



GLEN EIRA CITY COUNCIL

ORDINARY COUNCIL MEETING

TUESDAY 10 JUNE 2025

MINUTES

**Meeting was held in the Council Chambers,
Corner Hawthorn & Glen Eira Roads, Caulfield
at 7:30 PM**

Present

The Mayor, Councillor Simone Zmood
Councillor Arabella Daniel
Councillor Margaret Esakoff
Councillor Jane Karlake
Councillor Sam Parasol
Councillor Luca Ragni
Councillor Kay Rimbaldo
Councillor Kimberley Young
Councillor Li Zhang

Council Officers Present

Chief Executive Officer, Rebecca McKenzie
Director Customer and Corporate Affairs, Kellie Vise
Director Sustainability, Assets and Leisure, Niall McDonough
Director Community Wellbeing, Jane Price
Director Planning and Place, Rosa Zouzoulas
Chief Financial Officer, John Vastianos
Acting Manager Risk and Governance, Joanne McKay
Coordinator Councillor Business, Karling Colomiere
Councillor Business Officer, Alexandra Fry
Councillor Business Officer, Kylie Webster

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**1. ACKNOWLEDGEMENT OF TRADITIONAL OWNERS**

The Mayor read the acknowledgement.

Glen Eira City Council Acknowledges the peoples of the Kulin Nation as Traditional Owners and Custodians, and pay our respect to their Elders past, present and emerging. We Acknowledge and uphold their continuing relationship to land and waterways. Council extends its respect to all Aboriginal and Torres Strait Islander peoples.

2. APOLOGIES

Nil

3. REMINDER TO DISCLOSE ANY CONFLICTS OF INTEREST IN ANY ITEMS ON THE AGENDA

Councillors were reminded of the requirement for disclosure of conflicts of interest in relation to items listed for consideration on the Agenda, or any item that was considered at this meeting, in accordance with Section 130(2) of the *Local Government Act 2020* and Rule 60(3) of the Glen Eira City Council Governance Rules. Councillors were then invited to indicate any such conflict of interest.

Procedural Motion

Moved: Cr Zmood

Seconded: Cr Parasol

That Council:

1. where meetings are held in-person, can continue the meeting if the livestream of the meeting fails;
 2. considers the meeting to be adjourned for 10 minutes from the commencement of any technical problem where a Councillor is participating virtually; and
 3. where a Councillor is participating virtually and the meeting cannot be resumed within 30 minutes from the commencement of the technical problem, the meeting is to be reconvened on Thursday 12 June 2025 at 7.30pm.
- .

CARRIED UNANIMOUSLY

4. PUBLIC PARTICIPATION

This evening there were four submissions for Public Participation.

It is recorded that Cr Ragni has joined the Council Meeting at 7.42pm.

5. WRITTEN PUBLIC QUESTIONS TO COUNCIL

This evening there were two Written Public Questions to Council received.

<p>Laura Carbis Bentleigh East</p>	<p>Question 1</p> <p>I remember hearing some time ago that there were plans for the Mackie Road and North Road intersection. What were they, and why are they yet to be implemented? The difficulty in navigating this intersection causes severe traffic problems for Poet Road as commuters prefer the traffic lights of the Poet/North intersection. Will council put in place traffic relief measures for Poet Road?</p> <p>Answer:</p> <p>The intersection of North Road and Mackie Road falls under the jurisdiction of the Department of Transport and Planning (DTP).</p> <p>Council is not aware of any current plans by DTP to upgrade this intersection. Previous advice from DTP has indicated that this location does not rank as highly as other intersections across Victoria in terms of priority for upgrades.</p> <p>Nonetheless, Council officers will raise the matter with DTP again to seek an update, and advocate for further investigation into potential improvements at this location.</p> <p>Regarding Poet Road, Council's Transport Engineering and Safety team has recently investigated concerns about traffic congestion along the street. As a result, Council is currently seeking feedback from Poet Road property owners on proposed changes to parking arrangements aimed at easing congestion during weekday peak periods.</p> <p>We will consider the feedback that we receive before making a decision in the coming weeks.</p>
<p>Natasha Cummins Glen Huntly</p>	<p>Question 2</p> <p>Our Southern Mahogany gum has grown rapidly over the past 25 years. This species is known to drop limbs and this risk increases as the tree matures. Especially after high winds and storms we, and our neighbours have become increasingly worried. You would not camp under this tree yet we sleep under it. We are prepared to borrow the funds to remove the tree because we don't intend to be liable for damage to property or to life. We are unable to maintain the tree due to the enormous ongoing cost to our family and it doesn't ensure the safety of the people who live and sleep beneath it, especially given the effects of climate change and the unpredictable nature of this species.</p>

	<p>If a tree removal permit is not granted, how will issues related to maintenance and liability be managed by council?</p> <p>Answer:</p> <p>Council is not responsible for the maintenance of trees on private land and, unfortunately, we are unable to provide you with legal advice. If you have any queries relating to liability, we suggest that you seek independent legal advice.</p>
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6. CONFIRMATION OF MINUTES OF PREVIOUS MEETING OR MEETINGS

Moved: Cr Rimbaldo

Seconded: Cr Karslake

That the minutes of the Ordinary Council Meeting held on 20 May 2025 and the Special Council Meeting held on 27 May 2025 be confirmed.

CARRIED UNANIMOUSLY

7. RECEPTION AND READING OF PETITIONS AND JOINT LETTERS

Nil

8. REPORTS BY DELEGATES APPOINTED BY COUNCIL TO VARIOUS ORGANISATIONS

Nil

9. REPORTS FROM COMMITTEES AND RECORDS OF ASSEMBLY**9.1 Advisory Committees**

Nil

9.2 Records of Assemblies**9.2.1 RECORDS OF ASSEMBLIES**

Moved: Cr Parasol

Seconded: Cr Daniel

That Council notes the Records of Assemblies for:

1. 6 May 2025 Assembly;
2. 13 May 2025 Assembly;
3. 20 May 2025 Assembly; and
4. 20 May 2025 Pre-meeting.

CARRIED UNANIMOUSLY

10. OFFICER REPORTS (AS LISTED)

10.1 CANOPY TREE PROTECTION LOCAL LAW PERMIT DECISION REVIEW, 4 COROLLA AVENUE, EAST BENTLEIGH

Moved: Cr Karslake**Seconded: Cr Zhang**

That Council having reviewed, under subclause 58(1) of the Glen Eira City Council Canopy Tree Protection Local Law (Local Law), the decision dated 14 February 2025, of an Authorised Officer to refuse the application for a Permit under subclause 37(1)(b) of the Local Law for the removal of the Golden Elm tree located at 4 Corolla Avenue, Bentleigh East, resolves to:

1. refuse the issuance of a Permit for the removal of the Golden Elm tree in accordance with subclause 59(1)(b) of the Local Law; and
2. authorises an Authorised Officer to serve written notice of the decision in Part 1 of this resolution to the applicant who applied for review under subclause 56(1) of the Local Law of the decision by the Authorised Officer to refuse a Permit under subclause 37(1)(b).

For the Motion: Crs Zhang, Karslake and Ragni (3)

Against the Motion: Crs Esakoff, Parasol, Zmood, Daniel, Rimbaldo and Young (6)

LOST

Alternate Recommendation – Item 10.1**Moved: Cr Rimbaldo****Seconded: Cr Daniel**

That Council:

- 1) issue a Permit for the removal of the Golden Elm tree in accordance with subclause 59(1)(a) of the Local Law; and
- 2) authorises an Authorised Officer to serve written notice of the decision in Part 1 of this resolution to the applicant who applied for review under subclause 56(1) of the Local Law of the decision by the Authorised Officer to refuse a Permit under subclause 37(1)(b).

For the Motion: Crs Esakoff, Parasol, Zmood, Daniel, Rimbaldo and Young (6)

Against the Motion: Crs Zhang, Karslake and Ragni (3)

CARRIED

Extension of Speaking Time

Moved: Cr Zmood

Seconded: Cr Zhang

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

CARRIED UNANIMOUSLY

It is recorded that Cr Ragni vacated the Council meeting at 7:59pm.

It is recorded that Cr Ragni entered the Council meeting at 8:03pm.

Extension of Speaking Time

Moved: Cr Zmood

Seconded: Cr Karslake

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

CARRIED UNANIMOUSLY

10.2 CANOPY TREE PROTECTION LOCAL LAW PERMIT DECISION REVIEW, 5 TUCKER ROAD, BENTLEIGH

Moved: Cr Zhang**Seconded: Cr Young**

That Council having reviewed, under subclause 58(1) of the Glen Eira City Council Canopy Tree Protection Local Law (Local Law), the decision dated 13 January 2025, of an Authorised Officer to refuse the application for a Permit under subclause 37(1)(b) of the Local Law for the removal of the Lemon Scented Gum tree located at 5 Tucker Road, Bentleigh resolves to:

1. refuse the issuance of a Permit for the removal of the Lemon Scented Gum tree in accordance with subclause 59(1)(b) of the Local Law; and
2. authorises an Authorised Officer to serve written notice of the decision in Part 1 of this resolution to the applicant who applied for review under subclause 56(1) of the Local Law of the decision by the Authorised Officer to refuse a Permit under subclause 37(1)(b).

For the Motion: Crs Zhang, Karlake, Rimbaldo, Young and Ragni (5)

Against the Motion: Crs Esakoff, Parasol, Zmood and Daniel (4)

CARRIED

10.3 CANOPY TREE PROTECTION LOCAL LAW PERMIT DECISION REVIEW, 21 SWAN ROAD, MURRUMBEENA

Moved: Cr Karlake**Seconded: Cr Zhang**

That Council having reviewed, under subclause 58(1) of the Glen Eira City Council Canopy Tree Protection Local Law (Local Law), the decision dated 12 March 2025, of an Authorised Officer to refuse the application for a Permit under subclause 37(1)(b) of the Local Law for the removal of the Atlantic Cedar tree located at 21 Swan Road, Murrumbeena resolves to:

1. refuse the issuance of a Permit for the removal of the Atlantic Cedar tree in accordance with subclause 59(1)(b) of the Local Law; and
2. authorises an Authorised Officer to serve written notice of the decision in Part 1 of this resolution to the applicant who applied for review under subclause 56(1) of the Local Law of the decision by the Authorised Officer to refuse a Permit under subclause 37(1)(b).

CARRIED UNANIMOUSLY

10.4 CANOPY TREE PROTECTION LOCAL LAW PERMIT DECISION REVIEW, UNIT 1, 5 DAVID STREET EAST BENTLEIGH

Moved: Cr Daniel**Seconded: Cr Young**

That Council having reviewed, under subclause 58(1) of the Glen Eira City Council Canopy Tree Protection Local Law (Local Law), the decision dated 8 February 2025, of an Authorised Officer to refuse the application for a Permit under subclause 37(1)(b) of the Local Law for the removal of Lemon Scented Gum Tree located at Unit 1, 5 David Street Bentleigh East resolves to:

1. refuse the issuance of a Permit for the removal of the Lemon Scented Gum Tree in accordance with subclause 59(1)(b) of the Local Law; and
2. authorises an Authorised Officer to serve written notice of the decision in Part 1 of this resolution to the applicant who applied for review under subclause 56(1) of the Local Law of the decision by the Authorised Officer to refuse a Permit under subclause 37(1)(b).

For the Motion: Crs Zhang, Zmood, Karlake, Daniel, Rimbaldo, Young and Ragni (7)

Against the Motion: Crs Esakoff and Parasol (2)

CARRIED

10.5 CANOPY TREE PROTECTION LOCAL LAW PERMIT DECISION REVIEW, 34 STATION PLACE, GLENHUNTLY

Moved: Cr Esakoff**Seconded: Cr Daniel**

That Council:

- 1) issue a Permit for the removal of the Southern Mahogany Tree in accordance with subclause 59(1)(a) of the Local Law; and
- 2) authorises an Authorised Officer to serve written notice of the decision in Part 1 of this resolution to the applicant who applied for review under subclause 56(1) of the Local Law of the decision by the Authorised Officer to refuse a Permit under subclause 37(1)(b).

For the Motion: Crs Esakoff, Parasol, Zhang, Zmood, Daniel, Rimbaldo and Ragni (7)

Against the Motion: Crs Karlake and Young (2)

CARRIED

10.6 CANOPY TREE PROTECTION LOCAL LAW PERMIT DECISION REVIEW, 62 ULUPNA ROAD, ORMOND

Moved: Cr Daniel**Seconded: Cr Zhang**

That Council having reviewed, under subclause 58(1) of the Glen Eira City Council Canopy Tree Protection Local Law (Local Law), the decision dated 22 January 2025, of an Authorised Officer to refuse the application for a Permit under subclause 37(1)(b) of the Local Law for the removal of the Jacaranda tree located at 62 Ulupna Road, Ormond resolves to:

1. refuse the issuance of a Permit for the removal of the Jacaranda tree in accordance with subclause 59(1)(b) of the Local Law; and
2. authorises an Authorised Officer to serve written notice of the decision in Part 1 of this resolution to the applicant who applied for review under subclause 56(1) of the Local Law of the decision by the Authorised Officer to refuse a Permit under subclause 37(1)(b).

CARRIED UNANIMOUSLY

10.7 CANOPY TREE PROTECTION LOCAL LAW PERMIT DECISION REVIEW, 624 CENTRE ROAD, BENTLEIGH

Moved: Cr Ragni**Seconded: Cr Karslake**

That Council having reviewed, under subclause 58(1) of the Glen Eira City Council Canopy Tree Protection Local Law (Local Law), the decision dated 14 January 2025, of an Authorised Officer to refuse the application for a Permit under subclause 37(1)(b) of the Local Law for the removal of the Red Flowering Gum Tree located at 624 Centre Road Bentleigh resolves to:

1. refuse the issuance of a Permit for the removal of the Red Flowering Gum Tree in accordance with subclause 59(1)(b) of the Local Law; and
2. authorises an Authorised Officer to serve written notice of the decision in Part 1 of this resolution to the applicant who applied for review under subclause 56(1) of the Local Law of the decision by the Authorised Officer to refuse a Permit under subclause 37(1)(b).

CARRIED UNANIMOUSLY

Meeting Extension**Moved: Cr Zmood****Seconded: Cr Daniel**

That the meeting be extended to conclude at 11pm.

CARRIED UNANIMOUSLY

It is recorded that Cr Young vacated the Council meeting at 9:31pm.

10.8 CANOPY TREE PROTECTION LOCAL LAW PERMIT DECISION REVIEW, 79 SHOOBRA ROAD, ELSTERNWICK

Moved: Cr Zmood**Seconded: Cr Daniel**

That Council having reviewed, under subclause 58(1) of the Glen Eira City Council Canopy Tree Protection Local Law (Local Law), the 3 February 2025 decision of an Authorised Officer under subclause 37(1)(b) of the Local Law, and the information provided from the 22 April 2025 independent tree assessment of the Liquidambar tree located at 79 Shoobra Road, Elsternwick resolves to:

1. issue a Permit for the removal of the Liquidambar Tree in accordance with subclause 59(1)(b) of the Local Law; and
2. authorises an Authorised Officer to serve written notice of the decision in Part 1 of this resolution to the applicant who applied for review under subclause 56(1) of the Local Law of the original decision by the Authorised Officer to refuse a Permit under subclause 37(1)(b).

It is recorded that Cr Young was not present at the time of the vote

CARRIED UNANIMOUSLY

It is recorded that Cr Young entered the Council meeting at 9:35pm.

10.9 CANOPY TREE PROTECTION LOCAL LAW PERMIT DECISION REVIEW, 18 DORIS STREET, MURRUMBEENA

Moved: Cr Daniel**Seconded: Cr Esakoff**

That Council:

- 1) issue a Permit for the removal of the River Red Gum tree in accordance with subclause 59(1)(a) of the Local Law; and
- 2) authorises an Authorised Officer to serve written notice of the decision in Part 1 of this resolution to the applicant who applied for review under subclause 56(1) of the Local Law of the decision by the Authorised Officer to refuse a Permit under subclause 37(1)(b).

For the Motion: Crs Esakoff, Parasol, Zmood and Daniel (4)

Against the Motion: Crs Zhang, Karlake, Rimbaldo, Young and Ragni (5)

LOST**Substantive Recommendation – Item 10.9****Moved: Cr Ragni****Seconded: Cr Zhang**

That Council having reviewed, under subclause 58(1) of the Glen Eira City Council Canopy Tree Protection Local Law (Local Law), the decision dated 25 February 2025, of an authorised Officer to refuse the application for a Permit under subclause 37(1)(b) of the Local Law for the removal of the River Red Gum tree located at 18 Doris Road, Murrumbeena resolves to:

1. refuse the issuance of a Permit for the removal of the River Red Gum tree in accordance with subclause 59(1)(b) of the Local Law; and
2. authorises an Authorised Officer to serve written notice of the decision in Part 1 of this resolution to the applicant who applied for review under subclause 56(1) of the Local Law of the decision by the Authorised Officer to refuse a Permit under subclause 37(1)(b).

For the Motion: Crs Zhang, Karlake, Rimbaldo, Young and Ragni (5)

Against the Motion: Crs Esakoff, Parasol, Zmood and Daniel (4)

CARRIED*It is recorded that Cr Young vacated the Council meeting at 9:50pm.**It is recorded that Cr Young entered the Council meeting at 9:53pm.*

10.10 DRAFT 2025-2026 BUDGET AND DRAFT REVENUE AND RATING PLAN 2025-2029 COMMUNITY ENGAGEMENT REPORT

Moved: Cr Esakoff**Seconded: Cr Karslake**

That Council notes the community's feedback on the draft 2025-26 Budget and draft Revenue and Rating Plan 2025-2029 received during the exhibition period between 30 April and 18 May 2025.

CARRIED UNANIMOUSLY

It is recorded that Cr Zhang vacated the Chamber at 9:56pm.

It is recorded that Cr Zhang entered the Chamber at 9:59pm.

10.11 HERITAGE WORK PROGRAM UPDATE 2025

Moved: Cr Daniel**Seconded: Cr Ragni**

That Council:

1. notes the report and Attachment 1 – *Existing and Proposed Heritage in Glen Eira (June 2025 Update)*
2. endorses revisions to the *Glen Eira Heritage Review Work Program* (Attachment 2)
3. continues to advocate to the Minister for Planning to authorise and approve Glen Eira's outstanding heritage amendments.

CARRIED UNANIMOUSLY

10.12 SALE OF LAND FROM PREVIOUSLY DISCONTINUED ROAD, REAR 61 AND 63 DOWNSHIRE ROAD AND 54 AND 56 SHOOBRA ROAD, ELSTERNWICK

Moved: Cr Esakoff**Seconded: Cr Rimbaldo**

That Council

1. resolves the statutory procedures be commenced pursuant to section 114 of the *Local Government Act 2020* to sell the land from the discontinued road adjoining 61 and 63 Downshire Road and 54 and 56 Shoobra Road, Elsternwick to the owners of 63 Downshire Road and 54 Shoobra Road, Elsternwick by private treaty;
2. gives notice of the intention to sell the land on Council's website stating that Council proposes to sell the land to the adjoining property owners at 63 Downshire Road and 54 Shoobra Road in Elsternwick, by private treaty in accordance with Council's Road and Reserves Discontinuance and Sale Policy 2022;
3. writes to all adjoining property owners and occupiers informing them of the proposal and providing them with a copy of the notice of intention to sell;
4. as part of its community engagement process invites both written and verbal submissions on the proposed discontinuance and sale;
5. resolves that in the event that no submissions are received, a further report be presented to the Council whether to sell the land, part of the land or not to sell the land;
6. resolves that in the event that submissions are received, Council considers the submissions at an Ordinary meeting of Council, including hearing of any submitters who requested to be heard as part of their submission and then determine whether to sell the land, part of the land or not to sell the land.
7. Notwithstanding the present intention to sell the land to the owners of 63 Downshire Road and 54 Shoobra Road in Elsternwick, in the event that submissions are received from other adjoining property owners or interested parties, Council reserves the right to sell the land to any other interested property owners.

CARRIED UNANIMOUSLY

10.13 DISCONTINUANCE AND SALE OF ROAD ABUTTING 1A FLORENCE STREET, ORMOND

Moved: Cr Esakoff**Seconded: Cr Zhang**

1. That Council acting under clause 3 of schedule 10 of the *Local Government Act* 1989 (**Act**):
 - a) resolves that the required statutory procedures be commenced to discontinue the road adjoining 1A Florence Street, Ormond, being part of the land in certificate of title volume 11520 folio 145 (and shown as the 92 square metre parcel on the title plan no. TP959869Q shown in Attachment 2 (Road);
 - b) directs that under section 207A and 223 of the Act, Council gives notice in both the Age newspaper and Council's website of the intention to discontinue the Road and sell part of the Road to the adjoining property owners at:
 - i) 1A Florence Street, Ormond; and
 - ii) 357 Koornang Road, Ormond,by private treaty in accordance with Council's *Road and Reserves Discontinuance and Sale Policy 2022* and invites both written and verbal submission on the proposal to discontinue and sell the Road;
 - c) resolves that in the event no submissions are received, a further report be presented to Council on whether to discontinue and sell the Road, part of the Road or not to discontinue and sell the Road;
 - d) resolves that in the event that submissions are received from the public, Council considers the submissions at a future Ordinary Meeting of Council, including hearing of any submitters who requested to be heard as part of their submission and then determines at a further Ordinary Council Meeting whether to discontinue and sell the Road, part of the Road or not to discontinue and sell the Road; and
2. authorises Council's Chief Executive Officer or its delegate to undertake the administrative procedures necessary to enable Council to carry out its functions under section 223 of the Act in relation to this matter.

CARRIED UNANIMOUSLY

10.14 COUNCIL DELEGATIONS TO STAFF UNDER VARIOUS LEGISLATION

Moved: Cr Daniel**Seconded: Cr Karlake**

That Council resolves that:

1. the amendments to the instrument of delegation to staff under various legislation (**various delegations**) in Attachment 1 to this report are approved;
2. in exercise of the powers conferred by the legislation referred to in the various delegations, there be delegated to the members of Council staff holding, acting in or performing the duties of the offices or positions referred to in the various delegations, the powers, duties and functions set out in the Instrument of Delegation, subject to the conditions and limitations specified in the Instrument;
3. the various delegations come into force immediately upon this resolution being made.
4. clean versions of the instrument of delegation be published on Council's website; and
5. on the coming into force of the various delegations in Attachment 1 to this report, the Instrument of Delegation to Council Officers under various legislation approved by Council on 25 February 2025, is revoked.

CARRIED UNANIMOUSLY

10.15 TENDER 2024.45B PROVISION OF WASTE SERVICES AND CIRCULAR ECONOMY SERVICES - STAGE 2

Moved: Cr Young**Seconded: Cr Ragni**

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

1. appoints Tenderer 1 as the contractor under Tender number 2024.45 for B4 in accordance with the Schedule of Rates submitted;
2. prepares the contracts in accordance with the Conditions of Contract included in the tender to be successfully negotiated and agreed to by Council and the Tenderers;
3. authorises the CEO to finalise negotiations and then to execute the contracts on Council's behalf;
4. notes the attachments to the report remain confidential in accordance with section 3(1)(g) and section 66(5) of the *Local Government Act 2020* or until Council resolves otherwise;
5. authorises Council officers to disclose any confidential information in relation to this item, but only to the extent necessary to give effect to the resolution; and
6. authorises Council officers to disclose the successful tenderer name in the meeting minutes for this item.

CARRIED UNANIMOUSLY

11. URGENT BUSINESS

Nil

12. ORDINARY BUSINESS

12.1 Requests for reports from a member of Council staff

Nil

12.2 Right of reply

Nil

12.3 Notice of Motion / Notice of Rescission

Nil

12.4 Councillor questions

Nil

13. CONFIDENTIAL ITEMS

Nil

14. CLOSURE OF MEETING

The meeting closed at 10.14pm.

Confirmed this 30 June 2025 Ordinary Council Meeting

Chairperson.....