



CITY OF
MONASH

**MINUTES OF THE ORDINARY MEETING OF
COUNCIL
HELD ON 30 APRIL 2019**

at 7.00 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 30 APRIL 2019 AT 7.00 PM.**

PRESENT: Councillors S McCluskey (Mayor), B Little (Deputy Mayor), R Davies, J Fergeus, S James, G Lake, P Klisaris, L Saloumi, MT Pang Tsoi, T Zographos

PROCEDURAL MOTION: SUSPENSION OF STANDING ORDERS

Moved Cr McCluskey, Seconded Cr Little

That the Standing Orders for the meeting be suspended.

CARRIED

On behalf of the Council, the Mayor made a presentation of certificates of appreciation to a number of the young people, some of whom were also members of the Monash Young Persons Reference Group, who had been involved in the advocacy campaign for a Headspace service to be located in the municipality.

PROCEDURAL MOTION: RESUMPTION OF STANDING ORDERS

Moved Cr McCluskey, Seconded Cr James

That the Standing Orders for the meeting be resumed.

CARRIED

APOLOGIES:

Cr R Paterson.

DISCLOSURES OF INTEREST

Nil.

**CONFIRMATION OF MINUTES OF THE ORDINARY COUNCIL MEETING HELD
ON 26 MARCH 2019**

Moved Cr Little, Seconded Cr James

That the minutes of the Ordinary Meeting of the Council held on 26 March 2019, be taken as read and confirmed.

CARRIED

RECEPTION AND READING OF PETITIONS, JOINT LETTERS & MEMORIALS

Cr Fergeus submitted a petition of 420 signatures in support of the rejuvenation of the athletics track located at Davies Reserve, Talbot Avenue, Huntingdale.

PUBLIC QUESTION TIME

The Mayor advised that one question had been received, but had subsequently been withdrawn.

OFFICERS' REPORTS

PROCEDURAL MOTION

Moved Cr McCluskey,

Seconded Cr James

That Item 7.2 be dealt with as the next item on the agenda.

CARRIED

7.2 Monash Young Persons Reference Group (MYPRG)

Moved Cr McCluskey,

Seconded Cr James

That Council:

- 1) Notes the resignation of Mr Philip Liberatore, Ms Jennifer Wong, Mr Mark Chen, Ms Prashanti Rajendram, Ms Rosie Tu, Mr Martin Li and Mr Darren Zhang as members from the Monash Young Persons Reference Group and formally acknowledges their contributions to the City of Monash.*
- 2) Endorses the appointment of Ms Rosita Chau, Ms Cheryl Ou, Ms Shriya Gupta, Ms Rawa Khan, Ms Evonne Lu, Ms Neha Satishkumar, Mr Devendra Singh, Mr Siddhant Tandon, Ms Laura Wang, Mr Darren Chee, Ms Miranpal Nagra, Ms Maria Saribalas and Mr Tim Ziguras to the Monash Young Persons Reference Group.*
- 3) Notes the achievements of the MYPRG for 2018.*

Cr James congratulated the young people involved in the advocacy campaign for a Headspace in Monash.

The Mayor said that the Council acknowledged the contribution and commitment of those members of the Group who were resigning and welcomed the new members.

CARRIED

PROCEDURAL MOTION

Moved Cr McCluskey,

Seconded Cr James

That Item 7.3 be dealt with as the next item on the agenda.

CARRIED

7.3 2019/2020 Monash Community Grants Allocations

Moved Cr James,

Seconded Cr Pang Tsoi

That Council approves the in-principle allocation of the 2019/20 Monash Community Grants Program budget (\$2,563,767.07), subject to the adoption of Council's 2019/20 budget, in the following way:

- a) Allocates a total of \$2,563,767.07 in cash and in-kind grant allocations to local community groups and organisations in line with the Monash Community Grants Program Policy & Guidelines; and*
- b) Quarantines \$8,000 for the Active Monash Grants which will be allocated to appropriate sporting programs throughout the 2019 calendar year.*

Cr James said that he looked forward to the community grants process each year and was daunting, given the scale of the process. He commended the commitment of community groups in seeking to look after and support others in the community. Cr James said that he was proud that the budget was \$2.5 million and praised Council staff for their work and support in this process.

The Mayor said that there weren't too many council's with a community grants program with a budget as large as Monash's. He commended Council staff for their work on the process and their communication with community groups seeking funding.

CARRIED

1. CITY DEVELOPMENT

1.1 Mount Waverley Activity Centre Structure Plan – Update on Progress and Initial Consultation on Discussion Paper

Moved Cr Little,

Seconded Cr Fergeus

That Council:

- 1. Note the content of the Mount Waverley Activity Centre Discussion Paper.***
- 2. Release the Mount Waverley Activity Centre Discussion Paper for community consultation and targeted stakeholder engagement in accordance with the consultation plan set out in this report.***
- 3. Note that the outcomes from the community consultation and targeted stakeholder engagement will inform the structure planning process, and that a further report will be presented to Council upon the completion of a draft Structure Plan.***

Cr Little commended the introduction of the Structure Plan and noted that it was being released for community consultation. He noted that the Ward Councillors had supported the need for a Structure Plan in the Mount Waverley Activity Centre. Cr Little said that the Plan would seek to improve certain aspects of the Activity Centre such as parking, community space and enhance its liveability.

Cr Pang Tsoi spoke in support of the motion, noting that the Activity Centre was one his favourite places in the Ward to visit. He noted that the centre was in need of improvement and the Structure Plan would provide the foundation for improvements, which would benefit the community.

CARRIED

1.2 Living Melbourne: Our Metropolitan Urban Forest Strategy

Moved Cr Little,

Seconded Cr Fergus

That Council:

- 1. Notes the Vision and Goals of Endorses Living Melbourne: our metropolitan urban forest strategy (Attachment 1):***

Vision: Our thriving communities are resilient and connected through nature,

Goals:

- a. Healthy people,***
 - b. Abundant nature, and***
 - c. Natural infrastructure.***
- 2. Endorses Living Melbourne: our metropolitan urban forest strategy, which means supporting Living Melbourne's Vision, Goals and Actions and committing to work in partnership with the other endorsing organisations towards its implementation; and***
 - 3. Authorises the use of the Monash City Council logo, as an endorsing organisation, in the final version of Living Melbourne, to be launched in June 2019.***

Cr Saloumi noted the open space and vegetation and canopy strategies that the Council had previously considered and that the denigration of the urban environment was being propelled by the State Government and the Minister for Planning. She said that open space was needed for vulnerable communities to meet in. She added that it was fine to have such strategies, but when it came to doing something this Council was asleep at the wheel. Cr Saloumi added that people in Glen Waverley were begging for open space and noted the loss of canopy cover in Monash. She added that the State Government and VCAT did not support the provision of open space. Cr Saloumi said that the Council wanted to sell every bit of land that it owned to developers. Cr Saloumi said that she would support the motion, because it had the right feel, but said that the Government was not serious about open space and addressing the problems of climate change.

Cr Fergeus said that it was the right time for Melbourne and Monash in particular to consider this strategy, noting the increasing population in the municipality and Melbourne. He said the urban sprawl needed to be stopped and medium and high density development was needed in sensible places and sensible planning. Cr Fergeus commended officers for their work on strategies for reforestation and revegetating the municipality and it was not because of officers or the Administration that swift action wasn't being taken on these. He added that he hoped to see strong measures being put in place to put these strategies into effect.

Cr Little stated it was a unique opportunity for the Council to get involved with a range of organisations that were interested in preserving greenery in Melbourne and work in a broad context. Cr Little commended the motion.

Cr Lake said that this was a motion that he didn't think anyone could object to and unite everyone. He said that it made sense to preserve the urban forest environment. Cr Lake said that Council officers had led their municipal colleagues over the last couple of decades, as evidenced on work around Damper and Scotchmans Creeks and Dandenong Creek. Cr Lake said that Council knew what the community thought about the ability to manage and control the vegetation on their own land. He said that the vegetation canopy should be protected, but not at the expense of people's right to control their own land.

The Mayor said that to assert that the Council wished to sell its land to private developers was ridiculous and it was disrespectful that certain assertions had been made about Council staff.

CARRIED

DIVISION

For: Crs Lake, Zographos, James, Little, McCluskey, Klisaris, Pang Tsoi, Fergeus, Saloumi

Against: Cr Davies

1.3 Monash Planning Scheme Amendment C131- Rezoning of 256-262 Huntingdale Road, Huntingdale- Consideration of Panel Report

Moved Cr Little,

Seconded Cr James

That Council:

- 1. *Receives and notes the Panel Report on Amendment C131 to the Monash Planning Scheme.***
- 2. *Adopts Amendment C131, generally as exhibited, with the following changes set out in this report, including:***
 - a) *Amend the exhibited Residential Growth Zone Schedule 5 to:***
 - i) Replace the Site coverage and Permeability standards with 'None specified' so that the default standards in Clauses 54 and 55 apply.***
 - ii) Replace the references to Clause 32.08 with 32.07***
 - b) *Apply the Environmental Audit Overlay to all of 256-262 Huntingdale Road, Huntingdale.***
- 3. *Authorises the Director City Development to finalise the Amendment documentation in accordance with the recommendations of this Report and submit the Amendment to the Minister for Planning to approval.***
- 4. *Notify all submitters of Council's decision on this Amendment.***

In response to a request from Cr Zographos the Director City Development provided a background on the process and the discussions between Council officers and the applicant, since the Panel's report in February 2019.

In response to a request from Cr Zographos the Director City Development advised that the site owner spoke to Council officers, regarding the officers' response to the Panel report. He said that officers made their recommendations to Council on the Panel report and would not discuss or negotiate their position with the applicant.

Cr Zographos said that some of his concerns arose from the communication that he'd received from the proponent's representatives and the Panel report. He said that it was a major site in Huntingdale and the re-zoning was necessary, but there had been some confusion about the setbacks and their enforcement. Cr Zographos noted that a separate application would need to be considered regarding a development design for the site.

Cr James said that he would support the motion, but was not sure that 4 storeys was the best value-add for the local community and 3 storeys would be better. He added that rejuvenation of the area was needed. Cr James stated that he agreed with the position of the officers and disagreed with the Panel regarding the proposed setbacks. Cr James said that he supported the separation of the re-zoning application from the development application, as it would give the community the right to have its say on any proposed development of the site.

CARRIED

1.4 229 Huntingdale Road & 48 Henry Street, Oakleigh - Extension of Time - Construction of A Three-Storey Residential Building

Moved Cr James,

Seconded Cr Fergeus

That Council resolves to issue a refusal for an Extension of time to Planning Permit No. TPA/38620 for the construction of a three-storey building (plus basement), and the construction of access to a road within a Road Zone Category 1 in accordance with the endorsed plans at 229 Huntingdale Road & 48 Henry Street Oakleigh, pursuant to the provisions of Section 69 of the Planning and Environment Act 1987.

The grounds of refusal are as follows:

- 1. It is considered that the land owner is seeking to 'warehouse' the permit.*
- 2. The time limited originally imposed on the planning permit was adequate and the permit has been previously extended three times for a total elapse time of 7 years.*
- 3. The approved development is inconsistent with the Monash Housing Strategy, the future planning policy and requirements as envisaged by Amendment C125 to the Monash Planning Scheme.*
- 4. The development fails to comply with the requirements in Clause 55.07 of the Monash Planning Scheme for apartment developments.*

Cr Fergeus said that the motion was appropriate in the circumstances, noting that the application was inconsistent with the Planning Scheme. He added that he hoped that developers would work towards finalising developments in a timely manner.

CARRIED

1.5 17-19 Margot Street, Chadstone - Alterations and Additions To the Existing Church and Construction of Three (3) Double Storey Dwellings

Moved Cr Little,

Seconded Cr James

That Council resolves to Grant a Planning Permit (TPA/49597) to construct alterations and additions to the existing Place of Worship and construction of three (3) double storey dwellings, at 17-19 Margot Street Chadstone 3148, subject to the following conditions:

Amended Plans

- 1. Before the development starts, a copy of amended plans drawn to scale and dimensioned, must be submitted to and approved by the Responsible Authority. The submitted plans must clearly delineate and highlight any changes. 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) *Notation that the three street trees (Tristanopsis laurina) on Vision Street must be protected by temporary rectangular wire fencing as per Australian Standards (AS 4970), erected prior to commencement of works until completion. Fence must extend out to at least 2.2 metres.*
- b) *Notation that tree protection measures be implemented in accordance with the recommendations (as relevant) contained in the Arboricultural Report prepared by Sherrin Bishop, dated 1 November 2018.*
- c) *Internal elevations between the dwellings; details of internal habitable room windows of all dwellings to avoid internal overlooking to the satisfaction of Responsible Authority.*
- d) *The Family room window of Dwelling 1 on the northern elevation.*
- e) *Sill heights from finished floor level to all habitable room windows of the dwellings.*
- f) *A notation that the existing redundant northern crossing in Margot Street is to be removed and replaced with kerb and channel. The footpath and naturestrip are to be reinstated to the satisfaction of Council.*
- g) *Vehicle turning manoeuvres within the main church car park to have:*
 - *Provision of a minimum 5.8m access aisle width along the entire length of the car park.*
 - *Parking spaces along the southern access aisle line marked at a length of 4.25 metres.*
 - *Low vegetation proposed in the landscaping area along the southern boundary adjacent to the parking spaces for 600mm behind the back of kerb to allow for vehicle overhang.*
- h) *Car spaces 1 and 2 to be widened to a minimum of 2.8 metres to the satisfaction of the Responsible Authority.*
- i) *The accessible parking space to be designed in accordance with the Australian Standard for Off-Street Parking for people with disabilities, AS/NZS 2890.6.*
- j) *Bicycle parking facilities to follow the design and signage requirements set out in Clause 52.34 of the Monash Planning Scheme.*
- k) *Dwellings 1 and 3 vehicle crossings to be reduced to 3 metres in width.*
- l) *The location and design of any required fire services, electricity supply, gas and water meter boxes discreetly located and/or screened to compliment the development.*

No Alteration or Changes

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

Common Boundary Fences

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3. *All common boundary fences are to be a minimum of 1.8 metres above the finished ground level to the satisfaction of the Responsible Authority. The fence heights must be measured above the highest point on the subject or adjoining site, within 3 metres of the fence line.*

Landscaping

4. *Before the commencement of buildings and works, 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.

Landscaping Prior to Occupation

5. *Before the occupation of the buildings allowed by this permit, landscaping works associated with each stage of the development 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.*

Tree Protection

6. *Tree protection measures must be carried out in accordance with the recommendations (as relevant) contained in the Arboricultural Report prepared by Sherrin Bishop, dated 1 November 2018.*
7. *No building material, demolition material or earthworks shall be stored or stockpiled under the canopy line of any tree to be retained during the construction period of the development hereby permitted.*

Management Plans

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- 8. Concurrent with the endorsement of any plans, a Sustainable Management Plan (SMP) must be submitted to and approved by the Responsible Authority. Upon approval the SMP will be endorsed as part of the planning permit and the development must incorporate the sustainable design initiatives outlined in the SMP to the satisfaction of the Responsible Authority. The report must include, but is not limited to, the following:**
- a) Demonstration of how 'best practice' sustainability measures have been addressed, having regard to the relevant aspects of Clause 22.13 of the Monash Planning Scheme.**
 - b) Identify relevant statutory obligations, strategic or other documented sustainability targets or performance standards.**
 - c) Document the means by which the appropriate target or performance is to be achieved.**
 - d) Identify responsibilities and a schedule for implementation, and ongoing management, maintenance and monitoring.**
 - e) Demonstrate that the design elements, technologies and operational practices that comprise the SMP can be maintained over time.**
 - f) Any relevant requirements of the Condition 1 sub-clauses hereof.**
- All works must be undertaken in accordance with the endorsed Sustainability Management Plan to the satisfaction of the Responsible Authority. No alterations to the endorsed Sustainable Management Plan may occur without written consent of the Responsible Authority and (to the extent material and necessary) any relevant flow-on changes to the design response must be also incorporated into the endorsed architectural plans.**
- 9. Prior to the occupation any of the buildings approved under this permit, a report from the author of the endorsed Sustainable Management Plan (or similarly qualified person or company) must be submitted to the Responsible Authority. The report must be to the satisfaction of the Responsible Authority and must confirm that (in relation to the relevant completed stage of the building ready for occupation) all measures specified in the Sustainable Management Plan have been implemented in accordance with the approved plan.**
- 10. 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 Church site by private contractor. The Waste Management Plan shall provide for:**
- a) The method of collection of garbage and recyclables for uses;**
 - b) Designation of methods of collection by private 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.**

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- f) 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.*

A copy of this plan must be submitted to and approved by the Responsible Authority. Once approved the Waste Management Plan will be endorsed to form part of the permit.

11. Before the development starts, 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 of the development;*
- g) wash down areas for trucks and vehicles associated with construction activities;*
- h) cleaning and maintaining surrounding road surfaces;*
- i) a requirement that construction works must only be carried out during the following hours:*
 - Monday to Friday (inclusive) – 7.00am to 6.00pm;*
 - Saturday – 9.00am to 1.00pm;*
 - Saturday – 1.00pm to 5.00pm (Only activities associated with the erection of buildings. This does not include excavation or the use of heavy machinery.)*

Place of Worship

12. A maximum of 150 patrons attending the Place of Worship at any one time.

13. A minimum of 25 car spaces including one accessible parking space provided for the Place of Worship.

Development

14. Before the development permitted is completed, 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;*

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- (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.

- 15. 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.*

Drainage

- 16. All on-site stormwater is to be collected from hard surface areas and must not be allowed to flow uncontrolled into adjoining properties.*
- 17. Stormwater is to be detained on-site to the predevelopment flow of peak stormwater discharge. Approval of any detention system is required from Council prior to works commencing. Please refer to notes section of this permit for additional details.*
- 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 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 to be obtained from Council's Engineering Division.

Completion of Buildings and Works

- 19. Once the development has started it must be continued and completed to the satisfaction of the Responsible Authority.*

Permit Expiry

- 20. This permit will expire in accordance with section 68 of the Planning and Environment Act 1987, if one of the following circumstances applies:*
 - (a) The development has not started before two (2) years from the date of issue.*
 - (b) The development is not completed before four (4) years from the date of issue.*

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 permit expires, or within six months of the permit expiry date, where the development allowed by the permit has not yet started; or within 12

months of the permit expiry date, where the development has lawfully started before the permit expires.

NOTES

1. *Building approval must be obtained prior to the commencement of the above approved works.*
2. *Building Permit approval for this development must take into consideration the location of future subdivision boundaries and their compliance with the Fire Separation Provisions of the Building Code of Australia, including Separating Walls and Openings near Boundaries, as well as the requirements of the Building Regulations.*
3. *One copy of the drainage and civil works must be submitted to and approved by the Engineering Department 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.*
4. *Engineering permits must be obtained for new or altered vehicle crossings and for connections to Councils drains / Council pits / kerb & channel and these works are to be inspected by Council (telephone 9518 3555).*
5. *“Use of Easement” approval may be required for any structure proposed to be constructed over an easement. Separate approval is required from Council’s Drainage Engineers and/or the relevant Authority.*
6. *Unless no permit is required under the scheme signs must not be constructed or displayed without a further permit.*
7. *Any request for a variation of this Permit shall be lodged with the relevant fee as determined under the Planning & Environment (Fees) Regulations 2016.*
8. *Any request for time extension of this Permit shall be lodged with the relevant administration fee at the time the request is made.*
9. *The lot/dwelling numbers on the “Endorsed Plan” are not to be used as the official street address of the property. Street numbering is allocated in accordance with Australian/New Zealand Standards 4819:2001- Rural and Urban Addressing. Any street addressing enquiries should be directed to Council’s Valuation Team on 9518 3615 or 9518 3210.*

CARRIED

1.6 1-9 Allen Street & 777-781 Warrigal Road, Oakleigh - Construction of A Four Storey Residential Aged Care Facility and A Medical Centre

Moved Cr James,

Seconded Cr Fergeus

That Council resolves to issue a Notice of Decision to Refuse to Grant a Planning Permit (TPA/49990) for the construction of a four storey residential aged care facility, use of the premises for a medical centre and alteration (removal) of access to a road in Road Zone, Category 1 at 1-9 Allen Street & 777-781 Warrigal Road, Oakleigh subject to the following grounds:

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1. *The proposal is inconsistent with the Residential Development Policy and Residential Development and Character Policy at Clauses 16.01-7S, 21.04 and 22.01 of the Monash Planning Scheme.*
 2. *The proposal is inconsistent with the Monash Housing Strategy 2014.*
 3. *The proposal does not satisfy the purpose of Clause 53.17 of the Monash Planning Scheme.*
 4. *The proposal does not adequately satisfy the objectives of the Neighbourhood Residential Zone.*
 5. *The proposal is out of character with the existing development in the area in particular with regard to building height, mass, bulk and scale.*
 6. *The proposal would have a detrimental impact on the amenity of surrounding land.*
 7. *The design details of the medical centre does not allow easy and convenient access to the medical centre.*

Cr Little said that he supported the motion. He added that the proposed scale of the development in a Neighbourhood Zone was inappropriate and the site was in an environmentally sensitive area.

CARRIED

1.7 Town Planning Schedules

Moved Cr Fergeus,

Seconded Cr Little

That the report containing the Town Planning Schedules be noted.

CARRIED

2. COMMUNITY DEVELOPMENT AND SERVICES

2.1 Libraries Change Lives Budget Bid 2019-2020

Moved Cr McCluskey,

Seconded Cr Fergeus

That Council provides a letter of support to join the Public Libraries Victoria and State Library of Victoria's advocacy campaign Libraries Change Lives Budget Bid 2019-2020 calling for the State Government to allocate additional funding in the following three priority areas:

1. *Boost operational funding for public libraries through a \$15 million investment increase in public libraries over four years;*
2. *Invest in library infrastructure through a \$20 million increase in the Living Libraries infrastructure program; and*

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- 3. *Deliver early years education to create literate and educated communities through a \$10 million investment to deliver early years programs.***

CARRIED

3. CORPORATE SERVICES

3.1 Proposed Annual Budget 2019/2020 Incorporating the Strategic Resource Plan

Moved Cr Little,

Seconded Cr James

That Council:

- 1. approves the proposed Annual Budget 2019/20 incorporating the Strategic Resource Plan, as presented, for the purpose of giving public notice in accordance with Sections 125 and 129 of the Local Government Act 1989 (the Act);*
- 2. adopts the Schedule of Fees & Charges, as detailed in the Annual Budget 2019/20, to be effective from 1 July 2019 (except as otherwise indicated);*
- 3. applies differential rating using Capital Improved Value (CIV) as the basis of valuation to all rateable land to raise rates by 2.50 per cent in 2019/20;*
- 4. recognising that ratepayers receiving pensions should be given assistance to remain in their homes, maintains the Council funded \$50 rate rebate to assist eligible pensioners with their Council rates;*
- 5. that Council applies a service charge under Section 162 of the Act, Recycling Charge of \$22 per rateable property (Net income \$1,509,618); and also provide a \$22 waiver under Section 171 the Act for eligible pensioners towards the Recycling Charge. (estimated cost \$253,000);*
- 6. notes that in order to comply with Section 129 of the Act, public notice of the preparation of the proposed budget will be published in The Age;*
- 7. notes that at the time of publication of the public notice, the information contained in the public notice and the requirements for statutory information set out in the Local Government (Planning and Reporting) Regulations 2014 will be available for public inspection between 1 May and 29 May 2019 (both dates inclusive), during normal business hours at the following locations:*
 - Civic Centre 293 Springvale Road, Glen Waverley;*
 - Oakleigh Service Centre, Atherton Road, Oakleigh;*
 - Oakleigh Library, Drummond Street, Oakleigh;*
 - Clayton Branch Library, Cooke Street, Clayton;*
 - Mount Waverley Library, 41 Miller Crescent, Mt Waverley;*
 - Wheelers Hill Library, 860 Ferntree Gully Road, Wheelers Hill;*
 - Glen Waverley Library, Kingsway, Glen Waverley;*
 - Mulgrave Library, Mackie Road, Mulgrave; and*
 - on Council's web site: www.monash.vic.gov.au.*
- 8. appoints a Committee of Council, in accordance with Section 223 of the Act, comprising all Councillors to consider submissions received on the Annual*

Budget 2019/20, and determines that the meeting of the Committee shall be held at the Council Chambers at the Civic Centre, 293 Springvale Road Glen Waverley, at 7.30pm on Tuesday 11 June 2019;

- 9. directs that any written submissions on any proposal contained in the proposed Annual Budget 2019/20 received by the Council by close of business, 29 May 2019, in accordance with Section 129 of the Act, be considered by the Committee;*
- 10. directs that any requests for verbal submissions received in accordance with Section 223 of the Act be heard by the Committee; and*
- 11. subject to the consideration of any written or verbal submissions received in accordance with Sections 125, 129 and 223 of the Act and any recommendations of the Committee appointed pursuant to Part 7 of this resolution, adopts the Annual Budget 2019/20 and at its meeting on 25 June 2019.*

Cr Saloumi said that she was pleased that the Glen Waverley Community Action Plan was included in the Budget, but was not impressed with Council proceeding with the Montclair car park development. She added that she didn't agree with the Euneva Project, which would require the sale of Council land; festivals and an inordinate amount money to be spent on the MGA, and preferring that it be relocated to Federation Square. Cr Saloumi said that the Council had closed a community gallery and supported something that was highly expensive and aimed at a niche market.

Cr Little said that it was a comprehensive and comprehensible document and hoped that there was community feedback on it. He said that this was a Budget of \$200 million. Cr Little focussed on a number of items in the Budget, including food waste in the green waste bin. He noted that the Council had to continue with the \$22 Supplementary Rate to cover the additional costs of recycling waste collection; commencement of works on the Oakleigh Recreation Centre; refurbishment of toilet facilities at Ashwood Netball Centre.

Cr Fergeus said that there were a number of positive proposals in the proposed Budget, including the food organics program, which would lead to a reduction in costs; infrastructure - \$4.2 million for footpaths, upgrade of the play space at Evelyn Street Reserve, Clayton and in Melissa Street Mount Waverley; upgrades to sports grounds, including Princes Highway Reserve West, lighting works at Scammell Reserve; redevelopment of the Oakleigh Recreation Centre; inclusion of the Social Inclusion Strategy in the Budget; implementation of Year 1 of the Monash Affordable Housing Strategy. Cr Fergeus encouraged the community to provide feedback on the proposed Budget.

Cr James said that the food organics program was a fantastic proposal. Cr James referred to proposed funding for the Hughesdale streetscape works in Poath Road. Work had been done with the City of Glen Eira, to develop streetscape works in the area; \$1.2 million for the reconstruction of the Princes Highway Reserve West

oval. Cr James that the Budget delivered a number of great projects for the community.

Cr Zographos said that the food organics program will begin in the 2020 financial year, but planning work for it will need to commence in 2019. He noted that the City of Glen Eira had a food organics program; construction of a multi-sport new pavilion at Caloola Reserve, to complement the newly completed tennis courts; creation of 4 new staff positions, which was a change to previous years. Cr Zographos encouraged community feedback on the proposed Budget.

Cr Lake said that he wanted to address the comments made by Cr Saloumi on the Monash Gallery of Art saying that the impression created was that there was a discretionary decision made by Council to waste \$700 k on a facility that was outside of the CBD. He added that the MGA was a unique cultural institution; there was nothing like it in Australia, housed in a building designed by Harry Seidler. Cr Lake said that there hadn't been a significant increase to the Budget for the MGA for a number of years. He noted that the Council's contribution to the Gallery's running costs would be less than 50 percent.

The Mayor said that putting the Budget together took a massive effort and it was presented very well. He encouraged community feedback on the proposed Budget.

CARRIED

PROCEDURAL MOTION

Moved Cr James,

Seconded Cr Little

That Item 6.5 be considered as the next item on the agenda.

CARRIED

6.5 Princes Highway Reserve West Oval – Electronic Scoreboard Installation

Moved Cr James,

Seconded Cr McCluskey

That Council funds in-kind project management support to the Oakleigh District Football Netball Cricket Club for the delivery of a new electronic scoreboard at Princes Highway Reserve, West Oval.

Cr James said that this deviated from what was the norm at Council, but was concerned that an \$80,000 State Government commitment could be jeopardised and the proposal would complete the redevelopment of Princes Highway Reserve West Oval. He said that there was no financial impact for Council, with a Council officer proposed to handle the project management. Cr James said that the scoreboard would be a Council asset.

Cr Davies said that the Council policy was for clubs to meet project management costs. If the State Government was funding the project, it could fund the extra money for the project management. Cr Davies said that such a decision would impact on other clubs that may need similar financial assistance and the Council should keep to its policy.

Cr Fergeus said that he wanted the project to go ahead but it was untrue to say that it would not cost the Council and the policy should not be changed. He added that such a decision would affect the ability to have a balanced budget. Cr Fergeus said that he couldn't support the motion as it would be unfair to the officers and an undue expectation.

Cr Lake said that he supported the motion and Crs Davies and Fergeus had made much more of this and the inconsistencies with Council policy than ought to be made. He said that if the club had raised the funds for the scoreboard, it could have been expected to raise the extra money for the project management. But that was not the situation, with the club receiving a State grant that needed to be acquitted this financial year. Cr Lake said that Council made decisions that did not always accord with policy. Common sense needed to be applied to the situation and a scoreboard would be delivered, at no cost to Council, the club or ratepayers.

Cr Saloumi said that a lot of money was being spent on festivals, which were 'one night stands', whereas this proposal had longevity, with Council receiving ownership of the scoreboard.

Cr Zographos said that it was a nice try, but he couldn't support the motion. He said that the solution was for the State Government to meet the shortfall in funds. Cr Zographos said that this was not about the club, but about being fair to everyone.

The Mayor said that at times, the Council struggled to provide the necessary infrastructure. He noted that the Council had resolved to spend nearly \$1million on the oval at this reserve and also noted that there were many infrastructure projects that had relied on government funding, with Council also contributing to see the projects completed. The Mayor said that the advice received from officers was that the asset would not be owned by Council, but it was on Council land and could be used by groups that use the oval. The Mayor said that he supported the proposal and it would result in a great community benefit.

CARRIED

3.2 **Tender for Internal Audit Services**

Moved Cr Fergeus,

Seconded Cr Little

That Council:

- 1. Awards the tender from Crowe Horwath Melbourne for internal audit services, Contract No. 2019093 or a schedule of rates based contract with an estimated annual contract value of \$137,500 and an estimated total contract value of \$687,500 inclusive of all available extension options.*
- 2. Authorises the Chief Executive Officer or their delegate to execute the contract agreement.*
- 3. Notes that the contract will commence from 1 July 2019, with an initial term of 3 years and the contract has two extension options of one year each and authorises the Chief Executive Officer to approve extension options subject to satisfactory performance.*

*(*please note that all dollar figures are GST inclusive unless stated otherwise)*

CARRIED

4. **INFRASTRUCTURE**

4.1 **Tender For Wheelers Hill Library and MGA Air Conditioning Upgrade**

Moved Cr James,

Seconded Cr Fergeus

That Council:

- 1. Awards the tender from Inter-Chillers Pty Ltd for the supply, installation and commissioning of the new air handling units upgrade at the Wheelers Hill Library and Monash Gallery of Art, Contract No. 2019042 for a fixed Lump Sum of \$485,320 with an extra \$24,266 for Contingencies.*
- 2. Authorises the Chief Executive Officer to execute the contract agreement.*
- 3. Notes that the total budget including the fixed Lump Sum, Contingencies, Consultant and Project Management fees is \$534,046.*

*(*Please note that all dollar figures are GST Inclusive unless stated otherwise)*

CARRIED

4.2 **Clayton South Regional Landfill User Group Budget 2019/2020**

Moved Cr Fergeus,

Seconded Cr Little

That Council, as a member of the Clayton South Regional User Group, endorses the Clayton South Regional Landfill User Group's Management Committee's

recommended Management, Rehabilitation and Monitoring Works Budget for 2019/20 year and notes the future projected cash flow.

CARRIED

4.3 Tender For Central Grandstand – External Renewal Works (Stage 1)

Moved Cr Little,

Seconded Cr Fergeus

That Council:

- 1. Awards the tender for the Central Grandstand – External Renewal Works (Stage 1), Contract No. 2019123 to 2Construct Pty Ltd for a fixed Lump Sum of \$495,517 with an extra \$74,327 for Contingencies*
- 2. Authorises the Chief Executive Officer to execute the contract agreement;*
- 3. Notes that the total budget including the fixed Lump Sum, Contingencies and Fees is \$608,939.*

Please note that all dollar figures are GST inclusive unless stated otherwise.

Cr Little said that he was pleased to see the project proceeding, noting that the Waverley Woodworkers and the Waverley Gem Club had long had problems with their accommodation.

CARRIED

4.4 Tender For Euneva Car Park Level 1 Community Infrastructure Project

Moved Cr Fergeus,

Seconded Cr Saloumi

That Council:

- 1. Awards the tender from Capabuild Pty Ltd for the Euneva Car Park Level 1 Community Infrastructure Project, Contract No. 2019112 for a fixed Lump Sum of \$1,721,294.30 with an extra \$258,194.20 for Contingencies;*
- 2. Authorises the Chief Executive Officer to execute the contract agreement;*
- 3. Notes that the total budget including the fixed Lump Sum, Contingencies and Fees is \$2,176,576.60*

(Please note that all dollar figures are GST inclusive unless stated otherwise.)

Cr Saloumi said that she had opposed the project from the beginning because it required the sale of 2 parcels of Council land in the Activity Centre to put in a 520 square metre office inside the Euneva multi-deck car park. The tenants would be WavCare and Monash Youth and Family Services. Cr Saloumi said that this would cost \$2.176 million and Council would need to provide an extra 36 car parks, at a cost of \$1.7 million. Cr Saloumi said that the proposal represented a bad financial

decision and involved the sale of Council land that could be used for the community in the future.

Cr Lake said that Cr Saloumi's comments were unfair and unreasonable and this had been a project that had been instigated by officers for good reason. The two pieces of land were insignificant, needed considerable investment and were not fit for purpose. He said that for a low cost to Council, a range of services would be co-located. The services would be clustered to best serve those who needed them. Cr Lake said that this was the sort of arrangement that should include a Headspace service.

Cr Davies said that this was a bad project and had a lot of resistance from Councillors and hotly debated. He said that the Council was spending close to \$4million to build a facility and had to provide additional parking, which increased costs. Cr Davies added that the services could be located in leased premises and it would cost less than the proposed development. He added that the project was being justified because the Council had land to sell and that was the worst way to analyse a project. The land could be used for other things.

CARRIED

DIVISION

A Division was called.

For: Crs Lake, James, Little, McCluskey, Klisaris, Pang Tsoi

Against: Crs Davies, Zographos, Saloumi

Cr Fergeus was absent from the Chamber at the time of the Division.

4.5 Advanced Waste Processing – Regional Business Case, Collective Procurement and Contract Models

Moved Cr Little,

Seconded Cr James

That Council:

- 1. Notes the advanced waste processing confidential summary business case.***
- 2. Notes the formation of a Special Purpose Vehicle as the preferred contract model for the establishment of advanced waste processing facilities.***
- 3. Advises the Metropolitan Waste and Resource Recovery Group that it wishes to participate in an expression of interest for advanced waste processing including further expenditure for a special purpose vehicle, as outlined in the business case and authorises the Chief Executive Officer to sign the relevant documents.***
- 4. Notes that any contractual arrangements will be brought back to Council for approval.***

CARRIED

5. CHIEF EXECUTIVE OFFICER'S REPORTS

5.1 Assembly of Councillors Record

Moved Cr McCluskey, Seconded Cr Pang Tsoi

That Council notes the Assembly of Council records submitted as part of the requirements of the Local Government Act 1989.

CARRIED

5.2 Tender For Procurement & Implementation of A Project Management System

Moved Cr McCluskey, Seconded Cr James

That Council:

- 1. Awards the tender to CA Technology Pty Ltd (CAMMS) for procurement & implementation of the project management system, Contract No. 2019085 for a fixed lump sum of \$182,600 for the initial three year term.*
- 2. Authorises the Chief Executive Officer to execute the contract agreement.*
- 3. Notes that the contract will commence on 1 June 2019 and the expected completion date is 30 June 2022 and that the contract has two extension options of one year each and authorises the chief executive officer to approve extension options subject to satisfactory performance.*
- 4. Note the total contract value inclusive of all available extension options is \$252,137.*

*(*Please note that all dollar figures are GST inclusive unless stated otherwise)*

CARRIED

5.3 Tender For Mobile Services

Moved Cr Little, Seconded Cr Pang Tsoi

That Council:

- 1. Awards the tender from Telstra Corporation Ltd. And Optus Networks Pty. Ltd. for Mobile Services, Contract No. 2019043 for a schedule of rates based contract with an estimated annual contract value of \$215,694 (Telstra) and \$11,340 (Optus) for a total of \$227,034 and an estimated total contract value of \$908,136 inclusive of all available extension options;*

-
2. *Authorises the Chief Executive Officer or her delegate to execute the contract agreement; and*
 3. *Notes that the contract will commence from 2nd May 2019, with an initial term of 2 years and the contract has two extension options of 1 year each and authorises the Chief Executive Officer to approve extension options subject to satisfactory performance.*

*(*Please note that all dollar figures are GST Inclusive unless stated otherwise)*

CARRIED

5.4 Tender For Wide Area Network Refresh

Moved Cr James,

Seconded Cr Little

That Council:

1. *Awards the tender from NextGen Group for Wide Area Network Refresh, Contract No. 2019045 for Category A – Wide Area Network for a schedule of rates based contract with an estimated annual contract value of \$328,548 and an estimated contract value of \$2,299,836 inclusive of all available extension options; And for Category B – Internet Services for a schedule of rates based contract with an estimated annual contract value of \$92,492 and an estimated contract value of \$369,970 inclusive of all available extension options; and an estimated total (including both categories) contract value of \$2,669,806 inclusive of all available extension options;*
- 2 *Authorises the Chief Executive Officer or her delegate to execute the contract agreement; and*
3. *Notes that the contract will commence from 2nd May 2019, with an initial term of 5 years and 2 extension options of 1 year each for Category A – Wide Area Network and an initial term of 2 years and 2 extension options of 1 year each for Category B – Internet Services; and authorises the Chief Executive Officer to approve extension options subject to satisfactory performance.*

*(*Please note that all dollar figures are GST Inclusive unless stated otherwise)*

CARRIED

5.5 Tender For MAVP Telecommunications: IP Telephony

Moved Cr Little,

Seconded Cr Pang Tsoi

That Council:

1. *Awards the tender from ArchiTech Network & Communications Solutions Pty Ltd for MAVP Telecommunications, Contract No. 2019096 for IP Telephony Hardware, Implementation and Support for an estimated total contract value of \$ 796,595 inclusive of all available extension options.;*

-
- 2. Authorises the Chief Executive Officer or her delegate to execute the contract agreement; and***
 - 3. Notes that the contract will commence from 2nd May 2019, with an initial term of 3 years and the contract has two extension options of one year each and authorises the Chief Executive Officer to approve extension options subject to satisfactory performance.***

(Please note that all dollar figures are GST inclusive unless stated otherwise.)

Cr Little commended the report, noting the age of the PABX currently in use in the Civic Centre and commended officers for finding a viable VoIP alternative.

CARRIED

6. NOTICES OF MOTION

6.1 Increase To Council Discretionary Fund Budget

Moved Cr McCluskey,

Seconded Cr Little

That Council resolves to approve the allocation of \$10,000 from the 2018/2019 Budget to the Council's Discretionary Expenditure Fund.

Cr Davies said that this was a ridiculous proposal, noting that with 2 months left in the financial year, it was proposed to increase the Fund's budget by 45 percent and it was irresponsible of the Mayor to bring such a motion to Council.

Cr James said that he didn't agree with the proposal. He noted that one application recently considered should have been considered under the Community Grants process. He added that the Council needed to stick to the budget allocated to the Fund. Cr James said that he understood the reason for the motion, but did not agree with it, in principle.

Cr Zographos said that discretionary funds were controversial in the sector and that any change to the fund needed careful consideration. To make a change on a whim was irresponsible. He added that he may have been convinced if consideration of this matter had been foreshadowed 12 months ago and the policy changed to allow for this situation. Cr Zographos said that the State Government had advised that such funds should not be used in the sector. He added that if anything needed funding it should be via the Budget.

Cr Little said that he supported the motion.

In response to a question from Cr Little, the Chief Financial Officer advised that any unspent monies from the Fund would be returned to consolidated revenue.

Cr Little said that in light of that advice, the amount of money proposed did not matter, as any unspent money would be returned to consolidated revenue. He noted that the Fund funded community groups whose projects would not otherwise be achieved.

Cr Lake said that in addition to what Council didn't spend came back to Council, but also what Council spent also through the Fund came back to it, as the money approved for an application was allocated from the Fund, to another account within the organisation, for Halls management. He said that there was no cost to the ratepayer, with the greatest allocation from the Fund being for in-kind hall hire. Cr Lake noted that the Fund predominantly supported community groups which comprised vulnerable members of the community. He commended the Mayor for submitting the motion.

Cr Pang Tsoi spoke in support of the motion, noting the positive effect that the Fund had on the community. He said that the Council spoke about assets, but these were not just tangible assets, but intangible assets such as the community and the Fund was used to support groups that brought people together and supported social inclusion. Cr Pang Tsoi considered that the amount proposed was reasonable.

Cr Klisaris said that what had been lost in the discussion was the spirit and purpose of the Fund which had been in existence for 12 years, initiated by himself. He said that the Fund was about the community, enabling people to come together, to connect, to socialise and enjoy the amenities. Cr Klisaris said that he would support a permanent increase in the Fund's budget allocation.

Cr Fergeus said that he supported the motion; it was not Council spending \$10,000, but an opportunity to spend that amount, should that be necessary. He noted that it could be that the Council chose not to approve any applications received in the next few months, or that no applications were received during that period. Cr Fergeus said that applications were carefully considered and officers provided advice on each one. Cr Fergeus said that the assertion that in-kind support didn't cost the Council money, but that was not true. He said that operating in a rate cap environment and having some of the lowest rates in the State, a user pays component was needed.

Cr Saloumi commends community groups, so that it's a bottom-up rather than top-down approach, ie groups doing things for themselves, with support from the Council. Cr Saloumi added that she didn't support the proposal, but preferred that additional funding be put into this Fund, rather than for Greek festivals. Cr Saloumi suggested that either the funding allocation for this Fund be increased, or the Fund become a category of the Community Grants Program.

The Mayor said that it was pleasing that the item had the interest of all Councillors. He said that he refuted the notion that it was a \$10,000 cost. He noted that the Fund addressed applications made by the community. He further noted that some of the applications fell outside of the Community Grants process or were out of time with that process. Applications were received on an ad hoc basis and it was impossible to anticipate the number of applications. The Mayor added that the proposal was for a \$10,000 allowance, should it be required and should it be approved. If Council didn't approve any applications or no applications were approved, the money would return to consolidated revenue. The Mayor said that the Fund's level had been discussed

previously, and he had foreshadowed putting this motion to Council. He said that the Fund assisted the community. The Mayor said that he thanked Cr Davies for the maths lesson and said that Cr Zographos may not have read the report, to consider that this was raised on a whim.

CARRIED

PERSONAL EXPLANATION

Cr Zographos sought to make a personal explanation.

The Mayor declined to allow the personal explanation, saying that it could be done at the appropriate point in the meeting agenda.

DIVISION

A Division was called.

For: Crs Lake, Little, McCluskey, Klisaris, Pang Tsoi, Fergeus, Saloumi

Against: Crs Zographos, James, Davies

DISSENT FROM RULING

Moved Cr Zographos, Seconded Cr Davies

That the Chairperson's ruling be dissented from.

Cr Zographos said that he made a grossly irresponsible accusation, mentioning him twice and he wanted to make his personal explanation immediately

POINT OF ORDER

Cr Lake called a Point of Order said that Cr Zographos was going beyond explaining how the Mayor's ruling was not consistent with the Meeting Procedures Local Law No.1 and it was very narrow point that was being addressed.

The Mayor advised that Cr Zographos needed to explain why he dissented from the Mayor's ruling.

Cr Zographos said that he disagreed with the Mayor's ruling as the statement that the Mayor had made required an immediate response.

The Mayor said that he understood Cr Zographos' point, but did not agree with it and that anything that he said required an immediate response.

LOST

6.2 Discretionary Fund Applications

Moved Cr McCluskey,

Seconded Cr Little

That Council resolves to decline to approve the following applications for funding from the Council's Discretionary Expenditure Fund:

<i>APPLICANT</i>	<i>PURPOSE</i>	<i>AMOUNT</i>
<i>Thiago Stefanutti</i>	<i>Brazilian National Jiu-Jitsu Championship & Abu Dhabi World Professional Jiu-Jitsu Championships</i>	<i>\$1,000</i>
<i>Ewa Pluciennik</i>	<i>Yale Young Global Scholars 16th-29th June Yale University.</i>	<i>\$700</i>
<i>Monash University Indigenous Nationals Team</i>	<i>Indigenous Nationals games</i>	<i>\$8,112</i>

CARRIED

6.3 Strengthening Responsible Gambling Code of Conduct

Moved Cr Fergeus,

Seconded Cr Lake

That Council:

- 1) Notes that the Victorian Government is currently reviewing the Responsible Gambling Code of Conduct for EGM venues in line with a 2018 election commitment and that the Gaming Minister is expected to announce the outcome of this review in the coming weeks.*
- 2) Notes that harm from gambling is a public health issue and that Council supports reform in order to protect the local community from gambling harm, including strengthening of the Responsible Gambling Code of conduct for EGM venues.*
- 3) Publicly supports reform of the EGM venue codes of conduct so that:*
 - a) All venue staff are prohibited from engaging in activities aimed at increasing the amount of money people lose.*
 - b) All venue staff be required to monitor people gambling to identify signs a person is being harmed by gambling. Further, venue staff should be required to intervene and offer assistance to people displaying signs they are being harmed by their gambling.*
 - c) Introduce mandatory breaks and maximum daily limits on gambling time.*
 - d) The Code forbids the provision of free drinks (excluding water) in the pokies area of the venues and encourages people to take a break by having to go to other parts of the venue for food and drinks.*
 - e) The Code should prohibit the giving of gifts, inducements or any other item of value to people who are gambling.*

f) The Code requires pokie venues to assist in any research around reducing gambling-related harm that has been approved by the Victorian Government.

4) Writes to the Hon Marlene Kairouz MP, Minister for Consumer Affairs, Gaming & Liquor Regulation to communicate Council's support for these reforms to the venue code of conduct.

5) Writes to our local members of State parliament encouraging them to support these reforms.

AMENDMENT

With the agreement of the mover and seconder of the motion, and the Council, the following amendment proposed by Cr James was made to the motion, with the wording to parts 3a) and 3b), being amended to read:

3a) Venues are prohibited from engaging in activities aimed at increasing the amount of money people lose.

3b) Venues be required to monitor people gambling to identify signs a person is being harmed by gambling. Further, venues should be required to intervene and offer assistance to people displaying signs they are being harmed by their gambling.

The motion, as amended became the substantive motion.

CARRIED

DIVISION

A Division was called.

For: Crs Lake, James, Little, McCluskey, Klisaris, Fergeus

Against: Crs Davies, Saloumi

Abstain: Cr Zographos

Cr Pang Tsoi was absent from the Chamber at the time of the Division

6.4 Motion to the State Council Meeting of MAV – Increased Demand on Financial and Material Aid Services in Monash

Moved Cr Klisaris,

Seconded Cr Fergeus

That Council:

1. Endorses the motion to the Municipal Association of Victoria (MAV) May 2019 State Council requesting that the MAV advocates to the State Government to

acknowledge the increased demand on financial and material services and a commitment to address this issue.

- 2. Endorses the motion to the Municipal Association of Victoria May 2019 State Council requesting that the MAV advocate to the Federal Government to reconsider current policies in regard to social security payments and funding to welfare services.*

CARRIED

6.6 Everybody's Home Campaign

Moved Cr Fergeus,

Seconded Cr James

That Council signs up to the 'Everybody's Home' Campaign as a campaign partner.

Cr Fergeus said that Council was requested to consider supporting the campaign, in the lead up to the Federal election, through the Eastern Affordable Housing Alliance, which Council is a member of. The motion aligned with Council's Housing Strategy, particularly regarding affordability and accessibility. He added that this would complement Council's work on an affordable housing strategy. Cr Fergeus said that the Council needed to engage in external advocacy in this space and noted that this advocacy would be complementary to that being undertaken with the State Government. He noted the lack of affordable housing and housing diversity in Monash.

CARRIED

DIVISION

A division was called.

For: Crs Lake, Little, McCluskey, Klisaris, Fergeus, Saloumi

Against: Crs Zographos, Davies

Abstain: Cr Pang Tsoi

6.7 Mackie Road Neighbourhood House

Moved Cr McCluskey,

Seconded Cr Klisaris

That Council:

- 1. Recognises the increased coordination role that Mackie Road Neighbourhood House undertakes in the day to day management of Wellington Reserve Community Centre.*
- 2. Undertakes to recompense the Neighbourhood House for the increased work load with a one off payment of \$3,000.*

3. Requests that Mackie Road Neighbourhood House make application through the Monash Community Grants Program for consideration of future funding.

Cr Saloumi noted that Kerrie Neighbourhood House was committed to increasing the viability of Mackie Road Neighbourhood House and added a Coordinator to look after both Neighbourhood Houses, which was unusual for Neighbourhood Houses. She said that this added to the operating costs of the Neighbourhood Houses and it was necessary to re-examine how Mackie Road was being administered. Cr Saloumi said that she didn't support the motion, saying that Kerrie Road's income was high and that they could reconsider their costs over the next two months, to the end of the financial year.

The Mayor said that this would be money well spent and the relief that the Kerrie Neighbourhood House needed to fulfil what they hoped that Mackie Road could be. He added that the rejuvenation of Mackie Road over the last 2 years had been amazing, with a lot of hard work by the new committee, volunteers and the Council's Place Maker. The Mayor said that it was a great facility. He commended the motion to Council. He added that the \$3,000 was a small amount for the great community benefit that would be attained.

CARRIED

DIVISION

A Division was called.

For: Crs Zographos, Lake, James, Little, McCluskey, Klisaris, Pang Tsoi, Fergeus

Against: Cr Saloumi

Abstain: Cr Davies

6.8 South Australian Renewables Road Trip

Moved Cr Fergeus,

Seconded Cr James

That Cr Fergeus be given approval to attend the South Australian (SA) Renewables Road Trip from the 1-3 May 2019 run by Cities Power Partnership.

CARRIED

7. COMMITTEE REPORTS

7.1 Gender Equity Advisory Committee –Appointment of a New Committee Member

Moved Cr Fergeus,

Seconded Cr James

That Council approves the appointment of Bailey Webb for a two (2) year term to the Monash Gender Equity Advisory Committee.

CARRIED

8. URGENT BUSINESS

Nil.

9. CONFIDENTIAL BUSINESS

Nil.

10. PERSONAL EXPLANATIONS

Cr Zographos said that he was offended that the Mayor found his comments about the decision on Item 6.1 being made on a whim and that he took exception to him expressing an opinion. Cr Zographos said that he did not mention the Mayor by name in making that particular remark. He said that he had been disappointed that the Mayor had accused him of somehow being irresponsible for having an opinion. Cr Zographos said that he was commenting on the transparency of the Council's decision making.

The Mayor said that if he offends anyone, he'll apologise. He said that when he said that he found it offensive, that the motion was brought to Council on a whim, the comment could only be directed at him, because the motion was in his name. He added that he could not see how Cr Zographos' comment could be directed at anyone else. He therefore took offence at being accused of producing a motion, on a whim.

Cr Davies said that when he accused the Mayor of being irresponsible, he wasn't concerned about whether the Mayor would be offended and considered that there should be less offence in the world. He added that if the Mayor was offended, he needed to 'suck it up'.

11. COUNCILLORS' REPORTS

11.1 Cr James

- a) paid tribute to the Monash Interfaith Gathering which had its inaugural meeting at the Mulgrave Community Centre, which he, the Mayor and Cr Davies attended. He noted that it was a well-attended event.
- b) Thanked the Sustainability team for organising the Wetlands Wonder at Scotchmans Creek
- c) On behalf of the Council, paid his respects to Australia's soldiers in the context of the ANZAC Day commemorations and thanked and paid his respects to the Oakleigh-Carnegie Branch of the RSL for organising the commemoration service at the Oakleigh Cenotaph. He noted that the Mayor had attended the service at Glen Waverley and Cr Zographos had attended the one at Clayton.

11.2 Cr Little informed the Council of:

- a) his attendance at an Indian dance festival a few weeks ago and
- b) his recent attendance at the Sri Lankan Muslim Association prayer meeting, praying for peace in relation to the devastating events in Colombo.
- c) opened several art exhibitions at the new Mount Waverley Community Centre. He congratulated all involved in the refurbishment of the Centre, with the art space being well used by the community.

11.3 Cr Davies advised Council of:

- a) his attendance at the Monash Interfaith group, which was well attended and was sponsored via the Pinewood Community Bank
- b) his attendance at the Armenian Genocide commemoration on 24 April 2019.

Cr Davies also paid his respects to those lost in the Sri Lankan bombings, saying that it was a sad time for the Sri Lankan people, after 10 years of peace, following the long civil war.

Cr Davies advised Council that Hazel Hockley of the Waverley City Archers had been chosen to represent Australia at the 2019 World Archery Championships in 's-Hertogenbosch, Netherlands.

11.4 Cr Saloumi advised Council of her attendance at Highvale Retirement Village for the ANZAC Day commemoration on 24 April 2019, which was well attended. She noted that the Salvation Army chaplain, Rusty Adams gave an interesting presentation.

11.5 The Mayor thanked Crs James and Zographos for attending the RSL ANZAC Day commemoration services. He said that it was an honour to lay a wreath on behalf of the Council and be in attendance at a commemoration service. He noted the national significance that such services held. The Mayor noted that the RSL had a number of services, including one for school children at the Central Reserve Cenotaph. The Mayor said that the commemorations did not celebrate war, but celebrated efforts and freedom.

The Mayor declared the meeting closed at 9.27 pm

MAYOR:

DATED THIS DAY OF 2019