Heritage Signage (Cr John Keogh)

That the matter of Heritage signage be referred to the Technical Services Committee

4 Rate Exemptions (Cr Shanavas Peter)

That the matter of rate exemptions be referred to the Corporate Services Committee

5 Brookton Highway/Hill Street Intersection (Cr Scott Mosey)

That the matter of Brookton Highway/Hill Street intersection be referred to the Technical Services Committee

14 MATTERS REQUIRING CONFIDENTIAL CONSIDERATION

MEETING CLOSED TO PUBLIC

MOVED Dr Wielinga that the meeting be closed to members of the public as the items to be discussed related to the following confidential matters.

Motion Carried (14/0)

Meeting declared closed at 7.50pm. Members of the public left the meeting.

Recommendation T5/4/25 - TEN/27/24 - Parks Landscape Maintenance

Matter considered confidential as, if disclosed, would reveal information that has a commercial value to a person. (Section 5.23(2)(c) of the Local Government Act 1995)

An alternative motion to that recommended in the Committee report was put and resolved.

MOVED Cr K Busby, SECONDED Cr S J Mosey OPPOSED Cr S Peter

That Council adopt the alternative recommendation contained in the Confidential Report.

MOTION DECLARED CARRED

13/1

FOR: Mayor Butterfield, Cr Keogh, Cr Joy, Cr Sargeson, Cr Hetherington, Dr Wielinga,

Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Virk, Cr Mosey, Cr Stoneham

AGAINST: Cr Peter

Recommendation CS6/4/25 - Rates Exemption Applications - s6.26(2)(g) Charitable Purposes Residential and Crisis Accommodation

Matter considered confidential as, if disclosed, would reveal information that has a commercial value to a person. (Section 5.23(2)(c) of the Local Government Act 1995)

MOVED Cr S J Mosey

That Council adopt the recommendation contained in the Confidential Report.

MOTION not opposed, DECLARED CARRIED

14/0

FOR: Mayor Butterfield, Cr Joy, Cr Keogh, Cr Peter, Cr Sargeson, Cr Hetherington, Dr Wielinga Cr Hancock, Cr Smith, Cr Busby, Cr Silver, Cr Virk, Cr Mosey, Cr Stoneham

Discussion on this matter was considered confidential as, if disclosed, could be reasonably expected to prejudice the maintenance or enforcement of a lawful measure for protecting public safety. (Section 5.23(2) (g) of the Local Government Act 1995)

11.1 Polyphagous Shot Hole Borer - Roleystone Greenwaste Site

MOVED Dr C M Wielinga, SECONDED Cr K Busby OPPOSED Cr S J Mosey

That Council

- 1. Requests a report on new procedures, services or infrastructure that may be required in regard to quarantine for Polyphagous Shot Hole Borer for all of the City's green waste services and at the Roleystone Green Waste Facility.
- 2. Authorises the CEO to sign the PSHB Confidentiality Deed Poll.

MOTION DECLARED CARRED

11/3

FOR: Mayor Butterfield, Cr Peter, Cr Sargeson, Cr Hetherington, Dr Wielinga, Cr Hancock,

Cr Smith, Cr Busby, Cr Silver, Cr Virk, Cr Stoneham

AGAINST: Cr Mosey, Cr Keogh, Cr Joy

MEETING OPENED TO PUBLIC

MOVED Dr Wielinga that the meeting be opened to members of the public. Motion Carried (14/0)

Meeting declared opened at 8.28pm

There was no need for the resolution in regard to Item 11.1 – Polyphagous Shot Hole Borer to be read aloud as no members of the public returned to the meeting.

15 CLOSURE

Mayor Butterfield, declared the meeting closed at 8.29pm

MINUTES CONFIRMED THIS 12 MAY 2025