

Minutes

Ordinary Meeting of Council

Tuesday, 22 May 2018

6.30pm

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Minutes of the Ordinary Meeting of Council

Tuesday, 22 May 2018 at 6.30pm
held at the Moonee Valley Civic Centre

PRESENT :

Members: Cr John Sipek Mayor
Cr Samantha Byrne
Cr Jim Cusack
Cr Richard Lawrence
Cr Nicole Marshall
Cr Cam Nation
Cr Narelle Sharpe
Cr Andrea Surace (7.24pm)

Officers: Mr Bryan Lancaster Chief Executive Officer
Mr Steven Lambert Director City Services
Mr Petrus Barry A/Director Organisational Performance
Ms Natalie Reiter Director Planning & Development
Mr Gil Richardson A/Director Asset Planning & Strategic Projects
Ms Vera Mitrovic-Misic A/Manager Statutory Planning
Ms Allison Watt Manager Governance & Communications

1. Opening

The Mayor, Cr Sipek, opened the meeting and welcomed all present to the Council Meeting of Tuesday, 22 May 2018.

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.

2. Apologies

Nil.

2.1 Leave of Absence Requests

Council Resolution

Moved by Cr Byrne, seconded by Cr Surace that Cr Gauci Maurici be granted Leave of Absence from Council 22 May to 24 June 2018 (inclusive).

CARRIED UNANIMOUSLY

Moved by Cr Cusack, seconded by Cr Byrne that Cr Cusack be granted Leave of Absence for Council's next Ordinary Meeting to be held on 12 June 2018.

CARRIED UNANIMOUSLY

3. Confirmation of Minutes

That the Minutes of the Ordinary Meeting of Council held on Tuesday, 8 May 2018 be confirmed.

CONFIRMED

4. Declarations of Conflict of Interest

Nil.

5. Presentations

Cr Byrne presented Council with a copy of *'Australia's Dancing Story: Stepping though time'*. The book was written and personally signed by Moonee Valley resident Margaret Lonsdale OAM. One copy has kindly been made available for each of Moonee Valley's five library collections.

6. Petitions and Joint Letters

6.1 Parking concerns in Princes Street, Flemington

File No: 18/131871

Cr Marshall tabled a petition, signed by 17 residents of Princes Street, Flemington requesting Council enact parking restrictions in this vicinity and investigate the implementation of parking bay line markings and the installation of bollards.

6.2 Traffic concerns in Francis Street, Ascot Vale

File No. 18/141294

Cr Cusack tabled a petition signed by 30 residents of Francis Street, Ascot Vale requesting Council conduct a traffic survey in the street to determine

traffic volumes and to consider the introduction of speed humps and or a reduced maximum speed of 40 kilometres per hour.

6.3 Condolence Motion - Aivy Nguyen

Council Resolution

Moved by Cr Cusack, seconded by Cr Marshall that Council pay tribute to 14 year old **Aivy Nguyen**, a Mount Alexander College student who was tragically killed in a collision at Ringwood recently.

Cr Cusack requested the Mayor write to the Principal of Mount Alexander Secondary College and pass on Council's deepest sympathy to Ms Nguyen's friends and the wider school community at this sad time.

CARRIED UNANIMOUSLY

7. Public Question Time

Nil.

8. Reports by Mayor and Councillors

Council Resolution

Moved by Cr Marshall, seconded by Cr Cusack that the reports by the Mayor and Councillors be received with one addition to Cr Lawrence's report, noting his attendance at the Endeavour event at Australia Function Centre at Essendon Fields on 16 April 2018.

CARRIED UNANIMOUSLY

9. Reports

9.1 30-32 Holmes Road, Moonee Ponds (Lot 1 on TP 340369N and Lot 1 on TP 387755T) - Partial demolition, external alteration, external painting and construction and carrying out of works for a multi-storey building within a Heritage Overlay (HO233), use of the land for dwellings and a reduction to the car parking requirement

File No: FOL/18/32

Author: Lachlan Orr
Senior Statutory Planner

Directorate: Planning & Development

Minute: 2018/86

Council Resolution

Moved by Cr Nation, seconded by Cr Marshall that Council issue a Notice of

Decision to Grant a Permit in relation to Planning Permit Application No. MV/1010/2016 for Partial demolition, external alteration, external painting and, construction and carrying out of works for a multi-storey building within a Heritage Overlay (HO233), use of the land for dwellings and a reduction to the car parking requirement at 30-32 Holmes Road, Moonee Ponds (Lot 1 on TP 340369N and Lot 1 on TP 387755T) subject to the following conditions:

1. Before the use and development commences, amended plans to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. The amended plans must be drawn to scale with dimensions and an electronic copy must be provided. The amended plans must be generally in accordance with the plans submitted and assessed with the application but modified to show:
 - a) Detailed design drawings of the metal screen cladding;
 - b) The original windows within the existing building to be retained and restored;
 - c) At least 50% of dwellings provided with accessible bathrooms as required by Table D4, Standard D17 of Clause 58.05-1 (Accessibility) of the Moonee Valley Planning Scheme;
 - d) Balcony areas accommodating cooling or heating units to be provided with an area of at least 9.5 square metres to comply with Standard D19 of Clause 58.05-3 (Private Open Space) of the Moonee Valley Planning Scheme, with no reduction in side or rear setbacks from any resultant modifications;
 - e) Plans to demonstrate the required minimum volume of internal storage for each dwelling as specified under the Table D6 to Standard D20 of Clause 58.05-4 (Storage) of the Moonee Valley Planning Scheme;
 - f) Bedrooms and living areas of each dwelling to comply with the dimensions required under Standard D24 of Clause 58.07-1 (Functional Layout) of the Moonee Valley Planning Scheme, with no reduction in side or rear setbacks from any resultant modifications
 - g) A notation on the basement floor plan that at least 25% of the car spaces in stackers have a height of at least 1.8 metres;
 - h) The provision of pedestrian visibility splays or alternative measures in accordance with the requirements of Clause 52.06-9 (Design Standards for Car Parking) of the Moonee Valley Planning Scheme;
 - i) The provision of a 300mm wide trench grate at the bottom of the basement ramp;
 - j) Any changes as a result of Conditions 3 and 4;
 - k) Any changes as a result of Condition 7
 - l) Any changes as a result of Condition 11; and
 - m) A Landscape Plan as required by Condition 8.

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

permit.

2. The use and development as shown on the endorsed plans must not be altered without the written consent of the Responsible Authority.
3. An amended STORM Rating Report must be submitted simultaneously with the submission of amended plans in accordance with Condition 1. The STORM Rating Report must correctly show the suitable treatment of stormwater from all balcony areas and obtain a minimum 100% to comply with Clause 22.03-4 (Stormwater Management) of the Moonee Valley Planning Scheme.
4. A minimum 30 days prior to any building or works commencing, all Water Sensitive Urban Design (WSUD) 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.
5. 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.

6. 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; and
 - d) A report confirming completion and commissioning of all WSUD Response initiatives by the author of the WSUD Response and STORM or MUSIC model approved pursuant to this permit, or similarly qualified person or company. This report must be to the satisfaction of the Responsible Authority and must confirm that all initiatives 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.

7. Before the development commences, an amended Sustainable Management Plan (SMP) that outlines proposed design initiatives must be submitted to and approved by the Responsible Authority. The SMP must be generally in accordance with the SMP submitted with the application, but modified as follows:

- a) Any changes as required by Condition 1 of this permit;

Upon approval the SMP will be endorsed as part of this planning permit. The development must incorporate the sustainable design initiatives outlined in the endorsed SMP to the satisfaction of the Responsible Authority.

8. Before the development commences, and before any trees or vegetation are removed a landscape plan and schedule to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. The landscape plan and schedule must be prepared by a person or firm with suitable qualifications to the satisfaction of the Responsible Authority, drawn to scale and an electronic copy must be provided. The landscape plan and schedule must be generally in accordance with the landscape plan submitted with the application but modified to show:

- a) Any changes as required by Condition 1 of this permit;

When approved the amended landscape plan 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.

9. 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 tree or shrub damaged, removed or destroyed must be replaced by a tree or shrub of similar size and variety to the satisfaction of the Responsible Authority.
10. Before the development commences, a detailed photographic assessment of the existing buildings must be undertaken and submitted to the satisfaction of the Responsible Authority. The photographic assessment must be accompanied by detailed drawings, including all elevations of built form to be demolished, as well as a written assessment of the history of the site.
11. Before the development commences, an Acoustic Assessment prepared by a suitably qualified person must be submitted to the Responsible Authority for endorsement. The Acoustic Assessment must have regard to the requirements of Standard D14 of Clause 58.04-3 (Noise Impacts) of the Moonee Valley Planning Scheme. When approved the Acoustic Assessment will be endorsed and will form part of this permit, and must be implemented to the satisfaction of the Responsible Authority.

12. Before the development commences, an amended Waste Management Plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. The Waste Management Plan must be generally in accordance with the Waste Management Plan, prepared by Leigh Design dated 15 November 2016 and be amended in accordance with Condition 1.

When approved, the 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.

13. Before the development commences, a Car Parking Management Plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. The Car Parking Management Plan must be prepared by a traffic consultant with suitable qualifications to the satisfaction of the Responsible Authority and must include:
- a) Details as to how the car stackers are to be regularly maintained and serviced;
 - b) Details of timeframes and measures to be undertaken, to reinstate the car stackers back to working order, if the car stackers become non-operational; and
 - c) Details of measures to be undertaken if the car stackers are not operational, so not to provide any additional on-street parking demand.

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

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

14. The materials, colours, decoration and/or finishes to be applied to the exterior of the building or works as described on the drawings or schedules endorsed to this permit must not be altered without the consent of the Responsible Authority.
15. 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 the purpose.
16. Floor levels shown on the endorsed plans must not be altered or modified without the prior written consent of the Responsible Authority.
17. 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.
18. Except with the prior written consent of the Responsible Authority, equipment, services or other building features (other than those shown on the endorsed plan) must not be erected above the roof level of the

building.

19. All pipes, fixtures, fittings, ducts and vents servicing any building on the land, other than storm water down pipes 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. 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 spaces 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:

- f) Be maintained and made available for such use; and
 - g) Not be used for any other purpose,to the satisfaction of the Responsible Authority.
21. 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.
22. 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 manufacturer's 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.

23. The plant area and equipment on the roof of the building must be screened in a manner to complement the appearance of the building and be to the satisfaction of the Responsible Authority.
24. The development must be provided with external lighting capable of illuminating access to each 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.
25. 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 from the date of issue 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.
- This land is located within a Heritage Overlay. Planning permission is required for any additional works to the land in accordance with Clause 43.01 of the Moonee Valley Planning Scheme.
- No on street parking permits will be provided to the occupiers of the land.
- 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 calculation: $C=0.4$, $t_c=5$ 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 works undertaken within any existing road reserves must accord with the requirements of Moonee Valley City Council and be to the satisfaction of the Responsible Authority.
- 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.

- Existing levels along the property line and easements must be maintained. All proposed levels must match to existing surface levels along the property boundary and/or easement. Council will not accept any modifications to existing levels within any road reserve or easement.
- 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 Ave, Moonee Ponds.

CARRIED UNANIMOUSLY

9.2 184 Maribyrnong Road, Moonee Ponds (Lot 1 on Title Plan 232844M) - Construction of four dwellings

File No: FOL/18/32
Author: Duarte Martins
Statutory Planner
Directorate: Planning & Development
Minute: 2018/87

Council Resolution

Moved by Cr Marshall, seconded by Cr Nation that Council issue a Notice of Decision to Refuse to Grant a Permit in relation to Planning Permit Application No. MV/732/2017 for the construction of four dwellings at 184 Maribyrnong Road, Moonee Ponds (Lot 1 on Title Plan 232844M) in accordance with the following grounds of refusal:

1. The proposal does not comply with the Clause 21.06-1 (Neighbourhood Character), Clause 21.06-4 (Objectives & Strategies – Urban Design), and Clause 52.02 (Neighbourhood Character and Infrastructure) of the Moonee Valley Planning Scheme as it would result in a development that fails to appropriately respond to its location and the surrounding context.
2. The proposal fails to satisfy the following standards contained within Clause 55 (Two or More Dwellings on a Lot) of the Moonee Valley Planning Scheme, and does not achieve an acceptable outcome in terms of the following objectives:
 - a) Clause 55.03-2 (Standard B7 – Building Height);
 - b) Clause 55.04-2 (Standard B18 – Walls on Boundaries); and
 - c) Clause 55.05-6 (Standard B30 – Storage).
3. The proposed development fails to appropriately respond to the streetscape context of Maribyrnong Road and Latrobe Street and will present as a

visually dominant built form given its bulk and scale.

4. The proposed development presents as an overdevelopment of the subject site due to the lack of consideration given to the siting of the dwellings and its response to its corner location.
5. The proposal will have an unreasonable adverse effect on the residential amenity of neighbouring land.

CARRIED UNANIMOUSLY

9.3 Melbourne Airport Rail Link

File No: FOL/18/32

Author: Gilbert Richardson

A/Director Asset Planning & Strategic Projects

Directorate: Asset Planning & Strategic Projects

Minute: 2018/88

Council Resolution

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

1. Write to the Federal and State Transport Ministers, with copies to local MPs and neighbouring councils:
 - a) Supporting a rail link to Melbourne Airport;
 - b) Requesting that, within Moonee Valley, the preparation of the business case:
 - i) Include Flemington Link – Grade separation at Ascot Vale Road
 - ii) Include Flemington link / Direct Tunnel route – Two stations at Milleara Rd and Airport West
 - iii) Include Albion East route – One station at Airport West
 - iv) Specifically address potential amenity impacts on affected suburbs (including related to the building and location of stations and activation of the Flemington spur line)
 - c) Not supporting the Craigieburn line route due to capacity constraints.
 - d) Requesting Moonee Valley City Council be consulted on the proposed routes and station locations.
2. Incorporate the Melbourne Airport Rail Link project into Council's Advocacy Strategy.
3. Receive a further report back following the release of the Melbourne Airport Rail Link business case.
4. Keep local residents informed about Council's position and advocacy, and identify any locations that may be temporarily or permanently

impacted by a new airport rail route.

CARRIED UNANIMOUSLY

7.13pm Cr Lawrence left the meeting

7.16pm Cr Lawrence returned to the meeting.

9.4 Flemington Housing Renewal Project - Planning Scheme Amendment Update

File No: FOL/18/32

Author: Colin Harris

Senior Project Manager – Infrastructure & Land Use
Developments

Directorate: Asset Planning & Strategic Projects

Minute: 2018/89

Council Resolution

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

1. Receives and notes this report.
2. Notes that a Council initiated community engagement process is due to commence in July 2018 including, among other things, the establishment of a Flemington Community Reference Group to advise on the preparation of a Flemington Community hub concept plan, and which will also consider options for the Debneys Park Master Plan (Stage 2), and the linkages with the preparation of the Estate Development Plan (Stage 1) at the appropriate time.
3. Write to the Minister for Planning requesting that he:
 - a) Amend the Moonee Valley Planning Scheme to ensure that Council is returned as the Responsible Authority for DHHS land, until such time as a Development Plan has been prepared to the satisfaction of Moonee Valley City Council in consultation with DHHS, DEET, and Transport for Victoria at which time the Minister should become the Responsible Authority for the DHHS land.
 - b) Amend the Moonee Valley Planning Scheme to provide consistent car parking requirements for Public and Private dwellings.
4. Write to the Minister for Housing and Minister for Planning requesting further meetings with a view to ensuring that the following key matters are ultimately incorporated into the Development Plan and associated documents, including:
 - a) Developer contributions.
 - b) The integration of the Debneys Park Master Plan, with the Estate redevelopment project.
 - c) Consideration of traffic movements in and around the Estate,

Debneys Park, and the surrounding network, left in left out movements from Holland Court and appropriate traffic signal phasing to main roads.

- d) The adequate provision and location of community facilities for a full range of ages, including the Community Garden in a suitable location.
 - e) No net loss of usable public open space to ensure that the needs of the current and future community are met.
 - f) the retention of existing trees and increase in canopy cover at the Estate
 - g) Consultation on the Construction Management Plan with a view to minimising construction impacts on Estate residents and the surrounding community.
 - h) the interface of the Estate with Victoria Street
 - i) issues of safety
 - j) That all new buildings include a suitable provision of adaptable, social and affordable housing as outlined in Council's Submission to the Advisory Committee including that the proportion of social housing in the new dwellings to be constructed be increased from that currently proposed
 - k) That the required Integrated Transport and Traffic Management Plan include a:
 - i) commitment to upgrading access to Flemington Bridge Station in advance of, or in conjunction with the first stage of delivery of the Housing Renewal project, and
 - ii) ensuring that a transport corridor study is undertaken so that there is provision for sufficient capacity on Mount Alexander Road and Racecourse Road to accommodate growth associated with the development and the surrounding area,
5. Note the need to align this work with Notice of Motion No. 2018/02 which aims to work with the City of Melbourne to explore cohesive planning along Racecourse Road as the shared boundary between the two municipalities.
6. Write to the Minister for Education to discuss the potential future outcomes for education facilities in Flemington.

CARRIED

Abstained: Cr Surace

7.23pm Cr Surace arrives and declared that she does not have a conflict of interest in any item on tonight's agenda. As she was not present for all of the debate, she did not vote on Item 9.4 - Flemington Housing Renewal Project - Planning Scheme Amendment Update.

7.25pm The Mayor Cr Sipek left the meeting after the vote on 9.4 Flemington Housing Renewal Project - Planning Scheme Amendment Update

7.25pm The Deputy Mayor Cr Byrne assumed the Chair.

7.27pm The Mayor Cr Sipek returned to the meeting.

9.5 Land Acquisition Policy

File No: FOL/18/32

Author: Melanie Odendaal
Coordinator Commercial Property

Directorate: Asset Planning & Strategic Projects

Minute: 2018/90

Council Resolution

Moved by Cr Marshall, seconded by Cr Sharpe that Council adopts the Land Acquisition Policy 2018 as attached as **Appendix A**.

CARRIED UNANIMOUSLY

7.30pm The Mayor Cr Sipek assumed the Chair.

9.6 Open Space Master Plans (Clifton Park and Draft Montgomery Park and Bradshaw Street Reserve)

File No: FOL/18/32

Author: Venta Slizys
Coordinator City Design

Directorate: Planning & Development

Minute: 2018/91

Motion

Moved by Cr Nation, seconded by Cr Surace that point 3 be added to the officer's recommendation referencing the deletion of the reference to the proposed demolition of the Scout Hall.

CARRIED UNANIMOUSLY

Council Resolution

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

1. Adopts the Clifton Park Master Plan.
2. Endorses the Montgomery Park Draft Master Plan and the Bradshaw Street Reserve Draft Master Plan 2018 for the purpose of community consultation.
3. Delete reference to the demolition of the Scout Hall within the Clifton Park Master Plan until officers to undertake a review of all Scout Halls and work with Scouts to consider their needs moving forward.

4. Notes that delivery of Master Plan recommendations are subject to Council's annual budget process and are guided by Council's long term Capital Works Program.
5. Acknowledges a timetable for expenditure of all elements within all Master Plans will be prepared and presented to Council as part of the 2019/20 budget.

CARRIED UNANIMOUSLY

9.7 Moonee Valley City Council Highball Stadium Feasibility

File No: FOL/18/32

Author: Ben McManus

Major Community Infrastructure Program Manager

Directorate: Planning & Development

Minute: 2018/92

Council Resolution

Moved by Cr Byrne, seconded by Cr Marshall

1. Notes the findings from the draft highball stadium feasibility study (Appendix C – separately circulated).
2. Commences community testing and consultation on the development of a highball stadium at Quinn Grove Reserve, Keilor East.
3. Endorses the development of a Highball Stadium Project Control Group.
4. Continues the site investigations, concept design planning and broader precinct planning on the viability of accommodating a highball stadium at Quinn Grove Reserve, and update the feasibility study in line with the community engagement inputs. The updated study should also include the investigation of proposed users, including gymnastics, and the suggested mix of future use.
5. Continues to consider the possible integration of the highball design at Quinn Grove Reserve with the designs for the redevelopment of East Keilor Leisure Centre, where appropriate.
6. Releases the content of Appendix A (separately circulated) – Confidential Report of 27 February 2018 'Highball Strategic Directions' and associated attachment and minutes.
7. Receive an update on this project in July 2018 including consultation findings to date and any additional research and planning undertaken.

CARRIED

Abstained: Cr Lawrence

9.8 Fairbairn Precinct Sports Court Development

File No: FOL/18/32

Author: Kate Heissenbuttel
Manager Community Infrastructure

Directorate: Planning & Development

Minute: 2018/93

Council Resolution

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

1. Notes the status of the Fairbairn Park Precinct netball infrastructure expansion project.
2. Approves the project to proceed to tender stage for the demolition, design and reconstruction of 16 courts and associated infrastructure at Fairbairn Park Precinct.
3. Delegates authority to the Chief Executive Officer to execute a contract with the successful tendered contractor for the demolition, design and reconstruction of 16 courts and associated infrastructure at Fairbairn Park Precinct, subject to the adoption of the 2018/19 budget, planning, and building permits, and service authority approvals.
4. In facilitating dual purpose competition compliant courts (tennis and netball), notes Officers must make their best endeavours to avoid the result of having the court playing surface impacted by the infrastructure required (e.g. holes to accommodate tennis net).
5. Note extensive consultation will be undertaken through four phases of engagement including convening a Community Reference Group (May / June); presenting plans and highlighting design features (July / August); confirming design elements, responding to any major emerging issues and pre-empting construction program (September / October); and updating and respond to any major issues that emerge through the construction phase (Dec / Jan 19.)

CARRIED UNANIMOUSLY

9.9 Response to Notice of Motion 2017/20: Moonee Valley as a Smart City

File No: FOL/18/32

Author: Natalie Reiter
Director Planning & Development

Directorate: Planning & Development

Minute: 2018/94

Council Resolution

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

1. Notes the updates provided in this report.
2. Acknowledges the initiatives already underway to deliver smart technologies for the people of Moonee Valley.
3. Agrees to support consideration of smart technologies for the city.
4. Agree officers intend to apply for smart city funding to advance smart technology in the municipality.
5. Provide a further report on 'Moonee Valley as a Smart City' to an Ordinary Meeting of Council in May 2019.

CARRIED UNANIMOUSLY

8.06pm Cr Sharpe left the meeting.

8.07pm Cr Sharpe returned to the meeting.

8.09pm Cr Nation left the meeting.

8.10pm Cr Nation returned to the meeting

9.10 Response to Notice of Motion 2017/21: Council's role in the provision of Electric Car Charging Units in Activity Centres

File No: FOL/18/32

Author: Natalie Reiter
Director Planning & Development

Directorate: Planning & Development

Minute: 2018/95

Council Resolution

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

1. Note the update provided in this report.
2. Note the relatively low penetration of electric vehicle sales in Australia and the current lack of guidance at a State Level regarding the provision of electric charging stations.
3. Continue to monitor the need for electric car charging in public areas of the city.
4. Continue to consider the need to include the provision of electric car charging conditions in planning permits.
5. Note the progress underway to transition the Moonee Valley City Council Fleet to electric.
6. Request a report be developed for consideration by Council in December 2018 that incorporates additional advice of the Victorian Parliament Economy and Infrastructure Committee Inquiry into electric vehicles which is due mid-2018.

CARRIED UNANIMOUSLY

9.11 Report on Audit Committee

File No: FOL/18/32
Author: Damian Hogan
Manager Finance
Directorate: Organisational Performance
Minute: 2018/96

Council Resolution

Moved by Cr Byrne, seconded by Cr Cusack that Council receives and notes the confirmed Minutes of the Audit Committee Meeting held 16 April 2018 in **Appendix A** and for the period 20 June 2016 to 26 February 2018 in **Appendix B** (separately circulated).

CARRIED UNANIMOUSLY

8.32pm Cr Lawrence left the meeting at this point and did not return. Cr Lawrence was not present for the vote on 9.11 Report on Audit Committee.

9.12 Report on Assemblies of Councillors - March to May 2018

File No: FOL/18/32
Author: Kate Evans
Governance Officer
Directorate: Organisational Performance
Minute: 2018/97

Council Resolution

Moved by Cr Nation, seconded by Cr Surace that Council, in accordance with section 80A(2) of the *Local Government Act 1989*, receives the records of the following assemblies of Councillors with minor administrative amendments to the records on 10 April 2018 (a clarification provided that Cr Byrne was not present for Item 9.4 Valley Lake (Area 2A) Local Traffic Management Study) and an additional officer (S. Wisnia) added attendance record for the PAC Lifelong Learning Meeting on 26 March 2018.

Assembly (Name, Date, Time, Venue)	Portfolio Advisory Committee – Lifelong Learning, Monday 26 March 2018, Sam Merrifield Library (Form 18/120716)
Matters considered	<ul style="list-style-type: none">• Neighbourhood Planning• Service Review of Library Programs• Festival and Events Review• Items of a general nature raised by Councillors and Officers.
Councillors present	Cr Sharpe

Staff present	J. Karabinis, R. Serratore, S. Wisnia
Conflict of interest (Type and Nature of interest)	None declared.
Assembly (Name, Date, Time, Venue)	Portfolio Advisory Committee – Business Promotion, Monday 26 March 2018 Upstairs Peppers Café, Cnr Norwood Cres & Pin Oak Cres, Flemington (Form 18/120716)
Matters considered	<ul style="list-style-type: none"> • Brotherhood of St Laurence – Flemington Stepping Stone Program • Public Wi-Fi in Moonee Valley • Footpath Trading Policy • Business Networking Event 2018 • Items of a general nature raised by Councillors and Officers
Councillors present	Cr Lawrence
Staff present	M. Ward
Conflict of interest (Type and Nature of interest)	None declared.
Assembly (Name, Date, Time, Venue)	Strategic Briefing 4 April 2018 at 6.26pm Council Chamber, Civic Centre (Form 18/112083)
Matters considered	<ul style="list-style-type: none"> • Budget Workshop 3 - Detailed Capital Works Program • Draft Agenda – Ordinary Meeting to be held 10 April 2018
Councillors present	Crs Sipek, Byrne, Cusack, Lawrence, Gauci Maurici, Marshall, Nation, Sharpe, Surace
Staff present	K. Pope, C. Patterson, P. Barry, N. Reiter, G. Richardson, A. Watt, D.Hogan, N. Aggarwal
Conflict of interest (Type and Nature of interest)	Cr Nation declared an indirect conflict of interest in Item 9.7 of the OCM Agenda - East Keilor Leisure Centre redevelopment - schematic design due to a conflicting duty (s.78B) and left the chamber at 8.39pm, returning at 8.40pm after the discussion had concluded.
Assembly (Name, Date, Time, Venue)	OCM Pre Meet, 10 April 2018 at 5.55pm Committee Room, Civic Centre (Form 18/111419)

Matters considered	<ul style="list-style-type: none"> • OCM Agenda • Public Questions • Update on meeting with Australian Services Union regarding Aged Care Services.
Councillors present	Crs Sipek, Byrne, Cusack, Lawrence, Gauci Maurici, Marshall, Sharpe, Surace. <i>Apologies: Cr Nation.</i>
Staff present	K. Pope, S. Lambert, N. Reiter, G. Richardson, P. Barry, A. Watt, E. Elliott. Natalie Smyth, Vera Mitrovic-Misic.
Conflict of interest (Type and Nature of interest)	Cr Byrne declared an indirect conflict of interest in Item 9.4 of the OCM Agenda - Valley Lake (Area 2A) Local Traffic Management Study, due to residential amenity (s.78E) and left the meeting prior to any discussion taking place on this item.
Assembly (Name, Date, Time, Venue)	Public Forum 17 April 2018 at 6.00pm Council Chamber, Civic Centre (Form 18/111859)
Matters considered	<ul style="list-style-type: none"> • Presentation - MV Young People's Award • 2 x questions without notice from the public (Buckley Street Level Crossing Removal works)
Councillors present	Crs Sipek, Byrne, Cusack, Gauci Maurici, Marshall, Nation, Sharpe, Surace. <i>Apologies: Cr Lawrence.</i>
Staff present	S. Lambert, P. Barry, D. De Melis, N. Reiter, G. Richardson, E. Elliott, V. Mitrovic-Misic, J. Keating, A. Watt, C. Harris.
Conflict of interest (Type and Nature of interest)	None declared.
Assembly (Name, Date, Time, Venue)	Strategic Briefing 17 April 2018 at 6.29pm Council Chamber, Civic Centre (Form 18/112083)
Matters considered	<ul style="list-style-type: none"> • MV2040 draft strategy • MV2040 Green Action Plans – carbon, water and urban forest • Aged care review • Update on external projects including Flemington Housing Estate • Advocacy Strategy • Recycling update • OCM draft agenda for 24 April

	<ul style="list-style-type: none"> Update by Acting CEO Items of a general nature raised by Councillors and Officers.
Councillors present	Crs Sipek, Byrne, Cusack, Gauci Maurici, Marshall, Nation, Sharpe, Surace. <i>Apologies: Cr Lawrence.</i>
Staff present	S. Lambert, P. Barry, D. De Melis, N. Reiter, G. Richardson, E. Elliott, J. Keating, V. Mitrovic-Misic, A. Watt, D. Murnane, S. Mack, J. Comley, B. McDonagh, C. Harris. <i>External: Bill Forrest.</i>
Conflict of interest (Type and Nature of interest)	None declared.
Assembly (Name, Date, Time, Venue)	Portfolio Advisory Committee – Community Wellbeing & Inclusion, Diversity, Equity and Access (IDEA), Thursday 19 April 2018 Council Chamber, Civic Centre (Form 18/120716)
Matters considered	<ul style="list-style-type: none"> Neighbourhood Planning Pilot Neighbourhood Profiles Diversity Statement and Advocacy campaign Items of a general nature raised by Councillors and Officers
Councillors present	Cr Cusack, Cr Nation
Staff present	N. Reiter, K. McCaughey, M. Weiss, S. Edwards, M. Ensink, W. Lai, R. McQueen
Conflict of interest (Type and Nature of interest)	None declared.
Assembly (Name, Date, Time, Venue)	Portfolio Advisory Committee – Community Wellbeing & Inclusion, Diversity, Equity and Access (IDEA), Thursday 19 April 2018 Council Chamber, Civic Centre (Form 18/120716)
Matters considered	<ul style="list-style-type: none"> Neighbourhood Planning Pilot Neighbourhood Profiles Diversity Statement and Advocacy campaign Items of a general nature raised by Councillors and Officers
Councillors present	Cr Cusack, Cr Nation
Staff present	N. Reiter, K. McCaughey, M. Weiss, S. Edwards, M. Ensink, W. Lai, R. McQueen
Conflict of interest	None declared.

(Type and Nature of interest)	
Assembly (Name, Date, Time, Venue)	OCM Pre Meet, 24 April 2018 at 6.00pm Committee Room, Civic Centre (Form 18/120727)
Matters considered	<ul style="list-style-type: none"> • OCM Agenda • Urgent Business – FIFA World Cup public screening • Items of a general nature raised by Councillors and Officers.
Councillors present	J. Sipek, S. Byrne, J. Cusack, R. Gauci Maurici, R. Lawrence, N. Marshall, N. Sharpe <i>Leave of Absence: Crs Nation and Surace</i>
Staff present	S. Lambert, P. Barry, D. De Melis, N. Reiter, G. Richardson, D. Hogan, J. Keating, A. Watt, S. Schwager, C. Stapleton.
Conflict of interest (Type and Nature of interest)	None declared.

CARRIED UNANIMOUSLY

10. Notices of Motion

10.1 Notice Of Motion No. 2018/12 – Disclosure of Political Party Membership

File No: FOL/18/32
From: Councillor Nicole Marshall
Minute: 2018/98

Council Resolution

Moved by Cr Marshall, seconded by Cr Surace

1. That by the end of June 2018, Councillors be required to disclose whether they are or have ever been a member of a political party and, if so, provide details of that party/parties.
2. That Councillors be required to update their disclosure should they become a member of a political party during their term as a Councillor. This disclosure is to occur within 7 days of becoming a member of a political party / parties.
3. That within one month of the commencement of each new Council term, the disclosure process outlined in paragraph 1 be completed by all Councillors.
4. That any information disclosed by Councillors under paragraphs 1-3 be

made available on Council's website within 14 days of it being disclosed by a Councillor.

CARRIED UNANIMOUSLY

11. Urgent Business

Nil.

12. Confidential Reports

Council Resolution

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

12.1 Report on Land Acquisition Committee

Item 12.1 is Confidential under the terms section 89(2) of the Local Government Act 1989 as it contains information relating to: (h) other matter.

CARRIED UNANIMOUSLY

13. Close of Meeting

The meeting concluded at 9.02pm.

**CR JOHN SIPEK
CHAIRPERSON**