



MINUTES

COUNCIL MEETING

MAROONDAH CITY COUNCIL

MONDAY

14 DECEMBER 2015

Minutes of the Council Meeting held in the Council Chamber, Braeside Avenue, Ringwood, on Monday 14 December 2015 at 7:30 PM.

PRESENT

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

The prayer was read by Rev John Sharpe from Church of Christ Croydon.

The Acknowledgement of Country was read by the Mayor.

APOLOGIES

NIL

DECLARATION OF INTERESTS

Cr Lowe – Item 1 – Director Corporate Services – Land Abutting 362-364 Maroondah Highway Ringwood
Reason – Cr Lowe is a Board Member of RALAC Lionsbrae

CONFIRMATION OF MINUTES

MOVED CR LOWE, SECONDED CR DIB

163/15

THAT THE MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON MONDAY, 14 DECEMBER 2015 BE CONFIRMED.

CARRIED

PUBLIC QUESTION TIME

Ms Liz Sanzaro (President Croydon Conservation Society): *'In making the decision to install significant numbers of permanent signs at all council reserves and open spaces to advise the public of heavy machinery working on site, signs which have now diminished the visual amenity of many parks, did the Council consider using temporary signs, and was a cost benefit analysis done to compare between both.'*

Response: Trevor Welsh – Director Operations, Infrastructure & Leisure, advised that Council Officers considered a number of options including temporary signage as a response to a Worksafe investigation following a serious workplace injury at one of Council's reserves. A cost analysis was undertaken on all options available to Council. A range of measures, including installation of temporary and permanent signage was submitted by Council, and approved by Worksafe in response to Worksafe notices issued to Council following the incident.

OFFICERS' REPORTS

ATTENDANCE REPORTS

Cr Tony Dib

- 29 Nov Ringwood Spiders 2015 Annual General Meeting
- 03 Dec Maroondah Volunteer Recognition Function
- 04 Dec Meeting with Mr Jeff Garrioch (Chairperson Glen Park) and Ms Heidi Butler regarding Glen Park Men's Shed
- 05 Dec Maroondah Carols by Candlelight
- 07 Dec Arrabri Ward Crs - Meeting with Glen Park Committee
- 08 Dec Mayoral Art Exhibition
- 08 Dec The Footmen Foundation Christmas Rendezvous

Cr Liam Fitzgerald

- 26 Nov *"There's No Place Like Home"* - Your DNA production
- 29 Nov Ringwood Spiders 2015 Annual General Meeting
- 01 Dec Your DNA presents - Finding Neverland/Night at the Museum/Caribbean Adventure
- 02 Dec Ringwood Secondary College Year 12 Prefect Conference
- 05 Dec Official Opening - JW Manson Reserve spectator viewing area
- 05 Dec Maroondah Carols by Candlelight
- 08 Dec City of Wellbeing Steering Committee Meeting
- 08 Dec Mayoral Art Exhibition
- 08 Dec Ringwood Chamber of Commerce Christmas Meeting
- 09 Dec Croydon Chamber of Commerce 2015 Annual Christmas Breakfast with Pastor Bill Vassiliou (Chaplain of Hawthorn FC)
- 14 Dec Meeting with QIC regarding hotel

Cr Christina Gleeson

- 05 Dec Maroondah Carols by Candlelight

Cr Nora Lamont

- 24 Nov Retirement of Neil Sheldon (METEC)
- 25 Nov Ringwood U3A 30th Anniversary Christmas Lunch
- 05 Dec Maroondah Carols by Candlelight

Cr Mary-Anne Lowe

- 25 Nov Ringwood U3A 30th Anniversary Christmas Lunch
- 25 Nov Maroondah Australian Citizenship Ceremony
- 28 Nov Meeting at HE Parker Reserve regarding various issues
- 30 Nov Maroondah Business Advisory Committee Meeting
- 01 Dec EPR (Enjoying Planned Retirement) Christmas Community luncheon
- 02 Dec Meeting with Maroondah Citizens Advice Bureau
- 03 Dec Maroondah Volunteer Recognition Function
- 04 Dec Maroondah Citizens Advice Bureau Christmas Lunch
- 05 Dec Public Consultation – Planning matter Ringwood
- 05 Dec Maroondah Carols by Candlelight
- 10 Dec *'The Nutcracker'* performed by the Ringwood Ballet Group at the Karralyka Centre

Cr Rob Steane

- 24 Nov
- 27 Nov National Local Government Drug & Alcohol Committee Conference in Newcastle
- 02 Dec *'Together for Equality & Respect'* Leaders Breakfast (Women's Health East) with The Hon Fiona Richardson, Minister for Women and for the Prevention of Family Violence
- 02 Dec Public Consultation – Planning matter Croydon
- 03 Dec Maroondah Volunteer Recognition Function

Cr Les Willmott

- 24 Nov Maroondah Environment Advisory Committee
- 25 Nov Metropolitan Waste Resource Recovery Group Board Meeting Jan-Dec 2015
- 26 Nov Meeting of Waste and Resource Recovery Chairs and Executive Director – Environmental Policy
- 30 Nov Maroondah Business Advisory Committee Meeting
- 02 Dec Public Consultation – Planning matter Croydon
- 03 Dec Public Consultation – Planning matter Croydon
- 03 Dec Metropolitan Local Government Waste Forum - Dec 2015
- 05 Dec Maroondah Carols by Candlelight
- 08 Dec Mayoral Art Exhibition
- 08 Dec Ringwood Chamber of Commerce Christmas Meeting
- 10 Dec Metropolitan Waste Resource Recovery Group function - 'end of year'
- 10 Dec Eastern Regional Libraries Board function - 'end of year'

Cr Natalie Thomas

- 24 Nov Eastfield Cricket Club T20 Match
- 25 Nov Maroondah Leader Media Briefing
- 25 Nov Ringwood U3A 30th Anniversary Christmas Lunch
- 25 Nov Ringwood Cricket Club Annual RCC V RDCA Challenge Match
- 25 Nov Australian Citizenship Ceremony
- 27 Nov Pre-Meeting Agenda Briefing with the Eastern Regional Group Secretariat
- 25 Nov Eastern Region Mayors & CEO's Meeting
- 27 Nov The Victorian State Ballet Official Launch at the Karralyka Center
- 29 Nov Ringwood Spiders 2015 Annual General Meeting
- 30 Nov Monkami Annual General Meeting
- 01 Dec Enjoying Planned Retirement Christmas Community Luncheon
- 01 Dec Heathmont & Ringwood East Bendigo Bank Board Dinner
- 02 Dec 'Together for Equality & Respect' Leaders Breakfast (Women's Health East) with
The Hon Fiona Richardson Minister for Women and for the Prevention of Family
Violence
- 03 Dec Eastern FM Radio Broadcast
- 03 Dec Volunteer Recognition Function
- 03 Dec Maroondah Creative Network End of Year Drinks
- 04 Dec Mayoral Art Exhibition
- 04 Dec School Crossing Supervisors Christmas Morning Tea & Thank You Function
- 04 Dec Maroondah Citizens Advice Bureau Christmas Lunch
- 05 Dec Official Opening - JW Manson Reserve spectator viewing area
- 05 Dec Maroondah Carols By Candlelight
- 07 Dec The Little Village Play Cafe Event '*Ten Days Of Christmas*'
- 07 Dec Arrabri Ward Crs - Meeting With Glen Park Committee
- 08 Dec The Maroondah City Of Wellbeing Steering Committee Meeting
- 08 Dec Mayoral Art Exhibition
- 08 Dec Ringwood Chamber Of Commerce Christmas Meeting
- 09 Dec Croydon Chamber Of Commerce 2015 Annual Christmas Breakfast with Pastor Bill
Vassiliou (Chaplain Of Hawthorn Football Club)
- 09 Dec Audit & Risk Advisory Committee Meeting
- 09 Dec Yarra Road Primary School's Carols Night '*Christmas Through The Decades*' 90th
Birthday Celebration
- 10 Dec Eastern Regional Library Board End of Year Function

DIRECTOR CORPORATE SERVICES

ATTENDANCE REPORTS ITEM 1

MOVED CR WILLMOTT, SECONDED CR MARKS 164/15

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

CARRIED

Councillors who spoke to their reports: Crs Dib, Gleeson, Fitzgerald, Lowe,
Steane, Willmott & Thomas

REPORTS OF ASSEMBLY OF COUNCILLORS ITEM 2

MOVED CR WILLMOTT, SECONDED CR STEANE 165/15

THAT COUNCIL RECEIVES AND NOTES THE PUBLIC RECORD OF THE ASSEMBLY OF COUNCILLORS BRIEFINGS HELD ON 23 NOVEMBER, 30 NOVEMBER AND 7 DECEMBER 2015

CARRIED

COUNCILLOR REPRESENTATION REPORTS ITEM 3

MOVED CR DIB, SECONDED CR GLEESON 166/15

THAT COUNCIL RECEIVES AND NOTES:

- 1. MINUTES OF THE MAROONDAH DISABILITY ADVISORY COMMITTEE MEETING HELD 12 NOVEMBER 2015**
- 2. MINUTES OF THE MAROONDAH ENVIRONMENT ADVISORY COMMITTEE MEETING HELD 24 NOVEMBER 2015**

CARRIED

FINANCIAL REPORT: FOUR MONTHS ENDING 31 OCTOBER 2015 ITEM 4

MOVED CR GLEESON, SECONDED CR LOWE 167/15

THAT COUNCIL RECEIVES AND NOTES THE REPORT ON THE FINANCIAL PERFORMANCE AGAINST BUDGET FOR THE FOUR MONTHS ENDING 31 OCTOBER 2015

CARRIED

DIRECTOR OPERATIONS, INFRASTRUCTURE & LEISURE

PETITION - THE MALL, CROYDON SOUTH - REQUEST FOR ADDITIONAL PARKING ITEM

MOVED CR MARKS, SECONDED CR GLEESON 168/15

THAT COUNCIL

1. RECEIVES AND NOTES THE PETITION CONTAINING 17 SIGNATURES REQUESTING THAT MAROONDAH CITY COUNCIL INVESTIGATES, AND IF FEASIBLE, IMPLEMENTS ADDITIONAL CAR PARKING SPACES ON THE VACANT LAND TO THE SOUTH OF THE MALL FOR THE EASTFIELD SHOPPING CENTRE
2. OFFICERS PREPARE A REPORT ON THE MATTERS RAISED IN THE PETITION FOR CONSIDERATION AT A FUTURE MEETING OF COUNCIL
3. ADVISE THE LEAD PETITIONER ACCORDINGLY

CARRIED

DIRECTOR PLANNING & COMMUNITY

LOCAL LAW REVIEW - PROPOSED LOCAL LAW NO. 11 - GENERAL LOCAL LAW ITEM 1

MOVED CR STEANE, SECONDED CR LAMONT 169/15

THAT COUNCIL

1. HAVING COMPLETED THE STATUTORY PROCESS UNDER SECTION 119 OF THE LOCAL GOVERNMENT ACT AND THERE BEING NO SUBMISSIONS FOLLOWING THE PUBLIC EXHIBITION OF THE PROPOSED LOCAL LAW, HEREBY RESOLVES TO MAKE LOCAL LAW NO. 11 – GENERAL LOCAL LAW IN THE FORM OF THE PROPOSED LOCAL LAW ATTACHED TO THIS REPORT
2. SIGNS AND SEALS THE LOCAL LAW NO.11 – GENERAL LOCAL LAW
3. FURTHER RESOLVES THAT NOTICES REGARDING THE MAKING OF LOCAL LAW NO. 11 – GENERAL LOCAL LAW BE PLACED IN THE VICTORIA GOVERNMENT GAZETTE, THE AGE AND THE MAROONDAH LEADER, AND THAT A COPY OF LOCAL LAW NO. 11 – GENERAL LOCAL LAW BE SENT TO THE MINISTER FOR LOCAL GOVERNMENT

CARRIED

PLAN MELBOURNE REFRESH ITEM 2

MOVED CR LAMONT, SECONDED CR FITZGERALD 170/15

THAT COUNCIL ENDORSES THE ATTACHED MAROONDAH PLAN MELBOURNE REFRESH DISCUSSION PAPER SUBMISSION AND THAT IT BE SUBMITTED TO THE STATE GOVERNMENT

CARRIED

DEVELOPMENT OF THE MAROONDAH HOUSING STRATEGY ITEM 3

MOVED CR WILLMOTT, SECONDED CR DIB 171/15

THAT COUNCIL

- 1. NOTES THE CONTENTS OF THE DEVELOPMENT OF THE MAROONDAH HOUSING STRATEGY REPORT**
- 2. PREPARES A DRAFT HOUSING STRATEGY IN LINE WITH THE KEY DIRECTIONS CONTAINED HEREIN.**

CARRIED

Councillors who spoke to the motion – Cr Willmott

THE KNOW YOUR COUNCIL WEBSITE AND THE LOCAL GOVERNMENT PERFORMANCE REPORTING FRAMEWORK ITEM 4

MOVED CR FITZGERALD, SECONDED CR MARKS 172/15

THAT COUNCIL

- 1. NOTES THE LAUNCH OF THE 'KNOW YOUR COUNCIL' WEBSITE CONTAINING INFORMATION ON COUNCIL PERFORMANCE RELATING TO LOCAL GOVERNMENT PERFORMANCE REPORTING FRAMEWORK INDICATORS FOR THE 2014/15 FINANCIAL YEAR.**
- 2. NOTES THE REPORT ON LOCAL GOVERNMENT PERFORMANCE REPORTING FRAMEWORK SERVICE PERFORMANCE INDICATORS FOR QUARTER 1, 2015/16.**

CARRIED

Councillors who spoke to the motion – Cr Gleeson

42-58 NELSON STREET RINGWOOD - OBJECTION TO PLANNING APPLICATION ITEM 5

MOVED CR LOWE, SECONDED CR LAMONT

173/15

THAT COUNCIL WRITES TO THE MINISTER FOR PLANNING:

- 1. PROVIDING A COPY OF THIS REPORT AS MAROONDAH CITY COUNCIL'S ADVICE ON THE APPLICATION AND THE SITE HISTORY**
- 2. REQUESTING A MEETING TO PRESENT COUNCIL'S ADVICE ON THIS MATTER**
- 3. FORMALLY OBJECTING TO THE PLANNING APPLICATION 201535560 ON THE FOLLOWING GROUNDS:**
 - i. THE APPLICATION IS MISCONCEIVED AND INVALID AS THE APPLICABLE SCHEDULE TO CLAUSE 61.01 IS INOPERABLE, CONTAINING NO PLAN OR FIGURE OF THE "NELSON STREET PROJECT AREA" IN THE ACTIVITY CENTRE. AS SUCH THE APPLICATION MUST BE LODGED WITH AND DETERMINED BY THE MAROONDAH CITY COUNCIL AND NOT THE MINISTER FOR PLANNING.**
 - ii. THE FORM AND CONTENT OF THE PUBLIC NOTICE FAILS TO COMPLY WITH THE APPLICATION NOTICE REQUIREMENTS OF THE PLANNING & ENVIRONMENT ACT 1987 AND REGULATIONS. IN PARTICULAR THE DESCRIPTION OF THE PROPOSAL PROVIDES INADEQUATE MEANINGFUL INFORMATION ABOUT THE PROPOSAL AND MOREOVER THE REQUIRED NOTICE FORM INCLUDING THE DESCRIPTION OF THE PROPOSAL TO BE USED WAS INCOMPLETE, INCORRECT AND MISLEADING.**
 - iii. THE PROPOSAL IS AN OVERDEVELOPMENT THAT FAILS TO RESPOND APPROPRIATELY TO ITS CONTEXT NOR APPROPRIATELY RESPOND TO A NUMBER OF STATE AND LOCAL PLANNING POLICIES AND PLANNING SCHEME REQUIREMENTS RELATING TO ACHIEVING HIGH QUALITY DESIGN AND BUILT FORM OUTCOMES IN THE RINGWOOD METROPOLITAN ACTIVITY CENTRE.**
 - iv. INSUFFICIENT ON-SITE CAR PARKING IS PROVIDED FOR VISITORS AND RESIDENTS. IT IS CONTRARY TO PROPER AND ORDERLY PLANNING FOR THE DEVELOPMENT TO SEEK MINIMISE THE ON-SITE CAR PARKING PROVISION (AND THEREFORE SUBSTANTIALLY MINIMISE CONSTRUCTION COSTS) BY UNREASONABLY SEEKING TO CAPITALISE ON CURRENTLY AVAILABLE PUBLIC ON STREET CAR PARKING IN THE SURROUNDING AREA AT THE EXPENSE OF FUTURE USES AND DEVELOPMENTS. ADDITIONAL TRAFFIC AND ON-STREET CAR PARKING WILL CAUSE UNREASONABLE CONGESTION AND A LOSS OF AMENITY FOR EXISTING RESIDENTS.**

- v. **THE DEVELOPMENT HAS RESULTED IN AN INADEQUATE LEVEL OF TREE RETENTION, PROVIDES FOR POOR PROVISION OF FUTURE ON SITE LANDSCAPING OPPORTUNITIES TO REPLACE TREES LOST AND COMPLEMENT ITS RELATIONSHIP TO THE MULLUM MULLUM CREEK AND THE ADJOINING SITE OF BIOLOGICAL SIGNIFICANCE.**

CARRIED

Councillors who spoke to the motion – Crs Lowe & Lamont

DOCUMENTS FOR SEALING

NIL

MOTIONS TO REVIEW

NIL

LATE ITEM

Item 3

MOVED CR DIB, SECONDED CR STEANE

174/15

THAT CR WILLMOTT BE PERMITTED TO INTRODUCE A LATE ITEM

CARRIED

PLANNING APPLICATIONS

Item 1

MOVED CR WILLMOTT, SECONDED CR STEANE

175/15

CARRIED

THAT

- 1. COUNCIL REQUIRES THAT AS A MINIMUM ALL PLANNING PERMIT APPLICATIONS FOR MORE THAN TWO DWELLINGS AND OTHER DEVELOPMENTS WITH CONSTRUCTION COSTS EXCEEDING ONE MILLION DOLLARS BE REQUIRED TO PROVIDE A CONSTRUCTION MANAGEMENT PLAN (INCLUDING TRAFFIC MANAGEMENT AND PARKING) AS A REQUIREMENT OF PERMIT, AND**
- 2. ALL CONSTRUCTION MANAGEMENT PLANS MUST BE LODGED AND APPROVED PRIOR TO ANY WORKS BEING PERMITTED TO COMMENCE ON THE RELEVANT SITE**

REQUESTS / LEAVE OF ABSENCE

IN CAMERA

MOVED CR DIB, SECONDED CR WILLMOTT 176/15

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

LAND ABUTTING 362-364 MAROONDAH HIGHWAY, RINGWOOD ITEM 1

THIS REPORT REMAINS CONFIDENTIAL INDEFINITELY UNTIL COMPLETION OF THE STATUTORY PROCESS

DIRECTOR OPERATIONS, INFRASTRUCTURE AND LEISURE

TENDER EVALUATION REPORT – CONTRACT 20766 MINOR LANDSCAPING, TREE PLANTING, CIVIL WORKS & BUSHLAND MANAGEMENT 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

TENDER EVALUATION REPORT - CONTRACT 20768 CONSTRUCTION OF RINGWOOD ATHLETICS PAVILION ITEM 2

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 8.25pm.

Confirmed

Date