



MINUTES

COUNCIL MEETING

MAROONDAH CITY COUNCIL

MONDAY

18 OCTOBER 2021

Minutes of the Council Meeting held virtually, on Monday 18 October 2021 at 7:30pm.

PRESENT

Cr Kylie Spears (Mayor)	Wombolano
Cr Nora Lamont (Deputy Mayor)	Wonga
Cr Marijke Graham	Barangeong
Cr Tony Dib, OAM JP	Bungalook
Cr Mike Symon	Jubilee
Cr Suzy Stojanovic	McAlpin
Cr Paul Macdonald	Tarralla
Cr Tasa Damante	Wicklow
Cr Rob Steane	Yarrunga

Steve Kozlowski	Chief Executive Officer
Marianne Di Giallonardo	Director Corporate Services
Phil Turner	Director Strategy & Community
Tim Cocks	Acting Director Operations, Assets & Leisure
Andrew Fuaux	Director Development & Amenity
Chloe Messerle	Governance Officer

The Mayor welcomed all to the live streamed October Council meeting.

Cr Spears also advised if there was a discontinuation the meeting, that the meeting would proceed and the minutes would be placed on the website.

The prayer was read by Cr Nora Lamont, Deputy Mayor.

The Acknowledgement of Country was read by the Mayor.

APOLOGIES

Nil

DECLARATION OF INTERESTS

Nil

CONFIRMATION OF MINUTES

MOVED CR SYMON, SECONDED CR STOJANOVIC

121/21

THAT THE MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON MONDAY, 20 SEPTEMBER 2021 BE CONFIRMED.

CARRIED

PUBLIC QUESTION TIME

Question: Maroondah Resident

"I'm a resident on Avalon Grove in Ringwood North and I have a question/comment for next Council meeting, to be directed to the waste or parks teams.

I've really enjoyed seeing people use Evelyn Road Reserve and playground to relax and get out and socialise under the difficult circumstances Melbourne has experienced in the last two years, however I'm alarmed at the amount of rubbish left behind in the park. Often whilst I'm out walking I'm picking up disposable cups, bags and other material that I expect will just end up washing into our stormwater without some intervention. Currently there are no public bins available in that reserve. Could the parks/waste team please put a public bin in that park to encourage people to dispose of their waste when visiting the park?

Thanks to Maroondah Council for all your hard work during the pandemic, I really appreciate having such wonderful public bushland spaces to explore!"

Response: Director Corporate Services

"After sometime of monitoring Evelyn Road Reserve, it has been determined that one bin is required and this will be installed in the coming week."

OFFICERS' REPORTS

DIRECTOR CORPORATE SERVICES

ATTENDANCE REPORT	ITEM 1
MOVED CR STEANE, SECONDED CR DAMANTE	122/21

THAT COUNCIL RECEIVES AND NOTES THE REPORTS AS PRESENTED BY COUNCILLORS

CARRIED

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

Cr Spears (Mayor)

21/09	Maroondah Business Advisory Committee Meeting
21/09	Mayoral Video Filming
22/09	Gender Equality Advisory Committee (GEAC) Safe and Strong Roundtable - Leadership and Representation
23/09	Australian Local Government Women's Association (ALGWA) Expression of Interest Sub Committee Meeting
23/09	Women in Government Session - <i>"In Conversation with Annabel Crabb"</i>
28/09	Maroondah Housing Matter discussion with Winter Shelter Advocacy Group
28/09	Interns in Industry Celebration Event, Deakin University
29/09	Australian Local Government Women's Association Committee Budget Review Meeting

- 29/09 Eastern Region Group of Council Chair meeting with Eastern Metropolitan Partnership Deputy Chair
- 30/09 South East Metropolitan Advanced Waste Processing Webinar - Understanding Waste to Energy Technology and Victorian Regulations
- 30/09 Australian Local Government Women's Association -Putting your Hand Up for Mayor Seminar
- 04/10 Eastern Region Group of Council Chair Meeting with Eastern Metropolitan Partnership Chair
- 05/10 Mayoral Video Filming
- 06/10 Australian Local Government Women's Association and Whittlesea Community Leadership Meeting
- 06/10 Australian Local Government Women's Association 2023 Conference Meeting
- 06/10 Australian Local Government Women's Association Vic Conference - Expression of Interest - Rural Councils 2022
- 07/10 Gender Equality Advisory Committee Councillor Workshop - Model for the Prevention of Family Violence in Local Government
- 07/10 Gender Equality Advisory Committee/Price Waterhouse Cooper Local Government Culture Project Consultation
- 08/10 Gender Equality Advisory Committee Working Group A Meeting
- 11/10 Meeting with Croydon RSL
- 12/10 Swinburne Young Mums Virtual Open Day
- 12/10 Certificate of Creating Wellbeing Showcase Evening
- 13/10 Gender Equality Advisory Committee Working Group Meeting
- 13/10 Australian Local Government Women's Association Executive Board Meeting
- 13/10 Australian Local Government Women's Association National Executive Board Meeting
- 14/10 Eastern Region Group of Councils Pre-Meeting
- 14/10 Maroondah City Council Citizenship Ceremony
- 15/10 Meeting with the Hon Michael Sukkar MP, Federal Member for Deakin

Cr Lamont (Deputy Mayor)

- 11/10 Maroondah Access, Inclusion and Equity Advisory Committee Meeting

Cr Graham

- 23/09 Ruth McGowan Webinar - Back Yourself; Tap Into Your Inner Confidence and Soar!
- 30/09 South East Metropolitan Advanced Waste Processing Webinar - Understanding Waste to Energy Technology and Victorian Regulations
- 06/10 Maroondah Communities of Wellbeing Meeting
- 11/10 Maroondah Access, Inclusion and Equity Advisory Committee Meeting
- 12/10 Certificate of Creating Wellbeing Showcase Evening

Cr Dib, OAM JP

- 12/10 Maroondah Community Health and Wellbeing Committee Meeting
- 14/10 Metropolitan Local Government Waste Forum
- 14/10 Maroondah City Council Citizenship Ceremony

Cr Symon

- 22/09 Planning Consultation Meeting - 12 Gordon Court, Ringwood
- 30/09 Metropolitan Waste and Resource Recovery Group (MWRRG) - Understanding Waste to Energy Technology and Victorian Regulations Webinar
- 04/10 Maroondah City Council Citizenship Ceremony

Cr Stojanovic

- 30/09 South East Metropolitan Advanced Waste Processing Webinar - Understanding Waste to Energy Technology and Victorian Regulations
- 11/10 Maroondah Access, Inclusion and Equity Advisory Committee Meeting
- 12/10 Maroondah Community Health and Wellbeing Committee Meeting
- 14/10 Maroondah City Council Citizenship Ceremony

Cr Macdonald

- 30/09 Meeting with The Hon. David Hodgett MP, State Member for Croydon
- 06/10 Maroondah Communities of Wellbeing Meeting
- 07/10 Eastern FM Broadcast
- 14/10 Maroondah City Council Citizenship Ceremony

Cr Damante

- 21/09 Maroondah Business Advisory Committee Meeting
- 23/09 Planning Consultation Meeting - 9 & 11 Paul Street, Croydon
- 07/10 Municipal Association of Victoria Land Use Planning and Building Training Session (Part 2)
- 12/10 Maroondah Community Health and Wellbeing Committee Meeting
- 14/10 Maroondah City Council Citizenship Ceremony
- 18/10 Australian Local Government Women's Association Mentoring Session

Cr Steane

- 12/10 Swinburne Young Mums Virtual Open Day
- 14/10 Maroondah City Council Citizenship Ceremony

REPORTS OF COUNCILLOR BRIEFINGS

ITEM 2

MOVED CR MACDONALD, SECONDED CR STOJANOVIC

123/21

THAT COUNCIL RECEIVES AND NOTES THE PUBLIC RECORD OF THE FOLLOWING COUNCILLOR BRIEFINGS HELD ON THE 20 SEPTEMBER 2021 AND 4 OCTOBER 2021

CARRIED

COUNCILLOR REPRESENTATION REPORTS ITEM 3

MOVED CR GRAHAM, SECONDED CR SYMON 124/21

THAT COUNCIL RECEIVES AND NOTES MINUTES OF THE FOLLOWING COMMITTEES

1. **EASTERN TRANSPORT COALITION MEETING HELD ON THE 16 SEPTEMBER 2021**
2. **MAROONDAH DISABILITY ADVISORY COMMITTEE MEETING HELD ON THE 9 SEPTEMBER 2021**
3. **MAROONDAH ENVIRONMENT ADVISORY COMMITTEE MEETING HELD ON THE 10 AUGUST 2021**

CARRIED

Councillors who spoke to the motion - Cr Graham

SALE OF LAND - REAR 14 BRIDGET COURT WARRANWOOD ITEM 4

MOVED CR STEANE, SECONDED CR DIB 125/21

THAT COUNCIL, ACTING UNDER SECTION 114 OF THE LOCAL GOVERNMENT ACT 2020 (ACT):

1. **RESOLVES THAT THE REQUIRED STATUTORY PROCEDURES BE COMMENCED PRIOR TO CONSIDER SELLING THE LAND AT THE REAR OF 14 BRIDGET COURT WARRANWOOD, AS CONTAINED IN CERTIFICATE OF TITLE VOLUME 11090 FOLIO 354, BEING SHOWN AS LOT 11 ON PLAN OF SUBDIVISION NO. PS 610395W (SUBJECT LAND);**
2. **DIRECTS THAT IN ACCORDANCE WITH SECTION 114 OF THE ACT, COUNCIL:**
 - i. **PLACE A PUBLIC NOTICE OF THE PROPOSED SALE ON COUNCIL'S WEBSITE;**
 - ii. **IN ACCORDANCE WITH COUNCIL'S COMMUNITY ENGAGEMENT PROCESS:**
 - **PROVIDE A COPY OF THE PUBLIC NOTICE TO ANY PERSONS DIRECTLY AFFECTED BY THE SALE OF THE SUBJECT LAND; AND**
 - iii. **OBTAIN A VALUATION OF THE SUBJECT LAND;**
3. **RESOLVES THAT THE PUBLIC NOTICE TO BE GIVEN AS PART OF COUNCIL'S COMMUNITY ENGAGEMENT PROCESS SHOULD STATE THAT COUNCIL PROPOSES TO SELL THE SUBJECT LAND TO THE OWNERS OF 14 BRIDGET COURT WARRANWOOD FOR NO LESS THAN \$62,000 PLUS GST AND THAT SUBMISSIONS IN RELATION TO THE PROPOSED SALE OF THE SUBJECT LAND BE ADDRESSED TO THE CHIEF EXECUTIVE OFFICER, MAROONDAH CITY COUNCIL;**

PROCEDURES NECESSARY TO ENABLE COUNCIL TO CARRY OUT ITS FUNCTIONS UNDER THE ACT IN RELATION TO THIS MATTER;

- 5. RESOLVES THAT ANY SUBMISSIONS RECEIVED PURSUANT TO THE COMMUNITY ENGAGEMENT PROCESS BE HEARD BY A COMMITTEE OF COUNCIL ON A DATE TO BE DETERMINED;**
- 6. NOTES THAT ONCE ALL PUBLIC SUBMISSIONS HAVE BEEN CONSIDERED, A FURTHER REPORT WILL BE PRESENTED TO COUNCIL TO DECIDE WHETHER OR NOT TO PROCEED WITH THE PROPOSED SALE.**

CARRIED

INSTRUMENT OF DELEGATION - CHIEF EXECUTIVE OFFICER

ITEM 6

MOVED CR DIB, SECONDED CR SYMON

127/21

THAT COUNCIL, IN THE EXERCISE OF THE POWERS CONFERRED BY SECTION 11(1)(b) OF THE LOCAL GOVERNMENT ACT 2020 (THE ACT), RESOLVES THAT:

- 1. THERE BE DELEGATED TO THE PERSON HOLDING THE POSITION, OR ACTING IN OR PERFORMING THE DUTIES, OF CHIEF EXECUTIVE OFFICER THE POWERS, DUTIES AND FUNCTIONS SET OUT IN THE ATTACHED INSTRUMENT OF DELEGATION TO THE CHIEF EXECUTIVE OFFICER, 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**
- 3. ON THE COMING INTO FORCE OF THE INSTRUMENT ALL PREVIOUS DELEGATIONS TO THE CHIEF EXECUTIVE OFFICER 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 BE EXECUTED UNDER THE SEAL OF COUNCIL**

CARRIED

INSTRUMENTS OF DELEGATION TO COUNCIL OFFICERS

ITEM 7

MOVED CR MACDONALD, SECONDED CR STOJANOVIC

128/21

THAT COUNCIL, IN THE EXERCISE OF THE POWERS CONFERRED BY SECTION 11 OF THE LOCAL GOVERNMENT ACT 2020 (THE ACT) AND THE OTHER LEGISLATION REFERRED TO IN THE ATTACHED INSTRUMENTS OF DELEGATION, RESOLVES THAT:

- 1. THERE BE DELEGATED TO THE COUNCIL EMPLOYEES HOLDING, ACTING IN OR PERFORMING THE DUTIES OF THE OFFICES OR POSITIONS REFERRED TO IN THE ATTACHED *INSTRUMENTS OF DELEGATION TO COUNCIL OFFICERS*, THE POWERS, DUTIES AND FUNCTIONS SET OUT IN THOSE INSTRUMENTS, SUBJECT TO THE CONDITIONS AND LIMITATIONS SPECIFIED THEREIN**
- 2. THE INSTRUMENTS COME INTO FORCE IMMEDIATELY THE COMMON SEAL OF COUNCIL IS AFFIXED TO THE INSTRUMENTS, AND REMAINS IN FORCE UNTIL THEY ARE REVOKED BY COUNCIL**
- 3. ON THE COMING INTO FORCE OF THESE INSTRUMENTS ALL PREVIOUS INSTRUMENTS OF DELEGATION TO COUNCIL EMPLOYEES (OTHER THAN THE CHIEF EXECUTIVE OFFICER) ARE REVOKED**
- 4. THE DUTIES AND FUNCTIONS SET OUT IN THE INSTRUMENTS MUST BE PERFORMED, AND THE POWERS SET OUT IN THE INSTRUMENTS MUST BE EXECUTED, IN ACCORDANCE WITH ANY GUIDELINES OR POLICIES WHICH COUNCIL FROM TIME TO TIME ADOPTS**
- 5. THE INSTRUMENTS OF DELEGATION BE EXECUTED UNDER THE SEAL OF COUNCIL**

CARRIED

COUNCILLORS QUARTERLY EXPENSE AND REIMBURSEMENT
REPORT - JULY TO SEPTEMBER 2021

ITEM 8

MOVED CR STEANE, SECONDED CR SYMON

129/21

THAT COUNCIL NOTES THE COUNCILLORS EXPENSE AND REIMBURSEMENT REPORT FOR JULY TO SEPTEMBER 2021

CARRIED

ACTING DIRECTOR OPERATIONS, ASSETS & LEISURE

MAROONDAH GOLF - ANNUAL STATE OF PLAY REPORT ITEM 1

MOVED CR SYMON, SECONDED CR MACDONALD 130/21

THAT COUNCIL NOTES THE MAROONDAH GOLF - ANNUAL STATE OF PLAY REPORT**CARRIED**

Councillors who spoke to the motion - Cr Symon, Macdonald and Spears

EVENTS ON COUNCIL LAND POLICY ITEM 2

MOVED CR STOJANOVIC, SECONDED CR SYMON 131/21

THAT COUNCIL ENDORSES THE EVENTS ON COUNCIL LAND POLICY**CARRIED**

Councillors who spoke to the motion - Cr Stojanovic

DIRECTOR STRATEGY & COMMUNITYFORMAL CONSIDERATION OF ANNUAL REPORT 2020/21 AND
OUR ACHIEVEMENTS 2020/21 SUMMARY REPORT ITEM 1

MOVED CR MACDONALD, SECONDED CR STOJANOVIC 132/21

THAT COUNCIL

1. **FORMALLY ENDORSES THE MAROONDAH CITY COUNCIL ANNUAL REPORT 2020/21**
2. **NOTES THAT THE RELEVANT STATUTORY REQUIREMENTS HAVE BEEN MET**
3. **NOTES THE OUR ACHIEVEMENTS 2020/21 SUMMARY REPORT**

CARRIED

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

MAROONDAH HERITAGE ACTION PLAN 2021 ITEM 2

MOVED CR LAMONT, SECONDED CR DAMANTE 133/21

THAT COUNCIL ADOPTS THE MAROONDAH HERITAGE ACTION PLAN 2021**CARRIED**

Councillors who spoke to the motion - Crs Lamont and Graham

MAROONDAH LIVEABILITY WELLBEING AND RESILIENCE
STRATEGY 2021-2031

ITEM 3

MOVED CR STOJANOVIC, SECONDED CR GRAHAM

134/21

THAT COUNCIL

- 1. ADOPTS THE MAROONDAH LIVEABILITY WELLBEING AND RESILIENCE STRATEGY 2021-2031**
- 2. ACKNOWLEDGES THE INVALUABLE CONTRIBUTION OF THE BROAD RANGE OF COMMUNITY MEMBERS, COMMUNITY GROUPS AND COMMUNITY SERVICE AGENCIES INTO THE DEVELOPMENT OF THIS STRATEGY**

CARRIED

Councillors who spoke to the motion - Crs Damante, Graham, Dib and Stojanovic

DOCUMENTS FOR SEALING

Nil

MOTIONS TO REVIEW

Nil

LATE ITEMS

Nil

REQUESTS / LEAVE OF ABSENCE

Nil

IN CAMERA

MOVED CR DAMANTE, SECONDED CR LAMONT

135/21

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

DIRECTOR CORPORATE SERVICES

ITEM 1 INSTRUMENT OF APPOINTMENT & AUTHORISATION TO COUNCIL OFFICERS (PLANNING & ENVIRONMENT ACT 1987)

Reason: This report contains personal information, being information which if released would result in the unreasonable disclosure of information about any person or their

personal affairs. This information is confidential in accordance with s3(1)(f) of the Act. This ground is applied because the information, if publicly released at the time, is likely to be inappropriately detrimental to the Council or any person.

DIRECTOR DEVELOPMENT & AMENITY

ITEM 1 TENDER EVALUATION REPORT – CONTRACT 20999 PROVISION OF ASPHALT SERVICES

Reason: This report contains Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released. This information is confidential in accordance with s3(1)(a) of the Act. This ground is applied because the information, if publicly released at the time, is likely to be inappropriately detrimental to the Council or any person.

CARRIED

COUNCIL RESOLVED THAT THE FOLLOWING DECISIONS BE REFLECTED IN THE MINUTES OF THE OPEN FORUM.

DIRECTOR CORPORATE SERVICES

INSTRUMENT OF APPOINTMENT & AUTHORISATION TO COUNCIL OFFICERS (PLANNING & ENVIRONMENT ACT 1987)

ITEM 1

THAT THIS RESOLUTION AND REPORT ARE TO REMAIN CONFIDENTIAL INDEFINITELY – UNLESS REQUIRED IN A COURT OF LAW OR BY A LAW ENFORCEMENT AGENCY – AND THAT THIS DECISION BE REFLECTED IN THE MINUTES OF THE OPEN FORUM OF THIS MEETING

DIRECTOR DEVELOPMENT & AMENITY

TENDER EVALUATION REPORT – CONTRACT 20999 PROVISION OF ASPHALT SERVICES

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 8:30pm.

Confirmed

Date