



GLEN EIRA CITY COUNCIL

ORDINARY COUNCIL MEETING

TUESDAY 27 FEBRUARY 2024

MINUTES

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

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

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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

Cr Anthanasopoulos joined the meeting at 7.38pm

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 2 submitters request to speak to Council during Public Participation. Both speakers presented to Council.

Procedural Motion

Moved: Cr Cade

Seconded: Cr Zmood

That Council changes the order of business to bring item 10.5 – Written Public Questions to Council forward to be heard at this stage of the meeting.

CARRIED UNANIMOUSLY

10.5 Written Public Questions to Council

This evening we had 4 Written Public Questions to Council of which all were able to be read out and responded to within the allocated timeframe. These are provided below:

<p>Laura Rizk Caulfield East</p>	<p>Question 1 The Level Crossing Removal Project has failed to complete the projects as they had informed the community. The did not replace 400 metres of old track on Derby Crescent and the curvature was not rectified to meet Australian Standards. They also installed cyclone fence instead of coloured glass panel. What is Council doing to support the community and bring LXP to account?</p> <p>Answer</p> <p>As the responsibility for the delivery of this project sits with the LXP we will need seek further information from them in order to answer your question. We will do that in the coming days and then provide you with further advice.</p>
<p>Laura Rizk Caulfield East</p>	<p>Question 2 In relation to not replacing 400 m of old track on Derby Crescent and not rectifying the curvature to Australian Standards, this has caused a screeching steel grinding noise which is unbearable and unacceptable. Council needs to ensure the track is safe and is upgraded to prepare for increased train frequency and noise issues. Will Council be addressing this with the LXP and ensuring the project is competed properly and issues are rectified?</p> <p>Answer</p> <p>We have been advised by the LXP that they are working with Metro Trains to address the current track noise issue and that they believe that the concerns will be resolved shortly. We will also follow up with the LXP on this matter.</p>
<p>Peter McGinnity Elsternwick</p>	<p>Question 3 Why does the council charge \$150 for the hire of council facilities at our parks? With the COL and rising rents this has had an impact on usage of the rotunda at Harlston park, no bookings since February.</p> <p>Answer</p> <p>Glen Eira has the lowest amount of open space of any Victorian municipality, and as such our parks and playgrounds are becoming increasingly popular for a wide variety of recreational and personal activities but in particular as the location to host events. These events can sometimes be over 100 people meaning they take up significant areas of the park. This is why the community has opportunities to reserve a Picnic Shelter or open spaces. Reserving a space removes the uncertainty and allows hirers peace of mind to reserve a dedicated spaces for their desired date and times. The cost to hire picnic shelter reflects the cost associated with the booking process including administration, as well as general park, playground and picnic shelter maintenance.</p> <p>Council understands that not everyone wants to hire a Picnic Shelter, so this is why picnic shelters are free to use when there are no</p>

	<p>bookings, and many parks have ample amount of additional picnic tables that are utilised on a first come first serve basis.</p>
<p>Peter McGinnity Elsternwick</p>	<p>Question 4 To assist young families who are trapped by col high rents in confined accommodation, can we ask Council to please consider rents for facilities of \$25 for children’s parties were no alcohol is served?</p> <p>Answer The charges for venue hire are set by Council through the annual budget process. Council has adopted a tiered fee structure, charged at an hourly rate with three tiers:</p> <ul style="list-style-type: none"> • A Full Fee Commercial rate; • A not-for-profit rate which carries a 25% discount on the Commercial rate; and • A Glen Eira Resident rate which is a 12.5% discount on the Commercial rate. <p>Funds collected from the fees are used to support general maintenance and managing the venues. Fees are also used for expenses related to cleaning, utilities, maintenance staffing, and general upkeep of the facilities. If fees were not collected, these costs would need to be fully covered by Council’s general rates.</p> <p>Residents can make a submission in relation to the proposed fees and charges for 2024/2025 as part of the upcoming Annual Budget engagement which is scheduled for later this financial year.</p>

4. CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETINGS

<p>Moved: Cr Karlake</p>	<p>Seconded: Cr Parasol</p>
<p>That the minutes of the Ordinary Council Meeting held on 6 February 2024 be confirmed.</p> <p style="text-align: right;"><u>CARRIED UNANIMOUSLY</u></p>	

5. RECEPTION AND READING OF PETITIONS AND JOINT LETTERS

Nil

6. REPORTS BY DELEGATES APPOINTED BY COUNCIL TO VARIOUS ORGANISATIONS

Cr Karlake provided verbal reports on the Metro Transport Forum meeting held on 7 February 2024 and the Local Government Working on Gambling meeting held on 21 February 2024.

Cr Zmood provided a verbal report on the Eastern Alliance Greenhouse Action Committee meeting held on 22 February 2024.

7. REPORTS FROM COMMITTEES AND RECORDS OF ASSEMBLY

7.1 Advisory Committees

Nil

7.2 Records of Assembly

7.2.1	RECORDS OF ASSEMBLIES
	<p>Moved: Cr Parasol Seconded: Cr Esakoff</p> <p>That Council notes the Records of Assemblies for:</p> <ol style="list-style-type: none"> 1. 30 January 2024 Assembly; and 2. 6 February 2024 Pre-meeting. <p style="text-align: right;"><u>CARRIED UNANIMOUSLY</u></p>

8. OFFICER REPORTS (AS LISTED)

8.1	CANOPY TREE PROTECTION LOCAL LAW
	<p>Moved: Cr Pennicuik Seconded: Cr Zmood</p> <p>That Council:</p> <ol style="list-style-type: none"> 1. Approve the commencement of community consultation for the proposed Draft Classified Tree Amendment Local Law (Attachment 1) under Division 3 of Part 3 of the Local Government Act 2020 and Council's Community Engagement Policy; 2. commences the statutory process for community consultation; and 3. notes that the submission period is six weeks from 1 March to 12 April 2024. <p style="text-align: right;"><u>CARRIED UNANIMOUSLY</u></p>

Extension of Speaking Time

Moved: Cr Esakoff

Seconded: Cr Zmood

That Cr Magee be granted a three minute extension of speaking time.

CARRIED UNANIMOUSLY

8.2	KINDERGARTEN CENTRAL REGISTRATION FEES
	Moved: Cr Esakoff Seconded: Cr Zmood
	<p>That Council:</p> <ol style="list-style-type: none"> 1. Acknowledges the increased funding provided by the Victorian Government for Council's Kindergarten Central Registration Scheme; and 2. Notes that as a condition of accepting this funding, Council's Kindergarten Central Registration Fee will no longer be charged for enrolments from 9 February 2024 onwards; and 3. Refunds any Central Registration Fees already received for the 2025, and any future, kindergarten years <p style="text-align: right;"><u>CARRIED UNANIMOUSLY</u></p>
8.3	TENDER 2023.87 PROVISION OF PAVEMENT MARKING SERVICES
	Moved: Cr Esakoff Seconded: Cr Magee
	<p>That Council having reviewed and considered the confidential Tender Evaluation report (attachment 1 to this report):</p> <ol style="list-style-type: none"> 1. appoints Roadsigns Aust Pty Ltd, A.C.N. 006 719 197 as the contractor under Tender number 2023.87 for an amount in accordance with the Schedule of Rates submitted; 2. prepares the contract in accordance with the Conditions of Contract included in the tender; 3. authorises the CEO to execute the contracts on Council's behalf; 4. notes the attachments to the report remain confidential in accordance with section 3(1)(g) and section 66(5) of the <i>Local Government Act 2020</i> or until Council resolves otherwise; and 5. authorises Council officers to disclose any confidential information in relation to this item, but only to the extent necessary to give effect to the resolution. <p style="text-align: right;"><u>CARRIED UNANIMOUSLY</u></p>

8.4	FINANCIAL MANAGEMENT REPORT (31 JANUARY 2024)
	Moved: Cr Pennicuik Seconded: Cr Zmood
	That Council notes the Financial Management Report for the period ending 31 January 2024. <u>CARRIED UNANIMOUSLY</u>

8.5	QUARTERLY SERVICE PERFORMANCE REPORT (OCT - DEC 2023)
	Moved: Cr Esakoff Seconded: Cr Zhang
	That Council notes the <i>Quarterly Service Performance Report</i> (attachment 1) and the <i>Strategic Indicator mid-year report</i> (attachment 2) for the period ending 31 December 2023. <u>CARRIED UNANIMOUSLY</u>

8.6	SUBMISSION TO THE LOCAL GOVERNMENT REFORMS 2024 CONSULTATION PAPER
	Moved: Cr Magee Seconded: Cr Karlake
	That Council endorses the submission (Attachment 2) to Local Government Victoria in response to the Local Government Reforms 2024 Consultation Paper. <u>CARRIED UNANIMOUSLY</u>

<u>Extension of Speaking Time</u>	
Moved: Cr Zmood	Seconded: Cr Athanasopoulos
That Cr Pennicuik be granted a two minute extension of speaking time. <u>CARRIED UNANIMOUSLY</u>	

8.7	MUNICIPAL ASSOCIATION OF VICTORIA MAY 2024 STATE COUNCIL MOTION
	Moved: Cr Zmood Seconded: Cr Pennicuik
	<p>That Council endorses the following motions for submission to the 17 May 2024 MAV State Council meeting.</p> <p><u>Motion: Strengthening the planning system</u></p> <p>That the State Council of the Municipal Association of Victoria calls on the Victorian Government to:</p> <ol style="list-style-type: none"> 1. introduce a statutory clock, ideally three months, for the Minister to consider amendments for authorisation or approval; 2. prioritise environmentally sustainable design planning scheme amendments to take action on the climate emergency; and 3. audit planning system reforms since 2017 to ensure they have aligned with recommendations of the Victorian Auditor-General's (VAGO) report entitled <i>Managing Victoria's planning system for land use and development</i> and the Planning and Buildings Process Review discussion paper 2019. <p>And</p> <p>That the Municipal Association of Victoria calls on the Victorian Government to actively work with the local government sector and other relevant stakeholders to:</p> <ol style="list-style-type: none"> 1. acknowledge the significant detrimental impact that the recent escalating disruptions at Council meetings is having on the good conduct of Council meetings and on the health, wellbeing and safety of councillors, council staff and community members; 2. recognise this may deter quality and diverse candidates from seeking office at the upcoming local government elections and existing councillors to continue in their roles or to seek re-election; 3. identify initiatives which strengthen understanding, inclusion, collaboration and respectful dialogue between the community and their elected representatives; and 4. direct relevant committees or working groups to explore and recommend strategies aimed at reducing the instance of civic incivility and assist and resource councils to implement safety measures to ensure the safety and wellbeing of elected representatives. <p style="text-align: right;"><u>CARRIED UNANIMOUSLY</u></p>

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

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

CARRIED UNANIMOUSLY

8.8	AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION 2024 NATIONAL GENERAL ASSEMBLY MOTION
	Moved: Cr Pennicuik Seconded: Cr Magee
	<p>That Council endorses the following motion for submission to the July 2024 Australian Local Government Association National General Assembly:</p> <p>Motion: Sustainable grants and infrastructure funding</p> <p>That the National General Assembly calls on the Australian Government to:</p> <ol style="list-style-type: none"> 1. revise the administrative arrangements for tied grants, to allow councils the financial autonomy to achieve the objectives of the grants; 2. establish ongoing partnership arrangements with councils to deliver local infrastructure and services which meet community needs and expectations and support positive, environmental, social and economic outcomes; 3. implement an ongoing funding stream and prioritisation framework for the delivery and maintenance of essential community infrastructure such as public libraries, cultural and community centres, aquatic and leisure/recreation centres, cycling and pedestrian infrastructure, and open space/recreation facilities; and 4. provide full and sustainable revenue streams to support any additional responsibilities that are put on local government. <p style="text-align: right;"><u>CARRIED UNANIMOUSLY</u></p>
8.9	PROPOSED COMMUNICATION ANTENNA LEASE - TOWN HALL ROOFTOP AND PRINCES PARK
	Moved: Cr Zhang Seconded: Cr Parasol
	<p>That Council:</p> <ol style="list-style-type: none"> 1. finalises the terms of a new lease with Waveconn Pty Ltd (ACN 659 221 495) for its occupation of Council premises located on the Town Hall rooftop at 420 Glen Eira Road, Caulfield. 2. finalise the terms of a new lease with TPG Telecom Limited for its occupation of Council premises located at Princes Park, 41 Sussex Road, Caulfield South. 3. executes both leases in an appropriate manner including affixing the common seal. <p style="text-align: right;"><u>CARRIED UNANIMOUSLY</u></p>

8.10	APPOINTMENT OF ACTING CHIEF EXECUTIVE OFFICER
	Moved: Cr Karslake Seconded: Cr Parasol
	<p>That Council makes the following appointment to the role of Acting Chief Executive Officer during the absence of the Chief Executive Officer on leave:</p> <ul style="list-style-type: none"> • Kellie Vise, Director Customer and Corporate Affairs for the period 5pm on Thursday 28th March 2024 to 8am on Monday 22nd April 2024 inclusive. <p style="text-align: right;"><u>CARRIED UNANIMOUSLY</u></p>

8.11	COUNCIL MEETING DATES
	Moved: Cr Esakoff Seconded: Cr Zmood
	<p>That Council:</p> <ol style="list-style-type: none"> 1. resolves to reschedule the 2 July 2024 Council meeting to 25 June 2024 to be held at 7.30pm in the Council Chambers, Corner Hawthorn and Glen Eira Roads, Caulfield; 2. resolves to reschedule the 24 September 2024 Council meeting to 17 September to be held at 7.30pm in the Council Chambers, Corner Hawthorn and Glen Eira Roads, Caulfield; 3. resolves to cancel the Council meeting scheduled for 12 November 2024; 4. notes that the Chief Executive Officer will schedule the date and time of the first Council meeting following the declaration of the local government election for the Glen Eira Municipality by the Victorian Electoral Commission (VEC); and 5. notes that an updated schedule of Council meetings reflecting the above decisions will be made available on Council's website. <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

Heard at an earlier stage of the meeting

11. CONFIDENTIAL ITEMS

Nil

12. CLOSURE OF MEETING

The meeting closed at 9.15pm.