



Minutes of the Special Meeting of Bayside City Council

Held at the Brighton Town Hall, Civic Centre Precinct,
Wilson Street Brighton

on Wednesday 19 September 2018

The Meeting commenced at 6.30pm

PRESENT:

Cr Laurence Evans (Mayor)
Cr Alex del Porto
Cr James Long BM JP
Cr Michael Heffernan
Cr Clarke Martin
Cr Sonia Castelli
Cr Rob Grinter

OFFICERS IN ATTENDANCE:

Mick Cummins	Chief Executive Officer
Steven White	Director Environment, Recreation and Infrastructure
Damien Van Trier	Manager Open Space, Recreation and Wellbeing
Terry Callant	Governance Manager
Karen Brown	Governance Coordinator
Robert Lamb	Governance Officer

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1. Apologies

There were no apologies submitted to the meeting.

The Mayor declared the meeting open at 6.30pm 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.

Prayer

Cr del Porto 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

Acknowledgement of Original Inhabitants

Cr Heffernan 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.

2. Disclosure of any Conflict of Interest of any Councillor

- It is recorded that Cr Grinter advised the meeting that he had become aware over the past few weeks a comment was made on social media indicating that he had a conflict of interest in this item, and comment suggested he should not be involved in this process given his son is an umpire for the SMJFL.

As a result of this comment, Cr Grinter obtained legal advice which has confirmed that he does not have conflict of interest under section 78 of the Local Government Act, because the matter before Council has no implications for his son's capacity to derive income from umpiring, given the income earned from umpiring could be earned irrespective of location.

- It is recorded that Cr Martin advised the meeting that he had become aware over the past few weeks a comment was made on facebook indicating that he had a conflict of interest in this item, and comment suggested he should not be involved in this process given his son is an umpire for the VAFA and his daughter involved with SMJFL.

As a result of this comment, Cr Martin obtained legal advice which has confirmed that he does not have conflict of interest under section 78 of the Local Government Act, because the matter before Council has no implications for his son's capacity to derive income from umpiring, given the income earned from umpiring could be earned irrespective of location.

Moved Cr del Porto

Seconded Cr Long

That Crs Grinter and Martin's statements be included in the minutes of the meeting.

CARRIED

3. Reports by the Organisation

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.

3.1 ELSTERNWICK PARK REACTIVATION OF OVALS 3 AND 4 - CONSULTATION RESULTS

1. Ms Felicity Frederico
2. Ms Jane Dando
3. Miss Charlotte Tembel
4. Mr Arron Wood
5. Mr Nathan Burke
6. Mr Brett Connell
7. Mrs Nicole Jacobs (not present)
8. Mr Kimon Taliadoros
9. Mr Marc Gibson (not present)
10. Mr David Richards (not present)
11. Mr Matthew Dougan-Bath
12. Mr Ian Jensen-Muir (not present)

13. Mr Warren Griffin
14. Mrs Amber Koster
15. Mr Arthur Roberts
16. Mr Nick Kharsas
17. Dr Jane Ryan
18. Mr Ian Jickell
19. Mr Geoffrey Love
20. Mr Lynden Roberts
21. Ms Glenys Fraser
22. Ms Lisa Wadham
23. Dr Kate Dempsey
24. Mr Russell Purvis
25. Dr John Grant
26. Ms Jennifer Bishop
27. Mr Kevin Howard
28. Mrs Linda Bulwa (not present)
29. Mrs Morag Howard
30. Mr Daniel Warden
31. Mr Michel Boudreau (not present)
32. Mr Tim Wood
33. Mr George Purvis
34. Mr Greg Smith
35. Ms Anne Maria Kioussis
36. Ms Janelle McKenzie
37. Mr Bob Turnbull
38. Ms Natalie French (proxy Tim Wood)
39. Mr Simon Oday
40. Ms Jane Shellard
41. Ms Janette Fonda
42. Dr Alexis Butler
43. Ms Nadine Eagleson
44. Ms Thalia Kioussis (proxy Anne Maria Kioussis)
45. Ms Pam Taverniti
46. Ms Michele Anderson
47. Mr Scott McLean
48. Mr Darren Mitchell
49. Ms Gail Mitchell (proxy Darren Mitchell)
50. Dr David Fonda
51. Mrs Lindsey Joffey
52. Mr Alan Fletcher

53. Miss Alice Burke
54. Dr Jennifer Lindgren
55. Mrs Linda Kuttner
56. Mr Steven Reaper (proxy Amber Koster)
57. Mr George Voyage
58. Ms Dianne Anderson
59. Mr Matthew Proctor
60. Ms Amanda Levi
61. Mrs Michele Lyons
62. Mr Peter Hede
63. Mr Greg Wallace
64. Ms Louise Hogan
65. Ms Annie Hateley
66. Mr Paul Visentini
67. Ms Pat Carden
68. Dr Susan Carden
69. Mr Steven Mullaly
70. Mr John Anton
71. Mrs Wendy Hamson (not present)
72. Mr Gary Cole (not present)
73. Mr Bruce Woodley
74. Ms Virginia Gorton
75. Mr Robin Gorton
76. Ms Claudio Mazuelos (not present)
77. Mr Jeremy Cattell
78. Ms Jo Dougan
79. Ms Debbie So
80. Mr Don Robertson
81. Mr Garry Weir
82. Mr John Dunnachie
83. Mr Andrew Julian
84. Miss Rachel Bromberg (proxy Kevin Howard)
85. Mr Ian Pascari
86. Ms Jennifer Molloy (not present)
87. Mr Roger Tyler
88. Ms Anna Greco (not present)
89. Mr Trevor Layzell
90. Mr Paul Carrigan (not present)
91. Mr Jon Frederico (proxy Felicity Frederico)
92. Mr Michael Nugent (proxy Marcus Gwynne)

93. Mr Todd Levi
94. Mr Ronald Jore
95. Mr Michael Connors
96. Ms Heather Kiley
97. Ms Kath Pelletti (proxy Michael Connors)
98. Mr Sam Gulliver
99. Dr Jo Samuel-King (proxy Heather Kiley)
100. Mr Marcus Gwynne

3.1 ELSTERNWICK PARK REACTIVATION OF OVALS 3 AND 4 - CONSULTATION RESULTS

Environment, Recreation & Infrastructure - Sustainability & Transport
File No: PSF/18/106 – Doc No: DOC/18/195424

Prior to the consideration of this matter, 100 individuals requested to be heard on the matter and accordingly the Council listened to all presentations from those requesting to be heard.

During the course of the meeting a number of Councillors vacated the Chamber for a short period of time as indicated below:

Councillor del Porto left the Meeting at 9:03 pm. Councillor del Porto returned to the Meeting at 9:06 pm

Councillor Grinter left the Meeting at 9:15 pm. Councillor Grinter returned to the Meeting at 9:17 pm

Councillor Martin left the Meeting at 9:15 pm. Councillor Martin returned to the Meeting at 9:19 pm.

Councillor Heffernan left the Meeting at 9:23 pm. Councillor Heffernan returned to the Meeting at 9:27 pm.

Councillor del Porto left the Meeting at 9:34 pm. Councillor del Porto returned to the Meeting at 9:38 pm.

Councillor Grinter left the Meeting at 10:34 pm. Councillor Grinter returned to the Meeting at 10:39 pm.

Councillor Long left the Meeting at 10:53 pm. Councillor Long returned to the Meeting at 10:55 pm.

Councillor Castelli left the Meeting at 11:01 pm. Councillor Castelli returned to the Meeting at 11:02 pm.

Councillor Martin left the Meeting at 11:02 pm. Councillor Martin returned to the Meeting at 11:05 pm.

Councillor Martin left the Meeting at 12:00 pm. Councillor Martin returned to the Meeting at 12:04 pm.

Moved: Cr del Porto**Seconded: Cr Heffernan**

That Council:

1. Endorses the use of Elsternwick Park (South) Oval 4 for the purposes of winter sport including sportsground reconstruction incorporating improved drainage, irrigation, synthetic cricket wicket and granitic sand oval perimeter path;
2. Installs sportsground lighting on Elsternwick Park (South) Oval 4 to meet Australian Standards for junior and senior Australian Rules football training;
3. Constructs a basic, female-friendly sportsground pavilion to support the use of Elsternwick Park (South) Oval 4;
4. Refers costs associated with works at Elsternwick Park (South) Oval 4 for consideration as part of the 2019/20 Budget process;
5. Resolves not to install any oval perimeter fencing or concrete spoon drain on either Elsternwick Park (South) Oval 3 or Oval 4;
6. Leaves Elsternwick Park (South) Oval 3 unchanged;
7. Investigates opportunities for improved facilities for non-sporting users in Elsternwick Park (South) including dog walkers and dogs; and
8. Informs the lead petitioners of two relevant petitions received at the 21 August 2018 Council meeting of the outcome of this report.

AMENDMENT**Moved: Cr Long****Seconded: Cr Castelli**

That Council:

1. Endorses the use of Elsternwick Park (South) Oval 4 for the purposes of winter sport including sportsground reconstruction incorporating improved drainage, irrigation, synthetic cricket wicket and granitic sand oval perimeter path;
2. Constructs a basic, female-friendly sportsground pavilion to support the use of Elsternwick Park (South) Oval 4;
3. Refers costs associated with works at Elsternwick Park (South) Oval 4 for consideration as part of the 2019/20 Budget process;
4. Resolves not to install any oval perimeter fencing or concrete spoon drain on either Elsternwick Park (South) Oval 3 or Oval 4;
5. Leaves Elsternwick Park (South) Oval 3 unchanged;
6. Investigates opportunities for improved facilities for non-sporting users in Elsternwick Park (South) including dog walkers and dogs; and
7. Informs the lead petitioners of two relevant petitions received at the 21 August 2018 Council meeting of the outcome of this report.

Procedural Motion**Moved: Cr Castelli****Seconded: Cr Grinter**

That Cr Long be granted an extension of one minute to complete his debate.

CARRIED

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

DIVISION: **FOR:** Crs James Long and Sonia Castelli (2)
 AGAINST: Crs Laurence Evans (Mayor), Alex del Porto, Michael Heffernan,
 Clarke Martin and Rob Grinter (5)

LOST

Procedural Motion

Moved: Cr del Porto

Seconded: Cr Martin

That Cr Grinter be granted an extension of one minute to complete his debate on the original motion.

CARRIED

The Original Motion moved by Cr del Porto and seconded by Cr Heffernan was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Michael Heffernan, Laurence Evans (Mayor)
 Clarke Martin and Rob Grinter (5)
 AGAINST: Crs James Long and Sonia Castelli (2)

CARRIED

Following consideration of Business the Chairperson declared the meeting closed at 12.57pm.