



Ordinary Council Meeting

AGENDA

Tuesday 25 Agenda 2020

NOTICE OF MEETING ORDINARY COUNCIL MEETING

Dear Councillors

Notice is hereby given that the next Ordinary Meeting of Council will be held in the Council Chambers, Administration Centre, 2 Railway Road, Kalamunda on **Tuesday 25 August 2020 at 6.30pm.**



Rhonda Hardy
Chief Executive Officer
20 August 2020



Our Vision

Connected Communities, Valuing Nature and Creating our Future Together

Core Values

Service We deliver excellent service by actively engaging and listening to each other.

Respect We trust and respect each other by valuing our differences, communicating openly and showing integrity in all we do.

Diversity We challenge ourselves by keeping our minds open and looking for all possibilities and opportunities.

Ethics We provide honest, open, equitable and responsive leadership by demonstrating high standards of ethical behaviour.

Aspirational Values

Creativity We create and innovate to improve all we do.

Courage We make brave decisions and take calculated risks to lead us to a bold and bright future.

Prosperity We will ensure our District has a robust economy through a mixture of industrial, commercial, service and home based enterprises.

Harmony We will retain our natural assets in balance with our built environment.

Our simple guiding principle will be to ensure everything we do will make Kalamunda socially, environmentally and economically sustainable

kalamunda.wa.gov.au

City of Kalamunda

Information for the Public Attending

Welcome to this evening's meeting. The following information is provided on the meeting and matters which may affect members of the public.

If you have any queries related to procedural matters, please contact a member of staff.

Ordinary Council Meetings – Procedures

1. Council Meetings are open to the public, except for Confidential Items listed on the Agenda.
2. Members of the public who are unfamiliar with meeting proceedings are invited to seek advice prior to the meeting from a City Staff Member.
3. Members of the public are able to ask questions at an Ordinary Council Meeting during Public Question Time.
4. To facilitate the smooth running of the meeting, silence is to be observed in the public gallery at all times, except for Public Question Time.
5. All other arrangements are in general accordance with Council's Standing Orders, the Policies and decision of the City or Council.

Acknowledgement of Traditional Owners

We wish to acknowledge the traditional custodians of the land we are meeting on, the Whadjuk Noongar people. We wish to acknowledge their Elders' past, present and future and respect their continuing culture and the contribution they make to the life of this City and this Region.

Emergency Procedures

Please view the position of the Exits, Fire Extinguishers and Outdoor Assembly Area as displayed on the wall of Council Chambers.

In case of an emergency follow the instructions given by City Personnel.

We ask that you do not move your vehicle as this could potentially block access for emergency services vehicles.

Please remain at the assembly point until advised it is safe to leave.

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1. **Official Opening**
2. **Attendance, Apologies and Leave of Absence Previously Approved**
3. **Public Question Time**
A period of not less than 15 minutes is provided to allow questions from the gallery on matters relating to the functions of Council. For the purposes of Minuting, these questions and answers will be summarised.
4. **Petitions/Deputations**
5. **Applications for Leave of Absence**
6. **Confirmation of Minutes from Previous Meeting**

That the Minutes of the Ordinary Council Meeting held on 28 July 2020, as published and circulated, are confirmed as a true and accurate record of the proceedings.

Moved:

Seconded:

Vote:

Statement by Presiding Member

"On the basis of the above Motion, I now sign the Minutes as a true and accurate record of the meeting of 28 July 2020"

7. **Announcements by the Member Presiding Without Discussion**
8. **Matters for Which the Meeting may be Closed**
9. **Disclosure of Interest**
- 9.1. **Disclosure of Financial and Proximity Interests**
 - a) Members must disclose the nature of their interest in matters to be discussed at the meeting. (Section 5.56 of the *Local Government Act 1995*.)
 - b) Employees must disclose the nature of their interest in reports or advice when giving the report or advice to the meeting. (Section 5.70 of the *Local Government Act 1995*.)
- 9.2. **Disclosure of Interest Affecting Impartiality**
 - a) Members and staff must disclose their interest in matters to be discussed at the meeting in respect of which the member or employee had given or will give advice.

10. Reports to Council

10.1. Development Services Reports

10.1.1. Proposed Amendment No.103 - Lot 613 (4) Varley Street, Lesmurdie -
Reclassifying to 'Civic and Community' Local Scheme Reserve

Declaration of financial / conflict of interests to be recorded prior to dealing with each item.

Previous Items	OCM 25/2020
Directorate	Development Services
Business Unit	Approval Services
File Reference	PG-LPS-003/103
Applicant	TPI Planning
Owner	State of Western Australia

Attachments	1. Scheme Amendment Applicant Report [10.1.1.1 - 64 pages]
	2. Development Application Plans [10.1.1.2 - 7 pages]
	3. Development Application Applicant Report [10.1.1.3 - 16 pages]
	4. Late Submission from St Ives [10.1.1.4 - 4 pages]

TYPE OF REPORT

- Advocacy When Council is advocating on behalf of the community to another level of government/body/agency
- Executive When Council is undertaking its substantive role of direction setting and oversight (e.g. accepting tenders, adopting plans and budgets)
- Information For Council to note
- Legislative Includes adopting Local Laws, Town Planning Schemes and Policies. When Council determines a matter that directly impacts a person's rights and interests where the principles of natural justice apply. Examples include town planning applications, building licences, other permits or licences issued under other Legislation or matters that could be subject to appeal to the State Administrative Tribunal

STRATEGIC PLANNING ALIGNMENT

Kalamunda Advancing Strategic Community Plan to 2027

Priority 1: Kalamunda Cares and Interacts

Objective 1.1 - To be a community that advocates, facilities and provides quality lifestyles choices.

Strategy 1.1.1 - Facilitates the inclusion of the ageing population and people with disability to have access to information, facilities and services.

Strategy 1.1.2 - Empower, support and engage and with young people, families and our culturally diverse community.

Strategy 1.1.3 - Facilitate opportunity to pursue learning.

Priority 1: Kalamunda Cares and Interacts

Objective 1.2 - To provide a safe and healthy environment for community to enjoy.

Strategy - 1.2.3 Provide high quality and accessible recreational and social spaces and facilities.

Priority 1: Kalamunda Cares and Interacts

Objective 1.3 - To support the active participation of local communities.

Strategy 1.3.1 - Support local communities to connect, grow and shape the future of Kalamunda.

Priority 3: Kalamunda Develops

Objective 3.1 - To plan for sustainable population growth.

Strategy 3.1.1 - Plan for diverse and sustainable housing, community facilities and industrial development to meet changing social and economic needs.

Priority 4: Kalamunda Leads

Objective 4.2 - To proactively engage and partner for the benefit of community.

Strategy 4.2.1 - Actively engage with the community in innovative ways.

EXECUTIVE SUMMARY

1. The purpose of this report is for Council to consider the adoption of Local Planning Scheme Amendment No.103 (Amendment 103) to Local Planning Scheme No. 3 (Scheme) for the purposes of public advertising.
2. Amendment 103 proposes to amend the Scheme by:
 - a) Deleting 'PART 3 –RESERVES' in its entirety and inserting a new 'PART 3 – RESERVES' consistent with the 'Model Provisions for Local Planning Schemes' contained in the *Planning and Development (Local Planning Schemes) Regulations 2015*.
 - b) Reclassifying Lot 613 Varley Street, Lesmurdie (known as Reserve 29190) from a 'Local Open Space' local scheme reserve to a 'Civic and

Community' local scheme reserve as depicted on the Scheme Amendment Map.

- c) Introducing a new 'Civic and Community' local scheme reserve on the Scheme Map legend.
 - d) Insert new provisions to allow for 'additional uses for local reserves' consistent with the 'Model Provisions for Local Planning Schemes' contained in the *Planning and Development (Local Planning Schemes) Regulations 2015* and list additional uses for Lot 613 Varley Street, Lesmurdie (known as Reserve 29190).
 - e) Re-number Tables and references to Tables throughout the Scheme Text and update the Table of Contents to reflect this amendment.
3. Preliminary advertising was undertaken in accordance with Local Planning Policy 11 – Public Notification of Planning Proposals. One late submission was received to the amendment which provided comment to the future development planned for the site.
 4. It is recommended Council adopt Amendment 103 for the purposes of public advertising, subject to modifications

BACKGROUND

5. **Locality Plan:**



6. **Land Area:** 3701m²
Local Planning Scheme Zone: Local Open Space
Metropolitan Region Scheme Zone: Urban

7. The subject site (Lot 613 (4) Varley Street, Lesmurdie) is 3701m² in area and is bounded by Varley Street, Pax Hill Reserve (Nature Playground), Girl Guides Hall, Sanderson Road Centre and St Ives Retirement Village.
8. Under the Scheme, the subject site is currently reserved 'Local Open Space' and is a crown title reserve which was vested to the Lesmurdie Baptist Church on 18 March 1997 for the purpose of 'Church Purposes – Community and Recreational facility'.
9. Lesmurdie Community Care, a related entity to Lesmurdie Baptist Church, has submitted a development application to the City of Kalamunda to construct a multi-purpose community building on the subject site (See Attachments 2 & 3).
10. The multi-purpose building includes facilities for mentoring/counselling, Mothers Groups, Fathers Groups, Seniors Hub, Food Bank/Practical Crisis assistance, Mental Health First Aid Courses, Meeting space for Clarege Retirement Village Residents, an office for Clarege Retirement Village Manager, an office for a Financial Assistance Manager, café and training room/hall space which can be used for community activities.
11. In addition, the community building is intended to be used for temporary medical and specialist practitioners to provide affordable medical services (particularly for aged persons in the immediate locality). These services would be for short periods of 4-5weeks at a time with a maximum of 2 practitioners at any one time. Services would include podiatry, physiotherapy and Dietetics.
12. The development application is currently being assessed under the current local open space reserve classification, with the intent that the proposed Scheme amendment will formalise the proposed use under the Scheme.

DETAILS AND ANALYSIS

13. In light of the proposed multi-purpose community building and the designated purpose of the reserve being for 'Church Purposes – Community and Recreational Facility', the existing Local Open Space Reserve is no longer consistent with the designation and use of the site. Accordingly, a scheme amendment has been submitted to amend the zoning to 'Civic and Community Reserve' and render the reserves portion of the scheme consistent with the 'Model Provisions for Local Planning Schemes' (Model Provisions) in the *Planning and Development (Local Planning Schemes) Regulations 2015* (LPS Regulations 2015).
14. The City is currently in the process of preparing a new Local Planning Strategy and, subsequently, a new Local Planning Scheme No.4 (LPS4).

Amendment 103 proposed to include other administrative modifications to the Scheme to align it with the Model Provisions noting that the Scheme was prepared before the establishment of the Model Provisions in 2015.

15. The preparation of LPS4 is scheduled and as such, making significant modifications to the existing Scheme to align it with the Model provisions at this time may create unintended inconsistencies and incompatibilities within the Scheme. During the preparation of LPS4, the Scheme will be comprehensively reviewed in its totality and prepared in accordance with the Model Provisions contained within the LPS Regulations 2015. It is not considered appropriate to make significant administrative amendments to the existing Scheme to align it with the Model Provisions in the context of the comprehensive review underway as part of LPS4.
16. In accordance with Local Planning Policy 18 – Requirements of Local Planning Scheme Amendments (LPP18), all applications for scheme amendments must be accompanied by a Land Use Scoping Statement and Master Plan. These documents must be submitted to provide the City with some comfort surrounding the future use of the site, when considering applications for a change in zoning or land use permissibility.
17. In this instance, a development application has been submitted concurrent with the application to amend the zoning of the site to ‘Civic and Community’. The documentation provided with the development application (see attachments 2 and 3), addresses the requirements of LPP 18 and satisfies all elements to be addressed by the Land Use Scoping Statement and Master Plan as follows:

LPP 18 – Elements to be Addressed	Submitted Development Application
Scale and Intensity of Use – types of proposed activities, hours of operation and number of people likely to occupy the development.	As listed in the applicant's report (attachment 3) the estimated number of visitors is 114 including staff and the hours of operation vary for each community group using the facility.
Streetscape – Impact on the streetscape/immediate area.	The proposed community centre is setback in excess of 9.0m from the street and is consistent with the existing streetscape of the Lesmurdie Baptist Church
Tree Preservation – extent subsequent future development will impact existing vegetation. Where trees are to be removed, details to be annotated on site plan.	The submitted plans are overlaid over the existing vegetation and trees being retained have been annotated on the submitted floor plans

Open Space – extent of site to be maintained as open space.	The proposed community centre is not subject to an open space requirement under the scheme.
Site Limitation/Constraints – Outline any limitations on the development of the land.	The proposal has been designed to retain an existing significant tree within the proposed ‘fenced play area’ at the rear of the development.
Prevailing Amenity – amenity impacts that could arise from approval of the application including traffic, parking or noise.	The City has not requested a noise impact assessment as part of the development assessment process as there is not seen to be a land use conflict. Traffic and Parking assessments have both been requested from the City’s engineers.
Location of Building - Indicative location of proposed buildings.	See attachment 2 for a copy of the proposed community centre plans
Incidental and Additional Uses - Likely additional uses	As listed in the applicant's report (Attachment 3), the intended incidental uses to community purpose include, consulting rooms and café/restaurant.
Concept Drawings - conceptual drawing of the property including staging	See attachment 2 for a copy of the proposed community centre including proposed staging and future development
Traffic Assessment - preliminary traffic impact assessment to be provided	A traffic impact assessment has been requested by the City’s engineers as part of the development assessment process.
Effluent Disposal - Effluent Management Statement to be submitted if not connected to sewer	The proposal has been assessed by the City’s Environmental Health Officers as part of the development assessment process, and relevant conditions have been recommended.
Stormwater Disposal - statement/plan to be submitted	The City’s engineers have recommended a conditions on the development application to ensure stormwater is disposed of appropriately.
Car Parking - preliminary statement/plan to be submitted	A carparking assessment has been requested by the City’s engineers

	as part of the development assessment process.
Bushfire Management - Dependant on the anticipated outcomes, a Bushfire Attack Level Assessment or Bushfire Management Plan may be required	A bushfire management plan has been submitted with the development application for a community centre.
Noise Management – May be required where the City deems a proposed land use may conflict with the surrounding land uses.	The City has not requested a noise management assessment, as there is not considered to be a land use conflict.

- 19. Therefore, the City has not requested a formal Land Use Scoping Statement or Master Plan, as the future development of the site has been clearly demonstrated through the submitted development application and the requirements of LPP 18 have been addressed.
- 20. Considering the above, the City is supportive of progressing the proposed amendment subject to the removal of parts 1, 4 and 5 from Amendment 103. The retention of parts 2 & 3 will enable the designated use of the reserve to be rendered consistent with the zoning of the land and will facilitate the future development in accordance with the development application for the multi-purpose community centre currently with the City for assessment.

APPLICABLE LAW

- 21. **Planning and Development (Local Planning Schemes) Regulations 2015**
 - Regulation 34 – terms used to describe a Basic, Standard or Complex amendment
 - Regulation 35 cl (1) – requires a resolution of the local government adopt or refuse to adopt to amend a local planning scheme
 - Regulation 35 cl (2)(a) – the resolution must specify whether the amendment is a basic, standard or complex
 - Regulation 35 cl (2)(b) – need to include an explanation as to why the amendment is classified either a basic, standard or complex.
 - Regulation 37 – Resolution to proceed to advertise complex amendment
 - Regulation 47 – Resolution to proceed to advertise standard amendment

22. **Planning and Development Act 2005**

Section 81 and 82 – the amendment must be referred to the Environmental Protection Authority for their comments prior to advertising.

23. **City of Kalamunda Local Planning Scheme No.3**

Under the provisions of the Scheme the site is currently zoned reserve – public open space. Under clause 3.4 of the Scheme:

'a person must not -

a) use a Local Reserve; or

b) commence or carry out development on a Local Reserve.

Without first having obtained planning approval under Part 9 of the Scheme'.

APPLICABLE POLICY

24. **State Planning Policy 3.7 - Planning in Bushfire Prone Areas**

Clause 6.3 of SPP 3.7 sets out the information required to accompany higher order strategic planning documents. Consistent with clause 6.3, a Bushfire Management Plan has been submitted with the proponent's request to amend the Scheme.

25. **Local Planning Policy 18 – Requirements of Local Planning Scheme Amendments**

Local Planning Policy 18 (LPP18) requires a 'Land Use Scoping Statement' and 'Master Plan' be submitted with a scheme amendment. These documents are intended to provide the City with a level of background information addressing land use planning and to provide Council with a greater level of detail regarding intended outcomes. In this instance the submitted development application for a multi-purpose community building satisfies the policy requirements of LPP18 as discussed in details and analysis above.

STAKEHOLDER ENGAGEMENT

26. **Internal Referrals**

The proposed change of zoning was referred to all internal departments at the City and no concerns regarding the amendment were raised.

27. **Preliminary Advertising**
Preliminary community consultation was undertaken in accordance with Local Planning Policy 11 – Public Notification of Planning Proposals. Letters were sent to landowners and occupiers within a 200m radius from the subject site and a notification was posted on the City's Website. During the 14 day consultation period, no comments were received from the community during the consultation period.
28. Following the closure of the advertising period a late submission was received from St Ives Lesmurdie (See Attachment 4). The concerns of the submission can be summarised as follows:
- a) Potential noise impacts from the 'future shed', 'future half basketball court', potential evening events and movement on the firebreaks in proximity to the St Ives units;
 - b) Potential light spill impacts from 'future half basketball court';
 - c) Potential increased traffic & vehicle parking in the area;
 - d) Potential security concern for units which are in proximity to the fire break between St Ives and the subject lot;
 - e) Potential disruption to the current quiet living environment enjoyed by residents and residents of surrounding aged care facilities;
 - f) Potential impact to the existing café at Sanderson Road shops if another cafe was to open in the area; and
 - g) General concerns over some of the support services proposed.
29. The above concerns submitted by St Ives will be addressed through the development application process where noise impacts, traffic impacts, built form impacts and land use impacts are considered, and amendments are requested accordingly. It should be noted that both the half basketball court and shed are 'future proposed' and will be part of a separate development application process which affected landowners will have the opportunity to comment on.
30. **External Referrals**
Should Council resolve to adopt Amendment No.103 for the purpose of advertising, it will be submitted to the Environmental Protection Authority for comment and then advertised in accordance with the requirements of the Regulations and Local Planning Policy 11 (as amended) as a standard amendment.
31. The advertising period will be for a minimum of 42 days and will include but not be limited to:
- a) issuing letters to landowners affected by the Amendment and those
 - b) within a 300-metre radius of the subject site;

- c) a notice on the City's media platform;
- d) a notice in the local newspaper;
- e) display of the Amendment at the City's Administrative Centre;
- f) letters to relevant public and service authorities; and
- g) signage on site.

32. Should the City resolve to adopt Scheme Amendment No.103 for the purpose of public advertising, the community and relevant public authorities will be provided an opportunity to outline their concerns and for these concerns to be addressed through the planning process when the Amendment is brought back to Council for final approval.

FINANCIAL CONSIDERATIONS

33. Council previously approved a 50% reduction in fees for the scheme amendment (OCM 25/2020). Accordingly, 50% of the costs of the amendment will be borne by the Applicant and the remaining 50% covered by the City.

SUSTAINABILITY

Social Implications

34. Lesmurdie Community Care (LCC) is an entity which is active in trying to meet the needs of the local community and provide opportunities for people who may need additional support. The proposed rezoning of the site would facilitate a community centre which benefits the local community.

Economic Implications

35. Nil

Environmental Implications

36. The proposed rezoning has no environmental implications. With regard to future development, LCC has liaised with the Friends Group – Friends of Pax Hill to ensure vegetation worthy of retention is retained. This includes a significant tree being maintained in the future fenced play area.

RISK MANAGEMENT

37. **Risk:** The proposed scheme amendment is not supported by Council and the existing zone may restrict development on site consistent with the designated purpose of the reserve.

Consequence	Likelihood	Rating
Moderate	Unlikely	Low
Action/Strategy		
Council supports the proposed scheme amendment subject to modification.		

CONCLUSION

- 38. Amendment No.103 is consistent with the applicable strategic and statutory planning framework and will remove an anomaly under the scheme where the designated purpose for a reserve is not consistent with the reserve zone.
- 39. Having regard to the above, it is recommended that Council adopts Scheme Amendment No. 103 for the purpose of public advertising subject to modification.

Voting Requirements: Simple Majority

RECOMMENDATION

That Council:

- 1. ADOPT proposed Local Planning Scheme Amendment 103 to Local Planning Scheme No.3 for Lot 613 (4) Varley Street, Lesmurdie in accordance with Attachment 1, pursuant to Section 75 of the *Planning and Development Act 2005* for the purposes of public advertising subject to the following modification:

Remove the following parts from Amendment 103:

- (1) *Deleting 'PART 3 –RESERVES' in its entirety and inserting a new 'PART 3 – RESERVES' consistent with the 'Model Provisions for Local Planning Schemes' contained in the Planning and Development (Local Planning Schemes) Regulations 2015.*
- (4) *Insert new provisions to allow for 'additional uses for local reserves' consistent with the 'Model Provisions for Local Planning Schemes' contained in the Planning and Development (Local Planning Schemes) Regulations 2015 and list additional uses for Lot 613 Varley Street, Lesmurdie (known as Reserve 29190).*

(5) *Re-number Tables and references to Tables throughout the Scheme Text and update the Table of Contents to reflect this amendment.*

2. CONSIDER Amendment 103 to Local Planning Scheme No.3 as a standard amendment under clause 35 (2) of the *Planning and Development (Local Planning Schemes) Regulations 2015*, for the following reasons:
 - a) The amendment would have minimal impact on land in the scheme area that is not the subject of the amendment; and
 - b) The amendment does not result in any significant environmental, social, economic or governance impacts in the scheme area.
3. AUTHORISE the advertising of amendment 103 to Local Planning Scheme No.3 for public comment for a period of 42 days in accordance clause 47 of the *Planning and Development (Local Planning Schemes) Regulations 2015* and sections 81 and 82 of the *Planning and Development Act 2005*.
4. FORWARD proposed Scheme Amendment No.103 to Local Planning Scheme No.3 to the Environmental Protection Authority for comment pursuant to sec 81 of the *Planning and Development Act 2005*.

10.1.2. Proposed Amendment No.104 - Various Lots - Cambridge Reserve Community Enhancement Project

Declaration of financial / conflict of interests to be recorded prior to dealing with each item.

Previous Items	OCM240/2017 and OCM21/2019
Directorate	Development Services
Business Unit	Strategic Planning
File Reference	CM-01/012
Applicant	City of Kalamunda
Owner	State Government – Crown Land

Attachments	1. Cambridge Reserve Summary Report with Technical Appendices [10.1.2.1 - 525 pages]
	2. City of Kalamunda - Local Planning Scheme No. 3 - Amendment No. 104 [10.1.2.2 - 5 pages]

TYPE OF REPORT

- Advocacy When Council is advocating on behalf of the community to another level of government/body/agency
- Executive When Council is undertaking is substantive role of direction setting and oversight (e. g. accepting tenders, adopting plans and budgets)
- Information For Council to note
- Legislative Includes adopting Local Laws, Town Planning Schemes and Policies. When Council determines a matter that directly impacts a person's rights and interests where the principles of natural justice apply. Examples include town planning applications, building licences, other permits or licences issued under other Legislation or matters that could be subject to appeal to the State Administrative Tribunal

STRATEGIC PLANNING ALIGNMENT

Kalamunda Advancing Strategic Community Plan to 2027

Priority 3: Kalamunda Develops

Objective 3.1 - To plan for sustainable population growth.

Strategy 3.1.1 - Plan for diverse and sustainable housing, community facilities and industrial development to meet changing social and economic needs.

Priority 3: Kalamunda Develops

Objective 3.2 - To connect community to quality amenities.

Strategy 3.2.1 - Optimal management of all assets.

EXECUTIVE SUMMARY

1. The purpose of this report is for Council to consider the adoption of:
 - a) Cambridge Reserve revised Concept Plan Options 1 and 2 (Attachment 1); and
 - b) Amendment 104 to Local Planning Scheme No. 3 (LPS3) which proposes to transfer approximately 3.85 hectares of Local Scheme Reserve - Local Open Space to the Urban Development zone (Attachment 2);for the purposes of public advertising.
2. Amendment 104 is proposed to facilitate the Cambridge Reserve Community Enhancement Project (Cambridge Reserve Project) which will deliver high quality local open space improvements, an aged care facility, residential development, roads and supporting infrastructure.
3. It is recommended that the Council adopt the Amendment 104 and the revised concept plans for public advertising.

BACKGROUND

4. Locality Plan:



5. Cambridge Road Reserve is approximately 8.9ha (89,397m²) in size located approximately 500m south-east of the Forresterfield District Centre.

The site comprises seven lots owned by the Crown and managed by the City of Kalamunda. The site is zoned Urban under the Metropolitan Region Scheme (MRS) and Local Scheme Reserve – Local Open Space under LPS 3.

6. The Cambridge Reserve Concept Plan was adopted by the Council at the 26 February 2019 Ordinary Council Meeting (OCM21/19). On 27 Feb 2019, the City forwarded the concept plan to the Department of Planning, Lands and Heritage (DPLH) requesting the initiation of the public open space transfer process in accordance with State Government administrative policy formerly referred to as 'Section 20A / Section 152 of the Public Recreation Disposal Guidelines'.
7. In March 2019, the DPLH reviewed the project information and wrote to the City outlining concerns regarding the survey methodology outlined under a previous Level 2 Flora and Vegetation Survey (December 2012) and environmental values on the north-eastern portion of the site, on the advice of the Department of Biodiversity, Conservation and Attractions (DBCA).
8. The City has since engaged an independent environmental consultant to carry out a further flora survey and floristic community type (FCT) analysis in Spring 2019. At the same time, further technical studies commenced. The following list summarises the technical reports completed:
 - a) Flora Survey and FCT Analysis;
 - b) Preliminary Environmental Management Plan;
 - c) Geotechnical Report;
 - d) Water Modeling and Local Water Management Strategy;
 - e) Bushfire Management Plan;
 - f) Revised Concept Design - Options 1 and 2;
 - g) Revised Summary Report;
 - h) Revised Technical Note;
 - i) Revised Landscaping Costings; and,
 - j) Infrastructure and Servicing Report.
9. The flora survey completed in 2019 confirmed the presence of a Threatened Ecological Community (TEC) in the north-east portion of the site. The concept plan was subsequently re-designed to avoid and protect the TEC. Further liaison with the DBCA has confirmed that the additional flora survey, together with a revised Concept Design has clarified the issue to the satisfaction of the DBCA.
10. Revised Concept Plans 1 and 2 were developed (Attachment 1) which can be adapted depending on the preferred lot size of an aged care provider

and maintain flexibility. The following summarises the key difference between the two options:

- a) Option 1 incorporates a 1.5ha aged care site;
- b) Option 2 incorporates a 1ha aged care site with a road connecting Mallow Way to the new centrally located road proposed in the Concept Plan. This option also proposes additional potential for residential lots to the north-east of the aged care site.

The revised concept plans are proposed to be advertised as part of the statutory advertising process required for Amendment 104.

11. **Work-To-Date**

After the identification of Cambridge Reserve in 2011, through a lands study undertaken by the City, as being suitable for a portion to be transferred to facilitate improvements, the City undertook preliminary technical studies in 2012 and 2013 which found that some portions of the site are suitable for development. On this basis, the City progressed with preliminary community consultation and developed concepts. The preliminary consultation process indicated the community were not receptive to the proposal and the process was discontinued at the time.

12. Since the initial investigations and consultation in 2012 and 2013, the City has undertaken several strategic investigations including the development of an Aged Accommodation Strategy 2016.

13. The City's Aged Accommodation Strategy 2016 included the following key recommendations:

- a) The City should not directly undertake Aged Care developments;
- b) The City should utilise government assets to encourage retirement living and aged care developments;
- c) Encourage the expansion of existing providers and shared facilities; and,
- d) Prioritise sites close to existing services and amenities.

14. During the Council's consideration of the Aged Accommodation Strategy 2016, the document was referred to the City's Aged Care Advisory Committee (Committee) and the following (summarised) comments were provided for the Council's consideration:

- a) The City should provide land at minimal cost to appropriate developers to encourage retirement and aged care facilities.

- b) The City has a role in monitoring and stimulating service providers to develop in the City. The City should look at barriers to entry and eliminate red tape wherever possible.
15. In response to this strategic direction and comments received from the Committee, the City reviewed the objectives of the Cambridge Reserve development project. In doing this, the City identified an opportunity to action some of the recommendations of the Aged Accommodation Strategy and deliver broader community outcomes by delivering a mixture of residential, aged accommodation and improved public open space (POS) areas on the site.
16. In 2017 and 2018, the City revisited the project and engaged planning and design consultants Urbis to revise the concept with the intent of providing an aged care component to the project and revise the concepts for landscape improvements which are less maintenance intensive and more sympathetic to the natural environment.
17. In February and March 2018, the City undertook preliminary community consultation to determine the key values that Cambridge Reserve holds for the community and the key themes of enhancement that the community desires. Preliminary consultation included an onsite workshop, a survey, an information stall at Forrestfield Shopping Centre, and a call for written submissions.
18. The outcomes from the preliminary consultation informed the preparation of a draft concept plan; which included an aged care site, retained bushland, landscaping upgrades, playground, over 55's accommodation and residential lots.
19. Public advertising was undertaken for the draft concept plan between July and August 2018 and included a community workshop, survey, information stalls at Forrestfield Shopping Centre and Forrestfield Library and a request for submissions. A draft concept plan was also workshopped with the City's technical staff.
20. The concept plan was endorsed by Council at the Ordinary Council Meeting held on 26 February 2019 and it was resolved to progress further technical studies and initiate the land transfer process.
21. In February 2019, the City requested comment from the DPLH on the adopted concept plan. The DPLH and the DBCA responded in March 2019 with some concerns relating to the methodology and results of the flora surveys prepared during previous investigations 2012 and 2017.

22. In response, the City engaged an independent consultant to undertake a third flora and fauna survey in Spring 2019. At the same time, consultants were engaged to undertake the following technical studies:
- a) Environmental Management Plan including the flora/fauna survey and Floristic Community Type (FCT) Analysis;
 - b) Water Modelling Report and Local Water Management Strategy;
 - c) Geotechnical Report;
 - d) Bushfire Management Plan;
 - e) Infrastructure and Servicing Report;
 - f) Landscaping Cost Estimates; and
 - g) A revised concept plan to address the findings of the additional technical studies.

The additional technical studies are provided in Attachment 1.

23. In summary, the results of the technical studies found two main constraints:
- a) The capacity of the existing seasonal drainage sump is insufficient and needs to be increased to account for a 1 in 100 year flood level to service the development envisaged through the revised concept plan; and
 - b) The three areas of TEC were present onsite; two were identified as 3c – Forrestfield Complex and one was identified as 20a – Banksia Woodland.
24. The concept plan that was first adopted by the Council in February 2019 was subsequently re-designed, to account for the new information, to respond to the additional technical studies (Attachment 1). Key aspects of the revised concept plan include:
- a) Aged Care Site with an option of 1ha or 1.5ha.
 - b) Retention, protection, and enhancement of the TEC.
 - c) Implementation of buffers which extend the TEC protection zone and act as low fuel load managed parkland for bushfire setbacks.
 - d) Drainage sump reconfigured into a constructed wetland utilising Water Sensitive Design Principles.
 - e) Playground relocated and increased in size. Half basketball court added to cater for a wider variety of age groups.
 - f) Comprehensive path network featuring nature-play, exercise equipment, sensory experiences, signage, and seating areas.
 - g) Development area reconfigured to avoid the TEC resulting less impact on existing residents to Mallow Way and York Street/Cambridge Reserve.

- h) Development area includes reclaimed land because of drainage re-configuration to utilise land already cleared.
- i) A proposed northern drainage basin and road extension located under the power easement located north-east of the site.
- j) Residential lots ranging between (225m² - 642m²) overlooking the local open space.

DETAILS AND ANALYSIS

- 25. The LPS3 Amendment proposes to rezone a 3.47ha (34,675.58m²) portion of the site to the Urban Development zone to facilitate the Cambridge Reserve Project. The balance of the site is proposed to remain as a Local Reserve - Local Open Space.
- 26. The LPS3 provides the following objectives for the Urban Development zone:
 - a) To provide orderly and proper planning through the preparation and adoption of a Structure Plan setting the overall design principles for the area.
 - b) To permit the development of land for residential purposes and for commercial and other uses normally associated with residential development.
- 27. The proposed Amendment 104 will facilitate the preparation of a Local Structure Plan (LSP) which will be prepared in the second half of 2020 to be considered concurrently with Amendment 104. It is noted that the technical studies necessary to prepare an LSP have been undertaken which will facilitate a timely LSP determination.
- 28. The proposal is considered a Standard amendment for the following key reasons:
 - 1. The amendment is consistent with the City of Kalamunda Local Planning Strategy 2010 (Endorsed by the WAPC in 2013) strategic action to provide housing for the ageing population with an initiative to rezone land for well-located aged care facilities.
 - 2. The amendment is consistent with the Metropolitan Region Scheme Urban zone, that provides for areas in which a range of activities are undertaken including residential, commercial, and recreational land uses.
 - 3. The amendment would have minimal impact on land in the scheme area that is not the subject of the amendment.
 - 4. The amendment is not a complex or basic amendment.

29. In 2016, the former Department of Lands (now DPLH) advised that the site is capable of being transferred under Section 20A / 152 of the Public Recreation Disposal Guidelines subject to specific criteria being met, including community engagement. The City is currently working through the details of the land transfer process with the DPLH based on the advice received.
30. The City, through the concept development process has satisfied the criteria advised by the then Department of Lands (now DPLH), this included but is not limited to:
- a) Sign post the affected reserve to indicate the change.
 - b) Advertise the proposal in a local newspaper.
 - c) Notify landowners by mail and outline the feedback received.
 - d) Provide a summary of the results to the DPLH.
 - e) Provide DPLH with details and evidence of the level of public consultation undertaken together with the results.
 - f) Provide DPLH with comments from the DPLH – Land Use Planning division.
31. Initial feedback from a Council Strategic Briefing Session in May 2020 found that further consultation with aged care providers was required to determine the size of the aged care site. The revised concept plans, Options 1 and 2, allow for flexibility to have a 1.5ha or 1ha aged care site depending on market demand, which can be addressed later during preparation of a Structure Plan and be informed with an Expressions of Interest from the market and further detailed information relevant to the transfer. The following table provides a comparison between the revised Cambridge Reserve Concept Plan Option 1 and 2:

	Option 1	Option 2
Age Care site	1.5ha (17%*)	1 ha (11%*)
Local Open Space	5.14ha (58%*)	5.14ha (58%*)
Residential lots	34 lots 1.16ha (13%*)	42 lots 1.45ha (16%*)
Roads	1.1ha (12%*)	1.31ha (15%*)

**Approximate percentage based on 8.9ha site area of Cambridge Reserve*

32. The proposed LPS3 Amendment is not impacted whether the preference of Council or the market is for Option 1 or 2 or even an alternative option that may come about as a result of advertising. As a result of the technical studies undertaken for the site, it is evident that there is a defined segment of the site that is suitable for development and this is reflected in the proposed LPS3 amendment. Deferring the detail of the urban layout

to a Structure Plan enables the City to obtain certainty in terms of the development of the land through a rezoning and allowing for further information to be provided through an expression of interest in the development of the land from the market. Once those expressions are received, the Structure Plan may be tailored within the confines of the principles of the plan accordingly.

33. The proposed LPS3 Amendment is the next step in initiating the land transfer process as approved by Council in February 2019. The proposed amendment is seeking to change a 3.47ha (34,675.58m²) portion currently Local Open Space reserve to the Urban Development zone. Note that the proposed urban development zone is 3.3ha (32,786m²) plus a 0.19ha (1,889.58m²) portion within the Western Power easement for a proposed road reserve to be created to the north east, which in total equates to the total area of 3.47ha (34,675.58m²) of proposed urban development area.

APPLICABLE LAW

34. *The Planning and Development Act 2005* states that if a local government resolves to prepare a standard amendment to a local planning scheme under regulation 35(1) the local government must prepare a notice for the WAPC giving reasons for consideration as a standard amendment prior to undertaking public advertising.
35. *The Planning and Development (Local Planning Schemes) Regulation 2015*; Part 5, Div.1, s34 outlines the reasons the proposal is considered a standard local planning scheme amendment. In summary the applicable reasons the proposed scheme amendment is considered a standard amendment, is because it is:
- a) The amendment is consistent with the City of Kalamunda Local Planning Strategy 2010 (Endorsed by the WAPC in 2013) strategic action to provide housing for the ageing population with an initiative to rezone land for well-located aged care facilities.
 - b) The amendment is consistent with the Metropolitan Region Scheme Urban zone, that provides for areas in which a range of activities are undertaken including residential, commercial, and recreational land uses.
 - c) The amendment would have minimal impact on land in the scheme area that is not the subject of the amendment.
 - d) The amendment is not a complex or basic amendment.
36. The *Lands Administration Act 1997* outlines the process for transfer of Crown land in fee simple.

APPLICABLE POLICY

37. The Western Australian Planning Commission (WAPC) Development Control Policy 2.3 – Public Open Space in Residential Areas outlines the process for ceding public open space because of subdivision. The policy recognises that there may be occasions where discretion is warranted in the operation of the policy to secure better land utilisation for public benefit (Part 4.1.2).
38. In 2016, the former Department of Lands (now DPLH) advised that the site is capable of being transferred under Section 20A / 152 of the Public Recreation Disposal Guidelines subject to specific criteria being met, including community engagement. The City is currently working through the details of the land transfer process with the DPLH based on the advice received.
39. The City, through the concept development process has satisfied the criteria advised by the then Department of Lands (now DPLH), this included but is not limited to:
- a) Sign post the affected reserve to indicate the change.
 - b) Advertise the proposal in a local newspaper.
 - c) Notify landowners by mail and outline the feedback received.
 - d) Provide a summary of the results to the DPLH.
 - e) Provide DPLH with details and evidence of the level of public consultation undertaken together with the results.
 - f) Provide DPLH with comments from the DPLH – Land Use Planning division.

STAKEHOLDER ENGAGEMENT

40. In accordance with the *Planning and Development (Local Planning Schemes) Regulations 2015*, should Council adopt the proposed LPS3 Amendment for public advertising, the local government must undertake consultation for no less than 42 days (s.47(4)). Starting from the day notification is published in the local newspaper, advertising is to include:
- a) A notice in a local newspaper.
 - b) Make a copy available in the office of the local government.
 - c) Provide a copy to each local government authority likely affected by the proposal; and
 - d) Publish a copy of the notice and amendment on the website.
41. The City's Local Planning Policy 11 – Public Notification of Planning Proposals states a Standard Local Planning Scheme Amendment is to be advertised for a minimum of 42 days and include letters to surrounding landowners.

FINANCIAL CONSIDERATIONS

42. Cost of advertising for the proposed LPS3 Amendment is to be met through existing Development Services budget allocation for advertising and promotions.
43. The cost of technical studies to date have been met by the previous annual municipal budget approved by Council. Should the project be recommended to progress, it is likely to result in a need for further technical studies and detailed design which will be put to Council as a separate consideration as part of the annual budget review or as the Scheme Amendment progresses beyond initial advertising.

SUSTAINABILITY

Social Implications

44. The proposed amendment would enable an increase in the range of land uses which could be located within the site including aged care and residential. Such a development could support ageing in place, so residents remain close to existing social and family networks, and intergenerational mingling through shared use of the local open space.
45. The proposed LPS3 Amendment would enable the City to sell a portion of the land which will be used to directly fund local open space improvements onsite (or on nearby community infrastructure within Forrestfield), plus encouraging local residents to enjoy the upgraded playground, trails, bushland and parkland.

Economic Implications

46. Changing a section of the site to an urban development zone would provide the framework to sell a portion to the private market thereby generating the resources required for upgrades to the public open space. Benefits of this process are anticipated to include delivery of improved public open space facilities, revegetation and ongoing maintenance of remnant bushland, jobs generated through construction and preparation of the site, as well as ongoing healthcare jobs within the aged care sector.

Environmental Implications

47. The proposal is to rezone only a portion of the site where the aged care, residential sites and road reserves would be created whilst retaining the balance as a local open space reserve. The proposed design results in the retention of all TEC identified onsite and areas of vegetation good quality

or better. It is acknowledged that should development of the site proceed then it would likely result in the removal of vegetation within the scheme amendment area to facilitate construction of aged care site, residential accommodation and supporting services and infrastructure.

RISK MANAGEMENT

48.

Risk: That the proposed scheme amendment is not adopted for advertising resulting in cancellation of the project.		
Consequence	Likelihood	Rating
Major	Possible	High
Action/Strategy		
Council consider adoption of the proposed Local Planning Scheme Amendment for formal advertising to continue progressing the Cambridge Reserve Community Enhancement Project.		

49.

Risk: That the proposed scheme amendment is adopted for advertising along with the revised Concept Plan resulting in the perception that the community was not adequately consulted on the project.		
Consequence	Likelihood	Rating
Moderate	Possible	Medium
Action/Strategy		
Council consider adoption of the proposed local planning scheme amendment to initiate public consultation and provide opportunity for the community to review the proposal and revised Concept Plan. Advertising to occur in accordance with the <i>Planning and Development (Local Planning Scheme) Regulations 2015</i> and the City's Local Planning Policy 11 – Public Notification of Planning Proposals.		

50.

Risk: The proposed scheme amendment is adopted for advertising resulting in the substantial removal of remnant vegetation from the site due to site preparation works, drainage basin re-configuration or future development as the project progresses.		
Consequence	Likelihood	Rating
Major	Possible	High
Action/Strategy		
A scheme amendment in of itself will not result in any physical works occurring onsite. Further to public advertising Council will be given an opportunity to review the submissions, consider technical studies and consider adoption of the proposed local planning scheme amendment.		

Subject to approval, further detailed engineering drawings and landscaping plans are to be provided at a later stage.

51.	Risk: The DPLH do not proceed with or support the land transfer and the project does not proceed.	
	Consequence	Likelihood
	Major	Possible
	Rating	
	High	
	Action/Strategy	
	Clearly articulate the process followed in accordance with the advice from the Department of Lands (now DPLH).	

CONCLUSION

- 52. The proposed Scheme Amendment proposes to change a 3.47ha (34,675.58m²) portion of the site from Local Open Space reserve to an Urban Development zone.
- 53. The portion of the reserve subject to the amendment relates to the areas shown as aged care, residential and road reserves in the Cambridge Reserve Project, while the balance will be retained as a Local Open Space reserve.
- 54. Having regard to the above, it is recommended that Council adopts Scheme Amendment No. 104 for the purpose of public advertising.

Voting Requirements: Simple Majority

RECOMMENDATION

That Council:

1. ADOPT Option 1 and Option 2 of the revised concept plan in accordance with Attachment 1 - Cambridge Reserve Technical Appendices, C and D, for the purpose of public advertising concurrently with Amendment 104.
2. ADOPT the Local Planning Scheme Amendment 104 to Local Planning Scheme No. 3 for a portion of Lots 2346 and 12366 York Street, Lot 7876 Cambridge Road, Lots 2850 and 3487 Moira Avenue, Lot 1 Anderson Road and Lot 9835 Mallow Way, Forrestfield, in accordance with Attachment 2, pursuant to Section 75 of the Planning and Development Act 2005 for the purposes of public advertising.

3. CONSIDER Amendment 104 to Local Planning Scheme No. 3 as a standard amendment under clause 35 (2) of the *Planning and Development (Local Planning Schemes) Regulations 2015*, for the following reasons:
 - a) The amendment is consistent with the City of Kalamunda Local Planning Strategy 2010 (Endorsed by the WAPC in 2013) strategic action to provide housing for the ageing population with an initiative to rezone land for well-located aged care facilities.
 - b) The amendment is consistent with the Metropolitan Region Scheme Urban zone, that provides for areas in which a range of activities are undertaken including residential, commercial, and recreational land uses.
 - c) The amendment would have minimal impact on land in the scheme area that is not the subject of the amendment.
 - d) The amendment is not a complex or basic amendment.
4. AUTHORISE the advertising of Amendment 104 to Local Planning Scheme No. 3 for public comment for a period of 42 days in accordance clause 47 of the *Planning and Development (Local Planning Schemes) Regulations 2015* and sections 81 and 82 of the *Planning and Development Act 2005*.
5. FORWARD proposed Scheme Amendment No.104 to Local Planning Scheme No.3 to the Environmental Protection Authority pursuant to section 81 of the *Planning and Development Act 2005*.

10.1.3. Development Services - Regulatory Services Update: January – June 2020

Declaration of financial / conflict of interests to be recorded prior to dealing with each item.

Previous Items	OCM 31/2020
Directorate	Development Services
Business Unit	Approval Services, Environmental Health and Community Safety
File Reference	N/A
Applicant	N/A
Owner	N/A

Attachments	1. Development Services Graphs and Figures [10.1.3.1 - 11 pages]
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TYPE OF REPORT

- Advocacy When Council is advocating on behalf of the community to another level of government/body/agency
- Executive When Council is undertaking its substantive role of direction setting and oversight (e.g. accepting tenders, adopting plans and budgets)
- Information For Council to note
- Legislative Includes adopting Local Laws, Town Planning Schemes and Policies. When Council determines a matter that directly impacts a person’s rights and interests where the principles of natural justice apply. Examples include town planning applications, building licences, other permits or licences issued under other Legislation or matters that could be subject to appeal to the State Administrative Tribunal

STRATEGIC PLANNING ALIGNMENT

Kalamunda Advancing Strategic Community Plan to 2027

Priority 4: Kalamunda Leads

Objective 4.1 - To provide leadership through transparent governance.
Strategy 4.1.2- Build an effective and efficient service based organisation.

Priority 4: Kalamunda Leads

Objective 4.2 - To proactively engage and partner for the benefit of community.
Strategy 4.2.1- Actively engage with the community in innovative ways.

EXECUTIVE SUMMARY

1. The purpose of this report is to provide a half yearly update on the regulatory services provided by the City of Kalamunda (the City) with respect to the Approval Services, Environmental Health and Community Safety for the period January 2020 to June 2020.
2. Reporting on the regulatory services of Development Services promotes transparency and accountability in the function and operation of Approval Services, Environmental Health and Community Safety.
3. Through the reporting process, the City is able to benchmark its statistics against other local governments as part of the Western Australian Local Government Association (WALGA) Local Government Performance Monitoring annual report.
4. Council is recommended to note the report and information.

DETAILS AND ANALYSIS

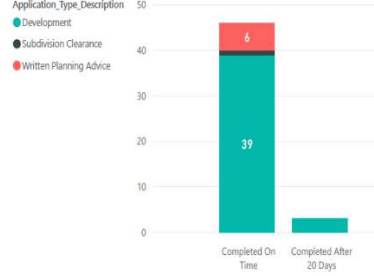
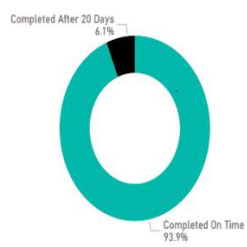
5. **Approval Services – Statutory Planning**
The statutory timeframes for the processing of development applications are as follows:
 - a) 60 days to determine applications where no consultation is required.
 - b) 90 days where consultation is required.
6. Notwithstanding the statutory timeframes, the City has introduced three categories of development applications with the following internal target timeframes:
 - a) Basic Development Applications - where no advertising is required and a basic level of assessment is required, commonly referred to as 'Fast Track Applications' – 20 days.
 - b) Standard Development Applications – where no advertising is required and a standard level of assessment is required – 60 days.
 - c) Complex Development Applications – where advertising is required and comprehensive level of assessment is required – 90 days.
7. For the six-month period, the City processed a total of 207 development applications, of these 97% were assessed within the agreed time frames as noted above. It is evident from the statistics below that the City is achieving a high level of compliance with its regulatory obligations.

8. Results for the January – June 2020 period are as follows:

Basic Development Applications – 20 Days

BASIC Applications
January to June 2020

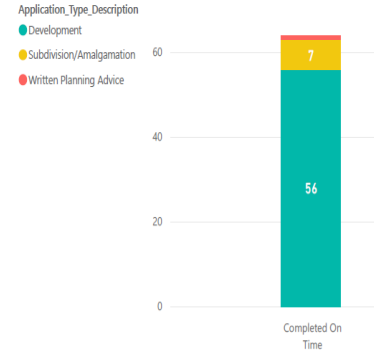
Month
Multiple selections



9. **Standard Development Applications – 60 Days**

STANDARD Applications
January to June 2020

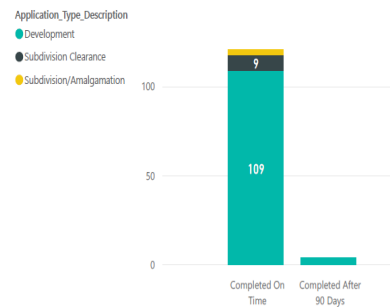
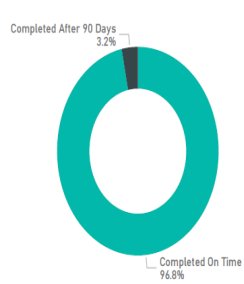
Month
Multiple selections



10. **Complex Development Applications – 90 Days**

COMPLEX Applications
January to June 2020

Month
Multiple selections



11. Importantly, the introduction of the ‘Basic’ category of planning applications has meant the City is pro-actively looking to fast track applications which normally would be processed within a 60-day timeframe in accordance with the current planning legislation. In this regard, a total of 39 development applications were processed as fast

track applications, of which 94% of applications were processed within the 20 day timeframe.

12. **Approval Services – Building**

For the 6-month period, a total of 489 certified and uncertified building permits were processed within the statutory timeframes.

Application Type	Number processed	Statutory Approval Time Days	Statutory Approval Time Achieved %
Building Approval Certificates	18	10	100%
Certified Building Applications	201	10	98%
Uncertified Building Applications	226	25	98%
Occupancy Permits	11	10	100%

13. From the above table, it is evident that the City is meeting its statutory obligations with respect to the processing of building permits.

14. **Customer Survey Responses**

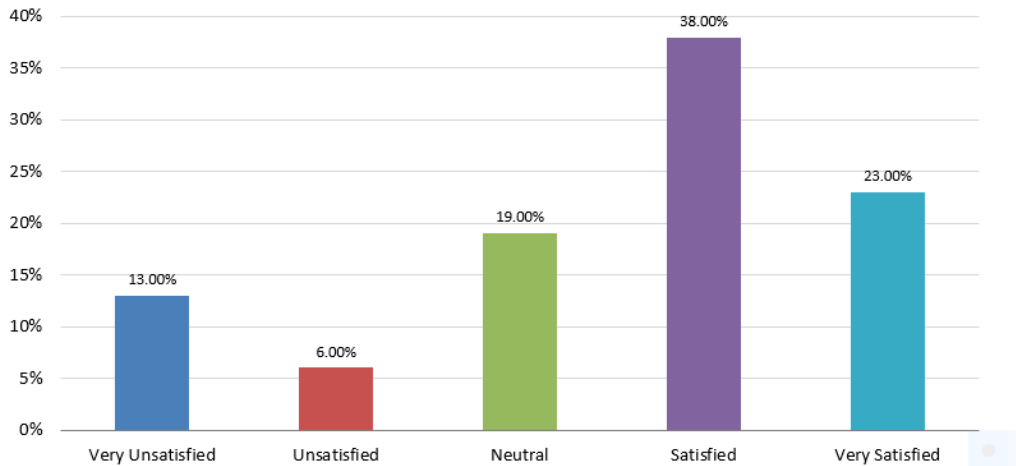
In July 2018, the City commenced including a customer survey form for all development planning applications processed by the City. In 2019, the City also included the processing of all building permits. The responses through the survey provide valuable feedback particularly in relation to where the City can improve its customer service in the processing of planning and building applications.

15. **Statutory Planning**

For the period January – June 2020, the City received a total of 47 responses to the survey questions. In response to the principal question of the level of service provided, 81% of respondents stated that they were either satisfied, very satisfied, or neutral, with 19% indicating they were unsatisfied or very unsatisfied.

16. The following details the responses received to questions asked in the customer survey:

How satisfied were you with the level of service provided?



17. Please indicate the level of service received for the following services during your application process.

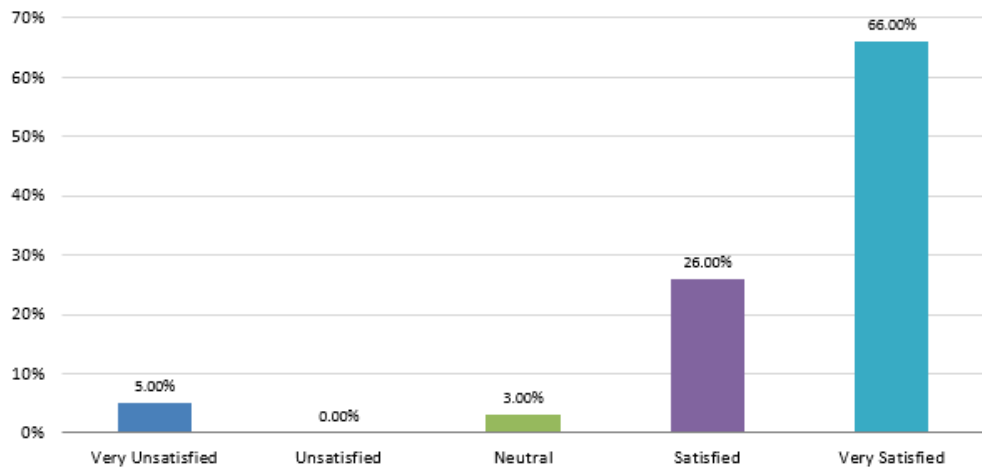


18. The 19% or 9 responses received that were unsatisfied or very unsatisfied provides valuable feedback and an opportunity for the City to identify areas for improvement. On reviewing the negative feedback received, it was evident from the available information that community expectations regarding the timeframes for assessing development applications were not consistent with the statutory timeframes applicable to the City. To ensure applicants have a better understanding of the regulatory timeframes, all acknowledgment letters sent out to applicants now include the applicable statutory timeframes.

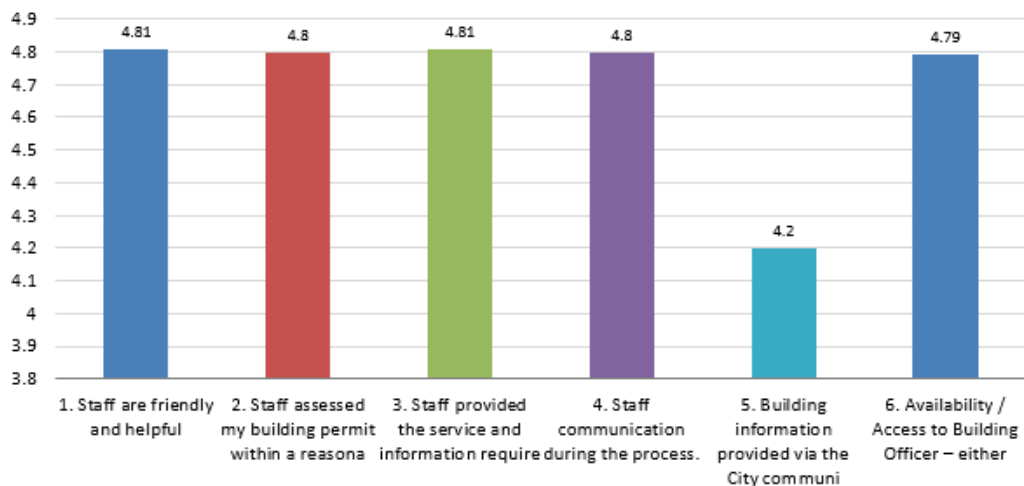
19. **Building**
 For the period January – June 2020, the City received a total of 38 responses, with 95% of respondents stating that they were either satisfied, very satisfied, or neutral, with 5% indicating they were very unsatisfied with respect to the level of service provided.

20. The following details the responses received to questions asked in the customer survey:

How satisfied were you with the level of service provided?



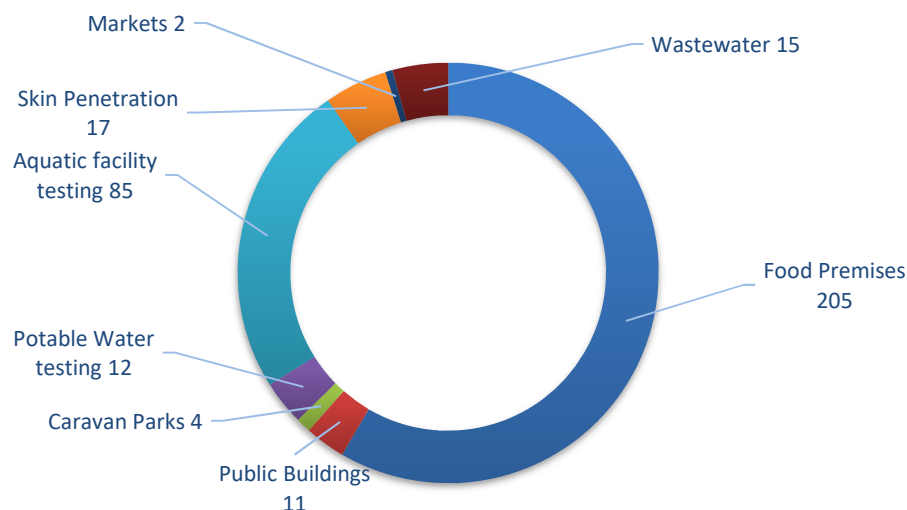
21. **Please indicate the level of service received for the following services during your application process.**



22. **Environmental Health and Community Safety**
Environmental Health

The City's Environmental Health team are responsible for administering a variety of legislation such as the *Food act 2008*, *Health (Miscellaneous Provisions) act 1911*, *Public Health Act 2016*, *Environmental Protection Act 1986 etc.*

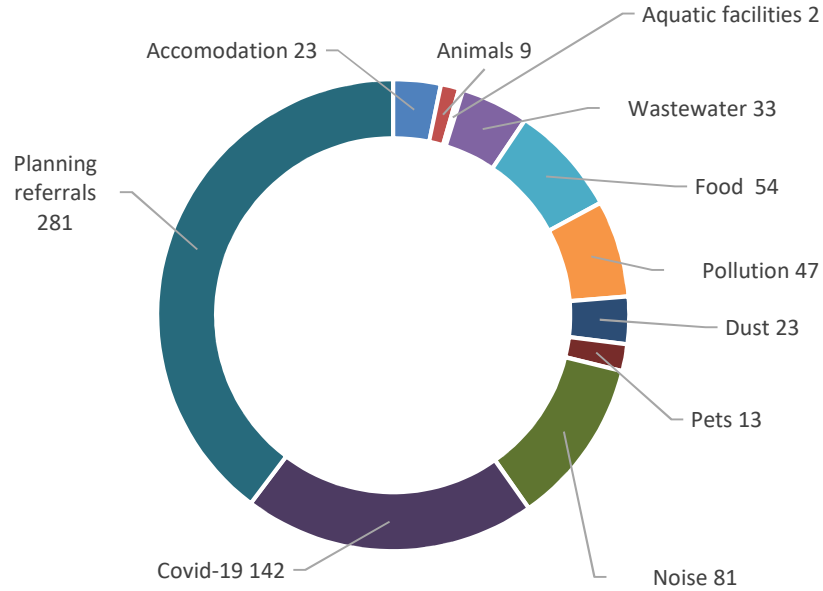
- 23. Environmental Health Officers undertake surveillance of food businesses, and other premises such as public buildings, lodging houses, caravan parks, tattoo parlours etc. to ensure hygiene standards are being maintained for the community.
- 24. They also assess applications for on-site wastewater treatment systems, noise and dust management plans, new food businesses and provide technical health advice on planning, building and event referrals as well as investigating community service requests to ensure any potential public health risks are minimised. This period they have also been busy with providing advice to businesses on their Covid-19 requirements, particularly Covid-19 Safety Plans.
- 25. For the January 2020 to June 2020 period, the Environmental Health team undertook 205 food safety risk assessments and collected 85 water samples from aquatic facilities across the City. It should also be noted during this period, many businesses such as food businesses, aquatic facilities, skin penetration and many public buildings were either shut or operating under strict restrictions due to Covid-19.
- 26. Health Assessments:



- 27. The team also responded to a variety of other matters, these include providing technical health advice on 281 planning referrals, investigation of 81 noise complaints, 47 pollution and 23 dust related issues. The team also responded to 54 matters relating to food safety and 23 regarding accommodation. One specific matter during this period was dealing with

142 Covid-19 related matters. This includes providing advice both internally and externally on a variety of questions and including reviewing Covid-19 Safety Plans for a variety of community groups, internal business units such as our Libraries and private businesses.

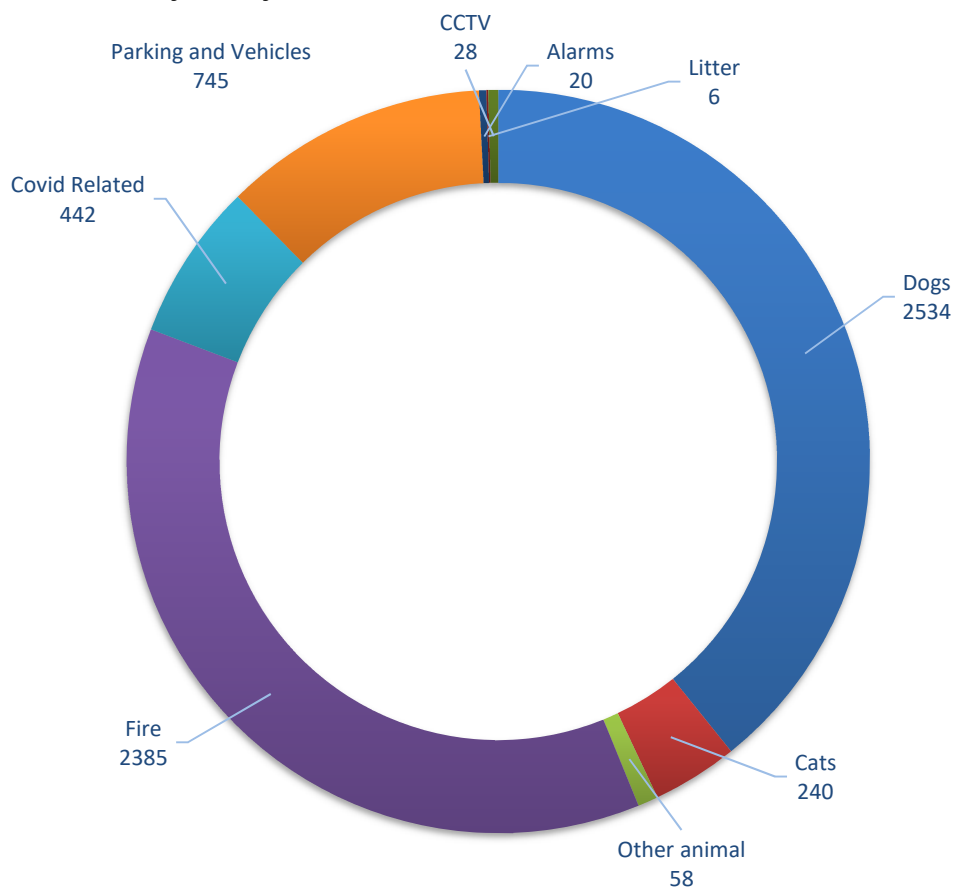
28. Below is a summary of the other health related matters dealt with by the Environmental Health team:



29. **Community Safety**

The Community Safety team consists of Rangers and Fire Control and Emergency Management Officers. The duties of the team are diverse, and they are responsible for administering a variety of legislation including but not limited to City of Kalamunda Local Laws, Dog Act 1976, Cat Act 2011, Control of Vehicles and the Emergency Management Act 2005 etc.

30. Below is a summary of the number and nature of matters dealt with by the City's Community Safety team:



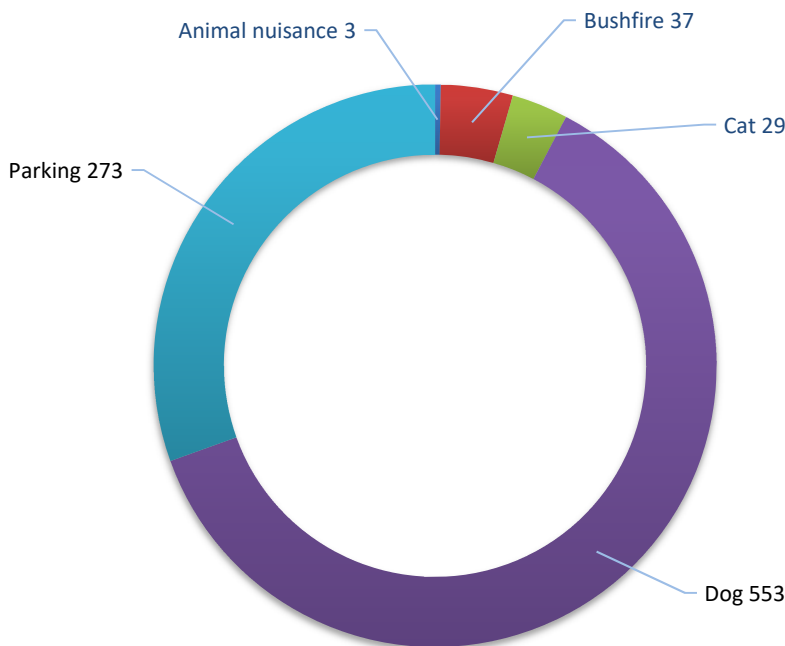
31. The Community Safety team continue to respond to a significant amount of dog and fire related matters. At least 42% of dog related matters can be attributed to dog exercise areas. About 20% include dog barking and dogs wandering. Only 3% are in relation to dog attacks, however this does not necessarily take into account some of the severity of these attacks, and there has been at least 34 attacks on people and 43 attacks on other animals for this period.

32. Fire related matters is another significant area, and this figure includes fire-break inspections conducted between January and March for the 19/20 fire season, issuing of fire permits and investigating fire complaints particularly during the restricted burn period and total fire ban days. Restricted burn periods were extended well into April this year due to dry soil conditions.

33. Parking and vehicle related matters was still high considering many businesses and schools were closed or were operating under restrictions due to Covid-19. Many of our popular outdoor attractions in the Perth Hills were extremely busy, with parking being a key issue. Further to this, the Rangers. as part of their commitment to Eyes on the Street, responded to

over 440 Covid-19 related matters. This mainly included undertaking patrols of parks, playgrounds, skate parks etc. during Phases 1, 2, & 3 of the Covid-19 restrictions.

34. Below is a summary of the number of cautions and/or infringements issued so far this year with approximately 62% attributed to dog related matters and 30.5% for parking offences. Bushfire related matters only made up 4% of the total cautions and/or infringements.



APPLICABLE LAW

37. *Planning and Development (Local Planning Schemes) Regulations 2015 Clause 75 – Time for deciding applications for development approval.*
38. *Building Act 2011 Sec 59 - Certified Building Permits Sec 23(1) – Uncertified Building Permits*
39. *Health (Miscellaneous Provisions) Act 1911
Public Health Act 2016
Food Act 2008
Environmental Protection Act 1986
Caravan Parks and Camping Grounds Act 1997
City of Kalamunda Local Laws*
40. *Dog Act 1976
Cat Act 2011*

Bush Fires Act 1954
City of Kalamunda Local Laws

APPLICABLE POLICY

41. Nil

STAKEHOLDER ENGAGEMENT

42. N/A

FINANCIAL CONSIDERATIONS

43. N/A

SUSTAINABILITY

44. Nil

RISK MANAGEMENT

35.

Risk: Statutory timeframes are not met.		
Consequence	Likelihood	Rating
Moderate	Possible	Medium
Action/Strategy		
Undertake monthly regulatory performance reviews to ensure statutory timeframes are being met by service areas.		

36.

Risk: Due to COVID-19 restrictions, patronage (as a result of more day-trippers) to the City's natural attractions significantly increase resulting in higher levels of non-compliance and complaints which impacts the City's ability to dispatch resources to ensure compliance with Local Laws and other legislative requirements.		
Consequence	Likelihood	Rating
Significant	Likely	High
Action/Strategy		
Monitor workloads and ensure appropriate resources are allocated to deal with demand to maintain compliance with Local Laws and other legislative requirements.		

CONCLUSION

37. The introduction of half yearly performance-based reporting provides Council and the local community with transparency and accountability regarding the City's regulatory functions and customer service standards.
38. The provisions of information and statistics also assists with Council having a comprehensive understanding of the demand of services on the City's regulatory units to assist with ensuring an appropriate resource allocation to the services provided.

Voting Requirements: Simple Majority

RECOMMENDATION

That Council NOTE the Development Services - Regulatory Services Update for the period January 2020 – June 2020.

10.1.4. Wattle Grove Cell 9 Guided Development Scheme Report - Adoption for the Purpose of Advertising

Declaration of financial / conflict of interests to be recorded prior to dealing with each item.

Previous Items	193/2019
Directorate	Development Services
Business Unit	Strategic Planning
File Reference	PG-DEV-013
Applicant	N/A
Owner	Various
Attachments	<ol style="list-style-type: none">1. Cell 9 Guided Development Scheme Report [10.1.4.1 - 26 pages]2. Wattle Grove Cell 9 ODP [10.1.4.2 - 1 page]3. Examples of Rate Methodology in Previous Reviews [10.1.4.3 - 3 pages]

TYPE OF REPORT

- Advocacy When Council is advocating on behalf of the community to another level of government/body/agency
- Executive When Council is undertaking is substantive role of direction setting and oversight (eg accepting tenders, adopting plans and budgets)
- Information For Council to note
- Legislative Includes adopting Local Laws, Town Planning Schemes and Policies. When Council determines a matter that directly impacts a person’s rights and interests where the principles of natural justice apply. Examples include town planning applications, building licences, other permits or licences issued under other Legislation or matters that could be subject to appeal to the State Administrative Tribunal

STRATEGIC PLANNING ALIGNMENT

Kalamunda Advancing Strategic Community Plan to 2027

Priority 3: Kalamunda Develops

Objective 3.1 - To plan for sustainable population growth.

Strategy 3.1.1 - Plan for diverse and sustainable housing, community facilities and industrial development to meet changing social and economic needs.

EXECUTIVE SUMMARY

1. The purpose of this report is for Council to consider the outcome of the annual review of the Wattle Grove Cell 9 – Guided Development Scheme (GDS) Report and advertise the updated contribution rate for public comment.
2. The review to the GDS has resulted in a decrease in the contribution rate from \$24,187 per lot to \$22,275 per lot. This is due primarily to a reduction in Western Power costs for Hale Road and an increase in the projected lots to be developed for Lot 42 (No. 12) Bruce Road, Wattle Grove.
3. It is recommended Council advertise the proposed GDS (Attachment 1) for the purpose of public comment for a period of not less than 28 days by post to the affected landowners.

BACKGROUND

4. **Land Details:**

<u>Land Area:</u>	Approx. 250ha
<u>Local Planning Scheme Zone:</u>	Residential / Local Open Space/ Mixed Use / Commercial / Community Purpose
<u>Metropolitan Regional Scheme Zone:</u>	Urban

5. Locality Plan:



6. Outline Development Plan:



7. The Wattle Grove Cell 9 area operates as an Outlined Development Plan (ODP) with administrative provisions and GDS provisions incorporated in Schedule 11 of Local Planning Scheme No. 3 (Scheme). The ODP is included for information (Attachment 2). ODP's predate the preparation of local structure plans (LSPs), however operate in the same manner.
8. Following the gazettal of the GDS in October 1997, Council was required to adopt a GDS Report and cost schedule. The GDS and the associated cost schedule sets out in detail the calculation of cost contributions for development in accordance with the methodology shown in the GDS report. The GDS needs to be a dynamic document to maintain the currency of the cost of infrastructure, land and other GDS items. The GDS report does not form part of LPS 3 but, once adopted by Council, must be reviewed annually.
9. The GDS was last reviewed in August 2019 where Council adopted a rate of \$24,187.

10. The previous reviews of the report resulted in the following contribution rates:

Date Amended	Rate
1/11/2001	\$7,100
1/11/2002	\$8,100
1/11/2003	\$10,000
1/11/2004	\$12,550
19/07/2005	\$13,550
1/03/2006	\$15,500
1/09/2006	\$19,050
1/03/2007	\$22,050
1/03/2008	\$24,650
1/11/2008	\$25,500
1/11/2009	\$25,500
1/06/2011	\$26,450
1/01/2013	\$27,335
25/03/2014	\$27,315
27/08/2015	\$27,816
22/05/2017	\$26,588
27/08/2019	\$24,187

11. Previous reviews of the GDS report have referred to the document as a Development Contribution Plan (DCP). The City has reverted to the original name of the document (Guided Development Scheme), as the GDS was initiated prior to the establishment of State Planning Policy 3.6 Development Contribution for Infrastructure (SPP3.6) and therefore does not operate in accordance with SPP3.6 and Clause 6.5 of the Scheme.

DETAILS AND ANALYSIS

12. The proposed GDS report is a technical document with input from Engineering, Finance and Planning perspectives, the GDS is an effective way to simplify and summarise all the different aspects involved with arriving at a contribution rate.
13. At each GDS review, all factors contributing to the contribution rate must be reviewed. The significant factors reviewed are as follows:
 - a) Remaining lot yield;
 - b) Land requiring acquisition;
 - c) Land valuation;
 - d) Cost of works outstanding;
 - e) Administration costs;
 - f) Works priorities; and
 - g) Calculation methodology.
14. *Remaining lot yield*

The future lot yield is expected to provide the contributions necessary to clear all the remaining GDS costs. As at June 2020, approximately 374 new lots are expected to be created.
15. 20 new lots have been created since the latest GDS rate was adopted on 27 August 2020.
16. Previous GDS reviews have estimated a 4900m² block being retained on Lot 42 (No. 12) Bruce Road, Wattle Grove. This estimation was a result of past discussions with the landowner. The City has decided to remove this assumption and reflect the subdivision potential of the property to align with all other sites in Cell 9 which have development potential. It is not common practice to make assumptions based on individual circumstances, rather taking a consistent approach for subdivision potential across the project area. It should be noted that should a 4900m² block be retained in any case, that property would still have subdivision potential and would still be liable to contributions to the Cell 9 GDS were it to subdivide further.
17. This has resulted in an additional 10 lots projected to be created for Lot 42 (No. 12) Bruce Road.
18. *Land Valuation*

An independent land valuer assigns value to land required to be acquired for public purposes as outlined by the ODP. The valuation report assigned a land valuation rate of \$165/m² to be utilised for determining estimated land acquisition costs for the remaining areas of land acquisition.

19. The property market is expected to be affected by the COVID-19 pandemic although it is too early to quantify the extent of the impact on the economy and property market. There is likely to have been a change in market sentiment. Property markets are less volatile than other markets (such as finance and equity markets). Past cycles indicate there is a lag for when property markets react to economic events. In the short-term there may be reduced buyer demand, and a reluctance by vendors to reduce prices, resulting in lower sales volumes and longer selling periods. The extent of any decline in values is presently uncertain and may depend on whether this is a short-term event or has longer term consequences.
20. A land valuation will be undertaken at the next review to determine any impact on land value that may have been caused by the COVID-19 pandemic.
21. The GDS takes responsibility for acquiring GDS road reserve land as outlined in Schedule 11 of the Scheme. The GDS is also responsible for acquiring Public Open Space land where it is identified on the ODP. Under the GDS, there is generally no liability for landowners to vest Public Open Space in the Crown free of charge (i.e. 10% POS), this requirement is fulfilled by virtue of fulfilling GDS contribution requirements.
22. A \$765,699 contingency has been added to cover land acquisition costs in excess of the estimated cost of acquisition. This is in excess of the \$200,000 previously allocated to land contingency. The amount allocated to land contingency reflects a 20% contingency on total estimated land acquisition costs and is due to recent land purchases undertaken by the City in Cell 9 which have included a 10% solatium and following negotiations with landowners have exceeded the estimated land purchase cost. Advice from the land valuers indicated a contingency of 10% plus the 10% to cover for solatium is appropriate.
23. The following table brings together the road reserve and Public Open Space acquisitions along with an allowance for miscellaneous land purchase, which may be required through the course of detailed design and construction works:

Item	Area of Remaining Acquisition (m2)	Cost of Remaining Acquisition (\$)
Road Reservation	0	0
Public Open Space	23,203	\$3,828,495
Miscellaneous Land Purchase	---	\$210,000

24. Since the last review 520m² of road reserve and 4936m² of POS has been purchased.
25. Miscellaneous land acquisition related works are costs which may be required through the course of detailed design work, such as compensation for improvements and remediation work.
26. A nominal figure of \$200,000 has been applied to miscellaneous land acquisition related works plus a 5% contingency of \$10,000. This figure will be reviewed at the time the City commences the remaining land acquisitions and receives a valuation from a quantity surveyor on miscellaneous land acquisition related works. This figure is consistent with the amount allocated in previous reviews.

27. *Costs of Works Outstanding*

Item	Remaining Cost
Hale Road	\$4,419,657.00
Arthur / Wimbridge / Sheffield Projects	\$0.00
Woodlupine Brook Improvements	\$2,439,200.00
Developer Drainage Works	\$792,000.00
SUBTOTAL	\$7,650,857.00
Contingency	\$504,500.00
Education Department Loan	\$3,909,092.00
Land for Roads	\$0.00
Land for Public Open Space	\$3,828,495.00
Miscellaneous Land Acquisition Related Expenses	\$210,000.00
Land contingency	\$765,699.00
Administrative Items	\$661,000.00
Total	\$17,529,643.00

The above remaining estimates are as of 30 June 2020.

28. A contingency has been applied for the Woodlupine Brook Improvements, Hale Road, Developer Drainage Works, Project Management and Miscellaneous Land Acquisition Related Works.
29. A contingency of 10% has been applied to the Woodlupine Brook Improvements and a contingency of 5% has been applied to all other infrastructure related items.
30. Woodlupine Brook contingency of 10% has been applied due to advice received in relation to the extent of Acid Sulphate Soils (ASS) located within

the base of the existing main drain. Due to this advice it is anticipated that Woodlupine Brook improvements estimated costs may increase. These costs will be reviewed at the next GDS review.

31. Project management costs which previously had an individual line item allocation has now been assimilated into the individual projects (Hale and Woodlupine). This is to align with the payment process where the project manager allocates time dedicated to each individual project, money is then taken out from that individual project on that basis.
32. *Completed Works*
Since the last review no items have been completed.
33. *Administration Costs*
The administration costs have been reviewed to reflect the project timeframe left for the GDS to operate. This was calculated based on the length of the scheme to date and the amount of lots developed in that time to determine the average number of lots developed each year. The remaining lots were then divided by the average lots developed each year to calculate the estimated number of years remaining in the GDS. Based on this equation it is estimated there are five years remaining for the GDS to operate. This will be reviewed on a yearly basis.
34. On this basis there is an estimated remaining cost of \$661,000.
35. The administration of the GDS includes, but is not limited to, the following key tasks:
 - a) Legal/Land acquisition management;
 - b) GDS annual review;
 - c) Land valuation; and
 - d) Planning related time and costs.
36. *Works Priorities*
Subdivision and development within a GDS are staged over a number of years. Contributions are generally collected at the time of subdivision or development. In this context, contributions are collected on a staged basis and there are not always enough funds within the GDS to deliver all of the infrastructure included. For this reason, Council need to establish a priority of works schedule for the provision of GDS infrastructure.
37. Clause 5 of the GDS contains the priority works schedule and outlines the key principles utilised to guide the identification of infrastructure priorities. Subject to the availability of funding, the City has determined the following items as the current order of priority:

- i. Woodlupine Brook Improvements design and construction (Ongoing 2020/2021);
- ii. Hale Road design and construction (2020/2021);
- iii. Developer drainage works (Ongoing);
- iv. Administration Cost (Ongoing);
- v. Remaining Land Acquisitions / Miscellaneous Land Acquisition Costs; and
- vi. Education Department Loan

38. The identification of priorities will be undertaken as part of the annual cost estimate review and associated GDS update.

39. *Calculation Methodology*

Schedule 11 of LPS 3 sets out the Cell Infrastructure Contribution requirement.

The calculation for this requirement is derived as follows:

Net outstanding costs = remaining costs – funds held as money
 Remaining lot yield = R - Code yield or Commercial zone equivalent

$$\text{Contribution Rate} = \frac{\text{Net outstanding costs (\$)}}{\text{Remaining lot yield}}$$

Using the following figures, the new contribution rate can be calculated.

Remaining costs	\$17,529,643
Funds held in bank	\$9,198,948
Remaining lot yield	374 lots or lot equivalent
Contribution Rate	\$22,275 per lot

$$\text{Contribution Rate} = \frac{(\$17,529,643 - \$9,198,948)}{374} = \$22,275 \text{ per lot}$$

40. *Funds Held as Money*

A recent review of the Forrestfield / High Wycombe Stage 1 Industrial Area DCP found that funds held as money was incorrectly factored into the calculation of the DCP rate, due to the provisions of the Clause 6.5 in the City's LPS 3 and SPP3.6. The City undertook a review of the Cell 9 GDS to determine whether funds held as money had also been incorrectly included in the GDS rate methodology.

41. The City determined that funds held as money had not been factored into the GDS for the following reasons:

- a) The GDS is not subject to the provisions of Clause 6.5 of LPS 3 and SPP3.6. The GDS is only subject to the provisions of Schedule 11 of LPS 3.
- b) A historic review of past GDS reviews found that funds held as money has been factored into the GDS rate methodology since very early in the GDS history (and likely since inception). The following GDS reports were reviewed; 2004, 2005, 2006, 2007, 2008, 2011, 2012, 2014 and 2015. All GDS reports factored in funds held as money as part of the rate methodology. Refer to Attachment 3 for examples of this in the 2004, 2005 and 2008 reports.
- c) It would be impractical to review the GDS rate methodology given the historic implications associated with reviewing the GDS since inception, which has been operating for approximately 20 years and is nearing the end of its operation.
- d) There have been no objections, to the City's knowledge, received on the rate methodology for the GDS.

APPLICABLE LAW

- 42. The GDS contributions are administered and determined in accordance with the provisions of Schedule 11 of LPS3.

APPLICABLE POLICY

- 43. The annual review has regard for State Planning Policy 3.6 Development Contributions for Infrastructure (SPP3.6). Noting that the Cell 9 Wattle Grove GDS pre-dates the establishment of SPP3.6 and is administered in accordance with Schedule 11 of LPS3.

STAKEHOLDER ENGAGEMENT

- 44. Previous experience has seen a positive result from advertising and engaging with landowners prior to formal consideration of the GDS review by Council. As such, it is recommended to advertise this review to the landowners who are yet to develop for a period of at least 28 days. Discussions will be held with any concerned landowners and the GDS review will then be presented back to Council for a decision to finally adopt the rate.

FINANCIAL CONSIDERATIONS

- 45. The operation of the GDS presents a major administrative responsibility for the City. While the GDS is self-funded, the City has an implicit obligation to efficiently and effectively manage the revenues and works.

SUSTAINABILITY

Social Implications

46. The provision of infrastructure in a timely, coordinated and responsible manner can have a significant impact on the quality of life for both existing and future residents. Impacts on the quality of life need to be considered along with individuals’ expectations. This review enables the proposed infrastructure to be delivered in an efficient and financially responsible manner.

Economic Implications

47. The implementation of GDSs assist in the timely, efficient and equitable provision of infrastructure that may in turn facilitate economic growth and employment creation.

Environmental Implications

48. The proposed GDS provides upgrades to Woodlupine Brook, including the purchase of land for the purpose of Public Open Space. Landscaping and water course upgrades will enable the area to be utilised for more active uses by the community and to reduce erosion.
49. Consultation has occurred with the Water Corporation and Department of Water in the development of the designs for water course upgrades.

RISK MANAGEMENT

50.

Risk: The GDS does not generate enough funds to undertake works.		
Consequence	Likelihood	Rating
Unlikely	Major	Medium
Action/Strategy		
Ensure annual reviews account for the cost of infrastructure and the remaining development has the capacity to cover these costs. Ensure regular reviews of funding capacity.		
51.

Risk: Contribution rate is objected to by landowners.		
Likelihood	Consequence	Rating
Possible	Significant	High
Action/Strategy		

Ensure aspects of the review are clearly identified in the reporting documentation. Provide landowners a process to highlight concerns and have these concerns responded to / addressed.

CONCLUSION

52. The review to the GDS has resulted in a reduction in the contribution rate from \$24,187 per lot to \$22,275. This is due primarily to a reduction in Western Power costs for Hale Road and an increase in the projected lots to be developed for Lot 42 (No. 12) Bruce Road, Wattle Grove.
53. The GDS has a positive cash flow at present, with a cash balance of \$9,198,948. There are a number of infrastructure projects planned in the short term as outlined in the works priorities, which will bring the cash balance down.

Voting Requirements: Simple Majority

RECOMMENDATION

That Council:

1. ADOPT for the purpose of public advertising for a period of at least 28 days, the proposed Development Contribution Plan Report (Attachment 1) and reviewed rate of \$22,275 (GST free) per dwelling yield.
2. REQUEST the Chief Executive Officer advise the affected landowners of the review.

10.2. Asset Services Reports

10.2.1. Kalamunda Road Functional Review - Abernethy Road to Roe Highway Adoption

Declaration of financial / conflict of interests to be recorded prior to dealing with each item.

Previous Items	OCM 175/2019; OCM 35/2020
Directorate	Asset Services
Business Unit	Asset Planning
File Reference	4.00009360
Applicant	N/A
Owner	N/A

Attachments	<ol style="list-style-type: none"> 1. Kalamunda Road Stage 2 Technical Report [10.2.1.1 - 131 pages] 2. Kalamunda Road Section 1 Abernethy to Wittenoom Concept Plan [10.2.1.2 - 1 page] 3. Kalamunda Road Section 2 Wittenoom to Cyril Concept Plan [10.2.1.3 - 1 page] 4. Kalamunda Road Section 3 Cyril to Roe Concept Plan [10.2.1.4 - 1 page] 5. Kalamunda Rd - Engagement Report v 3 [10.2.1.5 - 18 pages] 6. Kalamunda Road Engagement Comments and City's Responses August 2020 [10.2.1.6 - 20 pages]
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TYPE OF REPORT

- Advocacy When Council is advocating on behalf of the community to another level of government/body/agency
- Executive When Council is undertaking its substantive role of direction setting and oversight (e.g. accepting tenders, adopting plans and budgets)
- Information For Council to note
- Legislative Includes adopting Local Laws, Town Planning Schemes and Policies. When Council determines a matter that directly impacts a person’s rights and interests where the principles of natural justice apply. Examples include town planning applications, building licences, other permits or licences issued under other Legislation or matters that could be subject to appeal to the State Administrative Tribunal

STRATEGIC PLANNING ALIGNMENT

Kalamunda Advancing Strategic Community Plan to 2027

Priority 1: Kalamunda Cares and Interacts

Objective 1.2 - To provide a safe and healthy environment for community to enjoy.

Strategy - 1.2.1 Facilitate a safe community environment.

Priority 1: Kalamunda Cares and Interacts

Objective 1.3 - To support the active participation of local communities.

Strategy 1.3.1 - Support local communities to connect, grow and shape the future of Kalamunda.

Priority 3: Kalamunda Develops

Objective 3.2 - To connect community to quality amenities.

Strategy 3.2.2 - Provide and advocate for improved transport solutions and better connectivity through integrated transport planning.

EXECUTIVE SUMMARY

1. The purpose of this report is to seek Council adoption of the final Kalamunda Road Functional Review and Upgrade Plan (Plan). The Plan will then be used to inform future development activities, planning for and programming of capital works and preparation of grant submissions.
2. In July 2019, the Council adopted the results of a community consultation and endorsed the study to proceed on the basis of a "Lower Capacity Main Street". Subsequently in March 2020 the Council endorsed the plan for advertising to the community.
3. Council is requested to adopt the plan.

BACKGROUND

4. The purpose of this project was to determine and plan for the optimum function of Kalamunda Road between Roe Highway and Abernethy Road into the future. The project needed to identify a preferred future vision of the functionality of the road and then to complete investigations and modelling to identify relevant costs, designs and works plans which will allow Council to make an informed judgement on the proposal.
5. The City appointed Cardno (WA) Pty Ltd in February 2019 to undertake this project in two stages.
6. Stage 1 of the project involved the preparation of concept plans and to undertake community consultation on these concepts. The community consultation element involved engagement with residents, business

owners and other stakeholders via an online survey as well as direct engagement with the community and business owners through a series of workshops, and preliminary constraints mapping and preliminary technical analysis of low impact and high impact options.

7. Stage 1 was completed and reported to Council in July 2019 (OCM 175/2019). Following receipt of 224 survey responses and after considering the responses and comments, the Council adopted the recommendation to proceed with Stage 2 on the basis of a “Lower Capacity Main Street”.
8. In March 2020, Council endorsed the Stage 2 designs of the Lower Capacity Main Street for community consultation (OCM 35/2020).

DETAILS AND ANALYSIS

9. One of the key outtakes from the conceptual planning and selection of making Kalamunda Road a Local Capacity Main Street is that the target maximum capacity of the road system is 15,000 vehicles per day.
10. This would infer, through the developed streetscape design, that vehicles that were using Kalamunda Road primarily as a ‘through road’ from end to end would find that the environment may be conducive to using higher capacity highways and other roads around Kalamunda Road for reduced overall transit times.
11. This report focuses on two main issues for Council – the proposed layout of Kalamunda Road and intersections (paragraphs 11 to 25) prepared prior to Community Consultation and the outcomes of the Community consultation on this Plan (paragraphs 26 to 35) in response to the target vehicle movement capacity.
12. Stage 2 of the project, involved identifying constraints, traffic modelling, access needs, confirmation of pedestrian and cycling infrastructure needs, stakeholder consultation and preparation of concept designs.
13. The technical report on the investigations associated with Stage 2 is included as Attachment 1. The concept designs are also provided as separate Attachments 2, 3 and 4.
14. The project is broken into three sections (with sub-sections as needed):
 - a) Section A: Abernethy Road to Wittenoorn Road;
 - b) Section B: Wittenoorn Road to Cyril Road (including roundabout); and
 - c) Section C: Cyril Road to Roe Highway.

15. Key features of the concept designs include:
- a) a new roundabout at the intersection of Stirling Crescent and Kalamunda Road;
 - b) closure of Fernan Road access to Kalamunda Road;
 - c) a signalised pedestrian crossing at Fernan Road (subject to Main Roads WA approvals);
 - d) retention of the roundabout at Newburn Road and Kalamunda Road;
 - e) a new roundabout at the intersection of Cyril Road and Kalamunda Road;
 - f) a new roundabout at the intersection of Range Court and Kalamunda Road;
 - g) closure of the existing Range View Road access to Kalamunda Road with the opening of Range Court to align with Hawkevale Road at a new roundabout;
 - h) higher quality and extent of cycling and pedestrian infrastructure; and
 - i) improved streetscaping, plants, trees and lighting
16. Key information arising from the traffic modelling includes:
- a) Kalamunda Road is near or at its operational capacity in the vicinity of Hawkevale Road, being 15,000 vehicles per day;
 - b) an estimated 4,823 vehicles will be diverted to the wider road networks as a result of constraining the traffic volumes on Kalamunda Road;
 - c) the types of intersection upgrades are proposed to reflect the level of service of the respective intersections. Intersections that are not proposed to be upgraded have been modelled to operate effectively within the timeframe of the study; and
 - d) there are no speed limit changes proposed as a result of this work.
17. It is important to note that the purpose of the concept plan is to provide a guiding document that would inform specific projects in the future, if and when, funding is available.
18. It is also important to note that the proposed intersection treatments are based on traffic modelling for future traffic flows. The determination to implement these intersection treatments would be reviewed during the detail design and construction phase of any project that is funded in the future.
19. Finally, it is proposed that if any future project is funded, further community consultation would occur based on the updated design concepts at that time in the future.

20. As set out in the Technical Report (Attachment 1), assessment of existing demand and known/potential developments has suggested a prioritisation and staging of works to be undertaken, cognisant of the significant project cost. These have been aggregated by the City into three groupings: High, Medium and Low Priority.
21. It is noted that the Technical Report includes costs for land take in Section 1 which have been excluded from the cost budgets as they are viewed as developer costs based on the subdivision needs for this area.
22. The High Priority projects are:
- a) Section 2B which involves retaining the roundabout at Newburn Road and installing a new roundabout at Cyril Road, with streetscaping improvements in between, including at Kenneth Road (\$1.48 Million);
 - b) Section 2C which involves improvements at the High Wycombe Village Shopping Centre with the closure of Fernan Road and pedestrian crossing there (\$440,000); and
 - c) Section 3 which involves from Cyril Road roundabout to Roe Highway a new roundabout at the intersection of Range Court and Kalamunda Road, and the closure of Range View Road (\$1.88 Million).
23. The Medium Priority projects are:
- a) Section 1A which involves road and median works from Abernethy Road to a new Roundabout at Stirling Crescent (\$4.51 Million); and
 - b) Section 1B which involves road and median works from the Stirling Crescent roundabout to Wittenoom Road (\$1.25 Million).
24. The Low Priority project is Section 2A which includes road and median works between the High Wycombe Shopping Centre and Newburn Road (\$1.79 Million).
25. The anticipated benefits of this project include the following:
- a) determine the most feasible and preferred function for Kalamunda Road taking into consideration community feedback as well as long-term traffic and movement network demands;
 - b) ensure that the role of Kalamunda Road within the broader movement network continues to function as an effective, efficient and safe road connection for the local community;
 - c) significantly improve road safety for non-motorised road users such as pedestrians, cyclists and other vulnerable users;
 - d) significantly increase active transport and public transport use through the provision of supporting infrastructure;
 - e) provide clarity for the City of Kalamunda and landowners in the area with regard to future land ownership and urban development in the context of the future function and design of Kalamunda Road;

- f) secure support from Council and relevant State Government agencies including the Department of Transport, Main Roads Western Australia, Public Transport Authority and the Department of Planning, Lands and Heritage with regard to the future function and design of Kalamunda Road; and
 - g) ensure that the preferred design aligns with Council and State Government policies and strategies including the City's draft Traffic and Transport Policy, the City's future Integrated Transport Strategy and general higher order road network planning in the area.
26. The stakeholder consultation report for Stage 1 is included in Attachment 5 - Community Engagement Report. Responses to issues raised is provided as Attachment 6.
27. The Kalamunda Road Functional Review and Upgrade Plan Draft Report was issued for consultation with the community from 21 April to 18 May 2020.
28. The consultation was delivered under a Communications and Engagement Plan that follows the International Association for Public Participation best practice principles.
29. 5,000 copies of the survey were issued to addresses adjacent to the proposed works, with advertising also undertaken online and responses recorded through the City's Engage website.
30. Details of the reach and other engagement statistics are available to view in the Community Engagement Report, provided as Attachment 5.
31. 47 responses were received on the survey, with 89.6% of respondents from High Wycombe. 72.2% of respondents supported the proposed concept plan. A separate submission was received during the consultation period. Further, a submission (in the form of a petition with 243 signatories) was tabled at the July 2020 Ordinary Council Meeting after the consultation period had closed. Clarification of this matter leading up to the August 2020 Public Agenda Briefing Forum was undertaken with the submitter who was desirous of the personal details of the signatories remaining confidential (whereas petitions are on the public record).
32. Those whom strongly and mostly agreed provided comments that reflected:
- a) appreciation of the roundabouts in specific locations;
 - b) appreciation of the use of roundabouts to enable traffic flow, discourage heavy vehicles, and improve safety; and
 - c) appreciation of safety and aesthetics.

33. Those whom disagreed and strongly disagreed provided comments relating to:
- a) dislike of roundabouts;
 - b) feedback regarding specific intersection treatments/proposals; and
 - c) concerns that the treatments won't be effective, particularly around heavy vehicles.
34. Responses to specific comments are provided in Attachment 6.
35. Most of the concerns will be addressed as the City progresses to detailed design, which will include more detailed consultation with the local community.
36. The Kalamunda Road Functional Review and Upgrade Plan is now proposed to be adopted as per Attachments 1 to 4.

APPLICABLE LAW

37. *Local Government Act 1995.*

APPLICABLE POLICY

38. Nil.

STAKEHOLDER ENGAGEMENT

39. The community was consulted in Stage 1 as identified in a previous report OCM 175/2019.
40. Community consultation was arranged to seek feedback on the draft report. This has been reported above in the detail.
41. The results of the phase 2 Stakeholder Consultation are discussed above in the details, with the full report available at Attachment 5.

FINANCIAL CONSIDERATIONS

42. The anticipated project costs, excluding land take, are:
- | | |
|-----------------|-------------------|
| High Priority | \$ 3.80 M |
| Medium Priority | \$ 5.76 M |
| Low Priority | \$ 1.79 M |
| Total | \$ 11.35 M |

The land take requirements, if these could not be directly recovered from developer contributions would add a further \$2.73 M to the project budget.

43. The City may be able to secure some small portion of funding for these works as part of the existing Metropolitan Regional Road Group road funding provided to Local Governments, State and Commonwealth Black Spot funding and allocation from the annual Direct Grants scheme. It is to be noted however that the significant costs associated with the project will mean that unless we can secure other grant funding or election commitments at State and Commonwealth level it will take the City at least 10 -20 years to be able to fund the upgrades from its own municipal rates revenue.

SUSTAINABILITY

44. The planned upgrade of Kalamunda Road is expected to provide the following benefits:
- a) ensure that the role of Kalamunda Road within the broader movement network continues to function as an effective, efficient and safe road connection for the local community;
 - b) improve road safety for non-motorised road users such as pedestrians, cyclists and other vulnerable users;
 - c) increase active transport and public transport use through the provision of supporting infrastructure;
 - d) provide indirect economic benefits to the community through increase in amenity and quality of living; and
 - e) provide environmental benefits by limiting emissions and noise growth from traffic and enhancing street environments.

RISK MANAGEMENT

45.	Risk: That the modelling and assumptions are incorrect leading to poor outcomes.		
	Consequence	Likelihood	Rating
	Moderate	Unlikely	Low
	Action/Strategy		
	As this is a long-term plan, there will be ample time to review modelling and update over time with current data.		

46.

Risk: Inability to source funding for the work that results in the City not able to realise the benefits.		
Consequence	Likelihood	Rating
Significant	Unlikely	Medium
Action/Strategy		
Continue to seek funding sources suited to the type of work.		

CONCLUSION

- 47. The public has been consulted on the Kalamunda Road Functional Review and Upgrade Plan Draft Report.
- 48. This Plan puts the City in a strong position of being able to plan the future upgrade of the road and take advantage of funding opportunities as they arrive.
- 49. With no impediment being identified, the plan can now be finalised and put into use.

Voting Requirements: Simple Majority

RECOMMENDATION

That Council ADOPT the Kalamunda Road Functional Review and Upgrade Plan as shown in Attachments 1 to 4 to this report;

10.3. Corporate Services Reports

10.3.1. Kalamunda Chamber of Commerce’s request for a Partnership Agreement with the City of Kalamunda

Declaration of financial / conflict of interests to be recorded prior to dealing with each item.

Previous Items	
Directorate	Corporate Services
Business Unit	Commercial and Cultural Services - Economic Development
File Reference	
Applicant	Kalamunda Chamber of Commerce (The Chamber)
Owner	
Attachments	<ol style="list-style-type: none"> 1. City of Kalamunda & Kalamunda Chamber of Commerce Partnership Proposal 2020 [10.3.1.1 - 5 pages] 2. City of Kalamunda Kalamunda Chamber of Commerce Partnership Agreement 2020 2021 Final [10.3.1.2 - 6 pages]

TYPE OF REPORT

- Advocacy When Council is advocating on behalf of the community to another level of government/body/agency
- Executive When Council is undertaking is substantive role of direction setting and oversight (e.g. accepting tenders, adopting plans and budgets)
- Information For Council to note
- Legislative Includes adopting Local Laws, Town Planning Schemes and Policies. When Council determines a matter that directly impacts a person’s rights and interests where the principles of natural justice apply. Examples include town planning applications, building licences, other permits or licences issued under other Legislation or matters that could be subject to appeal to the State Administrative Tribunal

STRATEGIC PLANNING ALIGNMENT

Kalamunda Advancing Strategic Community Plan to 2027

Priority 1: Kalamunda Cares and Interacts

Objective 1.3 - To support the active participation of local communities.

Strategy 1.3.1 - Support local communities to connect, grow and shape the future of Kalamunda.

Priority 3: Kalamunda Develops

Objective 3.3 - To develop and enhance the City's economy.

Strategy 3.3.1 - Facilitate and support the success and growth of industry and businesses.

Priority 3: Kalamunda Develops

Objective 3.4 - To be recognised as a preferred tourism destination.

Strategy 3.4.1 - Facilitate, support and promote, activities and places to visit.

Strategy 3.4.2 - Advocate and facilitate diversification options for the rural properties to flourish.

Priority 4: Kalamunda Leads

Objective 4.2 - To proactively engage and partner for the benefit of community.

Strategy 4.2.1 - Actively engage with the community in innovative ways.

Strategy 4.2.2 - Increase advocacy activities and develop partnerships to support growth and reputation.

EXECUTIVE SUMMARY

1. The purpose of this report is to consider the Kalamunda Chamber of Commerce's (The Chamber) request for a Partnership Agreement with the City of Kalamunda (City) for the financial year 2020/21 with a one-year option to 2021/22.
2. The Chamber's partnership request has a value of in-kind/in lieu requests estimated at \$15,851 and cash requests of approximately \$21,000 to a total estimated value of \$36,851 for the following:
 - a) KCC Farmers Market and KCC Night Market;
 - b) Office space in the Perth Hills Visitor Centre;
 - c) Use of the City's conference room, Forrestfield Library Conference Room and/or Zig Zag Cultural Centre seminar room;
 - d) KCC members to join the Perth Hills Visitor Centre;
 - e) Bickley Harvest Festival, and
 - f) Kalamunda Christmas lights.
3. The financial relationship between the Chamber and the City was previously underpinned by the following:

- a) A two-year partnership agreement with the City which expired 9 November 2019.
- b) A five-year Memorandum of Understanding with the City which expired on 31 December 2019.
- c) A five-year lease agreement for use of an office in the Perth Hills Visitor Centre, which commenced in 2011 and expires 30 September 2021.
- d) Event sponsorship requests for the annual Bickley Harvest Festival and Kalamunda Christmas Lights.

The most recent financial relationship consisted of in-kind/in lieu requests estimated at \$15,851 and cash of approximately \$16,000 to a total estimated value of \$31,851 for 12 months.

- 4. It is recommended that Council endorse the Chamber's requests for a Partnership Agreement with the City of Kalamunda for the financial year 20/21 with a one-year option to 21/22 to the value of \$16,851. It should be noted that the City does not currently support the Chamber's request to provide funding to the Bickley Harvest Festival.

BACKGROUND

- 5. The City has provided support to the Chamber for many years via a range of sponsorships and agreements. Since 2017, this has included:
 - a) 19 December 2017: Council resolved to approve execution of a sponsorship agreement between the City and the Chamber (OCM 246/2017). The Sponsorship agreement included:
 - i. Fee waivers for trading in thoroughfares and public spaces licence for both the Night Market (Value of \$1,264) and Farmers Market (Value of \$7,007) plus waste management (Value of \$1,600).
 - ii. Lease agreement for use of an office (with free WIFI) upstairs in the Perth Hills Visitor Centre which includes a fee waiver to the value of \$3,880 (not including cleaning and utility charges). This has been in place since 2011 and expires 30 September 2021.
 - iii. 50% fee waiver for members of the Chamber to also join the Perth Hills Visitor Centre (Value of \$1100).
 - b) On 28 May 2019: Council resolved to approve a Gold Sponsorship valued at \$15,000 for the Kalamunda Chamber of Commerce to run the Harvest festival (OCM 117/2019).
 - c) On 24 September 2019: The Chamber submitted a fee waiver request to make use of the Town Hall for markets. Council resolved to refuse the fee waiver request and recommended the Chamber

include this in their annual sponsorship request due in November 2019. (OCM 228/2019).

DETAILS AND ANALYSIS

- 6. The Request received from the Chamber is for a Partnership Agreement with the City of Kalamunda for the financial year 2020/2021 with a one-year option.
- 7. The details of the assistance sought are:

Detail	Cost
A waiver of fees and charges for the 'trading in thoroughfares and public spaces licence' for the KCC Farmers Market and KCC Night Market and including waste management	\$9,871
A waiver of fees for use of an office upstairs in the Perth Hills Visitor Centre (not including cleaning and utility charges)	\$3,880
A waiver of fees for the use of the City of Kalamunda conference room, Forrestfield Library Conference Room and/or Zig Zag Cultural Centre seminar room, for up to 6 times per year for Chamber workshops, seminars and events	\$1,000
A 50% fee waiver for KCC members to join the Perth Hills Visitor Centre	\$1,100
Funding request for the Bickley Harvest Festival	\$20,000
Funding request for the Kalamunda Christmas lights	\$1,000
Total	\$36,851

- 8. In return, the Chamber will provide to the City (Estimated value \$3,500+):
 - a) Recognition as sole Platinum Sponsor of the Chamber.
 - b) Complimentary membership to KCC with a listing in the online directory (valued at \$400 p/a).
 - c) Complimentary sponsorship of the New Business of the Year category at the KCC Business Excellence Awards (valued at \$1000) and presentation of the award.
 - d) The opportunity to address the Business Excellence Awards or any replacement event as KCCs Platinum Sponsor.
 - e) Complimentary tickets for 12 guests at the annual Business Excellence Awards Event or any replacement event (value \$1200).
 - f) Two free stalls annually to display/promote the City of Kalamunda (or event) at the KCC Farmers Market (valued at \$320) and the KCC Night Markets (valued at \$520).

- g) City of Kalamunda banner to be displayed at the following KCC events: Farmers Market, Night Market, workshops & sundowners. (City to supply 3 banners for regular use at markets/festival)
 - h) An invitation to attend KCC training workshops for City of Kalamunda Staff (value \$20pp).
 - i) An invitation to attend KCC sundowners for City of Kalamunda staff at no charge.
 - j) City of Kalamunda logo on all KCC membership brochures/flyers/posters and website.
 - k) Advertise City of Kalamunda events on KCC Facebook/Instagram and monthly e-newsletter.
9. The 2020/21 Annual Budget has not provided any funding for the Kalamunda Chamber of Commerce. In response to the COVID-19 Pandemic, the City made significant savings in discretionary budget lines in order to deliver a budget that provided funding relief to those community members facing significant financial hardship as a result of the pandemic. As a result, the funding for several events, including the Bickley Harvest Festival was not provided in the 2020/21 budget.
10. The provision of some level of financial assistance will help the Chamber and businesses to promote economic development opportunities. Accordingly, this Partnership Agreement contains a funding request of \$15,851 comprised of in-kind/in lieu items and a cash request of \$21,000. Significantly, the cash requested included an amount of \$20,000 to support the Bickley Harvest Festival.
11. Given the current fiscal environment, the City is currently unable to support the Chamber's request to provide funding for the Bickley Harvest Festival valued at \$20,000.
12. It is recommended that the Chamber pursue grant or sponsorship funding to assist in promoting this valuable event. The City proposes to work in partnership with the Chamber to secure grant or sponsorship funding to support the Bickley Harvest Festival.
13. The Chamber states that its vision is to be recognised as providing quality information and services that fulfil the business needs of its members. The Chamber will achieve its Vision through:
- a) Identifying and facilitating training opportunities for business members.
 - b) Providing opportunities for youth within the City of Kalamunda.
 - c) Promoting employment opportunities to local educational establishments.
 - d) Acting as an advocate for members.

- e) Acting as a conduit between governing bodies.
- f) Providing opportunities for members to showcase their business.
- g) Recognising business members achievements and excellence.

14. The Chamber describes its mission is to:

- a) Support, advocate and promote small business in all industry sectors across the Kalamunda Region.
- b) Recognise and reward the value of local business and connecting the community with excellence in business practice.

15. The Chamber has undertaken a review of its operations resulting in the development of a new strategic plan. The Chamber is focussed on growing its membership base, providing an improved value proposition and being better able to support the entire Kalamunda region.

16. The Chamber has also committed to providing its Strategy Plan to the City, which will include KPIs, with advice as to any updates which may affect the operation of the partnership agreement. In addition, the Chamber will provide a 6-monthly report to the City setting out its performance against the KPIs and performance in relation to the undertakings in the Partnership Agreement with explanations for variances where applicable.

17. Noting the provision of public funds to the Chamber, to ensure the demonstration of good governance, the Chamber has agreed to provide the city with a copy of the monthly agenda and minutes as distributed, and a copy of the annual financial statement and report as prescribed in the Associations Incorporation Act 2015 (WA), with such conditions included in the agreement.

18. The City has an obligation to ensure that commercial and partnership arrangements deliver strong value for money for residents and ratepayers as evidenced by outcomes demonstrated against key performance indicators.

APPLICABLE LAW

19. Local Government Act 1995

APPLICABLE POLICY

20. N/A.

STAKEHOLDER ENGAGEMENT

21. Advice has been received from the Tourism and Economic Development business units.
22. Negotiations between the City and the Executive of the Kalamunda Chamber of Commerce have taken place.

FINANCIAL CONSIDERATIONS

23. The Kalamunda Chamber of Commerce's submitted draft Partnership Agreement has been estimated to have an approximate of in-kind/in lieu and cash value of \$36,851 per annum.
24. The 2020/21 Budget does not contain any funding for the Kalamunda Chamber of Commerce Partnership Agreement.
25. The City is unable to support the Chamber's request to provide funding for the Bickley Harvest Festival valued at \$20,000. As a result, the estimated in kind/in lieu request is valued at \$15,851 and the cash value of the Partnership Agreement is \$1,000.

SUSTAINABILITY

Social Implications

26. It is acknowledged that the Night Market, Farmers Market and Bickley Harvest Festival bring both locals and visitors into the Town of Kalamunda and Bickley Valley, availing themselves of the tourism, retail and hospitality offerings of the region, therefore enhancing the lifestyle and activation opportunities in the region.

Economic Implications

27. The Chamber predominantly runs on the work of volunteer members however they also provide employment for a number of part time workers. A continued Partnership Agreement would support the valuable work undertaken by the Chamber in support of the small business community.

Environmental Implications

28. Nil.

RISK MANAGEMENT

29.

Risk: The City opts not to renew the Partnership Agreement resulting in criticism from the Chamber and member businesses.		
Consequence	Likelihood	Rating
Moderate	Possible	Medium
Action/Strategy		
The City could provide funding support through an alternative mechanism.		

30.

Risk: The City is unable to demonstrate value for money from the Partnership Agreement with the Chamber		
Consequence	Likelihood	Rating
Moderate	Possible	Medium
Action/Strategy		
Ensure that any funding agreements contain performance measures which the Chamber must report against on a bi-annual basis.		

31.

Risk: The City is criticized by the community for not providing funding for the Bickley Harvest Festival.		
Consequence	Likelihood	Rating
Moderate	Possible	Medium
Action/Strategy		
The City works in partnership with the Chamber to secure external funding support for the Bickley Harvest Festival.		

CONCLUSION

32. The Chamber has undertaken a review of its operations resulting in the development of a new strategic plan. The Chamber is focussed on growing its membership base, providing an improved value proposition and being better able to support the entire Kalamunda region.
33. The Proposed Partnership Agreement now includes specific performance measures and targets relating to the benefits that the City will receive as a result of the Agreement.
34. The amount requested by the Chamber as part of the Proposed Partnership Agreement is a combination of \$15,851 in lieu/in kind and \$21,000 cash for a total investment of \$36,851.

35. The City recommends that Council endorse the partnership agreement with the Kalamunda Chamber of Commerce providing the following financial assistance:
- I. In-kind contributions \$15,851
 - II. Cash Contribution \$1,000 to be found at the first budget review.

Voting Requirements: Simple Majority

RECOMMENDATION

That Council

1. NOTES the partnership agreement as negotiated with the Kalamunda Chamber of Commerce as outlined in Attachment 1.
2. APPROVES financial assistance of \$16,851 for the 2020/21 financial year comprised of \$15,851 in kind contribution and \$1,000 cash contribution.

10.4. Office of the CEO Reports

10.4.1. Community Sporting and Recreation Facility Funding Program - Annual & Forward Planning Applications

Declaration of financial / conflict of interests to be recorded prior to dealing with each item.

Previous Items	N/A
Directorate	Office of the CEO
Business Unit	Leisure Planning
File Reference	
Applicant	City of Kalamunda
Owner	City of Kalamunda
Attachments	Nil

TYPE OF REPORT

- Advocacy When Council is advocating on behalf of the community to another level of government/body/agency
- Executive When Council is undertaking is substantive role of direction setting and oversight (eg accepting tenders, adopting plans and budgets)
- Information For Council to note
- Legislative Includes adopting Local Laws, Town Planning Schemes and Policies. When Council determines a matter that directly impacts a person's rights and interests where the principles of natural justice apply. Examples include town planning applications, building licences, other permits or licences issued under other Legislation or matters that could be subject to appeal to the State Administrative Tribunal

STRATEGIC PLANNING ALIGNMENT

Kalamunda Advancing Strategic Community Plan to 2027

Priority 1: Kalamunda Cares and Interacts

Objective 1.2 - To provide a safe and healthy environment for community to enjoy.

Strategy- 1.2.3 Provide high quality and accessible recreational and social spaces and facilities.

Strategy - 1.2.1 Facilitate a safe community environment.

Priority 1: Kalamunda Cares and Interacts

Objective 1.3 - To support the active participation of local communities.

Strategy 1.3.1 - Support local communities to connect, grow and shape the future of Kalamunda.

Priority 3: Kalamunda Develops

Objective 3.2 - To connect community to quality amenities.

Strategy 3.2.1 - Optimal management of all assets.

EXECUTIVE SUMMARY

1. The purpose of this report is to seek Council endorsement and rank in priority order two funding applications for the Department of Local Government, Sport and Cultural Industries (DLGSC) grant program known as the Community Sporting and Recreation Facilities Fund (CSRFF) 2021/22 Annual and Forward Planning round.
2. The two CSRFF funding applications being considered are:
 - a) Maida Vale Reserve – Sports floodlighting eastern playing fields; and
 - b) Ray Owen Pavilion – Construction of new unisex changerooms.
3. It is recommended that Council:
 - a) ENDORSE the submission of two Community Sporting and Recreation Facilities Fund applications in the 2021/22 Annual and Forward Planning grants round and rank them in the priority order of:
 - i. Maida Vale Reserve – Sports floodlighting eastern playing fields.
 - ii. Ray Owen Pavilion – Construction of new unisex changerooms.
 - b) NOTE in the event of a successful CSRFF funding application an amount of up to \$246,667 for the Maida Vale Reserve – Sports floodlighting project will need to be considered as part of the 2021/2022 annual budget deliberation process.
 - c) NOTE an amount of \$2 million has been included within the City's 2020/21 Budget for the additional female changeroom project across four sites, which includes the Ray Owen Pavilion project.

BACKGROUND

4. Through the CSRFF program, the State Government provides financial assistance to community groups and local governments to develop basic infrastructure for sports and recreation.

5. The CSRFF program aims to increase participation in sports and recreation with an emphasis on increasing physical activity through the provision of well-planned facilities.
6. The maximum CSRFF grant available will be no greater than one third of the total estimated project cost.
7. The DLGSC requires the City to assess CSRFF applications and rank each application in priority order for funding. DLGSC then undertake their own assessment and approval process.
8. All CSRFF applications for the 2021/22 Annual and Forward Planning round are to be submitted to DLGSC by 4pm on the 11 September 2020.
9. It is anticipated that successful applicants will be advised in December 2020, with funds to be expended by June 2022 for annual grants or across multiple financial years for forward planning grants.
10. The timeline for the CSRFF application process has been brought forward in order to approve successful projects sooner, in the anticipation of them providing an immediate economic stimulus, in support of recovery efforts from COVID-19.

DETAILS AND ANALYSIS

11. **Maida Vale Reserve – Sports Floodlighting Eastern Playing Fields**
12. The Maida Vale Reserve eastern playing fields are predominately utilised by Kalamunda United Football Club (KUFC); West Australian Christian Football Association (WACFA) and Kalamunda Rangers (KR). Combined they have an estimated membership of 870 persons.
13. An asset lighting audit was completed in 2016 that identified the current lighting on the eastern playing fields does not meet the required Australian Standards for large ball sports training activities (50 lux), resulting in the need to upgrade the site.
14. As a result of the insufficient sports floodlighting available and number of players, training is restricted for safety reasons to the limited areas of the field that are lit. Users have managed this by spreading team training sessions over several nights to best utilise the lit areas of the field. Operating in this manner has placed strain on the users volunteers and operations, which are not sustainable for them in the long term.

15. The aim of the project is to increase the amount of lit space available on the eastern playing fields for night-time training purposes and to provide KUFC and WACFA with the ability to host night matches.
16. The demand for night sporting matches is increasing in frequency as a strategy by State Sporting Associations including Football West to attract greater participation in sport, particularly in the youth age groups, as they have the highest drop off rate of all age groups involved in sport.
17. The site's power is also currently at capacity and has multiple points of supply, resulting in regular issues for the users. To resolve these issues and prepare the site for future expansion a power upgrade is required at the site. These works are included within the 2020/21 budget subject to the approval of the City's Public Open Space Cash in lieu funding request to the Western Australian Planning Commission.
18. The site power supply issues and lack of suitable sports floodlighting on the eastern playing fields were supported through the adopted Maida Vale Reserve Master Plan.
19. Overall, the project will lead to an increase in physical activity, as it will enable the users to extend their hours of training, host matches and meet their future growth expectations.
20. The total estimated project cost is \$445,000. The CSRFF programs allows the project to receive up to one third of the total estimated project cost.
21. **Ray Owen Pavilion – Female Changeroom Extension Project**
22. The Kalamunda and Districts Football Club (KDFC) applied through the City's Capital Grants Program in 2018 for funding assistance for the construction of new unisex changerrooms for their female team. This project also supports the Lesmurdie Mazenod Cricket Clubs (LMCC) female teams.
23. In February 2019, the Strategic Sport and Recreation Committee (SSRC) supported the need for the project, the submission of a future CSRFF application, the need to undertake further costings inline with key scope risks and recommended the project be placed in the City's Long Term Financial Plan (LTFP) for the 2020/21 financial year.
24. The primary users of the site are KDFC, LMCC, Mazenod Junior Football Club (MJFC) and Lesmurdie Mazenod Junior Cricket Club (LMJCC), who have a combined estimated membership of 758 persons.

25. In response to the growing need for unisex changerooms across the City, an amount of \$2 million was allocated in the 2020/21 budget to provide female changerooms across four sites including the Ray Owen Pavilion project.
26. The KDFC's applications aligns with the detailed planning currently underway for the four female changeroom projects across the City and it is in line with the Ray Owen Master Plan.
27. Overall, the provision of unisex changerooms is now a required amenity for community sporting groups and will support the continued growth of female participation in sport. They will also provide modern facilities for all users, which in turn will help attract new participants to the sport.
28. The total estimated project cost is \$650,000. The CSRFF program allows the project to receive up to one third of the total estimated project cost.
29. The two projects have been ranked in the above order due to the:
 - a) The City's CSRFF aligned assessment matrix;
 - b) SSRC assessment and prioritisation process; and
 - c) Level of community benefit for the projects given the number users affected.

APPLICABLE LAW

30. *Section 5.56 of the Local Government Act 1995 (WA)* requires that the local government plan for the future of the district.

APPLICABLE POLICY

31. Capital Grants Clubs & Community Groups (GOV11) provides key principles, priorities, needs and assessment criteria for future upgrades or new community and recreation infrastructure.
32. Active Reserves Sport Lighting Policy (FAC23)
Council's contribution is to be restricted to the provision of sports lighting to meet Australian Standards up to a "training Level" only. However, the Policy allows the City to support projects up to a "community competition level" for large ball sports where adequately identified through either a Reserve Master Plan or business case.

Clubs and community groups who are likely to benefit from a proposed sports floodlighting project, will be expected to contribute financially towards the project.

The MVRMP identified the need for competition level sports floodlighting for large ball sports at a community level, due to the changing nature of sports competitions being played at night to allow for greater participation.

STAKEHOLDER ENGAGEMENT

- 33. Maida Vale Reserve sports floodlighting eastern playing fields design has been reviewed by the City’s relevant Technical Officers. This project has been endorsed by KUFC, WACFA and KR.
- 34. Ray Owen Pavilion’s construction of new unisex changerooms design has been reviewed by the City’s relevant Technical Officers. This project has been endorsed by the KDFC, LMCC, MJFC and LMJCC.
- 35. The DLGSC has advised both projects are eligible for the CSRFF program.
- 36. Should the CSRFF funding be successful with DLGSC, further consultation will be undertaken with the relevant site stakeholders.

FINANCIAL CONSIDERATIONS

- 37. The City of Kalamunda’s contribution towards the proposed projects will be dependent on the outcome of the CSRFF applications.

38. Maida Vale Reserve – Sports floodlighting eastern playing fields

An amount of \$445,000 is included in the City’s LTFP for the 2021/22 financial year towards this project.

The City’s financial contribution towards the project would be subject to finalisation of the 2021/2022 financial year budget and a successful outcome of the CSRFF application or other significant external funding opportunities.

- 39. A breakdown of the project funding split is provided below:

Organisation	Funding Contributions ex GST and City overheads
CSRFF	\$148,333
City of Kalamunda	\$246,667
KUFC (refer to note one)	\$50,000
Total Estimated Project Cost	\$445,000

40. Note One: KUFC, WACFC and KR have confirmed that they are currently actively sourcing external funding opportunities other than the CSRFF program to make a further financial contribution towards the project.

41. **Ray Owen Pavilion – Construction of new unisex changerooms**

As resolved at the 30 June 2020, Special Council Meeting, Council adopted the 2020/2021 budget including funding of \$2 million for the additional female changeroom project across four sites in the City including the Ray Owen Pavilion project.

42. A breakdown of the project funding split is provided below:

Organisation	Contributions ex GST
CSRFF	\$216,666
City	\$373,334
Cricket Australia, through LMCC	\$30,000
KDFC	\$30,000
Total Estimated Project Cost	\$650,000

43. If the CSRFF grant applications are successful, then the grant must be acquitted for annual grants by 15 June 2022, or upon agreement with DLGSC to acquit the grant across multiple financial years.

44. If the CSRFF applications are unsuccessful then, Council would need to consider whether to:

- a) fund the full amount of the shortfalls (potentially an additional \$148,333 and \$216,666 exclusive GST respectively);
- b) require the relevant sporting clubs to fund the full amount of the shortfalls;
- c) agree to jointly fund the full amount of the shortfalls with the relevant sporting clubs;
- d) not to progress the projects in the 2021/22 financial year and seek to reapply for funding through the CSRFF program at the next opportunity being September 2021. Should this occur, funding would not be available until the 2022/23 financial year.

SUSTAINABILITY

Social Implications

45. The provision of high-quality community sport and recreation facilities is essential in developing a positive sense of community and health wellbeing.

Economic Implications

- 46. The implementation of the two applications will likely provide local job opportunities and provide increased economic activity to the local community during the construction phase and aid in future economic recovery from the COVID-19 pandemic.

Environmental Implications

- 47. The Maida Vale Reserve sports floodlighting project will install LED sports floodlighting which provides environmental benefits and potential operational savings to the user groups.
- 48. During the detailed design phase of the Ray Owen Pavilion unisex changeroom project environmental initiatives will be further considered within the project budget.

RISK MANAGEMENT

49.

Risk: That the CSRFF applications are unsuccessful.		
Consequence	Likelihood	Rating
Moderate	Possible	Medium
Action/Strategy		
Council and / or the relevant sporting clubs may decide to contribute the full amount of the total estimate project cost, or potentially consider reapplying in a future CSRFF funding round.		

50.

Risk: That the existing Maida Vale Reserve sports floodlighting on the eastern playing fields fail to continue operating.		
Consequence	Likelihood	Rating
Major	Unlikely	Medium
Action/Strategy		
Continue to monitor the condition of the existing sports floodlighting and undertake essential maintenance works as required.		

CONCLUSION

- 51. Two funding applications are being considered through the DLGSC CSRFF 2021/22 Annual and Forward Planning round being:
 - a) Maida Vale Reserve – Sports floodlighting eastern playing fields; and
 - b) Ray Owen Pavilion – Construction of new unisex changerooms.

52. The two projects have been ranked in the above order due to the:
- a) The City's CSRFF aligned assessment matrix;
 - b) SSRC assessment and prioritisation process; and
 - c) Level of community benefit for the projects given the number users affected.

53. It is anticipated that successful applicants will be advised in December 2020, with funds to be expended by June 2022 for annual grants or across multiple financial years for forward planning grants.

In summary, it is recommended that Council endorse the submission of two CSRFF applications in the 2021/22 Annual and Forward Planning grant rounds.

54. **Supplementary Information following the City's Public Agenda Briefing session held on 11 August 2020:**

Paragraph 23 of this report has been revised to clarify the SSRC process and recommendation relevant to the Ray Owen Pavilion project.

Since the SSRC assessment process in February 2019 for the Ray Owen Pavilion project, the costings have been revised to now capture the scope risks identified throughout the SSRC process during 2018/19.

Voting Requirements: Simple Majority

RECOMMENDATION

That Council:

1. ENDORSE the submission of two Community Sporting and Recreation Facilities Fund applications in the 2021/22 Annual and Forward Planning grant rounds and rank them in the priority order of:
 1. Maida Vale Reserve – Sports floodlighting eastern playing fields.
 2. Ray Owen Pavilion – Construction of new unisex changerooms.
2. NOTE in the event of a successful CSRFF funding application an amount of up to \$246,667 for the Maida Vale Reserve – Sports floodlighting project will need to be considered as part of the 2021/2022 annual budget deliberation process.
3. NOTE an amount of \$2 million has been included within the City's 2020/21 Budget for the additional female changeroom project across four sites, which includes the Ray Owen Pavilion project.

10.4.2. Ray Owen Sports Centre Management Committee 2019/2021

Declaration of financial / conflict of interests to be recorded prior to dealing with each item.

Previous Items	OCM 166/2015 OCM 202/2019
Directorate	Office of the CEO
Business Unit	Community Development
File Reference	
Applicant	
Owner	
Attachments	1. ROSCMC Terms of Reference (old) [10.4.2.1 - 4 pages] 2. ROSCMC Terms of Reference New [10.4.2.2 - 6 pages] 3. ROSCMC Minutes February 2020 [10.4.2.3 - 7 pages]

TYPE OF REPORT

- Advocacy When Council is advocating on behalf of the community to another level of government/body/agency
- Executive When Council is undertaking its substantive role of direction setting and oversight (eg accepting tenders, adopting plans and budgets)
- Information For Council to note
- Legislative Includes adopting Local Laws, Town Planning Schemes and Policies. When Council determines a matter that directly impacts a person's rights and interests where the principles of natural justice apply. Examples include town planning applications, building licences, other permits or licences issued under other Legislation or matters that could be subject to appeal to the State Administrative Tribunal

STRATEGIC PLANNING ALIGNMENT

Kalamunda Advancing Strategic Community Plan to 2027

Priority 1: Kalamunda Cares and Interacts

Objective 1.3 - To support the active participation of local communities.

Strategy 1.3.1 - Support local communities to connect, grow and shape the future of Kalamunda.

Priority 4: Kalamunda Leads

Objective 4.1 - To provide leadership through transparent governance.

Strategy 4.1.1 - Provide good governance.

Priority 4: Kalamunda Leads

Objective 4.2 - To proactively engage and partner for the benefit of community.

Strategy 4.2.1 - Actively engage with the community in innovative ways.

EXECUTIVE SUMMARY

1. The purpose of this report is for Council to:
 1. ADOPT the Ray Owen Sports Centre Management Committee Terms of Reference.
 2. APPOINT Kerryanne Williams from the Kalamunda & Districts Netball Association to the Ray Owen Sports Centre Management Committee.

BACKGROUND

2. Council has the ability, under *Local Government Act 1995*, to establish Advisory Committees to assist in the provision of advice on various matters.
3. The Ray Owen Sports Centre (ROSC) is a City asset managed under a Licence Agreement between the City and the Kalamunda & Districts Basketball Association (KDBA) and the Kalamunda & Districts Netball Association (KDNA).
4. The Ray Owen Sports Centre Management Committee (ROSCMC) advises and makes recommendations to Council on a range of strategic and/or policy issues regarding the development, care and management of the ROSC.
5. The ROSCMC membership consists of up to six (6) members, five (5) voting members and one (1) non-voting member comprising:
 - i. Two representatives from KDNA
 - ii. Two representatives from KDBA
 - iii. Two representatives from the City of Kalamunda, one member being a Councillor and a staff member appointed as a non-voting member.
6. At the December 2019 ROSCMC Meeting two representatives from KDBA were appointed; only one representative from KDNA was appointed.
7. At the February 2020 ROSCMC Meeting it was requested to alter the Terms of Reference in regard to *Point 7d Quorum*.

DETAILS AND ANALYSIS

8. In August 2019, Council adopted the revised Terms of Reference for the ROSCMC for the period November 2019 to October 2021.
9. As part of the revision, the Quorum terminology changed.
10. At the February 2020 ROSCMC Meeting the new changes were not supported by the Committee and it was requested to revert back to the previous terminology to ensure fair and equitable representation and participation for both KDBA, KDNA and the City.
11. The ROSCMC subsequently moved the following motion:
- The Committee request a change to the Terms of Reference to enable both Associations equal participation - 7(d) Quorum:
- From: A quorum shall consist of at least one half of the appointed members. If a quorum is not achieved the meeting can progress informally, with minutes prepared in accordance with established processes.
 - To: A quorum shall consist of a minimum of 3 voting members, comprising of:
 - i. one representative from the Kalamunda & Districts Netball Association
 - ii. one representative from Kalamunda & Districts Basketball Association and
 - iii. a Councillor.
12. At the February 2020 ROSCMC Meeting in order to fulfill the ROSCMC membership requirements the nomination of Kerryanne Williams as the second representative from KDNA was accepted.

APPLICABLE LAW

13. Section 5.8 of the Local Government Act 1995 - Establishment of Committees
- Section 5.9(2)(c) of the Local Government Act 1995 - Types of Committees
- Section 5.11 (2)(d) of the Local Government Act 1995 - Tenure of Committee Membership.

APPLICABLE POLICY

14. Council Policy Governance 13: Appointment of Community Members to Advisory Committees and Reference Groups.

The application of this Policy ensures transparency in the selection and appointment of Community Members to the Ray Owens Sports Centre Management Committee.

STAKEHOLDER ENGAGEMENT

15. Following Council consideration, the ROSCMC will be notified at their next scheduled meeting.

FINANCIAL CONSIDERATIONS

16. Nil.

SUSTAINABILITY

Social Implications

17. Nil.

Economic Implications

18. Nil.

Environmental Implications

19. Nil.

RISK MANAGEMENT

20.

Risk: Uneven representation from the associations may affect equitable decision making.		
Consequence	Likelihood	Rating
Moderate	Unlikely	Low
Action/Strategy		
Regular review of the Terms of Reference and the efficacy of the Management Committee.		

CONCLUSION

21. The changes to the Terms of Reference and appointment of Kerryanne Williams will ensure fair and equitable participation for both sporting associations.

22. Supplementary information following the City's Public Agenda Briefing session held on 11 August 2020:

Paragraph 11 of this report has been revised to include additional clarity as agreed by Members of the Ray Owen Sports Centre Management Committee.

Voting Requirements: Absolute Majority

RECOMMENDATION

That Council:

1. ADOPT the Revised Ray Owen Sports Centre Management Committee Terms of Reference (Attachment 2).
2. APPOINT Kerryanne Williams from the Kalamunda & Districts Netball Association to the Ray Owen Sports Centre Management Committee.

10.4.3. Stirk Park Master Plan - Stage One Concept Designs (Playground and Skate Park)

Declaration of financial / conflict of interests to be recorded prior to dealing with each item.

Previous Items	OCM 216/2017 OCM 134/2018;
Directorate	Office of the CEO
Business Unit	Leisure Planning
File Reference	
Applicant	City of Kalamunda
Owner	City of Kalamunda

Attachments	<ol style="list-style-type: none">1. Stirk Park Master Plan - Play Space Consultation Report and Concept Design [10.4.3.1 - 40 pages]2. Stirk Park Master Plan - Skate Park Consultation and Concept Design Report [10.4.3.2 - 22 pages]3. Stirk Park Master Plan - Stage One - Play Space and Skatepark Concept [10.4.3.3 - 2 pages]
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TYPE OF REPORT

- | | | |
|-------------------------------------|-------------|--|
| <input type="checkbox"/> | Advocacy | When Council is advocating on behalf of the community to another level of government/body/agency |
| <input checked="" type="checkbox"/> | Executive | When Council is undertaking its substantive role of direction setting and oversight (eg accepting tenders, adopting plans and budgets) |
| <input type="checkbox"/> | Information | For Council to note |
| <input type="checkbox"/> | Legislative | Includes adopting Local Laws, Town Planning Schemes and Policies. When Council determines a matter that directly impacts a person's rights and interests where the principles of natural justice apply. Examples include town planning applications, building licences, other permits or licences issued under other Legislation or matters that could be subject to appeal to the State Administrative Tribunal |

STRATEGIC PLANNING ALIGNMENT

Kalamunda Advancing Strategic Community Plan to 2027

Priority 1: Kalamunda Cares and Interacts

Objective 1.1 - To be a community that advocates, facilities and provides quality lifestyles choices.

Strategy 1.1.1 - Facilitates the inclusion of the ageing population and people with disability to have access to information, facilities and services.

Strategy 1.1.2- Empower, support and engage and with young people, families and our culturally diverse community.

Priority 1: Kalamunda Cares and Interacts

Objective 1.2 - To provide a safe and healthy environment for community to enjoy.

Strategy- 1.2.3 Provide high quality and accessible recreational and social spaces and facilities.

Strategy 1.2.2 - Advocate and promote healthy lifestyle choices by encouraging the community to become more physically active.

Strategy - 1.2.1 Facilitate a safe community environment.

Priority 1: Kalamunda Cares and Interacts

Objective 1.3 - To support the active participation of local communities.

Strategy 1.3.1 - Support local communities to connect, grow and shape the future of Kalamunda.

Priority 3: Kalamunda Develops

Objective 3.2 - To connect community to quality amenities.

Strategy 3.2.1 - Optimal management of all assets.

Priority 3: Kalamunda Develops

Objective 3.4 - To be recognised as a preferred tourism destination.

Strategy 3.4.1 - Facilitate, support and promote, activities and places to visit.

EXECUTIVE SUMMARY

1. The purpose of this report is to consider the Stirk Park Master Plan (Plan) stage one priorities concept design and estimated costs as the basis to seek external funding.
2. Specialised consultancy services were appointed to undertake extensive community consultation, concept designs and cost estimates for stage one priorities identified within the Plan including a new playground, skate park, youth and sport precinct and improved pathway network.
3. This report recommends Council adopt the Stirk Park Master Plan stage one priority concept designs.

BACKGROUND

4. Stirk Park is one of the City's premier public open space sites and is classified as a District Level Park. Stirk Park is located within the Kalamunda Town Centre and is one of the City's most popular public open spaces, often hosting regular major events. The Park also attracts both

City residents and tourists regularly, which aids in activating the area and benefits the City economically.

5. The Plan was presented to Council at the July 2018 Council meeting, where the following resolution (OCM134/2018) was carried:

That Council:

1. *APPROVES an amendment to the Stirk Park Master Plan to include a skate park within the Youth Precinct Area, in lieu of the pump track.*

2. *APPROVES the progression of detailed designs for the following stage one priorities:*
 - a) *Playground Upgrade;*
 - b) *Youth and Sport Precinct; and*
 - c) *Path Network Upgrade.*

6. The Plan identified that the existing Kalamunda Skate Park on Canning Road would be relocated to Stirk Park.
7. The Town Teams Movement and Skate Sculpture were engaged during the 2019/20 financial year to assist the City of Kalamunda in undertaking extensive community consultation, concept designs and cost estimates for stage one priorities identified within the Plan including a new playground, skate park, youth and sport precinct and improved pathway network.

DETAILS AND ANALYSIS

8. **Stirk Park - Playground and Youth and Sport Precinct**

The Town Teams Movement undertook a unique and expansive community engagement process in September 2019 to identify the various playground elements, themes and concepts to inform the playground design process.

9. The community engagement process involved a 'dot' mocracy survey, where school students at Kalamunda Primary School and Kalamunda Senior High School and community members at the Kalamunda Markets selected their preferred playground themes and elements for Stirk Park.
10. A 'Design by Enquiry' workshop was then held with student representatives from across eleven primary and secondary schools located in the City. A local family with a child living with disability also attended to provide a highly valuable insight into the design requirements

needed to ensure an inclusive concept was developed for all community members.

11. The overall consultation process achieved direct engagement with approximately 600 community members and received more than 2,800 design comments, identifying the following key themes for the playground:
- a) An authentically natural playground that captures the essence of Stirk Park and the uniqueness of the hill's region.
 - b) A connected place for everyone to utilise regardless of age, ethnicity or abilities.
 - c) An integrated natural treasure hunt that plays on the conceptual idea of the 'myth of Stirk Park'. This includes incorporating endemic animals such as the Quenda and / or Goanna into the playground design, along with local site and aboriginal history as part of a history bridge concept.
 - d) Development of playground zones to reflect the different age brackets that will utilise the playground.
 - e) Preferred playground equipment items and elements.
12. A summary of the consultation process and its findings by Town Teams Movement is provided in *Attachment One - Part A*
13. Based on the community consultation process, a concept design for the playground and youth and sport precinct has been developed as per *Attachment One - Part B*. The key playground design elements are:
- a) Sports Elements: $\frac{3}{4}$ sized basketball court and outdoor exercise equipment.
 - b) Picnic facilities: BBQs, bench seating and shade shelters.
 - c) Children's Play Equipment (2-7 years): Water play area in existing stream, sand play zones, musical instruments, cubby play area and junior play area with timber structures.
 - d) Tweenies (7-10 years): Intermediate timber play structure with all abilities access, excavated channel maze network, all abilities spinner and play tunnel.
 - e) Youth (10-14 years): Tree top lookouts with suspension bridges and slides, elevated climbing nets, double flying fox with all abilities seat, A- frame swings with all abilities seat and basket swing.
 - f) Chillout Zone.
 - g) New toilet block.
 - h) Two new bridges and an improved pathway network.
14. **Stirk Park – Skate Park**
- Skate Sculpture undertook an online engagement process in April 2020 to identify the various skate park elements and themes to inform the skate park design process.

15. The online community engagement process included a community survey, design templates to design your own skate park and an interactive brainstorming forum. A total of 156 responses were received from the community.
16. The community engagement process identified the following key themes for the skate park including:
 - a) A design that caters to all skateboard, scooter and BMX users.
 - b) A design that caters to the various skill levels of all users.
 - c) A design that has a bowl, transition and street plaza sections.
 - d) Provide community safety elements including CCTV, lighting (on a timer to control usage), vegetation screening for potential noise mitigation and allow for good passive surveillance.
 - e) Provide supporting amenities such as water fountains, toilets and shade shelters.
17. A summary of the consultation process and its findings by Skate Sculpture is provided in *Attachment Two*.
18. Based on the community consultation process, a concept design for the skate park has been developed as per *Attachment Two*. The key skate park design elements are:
 - a) Sections for a bowl, flow area and street plaza.
 - b) A separate yet connected learn to skate area for children.
 - c) A variety of skate elements for more skilled participants, that align with the skate sections for a bowl, transition and street area.
 - d) The existing landscape being integrated into the design, to create a blend of green space and skate elements.
 - e) Provision for shade and seating options.
 - f) Additional tree planting and screening to reduce noise and maintain good passive surveillance.
19. The skate park concept has been modelled on the Kalamunda Zig Zag shape, which provides the community with a strong connection and unique take on the skate parks design.
20. The Plan provided an indicative location for the skate park in the north west corner of the park. The design phase identified that shifting the skate park area slightly further to the south onto the higher ground, would create an ideal skate park location. In addition, utilising the higher ground will avoid the skate park being impacted by a high water table, which has been confirmed through recent geotechnical studies.
21. Five responses received during the consultation process did not support a skate park in Stirk Park, however the decision to install a skate park at Stirk Park has previously been endorsed by Council at OCM134/2018. This current consultation process was to help inform the concept designs.

Aspects of the feedback have been included in the concept designs such as the need for additional tree plantings, landscaping, security lighting and CCTV.

22. An overall concept design has also been developed for the Plans stage one priorities to ensure an integrated playground, youth and sport precinct and skate park design as provided in *Attachment Three*.
23. The next stage for progressing the Plans stage one priorities, is to seek and attain external funding sources, then develop detailed designs based on the concept plans.
24. Projects identified within the Plan that are not included in stage one will be undertaken as part of Stage 2, which is viewed as a long-term development (10 plus years).

APPLICABLE LAW

25. Local Government Act 1995 Section 3.18 (c) - Effective Management of Local Government Services and Facilities.

APPLICABLE POLICY

26. Cash-in-lieu Assessment Criteria (FAC22) provides strategic direction to Council's decision-making on proposed cash-in-lieu projects for which Stirk Park is eligible.

STAKEHOLDER ENGAGEMENT

27. The following engagement strategy and process was undertaken to promote the Plan and seek public comment:

Playground and Youth and Sport Precinct:

- a) 'Dot' mocracy survey and discussions at Kalamunda Primary School, Kalamunda Senior High School and Kalamunda Markets;
- b) One on one discussions with interested community members; and
- c) A comprehensive 'Design by enquiry' workshop with student representatives from eleven City schools, as well as a local family with a child living with a disability.

Skate Park:

- a) A community feedback survey on *Engage Kalamunda*;
- b) A copy of the survey was sent to all residents within Kalamunda, Gooseberry Hill, Lesmurdie and Maida Vale; all residents who had previously engaged with the City during and after the Plan; all skate park clinic participants; and the Youth Action Kalamunda group;

- c) One on one discussions with the skate park petition leaders and other local community members;
- d) Letters with a feedback form were sent to residents within a 200m radius of the Park;
- e) Design templates to design your own skate park;
- f) Online interactive brainstorming forum;
- g) A Drop-In session with selected survey participants to review the draft concept designs;
- h) Notices on the City’s website and other social media channels including Facebook, Instagram and Twitter; and
- i) An advertisement was placed in the local newspaper on 10 April 2020.

28. In addition to this community engagement process, an extensive community engagement process was previously undertaken for the development of the Plan. During this stage the City received over 700 responses from the community, of which their feedback was also reviewed during the concept design process.

FINANCIAL CONSIDERATIONS

29. The overall cost of developing the Plans stage one priorities is estimated at \$3.43 million. It should be noted that at this stage these figures are high level cost estimates only, inclusive of preliminaries, contingencies and professional fees.

30. An amount of \$2,040,000 has been included within the Council budget for 2020/21, however is subject to securing a successful Lotterywest funding application. If external funding sources are not secured, then the project will not proceed in the current financial year and the City will need to reconsider its funding approach and staging of the project.

31. Officers have recently met with Lotterywest representatives to discuss the project and have been advised to submit an expression of interest. Pending the success of this first stage, the City may be invited to progress a detailed application.

32. The project has been identified as being eligible for funding through a variety of funding sources as per below:

Funding Source	Funding Amount
City of Kalamunda (Public Open Space Cash in Lieu)	\$ 262,519
Lotterywest (State Government)	\$2,500,000
Community Safety Funding (Federal Government – CCTV and security lighting)	\$ 250,000
City of Kalamunda Municipal (Balance remaining)	\$ 417,481

Total Estimated Project Cost	\$3,430,000
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33. In July 2020, the Minister for Transport; Planning approved the City's Public Open Space cash in lieu request of \$262,519 for the upgrade of facilities at Stirk Park.

SUSTAINABILITY

Social Implications

34. The proposed improvements at Stirk Park will:
- a) significantly enhance the social experiences for the whole community.
 - b) enable the fostering of positive community interactions across a diverse range and background of community members.
 - c) cater for persons of all age ranges and abilities, which will provide a more inclusive environment at Stirk Park.
 - d) strongly encourage and cater for large family and social outings.
 - e) create a safe environment for the community through the provision of lighting and CCTV.
 - f) provide the community with an opportunity to connect with the local environment (flora and fauna) through various play elements and the nature play theme.
 - g) provide the community with opportunities to explore local history and Aboriginal heritage information at the site, through the history bridge concept.
 - h) provide improved recreational opportunities, which will assist in increasing physical activity and providing mental wellbeing benefits to the community.

Overall, this will make Stirk Park a highly desirable destination for the whole community, particularly families and aid in strengthening the social connection and wellbeing across the entire community.

Economic Implications

35. The implementation of the project will assist in providing local employment opportunities and provide increased economic activity to the Kalamunda community during the construction phase.
36. Stirk Park is located within the Kalamunda Town Centre and is already a tourism driver within Kalamunda. The proposed improvements will further activate the site and enhance its reputation as a destination park that will

further increase tourism within Kalamunda. The increased visitations to Stirk Park as a result of the improvements will have an economic benefit to the local business community within Kalamunda.

Environmental Implications

- 37. The concept design incorporates the existing vegetation within Stirk Park into the design and in fact enhances the vegetation with additional tree planting and landscaping.
- 38. The concept design will also enhance the northern portion of the Stirk Park stream by providing additional landscaping and rehabilitation works.
- 39. Sustainability design opportunities such as LED lighting, use of natural materials within the nature playground will be further refined during the detailed design stage.

RISK MANAGEMENT

- 40.

Risk: The concept designs developed do not meet the community's expectations.		
Consequence	Likelihood	Rating
Moderate	Unlikely	Low
Action/Strategy		
A detailed and thorough community consultation process has been undertaken with the feedback received incorporated into the concept designs.		

- 41.

Risk: The City doesn't receive the full funding allocation for the project.		
Consequence	Likelihood	Rating
Possible	Moderate	Medium
Action/Strategy		
Target a variety of different funding sources as part of the proposed funding mix and develop detailed grant applications that highlight the need for the project and the extensive community consultation process undertaken.		

CONCLUSION

- 42. An extensive community consultation process was undertaken to develop the concept designs and cost estimates for the Plans stage one priorities.

43. The Plans stage one priority concept designs include the following key elements being a new nature playground, skate park, youth and sport precinct, universally accessible toilets, CCTV, improved pathway network, security lighting and car parking improvements. Further to this there are opportunities within the concept design to recognise local history of the site and local area including aboriginal heritage and local fauna and flora.
44. In summary, considering the level of consultation undertaken it is recommended that Council adopts the concept designs for the Plans stage one priorities, and endorses the submission of external funding applications to the identified funding bodies.

Voting Requirements: Simple Majority

RECOMMENDATION

That Council:

1. **ADOPT** the concept designs for the Stirk Park Master Plan stage one priorities (Attachment One Part B, Attachment Two and Attachment Three).
2. **ENDORSE** the City of Kalamunda seeking external grant funding opportunities for the Stirk Park Master Plan stage one priorities.

10.4.4. Customer Service Results 2019 / 2020

Declaration of financial / conflict of interests to be recorded prior to dealing with each item.

Previous Items	N/A
Directorate	Office of the CEO
Business Unit	Customer & Public Relations
File Reference	
Applicant	
Owner	
Attachments	Nil

TYPE OF REPORT

- Advocacy When Council is advocating on behalf of the community to another level of government/body/agency
- Executive When Council is undertaking its substantive role of direction setting and oversight (e.g. accepting tenders, adopting plans and budgets)
- Information For Council to note
- Legislative Includes adopting Local Laws, Town Planning Schemes and Policies. When Council determines a matter that directly impacts a person's rights and interests where the principles of natural justice apply. Examples include town planning applications, building licences, other permits or licences issued under other Legislation or matters that could be subject to appeal to the State Administrative Tribunal

STRATEGIC PLANNING ALIGNMENT

Kalamunda Advancing Strategic Community Plan to 2027

Priority 1: Kalamunda Cares and Interacts

Objective 1.3 - To support the active participation of local communities.

Strategy 1.3.1 - Support local communities to connect, grow and shape the future of Kalamunda.

Priority 4: Kalamunda Leads

Objective 4.1 - To provide leadership through transparent governance.

Strategy 4.1.2 - Build an effective and efficient service-based organisation.

Priority 4: Kalamunda Leads

Objective 4.2 - To proactively engage and partner for the benefit of community.

Strategy 4.2.1 - Actively engage with the community in innovative ways.

EXECUTIVE SUMMARY

1. The purpose of this report is to provide an update on the Customer Service Results for 2019/2020 financial year, as a part of the Customer Service Strategy.
2. The Customer Service Strategy 2017/2021 (CSS) is the catalyst for bringing together an ongoing program of initiatives to focus the City of Kalamunda (City) on continually improving the customer service experience in all spaces and outlines the key principles, strategies, actions, and performance measures for improved customer service standards.
3. The recommendation is to note the results of the for 2019/2020 financial year.

BACKGROUND

4. Council adopted the CSS in November 2017.
5. The key objectives of the CSS are to:
 - a) Strive to achieve a new customer service ethos and deliver on the customer service promise and principles
 - b) To culturally optimise the organisation to achieve best practice customer service outcomes
 - c) To support and train staff to feel empowered, be proactive and work collaboratively toward business objectives and customer service excellence
 - d) To effectively communicate with our customers, internally and externally
6. The Customer Service Ethos is: We will focus on a combination of concepts including cultural change, technological and process improvement, and a centralised service model - with increased self-service options and improvements based on customer feedback.

The City's customers are the 'key influencers' in the development, improvement and delivering of our services.
7. The Customer Service Promise is, "Supported by innovative technology solutions and regular best practice training, staff will be proactive, focus

on future planning to meet business objectives and work collaboratively, with the customer experience always in mind.” “All City interactions with customers will be timely and meaningful.”

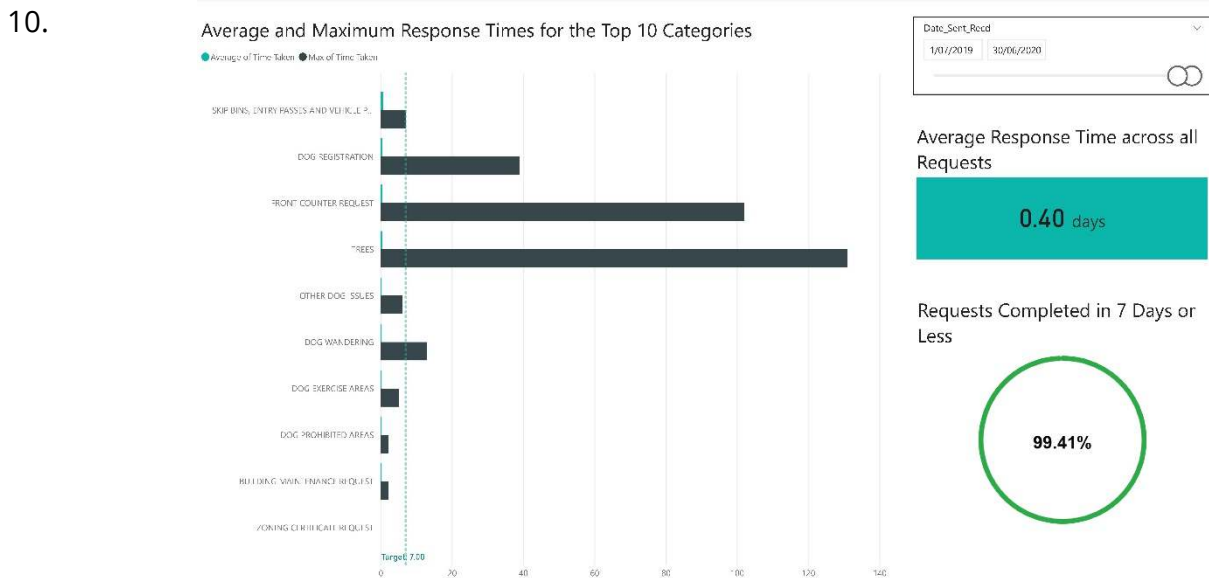
8. The adopted City of Kalamunda principles of Customer Service are as follows:

1.	Customers will receive timely responses	<ul style="list-style-type: none"> a) We will always provide an estimation of timeframe for response at each interaction b) We will update customers on the status of their enquiry at regular intervals c) Customers referrals across business units will be as minimal as possible d) We monitor the timeliness of our correspondence
2.	Customer interactions will be meaningful	<ul style="list-style-type: none"> a) We aim to handle enquiries at first point of contact b) All staff will have access to accurate and up-to-date information c) Staff will seek to understand enquiries to the deepest possible level before responding d) All responses to customers will be personalised and professional e) Even when we may need to say, ‘we can’t’ we will offer options for things we ‘can do.’
3.	Each customer will be made to feel like the only customer	<ul style="list-style-type: none"> a) We will ask our customers how they like to receive information and deliver it accordingly b) We recognise ‘one-size does not fit all’ and we will be flexible in our service offerings c) We will always do more to exceed expectations d) Complex requests and complaints will be handled with priority
4.	We will help our customers to help themselves	<ul style="list-style-type: none"> a) We offer and promote integrated self-service options b) We explore and use innovative technology solutions that makes accessing information easy c) Online information will be available 24/7 and enabled for mobile devices d) As many transactions as possible will be automated e) Develop simple guides and instructions to help customers understand our processes

5.	Our customers are informed and will help inform our services	<ul style="list-style-type: none"> a) We will consider the customer’s perspective and actively seek feedback often, in different ways b) We will admit when we get it wrong, reviewing and improving our processes each time c) We will communicate on any new service (or fee) or expected change in levels of service as early as possible d) Our people and our customers will be our best advocates
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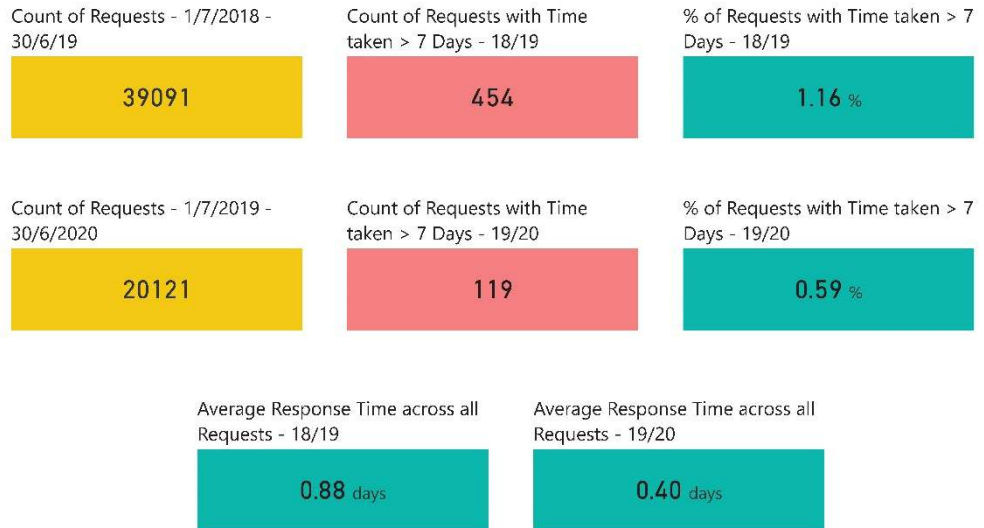
DETAILS AND ANALYSIS

9. The City has now been analysing customer service data since the implementation of the strategy, allowing for an analysis of 2018, 2019 and 2020 results, which has seen considerable and continued improvement in relation to the average response time in particular.



11. 99.41% of request across the 2019/2020 financial year were completed in 7 days or less.

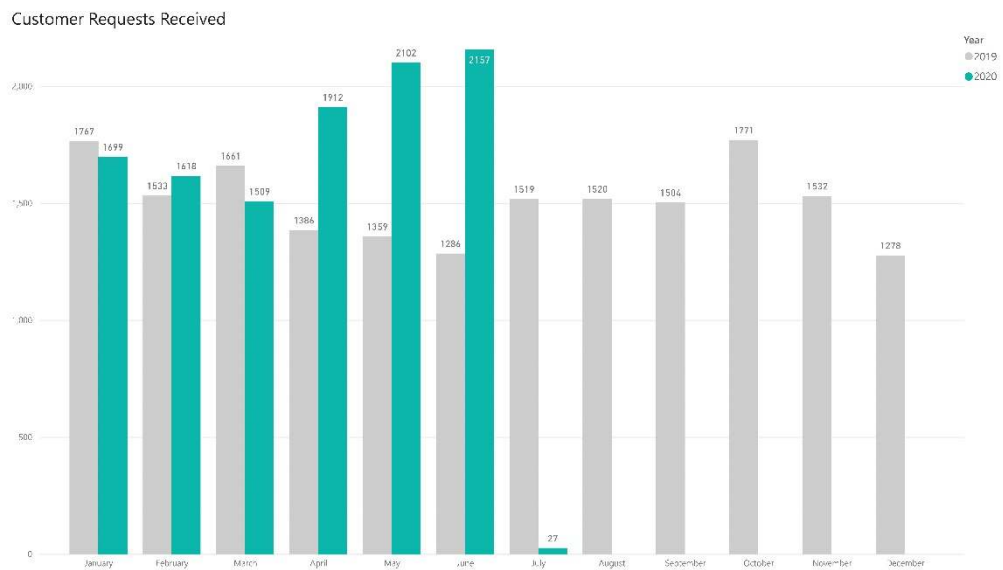
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13.

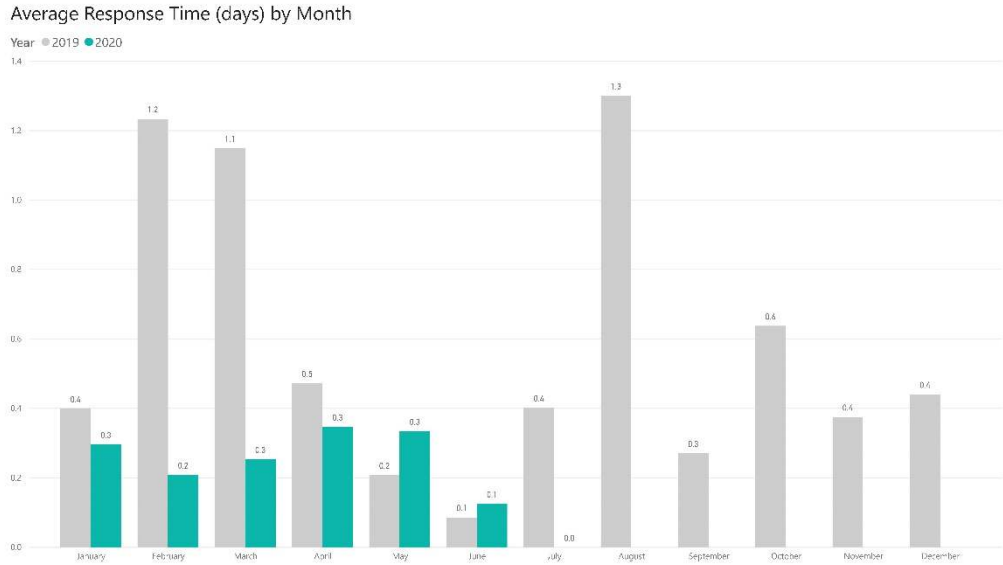
In reviewing the results of 2018/2019 and 2019/2020 the City displayed a considerable further improvement in the total number of requests. Overall the average response time across all requests went from 0.88 days to 0.40 days.

14.



The number of customer service requests received in April, May and June increased in comparison to that time of year in 2019. It is noted this is during the time of the COVID-19 Pandemic, with face to face service not available and outstations closed. It was also a time where some community members were self-isolating and working from home.

15.



16. Despite the increase in the number of requests in April – June described in point 14, the average response time supported an extremely positive result, and was under 0.3 days for the period January– June 2020.

17.



18. The top 10 customer requests for 2019/2020 included trees, several requests regarding dogs, building maintenance requests, skip bins, entry passes, and vehicle permits, zoning certificate requests and general front counter requests.

19. Call Recording also continues to be monitored, reported on and analysed for further improvement opportunities across the organisation.

20.

Wait Times vs Number of Calls Queued by Month



21.

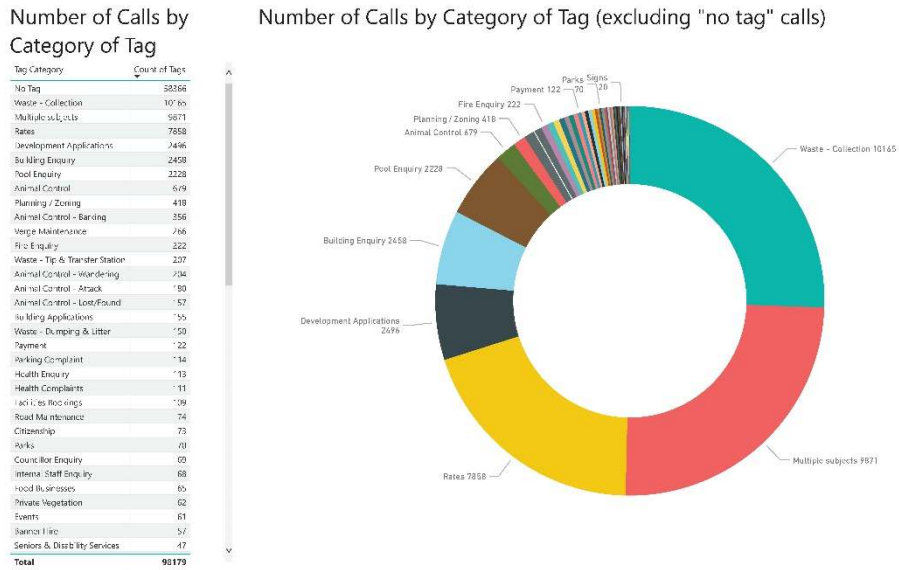
The City continued to perform very well in relation to phone enquiries. With the average speed of answer at 1 minute or under for 10 months of the year. A spike in calls in October 2019, and to a lesser extent November, pushed numbers of calls queued reaching more than a 7,000 with a representative impact on wait times for the month.

22.

Longest Wait Times vs Number of Calls Queued by Month

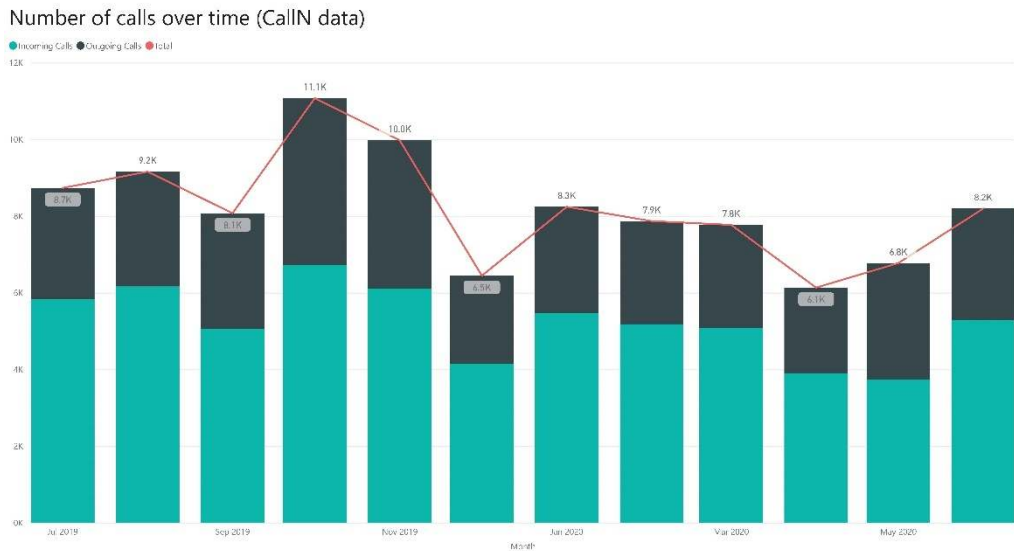


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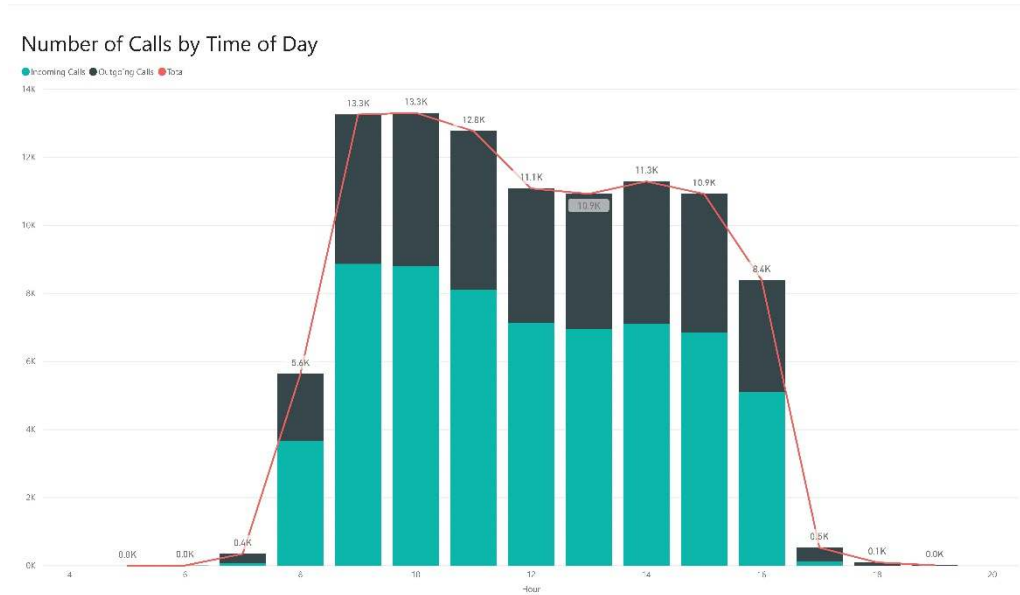
The number of call tags per category highlighted the substantial number of calls about waste, followed by calls with multiple enquiries, rates, development applications, building and pool enquiries and then animal control.

26.



The number of incoming calls was steady with spikes in October and November as referenced at point 21 of the report.

27.



A review of the annual statistics in relation to calls over the budget year show that call numbers are consistent per time of day, in line with the City's opening hours.

APPLICABLE LAW

28. *Local Government Act 1995*

APPLICABLE POLICY

29. Service 1 – Managing Unreasonable Conduct by Customers
Service 5 - Communication and Engagement

STAKEHOLDER ENGAGEMENT

30. Results circulated throughout the Organisations to all Business Units as part of an informing campaign.

31. The City has a process allowing for continual feedback and suggestions from customers, which are utilised to review customer service opportunities.

32. Feedback from residents has continued to be extremely positive.

FINANCIAL CONSIDERATIONS

33. The CSS Implementation Plan is undertaken within the current budget parameters.

SUSTAINABILITY

Social Implications

34. N/A

Economic Implications

35. N/A

Environmental Implications

36. N/A

RISK MANAGEMENT

37.	Risk: Customer Service Strategy is not implemented by the due date		
	Consequence	Likelihood	Rating
	Moderate	Unlikely	Low
	Action/Strategy		
	An annual implementation plan is developed each year and reported against, to ensure that over the lifetime of the strategy all objectives are successfully achieves. This is tracked monthly.		

CONCLUSION

38. The success of the CSS Implementation to date is a credit to the entire organisation.

39. There is a strong customer centric focus and culture that is continuing to strengthen.

Voting Requirements: Simple Majority

RECOMMENDATION

That Council NOTE the Customer Service results for the 2019/20 Financial year.

10.4.5. Strategic Community Plan Review

Declaration of financial / conflict of interests to be recorded prior to dealing with each item.

Previous Items

Directorate Office of the CEO
Business Unit Customer & Public Relations
File Reference
Applicant
Owner

Attachments 1. Strategic Community Plan Activity Schedule 002
[10.4.5.1 - 3 pages]

TYPE OF REPORT

- Advocacy When Council is advocating on behalf of the community to another level of government/body/agency
- Executive When Council is undertaking its substantive role of direction setting and oversight (eg accepting tenders, adopting plans and budgets)
- Information For Council to note
- Legislative Includes adopting Local Laws, Town Planning Schemes and Policies. When Council determines a matter that directly impacts a person's rights and interests where the principles of natural justice apply. Examples include town planning applications, building licences, other permits or licences issued under other Legislation or matters that could be subject to appeal to the State Administrative Tribunal

STRATEGIC PLANNING ALIGNMENT

Kalamunda Advancing Strategic Community Plan to 2027

Priority 4: Kalamunda Leads

Objective 4.1 - To provide leadership through transparent governance.

Strategy 4.1.1 - Provide good governance.

Strategy 4.1.2 - Build an effective and efficient service based organisation.

Priority 4: Kalamunda Leads

Objective 4.2 - To proactively engage and partner for the benefit of community.

Strategy 4.2.1 - Actively engage with the community in innovative ways.

EXECUTIVE SUMMARY

1. The purpose of this report is for Council to consider and endorse the strategy for and initiation of a review of the City of Kalamunda (City) Strategic Community Plan - Kalamunda Advancing 2027 (Plan).
2. The Plan is the key document within the Western Australian State Government legislated the Integrated Planning and Reporting Framework (IPR) for all local governments.
3. It is recommended that Council endorse the review of the Plan.

BACKGROUND

4. In 2013 the Western Australian State Government legislated the Integrated Planning and Reporting Framework (IPR) for all local governments. The IPR ensures all local governments engage with their communities and enables community members and stakeholders to participate in shaping the future of their community and in identifying issues and solutions. In essence it is a process designed to:
 - Articulate the community's vision, outcomes and priorities
 - Allocate resources to achieve the vision, striking a considered balance between aspirations and affordability
 - Monitor and report progress.
5. The Plan documents the community's vision, outcomes and priorities. It is a ten-year plan that is desktop reviewed every two years with a major consultative review every four years.
6. The City of Kalamunda Strategic Community Plan - Kalamunda Advancing 2027 is the highest-level plan the City will prepare. Its purpose is to document the community's main priorities, expectations and aspirations for the City of Kalamunda over a 10-year time period and to plan strategies for achieving them. In doing this, the planning process will consider the issues and pressures affecting the community and the level of resources realistically available to achieve its aims and aspirations.
7. In 2013 the City of Kalamunda published Kalamunda Advancing: Strategic Community Plan To 2023 and in 2016 completed its major strategic community plan review. The major review has involved extensive engagement with the community and Council on Vision, Priorities and Outcomes.
8. As part of the 2016 Strategic Community Plan review of the City's vision was revisited to determine its relevance. When community engagement

workshop and survey participants were asked to describe their desired vision for Kalamunda in ten Years, the prevailing aspiration of the City's community was – "Connection": the Vision is currently, "Connected Communities, Valuing Nature and Creating our Future Together"

9. The Corporate Business Plan is a four-year plan which details the services, operations and projects the City of Kalamunda will deliver to achieve the vision of the Strategic Community Plan. It articulates the City's commitments and the measurements that will be used to determine if the City is progressing towards the aspirations of the Strategic Community Plan.
10. Annual Business Plans are developed from the Corporate Business Plan. A new Corporate Business Plan will be developed in 2021, following adoption of the Strategic Community Plan.

DETAILS AND ANALYSIS

11. The Strategic Community Plan needs to include clear definition of the Council's strategic priorities, intentions for asset stewardship and service delivery, and resourcing implications over the coming decade – clearly linked to the community's aspirations.
12. The Current plan was adopted in 2017 and is now due for a 4-year review.
13. While a Council has a custodial role in initiating, preparing and maintaining the Strategic Community Plan, on behalf of the community, it is not wholly responsible for implementation. Other partners, such as Federal and State government and the Not-for-Profit sector and community groups, may also be engaged in delivering the long-term objectives.
14. The City of Kalamunda is proposing to conduct the next major review of its Strategic Community Plan between September 2020 and March 2021.
15. The review will include:
 - Research conducted to determine trends, issues and impacts
 - Community consultation undertaken through community workshops, online and paper surveys
 - The Plan refined with Council to develop the outcomes, objectives needed to achieve the overall vision
 - Plan drafted and strategies and measured developed.
 - Council endorsement of the draft Plan before release for public comment
 - Final adjustments made to the Plan before final is presented to Council for consideration.

APPLICABLE LAW

- 16. Local Government Act 1995.
- 17. Local Government Regulations 1996.

APPLICABLE POLICY

- 18. Service 5 – Communication and Engagement

STAKEHOLDER ENGAGEMENT

- 19. Significant Community Engagement to be undertaken as a part of the review of the Strategic Community Plan. Please see Appendix 1 for the proposed Engagement Schedule.
- 20. In person and online workshops are proposed, along with surveys, all supported by an integrated marketing and communications plan including traditional advertising and social media.

FINANCIAL CONSIDERATIONS

- 21. Review to be undertaken in house with no additional resources allocated.

SUSTAINABILITY

- 22. N/A

RISK MANAGEMENT

23.	Risk: Strategic Community Plan is not reviewed and presented to Council during 2021.		
	Consequence	Likelihood	Rating
	Major	Possible	High
	Action/Strategy		
	Officers undertaking Strategic planning and prepare community engagement schedule to ensure that the review is completed in the necessary statutory time frames.		

CONCLUSION

- 24. The Integrated Planning Framework process takes into account how the community is changing over time, with respect to demography, the nature of economic activity, people’s expectations and so on. Technology is

changing the way we communicate and interact with each other. The future may require different assets and services.

Voting Requirements: Simple Majority

RECOMMENDATION

That Council ENDORSE the strategy for and initiation of the review of the City of Kalamunda Strategic Community Plan - Kalamunda Advancing 2027

10.4.6. Proposed Renaming of John Reid Oval

Declaration of financial / conflict of interests to be recorded prior to dealing with each item.

Previous Items	N/A
Directorate	Office of the CEO
Business Unit	Customer & Public Relations
File Reference	
Applicant	
Owner	
Attachments	1. Forrestfield Football Club City Of Kalamunda Councillor Request for John Reid Oval Name Chnage_ [10.4.6.1 - 2 pages]

TYPE OF REPORT

- Advocacy When Council is advocating on behalf of the community to another level of government/body/agency
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- Information For Council to note
- Legislative Includes adopting Local Laws, Town Planning Schemes and Policies. When Council determines a matter that directly impacts a person’s rights and interests where the principles of natural justice apply. Examples include town planning applications, building licences, other permits or licences issued under other Legislation or matters that could be subject to appeal to the State Administrative Tribunal

STRATEGIC PLANNING ALIGNMENT

Kalamunda Advancing Strategic Community Plan to 2027

Priority 1: Kalamunda Cares and Interacts

Objective 1.1 - To be a community that advocates, facilities and provides quality lifestyles choices.

Strategy 1.1.2 - Empower, support and engage and with young people, families and our culturally diverse community.

Priority 4: Kalamunda Leads

Objective 4.2 - To proactively engage and partner for the benefit of community.

Strategy 4.2.1 - Actively engage with the community in innovative ways.

EXECUTIVE SUMMARY

1. The City of Kalamunda (City) has received a request from the Forrestfield Football Club to consider renaming the John Reid Oval in Forrestfield.
2. The City does not have any policy to guide assessment of this request.
3. It is recommended that the consideration of this request be deferred until the City develops a policy for the naming of reserves and facilities and undertakes community consultation on the policy.

BACKGROUND

4. John Reid Oval was named after Cr John Reid who served as a Councillor for the Shire from 1973 to 1985.
5. Council named the site Reid Oval on the 18/08/1986.

DETAILS AND ANALYSIS

6. The City has received a request from the Forrestfield Football Club to consider renaming John Reid Oval to Terry Davidson Oval in recognition of service to the Football Club.
7. Many local governments have policies that help guide Council in the naming of Parks, Reserves, Buildings and the like. The City does not have such a policy in place.
8. It is noted that irrespective of any Council policy, the naming of all parks and recreational reserves needs to be formally approved by Landgate. Landgate have published policies and procedures for naming conventions which need to be adhered to and should be referenced in any Policy considered by Council.
9. Under section 1.1.4 of the Policies and Standards for Geographical Naming in Western Australia Version 02:2017 it is set out that, "Any change to an existing approved name is discouraged". As all official names are meant to be enduring, any proposals to change the name of a feature, administrative boundary or road must include evidence of a compelling reason for such a change, for example the proposal is deemed to be in the public interest for safety reasons. Evidence of community consultation and feedback from all relevant agencies and jurisdictions must be included with the submission.
10. If Landgate determines that the name change is unnecessary or non-essential, yet there is enough community support for the change and it is

compliant with the relevant naming policies and standards, it may be approved but it shall incur a service charge.

11. It is recognised that this request regarding renaming John Reid Oval will not be the last request that the City receives regarding naming of a park, reserve or building within the District and as such, developing and adopting a Policy in this regard provides the community, advocates and Council with appropriate guidance in the matter.
12. It is thus proposed that the City not consider changing the name of John Reid Oval at this time until such time that a Policy is developed.

APPLICABLE LAW

13. *Land Administration Act 1997*

APPLICABLE POLICY

14. Policies and Standards for Geographical Naming in Western Australia
Version 02:2017

STAKEHOLDER ENGAGEMENT

15. It is proposed that Community engagement be undertaken in the development of a City of Kalamunda Policy for Naming of parks and facilities.

FINANCIAL CONSIDERATIONS

16. N/A

SUSTAINABILITY

Social Implications

17. A society cannot function without reliable location information. One of the earliest and most enduring examples of this is place names. Names not only help people find locations, they provide an interesting insight into the history and culture of areas. In Western Australia we have a rich array of names for landmarks, towns, suburbs and streets.

They recognise our Aboriginal culture, colonial past, the contributions of important Western Australians and so much more. Our place names are an important part of who we are and what we value.

Economic Implications

18. N/A

Environmental Implications

19. N/A

RISK MANAGEMENT

20.	Risk: Family of Mr John Reid are offended by the proposal		
	Consequence	Likelihood	Rating
	Possible	Significant	High
	Action/Strategy		
	The City proposes to undertake community consultation, explaining that a request has been made by the Forrestfield Football Club and asking for feedback from all parties before making any further recommendations to Council on this matter.		

CONCLUSION

- 21. In view of the lack of a Policy to provide guidance for Council on this issue, deferral of the request is considered appropriate.
- 22. Nevertheless, based on the Landgate Policies, in this instance an option may be for the Club to consider renaming their club rooms.

Voting Requirements: Simple Majority

RECOMMENDATION

That Council:

- 1. DEFER consideration of the request to rename John Reid Oval in Forrestfield and the Forrestfield Football Club advised accordingly.
- 2. REQUEST a Policy is developed for the naming or renaming of any locations in the City of Kalamunda which is brought to Council for endorsement for the purposes of community consultation.

10.5. Chief Executive Officer Reports

10.5.1. Debtors and Creditors Report for the period ended July 2020

Declaration of financial / conflict of interests to be recorded prior to dealing with each item.

Previous Items	N/A
Directorate	Corporate Services
Business Unit	Financial Services
File Reference	FI-CRS-002
Applicant	N/A
Owner	N/A

Attachments	1. Creditors Payment Listing for the period ended 31 July 2020 [10.5.1.1 - 29 pages]
	2. Summary of Debtors for the month of July 2020 [10.5.1.2 - 2 pages]
	3. Summary of Creditors for month of July 2020 [10.5.1.3 - 1 page]

TYPE OF REPORT

- Advocacy When Council is advocating on behalf of the community to another level of government/body/agency
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STRATEGIC PLANNING ALIGNMENT

Kalamunda Advancing Strategic Community Plan to 2027

Priority 4: Kalamunda Leads

Objective 4.1 - To provide leadership through transparent governance.

Strategy 4.1.1 - Provide good governance.

EXECUTIVE SUMMARY

1. The purpose of this report is to provide Council with the list of payments made from Municipal and Trust Fund Accounts in July 2020, in accordance with the requirements of the *Local Government (Financial Management) Regulations 1996* (Regulation 13).
2. The Debtors and Creditors report provides Council with payments made from Municipal and Trust accounts together with outstanding debtors for the month of July 2020.
3. It is recommended that Council:
 - a) Receive the list of payments made from the Municipal and Trust Fund Accounts in July 2020 in accordance with the requirements of the Local Government (Financial Management) Regulations 1996 (Regulation 13); and
 - b) Receive the outstanding debtors and creditors report for the month of July 2020.

BACKGROUND

4. Trade Debtors and Creditors are subject to strict monitoring and control procedures.

At the Special Council Meeting held on 7 April 2020 the Council adopted the City's COVID-19 Financial Hardship Policy.

Effective for 2020/21 Financial year the following principles are endorsed by the Council in order to provide financial assistance to the community which will have an impact on future income and debt collection.

- a) Waive 2020/21 food and health inspection fees for targeted small businesses affected by COVID-19 and reduce the anticipated income for this service by approximately \$37,000.
5. In accordance with *the Local Government (Financial Management) Regulations 1996* (Regulation 13) reporting on payments made from Municipal Fund and Trust Fund must occur monthly.

DETAILS AND ANALYSIS

Debtors

6. Sundry debtors as of 31 July 2020 were \$867,202. This includes \$532,186 of current debts and \$704 unallocated credits (excess or overpayments).

7. Invoices over 30 days total \$95,599, debts of significance:
- a) City of Kalgoorlie Boulder, \$47,513, Altus Project reimbursement;
 - b) GIO Workers Compensation, \$22,052, workers compensation;
 - c) Dome Coffees Australia, \$5,524, lease / utilities;
 - d) Department of Education, \$3,214, KPAC expenses;
 - e) Department of Fire & Emergency, \$2,933, vehicle expenses;
 - f) Kalamunda & District Basketball, \$2,459, utilities;
 - g) Salini Impregilo NRW, \$2,013, road wear; Paid 05/08/20
 - h) Municipal Workcare, \$1,887, workers compensation;
 - i) Zig Zag Gymnastics, \$1,702, lease; and
 - j) Kalamunda & District Rugby Union, \$1,346, utilities.
8. Invoices over 60 days total \$230,020, debts of significance:
- a) E.I. Dujmovic Pty Ltd, \$230,000, Developer Contribution invoice related to the Forrestfield Industrial Area Scheme stage 1.
9. Invoices over 90 days total \$10,100, debts of significance:
- a) Zig Zag Gymnastics, \$3,563, lease Fees;
 - b) Dome Coffees Australia, \$2,567, Lease Fees; and
 - c) Hartfield Country Club, \$2,164, Lease Fees. Payment made on 05/08/20

Write off Debts

10. The following debts were written off during the period ended 31 July 2020 under delegation to the CEO from the Council - LGA 7 write off debts.

In accordance with Council Delegation LGA7, temporary amendment – OCM 28/04/20, the Chief Executive Officer is delegated to exercise the powers or discharge the duties of the Council to write off debts where the relevant debt does not exceed \$5,000.

Debtor	Fee Type	\$
Multicultural Talent Academy	Hall Hire – Kalamunda Performing Arts Theatre	226.90
	TOTAL	226.90

Creditors

12. Payments totalling \$5,538,237 were made during the month of July 2020. Standard payment terms are 30 days from the end of the month, with local businesses and contractors on 14-day terms.

13. Significant Municipal payments (GST inclusive – where applicable) made in the month were:

Supplier	Purpose	\$
Australian Tax Office	PAYG payments	413,497.36
Beaver Tree Services	General tree services / under powerlines pruning for various locations	407,083.16
Main Roads (WA)	Project management services – Welshpool Road East shared path, grant refund – Canning Road/Pickering Brook Road	383,255.16
Cleanaway	Waste recycling and bulk bin disposal fees	312,253.04
Eastern Metropolitan Regional Council (EMRC)	Domestic waste charges – disposal fees	292,509.64
LGIS Property	Property Insurance - various locations 30 June 2020-30 June 2021	206,390.62
WA Local Government Superannuation Plan	Superannuation contributions	191,532.91
Major Motors Pty Ltd	Purchase of Plant as per plant replacement schedule and vehicle parts	189,723.65
LGIS Liability Scheme	Insurance - 30 June 2020-30 June 2021	184,581.10
Synergy	Power charges -various locations	135,082.25
LGIS Work care Insurance	Insurance - 30 June 2020-30 June 2021	133,455.35
IT Vision Australia Pty Ltd	Synergy soft annual licence fees	122,944.55
Road Rail & Mine Products Pty Ltd	Supply and install of crash barrier – Holmes Road	114,345.00
Hill top Group Pty Ltd	Building maintenance at various locations	98,202.15
Western Australian Treasury Corporation	Loan instalment payment – Loan 222	96,590.44
Vermeer (WA & NT)	Purchase of Plant as per plant replacement schedule and vehicle parts	93,973.00
Martin’s Environmental Services	Herbicide spraying for control of weeds in conservation reserves at various locations	62,084.00

Dowsing group Pty Ltd	Road maintenance at various locations	56,655.06
Kennedy's Tree Services	Tree removal, under power line pruning – various locations	54,890.00
McKay Earth Moving Pty Ltd	Plant and equipment hire for various locations	52,733.47
Ninetex Pty Ltd	Promapp subscription fee – 2020-2021	50,820.00
Kalamunda Electrics	Installation, Upgrade and electrical repairs at various locations	50,745.86

These payments total \$3,703,347.77 and represent 67% of all payments for the month.

Payroll

14. Salaries are paid in fortnightly cycles. A total of \$1,215,739 was paid in net salaries for the month of July 2020.
15. Details are provided in (Attachment 1) after the creditor's payment listing.

Trust Account Payments

16. The Trust Accounts maintained by the City of Kalamunda (City) relate to the following types:
 - a) CELL 9 Trust;
 - b) POS Trust;
 - c) NBN Tower Pickering Brook Trust
17. There were no transactions related to the trust accounts during July 2020.

APPLICABLE LAW

18. Regulation 12(1) of the *Local Government (Financial Management) Regulations 1996*.
19. Regulation 13 of the *Local Government (Financial Management) Regulations 1996*.

APPLICABLE POLICY

20. Debt Collection Policy S-FIN02.
21. Register of Delegations from Council to CEO.

STAKEHOLDER ENGAGEMENT

Internal Referrals

22. Various business units are engaged to resolve outstanding debtors and creditors as required.

External Referrals

23. Debt collection matters are referred to the City's appointed debt collection agency when required.

FINANCIAL CONSIDERATIONS

24. The City will continue to closely manage debtors and creditors to ensure optimal cash flow management.

SUSTAINABILITY

Social Implications

25. Nil.

Economic Implications

26. Nil.

Environmental Implications

27. Nil.

RISK MANAGEMENT

Debtors

- 28.
- | | | |
|---|-------------------|---------------|
| Risk: The City is exposed to the potential risk of the debtor failing to make payments resulting in the disruption of cash flow. | | |
| Consequence | Likelihood | Rating |
| Possible | Insignificant | Low |
| Action/Strategy | | |
| Ensure debt collections are rigorously managed. | | |

Creditors

29.

Risk: Adverse credit ratings due to the City defaulting on the creditor.		
Consequence	Likelihood	Rating
Possible	Insignificant	Low
Action/Strategy		
Ensure all disputes are resolved in a timely manner.		

CONCLUSION

30. Creditor payments for July 2020 are within the normal trend range.

Voting Requirements: Simple Majority

RECOMMENDATION

That Council:

1. RECEIVE the list of payments made from the Municipal Accounts in July 2020 (Attachment 1) in accordance with the requirements of the Local Government (Financial Management) Regulations 1996 (Regulation 13).
2. RECEIVE the outstanding debtors and creditors report (Attachment 2 and 3) for the month of July 2020.

10.5.2. Draft Monthly Financial Statements to July 2020

Declaration of financial / conflict of interests to be recorded prior to dealing with each item.

Previous Items	N/A
Directorate	Corporate Services
Business Unit	Financial Services
File Reference	FIR-SRR-006
Applicant	N/A
Owner	N/A
Attachments	<ol style="list-style-type: none">1. Statement of Financial Activity for the period ended 31 July 2020 [10.5.2.1 - 2 pages]2. Statement of Net Current Funding position as at 31 July 2020 [10.5.2.2 - 1 page]

TYPE OF REPORT

- Advocacy When Council is advocating on behalf of the community to another level of government/body/agency
- Executive When Council is undertaking its substantive role of direction setting and oversight (e.g. accepting tenders, adopting plans and budgets)
- Information For Council to note
- Legislative Includes adopting Local Laws, Town Planning Schemes, and Policies. When the Council determines a matter that directly impacts a person's rights and interests where the principles of natural justice apply. Examples include town planning applications, building licenses, other permits or licenses issued under other Legislation or matters that could be subject to appeal to the State Administrative Tribunal

STRATEGIC PLANNING ALIGNMENT

Kalamunda Advancing Strategic Community Plan to 2027

Priority 4: Kalamunda Leads

Objective 4.1 - To provide leadership through transparent governance.

Strategy 4.1.1 - Provide good governance.

Strategy 4.1.2 - Build an effective and efficient service-based organisation.

EXECUTIVE SUMMARY

1. The purpose of this report is to provide Council with the Statutory Financial Statements for the period ended 31 July 2020.
2. The Statutory Financial Statements report on the activity of the City of Kalamunda (the City) with comparison of the month's performance against the budget adopted by the Council on 30 June 2020 for the 2020/21 financial year.
3. It is recommended that Council receives the draft Monthly Statutory Financial Statements for the month ended 31 July 2020, which comprise:
 - a) Statement of Financial Activity (Nature or Type);
 - b) Statement of Financial Activity (Statutory Reporting Program);
 - c) Net Current Funding Position note to financial report.

BACKGROUND

4. The Statement of Financial Activity (Attachment 1), incorporating various sub-statements, has been prepared in accordance with the requirements of the *Local Government Act 1995 (Act)* and Regulation 34 of the Local Government (Financial Management) Regulations 1996.
5. The opening funding position in the Statement of Financial Activity reflects the un-audited surplus carried forward from 2019/20.

DETAILS AND ANALYSIS

6. The Act requires the Council to adopt a percentage or value to be used in reporting variances against Budget. Council has adopted the reportable variances of 10% or \$50,000 whichever is greater.
7. The opening surplus position is un-audited and subject to change as:
 - a) Land and Building revaluation entries are pending subject to the City's External Auditors' review;
 - b) Capital projects are at a point of finalisation which can impact on asset categories and depreciation;
 - c) Provisions for staff leave entitlements have not been finalised;
 - d) June 2020 Overhead allocations have not been finalised and under/over recoveries on allocation accounts are yet to be finalised;
 - e) Audited results of Eastern Metropolitan Regional Council (EMRC) of which the City owns a substantial percentage of equity have not been finalised;
 - f) Adjustments related to the new Australian Accounting Standards effective from 2019/20 and are not finalised.

- g) Potential audit adjustments resulting from the final audit by the Office of the Auditor General may be required.

FINANCIAL COMMENTARY

Draft Statement of Financial Activity by Nature and Type for the period ended 31 July 2020

- 8. This Statement reveals a net result surplus of \$55,990,128 compared to the budget for the same period of \$49,466,930.

Operating Revenue

- 9. Total Revenue excluding rates is over budget by \$307,837. This is made up as follows:
 - a) Operating Grants, Subsidies and Contributions are over budget by \$257,383. The variance is due to revenue received early for "Better Bins Kerbside Collection Program". The grant programme is managed by the Department of Water and Environmental regulation.
 - b) Fees and Charges over budget by \$32,790. This is an aggregate result of minor variances in individual fee categories.
 - c) Interest Income is over budget by \$17,547. This is the result of a timing matter.
 - d) Other Revenue is over budget by \$116. The variance is within the reporting threshold.

Operating Expenditure

- 10. Total expenditure is under budget by \$372,452. The significant variances within the individual categories are as follows:
 - a) Employment Costs are under budget by \$20,624, which is primarily due to vacant positions and the aggregate result of minor variances in various business units. The variance is within the reporting threshold.
 - b) Materials and Contracts are under budget by \$273,270.
 - i. Waste costs are under budget by \$203,188 mostly from putrescible waste charges and verge collection costs; and
 - ii. Verge maintenance, various sites, \$44,432.These are considered to be a timing variance;
 - c) Utilities are under budget by \$16,920, which mainly relates to street lighting costs which is lower than projected;

- d) Depreciation, although a non-cash cost, is tracking under budget, reporting a variance of \$30,260.
- e) Interest and Insurance expenses are tracking below the reportable variance threshold.
- f) Other expenditure is under budget by \$11,476. The variance is due to the timing difference of planned operating expenditure related to Forrestfield Industrial Area Scheme stage 1. The relevant expenditure is funded by the Forrestfield Industrial Area Scheme Stage 1 reserve account.

Investing Activities

Non-operating Grants and Contributions

- 11. The non-operating grants and contributions are under budget by \$56,560. The variance is mainly due to the timing of the road projects related grants.

Capital Expenditure

- 12. The total Capital Expenditure on Property, Plant and Equipment and Infrastructure Assets (excluding Capital Work in Progress) is under budget by \$171,681. This is considered to be a timing issue.
- 13. Capital works-in-progress expenditure of \$20,126 represents the costs expended on Forrestfield Industrial Area Scheme Stage 1 and CELL 9 Wattle Grove development. The relevant expenditure is funded by the Forrestfield Industrial Area Scheme Stage 1 reserve account and the CELL 9 trust account. These assets once constructed will be passed over to the City for management.

Financing Activities

- 14. The amounts attributable to financing activities show a variance of \$10,637 which is mainly due to the reserve movements.

Rates Revenues

- 15. Rates generation is over budget with a variance of \$9,273. The variance is within the reporting threshold.

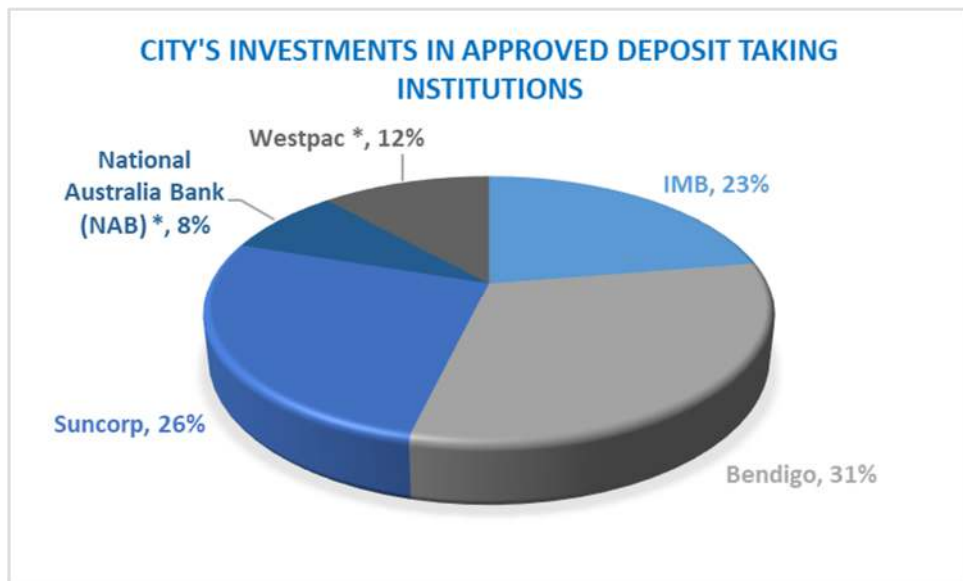
Statement of Financial Activity by Program for the period ended 31 July 2020

16. Generally, the net result of each Program is within the accepted budget except for 'Recreation & Culture', and 'Transport'. Major variances have been reported by Nature and Type under points 9 to 15 above.

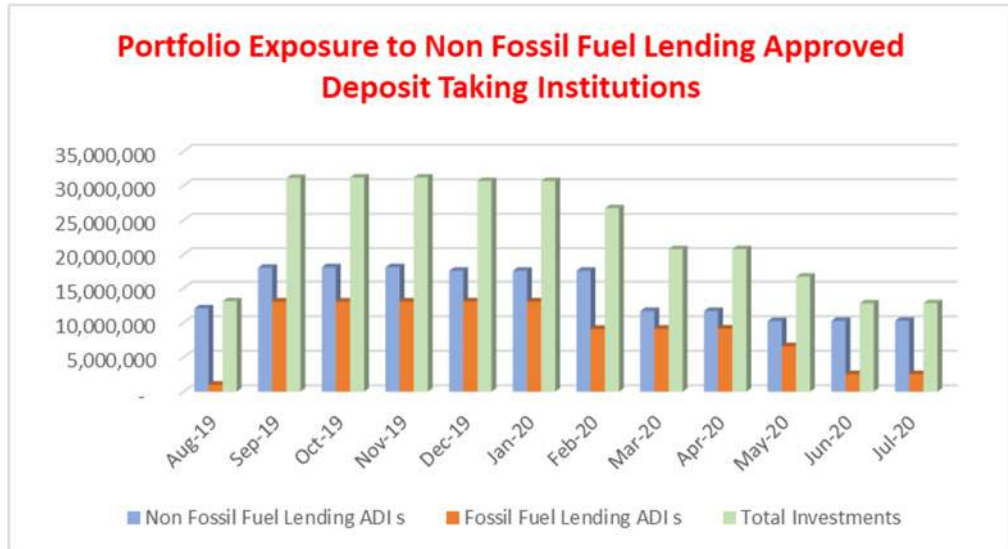
Statement of Net Current Funding Position as at 31 July 2020.

17. The commentary on the net current funding position is based on a comparison of July 2020 to the July 2019 actuals.
18. Net Current Assets (Current Assets less Current Liabilities) total \$66.9 million. The restricted cash position is \$14.5 million which is lower than the previous year's balance of \$17.2 million. This is mainly attributed to the Forrestfield Industrial Area Scheme Stage 1 reserve with commencement of its major capital projects, amounts have been drawn down from the reserve to meet the necessary funding requirements.
19. The following graph indicates the financial institutions where the City has investments as of 31 July 2020;

20.



*Financial Institutions with Investments in Fossil Fuel Industry



- 21. Trade and other receivables outstanding comprise rates and sundry debtors totalling \$35.3 million.
- 22. Sundry debtors have increased from \$549,643 to \$867,202, of which \$532,186 consists of current debt due within 30 days.
- 23. Receivables Other represents \$16.7 million including:
 - a) Emergency Service Levy receivables \$5.7 million;
 - b) Receivables sanitation \$9.7 million
- 24. Provisions for annual and long service leave have increased by \$0.5 million to \$3.7 million when compared to the previous year. The 2019/20 end of the year leave provision adjustments are pending at the time of presenting this report.

APPLICABLE LAW

- 25. *The Local Government Act 1995 and the Local Government (Financial Management) Regulations 1996.*

APPLICABLE POLICY

- 26. Nil.

STAKEHOLDER ENGAGEMENT

Internal Referrals

27. The City’s executive and management monitor and review the underlying business unit reports which form the consolidated results presented in this report.

External Referrals

28. As noted in point 25 above, the City is required to present to the Council a monthly statement of financial activity with explanations for major variances.

FINANCIAL CONSIDERATIONS

29. The City’s financial position continues to be closely monitored to ensure it is operating sustainably and to allow for future capacity.

SUSTAINABILITY

Social Implications

30. Nil.

Economic Implications

31. Nil.

Environmental Implications

32. Nil.

RISK MANAGEMENT

33.	Risk: Over-spending the budget.		
	Consequence	Likelihood	Rating
	Possible	Moderate	Medium
	Action/Strategy		
	Monthly management reports are reviewed by the City and Council. Procurement compliance is centrally controlled via the Finance Department.		
34.	Risk: Non-compliance with Financial Regulations		
	Likelihood	Consequence	Rating
	Unlikely	Moderate	Low
	Action / Strategy		

The financial report is scrutinised by the City to ensure that all statutory requirements are met.
Internal Audit reviews to ensure compliance with Financial Regulations.
External Audit confirms compliance.

CONCLUSION

35. The City's Financial Statements as at 31 July 2020 reflects the un-audited surplus carried forward from 2019/20.

Voting Requirements: Simple Majority

RECOMMENDATION

That Council RECEIVE the Draft Monthly Statutory Financial Statements for the period ended 31 July 2020 which comprises:

- a) Statement of Financial Activity (Nature or Type);
- b) Statement of Financial Activity (Statutory Reporting Program);
- c) Net Current Funding Position, note to the financial report.

10.5.3. Rates Debtors Report for the Period Ended July 2020

Declaration of financial / conflict of interests to be recorded prior to dealing with each item.

Previous Items	N/A
Directorate	Corporate Services
Business Unit	Financial Services
File Reference	FI-DRS-004
Applicant	N/A
Owner	N/A
Attachments	1. Rates Report July 2020 [10.5.3.1 - 1 page]

TYPE OF REPORT

- Advocacy When Council is advocating on behalf of the community to another level of government/body/agency
- Executive When Council is undertaking its substantive role of direction setting and oversight (e.g. accepting tenders, adopting plans and budgets)
- Information For Council to note
- Legislative Includes adopting Local Laws, Town Planning Schemes and Policies. When Council determines a matter that directly impacts a person's rights and interests where the principles of natural justice apply. Examples include town planning applications, building licences, other permits or licences issued under other Legislation or matters that could be subject to appeal to the State Administrative Tribunal

STRATEGIC PLANNING ALIGNMENT

Kalamunda Advancing Strategic Community Plan to 2027

Priority 4: Kalamunda Leads

Objective 4.1 - To provide leadership through transparent governance.

Strategy 4.1.1 - Provide good governance.

Strategy 4.1.2 - Build an effective and efficient service-based organisation.

EXECUTIVE SUMMARY

1. The purpose of this report is to provide Council with information on the rates collection percentage and the status of recovery actions.

2. The City of Kalamunda (City) levied rates for 2020/2021 on 1 July 2020 totalling of \$37,570,982 and as at 31 July 2020 \$2,886,027 has been collected for current and outstanding rates for the 30 June 2020 period.
3. It is recommended that Council receive the Rates Debtors Report for the month of July 2020 (Attachment 1).

BACKGROUND

4. Rate Notices were issued on 13 July 2020 with the following payment options available:

Options	Payment Dates			
Full Payment	17 August 2020			
Two Instalments	17 August 2020	22 December 2020		
Four Instalments	17 August 2020	19 October 2020	22 December 2020	23 February 2021

DETAILS AND ANALYSIS

5. A total of 19,658 Rate Notices, 1,307 BPay View and 2,702 eRates were issued on 13 July 2020. Rates Levied and Collectable for the 2020/21 Financial Year currently total \$37,570,982. As at 31 July 2020 a total of \$2,886,027 has been collected since Rates Notices were released. This represents a collection rate of 7.32%.
6. Additional payment options available to better assist ratepayers in paying amounts due are:
 - a) A Smarter Way to Pay – with approximately 922 ratepayers signed up. It is expected that this will further increase as debt collection processes continue.
 - b) eRates – there are a total 2,702 properties signed up for email delivery, compared to 2,360 in the previous year.
 - c) BPay View – approximately 1,307 ratepayers have signed up for this service.
7. eRates registrations continue to increase throughout the year and the City encourages ratepayers to register to receive their future rates notices electronically.
8. No Interim rating has been carried out and at this point will recommence after the 1st due date for payment of the 2020/21 Rates.

9. Due to the current COVID-19 pandemic all Debt Recovery through the courts for outstanding rates has been put on hold until further notice as per the COVID-19 Financial Hardship Policy adopted by Council on 7 April 2020 (SCM 44/2020).
10. Call recording software has been utilised in the Rates Department since 2015, primarily for customer service purposes, as it allows calls to be reviewed for training and process improvements. For the period 01 July 2020 to 31 July 2020 there was a total of 510 incoming calls and 127 outgoing calls, equating to 49 hrs call time.

APPLICABLE LAW

11. The City collects its rates debts in accordance with the *Local Government Act 1995* Division 6 – Rates and Service Charges under the requirements of subdivision 5 – Recovery of unpaid rates and service charges.

APPLICABLE POLICY

12. The City's rates collection procedures are in accordance with the Debt Collection Policy S-FIN02.

The Financial Hardship Policy adopted by Council on 7 April 2020 enables the provision of Financial Assistance to those seriously impacted by Covid19.

STAKEHOLDER ENGAGEMENT

Internal Referrals

13. The City's Governance Unit has been briefed on the debt collection process.

External Referrals

14. The higher-level debt collection actions have been undertaken by Kott Gunning.

FINANCIAL CONSIDERATIONS

15. The early raising of rates in July allows the City's operations to commence without delays improving cashflow, in addition to earning additional interest income.

SUSTAINABILITY

Social Implications

- 16. Debt collection can have implications upon those ratepayers facing hardship and the City must ensure equity in its debt collection policy and processes.
- 17. The City has introduced “a smarter way to pay” to help ease the financial hardship to its customers. This has proved very effective with a growing number of ratepayers taking advantage of this option. A “Smarter Way to Pay” allows ratepayers to pay smaller amounts on a continuous basis either weekly or fortnightly, helping to reduce the financial burden.

Economic Implications

- 18. Effective collection of all outstanding debtors leads to enhanced financial sustainability for the City.

Environmental Implications

- 19. The increase in take up of eRates and BPay View, as a system of Rate Notice delivery, will contribute to lower carbon emissions due to a reduction in printing and postage.

RISK MANAGEMENT

20.

Risk: Failure to collect outstanding rates and charges leading to cashflow issues within the current year.		
Likelihood	Consequence	Rating
Likely	Moderate	Medium
Action/Strategy		
Ensure debt collections are rigorously maintained.		

CONCLUSION

- 21. The current collection rate for Rates Levied and Collectable for the current financial year is 7.32 %.

Voting Requirements: Simple Majority

RECOMMENDATION

That Council RECEIVE the Rates Debtors Report for the Period ended 31 July 2020 (Attachment 1).

10.5.4. Bush Fire Advisory Committee - July 2020 Annual General Meeting

Declaration of financial / conflict of interests to be recorded prior to dealing with each item.

Previous Items	OCM08/2019
Directorate	Development Services
Business Unit	Environmental Health & Community Safety
File Reference	RA-BFC-019
Applicant	N/A
Owner	N/A
Attachments	1. BFAC 16 July 2020 Minutes [10.5.4.1 - 6 pages]

TYPE OF REPORT

- Advocacy When Council is advocating on behalf of the community to another level of government/body/agency
- Executive When Council is undertaking its substantive role of direction setting and oversight (e.g. accepting tenders, adopting plans and budgets)
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STRATEGIC PLANNING ALIGNMENT

Kalamunda Advancing Strategic Community Plan to 2027

Priority 1: Kalamunda Cares and Interacts

Objective 1.2 - To provide a safe and healthy environment for community to enjoy.

Strategy - 1.2.1 Facilitate a safe community environment.

Priority 4: Kalamunda Leads

Objective 4.2 - To proactively engage and partner for the benefit of community.

Strategy 4.2.1 - Actively engage with the community in innovative ways.

Strategy 4.2.2 - Increase advocacy activities and develop partnerships to support growth and reputation.

EXECUTIVE SUMMARY

1. The purpose of this report is for Council to consider the matters raised for Council consideration by the Bush Fire Advisory Committee (BFAC) at its meeting on 16 July 2020.
2. The meeting minutes are provided as Attachment 1. Importantly, the meeting recommended the following:
 - a) A new Captain has been elected by the Kalamunda Volunteer Bush Fire Brigade (KVBFB).
 - b) The Brigades and State Emergency Service (SES) Unit provided statistics for the previous year as part of the BFAC Annual general Meeting.
 - c) BFAC resolved to recommend that the City of Kalamunda provide an annual contribution to the Kalamunda Volunteer Fire and Rescue Service (KVFRS) to reimburse their annual BART Licence up to a value of \$700.
3. It is recommended that Council supports the recommendations of BFAC. Along with formally acknowledging the efforts of the volunteers for this past financial year.

BACKGROUND

4. Council established BFAC under Section 67 of the *Bush Fires Act 1954* and under section 5.8 of the *Local Government Act 1995* including its ToR. BFAC formulates, for Council consideration, recommendations on policy and matters relating to bush fire prevention, control and extinguishment and matters associated with the SES.

DETAILS AND ANALYSIS

5. The new Captain of the KVBFB, Mr David Stewart was ratified by the committee. Mr David Stewart was elected by the KVBFB on the 7 July 2020, and he was congratulated on his appointment.
6. The volunteer organisations presented their statistics for the previous 12 months as part of the Annual general Meeting as follows:
 - a) The KVBFB have committed 16,503 hours of volunteer time in 2019-2020 and attended 73 incidents.
 - b) The KVFRS have attended 158 incidents in 2019-2020.
 - c) The SES have committed 9,273 hours of volunteer time in 2019-2020.

7. The KVFRS have historically received donations from the City to support their annual subscription to BART.
8. In 2019, the City donated \$611.82 to the KVFRS as a contribution towards BART.
9. BART is a cloud-based incident turnout system, which enable organisations such as fire brigades to respond faster, communicate better and worker smarter with their communities
10. It is recommended that Council endorse a donation of up to \$700 be provided to KVFRS for the BART licence fee. Formalisation of this donation will be incorporated into the first budget review.

APPLICABLE LAW

11. *Bush Fires Act 1954.*

APPLICABLE POLICY

12. N/A

STAKEHOLDER ENGAGEMENT

13. N/A

FINANCIAL CONSIDERATIONS

14. An amount of \$700 has been recommended to be provided to KVFRS for the BART licence fee.

SUSTAINABILITY

Social Implications

15. The service that the volunteer organisations provide for the broader community is an important component of the City's social fabric.

Economic Implications

16. Nil.

Environmental Implications

17. Many of the services provided by the volunteer organisations assists with the safe and responsible management of the City's vast areas of environmental assets.

RISK MANAGEMENT

18.	Risk: The Council decide to not provide funds to the Kalamunda Volunteer Fire and Rescue service to support their annual BART subscription.		
	Consequence	Likelihood	Rating
	Moderate	Rare	Low
	Action/Strategy		
	The Kalamunda Volunteer Fire and Rescue Service would have to seek funds elsewhere to support the annual subscription fees.		

CONCLUSION

19. The new Captain of the KVFBF Mr David Stewart replaces the previous Captain Mr. Duncan Reynolds. Mr. Duncan Reynolds remains a member of the KVFBF.
20. It is recommended that Council formally acknowledge the efforts of the Brigades and Unit for the past year.
21. It is also recommended that the Council support the resolution of BFAC and resolve to provide an annual contribution to the KVFRS towards their BART licence subscription up to a value of \$700.

Voting Requirements: Simple Majority

RECOMMENDATION

That Council:

1. NOTES and CONGRATULATES the new Captain of the Kalamunda Volunteer Bush Fire Brigade, Mr David Stewart.
2. NOTES the hours of commitment by the Kalamunda Volunteer Bush Fire Brigade, Kalamunda State Emergency Service and the Kalamunda Volunteer Fire and Rescue Service.
3. REQUESTS the Chief Executive Officer to write to the Kalamunda Volunteer Bush Fire Brigade, Kalamunda State Emergency Service and the Kalamunda Volunteer Fire and

Rescue Service acknowledging their efforts, service and commitment to the City of Kalamunda community.

4. REQUESTS the Chief Executive Officer to write to Mr Duncan Reynolds acknowledging his efforts, service and commitment to the City of Kalamunda community.
5. ENDORSES a donation to the Kalamunda Volunteer Fire and Rescue Service for an amount equivalent to their annual BART Licence subscription fee but not exceeding \$700.

10.5.5. Amendment to Local Planning Policy 26 - Public Art Contributions

Declaration of financial / conflict of interests to be recorded prior to dealing with each item.

Previous Items

Directorate	Development Services
Business Unit	Approval Services
File Reference	3.009297
Applicant	Nil
Owner	Nil

Attachments	1. Local Planning Policy 26 - Public Art Contributions Review [10.5.5.1 - 8 pages]
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TYPE OF REPORT

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STRATEGIC PLANNING ALIGNMENT

Kalamunda Advancing Strategic Community Plan to 2027

Priority 3: Kalamunda Develops

Objective 3.4 - To be recognised as a preferred tourism destination.

Strategy 3.4.1 - Facilitate, support and promote, activities and places to visit.

EXECUTIVE SUMMARY

1. The purpose of this report is for Council to consider minor modifications to the existing Local Planning Policy No.26 – Public Art Contributions for approval without public advertising.

2. The proposed administrative changes to the policy are required to make it clearer that the City of Kalamunda's (City) planning framework is consistent with the current interpretation of how conditions should be applied to development applications.
3. The key principle is that a condition requiring a contribution for public art must only be applied when the proposed development generates a need for public art.
4. Council is recommended to adopt the changes.

BACKGROUND

5. The City periodically reviews, revokes, and adds new policies to provide a level of consistency and transparency in decision-making and to ensure Council has a clear policy position regarding various planning matters.
6. Often decisions of the State Administrative Tribunal can change the way the planning framework can be applied to new developments.
7. In order to clarify that the City's local planning framework is consistent with contemporary interpretation, administrative updates to the existing policy are recommended.

DETAILS AND ANALYSIS

8. The following paragraph has been added to the introduction section of the existing Policy.
9. *"This policy envisages the provision of public art in circumstances where proposed development generates a planning need for it. A planning need can be demonstrated when a proposed development would result in an increase of staff and visitors which would benefit from the provision of public art, as well as circumstances where the provision of public art would offset the negative amenity impacts of a proposed development, or when a development is not consistent with the character of the locality."*
10. Objective 2.1(a) has been modified as emphasised in bold underline:
 - a) Facilitate the provision of public art **when a proposed development generates a planning need for it**, through **proportionate** contributions.
11. The proposed amendments emphasis that a public art contribution arises when a development generates a planning need for it and provides examples of circumstances when a planning need may arise.

APPLICABLE LAW

12. The State Administrative Tribunal (SAT) case of BGC (Australia) PTY LTD and The Presiding Member of the Metropolitan East Joint Development Assessment Panel DR 87 of 2018 is the planning decision relevant to the proposed amendments to the existing Policy.
13. The Tribunal states in its decision that:

“...where the policy does not link the requirement to provide public art with identification of how the development creates the need for such art – by way of bringing increased people into a site who might be expected to engage in public art or to ameliorate negative amenity impact. I do not see how it can be said to have a proper purpose.”
14. If a condition was found not to have a proper planning purpose, then a condition requiring an art contribution would not meet the test of being a valid planning condition.
15. The Tribunal also states in its decision that:

“...the policy then needs to identify at what point in the increase of numbers and/or the ways in which these people interact with a locality which causes the need actually triggered and also require contribution that is proportionate to the basis on which the contribution is being sought.”
16. If a policy does not allow for a public art contribution to be proportionate to the planning need it, then a condition requiring an art contribution would not meet the test of being a valid planning condition.
17. The proposed amendments to the existing Policy are consistent with the abovementioned SAT decision, as they emphasise the planning need, and the proportionate contribution.

APPLICABLE POLICY

18. Local Planning Policy No.26 – Public Art Contributions

STAKEHOLDER ENGAGEMENT

19. As the proposed amendments to the existing policy are administrative and are for clarification purposes, consultation was not considered necessary as the matters in question are of a technical planning nature and do not seek to alter thresholds or percentages.

FINANCIAL CONSIDERATIONS

20. The effectiveness of the policy has financial considerations in terms of the cost of providing public art in the community. If the Policy was found to be

lacking with regards to the tests in the abovementioned SAT case, there is potential for conditions of Planning Approval which require Public Art in accordance with the Policy to be struck out on appeal.

SUSTAINABILITY

Social Implications

- 21. As stated in the Policy, public art is an important part of the City’s built and natural environment. Public art supports local identity and pride of a public place or space. The proposed amendments to the existing Policy provide clarity on the application of the Policy to Development Application’s, ensuring delivery of public art for the community where appropriately facilitated through Development Applications.

Economic Implications

- 22. Nil.

Environmental Implications

- 23. Nil.

RISK MANAGEMENT

24.	<p>Risk: The proposed amendments to the existing Policy are not adopted by Council, resulting in less guidance for Officers when applying the Policy to Development Applications. With less guidance, Conditions requiring a contribution may be struck-out when appealed, resulting in contributions for Public Art not being received, even though a development generates a planning need for it.</p>		
	Consequence	Likelihood	Rating
	Significant	Unlikely	Medium
	Action/Strategy		
	<p>That Council adopt the proposed amendments to the existing Policy to provide clarity in the application of the Public Art Contributions Policy, to ensure that a condition requiring public art in accordance with the Policy is only requested where the development generates a planning need for it.</p>		

CONCLUSION

- 25. The proposed administrative changes to the Policy are required to make it clear that the City’s planning framework is consistent with the current interpretation of how conditions regarding public art should be applied to development applications.

Voting Requirements: Simple Majority

RECOMMENDATION

That Council ADOPT the amended Local Planning Policy 26: Public Art Contributions (Attachment 1).

11. Motions of Which Previous Notice has been Given
12. Questions by Members Without Notice
13. Questions by Members of Which Due Notice has been Given
14. Urgent Business Approved by the Presiding Member or by Decision
15. Meeting Closed to the Public
16. Tabled Documents
- 16.1 BFAC Minutes 16 July 2020
17. Closure