



CITY OF  
**MONASH**

**MINUTES OF THE ORDINARY MEETING OF  
COUNCIL**

**HELD ON 28 OCTOBER 2008**

**at 7.30 pm**

**Clayton Community Centre  
Cooke Street, Clayton**

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**MINUTES OF THE ORDINARY MEETING OF THE MONASH CITY COUNCIL**  
**HELD AT THE CLAYTON COMMUNITY CENTRE**  
**ON TUESDAY 28 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 Shiel

**APOLOGIES:**

Nil

**DISCLOSURES OF INTEREST**

Nil.

**CONFIRMATION OF MINUTES OF THE ORDINARY COUNCIL**  
**MEETING HELD ON 7 October 2008**

Moved Cr Manzie,

Seconded Cr Dimopoulos

*That the minutes of the Ordinary Meeting of the Council held on 7 October 2008, be taken as read and confirmed.*

**CARRIED**

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

Cr Dimopoulos tabled a petition from residents in Hughesdale, and near the Chadstone Shopping Centre, requesting Council to increase traffic and parking patrols in the lead up to the Christmas shopping period.

**PUBLIC QUESTION TIME**

The Mayor advised that no questions had been received.

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## OFFICERS' REPORTS

### 1. CUSTOMER SERVICES

Nil

### 2. HUMAN RESOURCES & ADMINISTRATION

#### 2.1 **2009 Council Meeting Dates**

Moved Cr Brown,

Seconded Cr Baines

*That the schedule for the Ordinary Meetings of Council be adopted for 2009, as follows, with the meetings to be held at the Civic Centre, Glen Waverley and to commence at 7.30 pm:*

*27 January  
17 February  
10 and 31 March  
21 April  
12 May  
2 and 23 June  
14 July  
4 and 25 August  
15 September  
6 and 27 October  
17 November  
8 December*

**CARRIED**

### 3. CORPORATE PLANNING & FINANCE

#### 3.1 **City of Monash Annual Report - Period Ended 30 June 2008**

Moved Cr Morrissey,

Seconded Cr Manzie

*That Council adopts the Annual Report for the City of Monash, for the period ended 30 June 2008.*

**CARRIED**

### 3.2 Contract For Municipal Valuations – Contract Extension

Moved Cr Klisaris,

Seconded Cr Manzie

*That Council:*

1. *Resolves to cause a general valuation of all rateable properties within the City of Monash with effect 1 January 2010;*
2. *Extends the contract with Westlink Corporation Pty Ltd for a period of two years to include the 2010 Municipal revaluation for:*
  - a) *The sum of \$433,197.85 (GST inclusive) to undertake the biennial revaluation of all properties in the municipality to be returned in 2010; and*
  - b) *A Schedule of Rates for the provision of “additional and ad hoc” valuation services for the estimated sum of \$621,250 (GST inclusive) over two years.*

**CARRIED**

### 3.3 Contract For Provision of Recruitment, Temporary Staff, Consultancy, Training and Associated HR Services

Moved Cr Baines,

Seconded Cr Morrissey

*That Council:*

1. *Appoints the nominated suppliers listed in Attachment A, to a Panel for the provision of Recruitment, Temporary Staff, Consultancy, Training and Associated HR Services for a three (3) year period for the schedule of rates submitted with their respective tenders (Estimated annual expenditure of \$1,487,000 GST inclusive) with options for two extensions of one year each;*
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 agreement subject to satisfactory performance.*

**CARRIED**

**3.4 2008/2009 Management Accounts Report – First Quarter**

Moved Cr Manzie,

Seconded Cr McGill

*That Council notes the Financial Reports for the period ending 30 September 2008.*

**CARRIED**

**4. INFRASTRUCTURE SERVICES**

**4.1 Contract For Supply of Gas For Monash Aquatic and Recreation Centre and Other Sites**

Moved Cr Morrissey,

Seconded Cr Brown

1. *That the tender submitted by AGL Sales Pty Ltd for the Supply of Gas for the Monash Aquatic and Recreation Centre for the submitted schedule of rates, for the period from 1 November 2008 until 31 October 2011, be accepted. (Estimated expenditure is \$132,000 per annum, inclusive of GST).*
2. *That the tender submitted by TRUenergy Pty Ltd for the Supply of Gas for the minor Council sites for a 10% discount on the standard natural gas tariffs, for the period from 1 November 2008 until 31 October 2011, be accepted. (Estimated expenditure is \$160,000 per annum, inclusive of GST).*
3. *That the Contract Agreements be signed and sealed.*

**CARRIED**

**5. CITY DEVELOPMENT**

**5.1 Amendment C73 To The Monash Planning Scheme – 662-678 Blackburn Road, 210 To 246 Normanby Road & 15 Akuna Avenue Notting Hill, 8b Normanby Street Hughesdale, 72a -78 Warrigal Road Oakleigh & 34 & 36 Lechte Street Mount Waverley**

Moved Cr Dimopoulos,

Seconded Cr Brown

*That: -*

- 1. Council adopt Amendment C73 pursuant to Section 29 of the Planning and Environment Act 1987.*
- 2. Amendment C73 be referred to the Secretary to the Department for Certification pursuant to Section 35A of the Planning and Environment Act 1987.*
- 3. Following certification by the Secretary to the Department, Amendment C73 be approved pursuant to Section 35B of the Planning and Environment Act 1987.*

**CARRIED**

**5.2 Amendment C84 To The Monash Planning Scheme Oakleigh Major Activity Centre – Modification To Parking Precinct Plan**

Moved Cr McGill,

Seconded Cr Dimopoulos

*That: -*

- 1. Council adopt Amendment C84 pursuant to Section 29 of the Planning and Environment Act 1987.*
- 2. Amendment C84 be referred to the Secretary of the Department for Certification pursuant to Section 35A of the Planning and Environment Act 1987.*
- 3. Following Certification by the Secretary to the Department, Amendment C84 be approved pursuant to Section 35B of the Planning and Environment Act 1987.*

Cr McGill noted that this proposal sought to correct a previous situation that affects the requirement in planning applications, for the provision of parking.

**CARRIED**

**5.3 29-31 Swindon Road Hughesdale - Extension Of Time To Allow Development of 10 Dwellings (Apartments) Contained In Two Separate Buildings**

Moved Cr Morrissey,

Seconded Cr Klisaris

*Pursuant to Section 69 of the Planning and Environment Act 1987 Council extend the commencement date of the permit to 13 November 2010 and the completion date of the permit to 13 November 2012.*

**CARRIED**

**5.4 Town Planning Schedules**

Moved Cr Manzie,

Seconded Cr Brown

*That the report containing the Town Planning Schedules be noted.*

**CARRIED**

**5.5 Syndal Retail Centre – Supply & Installation Of Public Toilet Facilities**

Moved Cr Morrissey,

Seconded Cr Brown

- 1 That Council accepts the tender of W.C. Convenience Management Pty Ltd to:
  - i) Supply, install and maintain for one year, one single cubicle automated public toilet within the existing carpark at 209 Blackburn Road, Mount Waverley for the GST inclusive lump sum of \$259,556.*
  - ii) Maintain the toilet facility for a further 5 years for the GST inclusive sum of \$68,607.63**
- 2 That the anticipated project expenditure of \$270,960.00 (GST exclusive) for the supply, installation and 1 years maintenance of the unit be noted.*
- 3 That the contract agreement be signed and sealed.*

Cr Lake spoke against the motion, saying that reluctantly, he could not agree to the proposal given the proposed level of expenditure involved and the location of the facility in a strip shopping area which had a number of restaurants with their own toilet facilities.

He added that he could not envisage that the facility would be greatly used.

Cr McGill supported the motion, saying that there were a number of technical considerations that affected the location and cost of the facility.

Cr Dimopoulos advised the Council that, if re-elected to Council, he would seek the Council's support for an allocation of funds in next year's budget for new toilet facilities in Brickmakers Park, which has a high level of public use.

**CARRIED**

**5.6 Drainage Reserve Abutting 8 & 10 Dunstan Street, Clayton**

Moved Cr Dimopoulos,

Seconded Cr McGill

*That Council resolves to:*

1. *Commence the procedures to vest in Council the drainage reserve abutting 8 and 10 Dunstan Street, Clayton;*
2. *Apply to the Registrar of Titles to have the drainage reserve vested in Council under section 24A of the Subdivision Act 1988 whilst retaining the current status of the land as a drainage reserve; and*
3. *Authorise the Chief Executive Officer or his delegate, on behalf of Council, to sign and seal all relevant documentation required to vest the drainage reserve in Council.*

**CARRIED**

**5.7 Drainage Reserve Abutting 12 & 14 Queens Avenue, Oakleigh**

Moved Cr McGill,

Seconded Cr Dimopoulos

*That Council resolves to:*

1. *Commence the procedures to vest in Council the drainage reserve abutting 12 and 14 Queens Avenue, Oakleigh;*
2. *Apply to the Registrar of Titles to have the drainage reserve vested in Council under section 24A of the Subdivision Act 1988 whilst retaining the current status of the land as a drainage reserve; and*
3. *Authorise the Chief Executive Officer or his delegate, on behalf of Council, to sign and seal all relevant documentation required to vest the drainage reserve in Council.*

**CARRIED**

## **6 CHIEF EXECUTIVE OFFICER'S REPORTS**

### **6.1 Council Web Site Quarterly Report**

Moved Cr Dimopoulos,

Seconded Cr Manzie

*That Council notes the Quarterly Website Report and in particular the following features:*

- 1. Visits to the site during the period have averaged 15,109 a week;*
- 2. The average number of pages accessed on a weekly basis during the quarter was 52,290; and*
- 3. Monash Language Assist interpreter service information and links have been added to the website.*

**CARRIED**

### **6.2 Development of The Hub Precinct Glen Waverley Activity Centre – Land Exchange Agreement**

Moved Cr Manzie,

Seconded Cr Lake

*That Council:*

- 1. Notes the progress of the proposal by Victorian Rail Track (VicTrack) to develop the forecourt area of the Glen Waverley Railway Station.*
- 2. Agrees to enter into a Land Exchange Agreement with VicTrack to facilitate the development proposal with the essential elements of the Agreement being:
  - a) Council relinquishes to VicTrack its leasehold interest in the commercial and retail tenancies on VicTrack land immediately to the east of the Glen Waverley Railway Station.*
  - b) Council gains freehold title to the central car park land currently leased by Council from VicTrack.*
  - c) Funding on a shared basis with VicTrack and Government realignment of Kingsway to provide for the proposed development of the site at a cost to Council of \$300,000.*
  - d) Provision of an option to VicTrack for the construction of a multi-deck car park on Council's existing at-grade car park in Euneva Street Glen Waverley to provide access to 120 car parking spaces during daytime business hours for the proposed development with VicTrack paying the full cost of the construction of the 120 spaces.**
- 3. Authorises the Land Exchange Agreement and accompanying agreements to be signed and sealed.*

Cr Manzie noted that the proposal would facilitate the next stage of The Hub development project.

Cr Lake noted that the proposal would ensure the same level of parking in the Glen Waverley Activity Centre as currently exists and would allow the Council ownership of the car park located in the Kingsway. He also noted that there was an opportunity for the State Government to consider the redevelopment of Glen Waverley railway station and the bus terminus, as well as the undergrounding of the railway line between Syndal and Glen Waverley stations.

Cr Lake noted that the work achieved to effect this project would be the greatest legacy that the Director City Development, Mr Don Cameron, would leave to Monash, following his retirement.

**CARRIED**

## **7. COMMITTEE REPORTS**

### **7.1 Monash Community Arts Grants Program Allocation of Funds 2008/09**

Moved Cr Banerji,

Seconded Cr Klisaris

*That Council:*

- 1. Approves the recommended City of Monash Community Arts Grants Program allocations for 2008/09 round totalling \$61,300.*
- 2. In recognition of the number of growing requests placed on this program and subsequent increasing program costs for agencies funded by Council, considers a 4% increase to the 2008/09 program allocation of \$60,000 to the Monash Community Arts Grant program in the 2009/10 year to increase the total program budget to \$62,400.*

Cr Banerji noted the new process for grants applications, ie one round of funding per year rather than two. She also proposed that consideration be given to a further change in the funding process to allow for separate funding for applications relating to in-kind support for use of the community halls.

Cr Brown noted the level of funding that was being provided for community groups through this funding process.

**CARRIED**

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**8. NOTICES OF MOTION**

**8.1 Fair Trade Communities**

Moved Cr Baines,

Seconded Cr Banerji

1. *That the City of Monash becomes a Fair Trade municipality by adopting the Fair Trade Communities Guidelines.*
2. *That Council agrees to meet the terms of the Fair Trade Community Program within 12 months.*

Cr Baines highlighted that Fair Trade was a social movement created to improve conditions in developing nations and to promote the use of products made in an ethical manner. She added that Councils could make a significant difference in social justice issues such as this and raise the awareness of the issues involved.

Cr Brown said that he supported the intent of the motion, but would not support the motion as he had concerns regarding the lack of regulation of Fair Trade and that Fair Trade may not benefit Third World countries.

Cr Dimopoulos spoke in support of the motion, saying that the proposal continued a Council tradition of advocacy on social issues.

Cr Lake supported the motion, noting that the Fair Trade movement was increasing social consciousness in the community about how products were made and the effects of that on people in developing nations. He added that Council's involvement in the Fair Trade movement would contribute to the change in social consciousness.

The Mayor also spoke in support of the proposal and congratulated Cr Baines for bringing the motion before Council.

**RIGHT OF REPLY**

Cr Baines noted that any initiative has strengths and weaknesses, but considered that the Fair Trade initiative's strengths far out-weighed any weaknesses it may have.

She also advised that the proposal would involve consultation with the community, traders and other groups.

**CARRIED**

DIVISION

Cr Lake called for a Division

FOR

Crs Baines, Banerji, Dimopoulos, Klisaris, Kottek, Lake, McGill, Morrissey

AGAINST

Crs Brown, Manzie and Shiell

**8.2 Friendship Relationship**

Moved Cr Banerji,

Seconded Cr

*That Council:*

- 1. Explores the development of a formal Friendship Relationship with the Sub-District of Vemasse, in Timor-Leste, in consultation with the Monash Friends of Vemasse.*
- 2. Explores the feasibility and cost of providing administrative support to the Monash Friends of Vemasse.*
- 3. Considers nominating a Councillor/s and Council Officer to the Committee of the Monash Friends of Vemasse.*
- 4. Receives a progress report by February 2009 on the outcomes of parts 1 and 2 of this Motion and considers the nomination of a Councillor/s and Council officer to the Committee following the receipt of the progress report.*

Cr Banerji stated that it had taken a few years for this matter to get this stage and commended the Monash Friends of Vemasse for their considerable work.

Cr Banerji noted that the proposal involved Council's initial involvement with in-kind support, with the possibility of the Friendship Group applying for funding under the Council's Community Support grants scheme.

Cr Lake highlighted that any travel to Timor-Leste, as part of the Friendship Relationship, would be self-funded by those undertaking the travel. There would be no Council support for such travel.

Cr McGill noted that the Friendship Relationship agreement was different in nature and intent to a Sister City agreement. Cr McGill congratulated all those involved in the proposal

**CARRIED**

### 8.3 Enhancement of JW Hurst Reserve, Oakleigh

Moved Cr Dimopoulos,

Seconded Cr McGill

*That Council agrees:*

- 1. To investigate the opportunities for enhancement of J.W. Hurst Reserve, Oakleigh with consideration given to additional tree canopy, public art and beautification works to provide for an appropriate statement as a significant gateway highlighting the western entry to the City of Monash;*
- 2. To undertake a competition open to students from all schools and educational facilities within Monash, offering a prize of \$1,000 for the best idea and design for the public art component of the enhancement of the reserve in a way that makes an appropriate statement as a gateway into Monash;*
- 3. To report back to Council by May 2009 in relation to a shortlist of students and designs as well as an analysis and recommendations in relation to the additional enhancement works for the site;*
- 4. That an amount of up to \$75,000 be referred to the 2009/2010 Budget process to allow for all works associated with the upgrade of the reserve.*

Cr Dimopoulos said that the proposal would involve community participation, public art and the development of an under-developed and under-utilised piece of public open site that was also a gateway site.

Cr McGill commented that this is a very good gateway site on a busy intersection and the proposal anticipated a highly developed proposal for it.

Cr Manzie expressed his support for the proposal.

Cr Lake said that he questioned the wisdom of the proposal and that if adopted would mean that the funding sought would by-pass the scrutiny that proposed projects are subjected to prior to them being included in the budget process. He said he disagreed with the expenditure of this amount of money for a busy site that was not often used and difficult to access.

Cr Kottek said that the proposal envisaged that the \$75,000 sought would cover the entire project, not just one aspect of it.

#### RIGHT OF REPLY

Cr Dimopoulos emphasised that the proposal would be referred to next year's budget process.

**CARRIED**

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DIVISION

At Cr Brown's request, a Division was called

FOR

Crs Baines, Banerji, Brown, Dimopoulos, Klisaris, Kottek, Manzie, McGill, Morrissey, Shiel

AGAINST

Cr Lake

**URGENT BUSINESS**

Nil.

**COUNCILLORS' REPORTS**

Cr Dimopoulos –

- a) pedestrian crossing in Centre Road, Clayton: Cr Dimopoulos advised that Vic Roads was conducting an analysis on the matter of a crossing in Centre Road, near Knight Street and that Monash and Kingston Councils would continue to lobby the State Government to ensure that a crossing was installed.
- b) Acknowledged the contribution made by the retiring Director City Development, Mr Don Cameron, to the former City of Waverley and to the City of Monash.

The Mayor and Crs McGill and Brown also congratulated Mr Cameron on his career and significant achievements with Monash.

**PERSONAL EXPLANATIONS**

Nil

**MATTERS OF COUNCIL IMPORTANCE**

Nil

**CONFIDENTIAL BUSINESS**

Nil.

The Mayor declared the meeting closed at 8.57 pm

**MAYOR:** .....

**DATED THIS ..... DAY OF ..... 2008**