



GLEN EIRA CITY COUNCIL
SPECIAL COUNCIL MEETING

TUESDAY 25 JUNE 2019

MINUTES

**Meeting was held in the Council Chambers,
Corner Hawthorn & Glen Eira Roads, Caulfield
at 6.30pm**

Present

The Mayor, Councillor Jamie Hyams
Councillor Tony Athanasopoulos
Councillor Anne-Marie Cade
Councillor Clare Davey
Councillor Mary Delahunty
Councillor Margaret Esakoff
Councillor Jim Magee
Councillor Joel Silver
Councillor Dan Sztrajt

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1. **ACKNOWLEDGEMENT**

The Mayor read the acknowledgement.

Glen Eira City Council respectfully acknowledges that the Boon Wurrung people of the Kulin nation are the traditional owners of the land now known as Glen Eira. 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**

Nil

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. PRESENTATION OF OFFICER REPORTS

4.1 LORD RESERVE AND KOORNANG PARK DRAFT MASTERPLAN

Moved: Cr Athanasopoulos**Seconded: Cr Davey**

That Council:

1. notes the feedback received during community consultation;
2. adopts the Lord Reserve and Koornang Park draft Masterplan; and
3. resolves that statutory procedures be commenced pursuant to *section 206 clause 3 of Schedule 10 of the Local Government Act 1989* to discontinue the section of Moira Avenue, as shown in the Masterplan.
4. authorises officers to establish a Community Reference Group to provide advice to Council during the detailed design and implementation of phases of the masterplan.

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

That Council grants Cr Athanasopoulos a 3 minute extension of speaking time.

CARRIED UNANIMOUSLY*It is recorded Cr Delahunty entered the meeting at 6.47pm.***Procedural Motion****Moved: Cr Magee****Seconded: Cr Sztrajt**

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

CARRIED UNANIMOUSLYThe motion Moved by Cr Athanasopoulos and Seconded by Cr Davey was PUT
and **CARRIED**

4.2 DECLARATION OF RATES & CHARGES 1 JULY 2019 TO 30 JUNE 2020

Moved: Cr Hyams**Seconded: Cr Silver**

That:

- a) The Chief Executive Officer be authorised to levy and recover the general rates, annual service charges and any other amounts described in the report in accordance with the *Local Government Act 1989*; and
- b) Interest be charged on outstanding or overdue rates, charges and sundry debt in accordance with section 172 of the *Local Government Act 1989*.

CARRIED UNANIMOUSLY

4.3 2019-20 ANNUAL BUDGET

Moved: Cr Hyams**Seconded: Cr Silver****PART A**

That:

- a) Council, having prepared and published its *2019-20 Budget* and having considered any submissions received in accordance with section 223 of the Act, hereby resolves to adopt the *2019-20 Budget*, as attached, (excluding any references to the Elsternwick Community Hub and Hopetoun Gardens);
- b) A public notice be given of the decision to adopt the Budget, in accordance with section 130(2) of the Act; and
- c) Council submits a copy of the Budget to the Minister in accordance with section 130(4) of the Act.

Procedural Motion**Moved: Cr Davey****Seconded: Cr Athanasopoulos**

That Council grants Cr Delahunty a five minute extension of speaking time.

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

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

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

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

CARRIED UNANIMOUSLY

The Motion Moved by Cr Hyams and Seconded by Cr Silver was PUT and
CARRIED

A **DIVISION** was called:

FOR: Crs Athanasopoulos, Esakoff, Hyams, Silver, Sztrajt and Cade (6)
AGAINST: Crs Davey, Delahunty and Magee (3)

CARRIED

It is recorded that Cr Esakoff declared a Direct Interest under s77B of the Local Government Act as she has an interest in a property and an Indirect Conflict of Interest by Close Association under s78 of the Local Government Act in Part B of Item 4.3 - 2019-20 Annual Budget as she has a relative who has a direct interest in the matter, being a trader in Elsternwick.

Cr Esakoff vacated the Chamber at 7.47pm prior to consideration of this matter.

Moved: Cr Silver

Seconded: Cr Sztrajt

PART B

That:

- a) Council, having prepared and published its *2019-20 Budget* and having considered any submissions received in accordance with section 223 of the Act, hereby resolves to adopt the references to the Elsternwick Community Hub and Hopetoun Gardens in the *2019-20 Budget*;
- b) A public notice be given of the decision to adopt the Budget, in accordance with section 130(2) of the Act; and
- c) Council submits a copy of the Budget to the Minister in accordance with section 130(4) of the Act.

CARRIED UNANIMOUSLY

It is recorded that Cr Esakoff vacated the Chamber prior to Part B of item 4.3 and was not present when this item was considered. Cr Esakoff entered the Chamber at 7.50pm.

4.4 COUNCIL AND COMMUNITY PLAN COMMITMENTS 2019-20 AND STRATEGIC RESOURCE PLAN

Moved: Cr Hyams**Seconded: Cr Silver****PART A**

That Council:

- a) having prepared and published its Draft Council and Community Plan Commitments 2019-20 and Draft Strategic Resource Plan 2019-20 to 2028-29 in accordance with section 223 of the *Local Government Act 1989* and having received no submissions hereby resolves to adopt the Council and Community Plan Commitments 2019-20 and Strategic Resource Plan 2019-20 to 2028-29, (excluding any references to the Elsternwick Community Hub and Hopetoun Gardens); and
- b) submits a copy of the Council and Community Plan Commitments 2019-20 and Strategic Resource Plan 2019-20 to 2028-29 to the Minister in accordance with section 125(5) of the Local Government Act.

CARRIED UNANIMOUSLY

It is recorded that Cr Esakoff declared a Direct Interest and an Indirect Conflict of Interest by Close Association in Part B of Item 4.4 – Council and Community Plan Commitments 2019-20 and Strategic Resource Plan as she has a relative who has a direct interest in the matter, being a trader in Elsternwick.

Cr Esakoff vacated the Chamber at 7.56pm prior to consideration of this matter.

Moved: Cr Sztrajt**Seconded: Cr Silver****PART B**

That Council:

- a) having prepared and published its Draft Council and Community Plan Commitments 2019-20 and Draft Strategic Resource Plan 2019-20 to 2028-29 in accordance with section 223 of the *Local Government Act 1989* and having received no submissions hereby resolves to adopt the references to the Elsternwick Community Hub and Hopetoun Gardens in the Council and Community Plan Commitments 2019-20 and Strategic Resource Plan 2019-20 to 2028-29; and
- b) submits a copy of the Council and Community Plan Commitments 2019-20 and Strategic Resource Plan 2019-20 to 2028-29 to the Minister in accordance with section 125(5) of the Local Government Act.

CARRIED UNANIMOUSLY

It is recorded that Cr Esakoff vacated the Chamber prior to Part B of item 4.4 and was not present when this item was considered. Cr Esakoff entered the Chamber at 7.57 pm.

5. CONSIDERATION OF IN CAMERA ITEM

Moved: Cr Silver

Seconded: Cr Magee

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.

5.1 Residential Aged Care
Local Government Act 1989 - Section 89(2) (d)

CARRIED UNANIMOUSLY

The Mayor advised that following consideration of the confidential item, the meeting will be closed.

6. CLOSURE OF MEETING

The meeting closed at 8.38pm.

Confirmed this 2 day of July 2019

Chairperson.....