



Agenda Briefing Forum

Matrix

19 November 2024



City of
Belmont

CITY OF BELMONT

Agenda Briefing Forum

Matrix

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Tabled Attachments Index

Attachment 5.1.1 – Item 5.1 (12.1) refers

Councillors are reminded to retain the Ordinary Council Meeting Agenda and any confidential papers for deliberations at the next Ordinary Council Meeting.

Alternative Formats

This document is available on the City of Belmont website and can be requested in alternative formats including electronic format by email, in hardcopy both in large and standard print and in other formats as requested. For further information please contact the Community Development team on (08) 9477 7219. For language assistance please contact TIS (Translating and Interpreting Service) on 131 450.

Matrix from the Agenda Briefing Forum held in the Council Chamber of the City of Belmont Civic Centre, 215 Wright Street, Cloverdale on Tuesday 19 November 2024 commencing at 6:30pm.

Matrix

Present

Mayor R Rossi, JP (Presiding Member)	Mayor
Cr D Sessions (Deputy Mayor)	West Ward
Cr J Harris	Central Ward
Cr B Ryan	East Ward
Cr P Marks	East Ward
Cr J Davis	South Ward
Cr C Kulczycki	West Ward

In attendance

Mr J Christie	Chief Executive Officer
Mr S Downing	Director Corporate and Governance
Mr W Loh	Director Development and Communities
Mr M Murphy	Director Infrastructure Services
Ms D Dabala	Manager Governance and Legal
Ms G Carter-Nguyen	Manager Public Relations and Stakeholder Engagement
Mr S Reeves (arr. 6:32pm)	Manager Parks, Leisure and Environment
Mr D Boylan (arr. 6:32pm)	Manager City Facilities and Property
Mr A Bott (dep. 6:53pm)	Manager Planning Services
Ms C Gilbert (dep. 6:53pm)	Coordinator Planning Projects
Mrs J Cherry-Murphy	Coordinator Governance
Ms S Bell	Governance Officer

Members of the gallery

There were two members of the public in the gallery and no press representatives.

1 Official Opening

6:30pm The Presiding Member welcomed all those in attendance and declared the meeting open.

The Presiding Member read aloud the Acknowledgement of Country.

Acknowledgement of Country

Before I begin, I would like to acknowledge the Whadjuk Noongar people as the Traditional Owners of this land and pay my respects to Elders past, present and emerging.

I further acknowledge their cultural heritage, beliefs, connection and relationship with this land which continues today.

The Presiding Member invited Cr Marks to read aloud the Affirmation of Civic Duty and Responsibility on behalf of Councillors. Cr Marks read aloud the affirmation.

Affirmation of Civic Duty and Responsibility

I make this affirmation in good faith and declare that I will duly, faithfully, honestly, and with integrity fulfil the duties of my office for all the people in the City of Belmont according to the best of my judgement and ability.

I will observe the City's Code of Conduct and Standing Orders to ensure efficient, effective and orderly decision making within this forum.

6:32pm The Manager City Facilities and Property and Manager Parks, Leisure and Environment entered the meeting.

2 Apologies and leave of absence

Cr J Powell (leave of absence)	South Ward
Cr G Sekulla (apology)	Central Ward

3 Announcements by the Presiding Member (without discussion) and declarations by Members

3.1 Announcements

Nil.

3.2 Disclaimer

6:32pm The Presiding Member drew the public gallery's attention to the Disclaimer.

The Presiding Member advised the following:

I wish to draw attention to the Disclaimer Notice contained within the agenda document and advise members of the public that no decisions are made at the meeting tonight. Council will formally resolve agenda items at next week's Ordinary Council Meeting.

Any plans or documents in agendas and minutes may be subject to copyright. The express permission of the copyright owner must be obtained before copying any copyright material.

3.3 Declarations by Members who have not given due consideration to all matters contained in the business papers presently before the meeting

Nil.

4 Public submission time

6:32pm The Presiding Member opened the period allotted for Public Submission Time and drew the gallery's attention to the Rules for Public Submission Time.

6:34pm The Presiding Member closed Public Submission Time as no submissions were received.

5 Ordinary Council Meeting Agenda for meeting to be held on 26 November 2024

5.1 Agenda items for review

OCM Item 12.1

Local Planning Policy No. 11 - Public Art Contribution

Deputation Presentation

Nil.

Officer Presentation

The Coordinator Planning Projects provided a presentation which included the following:

- Background
- Consultation
- Professional Artist Definition
- Public Art Definition
- Contribution Required Separate to Development Costs
- On-Site Artwork Contribution Limit
- Contribution Discount
- General and Administrative Modifications
- Officer Recommendation

(Refer Tabled Attachment 5.1.1 for further information).

Notes from Forum

- The Local Planning Policy Precincts are key development areas within the City. These include the Town Centre, the Industrial Precincts, the Springs, etc. Most of the developments within the City which would meet the threshold for the Public Art Contribution would occur within these key locations.
- The \$4.5M figure has been included in the Public Artwork Policy since it was adopted. This figure is similar to other local governments including City of South Perth and City of Canning.
- Some examples of indoor public space would include the Belmont Hub Library area, and public lobbies which are viewable and accessible to the public.
- The City would consider each application on its merits, and applications where the public are unable to access the public art would not be supported.

OCM Item 12.1

Local Planning Policy No. 11 - Public Art Contribution

- The City aims to allow for flexibility in how applicants meet the policy interpretation of public indoor art, and how it is accessible to the public. The policy would remain strict in ensuring that the public artworks are visible to the public, e.g. behind glazed glass windows.
- Another example of a location for indoor Public Art would be Belmont Forum, which is well accessed by the public.
- The inclusion of a 10% cash contribution option to the City under the policy stems from the comparison to other local governments in the Perth Metropolitan area who also engage in this practice, as well as the aim of encouraging more consolidated and holistic art outcomes. Developments which are smaller in scale may benefit from this approach.
- The definitions listed in the policy of varying types of public art are not meant to be prescriptive, but rather to provide examples and guidance.
- The definition of practicing visual artists under this policy is revised to meet at least two of the listed requirements. The City may also, at its discretion, vary this formal classification such as to allow involvement from participants like schools, welders, or indigenous artists, etc. who may not be classified as professional artists but who assist in delivering public art on site.
- This policy acts as a trigger for a planning condition requiring applicants to either provide a cash contribution amount, or to provide public art onsite. The fulfillment of planning conditions is always to be to the satisfaction of the City. The City reserves the right to consider the proposed method of satisfying a condition on a case-by-case basis and may apply this discretion where there are cogent reasons to do so.
- Requests for inclusion of conditions including a written, publicly visible explanation of artworks accompanying the art on site would be more appropriately addressed in the Public Art Management Plan and Guidelines which aims to be put before Council in the first quarter of 2025.
- Where development build costs exceed \$4.5M, there is an expectation for applicants to spend 1% of the total build costs on public art.

Further Information to be Provided

- The Coordinator Planning Projects undertook to investigate the current balance of monies in the Public Art Reserve.
- The Coordinator Planning Projects undertook to investigate the number of developments outside of the defined public art precincts with an estimated cost of development of \$4.5M and above.

OCM Item 12.1

Local Planning Policy No. 11 - Public Art Contribution

- The Coordinator Planning Projects undertook to investigate the number of developments in the defined Public Art Precincts that have been developed with development costs between \$2M and \$4.5M.

OCM Item 12.2

Nominations to Committees

Deputation Presentation

Nil.

Officer Presentation

Nil.

Notes from Forum

Nil.

Further Information to be Provided

Nil.

6:53pm The Manager Planning Services and Coordinator Planning Projects departed the meeting and did not return.

OCM Item 12.3

Accounts for Payment October 2024

Deputation Presentation

Nil.

Officer Presentation

Nil.

OCM Item 12.3

Accounts for Payment October 2024

Notes from Forum

Nil.

Further Information to be Provided

- The Director Corporate and Governance undertook to investigate the line item EF093117 on page 53, "Wright Street Expansion" and which project it relates to.
- The Director Corporate and Governance undertook to investigate the line item EF092862 on page 57, "Perth Racing Line Marking", and what context it relates to.
- The Director Corporate and Governance undertook to investigate the line item EF092925 on page 54, "Segway Tours" and what context it relates to.

OCM Item 12.4

Monthly Financial Report for October 2024

Deputation Presentation

Nil.

Officer Presentation

Nil.

Notes from Forum

Nil.

Further Information to be Provided

Nil.

LPP 11 – Public Art Contribution

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**City of
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Opportunity**



Background

- LPP 11 requires developers to contribute towards public art as a condition of development approval.
- Council adopted the revised LPP 11 for public advertising at the Ordinary Council Meeting on 23 April 2024.



City of Belmont | LPP 11



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Consultation



- LPP 11 was advertised from 16 May 2024 to 7 June 2024, for a period of 23 days.
- One submission was received.
- Following advertising, the submission and the draft Policy have been reviewed and modifications have been made.





Professional Artist definition

“A practicing visual artist who **satisfies a minimum of two of the following criteria**:

- Has completed a university degree or minimum 3-year full time TAFE diploma in fine art, visual art or multimedia forms of art;
- Has a track record of exhibition artwork at reputable art galleries selling the work of professional artists;
- Has had work purchased by major public collections or university collections or Artbank; or
- Earns more than 50% of their income from teaching art, selling art or undertaking public art commissions.”

Public Art definition



- Submission provided an alternate definition.
- Current definition refers to forms of 2D and 3D artworks.
- Reference to 'multimedia, including sound, video or lighting' has been added.
- 'Architectural features located on a building' has been retained.

Contribution required separate to development costs



- Provision added requiring the public art contribution to be made in addition to overall development costs.
- This ensures the full contribution is allocated exclusively to public art, not absorbed by general development expenses.



On-site artwork contribution limit



- The Policy does not set a maximum limit for contributions that can be spent on a development site.
- The submission requested a \$350,000 limit be introduced for on-site art, with any additional contribution amount to be made as a cash payment.
- This would restrict developers' flexibility in how they fulfil their contribution

Contribution discount



- The Policy offers a 10% discount to developers providing the entire contribution as a cash payment, with a maximum discount of \$10,000.
- Submission requested a higher discount to further incentivise cash contributions.
- The 10% aligns with numerous other local governments and balances incentives without compromising the City's ability to deliver high-quality public art outcomes.

General and administrative modifications



- Reference the Public Art Management Plan and Public Art Guidelines has been included.
- Move a provision from the 'Policy Area' section to the 'Policy Statement' section.
- Refine definitions and provisions, to ensure clarity and remove repetition.



Officer Recommendation



That Council:

1. Adopt the revised Local Planning Policy No. 11 'Public Art Contribution'.

Chantelle Gilbert – Coordinator Planning Projects



6 Matters for which the meeting may be closed

Note:

The Presiding Member advised that in accordance with Section 5.23(2)(c) of the *Local Government Act 1995 (WA)*, Council will need to go behind closed doors if there are any questions on confidential items 14.1, 14.2, 14.3 and 14.4.

7:01pm Sessions moved, Kulczycki seconded that in accordance with Section 5.23(2)(c) of the *Local Government Act 1995 (WA)*, the meeting will proceed behind closed to allow questions on Items 14.1, 14.2, 14.3 and 14.4.

Carried 7 votes to 0

For: Davis, Harris, Kulczycki, Marks, Rossi, Ryan and Sessions

Against: Nil

7:31pm Members of the public gallery departed the meeting.

OCM Item 14.1

Tender 09/2024 - Provision of Turf Renovation Services

Deputation Presentation

Nil.

Officer Presentation

Nil.

Notes from Forum

- Refer to the Confidential Matrix.

Further Information to be Provided

- Refer to the Confidential Matrix.

OCM Item 14.2

Tender 17/2024 - Supply and Install Irrigation Systems 2024-2025

Deputation Presentation

Nil.

Officer Presentation

Nil.

Notes from Forum

- Refer to the Confidential Matrix.

Further Information to be Provided

- Refer to the Confidential Matrix.

OCM Item 14.3

Tender 20/2024 - Supply and Install Irrigation Systems 2024-2025

Deputation Presentation

Nil.

Officer Presentation

Nil.

Notes from Forum

- Refer to the Confidential Matrix.

Further Information to be Provided

- Refer to the Confidential Matrix.

OCM Item 14.4

Q11-2022 - Road Reserve and Cul de Sac Mowing - Variation 2

Deputation Presentation

Nil.

Officer Presentation

Nil.

Notes from Forum

- Refer to the Confidential Matrix.

Further Information to be Provided

- Refer to the Confidential Matrix.

7:22pm Sessions moved, Kulczycki seconded, that the meeting again be open to the public.

Carried 7 votes to 0

For: Davis, Harris, Kulczycki, Marks, Rossi, Ryan and Sessions

Against: Nil

7:22pm The meeting came out from behind closed doors. No members of the public returned to the meeting.

7 Closure

There being no further business, the Presiding Member thanked everyone for their attendance and closed the meeting at 7:23pm.