



Minutes of the Ordinary Meeting of Bayside City Council

held in the Council Chambers, Civic Centre,
Boxshall Street Brighton
on Tuesday 20 February 2018

The Meeting commenced at 7:00pm

PRESENT:

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

OFFICERS IN ATTENDANCE:

Mick Cummins	Director Corporate Services
Hamish Reid	Director City Planning and Community Services
Steven White	Director Environment, Recreation and Infrastructure
Terry Callant	Governance Manager
Karen Brown	Governance Coordinator

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

The Mayor invited Cr Castelli to read the prayer.

1. Prayer

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

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

2. Acknowledgement of Original Inhabitants

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

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

3. Apologies

There were no apologies submitted to the February Ordinary Meeting of Council meeting.

It is recorded that Cr Rob Grinter requested leave of absence for the March 2018 Ordinary Meeting of Council.

Moved Cr Del Porto

Seconded Cr Martin

That Council grant Cr Rob Grinter leave of absence for the March Ordinary Meeting of Council.

CARRIED

4. Disclosure of any Conflict of Interest of any Councillor

It is recorded that the Mayor Cr Laurence Evans declared an Indirect Interest due to conflicting duties in Item 10.22 – Sandringham Aged Care Association Amendment to Deed of Agreement.

5. Adoption and Confirmation of the minutes of previous meeting

5.1 Confirmation of the Minutes of the Ordinary meeting of Bayside City Council held on 19 December 2017.

Moved: Cr Long

Seconded: Cr del Porto

That the minutes of the Ordinary meeting of Bayside City Council held on 19 December 2017, as previously circulated, be confirmed as an accurate record of proceedings.

CARRIED

5.2 Confirmation of the Minutes of the Special Meeting of Bayside City Council held on 23 January 2018.

Moved: Cr Long

Seconded: Cr Grinter

That the minutes of the Special meeting of Bayside City Council held on 23 January 2018, as previously circulated, be confirmed as an accurate record of proceedings.

CARRIED

6. Public Question Time

In accordance with Section 64 of Council's Governance Local Law No 1, 20 public questions were submitted to the Meeting. In accordance with Section 64 part 15 where a questioner is not present in the Chamber at the time of Public Question Time, the question and response will not be read out at the meeting or recorded in the minutes.

Unfortunately only 15 questions were responded to within the allocated 15 minute timeframe.

1. Ms Elizabeth Kemp (not present in the Chamber)

It is recorded that Ms Kemp was not present in the Chamber therefore Ms Kemp's question was not read out at the meeting and is not recorded in the minutes in accordance with Section 65 (15) of the Governance Local Law.

2. Mr Michael Vergura (present in the Chamber)

In the spirit of preserving significant modernist architecture in Bayside, shouldn't BCC be looking at listing significant home buildings individually on a case by case basis?

This approach, if done in conjunction with the owners approval (via Voluntary Heritage Listing), ensures BCC will be as invested in the project as much as the owner. BCC can then assist/reward home owners who also seek to maintain and protect their main asset, lifestyle and passion for modernism. Most importantly, BCC can better enforce demolition protection strategies for these buildings. The proposed BCC Heritage listing on a mass scale alienates rather than unifies impacted residents.

Response by the Director Corporate Services

An action from Council's Heritage Action Plan 2017 is to undertake a study on mid-century modern architecture focused specifically around the Beaumaris and Black Rock areas.

The study will investigate all mid-century modern buildings in Beaumaris and Black Rock which are worthy of permanent inclusion in the heritage overlay. Council has not yet commenced the study and is currently seeking a suitably qualified consultant to prepare the study. As no consultant has yet been appointed to commence the work, it is currently unknown which properties in these suburbs may be worthy of potential heritage protection.

Council's approach is to review a specific historic era rather than individual properties on a site by site basis. The latter approach is resource intensive and can result in some of the more significant buildings of an era not being protected if the owner does not agree to a voluntary listing.

3. Mrs Margaret Burgess (present in the Chamber)

How are council going to support residents such as myself to maintain the house if a heritage overlay is enforced against my will?

Response by the Mayor

To support owners of heritage owned properties, Council currently waives planning permit fees where the Heritage Overlay is the only requirement for someone to obtain planning permission.

Council's Heritage Action Plan 2017 outlines a further action for Council to investigate how Council could better support owners of heritage properties listed in the Scheme. This action is scheduled to occur in 2018/19 and will provide a recommendation to Council on how it could expand its support to owners of heritage properties.

4. Mrs Mary Larsen (present in the Chamber)

- a) Why is Fiona Austin, founder of Beaumaris Modern, a local lobby group, who is not a heritage expert and who is not contracted by Council, providing Council with a list of properties and streetscapes recommended for Heritage listing, in addition to making presentations to Council staff who are in Council employment, as this would appear to be an undue influence of an ordinary member of public on Council.
- b) In addition, what input did Fiona Austin have in the preparation of the Bayside City Council Heritage Action Plan 2017 which has, as its first criteria, to undertake a heritage assessment of mid-century modern architecture within Bayside, with a particular focus on the Beaumaris area?

Response by the Director Corporate Services

- a) *Any person can make information available to Council and officers for consideration in relation to a matter of personal interest. Council supports interest and community groups information they wish to Council and Council officers for consideration. Any person can request to present to Council officers on a topic relevant to their area of interest or expertise. Council currently offers a schedule of lunchtime information sessions to staff on a range of issues which affect Bayside residents and staff. Other examples of similar sessions where external parties have presented to Council officers during their lunchbreak include Eating Disorders Victoria, Stroke Foundation and residents of Bayside who are deaf-blind to share their experiences of Bayside.*
- b) *The purpose of the Heritage Action Plan is to guide Council's work program in relation to heritage matters. No public consultation occurred as part of the development of the plan as many of the actions are operational. Where further strategic work was recommended, these actions will be subject to community consultation as part of the implementation of those actions. For example, the preparation of a mid-century modern study is an action where community engagement will occur throughout the development of the study.*

5. Mrs Sue Hardiman (present in the Chamber)

In relation to the cost to Council in the last financial year (June 2016 to June 2017) and in the current financial year the provisions of refreshments to Council and their spouses or domestic partners would Council provide particulars of:

- a) Amounts spent in respect of each of the following:
- Council Meetings;
 - Planning Committee Meetings;
 - Assembly of Councillors;
 - Council Only Meetings;
 - any other meetings including social functions, swearing in of new councillors, alcohol and any reimbursement paid to Councillors.
- b) In respect of the providers of refreshments would Council name the providers, the functions they service and the amount paid to each provider including amounts paid for alcohol

Response by the Director Corporate Services

The information you requested is comprehensive and could not be prepared in time for this meeting this evening. The information will be provided to you in the next few days.

6. Ms Jo Pritchard (present in the Chamber)

Can council and/or Councillors please set the record straight regarding the initiation and mandate of the Heritage Study to focus on mid-century architecture in Beaumaris and Black Rock?

Please provide details to the public to correct those in the community, such as the Beaumaris Community Action Group, that it is a state government mandate that councils consider additions to heritage, and that Bayside Council is following the lead of many Melbourne councils who have already undertaken Heritage Studies into mid-century modernist architecture?

Response by the Mayor

One of the objectives of planning in Victoria, as stated at Section 4 of the Planning and Environment Act 1987 is 'to conserve and enhance those buildings, areas and other places which are of scientific, aesthetic, architectural or historical interest, or otherwise of specific cultural value.' Councils have a duty under section 12(1)(a) of the Act to implement this objective. This is echoed by State Planning Policy within the Bayside Planning Scheme which states at Clause 15.03-1 that planning should:

- *"Identify, assess and document places of natural and cultural heritage significance as a basis for their inclusion in the planning scheme.*

- *Provide for the conservation and enhancement of those places which are of aesthetic, archaeological, architectural, cultural, scientific, or social significance, or otherwise of special cultural value.*
- *Encourage appropriate development that respects places with identified heritage values and creates a worthy legacy for future generations.”*

Council’s response to its legislative requirements in relation to heritage is outlined within the Heritage Action Plan 2017, an action of which is the preparation of a mid-century modern study.

7. Mr Jason Davidson (present in the Chamber)

Can council please set the record straight regarding the presentation that Beaumaris Modern made to council on 26 July 2017, which was revealed to the Beaumaris Community Action Group via an FOI request? The presentation was a ‘practice run’ of Beaumaris Modern’s Celebration of Beaumaris Mid-Century Architecture, which was delivered publicly at Beaumaris Community Centre on 17 August 2017. It was not, as the Beaumaris Community Action Group have asserted or suggested, a presentation specifically advocating or aiming to influence council toward commissioning a Heritage Study or specifically heritage listing specific houses.

Response by the Director Corporate Services

Representatives from Beaumaris Modern presented to Council officers on 26 July 2017 regarding modernist homes prior to a wider community event on 17 August 2017. This was a draft presentation in preparation for the wider community event. Any person can request to present to Council officers on a topic relevant to their area of interest. Council currently offers a schedule of lunchtime information sessions to staff on a range of issues which affect Bayside residents and staff. Other examples of similar sessions where external parties have presented to Council officers during their lunchbreak include Eating Disorders Victoria, Stroke Foundation and residents of Bayside who are deaf-blind to share their experiences of Bayside.

8. Mr Derek Screen (not present in the Chamber)

9. Mr Derek Screen (not present in the Chamber)

It is recorded that Mr Screen was not present in the Chamber therefore Mr Screen’s questions were not read out at the meeting and are not recorded in the minutes in accordance with Section 65 (15) of the Governance Local Law.

10. Ms Jackie Fish (present in the Chamber)

In tonight's agenda there is an item discussing possible Heritage Listing for Beaumaris Bay. However there is also a forthcoming Heritage Study into mid-century modernist architecture in Beaumaris and Black Rock.

- a) What do the individual Councillors believe is Bayside Council's responsibility when it comes to the natural and built heritage of our municipality?
- b) And do the Councillors believe that significant built heritage has and deserves equivalent protection in the community?

Response by the Director Corporate Services

There is legislation which guides Council's responsibilities in relation to the protection and enhancement preservation of the built and natural environment.

One of the objectives of planning in Victoria, as stated at Section 4 of the Planning and Environment Act 1987 is 'to conserve and enhance those buildings, areas and other places which are of scientific, aesthetic, architectural or historical interest, or otherwise of specific cultural value.' Councils have a duty under section 12(1)(a) of the Act to implement this objective. This is echoed by State Planning Policy within the Bayside Planning Scheme which states at Clause 15.03-1 that planning should:

- *"Identify, assess and document places of natural and cultural heritage significance as a basis for their inclusion in the planning scheme.*
- *Provide for the conservation and enhancement of those places which are of aesthetic, archaeological, architectural, cultural, scientific, or social significance, or otherwise of special cultural value.*
- *Encourage appropriate development that respects places with identified heritage values and creates a worthy legacy for future generations."*

Council's position and work program in relation to heritage matters is outlined within the Heritage Action Plan 2017.

The natural environment and the built environment can be protected using different methods. The potential application of a heritage overlay to properties is a method to ensure the preservation of buildings with heritage significance.

11. Ms Caroline Lawton (present in the Chamber)

A group called The Beaumaris Community Action Group or individuals connected to this group, have made a number of FOI requests to council recently relating to communication between the Beaumaris Modern group and councillors and council staff relating to the proposed Heritage Study which is to focus on mid-century architecture in Beaumaris and Black Rock. The Beaumaris Community Action Group have then claimed or suggested in letterbox drops to Beaumaris residents that there has been some inappropriate relationship or communication between council and Beaumaris Modern.

What action will be taken by Council and in what time frame, to communicate with residents and to set the record straight?

Response by the Director Corporate Services

Council has recently been made aware of a mail out to Beaumaris and Black Rock residents from the Beaumaris Community Action Group and other residents.

Council is currently developing an approach however intends to write to all residents of Beaumaris and Black Rock and clarify the process for its mid-century modern study. This will also outline the status of the project as well as how potentially affected property owners are able to engage in the process.

12. Mrs Chris Bellamy (present in the Chamber)

Can Council and Councillors please set the record straight for the Beaumaris Community Action group that there has not been any inappropriate communication, privilege or favour given to Beaumaris Modern that is not accorded to groups & individuals in a democratic society?

Response by the Mayor

Any person can make information available to Council and officers for consideration in relation to a matter of personal interest. Any person can request to present to Council officers on a topic relevant to their area of interest or expertise. Council regularly receives information from community groups advocating for a range of outcomes.

Where an advocacy action is sought, for instance, if advocacy sought a heritage study to be prepared, there will be a public process which allows the broader community to provide input into the development of the project.

In the case of the mid-century modern study, Council intends to consult on the draft study with affected property owners. There will then be a further opportunity for public consultation as part of the planning scheme amendment process, which affords an independent planning panel to be appointed to consider the views of submitters and provide an independent recommendation on the matter.

13. Mr Michael Basic (not present in the Chamber)

14. Mr Michael Basic (not present in the Chamber)

It is recorded that Mr Basic was not present in the Chamber therefore Mr Basic's questions were not read out at the meeting and are not recorded in the minutes in accordance with Section 65 (15) of the Governance Local Law.

15. Mrs Fiona Austin (present in the Chamber)

Can council confirm that they are appointing heritage consultant for the Beaumaris mid-century heritage action plan and that the list of houses I emailed to council were for discussion and were only suggestions for the appointed Heritage adviser to review?

Response by the Mayor

Council is currently advertising a tender for a consultant to prepare a mid-century modern study. The successful consultant will be expected to undertake a study of all properties from the mid-century modern era in Beaumaris and Black Rock and will not be relying on third party information to prepare or inform the study.

7. Petitions to Council

7.1 PETITION: CHANGES TO PARKING RESTRICTIONS IN WELL STREET, BRIGHTON

Corporate Services - Governance
File No: PSF/18/103 – Doc No: DOC/18/30214

Petition from residents requesting Bayside City Council to change street parking in Well Street, Brighton between St Andrews and Carpenter Streets.

Petition Prayer

"We the undersigned hereby petition Bayside City Council to change street parking in Well Street, Brighton between St Andrews and Carpenter Streets to residents only on northern side and 1 hour limit between 8:00am – 5:00pm on the southern side."

Petition Requirements

The submitted petition containing 172 signatories meets the required format of a petition in accordance with Council's Governance Local Law No: 1, Clause 65.

Moved: Cr Heffernan

Seconded: Cr del Porto

That the petition be referred to the *Chief Executive Officer* for consideration and response by no later than 30 March 2018.

CARRIED

7.2 PETITION: IMPROVEMENT IN PEDESTRIAN SAFETY AT THE WERE STREET SHOPPING STRIP BY REDUCING SPEED LIMIT TO 40KPH

Corporate Services - Governance
File No: PSF/18/103 – Doc No: DOC/18/30313

Petition from residents requesting Bayside City Council to improve pedestrian safety at the Were Street shopping strip by reducing the speed limit to 40 kilometres per hour.

Petition Prayer

"We the undersigned hereby petition Bayside City Council to improve pedestrian safety and convenience at the Were Street shopping strip by reducing the vehicle speed limit to 40 kph, installing a pedestrian crossing or safety island and installing more appropriate vehicle parking time restrictions."

Petition Requirements

The submitted petition containing 272 signatories meets the required format of a petition in accordance with Council's Governance Local Law No: 1, Clause 65.

Officer Comment

Speed limits in Victoria are established by VicRoads. Council does not have the authority to authorise the change requested by the petitioners. Council staff will review the issues identified in the petition and engage with VicRoads regarding the speed limit. If the recorded traffic speed is assessed as warranting intervention, there may be other traffic management options available to reduce vehicle speeds and improve pedestrian safety in Were Street, Brighton.

Moved: Cr Castelli

Seconded: Cr Long

That the petition be referred to the *Chief Executive Officer* for consideration and response by no later than 30 March 2018.

CARRIED

7.3 PETITION: REMOVAL OF THE TEA TREE SPECIES FROM CHELSEA STREET BRIGHTON

Corporate Services - Governance
File No: PSF/18/103 – Doc No: DOC/18/30946

Petition from residents requesting Bayside City Council to remove the tea tree species from Chelsea Street, Brighton and replace it with a more suitable tree.

Petition Prayer

"We the undersigned owners and ratepayers of properties in Chelsea Street Brighton, hereby petition Bayside City Council for the removal of the Tea Tree species from the street and their replacement."

Petition Requirements

The submitted petition containing 20 signatories meets the required format of a petition in accordance with Council's Governance Local Law No: 1, Clause 65.

Moved: Cr del Porto

Seconded: Cr Heffernan

That the petition be referred to the *Chief Executive Officer* for consideration and response by no later than 30 March 2018.

CARRIED

8. Minutes of Advisory Committees

There were no minutes of Advisory Committees submitted to the meeting.

9. Reports by Special Committees

9.1 MINUTES OF A SPECIAL COMMITTEE TO HEAR SUBMISSIONS IN RELATION TO THE PROPOSED LEASE OF ELSTERNWICK PARK - PAVILION AND ASSOCIATED FACILITIES

Corporate Services - Governance
File No: PSF/18/103 – Doc No: DOC/18/29389

Moved: Cr Grinter

Seconded: Cr del Porto

That Council receives and notes the Minutes of the Special Committee of Council held on 7 February 2018 to hear submissions in relation to the proposed lease of Elsternwick Park – pavilion and associated facilities

CARRIED

9.2 MINUTES OF A SPECIAL COMMITTEE TO HEAR SUBMISSIONS IN RELATION TO THE PROPOSED LEASE OF COUNCIL LAND TO THE BEAUMARIS LAWN TENNIS CLUB

Corporate Services - Governance
File No: PSF/18/103 – Doc No: DOC/18/29399

Moved: Cr Long

Seconded: Cr Martin

That Council receives and notes the Minutes of the Special Committee of Council held on 7 February 2018 to hear submissions in relation to the proposed lease of Council Land to the Beaumaris Lawn Tennis Club.

CARRIED

10. Reports by the Organisation

The Chairman advised Councillors and members of the gallery that there were 67 members of the community who have requested to be heard. In accordance with the Governance Local Law a speaker is granted three minutes to speak.

The Chairman indicated that given the amount of speakers this evening, it is not possible to hear all speakers and consider all items on the agenda. It is therefore proposed to hear all speakers in relation to item 10.1 and 10.2 only this evening, and the remaining 16 speakers for 7 items will be considered tomorrow evening at 7.00pm here in the Council Chambers.

Council Officers have communicated these arrangements with the speakers listed on all items other than 10.1 and 10.2.

Should the meeting move swiftly then Council will only consider those items where no speakers are listed.

REQUESTS TO BE HEARD:

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

Item 10.1 Beaumaris Bay National Heritage Listing

- | | |
|--|-------------------------|
| 1. Dr John Buckeridge | 16. Mr Paul Ter |
| 2. Mrs Diana Pearce | 17. Dr Juliet Bird |
| 3. Dr Stuart Garrow | 18. Dr Shirley Prager |
| 4. Ms Caroline Lawton | 19. Dr Peter Prager |
| 5. Ms Margaret Gurney | 20. Mr Richard Casley |
| 6. Mr Fearghus McSweeney | 21. Mr Murray Orr |
| 7. Mr John Hanslow | 22. Ms Jill Whyte |
| 8. Ms Sandra Filipowicz | 23. Mr Hugh Vedeion |
| 9. Mr John Giuliano | 24. Mr Ken Blackman |
| 10. Mr David Rhodes | 25. Mrs Mandy Elliott |
| 11. Mr Brendan Hocking | 26. Dr Ian Brighthope |
| 12. Mr David Bell | 27. Mr Steve Seddon |
| 13. Mr Hams Harms | 28. Ms Pauline Reynolds |
| 14. Mrs Erica Hanslow | 29. Mr Sean Dooley |
| 15. Ms Wendy Cox (proxy Linda Pickering) | 30. Dr Vicki Karalis |

Item 10.2 Sandringham Golf Course Upgrade Proposal

- | | |
|------------------------|-------------------------|
| 1. Mr Robert Watt | 12. Mr Michael Norris |
| 2. Mr Andrew Rumbelow | 13. Mrs Dayle Marshall |
| 3. Ms Elizabeth Moodie | 14. Mr Rodd Banks |
| 4. Mr Rex Pirani | 15. Ms Elizabeth Walsh |
| 5. Mr Nick Mooney | 16. Mrs Sonia Kirkman |
| 6. Mr Geoff Thornton | 17. Mrs Tanya James |
| 7. Mr Danny Meyers | 18. Mr Simon Bookhouse |
| 8. Mr Mike Clayton | 19. Ms Pauline Reynolds |
| 9. Mr Ian Wood | 20. Mr Murray Thompson |
| 10. Mr George Reynolds | 21. Dr Rob Saunders |
| 11. Mr Peter Ryan | |

Item 10.3 Draft Southland-Pennydale Structure Plan

- | | |
|-----------------------|----------------------------|
| 1. Mr Brett Dennis | 6. Mr Frank Perry |
| 2. Mr Andrew Rumbelow | 7. Ms Simone Boileau |
| 3. Mr Derek Screen | 8. Mrs Fiona Oliver-Taylor |
| 4. Mrs Sally Connor | 9. Mr Michael Walton |
| 5. Mr Greg Scott | 10. Dr Rob Saunders |

Item 10.4 Amendment C126 – Small Activity Centres Strategy 2014

1. Mr Derek Screen

Item 10.5 Planning Scheme Amendment C155 – Environmental Audit Overlay

1. Mr John Chipp

Item 10.7 Wellbeing for All Ages and Abilities Action Plans

1. Ms Amanda Levi

Item 10.13 Quarter Two Performance Report – October to December 2017

1. Mr George Reynolds

Item 10.19 Brighton Little Athletics Club – Response to 19 September 2017 Council Resolution

1. Mr Mark Barling

Item 10.24 Cheltenham Activity Centre

1. Mr Derek Screen

10.1 BEAUMARIS BAY - NATIONAL HERITAGE NOMINATION

Environment, Recreation & Infrastructure - Environment, Recreation & Infrastructure
File No: PSF/18/106 – Doc No: DOC/18/1514

It is recorded Dr John Buckeridge, Mrs Diana Pearce, Dr Stuart Garrow, Ms Caroline Lawton, Ms Margaret Gurney, Mr Fearghus McSweeney, Mr John Hanslow, Mr John Giuliano, Mr David Rhodes, Mr Brendan Hocking, Mr David Bell, Mrs Erica Hanslow, Ms Wendy Cox (proxy Linda Pickering), Mr Paul Ter, Dr Juliet Bird, Dr Shirley Prager, Dr Peter Prager, Mr Richard Casley, Mr Murray Orr, Ms Jill Whyte, Mr Hugh Vedeion, Mr Ken Blackman, Mrs Mandy Elliott, Dr Ian Brighthope, Mr Steve Seddon, Ms Pauline Reynolds, Mr Sean Dooley, and Dr Vicki Karalis spoke for three minutes each on this item.

It is recorded that Ms Sandra Filipowicz and Mr Hams Harms were not present in the Chamber.

Moved: Cr Martin

Seconded: Cr Long

That Council provides a letter to the Beaumaris Bay Consortium that:

1. supports the National Heritage List nomination for Beaumaris Bay proceeding to the next phase of the assessment process;
2. acknowledges that the Beaumaris Bay National Heritage List nomination could have implications for the Beaumaris Motor Yacht Squadron (BMYS);
3. acknowledges that the BMYS future development project requires the completion of an Environmental Effects Statement (EES) and other approvals, such as obtaining a planning permit, before any redevelopment of that site could proceed; and
4. conveys this resolution by letter to the Beaumaris Bay Consortium and Beaumaris Motor Yacht Squadron.

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

DIVISION: **FOR:** Crs Laurence Evans (Mayor), Alex del Porto, James Long,
Michael Heffernan, Clarke Martin, Sonia Castelli and Rob
Grinter (7)

AGAINST: Nil (0)

CARRIED

10.2 SANDRINGHAM GOLF COURSE UPGRADE PROPOSAL

Corporate Services - Commercial Services
File No: PSF/18/98 – Doc No: DOC/18/29214

It is recorded Mr Robert Watt, Mr Andrew Rumbelow, Ms Elizabeth Moodie, Mr Rex Pirani, Mr Nick Mooney, Mr Geoff Thornton, Mr Danny Meyers, Mr Mike Clayton, Mr Ian Wood, Mr George Reynolds, Mr Peter Ryan, Mr Michael Norris, Mrs Dayle Marshall, Mr Rodd Banks, Ms Elizabeth Walsh, Mrs Sonia Kirkman, Mrs Tanya James, Mr Simon Bookhouse, Ms Pauline Reynolds, Mr Murray Thompson, and Dr Rob Saunders spoke for three minutes each on this item.

Moved: Cr Martin

Seconded: Cr Heffernan

That Council:

1. provides consent as land owner for a Planning Permit Application to be submitted based on Option B - an 18 hole golf course as set out in Attachment No. 2 of the report subject to;
 - a. Detailed plans being provided to Council of all proposed works prior to the planning application being lodged;
 - b. Project implementation plans being developed identifying the timing and impact of works on the course and patrons once detailed designs have been completed;
2. Commissions a detailed vegetation report on the area proposed for the additional water storage area and consults with local environmental groups on the proposed location to determine any impacts prior to undertaking detailed design; and
3. Considers funding of the additional water harvesting infrastructure as part of its Capital works Program.

AMENDMENT

Moved: Cr del Porto

Seconded: Cr Grinter

That Council:

1. provides consent as land owner for a Planning Permit Application to be submitted based on Option B - an 18 hole golf course as set out in Attachment No. 2 of the report subject to;
 - a. Detailed plans being provided to Council of all proposed works prior to the planning application being lodged;
 - b. Project implementation plans being developed identifying the timing and impact of works on the course and patrons once detailed designs have been completed;
2. Commissions a detailed vegetation report on the area proposed for the additional water storage area and consults with local environmental groups on the proposed location to determine any impacts prior to undertaking detailed design; and

**10.6 1138 NEPEAN HIGHWAY, HIGHETT (HIGHETT GASWORKS) -
PROPOSED PLANNING PROVISION CHANGES**

City Planning & Community Services - Urban Strategy
File No: PSF/18/109 – Doc No: DOC/18/28168

It is recorded that there were no speakers for this item.

Moved: Cr del Porto

Seconded: Cr Grinter

That Council endorses the attached submission to the Government Land Standing Advisory Committee in relation to the proposed changes to planning controls for land at 1136 -1138 Nepean Highway.

CARRIED

10.8 LIBRARY ARTS AND CULTURE STRATEGY 2012-2017 - OUTCOMES

Communications, Customer & Cultural Services - Library Services
File No: FOL/12/2057 – Doc No: DOC/18/7357

It is recorded that there were no speakers for this item.

Moved: Cr del Porto

Seconded: Cr Grinter

That Council notes the outcomes of the Library Arts and Culture Strategy 2012-2017.

CARRIED

10.9 LIBRARY FUTURES AND LIBRARY SERVICE REVIEW: PART TWO

Communications, Customer & Cultural Services - Library Services
File No: PSF/17/3997 – Doc No: DOC/17/189574

It is recorded that there were no speakers for this item.

Moved: Cr del Porto

Seconded: Cr Long

That Council:

1. resolves to expand Sandringham library through a moderate upgrade and considers a budget allocation of \$3.88 million in the 2018/19 budget process;
2. maintains the Hampton Library service in its current state whilst the feasibility of a Hampton Hub is finalised and receives a further report at this time;
3. continues to explore opportunities to build a library at the CSIRO site in Highett as a potential multi-purpose community facility, and authorises the Chief Executive Officer to commence discussions with potential not-for-profit providers, the City of Kingston as a nearby provider of library services and other relevant parties; and
4. notes the Library Service Review Part Two.

CARRIED

10.10 ELSTERNWICK PARK PAVILLION - OCCUPANCY ARRANGEMENTS VICTORIAN AMATEUR FOOTBALL ASSOCIATION AND OLD MELBURNIANS FOOTBALL CLUB

Corporate Services - Commercial Services
File No: PSF/18/98 – Doc No: DOC/18/30164

It is recorded that there were no speakers for this item.

Moved: Cr del Porto

Seconded: Cr Heffernan

That Council:

1. Having considered the submissions received, authorises the Director Corporate Services to undertake all processes and execute all documentation associated with the occupancy arrangements for the pavilion located at Elsternwick Park, Glenhuntly Road, Elsternwick for the Lease to the Victorian Amateur Football Association at an annual rental of \$353 with annual increase of 5% or CPI whichever is greater, for a term of twenty one years for the Elsternwick Park Pavilion areas exclusively used for Administration and storage areas with a licence for the social space including the bar and kitchen between 1 April and 30 September;
2. In accordance with Section 190 and Section 223 of the Local Government Act 1989 (the Act) gives public notice of its intention to enter into a lease with the Old Melburnians Football Club at an annual rental of \$353 with annual increase of 5% or CPI whichever is greater, for a term of twenty one years for the Elsternwick Park Pavilion located at Elsternwick Park, Glenhuntly Road, Elsternwick for use of the gym and storage area and seasonal licence agreement to game related facilities and social spaces;
3. Establishes a Special Committee of Council in accordance with S223 of the Act 1989 consisting of all councillors with a quorum of four (4) councillors to consider any public submissions, including those submitters who wish to be heard or represented at a meeting to be held on Wednesday 11 April at 7:00 pm 2018 in the Council Chambers, Boxshall Street Brighton in relation to the proposal to lease to Old Melburnians Football Club;
4. In the event that no submissions are received, authorises the Director Corporate Services to undertake all necessary actions to finalise and execute the occupancy agreement with Old Melburnians Football Club, and;
5. Seeks the approval of the Minister for the occupancy arrangements outlined in this report in accordance with Section 17D of the Crown Land (Reserves) Act 1978.

CARRIED

10.11 PROPOSED LEASE BEAUMARIS LAWN TENNIS CLUB

Corporate Services - Commercial Services
File No: PSF/18/98 – Doc No: DOC/18/29219

It is recorded that there were no speakers for this item.

Moved: Cr Martin

Seconded: Cr Grinter

That Council;

1. Having considered the submissions received, enters into a lease with the Beaumaris Lawn Tennis Club for the 13 courts situated at Beaumaris Reserve, Oak Street Beaumaris for a period of 15 years subject to the following conditions:
 - a. The hours of use be set at:
 - i. 7:00am for coaching and individual practice;
 - ii. 8:00am for social and competition matches;
 - iii. All tennis court activity and court lighting to cease by 10:30pm;
 - iv. Book A Court System be implemented in accordance with these hours to restrict access;
 - b. Rental to be set in accordance with the Leasing Policy 2008 commencing at \$5,330 per annum plus GST;
 - c. The Club develops, maintains and enforces a Code of Conduct including requirements relating to appropriate behaviour and watering of the courts;
 - d. The Club takes all reasonable steps to minimise the escape of dust into neighbouring properties;
2. Authorises the Director of Corporate Services to complete and execute all documents associated with the lease; and
3. Implements a six monthly review by Council Staff for 1 year on the performance of the Club in meeting the requirements of the lease.

CARRIED

Procedural Motion

Moved Cr Grinter

Seconded Cr Long

That the Ordinary Meeting of Council be extended for 30 minutes to conclude at 11.30pm.

CARRIED

It is recorded that the Meeting was extended for a period of 30 minutes at 11.00pm.

10.12 CONTRACT NO: 13/58 - EXTENSION TO BANKING AND BILL PAYMENT SERVICES CONTRACT

Corporate Services - Finance
File No: PSF/15/8759 – Doc No: DOC/17/279430

It is recorded that there were no speakers for this item.

Moved: Cr Castelli

Seconded: Cr Grinter

That Council approve the extension of Contract No. 13/58 with the National Australia Bank for the provision of Banking and Bill Payment Services for an additional twelve months until 30 June 2019, and authorises the Chief Executive Officer to execute the contract documentation.

CARRIED

10.14 DEED OF SURRENDER AND GRANT OF NEW LEASE TO TELSTRA AT 68 OAK ST, BEAUMARIS

Corporate Services - Commercial Services
File No: FOL/13/267 – Doc No: DOC/18/2730

It is recorded that there were no speakers for this item.

Moved: Cr Heffernan

Seconded: Cr Martin

That Council:

1. in accordance with Section 190 and 223 of the *Local Government Act* 1989 (“the Act”) gives public notice of its intention to enter into a Deed of surrender and re-grant of new lease (New Lease) for the occupation part of Council’s land located at 68 Oak Street, Beaumaris by Telstra Corporation Limited (Telstra) for the purpose of upgrade works and continual operation of a telecommunications facility (Proposal), with the following terms and conditions;
 - a) an initial term of Ten (10) years with One (1) further term of five year;
 - b) Initial rental to be set at \$25,000 per annum plus GST with rent increases on each anniversary of 4%;
2. Establishes a Special Committee of Council in accordance with S223 of the Act consisting of all councillors with a quorum of four (4) Councillors to consider any public submissions, including those submitters who wish to be heard or represented at a meeting to be held on Wednesday, 11 April 2018 at 6:30pm in the Council Chambers, Boxshall Street Brighton in relation to the New Lease proposal;
3. In the event that no submissions are received, authorises the Director Corporate Services to undertake all necessary actions to finalise and execute the New Lease; and
4. Notes that the final execution of New Lease is subject to a planning permit approval of the Bayside Planning Scheme.

CARRIED

10.15 CON/17/79 HIGHETT ROAD PAVEMENT RECONSTRUCTION CONTRACT

Environment, Recreation & Infrastructure - City Assets & Projects
File No: PSF/18/97 – Doc No: DOC/17/239593

It is recorded that there were no speakers for this item.

Moved: Cr Grinter

Seconded: Cr del Porto

That Council:

1. awards contract CON/17/79 Highett Road Pavement Reconstruction to Prestige Paving Pty Ltd (ABN: 84 140 970 912) for the lump sum price of \$ 323,663.10 exclusive of GST and \$ 356, 029.41 inclusive GST;
2. authorises the Chief Executive Officer to sign all necessary documentation related to CON/17/79 Highett Road Pavement Reconstruction; and
3. advises the unsuccessful tenderers accordingly.

CARRIED

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

**10.16 CON/17/29 BEACH ROAD FORESHORE REMEDIATION WORKS,
BLACK ROCK**

Environment, Recreation & Infrastructure - City Works
File No: PSF/18/97 – Doc No: DOC/18/6242

It is recorded that there were no speakers for this item.

Moved: Cr Grinter

Seconded: Cr del Porto

That Council:

1. Awards contract CON/17/29 Beach Road Foreshore Remediation Works, opposite house numbers 354 – 361 Beach Road, Black Rock, to Entracon Civil Pty Ltd for the lump sum price of \$390,037.13 (excl. GST) and \$429,040.84 (incl. GST);
2. Authorises the Chief Executive Officer to sign all necessary documentation related to CON/17/29 Beach Road Foreshore Remediation Works, opposite house numbers 354-361 Beach Road, Black Rock; and
3. Advises the unsuccessful tenderers accordingly.

CARRIED

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

10.17 PROJECTING BALCONIES POLICY 2007 - RESCISSION

City Planning & Community Services - Development Services
File No: PSF/18/101 – Doc No: DOC/18/10408

It is recorded that there were no speakers for this item.

Moved: Cr Grinter

Seconded: Cr del Porto

That Council:

1. Notes that the assessment criteria in the Projecting Balconies Policy 2007 are addressed in Division 2 – Projections, Regulations 504 - 513 of the Building Interim Regulations 2017 and an assessment has indicated that the Projecting Balconies Policy 2007 is not required; and
2. Rescinds the Projecting Balconies Policy 2007 as shown in Attachment 1.

CARRIED

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

10.18 MULTI-UNIT SENSE OF ADDRESS POLICY 2007 - RESCISSION

City Planning & Community Services - Development Services
File No: PSF/18/101 – Doc No: DOC/18/10688

It is recorded that there were no speakers for this item.

Moved: Cr Grinter

Seconded: Cr del Porto

That Council:

1. Notes that the assessment criteria in the Multi-Unit Sense of Address Policy 2007 are addressed in Clause 55 and 58 of the Bayside Planning Scheme and an assessment has indicated that the Multi-Unit Sense of Address Policy 2007 is not required; and
2. Rescinds the Multi-Unit Sense of Address Policy 2007 as shown in Attachment 1.

CARRIED

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

10.20 APPOINTMENT OF GALLERY@BACC BOARD MEMBER

Corporate Services - Governance
File No: PSF/18/103 – Doc No: DOC/18/26482

It is recorded that there were no speakers for this item.

Moved: Cr del Porto

Seconded: Cr Castelli

That Council appoints Mr Arvind Vasan to the Gallery@BACC Board (Section 86 Committee) for a period of two years commencing 28 February 2018.

CARRIED

10.21 2018 LOCAL GOVERNMENT BILL EXPOSURE DRAFT - SUBMISSION

Corporate Services - Governance
File No: PSF/18/103 – Doc No: DOC/18/27605

It is recorded that there were no speakers for this item.

Moved: Cr del Porto

Seconded: Cr Castelli

That Council:

1. endorses the submission on the 2018 Local Government Bill – Draft Exposure subject to the following amendment to the submission in relation to the following provision:

Section 45 (2)(D) - Support the provision as recommended in the Exposure Draft; and

2. authorises the Chief Executive Officer to make editorial changes to the submission prior to submitted before 16 March 2018.

CARRIED

Procedural Motion

Moved Cr del Porto

Seconded Cr Martin

That the Deputy Mayor take the Chair for the consideration of item 10.22, given the Chairman's indirect interest in item 10.22.

CARRIED

10.22 SANDRINGHAM AGED CARE ASSOCIATION AMENDMENT TO DEED OF AGREEMENT

Corporate Services - Commercial Services
File No: PSF/18/98 – Doc No: DOC/18/29213

It is recorded that The Mayor Cr Evans declared an Indirect Interest because of conflicting duties in this item given he is a Board Member of the Sandringham Aged Care Association. It is further recorded that The Mayor Cr Evans vacated the meeting prior to any discussion on this item.

It is recorded that there were no speakers for this item.

Moved: Cr Martin

Seconded: Cr del Porto

That the Chief Executive Officer be authorised to execute the Deed of Variation with the Sandringham Aged Care Association Trust contained in Attachment No. 1 to the report.

CARRIED

It is recorded that Cr Evans was not present in the Chamber during discussion of this item and was not present whilst the vote was taken on this item.

Procedural Motion

Moved Cr del Porto

Seconded Cr Martin

That the Mayor take the Chair for the remainder of the meeting.

CARRIED

10.23 COUNCIL ACTION AWAITING REPORT

Corporate Services - Governance
File No: PSF/18/103 – Doc No: DOC/18/31814

It is recorded that there were no speakers for this item.

Moved: Cr Martin

Seconded: Cr Long

That Council notes the Council Action Awaiting Report.

CARRIED

11. Reports by Delegates

1. **Association of Bayside Municipalities** – The Mayor Cr Laurence Evans advised that the Association of Bayside Municipalities have not met since the previous meeting.
2. **MAV Environment Committee** – Director Environment, Recreation and Infrastructure Services indicated that the MAV Environment Committee have not met since the previous meeting late last year.
3. **Metropolitan Transport Forum** – Cr Clarke Martin advised the meeting that the Metropolitan Transport Forum recently held the Annual Meeting to elect the Board of which Cr Martin nominated for a position, however the Executive Officer of the Transport Forum indicated that the nomination had been misplaced and accordingly was not considered for a position on the Board. Cr Martin had indicated that the Executive Officer will further discuss the proposed nomination at the next meeting of the Forum.
4. **Municipal Association of Victoria** – Cr Alex del Porto advised that the MAV have not had a meeting since the October State Assembly.
5. **Inner South Metropolitan Mayors' Forum** – The Mayor Cr Laurence Evans advised the Forum has not met, the next meeting is to be held next week.
6. **Metropolitan Local Government Waste Forum** – Cr Michael Heffernan indicated that a meeting was held last Thursday however he was unable to attend due to another speaking engagement and the Director Environment, Recreation and Infrastructure Services attended on behalf of Cr Heffernan.

The DERIS indicated that the Chief Executive Officer also attend the Waste Forum to discuss two key issues relating to the progress on the alternative waste disposal and the various collection arrangements for waste. The other key issue related to the recycling issue facing many local government councils.

Moved Cr del Porto

Seconded Cr Grinter

That the Councillors' reports be noted.

CARRIED

Procedural Motion

Moved Cr Grinter

Seconded Cr del Porto

That the meeting be adjourned at 11.20pm to be re-convened at 7.00pm on Wednesday 21 February 2018 to consider the remainder of items listed on the agenda.

CARRIED

It is recorded that the Ordinary Meeting of Council was adjourned at 11.20pm and to be reconvened at 7.00pm on Wednesday 21 February 2018.



Minutes of the Ordinary Meeting of Bayside City Council

RE-CONVENED MEETING

held in the Council Chambers, Civic Centre,
Boxshall Street Brighton
on Wednesday 21 February 2018

It is recorded that Council at its meeting held on Tuesday 20 February 2018 resolved to reconvene the Ordinary Meeting at 7.00pm on Tuesday 21 February 2018.

PRESENT:

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

OFFICERS IN ATTENDANCE:

Adrian Robb	Chief Executive Officer
Mick Cummins	Director Corporate Services
Hamish Reid	Director City Planning and Community Services
Steven White	Director Environment, Recreation and Infrastructure
Juliana Aya	Manager Urban Strategy
Damien Van Trier	Manager Open Space, Recreation and Wellbeing
Terry Callant	Governance Manager
Mandy Bartlett	Governance Officer

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

That the Adjourned Ordinary Meeting of Council be re-convened.

CARRIED

It is recorded that the Ordinary Meeting of Council was re-convened at 7.00pm on 21 February 2018.

12. Apologies

There were no apologies submitted to the meeting.

13. Disclosure of any Conflict of Interest of any Councillor

It is recorded that the Mayor Cr Laurence Evans declared an Indirect Interest due to conflicting duties in Item 10.22 – Sandringham Aged Care Association Amendment to Deed of Agreement which had been considered by Council at its meeting on 20 February 2018.

It is recorded that the following listed items were not considered at the Ordinary Meeting of Council held on 20 February 2018 and accordingly Council resolved to adjourn the meeting and reconvene the meeting at 7.00pm on Wednesday 21 February 2018.

Item 10.3 Draft Southland-Pennydale Structure Plan

Item 10.4 Amendment C126 – Small Activity Centres Strategy 2014

Item 10.5 Planning Scheme Amendment C155 – Environment Audit Overlay

Item 10.7 Wellbeing for All Ages and Abilities Action Plans

Item 10.13 Quarter Two Performance Report – October to December 2017

Item 10.19 Brighton Little Athletics Club – Response to 19 September 2017 Council Resolution

Item 10.24 Cheltenham Activiti Centre - Kingston Structure Plan Review - implications and considerations for Bayside

Item 12 Urgent Business

Item 13.1 Notice of Motion 266 – Commuter Shuttle Bus Service

Item 13.2 Notice of Motion 267 – Bicycle Repair/Service Stations

Item 13.3 Notice of Motion 268 – Senior Citizen Exercise Parks

10.3 DRAFT SOUTHLAND-PENNYDALE STRUCTURE PLAN

City Planning & Community Services - Urban Strategy
File No: PSF/18/109 – Doc No: DOC/18/27795

It is recorded Mr Brett Dennis, Mr Andrew Rumbelow, Mr Derek Screen, Mrs Sally Connor, Mr Greg Scott, Ms Simone Boileau, Mrs Fiona Oliver-Taylor, Mr Michael Walton, Mr Frank Perry, and Dr Rob Saunders spoke for three minutes each on this item.

Moved: Cr Grinter

Seconded: Cr Castelli

That Council endorses the Draft Southland-Pennydale Structure Plan for the purposes of community consultation and engagement.

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

DIVISION: **FOR:** Crs Alex del Porto, Michael Heffernan, Sonia Castelli and Rob Grinter (4)

AGAINST: Crs Laurence Evans (Mayor), James Long and Clarke Martin (3)

CARRIED

10.4 AMENDMENT C126 - SMALL ACTIVITY CENTRES STRATEGY 2014

City Planning & Community Services - Urban Strategy
File No: PSF/18/109 – Doc No: DOC/18/19648

It is recorded Mr Derek Screen spoke for three minutes on this item.

Councillor del Porto left the Meeting at 8:22 pm

Councillor del Porto returned to the Meeting at 8:22 pm

Moved: Cr del Porto

Seconded: Cr Grinter

That Council:

1. Adopts the outcome of the review of the Small Activity Centres Strategy 2014 and Amendment C126;
2. Amends the C126 documentation to reflect the outcomes of the review;
3. Writes to the Minister for Planning seeking re-authorisation of Amendment C126;
4. Re-exhibits Amendment C126 once re-authorisation is granted; and
5. Writes to all submitters to advise of its decision.

CARRIED

**10.5 PLANNING SCHEME AMENDMENT C155 - ENVIRONMENTAL AUDIT
OVERLAY**

City Planning & Community Services - Urban Strategy
File No: PSF/18/109 – Doc No: DOC/18/19651

It is recorded Mr John Chipp spoke for three minutes on this item.

Moved: Cr del Porto

Seconded: Cr Long

That Council defer this item until work is undertaken to determine the ownership of the property at 515 Bluff Road Hampton.

CARRIED

10.7 WELLBEING FOR ALL AGES AND ABILITIES ACTION PLANS

Environment, Recreation & Infrastructure - Recreation
File No: PSF/18/106 – Doc No: DOC/18/4778

It is recorded Ms Amanda Levi spoke for three minutes on this item.

Moved: Cr del Porto

Seconded: Cr Long

That Council:

1. Adopts the Early Years, Youth, Healthy Community and Healthy Ageing Action Plans as set out in Attachments 2 – 5, to support the implementation of the Wellbeing for All Ages and Abilities Strategy 2017-2021;
2. Authorises the Director Environment, Recreation and Infrastructure to approve annual updates to the Healthy Community Action Plan;
3. Authorises the Director City Planning and Community Services to approve annual updates to the Early Years, Youth and Healthy Ageing Action Plans; and
4. Notes the Wellbeing for All Ages and Abilities Evaluation Plan as set out in Attachment 6.

CARRIED

10.13 QUARTER TWO PERFORMANCE REPORT - OCTOBER TO DECEMBER 2017

Strategy and Performance - Organisaional Development
File No: PSF/17/64 – Doc No: DOC/17/286314

It is recorded the Mr George Reynolds was not present in the Chamber at the time his name was called to speak on this item.

Councillor del Porto left the Meeting at 8:50 pm

Recommendation

That Council:

1. notes the Quarter 2 Performance Report against the Council Plan activities for the period October to December 2017; and
2. adopts the financial report to 31 December 2017.

Moved: Cr Long

Seconded: Cr Grinter

CARRIED

**10.19 BRIGHTON LITTLE ATHLETICS CLUB - RESPONSE TO 19
SEPTEMBER 2017 COUNCIL RESOLUTION**

Environment, Recreation & Infrastructure - Open Space, Recreation & Wellbeing
File No: PSF/18/106 – Doc No: DOC/18/22887

It is recorded Mr Mark Barling spoke for three minutes on this item.

Councillor Castelli left the Meeting at 8:52 pm

Councillor del Porto returned to the Meeting at 8:53 pm

Councillor Castelli returned to the Meeting at 8:53 pm

Moved: Cr del Porto

Seconded: Cr Grinter

That Council:

1. Encourages Brighton Little Athletics Club, Sandringham Athletics Club and Sandringham Little Athletics Centre to collaborate with Athletics Victoria and Little Athletics Victoria to ensure the sustainability of athletics in Bayside; and
2. Considers the renewal of the long jump pits and run-ups as part of the preparation of the 2018/19 budget.

CARRIED

10.24 CHELTENHAM ACTIVITY CENTRE - KINGSTON STRUCTURE PLAN REVIEW - IMPLICATIONS AND CONSIDERATIONS FOR BAYSIDE

City Planning & Community Services - Urban Strategy
File No: PSF/18/109 – Doc No: DOC/18/33190

It is recorded Mr Derek Screen (via proxy Mr Andrew Rumbelow) spoke for three minutes on this item.

Moved: Cr Martin

Seconded: Cr Grinter

That Council:

1. Authorises the CEO in consultation with the Mayor to undertake negotiations with Kingston City Council and the State Government to facilitate a process under the Local Government Act to move the municipal boundary west to align with the Activity Centre boundary shown in the Cheltenham Structure Plan review as shown in Attachment 1, subject to:
 - a. An analysis of the economic feasibility of the built form proposed on parts of the railway bridge;
 - b. A detailed impact assessment of the built form response at the interface of the Cheltenham Park to ensure that any amenity and visual impacts on the park are minimised;
 - c. An agreement between Kingston and Bayside that ensures that an appropriate percentage of funds collected from new developments for the purpose of open space provision are transferred to Bayside for maintenance and improvement works on Cheltenham Park; and
 - d. A report on the outcomes or progress on negotiations be presented to Council at the Ordinary Meeting of Council of March 2018
2. In relation to the LXRA seeks the following:
 - a. Ensure that, wherever possible existing vegetation is retained along the edge of the trench and where this is not possible, replacement vegetation is provided to offset vegetation loss;
 - b. Upon the LXRA appointment of a construction alliance partner, commence immediate engagement in relation to proposed construction and traffic management to minimise disruption to existing residents, users of the park and visitors to the area and minimise any impacts on Cheltenham Park;
 - c. Seek further community consultation to be undertaken by the LXRA on the detailed design elements of the station including any proposed developments on top of the railway bridge; and
 - d. Continue to work with LXRA to ensure that guidelines developed through the Urban Design Advisory Panel Process are considered as part of the detailed design response.
3. Supports Kingston's proposal to advocate to the Minister for Planning to ensure that the Kingston Heritage Overlay and associated Planning Scheme maps are modified to show the final location of the heritage station buildings in Cheltenham.

CARRIED

14. Urgent Business

12.1 Sandringham Golf Course Request to Fund Additional Water Storage Dam

Moved Cr Long

Seconded Cr del Porto

That the matter relating to the Sandringham Golf Course Request to Fund Additional Water Storage Dam be considered as an item of urgent business.

CARRIED

12.1 SANDRINGHAM GOLF COURSE REQUEST TO FUND ADDITIONAL WATER STORAGE DAM

Corporate Services – Commercial Services
(PSF/18/98)

Moved: Cr Martin

Seconded: Cr Castelli

That Council:

- A. having received the response from the proponent in relation to the cost of the additional water harvesting to reaffirms its decision to:
1. provide consent as land owner for a Planning Permit Application to be submitted based on Option B - an 18 hole golf course as set out in Attachment No. 2 of the report subject to;
 - a. Detailed plans being provided to Council of all proposed works prior to the planning application being lodged;
 - b. Project implementation plans being developed identifying the timing and impact of works on the course and patrons once detailed designs have been completed;
 2. commission a detailed vegetation report on the area proposed for the additional water storage area and consults with local environmental groups on the proposed location to determine any impacts prior to undertaking detailed design; and
 3. undertake a study of existing birdlife aimed at reducing the impact of the proposal.
- B. Considers funding of the additional water harvesting infrastructure as part of its Capital Works Program.

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

DIVISION: **FOR:** Crs Laurence Evans (Mayor), Alex del Porto, James Long,
 Michael Heffernan, Clarke Martin, Sonia Castelli and Rob
 Grinter (7)
AGAINST: Nil (0)

CARRIED

13. Notices of Motion

13.1 NOTICE OF MOTION - 266 - COMMUTER SHUTTLE BUS SERVICE

Corporate Services - Governance
File No: PSF/18/103 – Doc No: DOC/18/15730

Moved: Cr del Porto

Seconded: Cr Heffernan

That Council, given the shortage of car parking available to commuters seeking to drive to a railway station, receives a report at its April 2018 meeting on the feasibility of Council conducting a trial of a Council funded shuttle bus service around one of Bayside's railway stations to transport Bayside commuters to the railway station from specified 'shuttle bus stops' located no greater than 800m (10 minute walk) from the railway station and the report to include:

- Identification of the station with the greatest parking demand and poorest public bus service;
- Identification of a trial area;
- Identification of a trial shuttle bus route;
- Consideration of operating times, nominally 6.30am – 9.00am and 4.00pm – 6.30 pm on weekdays;
- Consideration of service frequencies; and
- Consideration of the length of the trial and costs involved in providing a shuttle bus service.

CARRIED

13.2 NOTICE OF MOTION - 267 - BICYCLE REPAIR/SERVICE STATIONS

Corporate Services - Governance
File No: PSF/18/103 – Doc No: DOC/18/15758

Moved: Cr del Porto

Seconded: Cr Castelli

That Council receives a report at its April 2018 meeting on the implications and costs of providing bicycle repair/service stations (incorporating a hand operated tyre pump, various tools for the repair of bikes and a water fountain) at a number of locations adjacent to the Bay Trail and other bike paths within Bayside.

CARRIED

13.3 NOTICE OF MOTION - 268 - SENIOR CITIZEN EXERCISE PARKS

Corporate Services - Governance
File No: PSF/18/103 – Doc No: DOC/18/15769

Moved: Cr del Porto

Seconded: Cr Martin

“That Council, given the number of seniors in our municipality, its aim to keep our elderly residents in good health and a similar initiative that has been proposed in Canberra, receives a report at its April 2018 meeting on the feasibility of establishing separate activity areas for seniors in a number of Council’s reserves where seniors can maintain their mobility and fitness and the report to include:

- Consideration of the merits/demand of establishing senior exercise parks (playgrounds for seniors) in Bayside incorporating a number of different activities designed to keep seniors in good physical health;
- Identification of potential locations for playground equipment for seniors; including areas adjacent to existing playgrounds; and
- Consideration of the costs involved in establishing fitness (playground) equipment for seniors.”

CARRIED

Following consideration of Confidential Business the Chairperson declared the meeting closed at 9:45pm.

CONFIRMED THIS INSERT 20 DAY OF MARCH 2018

CHAIRPERSON: