



GLEN EIRA CITY COUNCIL

ORDINARY COUNCIL MEETING

WEDNESDAY 7 NOVEMBER 2018

MINUTES

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

Present

The Mayor, Councillor Jamie Hyams
Councillor Clare Davey
Councillor Mary Delahunty
Councillor Margaret Esakoff
Councillor Jim Magee
Councillor Joel Silver
Councillor Dan Sztrajt
Councillor Nina Taylor

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	There were no documents for sealing submitted to the meeting.	
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1. **ACKNOWLEDGEMENT**

The Mayor read the acknowledgement.

GLEN EIRA CITY COUNCIL RESPECTFULLY ACKNOWLEDGES THE TRADITIONAL OWNERSHIP OF THE LAND NOW KNOWN AS GLEN EIRA OF THE BOON WURRUNG PEOPLE OF THE KULIN NATION. WE PAY OUR RESPECTS TO THEIR ELDERS PAST, PRESENT AND EMERGING AND ACKNOWLEDGE AND UPHOLD THEIR CONTINUING RELATIONSHIP TO AND RESPONSIBILITY FOR THIS LAND.

2. **APOLOGIES**

Moved: Cr Silver

Seconded: Cr Delahunty

That the apology from Cr Athanasopoulos be received and noted.

CARRIED UNANIMOUSLY

Cr Taylor declared that she is a candidate in the Southern Metropolitan Region for the upcoming State Election. Cr Taylor requested leave of absence from Thursday 8 November to Saturday 24 November 2018 inclusive.

Moved: Cr Magee

Seconded: Cr Silver

That Council grants leave of absence to Cr Taylor from Thursday 8 November 2018 to Saturday 24 November 2018 inclusive.

CARRIED UNANIMOUSLY

3. **OATH OF OFFICE AND DISCLOSURES OF INTERESTS**

Oath of Office

The Mayor read the Oath of Office.

Councillors are reminded that we remain bound by our Oath of Office to undertake the duties of the office of Councillor in the best interests of the people of the municipal district of Glen Eira and to faithfully and impartially carry out the functions, powers, authorities and discretions vested in us under the Local Government Act or any other Act, to the best of our skill and judgement.

Councillors are also reminded of the requirement for disclosure of conflicts of interest in relation to items listed for consideration on the Agenda, or which are

considered at this meeting, in accordance with Sections 77 to 79 of the Local Government Act.

4. CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETINGS

Moved: Cr Silver

Seconded: Cr Sztrajt

That the minutes of the Ordinary Council Meeting held on 23 October 2018, the Special Council Meeting held on 23 October 2018 and the Special Council Meeting held on 31 October 2018 be confirmed.

CARRIED UNANIMOUSLY

5. RECEPTION AND READING OF PETITIONS AND JOINT LETTERS

There were no petitions or joint letters submitted to the meeting.

6. DOCUMENTS FOR SEALING

There were no documents for sealing submitted to the meeting.

7. REPORTS BY DELEGATES APPOINTED BY COUNCIL TO VARIOUS ORGANISATIONS

There were no reports by delegates submitted to the meeting.

8. REPORTS FROM COMMITTEES

8.1 Advisory Committees

8.1.1 MINUTES OF ADVISORY COMMITTEES**Moved: Cr Delahunty****Seconded: Cr Hyams**

That the minutes of the Community Consultation Committee held on 10 October 2018 be received and noted and that the recommendations of the Committee be adopted.

CARRIED UNANIMOUSLY

8.2 Records of Assembly

8.2.1 RECORDS OF ASSEMBLIES OF COUNCILLORS**Moved: Cr Magee****Seconded: Cr Sztrajt**

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

- a. 3 October 2018
- b. 9 October 2018
- c. 20-21 October 2018 (Councillor Workshop)
- d. 16 October 2018 (pre-meeting)

CARRIED UNANIMOUSLY

The Mayor advised that at this stage of the meeting 15 minutes is allowed for public participation in accordance with clause 230(1) of the Glen Eira Local Law.

9. PRESENTATION OF OFFICER REPORTS

9.1 31 WEEROONA ROAD MURRUMBEENA

Moved: Cr Esakoff**Seconded: Cr Davey**

That Council issues a Notice of Refusal for Planning Permit Application No. GE/PP-31860/2018 at 31 Weeroona Road, Murrumbeena on the following grounds:

Grounds of Refusal:

1. The scale and bulk of the development fails to respect the neighbourhood character of the area contrary to the purpose of the General Residential Zone at Clause 32.08 of the Glen Eira Planning Scheme.
2. The proposed design response is inconsistent with the existing or preferred neighbourhood character and features of the site and would appear visually dominant due to its width in the streetscape and the depth of projection into the site, contrary to Standard B1 (Neighbourhood Character Objectives) at Clause 55.02-1 of the Glen Eira Planning Scheme.
3. The proposal does not appropriately respond to the objectives and policy provisions at Clause 22.07 (Housing Diversity Area Policy) of the Glen Eira Planning Scheme, for the following reasons:
 - The density, mass and scale of the development are not appropriate to the scale of the neighbourhood centre, having regard to the site's location on the outer edge of the centre.
 - The development will be visually dominant to the neighbourhood.
 - The siting and design of the development does not respond positively to its interface with the minimal change area opposite the site.
 - The proposal is an overdevelopment that is not appropriate in the context of the surrounding area.

CARRIED UNANIMOUSLY

9.2 9-13 DERBY ROAD, CAULFIELD EAST

Moved: Cr Silver**Seconded: Cr Magee**

That Council issues a Notice of Decision to Grant a Planning Permit for Application No. GE/PP-31931/2018 for partial demolition of 9 Derby Road, demolition of 13 Derby Road, construction of a 12 storey mixed use building, use of the land for Accommodation (Serviced Apartments) on land affected by the Heritage Overlay at 9-13 Derby Road, Caulfield East, in accordance with the following conditions:

Amended Plans

1. Before the commencement of the development, amended plans to the satisfaction of the Responsible Authority must be submitted to, and approved by, the Responsible Authority. The plans must be drawn to scale with dimensions and must generally accord with the plans submitted with the application (identified as Drawing No's. TP2.06A, TP3.03A, TP4.01A-TP4.09A, TP5.01A-TP5.02A and TP6.01A-TP6.03A, prepared by Interlandi Mantesso Architects and dated 26 July 2018) but modified to show:
 - (a) The deletion of the fourth floor of the building (described as the third floor on the plans).
 - (b) The deletion of two of the typical tower floors (being any two of the floors described as the sixth to twelfth floors on the plans).
 - (c) The western elevation to incorporate design details from the southern and eastern elevations to provide additional visual interest to this facade.
 - (d) The make and model of the car lift to be shown on the plans.
 - (e) The car stacker platform widths to be shown on the Basement 1 plan.
 - (f) The surface of the laneway to be noted as asphalt.
 - (g) The street tree at the front of the site to be shown on the plans.
 - (h) The delineation of separate Tree Protection Zone (TPZ) and Tree Protection Fencing (TPF) for the following tree at the prescribed radial distance from the base of tree trunk to define a tree protection zone (TPZ):
 - The Chinese Elm street tree - 2.6m.
 - (i) The provision of 6 car spaces for the Food and Drink Premises.

When approved, the plans will be endorsed and will then form part of this Permit.

Car Parking

2. Prior to the commencement of the use allowed by this permit a comprehensive Car Parking Management Plan (CPMP) must be submitted to and approved by the Responsible Authority. This plan must detail the land uses, including the layout and floor areas occupied by such uses and may be reviewed and varied from time to time subject to the approval of the Responsible Authority.

The Car Parking Management Plan must include (but not be limited to) the following:

- (a) Details of the proposed operation of the valet service for the Serviced Apartment's guests;
- (b) Details of where guests will park prior to check-in;
- (c) Details of where guests will pick up their car from the valet service;
- (d) What measures will be in place to ensure that the valet service does not impact surrounding properties with vehicle access from the laneway; and
- (e) What measures will be in place to ensure that the number of cars associated with the Serviced Apartments does not exceed the number of spaces provided onsite.

Once approved the CPMP will be endorsed to form part of this permit and must be complied with to the satisfaction of the Responsible Authority and must not be varied except with the written approval of the Responsible Authority.

3. The car parking allocation for the approved development must be:
 - Not less than six (6) car spaces for the Food and Drink Premises; and
 - Not less than 0.53 car spaces for each Serviced Apartment.
4. Areas set aside for the parking of vehicles and access lanes as shown on the endorsed plan(s) must be:
 - (a) constructed;
 - (b) properly formed to such levels that they can be used in accordance with the plans;
 - (c) surfaced with an all-weather sealcoat;
 - (d) drained;

to the satisfaction of the Responsible Authority.

Car spaces, access lanes and driveways shown on the endorsed plans must not be used for any other purpose.

5. Before the use starts, the provision and design of bicycle parking facilities must comply with Clause 52.34 of the Glen Eira Planning Scheme (including the type, location, layout, access paths, signage) or otherwise, to the satisfaction of the Responsible Authority.

Section 173 Agreement

6. Prior to the commencement of the development or use, the owner of the land at 9 and 13 Derby Road, Caulfield East, must enter into an Agreement with the Responsible Authority pursuant to Section 173 of the Planning and Environment Act 1987 to the satisfaction of the Responsible Authority to the effect that, without the written consent of the Responsible Authority:
 - (a) The Owner will not use, or authorise or permit use of any unit for any purpose other than for use as a Serviced Apartment.
 - (b) The written approval referred to in (a) may be conditional on the

carrying out of any other works considered relevant to the proposed use. The above works must be completed to the satisfaction of the Responsible Authority prior to the commencement of the use.

- (c) All Serviced Apartment units shall be managed by a single management entity and shall not be leased or otherwise managed other than under the control of the management entity.

A memorandum of the Agreement is to be entered on Title and the costs of the preparation and execution of the Agreement and entry of the memorandum on Title are to be paid by the owner.

Tree protection measures

7. The proposed works must not cause any damage to the canopy, roots or the Tree Protection Zone of the existing street tree.
8. Prior to the commencement of the buildings and works (including demolition), a tree protection fence must be erected around the street tree at a radius of 2.6 metres from the base of the trunk, excluding hard paved surfaces, to define a 'tree protection zone'. Temporary fencing is to be used as per AS 4870-2009 section 4.3. This fence must be constructed of star pickets and chain mesh (or similar) to the satisfaction of the Responsible Authority. The tree protection fence must remain in place until the construction within the tree protection zone is required. The tree protection zone for that component of the development not required for construction must remain fenced until construction is complete. No vehicular or pedestrian access, trenching or soil excavation is to occur within the tree protection zone. No storage or dumping of tools, equipment or waste is to occur within the tree protection zone.
9. The ground surface of the tree protection zone must be covered by a protective 100mm deep layer of mulch prior to the development commencing and be watered regularly to the satisfaction of the Responsible Authority.

Above ground canopy TPZ (Tree Protection Zone) to be adopted. No works, structures or machinery will come within 1m of the trees crown/canopy as per AS 4870-2009 section 3.3.6.

Tree Protection Zone (TPZ) fencing must be adopted to protect the street tree's trunk. Set at edge of TPZ on all sides (Finishing at paved surfaces). Temporary fencing to be used as per AS 4870-2009 section 4.3.

Hand excavate any area within 1.5m of the Tree Protection Zone (TPZ). If roots over 40mm are found, Park Services are to be notified and further inspections will be carried out.

Ground protection is to be used if temporary access for machinery is required within the Tree Protection Zone (TPZ). Strapped rumble boards are to be used within TPZ to limit ground compaction as per AS 4870-2009 section 4.5.3.

10. No excavation is to come within 2.0 metres of the existing street tree (measured from the centre of the trunk) without the prior consent of the Responsible Authority. Any excavation within 1.5m of the tree protection zones must be hand excavated. If roots over 40mm are found, Park Services

are to be notified and further inspections will be carried out.

11. Ground protection is to be used if temporary access for machinery is required within the TPZ (Tree Protection Zone). Strapped rumble boards are to be used within the tree protection zone to limit ground compaction as per AS 4870-2009 section 4.5.3.

Management plan requirements

12. Prior to the occupation of the approved development, the owner/permit holder must prepare and have approved in writing by the Responsible Authority a Waste Management Plan (WMP) for the site with respect to the collection and disposal of waste and recyclables associated with the proposed uses on the site to the satisfaction of the Responsible Authority. The WMP must provide for the following:
 - (a) The collection of waste associated with the uses on the land, including the provision of bulk waste collection bins or approved alternative, recycling bins, the storage of other refuse and solid wastes in bins or receptacles within suitable screened and accessible areas to the satisfaction of the Responsible Authority. Commercial waste bins being placed or allowed to remain not in view of the public, and receptacles not emitting any adverse odours.
 - (b) Designation of methods of collection including the need to provide for private services or utilisation of council services. If private collection is used, this method must incorporate recycling services and must comply with the relevant EPA noise guideline relating to the time of collection.
 - (c) Appropriate areas of bin storage on site and areas of waste bin storage on collection days.
 - (d) Details for best practice waste management once operating.

Once approved the WMP will be endorsed to form part of this permit and must be complied with to the satisfaction of the Responsible Authority and must not be varied except with the written approval of the Responsible Authority.

13. Prior to the commencement of any site works including demolition and excavation, the owner must submit a Construction Management Plan to the Responsible Authority for approval. No works including demolition and excavation are permitted to occur until the Plan has been approved in writing by the Responsible Authority. Once approved, the Construction Management Plan will be endorsed to form part of this permit and must be implemented to the satisfaction of the Responsible Authority. The Plan must be to the satisfaction of the Responsible Authority and must provide details of the following:
 - (a) Delivery and unloading points and expected frequency;
 - (b) Truck haulage routes, circulation spaces and queuing lanes;
 - (c) Details how traffic and safe pedestrian access will be managed. These must be in the form of a Traffic Management Plan designed by a suitably qualified traffic practitioner;
 - (d) A liaison officer for contact by owners / residents and the Responsible Authority in the event of relevant queries or problems experienced;
 - (e) An outline of requests to occupy public footpaths or roads, or anticipated disruptions to local services;

- (f) Any requirements outlined within this permit as required by the relevant referral authorities;
 - (g) Hours for construction activity in accordance with any other condition of this permit;
 - (h) Measures to control noise, dust, water and sediment laden runoff;
 - (i) Measures to ensure that sub-contractors/tradespersons operating on the site are aware of the contents of the Construction Management Plan;
 - (j) Any construction lighting to be baffled to minimise intrusion on adjoining lots.
14. During the construction of the buildings and works allowed by this permit, the laneway adjacent to the subject land must be kept free of parked or standing vehicles or any other obstruction, including building materials, equipment, and the like so as to maintain free vehicular passage to abutting benefiting properties at all times, unless with the written consent of the Responsible Authority.

General requirements

15. Disabled persons' access to the building must be provided to the satisfaction of the Responsible Authority. All work carried out to provide disabled persons' access must be constructed in accordance with AS 1428.1 to the satisfaction of the Responsible Authority
16. All pipes, fixtures, fittings and vents servicing any building on the site must be concealed in service ducts or otherwise hidden from view to the satisfaction of the Responsible Authority.
17. No plant, equipment, services and substations other than those shown on the endorsed plans are permitted without the prior written consent of the Responsible Authority
18. Prior to the occupation of the development, the walls on the boundaries of adjoining properties must be cleaned and finished in a manner to the satisfaction of the Responsible Authority. Painted or bagged walls must be finished to a uniform standard and unpainted or un-rendered walls must have all excess mortar removed.
19. The layout of the site and size, design and location of buildings and works as shown on the endorsed plans must not be altered without the prior written consent of the Responsible Authority. Note: This does not obviate the need for a permit where one is required.

Permit expiry

20. This Permit will expire if:

- The development does not start within two (2) years from the date of this Permit; or
- The development is not completed within four (4) years of the date of this Permit; or
- The use does not start within two (2) years of the completion of the development.

The Responsible Authority may extend the time referred to if a request is made in writing before this Permit expires or within six (6) months after the expiry date if the use/development has not commenced.

If the development has commenced, the Responsible Authority may extend the time referred to if a request is made in writing within twelve (12) months of the expiry date.

Notes

- A. The amendments specified in Condition 1 of this Permit and any additional modifications which are “necessary or consequential” are those that will be assessed by Council when plans are lodged to satisfy that condition. Any “necessary or consequential” amendments, in addition to those required by this condition, should be specifically brought to the attention of Council for assessment.

If other modifications are proposed, they must be identified and be of a nature that an application for amendment of permit may be lodged under Section 72 of the Planning and Environment Act 1987. An amendment application is subject to the procedures set out in Section 73 of the Planning and Environment Act 1987.

- B. This Planning Permit represents the Planning approval for the use and/or development of the land. This Planning Permit does not represent the approval of other departments of Glen Eira City Council or other statutory authorities. Such approvals may be required and may be assessed on different criteria from that adopted for the approval of this Planning Permit.
- C. Any failure to comply with the conditions of this permit may result in action being taken to have an Enforcement Order made against some or all persons having an interest in the land and may result in legal action or the cancellation of this permit by the Victorian Civil and Administrative Tribunal.
- D. Nothing in the grant of this permit should be construed as granting any permission other than planning permission for the purpose described. It is the duty of the permit holder to acquaint themselves, and comply, with all other relevant legal obligations (including any obligation in relation to restrictive covenants and easements affecting the site) and to obtain other required permits, consents or approvals.
- E. Prior to the commencement of any demolition and/or building works, an Asset Protection Permit must be obtained from Council's Engineering Services Department.

Procedural Motion

Moved: Cr Silver

Seconded: Cr Delahunty

That Council grants Cr Sztrajt a two minute extension of speaking time.

CARRIED UNANIMOUSLY

The Motion Moved by Cr Silver and Seconded by Cr Magee was **CARRIED**

9.3 7-12 HORNE STREET ELSTERNWICK

Moved: Cr Delahunty**Seconded: Cr Silver**

That Council issues a Notice of Decision to Grant a Planning Permit for Application No. GE/CP -32039/2018 for use of the land as a rehabilitation centre at 7-12 Horne Street Elsternwick in accordance with the following conditions:

Amended plans

1. Within three (3) months of the date of this permit, amended plans to the satisfaction of the Responsible Authority must be submitted to, and approved by, the Responsible Authority. The plans must be drawn to scale with dimensions and must generally accord with the plans submitted with the application (identified as the 'WellBeing Planet Floorplan ground and first floor plan', undated and prepared by unknown) but modified to show:
 - (a) A site plan showing the location of the outdoor area (in the north-western corner of the site) and the car parking spaces to the rear of the site with full dimensions.
 - (b) An elevation (including details i.e. materials of the walls/fencing/roller doors in the north-west corner of the site and along the rear (south-western) side of the site. Notes must be provided on the elevation as to the acoustic properties of the walls/fencing and measurements (such as shutting the roller door) to ensure noise from the area to adjoining properties is mitigated.

When approved, the plans will be endorsed and will then form part of this Permit

General requirements

2. The layout and description of the use(s) as shown on the endorsed plans must not be altered without the prior written consent of the Responsible Authority. Note: This does not obviate the need for a permit where one is required

Use requirements

3. Not more than four (4) staff members/employees and health practitioners must be present on the site at any one time.
4. No drugs of addiction are to be prescribed from the site.
5. Not more than twelve (12) residents must be present on the site at any one time.
6. At all times during the operation of the use, there must be present on the premises a person, over the age of eighteen (18) years, who is responsible for ensuring that the activities on the premises, and the conduct of persons attending the premises is appropriate.

Car parking

7. Land at the rear of the site designated as car parking must be kept clear at all times and be available to be used by staff of the premise.

Management plan requirements

8. Within three (3) months of the date of this permit, a Site Amenity Management Plan must be prepared and submitted to the satisfaction of the Responsible Authority. The Site Amenity Management Plan must include (but is not necessarily limited to):
- Details of the measures which will be implemented to minimise any off-site amenity impacts, including:
 - a) a protocol for the operating of the site in order to minimise noise levels for local residents and business owners, including in relation to the use of the courtyard area in the north-west corner of the site and the laneways bounding the site;
 - b) A complaints handling process, including:
 - i) A typical weekly itinerary for residents including appointments, and any activity (such as group excursions) that are likely to have noise impacts and the intended measures of mitigating these noise impacts;
 - ii) The assignation of responsibility to one employee for responding to complaints;
 - iii) A mechanism for receiving complaints, including a phone number to call;
 - iv) A process for review of the Site Amenity Management Plan in response to complaints received as part of a continued improvement approach.
 - c) a protocol to ensure that residents of the facility do not bring a motor vehicle to the area for use during their stay.

When approved, the Site Amenity Management Plan shall be endorsed to form part of this permit. The conditions in the Site Amenity Management Plan must be implemented and adhered to at all times to the satisfaction of the Responsible Authority. The Site Amenity Management Plan may be varied with the prior written consent of the Responsible Authority and must be updated if modifications to contact details, etc. are required.

Permit expiry

9. This Permit will expire if:
- (a) The use is not started within two years of the date of this permit.
 - (b) The use is discontinued for a period of two years.

The Responsible Authority may extend the time referred to if a request is made in writing before this Permit expires or within six (6) months after the expiry date

Notes

- A. The amendments specified in Condition 1 of this Permit and any additional modifications which are “necessary or consequential” are those that will be assessed by Council when plans are lodged to satisfy that condition. Any “necessary or consequential” amendments, in addition to those required by this condition, should be specifically brought to the attention of Council for assessment.
- B. If other modifications are proposed, they must be identified and be of a nature that an application for amendment of permit may be lodged under Section 72 of the Planning and Environment Act 1987. An amendment application is subject to the procedures set out in Section 73 of the Planning and Environment Act 1987.
- C. This Planning Permit represents the Planning approval for the use and/or development of the land. This Planning Permit does not represent the approval of other departments of Glen Eira City Council or other statutory authorities. Such approvals may be required and may be assessed on different criteria from that adopted for the approval of this Planning Permit.
- D. Any failure to comply with the conditions of this permit may result in action being taken to have an Enforcement Order made against some or all persons having an interest in the land and may result in legal action or the cancellation of this permit by the Victorian Civil and Administrative Tribunal.
- E. Nothing in the grant of this permit should be construed as granting any permission other than planning permission for the purpose described. It is the duty of the permit holder to acquaint themselves, and comply, with all other relevant legal obligations (including any obligation in relation to restrictive covenants and easements affecting the site) and to obtain other required permits, consents or approvals.
- F. The permit holder/applicant/owner must provide a copy of the Planning Permit to any appointed Building Surveyor. It is the responsibility of the permit holder/applicant/owner and the Building Surveyor to ensure that the development approved by this Permit is consistent with any Building Permit approved and that all works are consistent with the endorsed plans approved under this Planning Permit.

CARRIED UNANIMOUSLY

Procedural Motion**Moved: Cr Delahunty****Seconded: Cr Silver**

That Council changes the order of business to deal with item 11.1 at this stage of the meeting.

CARRIED UNANIMOUSLY**11.1.1 Rehabilitation Services****Moved: Cr Delahunty****Seconded: Cr Magee**

That a report be prepared:

1. informing councillors of the following challenges regarding the provision of rehabilitation services for those suffering alcohol and drug addiction:
 - a) The lack of national or state wide standards of care in the private sector;
 - b) The lack of requirements for formal qualifications for those administering the rehabilitation programs in the private sector;
 - c) The current status of the Victorian Law Reform report into potential changes for the provision of rehabilitation services; and
2. including the role that Local Government can play in advocating for necessary changes or increased monitoring.

CARRIED UNANIMOUSLY**11.1.2 Lease Agreement between MRC and the State of Victoria****Moved: Cr Silver****Seconded: Cr Magee**

That a report be prepared:

1. on the detail of the lease agreement between the Melbourne Racing Club and the State of Victoria;
2. provides a view on any potential implications that the lease agreement may have on the ability for the recommendations of the Bi-Partisan Working Group to be achieved; and
3. provides advice to Council on options for advocacy where appropriate.

CARRIED UNANIMOUSLY

9.4 VCAT WATCH

Moved: Cr Delahunty**Seconded: Cr Davey**

That Council notes:

1. the recent decisions and applications currently before the Victorian Civil and Administrative Tribunal (VCAT), including the recent applications that have been lodged with VCAT.
2. the recent decisions of VCAT, including the commentary provided in relation to matters of notable interest.

CARRIED UNANIMOUSLY

9.5 MACKIE ROAD AND POET ROAD TRAFFIC ASSESSMENT REPORT

Moved: Cr Magee**Seconded: Cr Davey**

That:

1. Council notes this report
2. Council Officers meet with VicRoads to review:
 - a) the lane configuration of Poath Road at North Road; and
 - b) the safety and operation of both the Poath Road and Mackie Road intersections with North Road.
3. Additional No Stopping restrictions be implemented at Poet Road and Argyle Street to relieve the localised traffic congestion.

CARRIED UNANIMOUSLY

9.6 GRAFFITI MANAGEMENT

Moved: Cr Magee**Seconded: Cr Delahunty**

That Council notes the report.

*It is recorded that Cr Esakoff vacated the Chamber at 9:35pm and re-entered at 9:44pm.***CARRIED UNANIMOUSLY****Procedural Motion****Moved: Cr Silver****Seconded: Cr Magee**

That the meeting be extended to conclude at 11pm.

CARRIED UNANIMOUSLY

9.7 MURRUMBEENA POLICE STATION

Moved: Cr Magee**Seconded: Cr Taylor**

That Council notes this report.

CARRIED UNANIMOUSLY

9.8 FINANCIAL MANAGEMENT REPORT FOR THE PERIOD ENDING 30 SEPTEMBER 2018

Moved: Cr Delahunty**Seconded: Cr Magee**

That Council notes the Financial Management Report for the period ending 30 September 2018.

CARRIED UNANIMOUSLY

9.9 PLEDGES BY POLITICAL PARTIES

Moved: Cr Magee**Seconded: Cr Delahunty**

That Council:

1. notes the report; and
2. includes the updated list of pledges in the minutes of this meeting for the additional items since the agenda was produced.
 - Victorian Labor Party - Two new parks in Bentleigh
 - Victorian Labor Party - Upgrade of Glen Huntly Primary School
 - Victorian Labor Party - Upgrade of Murrumbeena Primary School
 - Victorian Liberal Party - Glen Huntly Road and Nepean Highway Intersection Elsternwick

Procedural Motion**Moved: Cr Delahunty****Seconded: Cr Silver**

That Council grants Cr Magee a three minute extension of speaking time.

CARRIED UNANIMOUSLY

CARRIED UNANIMOUSLY

Appendix 1 Pledges by Political Parties

Commitments Victorian Labor Party

South Road	\$30M investment to upgrade of South Road including an additional right turn lane from South Road onto the Nepean Highway, upgrade to East Boundary Road intersection, new traffic lights and a pedestrian crossing at the Bignell Road intersection and a new bike path along the Nepean Highway from Patterson Road to Katoomba Street.
Second Campus - McKinnon Secondary College	\$70M investment for a second McKinnon College campus at the East Village development in Bentleigh East.
St Peters Primary School	\$1M investment to upgrade St Peters Primary school in East Bentleigh.
New Ambulance Station East Bentleigh	A new Bentleigh East Ambulance Station with modern and safe facilities.
Two new parks in Bentleigh	Two new parks to be created in the electorate of Bentleigh. Parks will be created by working with Council to find vacant lots and small, unused pieces of land.
Lighting Coatesville Tennis Club	\$60,000 for new lighting at Coatesville Tennis Club to increase competition and participation.
Removal of last two level crossings in Glen Eira	Removal of Glen Huntly Road and Neerim Road level crossings in Glen Huntly.
Jewish Arts and Culture Precinct	\$1M investment for a new Jewish Arts and Culture Precinct in Elsternwick.
Murrumbeena Village Green	Continue to work with Council on the proposed village green proposal for Murrumbeena.
Woorayl Reserve	Woorayl Street Reserve in will be offered to Glen Eira Council as permanent open space.
Upgrade of Glen Huntly Primary School	Major renovation at Glen Huntly Primary School that will provide a new library, more classrooms and a new hall.
Upgrade of Murrumbeena Primary School	\$1.1 million investment to make sure the main school building and classrooms can be upgraded.
Pavilion upgrades	\$1M for Lord Reserve pavilion redevelopment and \$1m or Koornang Park pavilion redevelopment.
Additional parking in Murrumbeena	40 additional car parks for Carnegie shopping precinct.
Suburban Rail Loop	Work on the first section in Melbourne's south east would begin by the end of 2022, with a new station in the Monash Clayton precinct providing a direct interchange with the light rail corridor from Caulfield to Rowville.

Commitments Victorian Liberal Party

Caulfield Racecourse	Caulfield Racecourse reserve to be returned to full public use and \$4.25 million investment for new sports grounds and club facilities.
South Road and Nepean Highway Intersection.	Removal of traffic lights at the intersection of Glen Huntly Road and Nepean Hwy, Elsternwick through grade-separation.
Glen Huntly Road and Nepean Highway Intersection Elsternwick.	Removal of traffic lights at the intersection of South Road and Nepean Hwy, Moorabbin through grade-separation.
New hydrotherapy pool at Bentleigh Connect Health and Community Centre	\$2M investment for a modern hydrotherapy pool for Bentleigh Connect Health and Community located in Gardeners Rd, Bentleigh East
Centenary Park Tennis Club	\$20,000 contribution towards fence repairs at Centenary Park Tennis Club
Bentleigh after dark safety plan	\$300,000 investment to improve lighting infrastructure across the Bentleigh electorate including public parks and supermarket carpark. Improve lighting in Tucker Road, Patterson Road, Brewer Road and Railway Crescent.
New bus shelters in Bentleigh	\$250,000 investment for the installation of twelve bus shelters at key locations along Bentleigh bus corridors
New school hall at Moorabbin Primary School	\$3.1M investment to build a new modern school hall at Moorabbin Primary School.
Tucker Road Primary School Upgrade	\$8M investment for Tucker Road Primary School to build new prep classrooms, upgrade the school gym and refurbish existing teaching and administration buildings.
New mobile Police station in Bentleigh	New mobile police station in Bentleigh to enable uniformed officers to be stationed in shopping strips and parks where they can respond quickly to violence, thefts and anti-social behaviour
Crime reduction and Graffiti removal in Bentleigh	\$340,000 investment in CCTV for Bentleigh to reduce crime and \$20,000 for the Bentleigh Traders Association for graffiti removal.
Woorayl Reserve	New planning overlay for Woorayl Street Reserve that protects it as open space.
New park in East Bentleigh	Reserve the land of the former reservoir site in East Bentleigh for community use.

10. URGENT BUSINESS

There were no items of urgent business submitted to the meeting.

11. ORDINARY BUSINESS**11.1 Requests for reports from Officers**

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

11.2 Right of reply - Nil**11.3 Councillor questions - Nil****11.4 Public questions to Council**

Mr Warren Green's question was not read out at the meeting in accordance with the Local Law as Mr Green was not present in the Chamber. A letter will be sent to Mr Green with the response to his question.

12. CONSIDERATION OF IN CAMERA ITEMS**Moved: Cr Magee****Seconded: Cr Silver**

That pursuant to Section 89(2) of the Local Government Act 1989, the Council resolves that so much of this meeting be closed to members of the public, as it involves Council consideration of matters coming within some or all of the following categories listed in Section 89(2) of such Act.

- (a) Personnel matters;
- (b) The personal hardship of any resident or ratepayers;
- (c) Industrial matters;
- (d) Contractual matters;
- (e) Proposed developments;
- (f) Legal advice;
- (g) Matters affecting the security of Council property;
- (h) Any other matter which the Council or Special Committee considers would prejudice the Council or any person;
- (i) A resolution to close the meeting to members of the public.

12.1 Deed of Consent Aged Care*Local Government Act 1989 - Section 89(2) (f)***12.2 Tender 2019.21 Harleston Park Play Space and Sports Court***Local Government Act 1989 - Section 89(2) (d)***12.3 Tender 2019.15 Website Development - Build and Support***Local Government Act 1989 - Section 89(2) (d) and (h)***CARRIED UNANIMOUSLY**

The Mayor advised that after consideration of the confidential items the meeting will closed.

12.3 DEED OF CONSENT AGED CARE

Confidential item

12.2 TENDER 2019.21 HARLESTON PARK PLAY SPACE AND SPORTS COURT

Moved: Cr Silver

Seconded: Cr Magee

That Council:

1. appoints **Landscape Civil Division of Bitumill Civil Pty Ltd, ABN 78 099 996 344, ACN 099 996 344** as the contractor under Tender number 2019.21 for an amount of \$999,626.98 (exclusive of GST), 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 CEO to execute the contract on Council's behalf.
4. incorporates this resolution in the public minutes of this meeting.

CARRIED UNANIMOUSLY

12.3 TENDER 2019.15 WEBSITE DEVELOPMENT - BUILD AND SUPPORT

Confidential resolution

13. CLOSURE OF MEETING

The meeting closed at 10.13pm.

Confirmed this

Chairperson.....