



MINUTES

COUNCIL MEETING

MAROONDAH CITY COUNCIL

MONDAY

29 OCTOBER 2018

Minutes of the Council Meeting held in the Council Chamber, Braeside Avenue, Ringwood, on Monday 29 October 2018 at 7:30pm.

PRESENT

| | |
|------------------------------|---------------------------------------|
| Cr Nora Lamont (Mayor) | Mullum Ward |
| Cr Mike Symon (Deputy Mayor) | Mullum Ward |
| Cr Kylie Spears | Arrabri Ward |
| Cr Paul Macdonald | Arrabri Ward |
| Cr Marijke Graham | Wyreena Ward |
| Cr Rob Steane | Wyreena Ward |
| Cr Tasa Damante | Wyreena Ward |
| Steve Kozlowski | Chief Executive Officer |
| Marianne Di Giallonardo | Director Corporate Services |
| Adam Todorov | Director Operations, Assets & Leisure |
| Chris Zidak | Acting Director Strategy & Community |
| Andrew Fuaux | Director Development & Amenity |
| Stephen Onans | Team Leader Governance |
| Chloe Messerle | Governance Officer |

The Mayor welcomed the 1st Croydon Hill Scouts.

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 Andy Tiver, North Ringwood Church of Christ.

The Acknowledgement of Country was read by the Mayor.

APOLOGIES

| | |
|-------------------------|---------------------------------|
| Cr Tony Dib, JP | Arrabri Ward (Leave of Absence) |
| Cr Samantha Mazzuchelli | Mullum Ward |
| Phil Turner | Director Strategy & Community |

DECLARATION OF INTERESTS

| | |
|-----------|---|
| Cr Spears | Director Development & Amenity, Item 1 – In Camera Tender Evaluation Report - Contract 20892 Caroline Street Reconstruction Reason: Cr Spears has property on Caroline Street. |
| Cr Steane | Acting Director Strategy & Community, Item 1 Ringwood East Shopping Centre - Declaration of Special Rates Scheme Reason: Cr Steane is on the Board of Directors for Bendigo Bank Ringwood East. |

CONFIRMATION OF MINUTES

MOVED CR SYMON, SECONDED CR SPEARS 153/18

THAT THE MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON MONDAY, 17 SEPTEMBER 2018 BE CONFIRMED.

CARRIED

SUSPENSION OF STANDING ORDERS

MOVED CR STEANE, SECONDED CR SPEARS 154/18

THAT STANDING ORDERS BE SUSPENDED TO PRESENT THE LETTERS UNDER SEAL TO MR IAN BARNES AND MR PETER TULLY

CARRIED

The Mayor, referring to Council's resolution of 17 September 2018, presented Letters Under Seal to Mr Ian Barnes and Mr Peter Tully, vis -

- Mr Ian Barnes - 50 Years of Voluntary Service
- Mr Peter Tully - Retirement after 23 years of Service to Maroondah City Council

RESUMPTION OF STANDING ORDERS

MOVED CR STEANE, SECONDED CR MACDONALD 155/18

THAT STANDING ORDERS BE RESUMED

CARRIED

PUBLIC QUESTION TIME

Nil

OFFICERS' REPORTS**DIRECTOR CORPORATE SERVICES**

ATTENDANCE REPORT ITEM 1

MOVED CR SYMON, SECONDED CR SPEARS 156/18

THAT COUNCIL RECEIVES AND NOTES THE REPORTS AS PRESENTED BY COUNCILLORS

CARRIED

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

Cr Nora Lamont (Mayor)

- 20/09 Ringwood Family Medical Centre Inauguration Ribbon Cutting Ceremony
- 20/09 South Croydon Football Club Function
- 22/09 Eastern Football League 2018 Grand Final Event
- 23/09 2018 Run Maroondah
- 24/09 Sport and Life Training (SALT) Brownlow Medal Function
- 24/09 Alliance for Gambling Reform Billboard Media Event
- 25/09 Planning Consultation: 19 Mirabel Avenue, Ringwood East
- 25/09 Planning Consultation: 2 Velma Grove, Ringwood East
- 26/09 Opening Ceremony for EACH Childcare & Early Learning Facility
- 27/09 *'Artist of the Year'* - Ringwood Arts Society Event
- 04/10 Labor Candidate Federal and State Advocacy Briefing
- 04/10 Lexus Melbourne Cup *'16th Year Anniversary Milestone'*
- 04/10 Networking Function with Manningham Councillors at Karralyka
- 05/10 Croydon Bowls Club - End of Work media event with The Hon Michael Sukkar, Federal Member for Deakin
- 05/10 3rd Croydon Scouts Club - End of Work Media Event with The Hon Michael Sukkar, Federal Member for Deakin
- 07/10 Ringwood Cricket Club *'First Ball'* Function
- 09/10 Maroondah Business Group - *'Celebrate the Good Guys of Politics'*
- 12/10 Bill Wilkins Lodge Media Event
- 12/10 *'The Ripple Effect'* at Ringwood Station
- 13/10 Maroondah Handicrafts *'1st Anniversary Celebration Open House'*
- 13/10 Aquinas College Presentation Ball
- 15/10 Ringwood Probus Club 35th Anniversary Celebration
- 15/10 Maroondah District Scouts - Youth Awards Presentation & Adult Presentation Ceremony
- 17/10 Mullum Oval No 2 Media Event
- 17/10 Kurboroo Kindergarten Formal Reopening
- 17/10 Site Visit with Mr Shaun Leane, MP regarding *'Changing Places'*
- 19/10 Special Guest at Combined Probus Club of Maroondah Birthday Function
- 20/10 - Chin Harvest Festival 2018
- 25/10 Guest Speaker at *'2nd Smart Cities Series'* in partnership with KPMG
- 26-28/10 ALGWA (Australian Local Government Women's Association) 2018 Conference
- 28/10 Official Opening of Burnt Bridge Tennis Court and Hitting Wall
- 29/10 Inaugural Local Government Councillors' *'Mental Health Symposium'*

Cr Mike Symon (Deputy Mayor)

- 19/09 Local Government Working Group On Gambling (LGGWG) 2018
- 20/09 Ringwood Family Medical Centre Inauguration Ribbon Cutting Ceremony
- 20/09 The Footmen Foundation AFL finals charity lunch
- 23/09 2018 Run Maroondah
- 24/09 Alliance for Gambling Reform Billboard Media Event
- 25/09 Planning Consultation: 19 Mirabel Ave, Ringwood
- 25/09 Planning Consultation: 2 Velma Grove, Ringwood East
- 26/09 Opening Ceremony for EACH Childcare & Early Learning Facility
- 26/09 Ringwood District Historical Society Annual General Meeting
- 27/09 Artist of the year - Ringwood Arts Society
- 03/10 All Energy 2018 Exhibition & Conference
- 03/10 Waste Summit Conference
- 04/10 Labor Candidate Federal and State Advocacy Briefing

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- 04/10 Networking Function with Manningham Councillors at Karralyka
05/10 Croydon Bowls Club - End of Work media event with The Hon Michael Sukkar, Federal Member for Deakin
05/10 3rd Croydon Scouts Club - End of Work Media Event with The Hon Michael Sukkar, Federal Member for Deakin
07/10 Ringwood Cricket Club *'First Ball'* Function
09/10 Submission Hearing for Proposed Local Law 14
09/10 Maroondah Business Group Meeting
10/10 Site Visit to HE Parker Multipurpose Stadium with The Hon Michael Sukkar, Federal Member for Deakin
11/10 Metropolitan Waste and Resource Recovery Group (MWRRG) Forum Tour *'Paddock To Plate'* Event
12/10 Bill Wilkins Lodge Media Event
12/10 Municipal Association of Victoria (MAV) Metropolitan East Regional Meeting held at Knox City Council
12/10 *'The Ripple Effect'* at Ringwood Station
13/10 Maroondah Handicrafts *'1st Anniversary Celebration Open House'*
18/10 Municipal Association of Victoria (MAV) Annual Awards Function
19/10 Municipal Association of Victoria (MAV) State Council Meeting
24/10 Sustainable Planning Projects Meeting with Dr Brad Pettitt, Mayor of City of Fremantle WA
26/10 Eastern Regional Group - Mayors, Councillor Representative & CEO's Meeting at Whitehorse City Council
29/10 Presentation of Award to the Winner of the Walk to School *'Bag Tag It'* competition at Eastwood Primary School
29/10 Meeting with North Ringwood Senior Citizens

Cr Rob Steane

- 24/09 Alliance for Gambling Reform Billboard Media Event
27/09 The Hon David Hodgett's, State Member for Croydon, Networking Function
27/09 *'Artist of the Year'* - Ringwood Arts Society
01/10 Planning Consultation: 8 Warruga Court, Croydon
03/10 Celebrating *'International Day of Older Persons'*
04/10 Labor Candidate Federal and State Advocacy Briefing
04/10 Networking Function with Manningham Councillors at Karralyka
09/10 Maroondah Business Group - *'Celebrate the Good Guys of Politics'*
10/10 Site Visit to HE Parker Multipurpose Stadium with The Hon Michael Sukkar, Federal Member for Deakin
10/10 Planning Consultation: 7 Louisa Street, Croydon
10/10 Planning Consultation: 235 Dorset Road, Croydon
17/10 Kurboroo Kindergarten Formal Reopening
17/10 Site Visit with Mr Shaun Leane, MP regarding *'Changing Places'*
17/10 Media Event in Croydon Hills
18/10 Municipal Association of Victoria (MAV) Annual Awards Function
25/10 Croydon Main St Traders Annual General Meeting
29/10 Maroondah Community Safety Committee (MCSC) Meeting

Cr Kylie Spears

- 20/09 The Footmen Foundation Australian Football League (AFL) Finals Charity Function
- 20/09 South Croydon Football Club Function
- 21/09 *'Walk for Tessa'* Cancer Fundraiser
- 22/09 Eastern Football League 2018 Grand Final Event
- 24/09 Sport and Life Training (SALT) Brownlow Medal Function
- 24/09 Alliance for Gambling Reform Billboard Media Event
- 26/09 Opening Ceremony for EACH Childcare & Early Learning Facility
- 26/09 Ringwood Historical Society Annual General Meeting
- 27/09 The Hon David Hodgett's, State Member for Croydon, Lunch Function
- 27/09 *'Artist of the Year'* - Ringwood Arts Society
- 03/10 Celebrating *'International Day of Older Persons'*
- 04/10 Labor Candidate Federal and State Advocacy Briefing
- 04/10 Eastern FM Radio Broadcast
- 04/10 Networking Function with Manningham Councillors at Karralyka
- 08/10 Site Visit to Heathmont shops regarding parking
- 09/10 Submissions Hearing for Proposed Local Law 14
- 08/10 Maroondah Business Group Meeting
- 10/10 Site Visit to HE Parker Multipurpose Stadium with The Hon Michael Sukkar, Federal Member for Deakin
- 12/10 Bill Wilkins Lodge Media Event
- 12/10 *'The Ripple Effect'* at Ringwood Station
- 12/10 Croydon City Arrows Soccer Club Presentation Night
- 15/10 Submissions Hearing - Proposed Sale of the Discontinued Right Of Way 40A Cuthbert St, Heathmont
- 16/10 Maroondah Seniors Festival Celebration Day Event
- 17/10 Mullum Oval No 2 Media Event
- 17/10 Kurboroo Kindergarten Formal Reopening
- 17/10 Site Visit with Mr Shaun Leane, MP regarding *'Changing Places'*
- 17/10 Re-imagine Tarralla Creek - Community Advisory Group Forum
- 18/10 Eastern Regional Library Corporation (ERLC) Board Meeting
- 18/10 Municipal Association of Victoria (MAV) Annual Awards Function
- 19/10 Heathmont Traders Association Meeting
- 22/10 Presentation of Award to the Winner of the Walk to School *'Bag Tag It'* competition at Eastwood Primary School
- 25/10 Launch of New booklist for children under 7 years of age promoting gender equality, *'Beyond Sparkles and Superheroes'*
- 26- 28/10 ALGWA (Australian Local Government Women's Association) 2018 Conference

Cr Paul Macdonald

- 20/09 The Footmen Foundation Australian Football League (AFL) Finals Charity Function
- 20/09 South Croydon Football Club Function
- 21/09 *'Walk for Tessa'* Cancer Fundraiser
- 21/09 Meeting with resident in Heathmont
- 22/09 Eastern Football League Grand Final
- 23/09 2018 Run Maroondah
- 24/09 Sport and Life Training (SALT) Brownlow Medal Function
- 24/09 Alliance for Gambling Reform Billboard Media Event

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- 26/09 Opening Ceremony for EACH Childcare & Early Learning Facility
 - 26/09 Meeting with The Hon David Hodgett MP, State Member for Croydon
 - 27/09 The Hon David Hodgett's, State Member for Croydon, Lunch Function
 - 03/10 Meeting with resident regarding Heathmont Car Park
 - 03/10 Celebrating '*International Day of Older Persons*'
 - 04/10 Labor Candidate Federal and State Advocacy Briefing
 - 07/10 Visit to Bedford Park Community Garden
 - 09/10 Maroondah Business Group Meeting
 - 10/10 Site Visit to HE Parker Multipurpose Stadium with The Hon Michael Sukkar, Federal Member for Deakin
 - 12/10 Bill Wilkins Lodge Media Event
 - 12/10 '*The Ripple Effect*' at Ringwood Station
 - 13/10 '*Wildflower Walk*' with the Citizen of the Year, Dr Graeme Lorimer at Proclamation Park
 - 15/10 Submissions Hearing - Proposed Sale of the Discontinued Right Of Way 40A Cuthbert St, Heathmont
 - 16/10 Maroondah Seniors Festival Celebration Day Event
 - 17/10 '*Ride to Work Day*' Event at Eastland
 - 17/10 Kurbaroo Kindergarten Formal Reopening
 - 17/10 Site Visit with Mr Shaun Leane, MP regarding '*Changing Places*'
 - 17/10 Re-imagine Tarralla Creek - Community Advisory Group Forum
 - 18/10 Charitable Event, Melbourne Central Business District
 - 18/10 Municipal Association of Victoria (MAV) Annual Awards Function
 - 19/10 Heathmont Traders Association Meeting
 - 25/10 Eastern Affordable Housing Alliance (EAHA) Executive Meeting
 - 29/10 Maroondah Community Safety Committee (MCSC) Meeting

Cr Marijke Graham

- 22/09 Liptember Foundation Fundraiser hosted by Chemist Warehouse Ringwood
- 22/09 Circus Connecticut Performances
- 23/09 2018 Run Maroondah
- 24/09 Alliance for Gambling Reform Billboard Media Event
- 01/10 Maroondah Healthy Ageing Network Meeting
- 01/10 Planning Consultation: 8 Warruga Court, Croydon
- 03/10 City of Wellbeing Steering Committee Meeting
- 04/10 Labor Candidate Federal and State Advocacy Briefing
- 04/10 Networking Function with Manningham Councillors at Karralyka
- 09/10 Maroondah Business Group Meeting
- 09/10 Submission Hearing for Proposed Local Law 14
- 10/10 '*Maroondah Voice*' Discussion
- 10/10 Planning Consultation: 7 Louisa Street, Croydon
- 10/10 Planning Consultation: 235 Dorset Road, Croydon
- 12/10 '*The Ripple Effect*' at Ringwood Station
- 13/10 '*Wildflower Walk*' with the Citizen of the Year, Dr Graeme Lorimer at Proclamation Park
- 16/10 Maroondah Seniors Festival Celebration Day Event
- 25/10 Launch of New booklist for children under 7 years of age promoting gender equality, '*Beyond Sparkles and Superheroes*'
- 26- 28/10 ALGWA (Australian Local Government Women's Association) 2018 Conference

Cr Tasa Damante

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|------------|--|
| 20/09 | The Footmen Foundation Australian Football League (AFL) Finals Charity Function |
| 24/09 | Sport and Life Training (SALT) Brownlow Medal Function |
| 24/09 | Alliance for Gambling Reform Billboard Media Event |
| 26/09 | Opening Ceremony for EACH Childcare & Early Learning Facility |
| 01/10 | Planning Consultation: 8 Warruga Court, Croydon |
| 04/10 | Labor Candidate Federal and State Advocacy Briefing |
| 04/10 | Networking Function with Manningham Councillors at Karralyka |
| 05/10 | Croydon Bowls Club - End of Work media event with The Hon Michael Sukkar, Federal Member for Deakin |
| 05/10 | 3rd Croydon Scouts Club - End of Work Media Event with The Hon Michael Sukkar, Federal Member for Deakin |
| 10/10 | Planning Consultation: 235 Dorset Road, Croydon |
| 10/10 | Planning Consultation: 7 Louisa Street, Croydon |
| 12/10 | 'The Ripple Effect' at Ringwood Station |
| 25/10 | Croydon Main Street Traders Association Annual General Meeting |
| 16/10 | Maroondah Seniors Festival Celebration Day Event |
| 17/10 | Kurboroo Kindergarten Formal Reopening |
| 18/10 | Municipal Association of Victoria (MAV) Annual Awards Function |
| 24/10 | Children's Fun Day Event |
| 26 - 28/10 | ALGWA (Australian Local Government Women's Association) 2018 Conference |

REPORTS OF ASSEMBLY OF COUNCILLORS

ITEM 2

MOVED CR MACDONALD, SECONDED CR GRAHAM

157/18

THAT COUNCIL RECEIVES AND NOTES THE PUBLIC RECORD OF THE ASSEMBLY OF COUNCILLORS BRIEFINGS HELD ON 17 SEPTEMBER 2018 AND 8 OCTOBER 2018**CARRIED**

COUNCILLOR REPRESENTATION REPORTS

ITEM 3

MOVED CR GRAHAM, SECONDED CR DAMANTE

158/18

THAT COUNCIL RECEIVES AND NOTES THE MINUTES OF THE FOLLOWING:

- 1. MAROONDAH ENVIRONMENT ADVISORY COMMITTEE (MEAC) HELD ON 28 AUGUST 2018**
- 2. MAROONDAH ARTS ADVISORY COMMITTEE HELD ON 29 AUGUST 2018**
- 3. MAROONDAH PARTNERS IN COMMUNITY WELLBEING COMMITTEE (MPIC) HELD ON 11 SEPTEMBER 2018**
- 4. MAROONDAH DISABILITY ADVISORY COMMITTEE (MDAC) HELD ON 13 SEPTEMBER 2018**

CARRIED

Councillors who spoke to the motion - Crs Graham, Symon and Spears

COUNCILLORS QUARTERLY EXPENSE AND REIMBURSEMENT
REPORT - JULY TO SEPTEMBER 2018

ITEM 4

MOVED CR STEANE, SECONDED CR DAMANTE

159/18

**THAT COUNCIL NOTES THE COUNCILLORS EXPENSE AND REIMBURSEMENT
REPORT FOR JULY TO SEPTEMBER 2018**

CARRIED

EASTERN REGIONAL LIBRARIES CORPORATION JULY - SEPTEMBER
2018 REPORT ON THE PROVISION OF LIBRARY SERVICES

ITEM 5

MOVED CR SPEARS, SECONDED CR MACDONALD

160/18

**THAT COUNCIL NOTES THE EASTERN REGIONAL LIBRARIES CORPORATION
REPORT JULY 2018 – SEPTEMBER 2018**

CARRIED

Councillors who spoke to the motion - Cr Spears

OUTCOMES OF MAROONDAH MOTIONS TO THE MUNICIPAL
ASSOCIATION OF VICTORIA STATE COUNCIL MEETING

ITEM 6

MOVED CR SYMON, SECONDED CR MACDONALD

161/18

**THAT COUNCIL NOTES THE OUTCOMES OF THE MOTION SUBMITTED BY COUNCIL
THAT WAS THE SUBJECT OF CONSIDERATION AND DEBATE AT THE MUNICIPAL
ASSOCIATION OF VICTORIA STATE COUNCIL MEETING HELD ON 19 OCTOBER 2018**

CARRIED

DIRECTOR OPERATIONS, ASSETS & LEISUREMAROONDAH CAROLS 2018 ITEM 1MOVED CR STEANE, SECONDED CR GRAHAM 162/18**THAT COUNCIL**

1. **APPROVES THE PROHIBITION OF SMOKING DURING THE MAROONDAH CAROLS ON SATURDAY 1 DECEMBER 2018 BETWEEN 4.00PM AND 10.00 PM**
2. **APPROVES THE PROHIBITION OF DOGS DURING THE MAROONDAH CAROLS ON SATURDAY 1 DECEMBER 2018 BETWEEN 4.00PM AND 10.00PM EXCEPT IN THE FOLLOWING AREAS:**
 - i. **NORTON ROAD (FROM MT DANDENONG ROAD TO LEIGH ROAD)**
 - ii. **CIVIC SQUARE**
3. **PROMOTES INFORMATION REGARDING A SMOKE FREE EVENT AND THE PROHIBITION OF DOGS ON ALL MAROONDAH CAROLS MARKETING MATERIAL PRIOR TO THE EVENT**

CARRIED**DIRECTOR STRATEGY & COMMUNITY**

During the course of Item 1 - Ringwood East Shopping Centre - Declaration of Special Rate Scheme, Cr Steane advised of his Conflict of Interest as recorded in these Minutes on Page 2.

Cr Steane left the Council Chamber at 8:27pm.

RINGWOOD EAST SHOPPING CENTRE - DECLARATION OF SPECIAL RATE SCHEME

ITEM 1

MOVED CR MACDONALD, SECONDED CR SPEARS

163/18

THAT

- 1. COUNCIL NOTES THE SUBMISSIONS RECEIVED FOLLOWING EXHIBITION OF THE PROPOSED RINGWOOD EAST SHOPPING CENTRE SPECIAL RATE SCHEME**
- 2. COUNCIL HAVING UNDERTAKEN THE NECESSARY STATUTORY PROCEDURES, AND CONSIDERING ALL WRITTEN SUBMISSIONS, DECLARES A SPECIAL RATE SCHEME FOR THE RINGWOOD EAST SHOPPING CENTRE**
- 3. THE FOLLOWING SPECIAL RATE BE DECLARED:**
 - i. A SPECIAL RATE IS DECLARED FOR THE PERIOD COMMENCING ON THE DAY WHICH COUNCIL ISSUES A NOTICE LEVYING PAYMENT OF THE SPECIAL RATE AND CONCLUDING ON THE FIFTH ANNIVERSARY OF THAT DAY.**
 - ii. THE SPECIAL RATE IS DECLARED FOR THE PURPOSE OF DEFRAYING ANY EXPENSES IN RELATION TO THE PROMOTION, ADVERTISING, MARKETING AND DEVELOPMENT OF BUSINESSES WITHIN THE RINGWOOD EAST SHOPPING CENTRE WHICH PROJECT:**
 - COUNCIL CONSIDERS THERE IS OR WILL BE A SPECIAL BENEFIT TO THOSE PERSONS REQUIRED TO PAY THE SPECIAL RATE (AND WHO ARE DESCRIBED IN SUCCEEDING PARTS OF THIS RESOLUTION)**
 - 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 ii OF THIS RESOLUTION BE RECORDED AS \$124,104.85 (OVER A 5 YEAR PERIOD) AND**
 - AMOUNT FOR THE SPECIAL RATE TO BE LEVIED BE RECORDED AS \$124,104.85 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 MUNICIPAL DISTRICT OF COUNCIL HIGHLIGHTED IN THE PLAN ATTACHED TO THIS RESOLUTION ("THE AREA")
 - v. THE FOLLOWING BE SPECIFIED AS THE LAND IN RELATION TO WHICH THE SPECIAL RATE 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 FORM THE BASIS OF THE SPECIAL RATE SO DECLARED:**

OWNERSHIP OF ANY LAND DESCRIBED IN PART 3iv 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 PRECEEDING 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 3IV OF THIS RESOLUTION WILL PAY THE SPECIAL RATE IN THE AMOUNTS SET OUT IN THE TABLE ATTACHED TO THIS RESOLUTION 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 BY FOUR INSTALLMENTS 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 SPECIAL RATE IS 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, 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 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**
- 4. COUNCIL WRITES TO ALL SUBMITTERS INFORMING THEM OF COUNCIL'S DECISION**
 - 5. COUNCIL AUTHORISES THE CHIEF EXECUTIVE OFFICER TO LEVY THE SPECIAL RATE IN ACCORDANCE WITH SECTION 163(4) OF THE LOCAL GOVERNMENT ACT 1989**

CARRIED

Councillors who spoke to the motion - Cr Spears and Macdonald

Cr Steane returned to the Council Chamber at 8:29pm after determination of the item had concluded.

FORMAL CONSIDERATION OF ANNUAL REPORT 2017/18 AND OUR ACHIEVEMENTS DOCUMENT ITEM 2

MOVED CR SYMON, SECONDED CR SPEARS 164/18

THAT COUNCIL

- 1. FORMALLY ENDORSES THE MAROONDAH CITY COUNCIL ANNUAL REPORT 2017/18**
- 2. NOTES THAT THE RELEVANT STATUTORY REQUIREMENTS HAVE BEEN MET**
- 3. NOTES THE SUMMARY DOCUMENT - OUR ACHIEVEMENTS 2017/18**

CARRIED

COUNCIL PLAN 2017-2021 (YEAR 2: 2018/19) - QUARTER 1 PROGRESS REPORT ITEM 3

MOVED CR GRAHAM, SECONDED CR MACDONALD 165/18

THAT COUNCIL NOTES THE PROGRESS MADE TOWARDS THE DELIVERY OF THE COUNCIL PLAN 2018/19 PRIORITY ACTIONS

CARRIED

DIRECTOR DEVELOPMENT & AMENITY

MAROONDAH PUBLIC LIGHTING POLICY ITEM 1

MOVED CR DAMANTE, SECONDED CR SPEARS 166/18

THAT COUNCIL

- 1. CONSIDERS PUBLIC LIGHTING POLICY AND THE SUPPORTING DOCUMENTS, THE PUBLIC LIGHTING POSITION PAPER, ACTION PLAN AND PUBLIC LIGHTING GUIDELINES**
- 2. RESOLVES TO COMMENCE PUBLIC CONSULTATION ON THE POLICY AND SUPPORTING DOCUMENTS, INCLUDING VIA COUNCIL WEBSITE, SOCIAL MEDIA AND INVITING KEY INTEREST GROUPS TO MAKE A WRITTEN SUBMISSION. AND FURTHERMORE, ENSURE A COPY OF THESE DOCUMENTS IS ON PUBLIC EXHIBITION AT THE CITY OFFICES, BRAESIDE AVENUE RINGWOOD, CUSTOMER SERVICE CENTRES, AND REALM**
- 3. CONSIDERS THE OUTCOMES OF THE COMMUNITY CONSULTATION AT A FUTURE MEETING OF COUNCIL**

4. CONSIDERS THE ENDORSEMENT OF THE MAROONDAH PUBLIC LIGHTING POLICY AND ACTION PLAN AT A FUTURE MEETING OF COUNCIL

CARRIED

PETITION - HEATHMONT VILLAGE SHOPPING CENTRE - REQUEST FOR TWO 15 MINUTE PARKING BAYS

ITEM 2

MOVED CR SPEARS, SECONDED CR MACDONALD

167/18

THAT COUNCIL

- 1. RECEIVES THE PETITION CONTAINING 172 SIGNATURES**
- 2. AGREES TO CONVERT TWO ONE HOUR PARKING SPACES TO TWO 15 MINUTE PARKING SPACES**
- 3. ADVISES THE LEAD PETITIONER ACCORDINGLY**

CARRIED

Councillors who spoke to the motion - Cr Spears

DOCUMENTS FOR SEALING

Nil

MOTIONS TO REVIEW

Nil

LATE ITEMS

Nil

REQUESTS / LEAVE OF ABSENCE

Nil

IN CAMERA

MOVED CR SYMON, SECONDED CR STEANE

168/18

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 DEVELOPMENT & AMENITY

TENDER EVALUATION REPORT – CONTRACT 20892 CAROLINE STREET
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 8:37pm.

Confirmed

Date