

Minutes

Ordinary Meeting of Council

Tuesday, 13 November 2018

6.31pm

Report Index

The following reports were considered:

10. Reports

10.1 Council Plan 2017-21 Quarter One progress report July - September 2018	9
10.2 Financial Performance Report September 2018	10
10.3 Increasing open space on the Maribyrnong River: Option to relocate Depot operations	11
10.4 Health and Wellbeing Action Plan – progress report.....	12
10.5 Updated Waste Management Plans - Guidelines for planning applicants and schedule of fees	13
10.6 Quinn Grove Reserve Synthetic Soccer Pitch.....	14
10.7 Update on Response to Notice of Motion 2016/15 - Sporting club or community organisation leases.....	15
10.8 Response to Notice of Motion 2017/09 - Crown Street Stables - Social Enterprise Review	16
10.9 Response to Petitions – McPhail and Sherbourne Streets Traffic Issues and Buckley Street Level Crossing Notice of Motions 2018/234 and 2017/12	17
10.10 Proposed discontinuance of road abutting 7 Etzel Street, Airport West.....	18
10.11 Report on Audit Committee.....	19
10.12 Purchase of Eductor truck.....	20

14. Confidential Reports

14.1 Report on the Land Acquisition Committee.....	21
--	----

Minutes of the Ordinary Meeting of Council

Tuesday, 13 November 2018 at 6.31pm
held at the Moonee Valley Civic Centre

Members: Cr Narelle Sharpe Mayor
Cr Samantha Byrne
Cr Jim Cusack
Cr Rebecca Gauci Maurici
Cr Nicole Marshall

Officers: Bryan Lancaster Chief Executive Officer
Steven Lambert Director City Services
Kendrea Pope Director Organisational Performance
Natalie Reiter Director Planning and Development
Gil Richardson Acting Director Asset Planning and Strategic Projects
Allison Watt Manager Governance and Communications

1. Opening

The Mayor, Cr Sharpe, opened the meeting and welcomed all present to the Council Meeting of Tuesday, 13 November 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

Crs Surace, Nation and Sipek were apologies for the meeting.

Cr Richard Lawrence is on approved leave of absence for this meeting.

4. Confirmation of Minutes

Minute No. 2018/235

Council Resolution

Moved by Cr Marshall, seconded by Cr Byrne that the Minutes of the Ordinary Meeting of Council held on Tuesday, 23 October 2018 be confirmed.

That the minutes of the Statutory Meeting of Council held on Tuesday, 30 October 2018 be confirmed.

CARRIED UNANIMOUSLY

5. Declarations of Conflict of Interest

Cr Samantha Byrne declared an indirect conflict of interest in item 10.7, due to conflicting duties.

6. Presentations

Nil.

7. Petitions and Joint Letters

Nil.

8. Public question time

Deidre Bullen asked Council:

What strategies and programs have you in place over the next two years to tackle gender equity in the following areas:

- a) Family violence
- b) Women in sport
- c) Older women?

Natalie Reiter, Director Planning and Environment responded that with respect to strategies and programs to tackle family violence, Council has established the Moonee Valley Family Violence Network to coordinate local responses including representation from over a dozen service agencies and community organisations.

Council is a regional partner of Preventing Violence Together (PVT): the Western Region's strategy to prevent violence against women.

Council has adopted an operational Gender Equity Workplace Position Statement.

Council annually coordinates a 16 Days of Activism campaign. This year's theme is "Orange the world- End violence against women and girls" and we will be hosting the Moonee Valley Family Violence Network's Safe From Harm Forum on 22 November, plus lighting the Clocktower orange for the period.

Safe From Harm – is a locally grown program providing legal service support to victims and perpetrators of family violence. The program is led by local Community Legal Centres which, with Council's support, have grown over the past two years to now be offered across all of Moonee Valley.

8. Public question time continued

Council is delivering a major project called 'Ready Set Equity' to increase the visibility, participation and profile of girls and women in sport within players, coaching, leadership and decision making roles. The project will involve:

- case study videos
- training for staff in gender equity work
- building awareness within our community around opportunities for female sports
- working with the local media to increase the coverage of female sport
- hosting a forum to explore opportunities and gaps that exist for girls and women in sport
- supporting clubs to embed gender equitable principles.

Council's bi-annual community grants program regularly supports sporting clubs to upgrade their facilities and run programs to encourage female participation.

Helen Rodd asked Council:

Many families in Moonee Valley are considered "large" families with three or more children. Affordability and participation is a real issue for these families.

How is Council planning for programs and accessibility measures for these families?

Natalie Reiter, Director Planning and Environment responded that Council has identified three priority neighbourhoods that are disadvantaged, particularly for large families. The Community Development team provides a range of educational, recreation and developmental programs and activities across these neighbourhoods.

These programs include free activities and events throughout the year, as well as an accessible fee structure for term programs. For example supported playtime programs to both strengthen parenting skills and encourage early childhood development activities for under 5 year olds, is a free weekly program.

The primary school holiday program for 5 – 12 year olds includes sponsored places for families experiencing extreme disadvantage.

The youth drop in programs and home work programs for 5 – 18 year olds are free.

Other activities are provided at low cost, with sponsored places always available. Council provides other services (Leisure, Libraries, Family and Children's Services and Youth Services) – which are also free of charge or subsidised with concession rates.

Providing access to programs and projects to support accessibility and ensure cost is not a barrier is an ongoing challenge and one which is a constant focus as we work to deliver a healthy Moonee Valley by 2040.

8. Public question time continued

This year the Christmas program is also focussed on affordability with activities including rides on the Niddrie Ferris Wheel free of charge from Thursday Dec 6 until Christmas eve.

Helen Rodd asked Council:

The Leadership program has been concerned about the mental health and impact of loneliness and unemployment on older people (50+). What is Council doing to address this issue and is Council considering affordability issues for these strategies?

Natalie Reiter, Director Planning and Environment responded that Council runs a number of programs at libraries, Men's Sheds and the Flemington Community Centre for older residents.

Council recently re-established a program stream within the biannual community grants of which the majority go to older groups to assist with their regular activities.

Funding is provided each year to Wingate Avenue Community Centre and the Farnham Street Neighbourhood Learning Centre to provide community services including for older residents.

Edith Chen asked Council:

The Leadership program love Council's 20 Minute City commitment but there is pressure on transport infrastructure, what is Council doing about this?

Natalie Reiter, Director Planning and Environment responded that the public transport network, including railway stations, is managed by the State Government but Council has a role in advocating for a better public transport network and infrastructure.

Residents are encouraged to raise their concerns directly with State Government agencies and their elected Members of Parliament to request improvements at specific sites.

As part of the ongoing Capital Works Program, Council will upgrade pedestrian and cycling infrastructure to improve access to local public transport.

Luke Cherry asked Council:

If one of your family were looking to rent a house and found one worth \$500,000 but would cost them \$250,000 to fix up, and if the rest of their family thought it was unsuitable and didn't want to live there, would you advise them to sign the lease?

Stephen Lambert, Director City Services responded I am unable to comment on this situation, however in terms of the lease for the proposed depot site, we are talking about an investment of something in the order of \$2.5 million to bring the site to a standard that it is fit for purpose.

This is not an unreasonable amount to invest to ensure our workplaces are fit for purpose and staff have the necessary amenities.

The sum includes the installation of items such as a wash bay, push pits for soil and mulch etc. and improved staff amenities.

8. Public question time continued

It is normal practice on commercial leases of the type contemplated here for the tenant to undertake works on the site at their expense. Owners typically offer incentives of rent free periods in order to secure long term tenants.

If this site was not to proceed any future site or sites are still going to require a level of investment to make them fit for purpose as they will no doubt have been used for purposes other than a council depot. The exact cost of these works can only be determined once the site or sites have been identified.

This is not an unusual situation in the commercial property market, and an analogy can be seen at Windy Hill, where significant capital improvements were made by Essendon Football Club associated with their lease of the site to ensure that the site is and was fit for purpose.

Luke Cherry asked Council:

When roughly 70 of depot staff were asked “Do you support the depot moving to the proposed location?” 56 provided a written response and 55 of those (98%) said “No”.

How can MVCC now claim the site is “suitable” in their proposal to relocate these workers?

Stephen Lambert, Director City Services responded the feedback forms provided by staff have highlighted a number of concerns which can be broadly grouped into three categories:

1. The lack of required infrastructure / facilities at the proposed site.
This is being addressed with the suggested investment of \$2.5 million at the site to provide things like staff amenities, a wash bay, improved security etc.
2. The impact on staff productivity due to the location of the site.
The impact on productivity is an unknown at this point as there are jobs which staff will take longer to get to and from and others which they will get to and from faster. We have committed to staff that there will be no job losses as a result of the productivity impact associated with the move, nor will there be any impact on service standards for the community.
3. The third area is the impact on staff personally in terms of increased travel time and changes to their personal circumstances such as travel arrangements, child care and after school activities etc.
The relocation will no doubt have an impact on staff and this is not lost on management. Our initial work on travel time suggests that 85 staff are worse off, the worst of which is 18 minutes, 67 are better off the best of which is 15 minutes and there are 9 which see no change. We have not had discussion with staff about their individual circumstances and the impact of the change in location on those circumstances.

9. Reports from Special Committees

Nil.

10. Reports

10.1 Council Plan 2017-21 Quarter One progress report July - September 2018

File No: Fol/18/32

Author: Marianne McArthur - Corporate Planning Officer

Directorate: Organisational Performance

Minute No. 2018/236

Council Resolution

Moved by Cr Marshall, seconded by Cr Cusack that Council receives and notes the progress report on the implementation of Council Plan action plan for the first quarter of 2018/19.

CARRIED UNANIMOUSLY

10.2 Financial Performance Report September 2018

File No: Fol/18/32

Author: Damian Hogan - Manager Finance

Directorate: Organisational Performance

Minute No. 2018/237

Council Resolution

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

1. Receives and notes the Financial Performance report for the period 1 July 2018 to 30 September 2018.
2. Receives and notes the 2018/19 Capital Works Program – monthly report to 30 September 2018.
3. Receives and notes the Grants Register Status report for September 2018.

CARRIED UNANIMOUSLY

10.3 Increasing open space on the Maribyrnong River: Option to relocate Depot operations

File No: Fol/18/32
Author: Steven Lambert - Director City Services
Directorate: City Services
Minute No. **2018/238**

Council Resolution

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

1. Ceases negotiation with the owner/agent for the property 35-37 Tullamarine Park Road, Tullamarine and advises them that council will not be proceeding with this property
2. Notes that any decision in relation to the relocation of any part of the depot must provide a community benefit to the people of Moonee Valley.
3. Notes that a Depot Transition Advisory Group has been formed, in line with Council's EBA, to facilitate consultation with employees in relation to the identification and transition to an appropriate site/s for the depot. Employee concerns in relation to any future site/s, including safety, are to be addressed via the Depot Transition Advisory Group
4. Commits to no employee losses as a result of the Depot relocation.
5. Requests further reports when suitable sites are identified for the Depot relocation, until such time as an appropriate location/s is selected and endorsed by Council.
6. Commits to the long-term provision of Depot services for the benefit of the Moonee Valley community.
7. Commits to Council's Transfer Station remaining in place for the foreseeable future, with options to be explored to improve its services.

CARRIED UNANIMOUSLY

10.4 Health and Wellbeing Action Plan – progress report

File No: Fol/18/32

Author: Lauren Treby - Health Planner

Directorate: Planning and Development

Minute No. 2018/239

Council Resolution

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

1. Notes progress of health and wellbeing actions for 2017/18.
2. Submits a copy of the Health and Wellbeing Progress Report (Appendix B – separately circulated) to the Department of Health and Human Services, as required under the Public Health and Wellbeing Act 2008.

CARRIED UNANIMOUSLY

10.5 Updated Waste Management Plans - Guidelines for planning applicants and schedule of fees

File No: Fol/18/32

Author: Michelle Martin - Waste Strategy and Planning Officer

Directorate: Planning and Development

Minute No. 2018/240

Council Resolution

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

1. Adopts the new updated 'Waste Management Plans – Guidelines for planning applicants' before the Planning Scheme is put out for public exhibition.
2. Allows officers post adoption to make minor edits to the Guidelines including the insertion of an additional diagram when available.
3. Supports the change to the schedule of fees to include a charge of \$280.90 up to \$2,000.00 for the resubmission of inadequate, incomplete or substandard waste management plans to Council.
4. If adoption of the new guidelines does not occur before the exhibition of the new Planning Scheme, that the new guidelines be included to the scheme in the next Planning Scheme amendment.

CARRIED UNANIMOUSLY

10.6 Quinn Grove Reserve Synthetic Soccer Pitch

File No: Fol/18/32

Author: Kate Heissenbuttel - Manager Community Infrastructure

Directorate: Planning and Development

Minute No. 2018/241

Council Resolution

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

1. Adopts a new price structure for East Keilor synthetic soccer pitch hire for implementation from 4 February 2019 until East Keilor Leisure Centre reopens post construction as detailed in Table 2 of this report.
2. Approves the evaluation criteria that will be applied to prioritise use and access by officers when booking the facility.

CARRIED UNANIMOUSLY

Cr Samantha Byrne declared an indirect conflict of interest in this item due to conflicting duties.

As a quorum of Councillors could not be maintained, under Section 3.3 of the Meeting Procedure Protocol the item was deferred to the next Ordinary Meeting of Council.

**10.7 Update on Response to Notice of Motion 2016/15 -
Sporting club or community organisation leases**

File No: Fol/18/32

Author: Natalie Reiter - Director Planning and Development

Directorate: Planning and Development

Recommendation

That Council:

1. Receives the current report regarding the work underway to advance the Notice of Motion number 2016/15 Sporting Club or Community Organisation Leases.
2. Receives a follow up briefing workshop on activities and sports to be supported moving forward, with a discussion on types of support by sport code/activity.

10.8 Response to Notice of Motion 2017/09 - Crown Street Stables - Social Enterprise Review

File No: Fol/18/32

Author: Jasmine Graham - Senior Coordinator Access and Inclusion

Directorate: City Services

Minute No. 2018/242

Council Resolution

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

1. Notes the report delivered in response to Notice of Motion 2017/09 Crown Street Stables Social Enterprise Review
2. Notes that the current memorandum of understanding between Council and the Community Strengthening department for the operation of Crown Street Stables Community Café expires 23 December 2019
3. Authorises the Community Strengthening department to continue the operation of the Crown Street Stables Community Café beyond the current memorandum of understanding expiry date
4. Notes that the Community Strengthening department will:
 - Deliver the Crown St Stables Café, traineeships and activation as an ongoing area of service delivery
 - Implement a continuous improvement lens to the operations at Crown Street Stables Café, with a mandate to deliver community activation programs while minimising costs to Council
 - Submit an annual report to Council of outcomes delivered to the community and trainees with a disability

CARRIED UNANIMOUSLY

Cr Nicole Marshall advised that she would not be taking part in this debate for reasons previously disclosed.

As a quorum of Councillors could not be maintained, under Section 3.3 of the Meeting Procedure Protocol the item was deferred to the next Ordinary Meeting of Council.

10.9 Response to Petitions – McPhail and Sherbourne Streets Traffic Issues and Buckley Street Level Crossing Notice of Motions 2018/234 and 2017/12

File No: Fol/18/32

Author: Richard Young - Project Manager Major Projects

Directorate: Asset Planning and Strategic Projects

Recommendation

That Council:

1. Advises the Head Petitioners of the proposed mitigation measures for McPhail Street (Appendix A) and Sherbourne Street / Stanley Streets (Appendix B) being advocated by Council for inclusion in the Post Project Traffic Monitoring Study.
2. Notes the details of key outstanding matters/improvements (Appendix C) previously forwarded to the Minister for Public Transport, State Members for Essendon and Niddrie and LXRA CEO, addressing the Notice of Motion 2018/234 on 23 October 2018 and the balance of the Notice of Motion 2017/12 on 23 May 2017.

**10.10 Proposed discontinuance of road abutting 7 Etzel Street,
Airport West**

File No: Fol/18/32

Author: Trish Curcuruto - Property and Right of Way Officer

Directorate: Asset Planning and Strategic Projects

Minute No. 2018/243

Council Resolution

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

1. Commences the statutory procedures in accordance with section 206, Clause 3 of Schedule 10 and 223 of the *Local Government Act* 1989 (the Act) for the proposed discontinuance and sale of part of the road reserve occupied by 7 Etzel Street, Airport West;
2. Publishes a notice in a local paper for Moonee Valley under sections 206 and 223 of the Act advising of the proposed discontinuance and sale;
3. Informs persons who wish to be heard in support of their submission that they will be heard at a committee of Council (if required), comprising ward Councillors, in accordance with section 223 of the Act
4. Receives a further report following the completion of the public notice process to determine whether Council should proceed with the discontinuance and sale.

CARRIED UNANIMOUSLY

10.11 Report on Audit Committee

File No: Fol/18/32

Author: Damian Hogan - Manager Finance

Directorate: Organisational Performance

Minute No. 2018/244

Council Resolution

Moved by Cr Gauci Maurici, seconded by Cr Cusack that Council receives and notes the confirmed minutes of the Audit Committee Meeting held 24 September 2018 (separately circulated).

CARRIED UNANIMOUSLY

10.12 Purchase of Eductor truck

File No: Fol/18/32

Author: Steven Lambert - Director City Services

Directorate: City Services

Minute No. 2018/245

Council Resolution

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

1. Approves updating Council's 2018/19 Capital program to include a line item for the purchase of an Eductor truck and utility at an estimated cost of \$852,000, with these funds to be drawn from Council's cash reserves.
2. Approves adjusting the 2019/20 Budget to reflect a change in expenditure from contracted services provided by Rangedale to internal labour.

CARRIED UNANIMOUSLY

11. Notices of Motion

Nil.

12. Urgent Business

Nil.

13. Delegates Reports

Nil.

14. Confidential Reports

Minute No. 2018/246

Council Resolution

Moved by Cr Byrne, seconded by Cr Cusack 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 Report on the Land Acquisition Committee

Item 14.1 is Confidential under the terms section 89(2) of the Local Government Act 1989 as it contains information relating to: (d) contractual matters.

CARRIED UNANIMOUSLY

15. Close of Meeting

The meeting concluded at 8.01pm

**CR NARELLE SHARPE
CHAIRPERSON**