



Minutes of the Ordinary Meeting of Bayside City Council

held in the Council Chambers, Civic Centre,
Boxshall Street Brighton
on Tuesday 27 June 2017

The Meeting commenced at 7.00pm

PRESENT:

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

OFFICERS IN ATTENDANCE:

Adrian Robb	Chief Executive Officer
Mick Cummins	Director Corporate Services
Steven White	Director Environment, Recreation and Infrastructure
Matt Kelleher	Acting Director City Planning and Community Services
Bill Shanahan	Manager Finance
Ken Bott	Manager Sustainability and Transport
Damian Van Trier	Manager Open Space, Recreation and Wellbeing
Terry Callant	Governance Manager
Karen Brown	Governance Coordinator
Mandy Bartlett	Governance Officer

Table of Contents

1.	Prayer	
2.	Acknowledgement of Original Inhabitants	
3.	Apologies	
4.	Disclosure of any Conflict of Interest of any Councillor	
5.	Adoption and Confirmation of the minutes of previous meeting	
6.	Public Question Time	
7.	Petitions to Council	
7.1	Petition: Gates be reinstated at Donald Macdonald and Hurlingham Park with a period of community consultation.	6
7.2	Petition: Reclaim the historic name 'Pennydale' for neighbourhood bounded by Bay Road, Frankston railway line, Park Road and the residential zone on both sides of Jack Road.	7
8.	Minutes of Advisory Committees	
8.1	Minutes of the Audit Committee meeting held on 10 May 2017 ..	9
9.	Reports by Special Committees	
9.1	Minutes of a Special Committee to hear submissions in relation to the Proposed Council Plan 2017-2021 and Proposed Strategic Resource Plan 2017-2021 held on 8 June 2017	11
9.2	Minutes of a Special Committee to hear submissions in relation to the proposed Budget 2017/2018.	12
10.	Reports by the Organisation	
10.1	Future Management of Car Parking in Bayside.....	14
10.2	Updated Vehicle Crossing Policy 2017	15
10.3	Review of the Bayside Road Management Plan	16
10.4	Amendment C153 - Revised summary of submissions to correct administrative error.....	17
10.5	Municipal and Industrial Landfill Levy.....	18
10.6	HMVS Cerberus Update.....	19
10.7	Indian Myna Control - 2016-2017 Program Update.....	20
10.8	CON/16/120 Head Contractor for the construction of the Elsternwick Park Pavilion and Associated Works.....	21

10.9	CON/17/43 Head Contractor to undertake the Reconstruction of Elsternwick Park No.1 Sportsground Oval	22
10.10	Procurement Policy Review 2017.....	23
10.11	Adoption of the 2017-21 Council Plan and the 2017-2021 Strategic Resource Plan.....	24
10.12	Adoption of the 2017/18 Budget and Long Term Financial Plan	25
10.13	Declaration of Rates and Charges	26
10.14	April 2017 Financial Report	30
10.15	Council action awaiting report	31
11.	Reports by Delegates	
12.	Urgent Business	
13.	Notices of Motion	
13.1	Notice of Motion - 265 - Plastic Bags	33

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 Grinter to read the prayer.

1. Prayer

Cr Grinter 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 Castelli 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 meeting.

4. Disclosure of any Conflict of Interest of any Councillor

It is recorded that the Mayor Cr Alex del Porto declared an Indirect Interest where residential amenity may be altered in Item 7.1 Petition for gates to be reinstated at Donald Macdonald and Hurlingham Park, .

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 23 May 2017.

Moved: Cr Grinter

Seconded: Cr Evans

That the minutes of the Ordinary meeting of Bayside City Council held on 23 May 2017, 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, 12 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.

1. *Mr Albrecht Scholer*

- a) Does Bayside Council acknowledge the VAFA defined minimum dimensions for a "Playing Surface"?
- b) If Bayside Council does not acknowledge the VAFA defined minimum dimensions for a "Playing Surface" what are Bayside Councils defined minimum dimensions for a "Playing Surface" in metres for Length and Width?

Response by the Chief Executive Officer

The Australian Football League and the Victorian Amateur Football Association develop their own guidelines that provide dimensions for playing surfaces. Council acknowledges these guidelines and redevelopment work at Elsternwick Park Oval 2 will reflect the guidelines and identified sports uses.

2. *Mr Albrecht Scholer*

- a) Does Bayside Council acknowledge the "CRICKET Community Facility Guidelines" defined minimum dimensions for a "Preferred Playing Field"?
- b) If Bayside Council does not acknowledge the "CRICKET Community Facility Guidelines" defined minimum dimensions for a "Preferred Playing Field" what are Bayside Council defined minimum dimensions for a "Preferred Playing Field" in metres for Length and Width?

Response by the Chief Executive Officer

Cricket Australia and Cricket Victoria develop their own guidelines that provide dimensions for playing surfaces. Council acknowledges these guidelines and redevelopment work at Elsternwick Park Oval 2 will reflect the guidelines and identified sports uses.

3. Mr Peter Mondy

It is recorded that Mr Mondy was not present in the Chamber therefore Mr Mondy'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.

4. Mr James Ryan

It is recorded that Mr Ryan was not present in the Chamber therefore Mr Ryan'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.

5. Mr Michael Nugent

It is recorded that Mr Nugent was not present in the Chamber therefore Mr Nugent'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.

6. Dr Robert Saunders

At a meeting attended by four Pennydale residents on 9 June 2017 Council staff advised that the 'Southland Structure Plan' would be renamed to 'Pennydale Structure Plan' if more than 50% of eligible households signed the Pennydale Petition. Given that the petition target has been well and truly met, will the 'Southland Structure Plan' be renamed to the 'Pennydale Structure Plan' prior to the start of community consultation on the Structure Plan in July?

Response by the Chief Executive Officer

The submitted petition prayer does not make reference to the change of name to the structure plan from Southland to Pennydale; therefore, those householders that signed the petition would not have been aware that they were signing the petition to change the name of the Structure Plan to Pennydale Structure Plan.

The submitted petition specifically makes reference to the proposed name change of the suburb from Cheltenham to Pennydale within a defined area. This proposal will be the subject of a report to Council in July, and in addition consideration to rename the Southland Structure Plan will also be given and incorporated in the same report.

In relation to the meeting reference, it was advised that the a change to the structure plan name would be recommended to Council if the petition and the official suburb name change from Cheltenham to Pennydale was successful.

7. Mrs Fiona Oliver-Taylor

What are the next steps in the change of suburb name from Cheltenham to Pennydale, now that residents have satisfied the first step required by Council of having over 50% of households in the defined area sign the petition? Over 60% of households signed the Petition submitted to Council Tuesday 20 June 2017.

Response by the Chief Executive Officer

It is proposed that a report be presented to the July Council Meeting outlining the process for a proposed name change to a suburb highlighting the formal statutory process as required by the Office of Geographical Place Names to be undertaken by Council.

8. Mr Andrew Rumbelow

What opportunities and priorities from council staff and councillors are there for the change of name from Cheltenham to Pennydale to be expedited, given the overwhelming support for the name change by residents?

Response by the Chief Executive Officer

It is proposed that a report be presented to the July Council Meeting outlining the process for a proposed name change to a suburb highlighting the formal statutory process as required by the Office of Geographical Names to be undertaken by Council.

9. Mrs Sally Connor

What are the timeframes for the change of suburb name from Cheltenham to Pennydale?

Response by the Chief Executive Officer

It is proposed that a report be presented to the July Council Meeting outlining the process and anticipated timelines for a proposed name change to a suburb highlighting the formal statutory process as required by the Office of Geographical Names to be undertaken by Council.

10. Mrs Sally Connor

- a) Further to Council undertaking the survey of proposed parking restrictions around Southland several months ago, when will results of the survey be made available?
- b) When will restrictions and residential parking permits requested by residents particularly around Cheltenham station, be put in place?

Response by the Chief Executive Officer

Council officers are currently reviewing the responses to the parking consultation. Once the review is complete, advice will be provided to residents. This is expected to be before the end of September 2017.

11. Mr Kevin Spencer

- a) When is Council to make a Resolution on the 298 Signature Petition?
- b) If indeed the building did not require planning permission, why did council not take this matter to the State Government to stop the owners Yarra Trams from using this site for such an inappropriate industrial eyesore in the residential area & shopping precinct.

Response by the Mayor

- a) Council at its meeting on 20 December 2016 considered the petition and referred the matter to the Chief Executive Officer for consideration. The Chief Executive Officer wrote to Public Transport Victoria on 16 January 2017 advising them of the petition received with 298 signatories and highlighting the safety hazard to road users.
- b) Council has raised this matter directly with the State Government. Following the building's construction, Council has actively advocated to the State Government for improvements to be made to the building's appearance with the application of external cladding currently underway.

12. Mr Kevin Spencer

Council has recently completed improvement works in the Whyte Street Reserve Brighton with the toilet block taking what appeared months to complete.

- a) What was the cost of building and fitting out the Toilet Block?
- b) Why wasn't the existing blue stone blocks used to fence the front of the toilet area instead of a new costly wooden fence?

Response by the Mayor

- a) The total design and construction cost for the public toilet was approximately \$280,000.
- b) The wooden fence was part of the design for the project and bluestone was not considered as an appropriate design response in this situation.

7. Petitions to Council

7.1 PETITION: GATES BE REINSTATED AT DONALD MACDONALD AND HURLINGHAM PARK WITH A PERIOD OF COMMUNITY CONSULTATION.

Corporate Services - Governance
File No: PSF/17/68 – Doc No: DOC/17/125480

It is recorded that Cr del Porto declared an indirect interest where his residential amenity may be altered in this item, given he resides in a property in close proximity to Hurlingham Park. It is further recorded that Cr del Porto vacated the meeting at 7:21pm prior to any discussion on this item.

Moved: Cr Grinter

Seconded: Cr Martin

That the Deputy Mayor, Cr Long take the Chair for the consideration of item 7.1

CARRIED

Petition from residents requesting Bayside City Council to reinstate gates at Donald Macdonald oval and Hurlingham Park with a period of community consultation. (717 signatories).

“We the undersigned hereby petition Bayside City Council to reinstate the gates on the perimeter fence oval at Donald MacDonald Reserve in Beaumaris and Hurlingham Park in Brighton, Victoria and halt all works in relation to the planned removal of gates at all other Bayside Council controlled ovals/parks, to allow for a period of community consultation.”

Moved: Cr Evans

Seconded: Cr Castelli

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

CARRIED

It is recorded that Cr del Porto vacated the Chamber immediately prior to the discussion on this item and was not present in the Chamber during the discussion and was not present whilst the vote was taken on this item. Councillor del Porto returned to the Meeting at 7:17pm.

Moved: Cr Evans

Seconded: Cr Grinter

That the Mayor, Cr del Porto resume the chair for the remainder of the meeting.

CARRIED

7.2 PETITION: RECLAIM THE HISTORIC NAME 'PENNYDALE' FOR NEIGHBOURHOOD BOUNDED BY BAY ROAD, FRANKSTON RAILWAY LINE, PARK ROAD AND THE RESIDENTIAL ZONE ON BOTH SIDES OF JACK ROAD.

Corporate Services - Governance
File No: PSF/17/68 – Doc No: DOC/17/128988

Petition from residents requesting Bayside City Council to reclaim the historic name 'Pennydale' for the neighbourhood bounded by Bay Road, Frankston railway line, Park Road and the residential zone on both sides of Jack Road. (583 signatories).

"We the undersigned hereby petition Bayside City Council to formally change our suburb name from Cheltenham to Pennydale."

Moved: Cr Grinter

Seconded: Cr Castelli

That the petition be received and a report be submitted to the July Ordinary Meeting of Council for consideration.

CARRIED

8. Minutes of Advisory Committees

8.1 MINUTES OF THE AUDIT COMMITTEE MEETING HELD ON 10 MAY 2017

Corporate Services - Governance
File No: PSF/17/68 – Doc No: DOC/17/94692

Moved: Cr Grinter

Seconded: Cr Castelli

That Council notes the minutes of the Audit Committee meeting held on 10 January 2017 and endorses the actions of the Audit Committee.

CARRIED

9. Reports by Special Committees

9.1 MINUTES OF A SPECIAL COMMITTEE TO HEAR SUBMISSIONS IN RELATION TO THE PROPOSED COUNCIL PLAN 2017-2021 AND PROPOSED STRATEGIC RESOURCE PLAN 2017-2021 HELD ON 8 JUNE 2017

Corporate Services - Governance
File No: PSF/17/68 – Doc No: DOC/17/120939

Moved: Cr Martin

Seconded: Cr Castelli

That Council notes the Minutes of the Special Committee of Council held on 8 June 2017 to hear submissions in relation to the proposed Council Plan 2017-2021 and proposed strategic Resource Plan 2017 – 2021.

CARRIED

9.2 MINUTES OF A SPECIAL COMMITTEE TO HEAR SUBMISSIONS IN RELATION TO THE PROPOSED BUDGET 2017/2018.

Corporate Services - Governance
File No: PSF/17/68 – Doc No: DOC/17/121094

Moved: Cr Long

Seconded: Cr Grinter

That Council notes the Minutes of the Special Committee of Council held on 8 June 2017 to hear submissions in relation to the proposed Budget 2017-2018.

CARRIED

10. 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.

Item 10.2 Updated Vehicle Crossing Policy 2017

1. Mr Heath Brown

Item 10.4 Amendment C153 – Revised summary of submissions to correct administrative error

1. Mr George Reynolds

Item 10.6 HMVS Cerberus Update

1. Mr John Rogers
2. Mr Gary Grimmer
3. Mr John Baragwanath
4. Mr John Wood

Item 10.7 Indian Myna Control – 2016-2017 Program Update

1. Mrs Jenny Solomon
2. Mr Stephen Lepage

10.1 FUTURE MANAGEMENT OF CAR PARKING IN BAYSIDE

City Planning & Community Services - Urban Strategy
File No: PSF/15/8752 – Doc No: DOC/17/117929

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

Moved: Cr Martin

Seconded: Cr Evans

That Council:

1. Endorse the approach to car parking in Bayside's activity centres subject to the following change:
 - Implementation Actions page 56, Item 4 – Preparing Parking Strategy and Parking Plans to read timeframe 12-18 months.
2. Apply for the Federal Government Smart Cities and Suburbs program for the implementation of electronic parking signage for the Bay Street, Church Street, Hampton Street, Sandringham Village, Martin Street, Beaumaris Concourse and the Black Rock Activity Centres.
3. Support an allocation of \$1.25 million in the 2018/19 capital works budget deliberations to match the proposed contribution from the Federal Government, if successful in the grant application process.

CARRIED

10.2 UPDATED VEHICLE CROSSING POLICY 2017

Environment, Recreation & Infrastructure - Sustainability & Transport
File No: PSF/17/63 – Doc No: DOC/17/123935

It is recorded that Mr Heath Brown spoke for three minutes on this item.

Moved: Cr Castelli

Seconded: Cr Martin

That Council adopts the Vehicle Crossing Policy 2017, as outlining in the report and referred to as Attachment 1.

CARRIED

10.3 REVIEW OF THE BAYSIDE ROAD MANAGEMENT PLAN

Environment, Recreation & Infrastructure - City Assets & Projects
File No: PSF/17/74 – Doc No: DOC/17/124862

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

Moved: Cr Evans

Seconded: Cr Heffernan

That Council:

1. adopts the Road Management Plan – Version 5.0, as outlined in the report and referred to as Attachment 1; and
2. as required in the Road Management Act (2004), places a notice regarding the adoption of the Road Management Plan in the Government Gazette and Council website.

CARRIED

**10.4 AMENDMENT C153 - REVISED SUMMARY OF SUBMISSIONS TO
CORRECT ADMINISTRATIVE ERROR**

City Planning & Community Services - Urban Strategy
File No: PSF/15/8752 – Doc No: DOC/17/125137

It is recorded that Mr George Reynolds spoke for three minutes on this item.

Moved: Cr Evans

Seconded: Cr Martin

That Council:

1. Adopts the change to the Response to Submission to Amendment C153 to reflect change sought by submitter N36 as per Attachment 1;
2. Writes to submitter N36 and advise of the change accordingly.

CARRIED

10.5 MUNICIPAL AND INDUSTRIAL LANDFILL LEVY

Environment, Recreation & Infrastructure - Environment, Recreation & Infrastructure
File No: PSF/17/63 – Doc No: DOC/17/99565

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

Moved: Cr Heffernan

Seconded: Cr Castelli

That Council writes to the Minister for Energy, Environment and Climate Change requesting that funds generated through the collection of the Municipal and Industrial Landfill Levy be constrained to the purposes for which the Levy was introduced and raising concerns with the Levy funds currently being allocated to supplement Parks Victoria initiatives and other issues not related to the original purposes of the Levy.

CARRIED

10.7 INDIAN MYNA CONTROL - 2016-2017 PROGRAM UPDATE

Environment, Recreation & Infrastructure - Open Space, Recreation & Wellbeing
File No: PSF/17/65 – Doc No: DOC/17/110392

It is recorded that Mrs Jenny Solomon, and Mr Stephen Lepage spoke for three minutes each on this item.

*Councillor Castelli left the Meeting at 9:00 PM
Councillor Castelli returned to the Meeting at 9:02 PM*

Moved: Cr Evans

Seconded: Cr Martin

That Council:

1. notes the BIMAG annual report to Council for 2016-2017;
2. continues the Indian Myna control program for one further year with a \$5000 budget and the program be reviewed after the one year; and
3. writes to the BIMAG committee advising it of Council's decision.

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

DIVISION: **FOR:** Crs Evans, Heffernan, Martin, Grinter and Castelli (5)
 AGAINST: Crs del Porto (Mayor) and Long (2)

CARRIED

10.8 CON/16/120 HEAD CONTRACTOR FOR THE CONSTRUCTION OF THE ELSTERNWICK PARK PAVILION AND ASSOCIATED WORKS

Environment, Recreation & Infrastructure - City Assets & Projects
File No: PSF/17/74 – Doc No: DOC/16/204693

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

Moved: Cr Evans

Seconded: Cr Grinter

That Council:

1. Awards contract CON/16/120 Head Contractor for the construction of the Elsternwick Park Pavilion and Associated Works to FIMMA Constructions Pty Ltd (ABN: 22 101 232 320) for the lump sum price of \$4,688,369.00 exclusive of GST (\$5,157,205.90 inclusive of GST);
2. Authorises the Chief Executive Officer to sign all necessary documentation related to CON/16/120 Head Contractor for the construction of the Elsternwick Park Pavilion and Associated Works; and
3. Advises the unsuccessful tenderers accordingly.

CARRIED

10.9 CON/17/43 HEAD CONTRACTOR TO UNDERTAKE THE RECONSTRUCTION OF ELSTERNWICK PARK NO.1 SPORTSGROUND OVAL

Environment, Recreation & Infrastructure - City Assets & Projects
File No: PSF/17/74 – Doc No: DOC/17/95033

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

Moved: Cr Grinter

Seconded: Cr Heffernan

That Council:

1. Awards contract CON/17/43 Head Contractor to undertake the Reconstruction of Elsternwick Park No.1 Sportsground Oval to Hume Turf Machinery Pty Ltd (ABN: 14170602450) for the lump sum price of \$1,144,097 exclusive of GST (\$1,258,506.70 inclusive of GST);
2. Authorises the Chief Executive Officer to sign all necessary documentation related to CON/17/43 Head Contractor to undertake the Reconstruction of Elsternwick Park No.1 Sportsground Oval; and
3. Advises the unsuccessful tenderers accordingly.

CARRIED

10.10 PROCUREMENT POLICY REVIEW 2017

Corporate Services - Commercial Services
File No: PSF/17/73 – Doc No: DOC/17/103620

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

Moved: Cr Martin

Seconded: Cr Castelli

That Council adopts the amended Procurement Policy contained in Attachment 1 to the report.

CARRIED

10.11 ADOPTION OF THE 2017-21 COUNCIL PLAN AND THE 2017-2021 STRATEGIC RESOURCE PLAN

Corporate Services - Governance
File No: PSF/17/64 – Doc No: DOC/17/125615

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

Moved: Cr Martin

Seconded: Cr Evans

That Council:

1. having considered the submission received in accordance with Section 223 of the Local Government Act 1989 in relation to the Council Plan 2017-2021 and the Strategic resource Plan 2017-2021, adopts:
 - a) the Council Plan 2017-2021 incorporating changes as outlined in the report; and
 - b) the Strategic Resource Plan 2017-2021 as presented;
2. forwards to the Minister of Local Government a copy of the Council Plan 2017-2021 and the Strategic Resource Plan 2017-2021 by 30 June 2017 in accordance with legislative requirements; and
3. thanks and advises submitters of the reasons for the adoption of the Council Plan 2017-2021 and Strategic Resource Plan 2017-2021.

CARRIED

10.12 ADOPTION OF THE 2017/18 BUDGET AND LONG TERM FINANCIAL PLAN

Corporate Services - Finance
File No: PSF/15/8759 – Doc No: DOC/17/121480

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

Councillor Grinter left the Meeting at 9:53 PM

Councillor Grinter returned to the Meeting at 9:54 PM

Moved: Cr Evans

Seconded: Cr Heffernan

That Council:

- 1) having considered submissions received pursuant to Section 223 of the Local Government act 1989, adopt the 2017/18 Budget (as attached) for the financial year ending 30 June 2018 which includes the following changes:
 - a) a decrease in operating grants of \$1.3 million reflecting the Commonwealth Governments decision to bring forward to 2016/17 the payment of 50% of the 2017/18 Financial Assistance Grant allocation to Victorian Councils.
 - b) Funding of \$15,000 to be allocated from the Graffiti Prevention Trial new initiative to support the Church Street Traders Association with graffiti prevention and removal activities.
- 2) gives public notice of its decision to adopt the Budget in accordance with Section 130 of the Local Government act 1989;
- 3) forward a copy of the 2017/18 Budget to the Minister in accordance with the Local Government act 1989;
- 4) thanks the submitters for their submissions and advise of the reason for the adoption of the 2017/18 Budget;
- 5) adopts the Long Term Financial Plan 2017/18 – 2026/27;
- 6) adopts the Schedule of Discretionary Fees and Charges attached to the 2017/18 Budget with the following changes:
 - a) nursery plant prices Wholesale Tubes \$1.40, Retail Tubes \$2.20, Wholesale 150mm Pot \$6.50, Wholesale 150mm Pot \$7.50, Wholesale 200mm Rocket Pot \$21.00, Retail 200mm Rocket Pot \$23.00

CARRIED

10.13 DECLARATION OF RATES AND CHARGES

Corporate Services - Finance

File No: PSF/15/8759 – Doc No: DOC/17/124763

*It is recorded that there were no speakers for this item.***Moved: Cr Heffernan****Seconded: Cr Grinter**

That Council formally declare the Rates and Charges for the 2017/18 Rating Year as follows:

1. Amount Intended To be Raised

That an amount of \$88,471,997 be declared as the amount which Council intends to raise by general rates, municipal charge, annual service charge and an amount in lieu of General Rates (in accordance with the Cultural and Recreational Lands Act 1963) described later in this Resolution, which amount is calculated as follows:

General Rates	\$71,616,317
Municipal Charge	\$6,581,815
Annual Service Charge (Waste)	\$9,957,029
Amount in lieu of General Rates in accordance with Cultural and Recreational Lands Act	\$316,836
TOTAL	\$88,471,997

2. General Rates

2.1 That a General Rate be applied at a uniform rate of 0.125735 cents for each dollar of Capital Improved Value be declared in respect of the 2017/18 Financial Year.

2.2 That in accordance with the Cultural and Recreational Lands Act 1963, the amounts payable as rates be the amounts set out in the attached "Cultural and

Recreational Lands Summary” in respect of the 2017/18 Financial Year for all land to which that Act applies.

3. Municipal Charge

3.1 That a Municipal Charge is declared in respect of the 2017/18 Financial Year.

3.2 That the Municipal Charge is declared for the purpose of covering some of the administrative costs of Council.

3.3 That a Municipal Charge in the sum of \$147.73 for each rateable land (or part thereof) in respect of which a municipal charge may be levied is declared in respect to the 2017/18 financial year.

3.4 That it is confirmed that the Municipal Charge is declared in respect of all rateable land within the municipal district in respect of which a Municipal Charge may be levied.

4. Annual Service Charges

4.1 That pursuant to the provisions of Section 162 of the Local Government Act 1989 an Annual Service Charge relating to Waste Management be declared for each rateable property:

4.1.1 The Annual Service Charge is charged on each rateable property (excluding Advertising Signs, Electricity Substations, Telecommunication Towers and Bathing Boxes) in the sum of \$231.80 for a 140-litre mobile garbage bin or \$176.06 for a 80-litre mobile garbage bin or \$176.06 for a shared 140-litre mobile garbage bin.

4.1.2 That an amount of \$67.27 be charged as a waste contribution if no waste service is available.

4.1.3 That an amount of \$67.27 be charged as a waste availability service charge where no waste service is provided by Council but such a service is available.

4.1.4 That an amount of \$231.80 be charged for the second waste bin on each rateable property.

4.1.5 That an amount of \$481.52 be charged for the third or subsequent waste bin on each rateable property.

4.1.6 That an amount of \$77.42 be charged for the second or subsequent recycling bin on each rateable property.

4.1.7 That an amount of \$99.10 be charged for the second or subsequent green waste bin on each rateable property.

4.1.8 The Annual Service Charge is declared in respect of the 2017/18 Financial Year.

4.2 That pursuant to the provisions of Section 221 of the Local Government Act 1989 an Annual Service Charge relating to Waste Management is declared on each non-rateable property where the service is provided:

4.2.1 The Annual Service Charge is levied on each non-rateable property in the sum of \$231.80 for a 140-litre mobile garbage bin or \$176.06 for a 80-litre mobile garbage bin.

4.2.2 That an amount of \$231.80 be charged for the second waste bin on each non-rateable property.

4.2.3 That an amount of \$481.52 be charged for the third or subsequent waste bin on each non-rateable property.

4.2.4 That an amount of \$77.42 be charged for the second or subsequent recycling bin on each non-rateable property, or the first recycling bin if no waste bin is provided.

4.2.5 That an amount of \$99.10 be charged for the second or subsequent green waste bin on each non-rateable property, or the first green waste bin if no waste bin is provided.

4.2.6 The Annual Service Charge is declared in respect of the 2017/18 Financial Year.

5. Incentives

An incentive is given at the rate of 1.2 percent discount in relation to the total amount payable for the sum of the Rates, Municipal Charge and Annual Service Charges if full payment is received by 31 August 2017.

6. Rate Payments

6.1 Rates are payable in four instalments due by 30 September 2017, 30 November 2017, 28 February 2018 and 31 May 2018.

6.2 Where no instalment has been paid by 30 September 2017, rates are due in a lump sum and payable by 15 February 2018.

7. Consequential

7.1 It be recorded that Council requires any person to pay interest on any amounts of rates and charges which:

- That person is liable to pay; and
- Have not been paid by the date specified for their payment.

7.2 The Revenue Coordinator is authorised to levy and recover the rates, municipal and annual service charges and interest described earlier in this Resolution in accordance with the Local Government Act 1989.

CARRIED

10.14 APRIL 2017 FINANCIAL REPORT

Corporate Services - Finance
File No: PSF/15/8759 – Doc No: DOC/17/109765

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

Moved: Cr Grinter

Seconded: Cr Evans

That Council notes the operating and capital financial report for the ten months to 30 April 2017.

CARRIED

10.15 COUNCIL ACTION AWAITING REPORT

Corporate Services - Governance
File No: PSF/17/68 – Doc No: DOC/17/122946

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

Moved: Cr Castelli

Seconded: Cr Evans

That Council notes the Council Action Awaiting Report.

CARRIED

11. Reports by Delegates

1. **Association of Bayside Municipalities** – Cr Evans reported on his attendance at the ABM meeting on 25 May 2017, the primary purpose of which was to seek feedback and endorsement from Member Councils on key initiatives including Bay Blueprint 2070, ABM draft Strategic Plan, and ABM Membership Fee model. There was also discussion on advocacy positions in relation to banning single-use plastic bags, and the establishment of a Marine Education Science and Community Centre.

2. **MAV Environment Committee** – Director Environment, Recreation and Infrastructure Services – Steven White reported on his attendance at the MAV Environment Committee on 1 June 2017. The meeting focused on Government response to EPA enquiry and the planned five year reform program, the recently released DELWP Biodiversity Plan, and the Resource Exchange Program.

3. **Metropolitan Transport Forum** – Cr Martin reported in his attendance at the Forum, and received a presentation from Dr Elliot Fishman from the Institute for Sensible Transport on the topic of emerging transport technologies and its potential to change travel behaviour. The presentation reported on the findings of research undertaken by Dr Fishman on behalf of Melbourne City Council
The presentation focussed on the following emerging technologies:
 - a. Car sharing, including new trends in one-way car sharing and peer-2- peer options;
 - b. Ride sourcing applications (e.g. Uber);
 - c. Car parking market place and revenue collection innovations;
 - d. Multi-modal journey planning applications and smartphone payment options for transport services of all modes; and
 - e. Autonomous (driverless) vehicles and shared mobility compatibility.

A full copy of the report is available on the Melbourne City Council website

Cr Martin also reported that the 2017/18 Public Transport Strategy, the MTF proposes to support bus services as an advocacy priority ahead of the State Government election in November 2018

The MTF is seeking support from member councils to support the development of a Bus Advocacy Strategy for this purpose. The Strategy will be used by the MTF to campaign to State government election candidates for increased investment in the bus network across metropolitan Melbourne. A Council report on the matter will be presented to the Ordinary Meeting of Council on 25 July 2017

The Forum also received a proposal on the Eastern Freeway Bus Proposal where a major infrastructure investor, have submitted a proposal to the State Government to establish a Doncaster Bus Rapid Transport system

Under the \$500 million public-private partnership, buses would run every 3 minutes during peak hours between Doncaster and Melbourne CBD along the Eastern Freeway. The estimated cost of the proposal is significantly less than the estimated \$5 billion required to build Doncaster Rail

4. **Municipal Association of Victoria** – The Mayor Cr del Porto reported his attendance together with Crs Castelli and Long at the Australian Local Governance Association National General Assembly in Canberra last week. The Mayor indicated that over 100 motions from various Councils were debated at length, and a number of keynote speakers presented to over 800 delegates. The keynote speakers included the Governor General, Prime Minister the Hon Malcolm Turnbull MP, Leader of the Australian Greens, Senator Dr Richard Di Natale, Senator the Hon Fiona Nash, Minister for Local Government and Territories, and Leader of the Opposition the Hon Bill Shorten MP.

The Mayor also reported on his scheduled meetings with Senator James Patterson, Local Member Mr Tim Wilson, Minister Ciobo and Minister Frydenberg, raising awareness and seeking funding opportunities for a number of Council initiatives.

Procedural Motion

Moved Cr Grinter

Seconded Cr Martin

That Council grant Cr Long the opportunity to speak and report on his attendance at the ALGA National General Assembly

CARRIED

Cr Long reported on his attendance along with the Mayor and Cr Castelli at the ALGA National General Assembly. Cr Long briefly outlined some of the 100 motions which were passed by the National Assembly highlighting those that may impact Bayside. Cr Long report on his attendance at the Australia Local Government Women's Association breakfast where the keynote speaker addressed issues relating to 50:50 gender balance.

Cr Long also reported on the comprehensive presentations by a number of keynote speakers and panel discussions.

5. **Inner South Metropolitan Mayors' Forum** – The Mayor Cr del Porto indicated that the ISMMF has not met since the last meeting of Council.
6. **Metropolitan Local Government Waste Forum** – Cr Heffernan indicated that the MLGWF has not met since the last meeting of Council.

Moved: Cr Evans

Seconded: Cr Martin

That the delegates reports be received and noted.

CARRIED

12. Urgent Business

12.1 RENAMING OF THE SOUTHLAND STRUCTURE PLAN

Moved: Cr Long

Seconded: Cr Evans

That the matter relating to the renaming of the Southland Structure Plan be considered as an item of urgent business.

CARRIED

Moved: Cr Castelli

Seconded: Cr Grinter

That Council:

- 1. Rename the Southland Structure Plan to *Southland and Pennydale Structure Plan* to reflect the current locality and the historical postal address of the area; and
- 2. Amends all Council publications to reflect the renaming of the structure plan.

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

DIVISION: **FOR:** Crs del Porto (Mayor), Evans, Long, Heffernan, Martin, Grinter and Castelli (7)
AGAINST: Nil (0)

CARRIED

12.2 FLAMMABLE CLADDING TO BUILDINGS

Moved: Cr Martin

Seconded: Cr Long

That the matter relating to the flammable cladding to buildings be considered as an item of urgent business.

CARRIED

Moved: Cr Martin

Seconded: Cr Long

That Council:

- 1. write to the Minister for Planning and the Victorian Building Authority urging them to urgently undertake fire safety checks on high-rise buildings across Victoria to investigate whether they contain flammable cladding, similar to the kind thought to have been used in the tragic London Grenfell tower fire and the Lacrosse Building in Docklands.
- 2. Council Officers to report back to Council no later than August 2017 regarding fire safety checks.

CARRIED



