



**CITY OF
MONASH**

**MINUTES OF THE MEETING OF
COUNCIL
HELD ON 31 AUGUST 2021**

at 7.00 pm

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

**MINUTES OF THE MEETING OF THE MONASH CITY COUNCIL
HELD IN THE COUNCIL CHAMBERS, SPRINGVALE ROAD GLEN WAVERLEY
ON 31 AUGUST 2021 AT 7.00 PM.**

PRESENT

Councillors B Little (Mayor), S McCluskey (Deputy Mayor), J Fergeus, S James, P Klisaris, G Lake, R Paterson, T Samardzija, T Zographos

APOLOGIES

Crs N Luo, A de Silva,

DISCLOSURES OF INTEREST

Cr Zographos – general conflict of interest in Item 1.5; Cr Klisaris - general conflict of interest in Item 1.8.

CONFIRMATION OF MINUTES OF THE MEETINGS OF COUNCIL HELD ON 27 JULY 2021

Moved Cr Zographos,

Seconded Cr McCluskey

That the minutes of the Meeting of Council held on 27 July 2021, be taken as read and confirmed.

CARRIED

RECEPTION AND READING OF PETITIONS, JOINT LETTERS & MEMORIALS

Nil

PUBLIC QUESTION TIME

The Mayor advised that 3 question had been received.

OFFICERS' REPORTS

1. CITY DEVELOPMENT

1.1 Town Planning Schedules

Moved Cr Paterson,

Seconded Cr Samardzija

That the report containing the Town Planning Schedules be noted.

CARRIED

1.2 209-211 Clayton Road, Clayton - Construction of a Four Storey Building with Basement for Student Accommodation

Moved Cr Klisaris,

Seconded Cr Little

That Council resolves to Grant a Planning Permit (TPA/51193) for the construction of a four storey building for the purpose of accommodation (student accommodation) over basement car parking, and alternation of access to a road in a Road Zone Category 1, at 209-211 Clayton Road, Clayton subject to the following conditions:

Amended Plans Required

1. *Before the development starts, amended plans drawn to scale and correctly dimensioned must be submitted to the satisfaction of and approved by the Responsible Authority. When approved, the plans will be endorsed and then form part of the Permit. 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 to Council prepared by CPO Architects (DA-001 to DA-052 Revision 5; DA-099 Revision 7; DA-100 to DA-103 Revision 8; DA-104 & DA-200 Revision 7; DA-300 to DA-302 & DA-310 to DA-322 Revision 6; DA-323 to DA-330 Revision 5;) but modified to show:*
 - a) *Front fencing reduced in a height to a maximum of 0.9 metres;*
 - b) *The location of bin storage rearranged within the basement to allow for bin collection vehicles to enter and collect waste from within the basement, whilst maintaining a minimum of 24 car parking spaces on site.*
 - c) *Car parking space (no.8), south of the bike store, provided with an additional 300mm clearance to the adjacent bike store;*
 - d) *Provision of a turning bay area within the approximate location of car parking space 20. The turning bay area should be clearly Line marked (hatched) and labelled;*
 - e) *Provision of additional architectural features, façade articulation and more subdued/neutral materiality to the elevated sections of multi-storey blank sheer walls on the southern and northern façade to break up the massing impact of the façade and reduce the visual dominance of the stairwell;*
 - f) *Material FB-2 modified to a more subdued and neutral colour;*
 - g) *The location of tree 12 Acer palmatum (Japanese Maple) located at 207 Clayton Road and its tree protection measures clearly annotated with any changes required to prevent adverse impacts to this tree., in accordance with supplementary arboricultural advice;*
 - h) *A section showing the design and materials of the proposed window screens to restrict overlooking;*
 - i) *The edges of the new crossover angled at 60 degrees to the road reserve boundary at least for the first 3 metres from the edge of the road;*
 - j) *Number of bicycle parking spaces in each 'bike storage' (in lieu of square metres);*

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- k) The location of the boom gate to the basement garage (if any) from the front property boundary to ensure no vehicles overhanging the footpath while waiting for the gate to open;*
 - l) The hydrant booster enclosure, electricity supply, gas and water meter boxes incorporated in the landscape setting;*
 - m) An amended Landscape Plan prepared in accordance with Condition 3;*
 - n) An amended Waste Management Plan prepared in accordance with Condition 8; and*
 - o) An amended Sustainable Management Plan prepared in accordance with Condition 10.*

all to the satisfaction of the Responsible Authority.

Layout not to be Altered

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

Landscaping Plan

- 3. Concurrent with the endorsement of any plans requested pursuant to Condition 1, 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. The Landscape Plan must be generally in accordance with the Landscape Concept Plan prepared by John Patrick (Revision A) dated 7 October 2019 except that the plan must show:*
 - a) The revised building layout in accordance with the development plan (DA-099 Revision 7; DA-100 to DA-103 Revision 8) and changes required under condition 1;*
 - b) The hydrant booster enclosure, electricity supply, gas and water meter boxes incorporated into the landscape setting;*
 - c) Additional small to medium sized trees within the 3 metre northern setback and along the southern side of the common driveway;*
 - d) The detail of the proposed paving;*
 - e) The location of external lighting (if any); and*
 - f) The provision of an in-ground, automatic watering system linked to rainwater tanks on the land servicing the main garden areas, all to the satisfaction of the Responsible Authority.*
- 4. 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.*

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5. *All landscaping works shown on the endorsed landscape plan(s) must be maintained and any dead, diseased or damaged plants replaced, all to the satisfaction of the Responsible Authority.*

S173 Agreement

6. *Prior to the endorsement of plans referred to in Condition 1 the owner of the land must enter into an agreement with the Responsible Authority under Section 173 of the Planning and Environment Act 1987. In addition to the usual mechanical provisions, the agreement must provide for the following matters:*
- a) *That no person may reside in the building unless that person is a bona fide student or academic whether part time, full time, short term or resides there in a supervisory, management or caretaker capacity of the facility;*
 - b) *Car parking spaces are only permitted to be used by the occupants of the units and their visitors;*
 - c) *Car spaces must not be individually subdivided, on-sold, leased, rented or made available to any other person other than an owner, occupant or visitor of the premises;*
 - d) *That residents of the units will be notified in writing as part of any lease or rental agreement that they will not be entitled to car parking permits for on street car parking;*
 - e) *Clearly note and acknowledge that should the land cease to be used for student housing, a new planning permit may be required for an alternative use. It should be noted that any dispensation for on-site car parking given to the student accommodation use is not transferable to any proposed alternative use of the land. Any subsequent use will be assessed in accordance with the car parking requirements of the Monash Planning Scheme;*
 - f) *That the student accommodation premises must be managed by a single entity with responsibility for all aspects of the use; and*
 - g) *An operational management plan prepared and implemented to the satisfaction of the Responsible Authority according with Condition 7 of this permit.*

All costs of preparation, execution and registration of the agreement must be borne by the owner of the land, or the future Owners Corporation, including those costs incurred by the Responsible Authority

Student Accommodation Management Plan

7. *Prior to the commencement of the student accommodation, an Operational Management Plan for the use of the site must be submitted to and approved by the Responsible Authority. The Plan should detail but not limited to:*
- a) *Student accommodation units managed and under the control of a single operator responsible for the operation and maintenance of the entire premises for the life of the use as student accommodation;*
 - b) *The 24 hour contact details for the management of the premises displayed in a manner and location that it is visible to any person entering the site. This*

information is to be updated as required immediately following any change to the nominated responsible management contact person;

- c) After hours contact details for management of the facility;*
- d) Appropriate management of the car park including access arrangements;*
- e) Appropriate maintenance of buildings and grounds, including all landscaped areas;*
- f) Permanent display of the Management Plan in a common area accessible to all residents of the student accommodation facility.*

When approved, the Operational Management Plan will be endorsed to form part of this permit and must be implemented to the satisfaction of the Responsible Authority.

Waste Management Plan

- 8. *Concurrent with the endorsement of plans required pursuant to Condition 1, a Waste Management Plan must be approved by the Responsible Authority. The plan must be substantially generally with the Waste Management Plan prepared by Onemilegrid, dated 25 October 2019 but revised to the satisfaction of the Responsible Authority:***
- a) The bin store area located within the basement (as per the development plans prepared by CPO Architects Revision 7), with collection undertaken from the basement;*
 - b) Include details of the purpose of the Waste Management plan as stated in the City of Monash Waste Management Guide for Applicants;*
 - c) Swept path diagrams showing the movement of the waste truck to the collection point and turning around within the site to enable exiting the site in a forwards direction;*
 - d) Revised waste volume calculation and provide for food waste recycling;*
 - e) Provision of future separated glass recycling as per Victorian Government Recycling Victoria Policy;*
 - f) Revised details of the private bins collection time and methods;*
 - g) Include a Management Communications Strategy to ensure occupants will understand their responsibilities regarding contamination, recycling and waste reduction; and*
 - h) Provide details of waste collection process supported by scaled plans.*

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

Construction Management Plan

- 9. *Prior to the commencement of any site works (including any demolition and excavation), a Construction Management Plan (CMP) must be submitted and approved by the Responsible Authority. No works are permitted to occur until the Plan has been***

endorsed by the Responsible Authority. Once endorsed, the CMP will form part of the permit and must be implemented to the satisfaction of the Responsible Authority. The CMP must address the following issues:

- a) *Appropriate measures to control noise, dust and water and sediment laden runoff;*
- b) *Appropriate measures for the prevention of silt or other pollutants from entering into the Council's underground drainage system or road network;*
- c) *Appropriate measures relating to removal of hazardous or dangerous material from the site, where applicable;*
- d) *A plan showing the location and design of a vehicle wash-down bay for construction vehicles on the site so as to prevent material leaving the site and being deposited on Council's road network;*
- e) *A program for the cleaning and maintaining surrounding road surfaces;*
- f) *A site plan showing the location of any site sheds, on-site amenities, building waste storage and the like, noting that Council does not support the siting of site sheds within Council road reserves;*
- g) *Measures to provide for public Safety and site security;*
- h) *A plan showing the location of parking areas for construction and sub-contractors' vehicles on and surrounding the site, to ensure that vehicles associated with construction activity cause minimum disruption to surrounding premises. Any basement car park on the land must be made available for use by sub-constructors/tradespersons upon completion of such areas, without delay;*
- i) *A Traffic Management Plan showing truck routes to and from the site;*
- j) *A swept path analysis demonstrating the ability for trucks to enter and exit the site in a safe manner for the largest anticipated truck associated with the construction;*
- k) *Appropriate measures to ensure that sub-contractors/tradespersons operating on the site are aware of and adhere to the requirements of the CMP;*
- l) *The provision of contact details of key construction site staff; and*
- m) *Include a requirement that except with the prior written consent of the Responsible Authority, a requirement that demolition, excavation or 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 that does not exceed the EPA guidelines)*
 - *No works are permitted on Sundays or Public Holidays.*

The provisions, recommendations and requirements of the endorsed Construction Management Plan must be implemented and complied with by all contractors to the satisfaction of the Responsible Authority.

Sustainable Management Plan (SMP)

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10. *Concurrent with the endorsement of plans requested pursuant to Condition 1, a Sustainable Management Plan must be submitted to and approved by the Responsible Authority. The plan must be generally in accordance with the Sustainability Management Plan prepared by Low Impact Development Consulting Dated 16 October 2019, except that the plan must be modified to show the amended development layout to reflect the development plan (DA-099 Revision 7; DA-100 to DA-103 Revision 8).*

Use of Land

11. *The development can only be used for the purpose of student accommodation. Should the land cease to be used for student accommodation, a new planning permit may be required for any alternative use. The car parking requirements for any subsequent use will be assessed in accordance with the provisions of the Monash Planning Scheme.*
12. *Not more than one person may reside in each bedroom shown on the endorsed plans at any one time.*
13. *All common areas on the endorsed plans must be made available and accessible to a resident on a shared basis at all times.*
14. *A resident on-site manager must be on the premises at all times.*

Car Parking and Accessways

15. *All car parking spaces are to remain in common property for the communal use of residents.*
16. *Before the use starts or any building is occupied, 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; and*
 - 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.

17. *Any new vehicle crossover or modification to an existing vehicle crossover must be constructed to the satisfaction of the Responsible Authority.*

Privacy screens

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18. *Prior to the occupancy of the development, all screening and other measures to prevent overlooking as shown on the endorsed plans must be installed to the satisfaction of the Responsible Authority. Once installed the screening and other measures must be maintained to the satisfaction of the Responsible Authority. The use of obscure film fixed to transparent windows is not considered to be 'obscure glazing' or an appropriate response to screen overlooking.*

Services and Plant Equipment

19. *All pipes (except down-pipes), fixtures, fittings and vents servicing any building on the site must be concealed in service ducts or otherwise hidden from external view, to the satisfaction of the Responsible Authority.*
20. *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.*
21. *Any required fire services, electricity supply, gas and water meter boxes must be discreetly located and/or screened to compliment the development to the satisfaction of the Responsible Authority. Any required services must be clearly detailed on endorsed plans forming part of this permit.*
22. *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.*

Drainage & Stormwater

23. *The site must be drained to the satisfaction of the Responsible Authority.*
24. *No polluted and/or sediment laden runoff is to be discharged directly or indirectly into Council's drains or watercourses during and after development, to the satisfaction of the Responsible Authority.*
25. *Stormwater discharge is to be detained on site to the predevelopment level of peak stormwater discharge. Approval of any detention system is required by the City of Monash prior to works commencing.*

Satisfactory Continuation

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

Department of Transport Conditions (Ref: PPR 31975/20)

27. *Prior to the occupation of the development hereby approved, all disused or redundant vehicle crossings must be removed and the area reinstated to the satisfaction of and*

at no cost to the Head, Transport for Victoria (formerly VicRoads) or the Responsible Authority.

28. *Prior to the occupation of the development hereby approved, the new access crossover with the edges of the crossover angled at 60 degrees to the road reserve boundary at least for the first 3 metres from the edge of the road must be constructed and sealed to the satisfaction of and at no cost to the Head, Transport for Victoria or the Responsible Authority.*
29. *All vehicles must enter and exit the site in a forward direction at all times.*

Time for Starting and Completion

30. *In accordance with section 68 of the Planning and Environment Act 1987, this permit will expire if one of the following circumstances applies:*
- (a) The development is 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:*
- (i) within six (6) months afterwards if the development has not commenced; or*
 - (ii) within twelve (12) months afterwards if the development has not been completed.*

Council and the Victorian Civil and Administrative Tribunal are unable to approve requests outside of the relevant time frame.

NOTES

- A. *This is not a Building Permit. Building Permit approval must be obtained prior to the commencement of the above approved works.*
- B. *Engineering permits must be obtained for new or altered vehicle crossings and new connections to Council drains and these works are to be inspected by Council's Engineering Department. A refundable security deposit is to be paid prior to any drainage works commencing.*
- C. *An on-site detention system for storm events up to the 1% AEP event to be retained on site for the basement carpark. The basement detention system is to be separated from the storm water detention system for the property.*
- D. *A licensed Surveyor or Civil Engineer (who is a Registered Building Practitioner) must certify that the stormwater detention system including all levels, pits, pipes and storage volumes is constructed in accordance with the approved plans. The certifier's registration number must be included on the certificate.*

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- E. No work must be commenced in, on, under or over the road reserve without having first obtaining all necessary approval under the Road Management Act 2004, the Road Safety Act 1986, and any other relevant acts or regulations created under those Acts.**
- F. One copy of the plans for the drainage and civil works must be submitted to and approved by the Engineering Department prior to the commencement of works. The plans are to show sufficient information to determine that the drainage works will meet all drainage conditions of the permit.**
- G. Unless no permit is required under the planning scheme any signs must not be constructed or displayed without a further permit.**
- H. All disused or redundant vehicle crossovers must be removed and the area reinstated with footpath, naturestrip, kerb and channel to the satisfaction of the Responsible Authority.**
- I. The proposed vehicle crossing is to be constructed in accordance with the City of Monash standards.**
- J. The full cost of reinstatement of any Council assets damaged as a result of demolition, building or construction works, must be met by the permit applicant or any other person responsible for such damage, to the satisfaction of the Responsible Authority.**
- K. Any works within the road reserve must ensure the footpath and naturestrip are to be reinstated to Council standards.**
- L. All new crossings are to be no closer than 1.0 metre measured at the kerb to the edge of any power pole, drainage or service pit, or other services. Approval from affected service authorities is required as part of the vehicle crossing application process.**
- M. Any request for a variation of this Permit shall be lodged with the relevant fee as determined under the Planning & Environment (Fees) Regulations 2016.**
- N. Any request for time extension of this Permit shall be lodged with the relevant administration fee at the time the request is made.**
- O. Residents of the approved development will not be entitled to car parking permits for on street car parking.**

Notes required by Department of Transport

No work must be commenced in, on, under or over the road reserve without having first obtaining all necessary approval under the Road Management Act 2004, the Road Safety Act 2017 and any regulations created under those Act.

CARRIED

1.3 410-412 Haughton Road, Clayton - Construction of a Four Storey Residential Building Comprising Community Care Accommodation and Residential Apartments

Moved Cr Samardzija,

Seconded Cr Fergeus

That Council resolves to issue a Notice of Decision to Grant a Planning Permit (TPA/52504) for the construction of a four storey residential building comprising Community Care accommodation (Specialist Disability Accommodation) and residential apartments, at 410-412 Haughton Road, Clayton subject to the following conditions:

Amended Plans Required

- 1. Before the development starts, amended plans drawn to scale and correctly dimensioned must be submitted to the satisfaction of and approved by the Responsible Authority. When approved, the plans will be endorsed and then form part of the Permit. The plans must be generally in accordance with the plans submitted to Council prepared by CBG, dated 13 April 2021 (Revision B) but modified to show:***
 - a) A detailed materials schedule of all external materials including colour swatches.***
 - b) Storage to be provided for each dwelling and Specialist Disability Accommodation Apartment in accordance with Standard B44 of Clause 55.07-10. Storage facilities may be located within communal corridors if required.***
 - c) Windows and balconies associated with Apartment 103 and 203 to be screened in accordance with Standard B22 of Clause 55.04-6.***
 - d) A Landscape Plan in accordance with Condition 3 of this Permit.***
 - e) A Tree Management Plan in accordance with Condition 5 of this Permit.***

All to the satisfaction of the Responsible Authority

Layout not to be Altered

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

Landscape Plan

- 3. Concurrent with the endorsement of any plans requested pursuant to Condition 1, 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. When endorsed, the plan will form part of the Permit. The Landscape Plan must be generally in accordance with the Landscape Concept Plan prepared by John Patrick Pty Ltd, dated 4 March 2021 except that the plan must be modified to show:***
 - a) Any changes as required by Condition 1 of this Permit.***
 - b) Planting within planters on the fourth storey to include cascading plants.***
 - c) A corner splay or area at least 50% clear of visual obstructions (or with a height of less than 1.2 metres), which may include adjacent landscaping areas with a height of less than 0.9 metres, extending at least 2.0 metres long x 2.5 metres deep (within***

the property) on both sides of the vehicle crossing to provide a clear view of pedestrians on the footpath of the frontage road

4. *Before the occupation of any 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 thereafter maintained to the satisfaction of the Responsible Authority.*

Tree Management Plan

5. *Concurrent with the submission of amended plans required by Condition 1 and prior to any demolition or site works, a Tree Management Plan (TMP) must be submitted to and approved by the Responsible Authority. The TMP must be prepared by a suitably qualified and experienced Arborist and must set out recommendations and requirements in relation to the management and maintenance of Tree Nos. 11-14, 24-32, 33-34, 36 & 37 (as identified in the Arborist Report submitted with the application, prepared by John Patrick Pty Ltd dated February 2021).*

The TMP must be approved by the Responsible Authority prior to the commencement of any works, including demolition and/or levelling of the site. The TMP must make specific recommendations in accordance with the Australian Standard AS4970: 2009 - Protection of Trees on Development Sites and detail the following to the satisfaction of the Responsible Authority ensuring the trees to be retained remain healthy and viable during construction:

- a) *A Tree Protection Plan drawn to scale that shows:*
- b) *Tree protection zones and structural root zones of all trees to be retained,*
- c) *All tree protection fenced off areas and areas where ground protection systems will be used;*
- d) *The type of footings within any tree protection zones;*
- e) *Any services to be located within the tree protection zone and a notation stating all services will either be located outside of the tree protection zone, bored under the tree protection zone, or installed using hydro excavation under the supervision of the Project Arborist; and*
- f) *A notation to refer to the Tree Management Plan for specific detail on what actions are required within the tree protection zones.*
- g) *Details of how the root system of any tree to be retained will be managed. This must detail any initial non-destructive trenching and pruning of any roots required to be undertaken by the Project Arborist.*
- h) *Supervision timetable and certification of tree management activities required by the Project Arborist to the satisfaction of the responsible authority; and*
- i) *Any remedial pruning works required to be performed on tree canopies located within subject site. The pruning comments must reference Australian Standards 4373:2007, Pruning of Amenity Trees and a detailed photographic diagram specifying what pruning will occur.*

The recommendations contained in the approved tree management plan must be implemented to the satisfaction of the Responsible Authority.

Waste Management Plan

6. *The provisions, recommendations and requirements of the endorsed Waste Management Plan prepared by Ratio Consultants Pty Ltd dated 5 March 2021 must be implemented and complied with to the satisfaction of the Responsible Authority.*

Sustainable Management Plan

7. *The provisions, recommendations and requirements of the endorsed Sustainable Management Plan prepared by JBA Smarter Engineering dated 5 February 2021 must be implemented and complied and the development must incorporate the sustainable design initiatives outlined in the SMP to the satisfaction of the Responsible Authority.*

Construction Management Plan

8. *Prior to the commencement of any site works (including any demolition and excavation), a Construction Management Plan (CMP) must be submitted and approved by the Responsible Authority. No works are permitted to occur until the Plan has been endorsed by the Responsible Authority. Once endorsed, the CMP will form part of the permit and must be implemented to the satisfaction of the Responsible Authority. The CMP must address the following issues:*
- a) Appropriate measures to control noise, dust and water and sediment laden runoff;*
 - b) Appropriate measures for the prevention of silt or other pollutants from entering into the Council's underground drainage system or road network;*
 - c) Appropriate measures relating to removal of hazardous or dangerous material from the site, where applicable;*
 - d) A plan showing the location and design of a vehicle wash-down bay for construction vehicles on the site so as to prevent material leaving the site and being deposited on Council's road network;*
 - e) A program for the cleaning and maintaining surrounding road surfaces;*
 - f) A site plan showing the location of any site sheds, on-site amenities, building waste storage and the like, noting that Council does not support the siting of site sheds within Council road reserves;*
 - g) Measures to provide for public Safety and site security;*
 - h) A plan showing the location of parking areas for construction and sub-contractors' vehicles on and surrounding the site, to ensure that vehicles associated with construction activity cause minimum disruption to surrounding premises. Any basement car park on the land must be made available for use by sub-constructors/tradespersons upon completion of such areas, without delay;*
 - i) A Traffic Management Plan showing truck routes to and from the site;*
 - j) A swept path analysis demonstrating the ability for trucks to enter and exit the site in a safe manner for the largest anticipated truck associated with the construction;*
 - k) Appropriate measures to ensure that sub-contractors/tradespersons operating on the site are aware of and adhere to the requirements of the CMP;*
 - l) The provision of contact details of key construction site staff; and*

m) Include a requirement that except with the prior written consent of the Responsible Authority, a requirement that demolition, excavation or 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 that does not exceed the EPA guidelines)*
- No works are permitted on Sundays or Public Holidays.*

The provisions, recommendations and requirements of the endorsed Construction Management Plan must be implemented and complied with by all contractors to the satisfaction of the Responsible Authority.

Section 173 Agreement

9. Prior to the endorsement of plans referred to in Condition 1 the owner of the land must enter into an agreement with the Responsible Authority under Section 173 of the Planning and Environment Act 1987. In addition to the usual mechanical provisions, the agreement must provide for the following matters:

- a) That all apartments on the ground, first and second floors are used for Specialist Disability Accommodation (SDA) and that apartment 00A is used only for the purposes of on-site overnight assistance in association with these SDA apartments;*
- b) That residents of the units will be notified in writing as part of any lease or rental agreement that they will not be entitled to car parking permits for on street car parking; and*
- c) Clearly note and acknowledge that should any changes be made to the use of the apartments identified for Specialist Disability Accommodation, a new planning permit may be required for an alternative use. It should be noted that any dispensation for on-site car parking given to the Specialist Disability Accommodation use is not transferable to any proposed alternative use of the land. Any subsequent use will be assessed in accordance with the car parking requirements of the Monash Planning Scheme.*

All costs of preparation, execution and registration of the agreement must be borne by the owner of the land, or the future Owners Corporation, including those costs incurred by the Responsible Authority.

Use of Land

10. All apartments on the ground, first and second floors are to be used for Specialist Disability Accommodation (SDA) and that apartment 00A is used only for the purposes of on-site overnight assistance in association with these SDA apartments. Should any of these apartments cease to be used for specialist disability accommodation, a new planning permit may be required for any alternative use. The car parking requirements for any subsequent use will be assessed in accordance with the provisions of the Monash Planning Scheme.

Privacy screens

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- 11. Prior to the occupancy of the development, all screening and other measures to prevent overlooking as shown on the endorsed plans must be installed to the satisfaction of the Responsible Authority. Once installed the screening and other measures must be maintained ongoing to the satisfaction of the Responsible Authority. The use of obscure film fixed to transparent glass or windows is not considered to be 'obscure glazing' or an appropriate response to screen overlooking.**

Ongoing Architect Involvement

- 12. As part of the ongoing consultant team, CBG Architects or an architectural firm which is acknowledged to have comparable skill and expertise to the satisfaction of the Responsible Authority must be engaged to:**
- a) oversee design and construction of the development; and**
 - b) ensure the design quality and appearance of the development is realised as shown in the endorsed plans or otherwise to the satisfaction of the Responsible Authority.**

Services and Plant Equipment

- 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. Any required fire services, electricity supply, gas and water meter boxes must be discreetly located and/or screened to compliment the development to the satisfaction of the Responsible Authority. Any required services must be clearly detailed on endorsed plans forming part of this permit.**
- 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.**

Automatic Watering System

- 16. An in-ground, automatic watering system linked to rainwater tanks on the land must be installed and maintained to the common garden areas to the satisfaction of the Responsible Authority.**

Car Parking and Accessways

- 17. Before the use starts or any building is occupied, 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. Car spaces, access lanes and driveways shown on the endorsed plans must not be used for any other purpose, to the satisfaction of the Responsible Authority.*
- 19. Any new vehicle crossover or modification to an existing vehicle crossover must be constructed to the satisfaction of the Responsible Authority.*
- 20. All disused or redundant vehicle crossovers must be removed and the area reinstated with footpath, naturestrip, kerb and channel to the satisfaction of the Responsible Authority.*
- 21. The accessible parking spaces should be designed in accordance with the Australian Standard for Off-Street Parking for people with disabilities, AS/NZS 2890.6. The vehicle path to and from each accessible space shall have a minimum headroom of 2200mm. The headroom above each dedicated space and adjacent shared area shall be a minimum of 2500mm.*
- 22. Bicycle parking facilities shall generally follow the design and signage requirements set out in Clause 52.34 of the Monash Planning Scheme.*

Drainage and Stormwater

- 23. The site must be drained to the satisfaction of the Responsible Authority.*
- 24. No polluted and/or sediment laden runoff is to be discharged directly or indirectly into Council's drains or watercourses during and after development, to the satisfaction of the Responsible Authority.*
- 25. Stormwater discharge is to be detained on site to the predevelopment level of peak stormwater discharge. Approval of any detention system is required by the City of Monash prior to works commencing, or any alternate system.*

Satisfactory Continuation and Completion

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

Time for Starting and Completion

- 27. In accordance with section 68 of the Planning and Environment Act 1987, this permit will expire if one of the following circumstances applies:*
 - a) The development is not started before 2 years from the date of issue.*
 - b) The development is not completed before 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

- a) within six (6) months afterwards if the development has not commenced; or*
 - b) within twelve (12) months afterwards if the development has not been completed.*
- Council and the Victorian Civil and Administrative Tribunal are unable to approve requests outside of the relevant time frame.*

NOTES:

- A.** *Building Permit approval for the works must be obtained prior to the commencement of the approved works.*
- B.** *Any request for a variation of this Permit shall be lodged with the relevant fee as determined under the Planning & Environment (Fees) Regulations 2016.*
- C.** *Any residents of the approved development will not be entitled to car parking permits for on street car parking.*
- D.** *Engineering permits must be obtained for new or altered or removal of vehicle crossings, works within the Road Reserve and for connections to Councils drains / Council pits / Kerb & Channel and these works are to be inspected by Council.*
- E.** *A plan detailing the drainage works must be submitted to the Engineering Division prior to the commencement of works. The plans are to show sufficient information to determine that the drainage works will meet all drainage requirements of this permit.*
- F.** *The full cost of reinstatement of any Council assets damaged as a result of demolition, building or construction works, must be met by the permit applicant or any other person responsible for such damage, to the satisfaction of the Responsible Authority.*
- G.** *No work must be commenced in, on, under or over the road reserve without having first obtaining all necessary approval under the Road Management Act 2004, the Road Safety Act 1986, and any other relevant acts or regulations created under those Acts.*

CARRIED

1.4 1899-1901 Dandenong Road, Clayton - Construction of a Four Storey Building Comprising Shops and Dwellings including a Reduction in the Applicable Parking Requirement - Extension of Time

Moved Cr Zographos,

Seconded Cr Fergeus

That Council resolves to issue an extension of time to Planning Permit No. TPA/42833/A for the construction of a four storey building comprising shops and dwellings including a reduction in the applicable car parking requirement at 1899-1901 Dandenong Road, Clayton pursuant to the provisions of Section 69(2) of the Planning and Environment Act 1987.

- 1. That in accordance with Section 69(2) of the Planning and Environment Act 1987, the time for the commencement of the development be extended for a further one year. Accordingly, the development must be commenced by 12 May 2022 and completed by 12 May 2024.*
- 2. That the applicant be advised it is unlikely a further extension of time will be granted given the time that has passed since the permit was granted and the minor non-compliance with Clause 58 of the Monash Planning Scheme.*

CARRIED

1.5 81-83 Madeleine Road, Clayton – Use and Development of a Three Storey Building for Student Accommodation

NOTE: Cr Zographos disclosed a general conflict of interest in this item and left the meeting before discussion and voting on the item had commenced and returned after the vote had been taken.

Moved Cr James,

Seconded Cr Little

That Council resolves to issue a Notice of Decision to Grant a Planning Permit (TPA/51572) for the use and development of a three storey building for the purpose of accommodation (student accommodation) over basement car parking, at 81-83 Madeleine Road, Clayton subject to the following conditions:

Amended Plans Required

- 1. Before the development commences, amended plans to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. The plans must be drawn to scale and dimensioned. When the plans are endorsed they will then form part of the Permit. The plans must be generally in accordance with the decision plans prepared by CPO Architects Revision 9 but modified to show:***
 - a) Each sheet of development plans to be dated and sheet referenced.***
 - b) A detailed (and separate) elevation of the proposed front fence. The front fence is to be constructed of pickets or batons (in place of palings) and be a minimum transparency of 25%.***
 - c) The location of the easement on the site on the basement and ground floor plans.***
 - d) The paved central courtyard area to be set back a minimum of 3 metres from the southern boundary (in line with the basement car park) to be replaced with landscaping. Access pathways as required may encroach into this space.***
 - e) A freestanding screen to the height of 1.7 metres above the level of the central courtyard space on the southern side of the courtyard area to comply with Standard B22 Of Clause 55.04-6. Screen planting is to be planted between the screen and the southern boundary of the site.***
 - f) The access door on the southern side of Room 13 and 14 to the outdoor space is to be removed, or alternatively to be notated and signed to be for emergency access only. The glazed window adjacent to the door is to be finished with obscure glass.***
 - g) The access door on the southern side of the ground floor common room to be deleted, or alternatively to be notated and signed to be for emergency purposes only.***
 - h) Screening of the northern facing balconies associated with rooms 36, 39, 40 and 41 and 42 to a height of 1.7 metres, or alternatively additional diagrams provided which show no unreasonable overlooking into adjoining habitable room windows of 79 Madeleine Road and compliance with Standard B22 of Clause 55.04-6.***

- i) The southern side of the balcony associated with Room 43 and the second floor communal terrace to be screened to a minimum height of 1.7 metres , or alternatively additional diagrams provided which show no unreasonable overlooking into adjoining secluded private open space and habitable room windows of 85 Madeleine Road and compliance with Standard B22 of Clause 55.04-6.*
- j) The materials schedule to provide additional detail of the finishes of the proposed batten screens, render finish type 1 and feature screens.*
- k) The removal and reinstatement of the existing crossover at 83 Madeleine Road to be reinstated with kerb and channel.*
- l) Detail of all infrastructure adjacent to the site including any parking signs required to be relocated.*
- m) Bicycle store access isles to be a minimum of 1.5 metres in width in accordance with Clause 52.34 of the Monash Planning Scheme. A minimum 20% ground level (horizontal) parking spaces as per AS2890.3:2015 is required.*
- n) The crossing is within 1.50 metres of an adjoining crossing and shall be converted to a double crossing.*
- o) Provide a corner splay or area at least 50% clear of visual obstructions (or with a height of less than 1.2 metres), which may include adjacent landscaping areas with a height of less than 0.9 metres, extending at least 2.0 metres long x 2.5 metres deep (within the property) from the edge of the exit lane of the vehicle crossing to provide a clear view of pedestrians on the footpath of the frontage road*
- p) Plans to reflect revisions required by the amended Waste Management Plan prepared in accordance with Condition 8 of this Permit.*
- q) A Landscape Plan prepared in accordance with Condition 3 of this Permit.*
- r) A Sustainable Management Plan prepared in accordance with Condition 10 of this Permit.*

all to the satisfaction of the Responsible Authority.

Layout not to be Altered

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

Landscape Plan

- 3. Concurrent with the endorsement of any plans pursuant to Condition 1, 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. When endorsed, the plan will form part of the Permit. The Landscape Plan must be generally in accordance with the Landscape Concept Plan prepared by John Patrick Landscape Architects Pty Ltd, dated 13 December 2019 except that the plan must show:***

-
- a) *Changes to reflect the amended development plans prepared by CPO Architects (Revision 9).*
 - b) *Details of the species of planting throughout the site.*
 - c) *Canopy tree planting to be located outside of the easement.*
 - d) *Screen planting to a height of 2m on northern boundary.*
 - e) *The pathway located along the northern boundary of the site to be constructed of a permeable material.*
 - f) *Any changes as required by Condition 1 of this Permit.*
4. *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.*
 5. *All landscaping works shown on the endorsed landscape plan(s) must be maintained and any dead, diseased or damaged plants replaced, all to the satisfaction of the Responsible Authority.*

Section 173 Agreement

6. *Prior to the endorsement of plans referred to in Condition 1 the owner of the land must enter into an agreement with the Responsible Authority under Section 173 of the Planning and Environment Act 1987. In addition to the usual mechanical provisions, the agreement must provide for the following matters:*
 - a) *That no person may reside in the building unless that person is a bona fide student or academic whether part time, full time, short term or resides there in a supervisory, management or caretaker capacity;*
 - b) *Car parking spaces are only permitted to be used by the occupants of the units and their visitors;*
 - c) *Car spaces must not be individually subdivided, on-sold, leased, rented or made available to any other person other than an owner, occupant or visitor of the premises;*
 - d) *That residents of the units will be notified in writing as part of any lease or rental agreement that they will not be entitled to car parking permits for on street car parking;*
 - e) *Clearly note and acknowledge that should the land cease to be used for student housing, a new planning permit may be required for an alternative use. It should be noted that any dispensation for on-site car parking given to the student accommodation use is not transferable to any proposed alternative use of the land. Any subsequent use will be assessed in accordance with the car parking requirements of the Monash Planning Scheme;*
 - f) *That the student accommodation premises must be managed by a single entity with responsibility for all aspects of the use; and*
 - g) *An operational management plan prepared and implemented to the satisfaction of the Responsible Authority according with Condition 7 of this permit.*

All costs of preparation, execution and registration of the agreement must be borne by the owner of the land, or the future Owners Corporation, including those costs incurred by the Responsible Authority.

Student Accommodation Management Plan

- 7. Prior to the commencement of the student accommodation, an Operational Management Plan for the use of the site must be submitted to and approved by the Responsible Authority. The Plan should detail but not limited to:***
- a) Student accommodation units managed and under the control of a single operator responsible for the operation and maintenance of the entire premises for the life of the use as student accommodation;***
 - b) The 24 hour contact details for the management of the premises displayed in a manner and location that it is visible to any person entering the site. This information is to be updated as required immediately following any change to the nominated responsible management contact person;***
 - c) After hours contact details for management of the facility;***
 - d) Appropriate management of the car park including access arrangements;***
 - e) Appropriate maintenance of buildings and grounds, including all landscaped areas;***
 - f) Permanent display of the Management Plan in a common area accessible to all residents of the student accommodation facility.***

When approved, the Operational Management Plan will be endorsed to form part of this permit and must be implemented to the satisfaction of the Responsible Authority.

Waste Management

- 8. Concurrent with the endorsement of any plans pursuant to Condition 1, a Waste Management Plan must be submitted and approved by the Responsible Authority. The plan must be generally in accordance with the plan prepared by One Mile Grid dated 22 January 2020, but showing to the satisfaction of the Responsible Authority:***
- a) The bin store area to be located within the basement (as per the development plans prepared by CPO Architects Revision 5), with collection undertaken from the basement;***
 - b) Swept path diagrams showing the movement of the waste truck to the collection point and turning around within the site to enable exiting the site in a forwards direction;***
 - c) The purpose as stated in the City of Monash Waste Management Guide for Applicants to be added;***
 - d) A detailed description of the development including TPA number and description of proposal (including number of rooms and maximum number of students);***
 - e) Provision of food waste recycling;***
 - f) Provision of future separated glass recycling as per Victorian Government Recycling Victoria Policy;***
 - g) Collection time restrictions to be described as per City of Monash Local Law No.3 and EPA Guidelines; and***
 - h) Scale drawings of proposed waste storage area, including details of sewer drain and bin washing facilities within waste storage area.***

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

Construction Management Plan

9. *Prior to the commencement of any site works (including demolition and excavation), a Construction Management Plan must be submitted and approved by the Responsible Authority. No works are permitted to occur until the Plan has been endorsed by the Responsible Authority. Once endorsed, the Construction Management Plan will form part of the permit and must be implemented to the satisfaction of the Responsible Authority. The plan must address the following issues:*
- n) *Hours for construction activity in accordance with any other condition of this permit;*
 - o) *Measures to control noise, dust and water and sediment laden runoff;*
 - p) *Prevention of silt or other pollutants from entering into the Council's underground drainage system or road network;*
 - q) *Measures relating to removal of hazardous or dangerous material from the site, where applicable;*
 - r) *A plan showing the location and design of a vehicle wash-down bay for construction vehicles on the site;*
 - s) *Cleaning and maintaining surrounding road surfaces;*
 - t) *A site plan showing the location of any site sheds, on-site amenities, building waste storage and the like, noting that Council does not support the siting of site sheds within Council road reserves;*
 - u) *Public Safety and site security;*
 - v) *A plan showing the location of parking areas for construction and sub-contractors' vehicles on and surrounding the site, to ensure that vehicles associated with construction activity cause minimum disruption to surrounding premises. Any basement car park on the land must be made available for use by sub-constructors/tradespersons upon completion of such areas, without delay;*
 - w) *A Traffic Management Plan showing truck routes to and from the site;*
 - x) *Swept path analysis demonstrating the ability for trucks to enter and exit the site in a safe manner for the largest anticipated truck associated with the construction;*
 - y) *Measures to ensure that sub-contractors/tradespersons operating on the site are aware of the contents of the Construction Management Plan;*
 - z) *Contact details of key construction site staff;*
 - aa) *Any other relevant matters, including the requirements of VicRoads or Public Transport Victoria; and*
 - bb) *Except with the prior written consent of the Responsible Authority, 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 that does not exceed the EPA guidelines).*
 - *No works are permitted on Sundays or Public Holidays.*

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

Sustainable Management Plan (SMP)

10. Concurrent with the endorsement of plans requested pursuant to Condition 1, a Sustainable Management Plan must be submitted to and approved by the Responsible Authority. The plan must be generally in accordance with the Sustainability Management Plan prepared by Low Impact Development Consulting Dated 27 February 2020, except that the plan must be modified to show:

- a) Changes to reflect the amended development plans prepared by CPO Architects (Revision 5);***
- b) Any changes required by Condition 1 of this planning permit; and***
- c) Revision of the report which reflects the proposed communal laundry (not individual facilities) and that retractable clothes lines on balconies is not permitted.***

Upon approval the Sustainable Management Plan 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.

Use of Land

11. The development can only be used for the purpose of student accommodation. Should the land cease to be used for student accommodation, a new planning permit may be required for any alternative use. The car parking requirements for any subsequent use will be assessed in accordance with the provisions of the Monash Planning Scheme.

12. Not more than one person may reside in each bedroom shown on the endorsed plans at any one time.

13. All common areas on the endorsed plans must be made available and accessible to a resident on a shared basis at all times.

14. A resident on-site manager must be on the premises at all times.

Car Parking and Accessways

15. All car parking spaces are to remain in common property for the communal use of residents.

16. Before the use starts or any building is occupied, 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.

17. *Low intensity / baffled lighting must be provided to ensure that car park areas and pedestrian accessways are adequately illuminated without any unreasonable loss of amenity to the surrounding area, to the satisfaction of the Responsible Authority.*
18. *Any new vehicle crossover or modification to an existing vehicle crossover must be constructed to the satisfaction of the Responsible Authority.*

Privacy screens

19. *Prior to the occupancy of the development, all screening and other measures to prevent overlooking as shown on the endorsed plans must be installed to the satisfaction of the Responsible Authority. Once installed the screening and other measures must be maintained to the satisfaction of the Responsible Authority. The use of obscure film fixed to transparent windows is not considered to be 'obscure glazing' or an appropriate response to screen overlooking.*

Services and Plant Equipment

20. *All pipes (except down-pipes), fixtures, fittings and vents servicing any building on the site must be concealed in service ducts or otherwise hidden from external view, to the satisfaction of the Responsible Authority.*
21. *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.*
22. *Any required fire services, electricity supply, gas and water meter boxes must be discreetly located and/or screened to compliment the development to the satisfaction of the Responsible Authority. Any required services must be clearly detailed on endorsed plans forming part of this permit.*
23. *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.*

Drainage & Stormwater

24. *The site must be drained to the satisfaction of the Responsible Authority.*
25. *No polluted and/or sediment laden runoff is to be discharged directly or indirectly into Council's drains or watercourses during and after development, to the satisfaction of the Responsible Authority.*

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- 26. Stormwater discharge is to be detained on site to the predevelopment level of peak stormwater discharge. Approval of any detention system is required by the City of Monash prior to works commencing.**

Satisfactory Continuation

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

Time for Starting and Completion

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

- a) The development has not started before 2 years from the date of issue.**
- b) The development is not completed before 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:

- (i) within six (6) months afterwards if the use or the development has not commenced;**
or
 - (ii) within twelve (12) months afterwards if the development has not been completed.**
- Council and the Victorian Civil and Administrative Tribunal are unable to approve requests outside of the relevant time frame.**

NOTES:

- A. This is not a Building Permit. Building approval must be obtained prior to the commencement of the above approved works.**
- B. Engineering permits must be obtained for new or altered or removal of vehicle crossings, works within the Road Reserve and for connections to Councils drains / Council pits / Kerb & Channel and these works are to be inspected by Council (telephone 9518 3690).**
- C. An on-site detention system for storm events up to the 1% AEP event to be retained on site for the basement carpark. The detention system for the basement is to be separated from the detention system for the property, which is to be at ground level and discharge by gravity.**
- D. A Licensed Surveyor or Civil Engineer (who is a Registered Building Practitioner) must certify that the stormwater detention system including all levels, pits, pipes and storage volumes is constructed in accordance with the approved plans. The certifier's registration number must be included on the certificate.**
- E. One copy of the plans for the drainage and civil works must be submitted to and approved by the Engineering Department prior to the commencement of works. The plans are to show sufficient information to determine that the drainage works will meet all drainage conditions of the permit.**
- F. Unless no permit is required under the planning scheme any signs must not be constructed or displayed without a further permit.**
- G. Any request for a variation of this Permit shall be lodged with the relevant fee as determined under the Planning & Environment (Fees) Regulations 2016.**

H. Residents of the approved development will not be entitled to car parking permits for on street car parking.

CARRIED

1.6 Monash Planning Scheme Amendment C148 Open Space Contributions - Update

Moved Cr Fergeus,

Seconded Cr James

That Council:

- 1. Notes the interim panel report, the initial findings and interim recommendations.***
- 2. Notes that the Interim panel report is generally supportive of increasing the open space contribution in stating: "The Panel accepts that, with a growing population there may be a need to increase the amount of the open space levy and the MOSS goes some way to justifying that need. However, the amount of the increase in the open space levy and the increase in its scope was not justified by the information presented to the Panel. The Panel does not take the view that the Amendment is fatally flawed. With additional work, analysis and justification, it could be approved."***
- 3. Notes that due to population increases since the preparation of the Monash Open Space Strategy 2018 the per person provision of public open space in Monash has fallen from 27m² per person to 25m² per person and on current population forecasts will fall to 22m² per person by 2031.***
- 4. Notes the draft Monash Open Space Strategy Implementation Plan which provides a Precinct based indicative nomination of land acquisition and infrastructure projects and/or works in open spaces with indicative cost estimates for these items.***
- 5. Notes that the draft Monash Open Space Strategy Implementation Plan has been prepared on the basis of the issues and standards contained in the adopted Monash Open Space Strategy and does not commit Council to the land acquisition or infrastructure spending set out in the Plan. The draft Monash Open Space Strategy Implementation Plan serves to assist in the calculation of the public open space contribution and demonstrate the quantum of need and expenditure required to meet that need.***
- 6. Notes that following completion of amendment and any decision or change to the Public Open Space contribution Council would be in the position to prepare a detailed implementation plan based on the finalised public open contribution rates, long term financial plan and population growth.***
- 7. Notes the rationale for the application of the same open space contribution rate to residential and non-residential subdivisions as set out in this report.***
- 8. Notes the officers will clarify the use and meaning of community open space in the Monash Open Space Strategy and Clause 22.15 as set out in this report.***
- 9. Notes that officers have reviewed the areas designated as public open space gaps in Map 1 in Clause 22.15 and these areas are consistent with the terminology adopted in the Monash Open Space Strategy as set out in this report and that for clarity the map to 22.15 will be replaced with the relevant map from the Monash Open Space Strategy.***
- 10. Notes that officers will advise Panels Victoria that the information requested in the interim Panel Report has been prepared and that officers will request that Panel Victoria re-convene the existing panel to finalise its consideration of the amendment.***
- 11. Notes that officers will request that Panels Victoria circulate the additional open space information to the existing submitters.***
- 12. Notes that officers will submit that the provision of the requested information does not require re-notification of the amendment and that any re-notification of the amendment be limited to existing submitters to the amendment.***

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- 13. Notes that in requesting that the existing panel be reconvened officers will request that the panel issues a direction to all parties that any further submissions from parties to the panel hearing be limited to issues related to the additional open space information provided in response to the interim panel report.**
 - 14. Notes that officers will request that the panel reconvene to hear submissions (if any) on the additional work undertaken for the amendment in any form that the panel determines to be appropriate under the circumstances at the time.**
 - 15. Acknowledges that officers will advise the panel of further policy work that supports the application of the same open space levy rate to residential and non-residential subdivisions. And that this includes the state policy position toward the provision of public open space and urban amenity improvement in employment areas, in particular in the Monash National Employment Cluster (as identified and supported by the VPA framework plan). Accordingly, Council requests the panels consideration and recommendation on this issue is based on this information and the exhibited amendment.**
 - 16. Agrees with the response and process that are outlined in this recommendation and report, and that these will form the basis of what officers will request that the panel consider on all other matters in its deliberations in forming its view on the proposed amendment and handing down its final panel report.**
 - 17. Notes that Council resolved in September 2019 to refer the amendment to a panel for review and consideration of submissions and the panel in issuing an interim report has in effect paused the hearing to allow Council to respond to matters raised during the panel hearing and that consequently the panel is yet complete its review and final recommendation on the amendment.**
 - 18. Notes that upon the completion of the panel hearing and submission to Council the panel report Council will appropriately have the opportunity to consider its final position on the amendment with the assistance of the final panel report and recommendations.**

PROCEDURAL MOTION

Moved Cr James,

Seconded Cr Lake

That this item no longer be dealt with and be submitted to a Councillors' Strategy Meeting

CARRIED

DIVISION

A division was called.

For: Crs Little, McCluskey, James, Klisaris, Lake, Paterson, Samardzija

Against: Crs Fergeus and Zographos

1.7 Draft Domestic Animal Management Plan 2021-25

Moved Cr Fergeus,

Seconded Cr Paterson

That Council:

1. *notes the draft Domestic Animal Management Plan 2021-25 as presented in Attachment One to this report, and*
2. *releases the draft Domestic Animal Management Plan 2021-25 for public comment.*

CARRIED

1.8 Prescribing Smoke-free Areas

NOTE: Cr Klisaris disclosed a general conflict of interest in this item and left the meeting before discussion and voting on the item had commenced and returned after the vote had been taken.

Moved Cr Lake,

Seconded Cr Fergeus

That Council,

1. *having considered the matters specified in clause 8.2 of the Smoke Free Areas Local Law (2021) (Local Law), including submissions received in respect of the prescription of 'Smoke Free Areas', prescribe pursuant to clause 8.1.3 of the Local Law the areas coloured pink in Attachment One, being the:*
 - 1.1 *thoroughfare along the length of Eaton Mall, Oakleigh, between Atherton Road and Oakleigh Central;*
 - 1.2 *footpaths and other pedestrian areas between the kerbside and adjacent buildings along the length of Kingsway, Glen Waverley, between O'Sullivan Road and Bogong Avenue; and*
 - 1.3 *footpaths and other pedestrian areas of the Monash Civic Centre and Glen Waverley Library precinct, between Kingsway and Springvale Road,*

to be 'Smoke Free Areas' for the purposes of the Local Law from 19 October 2021; and
2. *authorises the Chief Executive Officer to:*
 - 2.1 *publish such public notice as she thinks appropriate in relation to the prescription of the Smoke Free Areas; and*
 - 2.2 *send notices to all owners and occupiers of land abutting the Smoke Free Areas advising of Council's decision and that smoking in the Smoke Free Areas is an offence, and requesting that they assist in raising awareness of the restrictions and encourage their patrons to comply with the Local Law;*
3. *notes that the designation as Smoke Free Areas takes effect from 19 October 2021, to allow for the delay associated with the publication of any notice outlined in point 2 above and for the installation of signage in the smoke free areas, as these can only be planned for and occur should Council accept the recommendations in this report; and*
4. *allocates \$15,000 for the procurement and installation of appropriate signage, as determined by the Chief Executive Officer, or her delegate to be installed within Smoke Free Areas.*

CARRIED

DIVISION

A division was called.

For: Crs Fergeus, Little, McCluskey, James, Lake, Paterson, Samardzija, Zographos

Against: Nil

1.9 Tender for Animal Pound and After Hours Services

Moved Cr Paterson,

Seconded Cr McCluskey

That Council:

- 1. Awards the tender from RSPCA Victoria for Animal Pound and After Hours Services, Contract No. 2021096 for an estimated first year annual fee of \$926,522 comprising (i) the fixed annual Lump Sum of \$840,887 for Pound Services and (ii) an estimated fee of \$85,635 for After Hours Services based on the tendered schedule of rates and historical volumes;***
- 2. Authorises the Chief Executive Officer to execute the contract agreement once contractual negotiations are completed;***
- 3. Notes that the contract is proposed to commence in September 2021 with an initial term of three years with two separate extension options of one year each and authorises the Chief Executive Officer to approve these extension options subject to satisfactory performance; and***
- 4. Notes that the total estimated value of this contract is \$4,542,143 inclusive of all available extension options and an assumed 2% annual CPI adjustment (except for the proposed year 4 Pound Services fixed lump sum).***
- 5. Notes and approves and additional \$49,820 GST exclusive to be added to the 2021/22 Pound Services budget to cover the anticipated contract costs for the full financial year.***

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

CARRIED

2. COMMUNITY SERVICES

2.1 Monash Quick Response Grant Program Evaluation

Moved Cr McCluskey,

Seconded Cr Paterson

That Council notes the successful outcomes of projects funded through the 2020/21 Quick Response Grant program to a total of \$71,722

CARRIED

2.2 Monash Youth Committee Meeting with Members of State and Federal Parliament Advocacy Endorsement

Moved Cr McCluskey,

Seconded Cr Fergeus

That Council:

1. Notes the importance of the issues raised by the Monash Youth Committee (MYC) on behalf of their peers in the City of Monash.

2. Notes the issues, highlighted by MYC that are impacting Monash young people are either a State or Federal Government responsibility.

*3. Endorses the letter written by members of the MYC to be sent to the following:
Federal Representatives:
Gladys Liu MP, Katie Allen MP and Clare O'Neil MP.*

*State Representatives:
Daniel Andrews MP, Neil Angus MP, Steve Dimopoulos MP,
Meng Heang Tak MP, Matt Fregon MP and Will Fowles MP.*

*State Legislative Council Members:
Bruce Atkinson MP, Shaun Leane MP, Georgie Crozier MP,
Enver Erdogan MP, Dr Tien Kieu MP, Gordon Rich-Phillips MP*

CARRIED

2.3 Draft Active Recreation Opportunities Strategy

Moved Cr Paterson,

Seconded Cr Fergeus

That:

Council approve the draft Active Recreation Opportunities Strategy (Attachment 1) for public exhibition and invite community submissions for review before finalising the Strategy for Council consideration and endorsement.

CARRIED

2.4 Early Years Infrastructure Plan

Moved Cr James,

Seconded Cr Fergeus

That Council:

- 1. Endorse the draft Early Years Infrastructure Plan.*
- 2. Advocate to the State Government for increased funding for early years infrastructure required to meet the additional demand created by the introduction of three-year-old kindergarten.*

CARRIED

2.5 Ashwood Reserve Second Hockey Pitch

Moved Cr James,

Seconded Cr Little

That Council:

- 1. Notes the findings of the community consultation on the development of a second hockey pitch at Ashwood Reserve and the need to accommodate the Sikh Community Association at an alternative location if the project were to proceed.*
- 2. Only consider a project funding proposal as part of any future budget process if at least \$2 million in external funding is received for hockey facilities at Ashwood Reserve and funding towards the costs associated with re-locating the Sikh Community Association from Ashwood Reserve is also received.*
- 3. Advise all stakeholders including the Waverley Hockey Club, Victoria Sikh Association, local residents and all local State and Federal Members of Parliament and candidates at the next State and Federal election that any election commitment for a second hockey pitch at Ashwood Reserve will only be supported by Council if it includes funding to relocate the existing tenants of the reserve; and provides at least \$2 million towards the cost of the pitch, lighting and car parking.*

AMENDMENT

Moved Cr Paterson,

Seconded Cr Klisaris

That the motion be amended to read as follows:

That Council:

- 1. Notes the findings of the community consultation on the development of a second hockey pitch at Ashwood Reserve and the need to accommodate the Sikh Community Association at an alternative location if the project were to proceed.*
- 2. Only consider a project funding proposal if the cost of the second hockey pitch is able to be funded from an external funding source.*
- 3. Advise all stakeholders including the Waverley Hockey Club, Victoria Sikh Association, local residents and all local State and Federal Members of Parliament and candidates at the next State and Federal election that any election commitment for a second hockey pitch at Ashwood Reserve will only be supported by Council if it provides at least \$2 million towards the cost of the pitch, lighting and car parking and will be contingent upon the successful relocation of the Victorian Sikh Association.*
- 4. Continues to work with the Victorian Sikh Association to develop a clear outline of current and future requirements for the association.*

5. Asks officers to identify potential alternative locations in Monash that will meet the expectations of the Victorian Sikh Association by January 2022, as well as estimated relocation costs, and advocates to State and Federal Members of Parliament and candidates at the next State and Federal elections for funding towards the cost of the relocation.

The amendment was put to the vote and declared carried.

CARRIED

SUBSTANTIVE MOTION

The motion, as amended became the substantive motion which was put to the vote and declared carried.

CARRIED

2.6 Community Perceptions on CCTV Consultation

Moved Cr Zographos,

Seconded Cr Little

That Council:

- *Notes the report compiled by JWS Research that details the results of a Monash wide community engagement process to assess community views on the proposed installation and maintenance of CCTV cameras in the Oakleigh Activity Centre, including surveillance by Victoria Police.*
- *Accepts the State Government contribution of \$50,000 for the purchase and installation of CCTV cameras in the Oakleigh Activity Centre.*
- *Notes Council expenditure for ongoing maintenance of the cameras at approximately \$2,500-\$5,000 per year.*
- *Notes the use of CCTV for the real-time monitoring of people activity is inconsistent with Council's current use of CCTV cameras and that the policy for the use of CCTV cameras will undertake a review and amendment to ensure that all policies and procedures are compliant with current regulations in Victoria.*

AMENDMENT

The following amendment was moved by Cr Fergeus:

. As it failed to attract a seconder, the Mayor declared that the amendment lapsed.

Add a 5th dot point: 5. That the Council directs the Chief Executive Officer to report to Council on an annual basis on the use of these CCTV cameras, which includes:

- a) The number of times these cameras have been accessed by Victoria Police***
- b) A summary of instances where these footage has contributed to the solving of violent crimes***
- c) A summary of complaints received about these CCTV cameras and/or their footage***
- d) Any other relevant details.***

LAPSED

The motion was then put to the vote and declared carried

CARRIED

DIVISION

A division was called.

For: Crs Little, McCluskey, James, Klisaris, Lake, Paterson, Samardzija, Zographos

Against: Cr Fergeus

2.7 Achieving Rainbow Tick Accreditation

Moved Cr James,

Seconded Cr Fergeus

That Council endorses the following plan to achieve Rainbow Tick Accreditation:

In 2021: establish a Project Control Group; identify gaps in services or processes through an audit process; workshop gaps and actions with LGBTIQ+ Advisory Committee, and embed strategies in an LGBTIQ+ Action Plan;

In early 2022: Officers attend Rainbow Health Victoria's training program; progressively address actions in the LGBTIQ+ Action Plan; use an internal Expression of Interest (EOI) process to select pilot Departments for Accreditation; and

In late 2022: Officers consider the progress of work and if organisational readiness for Rainbow Tick Accreditation exists, including consideration of the engagement of an external accreditor.

CARRIED

3. CORPORATE SERVICES

3.1 Insurance Portfolio Renewal 2021/22

Moved Cr McCluskey,

Seconded Cr James

That Council note this report.

CARRIED

3.2 Consultancy Report

Moved Cr James,

Seconded Cr Little

That Council notes the attached summary of completed and current Consultancy engagements for the period ending 30 June 2021.

CARRIED

3.3 Appeal Under the Cultural and Recreational Lands Act 1963 (CRLA) – Riversdale Golf Club Annual Rates

Moved Cr James,

Seconded Cr Lake

That Council:

1. Note that the Minister for Energy, Environment and Climate Change, in response to a request from Riversdale Golf Club, seeking intervention to set aside the CRLA 2020/21 charge and set a lower charge (as allowed under the CRLA) has requested Council (and the Club) to work together to resolve this matter independently and pausing the appeal process.

2. In response to that request advise the Minister that Council is satisfied that the 2020/21 CRLA charge for Riversdale Golf Club should stand as it is;

- a. A charge that is in line with Council's CRLA policy (a policy that was adopted following extensive consultation with stakeholders in 2018);*
- b. A charge that effectively discounts the equivalent rate by some 60% and determined by taking into consideration two key factors (as required by the CRLA 1963):*
 - i. the amount of the charge "having regard to the services provided",*
and
 - ii. The amount of the "Community Benefit provided by the land"*

CARRIED

3.4 Draft Integrated Plans

Moved Cr James,

Seconded Cr Samardzija,

That:

Council endorses the draft Community Vision, Council Plan, Asset Plan and Financial Plan to be made publicly available for feedback between 1 and 26 September 2021.

CARRIED

3.5 2020/21 Financial & Performance Statements

Moved Cr Samardzija,,

Seconded Cr Paterson

That Council:

- 1. notes the draft City of Monash 2020/21 Annual Financial Statements and Performance Statement (the Statements) prepared in Accordance with the Local Government Act 1989;***
- 2. notes the 10 August 2021 recommendation of Council's Audit & Risk Committee in relation to the Statements;***
- 3. adopts the Statements "in principle" prior to them being provided to the Victorian Auditor-General's Office for audit sign off;***
- 4. nominates Audit & Risk Committee members Councillors Geoff Lake and Tina Samardzija to certify the Statements in their final form; and***
- 5. authorises the nominated Councillors to accept any further recommended changes to the Statements by the Victorian Auditor-General's Office.***

CARRIED

4. INFRASTRUCTURE & ENVIRONMENT

4.1 Tender for Clayton South Landfill Site Management

Moved Cr Zographos,

Seconded Cr Paterson

That Council:

- 1. Notes and supports the Joint Venture to award the tender from Mackenzie Environmental Pty Ltd for Provision of Landfill Site Management Services, Contract No. 2021137 (Monash) / CRLJV 1- 2021 (Joint Venture) for a combined fixed lump sum and schedule of rates based contract with an estimated annual contract value of \$240,240 (for Part B) at an estimated total contract value of \$1,441,000 (for Part B) plus \$124,749 (for Part A Capital Works period) providing a total estimated cost of \$1,566,189 inclusive of all available extension options (maximum contract term of 6 years);*
- 2. Notes that under the Joint Venture Agreement, Monash's expected share of expenditure over the course of the contract, inclusive of all extension options, is \$263,000.*
- 3. Authorises the Director Infrastructure and Environment or their delegate to approve expenditure under this contract; and*
- 3. Notes that the contract will commence on 1 September 2021, with an initial term of three years and the contract has three extension options of one year each (maximum total 6 years) and authorises the Director Infrastructure and Environment or their delegate, to approve extension options subject to satisfactory performance.*

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

CARRIED

4.2 **Advanced Waste Processing Costs Update**

Moved Cr McCluskey,

Seconded Cr Klisaris

That Council:

- 1. Notes that the revised cost for the establishment of a Special Purpose Vehicle, site selection and planning approvals as part of the Advanced Waste Processing collective procurement is now estimated at approximately \$75,000.*
- 2. Authorises the Chief Executive Officer to negotiate and confirm the final cost as she deems reasonable and pay this contribution to the Metropolitan Waste and Resource Recovery Group on request.*

CARRIED

5. **CHIEF EXECUTIVE OFFICER'S REPORTS**

5.1 **Councillors Meeting Records**

Moved Cr Samardzija,

Seconded Cr Paterson

That Council notes the record of Committee Meetings and Informal Councillors' Meetings.

CARRIED

5.2 **Governance Rules Review 2021**

Moved Cr James,

Seconded Cr Paterson

That Council:

- 1. Adopts the Governance Rules, as amended and detailed in this report.*
- 2. Invites public submissions on the amendments proposed to the Governance Rules, as part of the review.*
- 3. Appoints a Committee of Council, comprising all Councillors, to consider any submissions received on the proposed amendments to the Governance Rules.*
- 4. Sets the meeting of the Committee of all Councillors for 7.00 pm, Tuesday 12 October 2021.*
- 5. Resolves to hold an Additional Meeting of Council, at 7.00 pm, Tuesday 19 October 2021, for the purpose of considering the Committee of Council's recommendations on the amendments to the Governance Rules and to resolve on the final form of the Governance Rules.*

CARRIED

5.3 CEO Employment and Remuneration Policy

Moved Cr McCluskey,

Seconded Cr James

That Council:

- 1. Adopts the draft CEO Employment and Remuneration Policy, as attached to this report.*
- 2. Dissolves the Chief Executive Officer's Performance Review Committee.*
- 3. Establishes the CEO Employment and Remuneration Committee, in accordance with the CEO Employment and Remuneration Policy.*
- 4. Appoints the Mayor and Councillors James, Fergeus, Paterson and Zographos to the CEO Employment and Remuneration Committee.*
- 5. Appoints Mr Rob Spence as the Independent Advisor to the CEO Employment and Remuneration Committee for a period of up to six (6) months.*

CARRIED

5.4 Tender for Provision of Pool Plant Maintenance Services

Moved Cr Paterson,

Seconded Cr Little

That Council:

- 1. Awards the tender from Roejen Services Pty Ltd for the following Provision of Pool Plant Maintenance Services, Contract No. 2021090:*
 - a. Category A: Asset Condition Assessment, for a fixed Lump Sum of \$1,925 per annum and a total estimated contract value of \$12,143 inclusive of all available extension options*;*
 - b. Category B & C: Regular programmed inspection and maintenance of plant and equipment, for a fixed Lump Sum of \$16,737.60 per annum, and an estimated Schedule of Rates spend of \$66,000 per annum for reactive works, and an estimated total contract value of \$416,336 inclusive of all available extension options*;*
 - c. Category D: Quoted Works, for a schedule of rates based contract with an estimated annual contract value of \$150,000 and an estimated total contract value of \$946,218 inclusive of all available extension options*.*

**Assuming an annual CPI increase of 2%*

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

3. Notes that the:-

- a. *Services for this contract will commence October 1, 2021 with an initial term of two (2) years and the contract has two separate extension options of two (2) years each, and authorises the Chief Executive Officer to approve extension options subject to satisfactory performance.*
- 4. Notes that the total allocated budget for year one available for this contract including the fixed Lump Sum and contingencies is \$ 238,513.**

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

CARRIED

5.5 Tender for Provision of HVAC Maintenance Services

Moved Cr McCluskey,

Seconded Cr James

That Council:

- 1. Awards the tender from Renown Services Pty Ltd for the following Provision of HVAC Maintenance Services, Contract No. 2021093:**
- 2. Category A: Major HVAC Equipment, Category B: Minor HVAC Equipment, Category D: Kitchen Exhaust Canopy Equipment, for a fixed Lump Sum of \$45,009.09 per annum and an estimated Schedule of Rates spend of \$90,000 per annum for reactive works, and an estimated total contract value of \$1,003,695 inclusive of all available extension options*;**
- 3. Category C: Quoted Works, for a schedule of rates based contract with an estimated annual contract value of \$200,000 and an estimated total contract value of \$1,486,856 inclusive of all available extension options*.**

*i. *Assuming an annual CPI increase of 2%.*

- 4. Authorises the Chief Executive Officer to execute the contract agreement;**

5. Notes that the:-

- a. *Services for this contract will commence October 1, 2021 with an initial term of two (2) years and the contract has two (2) separate extension options. The first extension option is three (3) years, and the second extension option is two (2) years. Council authorises the Chief Executive Officer to approve extension options subject to satisfactory performance.*
- 6. Notes that the total allocated budget for year one available for this contract including the fixed Lump Sum and contingencies is \$335,009.**
- 7. (*Please note that all dollar figures are GST inclusive unless stated otherwise)**

6. NOTICES OF MOTION

6.1 Council's Discretionary Expenditure Fund Applications – Mayor

Moved Cr McCluskey,

Seconded Cr Samardzija

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

APPLICANT	PURPOSE	AMOUNT RECOMMENDED
<i>1st Wheelers Hill Scouts (Scouts Association of Australia, Vic Branch)</i>	<i>Scouts Vic Jamboree held from 29 December 2021 to 8 January 2022 at Elmore, Victoria. Requesting a donation.</i>	<i>\$1,022</i>

CARRIED

6.2 Attendance at the National Local Roads and Transport Congress 2021 – Cr James

Moved Cr James,

Seconded Cr Samardzija

That Council approves the attendance of Cr Stuart James at the National Local Roads and Transport Congress 2021 in Hobart from 7-9 November 2021.

CARRIED

6.3 Report on National General Assembly of Local Government Conference – Crs McCluskey, Samardzija, Luo, Fergeus, de Silva, Zographos

Moved Cr McCluskey,

Seconded Cr Samardzija

That Council receives the report by Councillors on their attendance at the National General Assembly of Local Government, held from 20 to 23 June 2021.

CARRIED

6.4 Supporting Our Libraries – Dr Fergeus

Moved Cr Fergeus,

Seconded NIL

That Council:

- 1. Acknowledges that Monash libraries offer an excellent standard of service to the community and congratulates Monash Public Library Service staff on their professionalism, creativity and dedication;*

-
2. *Notes that Victorian public libraries produce \$4.30 in value to the community for every \$1 spent¹;*
 3. *Notes that even Victorians who do not use public libraries have indicated a willingness to fund libraries at more than one and a half times current expenditure;²*
 4. *Notes that per capita expenditure on public libraries in 2019-20 was \$39.34 in Victoria, lower than any other state or territory and 21.5% lower than the national average of \$50.11³;*
 5. *Notes that Monash has a higher proportion of active library borrowers than average across Victoria⁴;*
 6. *Notes that our spend per head of population in 2019-20 was \$26.97, significantly less than the average across similar Councils (\$35.51) and less than the average across all Victorian Councils (\$32.10)⁵;*
 7. *Requests that Officers prepare a report on the benefits to service delivery that could be realised by increasing funding of the Monash Public Library Service to at least the average level of funding provided across Victorian councils, and that this report be presented to Council no later than November 2021.*

The Mayor advised the Council that as this Motion did not have a seconder, it lapsed.

LAPSED

6.5 Intergovernmental Panel on Climate Change – Dr Fergeus

Moved Cr Fergeus,

Seconded Cr James

That Council:

1. *Notes the Intergovernmental Panel on Climate Change's recent report 'Climate Change 2021: The Physical Science Basis'⁶;*
 2. *Notes in particular the following findings of the report:*
 - i) *It is unequivocal that human influence has warmed the atmosphere, ocean and land, and that widespread and rapid changes in the atmosphere, ocean, cryosphere and biosphere have occurred;*
 - ii) *Human activities are estimated to have caused approximately 1.1°C of global warming above pre-industrial levels, a 0.1°C rise since Council received the interim report in 2018;*
 - iii) *Global warming is likely to reach 2°C by as early as 2041, with 1.5°C of warming now more likely than not under even very low GHG emissions scenarios.*
-

Acknowledges the unprecedented levels of urgency declared by the IPCC and other scientific bodies with regard to the need to drastically reduce emissions and limit global warming to 1.5°C.

CARRIED

7. COMMITTEE REPORTS

7.1 Monash Gallery of Art Appointment of Members

Moved Cr McCluskey,

Seconded Cr Samardzija

That Council:

- 1. Appoints Felicia Mariani to the Monash Gallery of Art Committee of Management for a term of three years from 24 August 2021 – 23 August 2024.*
- 2. Notes the appointment of Isobel Crombie as an external advisor to the Collection Committee.*

CARRIED

7.2 Audit and Risk Committee minutes

Moved Cr Samardzija,

Seconded Cr Paterson

That Council:

- 1. notes the unconfirmed minutes of the 10 August 2021 Audit & Risk Committee (the Committee); and*
- 2. notes that the minutes will be signed by the Chair of the Committee at the next Committee meeting, and any substantive changes to the unconfirmed minutes will be reported to the next Council meeting.*

CARRIED

8. URGENT BUSINESS

Nil

9. CONFIDENTIAL BUSINESS

Moved Cr McCluskey,

Seconded Cr James

That Council, having reviewed and considered the certificate in relation to the matter listed for confidential business, and being satisfied that it is appropriate and

necessary to consider this matter at a closed meeting, resolves to close the meeting to the public in accordance with section 66(2) of the Local Government Act 2020 for the reasons specified in the certificate.

CARRIED

10. PERSONAL EXPLANATIONS

Nil

11. COUNCILLORS' REPORTS

- 11.1 Cr Zographos: Raised the matter of the appointment of the two Monash residents to the Multicultural Commission that the Mayor had referred to at the beginning of the meeting. He congratulated them and said that he looked forward to the Council working closely with them and their fellow Commissioners.

The Mayor declared the meeting closed at 8.47 pm

MAYOR:

DATED TUESDAY THE 28TH DAY OF SEPTEMBER 2021