



## Schedule

# Special Meeting of Electors

The Special Meeting of Electors will be held in the Council Chambers, Midland Town Hall, 312 Great Eastern Highway, Midland:

**On** Monday, March 11, 2024  
**Commencing at** 6.00pm

The business of the meeting will be:

1. 2024 Annual Electors Meeting motions 34 – 46 (submitted before the 5pm Friday February 2<sup>nd</sup>, 2024 deadline and not dealt with at the Annual Electors Meeting held on Monday February 5<sup>th</sup>, 2024)

### Disclaimer

Please note that this meeting is being live streamed. The recording will also be archived and made available on the City's website after the meeting.

If you choose to participate in the meeting it is assumed your consent is given for the audio to be recorded. Please keep your comments respectful to the Council and other members of the community.

## **1. OPENING AND ANNOUNCEMENT OF VISITORS**

Mayor Richardson will open the Annual Meeting of Electors at 6.00pm and preside at the meeting in accordance with section 5.30 of the *Local Government Act 1995* and regulation 18 of the *Local Government (Administration) Regulations 1996*.

### *Acknowledgement of Country*

#### **Housekeeping**

Please see City staff at the registration desk or security if you require assistance.

In the event of an emergency, please listen carefully to staff instructions and move in an orderly fashion to the emergency exits.

#### **Procedure for the Meeting**

Please refer to the attached Special Electors Meeting Information Sheet which outlines the procedures for the meeting.

## **2. ATTENDANCE AND APOLOGIES**

All attendees are required to sign-in at the registration table. Electors are required to register to participate in the meeting and will be verified at the registration table and provided with voting cards.

## **3. PURPOSE OF THE MEETING**

Consistent with section 5.28 of the *Local Government Act 1995* and regulation 16 of the *Local Government (Administration) Regulations 1996*, as per the Request, the matters to be discussed at the meeting are:

- Those motions (motions 34 – 46) that were submitted before the 5.00pm Friday February 2<sup>nd</sup>, 2024 deadline for the Annual Electors Meeting, that were not considered at the Annual Electors Meeting, be heard.

### **3.1 MOTIONS FROM ELECTORS**

Electors of the City are entitled to move a motion and vote on motions. In accordance with s.5.26 of the *Local Government Act 1995*, an elector at an electors meeting includes ratepayers as well as a person who is eligible to be enrolled to vote at an election for the City of Swan.

Proposed motions 34 to 46 received in writing by the Annual Electors Meeting deadline, but not considered at that meeting, will be considered.

**Gurdip Maan, Dayton**

**Motion 34:**

For issues in regard to illegal parking on footpaths on streets of Dayton, Caversham and Bennett Springs be rectified so users can safely access the path, for example wheelchair users, carers with prams, pedestrians.

**Dianne Arvino, Bellevue**

**Motion 35:**

The City of Swan employ a dedicated co-ordinator of the Urban Tree Canopy programme for plantings and maintenance, and maintain a register of plantings and survival rates by suburb.

**Gurdip Maan, Dayton**

**Motion 36:**

To have one or two 24/7 ranger for the city that can deal with general noise, building noise construction, construction rubbish, parking issues on the spot and not weeks/months later.

**Motion 37:**

For more canopy trees in the middle of roads of Dayton and at the entrances to Dayton, for example Arthur Street to look like Main Street in Ellenbrook, non-invasive root trees that do not affect the roads. Currently has paving in the middle of the road, if some blocks of pavers can be removed to add trees that would be fabulous.

**Motion 38:**

For rangers/patrollers to monitor builder's bins on rounds and if they are full/overflowing to alert/fine the builder instead of waiting for the bins to overflow and for litter to be everywhere and residents to complain and only to deal with it months later.

**Motion 39:**

For streets in Dayton to be swept at least fortnightly to avoid health and safety issues.

**Motion 40:**

Push for vacant lands (especially commercial) to be built with urgency to finish the development of the suburb.

**Motion 41:**

Road on Arthur Street in Dayton very bumpy, and near community centre roundabouts, elbow of road drops, it has been refilled with gravel once but have seen Transperth bus dip when tyre is on edge of elbow, road isn't necessarily wide enough. Elbow of road should be developed and not refilled with gravel (once in 3.5 years).

**Tenielle Doutré, Brabham**

**Motion 42:**

That the City of Swan initiates an amendment to its Local Planning Scheme to achieve tree protection on private property through the insertion of the following into Schedule A:

Supplemental Provisions to the Deemed Provisions Clause 60A:

No person shall remove a tree (which includes ring barking, cutting down, topping, lopping, removing, pruning, transplanting, filling or excavating around, injuring, or wilful destruction) that meets the following criteria unless development approval has been granted in accordance with Part 8 of the Deemed Provisions:

- Tree height of 8m or greater; or
- Canopy width of 6m or greater; or
- A total trunk circumference of 1.5m, and where the tree has multiple trunks average trunk circumferences of 625mm, measured at 1.4m above ground level; or
- On a Significant Tree Register.

**Motion 43:**

That the City of Swan commit to a tree canopy target of 30% by 2035 supported by appropriate planning, policy changes, funding, monitoring and annual reporting.

**Motion 44:**

That the City of Swan investigate potential options to incentivise property owners to:

- i) retain mature trees on their private property; and
- ii) plant shade trees that have the potential to grow to over 8 metres at maturity on their private property.

**Lynn Deering for Smadar Turner, Swan View**

**Motion 45:**

The CEO and delegates, along with the Council will not be able to overturn any ~~of the city's lawful planning regulations~~ **decision**.

**Lee Syminton, Woodbridge**

**Motion 46:**

1. That the City of Swan investigate and identify existing green corridors present in our city providing a report back to Council by August 2024. The report identify both existing green corridor connections that emanate from the Midland town centre and surrounding Wards of Midland/Guildford and Swan Valley/Gidgegannup as part of phase 1.
2. That the City of Swan undertake the feasibility of implementing a green corridor policy across the City of Swan, providing a report back to Council by December 2024.

**4. CLOSURE**

There being no further business, the Presiding Member will declare the meeting closed.

# Special Electors Meeting Information

## March 11, 2024

In accordance with the section 5.28 of the *Local Government Act 1995* (the Act) and Regulation 16 of the *Local Government (Administration) Regulations 1996* (the Regulations), a special meeting of electors is being held for the purpose of general business, to provide an opportunity for the 2024 Annual Electors Meeting motions 34 to 46 (submitted before the 5.00pm February 2, 2024 deadline), to be discussed.

Regulation 18 of the Regulations states that the procedure to be followed at a general or special meeting of electors is to be determined by the person presiding at the meeting.

In accordance with section 5.30 of the Act, the Mayor is to preside at electors' meetings.

The Mayor has determined the procedure to be followed.

### Procedure for the Special Electors Meeting

#### **Part 1 – Attendance at an Electors' Meeting**

All attendees must:

- a. register their attendance including name and address, on the attendance register provided by the City of Swan staff. The attendance register is for internal record purposes only and will not be published or distributed;
- b. remain seated at all times during the meeting, unless invited by the Presiding Person to address the meeting at the lectern;
- c. not cause any disturbance or disrupt the meeting proceedings in any way;
- d. must be fair and respectful before, during and after the meeting; and
- e. comply with this Procedure and the direction of the Presiding Person at all times.

Attendees who do not adhere to this Procedure, may be requested by the Presiding Person to leave the meeting and/or the building, and that person (or persons) are required to comply with the direction of the Presiding Person.

#### **Part 2 – Participants at an Electors' Meeting (ref Act section 5.26)**

**All participants at an Electors' Meeting must be verified electors of the City of Swan.**

A verified elector is:

An elector whose name and address is recorded on the –

- i. City of Swan district electoral roll from the last ordinary Council election held;
- ii. City of Swan Owner and Occupier electoral roll; or
- iii. Western Australian Electoral Commission or Australian Electoral Commission website at 'check your enrollment eligibility' which confirms electoral eligibility for the district of Swan; or
- iv. a ratepayer of the City of Swan.



All attendees who wish to participate as a verified elector must be registered by the City staff as a verified elector. Proof of identity or other evidence may be requested.

All verified electors will be provided coloured 'Voting Cards' to indicate a 'for' (green) or 'against' (red) vote. Upon request, the 'Voting Card' must be shown to evidence a person is a verified elector.

For clarity, a person who is not a verified elector may not participate in an Electors' Meeting.

### **Part 3 – Recording and Live Broadcast of an Electors' Meeting**

The proceedings will be videoed and audio recorded and streamed live to the City of Swan's YouTube channel. The live stream will commence at the scheduled time and date of the Electors' Meeting.

The use of any electronic visual or audio recording or transmitting device or instrument to record or transmit the proceedings of a meeting is prohibited unless the person has been given permission to do so by the Presiding Person.

### **Part 4 – Order of Proceedings**

The Special Electors' Meeting will commence at 6.00pm on Monday, March 11, 2024. Doors open from 5.00pm for registration.

The order of the proceedings will first be reference to these procedures by the Presiding Person followed by Attendances, Apologies, Leave of Absence, and General Business being motions 34 to 46 not considered at the Annual Electors Meeting held on 5 February 2024.

During General Business, questions may only relate to matters that affect the local government and will be accepted at the discretion of the Presiding Person.

### **Part 5 – Putting a Motion to an Electors' Meeting**

**Proposed motions 34 to 46 that were provided in writing to Administration by 5.00pm Friday, February 2, 2024 will be considered.**

Motions 34 to 46 will be presented to the meeting in the order they have been received by the City.

Motions from electors will be read aloud by each elector and displayed on the public screen, to ensure everyone is clear about what they are voting on.

The Presiding Person will request a mover and a seconder for a motion.

No motion is open to debate until it has been seconded.

Upon a motion being proposed, the Presiding Person will call for speakers to address the meeting.



## Part 6 – Asking a Question at an Electors’ Meeting

“Questions from the Floor” in relation to motions 33 to 46 will only be accepted at the Presiding Person’s discretion after the mover has spoken to their motion.

## Part 7 – Speakers at an Electors’ Meeting

Only verified electors may address an Electors’ Meeting.

When speaking at the meeting, a speaker must:

- a. Rise and move to where the microphone is presented by staff, unless unable to do so by reason or sickness or disability;
- b. Use the microphone provided;
- c. State his or her name and suburb for recording in the minutes;
- d. Address the meeting through the Presiding Person;
- e. Limit statements to fact, not opinion or suppositions;
- f. Not reflect adversely on Council Members or City employees; and
- g. Refrain from making repetitive comment on matters that have already been discussed, to ensure the meeting can progress effectively.

A speaker will have a maximum of three minutes to make their statement.

To ensure efficient and equitable time for all electors submitted motions, an abbreviated debating protocol will be utilised.

The mover will be invited to read their motion. The Presiding Person will then call for a seconder for the motion, and any speakers **against** the motion. There being **no speakers against the motion**, the Presiding Person will put the motion to the vote.

If there are speakers against the motion, the following debating protocol will apply. The mover of a motion will be invited to speak first, and the speaker against the motion will be invited to speak next. The Presiding Member will then call for other verified electors who wish to speak with a maximum of three speakers for and three speakers against the motion.

The mover of a motion has the right of reply, and this closes the debate. All other speakers may speak once on a motion.

The right of reply is limited to a maximum of three minutes.

A verified elector may rise and move without discussion, “That the motion be now put”, which, on being duly seconded and carried by a simple majority, will result in submission of the motion at once to the meeting.

If the Presiding Person determines that sufficient and fair debate has occurred on a motion then the Presiding Person, after inviting the mover to exercise the right of reply, will put that motion to the vote.



## **Part 8 – Voting at an Electors’ Meeting (ref Regulation 17)**

The Presiding Person will ask for a vote on the motion.

Each verified elector is entitled to one vote on each matter to be decided at the meeting. An elector does not have to vote.

Voting is determined by raising the Voting Card either for or against a motion, at the time the Presiding Member calls for the vote.

Voting at a general or special meeting of electors are to be made by a simple majority of votes.

## **Part 9 – Minutes and Decisions of an Electors’ Meeting (ref Act sections 5.32 and 5.33)**

The Presiding Person is to determine questions of order and procedure not stated above.

Minutes of this meeting will be available for inspection for members of the public as soon as is practicable after the meeting and before the Council meeting at which decisions made at the Electors’ Meeting are considered.

All decisions made at an Electors’ meeting are to be considered at the next Ordinary Meeting of Council.

The decisions of an Electors’ Meeting are not binding on the Council, but as required by the Act, the reasons for any Council decision on a decision of this meeting are to be recorded in the minutes of the Council meeting.

