

01-005-03-0003



South East Metropolitan Zone

Minutes

28 August 2019

South East Metropolitan Zone

Hosted by the City of South Perth

Cnr Sandgate St & South Tce, South Perth

Wednesday 28 August 2019 commenced at 6:04 pm

Minutes

MEMBERS

2 Voting Delegates from each Member Council

City of Armadale	Mayor Henry Zelones OAM JP Cr Ruth Butterfield (DSC) Jason Lyon, Executive Director Corporate Services – non-voting delegate
City of Canning	Cr Ben Kunze – Deputy Chair
City of Gosnells	Cr Olwen Searle Cr Peter Abetz (Deputy) Mr Ian Cowie, Chief Executive Officer - non-voting delegate
City of South Perth	Mayor Sue Doherty - Chair Cr Greg Milner Mr Geoff Glass, Chief Executive Officer – non-voting delegate
Town of Victoria Park	Cr Bronwyn Ife Natalie Martin-Goode, Acting Chief Executive Officer – voting delegate
WALGA Secretariat	Lyn Fogg, Governance Advisor, Sector Support and Advice Amy Lin, Governance Advisor, Legislation and Member Resources
DLGSC Representative	Lisa Fanciulli, Executive Director Infrastructure Geneveve Giumelli, Senior Legislations and Strategy Officer
Guest Speakers	Nil.

APOLOGIES

City of Gosnells	Cr Julie Brown (SC)
City of Canning	Cr Sara Saberi
City of Canning	Mr Arthur Kyron Chief Executive Officer – non-voting delegate
Town of Victoria Park	Cr Brian Oliver (SC)
Town of Victoria Park	Anthony Vuleta, Chief Executive Officer

ANNOUNCEMENTS

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

Zone Delegates were 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

1. DEPUTATIONS

Nil

2. CONFIRMATION OF MINUTES

RESOLUTION

Moved: Cr Bronwyn Ife
Seconded: Cr Olwen Searle

That the Minutes of the meeting of the South East Metropolitan Zone held on 26 June 2019 be confirmed as a true and accurate record of the proceedings.

CARRIED

3. 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.

4. BUSINESS ARISING

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

Noted

5. STATE COUNCIL AGENDA - MATTERS FOR DECISION

5.1 Interim Submission - Draft Position Statement: Fibre Ready Telecommunications Infrastructure

RESOLUTION

Moved: Cr Ben Kunze
Seconded: Cr Greg Milner

That the Zone supports the WALGA Recommendation, subject to:

Recommendation 7 being modified to read:

7. *That the Position Statement be amended to specify that the conditions to be placed on a subdivision assigned responsibility to the WAPC rather than the Local Government – “arrangements being made to the satisfaction of the WAPC...”.*

CARRIED

5.2 Interim Submission on the WA Motorsport Strategy

RESOLUTION

Moved: Cr Olwen Searle
Seconded: Cr Peter Abetz

That the Zone supports the WALGA Recommendation.

CARRIED

5.3 Interim Submission on the State Strategy to Respond to the Abuse of Older People (Elder Abuse)

RESOLUTION

Moved: Cr Greg Milner
Seconded: Cr Ruth Butterfield

That the Zone supports the WALGA Recommendation.

CARRIED

5.4 WA Public Libraries Strategy Forum

RESOLUTION

Moved: Cr Ruth Butterfield
Seconded: Cr Bronwyn Ife

That the Zone supports the WALGA Recommendation.

CARRIED

5.5 Submission on the Draft Compliance and Enforcement Policy

RESOLUTION

Moved: Mayor Sue Doherty
Seconded: Cr Ruth Butterfield

That the Zone supports the WALGA Recommendation.

CARRIED

5.6 Submission on the Environmental Protection Authority's Greenhouse Gas Emissions Guidance

RESOLUTION

Moved: Mayor Henry Zelones
Seconded: Cr Bronwyn Ife

That the Zone supports the WALGA Recommendation.

CARRIED 6/3

5.7 Road Safety Strategy for WA Beyond 2020

RESOLUTION

Moved: Cr Ruth Buttefield
Seconded: Cr Bronwyn Ife

That the Zone supports the WALGA Recommendation.

CARRIED

5.8 Interim Submission - Revitalising Agricultural Region Freight Strategy

RESOLUTION

Moved: Mayor Sue Doherty
Seconded: Cr Ben Kunze

That the Zone supports the WALGA Recommendation.

CARRIED

5.9 Policy Templates: (1) Works in the Local Government Road Reserve; and (2) Events in the Local Government Road Reserve

RESOLUTION

Moved: Cr Ruth Butterfield
Seconded: Mayor Henry Zelones

That the Zone supports the WALGA Recommendation.

CARRIED

6. BUSINESS

6.1 Request to Present – Office of the Auditor General

By Executive Officer, Chantelle O'Brien

A request has been received from the Office of the Auditor General to attend the next South East Metropolitan Zone meeting on 27 November 2019.

A representative from the Office of the Auditor General, would like to provide an update on Local Government auditing so far including a look at some of their latest financial and performance audits.

RESOLUTION

Moved: Mayor Henry Zelones

Seconded: Cr Ben Milner

That a representative from the Office of the Auditor General attend the 27 November 2019 South East Metropolitan Zone meeting to provide an update on Local Government auditing so far including a look at some of their latest financial and performance audits.

CARRIED

7. OTHER BUSINESS

7.1 WALGA State Council Agenda Content

Zone Members held a general discussion regarding the content of WALGA State Council Agenda and noted that the current agenda contained a number of Interim Submissions, which only provide Zone's with the ability to make minor adjustments to wording.

Zone Members noted their discussions in a workshop held following the 26 June 2019 meeting, at which the Zone advised their preference for WALGA State Council agenda to focus on proactive strategies to influence State Government policy directions rather than just respond or react to State Government proposals.

Ms Lin left the meeting at 7.04pm and returned at 7.08pm.

7.2 Local Government Role in Building Control

Zone members discussed their concerns with the State Government's management of building control and safety issues and the role State Government was expecting Local Government to play, without appropriately legislative functions prescribed. Issues discussed included the combustible cladding issue, exploding glass and lead in water from imported brass plumbing fixtures.

The recent Office of the Auditor General (OAG) Report was also discussed, with the Zone noting that the OAG Report erroneously made recommendations regarding Local Government functions for monitoring and inspecting building works, which are not currently functions of Local Government (permit authorities) under the *Building Act 2011*.

Ms Fogg advised the Zone that WALGA wrote to the OAG several weeks ago requesting that their Report be corrected to remove comments that are not aligned with the actual role of Local Government under the *Building Act 2011*. The OAG has advised this week that a response will be provided shortly.

Ms Fogg also advised that WALGA State Council had resolved in March 2017 a 'Top Ten' Issues for improving the operation of the Building Act 2011, all of which align with and cover the majority of the Recommendations of the February 2018 Shergold Weir Report. WALGA met with the Minister for Commerce earlier this year to strongly advocate for legislative changes to support the State Government in better managing future safety issues with building products and for the WALGA Top Ten issues to be prioritise by the State Government for review of the Building Act 2011.

Zone members commented that community confidence in building standards was vital for the achievement of infill density targets.

Zone members also raised regarding the Builder's liability for the structural integrity of buildings being only six years, considering community expectations that the builder should be held liability for a longer period.

Zone members AGREED that Mr Ian Cowie consult with Ms Fogg to develop appropriate wording for a motion that will be circulated by 'flying minute' for Zone member's approval and inclusion in these minutes.

A draft motion was circulated by email on 30 August 2019 and was subject to amendments proposed by Mayor Cr Henry Zelones and Mayor Cr Sue Doherty, with the following amended motion proposed:

That WALGA Officers:

- 1. Continue to advocate for the "Top Ten issues" resolved by State Council in 2017 and prepare a State Council report detailing the current status of WALGA's advocacy on building safety, structural integrity and regulation issues;**
- 2. Consult with the sector to determine what the role of Local Government should be in building regulation control; and**
- 3. Develop an advocacy strategy on behalf of Local Governments for State Government to urgently prioritise legislative reform that addresses systemic failures that are eroding confidence in the safety and structural integrity of buildings in Western Australia.**

CARRIED

*For: Mayor Sue Doherty, Cr Greg Milner, Mayor Cr Henry Zelones, Cr Ruth Butterfield
Cr Olwen Searle, Cr Peter Abetz, Cr Ben Kunze, Cr Bronwyn Ife*

8. EXECUTIVE REPORTS

8.1 WALGA President's Report

The WALGA President or WALGA representative presented the President's Report.

Noted

8.2 State Councillor's report to the Zone

No WALGA State Councillor Report on the previous State Council meeting was presented as both State Councillors were apologies to this meeting.

Noted

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

The Department of Local Government, Sport and Cultural Industries representative, Lisa Fanciulli, Executive Director Infrastructure, updated the Zone on DLGSC issues.

Noted

9. MEETING ASSESSMENT

Cr Olwen Searle JP provided feedback as to the effectiveness of the meeting.

Noted.

10. DATE, TIME AND PLACE OF NEXT MEETING

RESOLUTION

Moved: Mayor Sue Doherty

Seconded: Cr Greg Milner

That the next ordinary meeting of the South East Metropolitan Zone be held on Wednesday 27 November 2019 at the Town of Victoria Park commencing at 6:00 pm.

CARRIED

11. CLOSURE

Mayor Henry Zelones, noted that this would be his last Zone meeting as he would not be re-nominating for election at the 2019 Local Government Elections, Mayor Zelones extended this thanks to the Zone members for their support over many years and wished the Zone continued success.

Ms Lyn Fogg also acknowledged Mayor Sue Doherty, who is also not re-nominating for election, extending appreciation for Mayor Doherty's chairmanship of the Zone. Ms Fogg also extended best wishes to all Elected Members who would be re-nominating for election and to Zone members for their contributions to the Zone meetings.

There being no further business the Chair declared the meeting closed at 7.26pm.