



MINUTES

COUNCIL MEETING

MAROONDAH CITY COUNCIL

MONDAY

21 MAY 2018

Minutes of the Council Meeting held in the Council Chamber, Braeside Avenue, Ringwood, on Monday 21 May 2018 at 7:30pm.

PRESENT

Cr Nora Lamont (Mayor)	Mullum Ward
Cr Mike Symon (Deputy Mayor)	Mullum Ward
Cr Samantha Marks	Mullum Ward
Cr Kylie Spears	Arrabri Ward
Cr Paul Macdonald	Arrabri Ward
Cr Tony Dib, JP	Arrabri Ward
Cr Marijke Graham	Wyreena Ward
Cr Rob Steane	Wyreena Ward
Steve Kozlowski	Chief Executive Officer
Marianne Di Giallonardo	Director Corporate Services
Phil Turner	Director Strategy & Community
Adam Todorov	Director Operations, Assets & Leisure
Andrew Fuaux	Acting Director Development & Amenity
Chloe Messerle	Governance Officer

The Chief Executive Officer read the following Statement of Recording -

“Ladies & Gentlemen - Please note that this meeting is being recorded and streamed live on the internet. All care is taken to maintain your privacy; however, as a visitor in the public gallery, your presence may be recorded.”

The prayer was read by Rev Paul Joy, Yarra Valley Anglican Church.

The Acknowledgement of Country was read by the Mayor, who also made reference to National Reconciliation Week, which is being observed from 27 May to 3 June 2018.

APOLOGIES

Cr Michael Macdonald Wyreena Ward

DECLARATION OF INTERESTS

Cr Steane Director Strategy & Community, Item 1 – Ringwood East Shopping Centre – Propose to declare a Special Rates Scheme
Reason: Cr Steane is on the Board of Directors for Bendigo Bank Ringwood East.

CONFIRMATION OF MINUTES

MOVED CR DIB, SECONDED CR P MACDONALD

54/18

THAT THE MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON MONDAY, 23 APRIL 2018 BE CONFIRMED.

CARRIED

ORDER OF BUSINESS

MOVED CR STEANE, SECONDED CR DIB 55/18

THAT THE ORDER OF BUSINESS BE ALTERED TO DEAL WITH ITEM 8 - DOCUMENTS FOR SEALING

CARRIED

DOCUMENTS FOR SEALING

LETTER UNDER SEAL - SENIOR SERGEANT PAUL MCBRIDE ITEM 1

MOVED CR STEANE, SECONDED CR SPEARS 56/18

THAT COUNCIL SIGNS AND SEALS THE LETTER UNDER SEAL FOR SENIOR SERGEANT PAUL MCBRIDE, RINGWOOD POLICE, IN RECOGNITION OF HIS SIGNIFICANT CONTRIBUTION TO THE MAROONDAH COMMUNITY, THROUGH EMERGENCY MANAGEMENT PLANNING AND COMMUNITY SAFETY FOR OVER 20 YEARS

CARRIED

LETTER UNDER SEAL - STAFF MILESTONES 2018 ITEM 2

MOVED CR GRAHAM, SECONDED CR P MACDONALD 57/18

THAT COUNCIL SIGNS AND SEALS:**1. THIRTY YEARS OF SERVICE GIVEN BY:**

LEEANNE DANCOCKS

JANE EGAN

ADRIAN SMITH

2. TWENTY YEARS OF SERVICE GIVEN BY:

DONNA ANDERSON

ANNE-MARIE (AMBER) FENTON

GRADIMIR KONSTANTINOVIC

3. TEN YEARS OF SERVICE GIVEN BY:**NATASHA ARCHIBALD****SALLY BACON****NANDA (PRASANNA) BALASOORIYA****STEPHEN BISHOP****SUSAN BOWDEN****DEBORAH CORLESS****CHARLOTTE DE KRETZER****TIMOTHY DICKINSON****ANITA DOENSEN****KAREN EAGLE****NICOLE FINKEMEYER****STEPHEN FULTON****PAUL GLOVER****SANDRA GRACE****NOELENE GREENE****GLENN GRIFFITHS****LYNETTE GRISS-FALLON****GENNINE LAMB****HELEN MCGEEHAN****PETER PAPANIKOLAOU****MARTIN POULTER****KRISTIN THOMSON****KATHLEEN (KATE) TRACCHI****DANIEL WARD****COLLEEN WATSON****KIM WATTS****CARRIED**

SUSPENSION OF STANDING ORDERS

MOVED CR SPEARS, SECONDED CR MARKS 58/18

THAT STANDING ORDERS BE SUSPENDED TO PRESENT A LETTER UNDER SEAL TO SENIOR SERGEANT PAUL MCBRIDE

CARRIED

Letter Under Seal presented by the Mayor, Cr Nora Lamont to Senior Sergeant Paul McBride.

RESUMPTION OF STANDING ORDERS

MOVED CR STEANE, SECONDED CR MARKS 59/18

THAT STANDING ORDERS BE RESUMED

CARRIED

PUBLIC QUESTION TIME

Nil

OFFICERS' REPORTS
DIRECTOR CORPORATE SERVICES

ATTENDANCE REPORT ITEM 1

MOVED CR SYMON, SECONDED CR MARKS 60/18

THAT COUNCIL RECEIVES AND NOTES THE REPORTS AS PRESENTED BY COUNCILLORS

CARRIED

Councillors who spoke to their reports – Cr Lamont, Symon, Steane, Spears, P Macdonald, Graham and Dib

Cr Nora Lamont (Mayor)

24/04	Advocacy Function – Liberal Federal & State Members of Parliament
25/04	Ringwood RSL ANZAC Dawn Service
01/05	Deakin Electorate with The Hon Michael Sukkar & Council Funding Announcement regarding Ringwood Athletics Club
01/05	Deakin Electorate with The Hon Michael Sukkar & Council Funding Announcement regarding Norwood Junior Football Club
03/05	Launch of 'Maroondah Hoarding & Squalor' Network Website
04/05	2018 'Off the Bench' Sport & Life Training (SALT) Function
06/05	Uambi Community Centre Open Day

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- 06/05 Ringwood Saints Baseball Club 50th Anniversary Event
 - 08/05 2018 BizWeek Event: Leadership Culture Change with Guest Speaker Mrs Susan Alberti – *'In a league of her own'*
 - 10/05 Media Event with CEO at North Ringwood Community House
 - 11/05 Interview with a student for school magazine article
 - 12/05 Exhibition Opening – *'Monuments to the Everyday'*
 - 16/05 Focus Magazine filming for Councillors at Realm
 - 17/05 Australian Citizenship Ceremony, Karralyka
 - 19/05 Aquinas Old Collegians Football Club Annual Club Luncheon

Cr Mike Symon (Deputy Mayor)

- 24/04 Advocacy Function – Liberal Federal & State Members of Parliament
- 24/04 *'Empowering Healthy Eating for Victorian Families and Children,'* event held at Municipal Association of Victoria (MAV)
- 25/04 Ringwood RSL ANZAC Dawn Service
- 26/04 Parking Master Class: *'Parking for Politicians'* held at Municipal Association of Victoria (MAV)
- 26/04 Funding Announcement by Mr Shaun Leane MP at Jubilee Park
- 27/04 Eastern Region Group of Councils (ERG) Meeting
- 01/05 Learning for a Sustainable Future – *'Student Leadership Program'*
- 01/05 Deakin Electorate with The Hon Michael Sukkar & Council Funding Announcement regarding Ringwood Athletics Club
- 01/05 Deakin Electorate with The Hon Michael Sukkar & Council Funding Announcement regarding Norwood Junior Football Club
- 02/05 Audit & Risk Advisory Committee Meeting
- 03/05 Launch of *'Maroondah Hoarding & Squalor'* Network website
- 06/05 Ringwood Saints Baseball Club 50th Anniversary Event
- 07/05 Australian Institute of Company Directors (AICD) – *'Safe Harbour Reforms'*
- 08/05 2018 BizWeek Event: Leadership Culture Change with Guest Speaker Mrs Susan Alberti – *'In a league of her own'*
- 08/05 University of the Third Age (U3A) Ringwood Annual General Meeting
- 09/05 Australian Institute of Company Directors (AICD) – *'The Changing Role of Audit Committees'*
- 09/05 Heatherdale Community Action Group Meeting
- 10/05 Australian Institute of Company Directors (AICD) Budget 2018 Update
- 10/05 Metropolitan Local Government Waste Forum
- 10/05 Australian Institute of Company Directors (AICD) Graduate Diploma Presentation
- 11/05 Eastern Region, Division 2 Victoria Police 2018 Medal Presentation
- 12/05 Launch of *'Soccer Tournament'* for Australia Chin Community
- 12/05 Exhibition Opening – *'Monuments to the Everyday'*
- 16/05 Focus Magazine filming for Councillors at Realm
- 17/05 Australian Citizenship Ceremony, Karralyka
- 18/05 Municipal Association of Victoria (MAV) State Council Meeting

Cr Rob Steane

- 24/04 Advocacy Function – Liberal Federal & State Members of Parliament
- 25/04 Croydon RSL ANZAC Dawn Service
- 26/04 Wyreena Ward Planning Consultation: 19 Pascoe Avenue, Croydon
- 08/05 Maroondah Business Group BizWeek Event at Sage Hotel, Ringwood
- 09/05 Wyreena Ward Planning Consultation: 16-18 Zealandia Rd East, Croydon Nth

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- 09/05 Wyreena Ward Planning Consultation: 9 Brenda Court, Croydon
 - 16/05 Focus Magazine filming for Councillors at Realm
 - 16/05 Hearing of Submissions – Adoption of Draft Council Plan 2017-2021 (2018/19 Update), Proposed Budget 2018/19 and Declaration of Rates 2018/19
 - 17/05 Australian Citizenship Ceremony, Karralyka

Cr Kylie Spears

- 24/04 Advocacy Function – Liberal Federal & State Members of Parliament
- 25/04 Croydon RSL ANZAC Dawn Service
- 26/04 Funding Announcement by Mr Shaun Leane MP at Jubilee Park
- 29/04 Cheong Park Special Committee Meeting
- 30/04 Glen Park Neighborhood House Week Meeting
- 01/05 Glen Park Community Centre Annual General Meeting
- 01/05 Deakin Electorate with The Hon Michael Sukkar & Council Funding Announcement regarding Ringwood Athletics Club
- 01/05 Deakin Electorate with The Hon Michael Sukkar & Council Funding Announcement regarding Norwood Junior Football Club
- 01/05 Film Premiere – Short Films *'Linking Eastern Pathways'* at Glen Park
- 03/05 Launch of *'Maroondah Hoarding & Squalor'* Network website
- 04/05 2018 *'Off the Bench'* Sport & Life Training (SALT) Function
- 07/05 Meeting with South Croydon Junior Football Club & Eastfield Cricket Club at Eastfield Park
- 07/05 Meeting with East Ringwood Traders Association
- 08/05 2018 BizWeek Event: Leadership Culture Change with Guest Speaker Mrs Susan Alberti – *'In a league of her own'*
- 08/05 Maroondah Business Group BizWeek Event at Sage Hotel, Ringwood
- 09/05 Heathmont Historical Society Meeting
- 09/05 Eastern Region Active Travel Forum
- 11/05 2018 BizWeek Women's Forum
- 11/05 Business Advisory Committee Meeting
- 11/05 Croydon City Arrows Meeting at Dorset Reserve
- 12/05 Heathmont Jets Junior Football Club – *'Pink Day Lunch'*
- 12/05 Exhibition Opening – *'Monuments to the Everyday'*
- 15/05 HE Parker Multipurpose Complex Meeting
- 16/05 Focus Magazine filming for Councillors at Realm
- 16/05 Hearing of Submissions – Adoption of Draft Council Plan 2017-2021 (2018/19 Update), Proposed Budget 2018/19 and Declaration of Rates 2018/19
- 17/05 Maroondah Disability Advisory Committee Meeting
- 18/05 Croydon RSL Function

Cr Paul Macdonald

- 24/04 Advocacy Function – Liberal Federal & State Members of Parliament
- 25/04 Croydon RSL ANZAC Dawn Service
- 26/04 Funding Announcement by Mr Shaun Leane MP at Jubilee Park
- 29/04 Cheong Park Special Committee Meeting
- 01/05 Eastern Transport Coalition: Hand out brochures: Fix the Belgrave & Lilydale Lines – Croydon Station
- 01/05 Film Premiere – Short Films *'Linking Eastern Pathways'* at Glen Park
- 01/05 Deakin Electorate with The Hon Michael Sukkar & Council Funding Announcement regarding Ringwood Athletics Club

01/05	Deakin Electorate with The Hon Michael Sukkar & Council Funding Announcement regarding Norwood Junior Football Club
03/05	Launch of Maroondah Hoarding & Squalor Network Website
04/05	2018 <i>'Off the Bench'</i> Sport & Life Training (SALT) Function
06/05	Uambi Centre Community Open Day
08/05	2018 BizWeek Event: Leadership Culture Change with Guest Speaker Mrs Susan Alberti – <i>'In a league of her own'</i>
09/05	Eastern Affordable Housing Alliance (EAHA) Strategic Work Planning Day
10/05	Eastern Community Legal Centre Annual Volunteers and Partnership Function <i>'Healing Justice'</i>
16/05	Focus Magazine filming for Councillors at Realm

Cr Marijke Graham

24/04	Advocacy Function – Liberal Federal & State Members of Parliament
25/04	Croydon RSL ANZAC Dawn Service
26/04	Wyreena Ward Planning consultation: 19 Pascoe Avenue, Croydon
02/05	City of Wellbeing Steering Committee Meeting
03/05	Eastern Alliance for Greenhouse Action (EAGA) Executive Committee Meeting
09/05	Wyreena Ward Public Consultation: 16-18 Zealandia Rd East, Croydon
09/05	Wyreena Ward Public Consultation: 9 Brenda Crt, Croydon
11/05	2018 BizWeek Women's Forum
11/05	Women Leading Change Forum
12/05	Exhibition Opening – <i>'Monuments to the Everyday'</i>
16/05	Focus Magazine filming for Councillors at Realm
17/05	Australian Citizenship Ceremony, Karralyka
21/05	Enlightened Development – <i>'An Australian First Symposium'</i>

REPORTS OF ASSEMBLY OF COUNCILLORS

ITEM 2

MOVED CR GRAHAM, SECONDED CR SPEARS

61/18

THAT COUNCIL RECEIVES AND NOTES THE PUBLIC RECORD OF THE ASSEMBLY OF COUNCILLORS BRIEFINGS HELD ON 23 APRIL 2018, 24 APRIL 2018 AND 7 MAY 2018

CARRIED

COUNCILLOR REPRESENTATION REPORTS

ITEM 3

MOVED CR STEANE, SECONDED CR MARKS

62/18

THAT COUNCIL RECEIVES AND NOTES MINUTES OF THE MAROONDAH COMMUNITY SAFETY COMMITTEE HELD ON 26 MARCH 2018

CARRIED

ADOPTION OF DRAFT COUNCIL PLAN 2017-2021 (2018/19 UPDATE),
PROPOSED BUDGET 2018/19 AND DECLARATION OF RATES 2018/19

ITEM 4

MOVED CR DIB, SECONDED CR SYMON

63/18

A. COUNCIL PLAN

THAT COUNCIL:

1. **ADOPTS THE COUNCIL PLAN 2017–2021 (2018/19 UPDATE)**
2. **FORWARDS A COPY OF THE COUNCIL PLAN TO THE MINISTER FOR LOCAL GOVERNMENT AS REQUIRED BY THE LOCAL GOVERNMENT ACT 1989**
3. **AUTHORISES OFFICERS TO ARRANGE FOR THE SUITABLE PUBLICATION AND DISTRIBUTION OF THE COUNCIL PLAN TO COMMUNITY GROUPS AND RELEVANT STAKEHOLDERS**

B. BUDGET

THAT COUNCIL DETERMINES:

1. BUDGET**1.1 THE SUBMISSIONS ON THE BUDGET BE NOTED****1.2 THE CHIEF EXECUTIVE OFFICER BE AUTHORISED TO WRITE TO EACH SUBMITTER IN ACCORDANCE WITH SECTION 223 (1)(E) OF THE LOCAL GOVERNMENT ACT 1989 ADVISING OF THE PURPORT OF THIS RECOMMENDATION AND THE REASONS FOR IT****1.3 THE BUDGET ANNEXED TO THIS RECOMMENDATION AND INITIALLED BY THE MAYOR FOR IDENTIFICATION ("THE BUDGET") BE ADOPTED BY COUNCIL****1.4 THE CHIEF EXECUTIVE OFFICER BE AUTHORISED TO GIVE PUBLIC NOTICE OF THIS DECISION TO ADOPT THE BUDGET, IN ACCORDANCE WITH SECTION 130(2) OF THE LOCAL GOVERNMENT ACT 1989****2. AMOUNT INTENDED TO BE RAISED****AN AMOUNT OF \$89,308,269 (OR SUCH OTHER AMOUNT AS IS LAWFULLY RAISED AS A CONSEQUENCE OF THIS RESOLUTION) BE DECLARED AS THE AMOUNT WHICH COUNCIL INTENDS TO RAISE BY GENERAL RATES AND THE ANNUAL SERVICE CHARGE (DESCRIBED LATER IN THIS RESOLUTION), WHICH AMOUNT IS CALCULATED AS FOLLOWS:****GENERAL RATES \$74,565,269****ANNUAL SERVICE CHARGE \$14,743,000****3. GENERAL RATES****3.1. A GENERAL RATE BE DECLARED IN RESPECT OF THE 2018/19 FINANCIAL YEAR**

3.2. IT BE FURTHER DECLARED THAT THE GENERAL RATE BE RAISED BY THE APPLICATION OF DIFFERENTIAL RATES

3.3. A DIFFERENTIAL RATE BE RESPECTIVELY DECLARED FOR RATEABLE LAND HAVING THE CHARACTERISTICS SPECIFIED BELOW, WHICH CHARACTERISTICS WILL FORM THE CRITERIA FOR EACH DIFFERENTIAL RATE SO DECLARED:

3.3.1. GENERAL LAND

ANY LAND WHICH DOES NOT HAVE THE CHARACTERISTICS OF DERELICT, COMMERCIAL, INDUSTRIAL, OR VACANT LAND

3.3.2. DERELICT LAND

DERELICT LAND IS ANY LAND IN RESPECT OF WHICH:

- (a) A NOTICE TO COMPLY HAS BEEN SERVED ON THE OWNER OR OCCUPIER OF THE LAND IN RESPECT OF ANY BREACH OF:
 - (i) CLAUSE 31 (CONDITION OF LAND);**
 - (ii) CLAUSE 32 (VACANT BUILDINGS); OR**
 - (iii) CLAUSE 34 (STORAGE, VEHICLES AND MACHINERY)****OF COUNCIL LOCAL LAW NO. 11; AND****
- (b) THE TIME SPECIFIED IN THE NOTICE TO COMPLY HAS EXPIRED; AND**
- (c) THE REQUIREMENTS OF THE NOTICE TO COMPLY HAVE NOT BEEN COMPLIED WITH OR OTHERWISE SATISFIED (EITHER BEFORE OR AFTER THE TIME SPECIFIED IN THE NOTICE).**

3.3.3. COMMERCIAL LAND

COMMERCIAL LAND IS ANY LAND THAT DOES NOT HAVE THE CHARACTERISTICS OF DERELICT, INDUSTRIAL OR VACANT LAND, AND WHICH IS USED, DESIGNED OR ADAPTED TO BE USED PRIMARILY FOR THE SALE OF GOODS OR SERVICES OR OTHER COMMERCIAL PURPOSES.

3.3.4. INDUSTRIAL LAND

INDUSTRIAL LAND IS ANY LAND THAT DOES NOT HAVE THE CHARACTERISTICS OF DERELICT, COMMERCIAL OR VACANT LAND, THAT IS USED, DESIGNED OR ADAPTED TO BE USED PRIMARILY FOR INDUSTRIAL PURPOSES.

3.3.5. VACANT LAND

ANY LAND ON WHICH THERE IS NO BUILDING WHICH IS OCCUPIED OR ADAPTED FOR OCCUPATION AND THAT IS NOT GENERAL, DERELICT, COMMERCIAL OR INDUSTRIAL LAND.

- 3.4. EACH DIFFERENTIAL RATE WILL BE DETERMINED BY MULTIPLYING THE CAPITAL IMPROVED VALUE OF EACH RATEABLE LAND (CATEGORISED BY THE CHARACTERISTICS DESCRIBED IN PARAGRAPH 3.3 OF THIS RESOLUTION) BY THE RELEVANT PERCENTAGES INDICATED IN THE FOLLOWING TABLE:

Category	Rate in the Dollar
Derelict Land	0.571602 cents in the dollar of Capital Improved Value
Commercial Land	0.228641 cents in the dollar of Capital Improved Value
Industrial Land	0.228641 cents in the dollar of Capital Improved Value
Vacant Land	0.285801 cents in the dollar of Capital Improved Value
Other Land	0.190534 cents in the dollar of Capital Improved Value

- 3.5. IT BE RECORDED THAT COUNCIL CONSIDERS THAT EACH DIFFERENTIAL RATE WILL CONTRIBUTE TO THE EQUITABLE AND EFFICIENT CARRYING OUT OF COUNCIL FUNCTIONS, AND THAT

- 3.5.1. THE RESPECTIVE OBJECTIVES OF EACH DIFFERENTIAL RATE;
- 3.5.2. THE RESPECTIVE TYPES OR CLASSES OF LAND WHICH ARE SUBJECT TO EACH DIFFERENTIAL RATE;
- 3.5.3. THE RESPECTIVE USES AND LEVELS OF EACH DIFFERENTIAL RATE IN RELATION TO THOSE RESPECTIVE TYPES OR CLASSES OF LAND; AND
- 3.5.4. THE RELEVANT
- (A) USES OF;
 - (B) GEOGRAPHICAL LOCATIONS OF;
 - (C) PLANNING SCHEME ZONINGS OF; AND
 - (D) TYPES OF BUILDINGS ON

BE THOSE SPECIFIED IN THE BUDGET ANNEXED TO THIS RECOMMENDATION, AS SET IN THE NOTES TO THE FINANCIAL STATEMENTS.

3.6. IT BE CONFIRMED THAT NO AMOUNT IS FIXED AS THE MINIMUM AMOUNT PAYABLE BY WAY OF GENERAL RATE IN RESPECT OF EACH RATEABLE LAND WITHIN THE MUNICIPAL DISTRICT

3.7. IN ACCORDANCE WITH SECTION 4 (4) OF THE CULTURAL AND RECREATIONAL LANDS ACT 1963, THE AMOUNTS IN LIEU OF RATES PAYABLE IN RESPECT OF EACH RATEABLE LAND TO WHICH THAT ACT APPLIES BE THE AMOUNTS RESPECTIVELY SET OUT BELOW:

Land	\$
Heathmont Club Inc.	5,455.45
Bayswater North Tennis Club	1,504.70
Eastwood Golf Club	11,604.45
TOTAL	18,564.60

4. ANNUAL SERVICE CHARGE

4.1. AN ANNUAL SERVICE CHARGE BE DECLARED IN RESPECT OF THE 2018/19 FINANCIAL YEAR

4.2. THE ANNUAL SERVICE CHARGE BE DECLARED FOR THE COLLECTION AND DISPOSAL OF REFUSE

4.3. THE ANNUAL SERVICE CHARGE BE IN THE SUM OF, AND BE BASED ON, THE CRITERIA SPECIFIED BELOW:

4.3.1. ANY LAND WITHIN COUNCIL'S MUNICIPAL DISTRICT WHICH IS USED PRIMARILY FOR RESIDENTIAL PURPOSES WHERE A KERBSIDE COLLECTION IS DEEMED POSSIBLE BY COUNCIL:

\$270.00 PER SERVICE FOR EACH LAND, WHERE THE SERVICE IS FOR AN 80-LITRE BIN

\$324.00 PER SERVICE FOR EACH LAND, WHERE THE SERVICE IS FOR A 120-LITRE BIN

\$344.00 FOR EACH SECOND AND SUBSEQUENT BIN SUPPLIED IN RESPECT OF THE LAND

4.3.2. ANY LAND WITHIN COUNCIL'S MUNICIPAL DISTRICT WHICH IS USED PRIMARILY FOR RESIDENTIAL PURPOSES WHERE THE KERBSIDE COLLECTION IS DEEMED POSSIBLE BY COUNCIL:

\$210.00 PER SERVICE FOR EACH LAND, WHERE THE SERVICE OF A SECOND RESIDENTIAL PUTRESCIBLE BIN IS REQUESTED BY THE OWNER OF THE LAND (OR THE AGENT OF THE OWNER) AND IS FOR COLLECTION AND DISPOSAL OF THE CONTENTS OF A 120 LITRE BIN ONLY AT THE FREQUENCY OF ONCE PER WEEK

\$210.00 PER SERVICE FOR EACH LAND, WHERE THE SERVICE OF A SECOND GARDEN ORGANICS BIN ONLY IS REQUESTED

BY THE OWNER OF THE LAND (OR THE AGENT OF THE OWNER) AND IS FOR COLLECTION AND DISPOSAL OF THE CONTENTS OF A 240 LITRE BIN AT THE FREQUENCY OF ONCE PER FORTNIGHT

- 4.3.3. ANY LAND WITHIN COUNCIL'S MUNICIPAL DISTRICT WHICH IS USED PRIMARILY FOR COMMERCIAL PURPOSES:

\$590.00 (INCLUDING GST) PER SERVICE FOR EACH LAND, WHERE THE SERVICE IS REQUESTED BY THE OWNER OF THE LAND (OR THE AGENT OF THE OWNER) AND IS FOR COLLECTION AND DISPOSAL OF THE CONTENTS OF A 240 LITRE BIN AT THE FREQUENCY OF ONCE PER WEEK

\$1,280.00 (INCLUDING GST) PER SERVICE FOR EACH LAND, WHERE THE SERVICE IS REQUESTED BY THE OWNER OF THE LAND (OR THE AGENT OF THE OWNER) AND IS FOR COLLECTION AND DISPOSAL OF THE CONTENTS OF A 240 LITRE BIN AT THE FREQUENCY OF THREE TIMES PER WEEK

- 4.3.4. ANY LAND WITHIN COUNCIL'S MUNICIPAL DISTRICT WHICH IS USED PRIMARILY FOR INDUSTRIAL PURPOSES:

\$260.00 (INCLUDING GST) PER SERVICE FOR EACH LAND, WHERE THE SERVICE IS REQUESTED BY THE OWNER OF THE LAND (OR THE AGENT OF THAT OWNER) AND IS FOR COLLECTION AND DISPOSAL OF THE CONTENTS OF AN 80 LITRE BIN

\$310.00 (INCLUDING GST) PER SERVICE FOR EACH LAND, WHERE THE SERVICE IS REQUESTED BY THE OWNER OF THE LAND (OR THE AGENT OF THAT OWNER) AND IS FOR COLLECTION AND DISPOSAL OF THE CONTENTS OF A 120 LITRE BIN

- 4.3.5. ANY LAND WITHIN COUNCIL'S MUNICIPAL DISTRICT WHICH IS USED PRIMARILY FOR OTHER THAN RESIDENTIAL PURPOSES AND HAS AN EXISTING COMMERCIAL SERVICE OR IS A NOT FOR PROFIT ORGANISATION:

\$130.00 (INCLUDING GST) PER EACH 240 LITRE RECYCLING BIN, WHERE THE SERVICE IS REQUESTED BY THE OWNER OF THE LAND (OR THE AGENT OF THE OWNER) AND IS FOR COLLECTION AND RECYCLING OF THE BIN AT THE FREQUENCY OF ONCE PER FORTNIGHT

- 4.3.6. ANY LAND WITHIN COUNCIL'S MUNICIPAL DISTRICT WHICH IS USED PRIMARILY FOR COMMERCIAL AND INDUSTRIAL PURPOSES WHERE THE KERBSIDE COLLECTION IS DEEMED PRACTICABLE BY COUNCIL:

\$200.00 (INCLUDING GST) PER SERVICE FOR EACH LAND, WHERE THE SERVICE OF A GARDEN ORGANICS BIN IS REQUESTED BY THE OWNER OF THE LAND (OR THE AGENT OF THE OWNER) AND IS FOR COLLECTION AND DISPOSAL OF THE CONTENTS OF A 240 LITRE BIN AT THE FREQUENCY OF

ONCE PER FORTNIGHT**5. INCENTIVES**

NO INCENTIVE BE DECLARED FOR EARLY PAYMENT OF THE GENERAL RATES AND ANNUAL SERVICE CHARGE PREVIOUSLY DECLARED

6. EXTRA INSTALMENT OPTIONS

IN ACCORDANCE WITH SECTION 167 OF THE LOCAL GOVERNMENT ACT 1989, PAYMENT OF RATES AND CHARGES CAN BE MADE IN

- **ONE (1) ANNUAL PAYMENT (DUE 15 FEBRUARY 2019),**
- **FOUR (4) INSTALMENT PAYMENTS (DUE 30 SEPTEMBER 2018, 30 NOVEMBER 2018, 28 FEBRUARY 2019 AND 31 MAY 2019),**
- **OR BY NINE (9) MONTHLY (DIRECT DEBIT ONLY) INSTALMENTS (DUE 30 SEPTEMBER 2018, 31 OCTOBER 2018, 30 NOVEMBER 2018, 31 DECEMBER 2018, 31 JANUARY 2019, 28 FEBRUARY 2019, 31 MARCH 2019, 30 APRIL 2019 AND 31 MAY 2019).**

DUE DATES THAT FALL ON A WEEKEND OR PUBLIC HOLIDAY WILL BE DUE ON THE NEXT BUSINESS DAY

7. CONSEQUENTIAL

7.1. IT BE RECORDED THAT COUNCIL REQUIRES ANY PERSON TO PAY INTEREST ON ANY AMOUNT OF RATES AND CHARGES WHICH:

7.1.1. THAT PERSON IS LIABLE TO PAY; AND

7.1.2. HAVE NOT BEEN PAID BY THE DATE SPECIFIED FOR THEIR PAYMENT

7.2. THE CHIEF EXECUTIVE OFFICER BE AUTHORISED TO LEVY AND RECOVER THE GENERAL RATES AND ANNUAL SERVICE CHARGE IN ACCORDANCE WITH THE LOCAL GOVERNMENT ACT 1989

CARRIED

Councillors who spoke to the motion – Cr Steane, Dib, Spears, P Macdonald and Symon

FINANCIAL REPORT: NINE MONTHS ENDING 31 MARCH 2018

ITEM 5

MOVED CR SYMON, SECONDED CR MARKS

64/18

THAT COUNCIL RECEIVES AND NOTES THE REPORT ON THE FINANCIAL PERFORMANCE AGAINST BUDGET FOR THE NINE MONTHS ENDING 31 MARCH 2018.

CARRIED

AUDIT & RISK ADVISORY COMMITTEE REPORT ITEM 6

MOVED CR P MACDONALD, SECONDED CR SYMON 65/18

THAT COUNCIL RECEIVES AND NOTES THE REPORT FROM THE AUDIT & RISK ADVISORY COMMITTEE MEETING HELD ON WEDNESDAY 2 MAY 2018

CARRIED

DIRECTOR OPERATIONS, ASSETS & LEISURE

CHEONG PARK SPECIAL COMMITTEE OF COUNCIL - REVOKING OF INSTRUMENT OF DELEGATION ITEM 1

MOVED CR SPEARS, SECONDED CR P MACDONALD 66/18

THAT COUNCIL REVOKES THE EXISTING DEED OF DELEGATION WHICH WAS EXECUTED BY COUNCIL UNDER THE PROVISION OF SECTION 86 OF THE LOCAL GOVERNMENT ACT 1989, WHICH ESTABLISHED THE CHEONG PARK SPECIAL COMMITTEE OF COUNCIL, EFFECTIVE FROM 30 JUNE 2018

CARRIED

CAPITAL WORKS REPORT: THIRD QUARTER 2017/2018 ITEM 2

MOVED CR STEANE, SECONDED CR P MACDONALD 67/18

THAT COUNCIL RECEIVES AND NOTES THE REPORT ON THE PROGRESS AND STATUS OF CAPITAL WORKS PROJECTS FOR THE PERIOD 1 JULY TO 31 MARCH 2018

CARRIED

Cr Steane declared a Conflict of Interest earlier in the meeting and left the Council Chamber at 8:20pm, prior to the consideration of Item 1, Director Strategy & Community.

DIRECTOR STRATEGY & COMMUNITY

RINGWOOD EAST SHOPPING CENTRE - PROPOSE TO DECLARE A SPECIAL RATE SCHEME ITEM 1

MOVED CR SPEARS, SECONDED CR DIB 68/18

THAT

- 1. COUNCIL RECEIVES AND NOTES THE PETITION CONTAINING 43 SIGNATURES PRESENTED ON BEHALF OF THE RINGWOOD EAST TRADERS ASSOCIATION REQUESTING A SPECIAL RATE SCHEME FOR THE RINGWOOD EAST SHOPPING CENTRE**

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- 2. COUNCIL RESOLVES TO GIVE NOTICE OF ITS INTENTION TO DECLARE A SPECIAL RATE AND CHARGE IN ACCORDANCE WITH SECTION 163 OF THE LOCAL GOVERNMENT ACT 1989 (“THE ACT”) AS FOLLOWS (“THE PROPOSED DECLARATION”):**
- i. A SPECIAL RATE IS DECLARED FOR THE PERIOD COMMENCING ON THE DAY ON WHICH COUNCIL ISSUES A NOTICE LEVYING PAYMENT OF THE SPECIAL RATE AND CONCLUDING ON THE FIFTH ANNIVERSARY OF THAT DAY.**
 - ii. THE SPECIAL RATE BE DECLARED FOR THE PURPOSE OF DEFRAYING EXPENSES IN RELATION TO THE PROMOTION, ADVERTISING, MARKETING AND DEVELOPMENT OF BUSINESSES WITHIN THE RINGWOOD EAST SHOPPING CENTRE WHICH PROJECT:**
 - COUNCIL CONSIDERS IS OR WILL BE OF SPECIAL BENEFIT TO THOSE PERSONS REQUIRED TO PAY THE SPECIAL RATE (AND WHO ARE DESCRIBED IN SUCCEEDING PARTS OF THIS RESOLUTION); AND**
 - ARISES OUT OF COUNCIL’S FUNCTION OF PLANNING FOR AND PROVIDING SERVICES AND FACILITIES FOR THE LOCAL COMMUNITY AND THE ENCOURAGEMENT OF COMMERCE.**
 - iii. THE TOTAL**
 - COST OF PERFORMING THE FUNCTION DESCRIBED IN PART 2ii OF THIS RESOLUTION BE RECORDED AS \$24,820.97; AND**
 - AMOUNT FOR THE SPECIAL RATE TO BE LEVIED BE RECORDED AS \$24,820.97 OR SUCH OTHER AMOUNT AS IS LAWFULLY LEVIED AS A CONSEQUENCE OF THIS RESOLUTION.**
 - iv. THE FOLLOWING BE SPECIFIED AS THE AREA FOR WHICH THE SPECIAL RATE IS SO DECLARED:**

THE AREA WITHIN COUNCIL’S MUNICIPAL DISTRICT THAT IS HIGHLIGHTED (IN YELLOW) IN THE PLAN ATTACHED TO THIS RESOLUTION AS ATTACHMENT #1 (“THE AREA”).
 - v. THE FOLLOWING BE SPECIFIED AS THE LAND IN RELATION TO WHICH THE SPECIAL RATE IS SO DECLARED:**

ALL LAND WITHIN THE AREA PRIMARILY USED OR ADAPTED OR DESIGNED TO BE USED FOR COMMERCIAL PURPOSES.
 - vi. THE FOLLOWING BE SPECIFIED AS THE CRITERIA WHICH FORMS THE BASIS OF THE SPECIAL RATE SO DECLARED:**

OWNERSHIP OF ANY LAND DESCRIBED IN PART 2(v) OF THIS RESOLUTION.
 - vii. THE FOLLOWING BE SPECIFIED AS THE MANNER IN WHICH THE SPECIAL RATE SO DECLARED WILL BE ASSESSED AND LEVIED:**
 - A SPECIAL RATE PER PROPERTY BASED ON .000873209 CENTS IN**

THE DOLLAR OF THE CAPITAL IMPROVED VALUE OF THE RATED PROPERTY.

- viii. **HAVING REGARD TO THE PRECEDING PARTS OF THIS RESOLUTION BUT SUBJECT TO SECTION 166(1) OF THE ACT, IT BE RECORDED THAT THE OWNERS OF THE LAND DESCRIBED IN PART 2(v) OF THIS RESOLUTION WILL, SUBJECT TO FURTHER RESOLUTION OF COUNCIL, PAY THE SPECIAL RATE IN THE AMOUNTS SET OUT IN THE TABLE ATTACHED TO THIS RESOLUTION AS ATTACHMENT #2 IN THE FOLLOWING MANNER:**

PAYMENT ANNUALLY BY A LUMP SUM ON OR BEFORE:

- **ONE MONTH FOLLOWING THE ISSUE BY COUNCIL OF A NOTICE LEVYING PAYMENT UNDER S 163(4) OF THE ACT OR ONE MONTH AFTER THE DATE OF ANY DETERMINATION BY THE VICTORIAN CIVIL AND ADMINISTRATIVE APPEALS TRIBUNAL FOLLOWING THE HEARING OF ANY APPLICATION FOR REVIEW UNDER SECTION 185 OF THE ACT, WHICHEVER DAY LAST OCCURS; OR**
 - **PAYMENT ANNUALLY BY FOUR INSTALMENTS TO BE PAID BY THE DATES WHICH ARE FIXED BY THE COUNCIL IN THE NOTICE LEVYING PAYMENT UNDER S 163(4) OF THE ACT.**
- ix. **COUNCIL WILL, SUBJECT TO THE ACT, REQUIRE A PERSON TO PAY INTEREST ON ANY SPECIAL RATE WHICH THAT PERSON IS LIABLE TO PAY AND HAS NOT BEEN PAID BY THE DATE SPECIFIED FOR ITS PAYMENT.**
- x. **COUNCIL CONSIDERS THAT THERE WILL BE A SPECIAL BENEFIT TO THE PERSONS REQUIRED TO PAY THE SPECIAL RATE BECAUSE THERE WILL BE A BENEFIT TO THOSE PERSONS THAT IS OVER AND ABOVE, OR GREATER THAN, THE BENEFIT THAT IS AVAILABLE TO PERSONS WHO ARE NOT SUBJECT TO THE PROPOSED SPECIAL RATE, DIRECTLY AND INDIRECTLY, AS A RESULT OF THE EXPENDITURE PROPOSED BY THE SPECIAL RATE, IN THAT THE:**
- **VIABILITY OF THE PRECINCT AS A BUSINESS, COMMERCIAL, RETAIL AND PROFESSIONAL AREA; AND**
 - **VALUE AND USE, OCCUPATION AND ENJOYMENT OF THE PROPERTIES INCLUDED IN THE SCHEME,**

WILL BE MAINTAINED AND ENHANCED THROUGH INCREASED ECONOMIC ACTIVITY.

- xi. **COUNCIL FURTHER CONSIDERS, AND FORMALLY DETERMINES FOR THE PURPOSES OF SECTIONS 163(2)(A), (2A) AND (2B) OF THE ACT, THAT THE ESTIMATED PROPORTION OF THE TOTAL BENEFITS OF THE SCHEME TO WHICH THE PERFORMANCE OF THE FUNCTION OR THE EXERCISE OF THE POWER RELATES (INCLUDING ALL SPECIAL BENEFITS AND COMMUNITY BENEFITS) THAT WILL ACCRUE AS SPECIAL BENEFITS TO ALL OF THE PERSONS WHO ARE LIABLE TO PAY THE SPECIAL RATE IS IN A RATIO OF 1:1 (OR 100%). THIS IS ON THE BASIS THAT, IN THE OPINION OF COUNCIL, THE COMMUNITY BENEFIT IS NIL BECAUSE EXPENDITURE OF THE PROPOSED SPECIAL RATE IS RELATED TO MARKETING, PROMOTION, ADVERTISING AND BUSINESS**

DEVELOPMENT RELATED AND WILL ACCORDINGLY ONLY BENEFIT THE OWNERS AND OCCUPIERS OF THOSE PROPERTIES INCLUDED IN THE SCHEME THAT ARE PRIMARILY USED OR ADAPTED OR DESIGNED TO BE USED FOR COMMERCIAL PURPOSES.

- xii. THE SPECIAL RATE SO DECLARED WILL REQUIRE THE PREPARATION OF A FUNDING AGREEMENT BETWEEN COUNCIL AND THE RINGWOOD EAST TRADERS ASSOCIATION TO FORMALISE THE ADMINISTRATIVE OPERATIONS OF THE SPECIAL RATE, SUCH AGREEMENT BEING TO ENSURE THAT AT ALL TIMES, AND AS A PRECONDITION TO THE PAYMENT OF ANY FUNDS BY COUNCIL TO THE RINGWOOD EAST TRADERS ASSOCIATION, COUNCIL IS, AND REMAINS, LEGALLY RESPONSIBLE FOR APPROVING, DIRECTING AND CONTROLLING THE EXPENDITURE OF THE PROCEEDS OF THE SPECIAL RATE IN ACCORDANCE WITH ITS OBLIGATIONS UNDER THE ACT TO DO SO.**
- 3. ANY SUBMISSIONS MADE UNDER SECTION 223 OF THE ACT BE CONSIDERED BY A COMMITTEE OF COUNCIL, CONSISTING OF THREE COUNCILLORS - P MACDONALD, DIB AND SPEARS ON A DATE TO BE DETERMINED**
 - i. THE DIRECTOR STRATEGY AND COMMUNITY 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. AND ANY OBJECTIONS MADE UNDER SECTION 163B OF THE ACT AND THE PROPOSED DECLARATION BE CONSIDERED BY COUNCIL AT ITS ORDINARY MEETING TO BE HELD ON 17 SEPTEMBER 2018 AND SUCH TO INCLUDE ANY OUTCOMES FROM THE COMMITTEE OF COUNCIL AS REFERRED TO IN 3 ABOVE**
 - 5. COUNCIL'S CHIEF EXECUTIVE OFFICER BE AUTHORISED TO GIVE PUBLIC NOTICE OF THE PROPOSED DECLARATION IN ACCORDANCE WITH SECTIONS 163 (1A) AND (1B) AND 163B(3) OF THE ACT AND SEND A COPY OF THE PUBLIC NOTICE TO EACH PERSON WHO WILL BE LIABLE TO PAY THE SPECIAL RATE IF IT IS DECLARED IN ACCORDANCE WITH SECTION 163(1C) OF THE ACT**

CARRIED

Cr Steane returned to the Council Chamber at 8:23pm following the consideration of Item 1, Director Strategy & Community.

PETITION - RYLAND AVENUE SHOPPING CENTRE CAR PARK ITEM 2

MOVED CR GRAHAM, SECONDED CR STEANE 69/18

THAT COUNCIL

1. **RECEIVES AND NOTES THE PETITION CONTAINING 179 SIGNATURES PRESENTED ON BEHALF OF THE RYLAND AVENUE TRADERS REQUESTING ADDITIONAL CAR PARKING AT THE CENTRE AND CONSIDERATION BY COUNCIL TO PRIORITISE THE REDEVELOPMENT OF THE CENTRE IN LIGHT OF THE REQUEST FOR MORE PARKING**
2. **OFFICERS PREPARE A REPORT ON THE MATTERS RAISED IN THE PETITION FOR CONSIDERATION AT A FUTURE MEETING OF COUNCIL**
3. **ADVISES THE LEAD PETITIONER ACCORDINGLY**

CARRIED

Councillors who spoke to the motion – Cr Graham

COUNCIL PLAN 2017-2021 (YEAR 1: 2017/18) - PROGRESS REPORT
AS AT 31 MARCH 2018 ITEM 3

MOVED CR SYMON, SECONDED CR MARKS 70/18

**THAT COUNCIL NOTES THE PROGRESS MADE TOWARDS THE DELIVERY OF
COUNCIL PLAN 2017/18 PRIORITY ACTIONS**

CARRIED

LOCAL GOVERNMENT PERFORMANCE REPORTING FRAMEWORK - QUARTER 3
RESULTS 2017/18 ITEM 4

MOVED CR P MACDONALD, SECONDED CR SPEARS 71/18

**THAT COUNCIL NOTES THE REPORT ON LOCAL GOVERNMENT PERFORMANCE
REPORTING FRAMEWORK SERVICE PERFORMANCE INDICATORS FOR THE FIRST
NINE MONTHS OF THE 2017/18 FINANCIAL YEAR**

CARRIED

DOCUMENTS FOR SEALING

This Item was dealt with earlier in the evening.

MOTIONS TO REVIEW

Nil

LATE ITEMS

Nil

REQUESTS / LEAVE OF ABSENCE**LEAVE OF ABSENCE**

Cr Dib requested Leave of Absence for the 25 June 2018 Council Meeting.

MOVED CR SYMON, SECONDED CR MARKS

72/18

THAT COUNCILLOR DIB BE GRANTED LEAVE OF ABSENCE FROM THE 25 JUNE COUNCIL MEETING.

CARRIED

IN CAMERA

MOVED CR DIB, SECONDED CR STEANE

73/18

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 OPERATIONS, ASSETS & LEISURE

TENDER EVALUATION REPORT - CONTRACT 20853 CONSTRUCTION OF CROYDON TOWN SQUARE

ITEM 1

THAT 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 2106/0634 RETAIL
ELECTRICITY, NATURAL GAS & ASSOCIATED SERVICES (THROUGH
PROCUREMENT AUSTRALIA)*

ITEM 2

*THAT 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 20887 CROYDON PAVILION
REDEVELOPMENT*

ITEM 3

*THAT 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 8:29pm.

Confirmed

Date