



CITY OF
MONASH

**MINUTES OF THE ORDINARY MEETING OF
COUNCIL**

HELD ON 7 OCTOBER 2008

at 7.30 pm

**Council Chambers
293 Springvale Road,
Glen Waverley**

**MINUTES OF THE ORDINARY MEETING OF THE MONASH CITY COUNCIL
HELD IN THE COUNCIL CHAMBERS, SPRINGVALE ROAD GLEN WAVERLEY
ON TUESDAY 7 OCTOBER 2008 AT 7.30 PM.**

PRESENT: Councillors P Klisaris (Mayor), D Manzie (Deputy Mayor), C Baines, J Banerji, R Brown, S Dimopoulos, G Kottek, G Lake, D McGill OAM, T Morrissey JP, C Shiell

APOLOGIES:

Nil

DISCLOSURES OF INTEREST

Cr Banjerji – Item 7.1.

**CONFIRMATION OF MINUTES OF THE ORDINARY COUNCIL
MEETING HELD ON 16 SEPTEMBER 2008**

Moved Cr Klisaris,

Seconded Cr Brown

That the minutes of the Ordinary Meeting of the Council held on 16 September 2008, be taken as read and confirmed.

CARRIED

**RECEPTION AND READING OF PETITIONS, JOINT LETTERS &
MEMORIALS**

Nil

PUBLIC QUESTION TIME

The Mayor advised that no questions had been received.

OFFICERS' REPORTS

1. CUSTOMER SERVICES

Nil

2. HUMAN RESOURCES & ADMINISTRATION

Nil

3. CORPORATE PLANNING & FINANCE

3.1 Compliance With National Competition Policy For 2007/2008

Moved Cr McGill,

Seconded Cr Morrissey

That the Compliance with National Competition Policy for 2007/08 report be noted.

CARRIED

3.2 Contract For Printing Service and Distribution Services

Moved Cr Manzie,

Seconded Cr Brown

That Council:

- 1. Appoints the following suppliers to a Panel for the provision of Printing and Distribution Services for a three (3) year period for the schedule of rates submitted with their respective tenders (Estimated annual expenditure of \$447,000 GST inclusive) with options for the extensions of one year each:*

*Adams Print;
Corporate Express;
Forms Express;
Handline;
Highlight Printing;
Lanes Laser Printing P/L; and
Vern Morgan Printing*

- 2. Authorises the Chief Executive Officer to execute the contract agreement; and*
- 3. Authorises the Chief Executive Officer at his discretion to approve the extension options in the contract subject to satisfactory performance.*

CARRIED

3.3 Contract For Medical Consumables and Clinical Sanitisers

Moved Cr Morrissey,

Seconded Cr Kottek

That Council:

1. *Appoints the following suppliers to a Panel for the provision of Medical Consumables and Clinical Sanitisers for a three (3) year period for the schedule of rates submitted with their respective tenders (Estimated annual expenditure of \$244,000 GST inclusive) with options for two extensions of one year each:*

- i. *Apex Cleaning and Polishing Supplies Pty Ltd;*
- ii. *Dominant (Aust) Pty Ltd; and*
- iii. *Superior Health Care Australia Pty Ltd.*

2. *Authorises the Chief Executive Officer to execute the contract agreement; and*
3. *Authorises the Chief Executive Officer at his discretion to approve the extension options in the contract subject to satisfactory performance.*

CARRIED

3.4 Contract For Provision of Advertising Services

Moved Cr Shiell,

Seconded Cr Klisaris

That Council:

1. *Appoints TMP Worldwide Pty Ltd for a three (3) year period for the schedule of rates submitted with their tender (Estimated annual expenditure of \$257,000 GST inclusive);*

2. *Authorises the Chief Executive Officer to execute the contract agreement; and*

3. *Authorises the Chief Executive Officer at his sole discretion to approve the contract extension options of two x one-year periods subject to satisfactory performance.*

CARRIED

4. INFRASTRUCTURE SERVICES

Nil

5. **CITY DEVELOPMENT**

5.1 **14-16 Burton Avenue, Clayton – Extension To The Existing Place of Worship, Associated Use As A Place of Assembly & Reduction In The Car Parking Requirements of The Monash Planning Scheme**

Moved Cr Dimopoulos,

Seconded Cr McGill

*The Council having caused notice of planning application No.36300 to be given under Section 52 of the Planning and Environment Act 1987 and having considered all the matters required under Section 60 of the Planning and Environment Act 1987 decides to grant a planning permit and issue a **Notice of Decision** to grant a permit under the provisions of the Monash Planning Scheme in respect of the land known and described as 14-16 Burton Avenue, Clayton, for the development and use of the land for buildings and works comprising extension to the existing place of worship, associated use as a place of assembly and reduction in the car parking requirements of the Monash Planning Scheme subject to the following conditions, including the specified standard conditions set out in the Council's "Town Planning Standard Conditions" adopted by the Council 16 September 2003:*

1. *Before the development and use starts, three copies of amended plans drawn to scale and dimensioned, must be submitted to and approved by the Responsible Authority. When approved the plans will be endorsed and will then form part of the permit.*

The plans must be generally in accordance with the plans submitted with the application, but modified to show :

- a) *The foyer area and canopy must be reduced in size and not intrude in front of the existing church building and the canopy redesigned to reduce its visual impact;*
- b) *Reduction in the height of the wall on the boundary by either raking the roof back to the boundary or some other method to the satisfaction of the Council to ensure a maximum ceiling height at the boundary of 2.4 metres;*
- c) *Car parking spaces and aisle widths designed to comply with the provisions of Clause 52.06-3 of the Monash Planning Scheme and subsequent reduction in the dimensions of the hall building as well as providing a minimum 500mm landscape setback to the western side of the building;*
- d) *The rear deck must be enclosed with railing to prevent pedestrian access straight on to the car park and to include removal of the steps apart from those required for normal access;*
- e) *The car parking space adjacent to the turning bay to be extended by 1 metre to ensure vehicles can exit in a forward direction;*
- f) *Details of all service equipment, including mechanical ventilation located outside the building and appropriate screening to be incorporated as part of the architectural design of the building;*

activities;

h) *cleaning and maintaining surrounding road surfaces.*

8. *Before the use starts all works specified in this permit must be completed to the satisfaction of the Responsible Authority. The Responsible Authority must be advised in writing when all works are completed to enable the site to be inspected.*
9. *No form of public address system may be installed so as to be audible from outside the building.*
10. *No bin or receptacle or any form of rubbish or refuse shall be allowed to remain in view of the public and no odour shall be emitted from any receptacle so as to cause offence to persons outside the land.*
11. *Adequate provision shall be made for the storage and collection of garbage and other solid wastes and these facilities are to be located on the site to the satisfaction of the Responsible Authority.*
12. *No equipment, services, architectural features or structures of any kind, including telecommunication facilities, other than those shown on the endorsed plans shall be permitted above the roof level of the building unless otherwise agreed to in writing by the Responsible Authority.*
13. *Disabled access to the building must be provided to the satisfaction of the Responsible Authority. All work carried out to provide disabled access must be constructed in accordance with Australian Standards Design for Access and Mobility AS 1428.1.*
14. *The walls on the boundary of adjoining properties shall be cleaned and finished in a manner to the satisfaction of the Responsible Authority.*
15. *A landscape plan prepared by a Landscape Architect or a suitably qualified or experienced landscape designer, drawn to scale and dimensioned must be submitted to and approved by the Responsible Authority prior to the commencement of any works. The plan must show the proposed landscape treatment of the site including:-*
 - *the location of all existing trees and other vegetation to be retained on site*
 - *provision of canopy trees with spreading crowns located throughout the site including the major open space areas of the development*
 - *planting to soften the appearance of hard surface areas such as driveways and other paved areas*
 - *a schedule of all proposed trees, shrubs and ground cover, which will include the size of all plants (at planting and at maturity), their location, botanical names and the location of all areas to be covered by grass, lawn, mulch or other surface material*
 - *the location and details of all fencing*
 - *the extent of any cut, fill, embankments or retaining walls associated with*

the landscape treatment of the site

- *details of all proposed hard surface materials including pathways, patio or decked areas*

When approved the plan will be endorsed and will then form part of the permit.

16. *Before the occupation of the buildings allowed by this permit, landscaping works as shown on the endorsed plans must be completed to the satisfaction of the Responsible Authority and then maintained to the satisfaction of the Responsible Authority.*

17. *All on-site stormwater is to be collected from hard surface areas and must not be allowed to flow uncontrolled into adjoining properties (including the road reserve).*

18. *Before the development starts, a site layout plan drawn to scale and dimensioned must be approved by the Responsible Authority.*

The plans must show a drainage scheme providing for the conveying of the stormwater to the nominated point of discharge. The nominated point of discharge is the north west corner of the property where it must be collected and free drained via a pipe to the 1200mm Melbourne Water drain in the road reserve to be constructed to Melbourne Water and Council Standards.

Note: If the point of discharge cannot be located then notify Council's Engineering Division immediately.

19. *The redundant crossing is to be removed and reinstated with kerb and channel to the satisfaction of Council.*

20. *Three copies of the plans for the drainage works must be submitted to and approved by the Engineering Division prior to the commencement of works.*

21. *Before the development permitted is completed, areas set aside for parked vehicles and access lanes as shown on the endorsed plans must be :*

- constructed to the satisfaction of the Responsible Authority;*
- properly formed to such levels that they can be used in accordance with the plans;*
- surfaced with an all-weather sealcoat to the satisfaction of the Responsible Authority;*
- drained, maintained and not used for any other purpose to the satisfaction of the Responsible Authority;*
- line-marked to indicate each car space and all access lanes to the satisfaction of the Responsible Authority.*

Parking areas and access lanes must be kept available for these purposes at all times.

22. *The driveways and parking areas should be designed in accordance with the*

Australian Standard for Off-Street Parking, AS/NZS 2890.1/2004, apart from the dimensions of car parking spaces and associated accessways which must be in accordance with the provisions of Clause 52.06-3 of the Monash Planning Scheme.

Conditions 23 – 30 required by Melbourne Water (Ref: 148094)

23. *No polluted and/or sediment laden runoff is to be discharged directly or indirectly into Melbourne Water's drains or watercourses.*
24. *A minimum soil cover of 850mm must be maintained over Melbourne Water's assets when constructing the new driveway crossover.*
25. *Any damage caused to Melbourne Water's assets due to the proposed work shall be borne by the applicant/responsible party.*
26. *Finished floor levels of the new toilets, hall, office and foyer must be no lower than 54.39 metres to Australian Height Datum (AHD).*
27. *Prior to the issue of a Certificate of Occupancy, a certified survey plan, showing finished floor levels (as constructed) reduced to AHD, must be submitted to Melbourne Water to demonstrate that the floor levels have been constructed in accordance with Melbourne Water's requirements.*
28. *Finished floor levels for the new vestry, sanctuary and store/flower room must be no lower than the existing floor level.*
29. *The decking is to be constructed with unenclosed foundations to allow for the passage of overland flows.*
30. *Any new car parking must be constructed with finished floor or surface levels no lower than 350mm below the applicable flood level.*

NOTES:

1. *Building approval must be obtained prior to the commencement of the above approved works.*
2. *Any new drainage work within the road reserve and connection to Melbourne Water drainage systems requires the approval of both the Council's Engineering Division and Melbourne Water prior to the works commencing. The plans are to show sufficient information to determine that the drainage works will meet all drainage conditions of the permit.*
3. *Engineering permits must be obtained for new or altered vehicle crossings and for the drainage works within road reserve and these works are to be inspected by Council (telephone 9518 3690).*

Melbourne Water Footnotes:

- 1 *If further information is required in relation to Melbourne Water's permit conditions shown above, please contact Melbourne Water on telephone 9235*

2517, quoting Melbourne Water's reference 148094.

- 2 The applicable flood level for the property is 54.13 metres to Australian Height Datum (AHD).

Melbourne Water Advice To Applicant:

Flood Level Information

Preliminary land and flood level information available at Melbourne Water indicates that the above property is subject to flooding from the Burton Avenue Drain (5042), for a storm event with a 1% chance of occurrence in any one year. The applicable flood level for the property is 54.13 metres to Australian Height Datum (AHD).

Freeboard

Freeboard is the difference between the floor level of a building and the 100-year flood level. Freeboard requirements are designed to ensure that valuable buildings, their contents and the people in them are safely above the 100-year flood level.

Construction and Site Management

The Best Practice Environmental Management Guidelines for Urban Stormwater (The Stormwater Committee, 1999) may be used as a guide when developing site controls to minimise sediment laden runoff and stormwater pollution during construction. Section 6.3, titled Construction Activity, of these guidelines provides a useful checklist to develop a Site Management Plan.

Expiry of permit:

In accordance with section 68 of the Planning and Environment Act 1987, this permit will expire if one of the following circumstances applies:

- *The development and use are not started within two years of the date of this permit.*
- *The development is not completed within four years of the date of this permit.*

In accordance with section 69 of the Planning and environment Act 1987, the responsible authority may extend the periods referred to if a request is made in writing before the permits expires, or within three months afterwards.

and directs that the Applicant and each objector be given a notice of the Council's decision to grant the permit.

Cr Dimopoulos asked that the body of the Officers' Report in relation to Condition 4, be corrected to reflect Condition 4 as it appears in the recommendation (and motion).

Cr McGill noted that the conditions on the permit sought to address the concerns of nearby residents.

CARRIED

5.2 17-21 Hardner Road, Mount Waverley – Redevelopment of The Existing Building For Use As Offices and Café With Associated Car Parking

Moved Cr Kottek,

Seconded Cr McGill

That Council having considered Section 52 of the Planning and Environment Act 1987 and being satisfied that the grant of a permit would not cause material detriment to any person has not required that notice be given for Planning Application No.36512.

*The Council having considered planning application No.36512 and all the matters required under Section 60 of the Planning and Environment Act 1987 decides to grant a planning **permit** under the provisions of the Monash Planning Scheme in respect of the land known and described as 17-21 Hardner Road, Mount Waverley, for the redevelopment and conversion of the existing building for use as office and a café with associated car parking subject to the following conditions, including the specified standard conditions set out in the Council's "Town Planning Standard Conditions" adopted by the Council 16 September 2003.*

- 1. Before the development and use starts, three copies of amended plans drawn to scale and dimensioned, must be submitted to and approved by the Responsible Authority. When approved the plans will be endorsed and will then form part of the permit.*

The plans must be generally in accordance with the plans submitted with the application, but modified to show :

- a) Deletion of the disabled car parking spaces and vehicle accessway at the front of the building and conversion to landscaping;*
- b) Provision of a lift to be available through each level of the building;*
- c) Provision of a total of three disabled car parking spaces for the proposal located adjacent to entrances and provision of a dedicated delivery/loading area;*
- d) Deletion of the parallel car parking spaces located adjacent to the western boundary of the site and increase in the width of the parallel spaces adjacent to the western wall of the building;*
- e) Relocation of the bin storage area to provide for appropriate storage and collection of waste to minimise disruption to vehicle movements on the site;*
- f) The gradient of the exit driveway with grade transitions to comply with the Australian Standards for Off-Street Parking, AS/NZ 2891.0 –2004;*
- g) Spaces 24, 48, 72, 77, 87 and 97 to be deleted;*
- h) Reduction in the net floor area of the offices to ensure car parking is provided at a minimum ratio of 3.5 spaces to each 100 square metres of net floor area plus 3 additional spaces for café staff;*
- i) Minimum sight lines for pedestrians to be provided, which may be*

- affected by the eastern boundary wall at the exit driveway;*
- j) The height between the floor and an overhead obstruction within the car parking areas shall be a minimum of 2.2 metres.*
 - k) Any vehicular path of travel to or from a parking space for people with disabilities is required to have a headroom clearance of 2.3 metres;*
 - l) Provision of bicycle parking in accordance with Clause 52.34-3 of the Monash Planning Scheme with three (3) of the external bicycle rails to be provided for visitors close to the main entrance of the site;*
 - m) Retention of the existing trees located along the western boundary of the site;*
 - n) Location and design of any proposed electricity supply meter boxes/kiosks/substation. This facility must not be located within the front landscape setback;*
 - o) The location of any fire hydrants, booster assemblies or sprinkler control valves which may be required and details of screening to minimise their visual prominence;*
 - p) Location of gas and water metres. These facilities should be designed to minimise their visual prominence if located within the front setback area;*
 - q) Details of external materials and colours including paving.*
- 2. The development and use as shown on the endorsed plans must not be altered without the written consent of the Responsible Authority.*
- 3. Floor area in excess of 1800 square metres must only be used for offices as specified in Clause 22.02-3 dot point No 5 of the Monash Planning Scheme.*
- 4. Car parking for the offices must be provided on site at a minimum ratio of 3.5 spaces to each 100 square metres of net floor area and 3 additional spaces must be allocated to the staff of the café.*
- 5. The amenity of the area must not be detrimentally affected by the use or development, through the :*
- a) transport of materials, goods or commodities to or from the land;*
 - b) appearance of any building, works or materials;*
 - c) emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil;*
 - d) presence of vermin.*
- 6. Prior to commencement of any buildings and works on the site, a construction management plan must be prepared and submitted to the Responsible Authority for approval. The plan must be to the satisfaction of the Responsible Authority. Once approved, the plan must be implemented*

to the satisfaction of the Responsible Authority. The plan must address the following issues:

- i) measures to control noise, dust and water runoff;*
- j) prevention of silt or other pollutants from entering into the Council's underground drainage system or road network;*
- k) the location of where building materials are to be kept during construction;*
- l) site security;*
- m) maintenance of safe movements of vehicles to and from the site during the construction phase;*
- n) on-site parking of vehicles associated with construction activities;*
- o) wash down areas for trucks and vehicles associated with construction activities;*
- p) cleaning and maintaining surrounding road surfaces.*

7. The provision shall be made for the storage and collection of garbage and other solid wastes and these facilities are to be located on the site to the satisfaction of the Responsible Authority.

8. No goods must be stored or left exposed outside the buildings so as to be visible from any public road or thoroughfare.

9. No bin or receptacle or any form of rubbish or refuse shall be allowed to remain in view of the public and no odour shall be emitted from any receptacle so as to cause offence to persons outside the land.

10. Before the development permitted is completed for each Stage, areas set aside for parked vehicles and access lanes as shown on the endorsed plans must be:

- (a) constructed to the satisfaction of the Responsible Authority;*
- (b) properly formed to such levels that they can be used in accordance with the plans;*
- (c) surfaced with an all-weather sealcoat to the satisfaction of the Responsible Authority;*
- (d) drained, maintained and not used for any other purpose to the satisfaction of the Responsible Authority;*
- (e) line-marked to indicate each car space and all access lanes to the satisfaction of the Responsible Authority.*

Parking areas and access lanes must be kept available for these purposes at all times.

11. A landscape plan prepared by a Landscape Architect or a suitably qualified or experienced landscape designer, drawn to scale and dimensioned must be submitted to and approved by the Responsible Authority prior to the commencement of any works. The plan must show the proposed landscape treatment of the site including:-

- *the location of all existing trees and other vegetation to be retained on site*
- *provision of canopy trees with spreading crowns located throughout the site including the major open space areas of the development*
- *planting to soften the appearance of hard surface areas such as driveways and other paved areas*
- *a schedule of all proposed trees, shrubs and ground cover, which will include the size of all plants (at planting and at maturity), their location, botanical names and the location of all areas to be covered by grass, lawn, mulch or other surface material*
- *the location and details of all fencing*
- *the extent of any cut, fill, embankments or retaining walls associated with the landscape treatment of the site*
- *details of all proposed hard surface materials including pathways, patio or decked areas*

When approved the plan will be endorsed and will then form part of the permit.

12. *Before the occupation of the building allowed by this permit, landscaping works as shown on the endorsed plans must be completed to the satisfaction of the Responsible Authority and then maintained to the satisfaction of the Responsible Authority.*
13. *No equipment, services, architectural features or structures of any kind, including telecommunication facilities, other than those shown on the endorsed plans shall be permitted above the roof level of the building unless otherwise agreed to in writing by the Responsible Authority.*
14. *All on-site stormwater is to be collected from hard surface areas and must not be allowed to flow uncontrolled into adjoining properties.*
15. *Before the development starts, a site layout plan drawn to scale and dimensioned must be approved by the Responsible Authority.*

The plans must show a drainage scheme providing for the conveying of the stormwater to the nominated point of discharge. The nominated point of discharge is to the north-west corner of the property where it must be collected and free drained via a pipe to the Council pit in the rear easement to be constructed to Council Standards.

If the point of discharge cannot be located then notify Council Engineering Division immediately.

16. *Any new connections into a Council easement drain and replacement of Council drains requires the approval of the Council's Engineering Division prior to works commencing. Three copies of the plans for the drainage, retaining wall, car park and driveway works must be submitted to and approved by the Engineering Division prior to the commencement*

of works.

17. *Access ramps for people with disabilities should be designed in accordance with the Australian Standard for Design for Access and Mobility, AS 1428.*
18. *The driveways and parking areas should be designed in accordance with the Australian Standard for Off-Street Parking, AS/NZS 2890.1/2004.*

NOTES:

1. *Building approval must be obtained prior to the commencement of the above approved works.*
2. *Unless no permit is required under the planning scheme, no sign must be constructed or displayed without a further permit.*
3. *Engineering permits must be obtained for new or altered vehicle crossings and for new connections to the existing pits and these works are to be inspected by Council (telephone 9518 3690).*
4. *Car park and driveway pavement and kerbing are to be kept off the northern boundary easement and low level shrubs only to be planted within the easement.*
5. *“Use of Easement” approval is required for the retaining wall and driveway over the western boundary easement. Approval should be given subject to:*
 - *Council and Yarra Valley Water approval being obtained.*
 - *The registration of a Section 173 Agreement on Title between the owners and Council, protecting Council’s future drainage maintenance rights.*
 - *The use of easement agreement being signed by Council.*
 - *A construction joint being made along the easement line.*
 - *Pits along the easement are to be raised and heavy cast iron frame and covers (gatic type) installed to Council’s standards.*
 - *A CCTV inspection of the 375mm & 450mm pipes is required to be undertaken at the owners or developers expense before and after construction of the retaining wall along the western boundary easement to demonstrate that the construction of the retaining wall and driveway have not damaged Council’s drain. A copy of the video is to be forwarded to Council for review. If the pipe is found damaged as a consequence of the construction works causing the shortening of the life of the drain or leading to high maintenance costs then the owner or developer is required to undertake repairs or replacement of the drain to the satisfaction of Council.*
 - *A minimum horizontal clearance of 500mm between the 375mm and 450mm easement drains and all footings shall be maintained with*

the footings to be constructed to below the bottom of the drains to prevent loading on the drain. Prior to any works commencing, the depth and location of the easement drains are to be confirmed on site.

- *The payment of a \$10,000 refundable security deposit is required prior to the construction of the retaining wall commencing.*
- *Tree planting is to be kept clear of the drainage easement.*

Expiry of permit:

In accordance with section 68 of the Planning and Environment Act 1987, this permit will expire if one of the following circumstances applies:

- *The development and use are not started within two years of the date of this permit.*
- *The development is not completed within four years of the date of this permit.*

In accordance with section 69 of the Planning and environment Act 1987, the responsible authority may extend the periods referred to if a request is made in writing before the permits expires, or within three months afterwards.

CARRIED

5.3 1358-1360 North Road, Oakleigh South – Construction of A Building Exceeding 7 Metres In Height With A Landscape Setback From North Road Less Than 13.7 Metres & From Fulton Street Less Than 7.6 Metres To Be Used For Industry & Manufacturing Sales (Manufacturing, Boning & Sale of Meat Products), One Internally Illuminated Business Identification Sign & Three Business Identification Signs

Moved Cr Kottek,

Seconded Cr McGill

That Council having considered Section 52 of the Planning and Environment Act 1987 and being satisfied that the grant of a permit would not cause material detriment to any person has not required that notice be given for Planning Application No. TPA/36549

*The Council having considered planning application No. TPA/36549 and all the matters required under Section 60 of the Planning and Environment Act 1987 decides to grant a planning **permit** under the provisions of the Monash Planning Scheme in respect of the land known and described as 1358-1360 North Road, Oakleigh South for the purpose of construction of a building exceeding 7 metres in height with a landscape setback from North Road less than 13.7 metres and from Fulton Street less than 7.6 metres to be used for industry and manufacturing sales (manufacturing, boning and sale of meat products), one internally illuminated business identification sign and three business identification signs subject to the following conditions, including the specified standard conditions set out in the Council's "Town Planning Standard Conditions" adopted by the Council 16 September 2003 :*

- 1. Before the development and use starts, three copies of amended plans drawn to scale and dimensioned, must be submitted to and approved by the Responsible Authority. When approved the plans will be endorsed and will then form part of the permit.*

The plans must be generally in accordance with the plans submitted with the application, but modified to show:

- a) The car park access aisle shaped to allow overland flows to pass from North Road to Fulton Street during major storm events. The finished floor level of the proposed building is to be 200mm higher than the invert of the carpark access aisle;*
- b) A 3.0 metre wide landscape strip adjoining the south side of the southern most carspace along the east boundary.*
- c) The existing vehicular crossover on North Road modified to operate as entry purpose crossover only.*
- d) Dimensions on both the site and elevation plans of the refrigeration equipment platform on the roof of the building;*
- e) Screening erected around the refrigeration equipment to the satisfaction of the Responsible Authority.*
- f) A curved driveway entrance from North Road to the on site carspaces*

and a consequent increase in landscaping to the satisfaction of the Responsible Authority.

2. *The development and use as shown on the endorsed plans must not be altered without the written consent of the Responsible Authority.*

Conditions 3-5 required by Environment Protection Authority (Ref:25928-3)

3. *The operations described in the planning permit must comply with State Environment Protection Policy (Control of Noise from Commerce and Industry) No. N-1.*
4. *Wastes or waters contaminated with wastes must not be discharged beyond the boundary of the site.*
5. *Odours offensive to the senses of human beings must not be discharged beyond the boundaries of the premises.*

Conditions 6-10 required by Vic Roads (Ref:0339842)

6. *The existing vehicular crossover on North Road shall be modified and constructed to the satisfaction of the Responsible Authority to operate as an entry purpose only.*
7. *The developer must pay the full cost of all road works, drainage, service relocation and any other associated costs.*
8. *The signs must not be animated and no flashing or intermittent lights may be displayed.*
9. *The intensity of the light in the sign must be limited, so as not to cause glare or distraction to motorists, to the satisfaction of Vic Roads.*
10. *The signs must be wholly located within the subject property. That is no part of the sign may encroach into the declared road reserve.*
11. *Before the development starts, a site layout plan drawn to scale and dimensioned must be approved by the Responsible Authority.*

The plans must show a drainage scheme providing for the collection of stormwater within the site and for the conveying of the stormwater to the nominated point of discharge. The nominated point of discharge is the south-east corner of the property where it must be collected and free drained via a pipe to the 375mm Council drain in the nature strip and 900mm x 600mm junction pit to be constructed with heavy duty gatic cover to Council standards.

If the point of discharge cannot be located then notify Council's Engineering Division immediately.

12. *All on-site stormwater is to be collected from hard surface areas and must not be allowed to flow uncontrolled into adjoining properties. The on-site*

drainage system must prevent discharge from the driveway onto the footpath. Such a system may include either:

- a) a trench grate (175mm minimum internal width) located within the property; and/or*
- b) shaping the driveway so that water is collected in a grated pit on the property; and/or*
- c) another Council approved equivalent.*

13. Stormwater discharge is to be detained on site to the predevelopment level of peak stormwater discharge. Approval of any detention system is required from Council prior to works commencing.

14. Use of easement approval (major) is required to construct the proposed building.

Approval will only be given subject to:

- Council and south east water approval being obtained.*
- The registration of a section 173 agreement on title between the owners and council, protecting council's future drainage rights.*
- The replacement of any existing private drain found within the easement with a minimum 300mm drain to be constructed to council's standards.*

15. The car park access aisle is to be shaped to allow overland flows to pass from North Road to Fulton Street during major storm events. The finished floor level of the proposed building is to be 200mm higher than the invert of the carpark access aisle.

16. A physical method of proving is to be undertaken within the easement to determine the location of any private drain within the easement, particularly servicing properties to the west. Any private drain found within the easement is to be replaced with a similar sized drain (a minimum 300mm drain is to be used).

17. Before the use and development permitted starts, areas set aside for parked vehicles and access lanes as shown on the endorsed plans must be:

- (a) constructed to the satisfaction of the Responsible Authority;*
- (b) properly formed to such levels that they can be used in accordance with the plans;*
- (c) surfaced with an all-weather sealcoat to the satisfaction of the Responsible Authority;*
- (d) drained, maintained and not used for any other purpose to the satisfaction of the Responsible Authority;*
- (e) line-marked to indicate each car space and all access lanes to the satisfaction of the Responsible Authority.*

Parking areas and access lanes must be kept available for these purposes at all times.

18. *In areas set aside for car parking, measures must be taken to the satisfaction of the Responsible Authority to prevent damage to fences or landscaped areas.*
19. *A sign to the satisfaction of the Responsible Authority must be provided directing drivers to the area set aside for car parking and must be located and maintained to the satisfaction of the Responsible Authority. The sign must not exceed 0.3 square metres.*
20. *Vehicles under the control of the operator of the use or the operator's staff must not be parked on North Road or Fulton Street.*
21. *The loading and unloading of goods from vehicles must only be carried out on the land.*
22. *The amenity of the area must not be detrimentally affected by the use or development, through the:*
 - (a) transport of materials, goods or commodities to or from the land;*
 - (b) appearance of any building, works or materials;*
 - (c) emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil; or*
 - (d) the presence of vermin.*
23. *No goods must be stored or left exposed outside the building so as to be visible from any public road or thoroughfare.*
24. *Adequate provision shall be made for the storage and collection of garbage and other solid wastes and these facilities are to be located on the site to the satisfaction of the Responsible Authority.*
25. *Prior to the commencement of works on the site, the owner shall prepare a Waste Management Plan for the collection and disposal of garbage and recyclables for all uses on the site. The Waste Management Plan shall provide for:*
 - (a) The method of collection of garbage and recyclables for uses;*
 - (b) Designation of methods of collection including the need to provide for private services or utilisation of council services;*
 - (c) Appropriate areas of bin storage on site and areas for bin storage on collection days;*
 - (d) Measures to minimise the impact upon local amenity and on the operation, management and maintenance of car parking areas;*
 - (e) Litter management.*

A copy of this plan must be submitted to Council.
26. *No equipment, services, architectural features or structures of any kind, including telecommunication facilities, other than those shown on the endorsed plans shall be permitted above the roof level of the building unless otherwise agreed to in writing by the Responsible Authority.*

27. *Disabled access to the building must be provided to the satisfaction of the Responsible Authority. All work carried out to provide disabled access must be constructed in accordance with Australian Standards Design for Access and Mobility AS 1428.1.*
28. *The walls on the boundary of adjoining properties shall be cleaned and finished in a manner to the satisfaction of the Responsible Authority.*
29. *A landscape plan prepared by a Landscape Architect or a suitably qualified or experienced landscape designer, drawn to scale and dimensioned must be submitted to and approved by the Responsible Authority prior to the commencement of any works. The plan must show the proposed landscape treatment of the site including:-*
- *the location of all existing trees and other vegetation to be retained on site*
 - *provision of canopy trees with spreading crowns located throughout the site including the major open space areas of the development*
 - *planting to soften the appearance of hard surface areas such as driveways and other paved areas*
 - *a schedule of all proposed trees, shrubs and ground cover, which will include the size of all plants (at planting and at maturity), their location, botanical names and the location of all areas to be covered by grass, lawn, mulch or other surface material*
 - *the location and details of all fencing*
 - *the extent of any cut, fill, embankments or retaining walls associated with the landscape treatment of the site*
 - *details of all proposed hard surface materials including pathways, patio or decked areas*
- When approved the plan will be endorsed and will then form part of the permit.*
30. *Before the occupation of the buildings allowed by this permit, landscaping works as shown on the endorsed plans must be completed to the satisfaction of the Responsible Authority and then maintained to the satisfaction of the Responsible Authority.*

NOTES:

1. *Building approval must be obtained prior to the commencement of the above approved works.*
2. *Prior to commencement of the use the operator must register with Primesafe.*
3. *Unless no permit is required under the planning scheme other signs must not be constructed or displayed without a further permit.*
4. *Any new drainage work within the road reserve requires the approval of the Council's Engineering Division prior to the works commencing. Three copies*

of the plans for the drainage works must be submitted to and approved by the Engineering Division prior to the commencement of works.

5. *Engineering permits must be obtained for new or altered vehicle crossings and for new connections to the Council drains and these works are to be inspected by Council (telephone 9518 3690).*

Expiry of permit:

In accordance with section 68 of the Planning and Environment Act 1987, this permit will expire if one of the following circumstances applies:

- *The development and use are not started within two years of the date of this permit.*
- *The development is not completed within four years of the date of this permit.*

In accordance with section 69 of the Planning and environment Act 1987, the responsible authority may extend the periods referred to if a request is made in writing before the permits expires, or within three months afterwards.

Cr McGill noted that the site had been the subject of a previous application and the revised application sought to address the Council's concerns regarding the first application

CARRIED

5.4 Building A – 662-678 Blackburn Road Notting Hill – Use and Development For A 'Residential Building' (Student Accommodation)

Moved Cr McGill,

Seconded Cr Kottek

That Council having considered Section 52 of the Planning and Environment Act 1987 and being satisfied that the grant of a permit would not cause material detriment to any person has not required that notice be given for Planning Application No.36501.

*The Council having considered planning application No. 36501 and all the matters required under Section 60 of the Planning and Environment Act 1987 decides to **grant a planning permit** under the provisions of the Monash Planning Scheme in respect of the land known and described as Building A-662-678 Blackburn Road, Notting Hill, for the use and development of the land for the purpose of a 'Residential Building' (Student Accommodation) generally in accordance with the plans submitted with the application subject to the following conditions, including the specified standard conditions set out in the Council's "Town Planning Standard Conditions" adopted by the Council 16 September 2003.*

1. *The use and/or development as shown on the endorsed plans must not be altered without the written consent of the Responsible Authority.*

2. *Before occupation all buildings and works specified in this permit must be completed to the satisfaction of the Responsible Authority. The Responsible Authority must be advised in writing when all construction and works are completed to enable the site to be inspected.*
3. *The construction works associated with the development hereby permitted must only be carried out during the following hours:*
 - *Monday to Friday (inclusive) - 7:30am to 6pm;*
 - *Saturday - 9am to 1pm;*
 - *Saturday - 1pm to 5pm (only activities associated with the erection of buildings);**unless otherwise approved in writing by the Responsible Authority.*
4. *The amenity of the surrounding residential area must not be detrimentally affected by the use or development, including during construction, through the :*
 - a) *transport of materials, goods or commodities to or from the land;*
 - b) *emission of noise, artificial light, vibration, smell fumes, smoke, vapour, dust, waste water, waste products or grit.*
5. *No equipment, services, architectural features or structures of any kind, including telecommunication facilities, other than those shown on the endorsed plans shall be permitted above the roof level of the building unless otherwise agreed to in writing by the Responsible Authority.*
6. *No utility installation may be located within the landscape setback area to any existing or proposed public street abuttal.*
7. *A landscape plan prepared by a Landscape Architect or a suitable qualified or experienced landscape designer, drawn to scale and dimensioned must be submitted to and approved by the Responsible Authority. The plan must show the proposed landscape treatment of the site including:-*
 - *the location of all existing trees and other vegetation to be retained on site;*
 - *provision of canopy trees with spreading crowns located throughout landscape area*
 - *planting to soften the appearance of hard surface areas such as driveways and other paved areas;*
 - *a schedule of all proposed trees, shrubs and ground cover, which will include the size of all plants (at planting and at maturity), their location, botanical names and the location of all areas to be covered by grass, lawn, mulch or other surface material;*
 - *the location and details of all fencing;*
 - *the extent of any cut, fill, embankments or retaining walls associated with the landscape treatment of the site;*
 - *details of all proposed hard surface materials including pathways, patio or decked areas.*

When approved the plan will be endorsed and will then form part of the permit.

- 8. Before the use allowed by this permit starts, landscaping works as shown on the endorsed plans must be completed to the satisfaction of the Responsible Authority and then maintained to the satisfaction of the Responsible Authority.*
- 9. Direct the entire site's stormwater drainage to the existing internal drainage system to the satisfaction.*
- 10. The development as shown on the endorsed plans must be drained to the satisfaction of the Responsible Authority, the City of Monash. One copy of the plans for the drainage works must be submitted to the Engineering Division prior to the commencement of works for Council records. The plans are to show sufficient information to determine that the drainage works will meet all drainage conditions of the permit.*
- 11. All on-site stormwater is to be collected from hard surface areas and must not be allowed to flow uncontrolled into adjoining properties.*
- 12. Stormwater discharge is to be detained on-site to the predevelopment level of peak stormwater discharge. Approval of any detention system is required from Council prior to works commencing.*
- 13. All construction traffic for the development must enter and leave the site via the entrances off Blackburn Road.*
- 14. The everyday management and security of the facility must involve the presence on site of a representative of the body corporate managers or other facility managers.*
- 15. No bin or receptacle or any form of rubbish or refuse shall be allowed to remain in view of the public and no odour shall be emitted from any receptacle so as to cause offence to persons outside the land.*
- 16. No goods must be stored or left exposed outside the building so as to be visible from any public road or thoroughfare.*
- 17. No form of public address system may be installed so as to be audible from outside the building/site.*
- 18. Prior to the commencement of works on the site, the owner shall prepare a Waste Management Plan for the collection and disposal of garbage and recyclables for all uses on the site. The Waste Management Plan shall provide for:*
 - a) The method of collection of garbage and recyclables for uses;*
 - b) Designation of methods of collection including the need to provide for private services or utilisation of council services;*
 - c) Appropriate areas of bin storage on site and areas for bin storage on collection days;*
 - d) Measures to minimise the impact upon local amenity and on the*

- operation, management and maintenance of car parking areas;*
- e) *Litter management.*

A copy of this plan must be submitted to and approved by Council.

19. *Prior to commencement of any buildings and works on the site, a construction management plan must be prepared and submitted to the Responsible Authority for approval. The plan must be to the satisfaction of the Responsible Authority. Once approved, the plan must be implemented to the satisfaction of the Responsible Authority. The plan must address the following issues:*

- a) *measures to control noise, dust and water runoff;*
- b) *prevention of silt or other pollutants from entering into the Council's underground drainage system or road network;*
- c) *the location of where building materials are to be kept during construction;*
- d) *site security;*
- e) *maintenance of safe movements of vehicles to and from the site during the construction phase;*
- f) *on-site parking of vehicles associated with construction activities;*
- g) *wash down areas for trucks and vehicles associated with construction activities;*
- h) *cleaning and maintaining surrounding road surfaces.*

NOTES:

1. *Building approval must be obtained prior to the commencement of the above approved works.*

Expiry of permit:

In accordance with section 68 of the Planning and Environment Act 1987, this permit will expire if one of the following circumstances applies:

- *The development and use are not started within two years of the date of this permit.*
- *The development is not completed within four years of the date of this permit.*

In accordance with section 69 of the Planning and environment Act 1987, the responsible authority may extend the periods referred to if a request is made in writing before the permits expires, or within three months afterwards.

Cr McGill noted that the application was on Monash University – owned land and the development was proposed for student accommodation.

CARRIED

5.5 Town Planning Schedule

Moved Cr Manzie,

Seconded Cr Klisaris

That the report containing the Town Planning Schedules be noted.

CARRIED

6 CHIEF EXECUTIVE OFFICER'S REPORTS

Nil

7. COMMITTEE REPORTS

7.1 Community Support Program - 2009 Allocations

NOTE: Cr Banerji disclosed a conflict of interest in this item, as she is on the board of management of one of the groups that has applied for and is recommended to receive funding.

Cr Banerji left the Council Chamber at 7.50 pm and returned at 8.29 pm, after the Council had concluded its deliberations and voting on the item.

Moved Cr Klisaris,

Seconded Cr Dimopoulos

That Council

- 1. Adopts the recommended Community Support Program allocations for the 2009 calendar year as per Attachment A to this report totalling \$1,572,073 in cash and in kind support;*
- 2. Allocates an additional \$25,086 of 'in kind' support to fund hall hire for community groups that have been evaluated as eligible in accordance with Council's Hall Review (September 2006);*
- 3. In recognition of the number of growing requests placed on this program and subsequent increasing salary costs for agencies funded by Council, considers a 4% increase to the 2007/08 program allocation of \$1,545,987 to the Community Support Program in the 2009/2010 year to increase the total program budget to \$1,608,866.*

Cr Manzie expressed concerns about the Project Respect funding application and requested information on actual results from the project's work.

Cr McGill described the work done as past of the project, as detailed in the quarterly report the organisation had submitted when it had received Council funding.

The Director Community Services provided information to the Council regarding the project's results.

Cr Brown commended the applicants who had sought funding through the Community Support Program, noting that the organisations were largely run by volunteers.

Cr Shiell objected to the funding of Project Respect on the basis that a State-wide organisation RED, already existed and had extensive programs and support services for sex workers.

Cr Baines commended the report, saying that the Council should focus on the grants process as a whole and that this process reflected the diversity within the municipality.

Cr Kottek commended the report, noting the array of community organisations within the municipality, but said that he would be voting against the motion based on his opposition to the application from Project Respect.

Cr Lake urged those Councillors against funding Project Respect to move an amendment to the motion, addressing that application, rather than vote against the motion.

AMENDMENT

Cr Manzie proposed an amendment by the addition of a fourth part to the motion before the Council.

Moved Cr Manzie

Seconded Cr Kottek

4. That the Council defer consideration of the application for funding in the 2009 Community Grants Program allocation from Project Respect, to the 28 October 2008 Ordinary meeting of Council.

Crs Lake said that the Council didn't require further information regarding Project Respect; the application was for a modest amount of \$12,000 and Monash had more legal brothels than St Kilda.

Cr Brown said that more State Government funding was needed for organisations such as Project Respect and RED.

Cr Shiell said that the City of Port Phillip had more legal brothels than the City of Monash and noted that Project Respect had only assisted 3 sex workers during the period that it had been funded by the Council.

Cr McGill foreshadowed a further amendment in the event that this amendment was not carried.

The amendment was put to the vote.

LOST

AMENDMENT

Moved Cr McGill

Seconded Cr Morrissey

4. That the application for funding in the 2009 Community Grants Program allocation from Project Respect, be approved for a period of 12 months.

Cr Brown advised that such a proposal would be unfair given that the application was based upon funding for 3 years, not 1.

Cr Dimopoulos proposed that the funding be for 3 years and reviewed at the end of the first 12 months. With the agreement of the mover and seconder of the amendment, this became the new amendment, as follows –

4. That the application for funding in the 2009 Community Grants Program allocation from Project Respect, be approved for a period of 3 years and reviewed at the end of the first 12 months of funding.

The amendment was put to the vote. There was an equality of votes for and against the amendment.

CASTING VOTE

On the Mayor's casting vote, the amendment was declared

LOST

SUBSTANTIVE MOTION

The substantive motion was then put and

CARRIED

7.2 Monash Gallery of Art Committee of Management – Appointment of New Board Member

Moved Cr Lake,

Seconded Cr Brown

That Council appoint Mr Tony Peake to the Monash Gallery of Art Committee of Management.

CARRIED

7.3 Oakleigh Village Public Space Enhancement Programme of Works

Moved Cr Dimopoulos,

Seconded Cr McGill

That Council:

- 1 Adopts, in principle, the Oakleigh Village Public Space Enhancement Programme of Works and,*
- 2. Refers the consideration of funding in relation to the Oakleigh Village Public Space Enhancement Programme to the budget planning process for the 2009/10 budget.*

Crs Dimopoulos and McGill praised the work of the Committee.

Cr Dimopoulos advised that the motion sought the Council's in-principle support of the proposed program of works developed by the Committee.

CARRIED

8. NOTICES OF MOTION

8.1 2009 Glen Waverley Community Festivals Program – Cr Lake

Moved Cr Lake,

Seconded Cr Klisaris

- 1. *approves the following festivals be held in the Glen Waverley Activity Centre in 2009:***
 - *The Glen Waverley Chinese Lantern Festival to be held on Sunday 8 February (the Lantern Festival); and***
 - *The Glen Waverley Food and Wine Festival to be held on a Sunday in October or November (the Food and Wine Festival);***
- 2. *approves up to \$80,000 funding from Council cash reserves for the Lantern Festival comprising \$60,000 direct funding to the Event Organising Committee (EOC) and makes provision of \$20,000 for Council support services;***
- 3. *approves up to \$80,000 from the 2009/2010 Budget, subject to final approval in the Budget process for the Food and Wine Festival comprising \$60,000 direct funding to the EOC and makes a provision of \$20,000 for Council support services;***
- 4. *funding to the respective EOC for either festival is subject to compliance with conditions listed in recommendation 5;***
- 5. *requires from either EOC:***
 - *evidence of appropriate Public Liability Insurance for the respective festival;***
 - *a proposal for the appointment of a suitably qualified and experienced professional Event Manager and Risk Manager;***
 - *a Risk and Safety Management Plan which is submitted at least four weeks prior to the respective festival;***
 - *a detailed proposal for the respective festival program including all proposed activities;***
 - *agreement that Council will approve all sub contractors involved in the respective festival, including, security, public toilet, staging, audio and marquee service providers; and***
 - *acknowledgement of Council in all marketing and promotional material as the major supporter of the respective festival;***
- 6. *requires from the Food and Wine Festival EOC, a proposal for Council's consideration of the date and time for that festival;***
- 7. *agrees that following the conclusion of each festival, to review the event and consider, in consultation with Glen Waverley traders and the wider community, whether that festival should become a permanent addition to Council's festival program and, if so, the most appropriate model for its future delivery, management and funding arrangements;***
- 8. *expresses its appreciation of the significant time and support of the various community groups and individuals who have developed either festival proposal; and***
- 9. *that the EOC for the Food and Wine Festival proactively seek funding from either State or Federal Government.***

Cr Lake noted that the motion represented considerable work on the part of many people, including representatives of the Chinese community and the Glen Waverley Traders' Association.

EXTENSION OF TIME

During Cr Lake's statement, the Mayor advised that his speaking time had elapsed.

On the motion of the Mayor, seconded Cr Banerji, the Council agreed to permit Cr Lake to conclude his statement.

Cr Banerji noted that the Lantern Festival was a proposal that was long overdue and highlighted the cultural diversity that exists in Monash.

CARRIED

8.2 Proposal For Batesford Reserve Youth and Community Hub –Crs Klisaris and Banerji

Moved Cr Banerji,

Seconded Cr Klisaris

That Council:

- 1. Approves the commencement of a project to explore the potential to develop a youth and community hub within Batesford Reserve, Ashwood to support the needs of the surrounding community.*
- 2. Supports the coordination of the planning, feasibility and design concepts for the proposed Batesford Reserve Youth and Community Hub.*
- 3. Supports an application to the Department of Planning and Development for a grant of \$30,000 to undertake the community and facility planning.*
- 4. Refer to this proposal using the working title of Batesford Reserve Youth and Community Hub.*
- 5. Undertakes community consultation and engagement throughout this process.*
- 6. Considers a costed concept plan at a future Council meeting prior to any further grant application processes.*

Cr Banerji said that she had been involved with the Neighbourhood Renewal project for some time and emphasised that the proposal would involve the communities of Ashwood and Chadstone, which had been shown to be high needs communities.

Cr Klisaris noted the considerable work that had gone into the proposal and that it was about strengthening communities.

Cr Dimopoulos highlighted that the proposal reflected the Council's stance on developing community hubs and the co-location of services.

CARRIED

8.3 Structure Plans For Oakleigh and Hughesdale – Cr Dimopoulos

Moved Cr Dimopoulos,

Seconded Cr McGill

That this update Report on priorities for structure plans in Oakleigh and Hughesdale be noted.

Cr Dimopoulos advised the Council that the motion concerned updating the Council on the considerable work done regarding the structure plans for Oakleigh.

CARRIED

8.4 Inaugural Australian Council of Local Government Meeting – Crs Lake and McGill

Moved Cr Lake,

Seconded Cr McGill

That the Council approves the Mayor's attendance at the inaugural meeting of the Australian Council of Local Government, on Tuesday 18 November 2008, at Parliament House Canberra and agrees to meet the costs of travel and accommodation, estimated to be up to \$1,000, in total.

CARRIED

8.5 Christmas Decorations in Glen Waverley Activity Centre – Cr Lake

Moved Cr Lake,

Seconded Cr Morrissey

That Council:

- 1. allocates a further \$50,000 from Council's reserves to expand the Christmas/Festive Season decorations to be displayed in Activity Centres in Monash during December 2008;*
- 2. immediately consults with the Glen Waverley Traders Association regarding:
(a) the display and form of the Christmas/Festive Season decorations currently proposed for that Centre; and
(b) other potential decoration options that could be realised with the extra funding; and*

3. *agrees to review Council's approach in relation to the display of Christmas decorations by May 2009. This review is to include:*
- (a) consultation with all trader groups in Monash;*
 - (b) an opportunity for feedback from residents;*
 - (c) consideration of the appropriate level of financial subsidy to be provided by Council towards the provision of Christmas/Festive Season decorations across Council's activity centres;*
 - (d) investigation of whether a trader contribution should be encouraged and provided incentives by Council to supplement a 'base' provision of decorations by Council; and*
 - (e) recommendations to Council about the provision of Christmas/Festive Season decorations in 2009 and beyond.*

Cr Lake noted that following consultation with his Councillor colleagues, he considered it appropriate that his motion be expanded to include all activity centres in the municipality, although his interest would remain with the Glen Waverley Activity Centre.

Cr Shiell spoke in support of the motion.

Cr Dimopoulos suggested that the Glen Waverley Ward Councillors propose with the Glen Waverley Traders' Association, a separate rate for the Glen Waverley Activity Centre, as other Activity Centres have.

Cr Lake responded that Glen Waverley Activity Centre traders had already made a significant contribution to the provision of car parking in the activity centre.

CARRIED

URGENT BUSINESS

MOTION TO ADMIT AN ITEM OF URGENT BUSINESS

Moved Cr Lake,

Seconded Cr Morrissey

That the matter of the Council's representative to the Municipal Association of Victoria State Council meeting to be held on Friday 17 October 2008, be admitted as an item of Urgent Business.

CARRIED

MOTION

Moved Cr Lake,

Seconded Cr Morrissey

That:

- 1. The Council appoints Councillor Paul Klisaris as its representative to the Municipal Association of Victoria State Council meeting to be held on Friday 17 October 2008.*
- 2. The Acting Chief Executive Officer advise the Municipal Association of Victoria of the appointment of Councillor Klisaris as the City of Monash representative at the State Council Meeting of 17 October 2008.*

CARRIED

COUNCILLORS' REPORTS

Cr McGill reported on the successful Seniors Expo held at the Glen Waverley Secondary College.

PERSONAL EXPLANATIONS

Nil

MATTERS OF COUNCIL IMPORTANCE

The Mayor advised of the appointment of the Manager Public Affairs and the impending retirement of the Director City Development.

CONFIDENTIAL BUSINESS

Moved Cr Manzie

Seconded Cr Brown

That as the Confidential Business item concerns a contractual matter, the meeting be closed to the public for consideration of this item, in accordance with Section 89 (2) of the Local Government Act 1989.

CARRIED

Accordingly, at 9.25 pm, the Council moved into Confidential Business.

Cr Kottek left the meeting at 9.25 pm

RETURN TO OPEN COUNCIL

The Council moved back into Open Council at 9.35 pm.

The Mayor confirmed that the following resolution had been carried in Confidential Business -

1. *That Council accepts the tender of KPMG Property Advisory Services Group to undertake the Baby Boomer Research Study commencing in October 2008 for the tender price of \$108,000 (GST inclusive); and*
2. *Authorises the Chief Executive Officer to execute the Contract documents.*

The Mayor declared the meeting closed at 9.36 pm

MAYOR:

DATED THIS DAY OF 2008