

# Minutes

## Ordinary Meeting of Council

Tuesday, 28 August 2018

6.30pm

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# Minutes of the Ordinary Meeting of Council

Tuesday, 28 August 2018 at 6.30pm  
held at the Moonee Valley Civic Centre

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## PRESENT :

<b>Members:</b>	Cr John Sipek	Mayor
	Cr Samantha Byrne	Deputy Mayor
	Cr Jim Cusack	
	Cr Rebecca Gauci Maurici	
	Cr Richard Lawrence	
	Cr Nicole Marshall	
	Cr Cam Nation	
	Cr Narelle Sharpe	
<b>Officers:</b>	Mr Bryan Lancaster	Chief Executive Officer
	Mr Steven Lambert	Director City Services
	Ms Natalie Reiter	Director Planning and Development
	Mr Petrus Barry	Acting Director Organisational Performance
	Mr Gil Richardson	Acting Director Asset Planning and Strategic Projects
	Ms Allison Watt	Manager Governance and Communications
	Ms Vera Mitrovic-Misic	Acting Manager Statutory Planning

## 1. Opening

The Mayor, Cr Sipek, opened the meeting and welcomed all present to the Council Meeting of Tuesday, 28 August 2018.

## 2. Reconciliation Statement

On behalf of Moonee Valley City Council, the Mayor welcomed all present and respectfully acknowledged the Traditional Custodians of the land on which Moonee Valley is located – the Wurundjeri People of the Kulin Nation; and paid respect to their Spirits, Ancestors, Elders and their Community Members past and present.

The Mayor also extended this respect to other Aboriginal and Torres Strait Islander Peoples who call Moonee Valley home.

**3. Apologies**

Cr Surace is on approved leave of absence.

**Council Resolution**

Moved by Cr Lawrence, seconded by Cr Gauci Maurici that Council grant Cr Surace leave of absence for the period 28 August to 27 September 2018 inclusive.

**CARRIED UNANIMOUSLY**

**4. Confirmation of Minutes**

**Council Resolution**

Moved by Cr Lawrence, seconded by Cr Nation that the minutes of the Ordinary Meeting of Council held on Tuesday, 14 August 2018 be confirmed.

**CARRIED UNANIMOUSLY**

**5. Declarations of Conflict of Interest**

Cr Byrne declared a direct conflict of interest in item 14.1.

A written disclosure was provided to the Chief Executive outlining the reasons for this conflict.

**6. Presentations**

**Cr Cusack** presented Council with *Words of Hope in Troubled Times: Selected Speeches and Writings of Jose Ramos-Horta*, by Jose Ramos-Horta. The book was inscribed to Council by the author and will be available in Council's library.

**Farah Warsame, President of the Somali Community in Victoria**, presented Council with a plaque of appreciation for its support of the Somali Community and the Somali Independence Day Festival at Debneys Park Flemington.

**Cr Byrne** was presented with *Mitchell Group, Sixty Years of Service to the Community* a publication researched and compiled by Noela MacLeod AO, for the Country Women's Association.

## 7. Petitions and Joint Letters

### 7.1 Joint letter

**File No:** Fol/18/32  
**Author:** Tracey Classon - Governance Officer  
**Directorate:** Organisational Performance

Council received a joint letter signed by 10 residents of Sydney Street, Ascot Vale, requesting parking spaces on the north side of Sydney Street, are resident only parking.

#### **Council Resolution**

Moved by Cr Marshall, seconded by Cr Cusack that Council:

1. Receives and notes the joint letter.
2. Refers this matter to the Director Planning and Development for investigation and reporting back to Council.
3. Advises the letter organiser accordingly.

**CARRIED UNANIMOUSLY**

### 7.2 Petition

**File No:** Fol/18/32  
**Author:** Tracey Classon - Governance Officer  
**Directorate:** Organisational Performance

Council received a petition signed by 43 residents, who do not support the Level Crossing Removal Authority's right hand/U-turn at McPhail Street, Essendon. The signatories believe this is a safety risk to the community, both pedestrians and road users.

#### **Council Resolution**

Moved by Cr Lawrence, seconded by Cr Gauci Maurici that Council:

1. Receives and notes the hard copy petition.
2. Refers this matter to the Director Asset Planning and Strategic Projects for investigation and reporting to Council.
3. Advises the petition organiser accordingly.

**CARRIED UNANIMOUSLY**

## 7. Petitions and Joint Letter continued

### 7.3 Petition

**File No:** Fol/18/32

**Author:** Tracey Classon - Governance Officer

**Directorate:** Organisational Performance

Council received a petition signed by 127 residents of Houston Avenue, Strathmore, requesting Moonee Valley City Council to conduct (with Melbourne Water) an on-site inspection and assess the full extent of the flood problems and construct adequate infrastructure for flood mitigation.

For the following reasons:

There are ongoing issues with drainage in the area, exacerbated by over development especially in Henshall Road and Kernan Street.

#### **Council Resolution**

Moved by Cr Lawrence, seconded by Cr Sharpe that Council:

1. Receives and notes the hard copy petition.
2. Refers this matter to the Director Asset Planning and Strategic Projects for investigation and reporting to Council.
3. Advises the petition organiser accordingly.

**CARRIED UNANIMOUSLY**

**8. Public Question Time**

Nil.

**9. Reports by Mayor and Councillors**

**Council Resolution**

Moved by Cr Marshall, seconded by Cr Nation that the reports by Mayor and Councillors be received with the deletion of Cr Lawrence's attendance at the Sam Merrifield Library event on 6 July 2018.

**CARRIED UNANIMOUSLY**

Cr Richard Lawrence announced he would be seeking election as the Member for Essendon as an independent candidate in the State Election to be held 24 November 2018.



## 10. Reports

### 10.1 59 Rose Street, Essendon (Lot 1 on TP404840P) - Construction of a multi storey building and reduction in car parking requirements

**File No:** Fol/18/32

**Author:** Grant Michell - Principal Statutory Planner

**Directorate:** Planning and Development

**Minute No.** 2018/61

#### **Council Resolution**

Moved by Cr Sharpe, seconded by Cr Lawrence that Council issue a Notice of Decision to Grant a Permit in relation to Planning Permit Application No. MV/702/2017 for the construction of a multi-level building and reduction in car parking requirements at 59 Rose Street, Essendon (Lot 1 TP404840P), subject to the following conditions:

1. Before the development starts, amended plans to the satisfaction of the Responsible Authority must be submitted in an electronic format to and approved by the Responsible Authority. The amended plans must be drawn to scale with dimensions. The amended plans must be generally in accordance with the plans submitted to Council and assessed with the application, but modified to show:
  - a) The internal layout of at least three dwellings to fully comply with the requirements of Clause 58.05-1 (Standard D17 Accessibility) of the Moonee Valley Planning Scheme;
  - b) Tree protection measures and tree protection zones as noted within the Arborist Report prepared by McLeod Trees, dated 17 October 2017;
  - c) The location of the proposed water tank as noted within the submitted STORM report;
  - d) The allocation of all car spaces and associated line-marking in accordance with the relevant Australian Standard;
  - e) An internal elevation of the pedestrian entry hallway at ground level demonstrating how the residential storage areas are screened.
  - f) The provision of pedestrian visibility splays in accordance with the requirements of Clause 52.06-9 (Design Standards of Car Parking) of the Moonee Valley Planning Scheme or appropriate alternative measures such as convex mirror(s) or warning lights to the satisfaction of the Responsible Authority;
  - g) All habitable room windows and external doors to be double glazed;
  - h) A Landscape Plan in accordance with Condition 4 of this permit
  - i) Any alterations as required under the Waste Management Plan in accordance with Condition 8 of this permit; and
  - j) In accordance with Condition 3, a prominent note on all plans and

elevations stating: 'Refer to endorsed Sustainable Design Assessment, and associated BESS Report, for all Environmental Sustainable Design commitments and requirements'.

When approved, these plans will be endorsed and will form part of this permit.

2. The development as shown on the endorsed plans must not be altered without the written consent of the Responsible Authority.
3. A published BESS report must be submitted simultaneously with the submission of amended plans and to be in accordance with Clause 21.04 (Sustainable Environment) of the Moonee Valley Planning Scheme.
4. Before the development starts, and before any trees or vegetation are removed, an amended landscape plan and schedule to the satisfaction of the Responsible Authority must be submitted in an electronic format to and approved by the Responsible Authority. The landscape plans and schedule must be prepared by a person or firm with suitable qualifications to the satisfaction of the Responsible Authority, drawn to scale with dimensions and show:
  - a) Any changes as required by Condition 1 of this permit;
  - b) Planter boxes and associated planting within the balcony areas within the eastern and western elevations; and
  - c) All tree protection measures as required by Condition 1(b) of this permit.

When approved, the landscape plans and schedule will be endorsed and will form part of this permit.

Landscaping in accordance with the endorsed landscape plan and schedule must be completed before the building is occupied.

At all times, the landscaping plan must be maintained in good order in accordance with the endorsed landscape plan and schedule and to the satisfaction of the Responsible Authority.

5. The garden areas shown on the endorsed plan and schedule must only be used as gardens and must be constructed, completed and maintained in a proper, tidy and healthy condition to the satisfaction of the Responsible Authority. Any trees or shrub damaged, removed or destroyed must be replaced by a tree or shrub or similar size and variety to the satisfaction of the Responsible Authority.
6. A minimum 30 days prior to any building or works commencing, all WSUD Design Details (relating to the WSUD treatment measures nominated in the approved and complying STORM report), such as cross sections and/or specifications, to assess the technical effectiveness of the proposed stormwater treatment measures, must be submitted for approval by the Responsible Authority.
7. A maximum 30 days following completion of the development, a WSUD Maintenance Program must be submitted to and approved by the Responsible Authority which sets out future operational and maintenance

arrangements for all WSUD measures. The program must include, but is not limited to:

- a) inspection frequency
- b) cleanout procedures
- c) as installed design details/diagrams including a sketch of how the system operates
- d) a report confirming completion and commissioning of all WSUD Response treatment measures written by the author of the WSUD Response and STORM or MUSIC model approved pursuant to this permit, or licensed installing/commissioning plumber, or similarly qualified person or company. This report must be to the satisfaction of the Responsible Authority and must confirm that all WSUD treatment measures specified in the WSUD Response and STORM or MUSIC model have been completed and implemented in accordance with the approved report.

The WSUD Maintenance Program may form part of a broader Maintenance Program that covers other aspects of maintenance such as a Builder's Guide or a Building Maintenance Guide.

8. A minimum 30 days prior to any building or works commencing, a Construction and Site Management Plan (CSMP) must be submitted to and be approved by the Responsible Authority detailing the construction activity proposed and the site and environmental management methods to be used. The CSMP must be in accordance with Moonee Valley City Council's CSMP's Guidelines and Template.

When approved, the CSMP will be endorsed and will form part of this permit.

The development must be carried out in accordance with the endorsed CSMP and the provisions, requirements and recommendations of the endorsed CSMP must be implemented and complied with to the satisfaction of the Responsible Authority.

9. Before the development starts, a Waste Management Plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. The amended Waste Management Plan must be in accordance with the City of Moonee Valley's 'Waste Management Plans – Guidelines for Applicants'.

When approved, the amended Waste Management Plan will be endorsed and will form part of this permit.

The provisions, recommendations and requirements of the endorsed Waste Management Plan must be implemented and complied with to the satisfaction of the Responsible Authority.

10. Before the building approved by this permit is occupied, all boundary walls must be cleaned and finished to the satisfaction of the Responsible Authority if the owner of the adjoining land allows access for this purpose.
11. Service units, including air conditioning units, must not be located on any

of the balconies or terrace areas unless appropriately visually and acoustically screened to the satisfaction of the Responsible Authority.

12. Floor levels shown on the endorsed plans must not be altered or modified without prior written consent of the Responsible Authority.
13. Before the building approved by this permit is occupied, the areas set aside for the parking of vehicles, together with the associated driveways and access lanes as shown on the endorsed plans must be:
  - a) Constructed;
  - b) Available for use in accordance with the endorsed plans;
  - c) Properly formed to such levels and drained so that they can be used in accordance with the endorsed plans’
  - d) Finished with a permanent trafficable surface (such as concrete, asphalt or paving); and
  - e) Line-marked or provided with another adequate means of ensuring that the boundaries of all vehicle space are clearly indicated on the ground,

In accordance with the endorsed plans to the satisfaction of the Responsible Authority.

The area set aside for the parking of vehicles, together with the associated driveways and access lanes as shown on the endorsed plans must:

- a) Be maintained and made available for such use; and
- b) Not be used for any other purpose,

to the satisfaction of the Responsible Authority.

14. Provision must be made for the drainage of the land including landscaped and pavement areas. The discharge of water from the land must be controlled around its limits to prevent any discharge onto any adjoining or adjacent property or streets other than by means of an underground pipe drain which is discharged to an approved legal point of discharge to the satisfaction of the Responsible Authority.
15. An on-site stormwater detention drainage system must be installed on the land to the satisfaction of the Responsible Authority.

Before the development starts, a Drainage Layout Plan, including computations and manufacturers specifications, to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. The Drainage Layout Plan must be prepared by a Civil Engineer with suitable qualifications to the satisfaction of the Responsible Authority and must depict an on-site stormwater detention drainage system to be installed on the land.

When approved, the Drainage Layout Plan will form part of this permit.

The on-site stormwater detention drainage system must be installed and the provisions, recommendations and requirements of the endorsed Drainage Layout Plan must otherwise be implemented and complied with

to the satisfaction of the Responsible Authority.

16. The plant area and equipment on the roof of the building must be screened in a manner to complement the appearance of the building to the satisfaction of the Responsible Authority.
17. The development must be provided with external lighting capable of illuminating access to the vehicle accessway, car parking space and pedestrian walkways. Lighting must be located, directed and shielded and of limited intensity so that no nuisance or loss of amenity is caused to any person within or beyond the land.
18. All waste must be disposed of to the satisfaction of the Responsible Authority. Liquid waste or polluted waters must not be discharged into a sewer or stormwater drainage system.
19. All pipes, fixtures, fittings, ducts and vents servicing any building on the land, other than stormwater downpipes and gutters above the ground floor storey of the building, must be concealed in service ducts or otherwise hidden from view to the satisfaction of the Responsible Authority.
20. This permit will expire if one of the following circumstances applies:
  - a) The development is not commenced within two (2) years from the date of issue of this permit, or
  - b) The development is not completed and the use is not commenced within four (4) years of the date of issues of this permit.

Before the permit expires, or within six (6) months afterwards, the owner or occupier of the land may make a written request to the Responsible Authority to extend the expiry date.

If the development commences before the permit expires, within twelve (12) months after the permit expires, the owner or occupier of the land may make a written request to the Responsible Authority to extend the expiry date.

### **Permit Notes**

- This is not a building permit under the *Building Act*. A separate building permit is required to be obtained for any demolition or building works.
- Before the development starts, the permit holder must contact Moonee Valley City Council on 9243 8888 regarding legal point of discharge, vehicular crossings, building over easements, asset protection, road consent/occupancy, etc.
- The required on-site detention system must be designed to limit the rate of stormwater discharge from the land to pre-development levels in accordance with the following calculations:  $C=0.4$ ,  $t_c=5$ mins, ARI 1 in 5. An ARI of 1 in 10 should be used for storage and the greater of post development C or  $C=0.80$ .
- All drainage works undertaken must be in accordance with the requirements of Stormwater Drainage Requirements for Development Works as prepared by the Moonee Valley Planning Scheme.

- All works undertaken within any existing road reserves must accord with the requirements of Moonee Valley City Council's Asset Permit and Protection Department and be to the satisfaction of the Responsible Authority.
- Council will not accept any modifications to the existing levels within the road reserve. Any changes in levels to match existing surface levels along property boundary lines must be made within the property boundary.
- The on-site car spaces and storage cages must not be subdivided, leased or sold separately to external parties that are not prime lot owners or tenants of the building or development.
- In the event that car parking spaces or storage cages are separately titled, a condition will be imposed on any further subdivision permit requiring the permit holder to enter into a Section 173 Agreement to ensure the on-site car spaces and storage cages must not be subdivided, leased or sold separately to external parties that are not prime lot owners or tenants of the building or development.
- The development authorised by this permit will require the submission of a Construction and Site Management Plan (CSMP) prior to the commencement of any works. All CSMPs are required to be made via Council's new online system at <http://www.mvcc.vic.gov.au/planning-and-building/planning/construction-site-management-plans.aspx> or in person at 9 Kellaway Avenue, Moonee Ponds.
- No on street parking permits will be provided to the occupiers of the land.

**CARRIED UNANIMOUSLY**

**10.2 Planning Policy Framework for the Moonee Valley Planning Scheme**

**File No:** Fol/18/32

**Author:** Corina de Araujo - Strategic Planner

**Directorate:** Planning and Development

**Minute No.** 2018/62

**Council Resolution**

Moved by Cr Marshall, seconded by Cr Byrne that this report be deferred to a future Ordinary Council Meeting for further consideration.

**CARRIED UNANIMOUSLY**

### **10.3 Reconciliation Policy and Action Plan update**

**File No:** Fol/18/32

**Author:** Samantha Buckley - Community Planning Officer

**Directorate:** Planning and Development

**Minute No.** 2018/63

#### **Council Resolution**

Moved by Cr Nation, seconded by Cr Cusack that Council:

1. Notes Reconciliation Policy and Reconciliation Action Plan 2016-18 implementation progress as presented in (Appendix A).
2. Notes a draft Reconciliation Action Plan will be developed for presentation to Council in 2019.
3. Endorses the reconciliation activities to be delivered in partnership with Wurundjeri Council on and around 26 January 2019 as outlined in Table 2
4. Notes the Spirit of Moonee Valley awards ceremony will be held during the Moonee Valley Festival period.

**CARRIED UNANIMOUSLY**



**10.4 Council Plan 2017-21: progress report for 2017/18**

**File No:** Fol/18/32

**Author:** Marianne McArthur - Corporate Planning Officer

**Directorate:** Organisational Performance

**Minute No.** 2018/64

**Council Resolution**

Moved by Cr Cusack, seconded by Cr Lawrence that Council receives and notes the report on the progress of Council Plan actions at the end of the 2017-18 financial year.

**CARRIED UNANIMOUSLY**

### **10.5 Essendon Gem and Lapidary Club - Location Options**

**File No:** Fol/18/32  
**Author:** Kate Heissenbuttel - Manager Community Infrastructure  
**Directorate:** Planning and Development  
**Minute No.** 2018/65

#### **Motion**

Moved by Cr Lawrence, seconded by Cr Sharpe that Council:

1. Notes the findings of this report and support commencing detailed work to pursue the relocation of Essendon Gem and Lapidary Club Inc. to 144a Mascoma Street, Strathmore and communicate accordingly with the Club and other stakeholders including Strathmore Men's Shed, Rotary Club of Strathmore and Friends of Moonee Ponds Creek.
2. Undertakes design and prepare cost plan to extend Strathmore Men's Shed to accommodate needs of the gem and lapidary activities and include in Nursery Corner Master Plan.
3. Brings forward the funding for the relocation of the Essendon Gem and Lapidary Club from the 2019/2020 year to 2018/2019 to expedite the relocation.
4. Communicates to the stakeholders of Cross Keys Reserve that the Master Plan will be realised in full during the 2020/21 financial year.
5. Receives a further report to consider a new 5 year lease with 5 year option for the Essendon Gem and Lapidary Club Inc. at 144a Mascoma Street, Strathmore.

#### **Amendment**

Moved by Cr Marshall, seconded by Cr Gauci Maurici that part four of the recommendation be removed.

**CARRIED UNANIMOUSLY**

#### **Council Resolution**

Moved by Cr Lawrence, seconded by Cr Sharpe that Council:

1. Notes the findings of this report and support commencing detailed work to pursue the relocation of Essendon Gem and Lapidary Club Inc. to 144a Mascoma Street, Strathmore and communicate accordingly with the Club and other stakeholders including Strathmore Men's Shed, Rotary Club of Strathmore and Friends of Moonee Ponds Creek.
2. Undertakes design and prepare cost plan to extend Strathmore Men's Shed to accommodate needs of the gem and lapidary activities and include in Nursery Corner Master Plan.
3. Brings forward the funding for the relocation of the Essendon Gem and

Lapidary Club from the 2019/2020 year to 2018/2019 to expedite the relocation.

4. Receives a further report to consider a new 5 year lease with 5 year option for the Essendon Gem and Lapidary Club Inc. at 144a Mascoma Street, Strathmore.

**For:** Crs Sipek , Cusack, Lawrence, Sharpe

**Against:** Crs Byrne, Gauci Maurici, Marshall, Nation

**CARRIED ON THE CASTING VOTE OF THE MAYOR**

### **10.6 Domestic Animal Management Plan Progress Report**

**File No:** Fol/18/32  
**Author:** Coordinator City Compliance  
**Directorate:** City Services  
**Minute No.** 2018/66

#### **Council Resolution**

Moved by Cr Cusack, seconded by Cr Sharpe that Council receives and notes the annual review of the Domestic Animal Management Plan 2017 - 21 as outlined in Appendix A

**CARRIED UNANIMOUSLY**

Cr Cusack left the chamber at 7.43pm

### **10.7 Delegations of Council – Review 2018**

**File No:** Fol/18/32  
**Author:** Lee McSweeney - Coordinator Governance  
**Directorate:** Organisational Performance  
**Minute No.** 2018/67

#### **Council Resolution**

Moved by Cr Nation, seconded by Cr Lawrence that Council, having undertaken a review of its delegations in accordance with Section 98 of the *Local Government Act 1989*, hereby resolves that:

1. The powers, duties and functions set out in the Instrument of Delegation, (provided as Appendix A – Separately Circulated) be delegated to the members of the Council staff subject to the conditions and limitations specified in that instrument.
2. The Instrument of Delegation (provided as Appendix A) be signed and sealed, and shall come into force immediately upon the common seal of the Council being affixed to the instruments, with all previous corresponding instruments to be revoked.
3. The duties and functions set out in these Instruments of Delegation must be executed in accordance with any guidelines or policies that are adopted by the Council from time to time.

**CARRIED UNANIMOUSLY**

**10.8 Councillor Expenses Report - 1 April 2018 to 30 June 2018**

**File No:** Fol/18/32  
**Author:** Lee McSweeney - Coordinator Governance  
**Directorate:** Organisational Performance  
**Minute No.** 2018/68

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**Council Resolution**

Moved by Cr Marshall, seconded by Cr Nation that:

1. Council endorses the Councillor Expenses Report for the period 1 April 2018 to 30 June 2018 provided, as Appendix A.
2. The Councillor Expenses Report, provided as Appendix A be published on Council's website.

**CARRIED UNANIMOUSLY**

## 10.9 Assembly of Councillors

**File No:** Fol/18/32  
**Author:** Tracey Classon - Governance Officer  
**Directorate:** Organisational Performance  
**Minute No.** 2018/69

### Council Resolution

Moved by Cr Sharpe, seconded by Cr Lawrence that Council, in accordance with section 80A(2) of the *Local Government Act 1989*, receives the records of the following assemblies of Councillors:

<b>Assembly</b>	Public forum, 17 July 2018 at 6.00pm Council Chamber, Civic Centre
<b>Matters considered</b>	<ul style="list-style-type: none"> <li>• Presentation from Moonee Valley Traders Association</li> <li>• Question from Patricia Morrison re: Laneway behind her property in The Parade, Ascot Vale.</li> <li>• Question without notice on: <ul style="list-style-type: none"> <li>○ Parking in Moonee Ponds</li> <li>○ Smart Meters App</li> <li>○ Feasibility of multi - level carpark</li> <li>○ Bus service from Moonee Valley Racecourse</li> </ul> </li> </ul>
<b>Councillors present</b>	Cr John Sipek (Mayor) Cr Samantha Byrne (Deputy Mayor) Cr Jim Cusack Cr Rebecca Gauci Maurici Cr Richard Lawrence Cr Nicole Marshall Cr Cam Nation Cr Narelle Sharpe Leave of absence: Cr Andrea Surace
<b>Staff present</b>	Bryan Lancaster (CEO) Steven Lambert Natalie Reiter Gil Richardson Petrus Barry Allison Watt Peter Hiransi
<b>External attendees</b>	Jason Farrugia – Moonee Ponds Traders Association Anna Henderson – Moonee Ponds Traders Association
<b>Conflict of interest</b>	Nil.

<b>Assembly</b>	<b>Strategic Briefing 17 July 2018 at 7pm Council Chamber, Civic Centre</b>	
<b>Matters considered</b>	<ol style="list-style-type: none"> <li>1. Phone replacement program.</li> <li>2. Paid Parking Plan.</li> <li>3. Review of Right of Way Policy Abutting Developments.</li> <li>4. Highball Consultation and Gem Club update</li> <li>5. Review of the draft 24 July 2018 Ordinary Agenda.</li> </ol>	
<b>Councillors present</b>	Cr John Sipek (Mayor) Cr Samantha Byrne (Deputy Mayor) Cr Jim Cusack Cr Rebecca Gauci Maurici Cr Richard Lawrence Cr Nicole Marshall Cr Cam Nation Cr Narelle Sharpe	
	Leave of absence: Cr Andrea Surace	
<b>Staff present</b>	Bryan Lancaster (CEO) Steven Lambert Natalie Reiter Gil Richardson Petrus Barry Allison Watt Leanne Wilson	Peter Hiransi Robert Raiskums Damian Hogan Andrew Ryan Ben McManus Kate Heissenbuttel Damir Agic
<b>Conflict of interest</b>	Nil.	

<b>Assembly</b>	OCM Pre Meet, 24 July 2018 at 6.00pm Committee Room, Civic Centre	
<b>Matters considered</b>	24 July 2018 Ordinary Council Meeting agenda	
<b>Councillors present</b>	Cr John Sipek (Mayor) Cr Samantha Byrne (Deputy Mayor) Cr Jim Cusack Cr Rebecca Gauci Maurici Cr Richard Lawrence Cr Nicole Marshall Cr Cam Nation Cr Narelle Sharpe	
	Leave of absence: Cr Andrea Surace	
<b>Staff present</b>	Bryan Lancaster (CEO) Steven Lambert Natalie Reiter Gil Richardson Petrus Barry Allison Watt Vera Mitrovic–Misic Sarah Wigley	
<b>Conflict of interest</b>	Nil.	



<b>Assembly</b>	Strategic Briefings of Councillors held 7 August 2018 at 7pm Council Chamber, Civic Centre	
<b>Matters considered</b>	<ol style="list-style-type: none"> <li>1. Workshop – Leisure style guide and management options for Council-owned leisure facilities, establishing Guiding Principles</li> <li>2. Update on Essendon Airport Consultations</li> <li>3. Response to NoM 2017/17 – Tennis Strategy</li> <li>4. Council's approach to leasing and licensing and 8-10 Sturt Street Essendon</li> <li>5. Moonee Ponds Planning Update</li> <li>6. MV2040: Neighbourhood Implementation Plans</li> <li>7. Review of Draft Agenda for Ordinary Council Meeting on 14 August</li> <li>8. Items of a general nature raised by Councillors and Officers.</li> </ol>	
<b>Councillors present</b>	Cr John Sipek (Mayor) Cr Samantha Byrne (Deputy Mayor) Cr Jim Cusack Cr Rebecca Gauci Maurici Cr Richard Lawrence Cr Nicole Marshall Cr Cam Nation (Attended at 6.59pm) Cr Narelle Sharpe	
	Leave of absence: Cr Andrea Surace	
<b>Staff present</b>	Bryan Lancaster (CEO) Steven Lambert Natalie Reiter Gil Richardson Petrus Barry Allison Watt Vera Mitrovic–Misic Jessie Keating Colin Harris	Melanie Odendaal Jim Karabinis Letitia Duncan Mandy Bodman Kate Heissenbuttel Andrew Kelly Paul Bennett Luke Casey Cassandra Fenton
<b>External attendees</b>	Peter Struck and Alison Spink (Struck and Spink) Jim Corbett (Sport and Leisure Solutions)	
<b>Conflict of interest</b>	Cr Nation declared an indirect interest due to conflicting duty in item 1 and attended the meeting after the discussion on this item.	

<b>Assembly</b>	OCM Pre Meet held 14 August 2018 at 6pm Committee Room, Civic Centre
<b>Matters considered</b>	OCM Agenda – 14 August 2018
<b>Councillors present</b>	Cr John Sipek (Mayor) Cr Samantha Byrne (Deputy Mayor) Cr Jim Cusack Cr Rebecca Gauci Maurici Cr Richard Lawrence Cr Nicole Marshall Cr Cam Nation Cr Narelle Sharpe Leave of absence: Cr Andrea Surace
<b>Staff present</b>	Steven Lambert Natalie Reiter Gil Richardson Petrus Barry Vera Mitrovic–Misic Lee McSweeney
<b>Conflict of interest</b>	Nil.

**CARRIED UNANIMOUSLY**

Cr Cusack returned to the meeting at 7.47pm.

Cr Cusack left the meeting at 7.49pm.

## **11. Notices of Motion**

### **11.1 Notice Of Motion No. 2018/15 - Council use of herbicides**

**File No:** Fol/18/32

**From:** Councillor Richard Lawrence

#### **Council Resolution**

Moved by Cr Lawrence, seconded by Cr Marshall:

That Council receives a report detailing:

- Council's current use of herbicides for weeding in Moonee Valley parks and gardens, particularly the use of Glyphosate.
- Options available to Council for chemical-free weed management, including steam weeding.

**CARRIED UNANIMOUSLY**

### **11.2 Notice Of Motion No. 2018/16 - TPG Small Cell Installations**

**File No:** Fol/18/32

**From:** Councillor Nicole Marshall

#### **Council Resolution**

Moved by Cr Marshall, seconded by Cr Nation :

That Council requests officers prepare a submission to the TPG small cell installations proposed across Moonee Valley, including addressing the following issues:

1. requesting whether the installation can occur in non-residential, non-sensitive areas;
2. potential impacts on neighbourhood character and properties within the heritage overlay;
3. compliance of the proposal with applicable planning and telecommunications legislation and policy;
4. an analysis of any potential impacts of the electromagnetic energy generated as a consequence of the proposed installations.

**CARRIED UNANIMOUSLY**

## 11. Notices of Motion continued

### 11.3 Notice Of Motion No. 2018/17 - Commercial Car Hire

**File No:** Fol/18/32

**From:** Councillor Nicole Marshall

#### **Council Resolution**

Moved by Cr Marshall, seconded by Cr Nation that Council requests the CEO prepare a report to be presented at an ordinary Council Meeting by the end of 2018 setting out options available to regulate and/or manage the issue of commercial car hire/share providers (such as Car Next Door) parking in residential streets.

**CARRIED UNANIMOUSLY**

### 11.4 Notice Of Motion No. 2018/18 - Occasional care in Moonee Valley

**File No:** Fol/18/32

**From:** Councillor Rebecca Gauci Maurici

#### **Council Resolution**

Moved by Cr Gauci Maurici, seconded by Cr Byrne:

That Council receives a report on occasional care in Moonee Valley including, but not limited to, information on:

- current utilisation at Shuter Street Occasional Care, including;
  - average hours per session booked;
  - average bookings per month by child/family;
  - usage rates over the last 5 years;
  - the residential suburbs of current users;
  - feedback and relevant findings from recent user surveys;
- data on single-day-only use of Council operated long day care services in Moonee Valley;
- provision of non-Council occasional care services within Moonee Valley;
- provision of both Council and non-Council occasional care services in neighbouring municipalities; and
- opportunities to increase occasional care usage and availability within Moonee Valley, including potential additional locations for occasional care.

**CARRIED UNANIMOUSLY**

**12. Urgent Business**

Nil.

**13. Delegates Reports**

Cr Byrne spoke about her recent activities as the Chair of the LeadWest Health and Wellbeing Committee which recently launched a campaign in the lead up to the State and Federal elections.

**14. Confidential Reports**

**Council Resolution**

Moved by Cr Sharpe, seconded by Cr Nation that Council resolves to close the meeting to the public pursuant to Section 89(2) of the *Local Government Act 1989* to discuss the following matters:

**14.1 Possible Property Acquisition**

Item 14.1 is Confidential under the terms section 89(2) of the *Local Government Act 1989* as it contains information relating to: (e) proposed developments.

**CARRIED UNANIMOUSLY**

The meeting closed to the public at 8.13pm

**CR JOHN SIPEK  
CHAIRPERSON**