



MINUTES

COUNCIL MEETING

MAROONDAH CITY COUNCIL

MONDAY

17 SEPTEMBER 2018

UNCONFIRMED MINUTES

It should be noted that these minutes are not in their final form until Council has formally resolved to confirm them.

These minutes will be presented to Council for confirmation on 29 October 2018.

Minutes of the Council Meeting held in the Council Chamber, Braeside Avenue, Ringwood, on Monday 17 September 2018 at 7:30pm.

PRESENT

Cr Nora Lamont (Mayor)	Mullum Ward
Cr Mike Symon (Deputy Mayor)	Mullum Ward
Cr Kylie Spears	Arrabri Ward
Cr Tony Dib, JP	Arrabri Ward
Cr Paul Macdonald	Arrabri Ward
Cr Marijke Graham	Wyreena Ward
Cr Tasa Damante	Wyreena Ward
Steve Kozlowski	Chief Executive Officer
Dale Muir	Acting Director Corporate Services
Phil Turner	Director Strategy & Community
Adam Todorov	Director Operations, Assets & Leisure
Andrew Fuaux	Director Development & Amenity
Stephen Onans	Team Leader Governance

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 Pastor William Wyatt, Infinity Church.

The Acknowledgement of Country was read by the Mayor.

APOLOGIES

Cr Samantha Mazzuchelli	Mullum Ward
Cr Rob Steane	Wyreena Ward (Leave of Absence)
Marianne Di Giallonardo	Acting Director Corporate Services

DECLARATION OF INTERESTS

Nil

CONFIRMATION OF MINUTES

MOVED CR DIB, SECONDED CR SYMON

138/18

THAT THE MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON MONDAY, 27 AUGUST 2018 BE CONFIRMED.

CARRIED

PUBLIC QUESTION TIME

Nil

OFFICERS' REPORTS**DIRECTOR CORPORATE SERVICES**

ATTENDANCE REPORT	ITEM 1
MOVED CR GRAHAM, SECONDED CR MACDONALD	139/18

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

Councillors who spoke to their reports - Crs Lamont, Symon, Spears, Macdonald, Graham, Dib and Damante

Cr Nora Lamont (Mayor)

30/08	Guest Speaker at Committee of Economic Development of Australia (CEDA) <i>'Mayors Panel Event'</i>
30/08	Production at Melba College
31/08	Croydon Town Square <i>'Sod Turning'</i> Event
31/08	Marlborough Primary School student visit to Council, Council Chamber
31/08	Guest Speaker at Evergreens (Holy Spirit Parish)
31/08	Eastern Regional Groups (ERG) Mayors, Councillor Rep & CEO's Meeting
03/09	Australian Local Government Women's Association (ALGWA) Conference Media Event
08/09	Guest Speaker at the Australia Chin Community (ACC) Cup
15/09	Ringwood Croquet Club Official Opening Day for Season 2018/19
16/09	Performance by Maroondah Symphony Orchestra

Cr Mike Symon (Deputy Mayor)

29/08	Meals on Wheels Media Event
29/08	Arts Advisory Committee Meeting
29/08	Heatherdale Community Action Group Safety & Security Community Forum
30/08	Guest Speaker at Committee of Economic Development of Australia (CEDA) <i>'Mayors Panel Event'</i>
31/08	Croydon Town Square <i>'Sod Turning'</i> Event
31/08	Eastern Regional Groups (ERG) Mayors, Councillor Rep & CEO's Meeting
05/09	Maroondah City Council Audit & Risk Advisory Committee Meeting
05/09	Summer Sporting Club Forum
06/09	Eastern FM Radio Broadcast
07/09	Ringwood Spiders 2018 Trophy Presentation Evening
08/09	Croydon South Community Day
10/09	Planning Consultation: 93 Wantirna Road, Ringwood
12/09	Heatherdale Community Action Group Meeting

- 13/09 Meeting with Heatherdale Community Action Group (HCAG) regarding disability drop off areas
- 17/09 Site Visit and Media Event at HE Parker Multi Sports Complex

Cr Rob Steane

- 28/08 Maroondah Business Advisory Committee Meeting
- 29/08 Meals on Wheels Media Event
- 30/08 Silcock Reserve (Soccer & Cricket) Meeting
- 31/08 Croydon Town Square 'Sod Turning' Event
- 31/08 Meeting at the Bendigo Bank, Ringwood East

Cr Kylie Spears

- 28/08 Maroondah Business Advisory Committee Meeting
- 29/08 Arts Advisory Committee Meeting
- 31/08 Croydon Town Square 'Sod Turning' Event
- 31/08 Marlborough Primary School student visit to Council, Council Chamber
- 31/08 The Hon David Hodgett MP, 'Lunch Club'
- 03/09 Australian Local Government Women's Association (ALGWA) Conference
Media Event
- 05/09 Summer Sporting Club Forum
- 08/09 Croydon South Community Day, Eastfield Shops
- 11/09 Maroondah Business Networking Function
- 13/09 Maroondah Disability Advisory Committee Meeting
- 17/09 Site Visit and Media Event at HE Parker Multi Sports Complex

Cr Paul Macdonald

- 28/08 Maroondah Environment Advisory Committee Meeting
- 29/08 Meals on Wheels Media Event
- 29/08 South Croydon Football Club Training & Function
- 30/08 Function in Port Melbourne
- 30/08 Eastern Affordable Housing Alliance (EAHA) Executive Meeting
- 31/08 Croydon Town Square 'Sod Turning' Event
- 31/08 South Croydon Football Club Presentation Night
- 07/09 Visit to Bedford Park Community Garden
- 08/09 Croydon South Community Day, Eastfield Shops
- 17/09 Site Visit and Media Event at HE Parker Multi Sports Complex

Cr Marijke Graham

- 28/08 Maroondah Environment Advisory Committee Meeting
- 29/08 Arts Advisory Committee Meeting
- 30/08 Silcock Reserve Soccer & Football club Meeting
- 31/08 Croydon Town Square 'Sod Turning' Event
- 03/09 Australian Local Government Women's Association (ALGWA) Conference
Media Event
- 05/09 City of Wellbeing Steering Committee Meeting
- 11/09 Maroondah Partners in Community Wellbeing Committee Meeting

11/09 Maroondah Business Networking Function
17/09 Site Visit and Media Event at HE Parker Multi Sports Complex

Cr Tony Dib

29/08 Meals on Wheels Media Event
08/09 Croydon South Community Day, Eastfield Shops
13/09 Maroondah Disability Advisory Committee Meeting
17/09 Site Visit and Media Event at HE Parker Multi Sports Complex

Cr Tasa Damante

30/08 Silcock Reserve (Soccer & Cricket) Meeting
31/08 Croydon Town Square 'Sod Turning' Event
03/09 Australian Local Government Women's Association (ALGWA) Conference
Media Event
15/09 Brentwood Park Kindergarten Art Show
15/09 Ringwood City Soccer Club Junior Presentation

REPORTS OF ASSEMBLY OF COUNCILLORS ITEM 2

MOVED CR SYMON, SECONDED CR SPEARS 140/18

THAT COUNCIL RECEIVES AND NOTES THE PUBLIC RECORD OF THE ASSEMBLY OF COUNCILLORS BRIEFINGS HELD ON 27 AUGUST 2018 AND 3 SEPTEMBER 2018

CARRIED

MUNICIPAL ASSOCIATION OF VICTORIA STATE COUNCIL MEETING
- MOTIONS ITEM 3

MOVED CR SYMON, SECONDED CR GRAHAM 141/18

THAT COUNCIL SUBMITS THE FOLLOWING MOTION FOR CONSIDERATION AND DEBATE AT THE MUNICIPAL ASSOCIATION OF VICTORIA STATE COUNCIL MEETING TO BE HELD ON 19 OCTOBER 2018:

Motion:

CARPARKING ISSUE ARISING FROM AMENDMENT VC148 AS PART OF THE VICTORIAN GOVERNMENT'S SMART PLANNING PROGRAM

THAT THE MUNICIPAL ASSOCIATION OF VICTORIA CALLS UPON THE STATE GOVERNMENT TO IMMEDIATELY MAKE THE APPLICATION OF THE CAR PARKING RATES SPECIFIED IN AMENDMENT VC148 TO THE VICTORIAN PLANNING PROVISIONS, A VOLUNTARY INCLUSION BY COUNCILS RATHER THAN MANDATORY

CARRIED

Councillors who spoke to the motion - Cr Symon

DELEGATIONS - PLANNING

ITEM 4

MOVED CR MACDONALD, SECONDED CR DAMANTE

142/18

THAT IN THE EXERCISE OF THE POWERS CONFERRED BY SECTION 98(1) OF THE LOCAL GOVERNMENT ACT 1989 ('THE ACT') AND THE OTHER LEGISLATION REFERRED TO IN THE ATTACHED INSTRUMENT OF DELEGATION, MAROONDAH CITY COUNCIL ('COUNCIL') RESOLVES THAT:

- 1. THERE BE DELEGATED TO THE MEMBER OF COUNCIL STAFF HOLDING, ACTING IN OR PERFORMING THE DUTIES OF THE OFFICERS OR POSITIONS REFERRED TO IN THE ATTACHED *INSTRUMENT OF DELEGATION TO MEMBERS OF COUNCIL STAFF*, THE POWERS, DUTIES AND FUNCTIONS SET OUT IN THAT INSTRUMENT, SUBJECT TO THE CONDITIONS AND LIMITATIONS SPECIFIED IN THAT INSTRUMENT**
- 2. THE INSTRUMENT COMES INTO FORCE IMMEDIATELY THE COMMON SEAL OF COUNCIL IS AFFIXED TO THE INSTRUMENT AND REMAINS IN FORCE UNTIL COUNCIL DETERMINES TO VARY OR REVOKE IT**
- 3. ON THE COMING INTO FORCE OF THE INSTRUMENT ALL PREVIOUS DELEGATIONS – DIRECT FROM COUNCIL TO COUNCIL STAFF - UNDER THE PLANNING AND ENVIRONMENT ACT 1987 AND ASSOCIATED REGULATIONS ARE REVOKED**
- 4. THE DUTIES AND FUNCTIONS SET OUT IN THE INSTRUMENT MUST BE PERFORMED, AND THE POWERS SET OUT IN THE INSTRUMENT MUST BE EXECUTED, IN ACCORDANCE WITH ANY GUIDELINES OR POLICIES OF COUNCIL THAT IT MAY FROM TIME TO TIME ADOPT**
- 5. THE INSTRUMENT OF DELEGATION AS ATTACHED TO THIS REPORT OF THE DIRECTOR CORPORATE SERVICES SUBMITTED TO COUNCIL AT ITS MEETING HELD ON 17 SEPTEMBER 2018, BE EXECUTED UNDER THE SEAL OF COUNCIL.**

CARRIED**DIRECTOR OPERATIONS, ASSETS & LEISURE**

MAROONDAH FESTIVAL 2018

ITEM 1

MOVED CR MACDONALD, SECONDED CR GRAHAM

143/18

THAT COUNCIL

- 1. IN ACCORDANCE WITH THE PROVISIONS OF SCHEDULE 11, CLAUSE 10(B) OF THE LOCAL GOVERNMENT ACT 1989, RESOLVES TO TEMPORARILY CLOSE THE FOLLOWING ROADS ON SUNDAY 11 NOVEMBER 2018, FROM 6.00AM TO 8.00PM**
 - i. NORTON ROAD - MT DANDENONG ROAD TO JESMOND ROAD**

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- ii. **CIVIC SQUARE - AT SOUTH ENTRANCE TO ARNDALE SHOPPING CENTRE CAR PARK TO THE SOUTH WEST CORNER OF THE AQUAHUB CAR PARK**
 2. **SEEKS APPROVAL FROM VICROADS AND VICTORIA POLICE FOR PROPOSED CHANGES TO TRAFFIC CONDITIONS**
 3. **PROHIBITS THE CONSUMPTION OR POSSESSION OF OPENED CONTAINERS OF ALCOHOL ON SUNDAY 11 NOVEMBER 2018, AT THE FESTIVAL**
 4. **PROHIBITS SMOKING ON SUNDAY 11 NOVEMBER 2018, AT THE FESTIVAL**
 5. **APPROVES THE PROHIBITION OF DOGS DURING THE MAROONDAH FESTIVAL ON SUNDAY 11 NOVEMBER 2018 BETWEEN 10.00A.M. AND 6.00P.M. IN THE FOLLOWING AREAS**
 - i. **TOWN PARK**
 - ii. **NORTON ROAD (FROM MT DANDENONG ROAD TO LEIGH ROAD)**
 - iii. **CIVIC SQUARE (SOUTH ENTRANCE TO ARNDALE SHOPPING CENTRE CAR PARK TO THE SOUTH WEST CORNER OF AQUAHUB CAR PARK)**
 6. **PROMOTES INFORMATION REGARDING ROAD CLOSURES, ALCOHOL AND SMOKE FREE EVENT AND DOG BAN ON ALL FESTIVAL MARKETING MATERIAL PRIOR TO THE EVENT**

CARRIED

DIRECTOR STRATEGY & COMMUNITY

MAROONDAH GAMBLING POLICY 2018

ITEM 1

MOVED CR SYMON, SECONDED CR DIB

144/18

THAT COUNCIL

1. **ADOPTS THE MAROONDAH GAMBLING POLICY 2018**
2. **ACKNOWLEDGES THE CONTRIBUTION OF COMMUNITY STAKEHOLDERS AND SUBMITTERS WHO HAVE ASSISTED IN THE DEVELOPMENT OF THE MAROONDAH GAMBLING POLICY 2018**

CARRIED

MAROONDAH CITY COUNCIL ANNUAL REPORT 2017/18 ITEM 2

MOVED CR MACDONALD, SECONDED CR DAMANTE 145/18

THAT COUNCIL

1. **NOTES THE PREPARATION OF THE 2017/18 ANNUAL REPORT (PRINT FRIENDLY VERSION)**
2. **ENDORSES THE 2017/18 ANNUAL REPORT (PRINT FRIENDLY VERSION) FOR SUBMISSION TO THE MINISTER FOR LOCAL GOVERNMENT**
3. **ENSURES COPIES OF THE 2017/18 ANNUAL REPORT (PRINT FRIENDLY VERSION) ARE MADE AVAILABLE FOR PUBLIC INSPECTION FROM 19 SEPTEMBER 2018 AT COUNCIL SERVICE CENTRES AND ON COUNCIL'S WEBSITE**

CARRIED

DOCUMENTS FOR SEALING

LETTER UNDER SEAL - IAN BARNES ITEM 1

MOVED CR DIB, SECONDED CR MACDONALD 146/18

THAT COUNCIL SIGNS AND SEALS A LETTER UNDER SEAL FOR IAN BARNES, IN RECOGNITION OF HIS SIGNIFICANT CONTRIBUTION TO THE MAROONDAH COMMUNITY, THROUGH 50 YEARS OF VOLUNTARY SERVICE

CARRIED

LETTER UNDER SEAL - PETER TULLY ITEM 2

MOVED CR SPEARS, SECONDED CR GRAHAM 147/18

THAT COUNCIL SIGNS AND SEALS A LETTER TO PETER TULLY IN RECOGNITION OF HIS RETIREMENT AND 23 YEARS LOYAL SERVICE WITH MAROONDAH CITY COUNCIL

CARRIED

MOTIONS TO REVIEW

Nil

LATE ITEMS

Nil

REQUESTS / LEAVE OF ABSENCE

LEAVE OF ABSENCE

MOVED CR SPEARS, SECONDED CR GRAHAM

148/18

THAT CR DIB BE GRANTED A LEAVE OF ABSENCE FROM THE 18 SEPTEMBER 2018 UNTIL THE 30 NOVEMBER 2018, INCLUSIVE**CARRIED****IN CAMERA**

MOVED CR DIB, SECONDED CR SYMON

149/18

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.***CHIEF EXECUTIVE OFFICER***CHIEF EXECUTIVE OFFICER ANNUAL REPORT AND REVIEW - 2017/2018* *ITEM 1**THAT THIS RESOLUTION AND REPORT ARE TO REMAIN CONFIDENTIAL INDEFINITELY AND THAT THIS DECISION BE REFLECTED IN THE MINUTES OF THE OPEN FORUM OF THIS MEETING***DIRECTOR CORPORATE SERVICES***CONTRACT TPAMS2025 - TELECOMMUNICATIONS - MOBILE SERVICES (THROUGH STATE GOVERNMENT CONTRACT)**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*

DIRECTOR OPERATIONS, ASSETS & LEISURE

*TENDER EVALUATION REPORT – CONTRACT 20890 MULLUM OVAL NO. 2
RECONSTRUCTION*

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 8:18pm.

Confirmed

Date