



GLEN EIRA CITY COUNCIL
ORDINARY COUNCIL MEETING

TUESDAY 19 MARCH 2024

MINUTES

**Meeting was held in the Council Chambers,
Corner Hawthorn & Glen Eira Roads, Caulfield
at 7.30 pm**

Present

The Mayor, Councillor Anne-Marie Cade
Councillor Tony Athanasopoulos
Councillor Margaret Esakoff
Councillor Jane Karlake
Councillor Jim Magee
Councillor Sam Parasol
Councillor Sue Pennicuik
Councillor Li Zhang
Councillor Simone Zmood

INDEX

1.	ACKNOWLEDGEMENT	4
2.	APOLOGIES.....	4
3.	REMINDER TO DECLARE ANY CONFLICTS OF INTEREST IN ANY ITEMS ON THE AGENDA	4
4.	CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETINGS	10
5.	RECEPTION AND READING OF PETITIONS AND JOINT LETTERS	10
	5.1 Joint Letter: Derby Crescent Caulfield East	10
6.	REPORTS BY DELEGATES APPOINTED BY COUNCIL TO VARIOUS ORGANISATIONS	10
	Nil	
7.	REPORTS FROM COMMITTEES AND RECORDS OF ASSEMBLY	11
	7.1 Advisory Committees	11
	7.1.1 Advisory Committee Minutes	11
	7.2 Records of Assembly.....	11
	7.2.1 Records of Assemblies.....	11
8.	OFFICER REPORTS (AS LISTED).....	12
	8.1 Elsternwick Heritage Review 2023	12
	8.2 Philanthropic Partnership and Sponsorship Policy	13
	8.3 Naming Rights Policy	14
	8.4 Proposed Reintroduction of Special Rate Scheme - Carnegie Shopping Centre	14
	8.5 Proposed reintroduction of special rate scheme - Elsternwick Shopping Centre	15
	8.6 Audit & Risk Committee Biannual Report	16
	8.7 Audit & Risk Committee Minutes	16
	8.8 Local Government Election 2024 - Service Level Agreement	17
	8.9 Classified Tree Register Quarterly Report	17
	8.10 Sale of Land Abutting 1 Crozier Court McKinnon	19
	8.11 Instrument for Appointment and Authorisation of Authorised Officers.....	19
	8.12 Australian Local Government Association National General Assembly and Conference & Australian Council of Local Government Forum - July 2024....	20

8.13 Community Grants 20

9. URGENT BUSINESS NIL 21

10. ORDINARY BUSINESS 21

 10.1 Requests for reports from a member of Council staff 21

 10.2 Right of reply 21

 10.3 Notice of Motion 21

 10.4 Councillor questions..... 21

 10.5 Written public questions to Council 21

11. CONFIDENTIAL ITEMS 21

 Nil

12. CLOSURE OF MEETING..... 21



1. ACKNOWLEDGEMENT

The Mayor read the acknowledgement.

Glen Eira City Council Acknowledges the peoples of the Kulin Nation as Traditional Owners and Custodians, and pay our respect to their Elders past, present and emerging. We Acknowledge and uphold their continuing relationship to land and waterways. Council extends its respect to all Aboriginal and Torres Strait Islander peoples.

2. APOLOGIES

NIL

3. REMINDER TO DECLARE ANY CONFLICTS OF INTEREST IN ANY ITEMS ON THE AGENDA

Councillors were reminded of the requirement for disclosure of conflicts of interest in relation to items listed for consideration on the Agenda, or any item that was considered at this meeting, in accordance with Section 130(2) of the *Local Government Act 2020* and Rule 60(3) of the Glen Eira City Council Governance Rules. Councillors were then invited to indicate any such conflict of interest.

NIL

Public Participation

This evening we had 3 submitters request to speak to Council during Public Participation. All speakers presented to Council.

Procedural Motion

Moved: Cr Cade

Seconded: Cr Zmood

I will now move a procedural motion to bring item 10.5 Written Public Questions on tonight's agenda forward to be heard at this stage of the meeting.

CARRIED UNANIMOUSLY

10.5 Written Public Questions

This evening we had 25 Written Public Questions of Council of which 14 were able to be answered withing the allocated timeframe. The responses provided during the meeting are provided below:

Name/ Address	Question / Answer
<p>Thomas Lobley Caulfield East</p>	<p>Question 1</p> <p>The recent LCRP project (2023) at Glen Huntly Station has resulted in an increase in rail squeal / screeching from the corridor near my house. I've raised this concern with MTM and the PTV Ombudsman but have got no meaningful response. Is this something that local council can assist with getting a resolution for? It's affecting the neighbourhood, making it difficult to sleep or enjoy activities at home. Thanks.</p> <p>Answer</p> <p>Council has raised that matter with the LGRP and Metro Trains and have subsequently been advised that they are aware of the issue and as an interim action they are manually lubricating the track and are regularly monitoring the noise.</p> <p>It has also been advised by the LGRP that it is proposed to replace the 400m section of the track in June 2024.</p> <p>Council will also write to the Minister for Transport Infrastructure to ensure the necessary attention is given to this important matter and that the State Government takes prompt action.</p>
<p>Neil Freeman Caulfield</p>	<p>Question 2</p> <p>The crossover from Newstead Street that connects with a private driveway within 260 Kooyong Road is far too wide. Approximately 10 years ago a new gate was constructed which provides a far wider crossover than was the situation previously. This creates a serious danger to residents and their property in Newstead Street. Vehicles exiting 260 Kooyong Road have caused damage to vehicles parked in Newstead Street and near misses to pedestrians. Newstead Street is 7.9 metres wide from gutter to gutter. An allowance of approximately 2.0 metres width for parked vehicles provides a width of 3.9 metres for vehicular travel. As 260 Kooyong Road is a single property abutting Newstead Street, the allowable crossover should only be 3.6 metres wide. The gate needs to be replaced as it is damaged. Will City of Glen Eira enforce a crossover width of 3.6 metres in-line with the requirements for any other property within the municipality?</p> <p>Answer</p> <p>Council's Traffic Engineers have completed a review of the location, and it has been determined that the width of access into the 260 Kooyong Road property has not changed, although the fence has been upgraded.</p> <p>Our Traffic Engineers categorise this entrance as an access road, rather than a property crossover.</p> <p>The access road has been designed to allow two-way traffic through the gates and is believed to operate safely. Any modifications to the width would impact on this two-way safe traffic movement.</p> <p>The give way signage and line marking does provide clear guidance to motorists entering and exiting the site.</p> <p>Despite this, our traffic engineers have noted that a minor adjustment to</p>

Name/ Address	Question / Answer
	the parking arrangements may provide enhancement for traffic exiting the site accessing Newstead Street. They will be in contact with you to discuss this matter.
Trevor Pitkin Caulfield East	<p>Question 3</p> <p>When will the Council advise residents of its timeline to reach a decision regarding recommendations to LXRП in relation to Derby Crescent bike path proposal?</p> <p>Answer</p> <p>Council understands that a final decision will be several weeks away. Importantly, the process to come to a final decision will involve further community engagement.</p> <p>Council will pass on to the LXRП all information received during the recent feedback session with residents so that it can be used by them when considering options for consultation.</p>
Trevor Pitkin Caulfield East	<p>Question 4</p> <p>Does Council accept that a bike path in Derby Crescent will preclude the proper restoration of visual amenity previously enjoyed by residents?</p> <p>Answer</p> <p>Council understands that there are some space constraints along Derby Crescent. We are supportive of Derby Crescent being replanted and revegetated, as part of any future proposed works.</p>
Cherrill Earls Caulfield East	<p>Question 5</p> <p>As a community protest against a bike path, Derby Crescent residents have put up 100's of <i>We Have Suffered Enough, Make Derby Green Again, No Bike Path</i> posters, and other banners, along the rail corridor together with 43 metres of bright green fabric, cut to make the strips and bows now tied around every tree, pole and fence along the street.</p> <p>Will Council concede that it has received loud and clear the strong message from Derby residents that they DON'T WANT a bike path, and that Council recognises it will not be acting in the residents' best interests if it allows LXRП to consider a bike path option in front of their homes?</p> <p>Answer</p> <p>Council has heard the strong concerns raised at the resident feedback session on 14 March 2024.</p> <p>It is important to note however that no options for a bike path on Derby Crescent have yet been finalised by the LXRП or presented to the community for feedback.</p> <p>We have provided the strong feedback received so far to the LXRП so this can be considered as part of the finalisation of any proposed designs. No final decision will be made without further community engagement.</p>

Name/ Address	Question / Answer
<p>Cherrill Earls Caulfield East</p>	<p>Question 6</p> <p>Will the Councillors of Glen Eira support the residents of Derby Crescent, like they did with Queens Avenue, and report back to LXRП unanimously and say NO TO A BIKE PATH ON DERBY requesting it to look at alternative options that don't involve Derby?</p> <p>Answer</p> <p>Council has received a joint letter (to be tabled tonight), several emails and in person feedback from residents of Derby Crescent.</p> <p>We understand that any proposed works along Derby Crescent, still requires further analysis by both the LXRП and Council. Before a final decision is made there will be an additional process of community engagement.</p> <p>Importantly, Council has already provided the feedback to the LXRП that any proposal must incorporate a robust replanting and regeneration strategy for Derby Crescent.</p>
<p>Ray Earls Caulfield East</p>	<p>Question 7</p> <p>Regarding the option of a proposed bike path along Derby Crescent, Council has made a request to LXRП that there will be no loss of street parking nor any loss of remaining vegetation in relation to their option for a proposed bike path along Derby Crescent.</p> <p>Has there or will there be any traffic engineering analysis or opinion provided to LXRП from Council engineers of the effects that a proposed bike path (and associated one way thoroughfare arrangement) will have on the resident's existing street amenity? That is, to ensure that there will be safe / adequate traffic clearances to parked cars and the ability for residents to comfortably enter or reverse from their driveways along Derby Crescent.</p> <p>Answer</p> <p>Yes, Council's Traffic engineers will be closely reviewing any proposal developed by the LXRП to ensure all reasonably required road safety design standards are achieved.</p>
<p>Ray Earls Caulfield East</p>	<p>Question 8</p> <p>Regarding the option of a proposed bike path along Derby Crescent, how will the Council's promise of proposed tree outstands along the railway side of Derby Crescent be honoured if a proposed bike path is installed? Noting that the tree outstands (along with other proposed re-vegetation) has been proposed to assist with the replacement of our lost neighbourhood character and visual amenity.</p> <p>Answer</p> <p>Council has provided feedback to the LXRП that any proposal must incorporate a robust replanting and regeneration strategy for Derby Crescent.</p>

Name/ Address	Question / Answer
	<p>While any proposal (including whether tree outstands will feature) has not been finalised, Council will ensure that all options that are communicated as part of the community engagement process do include a level of replanting and revegetation.</p>
<p>Angus Morrison Mentone</p>	<p>Question 9</p> <p>Can council please confirm the amounts of the waste levy spent on the following items:</p> <ol style="list-style-type: none"> 1. Street and road cleaning 2. Graffiti removal 3. Waste education 4. Waste enforcement action 5. Public bins 6. Public waste disposal 7. Tree planting and maintenance <p>Answer</p> <p>Council currently utilises a service charge to fully recover the cost of Council's waste services. The Minister for Local Government released new best practice guidelines late December advising what Councils may include in the calculation of waste services charges.</p> <p>Of your list above, Glen Eira currently only recovers the cost of street cleaning, street bins and education costs through the charge. The cost to the Council to remove these from the waste charge and absorb them into general operating expenses is estimated at approximately \$2M.</p> <p>Council is working through the implications of the new guidelines for future budgets.</p>
<p>Angus Morrison Mentone</p>	<p>Question 10</p> <p>Has Glen Eira Council purchased carbon offsets and if so, what is the total expenditure in the last twelve months and forecast expenditure in the next 12 months and where are or will these carbon offsets located?</p> <p>Answer</p> <p>Council has not purchased carbon offsets in the last twelve months. As part of Council's commitment to achieving Zero Net Emissions by 2025 for our operations and achieving Climate Active certification, it is likely that we will need to purchase offsets, at least in the short term. Council is currently considering its options in this regard.</p>
<p>Ian Sparrow Caulfield East</p>	<p>Question 11</p> <p>Objection to proposed bike path in Derby Crescent. Given that LXP has previously identified several very valid reasons to reject Derby Crescent as a location for a bike path, why has the Council revisited Derby Crescent as an option?</p> <p>Answer</p>

Name/ Address	Question / Answer
	<p>Council made the decision at the Council meeting in February to not support either of the two options for Queens Avenue proposed by the LXP and wrote to the LXP and the Minister for Transport Infrastructure advocating to re-consider these options and request that LXP works with Council and the community to achieve the best possible outcome.</p> <p>Since then, Council has been working with the LXP to revisit a number of locations for a strategic cycling connection, including Derby Crescent.</p>
<p>Ian Sparrow Caulfield East</p>	<p>Question 12</p> <p>Objection to proposed bike path in Derby Crescent. Which Councillors have recently walked or driven along Derby Crescent and viewed the destruction of residential amenity caused by the removal of hundreds of trees and shrubs?</p> <p>Answer</p> <p>Council acknowledges that Derby Crescent does require replanting and revegetation post the level crossing removal works and will advocate strongly to ensure this is incorporated as part of any options for proposed works along Derby Crescent.</p>
<p>Sue Nolle Caulfield</p>	<p>Question 13</p> <p>The letter to Council from 51 residents of Derby Crescent seeks a forthright answer from Council about an issue which has “pitted residents against each other and sadly damaged the social fabric of our neighbourhood”.</p> <p>Our government is intent on destroying communities by presenting ill-conceived and incomplete proposals that create anxiety and confusion.</p> <p>With ever increasing vehicle numbers on our roads it is very clear that motorists don’t want to be cyclists. And since most cyclists are riding for recreation, there will NEVER be the switch from car to bike for most people. To think otherwise is like creating a new chapter of Alice in Wonderland.</p> <p>I believe that a SUP from Glen Huntly to Caulfield Station is unfeasible, unnecessary and waste of taxpayers money, why is Council continuing to support this initiative?</p> <p>Answer</p> <p>Council’s Integrated Transport Strategy identifies the need to create safe strategic cycling connections throughout Glen Eira. However, it is important that they are delivered safely which may require creative design. Council believes there is a feasible way to create a cycling connection as part of the LXP project, which incorporates sound re-landscaping and does not result in the loss of residential parking.</p>
<p>Sue Nolle Caulfield</p>	<p>Question 14</p> <p>It is disappointing to see that Council and the Labor government continue to ignore the very obvious need for public toilets to be open for use in the</p>

Name/ Address	Question / Answer
	<p>Glen Huntly shopping precinct. On Feb 6, I spoke publicly to Council on behalf of traders however Council has been complacent and slow to act as the green vacant lights flash but bollards block entry.</p> <p>Tonight, I ask can Council advise when the toilet block in Glen Huntly will be opened for use? What are Council's reasons for the continued prevention of use of the completed three public toilets it owns?</p> <p>Answer</p> <p>As part of the Glen Huntly and Neerim Road LXP project the old toilet block was demolished and reconstructed with a new changing places facility.</p> <p>It is understood that the LXP still needs to complete the final building compliance requirements before the facility can be handed over to Council, which will occur in the next few weeks.</p>

4. CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETINGS

Moved: Cr Parasol	Seconded: Cr Zmood
<p>That the minutes of the Ordinary Council Meeting held on 27 February 2024 be confirmed.</p> <p style="text-align: right;"><u>CARRIED UNANIMOUSLY</u></p>	

5. RECEPTION AND READING OF PETITIONS AND JOINT LETTERS

5.1	JOINT LETTER: DERBY CRESCENT CAULFIELD EAST
	<p>Moved: Cr Cade Seconded: Cr Zmood</p>
	<p>That Council:</p> <ol style="list-style-type: none"> 1. receives and notes the joint letter circulated to Councillors; and 2. refers the letter to the Chief Executive Officer to respond on behalf of the Council. <p style="text-align: right;"><u>CARRIED UNANIMOUSLY</u></p>

6. REPORTS BY DELEGATES APPOINTED BY COUNCIL TO VARIOUS ORGANISATIONS

Nil

7. REPORTS FROM COMMITTEES AND RECORDS OF ASSEMBLY

7.1 Advisory Committees

7.1.1	ADVISORY COMMITTEE MINUTES
	Moved: Cr Zhang Seconded: Cr Karlake
	That the minutes of the Advisory Committee meeting as shown below be received and noted. <ol style="list-style-type: none"> 1. Community Grants and Awards Advisory Committee – 13 February 2024 2. Community Engagement Advisory Committee – 19 February 2024 <p style="text-align: right;"><u>CARRIED UNANIMOUSLY</u></p>

7.2 Records of Assembly

7.2.1	RECORDS OF ASSEMBLIES
	Moved: Cr Magee Seconded: Cr Parasol
	That Council notes the Records of Assemblies for: <ol style="list-style-type: none"> 1. 13 February 2024 Assembly; 2. 20 February 2024 Assembly; and 3. 27 February 2024 Pre-meeting. <p style="text-align: right;"><u>CARRIED UNANIMOUSLY</u></p>

8. OFFICER REPORTS (AS LISTED)

8.1 ELSTERNWICK HERITAGE REVIEW 2023

Moved: Cr Pennicuik**Seconded: Cr Karlake**

That Council:

1. adopts the *Glen Eira Heritage Review of Elsternwick Structure Plan Area 2023* and the revised Statement of Significance for HO109 *Pair of Shops and Residences, 224-226B Glenhuntly Road, Elsternwick (Attachment 2)*, noting the following changes that will form part of planning scheme amendment documentation moving forward:
 - a. excludes the Elsternwick Interwar Residential Precinct;
 - b. amendments to the boundary of Elsternwick North Precinct (HO72) to remove all properties in McCombie Street and 35-37 Gordon Street, Elsternwick;
 - c. amendments to the boundary of the Elsternwick South Precinct (HO181) to remove 1 and 3 Rusden Street, 32-38 Horne Street and 5, 7 and 9 McMillan Street, Elsternwick.
2. endorses the *Bentleigh and Elsternwick Activity Centres: RGZ Heritage Analysis & Recommendations 2022* prepared by GJM Heritage (Attachment 3);
3. endorses the proposed removal of Downshire Road Neighbourhood Character Area from the Neighbourhood Character Overlay (NCO4) and Design and Development Overlay (DDO4) and replacement with heritage overlay controls;
4. rezones land in accordance with plans contained within Attachment 4;
5. seeks authorisation from the Minister for Planning to prepare and exhibit Glen Eira Planning Scheme Amendment C257 in accordance with the attached amendment documents (Attachment 4);
6. authorises the Manager City Futures to undertake minor changes to the Amendment, including changes requested by the Minister for Planning or the Department of Transport and Planning to receive authorisation, where changes do not affect the purpose or intent of the amendment; and
7. subject to receiving authorisation from the Minister for Planning, places the Amendment on public exhibition for a period of at least six weeks.

For the Motion: Crs Athanasopoulos, Magee, Cade, Parasol, Zhang, Zmood, Pennicuik and Karlake (8)

Against the Motion: Cr Esakoff (1)

CARRIED

Extension of Speaking Time**Moved: Cr Zmood****Seconded: Cr Parasol**

That Cr Cade be granted a two minute extension of speaking time.

CARRIED UNANIMOUSLY**8.2****PHILANTHROPIC PARTNERSHIP AND SPONSORSHIP POLICY****Moved: Cr Parasol****Seconded: Cr Zmood**

That Council:

1. adopts the draft Philanthropic Partnership and Sponsorship Policy (Attachment 1) with an amendment to clause 6.2, paragraph 2 which is:

‘This includes, but is not limited to, partners/donors involved in the production of tobacco or associated products, alcohol, gambling, armaments, fossil fuels, pornography, products which support child labour or that cause unacceptable damage to the natural environment.’

and

2. revokes the Philanthropic Partnerships Policy adopted by Council in 2022.

Friendly amendment – Agreed by Cr Parasol**Moved: Cr Pennicuik****Seconded: Cr Zmood****CARRIED**

That Council:

adopts the draft Philanthropic Partnership and Sponsorship Policy (Attachment 1) with an amendment to clause 6.2, paragraph 2 which is:

‘This includes, but is not limited to, partners/donors involved in the production of tobacco or associated products, alcohol, gambling, armaments, fossil fuels, pornography, products **produced with** child labour or that cause unacceptable damage to the natural environment.’

and

2. revokes the Philanthropic Partnerships Policy adopted by Council in 2022.

For the Motion: Crs Athanasopoulos, Esakoff, Magee, Cade, Parasol, Zhang, Zmood and Pennicuik (8)

Against the Motion: Cr Karlake (1)

CARRIED

8.3	NAMING RIGHTS POLICY
	Moved: Cr Parasol Seconded: Cr Zmood
	<p>That Council</p> <ol style="list-style-type: none"> 1. adopts the draft <i>Naming Rights Policy</i> (Attachment 1); and 2. revokes the <i>Donations for Provision of Park Benches Policy</i> adopted by Council in February 2022. <p style="text-align: right;"><u>CARRIED UNANIMOUSLY</u></p>

8.4	PROPOSED REINTRODUCTION OF SPECIAL RATE SCHEME - CARNEGIE SHOPPING CENTRE
	Moved: Cr Esakoff Seconded: Cr Athanasopoulos
	<p>That Council:</p> <ol style="list-style-type: none"> 1. Gives notice of its intention to declare a new special rate on properties in the Carnegie Shopping Centre for the period of seven years from 1 July 2024 to 30 June 2031 (in the form of the declaration contained in Attachment 1); 2. Authorises the Chief Executive Officer (CEO) to give public notice (in the form of the public notice contained in Attachment 2) in relevant publications and Council's website of its intention to declare a new special rate; 3. Authorises the CEO to send a copy of the public notice to each person who will be liable to pay the special rate; 4. Specifies the following for the purpose of sections 163(2), 163(2A) and 163(2B) of the <i>Local Government Act 1989</i> ('Act'): <ol style="list-style-type: none"> (a) The total amount of the special rate proposed to be levied in accordance with section 163(2) of the <i>Act</i> is: <ol style="list-style-type: none"> (i) for the first year of the Scheme \$240,000 and (ii) for each subsequent year the Scheme remains in force - the previous year's amount to be levied increased by the Consumer Price Index (CPI) rate provided by the Australian Bureau of Statistics. (b) The total amount of the special rate which may be levied is not to exceed the following which is calculated in accordance with section 163(2A) of the <i>Act</i>: <ol style="list-style-type: none"> (i) for the first year of the Scheme \$240,000; and (ii) for each subsequent year the Scheme remains in force - the previous year's amount to be levied increased by the Consumer Price Index (CPI) rate provided by the Australian Bureau of Statistics. (c) For the purposes of section 163(2B) above: <ol style="list-style-type: none"> (i) the 'benefit ratio' (R) to be levied on liable persons is 100 per cent;

	<p>(ii) there are no commercial properties receiving a special benefit from the special rate which are not to be levied the rate. (Properties that are deemed to be non-rateable under the <i>Act</i> will not be levied the rate); and</p> <p>(iii) the 'community benefit' from the special rate is zero.</p> <p>(d) The criteria to be used in accordance with section 163(2B) as the basis for levying the special rate would be:</p> <p>(i) for each year of the special rate, each rateable property included in the special rate is to pay the applicable rate of cents in the dollar (as determined by Council on 1 July in every year) of the respective property's Net Annual Value.</p> <p>5. Notes that if the special rate is to proceed, an agreement between Council and the Traders Association will be established.</p> <p style="text-align: right;"><u>CARRIED UNANIMOUSLY</u></p>
--	--

8.5	PROPOSED REINTRODUCTION OF SPECIAL RATE SCHEME - ELSTERNWICK SHOPPING CENTRE
	Moved: Cr Pennicuik Seconded: Cr Zmood
	<p>That Council:</p> <ol style="list-style-type: none"> 1. Gives notice of its intention to declare a new special rate on properties in the Elsternwick Shopping Centre for the period of seven years from 1 July 2024 to 30 June 2031 (in the form of the declaration contained in Attachment 1); 2. Authorises the Chief Executive Officer (CEO) to give public notice (in the form of the public notice contained in Attachment 2) in relevant publications and Council's website of its intention to declare a new special rate; 3. Authorises the CEO to send a copy of the public notice to each person who will be liable to pay the special rate; 4. Specify the following for the purpose of sections 163(2), 163(2A) and 163(2B) of the <i>Local Government Act 1989 (Act)</i>: <ol style="list-style-type: none"> (a) The total amount of the special rate proposed to be levied in accordance with section 163(2) of the <i>Act</i> is: <ol style="list-style-type: none"> (i) for the first year of the Scheme \$245,000; and (ii) for each subsequent year the Scheme remains in force — the previous year's amount to be levied increased by the Consumer Price Index (CPI) rate provided by the Australian Bureau of Statistics. (b) The total amount of the special rate which may be levied is not to exceed the following which is calculated in accordance with section 163(2A) of the <i>Act</i>:

	<ul style="list-style-type: none"> (i) for the first year of the Scheme \$245,000 and (ii) for each subsequent year the Scheme remains in force, the previous year's amount to be levied increased by the Consumer Price Index (CPI) rate provided by the Australian Bureau of Statistics. <p>(c) For the purposes of section 163(2B) above:</p> <ul style="list-style-type: none"> (i) the 'benefit ratio' (R) to be levied on liable persons is 100 per cent; (ii) there are no commercial properties receiving a special benefit from the special rate which are not to be levied the rate. (Properties that are deemed to be non-rateable under the <i>Act</i> will not be levied the rate); and (iii) the 'community benefit' from the special rate is zero. <p>(d) The criteria to be used in accordance with section 163(2B) as the basis for levying the special rate would be:</p> <ul style="list-style-type: none"> (i) for each year of the special rate, each rateable property included in the special rate is to pay the applicable rate of cents in the dollar (as determined by Council on 1 July in every year) of the respective property's Net Annual Value. <p>5. Notes that if the special rate is to proceed, an agreement between Council and the Traders Committee will be established.</p> <p style="text-align: right;"><u>CARRIED UNANIMOUSLY</u></p>
--	--

8.6	AUDIT & RISK COMMITTEE BIENNIAL REPORT
	<p>Moved: Cr Pennicuik Seconded: Cr Cade</p> <p>That Council notes the Audit and Risk Committee's Biennial Report for the period September 2023 to February 2024 (Attachment 1 to this report) in accordance with the provisions of the <i>Local Government Act 2020</i>.</p> <p style="text-align: right;"><u>CARRIED UNANIMOUSLY</u></p>

8.7	AUDIT & RISK COMMITTEE MINUTES
	<p>Moved: Cr Pennicuik Seconded: Cr Cade</p> <p>That the minutes of the Audit and Risk Committee meeting held on 23 February 2024 as shown in Attachment 1 to the report be approved.</p> <p style="text-align: right;"><u>CARRIED UNANIMOUSLY</u></p>

8.8	LOCAL GOVERNMENT ELECTION 2024 - SERVICE LEVEL AGREEMENT
	Moved: Cr Zmood Seconded: Cr Esakoff
	<p>That Council:</p> <ol style="list-style-type: none"> 1. enter into the Electoral Services Agreement with the Victorian Electoral Commission for the provision of electoral services related to the 2024 local government elections, and any subsequent by-elections or countbacks until June 2028. 2. authorises the Chief Executive Officer to sign the Electoral Services Agreement on behalf of Council. 3. notes that the Victorian Electoral Commission's estimate for the 2024 local government election for Glen Eira City Council is \$782,714.30 (excluding GST). <p>For the Motion: Crs Athanasopoulos, Esakoff, Cade, Parasol, Zhang, Zmood, Pennicuik and Karlake (8)</p> <p>Against the Motion: Cr Magee (1)</p> <p style="text-align: right;"><u>CARRIED</u></p>

8.9	CLASSIFIED TREE REGISTER QUARTERLY REPORT
	Moved: Cr Karlake Seconded: Cr Pennicuik
	<p>That Council:</p> <ol style="list-style-type: none"> 1. Includes the following tree in the Classified Tree Register: <ol style="list-style-type: none"> a) River Red Gum (<i>Eucalyptus camaldulensis</i>) located at 33 Omama Rd, Murrumbeena – 75/CTR/2021; b) Notifies each person who nominated this tree of Councils decision on inclusion of this tree within the Register. c) Notifies all relevant landholders of Councils decision on inclusion of this tree within the Register. d) If endorsing the inclusion of this tree, authorises a notice to be published in the Victorian Government Gazette of the decision to include the tree on the Register. 2. Authorises a notice to be published in the Victorian Government Gazette of the decision to include 21 further trees on the Register as listed below: <ol style="list-style-type: none"> a) White Mulberry (<i>Morus alba</i>) located at 18 Purtell St, Bentleigh East – 281/CTR/2021; b) River Peppermint (<i>Eucalyptus elata</i>) located at 18 Purtell St, Bentleigh East – 281/CTR/2021; c) Southern Mahogany (<i>Eucalyptus botryoides</i>) located at Caulfield East Reserve, Caulfield East – 378/CTR/2022;

	<p>d) Jelly Palms x 13 (<i>Butia capitata</i>) located at Caulfield Park, Caulfield North – 520/CTR/2023;</p> <p>e) Canadian Poplars x 5 (<i>Populus X canadensis</i>) located at Princes Park, Caulfield South – 535/CTR/2024</p> <p>For the Motion: Crs Athanasopoulos, Magee, Zhang, Zmood, Pennicuik and Karlake (6)</p> <p>Against the Motion: Crs Esakoff, Cade and Parasol (3)</p> <p style="text-align: right;"><u>CARRIED</u></p>
--	---

Extension of Speaking Time**Moved: Cr Zmood****Seconded: Cr Athanasopoulos**

That Cr Pennicuik be granted a one minute extension of speaking time.

CARRIED UNANIMOUSLY**Extension of Speaking Time****Moved: Cr Athanasopoulos****Seconded: Cr Zmood**

That Cr Esakoff be granted a one minute extension of speaking time.

CARRIED UNANIMOUSLY**Extension of Speaking Time****Moved: Cr Athanasopoulos****Seconded: Cr Zhang**

That Cr Zmood be granted a 45 second extension of speaking time.

CARRIED UNANIMOUSLY**Meeting Extension****Moved: Cr Cade****Seconded: Cr Zmood**

That the meeting be extended to conclude at 11pm.

CARRIED UNANIMOUSLY

8.10	SALE OF LAND ABUTTING 1 CROZIER COURT MCKINNON
	Moved: Cr Zhang Seconded: Cr Magee
	<p>That Council:</p> <ol style="list-style-type: none"> 1. having given notice of its intention under section 114 of the <i>Local Government Act 2020</i> (the Act) to sell the Land adjoining 1 Crozier Court, McKinnon, described as lot 1 on draft PS916168D (Attachment 2), and having received no submissions in regard to the proposal, resolves to sell the Land to the owner of 1 Crozier Court McKinnon, by private treaty in accordance with Council's <i>Roads and Reserves Discontinuance and Sale Policy</i>. 2. authorises the Chief Executive Officer to sign all documents relating to the sale of the Land to the owner of 1 Crozier Court McKinnon. <p style="text-align: right;"><u>CARRIED UNANIMOUSLY</u></p>
8.11	INSTRUMENT FOR APPOINTMENT AND AUTHORISATION OF AUTHORISED OFFICERS
	Moved: Cr Zmood Seconded: Cr Esakoff
	<p>That Council, in the exercise of the powers relevantly conferred by section 147(4) of the <i>Planning and Environment Act 1987</i> and section 313 of the <i>Local Government Act 2020</i>, resolves that:</p> <ol style="list-style-type: none"> 1. the officers referred to in the attached Instrument of Appointment and Authorisation under the <i>Planning and Environment Act 1987</i> ('Instrument') be appointed and authorised as set out in the Instrument; and 2. the Instrument be signed and sealed; and 3. the Instrument comes into force immediately after the common seal of Council is affixed to the Instrument. <p style="text-align: right;"><u>CARRIED UNANIMOUSLY</u></p>

8.12	AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION NATIONAL GENERAL ASSEMBLY AND CONFERENCE & AUSTRALIAN COUNCIL OF LOCAL GOVERNMENT FORUM - JULY 2024
	Moved: Cr Zmood Seconded: Cr Athanasopoulos
	<p>That Council:</p> <ol style="list-style-type: none"> 1. approves the attendance of Cr Anne-Marie Cade, Cr Jane Karlake and Cr Sue Pennicuik at the Australian Local Government Association – 2024 National General Assembly of Local Government Conference from 2 to 4 July 2024 in Canberra; and 2. approves the attendance of Cr Anne-Marie Cade at the Australian Council of Local Government forum on 5 July 2024 in Canberra. <p style="text-align: right;"><u>CARRIED UNANIMOUSLY</u></p>

8.13	COMMUNITY GRANTS
	Moved: Cr Zhang Seconded: Cr Pennicuik
	<p>That Council:</p> <ol style="list-style-type: none"> 1. Approves a \$10,000 community grant for Hamerkaz Shelanu for the Purim Festival. 2. Approves Senior Citizens Grants for 32 Senior Citizens Groups as outlined in Attachment 1, totalling \$97,677. 3. Approves Facility Hire Grants for: <ol style="list-style-type: none"> a) Maccabi Victoria to hold a Friends of Maccabi Luncheon for \$304.50. b) The Australian Breastfeeding Association–Inner South-East Melbourne Group for \$3,526.40. 4. Approves Small Grants for: <ol style="list-style-type: none"> a) Bayside Community Emergency Relief for \$1,000. b) Zionism Victoria under the auspice Beth Weizmann Jewish Community Centre for \$400. 5. Approves Youth Excellence Grants 2023 for: <ol style="list-style-type: none"> a) Callum for \$1,200. b) Jordan for \$1,200. 6. Agrees not to provide a Facility Hire Grant to Integral Yoga Centre for \$7,425. <p style="text-align: right;"><u>CARRIED UNANIMOUSLY</u></p>

9. URGENT BUSINESS NIL

10. ORDINARY BUSINESS

10.1 Requests for reports from a member of Council staff

NIL

10.2 Right of reply

NIL

10.3 Notice of Motion

NIL

10.4 Councillor questions

NIL

10.5 Written public questions to Council

Public written questions were heard earlier in the agenda.

11. CONFIDENTIAL ITEMS

Nil

12. CLOSURE OF MEETING

The meeting closed at 10.10pm.