



City of
KINGSTON

Ordinary Meeting of Council Minutes

Monday, 22nd July 2013

**City of Kingston
Ordinary Meeting of Council**

Minutes

22 July 2013

Table of Contents

1.	Apologies.....	3
2.	Confirmation of Minutes of Previous Meetings	3
3.	Foreshadowed Declaration by Councillors, Officers or Contractors of any Conflict of Interest	4
	<i>[Note that any Conflicts of Interest need to be formally declared at the start of the meeting and immediately prior to the item being considered – type and nature of interest is required to be disclosed – if disclosed in writing to the CEO prior to the meeting only the type of interest needs to be disclosed prior to the item being considered.]</i>	
4.	Petitions.....	4
5.	Presentation of Awards.....	4
6.	Reports from Village Committees.....	4
7.	Reports from Delegates Appointed by Council to Various Organisations.....	6
8.	Question Time	6
9.	Environmental Sustainability Reports.....	7
10.	Community Sustainability Reports	10
11.	Organisational Development & Governance Reports	13
12.	Corporate Services Reports.....	15
13.	Notices of Motion	18
14.	Urgent Business	20
15.	Confidential Items	20

**City of Kingston
Ordinary Meeting of Council**

Minutes

22 July 2013

The meeting commenced at 7.00pm in the Council Chamber, 1230 Nepean Highway, Cheltenham.

Present: Cr Ron Brownlees OAM (Mayor)
Cr Tamara Barth
Cr Tamsin Bearsley
Cr David Eden
Cr Geoff Gledhill
Cr Steve Staikos
Cr Rosemary West OAM

In Attendance: Paul Franklin – Acting Chief Executive Officer
Mauro Bolin – General Manager Community Sustainability
Rachel Hornsby – General Manager Environmental Sustainability
Anthony Basford – Acting General Manager Organisational Development and Governance
Julian Harvey – Acting General Manager Corporate Services
Phil DeLosa – Program Leader Governance
Stephanie O’Gorman – Governance Officer
Sandra Bull – Media Officer Communications & Public Affairs
Ian Nice – Manager Statutory Planning
Jonathan Guttmann – Manager City Strategy

1. Apologies

Apologies from Cr Peulich and Cr Ronke, were submitted to the meeting.

Moved: Cr Gledhill

Seconded: Cr West

That the apologies from Cr Peulich and Cr Ronke be received.

CARRIED

2. Confirmation of Minutes of Previous Meetings

Moved: Cr Bearsley

Seconded: Cr Gledhill

That the Minutes of the Ordinary Meeting of Council held on 24 June 2013, the Special Meeting of Council held on 8 July 2013 and the Special Meeting of Council held on 15 July 2013 be confirmed.

CARRIED

**City of Kingston
Ordinary Meeting of Council**

Minutes

22 July 2013

3. Foreshadowed Declaration by Councillors, Officers or Contractors of any Conflict of Interest

Acting CEO, Paul Franklin declared a direct interest in item 11.1 – Acting Chief Executive Officer Arrangements.

4. Petitions

Planning Application No. KP341/2012 - 11 Bay Street, Parkdale

Moved: Cr Gledhill

Seconded: Cr West

That the petition be referred to the Acting CEO for response.

CARRIED

Planning Application No. KP426/2012 - 11 Warren Road, Mordialloc

Moved: Cr West

Seconded: Cr Gledhill

That the petition be referred to the Acting CEO for response and to the City Strategy Department for discussion with submitters in relation to the New Residential Zones.

CARRIED

5. Presentation of Awards

There were no presentations of awards.

6. Reports from Village Committees

6.1 Recommendations and Highlights from Village Committees

Aspendale/Edithvale/Aspendale Gardens Village Committee

Report of Meeting held 4 July 2013

Village Committee Motion

The Aspendale/Edithvale/Aspendale Gardens/Waterways Village Committee supports the new Neighbourhood Residential zone for the area covered by this Village Committee.

Moved: Cr Bearsley

Seconded: Cr Eden

That the Village Committee be thanked for its comments and be advised that their views have been noted and will be included in further consideration of this matter by the Council.

CARRIED

Moorabbin/Highett Village Committee

Report of Meeting held 3 July 2013

Village Committee Motion

The Moorabbin Highett Village Committee supports the establishment of a memorial for Harry Hawker in Kingston at an appropriate location.

Moved: Cr Staikos

Seconded: Cr Barth

That the Village Committee be advised that Council has noted its support of a memorial for Harry Hawker and be provided with officer comments in relation to the progress of this request.

CARRIED

Mordialloc Village Committee

Report of Meeting held 3 July 2013

Village Committee Motion

Officers to prepare a report to Council on the feasibility of a monthly market in Mordialloc to be held at the Hazel Pierce Reserve during the summer months, which will incorporate details contained in the unsuccessful, Mordialloc Traders Association City Wide 2012 grant application and look at the issue of the high cost of Public Liability Insurance and how Council can assist to cover such events.

Moved: Cr West

Seconded: Cr Gledhill

That officers work with the Village Committee and Chamber of Commerce to establish a process (similar to that used for the market at Sir William Fry reserve) that will determine if a market can be delivered at Mordialloc.

CARRIED

Patterson Lakes/Carrum Village Committee

Report of Meeting held 3 July 2013

Village Committee Motion

The Patterson Lakes / Carrum Village Committee requests Council continue to engage with the Village Committee and the broader community through the development of options and final recommended proposals of the new Residential Development Scheme beyond July 2013.

Moved: Cr Eden

Seconded: Cr Bearsley

That the Village Committee be thanked for their request and be provided with the officer comments.

CARRIED

**City of Kingston
Ordinary Meeting of Council**

Minutes

22 July 2013

Village Committee Motion

The Patterson Lakes / Carrum Village Committee would like Council to better manage the selling and drinking of alcohol in light of instances at the most recent Harvest Festival and look at possible option of segregating alcohol zones within the marquee.

Moved: Cr Bearsley

Seconded: Cr Eden

That the Village Committee be thanked for its feedback and be provided with the officer comments.

CARRIED

7. Reports from Delegates Appointed by Council to Various Organisations

Cr West reported having attended a meeting of the Association of Bayside Municipalities.

Moved: Cr Staikos

Seconded: Cr Bearsley

That the delegate report be received and Cr West thanked for her report.

CARRIED

**City of Kingston
Ordinary Meeting of Council**

Minutes

22 July 2013

8. Question Time

The Mayor advised that Question Time would take place at 8.00pm (refer to page 10 of the Minutes)

9. Environmental Sustainability Reports

9.1 Town Planning Application Decisions June 2013

Moved: Cr Bearsley Seconded: Cr Barth

That the report be noted.

CARRIED

9.2 No. 11 Bay Street, Parkdale

It is recorded that Murray Stranger spoke on behalf of the Objectors in relation to this item.

It is recorded that Chris Constantinou spoke on behalf of the Applicant in relation to this item.

Moved: Cr Gledhill Seconded: Cr West

That Council refuse the application on the following grounds:

1. The proposal fails to comply with the objectives of Clause 22.11-3 of the Kingston Planning Scheme (built form, siting and scale of development) in particular to encourage the siting of double storey components towards the front of the site;
2. The proposal fails to comply with the requirements of Clause 55.04-4 (North facing windows) of the Kingston Planning Scheme; and
3. The proposal fails to comply with Clause 55.02-1 (Neighbourhood character) of the Kingston Planning Scheme, given that it does not appear to respond to the existing or preferred neighbourhood character of the surrounding area.

CARRIED

9.3 Amendment C111 Southern Road - Adoption

Moved: Cr Gledhill

Seconded: Cr West

That Council resolves to:

1. Adopt Amendment C111 with the following changes:
 - a. amend Schedule 22 to the Design and Development Overlay in accordance with the Panel's recommendations.
 - b. amend the map at Clause 21.05 Residential Land Use to apply the 'sensitive residential interface' along the boundary between residential and adjoining industrial/airport land.
 - c. include the land within a General Residential Zone.
2. Submit the Amendment with changes to the Minister for Planning for approval.
3. Notify submitters to the Amendment of resolutions 1 and 2 above.
4. Work with the relevant airport interests as identified in the Panel report including the Commonwealth Department of Infrastructure and Transport, the Victorian Department of Transport, Planning and Local infrastructure and the Moorabbin Airport Corporation (MAC) regarding aircraft noise related planning.

Amendment

Moved: Cr West

Seconded: Cr Staikos

That Council resolves to:

1. Adopt Amendment C111 with the following changes:
 - a. amend Schedule 22 to the Design and Development Overlay in accordance with the Panel's recommendations.
 - b. amend the map at Clause 21.05 Residential Land Use to apply the 'sensitive residential interface' along the boundary between residential and adjoining industrial/airport land and to apply an 8m (2-storey) height limit to all buildings on lots adjacent to the boundaries of Delville Avenue residences.
 - c. include the land within a General Residential Zone.
2. Submit the Amendment with changes to the Minister for Planning for approval.
3. Notify submitters to the Amendment of resolutions 1 and 2 above.
4. Work with the relevant airport interests as identified in the Panel report including the Commonwealth Department of Infrastructure and Transport, the Victorian Department of Transport, Planning and Local infrastructure and the Moorabbin Airport Corporation (MAC) regarding aircraft noise related planning.

The Amendment was put and **LOST**

The Substantive Motion was put and **CARRIED**

9.4 Dales Park Development Plan - Final Concept Plan and Report

Moved: Cr Staikos

Seconded: Cr Barth

That:

1. Council defer consideration of the Dales Park Development Plan
2. A meeting of local residents and park users be convened to discuss the plans for the Park and the parking and traffic management issues.

CARRIED

9.5 Footpath Activities Policy

Moved: Cr Gledhill

Seconded: Cr Eden

That Council:

1. Receive the information.
2. Release a draft of the Footpath Activities Policy, together with an accompanying explanation of the proposed changes, for consultation with the business community.

CARRIED

9.6 Hard Waste Collection Services

Moved: Cr Barth

Seconded: Cr Staikos

That Council:

1. Receive the information
2. Continue with the current annual hard garbage collection service in 2014/15 and 2015/16 by extending the current contract and offer an additional subsidized 'on-call' collection service from early 2014.

CARRIED

9.7 Beach Road Route 33

Moved: Cr West

Seconded: Cr Staikos

That Council resolve that:

1. The current weekend 'no stopping' parking restriction on Beach Road be retained permanently.
2. Officers work with the Bayside and Port Phillip City Councils to extend the current truck ban to include Saturday mornings.
3. Officers conduct a review of the Beach Road speed limit, considering the new Speed Limit Guidelines produced by VicRoads and for a further decision by Council once the review is complete.

CARRIED

8. Question Time

Question 1.

Heather Larman of Heatherton asked,

"Why is there a proposal to close Ross Street to the business and the community of Heatherton?"

The Acting CEO provided the following response,

"The Council is currently consulting with adjoining landowners about the potential to close Ross Street. This street is used as a 'rat run' and there is excessive maintenance required each year. A decision has not yet been made. Mrs Larman is encouraged to contact Council to discuss her interests further."

Question 2.

Ronald Solomons of Cheltenham raised the following concerns,

- *"Traffic and parking on Bendigo and Goulbourn Streets"*
- *"Development 1A Goulbourn Street of 7 units"*
- *"Extension of Liquor Licence of the Tudor Inn"*

The Acting CEO provided the following response,

"I encourage you to advise Statutory Planning of your concerns by way of an objection, which will be taken into account by Council in determining the planning application. In relation to the Tudor Inn, this question will be taken on notice as the details are not known to officers present here tonight and as such officers are not sure of the Planning Permit Requirements."

Question 3.

Stephen Calvert-Smith of Mentone asked,

“Will Council please print more agenda papers for its meetings. There were 46 people in the public gallery on 22 July (not counting another 9 in the reserved rows). Clearly not enough were printed.”

The Acting CEO provided the following response,

“As Mr Calvert-Smith is not present in the gallery, his question will be responded to directly in writing by officers.”

10. Community Sustainability Reports

Moved: Cr Staikos

Seconded: Cr Eden

That the recommendations for Items 10.1 – 10.4 be adopted.

CARRIED

The adopted recommendations are as follows:

10.1 Community Grants Program 2013-2014 - Funding Recommendations for Triennial Grants, Village Committee and City Wide Grant Allocations

That Council:

1. Approve the City Wide, Village Committee and Triennial funding allocations as recommended in Appendices 1, 2, 3 and 4; and
2. Endorse a review of the Community Grants Program with opportunities to enhance the program to be presented to Council.

10.2 Community Care Information System (CCIS) Contract: CON-11/84

That Council:

1. Award Contract CON-11/84 for the Supply, Implementation and Maintenance of Community Care Information System (CCIS) to Icon Global Solutions Pty Ltd at an estimated contract sum of \$399,720;
2. Subject to the satisfaction of Council’s legal advisors, authorise the CEO to execute contract CON-11/84 for the Supply, Implementation and Maintenance of Community Care Information System following a successful scoping study.
3. Award the annual system support and maintenance of Contract CON-11/84 for the Supply, Implementation and Maintenance of Community Care Information System to Icon Global Solutions Pty Ltd at an estimated cost of \$57,750; (per/annum) and;
4. Authorise the CEO or delegate to exercise the two, two year extensions for the system support and maintenance subject to satisfactory performance.

10.3 Public Health and Wellbeing Plan 2013-2017

That Council:

1. Release the draft Public Health and Wellbeing Plan 2013-2017 for public consultation for a period of four weeks; and
2. Consider a final draft of the Plan following the community consultation.

**10.4 Award of Contract 13/39 - Heatherton Recreation Reserve Pavilion
Redevelopment Project**

That Council:

1. Receive the information contained within Con-13/39 Award of Contract Report and the attached confidential tender evaluation scoring matrix.
2. Award Contract 13/39 – Heatherton Recreation Reserve Pavilion Redevelopment Project for the fixed lump sum of **\$834,550** (exclusive of GST) to Cellstruct Industries Pty Ltd.
3. Approve a Contingency Allowance of **\$41,727.50** (5% of Contract Sum) from within allocated 2013/14 budgeted project resources to cover unexpected financial variations. This contingency will be managed as a separate allocation outside the main Contract.

**City of Kingston
Ordinary Meeting of Council**

Minutes

22 July 2013

11. Organisational Development & Governance Reports

11.1 Acting Chief Executive Officer arrangements

Paul Franklin, Acting CEO, declared a direct conflict of interest in this item being the subject of the report and left the Council Chamber at 8.16pm prior to any discussion on the matter.

Moved: Cr Staikos

Seconded: Cr West

That Council:

1. Receive the information
2. Appoint Paul Franklin as Acting Chief Executive Officer, effective from 23 July 2013 to 3 January 2014, or an early date by agreement.

CARRIED

Paul Franklin, Acting CEO, returned to the Council Chamber at 8.19pm following the voting on the matter.

11.2 Expenditure of Ward Funds Allocations

Moved: Cr Staikos

Seconded: Cr Gledhill

That Council:

1. Approve the expenditure of ward funds in accordance with the table of Councillor requests.

CARRIED

11.3 Assembly of Councillors Record Report

Moved: Cr Staikos

Seconded: Cr Barth

That Council:

1. Note the contents of this report for the public record.

CARRIED

11.4 2013-2014 Arts Grants Program - Funding Recommendations for Grant Allocations

Moved: Cr Staikos

Seconded: Cr Bearsley

That Council:

1. Endorse the 2013-2014 Arts Grants funding allocations as recommended by the Arts & Cultural Advisory Committee to:

**City of Kingston
Ordinary Meeting of Council**

Minutes

22 July 2013

- Jayson Patterson \$3000;
Kieran Carrol \$3300; and
Janice Morgan \$2200
2. Authorise officers to distribute the Arts Grants in line with the funding guidelines and conditions outlined; and
 3. Approve the remaining \$12,500 unallocated funds be made available to artists and arts groups as part of a second round of Arts Grants in 2013/14.

CARRIED

11.5 Review of Council Instruments of Delegations

Moved: Cr Gledhill

Seconded: Cr Barth

That Council:

1. Resolve in the exercise of powers conferred by section 98(1) of the Local Government Act 1989 (the Act) and the other legislation referred to in the Instrument of Delegation to the Planning Committee (as annexed), that
 - 1.1. There be delegated to the Planning Committee the powers, duties and functions set out in the Instrument of Delegation to the committee known as the "Planning Committee" subject to the conditions and limitations specified in that Instrument;
 - 1.2. The Instrument be sealed;
 - 1.3. The Instrument comes into force immediately the common seal of the Council is affixed to the Instrument;
 - 1.4. On coming into effect the previous version of the Instrument of Delegation to the Planning Committee executed on 13 December 2010 is revoked; and
 - 1.5. The duties and functions set out in the Instrument must be performed, and the powers set out in the Instrument must be executed, in accordance with any guidelines or policies of Council that it may from time to time adopt.
2. Resolve in the exercise of powers conferred by section 98(1) of the Local Government Act 1989 (the Act) and the other legislation referred to in the Instrument of Delegation to the Members of staff (as annexed), that:
 - 2.1. There be delegated to the members of Council staff holding, acting in or performing duties of the offices or positions referred to in the attached Instrument of Delegation to Members of Council Staff, the powers duties and functions set out in that Instrument;
 - 2.2. The Instrument be sealed;
 - 2.3. The Instrument comes into force immediately the common seal of the Council is affixed to the Instrument;
 - 2.4. On coming into effect the previous version of the Instrument of Delegation to Members of Council Staff executed on November 2009 is revoked; and
 - 2.5. The duties and functions set out in the Instrument must be performed, and the powers set out in the Instrument must be executed, in accordance with any guidelines or policies of Council that it may from time to time adopt.

**City of Kingston
Ordinary Meeting of Council**

Minutes

22 July 2013

CARRIED

12. Corporate Services Reports

12.1 Adoption of the 2013/14 Annual Budget

Moved: Cr Staikos

Seconded: Cr Gledhill

That Council:

1. Adopt the 2013/14 Budget and Statutory Information (including fees and charges) as presented;
2. In respect of Rates and Charges:-
 - a) Declare a differential rate for rateable land having the characteristics specified in the Schedules to Attachment B of the Budget document, which characteristics will form the criteria for each differential rate so declared:
 - 8.1 General Land (refer to Schedule A)
 - 8.2 Agricultural Land (refer to Schedule B)
 - 8.3 Extractive and Landfill Land (refer to Schedule C); and
 that the rate of (based on the cents in the dollar of Capital Improved Value set out below) be;

Category	cents in the \$
General Land Rate	0.22004
Agricultural Land	0.17603
Extractive and Landfill Land Rate	0.37644

- b) A Municipal Charge of \$100 per rateable property; and
- c) Waste Service Charges as follows:-

Service Choice A - 120 litre garbage, 240 litre recycling and 240 litre green waste bins including recovery of costs attributable to the State Government Landfill Levy and Commonwealth Government Carbon Price	\$224
Service Choice B – 80 litre garbage, 240 litre recycling and 240 litre green waste bins including recovery of costs attributable to the State Government Landfill Levy and Commonwealth Government Carbon Price	\$185
Service Choice C – 120 litre garbage, 240 litre recycling and 120 litre green waste bins including recovery of costs attributable to the State Government Landfill Levy and Commonwealth Government Carbon Price	\$206
Service Choice D – 80 litre garbage, 240 litre recycling and 120 litre green waste bins including recovery of costs attributable to the State Government Landfill Levy and Commonwealth Government Carbon Price	\$173
Service Choice E – 120 litre garbage and 240 litre recycling bins including recovery of costs attributable to the State Government	\$163

**City of Kingston
Ordinary Meeting of Council**

Minutes

22 July 2013

Landfill Levy and Commonwealth Government Carbon Price	
Service Choice F – 80 litre garbage and 240 litre recycling bins including recovery of costs attributable to the State Government Landfill Levy and Commonwealth Government Carbon Price	\$134
Service Choice G – 240 x 2 Share Garbage, 240 Recycle including recovery of costs attributable to the State Government Landfill Levy and Commonwealth Government Carbon Price.	\$134
Service Choice H – 240 x 3 Share Garbage, 240 Recycle including recovery of costs attributable to the State Government Landfill Levy and Commonwealth Government Carbon Price	\$104
Service Choice I – 240 x 4 Share Garbage, 240 Recycle including recovery of costs attributable to the State Government Landfill Levy and Commonwealth Government Carbon Price	\$92
Service Choice P – 120 x 2 Share Garbage, 240 Recycle including recovery of costs attributable to the State Government Landfill Levy and Commonwealth Government Carbon Price	\$92
Service Choice W – Additional 120 Green Waste Bin	\$42
Service Choice X – Additional 240 Green Waste Bin	\$54
Service Choice Y – Additional 240 Garbage Bin including recovery of costs attributable to the State Government Landfill Levy and Commonwealth Government Carbon Price	\$145
Service Choice Z – Additional 120 Garbage Bin including recovery of costs attributable to the State Government Landfill Levy and Commonwealth Government Carbon Price	\$133

Note the Waste Service charge for garbage is inclusive of the State Government Landfill Levy and the Federal Government Carbon Levy applicable to Landfill sites.

3. It be recorded that Council will grant a waiver of \$80.00 of general rates for the property subject to the State Government Municipal Rates Concession pursuant to Section 171 of the Local Government Act 1989.
4. In addition to payment annually or four (4) times yearly on the dates specified in the Local Government Act 1989, namely:-
 - a. in a lump sum on or, before 15 February 2014; or
 - b. by four approximately equal instalments paid on or before 30 September 2013; 30 November 2013, 28 February 2014 and 31 May 2014; or
 - c. by ten approximately equal direct debit payments from 1 September 2013 until 1 June 2014.
5. No incentive be declared for early payment of general rates, municipal charge and waste service charge.
6. The Chief Executive Officer of Council be authorised to give public notice of the adoption of the Budget and Statutory Information in accordance with Sections 130(2) of the Local Government Act 1989.
7. It be recorded that Council requires any person to pay interest on any amounts of rates and charges which:-
 - a. that person is liable to pay; and
 - b. have not been paid by the dates specified for their payment.
8. The interest for the 2013/14 rating year is to be calculated at the rate fixed under Section 2 of the Penalty Rate Act 1983 that is applicable at 1 July 2013 pursuant to Section 172(2) of the Local Government Act 1989 as amended by the Local

**City of Kingston
Ordinary Meeting of Council**

Minutes

22 July 2013

Government (Further Amendment) Act 1997.

9. The Manager, Finance be authorised to levy and recover the general rates, municipal charge and annual service charges in accordance with the Local Government Act 1989

CARRIED

A Division was called

DIVISION

FOR: Crs Staikos, Barth, West, Gledhill and Brownlees (5)
AGAINST: Crs Eden and Bearsley (2)

CARRIED

12.2 Annual Report of the Chairman of the Audit Committee

Moved: Cr Staikos

Seconded: Cr West

That Council notes the 2012/13 Annual Report of the Chairman of the Audit Committee.

CARRIED

12.3 Appointment of Principal Accounting Officer

Moved: Cr Staikos

Seconded: Cr Bearsley

1. That Council:
Appoint Mr Bernard Bryden, Manager Finance, as the Principal Accounting Officer for the period that Mr Paul Franklin holds the position of Acting Chief Executive Officer.

CARRIED

12.4 Investment Policy Report - June 2013 Quarter

Moved: Cr Staikos

Seconded: Cr Gledhill

That Council:

1. Note that funds at 30 June 2013 are being invested in line with the risk management profile prescribed in Council's Investment policy.

CARRIED

13. Notices of Motion

13.1 Notice of Motion No. 26/2013 - Cr Eden and Cr Bearsley - Request for Report re: Budget Discussion for 2014/15

Moved: Cr Eden

Seconded: Cr Bearsley

Cr Staikos left the Council Chamber at 9.04pm.

Cr Staikos returned to the Council Chamber at 9.06pm.

That Council officers prepare a comprehensive report by the end of November 2013, which includes but is not limited to:

1. Feedback from consultation with the broader community on their views on council rates (including differential rates, rate increases and budget spending).
2. A summary of submissions to the budget from the last four years and any impact the submissions had on previous budgets.
3. A discussion about the operational impacts and other implications of introducing differential rates within Kingston for retirement villages particularly in respect to the recent ministerial review on rating practices.
4. Research on why other councils throughout Victoria have used differential rates for retirement villages and their reasons for settling their level of discount.
5. Analysis of Council's current rate revenue broken down by categories e.g. by suburb, type (commercial, residential) and analysis of budget spending/uptake of council services by category.
6. Discussion on ways Council could acknowledge the contribution of entities, such as body corporates, who maintain privately owned public space e.g. Rate rebate to individuals, council contribution to body corporate, eligibility for grants.
7. Possible impact of Council introducing a process where public submissions are encouraged at the beginning of the budget process as well as on the release of the draft budget.
8. The rating strategies adopted by Kingston Council over the past year, in respect to such factors as early payment rebates, pensioner discounts, etc.
9. Any other information that officers deem relevant to the rates discussion.

AMENDMENT

Moved: Cr West

That Council officers in conjunction with a sub-committee of Councillors prepare a comprehensive report by the end of November 2013, which includes but is not limited to:

1. Feedback from consultation with the broader community on their views on council rates (including differential rates, rate increases and budget spending).
2. A summary of submissions to the budget from the last four years and any impact the submissions had on previous budgets.
3. A discussion about the operational impacts and other implications of introducing differential rates within Kingston for retirement villages particularly in respect to the recent ministerial review on rating practices.
4. Research on why other councils throughout Victoria have used differential rates for retirement villages and their reasons for settling their level of discount.
5. Analysis of Council's current rate revenue broken down by categories e.g. by suburb, type (commercial, residential) and analysis of budget spending/uptake of council services by category.
6. Discussion on ways Council could acknowledge the contribution of entities, such as body corporates, who maintain privately owned public space e.g. Rate rebate to individuals, council contribution to body corporate, eligibility for grants.
7. Possible impact of Council introducing a process where public submissions are encouraged at the beginning of the budget process as well as on the release of the draft budget.
8. The rating strategies adopted by Kingston Council over the past year, in respect to such factors as early payment rebates, pensioner discounts, etc.
9. Consideration of a rate rebate (or lower differential rate) for properties with heritage overlays,
10. Consideration of a higher differential rate for vacant allotments (ie moonscaped lots that have not been landscaped for gardens or other uses within two years for demolition);
11. Consideration of raising the agricultural land rebate, balanced by raising the rates on landfill sites;
12. Consideration of a rate rebate (or lower differential rate) for land used for environmental conservation (similar to Hume CC & Mornington Peninsula Councils).
13. Any other information that officers deem relevant to the rates discussion.

The Amendment was accepted by the Mover and Seconder and included in the Motion.

The Motion was put and **CARRIED**

A Division was called

DIVISION

FOR: Crs Eden, Bearsley, Barth, West, Gledhill (5)
AGAINST: Crs Staikos and Brownlees (2)

CARRIED

**City of Kingston
Ordinary Meeting of Council**

Minutes

22 July 2013

14. Urgent Business

14.1. Differential Rates

Cr Staikos declared an indirect conflict of interest in this item by virtue of owning shares in Woolworths and left the Chamber at 9.27pm prior to any discussion on the matter.

Moved: Cr West

Seconded: Cr Eden

That an item of urgent business in relation to differential rates for land used for gambling be considered.

LOST

Note: As a majority of members of the whole of the Council did not vote in favour of the matter being dealt with as urgent business the motion was lost.

Cr Staikos returned to the Council Chamber at 9.30pm following the voting on the matter.

15. Confidential Items

Moved: Cr Staikos

Seconded: Cr Gledhill

That in accordance with the provisions of section 89(2) of the *Local Government Act 1989*, the meeting be closed to members of the public for the consideration of the following confidential items:

15.1 Acquisition of Land - Mentone

This agenda item is confidential in accordance with the Local Government Act s89(2) as it relates to any other matter which the Council or special committee considers would prejudice the Council or any person (s89 2h)

15.2 Acquisition of Drainage Easement - 17 Blackwood Avenue, Mentone

This agenda item is confidential in accordance with the Local Government Act s89(2) as it relates to contractual matters (s89 2d)

15.3 CEO Performance Review

This agenda item is confidential in accordance with the Local Government Act s89(2) as it relates to personnel matters (s89 2a)

Confidential Appendices

**10.2 Community Care Information System (CCIS) Contract: CON-11/84
Appendix 2, Overall Cost Summary for the Project (Trim 13/56764)**

This appendix is confidential in accordance with the Local Government Act s89(2) as it relates to (s89 2d)

**10.4 Award of Contract 13/39 - Heatherton Recreation Reserve Pavilion
Redevelopment Project
Appendix 1, Confidential Attachment - CON - 13/39 Tender Evaluation Matrix -
Heatherton Recreation Reserve Pavilion Redevelopment Project**

**City of Kingston
Ordinary Meeting of Council**

Minutes

22 July 2013

This appendix is confidential in accordance with the Local Government Act s89(2) as it relates to (s89 2d)

11.4 2013-2014 Arts Grants Program - Funding Recommendations for Grant Allocations

Appendix 1, Arts Grants Matrix

This appendix is confidential in accordance with the Local Government Act s89(2) as it relates to (s89 2h)

CARRIED

The meeting was closed to members of the public at 9.30pm.

Procedural Motion

Moved: Cr Staikos

Seconded: Cr Bearsley

That the meeting be opened to members of the public.

CARRIED

The meeting was opened to members of the public at 9.37pm

During the closed part of the meeting, the following resolutions in part were carried:

15.1 Acquisition of Land – Mentone

Moved: Cr Gledhill

Seconded: Cr Bearsley

5. Resolves that this matter no longer be confidential following the completion of the acquisition.

CARRIED

15.2 Acquisition of Drainage Easement - 17 Blackwood Avenue, Mentone

Moved: Cr Staikos

Seconded: Cr Barth

3. Resolves that this matter no longer be confidential following the completion of the acquisition.

CARRIED

The meeting closed at 9.37pm.

Confirmed.....

The Mayor 26 August 2013