



GLEN EIRA CITY COUNCIL
ORDINARY COUNCIL MEETING
TUESDAY 24 SEPTEMBER 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 Margaret Esakoff
Councillor Jim Magee
Councillor Joel Silver

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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

Apologies were received from Cr Davey and Cr Delahunty.

Moved: Cr Silver

Seconded: Cr Magee

That Council grants Cr Clare Davey a leave of absence from 20 September 2019 to 5 November 2019 inclusive and that the apology from Cr 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 Athanasopoulos**

That the minutes of the Ordinary Council Meeting held on 3 September 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

8.1 Advisory Committees

8.1.1 ADVISORY COMMITTEE MINUTES**Moved: Cr Magee****Seconded: Cr Athanasopoulos**

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

1. 14 August 2019 – Community Engagement Advisory Committee Minutes

CARRIED UNANIMOUSLY

8.2 Records of Assembly

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. 27 August 2019
2. 3 September 2019 (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 clause 230(1) of the Glen Eira Local Law.

9. PRESENTATION OF OFFICER REPORTS

9.1 1 AGNES STREET BENTLEIGH EAST

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

That Council issues a Notice of Refusal for Application No. GE/DP-32821/2019 for the construction of five dwellings at 1 Agnes Street, Bentleigh East, in accordance with the following grounds:

1. The proposed development does not satisfy the objectives and policies of the Housing Diversity Area Policy (Clause 22.07) of the Glen Eira Planning Scheme in that the siting and design of the development is not sympathetic to the existing residential development on adjoining sites, in particular;
 - The proposed building will be visually dominant when viewed from the adjoining dwelling and secluded open space to the east as a result of its overall scale, mass and continual built form along the length of the site.
 - The proposal does not respond to the layout and characteristics of the sensitive interfaces to the east and north, due to its minimal building setbacks, visual bulk and lack of opportunity for meaningful perimeter planting to be accommodated.
2. The proposal does not adequately satisfy the objectives and design standards of Clause 55 of the Glen Eira Planning Scheme with regard to neighbourhood character, building scale, side and rear setbacks and landscaping.
3. The proposal is an overdevelopment of the site.

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

That Council grants Cr Hyams a one minute extension of speaking time.

CARRIED UNANIMOUSLY**CARRIED UNANIMOUSLY**

9.2 80 HOTHAM STREET ST KILDA EAST

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

That Council issues a Notice of Decision to Grant a Planning Permit for Application No. GE/DP-32842/2019 at 80 Hotham Street St Kilda East in accordance with the following conditions:

1. Before the development starts, amended plans to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plans will be endorsed and will then form part of the permit. The plans must be drawn to scale with dimensions and must be generally in accordance with the application plans referenced TP006, TP010, TP099, TP100, TP101, TP102, TP104, TP200, TP201, TP210, and prepared by CBG Architects (dated APRIL 2019); and, but further modified to show:

Built Form

- (a) Deletion of the 4.2 metre length of wall from the southern elevation which extends along the southern side of the terrace to apartment 2.02.
- (b) The southern edge of the terrace to apartment 2.02 screened to a height of 1.7 metres
- (c) Provision of vegetated planters or green facades along the east and western elevations in accordance with Standard B38 (Deep Soil Areas and Canopy Trees) at Clause 55.07-4 of the Glen Eira Planning Scheme.
- (d) Location of site services and the electrical substation and for these elements to be of a design that is integrated with the overall development with a reduction in size of the electrical substation to that which is necessary to service the development.
- (e) Provision of architectural feature/varying façade treatment that provides visual interest along the northern elevation (abutting 78 Hotham Street), to the satisfaction of the Responsible Authority
- (f) Full compliance with Standard B22 (Overlooking) of the Glen Eira Planning Scheme for all habitable room windows at first and second floor levels facing side and rear boundaries.
- (g) Full compliance with Standard B19 (Daylight to Existing Windows) of the Glen Eira Planning Scheme along the entire northern boundary with the exception of the stairs, lobby, lift core and exhaust.

Transport

- (h) The operating time of the basement gate to be specified on the plans
- (i) Updated swept path assessment diagram in the passing area using two B99 vehicles (99.8% vehicle – large SUV) or one B99 vehicle and one B85 vehicle (85% vehicle – standard passenger car) where the B99 vehicle is located in the most critical path or otherwise to the satisfaction of the Responsible Authority.

- (j) Ground clearance diagrams using B85 vehicle. Ground clearance diagrams must cover the whole ramp arrangement and must satisfy the relevant Australian Standards to prove that there is no vehicle scraping or bottoming.

External Referral Authorities

- (k) Any changes required by Melbourne Water Conditions 3- 14 of this permit. Any changes in building height which may result must be clearly identified on the plan and must continue to satisfy mandatory height controls of the General Residential Zone.
- (l) Any changes required by VicRoads Conditions 15-18 of this permit

Landscape

- (m) A landscape plan provided in accordance with Condition 5.

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

Development not to be altered

2. 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.

Melbourne Water

Melbourne Water

3. Prior to the endorsement of plans, amended site basement, ground floor and elevation plans must be submitted to Council and Melbourne Water addressing Melbourne Water's conditions. Plans must be submitted with surface and floor levels to Australian Height Datum (AHD) and must be amended to show
 - a) The 1.5 m setback at the western property boundary at natural surface level with no permanent obstructions.
 - b) All internal fences and gates in an open style of construction (50% open style).
 - c) All boundary fences and gates abutting Hotham Street in an open style of construction (50% open style).
 - d) All decking and paving outside of the building footprint at the natural surface level.
4. The ground floor dwellings must be constructed with finished floor levels set no lower than 15.43 metres to Australian Height Datum (AHD), which is 300 mm above the applicable floor level of 15.13 m to AHD.
5. The lift lobby must be constructed with finished floor levels set no lower than 15.43 metres to Australian Height Datum (AH), which is 300 mm above the applicable flood level of 15.13 m to AHD
6. The entry/exit driveway of the proposed basement carpark must incorporate a flood proof apex set no lower than 15.3 metres to Australian Height Datum (AHD), which is 300 mm above the applicable flood level of 15m to AHD at the location of the driveway entrance.
7. The basement must be tanked and bunded and all doors, windows, vents and opening to the basement car park set no lower than 15.3 m to AHD.

8. Prior to the issue of an occupancy permit, a certified survey plan, showing finished floor elves (as constructed) reduced to Australian height Datum, must be submitted to Melbourne Water to demonstrate that the floor levels have been constructed in accordance with Melbourne Water's requirements.
9. The development must be set back a minimum of 1.5 metres from the western boundary and must be maintained at the natural surface level, free of permanent obstructions ie. Service cabinets, driveway ramping, retaining walls, raised planters etc for the passage of overland flows.
10. The 1 m setback from the southern boundary as proposed must be maintained at the natural surface level and contain no permanent obstructions with the exception of open style fencing/gates.
11. All open space within the property must be set at existing natural surface level and no retaining walls, raised planter boxes or solid masonry walls, are to be used in the development of the land.
12. No fill is permitted outside the building footprint with the exception of minimal fill required for ramping within the basement driveway. The gradient or the ramp must be as steep as permissible, pursuant to Building Code, and must be outside of any required setbacks in order to minimise fill on the property.
13. All new internal fences/gates must be of an open style of construction (50% open) to allow for the passage of floodwaters.
14. All front boundary fences abutting Hotham Street must be constructed in a n open style (50% open) for the passage of overland flows.

VicRoads

15. Prior to the commencement of use or occupation, a sealed access crossover as at least 6.1 metres wide at the property boundary with the edges of the crossover angled at 60 degrees to the road reserve boundary, at least for the first 3 metres from the edge of the road with 3.0 metres radial turnouts, must be constructed to the satisfaction the Responsible Authority (RA) and at no cost to VicRoads or the RA.
16. Prior to the commencement of the use or the occupation of the buildings or works hereby approved, the access crossover and associated works must be provided and available for use
17. Vehicles must enter and exit the land in a forward direction at all times.
18. The level of the footpaths must not be lowered or altered in any way to facilitate access to the site.

Landscaping

19. Before the commencement of buildings and works, a detailed Landscape Plan to the satisfaction of the Responsible Authority must be submitted to, and approved by the Responsible Authority. When the Landscape Plan is approved, it will become an endorsed plan forming part of this Permit. The Landscape Plan must incorporate:
 - (a) All existing retained vegetation to be identified.
 - (b) Buildings and trees (including botanical names) on neighbouring properties within 3 metres of the boundary.

- (c) A planting schedule of all proposed vegetation including botanical names; common names; pot sizes; sizes at maturity; quantities of each plant; and details of surface finishes of pathways and driveways.
 - (d) Landscaping and planting within all open space areas of the site.
20. The landscaping as shown on the endorsed plans must be carried out, completed and maintained, including that any dead, diseased or damaged plant are replaced in accordance with the plan to the satisfaction of the Responsible Authority.

Integrated Water and Stormwater Management Plan

21. Before development starts, an Integrated Water and Stormwater 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 the plan must include:
- (a) The type of water sensitive urban design stormwater treatment measures to be used.
 - (b) The location of the water sensitive urban design stormwater treatment measures in relation to buildings, sealed surfaces and landscaped areas.
 - (c) Design details of the water sensitive urban design stormwater treatment measures, including cross sections.
 - (d) A report from an industry accepted performance measurement tool which details the treatment performance achieved and demonstrates the level of compliance with the Urban Stormwater Best Practice Environmental Management Guidelines, CSIRO 1999.

Construction Management Plan

22. Prior to the commencement of any site works including demolition and excavation, the owner must submit a Construction Management Plan (CMP) 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. 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.
- (k) how the site is to be managed having regard to the nearby school and traffic/pedestrian controls implemented to ensure appropriate safety measures.

Once approved the CMP 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.

Waste Management

A Waste Management Plan (WMP) must be submitted (generally in accordance with the Waste Management Plan prepared by RB Waste Consulting Services and dated 2 April 2019). The Waste Management Plan must be updated to include information on when pick-ups will occur having regard to the clearway restrictions, ideally including the waste pick-up within the basement (swept paths for the waste vehicle would be required if this method were adopted). The WMP will be endorsed and is to be read in conjunction with this permit.

Car Parking

23. Areas set aside for the parking of vehicles and access lanes as shown on the endorsed plans 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;
 - (e) line-marked to indicate each car space and all access lanes;
 - (f) clearly marked to show the direction of traffic along the access lanes and driveways;
 - (g) Not include any storage areas over bonnets that extend more than 900mm into the parking space or have a clearance height of less than 1.35m.

to the satisfaction of the Responsible Authority.

General requirements

24. Before the development is occupied, the provision and design of bicycle parking facilities must comply with Clause 52.34 of the Glen Eira Planning Scheme and AS2890.3-1993 (including the type, location, layout, access paths, signage) or otherwise to the satisfaction of the Responsible Authority.

Permit expiry

25. 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.
26. 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.

Permit Conditions End

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. Council's Asset Management Department Advise:

Vehicle Crossing:

- The section of the existing vehicle crossing proposed to be removed is to be reinstated such that the footpath, kerb, channel and nature strip match abutting conditions to Council requirements.
- The proposed vehicle crossover must be constructed as a splayed crossing to Council standards.

Drainage:

- No net increase in peak stormwater runoff to the Council drainage network is permitted. Post development peak stormwater discharge to the Council drainage network must be maintained to the predevelopment level for a discharge with a 10% probability of occurring in any year. Detailed plans and computations prepared by a registered consulting engineer must be submitted to Council prior to any construction works. When approved the plans will be endorsed and form part of the plans submitted with the Town Planning Permit application.
- All stormwater must be connected to a Council drainage network. No uncontrolled stormwater discharge to adjoining properties and footpaths is permitted.
- Engineering Services encourages the use of rainwater tanks for storage and reuse for toilet and irrigation purposes and/or as a stormwater detention system.
- Water from the basement is to be pumped to a pit within the property and then flow by gravity to Council's drainage pit on the corner of Hotham Street and A'Beckett Street. Council will only accept one connection to the Council stormwater system.

VicRoads

- No work must be commenced in, on, under or over the road reserve without having first obtaining all necessary approval under the Road Management Act 2004, the Road Safety Act 1986, and any other relevant acts or regulations created under those Acts.

General:

- An Asset Protection Permit must be obtained from Council's Engineering Services Department prior to the commencement of any building works.
- All relevant Engineering Permits must be obtained prior to any works within the Road Reserve and/or a stormwater connection to the Council drainage network.
- Firefighting equipment is to be fully contained within the property.

CARRIED UNANIMOUSLY

9.3 VCAT WATCH

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

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

CARRIED UNANIMOUSLY

9.4 BENTLEIGH EAT STREET - PROPOSED ONE-WAY TRAFFIC CHANGES (NORTHBOUND) TO VICKERY STREET

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

That Council:

1. notes the stages of consultation and community engagement undertaken with respect to the vision and development of the *Eat Street* precinct project;
2. notes the advice received from Roads Corporation (VicRoads) and Public Transport Victoria (PTV) concerning Council's proposed one-way traffic treatment of Vickery Street; and
3. resolves to exercise its power in accordance with section 207, schedule 11, clause 8(1)(b) of the Local Government Act, being in relation to the power to regulate traffic on Vickery Street, Bentleigh to one-way northbound only.

CARRIED UNANIMOUSLY

9.5 HERITAGE REVIEW OF FIELD STREET

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

That Council:

1. adopts the heritage citation for a proposed heritage precinct: Field Street, Bentleigh (prepared by Built Heritage Pty Ltd);
2. endorses the proposed Amendment C197 to the Glen Eira Planning Scheme documentation for the purposes of seeking authorisation and public exhibition;
3. seeks authorisation from the Minister for Planning to prepare and exhibit the Planning Scheme Amendment to include the precinct within the Schedule to the Heritage Overlay;
4. authorises the 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;
5. subject to receiving authorisation from the Minister for Planning, places the Amendment on public exhibition for the period of at least one month; and
6. request the Minister for Planning to prepare, adopt and approve a planning scheme amendment for the Interim Heritage Overlays for Field Street, Bentleigh while Proposed Amendment C197 goes through the full Planning Scheme Amendment process.

CARRIED UNANIMOUSLY

9.6 BETTER APARTMENTS IN NEIGHBOURHOODS - DISCUSSION PAPER 2019

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

That Council endorses the submission attached to the report, *Glen Eira City Council Submission in response to "Better Apartments in Neighbourhoods - Discussion Paper 2019"*; and forwards the submission to the Department of Environment, Land, Water and Planning (DELWP) for its consideration.

CARRIED UNANIMOUSLY

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

That Council changes the order of business to consider item 9.7 Hopetoun Gardens Landscape Masterplan after item 11.4 Public Questions to Council.

CARRIED UNANIMOUSLY

9.8 OPEN DATA POLICY

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

That Council endorses the Open Data Policy as attached to the report.

CARRIED UNANIMOUSLY

9.9 FINANCIAL MANAGEMENT REPORT FOR THE PERIOD ENDING 31 AUGUST 2019

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

That Council notes the Financial Management Report for the period ending 31 August 2019.

CARRIED UNANIMOUSLY

9.10 APPOINTMENT OF ACTING CHIEF EXECUTIVE OFFICER

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

That Council appoints Mr Peter Swabey, Director Corporate Services to the role of Acting Chief Executive Officer for the period 5pm on Thursday 26th September 2019 to 8am on Thursday 10th October 2019 inclusive, and Ms Samantha Krull, Director Infrastructure & Environment to the role of Acting Chief Executive Officer for the period 8am on Thursday 10th October 2019 to 8am on Monday 21st October 2019 inclusive, in accordance with section 94 (4A) of the *Local Government Act 1989*.

CARRIED UNANIMOUSLY

10. URGENT BUSINESS

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

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. Hans Verzijl – McKinnon**

The Integrated Transport Strategy 2018-2031" describes the purpose of the strategy is based on forecast growth of 22,000 people, 9,000 dwellings and 9,500 jobs. GlenEira is "fully developed" with residential and industrial zones. The increase in population, in the main, can only occur with the building of more dwellings and this relies on council approvals for eg dual occupancy sub divisions, high density unit development, turns over industrial site to residential etc. The population drivers on Glen Eira website is communicated via .idcommunity demographic researches. However, .id publishes a 10 point forecast methodology, which states it relies on information from the likes of City of Glen Eira. Question 1: Why is Council pursuing strategies to increase the GlenEira population? Question 2: Past increases to population density has had profound impacts in GlenEira, what consultation has council undertaken with residents for continued population "densification"?

Response:

Melbourne is the fastest growing city in Australia and as Melbourne grows, all municipalities are required to contribute to accommodating the growth. On top of this, our housing needs are changing in line with our changing demographics, this has resulted not only in the need to increase the amount of housing, but also the level of diversity in our housing. Dual occupancy sub divisions, high density unit development and industrial sites converted to residential, are just some of the ways that our housing requirements are changing to reflect our community's needs.

It is therefore incorrect to assert that Council is "pursuing strategies to increase the Glen Eira population". Rather, Council is developing strategic planning provisions to best respond to Melbourne's growing population and how the competing needs can best be met.

Like many of our neighbouring municipalities, it can be a challenging task accommodating growth and new development. That is why we have developed long term municipal wide strategies like the Activity Centre, Housing and Local Economy Strategy, Integrated Transport Strategy and structure plans for our largest activity centres (Elsternwick, Carnegie and Bentleigh) to help guide future land use and development to best respond to these issues. The Planning Scheme Amendments implement these strategies and pave the way for the development of future activity centres, the next being Caulfield Station Precinct and Glen Huntly.

Council's strategies and structure plans responding to the demand for more and diverse housing have been formed through extensive stakeholder and community engagement, feedback and research. Council's community consultation has been undertaken in a number of different formats; such as drop-in sessions, surveys, online quizzes, community forums and submissions.

2. Madeleine Cooper – Ormond

The winding road layout and parking planning of Malua Street is poorly suited to the current living and vehicle standards of today, with even one to two cars parked on the street causing significant road blocks for local and council traffic which frequently creates a hazardous road. Can an action go into effect to widen Malua Street to the same proportions as those surrounding, and with speed bumps to slow down traffic. The problem lies in the unnecessary alternating large nature strips which cause the road to wind.

Response:

Malua Street has a carriageway width of approximately 5.5 metres. This is typical for a local residential street throughout Glen Eira and metropolitan Melbourne and is in line with current planning guidelines for a local access street that provides property access. The current width of the road does not allow parking opposite one another and therefore residents and their visitors need to park in a staggered fashion by allowing a minimum of 3 metres between parked vehicles for traffic to pass. The benefit of this is lower travel speeds and less traffic being able to utilise the street, i.e. for the purpose of rat-running.

Council would consider increasing the width of a road if it presented a safety issue such as traffic congestion, inability for large vehicles to access the road, illegal parking, speeding, or parked cars being side swiped. While it is acknowledged that the width is less than some of the surrounding streets, it is still a safe and well functioning road. There is no justification to widen the street for these reasons.

In relation to the request for speed humps, Council assesses traffic management issues according to risk and has regard to usage of the street. A traffic count undertaken midblock along Malua Street in February 2015 identified that the average weekly traffic volume was 158 vehicles per day with a speed that is within ordinary allowances. This does not justify any additional treatment.

Based on the above, Malua Street is not considered a high priority for traffic management works and therefore does not warrant the need for any future road widening or construction of road humps.

We will arrange for a further count to be undertaken to assess whether the nature of the use of the road and traffic volumes has changed since 2015.

9.7 HOPETOUN GARDENS LANDSCAPE MASTERPLAN

Moved: Cr Magee

Seconded: Cr Silver

That Item 9.7 be deferred to the next Ordinary Council Meeting.

CARRIED UNANIMOUSLY

12. CONSIDERATION OF IN CAMERA ITEMS**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.

12.1 Tender/Contract No 2020.24 Community Engagement Consultancy Services
Local Government Act 1989 - Section 89(2) (d)

12.2 Novation of Contract 2019.13C Hydro Excavation
Local Government Act 1989 - Section 89(2) (d)

CARRIED UNANIMOUSLY

**12.1 TENDER/CONTRACT NO 2020.24 COMMUNITY ENGAGEMENT
CONSULTANCY SERVICES**

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

That Council:

1. appoints **S Bishop Investments Pty Ltd, ACN 608 507 179**, as the trustee for the Bishop Family Trust, trading as Activate Consulting (ABN 83 416 003 475) as panel contractor under Tender number 2020.24 in accordance with the Schedule of Rates submitted.
2. appoints **Arneteam Pty Ltd, ACN 614 544 080** as panel contractor under Tender number 2020.24 in accordance with the Schedule of Rates submitted.
3. appoints **Strategic Development Group Pty Ltd, trading as Strategic Development Group, ACN 39 158 001 775** as panel contractor under Tender number 2020.24 in accordance with the Schedule of Rates submitted.
4. appoints **Mosaic Lab Pty Ltd, ACN 619 589 294**, as the trustee for MosaicLab Trust (ABN 29 650 739 2300) as panel contractor under Tender number 2020.24 in accordance with the Schedule of Rates submitted.
5. appoints **Elton Consulting Group Pty Ltd, trading as Elton Consulting, ACN 003 853 101** as panel contractor under Tender number 2020.24 in accordance with the Schedule of Rates submitted.
6. appoints **Ontoit Global Pty Ltd, ACN 117 083 048**, as the trustee for Ontoit Unit Trust (ABN 68 001 220 8160) as panel contractor under Tender number 2020.24 in accordance with the Schedule of Rates submitted.
7. prepares the contract with **RPS Manidis Roberts Pty Ltd, trading as Manidis Roberts** in accordance with variations to the Conditions of Contract as negotiated and agreed to by Council's Corporate Counsel.
8. prepares the contract with **William Forrest (ABN 22 542 572 586) and Kerry Stubbings (ABN 68 956 353 366)** in accordance with variations to the Conditions of Contract as negotiated and agreed to by Council's Corporate Counsel.
9. prepares all other contracts in accordance with the Conditions of Contract included in the tender.
10. authorises the CEO to execute the contracts on Council's behalf.
11. incorporates this resolution in the public minutes of this Meeting.

CARRIED UNANIMOUSLY

13. CLOSURE OF MEETING

The meeting closed at 8.39pm.

Confirmed this 16th day of October 2019.

Chairperson.....