



**Minutes of the Ordinary Meeting of
Bayside City Council**

held in the Council Chambers, Civic Centre,
Boxshall Street Brighton
on Tuesday 26 July 2016

The Meeting commenced at 7:00pm

PRESENT:

Cr Alex del Porto
Cr Bruce Lowe
Cr Laurence Evans
Cr James Long BM JP
Cr Heather Stewart
Cr Michael Heffernan
Cr Felicity Frederico

OFFICERS IN ATTENDANCE:

Adrian Robb	Chief Executive Officer
Mick Cummins	Director Corporate Services
Shiran Wickramasinghe	Director City Planning & Amenity
Steven White	Director Environment & Infrastructure
Paulina Xerri	Executive Manager Communications & Customer Service
Terry Callant	Governance Manager

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The Mayor declared the meeting open at 7pm and advised members of the public gallery that the Council meeting is being recorded and streamed live on the internet to enhance the accessibility of Council meetings to the broader Bayside Community.

The Mayor invited Cr Frederico to read the prayer.

1. Prayer

Cr Frederico read the prayer at the commencement of the meeting.

O God
Bless this City, Bayside,
Give us courage, strength and wisdom,
So that our deliberations,
May be for the good of all,
Amen

2. Acknowledgement of Original Inhabitants

The Mayor invited Cr Heffernan to read the acknowledgement of the original inhabitants of this land.

- ◆ We acknowledge that the original inhabitants of this land that we call Bayside were the Boon Wurrung people of the Kulin nation.
- ◆ They loved this land, they cared for it and considered themselves to be part of it.
- ◆ We acknowledge that we have a responsibility to nurture the land, and sustain it for future generations.

3. Apologies

There were no apologies submitted to the meeting.

4. Disclosure of any Conflict of Interest of any Councillor

There were no conflicts of interest submitted to the meeting.

5. Adoption and Confirmation of the minutes of previous meeting

- 5.1 Confirmation of the Minutes of the Ordinary meeting of Bayside City Council held on 21 June 2016.

Moved: Cr del Porto

Seconded: Cr Lowe

That the minutes of the Ordinary meeting of Bayside City Council held on 21 June 2016, as previously circulated, be confirmed as an accurate record of proceedings.

CARRIED

6. Public Question Time

In accordance with Section 64 of Council's Governance Local Law No 1, 6 public questions were submitted to the Meeting. In accordance with Section 64 part 15 where a questioner is not present in the Chamber at the time of Public Question Time, the question and response will not be read out at the meeting or recorded in the minutes.

1. Mr Peter Boyle

Governance and Corporate Performance

The 2016/17 Budget shows an amount of \$1.992 million as the net cost of this function. The forecast for the 2015/16 year was \$1.487 million. So for the 2016/17 year there is an increase of \$505 thousand, which is 34%.

- a) what were the actual costs for 2015/16 year.
- b) what explanation is there for such a huge increase in budgeted costs for this function.

Response by the Mayor

- a) *The actual costs for 2015/16 financial year was \$1,197million*
- b) *The increase in the budget for 2016/17 relates to the conduct of the elections, enforcement of compulsory voting, Councillor Induction Program and equipment*

2. Mr Peter Boyle

Mr Boyle's second question related to a matter which was responded to at the previous Council Meeting, and accordingly is in contravention of section 64(8)(c) of the Meeting Procedure Local Law. On that basis the question was not read out.

3. Mr George Reynolds

I have recently received my rate notice which allows me a rebate from my garbage rate to reflect the return of a payment for carbon tax which was not used. Why then, is there not a similar rebate to reflect my share of the \$19,677,000 which was shown as surplus to requirements on page 3 of the 2015 accounts of the City of Bayside.

Response by the Mayor

The Operating surplus for the 2015/16 Financial Year is used to fund Capital works expenditure and debt reduction and does not represent unallocated funds that can be returned to ratepayers.

4. Mr George Reynolds

In relation to the recent abortive installation of parking meters near the Ricketts Point teahouse, would Council advise:

- (a) the total cost (including staff costs and rehabilitation costs) of installing and de-installing the parking meters.
- (b) *the response of the road manager (VicRoads) to this unwarranted vacillation in relation to their permit to install the meters.*



Response by the Mayor

- a) *The cost of the parking ticket machines was \$19,772 to purchase. The cost of installing and removing the parking ticket machines was \$780. These machines will be used to replace damaged parking ticket machines within two foreshore car parks.*
- b) *Parking related matters are for Council to determine, so there is no input from VicRoads.*

5. Mr Kevin Spencer

As to my submission of the 28 April 2014 to the Hurlingham Park East Brighton Up-Grade, I was denied attendance to meetings of engaged residents and sports ground users, to contribute my years of local knowledge of the parkland, whereas I watched as the council contractor constructed costly yellow impervious concrete footpaths about the park, the storm water run-off of which has flooded the No.1 Oval testifying the inadequacies of the pitiful limited Rain Gardens.

- (A) Will council explain as to why it did not engage in Best Practice Environmental Management, using water sensitive design Guidelines applicable to these works Hurlingham Park, now evident by storm water flooding and failure to use pervious Granitic Sand or similar materials on the pathways.
- (B) What is the purpose of the deep "Duck Pond" that presents a hazard and danger to the community especially young children, at the Northern side of the Park land opposite Hurlingham Street?

Response by the Chief Executive Officer

- (A) *The new stormwater system in Hurlingham Park incorporates Water Sensitive Urban Design elements to capture and treat stormwater and maximise infiltration. Water sensitive urban design systems are not designed to mitigate flooding and high rainfall events will overflow such systems into the traditional drainage system. The concrete paths are only a small area of the park and having safe all weather paths is the preferred design outcome.*
- (B) *The drainage at the northern side of Hurlingham Park is designed as a full infiltration system. This meets best practice Water Sensitive Urban Design, but has the potential to hold water in periods of significant wet weather. The area is designed to drain over a period of time.*

6. Mr Kevin Spencer

Bayside City Council maintains it strongly supports its policy of Community Engagement, however in the case of the Dendy Village Shopping Centre Hampton Street Brighton it failed to respond to a recent petition of thirty two (32) petitioners that called for council to place on hold it's Dendy Village up-grade until such works are subjected to a community review, the consensus amongst the community is of a rejection of some of these works. A case in point being the lack of safety for all that use the village services.

- (A) *Why has the CEO not responded to this submission as called for by the resolution of council ?*



(B) What was the cost of construction a Splitter Island in Marriage Road with its intersection with Hampton Street and its removal the following day ?

Response by the Chief Executive Officer

(A) A response letter will be emailed to Mr Spencer before Friday 29 July 2016.

(B) There was no cost to Council. The Contractor made an error and the contract specification was enforced by Council's contract supervisor.



8. Minutes of Advisory Committees

8.1 ASSEMBLY OF COUNCILLORS RECORD

Corporate Services - Governance
File No: PSF/15/8758 – Doc No: DOC/16/109336

Moved: Cr Frederico

Seconded: Cr Evans

That Council notes the Assembly of Councillor records submitted as required by the Local Government Act 1989:

Date	Name
28 June 2016	CEO and Councillor Only Briefing
28 June 2016	Councillor Briefing Session
19 July 2016	CEO and Councillor Only Briefing
19 July 2016	Strategic Issues Discussion

CARRIED

8.2 MINUTES OF THE CHIEF EXECUTIVE OFFICER'S EMPLOYMENT MATTERS COMMITTEE HELD ON 2 MAY 2016

Corporate Services - Governance
File No: PSF/15/8758 – Doc No: DOC/16/110439

Moved: Cr Heffernan

Seconded: Cr Lowe

That Council:

1. notes the minutes of the Chief Executive Officer's Employment Matters Committee held on 2 May 2016; and
2. adopts the following recommendations of the CEO's Employment Matters Committee meeting held on 2 May 2016:

6.3 Chief Executive Officer Draft Performance Plan for 2016/17

That the Chief Executive Officer's Employment Matters Committee recommends to Council that the Draft CEO Performance Plan for 2016/17, reported against the Better Place Approach as submitted to this report dated May 2016 be adopted, and Council receive quarterly performance reports based on the activities as outlined in the plan.

6.4 Review of the Chief Executive Officer's Employment Matters Committee Charter

That the Chief Executive Officer's Employment Matters Committee recommends to Council that the Chief Executive officer's Employment Matters Committee Charter dated May 2016 be adopted.

6.5 Contract for the Chairperson of the Chief Executive Officer's Employment Matters Committee

That the Chief Executive Officer's Employment Matters Committee recommends to Council that it exercise its option to continue the appointment of Ms Paula Giles as the suitable qualified Chairperson to the Chief Executive officer's Employment Matters Committee for 2016/17, noting the contract will expire in July 2017.

CARRIED

9. Reports by Special Committees

There were no reports by special committees submitted to the meeting.

10. Reports by the Organisation

Moved: Cr Stewart

Seconded: Cr Lowe

That items 10.6 and 10.20, 10.19, 10.18, 10.17, 10.16, 10.15, 10.14, 10.12, 10.11 and 10.8, 10.7 be dealt with as a block motion and the recommendations be adopted.

CARRIED

REQUESTS TO BE HEARD:

In accordance with Council's Governance Local Law No.1 Clause 69, the following individuals were granted three minutes each to speak to an item indicated below.

Item 10.1 Bayside Planning Scheme Amendment C140 –

1. Mr. Peter Bucovaz
2. Mr Ron Ghiggino
3. Mr Fred Cox
4. Mr Frank Perry
5. Mr Robert Shaddick
6. Dr Saunders Robert
7. Mr Rohan Muleey
8. Mrs Shirley Andersson
9. Ms Trish Boase
10. Mr David Rowley
11. Mr Ashley Thompson
12. Mr Richard Rozen OAM
13. Mrs Katharine Overton
14. Mr Derek Screen
15. Mr Albrecht Scholer
16. Dr Gregory Ayers
17. Mrs Wendy Solomon
18. Ms Simone Boileau
19. Mr Chris Sutton
20. Mr Alan Clapham
21. Mr Ron Furlonger

Item 10.2 Beach Road Weekend No Stopping Zones

1. Mr Pete Dowe

Item 10.9 Notice of Motion 245 – Additional Pedestrian Crossings in Church Street

1. Mr Kevin Spencer

Item 10.10 Notice of Motion 247 – Railway Avenue, Brighton

- 1 Ms. Amanda Jackson
2. Ms Michele Duggan
3. Mr Leigh Lansdown

Item 10.17 May 2017 Financial Report

1. Mr. Peter Boyle

10.1 BAYSIDE PLANNING SCHEME AMENDMENT C140 - HOUSING STRATEGY IMPLEMENTATION - PANEL REPORT

City Planning and Amenity - Urban Strategy
File No: PSF/15/8752 – Doc No: DOC/16/120292

It is recorded that Mr Ron Ghiggino, Mr Fred Cox, Mr Frank Perry, Dr Robert Saunders, Mr Rohan Muleey, Mrs Shirley Andersson, Ms Trish Boase, Mr David Rowley, Mr Ashley Thompson, Mr Richard Rozen OAM, Mrs Katharine Overton, Mr Albrecht Scholer, Dr Gregory Ayers, Mr Chris Sutton, Mr Alan Clapham, Mr Ron Furlonger spoke for three minutes in relation to this item.

It is recorded that Mr Peter Bucovaz, Mr Robert Shaddick, Mr Derek Screen, Mrs Wendy Solomon, Ms Simone Boileau were not present in the Chamber.

Moved: Cr Lowe

Seconded: Cr Heffernan

That Council abandon Amendment C140 in its current form as recommended by the Panel.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR**: Crs Lowe, Heffernan and Frederico (3)
AGAINST: Crs del Porto, Evans, Long and Stewart (4)

LOST

Moved: Cr Stewart

Seconded: Cr Evans

That Council:

1. adopts Amendment C140 in part and proceeds with the proposed changes across the Local Planning Policy Framework (LPPF) to incorporate the Bayside Housing Strategy.
2. seeks the Minister for Planning's approval of an amendment that includes the parts of Amendment C140 that relate to the exhibited proposed changes across the Local Planning Policy Framework (LPPF) to incorporate the Housing Strategy.
3. abandons the parts of the Amendment that relate to amendments to Schedule 3 to the Neighbourhood Residential Zone that seek to:
 - introduce a minimum lot size subdivision of 400sqm.
 - increase the permeability requirement to 35%.
 - increase the rear setback to 4m.
 - increase the open space requirement to 75sqm with one part secluded private open space with a minimum area of 60sqm and a minimum dimension of 5m.
 - introduce decision guidelines to support amenity considerations on accordance with the Housing Strategy.

4. begins the preparation of a Neighbourhood Character Study Review including the preparation of revised Neighbourhood Character Precinct Statements in the 2017/18 budget year to inform the application of the amendments to the Schedule 3 of the Neighbourhood Residential Zone on a precinct basis.
5. informs all submitters to Amendment C140 and interested parties of Council's resolution.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs del Porto, Evans and Stewart (3)
 AGAINST: Crs Lowe, Long, Heffernan and Frederico (4)

LOST

Moved: Cr del Porto

That this matter in relation to Amendment C140 be deferred to a future meeting of Council.

Lapsed for want of a seconder

Moved: Cr Lowe

Seconded: Cr Frederico

That Council abandon Amendment C140 in its current form as recommended by the Panel which will provide Council the opportunity to undertake further strategic work which may support a future amendment.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Lowe, Evans, Long, Heffernan and Frederico (5)
 AGAINST: Crs del Porto and Stewart (2)

CARRIED

10.2 BEACH ROAD WEEKEND NO STOPPING ZONES

Environment and Infrastructure - Infrastructure Assets
File No: PSF/15/8756 – Doc No: DOC/16/90166

It is recorded that Mr Pete Dowe spoke for three minutes in relation to this item.

Councillor del Porto left the Meeting at 9:13 PM.

Councillor del Porto returned to the Meeting at 9:18 PM

Moved: Cr Frederico

Seconded: Cr del Porto

That Council:

1. resolves to permanently retain the Beach Road weekend 6am to 10am 'No Stopping' zones;
2. continues to advocate the benefits of the outstanding short term actions in the Beach Road Corridor Strategy and to seek State government funding for the outstanding short term actions;
3. develops an application for funding under the Safer Cyclists and Pedestrians Fund when it is open for submissions; and
4. explores other potential State government funding opportunities to allow the completion of the outstanding short term actions of the Beach Road Corridor Strategy;
5. requests the Minister for Roads and Road Safety to undertake a count on bicycle numbers on Beach Road in Bayside;
6. requests from the Minister for Roads and Road Safety a study on bicycle numbers and cyclists behaviour using Route 33 (Beach Road); and
7. writes to local State Members of Parliament seeking advocacy on Council's behalf for funding to implement the Beach Road Strategy.

CARRIED

**10.3 SANDRINGHAM VILLAGE MAJOR ACTIVITY CENTRE STRUCTURE
PLAN REVIEW**

City Planning and Amenity - Urban Strategy
File No: PSF/15/8752 – Doc No: DOC/16/118398

Moved: Cr Evans

Seconded: Cr Stewart

That Council:

1. adopts the draft Sandringham Village Structure Plan Review;
2. notes the Car Parking Plan Background Report;
3. endorses the preferred neighbourhood character statements for the purpose of community consultation; and
4. authorises the Director City Planning and Amenity to undertake any editorial changes to the documents.

CARRIED

**10.4 AMENDMENT C129 - IMPLEMENTATION OF THE BAYSIDE COASTAL
MANAGEMENT PLAN**

City Planning and Amenity - Urban Strategy
File No: PSF/15/8752 – Doc No: DOC/16/108044

Moved: Cr Frederico

Seconded: Cr Evans

That Council:

1. adopts Amendment C129 to implement the Bayside Coastal Management Plan 2014 into the Bayside Planning Scheme.
2. requests the Minister for Planning approve the Amendment pursuant to Section 20(4) of the Planning and Environment Act 1987.
3. authorises the Director of City Planning and Amenity to make any necessary editorial changes.

CARRIED

10.5 AMENDMENT C124 - INTEGRATED TRANSPORT - OUTCOME OF PUBLIC EXHIBITION PROCESS

City Planning and Amenity - Urban Strategy
File No: PSF/15/8752 – Doc No: DOC/16/109990

Moved: Cr Frederico

Seconded: Cr del Porto

That Council:

1. notes the submissions to Amendment C124 and thank submitters for their contribution.
2. adopts Amendment C124 in the form of Attachment 2 to this report with the inclusion of a further dot point on page 8 referring to Land Use and Transport to read:
 - *Advocate for the diversion of freight/heavy traffic from Beach Road to Nepean Hwy to achieve the future role of Beach Rd as a scenic boulevard.*
3. submits the amendment to the Minister for Planning for approval.
4. authorises the Director City Planning & Amenity to make any necessary editorial changes to Amendment C124 documentation.

CARRIED

Procedural Motion

Moved Cr del Porto

Seconded Cr Lowe

That items 10.9 10.10 and 10.17 be brought forward and dealt with at this stage of the meeting.

CARRIED

**10.6 HISTORIC PLACE INVESTIGATION - ALDERLEY, 91 WERE STREET,
BRIGHTON**

City Planning and Amenity - Urban Strategy
File No: PSF/15/8752 – Doc No: DOC/16/95906

Moved: Cr Stewart

Seconded: Cr Lowe

That Council:

1. does not support the inclusion of 91 Were Street, Brighton, on the Victorian Heritage Register; and
2. writes to Heritage Victoria to advise of its decision.

CARRIED

NOTE: Item 10.6 was **CARRIED** as part of a block motion.

10.7 RICKETTS POINT LEASE EXTENSION

Corporate Services - Commercial Services
File No: PSF/15/8762 – Doc No: DOC/16/105624

Moved: Cr Stewart**Seconded: Cr Lowe**

That subject to Ministerial approval, Council:

1. commences the statutory procedures to lease to Beachside Café the Ricketts Point Tea House for a further term, commencing on 1 January 2018 and ending 30 June 2020 at a current rental of \$126,676.55 (plus GST) with annual increases in accordance with the lease agreement;
2. establishes a Special Committee of Council in accordance with section 223 of the Local Government Act 1989 consisting of all councillors with a quorum of four (4) Councillors to consider any submissions received pursuant to section 223 of the Local Government Act 1989 at a meeting to be held at 6.30pm on 1 September 2016 in the Council Chambers, Boxshall Street Brighton in relation to the proposed lease to Beachside Café Pty Ltd; and
3. In the event that no section 223 submissions are received, authorises the Director Corporate Services to execute the lease of Ricketts Point Tea House with Beachside Café Pty Ltd.

CARRIED

NOTE: Item 10.7 was **CARRIED** as part of a block motion.



10.8 NOMINATIONS TO THE ARTS & CULTURE ADVISORY COMMITTEE

Community Services - Family & Cultural Services
File No: PSF/15/8760 – Doc No: DOC/16/108004

Moved: Cr Stewart

Seconded: Cr Lowe

That Council:

1. appoints the following community members to the Arts & Culture Advisory Committee for the term August 2016 to July 2018:
 - Karen Wilson;
 - Don Fulton;
 - Pamela Darling;
 - Bozen Rutecki;
 - Isabella Kottek;
 - Robert Dryden;
 - Sarah Morris;
 - John Thompson;
 - Brian Hewitt; and

2. writes to all nominees to advise them of the outcome of the nomination process and to thank them for their interest and application.

CARRIED

NOTE: Item 10.8 was **CARRIED** as part of a block motion.

10.9 NOTICE OF MOTION 245 - ADDITIONAL PEDESTRIAN CROSSINGS IN CHURCH STREET, BRIGHTON

Environment and Infrastructure - Infrastructure Assets
File No: PSF/15/8756 – Doc No: DOC/16/78021

It is recorded that Mr Kevin Spencer spoke for three minutes in relation to this item.

Moved: Cr del Porto

Seconded: Cr Heffernan

That Council:

1. undertakes planning to develop a multi-year program of pedestrian crossing works at the roundabouts in Church Street and Bays Street Major Activity Centres as part of Council's 2016/17 Active Transport Facility Improvement Program;
2. prepares plans for zebra crossings at the Church Street/Male Street roundabout for submission to the Federal Blackspot Program with a view to works being undertaken in 2016/17 and/or 2017/18; and
3. explores other potential State government funding opportunities to facilitate the implementation of zebra crossings at each of the subject sites.

CARRIED



10.10 NOTICE OF MOTION 247 - RAILWAY AVENUE, BRIGHTON

Environment and Infrastructure - Environmental Sustainability & Open Space
File No: PSF/15/8761 – Doc No: DOC/16/106964

It is recorded that Ms Amanda Jackson, Ms Michele Duggan and Mr Leigh Lansdown spoke for three minutes in relation to this item.

Moved: Cr del Porto

Seconded: Cr Stewart

Part A

That Council purchase and plant 50 advanced tree specimens up to 3m in height as a matter of urgency within the current planting season to be funded from the street tree replacement budget and the remaining 45 trees to be planted in 2017/18 if the existing trees do not reach a height of 2.5 metres.

Part B

That Council allocates up to \$40,000 of unbudgeted expenditure in 2016/17 to install a 1.8m high fire retardant brush fence as a visual screen along the railway line in Railway Avenue, Brighton and the existing brick fence be retained and a brushed fence cap be installed to the same height of 1.8metres notifies the residents of Railway Avenue, Brighton of this decision.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs del Porto, Lowe, Evans, Long, Stewart and Heffernan (6)
 AGAINST: Cr Frederico (1)

CARRIED

Procedural Motion

Moved Cr del Porto

Seconded Cr Lowe

That the meeting be adjourned for 2 minutes.

CARRIED

Procedural Motion

Moved Cr del Porto

Seconded Cr Stewart

That the meeting be resumed.

CARRIED

**10.11 CONTINUATION OF A PERMANENT DROP OFF SITE FOR THE
HOUSEHOLD CHEMICAL COLLECTION PROGRAM**

Environment and Infrastructure - Environmental Sustainability & Open Space
File No: PSF/15/8761 – Doc No: DOC/16/120393

Moved: Cr del Porto

Seconded: Cr Stewart

That Council:

1. notes the evaluation of the Household Chemical Collection Program;
2. endorses the continuation of the Household Chemical Collection Program at the Bayside Waste and Recycling Centre; and
3. authorises the Chief Executive Officer to execute the relevant documents between Council and Sustainability Victoria.

CARRIED

NOTE: Item 10.11 was **CARRIED** as part of a block motion.

10.12 EVENTS IN PUBLIC PLACES POLICY

Corporate Services - Recreation, Events & Community Partnerships
File No: PSF/15/8751 – Doc No: DOC/16/102821

Moved: Cr del Porto

Seconded: Cr Stewart

That Council adopts the Events in Public Places Policy 2016 dated 26 July 2016 as contained in Attachment 1.

CARRIED

NOTE: Item 10.12 was **CARRIED** as part of a block motion.

10.13 LIBRARY SERVICE REVIEW

Community Services - Family & Cultural Services
File No: PSF/15/8761 – Doc No: DOC/16/120837

Moved: Cr Frederico**Seconded: Cr Lowe****Part A.**

That Council accepts the Library Services Service Review Report and acknowledges the findings that:

- a) Hampton Library has less than one fifth the floor space required to provide adequate space for books, computer terminals, quiet space and program areas, and the Sandringham library has just over half the required space for these activities;
- b) there is no capacity to expand the Hampton Library in its current location;
- c) the catchment area of the Hampton Library is overlapped by the catchment areas of Brighton and Sandringham libraries;
- d) the current and forecast population of Sandringham and Hampton combined is sufficient to support only one adequate sized library that is open for the hours that the community requires; and
- e) Bayside residents make up nearly one third of the membership of libraries in the City of Kingston that are close to the Bayside border;

Procedural Motion**Moved Cr del Porto****Seconded Cr Lowe**

That the motion be PUT.

CARRIED**The motion was PUT and CARRIED****Moved Cr Frederico**

That Council resolves in principle, subject to a detailed financial assessment to:

- a) expand the floor space of Sandringham Library, either through utilisation of the current building or through redevelopment on the site;
- b) make a significant investment for a new standalone Hampton library and that Council commences an investigation into its land and building holdings in the Hampton precinct in accordance with the Hampton Urban Design Framework with a view to:



- I. Considering a service or facility that is complimentary to the branch library network, thus supporting ongoing access to current and future library services by the local Hampton community.
- II. Examining the way in which current Council facilities in the area are being used and whether they provide sufficient value to the community now, and what future benefits could be provided by combining these resources into a multi-purpose facility.

That this review be undertaken and presented to the incoming 2016-2020 Council in early 2017."

Lapsed for want of a seconder

Moved: Cr Frederico

Seconded: Cr Heffernan

Part C

That Council approaches Kingston City Council with a proposal to undertake a joint feasibility study into library service models to appropriately service residents on our shared municipal boundary including investigating opportunities and funding options for a new library site associated with increasing residential developments in Highett and Hampton East/Moorabbin

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Lowe, Heffernan and Frederico (3)
AGAINST: Crs del Porto, Evans, Long and Stewart (4)

LOST

Moved: Cr Frederico

Seconded: Cr Heffernan

Part D

That Council:

1. undertakes the development of costed options to expand the Sandringham Library floor space including consultation with all affected stakeholders; and
2. notes that further operational improvements to library services and programs will be subject to finalisation of Stage Two of the Service Review.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Heffernan and Frederico (2)
AGAINST: Crs del Porto, Lowe, Evans, Long and Stewart (5)

LOST

Moved: Cr Stewart

Seconded: Cr Evans

That Council:

1. notes the Library Services Review Report;
2. resolves, subject to a detailed financial assessment to:
 - a) expand the floor space of Sandringham Library, either through utilisation of the current building or through redevelopment on the site;
 - b) retain the Hampton Library. Upon upgrading the Sandringham Library the Hampton Library will be transitioned to an innovative centre for learning. Multiple options will be presented for community consultation including a centre of Wi-Fi excellence and community meeting spaces.
 - c) based on the findings of the library services review resolves to build a new library in the Highett/Hampton East area within close proximity to the train station within 4 years.

The justification for a new Highett/ Hampton East Library is:

- The lack of any Bayside library services in the eastern half of the municipality;
 - The inadequate capacity of library services in Highett/Moorabbin/Cheltenham to meet Bayside Library users needs;
 - The population of Highett/ Hampton East is expanding. In the last two years 302 units and apartments have been approved in this area, this will continue to grow in the future, particularly with the new Highett Grassy Woodland development. This additional population requires a proper library to service their needs; and
 - Highett/ Hampton East have pockets of the highest socio-economic disadvantage in Bayside. These communities would benefit most from the education and social connection benefits of a library.
- d) notes that further operational improvements to library services and programs will be subject to finalisation of Stage Two of the Service Review.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs del Porto, Lowe, Evans, Long, Stewart and Heffernan (6)
AGAINST: Cr Frederico (1)

CARRIED

10.14 2016 LOCAL GOVERNMENT VICTORIA COMMUNITY SATISFACTION SURVEY

Communications and Customer Service - Communications
File No: PSF/16/816 – Doc No: DOC/16/111103

Moved: Cr del Porto

Seconded: Cr Stewart

That Council notes the 2016 Victorian Local Government Community Satisfaction Survey and refers it to the Chief Executive Officer for finalising service improvement plans for the 2016-2017 year..

CARRIED

NOTE: Item 10.14 was **CARRIED** as part of a block motion.

10.15 CON/16/75 CHISHOLM RESERVE OVAL RECONSTRUCTION

Environment and Infrastructure - City Works
File No: PSF/15/8763 – Doc No: DOC/16/109176

Moved: Cr del Porto

Seconded: Cr Stewart

That Council:

1. awards contract CON/16/75 Chisholm Reserve Oval Reconstruction to Depan Group Pty Ltd (ABN: 95 606 158 454) for the lump sum price \$654,709.05 exclusive of GTS and \$720,179.96 inclusive of GST;
2. authorises the Chief Executive Officer to sign all necessary documentation related to CON/16/75 Chisholm Reserve Oval Reconstruction; and
3. advises the unsuccessful tenderers accordingly.

CARRIED

NOTE: Item 10.15 was **CARRIED** as part of a block motion.

10.16 CON/16/67 DENDY PARK GROUND STABILISATION AND REDEVELOPMENT STAGE 3

Environment and Infrastructure - City Works
File No: PSF/15/8763 – Doc No: DOC/16/95847

Moved: Cr del Porto

Seconded: Cr Stewart

That Council:

1. awards contract CON/16/67 Dendy Park Ground Stabilisation and Redevelopment Stage 3 to Entracon Civil Pty Ltd (ABN: 35 118 370 077) for the lump sum price \$1,588,923 exclusive of GST and \$1,747,815.30 inclusive of GST;
2. authorises the Chief Executive Officer to sign all necessary documentation related to CON/16/67 Dendy Park Ground Stabilisation and Redevelopment Stage 3; and
3. advises the unsuccessful tenderers accordingly.

CARRIED

NOTE: Item 10.16 was **CARRIED** as part of a block motion.

10.17 MAY 2016 FINANCIAL REPORT

Corporate Services - Finance
File No: PSF/15/8759 – Doc No: DOC/16/105419

It is recorded that Mr Peter Boyle was present in the Chamber.

Moved: Cr del Porto

Seconded: Cr Stewart

That Council notes the operating and capital financial report for the eleven months to 31 May 2016.

CARRIED

NOTE: Item 10.17 was **CARRIED** as part of a block motion.

**10.18 REVIEW OF THE COUNCILLORS SUPPORT, RESOURCE,
REIMBURSEMENT AND ACCOUNTABILITY POLICY**

Corporate Services - Governance
File No: PSF/15/8758 – Doc No: DOC/16/121152

Moved: Cr del Porto

Seconded: Cr Stewart

That Council:

1. rescinds the Councillor Support and Expenses Policy dated 21 August 2012;
2. adopts the Councillor Support, Resource, Reimbursement and Accountability Policy dated 26 July 2016; and
3. provides a hardcopy of the Councillor Support, Resource, Reimbursement and Accountability Policy to all current Councillors and the newly elected Councillors in following the 2016 Elections; and
4. posts the Councillor Support, Resource, Reimbursement and Accountability Policy on Council's website.

CARRIED

NOTE: Item 10.18 was **CARRIED** as part of a block motion.

10.19 VCAT DECISIONS

City Planning and Amenity - Statutory Planning
File No: PSF/15/8755 – Doc No: DOC/16/119632

Moved: Cr del Porto

Seconded: Cr Stewart

That the report on the VCAT decisions on the planning applications handed down during the month of June 2016 be received and noted.

CARRIED

NOTE: Item 10.19 was **CARRIED** as part of a block motion.



10.20 COUNCIL ACTION AWAITING REPORT

Corporate Services - Governance
File No: PSF/15/8758 – Doc No: DOC/16/110778

Moved: Cr del Porto

Seconded: Cr Stewart

That Council notes the Council Action Awaiting Report.

CARRIED

NOTE: Item 10.20 was **CARRIED** as part of a block motion.

11. Reports by Delegates

1. **Association of Bayside Municipalities** – Cr Frederico indicated that there was nothing further to report on at this stage.
2. **MAV Environment Committee** – Director Environment & Infrastructure circulated a delegates report on this Committee prior to the meeting.
3. **Metropolitan Transport Forum** – Director Environment & Infrastructure circulated a delegates report on this forum prior to the meeting.
4. **Municipal Association of Victoria** – Cr Frederico indicated that there was nothing to report on at this stage.
5. **Inner South Metropolitan Mayors' Forum** – Cr Long indicated the ISMMF have not met since the last Council meeting.
6. **Metro Waste & Resource Recovery Group** – Cr Stewart indicated that there was nothing to report at this stage.
7. **ALGA Conference** – Cr Frederico as Council's delegate to the Australian Local Government Association National General Assembly held in June 2016 in Canberra circulated notes from the keynote speakers at the Assembly to all Councillors via email.

Moved: Cr Stewart

Seconded: Cr del Porto

That the delegates reports be received and noted.

CARRIED

12. Urgent Business

1 ADDITIONAL ORDINARY MEETING OF COUNCIL - AUGUST 2016

Moved: Cr Frederico

Seconded: Cr Stewart

That the matter of an additional Ordinary Meeting of Council to be held in August be considered as a matter of urgent business

CARRIED

Moved: Cr Frederico

Seconded: Cr Stewart

That an additional Ordinary Meeting of Council be held on Tuesday 16 August at 7.00pm at the Council Chambers, Civic Centre Precinct Brighton.

CARRIED

13.2 NOTICE OF MOTION - 250 - FITNESS EQUIPMENT ALONG THE FORESHORE AT APPROPRIATE LOCATIONS

Corporate Services - Governance
File No: PSF/15/8758 – Doc No: DOC/16/124676

Moved: Cr Frederico

Seconded: Cr Lowe

“That a report be submitted to Council at the September meeting cycle on the proposed installation of fitness equipment along the foreshore at appropriate locations, having regard to funding, expected demand and usage, and the necessary approvals.”

Moved Cr del Porto

Seconded Cr Stewart

That the motion be PUT.

CARRIED

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Lowe, Long, Heffernan and Frederico (4)
 AGAINST: Crs del Porto, Evans and Stewart (3)

CARRIED

13.3 NOTICE OF MOTION - 251 - REMOVAL OF TIME BASED PARKING RESTRICTIONS IN FORESHORE PARKING AREA OPPOSITE SOUTH ROAD BRIGHTON BEACH AND SIMS STREET SANDRINGHAM

Corporate Services - Governance
File No: PSF/15/8758 – Doc No: DOC/16/124678

With the consent of the Meeting Cr Frederico withdrew her notice of motion.

“That a report be prepared for the September Ordinary Council meeting to consider the implications of removing the time based parking restrictions in the foreshore parking areas opposite South Road, Brighton and Sims Street, Sandringham to provide all day parking opportunities for commuters’ vehicles displaying Bayside foreshore parking permits during the service interruption on the Frankston line while the level crossing works are being undertaken.”

Moved Cr Frederico

Seconded Cr Stewart

That Notice of Motion 251 be withdrawn.

CARRIED

13.4 NOTICE OF MOTION - 252 - STREETScape WORKS AT EAST BRIGHTON SHOPPING CENTRE HAWTHORN ROAD.

Corporate Services - Governance
File No: PSF/15/8758 – Doc No: DOC/16/124679

Moved: Cr del Porto

Seconded: Cr Stewart

That streetscape works at the East Brighton shopping centre in Hawthorn Road near Nepean Highway, currently proposed to commence in April 2018 (foreshadowed budget allocation of \$300,000 in 2017/18 and \$200,000 in 2018/19) be considered for funding in 2016/17 should funding become available at the six month budget review.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs del Porto, Lowe, Evans, Long, Stewart and Heffernan (6)
 AGAINST: Cr Frederico (1)

CARRIED



13.6 NOTICE OF MOTION - 253 - HAMPTON LIBRARY SERVICE

Corporate Services - Governance
File No: PSF/15/8758 – Doc No: DOC/16/125081

With the consent of the Meeting Cr Frederico withdrew her Notice of Motion.

“That Council:

1. Having considered the Library Services review with initial indications that a significant investment for a new standalone Hampton library is not warranted, that Council commences an investigation into its land and building holdings in the Hampton precinct in accordance with the Hampton Urban Design Framework with a view to:
 - (a) Considering a service or facility that is complimentary to the branch library network, thus supporting ongoing access to current and future library services by the local Hampton community.
 - (b) Examining the way in which current Council facilities in the area are being used and whether they provide sufficient value to the community now, and what future benefits could be provided by combining these resources into a multi-purpose facility.
2. That this review be undertaken and presented to the incoming 2016-2020 Council in early 2017.”

Moved Cr Frederico

Seconded Cr Lowe

That Notice of Motion 253 be withdrawn.

CARRIED

Following consideration of Confidential Business the Chairperson declared the meeting closed at 11.26pm.

CONFIRMED THIS INSERT 23 DAY OF AUGUST 2016

CHAIRPERSON:

