



GLEN EIRA CITY COUNCIL

ORDINARY COUNCIL MEETING

TUESDAY 19 JULY 2022

MINUTES

**Meeting was streamed live via
Council's website at 7.30pm**

Present

The Mayor, Councillor Jim Magee
Councillor Tony Athanasopoulos
Councillor Anne-Marie Cade
Councillor Margaret Esakoff
Councillor Li Zhang
Councillor Simone Zmood
Councillor David Zyngier

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The Mayor welcomed Councillors, Council officers, Glen Eira residents and other community members to the 19 July 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**

Apology

Moved: Cr Zyngier

Seconded: Cr Zmood

That the apology from Cr Pennicuik and Cr Parasol 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.

- Nil

Procedural Motion**Moved: Cr Magee****Seconded: Cr Esakoff**

That Council:

1. considers the meeting to be adjourned for 10 minutes from the commencement of any technical problem which prevents Council from livestreaming the meeting;
2. adjourns the meeting in the event livestreaming cannot be resumed within 30 minutes from the commencement of the technical problem which prevents livestreaming on Council's website with the meeting to be reconvened virtually on Wednesday 20 July 2022 at 7.30pm; and
3. notes, if the Mayor is unable for any reason to attend the Council meeting or part of the Council meeting, the meeting will be chaired in accordance with Rule 13 of the Governance Rules. The Mayor will resume as Chair of the meeting upon return. If a vote is being taken at the time, the Mayor will resume as Chair after the result of the vote has been declared.

CARRIED UNANIMOUSLY**4. CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETINGS****Moved: Cr Esakoff****Seconded: Cr Zhang**

That the minutes of the Ordinary Council Meeting held on 28 June 2022 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 Zmood**

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. Sustainability Advisory Committee Meeting Minutes – 12 May 2022;
2. Community Engagement Advisory Committee Meeting Minutes – 6 June 2022; and
3. Community Grants Advisory Committee Meeting Minutes – 20 June 2022.

CARRIED UNANIMOUSLY

7.2 Records of Assembly

7.2.1 RECORDS OF ASSEMBLIES OF COUNCILLORS**Moved: Cr Zhang****Seconded: Cr Esakoff**

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

1. 14 June 2022 Assembly;
2. 21 June 2022 Assembly; and
3. 28 June 2022 Pre-meeting.

CARRIED UNANIMOUSLY

The Mayor noted that as the meeting was held virtually, there was no opportunity for public participation at this meeting.

Procedural Motion

Moved: Cr Magee

Seconded: Cr Zmood

That Council changes the order of business to bring forward Item 10.5 – Written Public Questions to Council to be heard at this stage of the meeting.

CARRIED UNANIMOUSLY

10.5 Written public questions to Council

1. Helen Fischer – Ormond

Why is Glen Eira Council not meeting with the Minister for Planning to raise concerns of the Indigenous People, residents regarding the destruction of heritage and biodiversity at the Caulfield Racecourse?

Response:

In January this year, Glen Eira's Mayor wrote to the Minister for Planning expressing significant concern with the Minister's intervention in approving planning controls enabling the MRC to undertake significant redevelopment works at the Caulfield Racecourse Reserve. the letter states:

"By choosing to exercise your powers in this way you have denied Council and our community an opportunity to participate in a key decision on an important, local, community asset. Council considers this an abject failure in process, and a denial of procedural fairness. The resultant removal of several large and culturally significant canopy trees on Crown Land is equally of great concern. This process has been at complete odds with the Glen Eira community's vision of 'a thriving and empowered community working together for an inclusive and sustainable future'."

The Minister for Planning is also well aware of Council's planning scheme amendment to implement permanent heritage protection over the Caulfield Racecourse Reserve. This process is running alongside a process that is considering State heritage significance for the site, in which Council has made a submission.

Any resident or stakeholder group that feels aggrieved with the Minister's actions is encouraged to raise their own concerns directly with the Minister.

2. Nicola Pronk – Caulfield East

The 2014 auditor general's report regarding the management / oversight of the CRR noted of the 54 hectares of land at CRR:

11 hectares (20%) — is under lease to MRC (grandstand, Neerim Road Stables and Western Stables)

37 hectares (69%) — Is used by MRC without any legal entitlement or rent

6 hectares (11%) — is open space for potential use by the community.

- a) In 2022 what proportion of the CRR is currently leased by the MRC?
- b) Which specific areas this relates to?

Response:

Your questions are more appropriately answered by the Caulfield Racecourse Reserve Trust. Council will pass on your request and ask that the Trust responds directly to you.

The Caulfield Racecourse Reserve Trust is an independent body appointed by the Minister for Energy, Environment and Climate Change to manage the Caulfield Racecourse Reserve. In October 2018, the Victorian Government approved a 65-year lease with the Melbourne Racing Club for horse racing at the Caulfield Racecourse Reserve. Council understands that the MRC has also been issued a licence for an area in the centre of the Reserve to provide access for car parking in support of the events that it runs.

3. Tamara de Silva – Caulfield East

Making Leamington Crescent a one way would be good alternative as less crossing of roads/more direct connection to Djerring Trail and safer for both cyclists & pedestrians. Council should also consider purchasing 21 Lord Street, Caulfield East to facilitate this alternative path and create a pocket park. The house could be used to provide social housing.

- a) Has Council suggested an alternative route to LXR to connect Frankston bike path to Djerring way?

Response:

It is understood that a shared-user-path (SUP) alignment that would result in changes along Leamington Crescent was considered by the LXR at the outset of the project, however this option did not proceed due to site constraints and property acquisition requirements that would be required.

Nevertheless, Council continues to work with LXR on the SUP alignment and to ensure that the connection to the Djerring Trail is safe for Pedestrians and Cyclists.

4. Arabella Daniel – McKinnon

Thank you very much for the launch of the public health education campaign on woodfire heating air pollution in the July edition of the Glen Eira News, and for including a woodfire heating section on the council website - as recommended in the Woodfire Heating Council Report (February 2022 meeting).

It is critical, especially during this winter, that the momentum of education is maintained.

Currently, the missing element in the campaign is information on the availability of the Victorian Government rebate offer to eligible households to replace their wood heater with reverse cycle air conditioning.

Asthma Australia has created this relevant flyer with permission to share:

https://asthma.org.au/wp-content/uploads/2022/06/AA2022_Woodfire-A4-Flyer_Print.pdf?fbclid=IwAR0ImXXdpuDO25TJIoUhfSGkHVwTZSPa7NhZCtN5Sh5RfUJcHHdIRH7czfM&fs=e&s=c

Will council include this important flyer in the next August edition of the Glen Eira News, as an insert or article?

Response:

Council will upload a link to the Asthma Australia Woodfire Flyer to our website and will publish information on the Victorian Government rebate in a future edition of Glen Eira News.

In relation to Council's Woodfire Heating broader advocacy, the following has been implemented:

- Council has written to the Municipal Association of Victoria, the Environment Protection Authority and advocated through the Municipal Association of Victoria;
- Social media posts have been published on Council's Facebook and Instagram accounts; and
- The June 2022 edition of Glen Eira News included a section on Woodfire Heating.

In addition, Council officers will be providing further education regarding the environmental and health risks associated with the use of woodfire heaters and encourage a transition to electric heating sources.

5. Jane Karlake – Caulfield East

- a) When did Council learn of the second track at Caulfield Racecourse and when and how might the community have learnt about this proposal, given it is unclear in the CRRT plans?

It is pleasing to see the Council's proposal to increase the open space contribution given the shortage of open space in the municipality. It is ironic this occurs when the MRC appears to have made their greatest claim on our largest, and most valuable open space.

- b) Given the Council's longstanding position on the racecourse and concerns about the power imbalance between the MRC and the people of GECC (VAGO Report 2014): Will the Council report on the impact of the second track and 45 races to be held per year; in relation to public access to the course (access points in the CRRT plan are uncertain).

Responses:

The Caulfield Racecourse Reserve Land Management Plan 2020-2035 (CRLMP) was prepared by the Caulfield Racecourse Reserve Trust and released in April 2021. Information about the second race track is discussed in the CRLMP and in the lead up drafts and information packages released by the Caulfield Racecourse Reserve Trust dating back to May 2019. This information has been available and continues to be available on their website.

On Christmas Eve 2021, the Minister for Planning intervened by bypassing statutory consultation processes and approved new planning controls for the Racecourse Reserve. This included Ministerial approval for a second racetrack and lighting for night racing.

A report will be presented to Council every 6 months providing an update on matters relating to the Caulfield Racecourse Reserve. Questions around the impact of the second track are best responded to by the Caulfield Racecourse Reserve Trust. The Caulfield Racecourse Reserve Trust's Land Management Plan contains in Section 4.2 Access and Movement, several aims to improve access to the Reserve, whilst balancing racing activities.

6. Anthony Del Monaco – Elsternwick

The Traffic Management Plan for Caulfield racecourse includes a new Float Carpark inside the racecourse walls at the north-western end of the site. Around 100 or more float trucks and cars trailing horse floats would be entering the course on any raceday. The Traffic Management Plan only considers single cars entering the course and turning right into the new Western Carpark, but does not provide any sweep paths, counts, spacing or capacity analysis on trucks and floats turning left into the proposed Float Carpark which appears to be a major oversight. In fact, the new Float Carpark is totally ignored in plans before council for approval tonight.

- a) Given that this is a new use for this space (which previously had no parking) and represents a significant traffic burden why are floats not considered in the Traffic Management Plan and what is the planning approval process for the new Float Carpark?

Response:

The Incorporated Plan approved by the Minister for Planning sets out the narrow range of considerations Council must apply when assessing car parking and traffic management. Condition 7 of the Incorporated Plan refers to a traffic document prepared by Ratio Consultants dated June 2021. The Minister has approved this document but has required minor amendments and information that are to be reviewed and decided on by Council. This is the subject of Item 8.2 in tonight's Agenda.

The horse float car park is not part of Council's consideration in Agenda Item 8.2. The 2021 Ratio Consultants document (that Condition 7 refers to) clearly excludes consideration of the horse float car park, and limits Council's consideration to the Maple Carpark, Western Carpark, Eastern Carpark, Infield Carpark, and Guineas Carpark.

The horse float car park is a separate element and forms part of works approved by the Minister at the northern end of the Reserve. Condition 1 of the Incorporated Plan requires updated plans to be submitted to the Minister for approval. These plans, which include the float car park, were approved by the Minister on 19 May 2022.

Council officers understand that the access to the float area and the parking area has been separately tested and approved by traffic engineers, prior to submission to the Minister.

7. Susan Nolle – Caulfield

Kambrook Road Resurfacing, when planned-for, major drainage work caused many months of noise, dust, partial road closure and great inconvenience to residents of Kambrook Road, at a time when interminable lockdowns were imposed, the road surface of Kambrook Road was left in as bad a state as before roadworks began. Two departments of Council had not bothered to coordinate their budgeted commitments to improve our city's infrastructure. Apparently, providing storm water drainage under a road and promptly ensuring the road is restored to the best, safest standard, are incongruent.

- a) When will Kambrook Road be given its makeover?

Response:

The final resurfacing of Kambrook Road will occur following the completion of the current drainage improvement works, which are being completed in two stages.

Stage 1 has recently been undertaken with large scale drainage works in Kambrook Road. At completion, the road resurface within the extent of drainage works in Kambrook Road, has been reinstated to a safe condition.

Council has budgeted for Stage 2 works within the 2022/2023 Capital Works program and this is currently out to Public Tender.

Due to the expected construction vehicle movements and the impact on the road surface, it is important that the final resurfacing of Kambrook Road be programmed to commence after completion of the drainage works.

Due to the program for the final stage of the drainage works not being set as yet, the exact date of the final resurfacing cannot be confirmed but it is expected to be within the next twelve months.

8. Susan Nolle – Caulfield

Reduced Speed Limits on Glen Eira Roads. The ratepayers, residents and hardworking Council officers of Glen Eira are being treated with contempt by a state government authority that ignores our community's request for reduced speed limits on our main roads. Officers' time, expertise and efforts are continually being circumvented by public servants when they make applications to government on behalf of the Glen Eira community.

- a) What can Council do to counteract this contrived and deceptive conduct of non-compliance with the community's expressed wishes regarding increased road safety?

Response:

Thank you Ms Nolle for your question. I will respond more broadly to the process for speed limit changes in Victoria.

The Department of Transport (DoT) is the responsible authority for assigning all speed limits across the state. This applies to both arterial and Council managed roads.

The process to lower a speed limit on a Council road is quite lengthy as it involves community consultation and a detailed application which is overseen by VicRoads officers and requires their internal support before being referred to the Minister for Roads and Road Safety.

Whilst the DoT approval process can take some time, Council has been successful in the past when applying to reduce speed limits on both Collector Roads (i.e. from 60km/h to 50km/h or part-time 40km/h along major shopping centres) and on local streets where speed limits have been reduced to 40km/h.

As for the consultation recently undertaken by Council to reduce the speed limits along seven of our major roads from 60 km/h to 50 km/h, i.e. such as along Kambrook Road, applications have now been submitted to DoT and Council officers are awaiting advice from them on the relevant approvals.

9. Kerry Gore - Bentleigh

RE: Application for development at: 8 CADBY COURT, CAULFIELD

- a) Please can the Council advise why Planning Scheme Clause 55.07 was not listed in the agenda for this item?
- b) Please confirm the Canopy Coverage by square metres to be part of the approval of this 1,106 square metre site and reference that to table 55.07-4 Table B5, which calculates a Canopy Tree Coverage requirement by the Planning Scheme of 71 square meters.

Responses:

Clause 55.07 of the Glen Eira Planning Scheme applies to apartment developments and is not applicable to this application.

Victorian Planning Schemes define an apartment as:

“A dwelling located above the ceiling level or below the floor level of another dwelling and is part of a building containing two or more dwellings”.

All dwellings in the proposal before Council are attached, and side by side at ground level. They are not apartments under the planning scheme. Therefore, the canopy coverage requirements referred to do not apply, and the officer recommendation cannot require this to be provided as part of this application.

8. OFFICER REPORTS (AS LISTED)

8.1 CAULFIELD RACECOURSE INCORPORATED DOCUMENT WORKS PACKAGE 3-5 - LANDSCAPING REQUIREMENT

Moved: Cr Zhang**Seconded: Cr Magee**

That Council approves the following plans:

1. WP3 Proposed Site Plan – Landscape, TP1500, Revision 17, dated 1 July 2022, prepared by Hassell (included within Attachment 1);
2. WP3 Proposed Site Plan – Trees, TP1520, Revision 11, dated 16 May 2022, prepared by Hassell (included within Attachment 1);
3. Standard Tree Planting Details 01, WP3_A_9001, Revision 1, prepared by Hassell (included within Attachment 1); and
4. Caulfield Racecourse Public Realm & Administration Building Stormwater Management Plan, dated November 2021, prepared by WSP (included within Attachment 2).

Procedural Motion**Moved: Cr Zmood****Seconded: Cr Zhang**

That Council grants Cr Zyngier a 1 minute extension of speaking time.

CARRIED UNANIMOUSLY

For the Motion: Crs Athanasopoulos, Esakoff, Magee, Cade and Zhang (5)

Against the Motion: Crs Zmood and Zyngier (2)

CARRIED

8.2 CAULFIELD RACECOURSE INCORPORATED DOCUMENT WORKS PACKAGE 3-5 - CAR PARKING AND TRAFFIC MANAGEMENT PLAN REQUIREMENT

Moved: Cr Magee**Seconded: Cr Athanasopoulos**

That Council approves Work Package 3 and 4 – Caulfield Racecourse Car Parking and Traffic Management Plan, prepared by Ratio and dated 4 July 2022 (included within Attachment 1).

For the Motion: Crs Athanasopoulos, Esakoff, Magee, Cade and Zhang (5)

Against the Motion: Crs Zmood and Zyngier (2)

CARRIED

8.3 8 CADBY COURT, CAULFIELD

Moved: Cr Esakoff**Seconded: Cr Zyngier**

That Council issue a Notice of Refusal to Grant a Planning Permit for application GE/DP-35067/2021 at 8 Cadby Court, Caulfield for the construction of a double storey building containing four dwellings above a basement car park on the following grounds:

1. The proposal is inconsistent with Clause 22.08 of the Glen Eira Planning Scheme (Minimal Change Area Policy) because it is not responsive to its site and context and does not integrate with or enhance the prevailing neighbourhood character.
2. The proposal is not compliant with the following objectives of Clause 55 the Glen Eira Planning Scheme:
 - Clause 55.02-1 – neighbourhood character objective
 - Clause 55.02-2 – residential policy objective
 - Clause 55.03-1 – street setback objective
 - Clause 55.06-1 – design detail objective
 - Clause 55.06-2 – front fence objective

For the Motion: Crs Esakoff, Cade, Zmood and Zyngier (4)

Against the Motion: Crs Athanasopoulos, Magee and Zhang (3)

CARRIED

8.4 VCAT WATCH

Moved: Cr Cade**Seconded: Cr Zmood**

That Council notes the update on Victorian Civil and Administrative Tribunal matters.

CARRIED UNANIMOUSLY

8.5 INCLUSION OF 7 TREES IN THE CLASSIFIED TREE REGISTER

Moved: Cr Zmood**Seconded: Cr Zhang**

That Council:

1. includes the following trees in the Classified Tree Register:
 - a) Marri (*Corymbia calophylla*) located at 657 South Rd, Bentleigh East – 126/CTR/2021;
 - b) Liquidambar x 2 (*Liquidambar styraciflua*) located at 21 Omama Rd, Murrumbeena – 190/CTR/2021;
 - c) English Oak x 2 (*Quercus robur*) located at 21 Omama Rd, Murrumbeena – 191/CTR/2021;
 - d) English Oak (*Quercus robur*) located at 21 Omama Rd, Murrumbeena – 192/CTR/2021;
 - e) Chinese Elm (*Ulmus parvifolia*) located at 119 Sycamore St, Caulfield South – 206/CTR/2021;
2. notifies each person who nominated a tree detailed in this report;
3. notifies all relevant landholders of the trees detailed in this report; and
4. authorises a notice to be published in the Victorian Government Gazette of the decision to include the trees outlined in this report in the Classified Tree Register.

CARRIED UNANIMOUSLY

8.6 15 PORTER ROAD, BENTLEIGH

Moved: Cr Cade**Seconded: Cr Zmood**

That Council:

1. revokes resolution Item 8.18 Lease of 15 Porter Road, Bentleigh made at the 7 June 2022 Ordinary Council Meeting (shown below);

That Council:

1. *authorises officers to finalise the terms of a residential lease and any subsequent renewals thereof, for the Council property at 15 Porter Road, Bentleigh until the future redevelopment of the property is known;*
 2. *executes the above lease, any renewal of lease or any subsequent new lease in an appropriate manner by affixing the Council Seal;*
 3. *executes an Authority to Act with White Ray Oakleigh, trading as Ray White Oakleigh (ABN 65 684 826 422) as the Managing Agent acting on behalf of Council, in an appropriate manner including affixing the Council Seal if so required; and*
 4. *executes any other documents that may be required to facilitate the lease of 15 Porter Road, Bentleigh in an appropriate manner including affixing the Council Seal if so required; and*
2. resolves to authorise officers to demolish the property at 15 Porter Road, Bentleigh along with 17 and 19 Porter Road, Bentleigh to make way for future Open Space.

CARRIED UNANIMOUSLY

8.7 AMENDMENT C218GLEN PUBLIC OPEN SPACE CONTRIBUTIONS

Moved: Cr Esakoff**Seconded: Cr Athanasopoulos**

That Council:

1. notes the officer report regarding Amendment C218glen including the Panel Report and officer recommendations;
2. adopts Amendment C218glen to the Glen Eira Planning Scheme in accordance with Section 29 (1) of the Planning and Environment Act 1987 as set out in Attachments 1-7 of this report;
3. submits the adopted Amendment C218glen to the Minister for Planning for approval, in accordance with Section 31(1) of the Planning and Environment Act 1987;
4. submits the information prescribed under Section 31 of the Planning and Environment Act 1987 with the adopted amendment;
5. delegates the Manager City Futures the authority to finalise Amendment C218glen in accordance with Council's resolution and make any administrative changes required to correct errors, grammatical changes, and map changes; and
6. advises all submitters to the Amendment of Council's determination in relation to Amendment C218glen.

CARRIED UNANIMOUSLY

8.8 ADVOCACY PRIORITIES FOR THE STATE GOVERNMENT ELECTION CAMPAIGN

Moved: Cr Magee**Seconded: Cr Esakoff**

That Council endorses the advocacy priorities for the upcoming State Government election as outlined in Attachments 1 to 4 of this report.

CARRIED UNANIMOUSLY

Procedural Motion**Moved: Cr Magee****Seconded: Cr Zmood**

That Council extends the meeting to conclude at 11pm.

For the Motion: Crs Athanasopoulos, Magee, Cade, Zhang and Zmood (5)

Against the Motion: Crs Zyngier and Esakoff (2)

CARRIED

8.9 FOUNDATION FOR YOUTH EXCELLENCE AWARDS - 2ND QUARTER 2022

Moved: Cr Zhang**Seconded: Cr Esakoff**

That Council approves the following Foundation for Youth Excellence grants for the 2nd Quarter 2022:

- \$1,200 to Sarah Rushford to compete in The Maccabiah Games, held in Tel Aviv, Israel;
- \$360 to Haruku Nishikawa to compete in the National 2022 Australian Rowing Championships, held in Nagambie, Victoria; and
- \$600 to Yaroslava Kuzmenko to compete in the 2022 Australian Gymnastics Championships, held in the Gold Coast, Queensland.

CARRIED UNANIMOUSLY

8.10 SELECTION OF COMMUNITY REPRESENTATIVES FOR SUSTAINABILITY ADVISORY COMMITTEE

Moved: Cr Zyngier**Seconded: Cr Zmood**

That Council:

1. adopts the revised Terms of Reference (attachment 3 to the report);
2. appoints the following as Community Representatives to Council's Sustainability Advisory Committee as set out in the Terms of Reference.
 - a) Rochelle Lake
 - b) Helen Fischer
 - c) Christopher Gatto
 - d) Julia Vogrig
 - e) Bruce McDonald
 - f) Gina Rosenberg
 - g) Peter Petros
3. acknowledges the following outgoing representatives on the Committee.
 - Diana Prapas
 - Judy Glick
 - Lindsay Donde, and
 - Sophie Vidinovski.

CARRIED UNANIMOUSLY

8.11 AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION NATIONAL GENERAL ASSEMBLY 2022

Moved: Cr Cade**Seconded: Cr Zmood**

That Council notes the report on the Australian Government Association National General Assembly 2022.

CARRIED UNANIMOUSLY

8.12 TENDER 2022.181 BLOCK TREE PRUNING SERVICES

Moved: Cr Esakoff**Seconded: Cr Zmood**

That Council having reviewed and considered the confidential Tender Evaluation report (attachment 1 to this report):

1. appoints Tree Serve Pty Ltd ACN 169 334 712 as the contractor under Tender number 2022.181 for an amount in accordance with the Schedule of Rates submitted;
2. prepares the contract in accordance with the Conditions of Contract included in the tender;
3. authorises the Chief Executive Officer to execute the contract on Council's behalf;
4. notes the attachments to the report remain confidential in accordance with section 3(1)(g) and section 66(5) of the *Local Government Act 2020* or until Council resolves otherwise; and
5. 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

8.13 REVIEW OF THE GOVERNANCE RULES

Moved: Cr Cade**Seconded: Cr Esakoff**

That Council:

1. receives and notes the revised Governance Rules shown as Attachment 2 to the report;
2. commences community consultation on the Governance Rules for a 4-week period from 20 July 2022 to 5pm Wednesday 17 August 2022; and
3. receives a further report at the 30 August 2022 Ordinary Council Meeting.

CARRIED UNANIMOUSLY

8.14 UPDATE TO RISK MANAGEMENT FRAMEWORK AND POLICY

Moved: Cr Esakoff**Seconded: Cr Zmood**

That Council endorses the updated Risk Management Framework and Policy (Attachment 1 to the report), (to replace the current Risk Management Framework and Policy).

CARRIED UNANIMOUSLY

9. URGENT BUSINESS**10. ORDINARY BUSINESS****10.1 Requests for reports from a member of Council staff - Nil****10.2 Right of reply – Cr Zyngier**

Cr Zyngier - spoke denying the claims that he and the Mayor are against horse racing as stated in an article from the Herald Sun

10.3 Notice of Motion - Nil**10.4 Councillor questions - Nil****10.5 Written public questions to Council**

This Item was heard at an earlier stage of the meeting

11. CONFIDENTIAL ITEMS

Nil

12. CLOSURE OF MEETING

The meeting closed at 10.14pm.

Confirmed this 9th day of August, 2022

Chairperson.....