



Central Metropolitan Zone

Minutes

29 November 2018

Central Metropolitan Zone

Hosted by the Shire of Peppermint Grove

1 Leake Street, Peppermint Grove, Phone 9286 8600

Thursday 29 November commenced at 6:00 pm

Minutes

MEMBERS

2 Voting Delegates from each Member Council

Town of Cambridge	Cr Rod Bradley Cr Jo McAllister
Town of Claremont	Cr Paul Kelly Cr Kate Main
Town of Cottesloe	Cr Sandra Boulter Cr Helen Sadler Mr Mat Humfrey, Chief Executive Officer non-voting delegate
Town of Mosman Park	Cr Jenna Ledgerwood
Shire Peppermint Grove	Cr Charles Hohnen Cr Greg Peters Mr Don Burnett, Chief Executive Officer non-voting delegate
City of Perth	Mr Andrew Hammond, Commissioner
City of Subiaco	Cr Murray Rowe
City of Vincent	Cr Alex Castle Mr David MacLennan Chief Executive Officer
WALGA Secretariat	Mr James McGovern, Manager Governance Ms Melanie Davies, Biodiversity & Sustainability Project Officer
DLGC Representative	Luke Stevens, Senior Legislation and Strategy Officer
Guest Speakers	Mr Ashley McCormick, Manager Cycling, Department of Transport Cameron MacLean, DLA Piper

APOLOGIES

Town of Mosman Park	Mayor Brett Pollock Mr Mark Goodlet, Chief Executive Officer
City of Perth	Mr Eric Lumsden, Commissioner Mr Murray Jorgensen, Acting Chief Executive Officer
City of Vincent	Cr Roslyn Harley
City of Subiaco	Mayor Penny Taylor Cr Julie Matheson Ms Rochelle Lavery, Chief Executive Officer - non-voting delegate
Town of Cottesloe	Mayor Philip Angers

ANNOUNCEMENTS

Confirmation of Attendance an attendance sheet was circulated prior to the commencement of the meeting to record your name for the minutes.

ATTACHMENTS WITHIN THE AGENDA

1. LG Act Review Forum Report
2. Draft Minutes Previous Meeting
3. President's Report
4. Zone Status Report
5. Standing Orders

1. DEPUTATIONS

1.1 Shared Paths and Cycling Infrastructure

Ashley McCormick, Manager Cycling, Department of Transport presented to the Zone. A copy of the presentation will be distributed to Zone delegates.

1.2 LGIS Trees and Liability

Mr Cameron Maclean presented to the Zone on Trees and Liability.

2. CONFIRMATION OF MINUTES

RECOMMENDATION

Moved: Cr Kelly
Seconded: Cr McAllister

That the Minutes of the meeting of the Central Metropolitan Zone held on 30 August 2018 be confirmed as a true and accurate record of the proceedings.

CARRIED

3. DECLARATION OF INTEREST

Nil.

4. BUSINESS ARISING

Nil.

5. STATE COUNCIL AGENDA - MATTERS FOR DECISION

RECOMMENDATION

Moved: Cr Boulter

Seconded: Cr Boulter

That State Council Agenda Items 5.1, 5.2, 5.4, 5.5, 5.8, 5.9, 5.10, 5.11 and 5.12 be supported by the Zone.

CARRIED

Item 5.3 – 2019/20 State Budget Submission

RECOMMENDATION

Moved: Cr Bradley

Seconded:

That the WALGA State Budget Submission item 'Fiscal Management' be amended to read that Western Australia seek to withdraw from the horizontal fiscal equalisation method of GST distribution.

LAPSED FOR WANT OF A SECONDER

RECOMMENDATION

Moved: Cr Bradley

Seconded:

That the WALGA State Budget Submission item 'Fiscal Management' be amended to request the WA State Government commence legal action in the High Court in relation to Section 99 of the Australian Constitution.

LAPSED FOR WANT OF A SECONDER

RECOMMENDATION

Moved: Cr Bradley

Seconded: Cr McAllister

That Item 5.3 of the WALGA State Council Agenda be supported by the Zone.

CARRIED

Item 5.6 – Standard Development Conditions Guidelines

RECOMMENDATION

Moved: Cr Boulter
Seconded: Cr Kelly

That the Standard Development Conditions Guideline be amended to ensure that where ‘and / or’ appears, there is an associated explanatory instruction that either one or the other is to apply.

CARRIED

RECOMMENDATION

Moved: Cr Bradley
Seconded: Cr McAllister

That Item 5.6 as amended of the WALGA State Council Agenda be supported by the Zone.

CARRIED

Item 5.7 – Off Road Vehicle and Local Government

RECOMMENDATION

Moved: Cr Bradley
Seconded: Cr Kelly

That Item 5.7 of the WALGA State Council Agenda be supported by the Zone.

CARRIED

Item 6.1 to 6.11 – Matters for Noting

RECOMMENDATION

Moved: Cr Main
Seconded: Cr Hohnen

That Matters for Noting in the WALGA State Council Agenda be supported by the Zone.

CARRIED

6. BUSINESS

6.1 Notice of Meetings 2019

By Chantelle O'Brien, Zone Executive Officer

A Schedule of the proposed meeting dates for the Central Metropolitan Zone 2019 has been prepared and is set out below. The dates have been set to coincide with the WALGA State Council meetings.

Change to March State Council Meeting – Local Government Act Review Process

To enable State Council to consider Local Government submissions to the Local Government Act Review process, the March State Council meeting has been moved to be held on Tuesday 26 March 2019. Consequently, Zone meetings will need to be held during the week prior.

It is proposed that the Central Metropolitan Zone meeting be held on Thursday 21 March 2019 and whilst this date is suitable, delegates were unable to confirm meeting room availability at short notice and consequently the location of the March meeting is to be advised.

NOTICE OF MEETINGS CENTRAL METROPOLITAN ZONE MEETING 2019

Zone Meeting Dates Thursday	Time	HOST COUNCIL	State Council Meeting Date 2019
21 March	Thursday 6.00 pm	To be Advised	Tuesday 26 March 2019
2 May	Thursday 6.00 pm	City of Subiaco	Wednesday 8 May 2019
27 June	Thursday 6.00 pm	City of Vincent	Wednesday 3 July 2019
29 August	Thursday 6.00 pm	Town of Cambridge	Regional Meeting 5-6 September 2019
28 November	Thursday 6.00 pm	Town of Claremont	Wednesday 4 December 2019

RECOMMENDATION

Moved: Cr Sadler

Seconded: Cr Boulter

That the 2019 proposed schedule of meetings for the Central Metropolitan Zone be adopted.

CARRIED

6.2 Local Government Act Review Forum – Report Attached

A report has been provided by the facilitator from the Local Government Act Review Forum held in Cottesloe on 16 October 2018. Please find this report attached to this Agenda for your information. (Attachment 1).

The WALGA process from here is as follows;

- 16 November 2018 – WALGA distributed an InfoPage requesting Local Governments (Council decision required) to provide a submission on the Act review process. A submission to WALGA is requested by 1 February 2019. This will enable Councils to consider an item at their December meetings.
- November Zone Meetings/December 2018 State Council Meeting – Item for noting will be prepared that will cover information on the LG Act review process and a summary of the forums held in October/November and general themes coming through.
- Late January/Early February 2019 – State-wide Forum on the future of Local Government – The forum will include a review of the information coming through from the Local Government Act forums and submissions, in addition there will be guest speakers presenting on the future of Local Government.
- February Zone Meetings/March 2019 State Council Meeting – Item for Decision on sector positions feedback following feedback from Local Government submissions.

RESOLUTION

**Moved Cr McAllister
Seconded Cr Bradley**

That the Report from the Local Government Act Review Forum and process from here be noted.

CARRIED

7. OTHER BUSINESS

7.1 Dog Parks

Cr Boulter queried whether WALGA is able to research and provide advice and guidance to Local Governments on suitable and appropriate planning and development of dog parks and associated infrastructure.

RECOMMENDATION

**Moved: Cr Boulter
Seconded: Cr Main**

That WALGA prepare information for member Local Governments on the provision, installation and appropriate built environments for dog parks.

CARRIED

8. EXECUTIVE REPORTS

8.1 President's Report to the Zone

Mr James McGovern presented the President's Report.

Noted

8.2 State Councillor's report to the Zone

WALGA State Councillor presented on the previous State Council meeting.

Noted

8.3 Department of Local Government and Communities Representative Update Report.

Luke Stephens from the Department of Local Government and Communities representative updated the Zone on issues. A copy of the presentation is attached (Attachment 1).

Noted

9. DATE, TIME AND PLACE OF NEXT MEETING

That the next ordinary meeting of the Central Metropolitan Zone be held on Thursday 21 March 2019 commencing 6.00pm at a venue to be advised.

10. CLOSURE

There being no further business the Chair declared the meeting closed at 8.35pm.

November – December 2018 Edition

Hello, and welcome to the last edition of the Department of Local Government, Sport and Cultural Industries (DLGSC) Update for 2018.

It was a great opportunity to be part of the Local Government Professionals WA annual conference held earlier this month. The Department hosted a session on the review of the *Local Government Act 1995* and staff enjoyed being part of the DLGSC booth at the Trade Exhibition, discussing our programs and services with representatives from the local government sector. It was a terrific event and we look forward to being involved next year.

A significant milestone local government came to fruition this month with the passing of the *Suspension and Dismissal Bill*. The Bill amends the *Local Government Act 1995* to enable the Minister to suspend and/or order an individual council member to undertake remedial action.

The consultation continues across the State to inform the development of the new *Local Government Act*. We have partnered with WALGA to host a series of workshops and talked extensively with the community of WA. A Forum is being planned for early next year with WALGA and LG professional and will provide an update on the consultation and feedback on the *Local Government Act 1995* review and consider the future of the sector. The Department has received almost 500 submissions to date. It's a fantastic effort and I'm certain we will receive many more by 31 March 2019.

To assist, the department has prepared a series of discussion papers which I encourage you to read and [have your say on the matters that impact you](#). Your input is crucial to informing a new legislative framework and improving the ways that you conduct business.

With summer nearly upon us, it's a timely reminder of the resources available. A performing arts guide which aims to increase the use of local government arts centres, boost attendance and reduce reliance on rates funding was recently launched.

[Performing Spaces - Local government guide to growing community wellbeing through the performing arts](#) is an initiative of Circuitwest, funded by the Department of Local Government, Sport and Cultural Industries and Department of Primary industries and Regional Development through the Creative Regions program. governments are encouraged to use the guide to maximise the potential of existing arts centres and plan arts and culture needs of your communities.

The Aboriginal History unit have been hard at work on No Less Worthy. The publication that acknowledges the significant contribution of WA Aboriginal servicemen to the World War One effort, [No Less Worthy will be available for download from our website](#).

Wishing you a safe festive season. Until next time.

Duncan Ord, OAM

Director General

Department of Local Government, Sport and Cultural Industries

Review of the Local Government Act 1995

In 2017 the McGowan Government announced a review of the Local Government Act 1995. This is the first significant reform of local government conducted in more than two decades. The objective is for Western Australia to have a new, modern Act that empowers local governments to better deliver for the community. Our vision is for local governments to be agile, smart and inclusive.

Local governments and community were invited to have their say on the priority reforms earlier this year and the drafting of a Bill which includes universal training for candidates and council members, council member code of conduct, improvements to CEO recruitment and performance review and a simplified gift framework. [Read the policy positions on the priority reforms.](#)

Minister Templeman expects to introduce a Bill to Parliament in late 2018 giving effect to these reforms.

The next stage will result in a new *Local Government Act* and focuses on delivering for the community based on the themes Agile, Smart and Inclusive. Nine key topic areas are outlined below, and local governments and community members invited to have a say on some or all the reform areas. Click on one of the below topic areas to read more about the proposed reforms and complete the survey.

Surveys are open until **31 March 2019**. For more information please visit www.dlgc.wa.gov.au/lgareview or Email actreview@dlgsc.wa.gov.au

Agile

Agile includes topics that focus specifically on how local governments can best use their resources to adapt to changing conditions. It is important that they can strike a balance between community expectations, the practical limitations of revenue and expenditure and external pressures.

- [Beneficial enterprises](#)
- [Financial management](#)
- [Rates, fees and charges](#)

Smart

Smart includes topics that focus specifically on enabling local governments to better meet the needs and expectations of their communities through being transparent and accountable.

- [Administrative efficiencies — local laws](#)
- [Council meetings](#)
- [Interventions](#)

Inclusive

Inclusive focuses specifically on local governments representing and involving their communities in decision-making. As the tier of government closest to the community, there is an expectation that local governments represent the whole community, recognise diversity within their district and are responsive to community needs.

- [Community engagement — IPR](#)
- [Complaints management](#)
- [Elections](#)

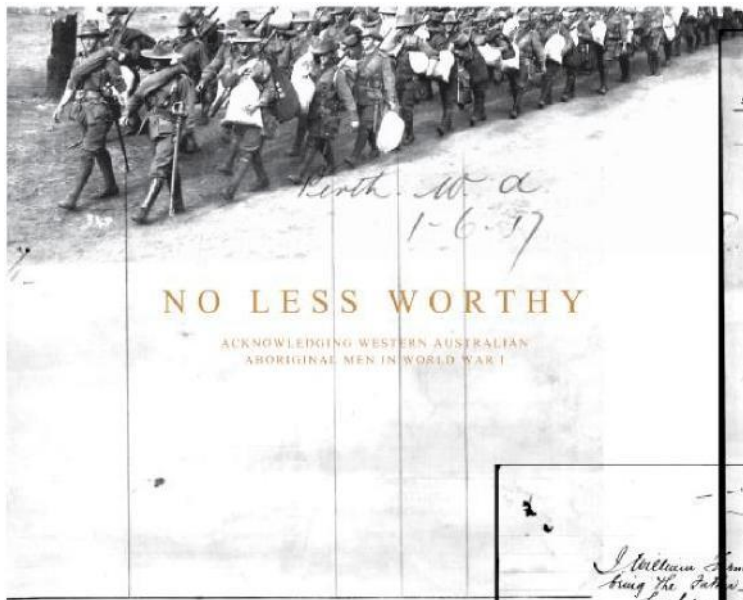
Suspension and Dismissal Bill 2018

The McGowan Government's Local Government Amendment (Suspension and Dismissal) Bill 2018 enables the Minister for Local Government to suspend or dismiss an individual council member, resulting in suspension of their pay. Previously, the Minister could only take action against an entire council, which has impeded the local government's ability to get on with the job of providing good governance to their community due to the actions of an individual.

The new laws will also enable a local government to recover any fees or allowances paid in advance to the member, for the period of suspension, ensuring they are held accountable for their actions.

Under the legislation, the Minister will also be able to provide an order for remedial action, with or without suspension, and suspend an individual councillor during a local government inquiry if it is likely the inquiry would be seriously prejudiced otherwise. More information is available in documents on the Parliament House website www.parliament.wa.gov.au.

No Less Worthy



Extensive genealogical and historical research undertaken by Aboriginal History WA has uncovered the stories of the Western Australian Aboriginal men who volunteered in World War One.

The research has been brought to life in the publication *No Less Worthy*, which will be unveiled on Friday at a commemorative ceremony at the Western Australian Maritime Museum. The release of the book coincides with Remembrance Day on Sunday 11 November, marking the centenary of the signing of the Armistice leading to the end of World War One.

State Local Government Partnership Agreement

The [State Local Government Agreement](#) seeks to strengthen the partnership between the State and local government sector for the benefit of local communities. The Agreement was signed at the 2017 WA Local Government Convention.

The Leadership Group will meet again on the 29^h of November 2018. A meeting communique will be available following the meeting. For more information about the Partnership Agreement [click here](#)