



GLEN EIRA CITY COUNCIL

ORDINARY COUNCIL MEETING

WEDNESDAY 2 NOVEMBER 2022

MINUTES

**Meeting was held in the Council Chambers,
Corner Hawthorn & Glen Eira Roads, Caulfield
at 7.30pm**

Present

The Mayor, Councillor Jim Magee
Councillor Tony Athanasopoulos
Councillor Sam Parasol
Councillor Sue Pennicuik
Councillor Li Zhang
Councillor Simone Zmood
Councillor David Zyngier

INDEX

1.	ACKNOWLEDGEMENT	4
2.	APOLOGIES.....	4
3.	REMINDER TO DECLARE ANY CONFLICTS OF INTEREST IN ANY ITEMS ON THE AGENDA	4
4.	CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETINGS	5
5.	RECEPTION AND READING OF PETITIONS AND JOINT LETTERS	5
	Nil	
6.	REPORTS BY DELEGATES APPOINTED BY COUNCIL TO VARIOUS ORGANISATIONS	5
	Nil	
7.	REPORTS FROM COMMITTEES AND RECORDS OF ASSEMBLY	6
	7.1 Advisory Committees	6
	7.1.1 Advisory Committee Minutes.....	6
	7.2 Records of Assembly.....	6
	7.2.1 Records of Assemblies of Councillors	6
	10.5 Written public questions to Council	7
8.	OFFICER REPORTS (AS LISTED).....	8
	8.1 Financial Management Report (30 September 2022)	8
	8.2 Glen Eira Housing Strategy and Neighbourhood Character Framework for adoption	8
	8.3 Draft Elsternwick Structure Plan 2022	9
	8.4 Consideration of submissions received during exhibition of Amendment C243glen - Caulfield Park Neighbourhood Activity Centre Built Form Framework	10
	8.5 Community Engagement - 2023-24 Planning and Budget	11
	8.6 Inclusion of 5 Trees in the Classified Tree Register.....	11
	8.7 Tender 2023.21 Concrete Maintenance Services and Associated Civil Works.....	12
	8.8 VCAT Watch	13
	8.9 Audit & Risk Committee - Appointment of Independent Members	13
	8.10 Council Meeting Cycle 2023.....	14

9. URGENT BUSINESS..... 15

10. ORDINARY BUSINESS..... 15

 10.1 Requests for reports from a member of Council staff 15

 10.2 Right of reply 15

 10.3 Notice of Motion 15

 10.4 Councillor questions..... 15

 10.5 Written public questions to Council 15

11. CONFIDENTIAL ITEMS..... 15

 Nil

12. CLOSURE OF MEETING..... 15



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.

Special acknowledgement included this evening:

Tonight, The Glen Eira City Council would also like add that our hearts go out to the family and loved-ones of the late Cassius Turvey who died in horrific circumstances last week. We join with the rest of the country in grieving his loss.

2. APOLOGIES

Apology

Moved: Cr Parasol

Seconded: Cr Zhang

That the apology from Cr Esakoff be received and noted.

CARRIED UNANIMOUSLY

At the 9 August 2022 Ordinary Council Meeting, Council granted a leave of absence to Cr Anne-Marie Cade for the Ordinary Council Meetings of 20 September 2022, 12 October 2022 and 2 November 2022.

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.

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

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 on Thursday 3 November 2022 at 7.30pm via livestreaming; 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 Parasol****Seconded: Cr Pennicuik**

That the minutes of the Ordinary Council Meeting held on 12 October 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 Parasol****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. Community Grants Advisory Committee Meeting Minutes – 28 September 2022;
2. Glen Eira Business and Economy Advisory Committee Meeting Minutes - 28 September 2022; and
3. Community Engagement Advisory Committee - Minutes - 3 October 2022

CARRIED UNANIMOUSLY

7.2 Records of Assembly

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

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

1. 28 September 2022 Assembly;
2. 3 October 2022 Assembly; and
3. 12 October 2022 Pre-meeting

CARRIED UNANIMOUSLY

Public Participation:

The Mayor advised that at this stage of the meeting, 15 minutes is allowed for public participation in accordance with section 31 of the Glen Eira City Council Governance Rules and the Public Participation Guidelines.

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

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**

<p>Neil Freeman, Caulfield</p>	<p><u>Question 1</u></p> <p>Why has council endangered residents by including the address on parking permits when previously a code indecipherable, but to authorised officers, provided privacy?</p> <p>Currently, a street and suburb are printed on a permit, not a specific address.</p> <p>The new Residential Parking Permits are intended to be transferable, meaning they are not assigned to individual vehicles but can rather be displayed in any vehicle from a specific household. When a vehicle is not parked in a permit area, the permit itself can be stored away.</p> <p>Where a resident has specific safety concerns Council has the ability to issue a permit with a zone in the location section of the permit. This can be raised directly with our Customer Service team and we can make arrangements to hand deliver the amended permits.</p> <p>Thank you for your feedback. We will take it into consideration when the permit design is next reviewed.</p>
<p>Neil Freeman, Caulfield</p>	<p><u>Question 2</u></p> <p>Do the new / current version of parking permits contain a RFID or similar electronic device that can be scanned by authorised officers?</p> <p>At the moment the equipment used by our parking enforcement contractors is not compatible with RFID technology. This is something Council will explore in the future.</p>

8. OFFICER REPORTS (AS LISTED)

8.1 FINANCIAL MANAGEMENT REPORT (30 SEPTEMBER 2022)

Moved: Cr Pennicuik**Seconded: Cr Parasol**

That Council notes the Financial Management Report for the period ending 30 September 2022.

CARRIED UNANIMOUSLY

8.2 GLEN EIRA HOUSING STRATEGY AND NEIGHBOURHOOD CHARACTER FRAMEWORK FOR ADOPTION

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

That Council;

1. Adopts the Glen Eira Housing Strategy, August 2022 (Attachment 1)
2. Adopts the Neighbourhood Character Assessment and Future Character Framework – Vol 2, August 2022 (Attachment 2), and,
3. Notes the supporting documents (Attachments 3 to 6).

For the Motion: Crs Athanasopoulos, Magee, Parasol and Zhang (4)

Against the Motion: Crs Zmood, Zyngier and Pennicuik (3)

CARRIED

Extension of Speaking Time**Moved: Cr Magee****Seconded: Cr Athanasopoulos**

That Cr Pennicuik be granted a one minute extension of speaking time.

CARRIED UNANIMOUSLY

Extension of Speaking Time**Moved: Cr Magee****Seconded: Cr Zmood**

That Cr Zyngier be granted a one minute extension of speaking time.

CARRIED UNANIMOUSLY**Extension of Speaking Time****Moved: Cr Magee****Seconded: Cr Athanasopoulos**

That Cr Zmood be granted a three minute extension of speaking time.

CARRIED UNANIMOUSLY**Extension of Speaking Time****Moved: Cr Magee****Seconded: Cr Parasol**

That Cr Athanasopoulos be granted a two minute extension of speaking time.

CARRIED UNANIMOUSLY

8.3 DRAFT ELSTERNWICK STRUCTURE PLAN 2022

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

That Council:

Endorses the draft *Elsternwick Structure Plan 2022*, as presented at Attachment 1, for a six week period of community and stakeholder consultation.

For the Motion: Crs Athanasopoulos, Magee, Parasol, Zhang, Zmood and Pennicuik (6)

Against the Motion: Cr Zyngier (1)

CARRIED

Extension of Speaking Time**Moved: Cr Magee****Seconded: Cr Zmood**

That Cr Pennicuik be granted a three minute extension of speaking time.

CARRIED UNANIMOUSLY

Extension of Speaking Time**Moved: Cr Magee****Seconded: Cr Parasol**

That Cr Athanasopoulos be granted a two minute extension of speaking time.

CARRIED UNANIMOUSLY

8.4 CONSIDERATION OF SUBMISSIONS RECEIVED DURING EXHIBITION OF AMENDMENT C243GLEN - CAULFIELD PARK NEIGHBOURHOOD ACTIVITY CENTRE BUILT FORM FRAMEWORK

Moved: Cr Zmood**Seconded: Cr Athanasopoulos**

That Council:

1. Receives and notes submissions received following the exhibition of Amendment C243glen to the *Glen Eira Planning Scheme*.
2. Notes the officer report and Attachment 1 to this report – Amendment C243glen Response to Submissions.
3. Requests that the Minister for Planning appoints an Independent Planning Panel to consider all submission received during the exhibition period for Amendment C243glen; and,
4. Refers the submissions to the Independent Planning Panel for its consideration.

CARRIED UNANIMOUSLY

8.5 COMMUNITY ENGAGEMENT - 2023-24 PLANNING AND BUDGET

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

That Council approves the community engagement process outlined in this report for the *Draft 2023-24 Budget*.

CARRIED UNANIMOUSLY

8.6 INCLUSION OF 5 TREES IN THE CLASSIFIED TREE REGISTER

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

That Council:

1. includes the following trees in the Classified Tree Register:
 - a) Candlebark (*Eucalyptus rubida*) located at Murrumbeena Primary School, 20 Hobart Rd, Murrumbeena – 212/CTR/2021;
 - b) Victorian Eurabbie (*Eucalyptus pseudoglobulus*) located at Murrumbeena Primary School, 20 Hobart Rd, Murrumbeena – 212/CTR/2021;
 - c) River Red Gum (*Eucalyptus camaldulensis*) located at Murrumbeena Primary School, 20 Hobart Rd, Murrumbeena – 212/CTR/2021;
 - d) Golden Elm (*Ulmus glabra* 'Lutescens') located at 58 Brett St, Murrumbeena – 337/CTR/2022;
 - e) Maiden's Wattle (*Acacia maidenii*) located at Glen Huntly Reserve, Caulfield East – 374/CTR/2022;
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

8.7 TENDER 2023.21 CONCRETE MAINTENANCE SERVICES AND ASSOCIATED CIVIL WORKS

Moved: Cr Athanasopoulos**Seconded: Cr Zhang**

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

1. appoints **A & G Concrete Construction Pty Ltd, ACN 104 665 189** as a panel contractor under Tender number 2023.21 in accordance with the Schedule of Rates submitted;
2. appoints **Germano Construction Pty Ltd, ACN 093 180 842** as a panel contractor under Tender number 2023.21 in accordance with the Schedule of Rates submitted;
3. appoints **Novacon Group Pty Ltd ACN 621 403 076, as the Trustee for Novacon Group Unit Trust (ABN 54 729 963 368)**, as a panel contractor under Tender number 2023.21 in accordance with the Schedule of Rates submitted;
4. appoints **Prestige Paving Pty Ltd, ACN 140 970 912** as a panel contractor under Tender number 2023.21 in accordance with the Schedule of Rates submitted;
5. appoints **Russo Paving Constructions Pty Ltd, ACN 076 352 200** as a panel contractor under Tender number 2023.21 in accordance with the Schedule of Rates submitted;
6. prepares the contracts in accordance with the Conditions of Contract included in the tender;
7. authorises the Chief Executive Officer to execute the contract on Council's behalf;
8. 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
9. 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

8.8 VCAT WATCH

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

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

CARRIED UNANIMOUSLY

8.9 AUDIT & RISK COMMITTEE - APPOINTMENT OF INDEPENDENT MEMBERS

Moved: Cr Parasol**Seconded: Cr Pennicuik**

That Council:

- issues a letter under seal to Ms Lisa Woolmer, thanking her for the significant contribution she has made to Glen Eira through the Audit and Risk Committee over the last eight years;
- adopts the Audit and Risk Committee's recommendation to appoint Ms Lisa Tripodi as an independent member of the Glen Eira City Council Audit and Risk Committee for a term of three years, effective 1 January 2023;
- reappoints Mr Craig Geddes, independent member, for a further three-year extension until 1 January 2027, and further appoints Mr Craig Geddes as Chairperson of Council's Audit and Risk Committee (effective 1 January 2023);
- reappoints Mr Menchi Schneier, independent member, for a further two-year extension until 1 January 2025;
- remunerates the independent members for services during the recruitment process being the equivalent of one Audit and Risk Committee meeting's remuneration as follows:
 - Independent Chairperson (Ms Lisa Woolmer) - \$2,195; and
 - Independent Member (Mr Craig Geddes) - \$1,877.

CARRIED UNANIMOUSLY

8.10 COUNCIL MEETING CYCLE 2023

Moved: Cr Zmood**Seconded: Cr Pennicuik**

That Council:

1. adopts the 2023 Ordinary Council Meeting dates for Glen Eira City Council as shown below:
 - Tuesday 7 February 2023
 - Tuesday 28 February 2023
 - Tuesday 21 March 2023
 - Thursday 13 April 2023
 - Tuesday 2 May 2023
 - Tuesday 23 May 2023
 - Tuesday 13 June 2023
 - Tuesday 4 July 2023
 - Tuesday 25 July 2023
 - Tuesday 15 August 2023
 - Tuesday 5 September 2023
 - Tuesday 26 September 2023
 - Tuesday 17 October 2023
 - Wednesday 8 November 2023
 - Tuesday 28 November 2023
 - Tuesday 19 December 2023; and
2. notes that the above listed meetings are to be held at 7.30pm in the Council Chambers, Corner Hawthorn & Glen Eira Roads, Caulfield, unless it is necessary under Rule 63 of the Glen Eira City Council Governance Rules and any relevant laws, regulations, or instructions from relevant authorities, to hold meetings by electronic means of communication.

CARRIED UNANIMOUSLY

9. URGENT BUSINESS

10. ORDINARY BUSINESS

10.1 Requests for reports from a member of Council staff

10.2 Right of reply

10.3 Notice of Motion

10.4 Councillor questions

10.5 Written public questions to Council

Discussed at an earlier stage of the meeting

11. CONFIDENTIAL ITEMS

Nil

12. CLOSURE OF MEETING

The meeting closed at 9.54pm.

Confirmed this 22 November 2022

Chairperson.....