

01-005-03-0003



South East Metropolitan Zone

Minutes

27 November 2019

South East Metropolitan Zone

Hosted by the Town of Victoria Park

99 Shepperton Road, Victoria Park – Phone 9311 8111

Wednesday 27 November 2019 commenced at 6:02 pm

Agenda

MEMBERS

2 Voting Delegates from each Member Council

City of Armadale

Mayor Cr Ruth Butterfield
Cr Emma Flynn
Cr Peter Shanavas (Observer)
Ms Joanne Abbiss, Chief Executive Officer – non-voting delegate

City of Canning

Cr Mark Bain
Cr Tim Porter

City of Gosnells

Cr Julie Brown
Mayor David Goode JP
Mr Ian Cowie, Chief Executive Officer - non-voting delegate

City of South Perth

Mayor Greg Milner
Cr Carl Celedin
Mr Geoff Glass, Chief Executive Officer – non-voting delegate

Town of Victoria Park

Cr Bronwyn Ife
Mr Anthony Vuleta, Chief Executive Officer – non-voting delegate

WALGA Secretariat

Lyn Fogg, Governance Advisor, Sector Support and Advice
Amy Lin, Governance Advisor, Legislation and Member Resources

DLGSC Representative

Courtney Allen
Lance Sgro

Guest Speakers

Efthalia Samaras, Director, Office of the Auditor General for WA

APOLOGIES

Town of Victoria Park

Cr Ronhhda Potter

ANNOUNCEMENTS

Confirmation of Attendance, an attendance sheet was circulated prior to the commencement of the meeting.

Zone Delegates are requested to provide sufficient written notice, wherever possible, on amendments to recommendations within the State Council or Zone agenda prior to the Zone meeting, to the Chair and Secretariat.

Agenda Papers were emailed 7 days prior to the meeting date.

Acknowledgement of Country All attendees acknowledged the traditional owners of the land that the meeting is held on and paying respects to Elders past, present and future.

ATTACHMENTS WITHIN THE AGENDA

1. Draft Minutes of the previous meeting
2. Zone Status Report
3. President's Report
4. Standing Orders

**** 6.02pm** Pursuant to the WALGA Constitution, the WALGA Secretariat Representative, Ms Fogg, declared the meeting open and assumed the Chair for the purposes of conducting the election of office bearers.

1. ELECTIONS

1.1 Elections of Chair and Deputy Chair of the South East Metropolitan Zone

Pursuant to the WALGA Constitution, the Secretariat assumed the Chair for conducting the election of office bearers.

Guidelines for elections were distributed to Member Councils as an attachment to a letter dated 18 October 2019.

The election for the Chairperson and Deputy Chairperson shall be conducted and the term set at two years expiring in November 2021, in line with the terms of State Council representatives and in sync with Local Government Elections.

Zone Chair

At the close of nominations on 18 November 2019, the following nomination was received for the positions of Chair for 2 years, November 2019 to November 2021.

- Cr Bronwyn Ife Town of Victoria Park

DECLARATION

That Cr Bronwyn Ife, Town of Victoria Park, is elected as Chairperson of the South East Metropolitan Zone for the term of 2 years, November 2019 to November 2021.

Deputy Zone Chair

At the close of nominations on 18 November 2019, the following nomination was received for the positions of Deputy Chair for 2 years, November 2019 to November 2021.

- Cr Julie Brown City of Gosnells

DECLARATION

That Cr Julie Brown, City of Gosnells, is elected as Deputy Chairperson of the South East Metropolitan Zone for the term of 2 years, November 2019 to November 2021.

1.2 Elections of State Council Representatives and Deputy State Council Representatives to the South East Metropolitan Zone

Pursuant to the WALGA Constitution, the Secretariat shall assume the Chair for conducting the election of representatives and deputy representatives to the State Council.

Guidelines for elections were distributed to Member Councils as an attachment to a letter dated 18 October 2019.

WALGA incorporates a 24 members State Council with its members derived from Metropolitan and Country Zones. The State Council is chaired by the Association President.

In accordance with sub-clause 9(3) of the WALGA Constitution representatives and deputy representatives to the State Council shall be elected by Zones of the Metropolitan and Country constituencies for two (2) year terms, commencing from the Ordinary Meeting of State Council in December 2019 and concluding at the Ordinary Meeting of State Council two years later.

For the South East Metropolitan Zone, there are two (2) representative positions on State Council and two (2) deputy representative positions. The term is from the Ordinary Meeting of State Council in December 2019 and concluding at the Ordinary Meeting of State Council in December 2021.

State Councillor

At the close of nominations on 18 November 2019, the following two written nominations were received for the position of State Council Representative:

- Cr Julie Brown City of Gosnells
- Mayor Cr Ruth Butterfield City of Armadale

DECLARATION

That:

- **Cr Julie Brown, City of Gosnells; and**
- **Mayor Cr Ruth Butterfield, City of Armadale**

are elected as State Council Representatives of the South East Metropolitan Zone to the State Council for the term of 2 years, December 2019 to December 2021.

Deputy State Councillor

At the close of nominations on 18 November 2019, no written nominations were received for the two positions of Deputy State Councillor.

Nominations for Deputy State Councillor were called for at the meeting, with nominations received and accepted by the following nominees:

- Cr Tim Porter, City of Canning
- Cr Bronwyn Ife, Town of Victoria Park

No further nominations were received.

DECLARATION

That:

- Cr Tim Porter, City of Canning
- Cr Bronwyn Ife, Town of Victoria Park

are elected as Deputy State Council Representatives of the South East Metropolitan Zone to the State Council for the term of 2 years, December 2019 to December 2021.

2. DEPUTATIONS

2.1 Office of the Auditor General

Efthalia Samaras, Director from the Office of the Auditor General for Western Australian presented to the Zone providing an update on Financial Audits for Local Government.

3. CONFIRMATION OF MINUTES

RESOLUTION

Moved: Cr Julie Brown
Seconded: Mayor Cr Ruth Butterfield

That the Minutes of the meeting of the South East Metropolitan Zone held on 28 August 2019 be confirmed as a true and accurate record of the proceedings, subject to the record of the seconder at item 6.1 being corrected to read "Cr Greg Milner".

CARRIED

4. DECLARATION OF INTEREST

Pursuant to our Code of Conduct, Councillors must declare to the Chairperson any potential conflict of interest they have in a matter before the Zone as soon as they become aware of it. Councillors and deputies may be directly or indirectly associated with some recommendations of the Zone and State Council. If you are affected by these recommendations, please excuse yourself from the meeting and do not participate in deliberations.

Nil.

5. BUSINESS ARISING

A Status Report outlining the actions taken on the Zone's resolutions was enclosed as an attachment.

Noted.

6. STATE COUNCIL AGENDA - MATTERS FOR DECISION

<https://walga.asn.au/getattachment/02b85870-f169-4119-b41c-d388071d8dbc/Agenda-State-Council-4-December-2019.pdf>

En Bloc Motion:

Moved: Cr Julie Brown
Seconded: Cr Carl Celedin

That the Zone supports Items 5.2, 5.3, 5.4, 5.6, 5.7, 5.8, 5.9, 5.10, 5.11, 5.13, 5.14 and 5.17 of the December 2019 WALGA State Council Agenda.

CARRIED

5.1 2020-21 State Budget Submission

RESOLUTION

Moved: Cr Mark Bain
Seconded: Mayor Cr David Goode

That the Zone supports the WALGA Recommendation.

AMENDMENT

Moved: Mayor Cr Ruth Butterfield
Seconded: Cr Emma Flynn

That the Motion be amended to read:

That the Zone Supports the WALGA Recommendation, subject to the WALGA Budget Submission 2020/21, being amended to delete the last sentence under the 'Recommendation' and 'Why' headings of recommendation 19 'Strategic Waste Management'.

CARRIED

The AMENDED SUBSTANTIVE MOTION as follows, was put:

That the Zone Supports the WALGA Recommendation, subject to the WALGA Budget Submission 2020/21, being amended to delete the last sentence under the 'Recommendation' and 'Why' headings of recommendation "19 Strategic Waste Management".

CARRIED

Reason: The proposed mandatory FOGO collection has potential to breach the Rivers Regional Council's contractual tonnage commitments for kerbside collected waste.

5.5 Local Government Financial Ratios

RESOLUTION

Moved: Mayor Cr Ruth Butterfield
Seconded: Mayor Greg Milner

That the Zone does not support the WALGA Recommendation, and that WALGA undertakes to consult further with the Local Government Finance Professionals and Local Government Corporate Directors prior to making any recommendation to the Department of Local Government, Sport and Cultural Industries and the Office of the Auditor General.

CARRIED

Reason: A number of the ratios proposed are ineffective in assessing the financial sustainability of growth Councils and consideration should be given to these special circumstances, particularly with respect to ratios related to asset sustainability.

5.12 Reforms to the Building Approval Process for Single Residential Buildings in Western Australia

RESOLUTION

Moved: Mayor Cr Ruth Butterfield
Seconded: Mayor Cr David Goode

That the Zone supports the WALGA Recommendation.

AMENDMENT

Moved: Cr Bronwyn Ife
Seconded: Mayor Cr Ruth Butterfield

That the Motion be amended to delete the following part 1(b) from the WALGA Recommendation:

- b) The Independent Building Surveyor who signed the Certificate of Design Compliance should be responsible for undertaking the inspections, therefore, Local Government would not be solely responsible for mandatory inspections

CARRIED

The AMENDED SUBSTANTIVE MOTION as follows, was put:

That the Zone supports the WALGA Recommendation, subject to deletion of the following part 1(b) of the WALGA Recommendation:

- b) **The Independent Building Surveyor who signed the Certificate of Design Compliance should be responsible for undertaking the inspections, therefore, Local Government would not be solely responsible for mandatory inspections**

CARRIED

Reason: Zone members raised concerns that the proposal creates a conflict of interest if the Independent Building Surveyor is responsible for inspections and signing the Certificate of Design Compliance. Zone members consider inspections should be undertaken by Local Government Building Surveyors

5.15 Submission on the Climate Change in Western Australia Issues Paper

RESOLUTION

Moved: Mayor Cr Ruth Butterfield
Seconded: Cr Julie Brown

That the Zone supports the WALGA Recommendation.

CARRIED 8/2

Notation: Zone members raised concerns about the proposals to mandate and fast track FOGO waste collections and reiterated that FOGO should be optional for Local Governments that have alternative streams to direct this waste away from landfill. Zone members also discussed the view that the Landfill Levy should be entirely directed to supporting / improving Local Government waste initiatives.

5.16 Interim Submission – Policy and Application Guidelines for Speed Zoning

RESOLUTION

Moved: Mayor Cr Ruth Butterfield
Seconded: Cr Tim Porter

That the Zone supports the WALGA Recommendation.

AMENDMENT

Moved: Cr Julie Brown
Seconded: Mayor Cr David Goode

That the Motion be amended to require the WALGA Interim Submission to be amended as follows:

- Part 5.1.1 The proposal for the maximum speed zone through traffic signal controlled intersections should not be reduced to 70 km/h and should remain at 80 km/h.
- Part 5.8 That 4.5m road width is allowed for Safe Active Streets provides for parallel parking embayments are included in the design, as if a ban was imposed on 4.5m width this would prevent the installation of the Safe Active Streets.
- Provision is made for Local Governments to determine their own speed zones in road reserves within broader MRWA standards e.g. 20km/h in a laneway, 30km/h in a safe Active Street or 50km/h on a local distributor.
- Local Government should have some control over speed zoning within their own road network without a blanket denial by MRWA's. If Local Governments want to put a 20km/h speed zoning in a laneway they should have the right to do so.

LOST 3/7

The substantive motion was put.

CARRIED

6. MATTERS FOR NOTING / INFORMATION

Noted.

7. BUSINESS

7.1 Proposed Meeting Dates 2020 – South East Metropolitan Zone

By Chantelle O'Brien, Executive Officer

BACKGROUND

A schedule of the proposed meeting dates for the South East Metropolitan Zone 2020 has been prepared and is set out below. The dates have been set to coincide with the WALGA State Council meetings.

The proposed meeting dates for the South East Metropolitan Zone for 2020 require adoption by delegates.

As with previous years, the venue for each meeting has been rotated amongst Members.

NOTICE OF MEETINGS SOUTH EAST METROPOLITAN ZONE 2020

Zone Meeting Dates Wednesday	Time	HOST COUNCIL	State Council Meeting Dates 2020
26 February	Wednesday 6.00 pm	City of Armadale	Wednesday 4 March 2020
29 April	Wednesday 6.00 pm	City of Canning	Wednesday 6 May 2020
24 June	Wednesday 6.00 pm	City of Gosnells	Wednesday 1 July 2020
26 August	Wednesday 6.00 pm	City of South Perth	Regional Meeting 3-4 September 2020
25 November	Wednesday 6.00 pm	Town of Victoria Park	Wednesday 2 December 2020

RESOLUTION

Moved: Cr Julie Brown
Seconded: Mayor Cr David Goode

That the 2020 proposed schedule of meetings for the South East Metropolitan Zone be adopted.

CARRIED

7.2 Proposed alternative to the CA07 Restricted Access Vehicle Operating Condition

Background

At the December 2018 meeting State Council resolved that WALGA:

1. Opposes withdrawal of the "Letter of Approval" Restricted Access Vehicle Operating Condition until an acceptable alternative to Local Government is developed;
2. Supports the position that Local Governments not use provision of the Letter of Authority to charge transport operators to access the Restricted Access Vehicle network;
3. Supports the development of standard administrative procedures including fees and letter formats;

4. Supports the practice of Local Governments negotiating maintenance agreements with freight owners/generators in cases where the operations are predicted to cause extraordinary road damage as determined by the Local Government; and
5. Advocates to Main Roads to establish a stakeholder working group to develop an appropriate mechanism through which the increased infrastructure costs from the use of heavy vehicles and those loaded in excess of limits (concessional loading) can be recovered from those benefiting, and redirected into the cost of road maintenance.

Comment

Main Roads are proposing an alternative to the CA07 condition which will replace the condition with a notification process. They are presenting the proposal to all Regional Road Groups and have requested Local Governments provide feedback through an online survey.

WALGA is establishing a stake holder working group to advise if the proposal is “an acceptable alternative”, or to recommend amendments to Main Roads WA and to advise a policy position for State Council consideration. In accordance with the State Council resolution each Zone is invited to nominate a representative to serve on the Group.

Please supply name and contact details before Wednesday, 4 December 2019 to Audra de Pina, Administration Officer, Infrastructure, on (08) 9213 2059 or email AdePina@walga.asn.au

For further information please contact Mark Bondiotti on 9213 2040 or email mbondiotti@walga.asn.au

Mayor Cr David Goode nominated Cr Julie Brown. Cr Brown accepted the nomination

RESOLUTION

Moved: Cr Bronwyn Ife
Seconded: Mayor Greg Milner

That the South East Metropolitan Zone appoints Cr Julie Brown to be its representative on the CA07 Restricted Access Vehicle Operating Condition.

CARRIED

7.3 Department of Local Government, Sport and Cultural Industries – Zone Attendance

By Chantelle O'Brien, Zone Executive Officer

BACKGROUND

To continue with the Department of Local Government, Sport and Cultural Industries involvement with WALGA Zone meetings, a letter of correspondence has been received from the Zone Executive Officer to request a presentation at a future 2020 Zone meeting. Requesting for the Zone to consider providing feedback prior to each future meeting as to what topics that Zone would like to hear about.

A representative would then attend the next meeting and allow for a 10 minutes presentation to update the Zone on key issues and opportunities for the Zone as well as responses to the topics that the Zone has requested.

This will assist in keeping the topics responsive and relevant to the Zone and allowing time at each Zone meeting for a brief update and question time.

RESOLUTION

Moved: Cr Julie Brown
Seconded: Cr Tim Porter

That:

1. A Representative from the Department of Local Government, Sport and Cultural Industries attend the February 2020 Zone meeting and provide a 20 minutes presentation on relevant key projects;
2. A Representative from the Department of Local Government continue to attend the Zone meetings and provide a 10 minutes presentation on matters of interest at every meeting;
3. The Zone delegates provide topics of interest to the Zone Executive Officer prior to each meeting Agenda deadline to allow the Department to source information as required for the next meeting.

CARRIED

8. OTHER BUSINESS

Nil.

9. EXECUTIVE REPORTS

9.1 WALGA President's Report

Ms Lyn Fogg, WALGA representative tabled the President's Report.

Noted

9.2 State Councillor's report to the Zone

Cr Julie Brown, WALGA State Councillor presented on the previous State Council meeting.

Noted

9.3 Department of Local Government, Sport and Cultural Industries Representative Update Report.

Courtney Allen and Lance Sgro updated the Zone on matters included in the DLGSC update.

Please refer to the following link:

[Zone Update from DLGSC](#)

Noted

10. MEETING ASSESSMENT

Mayor Greg Milner provided feedback as to the effectiveness of the meeting.

11. DATE, TIME AND PLACE OF NEXT MEETING

RESOLUTION

Moved: Mayor Cr Ruth Butterfield
Seconded: Cr Emma Flynn

That the next ordinary meeting of the South East Metropolitan Zone be held on Wednesday, 26 February 2020 at the City of Armadale commencing at 6:00 pm.

CARRIED

12. CLOSURE

There being no further business the Chair declared the meeting closed at 7.52pm.