

Council Meeting

Council Chamber
Civic Centre
Boxshall Street Brighton

Tuesday
20 December 2022
at 6.30pm



Minutes

PRESENT:

Chairperson: Cr Jo Samuel-King MBBS (Deputy Mayor)

Councillors: Cr Hanna El Mouallem (Mayor)
Cr Sonia Castelli
Cr Alex del Porto
Cr Laurence Evans OAM
Cr Clarke Martin
Cr Fiona Stitfold

Officers: Mick Cummins – Chief Executive Officer
Jill Colson – Director Corporate Services
Matthew Cripps – Director City Planning and Amenity
Mark Varmalis – Director Environment, Recreation and Infrastructure
Joan Andrews – Manager Community Services
Juliana Aya – Manager Urban Strategy
Terry Callant – Manager Governance
Jason Stubbs – Manager Commercial Services
Tom Vercoe – Manager Open Space, Recreation and Wellbeing
Robert Lamb – Governance Officer

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In the absence of the Mayor, the Chief Executive Officer declared the Council Meeting open at 6.30pm and advised members of the public gallery that the meeting is being recorded and streamed live on the internet to enhance the accessibility of Council meetings to the broader Bayside community.

The Chief Executive Officer called for a motion for the Deputy Mayor to take the Chair for this evening's Council Meeting.

Moved: Cr Evans

Seconded: Cr Castelli

That the Deputy Mayor, Cr Samuel-King take the chair for the entire Council Meeting.

CARRIED

The Deputy Mayor invited Cr Martin to read the prayer.

1. Prayer

Cr Martin 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 Country

Cr Castelli read the acknowledgement of Country.

- ◆ Bayside City Council proudly acknowledges the Bunurong People of the Kulin Nation as the Traditional Owners and Custodians of this land, and we pay our respects to their Elders, past, present and emerging as well as any Aboriginal or Torres Strait Islander community members with us today.
- ◆ Council acknowledges the Bunurong's continuing relationship to the land and waterways and respects that their connection and spiritual identity is maintained through ancient ceremonies, songlines, dance, art and living culture.
- ◆ Council pays tribute to the invaluable contributions of the Bunurong and other Aboriginal and Torres Strait Island Elders who have guided and continue to guide the work we do.

3. Apologies

It is noted that the Mayor, Cr El Moullem was not present at the commencement of the meeting due to undergoing a recent medical procedure.

It is recorded that Cr Samuel-King sought leave of absence from Councillor duties from 28 December 2022 to 17 January 2023 and from 7 February to 17 February 2023, noting that Cr Samuel-King will be apology at the Planning and Amenity Committee Meeting on 14 February 2023 and Cr Samuel-King's request to suspend the Deputy Mayor Allowance during these periods of absence.

Moved: Cr del Porto

Seconded: Cr Castelli

That Council grants Cr Samuel-King leave of absence for the period of 28 December 2022 to 17 January 2023 and from 7 February to 17 February 2023, noting Cr Samuel-King will be an apology at the Planning and Amenity Committee Meeting on 14 February 2023 and Cr Samuel-King's request to suspend the Deputy Mayor Allowance during these periods of absence.

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

<u>DIVISION:</u>	FOR:	Crs Alex del Porto, Laurence Evans OAM, Sonia Castelli, Clarke Martin, Jo Samuel-King MBBS (Deputy Mayor) and Fiona Stitfold (6)
	AGAINST:	Nil (0)

CARRIED

4. Disclosure of Conflict of Interest of any Councillor

- Item 10.3 – Opportunities for Open Space in Activity Centres – The Mayor Cr El Moullem declared a General Conflict of Interest in this item given 38 Church Street was identified in the report as a suitable site for open space and is adjacent to his wife's family business. Cr El Moullem lodged the Conflict of Interest declaration with the CEO earlier in the day, given Cr El Moullem may not present at the commencement of the meeting.
- Item 10.8 – Dendy St beach erosion – Cr Castelli declared a General Conflict of Interest given her partner owns a bathing box at Dendy Street Beach.
- Item 10.12 – Lease to Same for Dendy St Beach – Cr Castelli declared a General Conflict of Interest given her partner owns a bathing box at Dendy Street Beach.
- Item 10.13 – Proposed lease on Brighton SLSC – Cr Castelli declared a General Conflict of Interest given her partner owns a bathing box at Dendy Street Beach.

6. Public Question Time

1. Pastor Bruce Corben

Pastor Bruce Corben submitted a question regarding item 10.16 on tonight's Agenda, the Level Crossing Removal Project Announcement, Highett, and Pastor Corben asked:

Question

What does Bayside Council and Bayside Council staff including the CEO know regarding this proposed acquisition of Grace Heart Community Church and the land in the Lyle Anderson Reserve, the back of the Highett Bowling Club and the back of the Fox Dunkley Public Housing Estate next to the railway reserve and the impact of the proposed Highett Road Level Crossing removal and new Highett Station on this land?

Response from the CEO

Beyond the information contained in the announcement for this project as presented in item 10.6 on tonight's Agenda, Council officers have been involved in one preliminary meeting with LXP. Land acquisitions required for the delivery of this project were not discussed in this meeting. Council officers are not aware of specific parcels of land identified for the purposes of acquisition.

2. Pastor Bruce Corben

Pastor Bruce Corben submitted a further question regarding item 10.16 on tonight's Agenda, the Level Crossing Removal Project Announcement, Highett, and Pastor Corben asked:

Question

Have the Bayside Council, CEO and/or staff in any way indicated in their discussions with the Level Crossing Removal Authority that they will support the relocation of the Highett Train Station from its current location to be nearer the area of the Lyle Anderson Reserve despite the current Bayside Council Highett Structure Plan stating that the Highett Station should remain in its current location?

Response from the CEO

Council officers are not aware of any proposed land acquisitions required for the delivery of the project at this stage. No discussions in relation to the relocation of Highett Train Station have occurred between Council officers and the Level Crossing Removal Project.

3. Mr Brandon Hoult

Mr Brandon Hoult submitted a question regarding item 10.16 on tonight's Agenda, the Level Crossing Removal Project Announcement, Highett, and Mr Hoult asked:

Question

Has the current Bayside councillors been gagged by the Victorian state government about telling us the truth about the Highett level crossing that it is going to take a land grab of Lyle Anderson Reserve, Highett Bowls Club and some of the public housing in Dunkley Av in Highett.

Response from the CEO

Council officers have been involved in one preliminary meeting with LXRP. Land acquisitions required for the delivery of this project were not discussed in this meeting. Council officers are not aware of specific parcels of land identified for the purposes of acquisition.

7. Petitions to Council

7.1 PETITION FOR COUNCIL TO PUBLISH PLANS FOR PATHWAYS THROUGH HIGHETT AND CHELTENHAM

Environment, Recreation and Infrastructure - Climate, Waste and Integrated Transport
File No: PSF/22/26 – Doc No: DOC/22/379405

Moved: Cr Evans OAM

Seconded: Cr Martin

That the petition be referred to the Chief Executive Officer for consideration and response.

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

DIVISION: **FOR:** Crs Alex del Porto, Clarke Martin, Sonia Castelli, Jo Samuel-King MBBS (Deputy Mayor), Fiona Stiffold and Laurence Evans OAM (6)
AGAINST: Nil (0)

CARRIED

8. Minutes of Advisory Committees

8.1 RECORDS OF MEETINGS HELD UNDER THE AUSPICES OF COUNCIL

Corporate Services - Governance
File No: PSF/22/31 – Doc No: DOC/22/376688

Moved: Cr Martin

Seconded: Cr Stitfold

That Council notes the records of meeting/s held under the auspices of Council as required by the *Local Government Act 2020* and Council's Governance Rules:

- 29 November 2022 Strategic Issues Discussion
- 6 December 2022 Councillor Briefing.

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

DIVISION: **FOR:** Crs Alex del Porto, Clarke Martin, Sonia Castelli, Jo Samuel-King MBBS (Deputy Mayor), Fiona Stitfold and Laurence Evans OAM (6)
AGAINST: Nil (0)

CARRIED

8.2 MINUTES OF THE YALUKIT WILLAM NATURE RESERVE COMMITTEE OF MANAGEMENT (INDUCTION) MEETING HELD ON 2 NOVEMBER 2022

Corporate Services - Governance
File No: PSF/22/31 – Doc No: DOC/22/376699

Moved: Cr Martin

Seconded: Cr del Porto

That Council notes the minutes of the Yalukit Willam Nature Reserve Committee of Management (Induction) meeting held on 2 November 2022.

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

DIVISION: **FOR:** Crs Alex del Porto, Clarke Martin, Sonia Castelli, Jo Samuel-King MBBS (Deputy Mayor), Fiona Stiffold and Laurence Evans OAM (6)
AGAINST: Nil (0)

CARRIED

**8.4 MINUTES OF THE AUDIT AND RISK COMMITTEE MEETING HELD ON
21 NOVEMBER 2022**

Corporate Services - Governance
File No: PSF/21/23 – Doc No: DOC/22/378122

Moved: Cr Evans OAM

Seconded: Cr Castelli

That Council notes the minutes of the Audit and Risk Committee meeting held on 21 November 2022.

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

DIVISION: **FOR:** Crs Alex del Porto, Clarke Martin, Sonia Castelli, Jo Samuel-
King MBBS (Deputy Mayor), Fiona Stitfold and Laurence Evans
OAM (6)

AGAINST: Nil (0)

CARRIED

8.5 MINUTES OF THE DISABILITY ACCESS AND INCLUSION ADVISORY COMMITTEE MEETING HELD ON 28 NOVEMBER 2022

Corporate Services - Governance
File No: PSF/22/31 – Doc No: DOC/22/376690

Moved: Cr Martin

Seconded: Cr del Porto

That Council

1. notes the minutes of the Disability Access and Inclusion Advisory Committee meeting held on 28 November 2022
2. adopts the following recommendations from the Disability Access and Inclusion Advisory Committee:

6.1 Disability Access and Inclusion Advisory Committee Terms of Reference

That the Disability Access and Inclusion Advisory Committee recommends that Council adopts the revised Disability Access and Inclusion Advisory Committee Terms of Reference.

*Attachment 2 to this report

6.2 Revised Disability Action Plan Year 2

That the Disability Access and Inclusion Advisory Committee recommends that Council adopts the revised Disability Action Plan – Year 2, noting the amendment to page 24 to read as follows:

Key Priority Areas – Year 2

Community Participation and Social Support:

- *Increase the availability and capacity of programs available for people with a disability of all ages.*
- *Facilitate and strengthen opportunities that meet the needs of young people with a disability.*

*Attachment 3 to this report

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

DIVISION: **FOR:** Crs Alex del Porto, Clarke Martin, Sonia Castelli, Jo Samuel-King MBBS (Deputy Mayor), Fiona Stitfold and Laurence Evans OAM (6)
AGAINST: Nil (0)

CARRIED

9. Reports by Special Committees

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

10. Reports by the Organisation

REQUESTS TO BE HEARD:

Item 10.1		For (F) Against (A)
Inter War Heritage Study - Next Steps		
Written Statements		
1.	Mr Graham Robertson	(F)
2.	Mrs Marianne Margin	(F)
3.	Ms Monica Kerlin	(F)

Item 10.3		For (F) Against (A)
Opportunities for Open Space in Activity Centres - Investigating strategies for the provision of additional open space - project update		
Written Statements		
1.	Mr Craig Joel (on behalf of Kanahoe Nominees Pty Ltd)	(A)
2.	Ms Margot Buckley	(A)
3.	Mr George Georgiou	(A)
4.	Mr Tim Bolton	(A)
5.	Mr Stevin Curtis	(A)
6.	Mr Zaid Mohseni	(A)

Item 10.6		For (F) Against (A)
Future use of Melrose Street, Sandringham		
Written Statements		
1.	Mr Eric Purcell	(F)
2.	Mr Ilias Degrenis	(F)
3.	Mr Simon Rankin (on behalf of Sandringham Traders Association Committee)	(F)
Requests to Speak		
1.	Mr Andrew Watson (on behalf of Melrose Street Traders)	(A)
2.	Mr Chris Voce	(A)
3.	Mr Ray Purcell	(F)
4.	Dr Vicki Karalis (on behalf of Sandringham Foreshore Association)	(F)

Item 10.8		For (F) Against (A)
Dendy Street Beach erosion mitigation - Update		
Written Statements		
1.	Mr Michael Caink (on behalf of Brighton Bathing Box Association)	(F)

Item 10.11		For (F) Against (A)
Future use of former Scout Hall at 44 Whyte Street, Brighton		
Requests to Speak		
1.	Mrs Kim Anderson	(F)

Item 10.12		For (F) Against (A)
Proposed Lease to Same Pty Ltd for a new lease at Dendy Street Beach Cafe, Brighton		
Written Statements		
1.	Dr Peter Snider	(F)
2.	Mr Simon Morgan	(F)
3.	Mr John Dodd	(F)
Requests to Speak		
1.	Mr Andre Salem	(F)

10.1 INTER WAR HERITAGE STUDY - NEXT STEPS

City Planning and Amenity - Urban Strategy
File No: PSF/22/35 – Doc No: DOC/22/279053

It is recorded that Mr Graham Robertson, Mrs Marianne Margin, and Ms Monica Kerlin each submitted a written statement in relation to this item.

It is recorded that the mover Cr del Porto requested that the Chairperson split the motion into two parts and voted on separately. The Chairperson ruled that the motion be split into two parts.

Moved: Cr del Porto

Seconded: Cr Castelli

That Council

1. notes the report
2. defers the commencement of the Inter-War Heritage Study and the allocation of the relevant funding to the newly elected Council in November 2024 for further consideration at the March 2025 Council Meeting

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

DIVISION: **FOR:** Crs Alex del Porto, Sonia Castelli and Jo Samuel-King MBBS (Deputy Mayor) (3)
AGAINST: Crs Clarke Martin, Fiona Stitfold and Laurence Evans OAM (3)

The Deputy Mayor exercised the casting vote in favour of the motion and the division was

CARRIED

Moved Cr del Porto

Seconded Cr Castelli

That Council reallocates the current funding for the Inter-War Heritage Study in this year’s budget, and any future funding in the 2023–24 and 2024–25 budgets associated with the Inter-War Heritage Study, to support the restoration and repair work at Billilla Historic Mansion.

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

DIVISION: **FOR:** Crs Alex del Porto, Sonia Castelli, Jo Samuel-King MBBS (Deputy Mayor) and Laurence Evans OAM (4)
AGAINST: Crs Clarke Martin and Fiona Stitfold (2)

CARRIED

10.2 APPLICATION OF COUNCIL'S PARKLET POLICY IN BAY STREET, BRIGHTON

City Planning and Amenity - Urban Strategy
File No: PSF/22/35 – Doc No: DOC/22/375614

Moved: Cr del Porto

Seconded: Cr Castelli

That Council

1. assesses all parklet applications received from businesses in Bay Street, Brighton before the issuing of parklet permits due to the high interest and the need to consider cumulative implications and provision of a fair process
2. considers the parklet applications in Bay Street, Brighton in accordance with the Parklet Policy at the 14 February 2022 Planning and Amenity Delegated Committee Meeting.

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

DIVISION: **FOR:** Crs Alex del Porto, Clarke Martin, Sonia Castelli, Jo Samuel-King MBBS (Deputy Mayor), Fiona Stitfold and Laurence Evans OAM (6)
AGAINST: Nil (0)

CARRIED

10.3 OPPORTUNITIES FOR OPEN SPACE IN ACTIVITY CENTRES - INVESTIGATING STRATEGIES FOR THE PROVISION OF ADDITIONAL OPEN SPACE - PROJECT UPDATE

City Planning and Amenity - Urban Strategy
File No: PSF/22/35 – Doc No: DOC/22/378716

It is recorded that The Mayor Cr El Mouallem had previously lodged a declaration of interest with the CEO given his General Interest in the matter, as 38 Church Street was identified in the report as a suitable site for open space and is adjacent to his wife's family business. It is further recorded that the Mayor Cr El Mouallem was not present at the meeting at this stage

It is recorded that Mr Craig Joel (on behalf of Kanahoe Nominees Pty Ltd), Ms Margot Buckley, Mr George Georgiou, Mr Tim Bolton, Mr Stevin Curtis, and Mr Zaid Mohseni each submitted a written statement in relation to this item.

It is recorded that Mr Matt Nichols spoke for 2 minutes in relation to this item.

Moved: Cr del Porto

Seconded: Cr Castelli

That Council:

1. notes the findings of the Bayside Open Space Assessment Report, Brighton
2. continues to explore the feasibility of the sites identified as being of very high and high suitability, with the exclusion of the proposed section of Church Street between St Andrews Street and New Street, for conversion to public open space through the:
 - a. development of the Open Space Strategy
 - b. current work being progressed as part of the Higher Order Connectivity Corridors
 - c. implementation of the Property Strategy
3. pursues opportunities with private landowners in Church Street, including St Andrew's Church, to enable use of suitable land by the community for open space purposes.

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

DIVISION: **FOR:** Crs Alex del Porto, Sonia Castelli and Laurence Evans OAM (3)
AGAINST: Crs Clarke Martin, Jo Samuel-King MBBS (Deputy Mayor) and
Fiona Stitfold (3)

The Deputy Mayor exercised the casting vote against the motion and the division was

LOST

Moved: Cr Martin

Seconded: Cr Evans OAM

That Council:

1. notes the findings of the Bayside Open Space Assessment Report, Brighton
2. continues to explore the feasibility of the 6 sites identified as being of very high and high suitability for conservation of public open space through the development of the Open Space Strategy, current work being progressed as part of the Higher Order Connectivity Corridors and implementation of the Property Strategy
3. pursues opportunities with private landowners in Church Street, including St Andrew's Church, to enable use of suitable land by the community for open space purposes.

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

DIVISION: **FOR:** Crs Alex del Porto, Clarke Martin, Sonia Castelli, Jo Samuel-King MBBS (Deputy Mayor), Fiona Stitfold and Laurence Evans OAM (6)
AGAINST: Nil (0)

CARRIED

It is recorded that The Mayor Cr El Moullem was not present in the meeting during the discussion of this item or when a vote was taken on this item, given his absence from the meeting at this stage.

It is recorded that the Mayor Cr El Moullem entered the meeting at 7.57pm, the Deputy Mayor continued to Chair the meeting.

**10.4 WRITTEN SUBMISSION TO THE POSSIBLE REFORMS TO THE
REGULATION OF ON-AIRPORT ACTIVITIES UNDER THE AIRPORTS
(CONTROL OF ON-AIRPORT ACTIVITIES) REGULATIONS 1997**

City Planning and Amenity - Urban Strategy
File No: FOL/22/190 – Doc No: DOC/22/360018

Moved: Cr Martin

Seconded: Cr Castelli

That Council notes the officers' submission to the Department of Infrastructure, Transport, Regional Development, Communications and the Arts on their proposed regulations to Modernise Australia's Airports (Stage 2).

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

DIVISION: **FOR:** Crs Alex del Porto, Clarke Martin, Sonia Castelli, Jo Samuel-King MBBS (Deputy Mayor), Fiona Stiffold, Laurence Evans OAM and Hanna El Moullem (Mayor) (7)
AGAINST: Nil (0)

CARRIED

10.5 BAYSIDE HEALTHY AGEING REFERENCE GROUP

Community and Customer Experience - Community Services
File No: PSF/22/39 – Doc No: DOC/22/367154

Moved: Cr Martin

Seconded: Cr Evans OAM

That Council:

1. adopts the revised Bayside Healthy Ageing Reference Group Terms of Reference (Attachment 2)
2. re-appoints the following existing members to the Bayside Healthy Ageing Reference Group for a two-year term commencing 1 January 2023 to 31 December 2024:
 - John Barlow
 - Michelle Bentley
 - Anne Gregory
 - Elizabeth Jensen
 - Lois Lindsay
 - Sue Steele
 - Anne Tranter
 - Lesley Bawden
 - Carolyn Brown OAM
 - Bridget Hsu-Hage
 - Stephen Le Page
 - Jeanette McTaggart
 - Maureen Tognarini
3. appoints the following new members to the Bayside Healthy Ageing Reference Group for a two-year term commencing 1 January 2023 to 31 December 2024:
 - Alan Clapham
 - Helen Graham
 - Julia Hilton
 - Famarz Kholosi
 - Patricia McBean
 - Rebecca Vanderheide
 - Catherine Dunn
 - Jane Guthrie
 - Helie Kholosi
 - Geoff McCartney
 - Margaret Putt
 - Jennifer Wilson
4. acknowledges the contribution of John Barlow as Chair of BHARG over the past term
5. writes to retiring members and acknowledges their contribution to the Bayside Healthy Ageing Reference Group
6. writes to members congratulating them on their appointment to the Bayside Healthy Ageing Reference Group for the period January 2023 to December 2024
7. writes to the unsuccessful nominee explaining reasons their expression of interest has been unsuccessful and provide details regarding other avenues to have input into Council Plans and Strategies.

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

DIVISION: **FOR:** Crs Alex del Porto, Clarke Martin, Sonia Castelli, Jo Samuel-King MBBS (Deputy Mayor), Fiona Stiffold, Laurence Evans OAM and Hanna El Mouallem (Mayor) (7)

AGAINST: Nil (0)

CARRIED

10.7 LITTLE BRIGHTON RESERVE COMMUNITY GARDEN UPDATE

Environment, Recreation and Infrastructure - Climate, Waste and Integrated Transport
File No: PSF/22/26 – Doc No: DOC/22/374567

It is recorded that Cr El Mouallem (Mayor) left the Meeting at 8.50 pm. Cr El Mouallem (Mayor) returned to the Meeting at 8.52 pm.

Moved: Cr del Porto

Seconded: Cr Evans OAM

That Council:

1. notes the successful establishment and progress of the Little Brighton Reserve Community Garden in Brighton East
2. continues to work with local community members on the ongoing operation and management of the community garden.

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

DIVISION: **FOR:** Crs Alex del Porto, Clarke Martin, Sonia Castelli, Jo Samuel-King MBBS (Deputy Mayor), Fiona Stiffold, Laurence Evans OAM and Hanna El Mouallem (Mayor) (7)
AGAINST: Nil (0)

CARRIED

10.9 RESPONSE TO NOTICE OF MOTION - 319 - POWERFUL OWL PROTECTION - SECOND-GENERATION ANTICOAGULANT RODENTICIDES (SGARS) - UPDATE ON ALTERNATIVE RODENT CONTROL OPTIONS TRIAL

Environment, Recreation and Infrastructure - Open Space, Recreation and Wellbeing
File No: PSF/22/27 – Doc No: DOC/22/306276

Moved: Cr del Porto

Seconded: Cr El Mouallem (Mayor)

That Council:

1. extends the alternative rodent control program trial for another three months to consider the effectiveness of the current trial treatments
2. implements electronic rodent control options as practicable over the summer period as a trial
3. receives a report on the outcome of the trial at the June 2023 Council Meeting including the ongoing costs and maintenance of the electronic rodent control option.

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

DIVISION: **FOR:** Crs Alex del Porto, Clarke Martin, Sonia Castelli, Jo Samuel-King MBBS (Deputy Mayor), Fiona Stitfold, Laurence Evans OAM and Hanna El Mouallem (Mayor) (7)
AGAINST: Nil (0)

CARRIED

10.10 RESPONSE TO NOTICE OF MOTION - 323 - FORMATION OF A SOUTH-EASTERN COUNCILS BIODIVERSITY NETWORK

Environment, Recreation and Infrastructure - Open Space, Recreation and Wellbeing
File No: PSF/22/27 – Doc No: DOC/22/364596

Moved: Cr del Porto

Seconded: Cr Stitfold

That Council

1. facilitates a roundtable discussion with South Eastern Councils and a representative from Melbourne Water “Living links” and SECCA to discuss the potential formation of a South Eastern Councils Biodiversity Network and financial commitment to the Network by member councils
2. receives a report in April 2023 on the feedback from the roundtable discussion regarding interested councils’ participation and financial contribution.

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

DIVISION: **FOR:** Crs Alex del Porto, Clarke Martin, Sonia Castelli, Jo Samuel-King MBBS (Deputy Mayor), Fiona Stitfold, Laurence Evans OAM and Hanna El Mouallem (Mayor) (7)
AGAINST: Nil (0)

CARRIED

**10.11 FUTURE USE OF FORMER SCOUT HALL AT 44 WHYTE STREET,
BRIGHTON**

Corporate Services - Commercial Services
File No: PSF/22/34 – Doc No: DOC/22/376578

It is recorded that Mrs Kim Anderson spoke for 2 minutes in relation to this item.

Moved: Cr Martin

Seconded: Cr del Porto

That Council advises Scouts Victoria to demolish Whyte Street Scout Hall and the land be returned to public open space.

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

DIVISION: **FOR:** Crs Alex del Porto, Clarke Martin, Sonia Castelli, Fiona Stitfold,
 Laurence Evans OAM and Hanna El Mouallem (Mayor) (6)
AGAINST: Cr Jo Samuel-King MBBS (Deputy Mayor) (1)

CARRIED

10.14 DISCONTINUANCE AND SALE OF RIGHT OF WAYS, ROADS AND RESERVES POLICY

Corporate Services - Commercial Services
File No: PSF/22/34 – Doc No: DOC/22/366774

Moved: Cr Castelli

Seconded: Cr del Porto

That Council adopts the Discontinuance and Sale of Right of Ways, Roads and Reserves Policy 2022.

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

DIVISION: **FOR:** Crs Sonia Castelli, Alex del Porto, Clarke Martin, Jo Samuel-King MBBS (Deputy Mayor), Fiona Stitfold, Laurence Evans OAM and Hanna El Mouallem (Mayor) (7)

AGAINST: Nil (0)

CARRIED

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

10.15 COUNCIL ACTION AWAITING REPORT

Corporate Services - Governance
File No: PSF/22/31 – Doc No: DOC/22/376685

Moved: Cr Castelli

Seconded: Cr del Porto

That Council notes the Council Action Awaiting Report.

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

DIVISION: **FOR:** Crs Sonia Castelli, Alex del Porto, Clarke Martin, Jo Samuel-King MBBS (Deputy Mayor), Fiona Stiffold, Laurence Evans OAM and Hanna El Mouallem (Mayor) (7)

AGAINST: Nil (0)

CARRIED

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

10.16 LEVEL CROSSING REMOVAL PROJECT ANNOUNCEMENT, HIGHTETT

City Planning and Amenity - Urban Strategy
File No: PSF/22/35 – Doc No: DOC/22/383997

Moved: Cr Castelli

Seconded: Cr del Porto

That Council:

1. writes to the Deputy Premier and Minister for Transport Infrastructure, the Shadow Minister for Transport Infrastructure, and the State Members for Sandringham and Brighton, in alignment with the City of Kingston endorsed position of 12 December 2022 to:
 - a. advocate for the consideration and integration of the precinct planning work at the Suburban Rail Loop Station at Cheltenham, to be developed in collaboration between the Suburban Rail Loop Authority, the Level Crossing Removal Project, Bayside City Council and Kingston City Council, with the support of a robust engagement process to seek views from the community based on a tunnelled solution
 - b. address key early considerations as part of the planning of the Level Crossing Removal Projects at Highett to ensure the delivery of:
 - i. sustainable and integrated transport and open space outcomes
 - ii. management and maintenance costed strategies and plans that support the long-term viability of newly created assets
 - iii. a strategic vision for the precinct that supports best practice urban planning and urban design principles
2. writes to the Deputy Premier and Minister for Transport Infrastructure, the Shadow Minister for Transport Infrastructure, and the State Members for Sandringham and Brighton to seeks the project to be managed so that it will:
 - a. deliver all construction activities via Railway Parade and Station Street, Highett to minimise the impact on private and public assets within Bayside during and post the construction phase
 - b. ensures existing community facilities are maintained and accessible to the community during and post the construction phase
 - c. relocate, at the full cost of the LXRP, any community facility where it is absolutely required to ensure that they are able to continue to operate without any interruption and undertake all reinstatement of facilities and open space at the full cost of the LXRP at the completion of the project
 - d. ensure the Highett Railway Station is maintained in its current location
3. seeks a briefing from the Level Crossing Removal Project early in the new year on the recently announced level crossing removals at Highett
4. continues to work collaboratively with the City of Kingston to support the delivery of positive outcomes for the community as part of the delivery of the Level Crossing Removal Projects at Highett
5. advocates clearly and strategically to oppose any plans that involve the destruction of or damage to Grace Heart Church, Lyle Anderson Reserve or the Fox Dunkley Housing Estate; with this advocacy to involve the Mayor and/or their representatives as well as Council officers and to be directed to State politicians as well as the relevant agencies.

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

DIVISION: **FOR:** Crs Alex del Porto, Clarke Martin, Sonia Castelli, Jo Samuel-King MBBS (Deputy Mayor), Fiona Stiffold, Laurence Evans OAM and Hanna El Mouallem (Mayor) (7)
AGAINST: Nil (0)

CARRIED

12. Urgent Business

There were no items of urgent business submitted to the meeting.

13. Notices of Motion

There were no Notices of Motion submitted to the meeting.

The Deputy Mayor noted that this is the last Council meeting for the Manager Urban Strategy, Juliana Aya who is leaving the organisation. The Deputy Mayor thanked Ms Aya for her contribution to the Council over a period of 8 years.

The Deputy Mayor declared the meeting closed at 10.32pm.