



**GLEN EIRA CITY COUNCIL**  
**ORDINARY COUNCIL MEETING**  
**TUESDAY 13 AUGUST 2019**

**MINUTES**

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

Present

The Mayor, Councillor Jamie Hyams  
Councillor Tony Athanasopoulos  
Councillor Anne-Marie Cade  
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

**Moved: Cr Magee**

**Seconded: Cr Silver**

That the apologies from Cr Davey and Delahunty be received and noted.

**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 Cade**

That the minutes of the Ordinary Council Meeting held on 23 July 2019 be confirmed.

**CARRIED UNANIMOUSLY****5. RECEPTION AND READING OF PETITIONS AND JOINT LETTERS**

Nil

**6. DOCUMENTS FOR SEALING**

Nil

**7. REPORTS BY DELEGATES APPOINTED BY COUNCIL TO VARIOUS ORGANISATIONS**

Nil

**8. REPORTS FROM COMMITTEES**

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**8.1 Advisory Committees**

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**8.1.1 ADVISORY COMMITTEE MINUTES**

**Moved: Cr Magee**

**Seconded: Cr Esakoff**

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

1. 9 July 2019 – Community Grants Advisory Committee

**CARRIED UNANIMOUSLY**

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**8.2 Records of Assembly**

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**8.2.1 RECORDS OF ASSEMBLIES OF COUNCILLORS**

**Moved: Cr Esakoff**

**Seconded: Cr Silver**

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

1. 16 July 2018
2. 18 July 2019
3. 23 July 2019 (pre-meeting)

**CARRIED UNANIMOUSLY**

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**Public Participation**

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**

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**9.1 PANEL REPORT  
PLANNING SCHEME AMENDMENT C182GLEN  
FORMER ABC TV STUDIOS, 8 GORDON STREET, ELSTERNWICK**

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**Moved: Cr Silver****Seconded: Cr Athanasopoulos**

That Council:

1. notes the report and recommendations of the Panel in relation to Amendment C182glen;
2. adopts Amendment C182glen generally in accordance with the recommendations of the Panel and in accordance with the attached documents;
3. includes within the Amendment documentation an additional Incorporated Document titled: *Former ABC TV Studios, 8 Gordon Street, Elsternwick Incorporated Plan, July 2019; and*
4. forwards Amendment C182glen to the Minister for Planning for approval in accordance with Section 31 of the *Planning and Environment Act 1987*.
5. authorises the Manager City Futures to undertake minor changes to the Amendment, including changes requested by the Minister for Planning and the Department of Environment, Land, Water and Planning, where the changes do not affect the purpose or intent of the Amendment.

**CARRIED UNANIMOUSLY**

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**9.2 FACTORY 317 NEERIM ROAD CARNEGIE**

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**Moved: Cr Athanasopoulos****Seconded: Cr Silver**

That Council issues a Notice of Decision to Grant a Planning Permit for Application No. GE/DP-32736/2019 for construction of a five storey building comprising offices and dwellings and associated car parking Factory 317 Neerim Road, Carnegie, in accordance with the following conditions:

Amended plans

1. Before the development starts, 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 'Mixed Use Development 1/317 Neerim Road Carnegie', Project No. 1816, Sheets TP01-TP10, TP16 (all Revision A), dated 15/03/19, prepared by polystudio) but modified to show:
  - (a) A fine grain pattern (i.e. a less randomised block pattern) provided on the eastern and western elevations of the building.
  - (b) Notations on plans to demonstrate the provision of an amber warning signal system on the building adjacent to the Right of Way. The amber warning signal must be linked to the security gates and activated at the same time as the security gates. The gates and amber light must provide a warning of vehicles exiting the site.
  - (c) The provision of 2 convex mirrors in appropriate location to enable vehicles exiting the site to see any oncoming traffic on rear laneway with a note on the plans to this effect.

General requirements

2. The layout of the development as shown on the endorsed plans must not be altered or modified (unless the Glen Eira Planning Scheme specifies a permit is not required) without the prior written consent of the Responsible Authority.
3. 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.
4. No plant, equipment, services or architectural features other than those shown on the endorsed plans are permitted above the roof level of the building/s without the prior written consent of the Responsible Authority.
5. Before the building is occupied, the walls on the boundary 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 unrendered walls must have all excess mortar removed.

Environmental investigations

6. Before the development starts, other than necessary demolition and investigation works forming the environmental site assessment process, an Environmental Assessment Report must be submitted to and approved by the Responsible Authority. The Environmental Assessment Report must be prepared by a suitably qualified environmental professional in accordance with the Potentially Contaminated Land General Practice Note (Department of Sustainability & Environment June 2005) to the satisfaction of the Responsible Authority. The report must include recommendations as to whether the condition of the land is such that an Environmental Audit should be conducted taking into account the proposed uses. The owner/developer must comply with the findings of the site assessment to the satisfaction of the Responsible Authority, including if required the preparation of an environmental audit.
7. If, in accordance with condition 6, an Environmental Audit is required, then before the development starts (other than excavation as necessary) either:
  - (a) A Certificate of Environmental Audit for the land must be issued in accordance with section 53Y of the *Environment Protection Act 1970* and provided to the Responsible Authority; or
  - (b) An Environmental Auditor appointed under section 53S of the *Environment Protection Act 1970* must make a Statement in accordance with section 53Z of that Act that the environmental conditions of the land are suitable for the use and development that are the subject of this permit and that statement must be provided to the Responsible Authority.
8. Where a Statement of Environmental Audit is issued for the land in accordance with condition 7:
  - (a) the buildings and works and the use(s) of the land that are the subject of this permit must comply with all directions and conditions contained within the Statement to the satisfaction of the Responsible Authority;
  - (b) prior to the commencement of the uses and buildings and works (other than excavation) and prior to the issue of an Occupancy Permit under the *Building Act 1993*, a letter prepared by an Environmental Auditor appointed under section 53S of the *Environment Protection Act 1970* must be submitted to the Responsible Authority to verify the directions and conditions contained in the Statement are satisfied; and
  - (c) where any condition of that Statement requires any maintenance or monitoring of an ongoing nature, the Owner(s) must enter into an Agreement with Council under section 173 of the *Planning and Environment Act 1987*. Where a section 173 Agreement is required, the Agreement must be executed before the development starts. All expenses involved in the drafting, negotiating, reviewing, lodging, registering and execution of the Agreement, including those incurred by the Responsible Authority, must be met by the Owner(s).

Reports and Management Plans

9. Before the development starts, an amended Waste Management Plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved the plan will be endorsed and will then form part of the permit.



The plan must be drawn to scale with dimensions and be generally in accordance with the plan submitted with the application identified as 'Waste Management Plan proposed development 317 Neerim Road Carnegie', dated 12 February 2019 and prepared by Leigh Design. The plan must show:

- (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 on site. 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.
  - (e) Details of how the waste pick up will occur, having regard to the bus stop on Neerim Road and laneway entrance from Neerim Road.
10. The provisions, recommendations and requirements of the endorsed Waste Management Plan must be implemented and complied with to the satisfaction of the Responsible Authority and must not be varied except with the written approval of the Responsible Authority.
11. Before the development starts, including any demolition and excavation, a Construction Management Plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plan will be endorsed and will then form part of the permit. The Construction Management Plan (CMP) must show:
- (a) Delivery and unloading points and expected frequency;
  - (b) Truck haulage routes, circulation spaces and queuing lanes;
  - (c) Details of how traffic and safe pedestrian access will be managed, particularly during the drop-off and pick-up times of the Melbourne Montessori School. 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.

12. All construction (including demolition and excavation) must be carried out and complied with in accordance with the approved CMP to the satisfaction of the Responsible Authority and must not be varied except with the written approval of the Responsible Authority.
13. Before the development starts, an Environmentally Sustainable Design Report to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the report will be endorsed and will then form part of the permit. The report must outline how the development complies with the provisions of Clause 58 of the Glen Eira Planning Scheme. Any Environmentally Sustainable Design features within the report must be included and shown on the plans.
14. The provisions, recommendations and requirements of the endorsed Environmentally Sustainable Design Report must be implemented and complied with to the satisfaction of the Responsible Authority and must not be varied except with the written approval of the Responsible Authority.
15. The proposal must be designed in accordance with current best practice performance objectives for stormwater quality as contained in the Urban Stormwater – Best Practice Environmental Management Guidelines (Victorian Stormwater Committee 1999) as amended.
16. Before the development is occupied a Car Stacker System Management Plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plan will be endorsed and will then form part of the permit. The Car Stacker System Management Plan must include, but not be limited to:
  - (a) Allocation of car spaces according to vehicle size and type;
  - (b) Ongoing maintenance of the car stacker system;
  - (c) Instructions to owners/occupiers about the operation of the car stacker system; and
  - (d) Communicating to prospective residents about the availability of car stacker spaces and sizes.
17. The operation and maintenance of the car stackers must be carried out and complied with in accordance with the approved Car Stacker System Management Plan to the satisfaction of the Responsible Authority and must not be varied except with the written approval of the Responsible Authority.

#### Car parking, access and Council assets

18. The car parking allocation for the approved development must be:
  - Not less than one car space per one or two bedroom dwelling;
  - Not less than two car spaces per three or more bedroom dwelling;
  - Not less than eight car spaces for the office space.
19. Before the building is occupied, the areas set aside for the parking of vehicles and access lanes as shown on the endorsed plans must be:
  - (a) fully constructed;
  - (b) properly formed to such levels that may be used in accordance with the plans;

- (c) surfaced with an all-weather surface or seal coat (as appropriate);
- (d) drained and maintained in a continuously usable condition;
- (e) line marked to indicate each car space, loading bay and/or access lane;
- (f) clearly marked to show the direction of traffic along access lanes and driveways,

all to the satisfaction of the Responsible Authority.

- 20. Vehicular crossings must be constructed to the road to suit the proposed driveways to the satisfaction of the Responsible Authority and any existing crossing or crossing opening must be removed and replaced with footpath, naturestrip and kerb and channel to the satisfaction of the Responsible Authority.
- 21. During the construction of the buildings and works allowed by this permit, the laneway(s) adjacent to the subject land must be kept free of parked or standing vehicles or any other obstruction, including building materials, equipment etc. so as to maintain free vehicular passage to abutting benefiting properties at all times, unless with the written consent of the Responsible Authority.

#### Permit expiry

- 22. This permit will expire if one of the following circumstances applies:
  - (a) The development is not started within two years of the date of this permit.
  - (b) The development is not completed within four years of the date of this permit.

The Responsible Authority may extend the permit if a request is made in writing in accordance with section 69 of *Planning and Environment Act 1987*.

#### 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. This Planning Permit represents the Planning approval for the development of the land. Side and rear boundary fences do not form part of this Planning approval. The approval for building on a “title boundary” enables the building to be sited precisely on the boundary (as determined by a licensed land surveyor) or within 200mm of the title boundary as per the definition in Clause 55.04-2 of the Glen Eira Planning Scheme.
- All matters relating to the boundary fences shall be in accordance with the provisions of the *Fences Act* 1968, i.e. Council will not deliberate on which option prevails but rather the permit holder and adjoining owners will need to cooperatively resolve which of the above outcomes is mutually acceptable.
- 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. Residents of the dwellings allowed under this permit will not be issued Residential Parking Permits (including visitor parking permits).
- G. Council’s Asset Engineering Team advises:

#### Drainage

- The basement car park must be designed to avoid flooding.
- Engineering Services encourage the use of rainwater tanks for storage and reuse for toilet and irrigation purposes and/or stormwater detention systems.
- Drainage associated with basement construction (seepage and agricultural waters are to be filtered to rain water clarity) must be discharged to the nearest Council Drain /Pit and not be discharged to the kerb and channel.
- All stormwater runoff must be connected to Council’s underground drainage network. No uncontrolled stormwater discharge to adjoining properties and footpaths is permitted.

#### General

- Any firefighting equipment for the building must be accommodated within title boundary. Submitted plans do not show the location of any fire services hydrant / booster. Firefighting facility as required under Building Act/Regulation must be within the subject land and not in the Council Road Reserve.
- Asset Protection Permit must be obtained from Council Engineering Services Department prior to the commencement of any building works. An application can be lodged at <https://www.gleneira.vic.gov.au/services/planning-and-building/building/permits/asset-protection-permit>

- To construct proposed vehicle crossing, vehicle crossing permit must be obtained by lodging application for vehicle crossing permit. Application can be lodged at : <https://www.gleneira.vic.gov.au/services/planning-and-building/building/permits/vehicle-crossing-permit>
- To connect storm water discharge to the Council drainage network and any work in the road reserve, an Asset consent permit must be obtained. An application can be lodged at [:https://www.gleneira.vic.gov.au/services/planning-and-building/building/permits/asset-consent-permit](https://www.gleneira.vic.gov.au/services/planning-and-building/building/permits/asset-consent-permit)

**CARRIED UNANIMOUSLY**

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**9.3 LOCAL LAW REVIEW - OUTCOMES OF THE STATUTORY PUBLIC NOTICE AND SUBMISSION PROCESS**

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The Mayor invited the submitters who requested to speak in support of their submission to come forward when called.

1. Anne Preston
  2. Carolyn Eccleston
  3. David Rood
  4. Margetdw – Not present
  5. Bernadette Pierce – Not present
  6. Kate Forster spoke on her submission and on behalf of submitter 1 and submitter 27
  7. Bette Hatfield – Not present
  8. Kerry Gore
- 

**Moved: Cr Silver**

**Seconded: Cr Athanasopoulos**

That Council:

1. notes that pursuant to Council's resolution, made at its Ordinary Meeting of Council on 11 June 2019, the proposed Local Laws have been on public exhibition for written submission as per the requirements of sections 119 and 223 of the Act for at least 28 days;
2. receives, hears and gives consideration to the public submissions made regarding the proposed Local Laws; and
3. notes that a further report on the proposed Local Laws will be presented at an Ordinary Meeting of Council before the expiry of the current Local Law on 24 November 2019.

**CARRIED UNANIMOUSLY**

*It is recorded that Cr Sztrajt entered the meeting at 9.12pm.*

**Procedural Motion**

**Moved: Cr Athanasopoulos**

**Seconded: Cr Sztrajt**

That Cr Silver be granted a four minute extension of speaking time.

**CARRIED UNANIMOUSLY**

The Mayor thanked members of the gallery for attending the meeting and to those who made a submission.

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**9.4 CHANGE IN KERBSIDE BIN COLLECTION FREQUENCY TRIAL**

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**Moved: Cr Sztrajt****Seconded: Cr Cade**

That Council endorses a trial of weekly green bin collection and fortnightly garbage collection for 917 households in the McKinnon – Ormond area between October 2019 and May 2020.

**CARRIED**

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**9.5 BENTLEIGH AND CARNEGIE RESIDENTIAL HERITAGE**

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**Moved: Cr Hyams****Seconded: Cr Athanasopoulos**

That Council:

1. adopts Glen Eira Heritage Review of Bentleigh and Carnegie Structure Plan Areas (Residential) 2019 Stage 2 Report prepared by RBA Architects and Conservation Consultants Pty Ltd with the following amendments:
    - (a) remove 80 Mitchell Street, Bentleigh from the proposed extension to HO69 Bentleigh Residential Precinct;
    - (b) amend the citation to 56 Thomas Street, Brighton East to include relevant information provided by the owner of the site, where it can be substantiated by the Consultant; and
    - (c) undertake minor corrections and additions to the citation for HO69, Bentleigh Residential Precinct and the citation for the Alfred Halley residence at 178 Centre Road, Bentleigh as suggested within Submission 15 and detailed within this report. All changes are considered minor and do not alter the purpose or intent of the citation.
    - (d) retains 35 Campbell Street, Bentleigh as a non-contributory place in the HO69 Bentleigh Residential Precinct;
  2. adopts the citation: Former Methodist Church, 254 Neerim Road and 1A Toolambool Road, Carnegie prepared by Heritage Alliance;
  3. endorses the Proposed Amendment C190 to the Glen Eira Planning Scheme documentation for the purposes of seeking authorisation and public exhibition that incorporates the changes required under Part 1;
  4. seeks authorisation from the Minister for Planning to prepare and exhibit the Planning Scheme Amendment to implement the residential heritage review of Bentleigh and Carnegie;
  5. authorises Manager City Futures to undertake minor changes to the Amendment, including changes requested by the Minister for Planning or the Department of Environment, Land, Water and Planning, in order to receive authorisation, where the changes do not affect the purpose or intent of the Amendment;
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6. subject to receiving authorisation from the Minister for Planning, places the Amendment on public exhibition for a period of at least one month; and
7. request the Minister for Planning to prepare, adopt and approve a planning scheme amendment for Interim Heritage Overlays for the Bentleigh and Carnegie residential heritage areas while Proposed Amendment C190glen goes through the full Planning Scheme Amendment process.

**Procedural Motion**

**Moved: Cr Athanasopoulos**

**Seconded: Cr Silver**

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

**CARRIED UNANIMOUSLY**

**Procedural Motion**

**Moved: Cr Silver**

**Seconded: Cr Athanasopoulos**

That the meeting be extended to finish at 11pm.

**CARRIED UNANIMOUSLY**

The Motion Moved by Cr Hyams and Seconded by Cr Athanasopoulos was PUT  
and **CARRIED UNANIMOUSLY**

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**9.6 COMMUNITY GRANT RECOMMENDATIONS 2019-2020**

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

That Council endorses one Community Strengthening grant and five Partnership and Event grants as detailed in Attachment 1.

**CARRIED UNANIMOUSLY**

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**9.7 A COMMUNITY FOR ALL ABILITIES**

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

That Council instructs Officers to:

1. commence the detailed planning and implementation of the following five disability projects.
  - Project 1: All Abilities Career Advisor
  - Project 2: Horticultural Training
  - Project 3: Carers' Hub
  - Project 4: Disability Awareness
  - Project 5: Community Volunteers
2. develop an evaluation framework for all projects to assess the impact of the projects over the following three years.
3. present a further report in 12 months' time, which outlines the progress of each of the recommended projects.

*It is recorded that Cr Athanasopoulos vacated the Chamber at 10:15pm and returned at 10.16pm.*

**CARRIED UNANIMOUSLY**

*It is recorded that Cr Athanasopoulos vacated the Chamber at 10:18pm.*

*It is recorded that Cr Esakoff vacated the Chamber at 10:19pm.*

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## **9.8 UPDATE ON HERITAGE PROJECTS WITHIN THE GLEN EIRA PLANNING SCHEME REVIEW WORK PLAN**

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**Moved: Cr Silver**

**Seconded: Cr Magee**

That Council:

1. notes the update of current heritage projects occurring in 2019;
2. in relation to all proposed heritage areas in the commercial areas of Bentleigh and Carnegie (where the areas are defined under Amendments C184glen & C185glen), resolves to make a request to the Minister for Planning to prepare, adopt and approve a planning scheme amendment for Interim Heritage Overlays;
3. in relation to other proposed heritage sites and areas which may be identified through the current heritage projects described in this report, authorises the Director Planning and Place, Manager City Futures and Manager Urban Planning to make a request to the Minister for Planning to prepare, adopt and approve a Planning Scheme Amendment for Interim Heritage Controls (including by exercising powers under section 20(4) of the *Planning and Environment Act 1987*), as follows:
  - a) a relevant heritage review and citation(s) for the heritage project has been prepared; or
  - b) a citation for an individual site or precinct has been prepared which demonstrates its significance and the individual site or precinct is under threat of demolition or substantial alteration through a request for demolition submitted to Council under Section 29A of the *Building Act 1993* or a planning application has been submitted that involves demolition or substantial alterations to buildings and/or works.

*It is recorded that Cr Esakoff entered the Chamber at 10:23pm.*

*It is recorded that Cr Athanasopoulos entered the Chamber at 10:24pm.*

**CARRIED UNANIMOUSLY**

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**9.9 VCAT WATCH**

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**Moved: Cr Silver****Seconded: Cr Esakoff**

That Council notes the applications currently before the Victorian Civil and Administrative Tribunal (VCAT).

**CARRIED UNANIMOUSLY**

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**9.10 INSTRUMENTS FOR APPOINTMENT AND AUTHORISATION**

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**Moved: Cr Silver****Seconded: Cr Cade**

That Council in the exercise of the powers conferred by section 147(4) of the *Planning and Environment Act 1987* (Vic) and section 232 of the *Local Government Act 1989* (Vic) resolves that:

1. the staff members referred to in the attached Instruments be appointed and authorised as set out in the Instruments;
2. any existing Instruments of Appointment and Authorisation under the *Planning and Environment Act 1987* to the staff members referred to in the attached Instruments be revoked effective immediately upon the Instruments referred to in the paragraph numbered 1 above coming into effect; and
3. the Instruments be signed and sealed

**CARRIED UNANIMOUSLY**

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**9.11 QUARTERLY SERVICE PERFORMANCE REPORT**

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**Moved: Cr Magee****Seconded: Cr Cade**

That Council notes the Quarterly Service Performance Report for the period ending June 2019.

**CARRIED UNANIMOUSLY**

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**9.12 SUSTAINABILITY EDUCATION IN SCHOOLS**

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**Moved: Cr Athanasopoulos****Seconded: Cr Sztrajt**

That this item be deferred to the 3 September 2019 Ordinary Meeting of Council.

**CARRIED UNANIMOUSLY**

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

Nil

**11.2 Right of reply**

Nil

**11.3 Councillor questions**

Nil

**11.4 Public questions to Council**

**1. Simone Zmood – Caulfield North**

Will Council commit to meeting its obligations in accordance with its legislative obligations with its legislative obligations and its Community Engagement Policy by allowing the community to give their opinion on all four of the proposed safe cycling corridor routes following the public release of the report currently designated for the 3 September Council meeting? If not, why not?

**Response:**

I can reassure you that Council is committed to ongoing and widespread engagement with our community and stakeholders on the Safe Cycling Corridor Pilot project and on the route options. The Corridor Assessment Report that will be presented to Council on 3 September will be publicly released with the opportunity for the community to share their views with us on all four routes. We will make sure that people are aware of the opportunity to provide feedback through a range of methods including in Glen Eira News, on social media, via notification on our Have Your Say page, by direct email to subscribers of the project and by direct mail to potentially affected households.

**12. CONSIDERATION OF IN CAMERA ITEMS**

Nil

**13. CLOSURE OF MEETING**

The meeting closed at 10.38pm.

Confirmed this 3 day of September 2019

**Chairperson.....**