

# Minutes

## Ordinary Meeting of Council

Monday, 27th July 2015



**City of Kingston  
Ordinary Meeting of Council**

**Minutes**

**27 July 2015**

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

**Present:** Cr Geoff Gledhill (Mayor)  
Cr Tamsin Bearsley  
Cr Ron Brownlees OAM  
Cr David Eden  
Cr Paul Peulich  
Cr John Ronke  
Cr Steve Staikos  
Cr Rosemary West OAM

**In Attendance:** John Nevins, Chief Executive Officer  
Mauro Bolin, General Manager Community Sustainability  
Paul Franklin, General Manager Corporate Services  
Daniel Freer, General Manager City Assets and Environment  
Jonathan Guttman, General Manager Planning and Development  
Tracey Cheeseman, Media Advisor  
Phil De Losa, Program Leader Governance  
Stephanie O’Gorman, Governance Officer  
Gabrielle Pattenden, Governance Administration Officer

**1. Apologies**

An apology from Cr Barth was submitted to the meeting.

**Moved: Cr Brownlees**

**Seconded: Cr Peulich**

That the apology from Cr Barth be received.

**CARRIED**

**2. Confirmation of Minutes of Previous Meetings**

**Moved: Cr Staikos**

**Seconded: Cr Eden**

That the Minutes of the Ordinary Meeting of Council held on 22 June 2015 be confirmed.

**CARRIED**

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

Cr Eden foreshadowed a conflict of interest by in Item 10.3.

**4. Petitions**

**Request for Installation of a 'Clear Way' at 29 Wells Road, Chelsea Heights**

**Moved: Cr Bearsley**

**Seconded: Cr Eden**

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That the petition be referred to the Chief Executive Officer to advocate to VicRoads on behalf of the residents.

**CARRIED**

**Parking Time Limits in Sherwood Avenue Chelsea**

**Moved: Cr Bearsley**

**Seconded: Cr Eden**

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

**CARRIED**

**5. Presentation of Awards**

There were no awards presented.

**6. Reports from Delegates Appointed by Council to Various Organisations**

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

**Moved: Cr West**

**Seconded: Cr Bearsley**

That the delegate's report be received.

**CARRIED**

**7. Question Time**

Question Time was held at 8.00pm.

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**Block Resolution**

**Moved: Cr Peulich**

**Seconded: Cr Staikos**

That the recommendations for the following items be adopted:

- Item 8.3 - Construction Management Policy
- Item 9.2 - Kingston Liquor Accord
- Item 10.1 - Response to Notice of Motion 11/2015 - Cr Peulich – Open Space
- Item 10.2 - s223 Report regarding the Proposed Discontinuance of Possible Sale of Part of Road abutting 10 Johnson Avenue Carrum
- Item 11.1 - Proposed Meeting Procedures Local Law and Statutory Community Consultation
- Item 11.4 - Assembly of Councillors Record Report
- Item 11.5 - Draft Annual Report of the Chairman of the Audit Committee
- Item 11.6 - Investment Policy Report – June 2015 Quarter
- Item 11.7 - Procurement Policy Update- Financial Year 2015/16
- Item 11.9 - Reappointment of External Members to the Audit Committee

**CARRIED**

**8. Sustainable Planning and Development Reports**

**8.1 Combined Amendment (C147) and Planning Permit (KP15/480) - Lot 1, Sixth Avenue, Aspendale (Rossdale Golf Course)**

**Moved: Cr Bearsley**

**Seconded: Cr Eden**

That Council:

1. Request authorisation from the Minister for Planning to prepare combined Amendment C147 to the Kingston Planning Scheme and Planning Permit KP15/480 under section 96A of the *Planning and Environment Act 1987* to:
  - 1.1 Rezone part of the land forming Lot 1, Sixth Avenue, Aspendale (Rossdale Golf Course) from Special Use Zone - Schedule 1 to General Residential Zone - Schedule 3, apply an Environmental Audit Overlay and make consequential changes to Clause 21.04 and 21.05.
  - 1.2 Subdivide the subject land into six residential allotments and undertake removal of native vegetation.
2. Exhibit combined Amendment C147 to the Kingston Planning Scheme and Planning Permit KP15/480 in accordance with the *Planning and Environment Act 1987* should authorisation be granted by the Minister for Planning to prepare the amendment.

**CARRIED**

**8.2 Seagull Advice**

**Moved: Cr Peulich**

**Seconded: Cr Staikos**

That:

1. Council receives the information
2. Officers commence providing assistance to businesses in relation to the management of Silver Gulls (seagulls)
3. Officers continue to work proactively with landfill operators and the EPA to ensure effective site management practises to reduce access to food sources as landfill sites approach closure.

**CARRIED**

**8.3 Construction Management Policy**

**RECOMMENDATION**

That Council adopt the Construction Management Policy.

**Note:** Refer to page 5 of the Minutes where this item was block resolved.

**8.4 Parking Policy Development Update - New Development Parking Management**

**Moved: Cr Brownlees**

**Seconded: Cr Bearsley**

That Council determine:

1. Effective immediately to create a 'not eligible for resident parking permits list'.
2. That the 'not eligible for resident parking permits list' be applied to all planning applications incorporating one net new dwelling or greater in the following zones:
  - 2.1. Activity Centre Zone
  - 2.2. Comprehensive Development Zone
  - 2.3. Commercial 1 Zone
  - 2.4. Commercial 2 Zone
  - 2.5. Mixed Use Zone
  - 2.6. Residential Growth Zone
  - 2.7. General Residential Zone Schedules 1 and 2
3. That all planning applications that fall within the parameters identified in Recommendation 2 that are yet to be advertised at the date of this resolution, be included on the 'not eligible for resident parking permits list' and that affected permit applicants be notified in writing.
4. That a further report be prepared for the consideration of the Council by the

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December Ordinary Council Meeting on a draft Parking Policy and the statutory changes required to its relevant Local Law(s) to give effect to the direction of the draft Parking Policy.

**CARRIED**

**8.5 Green Wedge Land Assessment South of Kingston and Heatherton Roads**

**Moved: Cr Brownlees**

**Seconded: Cr Ronke**

That Council:

1. Resolve not to pursue further examination of the application of the Rural Living Zone for Areas 1 and 2 generally defined by areas outside the Urban Growth Boundary between Kingston and Heatherton Road and Centre Dandenong Road.

**CARRIED**

2. Communicate the findings of the consultant work to affected landowners within the study area.

**CARRIED**

3. Receive a further report with Officer advice on how to proceed with Area 3 generally defined by areas fronting Springvale Road and Governor Road.

**CARRIED**

**A Division was Called:**

**DIVISION:**

**FOR:** Crs Ronke, Brownlees, Peulich, Bearsley and Gledhill (5)

**AGAINST:** Crs Staikos, West and Eden (3)

**CARRIED**

4. Write to the Minister for Planning to seek his advice on the proposed changes to the Urban Growth Boundary with regard to removing properties located within Area 3 – the Springvale Road Precinct - from the current zone, as referenced in the Green Wedge Plan and the Meinhardt Report

**A Division was Called:**

**DIVISION:**

**FOR:** Crs Ronke, Brownlees, Bearsley and Gledhill (4)

**AGAINST:** Crs Staikos, West and Eden (3)

**ABSTAINED:** Cr Peulich (1)

**CARRIED** on the casting vote of the Chairperson

5. Write to the Metropolitan Planning Authority to seek clarification around the process for changing the Urban Growth Boundary as it applies within Area 3 and referred to above.

**CARRIED**

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**A Division was Called:**

**DIVISION:**

**FOR:** Crs Ronke, Brownlees, Peulich, Bearsley and Gledhill (5)

**AGAINST:** Crs Staikos, West and Eden (3)

**CARRIED**

**Note:** It was requested by Councillors and agreed to by the Chairperson that each part of the motion be put to the vote separately.

**Foreshadowed Motion**

That Council:

1. Resolve not to pursue further examination of the application of the Rural Living Zone for Areas 1 and 2 generally defined by areas outside the Urban Growth Boundary between Kingston and Heatherton Road and Centre Dandenong Road.
2. Communicate the findings of the consultant work to affected landowners within the study area.
3. Officers cease spending time, and ratepayer money on any further studies, reports and investigations on how to change the urban growth boundary of any part of Kingston's Green Wedge, particularly:
  - a) Work relating to Rural Living Zones immediately cease.
  - b) Officers spend no more time entertaining propositions such as: rural living zones, residential sub-divisions or rezoning of green-wedge land to residential / commercial zones.

Further, that all outstanding contracts resulting to the above be immediately cancelled, and only the minimum payment required under law be paid out.

**Note:** It was requested by Cr Staikos that this foreshadowed motion be recorded in the Minutes.

Cr Staikos left the meeting at 8:10pm.

Cr Staikos returned to the meeting at 8:12pm.

**Question Time**

**Tony Falkingham of Mentone asked,**

“When will Council be making a decision and when will public comment be open, for the Planning Application lodged for the site known as the Mentone Hotel? The proposed redevelopment is outrageous – already the surrounding streets and infrastructure is under considerable pressure. Traffic in both the mornings and afternoons is extremely busy with a dangerous mix of cars, buses and children walking and cycling to the surrounding schools! Parking is already a major concern with many residents unable to park outside or even close by their own property.

**The CEO provided the following response,**

“Council received a request to amend the scheme and grant a planning permit. Council is waiting on additional information to make sure it obtains a complete application. Due to the State Heritage Listing, Council is working with the applicant and Heritage



Victoria to determine the appropriate sequencing of the Application to Heritage Victoria. Once this is determined, a report will be prepared to Council providing officer advice on the merits of the request. If Council resolves to initiate an Amendment, the Minister for Planning will be asked to authorise an Amendment and then the Amendment will be exhibited. It would be through the exhibition of the Amendment that concerns raised by Mr Falkingham would be considered and if unresolved to Mr Falkingham's satisfaction referred to an Independent Panel for consideration and advice to Council as the Planning Authority. Council would then have the ability of reviewing the Panel Report and its appraisal of issues Mr Falkingham raises. The minister for Planning would make the final decision on the Amendment if Council resolved to adopt the Amendment.

Cr Brownlees declared an indirect conflict of interest by close association in the questions relating to Moorabbin Reserve as his son in law is an employee of the St Kilda Football Club and left the meeting at 8:12pm.

**Jeremy Hewett of Cheltenham asked the following questions,**

1. "Will Council provide an assurance that the grassed area of Moorabbin Reserve adjoining the eastern perimeter of the football facility and bordered by Doonga Avenue, Clay Street and Margaret Street will remain unfenced and that under no circumstances car parking will be permitted within that area at any time?"

**The CEO provided the following response,**

"All discussions with the clubs involved to date have supported these areas as open space, unencumbered for community use. However, the area on the western side of the Reserve to the north of the oval up to South Road has previously been used for overflow car parking and possibly may be used for this in the future."

2. "Will Council seek to have the grassed area of Moorabbin Reserve adjoining the eastern perimeter of the football facility and bordered by Doonga Avenue, Clay Street and Margaret Street rezoned as parkland, creating a "Moorabbin Park" separate from the sporting facility, ensuring its future use as a park, not a car park?"

**The CEO provided the following response,**

"The entire reserve is zoned PPRZ (Public Space Recreation Zone). There is no intent, nor am I aware of any discussion to change this or to have car parking in this section of the reserve."

**Heather Wilde of Moorabbin asked,**

"When will the Council be consulting the local residents about the works planned for Moorabbin/Linton Street Reserve?"

**The CEO provided the following response,**

"Yes, the project is in an early phase, an architect will soon be appointed and a concept Master Plan will be developed. The community will be included in the Master Plan directly and the project will be subject to the Planning Scheme."

**Debra Anderson of Moorabbin asked,**

"Council has stated that they will be contracting a landscape architect later this year to redesign the parkland around Moorabbin/Linton Street Reserve. Has the brief that will be given to these landscape architects been developed? If so, how much of the current off-leash dog area do you intend to retain? If not, when will this brief be developed?"

**The CEO provided the following response,**

“The brief is currently under development and is expected to be put to the market in September of this year. Council will establish a community reference group (as per the April 2015 resolution) in the development of this plan.”

**Note:** Gillian Lelah of Moorabbin asked nine questions. Due to the volume of questions, the CEO advised that these questions would be taken on notice and a response provided to Ms Lelah in writing.

**Note:** J. Atkinson of Moorabbin asked seven questions. Due to the volume of questions, the CEO advised that these questions would be taken on notice and a response provided to Mr Atkinson in writing.

Cr West left the meeting at 8:15pm.

Cr Eden returned to the meeting at 8:15pm.

Cr Bearsley returned to the meeting at 8:15pm.

Cr West returned to the meeting at 8:17pm.

Cr Brownlees returned to the meeting at 8:17pm.

**9. Community Sustainability Reports**

**9.1 Community Grants Program 2015-2016 - Funding Recommendations for Partnership Grants, Annual Grants, Arts Grants and Access and Equity Grants Allocations**

**Moved: Cr Bearsley**

**Seconded: Cr Eden**

That Council:

1. Approve the Partnership Grants, Annual Grants, Arts Grants and Access and Equity Grants funding allocations as recommended in Appendices 1, 2, and 7.
2. Approve the transfer of identified Annual Grants recipients to Partnership Agreements as recommended in Appendix 5; including the transfer of funding from the Annual Grants budget to the Partnership Grants budget;
3. Approve the funding allocations included in *Section 3.3.4 Additional/Variation Requests* section of this report totalling \$14,100;
4. Approve an increase of \$20,000 in Partnership funding to support the increased service development and delivery by the Cheltenham Community Centre;
5. Approve an increase of \$2,600 in Partnership funding for Eisteddfod by the Bay; and
6. Approve the use of unallocated funds in the Grants program as contingency expenditure for community groups requesting funding during the 2015-2016 financial year in accordance with the Community Grants criteria and subject to Council approval.
7. Approve Pantry 5000 to be awarded a partnership grant of \$5000 per annum and South Oakleigh Wildlife Shelter to be awarded a partnership grant of \$1,500 in recognition of their ongoing and significant contribution to the community.

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Further that Council officers work with the organisations to complete the necessary paperwork.

**CARRIED**

**9.2 Kingston Liquor Accord**

**RECOMMENDATION**

That Council:

1. Supports the establishment and implementation of the Kingston Liquor Accord.
2. That Council determine that the Kingston Liquor Accord as attached not be confidential following the launch of the Accord on 15 September 2015.

**Note:** Refer to page 5 of the Minutes where this item was block resolved.

**9.3 Kindergarten Funding and Advocacy**

**Moved: Cr Peulich**

**Seconded: Cr Ronke**

That Council adopt options 1 and 2 (below) to ensure Councillors are made aware of Kindergarten activities involving State and Federal MPs (where known), and which also strengthen Council's ability to respond if Council-owned kindergartens are being used in a manner that is inconsistent with Council's intent in the issuing of leases;

1. Add a component to the service agreements with Kindergartens that requires the tenant to use the Council owned asset in ways that are consistent with:
  - a) the activities for which the lease has been issued.
  - b) the policies and objectives of Council.
2. That any Kindergarten-delivered event or activity that a Council officer becomes aware of that involves a State or Federal government elected official is entered into Councillor Diaries.

**CARRIED**

**A Division was Called:**

**DIVISION:**

**FOR:** Crs Ronke, Brownlees, Peulich, Bearsley and Gledhill (5)

**AGAINST:** Crs Staikos, West and Eden (3)

**CARRIED**

**10. City Assets and Environment Reports**

**10.1 Response to Notice of Motion No. 11/2015 - Cr Peulich - Open Space**

**RECOMMENDATION**

That Council receive the information

**Note:** Refer to page 5 of the Minutes where this item was block resolved.

**10.2 S223 Report regarding the Proposed Discontinuance of Possible Sale of Part of Road abutting 10 Johnson Avenue Carrum**

**RECOMMENDATION**

That Council:

1. Note the submission and officer's report;
2. Authorise Officers to undertake the discontinuance and sale;
3. The land shall not be transferred to the owner of 10 Johnson Ave, Carrum until all works are completed to Council's satisfaction; and
4. Advise the submitters of the decision of Council.

**Note:** Refer to page 5 of the Minutes where this item was block resolved.

Cr Eden declared an indirect conflict of interest in Item 10.3 due to close association as his father has a water craft stored in the area and left the meeting at 8:27pm prior to any discussion on the matter.

**10.3 Update - Pompeis Landing Licences and Proposal to close the Boat Ramp to the Public**

**Moved: Cr Brownlees**

**Seconded: Cr Bearsley**

That Council endorses and authorises Officers proposed actions as follows;

1. Advise Mr Leon Pompei and his solicitors of Council's proposals in 3.3.1;
2. Having agreed a management plan for the future operation of the Boat Ramp with the Mordialloc Boating and Angling Club, proceed to install bollards and close the boat ramp to the public as proposed in 3.3.1;
3. Seek Grant & Purpose from the Minister for Environment, Climate Change and Water (or their delegate) for Licences to Pompei's Marine Pty and Mordialloc Boating and Angling Club;
4. Following receipt of Grant & Purpose from Minister (or their delegate) and having met with both parties, provide both Licensees with an opportunity to execute their respective licences within 30 days;
5. In the event that either party refuses to execute a licence, Officers will prepare a further report to Council; and

In the event that Mr Leon Pompei does not provide Council with details of the owners of those vessels currently moored in Area B for the purpose of reallocation by Council,

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Officers will identify those boats which are legally registered and make direct contact with the owners and the owners will be advised of Council's resolution of February 23<sup>rd</sup> 2015 and that it is Council's intention to issue permits for moorings at the site from October 30<sup>th</sup> 2015.

**Procedural Motion**

**Moved: Cr West**

**Seconded: Cr Staikos**

That consideration of this matter be deferred.

**LOST**

The Substantive Motion was put and **CARRIED**

Cr Eden returned to the meeting at 8:40pm.

**10.4 Patterson Lakes Waterways Draft Management Plan - Maintenance Agreement**

**Moved: Cr Bearsley**

**Seconded: Cr Ronke**

That Council:

1. Receive the information;
2. Enter an agreement with Melbourne Water to maintain the beaches of the Quiet Lakes and Tidal Waterways at a cost of \$80,000 for the 2015/16 financial year;
3. Receive a report in June 2016 evaluating the performance of the maintenance work against the schedule;
4. Undertake consultation with residents in the Quiet Lakes to determine the interest of establishing a resident contribution mechanism; and
5. Receive a further report outlining the consultation results and consideration of establishing a resident contribution mechanism.

**CARRIED**

**11. Corporate Services Reports**

**11.1 Proposed Meeting Procedures Local Law and Statutory Community Consultation**

**RECOMMENDATION**

That Council:

1. Receive the proposed Meeting Procedures Local Law as shown in Appendix 1:
2. Authorise commencement of the statutory process for the making of the proposed Local Law, in accordance with Part 5 of the Local Government Act 1989 (the Act), by giving public notice of its intention to make the proposed Local Law and inviting submissions under section 223 of the Act; and
3. Determine to appoint a committee, in accordance with section 223 of the Act, comprising of Cr Brownlees and Cr Staikos as nominated to hear the

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- submissions in relation to the proposed Local Law, at a meeting on 8 September 2015, commencing at 6.00pm and report to Council; and
4. In the event that no submissions are received, receive a report to adopt the Meeting Procedures Local Law.

**Note:** Refer to page 5 of the Minutes where this item was block resolved.

**11.2 Advisory Committees Terms of Reference Consultation Outcomes**

**Moved: Cr Peulich**

**Seconded: Cr Brownlees**

That Council:

1. Adopt the Terms of Reference for each Advisory Committee as contained in Appendix 1.
2. Invite the following existing members to join the specified Advisory Committee until 30 June 2017:
  - **Access and Equity Advisory Committee:**  
Geraldia Alvarez-Poblete, Bev Boyunegmez, Julie Buick, Dawn Eddington, Aden Ibrahim, Violetta Lorenza, Cynthia Sederino, Reg Shelley, Peter Sfyris, Joey Suarez, Ramba Thoman, Sophie Wade and Anna Wang.
  - **Arts and Cultural Advisory Committee:**  
Melinda Ballard, Barbara Cohen, Michele Cooper-Hede, Janis Morgan, Natalie Reid, Lisa Webb and Damien Williams.
  - **Community Safety Advisory Committee:**  
Steve Corrigan, Lisa Dobbie, Dawn Eddington, Chris Fox, Commander Craig Morris, Matthew Semmens, Phillip Tori, Bruce Wemyss and Adam Wilson.
  - **Festivals and Events Advisory Committee**  
Andrew Adams, Anne Caprackas, Louise Castle, Nga Hosking, Agnetha Hosking-Teitinga, Daryl Langford, Mark McGurgan, John Mantas, Feliciano Roxas, Patti Sandars, Irma Shelton, Trevor Shewan and Chris Wheelhouse.
  - **Public Spaces and Environment Advisory Committee:**  
Joseph Astbury, Paul Baumgartner, Barry Bush, Warren DeSilva, Louise Dorr, Nina Earl, Robyn Erwin, Elizabeth Flann, Walter Grahame, Claire Houston, Margaret Hunter, Maureen Lim, Penny McGuire-White, Pamela Payne, Kathryn Renwick, Mary Rimington and Judy Wilks.
  - **Sport and Recreation Advisory Committee:**  
Brian Douglas, Antony Falkingham, Kelly Jones, Greg Miller, Lorraine Morgan, Phil O'Meara, and Paul Taylor.
  - **Youth Advisory Committee:**  
Nikki Anthony, Jamie Dean, Sophie Lange Paul, Georgina Oxley, Naveen Satish-Kumar and Xia Tiligadis.
3. Allow a variance to the number of committee members for the following committees up to 30 June 2017 to ensure existing members can continue to

participate:

- **Community Safety Advisory Committee**
- **Festivals and Events Advisory Committee**
- **Public Spaces and Environment Advisory Committee**

4. Commence the appointment process for membership on the Business and Economic Advisory Committee as provided in the Terms of Reference and for those committees that do not have the number of members specified in the respective Terms of Reference for each committee.

**CARRIED**

### **11.3 Council Ward Grants**

**Moved: Cr Peulich**

**Seconded: Cr West**

That Council:

1. Approve the recommended Council Ward Grants in accordance with the table of Councillor recommendations in Appendix 1.
2. Approve a one off variance to the Council Ward Grants Policy to allow funds unexpended in the 2014/15 year to rollover until November 2015.

**CARRIED**

**A Division was Called:**

**DIVISION:**

**FOR:** Crs Ronke, Peulich, West, Bearsley and Gledhill (5)

**AGAINST:** Crs Staikos and Eden (2)

**ABSTAINED:** Cr Brownlees (1)

**CARRIED**

### **11.4 Assembly of Councillors Record Report**

**RECOMMENDATION**

That Council note the contents of this report for the public record.

**Note:** Refer to page 5 of the Minutes where this item was block resolved.

**11.5 Draft Annual Report of the Chairman of the Audit Committee**

**RECOMMENDATION**

That Council receive the Draft Annual Report of the Chairman of the Audit Committee and thanks the Audit Committee for their work over the past twelve months.

**Note:** Refer to page 5 of the Minutes where this item was block resolved.

**11.6 Investment Policy Report - June 2015 Quarter**

**RECOMMENDATION**

That Council:

Note that its funds as at 30 June 2015 are invested in line with the risk management profile prescribed in Council's Investment policy.

**Note:** Refer to page 5 of the Minutes where this item was block resolved.

**11.7 Procurement Policy Update - Financial Year 2015/16**

**RECOMMENDATION**

That Council resolve to adopt the updated Procurement Policy pursuant to the requirements of Section 186A of the *Local Government Act 1989*.

**Note:** Refer to page 5 of the Minutes where this item was block resolved.

**11.8 Kingston Charitable Fund Grant Assessment Panel - Council appointed Community Representatives**

**Moved: Cr Brownlees**

**Seconded: Cr Bearsley**

That Council appoint Nadine Richards and Ian Baldock to the Kingston Charitable Fund's Grant Assessment Panel for a two year term expiring on 31 July 2017.

**CARRIED**

**11.9 Reappointment of External Members to the Audit Committee**

**RECOMMENDATION**

That Council appoint:

1. Hugh Parkes as Chair of the Audit Committee; and



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2. Claire Filson as an external member of the Audit Committee.  
for a term to expire on 30 June 2018.

**Note:** Refer to page 5 of the Minutes where this item was block resolved.

**12. Notices of Motion**

**12.1 Notice of Motion No. 28/2015 - Cr West - Assessment of Proposals for Handing Over Council's Aged Care Facilities**

**Moved: Cr West**

**Seconded: Cr Staikos**

1. That officers provide Councillors with at least three preferred proposals, subject to receipt of any proposals that adequately address or meet evaluation criteria, so that councillors can scrutinise the grounds and reasoning behind officers' decisions to recommend one or more proposals;
2. That all tenders be made available to any interested councillors with the officer report.

**LOST**

Cr Eden left the meeting at 9:05pm.

Cr Eden returned to the meeting at 9:19pm.

**12.2 Notice of Motion No. 29/2015 - Cr Brownlees - Port of Hastings**

**Moved: Cr Brownlees**

**Seconded: Cr Ronke**

That:

1. Council seeks an urgent meeting with the relevant State Government Ministers regarding the long term lease of the Port of Melbourne and the consequences to the development of a second port for Melbourne.  

**CARRIED**
2. Council opposes any future deepening or widening of the shipping channels or heads in Port Phillip Bay.  

**CARRIED**
3. The Port of Hastings not be excluded as an option for further expansion as a direct result of the 'Delivering Victorian Infrastructure (Port of Melbourne Lease Transaction) Bill 2015, or any subsequent contract of sale for the Port of Melbourne.  

**CARRIED**

**A Division was Called:**

**DIVISION:**

**FOR:** Crs Ronke, Brownlees, Peulich, Bearsley and Gledhill (5)

**AGAINST:** Crs Staikos and West (2)

**ABSTAINED:** Cr Councillor Eden (1)

**CARRIED**

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4. Council requests that the State Government, through its establishment of Infrastructure Victoria ensures that the City of Kingston, together with other bayside municipalities, on both the east and western frontages to Port Phillip Bay, are consulted to any extent that reflects the extent to which they individually and collectively represent both residential and industrial interests.

**CARRIED**

**Note:** It was requested by Councillors and agreed to by the Chairperson that each part of the motion be put to the vote separately.

**12.3 Notice of Motion No. 30/2015 - Cr Bearsley - Kindergarten Funding**

**Moved: Cr Bearsley**

**Seconded: Cr Eden**

That Council:

1. Writes to the Minister for Families and Children requesting that the State Government support the continued financial sustainability of kindergartens by increasing its funding allocation to offset the additional costs incurred by kindergartens. These additional costs are a direct result of the changed staff:child ratios that take effect in 2016.
2. Endorses the submission of an application to the State Government's Early Years Infrastructure Fund to facilitate the renewal and improvement of the outdoor play area at the Aspendale Gardens Kindergarten.

**CARRIED**

**13. Urgent Business**

There were no items of urgent business.

**14. Confidential Items**

**Moved: Cr Peulich**

**Seconded: Cr Staikos**

That in accordance with the provisions of section 77(2) of the *Local Government Act 1989*, the following items be designated confidential:

**Confidential Appendices**

**9.2 Kingston Liquor Accord**

**Appendix 1, Community Safety - Kingston Liquor Accord - Version - 25 June 2015**

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

**10.3 Update - Pompeis Landing Licences and Proposal to close the Boat Ramp to the Public**

**Appendix 2, Leon Pompei - Comments in response to email of 29 May**

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**2015**

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

**11.8 Kingston Charitable Fund Grant Assessment Panel - Council appointed  
Community Representatives  
Appendix 1, KCF Grant Panel 2015 - Applicant Responses to Key  
Selection Criteria**

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

**11.9 Reappointment of External Members to the Audit Committee  
Appendix 1, Hugh Parkes Resume**

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

**11.9 Reappointment of External Members to the Audit Committee  
Appendix 2, Claire Filson - CV - July 2015**

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

**CARRIED**

The meeting closed at 9.27pm.

**Confirmed.....**

**The Mayor 24 August 2015**