



Minutes

Finance, Policy, Operations and Legislation Committee

Wednesday 12 July 2023 6pm



Table of Contents

1.	Official opening, welcome and acknowledgement	1
2.1.	Attendance	1
2.2.	Apologies	1
2.3.	Leave of absence.....	1
3.	Disclosures of interests by members.....	2
4.	Responses to previous questions taken on notice	2
5.	Public question time.....	2
6.	Petitions.....	2
7.	Deputations.....	2
7.1	Special deputations.....	2
7.2	Presentations.....	2
8.	Confirmation of minutes	3
9.	Elected member communication.....	3
10.	Reports and recommendations.....	4
10.1	Committee delegation	4
	FPOL2307-3 FINAL SOUTH BEACH PLACE PLAN.....	4
	ITEMS APPROVED "EN BLOC"	11
FPOL2307-1	TENDER FCC638/23 - WET AND DRY HIRE OF PLANT AND MACHINERY.....	12
FPOL2307-2	TENDER WFCC108-23 – PROVISION OF TREE MAINTENANCE SERVICES	19
FPOL2307-4	FREMANTLE PORT TO BATHERS BEACH CONNECTION J-SHED PATH - PROJECT – STAGE 1	24
FPOL2307-5	PROPOSED PARTNERSHIP AND LEASE 10 CAPTAINS LANE, ARTHUR HEAD FREMANTLE	34
FPOL2307-6	FREMANTLE ARTS CENTRE (FAC) CERAMIC STUDIO REPORT	46
FPOL2307-8	GRANT APPLICATION - DICK LAWRENCE OVAL LIGHTING	49
FPOL2307-7	TOWARDS NET ZERO 2050	53
10.2	Council decision	70
FPOL2307-9	COMMUNITY FUNDING AGREEMENTS 2023-24	70
FPOL2307-10	PERTH GLORY SPONSORSHIP CONSIDERATION.....	78
11.	Motions of which previous notice has been given	84
12.	Urgent business	84
13.	Late items.....	84
14.	Confidential Items	84
15.	Closure	84



1. Official opening, welcome and acknowledgement

The Presiding Member declared the meeting open at 6.00pm.

The Presiding Member informed members of the public that the meeting was being recorded and streamed live on the internet. She further advised that while all care is taken to maintain privacy, visitors in the public gallery and members of the public submitting a question, may be captured in the recording.

2.1. Attendance

Ms Hannah Fitzhardinge	Mayor
Cr Jenny Archibald	East Ward/Presiding Member
Cr Rachel Pemberton	City Ward/Deputy Presiding Member (<i>arrived at 6.01pm</i>)
Cr Frank Mofflin	Deputy Mayor/Hilton Ward
Cr Marija Vujcic	South Ward
Cr Doug Thompson	North Ward
Cr Geoff Graham	Beaconsfield Ward/Deputising

Mr Glen Dougall	Chief Executive Officer
Mr Matt Hammond	Director City Business
Mr Graham Tattersall	Director Infrastructure
Ms Michelle Brennand	Director Community Development
Ms Chloe Johnston	A/Director Planning Place and Urban Development
Mr Ryan Abbott	Manager Parks and Landscape
Ms Vikki Barlow	Manager Community Development
Ms Aimee Sabbatino	A/Manager Economic Development and Marketing
Ms Melody Foster	A/Manager Governance
Ms Sarah Wilkinson	A/Manager Arts and Culture
Ms Larissa Tiller	Senior Strategic Project Officer - Sustainability
Ms Donna Ross	Meeting Support Officer

There were approximately 1 member of the public in attendance.

2.2. Apologies

Nil

2.3. Leave of absence

Cr Fedele Camarda	Beaconsfield Ward
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3. Disclosures of interests by members

Mayor Hannah Fitzhardinge declared an impartiality interest in item number FPOL2306-3 as she is Patron of the Fremantle Surf Lifesaving Club.

Mayor Hannah Fitzhardinge stated that she was confident that she could maintain impartiality during consideration of this item and would remain in the meeting.

4. Responses to previous questions taken on notice

Nil

Cr Rachel Pemberton entered the meeting at 6:01pm.

5. Public question time

Ian Ker asked the following questions in relation to item FPOL2307-3:

Question 1:

Under the Plan, Movement analysis, it states pedestrians arrive on PTA buses at Fremantle train station but shows Blue CAT will expire on 30 September. The only other PTA service is the hourly 532 which is hardly fit for purpose. What happens after the CAT is canned?

6. Petitions

Nil

7. Deputations

7.1 Special deputations

Nil

7.2 Presentations

Nil



8. Confirmation of minutes

COMMITTEE DECISION (Officer’s recommendation)

Moved: Cr Jenny Archibald

Seconded: Cr Frank Mofflin

The Finance, Policy, Operations and Legislation Committee confirm the minutes of the Finance, Policy, Operations and Legislation Committee meeting dated 14 June 2023.

Carried: 7/0

**Mayor Hannah Fitzhardinge, Cr Jenny Archibald, Cr Rachel Pemberton
Cr Marija Vujcic, Cr Doug Thompson, Cr Geoff Graham, Cr Frank Mofflin**

9. Elected member communication

Nil



10. Reports and recommendations

10.1 Committee delegation

FPOL2307-3 FINAL SOUTH BEACH PLACE PLAN

Meeting date:	12 July 2023
Responsible officer:	Manager Parks and Landscape
Decision-making authority:	Committee
Attachments:	<ol style="list-style-type: none">1. South Beach Place Plan2. South Beach Place Plan Engagement Report - Stage Four

SUMMARY

The South Beach Place Plan was developed to guide the delivery of future services and infrastructure upgrades, aligned with the 10-year financial plan, or changes to the Precinct to enhance the visitor’s experience and the look and feel of the place.

This report recommends that Council adopts the South Beach Place Plan noting the actions to be taken.

BACKGROUND

The South Beach Place Plan was developed to guide the delivery and staging of future infrastructure and renewal upgrades or changes to the Precinct to enhance the visitor’s experience and the look and feel of the place. The Place Plan is a whole-of-place approach initiated due to the immediate need to replace the South Beach Change Facility and the City’s asset renewal programme that forecasts upgrade and renewal works to irrigation, pathways, park infrastructure, playground, signage, car park and the coastal landscape.

The Place Plan approach will ensure the renewal of assets occurs in a way that meets the current, emerging and future requirements of the community, rather than a ‘like for like’ replacement approach to better enable the community’s use of the precinct.

The Place Plan engagement process holistically captures the communities' needs and aspirations for the South Beach Precinct and the new facilities. The Place Plan ensures that all future additions are integrated into the Precinct to provide the best possible place outcomes for the community.



**Minutes – Finance, Policy, Operations and Legislation Committee
12 July 2023**

The Draft South Beach Place Plan was presented to Council at the Finance, Policy, Operations and Legislation Committee meeting on 8 March 2023 where Council resolved:

**COMMITTEE DECISION FPOL2303-2
(Officer’s recommendation)**

Moved: Cr Jenny Archibald Seconded: Cr Frank Mofflin

Council endorses the Draft South Beach Place Plan for the purpose of engaging with the community.

Carried: 6/0

**Cr Jenny Archibald, Cr Fedele Camarda, Cr Rachel Pemberton,
Cr Marija Vujcic, Cr Doug Thompson, Cr Frank Mofflin**

This report provides an update and comment on the feedback received and a recommendation to adopt the South Beach Place Plan.

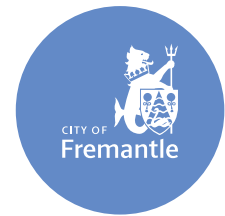
FINANCIAL IMPLICATIONS

The Place Plan is dynamic and a practical list of actions for South Beach and was developed to guide the City’s asset renewal program. The City’s asset renewal plans across infrastructure (parks, building, engineering) are all forecasting upcoming works programs at South Beach through the long term financial plan. The Place Plan has been developed to guide the asset renewal plan to ensure renewal works are aligned with the community’s requirements. A key project currently budgeted is the South Beach Change Facility which is currently in the final stages of design with delivery forecast to commence later in 2023.

The Place Plan may also contribute to the establishment of projects which may require future budget allocations which will be submitted in the City’s annual budget process.

LEGAL IMPLICATIONS

Nil



CONSULTATION

The Draft South Beach Place Plan was advertised for comment on the City's MySay platform from April 29, until May 26, 2023, for community comment as part of the final stage. The consultation was promoted on:

- My Say Freo, Newsletter project update post, March 8, 2023
- My Say Freo, Newsletter Survey notification post, April 27, 2023
- South Fremantle Precinct Meeting, May 9, 2023
- Perth Now, Shark Net considered for popular Fremantle Beach,
- Michael Palmer, Fremantle, May 6, 2023
- CoF Facebook post, May 1 and May 12, 2023
- CoF Instagram post, May 1, 2023

6 formal responses were received on the Draft South Beach Place Plan, which was lower than the other stages of the project, which had higher than average submissions.

The outcomes of and comments on the engagement process on the Draft South Beach Place Plan are summarised in Officer Comment below. The engagement reports are provided in Additional Information.

The development of the South Beach Place Plans involved a comprehensive and inclusive process speaking to more than 250 people face to face, receiving 250 completed surveys, conducting two reference group workshops. 3,200 people were aware of the Place Plan, 1600 were informed online and 246 completed a survey.

The project began with an analysis of the community's values and aspirations, followed by a Public Drop-in Session and a My Say Freo Survey to gather input from the community. A Reference Group, representing a diverse range of community members, was then selected to provide ongoing feedback.

Interactive workshops were conducted to address key challenges and create a plan with actionable items. To ensure technical expertise, the plan was tested with both internal and external stakeholders. Additionally, input was sought from individuals with lived experience to ensure inclusivity and accessibility.

At each stage of the process, feedback was gathered from the Reference Group, ensuring their input was considered throughout. The resulting actions were developed and workshopped across the three stages of engagement, ultimately informing the Draft South Beach Place Plan.



OFFICER COMMENT

The Place Plan seeks to identify the Precinct's social, environmental, planning, and cultural significance to ensure we are in keeping with the identity of the place with any future activities or infrastructure proposed. Community engagement and the South Beach Place Plan Reference Group have played a vital role in developing the Place Plan.

The objectives of the Place Plan for South Beach

The Place Plan aims to provide a blueprint for future events and upgrades to the physical environment of the South Beach Precinct over the next ten years. The Place Plan is not a master plan. In summary, it sets out to:

- Ensure that the natural, social, cultural, historical, and economic aspects of the physical environment are taken into account.
- Ensure that the needs of residents, businesses and visitors are considered.
- Craft a Vision, Sense of Place Statement and Place Principles for the Precinct to enhance the visitor's experience.
- Provide clear direction for the function and appearance of the physical environment.
- Provide an indicative place plan celebrating the unique offerings of the Precinct, with a corresponding action list identifying 'quick wins and short, medium and long-term actions.
- Actions are annually updated for the community to see progress.

Draft South Beach Place Plan Community Engagement Key Findings

The outcomes of and comments on the engagement process on the Draft South Beach Place Plan are summarised with comment below. Overall, the community's comments revolve around beach safety, preserving the low key, unpretentious feel of the Precinct when enhancing the overall beach experience for visitors and reinstating the recreational nature of Wilson Park.

Positive Response: The South Beach Place Plan received a positive response during the South Fremantle Precinct Meeting, indicating community satisfaction with the plan as presented. Approximately 20 people attended the meeting. The main comments regarding the place plan were to include shark deterrence. The length of the New Facilities (Toilets and Changerooms, including Changing Places Facilities) was raised it was explained the New Facilities are located between the café and the Norfolk Island Pine Tree. While the building is long it has a narrow footprint to not encroach into the Parkland. The building has been approved by the CEO in January 2023.



Minutes – Finance, Policy, Operations and Legislation Committee

12 July 2023

Low Survey Response: The South Beach Survey had a low response rate with only 6 participants. However, it was perceived that the low response might indicate that those who did not participate either had no strong objections or were satisfied with the plan.

Shark Deterrence: The need to investigate shark deterrent measures, including electronic barriers, was raised as a community priority. The concern raised about shark deterrence is being addressed as part of a more extensive study currently being conducted by the City.

Wilson Park: Participants expressed the desire for a definitive recreational plan for Wilson Park, excluding car parking and preserving its recreational value. Wilson Park is part of a broader car park strategy that Council has already endorsed. The place plan suggests that with finite public space in Fremantle, investigate long-term future community and visitor uses for Wilson Park other than seasonal car parking should occur.

Drinking Water Access: Improvement of drinking water facilities for humans and dogs was highlighted as an important need. The access to drinking water will be upgraded over time as part of the park's upgrades.

CAT Bus Service: Participants appreciated the CAT bus service and emphasized the importance of maintaining convenient public transport options. The CAT (Central Area Transit) service was considered by Council at the 14 May 2023 FPOL and the City is proceeding in accordance with this decision. More updates can be found via the City's website.

Refreshing South Beach: Participants liked the refreshing of the South Beach area, maintaining a relaxed atmosphere, and initiatives that enhance the connection to nature and the dog-friendly environment.

Community Priorities: Preserving the beach's identity, avoiding excessive entrepreneurial activities, and protecting established businesses in the area.

Next Steps

Key actions of the Place Plan were developed and workshopped over the three stages of engagement. Each action has associated activities that have been located spatially, allocated within a timeline and indicative cost (refer to the South Beach Place Plan pages 45-51 for an indicative spatial representation). Internal and external stakeholders have examined these actions to ensure they align with the Sense of Place Statement and the Place Principles.



Below is a summary of the key actions from the stakeholder engagement process:

- Enhance and reinforce South Beach’s connections to its culture and stories (contemporary and precolonial).
- Enhance inclusion, access and walkability throughout South Beach parklands for all users.
- Invest in park infrastructure upgrades that enhance all visitors’ connection to nature for health and wellbeing.
- Continue to protect, showcase and enhance South Beach’s natural environment.
- Propose economic opportunities that balance the visitor’s experience and the community's interests. Activities should reflect the unpretentious and social atmosphere.
- Create places within the Precinct where dog owners and non-dog owners feel comfortable enjoying South Beach.
- Create a pedestrian-first Precinct by reviewing all movement networks.
- Review car parking arrangements and other upgrades required to better suit all South Beach visitors.
- Provide governance and safety initiatives that support the welcoming South Beach vibe.
- Achieve an acceptable balance between campervan visitors and other users at South Beach.
- Improve connections from the Precinct to neighbouring areas.
- Enhance facilities at the dog beach to create a better visitor experience.
- Invest in infrastructure, events and activities which support the community and create a range of reasons to revisit.
- Enhance the playful side of South Beach for all abilities, genders and ages.
- Support connections to nearby local businesses and the Precinct.
- Consider how entrepreneurial activities can be supported that add vibrancy and amenity to the Precinct. This includes fitness instructors, market operators, food trucks, beach hire equipment, cultural events, and experiences, etc.
- Future proof for potential long-term aspirations may include café upgrades, additional toilet amenities, etc.

These actions will be used to guide current and future event and infrastructure planning and implementation for South Beach, including the current South Beach Change Facility project.

VOTING AND OTHER SPECIAL REQUIREMENTS

Simple majority required



COMMITTEE DECISION ITEM FPOL2307-3
(Officer's recommendation)

Moved: Cr Jenny Archibald

Seconded: Cr Doug Thomson

Council:

- 1. Note the community engagement feedback on the Draft South Beach Place Plan.**
- 2. Adopt the South Beach Place Plan, noting the following actions:**
 - a. The Seasonal Trading Policy, adopted 23 November 2023, has two locations in the South Beach precinct.**
 - b. The South Beach Change Facility is in the design phase and budget was adopted for the 2023/24 financial year, with construction forecast to commence at the end of the 2023.**
 - c. The South Beach accessible matting was adopted for the 2023/24 financial year budget under project P-12185 Purchase - South Beach - Access Matting.**
 - d. Budget provision for infrastructure upgrades and renewal works will be submitted as part of ongoing annual infrastructure renewal programs and implemented in accordance with the South Beach Place Plan.**
 - e. A project for a toilet and change facility at South Beach dog beach has been submitted in the long term financial plan.**

Carried: 7/0

**Mayor Hannah Fitzhardinge, Cr Jenny Archibald, Cr Rachel Pemberton
Cr Marija Vujcic, Cr Doug Thompson, Cr Geoff Graham, Cr Frank Mofflin**



ITEMS APPROVED "EN BLOC"

The following items were adopted unopposed and without discussion "En Bloc" as recommended.

COMMITTEE DECISION

Moved: Cr Jenny Archibald

Seconded: Cr Rachel Pemberton

FPOL2307-1	TENDER FCC638/23 - WET AND DRY HIRE OF PLANT AND MACHINERY
FPOL2307-2	TENDER WFCC108-23 – PROVISION OF TREE MAINTENANCE SERVICES
FPOL2307-4	FREMANTLE PORT TO BATHERS BEACH CONNECTION J-SHED PATH - PROJECT – STAGE 1
FPOL2307-5	PROPOSED PARTNERSHIP AND LEASE 10 CAPTAINS LANE, ARTHUR HEAD FREMANTLE
FPOL2307-6	FREMANTLE ARTS CENTRE (FAC) CERAMIC STUDIO REPORT
FPOL2307-8	GRANT APPLICATION - DICK LAWRENCE OVAL LIGHTING

Carried en bloc: 7/0

**Mayor Hannah Fitzhardinge, Cr Jenny Archibald, Cr Rachel Pemberton
Cr Marija Vujcic, Cr Doug Thompson, Cr Geoff Graham, Cr Frank Mofflin**



FPOL2307-1 TENDER FCC638/23 - WET AND DRY HIRE OF PLANT AND MACHINERY

Meeting date: 12 July 2023
Responsible officer: Manager Parks and Landscape
Decision making authority: Committee
Confidential Attachments: 1. Pricing Assessment (confidential)

SUMMARY

The purpose of this report is to consider tender number FCC638/23 Wet and Dry Hire of Plant and Machinery to various sites within the City of Fremantle, as and when required. The tender is structured with three separate portions for different service provision. This report recommends that Council accepts the following tenders in accordance with the tender evaluation undertaken as per the selection criteria included in the tender document:

- **Portion A-Dry Hire Plant and Machinery from Brooks Hire Service Pty Ltd**
- **Portion B-Wet Hire Plant and Machinery - Construction and Maintenance from Radonich Contracting**
- **Portion C- Wet Hire Plant and Machinery-Landscape Radonich Contracting.**

BACKGROUND

The City of Fremantle is seeking to award a single supplier or multiple suppliers for the Supply of Wet and Dry Hire Plant and Equipment to various sites within the City of Fremantle, as and when required.

The contract requires the supply of Wet and Dry Plant and Equipment, for the below:

- A. Portion A - Dry Hire Plant and Machinery: Machinery supplied and maintained for construction, maintenance or landscape works without an operator.
- B. Portion B - Wet Hire Plant and Machinery - Construction and Maintenance: Machinery supplied and maintained with a skilled operator for construction or maintenance works.
- C. Portion C - Wet Hire Plant and Machinery – Landscape: Machinery supplied and maintained with a skilled operator for landscape works.

The services are offered on an hourly or day rate.



FINANCIAL IMPLICATIONS

The budget for this contract is allocated across multiple operational accounts within the Parks and Landscape and Engineering Services teams.

The table below summarises the available operating budgets for the 2023/24 financial year for wet and dry hire of plant and equipment:

Budget Account	Account Description	Amount in 23/24 Budget	Amount allocated for this contract
100314	Natural Areas Management	\$414,120	\$135,000
100320	Maintain Soft Landscaping	\$572,000	\$35,000
100350	Maintain Sports Grounds	\$623,000	\$30,000
100328	Maintain Road Drainage	\$348,680	\$10,460
100341	Maintain Footpath	\$321,802	\$9,654
100364	Maintain Road	\$275,020	\$8,250
100329	Maintain Swales & Sump	\$275,020	\$18,666
Total per annum		\$2,829,642	\$247,030

This Contract is also utilised for the capital construction program and budgets are captured within individual projects.

This is a schedule of rates Contract and total spend will be managed within allocated annual operating and capital project budgets.

LEGAL IMPLICATIONS

Tenders were invited in accordance with section 3.57 of the *Local Government Act 1995* and the tendering procedures and evaluation complied with part 4 of the *Local Government (Functions and General) Regulations 1996*.

CONSULTATION

Project or operational specific consultation will be undertaken as relevant to the use of this service.



OFFICER COMMENT

Detail

Tender FCC638/23 for Wet and Dry Hire of Plant and Machinery was advertised on 10 May 2023 and closed on 31 May 2023.

Essential details of the contract are outlined below:

Contract type	Schedule of rates
Contract duration	The contract is for a three (3) years period, with two (2) of one (1) year extension option available, exercisable at the sole discretion of the City.
Commencement date	On or around 31 July 2023

Tender evaluation

Tender submissions were received from the following contractors and evaluated by the tender evaluation panel:

- Allwest Plant Hire Australia Pty Ltd (ABN: 67 164 500 083)
- Brooks Hire Service Pty Ltd (ABN: 20 008 975 988)
- Maali Group Pty Ltd (ABN: 24 633 182 117)
- Radonich Contracting (ABN: 76 635 356 342).

The tender evaluation panel establishes whether the tender submissions conform to the conditions for tendering and selects a suitably qualified and experienced contractor.

The tender evaluation panel comprised:

- Parks Coordinator
- Principal Construction and Maintenance Engineer
- Manager Parks and Landscape
- Procurement Officer (non-voting).

Tenderers were required to disclose information that might be relevant to an actual or potential conflict of interest and disclose if they had any relationship with City of Fremantle employees involved in the tender process. Members of the tender evaluation panel are required to disclose any actual or perceived interest with any of the tenderers. No disclosures were made.

Minutes – Finance, Policy, Operations and Legislation Committee

12 July 2023

To obtain the broadest possible comparison base, each of the tenders was evaluated against the following tender selection criteria and was in turn graded in the tender evaluation matrix.

Item No	Description	Weighting
1	Relevant Experience	20%
2	Key Personnel, Skills and Resources	20%
3	Demonstrated Understanding	15%
4	Sustainability and Local Economic Benefit	10%

All tender submissions received were conforming. The results of the tender evaluation for delivery of tender FCC638/23 – Wet and Dry Hire of Plant and Machinery are shown in the table below.

Schedule A - Dry Hire Plant and Machinery

	Overall Weighted Score Including Pricing	Relevant Experience of Delivering Similar Services	Key Personnel Skills & Resources	Demonstrated Understanding	Sustainability and Local Economic Benefit	Price	Total Score
4.0	Tenderer	20.00	20.00	15.00	10.00	35.00	100
	Allwest Plant Hire Australia Pty Ltd	12.59	12.59	7.22	5.19	32.30	69.90
	Brooks Hire Service Pty Ltd	14.07	15.56	11.67	6.67	35.00	82.96
	Maali Group Pty Ltd	14.07	15.56	11.67	6.67	26.96	74.92
	Radonich Contracting	11.11	12.59	9.17	6.30	24.60	63.77

The tender submitted by Brooks Hire Service Pty Ltd scored the highest rating for Schedule A with 82.96 points. Brooks Hire Service Pty Ltd, the recommended tenderer, was assessed as having the experience, fleet and equipment to provide dry hire as described in the specification.

Reference checks indicate that Brooks Hire Service Pty Ltd have provided satisfactory service delivery to their customers on similar projects, will be a suitable supplier to the City of Fremantle

Schedule B - Wet Hire Plant and Machinery - Construction and Maintenance

	Overall Weighted Score Including Pricing	Relevant Experience of Delivering Similar Services	Key Personnel Skills & Resources	Demonstrated Understanding	Sustainability and Local Economic Benefit	Price	Total Score
4.0	Tenderer	20.00	20.00	15.00	10.00	35.00	100
	Allwest Plant Hire Australia Pty Ltd	12.59	12.59	7.22	5.19	29.05	66.64
	Maali Group Pty Ltd	11.11	12.59	9.17	6.30	25.73	64.89
	Radonich Contracting	13.33	12.59	10.00	7.78	35.00	78.70

The tender submitted by Radonich Contracting scored the highest rating for Schedule B with 78.70 points. Radonich Contracting were assessed as having the experience, operators, fleet and equipment to provide construction and maintenance wet hire as described in the specification.

Radonich Contracting is a current service provider for the City and further reference checks in relation to this schedule of work indicate that Radonich Contracting have provided satisfactory service delivery to their customers, and will be a suitable supplier to the City of Fremantle.

Schedule C - Wet Hire Plant and Machinery - Landscape

Overall Weighted Score Including Pricing	Relevant Experience of Delivering Similar Services	Key Personnel Skills & Resources	Demonstrated Understanding	Sustainability and Local Economic Benefit	Price	Total Score
4.0						
Tenderer	20.00	20.00	15.00	10.00	35.00	100
Maali Group Pty Ltd	11.11	12.59	8.89	6.30	26.69	65.57
Radonich Contracting	13.33	12.59	10.00	7.78	35.00	78.70

The tender submitted by Radonich Contracting scored the highest rating for Schedule C with 82.96 points. Radonich Contracting were assessed as having the experience, operators, fleet and equipment to provide landscape wet hire as described in the specification.

Radonich Contracting is a current service provider for the City and further reference checks in relation to this schedule of work indicate that Radonich Contracting have provided satisfactory service delivery to their customers, and will be a suitable supplier to the City of Fremantle.

Environmental considerations

Brooks Hire Service Pty Ltd are an ISO 14001: Environmental Management System certified company.

Radonich Contracting have a construction waste recycling facility to recover and reuse waste material for construction.

Both companies maintain a modern, fuel-efficient fleet.

Risk consideration

There are no strategic or corporate risks within the City's existing risk registers which relate to the issues contained in this report.



Comment

Schedule A - Dry Hire Plant and Machinery

Brooks Hire Service Pty Ltd were assessed as having a high level of directly relevant experience and the fleet and equipment to provide the City it's dry hire requirements. The tendered price also presents the best value for money to the City.

Schedule B - Wet Hire Plant and Machinery - Construction and Maintenance

Radonich Contracting were assessed as having the experience, operators, fleet and equipment to provide construction and maintenance wet hire as described in the specification. The tendered price also presents the best value for money to the City.

Schedule C - Wet Hire Plant and Machinery - Landscape

Radonich Contracting were assessed as having the experience, operators, fleet and equipment to provide landscape wet hire as described in the specification. The tendered price also presents the best value for money to the City.

VOTING AND OTHER SPECIAL REQUIREMENTS

Simple majority required



COMMITTEE DECISION ITEM FPOL2307-1
(Officer's recommendation)

Moved: Cr Jenny Archibald

Seconded: Cr Rachel Pemberton

Council:

- 1. Accept Tender FCC638/23 Wet and Dry Hire of Plant and Machinery for Schedule A - Dry Hire Plant and Machinery from Brooks Hire Service Pty Ltd for a period of 3 years, with two further one-year extensions available to be exercised at the discretion of the Chief Executive Officer.**
- 2. Accept Tender FCC638/23 for Wet and Dry Hire of Plant and Machinery for Schedule B - Wet Hire Plant and Machinery - Construction and Maintenance from Radonich Contracting for a period of 3 years, with two further one-year extensions available to be exercised at the discretion of the Chief Executive Officer.**
- 3. Accept Tender FCC638/23 for Wet and Dry Hire of Plant and Machinery for Schedule C - Wet Hire Plant and Machinery - Landscape from Radonich Contracting for a period of 3 years, with two further one-year extensions available to be exercised at the discretion of the Chief Executive Officer.**

Carried en bloc: 7/0

**Mayor Hannah Fitzhardinge, Cr Jenny Archibald, Cr Rachel Pemberton
Cr Marija Vujcic, Cr Doug Thompson, Cr Geoff Graham, Cr Frank Mofflin**



FPOL2307-2 TENDER WFCC108-23 – PROVISION OF TREE MAINTENANCE SERVICES

Meeting date:	12 July 2023
Responsible officer:	Manager Parks and Landscape
Decision making authority:	Committee
Attachments:	Nil
Confidential Attachments:	1. Pricing Assessment (Confidential)

SUMMARY

The purpose of this report is to consider Tender WFCC108-23 for Provision of Tree Maintenance Services.

This report recommends that Council accepts the tender submitted by Professional Tree Surgeons in accordance with the tender evaluation undertaken as per the selection criteria included in the tender document.

BACKGROUND

The City of Fremantle is seeking to appoint a suitable contractor to provide a range of tree maintenance services for the City's Urban Forest team responsible for tree clearance around Western Power infrastructure throughout the eight (8) suburbs of Fremantle.

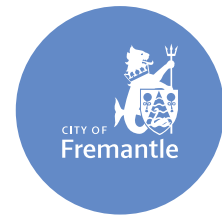
The management objective in regard to the City's urban forest is to preserve trees, control practices harmful to trees and avoid the removal of trees unless warranted under exceptional circumstance relating to public risk, safety or public works approved by Council.

The successful Respondent/s will be required to:

- Perform Western Power utility line(s) clearance.
- Provide a high-quality, professional and prompt tree service(s) that adheres to industry standards (AS4373-2007 Pruning of amenity trees)
- Maintain clearances from infrastructure, property and roads. Additional prescribed works to address tree health and site safety.

Service area will include, but not be limited to the following scope areas:

- Perform Western Power utility line(s) clearance.
- Living, dead and defective tree removals including stump removals. This may include removing stump waste and incorporating new tree soils.
- Standard and Emergency call outs.
- Tree part failures during normal work hours and as emergency call outs.
- Root pruning. Where specific root pruning may be required to address infrastructure damages and others.



Minutes – Finance, Policy, Operations and Legislation Committee

12 July 2023

- Debris pick up/processing. This may be piles of vegetation in need of mulching or stem part failures as required.
- All recycled tree mulch is to be delivered for use within the City, noting Palm mulch is to be removed of site by the Contractor at their cost.

This service is a retender of FCC605/22 - Provision of Tree Maintenance Services as the Contractor withdrew from the Contract in April 2023.

FINANCIAL IMPLICATIONS

The table below summarises the available budget for the 2023/24 financial year for tree maintenance:

Budget Account	Account Description	Amount
100352.6823	Maintain trees – road reserves and carparks	\$360,000
100319.6823	Maintain trees – recreation reserves	\$100,000
Total per annum		\$460,000

The tree maintenance accounts service multiple Contracts and the total spend will be managed within the allocated budget.

LEGAL IMPLICATIONS

The purchase of the Provision of Tree Maintenance Services was procured using a tender exempt purchase method as per Regulation 11(2)(b) of the Local Government (Functions and General) Regulations 1996, which states:

Tenders do not have to be publicly invited according to the requirements of this Division if –

(b) the supply of the goods or services is to be obtained through the WALGA preferred Supplier Program.

CONSULTATION

Nil

OFFICER COMMENT

Detail

Tender WFCC108-23 for Provision of Tree Maintenance Services was advertised on WALGA Vendor Panel on Thursday 27 April 2023 and closed on Thursday 18 May 2023.



Minutes – Finance, Policy, Operations and Legislation Committee
12 July 2023

Essential details of the contract are outlined below:

Contract type	Schedule of Rates
Contract duration	The Contract shall be in place from the date specified in the Letter of Acceptance (on or around 30 June 2023) through to 30 June 2024. There are three further (3) one-year extension options available to be exercised at the sole discretion of the Principal.

Tender evaluation

Tender submissions were received from the following contractors and evaluated by the tender evaluation panel:

- Premier Tree Services WA Pty Ltd
- Professional Tree Surgeons.

The tender evaluation panel establishes whether the tender submissions conform to the conditions for tendering and selects a suitably qualified and experienced contractor.

The tender evaluation panel comprised:

- Manager Parks and Landscape
- Senior Environmental Health Officer
- Team Leader Natural Areas and Urban Forest
- Procurement Officer (non-voting).

Tenderers were required to disclose information that might be relevant to an actual or potential conflict of interest and disclose if they had any relationship with City of Fremantle employees involved in the tender process. Members of the tender evaluation panel are required to disclose any actual or perceived interest with any of the tenderers. Prior knowledge of one tenderer was declared by one panel member but is limited to the normal business activities of the City and is not based on personal or social connections with the Respondent/s.

To obtain the broadest possible comparison base, each of the tenders was evaluated against the following tender selection criteria and was in turn graded in the tender evaluation matrix.

Item No	Description	Weighting
1	Relevant Experience	20%
2	Key Personnel, Skills and Resources	20%
3	Demonstrated Understanding	30%
4	Sustainability	10%



Minutes – Finance, Policy, Operations and Legislation Committee

12 July 2023

Both tender submissions received were conforming. The results of the tender evaluation for delivery of tender WFCC108/23 Provision of Tree Maintenance Services are shown in the table below.

Overall Weighted Score Including Pricing	Relevant Experience of Delivering Similar Services	Key Personnel Skills & Resources	Demonstrated Understanding	Sustainability and Local Economic Benefit	Price	Total Score
Tenderer	20.00	20.00	30.00	10.00	20.00	100
Premier Tree Services WA Pty Ltd	11.85	11.85	17.78	5.93	18.44	65.85
Professional Tree Surgeons	17.78	18.52	26.67	7.04	20.00	90.00

The tender submitted by Professional Tree Surgeons scored the highest rating with 90.00 points, followed by Premier Tree Services with 65.85 points.

Based on their responses, both Premier Tree Services and Professional Tree Surgeons have the capacity to provide the services required by this tender to an acceptable level. However, Professional Tree Surgeons achieved higher scores in the qualitative criteria and the panel were confident they would be able to provide a high level of service.

Environmental considerations

Professional Tree Surgeons response provided environmental outcomes including carbon offset, process for biodiversity and fauna protection during works, electric equipment for reduced energy use and water reduction strategy. Waste reduction was also addressed by reusing tree waste, waste diversion, using biodegradable materials, recycling and donating old tools. They also addressed the service delivery against the One Planet objectives.

Risk consideration

This Contract was procured through the WALGA preferred supplier scheme which includes ongoing contract management by WALGA to ensure compliance, high performance and protects Members from contractual disputes.

The Polyphagous Shot Hole Borer is a known issue with tree management in the City and is registered on the Corporate Risk Management Register.

Other Comments

Professional Tree Surgeons has a high level of directly relevant experience, very well qualified crews and appropriate equipment, and an excellent understanding of the methodology to deliver the service. Their approach to tree pruning is consistent with the City's current approach to powerline pruning. The tendered price also presents value for money to the City.



VOTING AND OTHER SPECIAL REQUIREMENTS

Simple majority required

COMMITTEE DECISION ITEM FPOL2307-2 **(Officer's recommendation)**

Moved: Cr Jenny Archibald

Seconded: Cr Rachel Pemberton

Council accept Tender WFCC108-23 for Provision of Tree Maintenance from Professional Tree Surgeons, from the date specified in the Letter of Acceptance (on or around 30 June 2023) through to 30 June 2024, with three further one-year extensions available to be exercised at the discretion of the Chief Executive Officer.

Carried en bloc: 7/0

**Mayor Hannah Fitzhardinge, Cr Jenny Archibald, Cr Rachel Pemberton
Cr Marija Vujcic, Cr Doug Thompson, Cr Geoff Graham, Cr Frank Mofflin**



**FPOL2307-4 FREMANTLE PORT TO BATHERS BEACH CONNECTION
J-SHED PATH - PROJECT – STAGE 1**

Meeting date: 12 July 2023
Responsible officer: Manager Parks and Landscape
Decision making authority: Committee
Attachments: 1. J-Shed Path Draft Sketch Design

SUMMARY

The Fremantle Port to Bathers Beach Connection project is a collaboration between the City of Fremantle and Fremantle Ports aims to improve the public realm connection between Victoria Quay, through Bathers Beach to Fishing Boat Harbour.

This report recommends that Council adopt the Bathers Beach Path – J-Shed Path Draft Sketch Design (attachment 1) and note that the City of Fremantle will construct Stage 1 of the project, inclusive of the Fleet Street Crossing portion of works on Fremantle Ports lands, subject to agreement.

BACKGROUND

The Fremantle foreshore is rich in history and unique places and framed by significant destinations. However, there is no clear journey between Victoria Quay, through Bathers Beach to Fishing Boat Harbour. The existing pedestrian links within this area are fragmented, illegible, not fully accessible and at times uninviting. The City of Fremantle, working in collaboration with Fremantle Ports, are seeking to enhance the quality of this Fremantle foreshore connection with a focus on public realm improvements, enhancing pedestrian wayfinding and amenity, and supporting important local cultural sites and businesses.

The Objectives of the overall Fremantle foreshore project are to achieve:

- Legibility** – users will know when the trail starts and stops and navigate comfortably in between.
- Connectivity** – the trail will be as direct as possible while working in with existing movement networks, buildings and destinations.
- Continuity** – there will be a clear identity to the look and feel of the path and elements along the journey.
- Impact** – the trail will be tactical in incorporating simple, inexpensive strategies and materials for maximum impact.
- Flexibility** – themes, treatments and strategies will allow for new elements and ideas over time.

Growth – the trail will have the opportunity to be extended, as well as catalyse improvement and adaptive re-use of spaces and buildings along the journey in the future.

Stage 1 Indicative Trail Path Alignment and Public Realm Enhancements

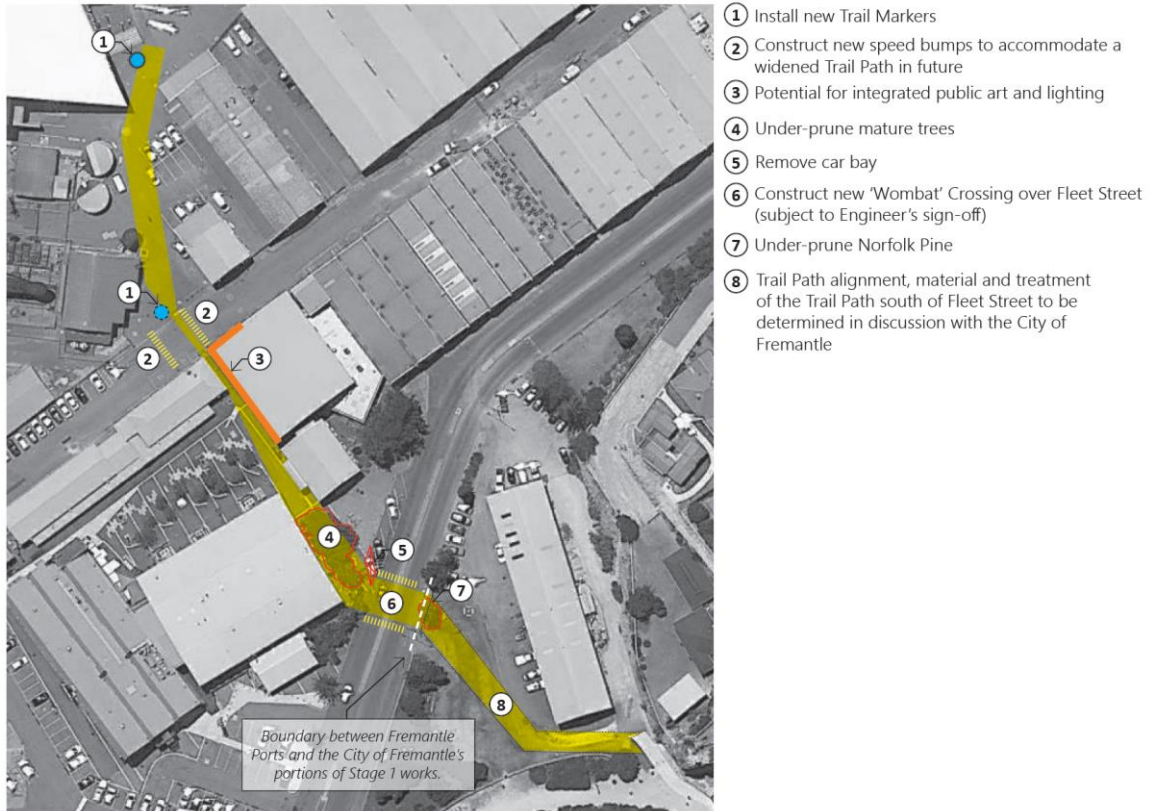
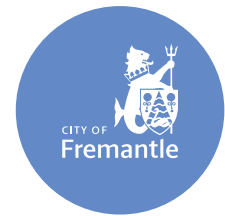


Image: Indicative trail alignment (City of Fremantle, 2021)

In 2021, the City developed an indicative trail path alignment and public realm enhancements as the basis for the project. This considered the footpath alignment, improved wayfinding, improved pedestrian crossing and safety at Fleet Street and public realm enhancement works.

FINANCIAL IMPLICATIONS

In 2022/23, Council approved \$45,940 for project P-12126 Footpath - Fremantle Port to Bathers Beach to complete Stage 1 of these works. The project budget has been carried forward to the 2023/24 financial year. The pre-tender estimate for the City's Stage 1 works is \$48,000 ex. 10% contingency due to escalations in construction costs over the past 12-18 months. Officers will look to value manage the project within the existing budget or seek a budget adjustment through Council should it be required to complete stage 1 of the project.



Minutes – Finance, Policy, Operations and Legislation Committee

12 July 2023

If additional budget was to be allocated, officers would recommend including the path components of the Stage 2 works noted below to complete the secondary connection to the bathers Beach path (refer plan in the officer comment section for the scope of works area for stage 1). This is approximately \$10,000.

Pending approval of Fremantle Ports contribution, it is anticipated the City will manage both scope areas as one project to ensure efficiency of construction, minimisation of disturbance to the community and completeness of the connection. Fremantle Ports have also indicated they will provide a budget to complete the Fleet Street crossing and associated works on their land.

The cost estimate for Stage 2 works is \$120,000 and is a project in the Long Term Financial Plan. Stage 2 works include additional path works, hard landscaping works (boulders, edging, planting trees and mulch) and the installation of 4 solar lights.

Additional wayfinding signage has been excluded from this scope as it forms part of a broader City project in the early planning phase where it will be addressed.

There are additional path and car park maintenance works outside the project works areas which will be addressed through the City's operational program.

LEGAL IMPLICATIONS

Nil

CONSULTATION

The J-shed pathway project aims to determine the optimal alignment that effectively connects the Port and City while considering the needs of the community, visitors, the urban environment, and the existing infrastructure. Key to understanding the right pathway requirements was extensive engagement with key stakeholders including the Port, the J-shed and internal City experts. This was achieved by listening, sharing observations, and workshopping sketch design scenarios with the pathway at a city, precinct and local levels.



A summary of the Consultation is as follows:

Who	Comments
J-Shed Tenants	<ul style="list-style-type: none"> - The selected pathway was viewed positively, and there was a desire to incorporate future activities such as outdoor art, play areas and food trucks. These additions are seen as important for promoting social surveillance in the area. - During the discussion, it was noted that the existing wayfinding and signage system needs upgrading. Specifically, there was a concern that the current signage directs visitors looking for the toilets to the J-Shed. <p>This discrepancy in the wayfinding information can lead to confusion and inconvenience for visitors and tenants.</p> <ul style="list-style-type: none"> - The tenants reported that the gravel driveway is experiencing water pooling during the winter season, and it was discussed how this may be addressed in addition to these works.
Victoria Quay Precinct Group	<ul style="list-style-type: none"> - That when considering the design and development of the pathway, and its surrounding amenities, it's essential to consider a range of visitors, from everyday users to tourists. - It is necessary to understanding the diverse needs and expectations of different visitor groups with different accessibility needs.
Fremantle Biennale	<ul style="list-style-type: none"> - To coordinate the pathway construction to be complete prior to the Biennale pavilion in October/November 2023. - Plant species are proposed that were originally seen when Europeans arrived: <i>Kennedia prostrata</i> (running-postman) and <i>Alyogyne hakeifolia</i> (Native Hibiscus).
Fremantle Ports	<ul style="list-style-type: none"> - Are supportive of the pathway project. - The different types of crossings and associated costs were discussed. - There was agreement on the proposed crossing locations for the pathway as it provides intuitive wayfinding for visitors traveling to and from the City and Port. Choosing a crossing location that is easily identifiable and conveniently connects key destinations, enhances the overall user experience and ensures seamless navigation.



Minutes – Finance, Policy, Operations and Legislation Committee

12 July 2023

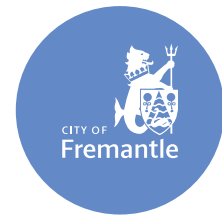
- Agreed to remove 2-3 of the 45-degree car bays at the crossing point to allow vehicle movement and pedestrian safety. The exact number would be subject to civil and landscape architecture detailed design.
- The City has offered to assist with the design and project management to undertake the works to the J-Shed pathway and the Fleet Street crossing concurrently, subject to Fremantle Ports funding the portion of works on their land.

The project has also been consulted and coordinated with internal teams including Strategic Planning, Urban Design, Heritage and Engineering. Further discussion with Community Development will follow to identify the appropriate level of engagement with the WRAP and the Aboriginal community regarding the broader foreshore trail master plan and related projects in the area.

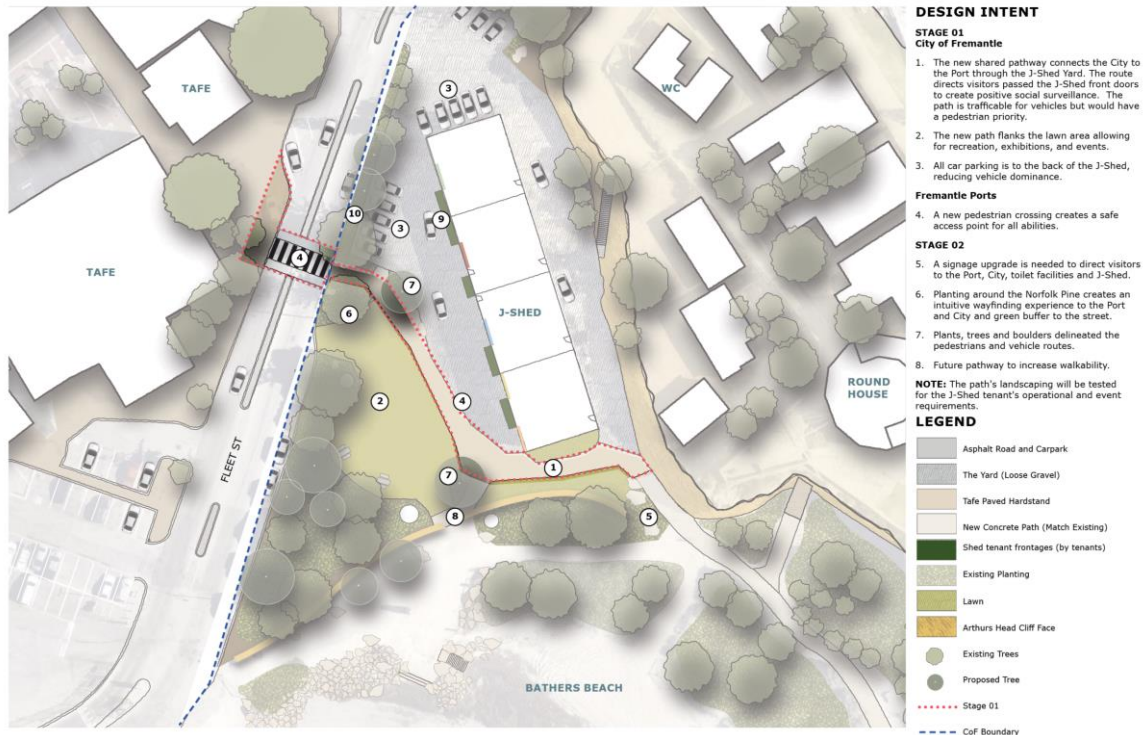
OFFICER COMMENT

The J-shed pathway project aims to effectively connect the Port and City while considering the needs of the community, visitors, the urban environment, and the existing infrastructure. The design has taken a holistic look at the J-Shed precinct to ensure an integrated design. This project will deliver the Stage 1 works, which consist of the J-Shed footpath, associated integration works and the Fleet Street crossing in partnership with Fremantle Ports. In developing the design, officers have:

1. Considered land use and heritage, attractions, points of interest, events, and commercial considerations that may enhance the pedestrian and visitors' experience.
2. Identified the pathway across the existing road network, landmarks, buildings, public spaces.
3. Considered the accessibility of the proposed route for people with disabilities or mobility challenges.
4. Assessed the presence of adequate lighting at the crossing and CPTED issues,
5. Analysed traffic patterns around J-shed and Fleet Street,
6. Walked the proposed route experience to observe the quality of existing pathways, the presence of shade, comfort, and any potential improvements needed.
7. Analysed alternative routes to compare the proposed pedestrian route to consider their advantages and disadvantages regarding distance, safety, accessibility, and other relevant factors.



SKETCH DESIGN - SHARED PATH PLAN



The design intent and objectives for the project considers:

Stage 01 (funded 22/23)

Stage 1 works include (works shown in red dashed boundary above):

1. The new shared pathway connecting the City to the Port through the J-Shed Yard. The route directs visitors past the J-Shed front doors to create interaction and positive social surveillance. The path is trafficable for vehicles but would have a pedestrian priority.
2. The new path flanks the lawn area allowing for recreation, exhibitions and events.
3. The car parking is relocated to the back of the J-Shed, reducing vehicle dominance in the pedestrian space.
4. A new safe and accessible pedestrian crossing point at Fleet Street.

Stage 02 (currently unfunded)

Stage 2 works include:

5. A signage upgrade to direct visitors to the Port, City, toilet facilities and J-Shed. This is currently in the planning phase as part of a broader City wayfinding project.
6. Planting around the Norfolk Pine creates an intuitive wayfinding experience to the Port and City and green buffer to the street.
7. Lighting and plants, trees and boulders to delineate the pedestrian and vehicle routes.
8. Future pathway to increase walkability.

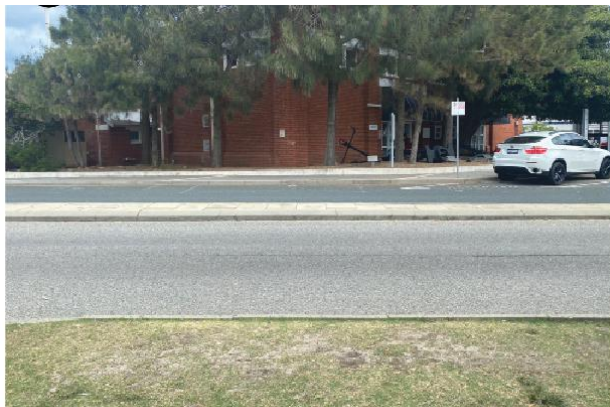
NOTE: The path's landscaping will be tested for the J-Shed tenant's operational and event requirements.

Fleet Street Crossing

The design has taken a precinct approach that considers the Fleet Street crossing in conjunction with the J-Shed Pathway. This enhances the overall connectivity and visitor experience between Victoria Quay through Bathers Beach to Fishing Boat Harbour, which is a collective objective for Fremantle Port, Department of Transport and City.

Given that the boundary of City-managed land is the southern kerb line of Fleet Street, it would be the responsibility of the City to create the pathway through J-Shed, while the Port will be responsible for the reconfiguration of the Fleet Street crossing.

For the success of this project, it is essential to address the Fleet Street barrier kerbs and the median island which are not accessible for all visitors (refer to the images below).



FLEET STREET CROSSING

- Not universally accessible for all visitors

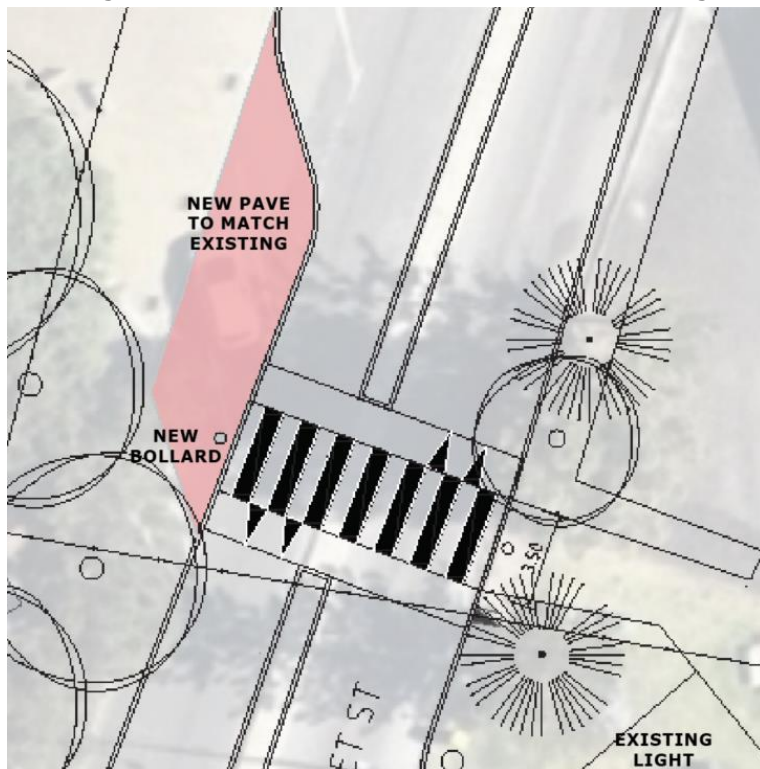


CAR BAY REMOVAL

- Removal of 2-3 car bays are to create a direct, welcoming and safe pedestrian crossing

To improve the accessibility across Fleet Street and complete the connection from Bathers Beach to Fremantle Ports a wombat crossing with a zebra pedestrian crossing point is preferred as it creates the safest pedestrian priority, and the strongest visual and wayfinding connection between Fremantle Ports and Bathers Beach. This will be developed further in the detail design phase.

Wombat Crossings with a Zebra: A wombat crossing is a type of pedestrian crossing that combines elements of a zebra crossing and a raised platform.



Positive Considerations:

- A level crossing provides the pedestrian with a seamless right of way.
- The elevated portion of the crossing helps to slow down vehicular traffic, providing a safer environment for pedestrians.

Constraints to consider:

- It is a large pedestrian ramp with tactile surface indicators and bollards.
- Drainage needs consideration during detail design.
- Lighting levels may need enhancing.
- 2-3 car bays on the Port side need to be removed.

Alternative crossing types were also explored including a road level zebra crossings or pedestrian cut through. These were considered less preferable than the wombat crossings with a zebra, even though they are more cost-effective options, due to the decreased pedestrian and cyclist safety and the break in path continuity.



Minutes – Finance, Policy, Operations and Legislation Committee
12 July 2023

Recommendation:

From an accessibility, pedestrian priority and strength of connection perspective, officers recommend Council adopt the J-Shed Path Draft Sketch Design with the Fleet Street Wombat Crossing. During detail design, the following will be further considered and developed:

- The integration of the path and landscaping including construction requirements.
- The landscaping will consider the need for large vehicle access to the studio spaces.
- Tree species and locations will be subject to the above requirements and create a positive Crime Prevention Through Environmental Design (CPTED) environment.
- The design will ensure that the lawn will act as an event space with a visual connection to the J-Shed to ensure it is an interactive area with good social surveillance.
- The design detail will ensure the materiality is consistent with the Bathers Beach pathway and broader precinct to create the required public realm consistency.
- The pathway will be designed to allow for future wayfinding and extensions of the pathway.

Subject to agreement with Fremantle Ports, the City of Fremantle will deliver the Fleet Street Crossing as part of this project. The City will provide design and project management expertise to ensure a seamless place response and efficient construction. The project is expected to be completed by October 2023.

VOTING AND OTHER SPECIAL REQUIREMENTS

Simple majority required



COMMITTEE DECISION ITEM FPOL2307-4
(Officer's recommendation)

Moved: Cr Jenny Archibald

Seconded: Cr Rachel Pemberton

Council:

- 1. Adopt the Bathers Beach Path – J-Shed Path Draft Sketch Design (attachment 1), noting the following will be considered during detailed design:**
 - a. The integration of the path and landscaping including construction requirements.**
 - b. The design will ensure that the lawn will act as an event space with a visual connection to the J-Shed to ensure it is an interactive area with good social surveillance.**
 - c. The landscaping will consider the need for large vehicle access to the studio spaces.**
 - d. Tree species and locations will be subject to the above requirements and create a positive Crime Prevention Through Environmental Design (CPTED) environment.**
 - e. The materiality is consistent with the Bathers Beach pathway and broader precinct to create public realm legibility.**
 - f. The pathway will be designed to allow for future wayfinding, landscaping and extensions of the pathway.**

- 2. Note that the City of Fremantle will construct Stage 1 of the project, inclusive of the Fleet Street Crossing portion of works on Fremantle Ports lands, subject to:**
 - a. Agreement between the City of Fremantle and Fremantle Ports on the Fleet Street Crossing design and scope, noting the City's preferred solution is a Wombat Crossing with a Zebra pedestrian priority.**
 - b. Fremantle Ports fully funding the portion of works associated with delivering the Fleet Street crossing.**

Carried en bloc: 7/0

**Mayor Hannah Fitzhardinge, Cr Jenny Archibald, Cr Rachel Pemberton
Cr Marija Vujcic, Cr Doug Thompson, Cr Geoff Graham, Cr Frank Mofflin**



**FPOL2307-5 PROPOSED PARTNERSHIP AND LEASE 10 CAPTAINS
LANE, ARTHUR HEAD FREMANTLE**

Meeting date: 12 July 2023
Responsible officer: A/Manager Arts and Culture
Decision making authority: Committee
Attachments: Nil

SUMMARY

The purpose of this report is to seek Council approval for the proposed Lease terms that have been negotiated with an applicant for 10 Captains Lane, Arthur Head, Fremantle.

This report recommends that Council approve a Lease between the City of Fremantle and Aboriginal Productions and Promotions (Dr Richard Walley and Dr Robyn Smith Walley).

BACKGROUND

The property at 10 Captains Lane Arthur Head will become vacant in August when the current tenant moves to a new location.

10 Captains Lane is located on Manjaree an important place of historic trade and exchange for Nyoongar people. Defined by State Government as Crown Land it is vested to the City of Fremantle via a Management Order which states the purpose as “historical buildings, recreation and community services.”

At its ordinary meeting on 28 November 2012, council resolved that the City undertake the management of uses, activities and strategic priorities of the buildings and urban environment of Arthur Head. Part of this resolution was to establish Arthur Head as an arts and heritage precinct, defined under the management order as community services, referred to as Bathers Beach Art Precinct (BBAP).

The purpose and vision of BBAP is to create a vibrant arts and culture hub that:

- Supports artists, artist collectives and cultural industries,
- Activates the West End and attracts visitors to the space,
- Provides a place for the general public to interact with arts and culture,
- Celebrates the history and heritage of the area,
- Is inclusive of the Bathers Beach environment and
- Is inclusive as an indigenous heritage place.

From 2017 until November 2021, 10 Captains Lane was part of the City of Fremantle Studios Program with tenanted artists using the property for their arts and cultural businesses.



Minutes – Finance, Policy, Operations and Legislation Committee

12 July 2023

The building was then leased temporarily to arts organisation Art on the Move to honor an existing lease after they were required to relocate.

The City of Fremantle Artist Studio Policy which was adopted in March 2021, does not define which properties are included in the Studio Program. When the Artist Studio Policy was adopted, a level of flexibility was preferred while further work around future use of space and the Bathers Beach Arts precinct is carried out.

Richard Walley OAM, and Robyn Smith-Walley are seeking a studio and office location for their arts and cultural practices and organisation Aboriginal Awareness Productions and Events, in Walyalup | Fremantle. It is recommended that the City of Fremantle enter into a Lease agreement with Richard Walley and Robyn Smith-Walley at 10 Captains Lane, Manjaree | Arthur Head.

Officers have negotiated the terms of the proposed Lease agreement, along with a proposed Partnership Agreement which will be annexed to the Lease.

The partnership is to be managed by the Community Development Directorate, via Arts & Culture and Aboriginal Engagement teams. The Lease is to be managed by the Commercial Leasing team.

The partnership will be managed via a contractual agreement with performance criteria to achieve community outcomes including the tenant hosting public events, contributing to visioning of the site with the City of Fremantle, and engagement with the Manjaree - Bathers Beach Arts Precinct and community stakeholders.

FINANCIAL IMPLICATIONS

The proposed rent for the premises is \$12,584 per annum + GST. Outgoings will be charged on demand.

A valuation was undertaken to determine commercial rent for this property and was valued at \$27,500 per annum + GST.

The requested Lease term is one (1) year with four further terms of 1 year each at mutual agreement of both parties (1+1+1+1+1).

Rent reviews will occur annually based on Consumer Price Index (CPI).

Rent will be payable from the first day of occupancy.

LEGAL IMPLICATIONS

In accordance with section 3.58 of the Local Government Act 1995 the City will place a public notice advertising the intention to offer the Lease (under 5 years) and inviting any objections in writing within a fourteen (14) day period.



Minutes – Finance, Policy, Operations and Legislation Committee

12 July 2023

Should any objections be received, these will be brought back to Council for consideration.

Finance, Policy, Operations and Legislation Committee (FPOL) has Delegated Authority under the section 1.1 Delegated Committees of Council of the 2022/23 Delegated Authority Register to approve a Lease term that does not exceed ten (10) years.

CONSULTATION

The applicant has agreed to the essential Lease terms and the proposed partnership agreement deliverables.

Public submissions will be invited in line with section 3.58 of the Local Government Act 1995 prior to a Lease agreement being entered into.

OFFICER COMMENT

The presence of two extraordinary Nyoongar arts and culture leaders will be a welcome addition to the Manjaree - Arthur Head area, due to the cultural significance of the site, history of the area, future visioning required for the site, and reconciliation journey of the City of Fremantle and community.

The vision of the BBAP has never been fully realised and a review and new visioning of the precinct is an action that will emerge from the City's emerging Arts, Culture & Creative Strategy. Richard Walley and Robyn-Smith Walley's leadership and experience will help contribute to this visioning process. There are long standing licenses up for renewal in the BBAP from 2024 and the results from the visioning process will help inform future licenses and leases in the area and will be presented to the FPOL committee for consideration.

The partnership agreement with Richard Walley and Robyn Smith Walley aligns to the following City policies and programs:

- Walyalup Reconciliation Action Plan including the values of inclusiveness and equality, and specifically the following deliverables:
 - 13.6 Continue to work with Aboriginal and Torres Strait Islander creative and artistic directors on developing new works
 - 14.1 Establish and promote Fremantle as an 'Aboriginal and Torres Strait Islander history and cultural precinct'—a place where tourists and other residents come to learn about our true history, and our ancient and contemporary culture. (This would incorporate 14.2 and 14.4, as well as 13.1, and 11.2).
 - 14.2 Encourage cultural and tourist destinations (roundhouse, maritime museum, prisons, etc) to significantly increase Aboriginal and Torres Strait Islander content and awareness



Minutes – Finance, Policy, Operations and Legislation Committee

12 July 2023

- Strategic Community Plan, specifically the vision for the future and focus area of Character, Culture and Place's outcomes:
 - Recognise and celebrate Aboriginal heritage and culture
 - Fremantle celebrates its history and built heritage through active renewal and adaption
 - Fremantle provides a cultural, economic, and physical environment that supports arts and culture.

- Developing Art, Culture & Creative Strategy priority areas:
 - First Nations: Walyalup | Fremantle is a place that recognises, respects, and celebrates First Nations culture.
 - Experience: Walyalup | Fremantle is a place of meaningful artistic and cultural expression and participation for everyone.
 - Incubation: Walyalup | Fremantle is a place that nurtures artists and creatives to help grow and sustain creative careers.
 - Brokering Walyalup | Fremantle is a place where people partner up to create work and sustain their practice, as well as to advocate for a thriving arts, culture, and creative culture sector.
 - Platforming: Walyalup | Fremantle is a place where many stories are profiled through arts, culture, and creativity can be experienced by the community in surprising, engaging, and accessible ways.

- Western Australia's bicentennial
 - The year 2029 is formally recognised as *Western Australia's bicentennial*, marking 200 years since Captain Fremantle landed at Manjaree | Bathers Beach and the European colonisation of Western Australia. There will be significant state-wide initiatives of commemoration and recognition of the bicentennial, with a focus on Manjaree | Bathers Beach, and through the City's reconciliation journey it is vital to provide significant social and economic opportunity to Whadjuk community at this culturally significant site.

Richard Walley is a Nyoongar man and one of Australia's leading Aboriginal performers, musicians, visual artists, and writers. Richard Walley is a committed leader in the promotion of Nyoongar culture with extensive experience working alongside Australian and international organisations as a cultural consultant and presenter. He is a designated State Living Treasure, the 2021 Western Australian Senior Australian of the Year, and in 1993 was awarded the Order of Australian Medal for contribution to the performing arts and Nyoongar culture.

In 1978, Richard Walley, with three others including Ernie Dingo, formed the Middar Aboriginal Theatre which toured to 32 different countries. He is known for helping to develop the modern Australian welcome to country ritual when in 1976 he and Ernie Dingo created a ceremony to welcome a group of artists who were participating in the Perth International Arts Festival. He lectures on Aboriginal Culture at the University of Western Australia, continual participation in Nyoongar cultural and contemporary events including Survival Day Concert and Wardanji Festival.



Minutes – Finance, Policy, Operations and Legislation Committee

12 July 2023

From 2000 he served as Chair of the Australia Council’s Aboriginal and Torres Strait Islander Arts Board, a position he had held previously between 1992 and 1996.

Richard Walley is Co-Director of Danjoo Koorliny an organisation based at the Centre for Social Impact at the University of Western Australia. Their vision of ‘Walking Together’ is a bold, long-term, large-scale, Aboriginal-led project to help all of us - be it in Western Australia, the rest of Australia, or around the world - walk together as Aboriginal and non-Aboriginal people to co-create a better future for all. The first milestone on this road is 2029, 200 years of colonisation in Perth, but the project will go far beyond WA’s bicentenary.

Richard Walley has a long history of working in Walyalup - Fremantle and Wadjemup - Rottneest and is currently working with the Fremantle Prison. In 2013 Richard Walley designed a football jumper for the Fremantle Football Club to wear during the Australian Football Leagues Indigenous Round.

Robyn Smith Walley is a Wilmen, Kaneang Nyoongar women from the Southwest of Western Australia and has worked in her community over the past 35 years to highlight and promote the recognition of the culture of the Nyoongar people. Robyn Smith Walley holds a degree in Community Development from Murdoch University and an Honorary Doctorate from Edith Cowan University.

Robyn Smith Walley has previously worked at the City of Fremantle as Aboriginal Engagement Officer, is currently Chairperson of the Western Australian Aboriginal Leadership Institute (WAALI) and is Co-Founder of Yorga Djenna Bidi Aboriginal Women’s Leadership Course. Robyn Smith Walley holds a degree in Community Development from Murdoch University and an Honorary Doctorate from Edith Cowan University.

Robyn Smith Walley is a recipient of a Winston Churchill Trust and, along with Jody Nunn CEO of Reconciliation WA, are embarking on a fellowship to understand lessons in Truth Telling, by placing an Aboriginal and Non-Aboriginal lens on effective models and sustainable practices used globally to progress a better understanding between Aboriginal people and settler communities. A vital part of their research will be to gain an understand of trauma recovery models to support communities to heal.

Robyn and Richard have run their family-owned business Aboriginal Awareness Productions for the past 30 years and operate from a position of respect for their community, its traditions, and cultural practices.

The essential terms to follow have been agreed upon between the City and Dr Richard Walley and Dr Robyn Smith Walley, subject to Council approval.



Land Description	10 Captain’s Lane, Portion of Reserve 21563, Arthur Head, Fremantle and being land more particularly described as Lot 2051 on Deposited Plan 217075 Crown Land Certificate of Title Volume LR3037 Folio 511
Premises	10 Captain’s Lane, Arthur Head, Fremantle
Lessor	City of Fremantle
Lessee	ABORIGINAL PRODUCTIONS AND PROMOTIONS ABN 63 765 098 692
Bank Guarantee/Bond	Bond equivalent to 1 months’ rent
Site Area	That portion of the Land and any buildings situated thereon comprising 10 Captain’s Lane, Arthur Head
Lease Commencement Date	TBC
Term	1+1+1+1+1 (1 year term with 4x 1-year options to extend by mutual agreement)
Annual Rent	\$12,584 per annum plus GST.
Rent Review	Rent will increase by CPI annually on the anniversary of the Lease Commencement Date.
Variable Outgoings/Outgoings	Outgoings will be charged on demand and will include but not be limited to; <ul style="list-style-type: none"> • Water use • Electricity • Council Rates • Emergency Service Levy • Land Tax • Statutory fees and charges • Building Insurance • Maintenance fees
Legal Fees	Each party will be responsible for their own costs.
Public Liability	Minimum of \$20 million
Permitted Use	Arts, culture, heritage and community use
Special Conditions	1. Assignment or Sub Letting (1) The Lessee must not assign or sublet any part of the Premises without prior Lessor approval.



	<p>The Lessee will not unreasonably withhold consent to an assignment or sublease if:</p> <ul style="list-style-type: none">(a) The proposed assignee or sub-lessee has been demonstrated by the Lessee, to the satisfaction of the Lessor, has the ability to meet the financial and premises operations obligations under the Lease.(b) All accounts are paid in full up until the date of the assignment or sub lease.(c) The Lessee pays all costs associated with an assignment or sublease. <p>2. State of Emergency Clause</p> <p>The Lessor and Lessee will act in good faith to follow all actions determined by State or Federal Government in relation to a State of Emergency situation.</p> <p>3. Use of Confidential Information</p> <p>“Confidential Information” means any information relating to the Lease, including but not limited to the provisions of the Lease.</p> <ul style="list-style-type: none">(a) To the extent permitted by law, both parties agree to keep the Confidential Information confidential and to use such information only for the purposes of performance of their respective obligations under the Lease.(b) The obligations of confidentiality in paragraph (a) will not apply to information which:<ul style="list-style-type: none">(i) is generally available in the public domain except where such availability is as a result of a breach of this agreement; or(ii) is required to be disclosed by an applicable law, including but not limited to the <i>Local Government Act 1995</i> or <i>Freedom of Information Act 1992</i>, or by court order.(c) The obligations imposed will survive the termination of the Lease.
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	<p>4. Parties to act in good faith</p> <p>Each party agrees to act in good faith throughout the term of the Lease and to not publicly disparage, denigrate or criticize the other party.</p> <p>5. Maintenance Schedule</p> <p>A Maintenance Schedule, which stipulates responsibilities and obligations regarding maintenance of the Premises, will form part of the Lease Agreement</p> <p>6. End of Lease</p> <p>At the end of the lease the Lessor reserves the right to advertise the premises available to Lease. The Lessee, subject to no default against the lease, will be entitled to reapply to lease the premises through the public process.</p> <p>7. Partnership Agreement</p> <p>The proposed Partnership Agreement will be annexed to the Lease. The Lease is contingent on the partnership agreement and any breach of it will result in a breach of the Lease.</p>
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Key Partnership Agreement Terms

	<ul style="list-style-type: none"> ○ The proposed tenant will twice a year attend a Bathers Beach Arts Precinct meeting to help vision the future of the site and identify potential collaborations. ○ The proposed tenant will twice a year host an event for the public at 10 Captains Lane. ○ The proposed tenant shall engage annually with: (a) the tenants of the Bathers Beach Arts Precinct and wider local community groups, including schools; (b) Aboriginal groups; (c) community service providers; (d) arts and cultural organisations.
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VOTING AND OTHER SPECIAL REQUIREMENTS

Simple majority required



COMMITTEE DECISION ITEM FPOL2307-5
(Officer’s recommendation)

Moved: Cr Jenny Archibald

Seconded: Cr Rachel Pemberton

Council authorise the Chief Executive Officer to enter into a Lease with Aboriginal Productions and Promotions for the property at 10 Captain’s Lane, Arthur Head, Fremantle based on the following special terms, subject to the satisfaction of section 3.58 of the Local Government Act 1995:

Land Description	10 Captain’s Lane, Portion of Reserve 21563, Arthur Head, Fremantle and being land more particularly described as Lot 2051 on Deposited Plan 217075 Crown Land Certificate of Title Volume LR3037 Folio 511
Premises	10 Captain’s Lane, Arthur Head, Fremantle
Lessor	City of Fremantle
Lessee	ABORIGINAL PRODUCTIONS AND PROMOTIONS ABN 63 765 098 692
Bank Guarantee/Bond	Bond equivalent to 1 months’ rent
Site Area	That portion of the Land and any buildings situated thereon comprising 10 Captain’s Lane, Arthur Head
Lease Commencement Date	TBC
Term	1+1+1+1+1 (1 year term with 4x 1-year options to extend by mutual agreement)
Annual Rent	\$12,584 per annum plus GST.
Rent Review	Rent will increase by CPI annually on the anniversary of the Lease Commencement Date.
Variable Outgoings/Outgoings	Outgoings will be charged on demand and will include but not be limited to; <ul style="list-style-type: none"> • Water use • Electricity • Council Rates



	<ul style="list-style-type: none"> • Emergency Service Levy • Land Tax • Statutory fees and charges • Building Insurance • Maintenance fees
Legal Fees	Each party will be responsible for their own costs.
Public Liability	Minimum of \$20 million
Permitted Use	Arts, culture, heritage and community use
Special Conditions	<p>1. Assignment or Sub Letting</p> <p>(1) The Lessee must not assign or sublet any part of the Premises without prior Lessor approval. The Lessee will not unreasonably withhold consent to an assignment or sublease if:</p> <ul style="list-style-type: none"> (a) The proposed assignee or sub-lessee has been demonstrated by the Lessee, to the satisfaction of the Lessor, has the ability to meet the financial and premises operations obligations under the Lease. (b) All accounts are paid in full up until the date of the assignment or sub lease. (c) The Lessee pays all costs associated with an assignment or sublease. <p>2. State of Emergency Clause</p> <p>The Lessor and Lessee will act in good faith to follow all actions determined by State or Federal Government in relation to a State of Emergency situation.</p> <p>3. Use of Confidential Information</p> <p>“Confidential Information” means any information relating to the Lease, including but not limited to the provisions of the Lease.</p>



- (a) To the extent permitted by law, both parties agree to keep the Confidential Information confidential and to use such information only for the purposes of performance of their respective obligations under the Lease.
- (b) The obligations of confidentiality in paragraph (a) will not apply to information which:
 - a. is generally available in the public domain except where such availability is as a result of a breach of this agreement; or
 - b. is required to be disclosed by an applicable law, including but not limited to the *Local Government Act 1995* or *Freedom of Information Act 1992*, or by court order.
- (c) The obligations imposed will survive the termination of the Lease.

4. Parties to act in good faith

Each party agrees to act in good faith throughout the term of the Lease and to not publicly disparage, denigrate or criticize the other party.

5. Maintenance Schedule

A Maintenance Schedule, which stipulates responsibilities and obligations regarding maintenance of the Premises, will form part of the Lease Agreement

6. End of Lease

At the end of the lease the Lessor reserves the right to advertise the premises available to Lease. The Lessee, subject to no default against the lease, will be entitled to reapply to lease the premises through the public process.



	<p>7. Partnership Agreement</p> <p>The proposed Partnership Agreement will be annexed to the Lease. The Lease is contingent on the partnership agreement and any breach of it will result in a breach of the Lease.</p>
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Key Partnership Agreement Terms

	<ul style="list-style-type: none">○ The proposed tenant will twice a year attend a Bathers Beach Arts Precinct meeting to help vision the future of the site and identify potential collaborations.○ The proposed tenant will twice a year host an event for the public at 10 Captains Lane.○ The proposed tenant shall engage annually with: (a) the tenants of the Bathers Beach Arts Precinct and wider local community groups, including schools; (b) Aboriginal groups; (c) community service providers; (d) arts and cultural organisations.
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Carried en bloc: 7/0
Mayor Hannah Fitzhardinge, Cr Jenny Archibald, Cr Rachel Pemberton
Cr Marija Vujcic, Cr Doug Thompson, Cr Geoff Graham, Cr Frank Mofflin



FPOL2307-6 FREMANTLE ARTS CENTRE (FAC) CERAMIC STUDIO REPORT

Meeting date: 12 July 2023
Responsible officer: Acting Manager Arts and Culture
Decision making authority: Committee
Attachments: Nil

SUMMARY

\$62,000 was included in the 2023/24 budget for climate control (evaporative) and ventilation in the Fremantle Art Centre Ceramics Studio, however the amount was quarantined subject to Council approving the expenditure following a further assessment of the scope of works.

This scope of works has now been revised and the technical requirements confirmed. This report recommends that Council approve the expenditure of \$62,000 for evaporate air-conditioning, thermal insulation and extraction/ventilation in the Fremantle Art Centre Ceramics Studio.

BACKGROUND

As part of the 2023/24 budget process, project P-121160 Install – Arts Centre – Ceramics studio air conditioning, thermal insulation and improved ventilation was included however the amount allocated was quarantined with the request to confirm the technical requirements of the project.

The ceramics studio at Fremantle Arts Centre hosts year-round workshops and classes from the Creative Learning program.

The Creative Learning program runs five annual terms each for adults and children:

- Summer Specials (Adults & Children): January
- Term 1, Adults: February – March
- School Holidays, Children: March
- Term 2, Adults: April - June
- School Holidays, Children: July
- Term 3, Adults: July – September
- School Holidays, Children: September
- Term 4, Adults: October - December

The space operates up to three classes a day (9am – 12pm, 1 – 4pm, 6 – 9pm) across hand-building, wheel-work, glazing and firing. Each class has a capacity of 10 people, which at full capacity can see 30 people through the space each day.



Minutes – Finance, Policy, Operations and Legislation Committee

12 July 2023

The studio houses four kilns that operate full time to fire all works made on site. There is also a dedicated space for glazing which in turn requires increased ventilation as part of the management of silica present in the glaze material.

As the building is approximately 50 years old and not insulated, the temperature extremes are uncomfortable and unsafe resulting in class cancellations.

The conditions have resulted in:

- Heat stroke incidents reported from staff and students
- Cancellation of classes during heatwaves
- Significantly increased administration for the team managing cancellations

The most suitable time period for the works to take place are from 17 September – 17 October school holidays. The school holiday ceramic classes for young people offered can be simplified in this period and hosted in another part of the Arts Centre precinct. Cancellation of Adult classes during Term 4 and into the Summer season will have a significant impact the financial operations of the Arts Centre.

FINANCIAL IMPLICATIONS

FAC delivers an economically successful program of ceramic classes. The 2022/2023 ceramics workshop program was made up of 120 courses for adults and 88 courses for young people with attendance reaching 2050 people across the year.

Projected revenue for 2023/2024 ceramics is \$283,010 with net income projected to be \$121,220.

If, through cancellation because of extreme conditions or for installation work, FAC is not able to deliver ceramic classes in the summer term, the impact is a net revenue loss of \$33,000. This seasonal impact could also extend to students seeking all year round alternatives resulting in long term revenue loss for FAC.

The prioritisation of these works is essential if the Fremantle Arts Centre is to meet 23/24 revenue targets.

LEGAL IMPLICATIONS

There are OHS implications for staff, students and technicians, working in unsafe conditions if the work is not completed.



CONSULTATION

In order to provide recommendations to Council for expenditure of funds, City officers undertook site meetings at the ceramic studio and adapted the scope of work to refine the proposal and best meet the climate control opportunities, insulation and extraction/ventilation needs in the ceramic space.

City officers have advised the appropriate climate control:

- Main workshop space: Evaporative air, insulation and extraction
- Kiln Room: Insulation and extraction
- Glazing Room: Insulation and extraction

OFFICER COMMENT

The FAC's ceramics studio program is highly successful and is important to the Art Centre's education profile and credibility within the creative industry sector and is popular with audience, artists, locally and wider metropolitan area.

Enabling the creative studio program to run over 12 months is vital to achieving revenue targets set as part of the 23/24 budgeting process and the audience engagement targets for the Fremantle Arts Centre.

VOTING AND OTHER SPECIAL REQUIREMENTS

Simple majority required

COMMITTEE DECISION ITEM FPOL2307-6 **(Officer's recommendation)**

Moved: Cr Jenny Archibald

Seconded: Cr Rachel Pemberton

Council authorise the expenditure of \$62,000 for the installation of evaporative air conditioning, thermal insulation and improved ventilation at the Fremantle Art Centre ceramic studio, as per the existing allocation in the adopted 2023/24 Annual Budget.

Carried en bloc: 7/0

**Mayor Hannah Fitzhardinge, Cr Jenny Archibald, Cr Rachel Pemberton
Cr Marija Vujcic, Cr Doug Thompson, Cr Geoff Graham, Cr Frank Mofflin**



FPOL2307-8 GRANT APPLICATION - DICK LAWRENCE OVAL LIGHTING

Meeting date: 12 July 2023
Responsible officer: Manager Parks and Landscape
Decision making authority: Committee
Attachments: 1. 2023-2024 CNLP Application - Dick Lawrence Oval

SUMMARY

This report seeks Council’s support and endorsement of the grant funding application for Department of Local Government Sport and Cultural Industries current round of Club Night Lights Program for lighting upgrades at Dick Lawrence Oval. Upgrading the lighting will maximise the use of the reserves and support the clubs in expanding their membership and providing active opportunities for the City’s residents.

BACKGROUND

The Club Night Lights Program (CNLP) is a program administered by the Department of Local Government Sport and Cultural Industries (DLGSC) providing financial assistance to community sporting groups and local government authorities (LGA) to develop sports lighting infrastructure that maintains or increases participation in sport and recreation with an emphasis on physical activity, through rational development of good quality, well-designed and well-utilised facilities.

There are two types of grants available throughout each financial year that are:

- Small Grants for projects costing from \$7,500 to \$500,000 are available from February and July each year.
- Annual Grants Round Club Night Light Program (CNLP)
- Forward Planning Grants are available in July each year for projects with a total expenditure of either \$300,000 - \$500,000, or above \$500,000 respectively.

Successful applicants can receive up to one third of the eligible project costs as prioritised by DLGSC, with the remaining project costs to be funded from other sources such as the LGA and community sporting group.

Dick Lawrence Oval is located within Hilton Park operated and managed by the City of Fremantle. The oval is home to Fremantle City Dockers Junior Football Club and Hilton Park Junior Cricket Club in summer.

The reserve is also used for smaller sporting activities, passive recreation and is the local public open space for residents in Hilton. Existing lighting of Dick Lawrence Oval restricts the use of the oval due to poor light uniformity.



FINANCIAL IMPLICATIONS

The Dick Lawrence Oval Lighting Project is classed as a CNLP Small Grant project and requires having a completed application (Attachment 1) approved by Council and submitted to the DLGSC by 31 August 2023.

The total project cost is estimated at \$117,174.86 (ex GST). The grant request will be for \$39,058.28 (which equates to one third of the project cost) with the City required to contribute \$78,116.58 as the remaining two thirds of the project costs in the 2023/24 financial year. A summary of the budget is as follows:

Budget	Income	Municipal
P-12084 Design and construct - Dick Lawrence - Lighting		\$60,000.00
P-11989 - Design and construct - Hilton Reserve		\$18,116.58
Club Night Light Program Grant	\$39,058.28	
Total Project Budget	\$117,174.86	

As part of the grant submission process, Council must show endorsement by way of budget allocation and a letter of endorsement.

LEGAL IMPLICATIONS

Nil

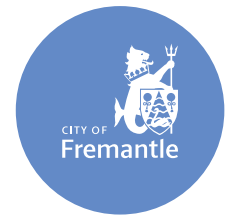
CONSULTATION

Ongoing consultation with sporting clubs regarding the project has been undertaken, with further engagement with clubs and residents to occur ahead of works. Broad scale engagement activities are currently underway as part of the Hilton Precinct Planning Project.

A Hilton Park site visit with DLGSC Grants Team was held 16 February 2023 to present the site and discuss future master planning aspirations and CSRFF / CNLP grant funding opportunities.

OFFICER COMMENT

The existing floodlighting at Dick Lawrence Oval were installed in 2013 and are 50 LUX metal-halide luminaries. Through discussion with clubs, spatial analysis and review of oval specifications by City Officers, and subsequent investigations by lighting design consultants, Dick Lawrence Oval has been found to have the ability to host senior Australian rules football and night games with an increase in lighting to 100 LUX.



Minutes – Finance, Policy, Operations and Legislation Committee

12 July 2023

Upgrading further to 150 LUX was initially considered, however did not allow for a further increase in games schedules nor broader user groups/teams.

The project involves the replacement of 50 LUX metal-halide luminaires on all towers, to 100 LUX LED luminaires consistent with the following two Standards:

- *AS2560.2.3 Sports lighting Part 2.3: Specific applications— Lighting for football (all codes), and*
- *AS/NZS 4282:2019 Control of the obtrusive effects of outdoor lighting*

The proposed lighting system will maximise use of the entire playing surface and provide a larger training area. The system will also permit the use of the reserve for scheduled night fixtures increasing the capacity of the ground to hold additional matches outside the traditional weekend schedule.

Concurrently with the lighting upgrade, the Australian rules football field will be realigned and extended to cater for senior football.

The Hilton Precinct Masterplan project is currently underway and aims to set the foundations for the future of Hilton Sports Precinct becoming the City's premier community sports and recreation precinct. While this project is reviewing the precinct holistically, it is not anticipated that the use of Dick Lawrence will change significantly from the cricket (summer) and Australian rules football (winter) use due to existing site constraints and location of the Brad Hardie Clubrooms. However, should a change of use or ground dimensions become apparent during the planning, a variation to this project may be sought to move the locations of the light poles to accommodate changes.

VOTING AND OTHER SPECIAL REQUIREMENTS

Absolute Majority Required



COMMITTEE RECOMMENDATION ITEM FPOL2307-8
(Officer’s recommendation)

Moved: Cr Jenny Archibald

Seconded: Cr Rachel Pemberton

Council:

- 1. Prioritise the Dick Lawrence Oval Floodlighting Upgrade Project as 1 of 1 CNLP applications received.**
- 2. Rate the Dick Lawrence Oval Floodlighting Upgrade Project as “Well planned and needed by municipality”.**
- 3. Endorse the submission of the CNLP grant application for the Dick Lawrence Oval Floodlighting Upgrade Project seeking a one-third contribution towards its implementation.**
- 4. Confirm the City’s financial contribution of two-thirds of project costs as set out in the CNLP application.**

Carried en bloc: 7/0

**Mayor Hannah Fitzhardinge, Cr Jenny Archibald, Cr Rachel Pemberton
Cr Marija Vujcic, Cr Doug Thompson, Cr Geoff Graham, Cr Frank Mofflin**



FPOL2307-7 TOWARDS NET ZERO 2050

Meeting date: 12 July 2023
Responsible officer: Manager Strategic Planning and City Design
Decision making authority: Committee
Attachments: Nil

SUMMARY

The purpose of this report is to recommend Council commit to a 'Net Zero' climate change position and to renew policies and strategies to reduce emissions to net zero by 2050, with an interim target of 43% reduction by 2030.

The City has been committed to being a carbon neutral organisation, largely through the purchase of carbon credits to offset its corporate emissions. The price of carbon credits has been steadily rising since offsets were first purchased by the City in the 2009/10 financial year (FY). In 2021, the City's carbon offset budget was \$25,000, well below what would be needed to purchase the required offsets. With insufficient budget, carbon credits were last purchased in the FY2019/20.

A Net Zero approach prioritises actions towards eliminating our carbon footprint and relies less on carbon offsets to compensate for our greenhouse gas emissions. This is a transition away from a carbon neutral approach and will align the City with current local, state, national and international policy directions.

It is proposed that the City prepares a Net Zero Roadmap and to outline a pathway to reduce emissions across the organisation to reach net zero by 2050. This will include:

- **Preparation of a Carbon Emission Reduction Strategy.**
- **Identification of carbon reduction initiatives and projects with costings, calculations of return on investments and carbon abatement.**
- **Preparation of a Climate Policy to establish net zero principles, targets, and set criteria for purchasing suitable offsets where practical.**
- **Creation of a reserve fund to enable investment in carbon reduction projects and initiatives.**



Transition towards a Net Zero approach will be complemented by broader review and renewal of the City’s sustainability framework, including:

- **Preparation of a Climate Risk Framework.**
- **Updating Local Planning Policy 2.13 (Sustainable Buildings Design Requirements).**
- **Phasing out of the City’s One Planet Living annual certification and membership.**

BACKGROUND

Climate change mitigation is set within the City’s SCP key focus area of Environmental Responsibility. An objective under the renewable energy and efficiency outcome is to “continue carbon neutral status with less reliance on offsets”. Its target is for “all buildings, structures and activities within the City’s operational control will be net zero carbon by 2025 with a substantially reduced reliance on off-sets”.

The One Planet Living Action Plan transferred these SCP commitments as actions and targets to support a transition to low carbon. The Zero Carbon principle in the Action Plan refers to the need for energy efficient buildings and power sourced via renewable technologies, with the aim of all corporate buildings being powered by 100% renewable energy by 2025.

Council adopted a Climate Emergency Position Statement at its Council meeting on 24 March 2021. The Statement acknowledged the Intergovernmental Panel on Climate Change (IPCC) climate assessment and advocated for a “clear strategy with a well-defined pathway to state-wide net zero-carbon before 2050”. Also that “the City will continue to demonstrate corporate responsibility and leadership in its operations.” This built on the May 2019 statement when Council declared that the world is in a climate and biodiversity emergency.

On 11 August 2021 at Finance, Operations and Legislation Committee (FPOL) meeting, Council voted to “reiterate its climate change response to focus on advocacy, adaptation, corporate carbon reduction initiatives, and encouraging community carbon reduction initiatives.”

The Corporate Energy Plan 2017 set out a pathway to power corporate operations with 100% renewable electricity prior to 2025. Some actions relied on contractual reforms with utility providers or initiatives such as the South Fremantle Solar Farm that were no longer pursued.

Council previously adopted a Low Carbon City Plan 2011-2015 that set out actions to achieve a 40% corporate greenhouse gas reduction targets by 2020. The plan set out a target of 20% reduction from efficiency gains and 20% from on-site and off-site renewable energy projects.

It included advocacy of net zero emissions for all new developments built in Fremantle by 2030, and a minimum of 5 Star Green Building Council of Australia (GBCA) buildings. The complementary adopted Climate Change Adaptation Plan 2019 sets out actions to adapt to key climatic changes. Both pieces of work included community actions and advocacy.

WHAT IS NET ZERO?

Net zero means cutting greenhouse gas emissions to as close to zero as possible. This is attempting to eliminate the carbon footprint altogether with any minor residual emissions re-absorbed in the atmosphere. It can be achieved through changed practices, low carbon technology, increased efficiencies, alternative energy supplies, and greening our supply chains.

In contrast, the aim of carbon neutrality is to balance emissions with carbon sinks to absorb emissions. This relies on purchasing carbon credits as offsets to compensate for greenhouse gases. However, purchasing offsets alone cannot achieve the rapid cut in emissions that is required.

Net zero typically has several key directives prioritised in an ordered hierarchy:

1. Avoid emissions and consider all options to eliminate carbon.
2. Reduce emissions across all sources as much as possible.
3. Optimise energy efficiencies and demand management.
4. Substitute with renewable energy and maximise on-site renewables.
5. Offset with high-quality carbon credits to compensate for residual emissions.

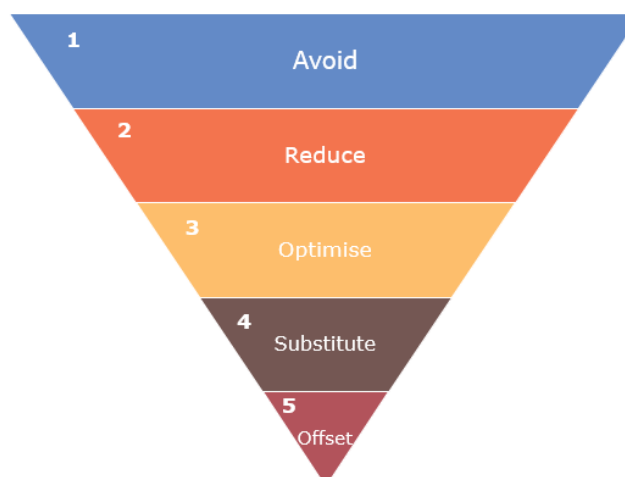
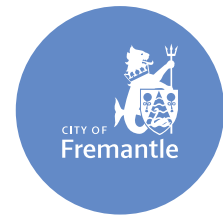


Figure 1. Net Zero Hierarchy

The climate science is clear. Global warming is accelerating at faster rates at any point in recorded history. Therefore, the pace of emission reductions is too slow, and net zero is the current approach to limit global warming.



POLICY CONTEXT

IPCC Findings

The 2022 IPCC Sixth Assessment Report (AR6) estimated global warming is tracking 2°C above pre-industrial levels. This will cause irreversible impacts such as extinction of biodiverse species, sea level rise, and extreme climatic events impacting human settlements, food security and biosecurity.

The six key findings of the IPCC 2022 Report on Climate Impacts, Adaptation Vulnerability Report are as follows (<https://www.ipcc.ch/report/ar6/wg2/>):

1. Climate impacts are already more widespread and severe than expected.
2. We are locked into even worse impacts from climate change in the near term.
3. Risks will escalate quickly with higher temperatures, often causing irreversible impacts of climate change.
4. Inequity, conflict and development challenges heighten vulnerability to climate risks.
5. Adaptation is crucial. Feasible solutions already exist, but more support must reach vulnerable communities.
6. Some impacts of climate change are already too severe to adapt to. The world needs urgent action now to address losses and damages.

Limiting global warming to 1.5°C is increasingly difficult without large-scale, rapid, deep, and immediate emission reductions. This is considering the cumulative emissions that are already in the atmosphere and the time lag of its climate impacts.

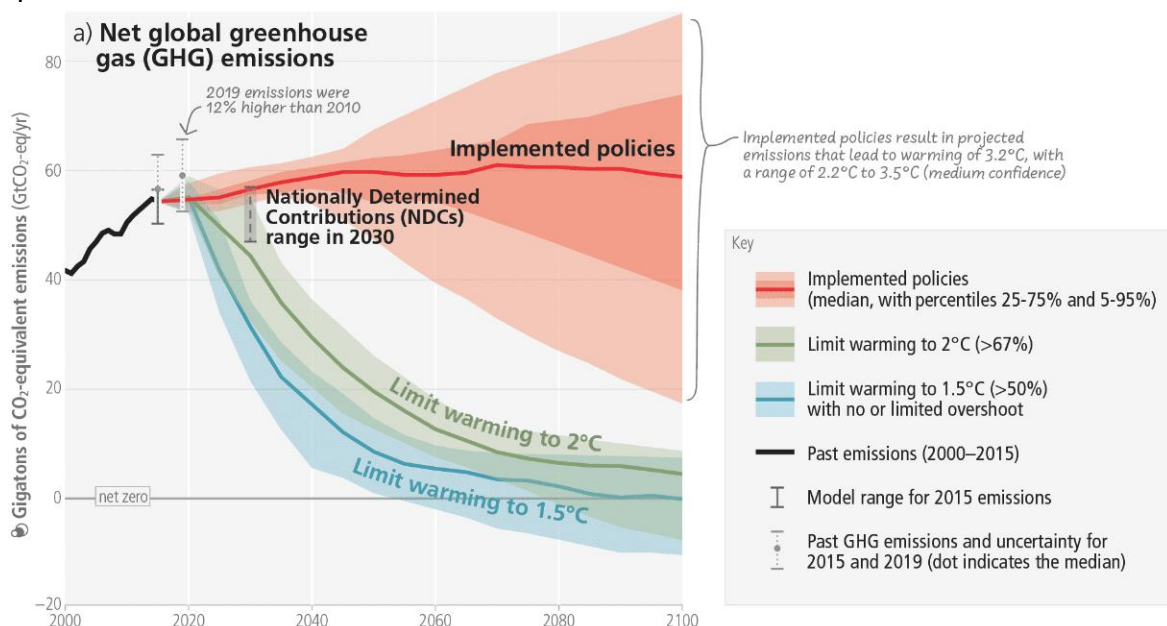


Figure 2. IPCC Rapid decarbonisation is needed to limit warming (Source: IPCC AR6)

Australian Government

Australia signed the legally binding Paris Climate Agreement 2016 following the UN Climate Change Conference (COP21) in France. This agreement pledges to hold the increase in the global average temperature to well below 2°C above pre-industrial levels and to limit the temperature increase to 1.5°C above pre-industrial levels.

Australia committed to achieve net zero emissions by 2050. Australia’s Long-Term Emissions Reduction Plan 2022 sets out greenhouse gas emission reduction targets of 43% below 2005 levels by 2030, and net zero by 2050. The *Climate Change Bill 2022* legislated these targets. Australia also lodged these targets as its Nationally Determined Contribution (NDC) with the United Nations Framework Convention on Climate Change (UNFCCC) secretariat committing the nation to decarbonising.

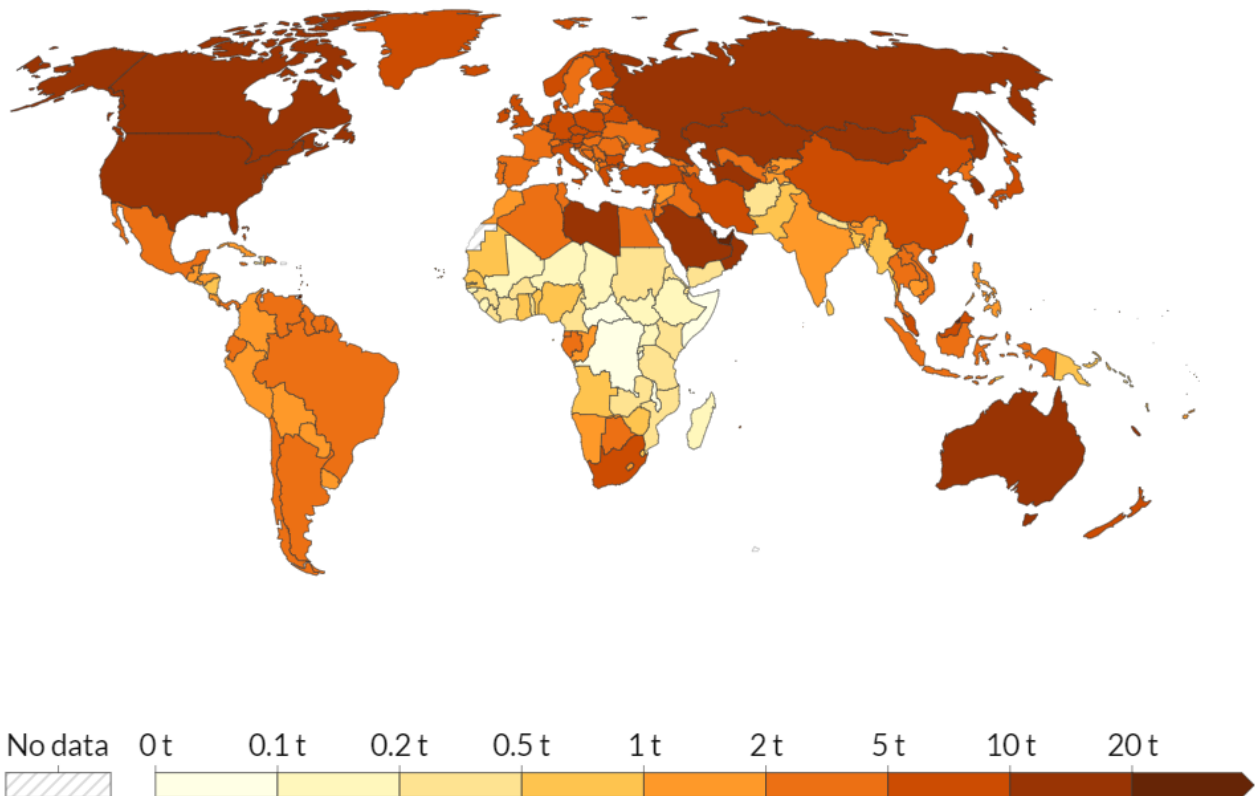


Figure 3. Per capita CO₂ emissions from fossil fuels and industry, not including land use change (Source: Our World in Data based on the Global Carbon Project 2022)

WA State Government

The WA State Government committed to net zero emissions by 2050, and an interim target to reduce Government agency emissions by 80% below 2020 levels. Legislation to formalise these targets will be introduced in late 2023. The WA government pledged to invest in renewable energy infrastructure, increasing energy efficiency measures, electric fleet vehicles and procurement of local carbon offsets.

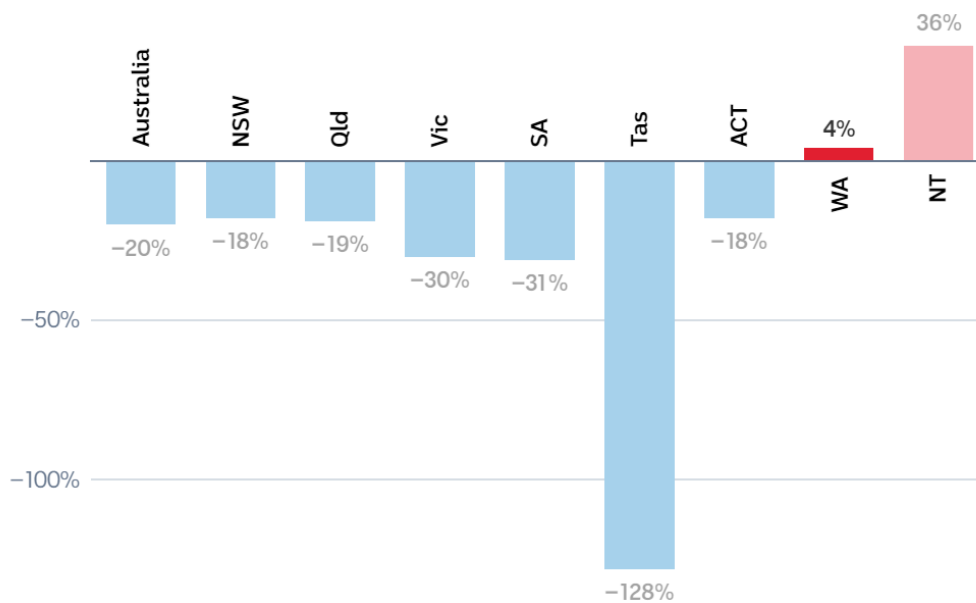


Figure 4. WA Emission increases compared to 2005 levels (Source: Department of Climate Change, Energy, the Environment and Water)

Local Government

Many Local Governments have set more ambitious targets of net zero by the year 2030. Many have included community emissions in their reduction targets, and some have net zero corporate and community targets as well as being carbon neutral certified. Even more ambitious approaches aim for Climate Positive and Nature Positive outcomes.

In 2012, the Council of Australian Governments (COAG) formally agreed on the roles and responsibilities of Commonwealth, State, and Local governments in climate-change adaptation. Specifically, Local Governments are responsible for ensuring policies and regulations under their jurisdiction, including local planning and development regulations, incorporate climate change considerations and are consistent with State and Commonwealth Government adaptation approaches.



City of Fremantle

The City's Strategic Community Plan 2015-2025 (SCP) focus area of Environmental Responsibility is supportive of the net zero approach. It states the aim to increasingly harness renewable energy technologies, increase building energy efficiencies, and continue carbon neutral status with less reliance on offsets. The success measure is for all City owned buildings, structures, and activities will be net zero carbon by 2025 with a substantially reduced reliance on off-sets. Net zero is also identified in the One Planet Living Action Plan 2020-2025 that contains a 'Zero Carbon Energy' principle.

Therefore, existing strategies and plans refer to the net zero approach but new up-to-date targets and supporting strategy is needed to strengthen the City's response to climate change.

CARBON OFFSETS

An annual budget for offsets of \$50,000 was previously used to purchase a combination of local and international credits. The proportion of local versus international credits varied according to market prices to optimise the allocated budget. The last purchase of carbon offsets was in FY2019/20 with a budget of \$46,000 for about 7,000 tCO₂-e. The offsets were a mix of WA and international credits at a 30%/70% split, respectively, for revegetation in the Wheatbelt and a wind power project in India.

Since the 2021 United Nations Climate Change Conference of Parties (COP26) in Glasgow, the economic market for carbon offsets has accelerated following various regulatory changes. In April 2023, prices for Australian carbon credits were quoted at \$30-\$42+GST/tCO₂-e and International at \$7-27+GST /tCO₂-e. By comparison, these prices in 2020 were \$12-14+GST/tCO₂-e and \$2-4+GST/tCO₂-e respectively. This is a significant rise, and roughly equates to an average increase of between 300-500%. Analysis from leading market researchers estimated that the market price of carbon offsets will continue to rise.

In 2021, the City's budget for purchasing offsets was halved to \$25,000. However, a budget of \$50,000 is the minimum needed to purchase the cheapest international credits to offset the City's annual greenhouse gas emissions. This is investing in a wind power project in China priced at \$7 per credit (exclusive GST).

This minimum budget would not be enough to include local WA credits in carbon sequestration that have been previously purchased. In FY2019/20, these were purchased at \$14/credit but are now in excess of \$35/credit (excl. GST) (as of April 2023). In order to maintain carbon neutrality for the two years FY2020/21 and FY2021/22 purchasing a mix of 15% WA credits and 85% international credits, an offset budget of nearly \$164,000 is needed, plus consultant fees of \$30,000 to carry out the carbon inventories. This offset budget will also need to increase each year as carbon credit prices increase.

The spot price of Australian Carbon Credit Units (ACCUs) was \$16.55 in December Quarter 2020, and by the March Quarter 2023 it had risen to about \$38 (according to the Australian Government Clean Energy Regulator). The outlook for the price of ACCUs is that it will continue an upward trend.

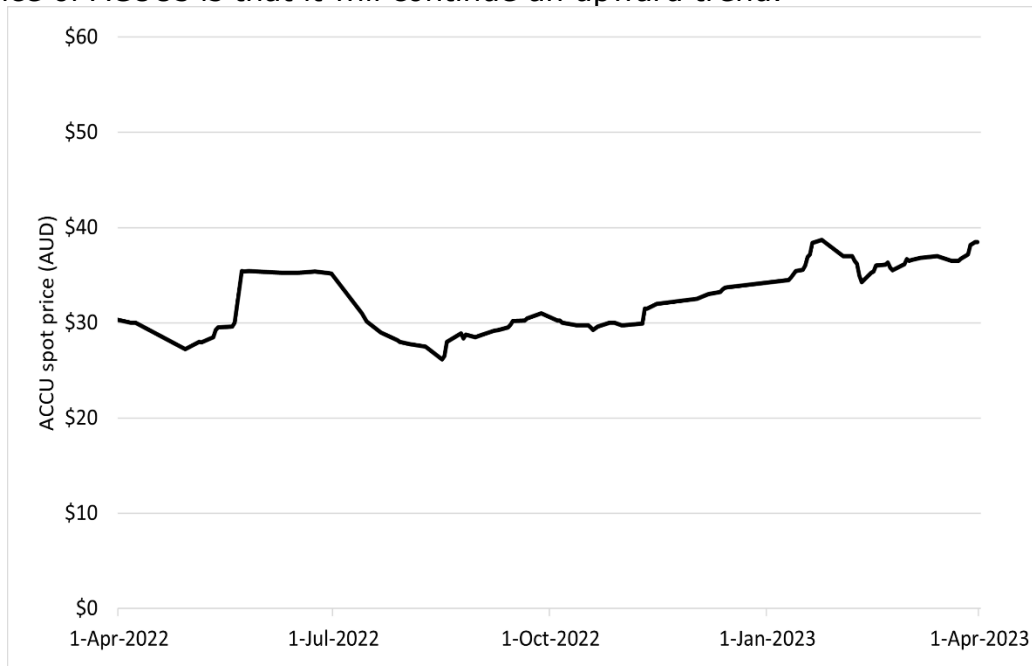


Figure 5. Generic ACCU spot price March Quarter 2023 (Quarterly Carbon Market Report March Quarter 2023, Clean Energy Regulator)

Furthermore, most carbon credits available are for ‘avoiding’ carbon being emitted but do not actually remove these greenhouse gases from our atmospheric system. Some offsets are low-quality projects with unverified environmental impacts where one tonne of carbon emitted may not equate to one tonne absorbed or removed. Although some international offsets may be cheaper than Australian credits, these do not contribute to Australia meeting its emission targets nor contribute to local environmental benefits or generate local employment.

CITY’S ANNUAL GREENHOUSE GAS EMISSIONS

In the FY2007/08, the City’s emissions were estimated at 7,320 tCO₂-e. Over the years, much work has been done to improve corporate energy efficiency’s and supply renewable energy. For example, LED light upgrades, electric vehicle charging station, solar photovoltaic panels on the rooftops of ten City buildings, and geothermal heat pump and natural gas co-generation at the Fremantle Leisure Centre. However, the City’s annual emissions have not achieved the 40% reduction as outlined in the Low Carbon City Plan.

The City’s annual emissions measured in the last carbon inventory for the FY2020/21 were approximately 7,166 tCO₂-e. The major sources of emissions were waste at 25%, streetlights at 19%, electricity consumption at 25%, and fleet at nearly 12.5%. The other minor sources were gas consumption, provision of water, staff commuting, refrigerants, catering and our procurement supply chain.

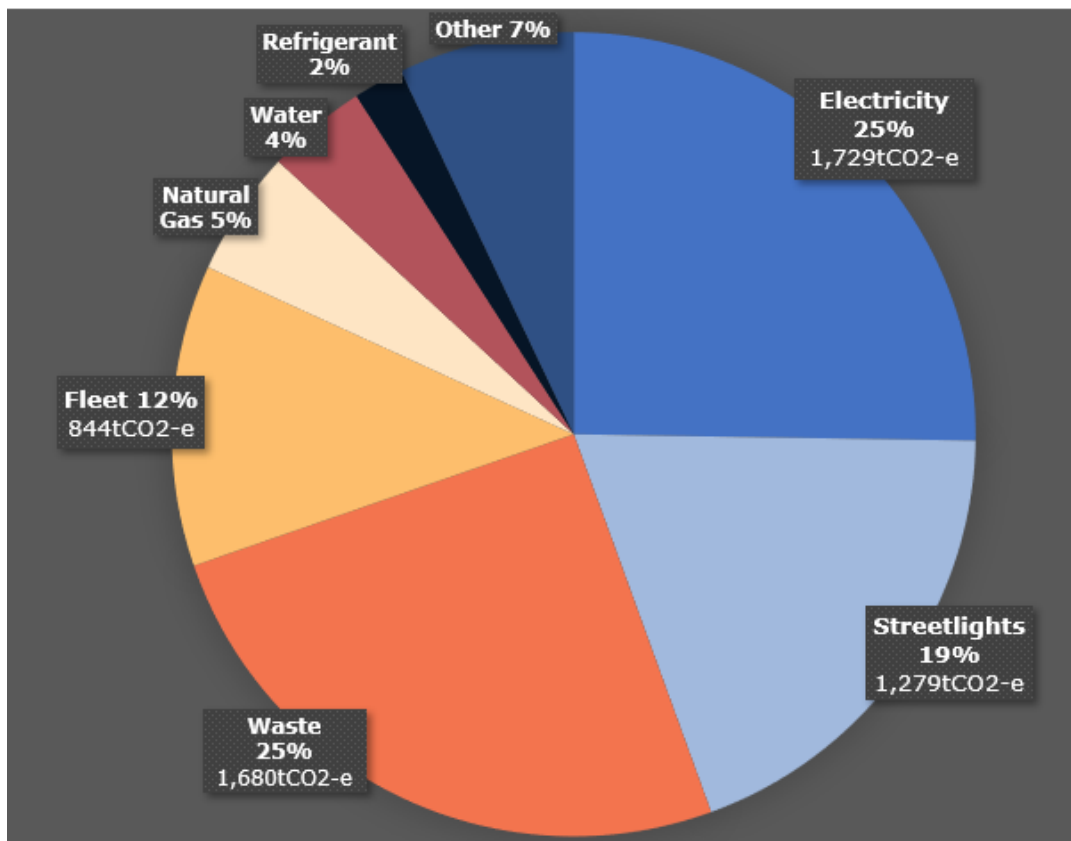


Figure 6. FY2020/21 Emissions by source - Carbon Inventory

Not all greenhouse gases are equal in their global warming potential (GWP). Methane from decaying organic matter in landfills is about 86 times more powerful than carbon dioxide (CO₂) over a 20-year timeframe.

Hydrofluorocarbons, for example in air-conditioning, can have a GWP up to 6,000 more powerful than CO₂. Building up the density of harmful gases trapping in heat is like a blanket warming the planet.

NET ZERO ROADMAP

To align with state and national net zero directions, a net zero by 2050 target and an interim target of 43% emission reduction by 2030 is recommended. These are minimum targets, noting that other governments have more ambitious targets. These are considered ‘keeping pace’ as the world moves to rapidly decarbonise.



Minutes – Finance, Policy, Operations and Legislation Committee

12 July 2023

Pledging consistency with state and national policy settings is an important factor in securing funding, support and coordination from these levels of government. It also confirms the City of Fremantle as a leader in climate action.

The transition to net zero will refocus action across all of the City's sources of emissions and corporate practices. It will take a concerted and comprehensive effort across the whole organisation, its projects, services, buildings, facilities, infrastructure, assets, procurement, and day to day decision making.

It involves changing the way we operate, investing in low carbon technology and sourcing renewable energy. Importantly, it firmly directs investment in resilient infrastructure and sustainable practices. Higher prices of fossil fuel electricity and gas, combined with falling renewable energy technology present new opportunities to be investigated. A Systems Thinking approach will be used to address the interdependencies and interactions between carbon reduction activities across all of the City's operations.

Achieving 43% emission reduction by 2030 will need to see emissions cut by about 3,500 tCO₂-e over the next seven years. The WALGA Sustainable Energy Project may reduce the City's emissions by an estimated 1,000 tCO₂-e per year or 15% of our total emissions. This project is supplying wind powered energy from WA wind farms into the Perth metropolitan electricity grid. The wind renewable energy will displace 100% of our electricity use at 14 of City's larger (contestable) building sites, including the Fremantle Leisure Centre and Walyalup Civic Centre. This project took effect as of July 2022 and will be reflected in our carbon inventory for FY2022/23. This is a major step towards powering the City's buildings with 100% renewable electricity by 2025.

Net zero has a hierarchy of directives to firstly prioritise avoidance of emissions, then reduced consumption, optimised efficiencies, substituting with renewables, and lastly to offset any residual emissions. To clarify, carbon credits still play a role in the net zero approach as the last step to offset the City's unavoidable emissions that cannot be otherwise eliminated. Furthermore, a net zero approach does not preclude the City from being carbon neutral and applying for certification.

To achieve net zero, the City needs to prepare a Net Zero Roadmap setting a credible pathway forward to reduce greenhouse gas emissions. This should include:

- A Carbon Emission Reduction Strategy to identify carbon reduction initiatives and emission savings, and calculate return on investment, costs and net savings.
- A Performance-Achievement Matrix to prioritise initiatives based on the impact of investment.
- An Implementation Plan that has considered City budgetary processes, resourcing, and integration into existing activities.



Minutes – Finance, Policy, Operations and Legislation Committee

12 July 2023

- A Climate Policy to set out principles and commitments to guide decision making and include criteria for the purchase of suitable high-quality offsets.
- Investigation of external grants, co-funding, in-kind contributions, and sponsorship of carbon reduction initiatives, for example the WA Climate Action Fund of \$1.25 billion.
- An Annual report on the City's carbon inventory and progress of emissions reduction.
- A Project Governance Group for advocacy, reporting, accountability and transparency.
- The establishment of a sustainability reserve as an accumulating fund for investment in programs and projects that reduce greenhouse gas emissions.
- Continued funding of the purchase of carbon offsets for the residual 'unavoidable' emissions.
- Consultation and engagement plan with key stakeholders.
- Public communications of the new net zero statement of claim.

It is recommended that a media release be prepared to outline the new net zero targets and approach. This will clarify the carbon neutral status over the last two financial years in the context of a transition. The messaging will address the City's refocus on working towards genuine reductions in emissions, going beyond carbon neutral.

Demonstrating accountability and transparency is important. Annual reporting is recommended on the corporate carbon inventory, disclosure of the purchase of carbon credits, and progress of emissions reduction.

In summary, the main drivers of this recommend change in position to net zero are threefold:

- i) The price of carbon credit offsets has significantly increased and will continue to rise.
- ii) Local government climate change policies should align with State and National climate change legislation and commitments.
- iii) IPCC science indicates that greenhouse gas emissions are not being reduced fast enough to limit global warming and more needs to be done.

Achieving net zero will be a challenge, especially for a small/medium local government authority such as Fremantle, which has many other pressures on its annual budget for investment in city development, community services and maintenance of assets. However, the longer that action is delayed, the worse the climate outcome will be and the more it will cost. This cost of climate risk is currently unquantified, but it will impact our infrastructure, community, economy and environment.



In terms of the rate and scale of decarbonisation that is needed, every year of inaction will result in more rapid and drastic action that is required. If Fremantle wants to remain active in the climate action space for the benefit of our local community, then net zero is the responsible pathway forwards to create a better future.

CITY OF FREMANTLE SUSTAINABILITY FRAMEWORK AND ONE PLANET LIVING

Since 2014 the City has used the One Planet Living ® framework to influence and track the sustainability of its operations and how it works with the community. This involves maintenance of a 5-year Action Plan and preparation of Annual Reports which are peer reviewed by Bioregional UK.

The City pays an annual fee of £5,000 (approximately \$10,000 AUD) to Bioregional UK for annual certification verifying the City as a One Planet Living Leader (OPL). An additional \$5,000-6,000 membership fee is paid to Bioregional Australia, an Australian subsidiary. Through this certification process the City has been accredited by Bioregional UK as a One Planet 'Global Leader' up until FY2019/2022.

The City has not been certified as a OPL Leader for the last two financial years. Our status has been on hold/deferred since FY2019/2020. Resourcing challenges means the City has not been able to demonstrate leadership and innovation achieving aspirational performance benchmarks delivering fully realised, consistent, and regular transformative change. Also, there is a lack of continual monitoring data with fit for purpose indicators being collected to fully understand the impact of activities as evidence of the achievement of outcomes. The most recent review from Bioregional UK stated that our Global Leader status will be discontinued unless the City can demonstrate tangible improvements in its sustainability outcomes in the last FY2022/2023. Therefore, the City would no longer be able to call itself a 'Global Leader' in OPL.

The transition to a net zero approach provides an opportunity to review and renew the City's broader sustainability framework and reporting system, so that the city's approach to climate action as well as sustainability (environmental, social, economic, cultural) is focused, holistic and coordinated. To date, the One Planet Living has provided a valuable framework for the City. However, given the aspirational performance and data requirements of OPL, resources may be better directed towards prioritisation of initiatives aimed at 'net zero', such as developing a Corporate Emissions Reduction Strategy and implementing projects and policies that reduce the City's carbon footprint. Furthermore, the One Planet Framework and Action Plan could be replaced by an alternate sustainability framework and reporting mechanism that is integrated with the SCP and corporate business plan.



Phasing out of the OPL framework in anticipation of the development of a new sustainability strategy, policy and management system would provide financial savings, focus organisational capacity on implementing climate change priorities, and enable alignment of corporate policy with emerging sustainability megatrends. It is noted that the City's current OPL Action Plan 2025 can still be progressed and the OPL framework and principles still be implemented free of charge without the annual certification process.

FINANCIAL IMPLICATIONS

There are nominal direct financial implications to this report. There will be a minor cost to updating or removing 'carbon neutral' logos and statements on existing street and carparking City of Fremantle signs. A budget from existing funds will be used to continue carrying out carbon inventory reporting and to prepare the Carbon Emission Reduction Strategy.

Financial savings from withdrawing from annual certification with Bioregional UK and membership subscriptions with Bioregional Australia would be up to \$16,000, which could be directed towards sustainability projects and initiatives.

Once the Carbon Emission Reduction Strategy is completed, the City will prioritise key projects and direct actions to achieve net zero targets. These will be costed and considered as part of the City's corporate planning and budgeting process. Funding will be needed to support the rollout of corporate carbon reduction initiatives and upfront capital investments. It is anticipated that there will be long term financial and environmental savings.

A Sustainability Reserve has been established that will receive an annual budget allocation to build up funding for programs and projects that reduce greenhouse gas emissions.

LEGAL IMPLICATIONS

If Council confirms cessation of its carbon neutrality statement of claim, then all references to this will need to be removed in its promotional documents, its website, use of logos, as well as signage in streets and carparks.

CONSULTATION

The City is currently consulting with the community on its long-term vision as part of the new SCP. Climate change and sustainability is expected to be a key feature in the feedback received from the community. This will be incorporated in the future planning of activities that follow the Carbon Emission Reduction Strategy. It is anticipated that specific sustainability projects may require targeted consultation or engagement with the community. A plan of consultation and engagement will be prepared in due course.



VOTING AND OTHER SPECIAL REQUIREMENTS

Simple majority required

OFFICER'S RECOMMENDATION

Moved: Cr Jenny Archibald

Seconded: Cr Rachel Pemberton

Council:

1. Notes the Intergovernmental Panel on Climate Change renewed urgency of limiting global warming and the nation-wide net zero policy context.
2. Supports a position of net zero emissions by 2050 to guide future climate change mitigation planning, with an interim corporate carbon emissions reduction target of 43% by 2030.
3. Support the preparation of a Net Zero Roadmap to provide a credible costed pathway to lower emissions and guide investment in programs and projects. This includes:
 - a. A Carbon Emission Reduction Strategy identifying initiatives to reduce emissions, increase efficiencies and source renewable energy set out on a four yearly basis. The initiatives will include estimated levels of carbon reduction, net costs and savings, and be prioritised to optimise investments.
 - b. A Climate Change Policy establishing guiding principles, setting commitments, and criteria for purchasing suitable high-quality offsets.
 - c. Carbon Inventory Reporting to demonstrate emissions reduction and impact of investment.
4. Supports the preparation of public communications on the net zero targets, developing the City's comprehensive sustainability framework, and transitioning away from carbon neutral.
5. Supports discontinuing the City's annual certification peer review with Bioregional UK and Bioregional Australia membership.
6. Note the adopted 2023/24 budget includes the transfer of \$250,000 to the Sustainability Investment Reserve for investment into carbon reduction initiatives, projects and programs.



AMENDMENT 1

Moved: Cr Rachel Pemberton

Seconded: Cr Frank Mofflin

Council:

- 1. Notes the Intergovernmental Panel on Climate Change renewed urgency of limiting global warming and the nation-wide net zero policy context.**
- 2. Supports a position of net zero emissions by 2050 to guide future climate change mitigation planning, with an interim corporate carbon emissions reduction target of **at least 43%** by 2030.**
- 3. Support the preparation of a Net Zero Roadmap to provide a credible costed pathway to lower emissions and guide investment in programs and projects. This includes:**
 - a. A Carbon Emission Reduction Strategy identifying initiatives to reduce emissions, increase efficiencies and source renewable energy set out on a four yearly basis. The initiatives will include estimated levels of carbon reduction, net costs and savings, and be prioritised to optimise investments.**
 - b. A Climate Change Policy establishing guiding principles, setting commitments, and criteria for purchasing suitable high-quality offsets.**
 - c. Annual Carbon Inventory Accounting Reporting to report on greenhouse gas emissions and progress towards achieving emission reduction targets. ~~demonstrate emissions reduction and impact of investment.~~**
 - d. Notes the preparation of a Net Zero Roadmap will show due regard for, and build upon, existing climate change strategies, plans and policies.**
- 4. Supports the preparation of public communications on the net zero targets, developing the City's comprehensive sustainability framework, and transitioning away from carbon neutral.**
- 5. Supports discontinuing the City's annual certification peer review with Bioregional UK and Bioregional Australia membership.**
- 6. Note the adopted 2023/24 budget includes the transfer of \$250,000 to the Sustainability Investment Reserve for investment into carbon reduction initiatives, projects and programs.**

Amendment carried: 7/0

**Mayor Hannah Fitzhardinge, Cr Jenny Archibald, Cr Rachel Pemberton
Cr Marija Vujcic, Cr Doug Thompson, Cr Geoff Graham, Cr Frank Mofflin**



Reason for change:

The target is a base, not a ceiling. The Climate Council recommends 75% decrease on emissions by 2030 so we really need to aim as high as we can get.

We also need to continue on and build upon the work that has already been done. Plus we need transparent regular reporting and monitoring so as not to allow the ball to be dropped on this important issue (as happened with the energy plan).

COMMITTEE DECISION ITEM FPOL2307-7
(Amended officer's recommendation)

Moved: Cr Jenny Archibald

Seconded: Cr Rachel Pemberton

Council:

- 1. Notes the Intergovernmental Panel on Climate Change renewed urgency of limiting global warming and the nation-wide net zero policy context.**
- 2. Supports a position of net zero emissions by 2050 to guide future climate change mitigation planning, with an interim corporate carbon emissions reduction target of *at least 43%* by 2030.**
- 3. Support the preparation of a Net Zero Roadmap to provide a credible costed pathway to lower emissions and guide investment in programs and projects. This includes:**
 - a. A Carbon Emission Reduction Strategy identifying initiatives to reduce emissions, increase efficiencies and source renewable energy set out on a four yearly basis. The initiatives will include estimated levels of carbon reduction, net costs and savings, and be prioritised to optimise investments.**
 - b. A Climate Change Policy establishing guiding principles, setting commitments, and criteria for purchasing suitable high-quality offsets.**
 - c. *Annual Carbon Inventory Accounting to report on greenhouse gas emissions and progress towards achieving emission reduction targets.***
 - d. *Notes the preparation of a Net Zero Roadmap will show due regard for, and build upon, existing climate change strategies, plans and policies.***
- 4. Supports the preparation of public communications on the net zero targets, developing the City's comprehensive sustainability framework, and transitioning away from carbon neutral.**



- 5. Supports discontinuing the City’s annual certification peer review with Bioregional UK and Bioregional Australia membership.**
- 6. Note the adopted 2023/24 budget includes the transfer of \$250,000 to the Sustainability Investment Reserve for investment into carbon reduction initiatives, projects and programs.**

Carried: 7/0

**Mayor Hannah Fitzhardinge, Cr Jenny Archibald, Cr Rachel Pemberton
Cr Marija Vujcic, Cr Doug Thompson, Cr Geoff Graham, Cr Frank Mofflin**

Moved by Cr Jenny Archibald and seconded by Mayor Hannah Fitzhardinge that this item be referred to the Ordinary Council Meeting to be held on 26 July 2023.



10.2 Council decision

FPOL2307-9 COMMUNITY FUNDING AGREEMENTS 2023-24

Meeting date:	12 July 2023
Responsible officer:	Manager Community Development
Decision making authority:	Council
Attachments:	Nil

SUMMARY

Four community organisations including Imagined Futures, Fremantle Men’s Shed, Fremantle Foundation and Fremantle Surf Life Saving Club have requested funding, in line with existing community funding agreements for 2023 – 24. The groups provided submissions which are evidence based and demonstrate significant community benefits aligned with the City’s Strategic Community Plan.

This report recommends that Council endorse four community funding agreements for the 2023-24 financial year:

- 1. Imagined Futures**
- 2. Fremantle Men’s Shed**
- 3. Fremantle Foundation**
- 4. Fremantle Surf Life Saving Club**

BACKGROUND

The City delivers funding assistance (grants, sponsorships, donations, rebates, fees and charges) programs to implement its broader strategic goals and provide, integrated, creative and effective opportunities for community engagement and participation.

Subject to Council’s budgetary process community funding may be provided as a financial contribution to Fremantle based community organisations who have established exceptional programs and services that enhance Fremantle’s social capital and strengthen community.

Community funding agreements with the four community organisations including the Men’s Shed, Imagined Futures, Fremantle Foundation and Fremantle Surf Life Saving Club expire 30 July 2023.

FINANCIAL IMPLICATIONS

Funding assistance (grants, sponsorships, donations, rebates, fees, and charges) are set through the annual Council budgetary process or as varied by Council



resolution. The community funding allocations 2023 -24 budget is outlined in the table below.

As outlined in the Grants and Sponsorship Policy, the outcome of all community funding programs, are reported through the Audit and Risk Management Committee on a biannual basis.

LEGAL IMPLICATIONS

Nil

CONSULTATION

The four community groups receiving funding support from the City presented the outcomes from the funding received, demonstrating their alignment with strategic goals, and evidencing clear strategies that build and strengthen community, redress disadvantage and / or address community need.

The City is currently reviewing its community funding programs with the view of developing a policy framework based on the new Strategic Community Plan vision, with clear goals, objectives, and priorities for funding to guide the application, selection, approval, and acquittal process.

The new framework is aligned with best practice grants management and will be implemented for the 2024-25 financial year. Therefore, all community funding agreements will cease on 30 July 2024. All community groups, who meet the new framework requirements will be able to apply for funding support.

The City will continue to consult and engage with Fremantle based community groups in the development of new framework.

OFFICER COMMENT

The community funding program is responsive to community needs and aims to build successful partnerships with community-based organisations to increase resources and promote community leadership. All four groups have demonstrated an exceptional level of organisational governance and local leadership and have put forward high quality evidence-based submissions.

The City has an established community funding agreement with each funded organisation which details the purpose and condition of the funds, monitoring and evaluation requirements, agreed timelines and accountability requirements. At the conclusion of the agreement the City will collect relevant and meaningful evidence of the outcomes/results of the agreement.



Minutes – Finance, Policy, Operations and Legislation Committee
12 July 2023

The table below provides information on the sponsorship agreement for each group with the recommendation for funding allocations in 2023 -24.

Name of Organisation	23/24 (exc GST)	Primary Service / Program	Primary Target Group	Agreement deliverables
Imagined Futures	\$10,000	To mobilise the collective resources of not-for-profit organisations, local, state and commonwealth government agencies, business, and community members to provide all individuals and families in the Southwest Metropolitan region with the opportunity to enjoy quality of life.	Not-for-profit organisations, local, State and Commonwealth government agencies providing human services in the South West Metropolitan region (comprising the local government areas of Fremantle, Melville and Cockburn) as well as business (including for-profit service providers) and community members (including consumers), to be engaged in Imagined Futures	<p>The Imagined Futures project seeks to address the challenge of fragmented service delivery by:</p> <ul style="list-style-type: none"> - bringing together various actors in the local area to leverage resources (human and financial) and expertise to contribute to resolving complex social issues in a more effective way. - supporting governance and leadership - promoting Information sharing, strategic direction of project activities and ongoing alignment of local priorities - providing project management and oversight of the Alliance Against Depression Project, Davis Park and Youth Initiative projects and compliance with delivery and reporting requirement for funding sources.
Men's Shed	\$20,000	<p>Provide a wood and metal workshop space for participants of all ages for projects that can benefit both themselves and the community.</p> <p>Link participants to services and support structures to enhance</p>	<p>Men, women, and carers. Children can attend with a guardian or parent present.</p> <p><i>No age limit</i></p>	<ul style="list-style-type: none"> - Provide activities and programs which contribute to participants health and wellbeing; - Provide activities and programs which provide opportunities to foster, maintain and expand participants social and educational networks;



Minutes – Finance, Policy, Operations and Legislation Committee
12 July 2023

		<p>their health and well-being.</p> <p>Foster, maintain and expand participant’s social and educational networks.</p> <p>Support women in the community by offering access to the Shed to pursue their interest in wood & metal work and gain independent living skills and connect socially.</p>		<ul style="list-style-type: none"> - Provide activities in an environment where people feel welcome and safe; - Provide activities which are inclusive, and support connection of diverse community members.
Fremantle Foundation	\$15,000	<p>Is to facilitate building a permanent endowment to create a thriving community that embraces diversity and is engaged in community building at all levels. We are a community-owned philanthropic organisation working in the for-purpose sector. We operate as a registered charity and public ancillary fund bringing together the financial resources of individuals, families, and businesses to support effective not-for-profit organisations dedicated to improving the lives of people in our community.</p>	Not for profit organisations	<p>Objectives for the organisational relationships include:</p> <ul style="list-style-type: none"> - Benefit more broadly with a local community foundation, namely Fremantle Foundation partnering with their local government provider, seeking new and innovative means of supporting its community - Through ongoing work of the Foundation providing research and data that can be used by Council to assist its own planning and strategic decision making regarding the community. <p>Success factors for the Activities will be measured through an annual report and dashboard update that includes specifically for Fremantle:</p> <ul style="list-style-type: none"> - Grants distributed - Programs and projects supported. - Community engagement activities - Economic contribution - Focus areas of impact.



Minutes – Finance, Policy, Operations and Legislation Committee
12 July 2023

Fremantle Surf Life Saving Club	\$34,500	Located in North Fremantle, they actively patrol beaches, provide community support, have an excellent junior development and nipper program, and encourage members to reach their full potential through education and surf sports.	All ages / Community	Objectives for the Activities are: a. To ensure the safety of all visitors to Leighton and Port Beaches b. To enhance the health and wellbeing of people who live, work and visit Fremantle. c. To support formal and informal sporting activities.
Total	\$79,500			

The City has commenced a review of its community funding program and will seek to develop a policy framework aligned with the new Strategic Community Plan Vision, with clear program goals and objectives and priorities for funding. The new framework will be implemented at the beginning of the 2024-25 financial year.

VOTING AND OTHER SPECIAL REQUIREMENTS

Simple majority required



OFFICER'S RECOMMENDATION ITEM FPOL2307-9

Moved: Cr Jenny Archibald

Seconded: Cr Doug Thompson

Council:

1. Endorse the following community funding agreements (exc GST) for the period 30 July 2023 – 30 July 2024 for:
 - a. Imagined Futures - \$10,000
 - b. Fremantle Men's Shed - \$20,000
 - c. Fremantle Foundation - \$15,000
 - d. Fremantle Surf Life Saving Club - \$34,500
2. Note that these community funding agreements will cease on 30 July 2024 coinciding with the commencement of the community funding policy framework.

AMENDMENT 1

Moved: Cr Jenny Archibald

Seconded: Cr Doug Thompson

To amend the Officer's recommendation as follows:

Council:

1. Endorse the following community funding agreements (exc GST) for the period 30 July 2023 – 30 July 2024 for:
 - a. Imagined Futures - \$10,000
 - b. Fremantle Men's Shed - \$20,000
 - ~~c. Fremantle Foundation - \$15,000~~
 - d. Fremantle Surf Life Saving Club - \$34,500
- ~~2. Note that these community funding agreements will cease on 30 July 2024 coinciding with the commencement of the community funding policy framework.~~
- ~~4.~~ 3. Note that these community funding agreements will cease on 30 July 2024 coinciding with the commencement of the community funding policy framework.

Amendment carried: 7/0

Mayor Hannah Fitzhardinge, Cr Jenny Archibald, Cr Rachel Pemberton
Cr Marija Vujcic, Cr Doug Thompson, Cr Geoff Graham, Cr Frank Mofflin



Reason for change:

The Fremantle Foundation recently announced that it is suspending Impact100 which the City funds and is a key deliverable of the agreement. Therefore, it is prudent for Council to consider suspending the decision to fund the Foundation until there is clarification on the funding agreement between the City and the Fremantle Foundation.

AMENDMENT 2

Moved: Cr Doug Thompson

Seconded: Cr Frank Mofflin

Replace part 2 of the Officer's recommendation and part 2 becomes part 3:

- 2. Delegate authority to the Chief Executive Officer for the decision on the funding allocation of \$15,000 after consideration of further information from the Fremantle Foundation.**

Amendment carried: 7/0

**Mayor Hannah Fitzhardinge, Cr Jenny Archibald, Cr Rachel Pemberton
Cr Marija Vujcic, Cr Doug Thompson, Cr Geoff Graham, Cr Frank Mofflin**

Reason for change:

The issue requires a judgement call that does not need to come back to Council for formal consideration and can be addressed (if necessary) with further information provided at IEM.

AMENDMENT 3

Moved: Cr Rachel Pemberton

Seconded: Mayor Hannah Fitzhardinge

Add a new part 4 to the Officer's recommendation as follows:

- 4. Requires the funding recipients to:**
 - a) acknowledge the financial contribution from the city, as per the sponsorship policy, and**
 - b) provide an acquittal at the conclusion of the agreement that provides meaningful evidence of the outcomes / results of the agreement**

Amendment carried: 7/0

**Mayor Hannah Fitzhardinge, Cr Jenny Archibald, Cr Rachel Pemberton
Cr Marija Vujcic, Cr Doug Thompson, Cr Geoff Graham, Cr Frank Mofflin**



Reason for change:

To ensure good governance, accountability and acknowledgement in a consistent manner when community groups receive city funds.

COMMITTEE RECOMMENDATION ITEM FPOL2307-9
(Amended officer's recommendation)

Moved: Cr Jenny Archibald

Seconded: Cr Doug Thompson

Council:

- 1. Endorse the following community funding agreements (exc GST) for the period 30 July 2023 – 30 July 2024 for:**
 - a. Imagined Futures - \$10,000**
 - b. Fremantle Men's Shed - \$20,000**
 - c. Fremantle Surf Life Saving Club - \$34,500**
- 2. Delegate authority to the Chief Executive Officer for the decision on the funding allocation of \$15,000 after consideration of further information from the Fremantle Foundation.**
- 3. Note that these community funding agreements will cease on 30 July 2024 coinciding with the commencement of the community funding policy framework.**
- 4. Requires the funding recipients to:**
 - a) acknowledge the financial contribution from the city, as per the sponsorship policy, and**
 - b) provide an acquittal at the conclusion of the agreement that provides meaningful evidence of the outcomes / results of the agreement.**

Carried: 7/0

**Mayor Hannah Fitzhardinge, Cr Jenny Archibald, Cr Rachel Pemberton
Cr Marija Vujcic, Cr Doug Thompson, Cr Geoff Graham, Cr Frank Mofflin**



FPOL2307-10 PERTH GLORY SPONSORSHIP CONSIDERATION

Meeting date: 12 July 2023
Responsible officer: A/Manager Economic Development & Marketing
Decision making authority: Council
Attachments: Nil

SUMMARY

The purpose of this report is for Council to consider entering into a sponsorship agreement with Perth Glory Football Club.

The proposal seeks to enter into a 3-year sponsorship agreement with the Club which requests the provision of in-kind sponsorship support.

This report recommends that Council authorise the Chief Executive Officer to negotiate a 3-year sponsorship agreement with Perth Glory Football Club which considers costs associated with venue hire for a three year term which is in line with their current licence agreement for a portion of 70 Parry Street (2022, 2023, 2024).

BACKGROUND

On 27 October 2021, Council agreed to essential terms for the licence of a portion of 70 Parry Street, Fremantle to Perth Glory Football Club.

Perth Glory Football Club (Perth Glory) entered into a licence agreement with the City on 2 February 2022 for 1,528m² at 70 Parry Street, Fremantle.

Since Perth Glory relocated their headquarters to the City of Fremantle, the club have been utilising the southern pitch at Ken Allen in Hilton for their A-league men's team to train.

The club commenced training at Ken Allen in July 2022. When the club are at home, and in season, they generally train on weekdays between 10am – 2pm and then utilise their changing facilities at 70 Parry Street.

Over the 2022/2023 financial year, the club has accumulated a total of \$8,910 worth of venue hire which consists of \$2,930 in seasonal hire bookings at the Ken Allen South pitch and an additional \$5,980 in ad hoc bookings for media events at the Walyalup Civic centre, school holiday clinics, additional training sessions, and top up and conditioning sessions for the A-league women's team at other City of Fremantle facilities including Fremantle Park and Fremantle Oval.



Minutes – Finance, Policy, Operations and Legislation Committee

12 July 2023

These fees have been accounted for but not yet invoiced as it is intended that this value forms part of this proposed in-kind sponsorship agreement. If Council does not approve this proposed in-kind sponsorship agreement, these fees will be payable by the club.

The City maintains the grounds at its sporting fields at a suitable level for community and sporting groups to train and play sport.

The City maintains the southern pitch at Ken Allen and the Fremantle Oval playing field at a higher standard to provide high-level playing fields within the City of Fremantle. This level of playing field has attracted international teams such as the England Rugby team, Leeds Football Club, and interstate football teams such as Adelaide Football Club in recent years and retains sporting activity such as the AFLW and WAFL content.

The cost difference between the standard ground maintenance service level, and the higher level of ground maintenance that the southern pitch at Ken Allen is currently being maintained at is \$53,191.

The higher-level servicing at Ken Allen consists of a variety of upgrades including playing surface inspections and turf repairs, playing surface compaction and traction testing, irrigation inspection and testing and turf renovation including top dressing.

It should be noted that this report and recommendation refers to a sponsorship agreement only. Venue usage and hire is managed through the City's standard bookings/seasonal hire process in consultation with all regular users of the reserve.

FINANCIAL IMPLICATIONS

The total annual cost for Perth Glory to hire the southern pitch at Ken Allen on a seasonal basis in line with the 23/24 fees and charges schedule is \$3,020. This cost comprises of:

Winter season (April – September): \$1,510

Summer season (October – March): \$1,510

The total annual cost for the City to upgrade the maintenance of the southern pitch at Ken Allen to a higher playing level is \$53,191.

The total estimated annual cost for Perth Glory to casually hire other city venues and playing fields for school holiday sporting clinics, additional training sessions and media and community events is \$6,000.

These combined costs total \$62,211.



Minutes – Finance, Policy, Operations and Legislation Committee

12 July 2023

The proposed sponsorship agreement and associated sponsorship benefits to be received by the City have been determined in line with the City’s Grants and Sponsorship Policy.

Perth Glory have agreed to make an annual contribution of \$25,000 towards the total value of their use of the southern pitch at Ken Allen, grounds maintenance and additional casual hire.

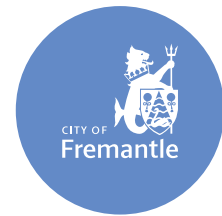
An overview of the total financial contribution by way of fee waiver and cash contribution proposed over the three-year term is provided below.

Value of Sponsorship	Year 1 (2022/2023)	Year 2 (2023/2024)	Year 3 (2024/2025)	Total
Seasonal venue hire fee	\$3,020	\$3,020	\$3,020	\$9,060
Additional casual bookings	\$5,980	\$6,000	\$6,000	\$17,980
Grounds maintenance upgrade	\$53,191	\$53,191	\$53,191	\$159,573
Total Fees	\$62,191	\$62,211	\$62,211	\$186,613
Perth Glory cash contribution				
	\$25,000	\$25,000	\$25,000	\$75,000
Total in-kind sponsorship value <i>(fees proposed to be waived)</i>				
	\$37,191	\$37,211	\$37,211	\$111,613

In addition to the proposed \$25,000 cash contribution, Perth Gory also currently pays \$283,000 per annum to the City for the licence of space at 70 Parry Street.

LEGAL IMPLICATIONS

Sponsorship will be provided under a contractual agreement between the Perth Glory Football Club and the City. The City will be recognised as a club sponsor.



Minutes – Finance, Policy, Operations and Legislation Committee

12 July 2023

Provision of sponsorship will be subject to execution of the agreement, and Perth Glory seeking all other necessary approvals and complying with bookings and venue hire terms and conditions.

CONSULTATION

Perth Glory have agreed to the terms outlined in this report, including the \$25,000 per annum cash contribution to be provided to the City by Perth Glory.

OFFICER COMMENT

Perth Glory Football Club have been based at 70 Parry Street for their training and administration functions and have made a positive addition to the precinct.

The Club have approximately 20 administration and coaching staff that are based at the facility with a further 70 players from their mens, womens, and youth teams.

As part of the provision of this in-kind sponsorship, the following sponsorship deliverables have been negotiated:

- a. LED advertising at all Perth Glory Home Games across the East, North and South sides of the ground equating to \$50k retail value.
- b. 5 x player appearances (min of 2 players for 1 hour)
- c. City of Fremantle logo to feature on Perth Glory website
- d. Permission to use Perth Glory logo and images
- e. At least one Perth Glory Freo Family Day to be held in Fremantle
- f. Free girls clinic held in Fremantle together with Perth Glory women's players
- g. Production of a minimum of 5 x Perth Glory videos in Fremantle shot in key locations to be featured across both City of Fremantle and Perth Glory channels
- h. 20 x tickets per game to all Mens & Womens games for the City to utilise for marketing and promotional purposes
- i. Discounted tickets for Fremantle ratepayers
- j. Discounted membership offer (members renewal rate) for Fremantle ratepayers
- k. 12 weeks of Perth Glory website advertising
- l. Monthly inclusion in eNews ads
- m. 2 x stand-alone e-newsletters to the Perth Glory database per annum
- n. Big screen TV Screens at home games - 2 x 30sec City of Fremantle features per game
 - o. Access to competition and prize partnerships, signed merchandise and club memorabilia for City initiatives and activities.

VOTING AND OTHER SPECIAL REQUIREMENTS

Simple majority required



COMMITTEE RECOMMENDATION ITEM FPOL2307-10
(Officer's recommendation)

Moved: Cr Jenny Archibald

Seconded: Cr Geoff Graham

Council:

- 1. Authorise the Chief Executive Officer to negotiate and enter into a three-year sponsorship agreement between the City of Fremantle and Perth Glory that includes the following essential terms:**
 - a. Year 1 (2022/2023 Financial Year)**
 - i. The City will provide a \$37,191 waiver for casual bookings and costs associated with venue hire and grounds maintenance fees for the use of the southern pitch at Ken Allen.**
 - b. Year 2 (2023/2024 Financial Year)**
 - i. The City will provide a \$37,211 waiver for casual bookings and costs associated with venue hire and grounds maintenance fees for the use of the southern pitch at Ken Allen.**
 - c. Year 3 (2024/2025 Financial Year)**
 - i. The City will provide a \$37,211 waiver for casual bookings and costs associated with venue hire and grounds maintenance fees for the use of the southern pitch at Ken Allen.**
- 2. Note the sponsorship agreement will be subject to Perth Glory agreeing to the City of Fremantle receiving the following benefits annually:**
 - a. LED advertising at all Perth Glory Home Games across the East, North and South sides of the ground equating to \$50k retail value.**
 - b. 5 x player appearances (min of 2 players for 1 hour)**
 - c. City of Fremantle logo to feature on Perth Glory website**
 - d. Permission to use Perth Glory logo and images**
 - e. At least one Perth Glory Freo Family Day to be held in Fremantle**
 - f. Free girls clinic held in Fremantle together with Perth Glory women's players**
 - g. Production of a minimum of 5 x Perth Glory videos in Fremantle shot in key locations to be featured across both City of Fremantle and Perth Glory channels**
 - h. 20 x tickets per game to all Mens & Womens games for the City to utilise for marketing and promotional purposes**



- h. Discounted tickets for Fremantle ratepayers**
- i. Discounted membership offer (members renewal rate) for Fremantle ratepayers**
- j. 12 weeks of Perth Glory website advertising**
- k. Monthly inclusion in eNews ads**
- l. 2 x stand-alone e-newsletters to the Perth Glory database per annum**
- m. Big screen TV Screens at home games - 2 x 30sec City of Fremantle features per game**
- n. Access to competition and prize partnerships, signed merchandise and club memorabilia for City initiatives and activities.**

Carried: 6/1

For:

**Mayor Hannah Fitzhardinge, Cr Jenny Archibald, Cr Rachel Pemberton
Cr Doug Thompson, Cr Geoff Graham, Cr Frank Mofflin**

Against:

Cr Marija Vujcic



11. Motions of which previous notice has been given

Nil

12. Urgent business

Nil

13. Late items

Nil

14. Confidential Items

Nil

15. Closure

The Presiding Member declared the meeting closed at 6.55pm.