



**MINUTES**

**COUNCIL MEETING**

**MAROONDAH CITY COUNCIL**

**MONDAY**

**17 AUGUST 2020**

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Minutes of the Council Meeting held as a virtual meeting, on Monday 17 August 2020 at 7:37pm.

## PRESENT

Cr Mike Symon (Mayor)	Mullum Ward
Cr Marijke Graham (Deputy Mayor)	Wyreena Ward
Cr Kylie Spears	Arrabri Ward
Cr Tony Dib, OAM JP	Arrabri Ward
Cr Paul Macdonald	Arrabri Ward
Cr Nora Lamont	Mullum Ward
Cr Samantha Mazzuchelli	Mullum Ward
Cr Rob Steane	Wyreena Ward
Cr Tasa Damante	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	Director Development & Amenity
Tessa Anderson	Governance Officer

The Mayor, upon opening the meeting advised that;

- This is a virtual Council Meeting being conducted and Live Streamed due to the COVID-19 Pandemic
- If there is a disconnection of Council's live-stream, the meeting will be adjourned for up to 15 minutes
- If, however the live-stream connection cannot be restored within the 15 minutes, then the meeting will be adjourned to a date and time as resolved by Council.
- If a Councillor is disconnected from this virtual Council Meeting, and a quorum is still present, the meeting shall continue, whilst awaiting return of the Councillor to the meeting.

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. Due to the COVID-19 Pandemic the gallery is closed to the Public."*

The prayer was read by the Deputy Mayor Cr Marijke Graham

The Acknowledgement of Country was read by the Mayor.

## APOLOGIES

Nil

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**DECLARATION OF INTERESTS**

Nil

**CONFIRMATION OF MINUTES**

MOVED CR LAMONT, SECONDED CR SPEARS 90/20

**THAT THE MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON MONDAY, 27 JULY 2020 BE CONFIRMED****CARRIED****PUBLIC QUESTION TIME**

Nil

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

ATTENDANCE REPORT ITEM 1

MOVED CR DAMANTE, SECONDED CR GRAHAM 91/20

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

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

Cr Symon (Mayor)

28/07 Jubilee Park Pavilion Committee Virtual Meeting  
29/07 Virtual Meeting with Mayors of Melbourne and the Hon. Shaun Leane MP, Minister for Local Government and Melbourne Mayors  
30/07 Media Event Video Filming for the purpose of 'Maroondah in Focus' Newsletter  
30/07 Municipal Association of Victoria Virtual Mayoral Forum  
04/08 Virtual Meeting with Mr Dustin Halse MP, State Member of Ringwood  
05/08 Municipal Association of Victoria 'Walking & Cycling - through COVID-19 and beyond' Virtual Forum for Councillors  
07/08 Municipal Association of Victoria Board Virtual Meeting  
07/08 Virtual Meeting with Mayors of Melbourne and the Hon. Shaun Leane MP, Minister for Local Government and Melbourne Mayors  
10/08 Virtual Australian Citizenship Ceremony  
11/08 Eastern Regional Group of Mayor's and CEO's Virtual Meeting  
12/08 Maroondah Audit and Risk Advisory Committee Virtual Meeting  
12/08 Virtual Meeting with Mr Jackson Taylor MP, State Member for Bayswater  
13/08 Metropolitan Local Government Waste Forum Virtual Meeting  
17/08 Municipal Association of Victoria Audit and Risk Committee Virtual Meeting

## Cr Graham (Deputy Mayor)

- 29/07 Virtual Meeting with Rebecca Huntley, Author '*How to talk about Climate Change in a Way that Makes a Difference*'
- 30/07 Media Event Video Filming for the purpose of '*Maroondah in Focus*' Newsletter
- 05/08 Australian Local Government Women's Association Virtual '*2020 Annual Bursary Award Announcement*'
- 05/08 Communities of Wellbeing Committee Virtual Meeting
- 10/08 Virtual Australian Citizenship Ceremony
- 01/08 Maroondah Environment Advisory Committee Virtual Meeting
- 13-14/08 The Australian Women's Leadership Virtual Symposium 2020

## Cr Steane

- 30/07 Media Event Video Filming for the purpose of '*Maroondah in Focus*' Newsletter
- 10/08 Virtual Australian Citizenship Ceremony

## Cr Spears

- 28/07 Australian Local Government Women's Association Virtual Presentation '*Our Values*'
- 28/07 Australian Local Government Women's Association Special Board Virtual Meeting
- 30/07 Media Event Video Filming for the purpose of '*Maroondah in Focus*' Newsletter
- 31/07 Australian Local Government Women's Association Virtual Mentor Program
- 31/07 Virtual Meeting with Resident
- 05/08 Australian Local Government Women's Association Virtual '*2020 Annual Bursary Award Announcement*'
- 06/08 Australian Human Rights Commission Virtual Webinar '*Respect@Work for Policy Practitioners*'
- 06/08 Virtual Forum with Local Government Consultant, Ruth McGowan OAM
- 06/08 National Council of Women Victoria Virtual Meeting
- 10/08 Virtual Australian Citizenship Ceremony
- 11/08 Australian Local Government Women's Association Committee Virtual Meeting
- 12/08 Virtual Meeting with Heathmont Jets Football Netball Club Representative Mr Rob Parker
- 12/08 Maroondah Audit & Risk Advisory Committee Virtual meeting
- 13-14/08 The Australian Women's Leadership Symposium 2020

## Cr Mazzuchelli

- 05/08 Communities of Wellbeing Committee Virtual Meeting
- 11/08 Maroondah Environment Advisory Committee Virtual Meeting

## Cr Macdonald

- 31/07 Media Event Video Filming for the purpose of '*Maroondah in Focus*' Newsletter

## Cr Lamont

- 28/07 Virtual Meeting with Club Representatives who use Jubilee Park  
29/07 Virtual Meeting with Council Representatives on '*Vegetation Study and Animal Plan*'  
30/07 Media Event Video Filming for the purpose of '*Maroondah in Focus*' Newsletter  
05/08 Australian Local Government Women's Association Virtual '*2020 Annual Bursary Award Announcement*'  
06/08 Eastern FM Radio Interview  
06/08 Metropolitan Training and Education Centre Board Virtual Meeting

## Cr Dib OAM, JP

- 30/07 Media Event Video Filming for the purpose of '*Maroondah in Focus*' Newsletter  
06/08 Eastern FM Radio Interview  
10/08 Virtual Australian Citizenship Ceremony  
13/08 Eastern Affordable Housing Alliance Executive Group Virtual Meeting

## Cr Damante

- 31/07 Media Event Video Filming for the purpose of '*Maroondah in Focus*' Newsletter  
05/08 Municipal Association of Victoria '*Walking & Cycling - through COVID-19 and beyond*' Virtual Forum for Councillors  
05/08 Australian Local Government Women's Association Virtual '*2020 Annual Bursary Award Announcement*'  
10/08 Virtual Australian Citizenship Ceremony  
11/08 Maroondah Partners in Community Wellbeing Virtual Meeting

REPORTS OF COUNCILLOR BRIEFINGS ITEM 2

MOVED CR SPEARS, SECONDED CR LAMONT 92/20

**THAT COUNCIL RECEIVES AND NOTES THE PUBLIC RECORD OF THE COUNCILLOR BRIEFINGS HELD ON 27 JULY 2020 AND 3 AUGUST 2020**

**CARRIED**

COUNCILLOR REPRESENTATION REPORTS ITEM 3

MOVED CR STEANE, SECONDED CR DIB 93/20

**THAT COUNCIL RECEIVES AND NOTES MINUTES OF THE FOLLOWING COMMITTEES:**

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**1. MAROONDAH PARTNERS IN COMMUNITY HEALTH AND WELLBEING COMMITTEE MEETING HELD ON 23 JUNE 2020****2. MAROONDAH COMMUNITY SAFETY COMMITTEE MEETING HELD ON 6 JULY 2020****3. EASTERN TRANSPORT COALITION MEETING HELD ON 16 JULY 2020****CARRIED**

Councillors who spoke to the motion - Cr Steane

DISCONTINUANCE AND SALE OF ROAD BETWEEN 15-19 WILANA STREET RINGWOOD

ITEM 4

MOVED CR LAMONT, SECONDED CR MAZZUCHELLI

94/20

**THAT****1. COUNCIL ACTING UNDER CLAUSE 3 OF SCHEDULE 10 OF THE LOCAL GOVERNMENT ACT 1989 (ACT):**

- i. **RESOLVES, HAVING FOLLOWED ALL THE REQUIRED STATUTORY PROCEDURES PURSUANT TO SECTIONS 207A AND 223 OF THE ACT, PURSUANT TO ITS POWER UNDER CLAUSE 3 OF SCHEDULE 10 OF THE ACT, AND BEING OF THE OPINION THAT THE ROAD SHOWN AS 'ROAD R1' ON THE REGISTERED PLAN OF SUBDIVISION N. LP116394 ATTACHED AS SCHEDULE 1 (ROAD) IS NOT REASONABLY REQUIRED FOR PUBLIC USE, TO DISCONTINUE THE ROAD;**
- ii. **DIRECTS THAT A NOTICE PURSUANT TO THE PROVISIONS OF CLAUSE 3(A) OF SCHEDULE 10 OF THE ACT, IS TO BE PUBLISHED IN THE VICTORIAN GOVERNMENT GAZETTE;**
- iii. **DIRECTS THAT, ONCE DISCONTINUED, THAT PART OF THE ROAD SHOWN AS:**
  - **LOT 1 ON THE TITLE PALN ATTACHED AS SCHEDULE 3 (TITLE PLAN) BE SOLD TO THE OWNERS OF 15 WILANA STREET RINGWOOD (OWNERS) FOR AN AMOUNT NOT LESS THAN A MARKET VALUATION HELD BY COUNCIL; AND**
  - **LOT 2 ON THE TITLE PLAN BE SOLD TO THE OWNER OF THE COMMON PROPERTY OF 16 THOMAS STREET RINGWOOD (OWNERS CORPORATION) FOR NOMINAL CONSIDERATION, TO RECTIFY A HISTORICAL SURVEYING ERROR;**
- iv. **DIRECTS THAT THE CEO SIGN ANY TRANSFER OR TRANSFERS OF THE ROAD AND ANY OTHER DOCUMENTS REQUIRED TO BE SIGNED IN CONNECTION WITH THE DISCONTINUANCE OF THE ROAD AND ITS SUBSEQUENT TRANSFERS TO THE OWNERS AND OWNERS CORPORATION;**

- v. **DIRECTS THAT ANY EASEMENTS, RIGHTS OR INTERESTS REQUIRED TO BE CREATED OR SAVED OVER THE ROAD BY ANY AUTHORITY BE DONE SO AND NOT BE AFFECTED BY THE DISCONTINUANCE AND SALE OF THE ROAD; AND**
- VI. **DIRECTS THAT THE OWNERS AND THE OWNERS CORPORATION MUST, IMMEDIATELY FOLLOWING THE DATE OF TRANSFER, CONSOLIDATE THE TITLES TO THE DISCONTINUED ROAD WITH THE TITLES TO THEIR RESPECTIVE PROPERTIES AS A CONDITION OF SALE OF THE ROAD TO THEM.**

**CARRIED**

APPROVAL IN PRINCIPLE OF 2019/20 ANNUAL FINANCIAL REPORT AND ANNUAL PERFORMANCE STATEMENT

ITEM 5

MOVED CR DIB, SECONDED CR SPEARS

95/20

**THAT COUNCIL**

1. **APPROVES IN PRINCIPLE THE 2019/20 ANNUAL FINANCIAL REPORT AND ANNUAL PERFORMANCE STATEMENT IN ACCORDANCE WITH THE PROVISIONS OF SECTION 132(2) OF THE LOCAL GOVERNMENT ACT 1989**
2. **AUTHORISES THE MAYOR COUNCILLOR SYMON AND COUNCILLOR SPEARS AS AUDIT AND RISK ADVISORY COMMITTEE MEMBERS, TO SIGN THE CERTIFICATION OF THE 2019/20 ANNUAL FINANCIAL REPORT AND THE ANNUAL PERFORMANCE STATEMENT IN ACCORDANCE WITH SECTION 132(5) OF THE LOCAL GOVERNMENT ACT 1989**
3. **AUTHORISES MR ANTONIO ROCCA AS PRINCIPAL ACCOUNTING OFFICER TO MAKE, WITHOUT FURTHER FORMAL NOTIFICATION TO COUNCIL, NON-MATERIAL CHANGES TO THE 2019/20 ANNUAL FINANCIAL REPORT AND ANNUAL PERFORMANCE STATEMENT WHICH HAVE PREVIOUSLY BEEN APPROVED IN PRINCIPLE BY COUNCIL IN ACCORDANCE WITH SECTION 132(5) OF THE LOCAL GOVERNMENT ACT 1989**

**CARRIED**

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

AUDIT & RISK ADVISORY COMMITTEE REPORT

ITEM 6

MOVED CR SPEARS, SECONDED CR DIB

96/20

**THAT COUNCIL RECEIVES AND NOTES THE REPORT FROM THE AUDIT AND RISK ADVISORY COMMITTEE MEETING HELD ON WEDNESDAY 12 AUGUST 2020**

**CARRIED**

Councillors who spoke to the motion - Cr Symon

**DIRECTOR STRATEGY & COMMUNITY**

COUNCIL PLAN 2017-2021 (YEAR 3: 2019/20) PRIORITY ACTION  
PROGRESS REPORT - QUARTER 4, 2019/20

ITEM 1

MOVED CR LAMONT, SECONDED CR MAZZUCHELLI 97/20

**THAT COUNCIL NOTES PROGRESS MADE TOWARDS THE DELIVERY OF 2019/20  
PRIORITY ACTIONS IDENTIFIED IN THE COUNCIL PLAN 2017-2021**

**CARRIED**

MAROONDAH SUSTAINABILITY STRATEGY 2021 TO 2030 UPDATE

ITEM 2

MOVED CR GRAHAM, SECONDED CR MAZZUCHELLI 98/20

**THAT COUNCIL NOTES THE PROPOSED PROCESS FOR THE DEVELOPMENT OF THE  
MAROONDAH SUSTAINABILITY STRATEGY 2021 TO 2030**

**CARRIED**

Councillors who spoke to the motion - Cr Graham

CHILDREN AND FAMILIES STRATEGY - PUBLIC EXHIBITION OUTCOMES  
AND ADOPTION OF THE STRATEGY

ITEM 3

MOVED CR DAMANTE, SECONDED CR GRAHAM 99/20

**THAT COUNCIL ADOPTS THE CHILDREN AND FAMILIES STRATEGY**

**CARRIED**

Councillors who spoke to the motion - Crs Graham and Spears

LOCAL GOVERNMENT PERFORMANCE REPORTING FRAMEWORK -  
SERVICE INDICATOR PROGRESS REPORT - QUARTER 4, 2019/20

ITEM 4

MOVED CR SPEARS, SECONDED CR GRAHAM 100/20

**THAT COUNCIL NOTES THE LOCAL GOVERNMENT PERFORMANCE REPORTING  
FRAMEWORK SERVICE PERFORMANCE INDICATOR RESULTS FOR THE 2019/20  
FINANCIAL YEAR**

**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 STEANE, SECONDED CR SPEARS

101/20

**THAT THE FOLLOWING MATTER BE DEALT WITH IN CAMERA PURSUANT TO S66(1) AND S66(2)(A) OF THE LOCAL GOVERNMENT ACT 2020, AS THE REPORTS CONTAIN CONFIDENTIAL INFORMATION IN ACCORDANCE WITH S3(1) OF THE LOCAL GOVERNMENT ACT 2020.**

**1 TENDER EVALUATION REPORT – CONTRACT 20951 POOL & PLANT MAINTENANCE (AQUAHUB, AQUANATION & CROYDON MEMORIAL POOL)**

*THIS REPORT CONTAINS COUNCIL BUSINESS INFORMATION, BEING INFORMATION THAT WOULD PREJUDICE THE COUNCIL'S POSITION IN COMMERCIAL NEGOTIATIONS IF PREMATURELY RELEASED, WHICH IS CONFIDENTIAL INFORMATION IN ACCORDANCE WITH S3(1)(A) OF THE LOCAL GOVERNMENT ACT 2020.*

**REASON:**

*THIS MATTER IS BEING DEALT WITH IN CAMERA AS IT MAY PREJUDICE 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 20951 POOL & PLANT  
MAINTENANCE (AQUAHUB, AQUANATION & CROYDON MEMORIAL POOL)      ITEM 1

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

*THIS DECISION OF CONFIDENTIALITY BE REFLECTED IN THE MINUTES OF THE OPEN FORUM OF THIS MEETING*

The open forum closed at 8.21pm

Confirmed .....

Date .....