



**MINUTES**

**of the**

**COUNCIL MEETING**

**held on**

**MONDAY**

**15 DECEMBER 2014**

Minutes of the Council Meeting held in the Council Chambers, Braeside Avenue, Ringwood, on Monday 15 December 2014 at 7:30 pm.

## PRESENT

Cr Tony Dib, JP (Mayor)	Arrabri Ward
Cr Christina Gleeson	Arrabri Ward
Cr Natalie Thomas	Arrabri Ward
Cr Nora Lamont	Mullum Ward
Cr Les Willmott, JP	Wyreena Ward
Cr Liam Fitzgerald	Wyreena Ward
Cr Rob Steane	Wyreena Ward
Steve Kozlowski	Chief Executive Officer
Marianne Di Giallonardo	Director Corporate Services
Wendy King	Director Community & Leisure Services
Phil Turner	Director City Development
Trevor Welsh	Director Operations & Infrastructure
Stephen Onans	Team Leader Governance

The prayer was read by Rev John Sharpe, Ringwood Church of Christ

The Acknowledgement of Country was read by the Mayor.

## APOLOGIES

Cr Mary-Anne Lowe	Mullum Ward (Leave of Absence)
Cr Samantha Marks	Mullum Ward

## DECLARATION OF INTERESTS

Cr Thomas	Item 1 Director Operations & Infrastructure – Petition – Pleasant Drive, Heathmont, Request for Parking Restrictions
Reason for Disclosure	Cr Thomas lives in Pleasant Drive, Heathmont

## CONFIRMATION OF MINUTES

MOVED CR STEANE, SECONDED CR FITZGERALD 170/14

**THAT THE MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON MONDAY, 24 NOVEMBER 2014 BE CONFIRMED.**

**CARRIED**

The Mayor drew attention to the significance of today, being the 20<sup>th</sup> Anniversary of the City of Maroondah. The Mayor spoke to a powerpoint presentation reflecting upon major achievements of Maroondah City Council over the last 20 years

## PUBLIC QUESTION TIME

Nil

**OFFICERS' REPORTS****DIRECTOR CORPORATE SERVICES**

## ATTENDANCE REPORTS

Cr Tony Dib

- 30 Nov The United Australian Lebanese Movement Annual Barbeque
- 01 Dec Aquanation Site Tour (Aquanation Community Ref Group)
- 02 Dec Visit to Grade 4 students at Ringwood North Primary School
- 03 Dec Media briefing
- 03 Dec Selection of artwork for 'Mayoral Art Exhibition'
- 03 Dec Opening: 'Mayoral Art Exhibition'
- 04 Dec Eastern FM Radio Broadcast
- 04 Dec Volunteer Recognition Function (National Volunteers Day)
- 05 Dec School Crossing Supervisors Christmas Thank You Morning Tea
- 05 Dec Irabina Volunteer & Supporters Christmas Party 2014
- 07 Dec Maroondah 'Carols by Candlelight'
- 09 Dec Launch of the 'Croydon Flood Mitigation Project and Public Art Project'
- 09 Dec 'Preventing Violence against Women in Our Community' Forum
- 10 Dec Australian Citizenship Ceremony, Karralyka Centre

Cr Les Willmott

- 25 Nov Public Consultation: 13 Lacey Street, Croydon
- 26 Nov Metro Waste Management Group Board meeting
- 03 Dec Opening: 'Mayoral Art Exhibition'
- 04 Dec Volunteer Recognition Function (National Volunteers Day)
- 05 Dec Resource GV meeting
- 07 Dec Maroondah 'Carols by Candlelight'
- 10 Dec Australian Citizenship Ceremony, Karralyka Centre
- 11 Dec Metro Waste Management Board Christmas function
- 11 Dec Eastern Regional Libraries Board Christmas Function
- 12 Dec Victorian Waste Management Association Christmas Luncheon

Cr Natalie Thomas

- 29 Nov 'White Ribbon Maroondah Cup 2014' Luncheon
- 30 Nov Ringwood Spiders Annual Christmas Barbeque & Annual General Meeting
- 01 Dec Library Tour commencing at Wantirna, then Hume and Docklands
- 01 Dec Aquanation Site Tour (Aquanation Community Reference Group)
- 03 Dec Opening: 'Mayoral Art Exhibition'
- 04 Dec Volunteer Recognition Function (National Volunteers Day)
- 07 Dec Maroondah 'Carols by Candlelight'
- 09 Dec Ringwood Chamber of Commerce Christmas Cocktail Function 2014
- 11 Dec The Garden Party Working Group Meeting
- 11 Dec Eastern Regional Libraries Board Christmas Function

## Cr Rob Steane

- 25 Nov Public Consultation: 13 Lacey Street, Croydon
- 01 Dec Aquanation Site Tour (Aquanation Community Reference Group)
- 03 Dec Opening: 'Mayoral Art Exhibition'
- 04 Dec Volunteer Recognition Function (National Volunteers Day)
- 07 Dec Maroondah 'Carols by Candlelight'
- 09 Dec Launch of the 'Croydon Flood Mitigation Project and Public Art Project'
- 09 Dec 'Preventing Violence against Women in Our Community' Forum
- 10 Dec Australian Citizenship Ceremony, Karralyka Centre

## Cr Nora Lamont

- 26 Nov Annual Ringwood Cricket Club v Ringwood District Cricket Association Challenge Match
- 27 Nov METEC marketing
- 05 Dec VOCAL (Victims of Crime Assistance League) Meeting
- 12 Dec North Ringwood Community House Christmas Party

## Cr Christina Gleeson

- 02 Dec Public Consultation: 69-71 Faraday Road, Croydon South
- 07 Dec Maroondah 'Carols by Candlelight'
- 09 Dec Launch of the 'Croydon Flood Mitigation Project and Public Art Project'
- 09 Dec 'Preventing Violence against Women in Our Community' Forum
- 11 Dec Eastern Regional Libraries Board Christmas Function
- 13 Dec Presentation of Volunteer Award to Ms Robin Surke of Glen Park at the office of The Hon Ryan Smith, MLA Member for Warrandyte.

## Cr Liam Fitzgerald

- 25 Nov Public Consultation: 13 Lacey Street, Croydon

## Cr Mary-Anne Lowe (submitted the following report prior to the meeting)

- 25 Nov Norwood Park Facility meeting
- 25 Nov Public Consultation: 13 Lacey Street, Croydon
- 27 Nov Professional Development
- 28 Nov Launch of 'L2P Program' - Ringwood Rotary Annual Charity Golf Day
- 1 Dec Aquanation Site Tour
- 2 Dec Visit with the Mayor - Grade 4 students at Ringwood North Primary School
- 3 Dec Croydon Chamber of Commerce Breakfast with Mr Tom O'Toole
- 4 Dec Meeting with RALAC Lionsbrae at Ringwood East

## Cr Samantha Marks (submitted the following report prior to the meeting)

- 25 Nov Norwood Park Facility Meeting
- 26 Nov Media event
- 12 Dec North Ringwood Community House Christmas party

ATTENDANCE REPORTS ITEM 1

MOVED CR WILLMOTT, SECONDED CR LAMONT 171/14

**THAT COUNCIL RECEIVES AND NOTES THE REPORTS AS PRESENTED BY COUNCILLORS**

**CARRIED**

Councillors who spoke to the motion – Crs Dib, Willmott, Thomas, Steane and Gleeson.

REPORTS OF ASSEMBLY OF COUNCILLORS ITEM 2

MOVED CR LAMONT, SECONDED CR GLEESON 172/14

**THAT COUNCIL RECEIVES AND NOTES THE PUBLIC RECORD OF THE ASSEMBLY OF COUNCILLORS BRIEFINGS HELD 24 NOVEMBER, 1 DECEMBER AND 8 DECEMBER 2014**

**CARRIED**

COUNCILLOR REPRESENTATION REPORTS ITEM 3

MOVED CR WILLMOTT, SECONDED CR LAMONT 173/14

**THAT COUNCIL RECEIVES AND NOTES THE MINUTES OF THE**

- 1. MAROONDAH PARTNERS IN COMMUNITY WELLBEING COMMITTEE HELD 17 NOVEMBER 2014**
- 2. MAROONDAH DISABILITY ADVISORY COMMITTEE MEETING HELD 20 NOVEMBER 2014**
- 3. METROPOLITAN LOCAL GOVERNMENTS' WASTE FORUM HELD ON 4 DECEMBER 2014**

**CARRIED**

COUNCILLORS PROFESSIONAL DEVELOPMENT REPORT - JULY TO NOVEMBER 2014 ITEM 4

MOVED CR STEANE, SECONDED CR FITZGERALD 174/14

**THAT COUNCIL NOTES THE COUNCILLORS' PROFESSIONAL DEVELOPMENT REPORT FOR JULY 2014 – NOVEMBER 2014**

**CARRIED**

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FINANCIAL REPORT: FOUR MONTHS ENDING 31 OCTOBER 2014 ITEM 5

MOVED CR WILLMOTT, SECONDED CR LAMONT 175/14

**THAT COUNCIL RECEIVES AND NOTES THE REPORT ON THE FINANCIAL PERFORMANCE AGAINST BUDGET FOR THE FOUR MONTHS ENDING 31 OCTOBER 2014**

**CARRIED**

CLEMENT CRESCENT, CROYDON ITEM 6

MOVED CR STEANE, SECONDED CR FITZGERALD 176/14

**THAT COUNCIL, ACTING UNDER SECTION 204 (1) OF THE LOCAL GOVERNMENT ACT 1989 ('THE ACT'), RESOLVES THAT:**

- 1. THE STATUTORY PROCEDURES BE COMMENCED TO DECLARE THE ROAD THAT IS CONTAINED IN PLANS OF SUBDIVISION LP16982 AND LP97413 (DEPICTED IN ATTACHMENTS 1 AND 2) AND KNOWN AS CLEMENT CRESCENT, CROYDON, TO BE A PUBLIC HIGHWAY**
- 2. UNDER SECTIONS 207A AND 223 OF THE ACT PUBLIC NOTICE OF THE DECLARATION BE GIVEN IN 'THE AGE' NEWSPAPER; SUCH NOTICE TO STATE THAT IF THE ROAD IS DECLARED TO BE A PUBLIC HIGHWAY COUNCIL PROPOSES TO TRANSFER THE LAND TO ITSELF**
- 3. IN ACCORDANCE WITH SECTION 223 OF THE ACT:**
  - i. A COMMITTEE COMPRISING CRS FITZGERALD, STEANE AND WILLMOTT BE APPOINTED TO HEAR ANY PERSON WISHING TO BE HEARD IN SUPPORT OF THEIR SUBMISSION, ON A DATE TO BE DETERMINED**
  - ii. COUNCIL CONSIDERS ALL WRITTEN SUBMISSIONS, INCLUDING A WRITTEN REPORT ON THE PROCEEDINGS OF ANY COMMITTEE HEARING CONDUCTED, FOLLOWING WHICH IT SHALL DETERMINE WHETHER OR NOT TO DECLARE THE ROAD TO BE A PUBLIC HIGHWAY AND TRANSFER THE LAND TO ITSELF**
- 4. THE DIRECTOR CORPORATE SERVICES BE AUTHORISED TO UNDERTAKE THE ADMINISTRATIVE PROCEDURES NECESSARY TO ENABLE COUNCIL TO CARRY OUT ITS FUNCTIONS UNDER SECTION 223 OF THE ACT IN RELATION TO THIS MATTER**
- 5. IN THE ABSENCE OF ANY SUBMISSIONS:**
  - i. A NOTICE OF THE DECLARATION OF THE PUBLIC HIGHWAY WILL BE PUBLISHED IN THE VICTORIA GOVERNMENT GAZETTE AND COUNCIL WILL THEN TRANSFER THE LAND TO ITSELF**
  - ii. ALL DOCUMENTATION IN RELATION TO THE DECLARATION OF THE PUBLIC HIGHWAY BE SIGNED AND SEALED**

**CARRIED**

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DISCONTINUED RIGHT OF WAY ABUTTING 17 CASS AVENUE, CROYDON      ITEM 7  
MOVED CR FITZGERALD, SECONDED CR GLEESON      177/14

**THAT COUNCIL**

1. **GIVES PUBLIC NOTICE PURSUANT TO SECTION 189 OF THE LOCAL GOVERNMENT ACT, 1989 ('THE ACT') OF ITS INTENTION TO SELL 278.5 SQUARE METRES OF THE DISCONTINUED RIGHT OF WAY BY PRIVATE TREATY AT CURRENT MARKET VALUE TO THE OWNERS OF 17 CASS AVENUE, CROYDON**
2. **IN ACCORDANCE WITH SECTION 223 OF THE ACT APPOINTS A COMMITTEE COMPRISING CRS FITZGERALD, STEANE AND WILLMOTT TO HEAR ANY PERSON WISHING TO BE HEARD IN SUPPORT OF THEIR SUBMISSION, ON A DATE TO BE DETERMINED**
3. **AUTHORISES THE DIRECTOR CORPORATE SERVICES BE AUTHORISED TO UNDERTAKE THE ADMINISTRATIVE PROCEDURES NECESSARY TO ENABLE COUNCIL TO CARRY OUT ITS FUNCTIONS UNDER SECTION 223 OF THE ACT IN RELATION TO THIS MATTER**
4. **CONSIDERS ALL WRITTEN SUBMISSIONS, INCLUDING A WRITTEN REPORT ON THE PROCEEDINGS OF ANY COMMITTEE HEARING CONDUCTED, FOLLOWING WHICH IT WILL DETERMINE WHETHER OR NOT TO SELL THE LAND**
5. **IN THE ABSENCE OF ANY SUBMISSIONS OBJECTING TO THE SALE OF THE LAND RESOLVES TO:**
  - i. **SELL THE LAND IN ACCORDANCE WITH THE PUBLISHED NOTICE**
  - ii. **SIGN AND SEAL ALL DOCUMENTATION IN RELATION TO THE SALE OF THE LAND**
  - iii. **PREPARE A PLAN OF SUBDIVISION PURSUANT TO THE SUBDIVISION ACT 1988 TO SUBDIVIDE THE DISCONTINUED RIGHT OF WAY RUNNING FROM CASS AVENUE TO MORGAN AVENUE, CROYDON INTO TWO LOTS, EACH COMPRISING 278.5 SQUARE METRES**

**CARRIED**

**DIRECTOR CITY DEVELOPMENT**

DISABILITY POLICY AND ACTION PLAN 2014-2018      ITEM 1  
MOVED CR LAMONT, SECONDED CR FITZGERALD      178/14

**THAT COUNCIL ENDORSES THE DISABILITY POLICY AND ACTION PLAN 2014-2018**

**CARRIED**

Councillors who spoke to the motion – Crs Lamont & Fitzgerald

**DIRECTOR COMMUNITY & LEISURE SERVICES**

COMMUNITY FACILITIES LEASE AGREEMENT FOR THE U3A  
CROYDON INC.

ITEM 1

MOVED CR STEANE, SECONDED CR WILLMOTT

179/14

**THAT COUNCIL**

1. **GRANTS A LEASE TO U3A CROYDON INC. FOR AN INITIAL TWO YEAR PERIOD WITH A TWO YEAR OPTION IN ACCORDANCE WITH COUNCIL'S STANDARD LEASE AGREEMENT AND THE CLUB TO BE CHARGED IN ACCORDANCE WITH COUNCIL'S COMMUNITY FACILITIES PRICING POLICY**
2. **SIGNS AND SEALS ALL REQUIRED DOCUMENTATION AS APPROPRIATE**

**CARRIED**

Councillors who spoke to the motion – Cr Steane

INCLUSIVE MAROONDAH INITIATIVES

ITEM 2

MOVED CR LAMONT, SECONDED CR THOMAS

180/14

**THAT COUNCIL**

1. **SIGNS THE 'NO TO HOMOPHOBIA CAMPAIGN' WHICH CHALLENGES ALL FORMS OF HARASSMENT AND DISCRIMINATION FACED BY LESBIAN, GAY, BISEXUAL, TRANSSEXUAL, INTERSEX (LGBTI) GENDER PEOPLE**
2. **RAISES THE RAINBOW FLAG FOR ONE WEEK OVER INTERNATIONAL DAY AGAINST HOMOPHOBIA AND TRANSPHOBIA (IDAHOT) DAY EACH YEAR, BEGINNING IN 2015**
3. **IS REPRESENTED AT THE VICTORIAN PRIDE MARCH EACH YEAR, BEGINNING IN MARCH 2016**

**CARRIED**



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**DIRECTOR OPERATIONS & INFRASTRUCTURE**

PETITION - PLEASANT DRIVE, HEATHMONT  
REQUEST FOR PARKING RESTRICTIONS

ITEM 1

Cr Natalie Thomas, having declared a Conflict of Interest at the commencement of the meeting left the Council Chamber at 8:05pm prior to discussion on this item.

MOVED CR GLEESON, SECONDED CR DIB

181/14

**THAT COUNCIL**

1. **HAVING CONSIDERED THE PETITION RESOLVES TO IMPOSE PARKING RESTRICTIONS AND INSTALL PARKING SIGNAGE ALONG THE SOUTH SIDE OF PLEASANT DRIVE HEATHMONT, IN ACCORD WITH THE FOLLOWING DAYS AND TIMES:**

**SCHOOL DAYS ONLY****MORNINGS: 8:00AM TO 9:15AM****AFTERNOONS: 3:00PM TO 4:00PM**

2. **ADVISES THE LEAD PETITIONER ACCORDINGLY**

**CARRIED**

Cr Natalie Thomas returned to the Council Chamber at 8:07pm after Council resolved the matter.

**DOCUMENTS FOR SEALING**

Nil

**MOTIONS TO REVIEW**

Nil

**LATE ITEM**

Nil

**REQUESTS / LEAVE OF ABSENCE**

Nil

**IN CAMERA**

MOVED CR WILLMOTT, SECONDED CR FITZGERALD

182/14

**THAT IN ACCORDANCE WITH SECTION 89(2) OF THE LOCAL GOVERNMENT ACT 1989 COUNCIL RESOLVES TO MEET IN CAMERA AS THE MATTERS TO BE DISCUSSED MAY PREJUDICE THE COUNCIL OR SOME OTHER PERSON.**

**CARRIED**

*COUNCIL RESOLVED THAT THE FOLLOWING DECISIONS BE REFLECTED IN THE MINUTES OF THE OPEN FORUM.*

**DIRECTOR CORPORATE SERVICES**

TENDER EVALUATION REPORT - CONTRACT 20700 HARD WASTE COLLECTION SERVICES

ITEM 1

*THIS REPORT AND ALL DISCUSSIONS IN RELATION TO IT REMAINS CONFIDENTIAL INDEFINITELY AND THIS RESOLUTION REMAINS CONFIDENTIAL UNTIL THE EXECUTION OF THIS CONTRACT AT WHICH TIME THE RESOLUTION BE MADE PUBLIC*

The open forum closed at 8:09pm.

Confirmed .....

Date .....