

GLEN EIRA CITY COUNCIL

ORDINARY COUNCIL MEETING

TUESDAY 1 FEBRUARY 2022

MINUTES

Meeting was held remotely and streamed live via Council's website at 7.30pm

Present

The Mayor, Councillor Jim Magee Councillor Anne-Marie Cade Councillor Margaret Esakoff Councillor Sam Parasol Councillor Neil Pilling Councillor Li Zhang Councillor Simone Zmood Councillor David Zyngier

INDEX

1.	ACKNOWLEDGEMENT4		
2.	APOLOGIES4		
3.	REMINDER TO DECLARE ANY CONFLICTS OF INTEREST IN ANY ITEMS ON THE AGENDA		
4.	CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETINGS		
5.	RECEPTION AND READING OF PETITIONS AND JOINT LETTERS		
6.	REPORTS BY DELEGATES APPOINTED BY COUNCIL TO VARIOUS ORGANISATIONS		
7.	REPORTS FROM COMMITTEES AND RECORDS OF ASSEMBLY6		
	7.1 Advisory Committees6		
	7.1.1 Advisory Committee Minutes		
	7.2 Records of Assembly		
	7.2.1 Records of Assemblies of Councillors 6 10.5 Written public questions to Council 7		
8.	OFFICER REPORTS (AS LISTED)13		
	 8.1 113 Balaclava Road, Caulfield North Request for a Combined Planning Scheme Amendment and Planning Permit Application		
9.	URGENT BUSINESS - NIL		

10.	ORDINARY BUSINESS	18
	10.1 Requests for reports from a member of Council staff - Nil	
	10.2 Right of reply - Nil	
	10.3 Notice of Motion - Nil	
	10.4 Councillor questions - Nil	18
	10.5 Written public questions to Council	
11.	CONFIDENTIAL ITEMS	19
	Nil	
12.	CLOSURE OF MEETING	19



The Mayor welcomed Councillors, Council officers, Glen Eira residents and other community members to the 1 February 2022 virtual Council Meeting. Cr Magee advised of the process that would be followed should Council encounter technical difficulties livestreaming the meeting.

The Mayor then confirmed that the Councillors could be recorded as present by ensuring they met the following three criteria:

- They can hear proceedings;
- They can see other members in attendance and can be seen by other members; and
- They can be heard (to speak).

1. ACKNOWLEDGEMENT

The Mayor read the acknowledgement.

Glen Eira City Council Acknowledges the peoples of the Kulin Nation as Traditional Owners and Custodians, and pay our respect to their Elders past, present and emerging. We Acknowledge and uphold their continuing relationship to land and waterways. Council extends its respect to all Aboriginal and Torres Strait Islander peoples.

2. APOLOGIES

Moved: Cr Parasol

Seconded: Cr Zyngier

That the apology from Cr Tony Athanasopoulos be received and noted.

CARRIED UNANIMOUSLY

3. REMINDER TO DECLARE ANY CONFLICTS OF INTEREST IN ANY ITEMS ON THE AGENDA

Councillors were reminded of the requirement for disclosure of conflicts of interest in relation to items listed for consideration on the Agenda, or any item that was considered at this meeting, in accordance with Section 130(2) of the *Local Government Act 2020* and Rule 60(3) of the Glen Eira City Council Governance Rules. Councillors were then invited to indicate any such conflict of interest.

- Cr Parasol Item Number 8.1 113 Balaclava Road Caulfield North Request for a Planning Scheme Amendment and Planning Permit Application
- Cr Esakoff Item Number 8.4 Glen Eira Heritage Review C204 (Elsternwick, Bentleigh and Carnegie) – Panel Report

4. CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETINGS

Moved: Cr Zyngier

Seconded: Cr Zmood

That the minutes of the Ordinary Council Meeting held on 14 December 2021 be confirmed.

CARRIED UNANIMOUSLY

5. RECEPTION AND READING OF PETITIONS AND JOINT LETTERS

Nil

6. REPORTS BY DELEGATES APPOINTED BY COUNCIL TO VARIOUS ORGANISATIONS

Nil

7. REPORTS FROM COMMITTEES AND RECORDS OF ASSEMBLY

7.1 Advisory Committees

7.1.1 ADVISORY COMMITTEE MINUTES

Moved: Cr Zyngier Seconded: Cr Parasol

That the minutes of the Advisory Committee meetings as shown below be received and noted and that the recommendations of these Committees be adopted.

- 1. Youth Advisory Committee Meeting Minutes 2 December 2021; and
- 2. Community Grants Advisory Committee Meeting Minutes 7 December 2021.

CARRIED UNANIMOUSLY

7.2 Records of Assembly

7.2.1 RECORDS OF ASSEMBLIES OF COUNCILLORS

Moved: Cr Zmood

Seconded: Cr Esakoff

That the Records of the Assemblies as shown below be received and noted.

- 1. 30 November 2021 Assembly;
- 2. 7 December 2021 Assembly;
- 3. 13 December 2021 Assembly; and
- 4. 14 December 2021 Pre-meeting

CARRIED UNANIMOUSLY

Procedural Motion

Moved: Cr Zyngier

Seconded: Cr Parasol

That Council changes the order of business to bring forward Item 10.5 Written public questions to Council to be considered at this stage of the meeting.

CARRIED UNANIMOUSLY

10.5 Written public questions to Council

1. Neil Freeman – Caulfield

Why has the City of Glen Eira misrepresented that the 26th of January is a day when the "Aboriginal" & Torres Straight flags should be flown at half mast when indigenous resources indicate that the flags should only be flown at half mast to mourn deceased persons.

Response:

Council recognises that the 26 January holds different meanings for the whole community and takes an inclusive approach to representing the diversity of views. In speaking with our local Traditional Owner groups and through our commitments in our Reconciliation Action Plan, Council decided to lower the Aboriginal and Torres Strait Islander flags on 26 January in 2021 and 2022. The flying of these flags at half-mast represents that the 26 January is a day of mourning for many Aboriginal and Torres Strait Islander people in our Glen Eira community.

Council also recognised Australia Day this year by hosting a Citizenship Ceremony for 37 new citizens and later in the day, a Koorie Chill Out event that recognised the significance of the date for our Aboriginal and Torres Strait Islander community and to promote understanding, respect and reconciliation.

2. Rosemarie Read – Bentleigh

The mature tree removals at Caulfield Racecourse would appear to have been made by Planning Ministerial decision without any consultation by the Melbourne Racing Club. What knowledge or input has Council had regarding this course of action? Given that works are about to commence on the grade separation of Glen Huntly and Neerim Roads by the Level Crossing Removal Authority, is Council aware of proposed tree removals and if so how many trees are planned for destruction and where?

Response:

Council is disappointed that the Minister for Planning has approved substantial building work at the Caulfield Racecourse without the involvement of Council or the community in the decision making process. Like you, we are upset that significant trees have been removed as a result of this approval.

Council was informed in June 2021 that the Melbourne Racing Club (MRC) had made a request to the Minister for Planning to fast track approval of a series of works including a second racetrack and lighting, racecourse and administration facilities, and public realm works. Council was informed that if the Minister decided to consider the proposal, that Council and the community would be formally consulted on the proposed changes. This never occurred and the December approval by the Minister therefore came as a complete surprise to Council.

Council has written to the Minister raising our concern.

Council officers have been liaising with the Level Crossing Removal Project (LXRP) on their plans for the Glen Huntly Level Crossing Removal for some time. It is understood that the LXRP has published information on their website today that provides an extensive plan of where vegetation removal is proposed.

Council understands that there is some 600+ trees that cannot be retained due to the design of the level crossing removal works and the requirement to build retaining walls.

Council is seeking to obtain guarantees from the LXRP regarding offset planting for each tree removed on at least a like for like basis within the project area or immediate surrounds. In support of Council's recently endorsed Urban Forest Strategy, we are also advocating to retain as many of the significant trees as possible throughout the rail corridor.

If you have specific questions regarding these works or concerns regarding the number of trees proposed for removal, you may wish to contact the LXRP directly and participate in their current community engagement process.

3. Felicity Childs – Carnegie

In line with Glen Eira's declaration of a Climate Emergency, why hasn't Council taken legal steps to apply for a Court Injunction to cease works at Caulfield Racecourse until the application for protection with Victorian Heritage is processed?

Response:

The Heritage Council of Victoria has issued an Interim Protection Order on the Caulfield Racecourse Reserve. As part of this Interim Protection Order, alterations are not permitted on the site. The order prevents the following:

- Remove, relocate, demolish, damage, or demolish a registered object
- Alter a registered object, or
- Disturb the position of a fixed, registered object.

The Heritage Council of Victoria has also outlined a number of significant penalties for any party who breaches the order.

At present, the order acts as a safeguard to the site which ceases any immediate works or alterations. The order will be in place for a minimum of four months. Council is actively pursuing the Heritage Council of Victoria for further information on the process to further address community concerns on the matter.

4. Peter Florrimell – Carnegie

Why aren't trees nominated for the Classified Tree Register, immediately subject to a provisional protection order pending the outcome of the assessment process? If the tree owner has reasonable grounds for removing the tree urgently, the assessment process could be expedited to accommodate the circumstances

Response:

Authorised Council officers can issue an interim protection order to protect a tree where there is an identified (prima facie) case for inclusion in the Classified Tree Register and the tree is believed to be under immediate or imminent threat of damage or removal. The interim order can provide protection whilst Council determines whether the tree should be included on the Classified Tree Register.

Where an existing Planning or Building permit has been issued, an interim protection order will not be issued.

5. Warren Green – Bentleigh

- a) It is noted that construction is progressing on the Eat Street Bentleigh project including work on the old Rotunda area. The ground surface at this location has been installed and it appears to be uneven and bumpy and not optimal for the diverse range of potential users e.g. older adults, special needs, etc. Can you please provide feedback on this observation?
- b) The GE planning register notes an amendment application for 72 Patterson Road, Bentleigh. This is listed as an amendment from an approved three-storey development to a four-storey development. As background, Patterson is a small village shopping strip and a four-storey development in this strip may be unprecedented. Relevant to the outcome of this amendment application is that, incredibly, Glen Eira doesn't have any permanent height controls in activity centres, no structure plans and no housing strategy to guide and inform Council's assessment. Can you please advise if Council has any clear and well-defined parameters embedded in the Planning Scheme that guide the assessment of an additional storey for this amendment application and if so can you please outline this information

Responses:

- a) The paving stone used is a naturally occurring Porphyry stone and was specifically chosen for its natural look and finish. This style of stone has been used in many pedestrian pavement areas in Australia. The selection and design of this stone has taken into consideration the Australian Standards requirements and DDA requirements to ensure it meets specific grades, levels and pedestrian movement requirements.
- b) The Glen Eira Planning Scheme includes a suite of planning provisions that enable a proper contextual based analysis of the proposed amendment. There are both State and local planning policies that recognise role of the activity centre, seek to manage amenity impact and provide a framework to consider acceptable development outcomes. Council's Housing Diversity Area Policy at Clause 22.07 of the Glen Eira Planning Scheme is one such policy and offers the following guidance in relation to Patterson. It is policy to:
 - Recognise that more intense forms of mixed use/residential development (including shop top housing) may be appropriate in the commercial areas of the Patterson and Gardenvale local centres compared to other local centres.
 - Encourage gradual changes in building heights between existing buildings and new developments in the commercial areas of the Patterson and Gardenvale local centres.
 - Ensure that where building heights are above the prevailing height of the Patterson and Gardenvale local centres, the building design reduces the visibility of the additional storey(s) by either incorporating the additional storey(s) into roof space (attic style); limiting the additional storey(s) to an envelope that is significantly less than the floor immediately below and is significantly set back from the front and rear of the site to limit visibility from the street in front or the properties to the rear.

6. Catherine McNaughton – Glen Huntly

Happy New School Year! The LXRA gave our community the much-loved Djerring Trail and is planning to extend the current Frankston line railtrail from Royal Ave to Normanby Rd, providing an opportunity to link the two paths.

- a) Will Council publicly commit to provide safe and continuous bicycle connections between the Djerring Trail and Frankston line trail?
- b) Will Council write to the LXRP and Dept of Transport advocating for safe and continuous bicycle connections across and along Neerim Road and the railway/racecourse precinct to connect to Glen Eira College?

Residents who ride bicycles and the many more who want to ride, but don't feel safe mixing with heavy traffic need these safe connections between railtrails, schools and stations (a total of 84% of our community according to new Monash University and VicHealth Study covering Glen Eira, confirms Glen Eira Council strategies). We need paths safe enough for our kids and grandparents.

Response:

a) Council has been advocating to the State Government to make a formal bike path connection from the planned Shared User Path at Royal Avenue in Glen Huntly to the Djerring Trail. Currently, the LXRP have said that this connection is out of the scope of the level crossing removal project due to site constraints.

Cyclist currently use an informal path off Neerim Road that runs along the railway line which connects to Learnington Crescent, then Lorne Street and cyclists can then access the Djerring Trail.

Whilst this was a preferred route, Council will need to investigate other routes to provide a connection between the two trails. The timing of this cannot be confirmed at this time.

b) As part of the Glen Huntly - Neerim Road Level Crossing Removal, the LXRP are improving cycle lanes along Neerim Road at either end of the new bridge structure to complement the on road cycle provision heading west to the college. Council will make further enquiries to the LXRP and Department to see if there are any future plans for upgrading the cycle provision along Neerim Road. Soon, Council will be looking to consult with the community on the draft Caulfield Structure Plan. This plan aims to improve walking and cycling connections around the racecourse reserve, including at the southern end, at Neerim Road. Further details will be provided at the time of consultation.

7. Michael Cramphorn – Caulfield North

We have observed with horror the destruction of numerous mature and heritage trees in Caulfield Racecourse last week. We understand that this occurred following a Planning Scheme amendment approved by the State Planning Minister Richard Wynne on Christmas Eve.

Our questions to Council are:

- a) Who made the application for this Planning Scheme Amendment (PSA) (was it the MRC)?
- b) What role did Council have in the preparation of the Planning Scheme Amendment?

Responses:

- a) The Melbourne Racing Club submitted a request to the Department of Environment, Land, Water and Planning through the Development Facilitation Program seeking Ministerial intervention to accelerate approval of a proposed package of works.
- b) Council had no involvement in the preparation of the Planning Scheme Amendment.

8. Bridget Cramphorn – Caulfield North

- a) If the Council played no role in the preparation of this Planning Scheme Amendment, what prior knowledge did the Council have that this application was proceeding?
- b) What action, if any did Council take to prevent this occurring?

Responses:

- a) Council was informed in June 2021 that the Melbourne Racing Club had made a request to the Minister for Planning to fast track approval of a series of works including a second racetrack and lighting, racecourse and administration facilities, and public realm works. <u>Council was informed that if the Minister decided to consider the proposal, that Council and the community would be formally consulted on the proposed changes</u>. This never occurred and the approval by the Minister in December came as a complete surprise to Council.
- b) When Council was informed that the Department of Environment, Land, Water and Planning was considering whether to recommend Ministerial intervention, Council wrote to them indicating that we felt that Council, not the Minister, was best placed to consider any application.

9. Sue Nolle – Caulfield

a) Why does Council continue to plant Lophostemon Confertus as street trees when they clearly create huge amounts of litter year round ?

The monthly street sweep is ineffective to stop shed leaves continuously blooking street gutters.

Any amateur botanist can tell Council that this tree grows naturally in rainforest or *wet sclerophyll forest*, and is endemic to deep loamy soils of sheltered hillsides mostly between 600 and 1300 m above sea level and with rainfall above 1100 mm a year.

<u>Melbourne receives 600mm of rain annually, pretty evenly spread across the twelve months.</u>

This tree is a cheap, unimaginative choice for instant greening of our streets at residents' expense.

- b) At the December Public Meeting, Cr Esakoff's motion to further restrict cigarette smoking to designated areas in shopping centres was interspersed with Cr Zyngier's opinion about wood fires burning in Glen Eira.
 - (i) To how many wood fires was Cr Zyngier alluding?
 - (ii) Where have the wood fires occurred that incurred his wrath?
 - (iii) Why does Cr Zyngier wish to ban wood fires ?

Responses:

a) Lophostemon confertus represents the largest percentage of street trees that the city currently has (18.9%). Lophostemon was an over utilised tree species in the 1970's and 1980's across greater Melbourne. Lophostemons are no longer being utilised as an avenue planting.

The Urban Forrest Strategy identifies that the city should not have any one species as being a dominant percentage of the total tree population. With significant climatic changes being currently experienced, any such reliance would make large percentages of the City's tree population vulnerable should anyone or multiple events be experienced.

Currently officers' re-plant minimal numbers of Lophostemon. Replanting Lophostemon is chosen where one or two trees are required to retain an intact existing avenue of the species. Where there is an identified opportunity to introduce a new species, officers will use the new species as the replacement species.

- b) (i) During the deliberation of the agenda item, no reference was made on the total number of woodfire heater complaints received. Unfortunately, Council does not have statistical or locational data in relation to households within the municipality that use woodfire heaters as a heating source, as woodfire heaters are legally allowed across Victoria and do not require council permission to install.
 - (ii) No particular locations regarding woodfire heaters were referenced in the deliberation of the agenda item.
 - (iii) At the 23 November 2021 Council meeting, Councillor Zyngier moved, and Council resolved, that officers prepare a report that:
 - provides advice on an advocacy approach to the EPA and State Government that recognises the impact of wood heaters on health, amenity and the environment and seeks measures to reduce their impact; and
 - provides advice on what other councils are doing in relation to this matter.

The resolution seeks advice on advocacy opportunities. The report and its findings will be presented at the 22 February 2022 Council Meeting.

The Mayor acknowledged and congratulated past Mayor, Jamie Hyams who was awarded a Medal of the Order of Australia (OAM). This was in recognition of his service to the many committees and boards within the municipality of Glen Eira and for his contribution to Local Government.

8. OFFICER REPORTS (AS LISTED)

It is recorded that Cr Parasol declared a General Conflict of Interest in item 8.1 - 113 Balaclava Road, Caulfield North – Request for a combined Planning Scheme Amendment and Planning Permit application given the subject property owner is well known to him.

It is recorded that Cr Parasol left the virtual meeting at 8.02pm prior to any discussion on this matter.

8.1 113 BALACLAVA ROAD, CAULFIELD NORTH REQUEST FOR A COMBINED PLANNING SCHEME AMENDMENT AND PLANNING PERMIT APPLICATION

Moved: Cr Zyngier

Seconded: Cr Pilling

- 1. That, pursuant to Section 96A(2) of the *Planning and Environment Act 1987*, Council agrees to consider a planning permit application for six dwellings concurrently with a planning scheme amendment to vary two single dwelling covenants as requested by Retrew Pty Ltd, for the land at 113 Balaclava Road, Caulfield North; and
- That, pursuant to Section 8A(2) of the Planning and Environment Act 1987, Council seeks authorisation from the Minister for Planning to prepare and exhibit Planning Scheme Amendment C233glen and to consider Planning Permit Application GE/DP-34762/2021 concurrently, pursuant to Section 96A of the Planning and Environment Act 1987.

For the Motion:	Crs Cade, Esakoff, Magee, Pilling, Zhang and Zyngier (6)
Against the Motion:	Nil
Abstain:	Cr Zmood (1)

CARRIED

It is recorded that Cr Parasol left the virtual meeting prior to item 8.1 and was not present when this item was considered. It is further recorded that Cr Parasol re-entered the virtual meeting at 8.16pm.

8.2 VCAT WATCH

Moved: Cr Cade

Seconded: Cr Zhang

That Council notes the update on VCAT matters.

CARRIED UNANIMOUSLY

8.3 FINANCIAL MANAGEMENT REPORT (31 DECEMBER 2021)

Moved: Cr Zhang

Seconded: Cr Zyngier

That Council notes the Financial Management Report for the period ending 31 December 2021 in Attachment 1 to the report.

CARRIED UNANIMOUSLY

It is recorded that Cr Esakoff declared a Material Conflict of Interest under section 128 of the Local Government Act 2020 in PART A of item 8.4 - Glen Eira Heritage Review C204 (Elsternwick, Bentleigh and Carnegie) – Panel Report. Cr Esakoff has an interest in a property in the vicinity of Hopetoun Gardens.

It is recorded that Cr Esakoff left the virtual meeting at 8.26pm prior to any discussion on this matter.

8.4 GLEN EIRA HERITAGE REVIEW C204 (ELSTERNWICK, BENTLEIGH AND CARNEGIE) – PANEL REPORT

Moved: Cr Zmood

Seconded: Cr Zyngier

Part A

That Council:

- 1. notes the recommendations of the Independent Panel in relation to Planning Scheme Amendment C204 as they relate to HO196 Hopetoun Gardens;
- 2. adopts those sections of Planning Scheme Amendment C204 that relate to HO196 Hopetoun Gardens in accordance with Section 29(1) of the *Planning and Environment Act 1987* as exhibited.
- 3. authorises the Manager City Futures to undertake all changes to the amendment documentation in relation to HO196 Hopetoun Gardens in accordance with Council's resolution and to make any administrative changes required where changes do not affect the purpose or intent of the adopted amendment.
- 4. Submits those adopted sections of Planning Scheme Amendment C204 that relate to HO196 Hopetoun Gardens to the Minister for Planning for approval in accordance with Section 31(1) of the *Planning and Environment Act 1987*; and
- 5. advises all submitters to the Amendment of Council's determination in relation to Amendment C204.

CARRIED UNANIMOUSLY

It is recorded that Cr Esakoff left the virtual meeting prior to item 8.4 Part A and was not present when this item was considered. It is further recorded that Cr Esakoff re-entered the virtual meeting at 8.30pm prior to consideration of Part B of the item.

Part B

Moved: Cr Zmood

Seconded: Cr Esakoff

That Council:

- 1. notes the recommendations of the Independent Panel in relation to Planning Scheme Amendment C204 except for references to HO196 Hopetoun Gardens.
- 2. adopts revised changes in accordance with the Panel's Recommendations to the

Glen Eira Heritage Review of Elsternwick Structure Plan Area 2019 Stage 2 Report as noted in this report.

3. adopts Planning Scheme Amendment C204 in accordance with Section 29(1) of the *Planning and Environment Act 1987* as exhibited but excluding HO196 Hopetoun Gardens and amended as follows:

3a. amendments in accordance with the recommendations of the Independent Panel:

Amend the HO180 (Elsternwick Public and Commercial Precinct) Statement of Significance to:

- a) designate 459 and 461 Glenhuntly Road and 2B Staniland Grove, Elsternwick as non-contributory properties
- b) remove 2 Staniland Grove from the list of contributory properties and the address list at the beginning of the statement.

Further recommendation:

The Panel informally recommends that Council revise heritage citations in the Glen Eira Review of the Elsternwick Structure Plan Area 2019 Stage 2 Report to reflect changes in this Report.

3b. Remove 6 Downshire Road (HO201), 22 Grafton Street (HO202) and 19 Hopetoun Street (HO203) from the amendment as Council does not agree with retaining these properties within the Heritage Overlay on an individual basis given these properties were deemed only 'contributory' within a wider proposed precinct. Council will review these properties and the surrounding wider precincts upon completion of the Elsternwick Structure Plan.

3b. Subsequent amendments to the Explanatory Report, Clause 22.01 and schedule to Clause 72.08 (Background documents) are required to reflect the adoption date of the *Glen Eira Heritage Review of Elsternwick Structure Plan Area 2019 Stage 2 Report* (revised 1 February 2022).

- 4. authorises the Manager City Futures to undertake all changes to the amendment documentation, except for those section relating to HO196 Hopetoun Gardens in accordance with Council's resolution and to make any administrative changes required where changes do not affect the purpose or intent of the adopted amendment.
- 5. submits those sections of the adopted Planning Scheme Amendment C204 except for those section relating to HO196 Hopetoun Gardens to the Minister for Planning for approval in accordance with Section 31(1) of the *Planning and Environment Act 1987;* and

- 6. advises all submitters to the Amendment of Council's determination in relation to Amendment C204.
- 7. seeks authorisation from the Minister for Planning to prepare and exhibit a planning scheme amendment for the remainder of the heritage precincts contained in the Glen Eira Heritage Review of the Elsternwick Structure Plan Area 2019.

CARRIED UNANIMOUSLY

8.5 SUBMISSION - INQUIRY TO EXAMINE THE PLANNING AND ENVIRONMENT ACT 1987

Moved: Cr Zhang

Seconded: Cr Pilling

That Council endorses this report and refers its submission (Attachment 1 to this report) and a covering letter to the Inquiry to examine the *Planning and Environment Act 1987*.

CARRIED UNANIMOUSLY

8.6 AMENDMENT TO THE ORDER UNDER SECTION 26(2) OF THE DOMESTIC ANIMALS ACT 1994

Moved: Cr Esakoff

Seconded: Cr Cade

That Council:

- 1. resolves to make an Order under section 26(2) of the Domestic Animals Act 1994, as set out in Attachment 1 to this report, to amend the off-leash time limit currently applied to Wattle Grove Reserve; and
- 2. authorises officers to undertake the necessary processes to formalise the change to the Order.

CARRIED UNANIMOUSLY

8.7 PROVISION OF MICROSOFT LICENSING AGREEMENT

Moved: Cr Zmood

Seconded: Cr Zhang

That Council:

- 1. appoints the panel of providers recommended to be appointed in the MAV tender as listed in the confidential attachment to the report;
- authorises the Chief Executive Officer to execute the contract on Council's behalf;
- 3. notes the attachment to the report remains confidential in accordance with Section 3(1)(g) and Section 66(5) of the *Local Government Act 2020* or until Council resolves otherwise; and
- 4. authorises Council officers to disclose any confidential information in relation to this item, but only to the extent necessary to give effect to the resolution.

CARRIED UNANIMOUSLY

9. URGENT BUSINESS - NIL

10. ORDINARY BUSINESS

- 10.1 Requests for reports from a member of Council staff Nil
- 10.2 Right of reply Nil
- 10.3 Notice of Motion Nil
- 10.4 Councillor questions Nil

10.5 Written public questions to Council

This item was dealt with at an earlier stage of the meeting.

11. CONFIDENTIAL ITEMS

Nil

12. CLOSURE OF MEETING

The meeting closed at 8.48pm.

Confirmed this 22 day of February 2022

Chairperson.....