

Minutes

Ordinary Meeting of Council

Monday, 24th June 2019



**City of Kingston
Ordinary Meeting of Council**

Minutes

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

Present: Cr Georgina Oxley (Mayor)
Cr Tamsin Bearsley
Cr Ron Brownlees OAM
Cr David Eden
Cr Geoff Gledhill
Cr George Hua
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
Caroline Reidy, Manager Finance
Tracey Cheeseman, Program Leader Strategic Communications and Engagement
Phil De Losa, Manager Governance
Stephanie O’Gorman, Governance Officer
Gabrielle Pattenden, Governance Officer

1. Apologies

An apology from Cr Barth was submitted to the meeting.

Moved: Cr Brownlees

Seconded: Cr Staikos

That the apology from Cr Barth be received.

CARRIED

2. Confirmation of Minutes of Previous Meetings

Moved: Cr Hua

Seconded: Cr Brownlees

That the Minutes of the Ordinary Meeting of Council held on 27 May 2019 and the Special Meetings of Council held on 22 May 2019 (adjourned to 27 May 2019) and 11 June 2019 be confirmed.

CARRIED

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

There were no Conflicts of Interest submitted to the meeting.

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4. Petitions

4.1 Redesign Mentone Parade

Moved: Cr Gledhill

Seconded: Cr Brownlees

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

CARRIED

5. Presentation of Awards

Junior Mayor, Previous Junior Mayor and Junior Council

6. Reports from Delegates Appointed by Council to Various Organisations

Cr West reported on attending the Association of Bayside Municipalities meeting.

Moved: Cr Staikos

Seconded: Cr Gledhill

That the delegate's report be received.

CARRIED

7. Question Time

Question Time was held at 7.45pm. Refer to page 13 of the Minutes.

Block Resolution

Moved: Cr Hua

Seconded: Cr Gledhill

That the following items be block resolved and that the recommendations in each item be adopted:

- 8.1 Notice of Application (Advertising) Policy Review
- 9.1 Kingston Libraries Service Review and Strategy 2019-2030
- 10.1 Response to Notice of Motion No. 6/2018 - Cr West - Signs for Parks
- 10.2 Draft Public Lighting Policy
- 10.3 Dolamore Reserve Athletics Track - Renewal Options
- 11.2 Draft Chief Executive Officer Employment and Remuneration Policy
- 11.4 Appointment of Members to Strategic Advisory Committees
- 11.5 Councillor Support and Reimbursement of Expenses Policy
- 11.6 Procurement Policy Update - Financial Year 2018/19
- 11.7 Assembly of Councillors Record Report

CARRIED

8. Planning and Development Reports

8.1 Notice of Application (Advertising) Policy Review

RECOMMENDATION

That Council formally adopt the Notice of Application (Advertising) Policy at Appendix 1 in line with the Notice of Motion dated 25 March 2019, with respective changes made to Part 4 of the Policy.

Note: Refer to page 4 of the Minutes where this item was block resolved.

8.2 Green Wedge Plan Review Steering Committee

Moved: Cr Staikos

Seconded: Cr West

That consideration of this item be deferred to the July Ordinary Meeting of Council.

CARRIED

8.3 Response to Notice of Motion No. 8/2019 - Advocacy Plan

Moved: Cr Staikos

Seconded: Cr Brownlees

That Council support the implementation of the Poor Building Construction Advocacy Plan provided as part of Appendix 1 to this report.

CARRIED

8.4 KP-2018/353 - 50-76 and 101 Deals Road, Clayton South

Moved: Cr Brownlees

Seconded: Cr Hua

That Council determine to support the proposal and issue a Planning Permit to construct an extension to the existing motor racing track at No. 50-76 and 101 Deals Road, Clayton South, subject to the following conditions:

1. The development as shown on the endorsed plans must not be altered without the written consent of the Responsible Authority.

EPA Conditions

2. Nuisance dust and/or nuisance airborne particles must not be discharged or emitted beyond the boundaries of the premises.
3. All development and use of the premises involving the emission of dust and other air quality indicators must comply with the *State Environment Protection Policy (Air Quality Management)*.
4. Effective noise levels from the use of the premises must comply with the requirements of the *State Environment Protection Policy (Control of Noise from*

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Commerce, Industry and Trade) No. N-1.

5. The permit holder must ensure that litter originating from the premises is not present beyond the boundaries of the premises.
6. The amenity of the area must not be detrimentally affected by the development, through the:
 - i. Transport of materials, goods or commodities to or from the land.
 - ii. Appearance of any building, works or materials.
 - iii. Emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil.
 - iv. Presence of vermin.
 - v. Any other way.
7. Before the development (extension to the motor racing track) is operational, areas set aside for parking vehicles and paths as shown on the endorsed plans must be constructed to the satisfaction of the Responsible Authority.
8. No signs or other advertising or identification may be erected or displayed on the site without written Council consent.
9. Once the development has started it must be continued and completed to the satisfaction of the Responsible Authority.
10. In accordance with Section 68 of the Planning and Environment Act 1987 (The Act), this permit will expire if one of the following circumstances applies:
 - The development is not started before two (2) years from date of this permit.
 - The development is not completed before four (4) years from the date of permit issue.

In accordance with Section 69 of the Planning and Environment Act 1987, an application may be submitted to the responsible authority for an extension of the periods referred to in this condition.

Note: Prior to the commencement of the development you are required to obtain the necessary Building Permit.

Note: The occupier of the land is advised that part of the subject land is located within a Public Acquisition Overlay pursuant to the Schedule to Clause 45.01 of the Kingston Planning Scheme. The granting of this approval does not prevent the Acquiring Authority from proceeding with the Acquisition of all or part of the subject land in the future for Public Open Space.

EPA Notes:

The application was referred to landfill experts within EPA. It is strongly recommended that surface emissions monitoring be undertaken on the area where the track is to be extended prior to the commencement of works.

If surface emissions of methane are significant, consideration will need to be given on how landfill gas will be extracted. If extraction is not viable due to gas volumes and concentration, venting infrastructure may need to be considered and incorporated into the track design.

The landfill cap depth is reportedly 2-3 metres in depth as stated in the Preliminary

Site Investigation prepared by Prensa dated August 2018. This will need to be confirmed prior to the commencement of works to ensure the cap is not compromised. Test pits across the track extension area are considered appropriate.

It is also recommended that the proponent consults with Cleanaway to ensure landfill gas and leachate infrastructure located on site can be avoided for the proposed development.

CARRIED

9. Community Sustainability Reports

9.1 Kingston Libraries Service Review and Strategy 2019-2030

RECOMMENDATION

That Council:

1. Receives and notes the Kingston Library Service Review; and
2. Receives the draft Kingston Libraries Strategy 2019-2030 and approves for the document to be released to the public for the purposes of consultation prior to finalisation and consideration for adoption by Council.
3. Implement RFID Technology across Kingston libraries to be funded from Council's 2019/20 Library Resources Capital Budget.

Note: Refer to page 4 of the Minutes where this item was block resolved.

10. City Assets and Environment Reports

10.1 Response to Notice of Motion No. 6/2018 - Cr West - Signs for Parks

RECOMMENDATION

That Council:

1. Note this report in response to Notice of Motion No. 6/2018 – Signs for Parks.
2. Direct officers to install signs at key entrances at Kingston Heath Reserve, Le Page Park and Learmonth Reserve in the style specified in previous Branding Guidelines.
3. Direct officers to re-audit multi-use parks and install signage at key entrances as required in the style specified in previous Branding Guidelines.
4. Direct officers to undertake necessary cleaning and renewal of aging signs in parks including the plateway sign in Kingston Heath Reserve.

Note: Refer to page 4 of the Minutes where this item was block resolved.

10.2 Draft Public Lighting Policy

RECOMMENDATION

That Council endorse for community consultation the Draft Public Lighting Policy presented in Appendix 1.

Note: Refer to page 4 of the Minutes where this item was block resolved.

10.3 Dolamore Reserve Athletics Track - Renewal Options

RECOMMENDATION

That Council:

1. Endorse 'Option 2: Fit for Purpose Redevelopment as the preferred option for the renewal and upgrade of the athletics facilities at Dolamore Reserve, inclusive of:
 - a. An estimated cost of \$1,488,079.20;
 - b. Removal of 13 identified trees (refer Section 3.4.1); and
 - c. Referral of funding to the preparation of Council's 2020/21 budget.
2. Note the Mentone Track and Field Centre's request for additional scope items (refer Appendix 4) and support delivery of additional items contained in 'Option 2A: Club Preference Redevelopment' (refer section 3.4.2), subject to:
 - a. Availability of external funding sources, inclusive of contributions from the Mentone Track and Field Centre; and
 - b. Exclusion of any additional tree loss.
3. Consider a future application to relevant Federal and State Government funding programs for the upgrade of Dolamore Reserve athletics facilities;
4. Approve the immediate renewal of the existing pole vault infrastructure, inclusive of:
 - a. Council repair and/or replacement of the fixed structures, including pit cover and pavements; and
 - b. Mentone Track and Field Centre to meet non-fixed equipment costs, including pole vault pit/mat.
5. Receive a further report on investigating the development of an expanded athletics facility at an alternate site as a long-term response to the demand for athletics in Kingston.

Note: Refer to page 4 of the Minutes where this item was block resolved.

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11. Corporate Services Reports

11.1 Adoption of Budget 2019/20

Moved: Cr Brownlees

Seconded: Cr Staikos

That Council:

1. Adopt the 2019/20 Budget and statutory information (including fees and charges) as attached to this report (refer Appendix 1);
2. In respect of Rates and Charges declare:
 - a) A differential rate for rateable land having the characteristics specified in the Schedules in Appendix A 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);
 - 8.4 Retirement Village Land (refer to Schedule D);
 - 8.5 Residential Heritage Land (refer to Schedule E) and that the rate of (based on the cents in the dollar of Capital Improved Value set out below) be:

Category	Rate in the \$
General Land Rate	0.0019763
Agricultural Land	0.0015810
Extractive and Landfill Land Rate	0.0059289
Retirement Village Land	0.0017787
Residential Heritage Land	0.0017787

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	\$261
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	\$220
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	\$240
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	\$206
Service Choice E – 120 litre garbage and 240 litre recycling bins including recovery of costs attributable to the State Government Landfill Levy	\$194

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Service Choice F – 80 litre garbage and 240 litre recycling bins including recovery of costs attributable to the State Government Landfill Levy	\$164
Service Choice G – 240 x 2 Share Garbage, 240 Recycle including recovery of costs attributable to the State Government Landfill Levy	\$153
Service Choice H – 240 x 3 Share Garbage, 240 Recycle including recovery of costs attributable to the State Government Landfill Levy	\$123
Service Choice I – 240 x 4 Share Garbage, 240 Recycle including recovery of costs attributable to the State Government Landfill Levy	\$110
Service Choice P – 120 x 2 Share Garbage, 240 Recycle including recovery of costs attributable to the State Government Landfill Levy	\$110
Service Choice W – Additional 120 Green Waste Bin	\$49
Service Choice X – Additional 240 Green Waste Bin	\$61
Service Choice Y – Additional 240 Garbage Bin including recovery of costs attributable to the State Government Landfill Levy	\$151
Service Choice Z – Additional 120 Garbage Bin including recovery of costs attributable to the State Government Landfill Levy	\$142

- b) A Municipal Charge of \$100 per rateable property; and
 - c) Waste Service Charges as follows:
3. Grant a waiver of \$110.00 of general rates for the property subject to the State Government Municipal Rates Concession in accordance with Section 171 of the Local Government Act 1989.
 4. Determine to allow;
 - 4.1. in accordance with Section 167(1) and (2), payment of rates and charges by four approximately equal instalments paid on or before 30 September 2019, 30 November 2019, 28 February 2020 and 31 May 2020;
 - 4.2. in accordance with Section 167(2A) and (2B) payment of rates and charges by lump sum on or before 15 February 2020;
 - 4.3. payment of rates and charges by ten approximately equal direct debit payments from 1 September 2019 until 1 June 2020.
 5. Determine that no incentive be declared for early payment of general rates, municipal charge and waste service charge.
 6. Determine that 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. 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. Determine that the interest for the 2019/20 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 2019 pursuant to Section 172(2) of the Local Government Act 1989 as amended by the Local Government (Further Amendment) Act 1997.

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9. Determine that the Manager, Finance and Corporate Performance, be authorised to levy and recover the general rates, municipal charge and annual waste service charges in accordance with the Local Government Act 1989.
10. Having considered all submissions made in accordance with Sections 129 and 223 of the Local Government Act 1989 provide written responses to each of the submitters of the decision, the reasons as outlined in Section 3 of this report and thanking them for their interest in Council's Budget process.

CARRIED

11.2 Draft Chief Executive Officer Employment and Remuneration Policy

RECOMMENDATION

That Council:

1. Adopt the Chief Executive Officer Employment and Remuneration Policy.
2. Endorse a request for quotation be prepared to seek responses from suitably qualified and experienced consultants to provide independent support and advice to the Council via a public expression of interest process.

Note: Refer to page 4 of the Minutes where this item was block resolved.

11.3 Quick Response Grants

Moved: Cr Gledhill

Seconded: Cr Bearsley

That Council approve the following grant applications subject to all the grants complying with Version 3 of the Quick Response Grants Guidelines, specifically being managed by a volunteer board/Committee of Management.:

- Chelsea Concert Band - \$1000.00
- St Kilda Football Club - \$1000.00 (subject to agreement from the St Kilda Football Club that where possible, the Kingston logo will be used on all promotional material for the event to recognise the Council contribution
- St Andrews Calisthenics Inc - \$600.00
- Acacia Avenue Preschool - \$1500.00
- MiCare Ltd - \$500.00
- Italian Senior Citizens of Kingston - \$500.00

That Council not approve the following grant applications:

- Tarsha Davis

CARRIED

11.4 Appointment of Members to Strategic Advisory Committees

RECOMMENDATION

That Council appoint the following people to Strategic Advisory Committees until 30 June 2020:

- Emma Gierschick – Access and Equity Advisory Committee;
- Yeu Wen – Access and Equity Advisory Committee;
- Karen Arvidsson – Business and Economic Development Advisory Committee; and
- Richard Jeffery – Public Spaces and Environment Advisory Committee.

Note: Refer to page 4 of the Minutes where this item was block resolved.

11.5 Councillor Support and Reimbursement of Expenses Policy

RECOMMENDATION

That Council adopt the revised Councillor Support and Reimbursement of Expenses Policy contained in Appendix 1.

Note: Refer to page 4 of the Minutes where this item was block resolved.

11.6 Procurement Policy Update - Financial Year 2018/19

RECOMMENDATION

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

Note: Refer to page 4 of the Minutes where this item was block resolved.

11.7 Assembly of Councillors Record Report

RECOMMENDATION

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

Note: Refer to page 4 of the Minutes where this item was block resolved.

12. Notices of Motion

**12.1 Notice of Motion No. 25/2019 - Cr Bearsley - Tree in Bradina Court
Chelsea Heights**

Moved: Cr Bearsley

Seconded: Cr Gledhill

1. That Council undertake a risk assessment of the impact of pruning the street tree (branches and roots) at 10 Bradina Court, Chelsea Heights to the residential property line giving consideration to the tree stability and, other pruning works that may be required;

CARRIED

2. That subject to Part 1, should the pruning works not render the tree safe, after consultation with neighbouring residents, remove the street tree and replace with an appropriate native species.

LOST

Note: It was requested by Cr Eden and agreed to by the Chairperson that each part of the Motion be put to the vote separately.

Question Time

Ron Gordon of Mentone asked the following questions:

Question 1.

“Is Council going to allow the Level Crossing Removal Program (LXRP) to convert roadside Public Car Parking in Mentone and Cheltenham and anywhere else in the City of Kingston for that matter into commuter car parking and abrogate the Level Crossing Removal Program’s responsibility to provide commuter car parking on Public Transport Victoria land?”

The CEO provided the following response,

“It is not a matter of Council allowing or not allowing. Council has brought this issue to the attention of the LXRP and will continue to advocate on the community’s behalf. The LXRP has a wide range of powers regarding access to, use of and control of laws during its grade separation works.

Question 2.

“Given Cr Geoff Gledhill’s Notice of Motion 23/2019 – Cr Gledhill – Mentone Traffic Treatments was carried and became a resolution at the Ordinary Council Meeting of the 27 May 2019, can this meeting be provided with all details on the progress made on the requested report by answers to the following questions:

- *Has the report been completed?*
- *Where/how can the report’s contents be examined?*
- *If the report is not complete, what is the expected completion date?*
- *When will the report be transformed into action?*
- *When will recommended work be completed?*

The CEO provided the following response,

“Officers are undertaking an assessment and will prepare a report with recommendations to the July Council Meeting. The report will be public and accessible on Council’s website. Consequent actions, will subject to Council’s determination following consideration of this report.”

Question 3.

“Through Community Inspired Leadership we are receiving over 100 messages of support per day from the Mentone community to restore Mentone Parade traffic to the former flows enjoyed. We ask Council would they agree that the current traffic conditions in Mentone Parade need to be altered as a matter of priority?”

The CEO provided the following response,

“An assessment is currently underway and will be presented to the July Council Meeting for Council to consider its position.”

Chris Hill of Mentone asked the following questions:

Question 1.

“Will Council review its communication of Kingston’s proposed new planning and housing rules given the poor attendance to the recent drop in sessions on the topic? To highlight this point a small group of residents were able to attract approximately double the number of people to the recent Community Forum at the Mentone Meeting Room thank all six drop in sessions combined. Will the letter being sent to residents, what is proposed for their individual property and if not, why not?”

The CEO provided the following response,

“Thank you for your feedback. Following a review of the consultation for the Draft Housing and Neighbourhood Character Study, Council will be writing to all owners of residential land in Kingston to advise them of this work. Council is also extending the consultation from 10 June 2019 to 2 August on this project. The letter being sent to residents promotes where information can be obtained to understand an individual’s personal circumstances, how to give feedback and obtain further information. Officers have and will continue to make themselves available to assist local residents.”

Question 2.

“My wife and I and a large group of residents lost an expensive VCAT appeal on a house which neighboured our previous family home for 12 years and whilst we intended to stay and continue to invest in our house, as a result of overshadowing and overlooking issues, at great expense to ourselves we moved to a new family home on Flinders Street, which was safely zoned GRZ3, minimal change. Why is Council now proposing to change the zoning for all the local streets to GRZ, incremental, which would raise the height limit from 9m to 11m and from 2 storeys to 3 storeys and also remove the provision which encourages 2 storeys to the front of the block as well as a limit of 2 dwellings on an average sized block?”

The CEO provided the following response,

“The feedback provided by Mr Hill with respect to his circumstances will be conveyed to Council’s Housing and Neighbourhood Character consultant to review the designation of his local area. Further consideration of Mr Hill’s feedback will be reflected in a future report to Council upon completion of review of all submissions.”

12.2 Notice of Motion No. 30/2019 - Cr Barth - Early Childhood Education

Moved: Cr Staikos

Seconded: Cr Eden

1. That the City of Kingston prioritise high quality early education at all of its services, including family based child care, long day care and kindergarten based early childhood education.
2. That Council endeavour to provide *equality of access* to high quality early childhood education at all its services regardless of the location of the service across the City.
3. That a report be prepared and presented to the September 2019 CIS cycle for Councillors' consideration that compares the quality of early childhood education where the services are provided by the City of Kingston in comparison to those outsourced.

Further that the report should:

- a. Specifically address the Australian Children's Education and Care Quality Authority assessments
- b. Provide Council with options on how to bring all services to the same National Quality Standards Rating as the Carrum Family and Children's Hub (exceeding in all 7 quality areas) including an option to bring these services in-house.

CARRIED

12.3 Notice of Motion No. 31/2019 - Cr Bearsley - Gardens for Wildlife

Moved: Cr Bearsley

Seconded: Cr Gledhill

That officers prepare a report for the August Ordinary Meeting of Council about 'Gardens for Wildlife' scheme and include any resource implications if Kingston were to be involved in the scheme.

CARRIED

12.4 Notice of Motion No. 32/2019 - Cr Bearsley - Pantry 5000

Moved: Cr Bearsley

Seconded: Cr Eden

That Council provide Pantry 5000 with a \$5000 grant to cover the unprecedented increase in weekly demand for food supply as Pantry 5000 are now supplying food to 200 vulnerable families this year which is up from an average of 160 families last year. Further that the grant be paid immediately.

CARRIED

12.5 Notice of Motion No. 33/2019 - Cr Gledhill - Solar Energy

Moved: Cr Gledhill

Seconded: Cr Staikos

1. That officers prepare a confidential report detailing potential sites within the City of Kingston that would be suitable for the installation of solar energy panels and potential energy storage systems with current ownership status of land or roof space not being a determinate factor as to inclusion in the report.
2. That land or roof space to be considered should include appropriate industrial sites together with sites within the Kingston Green Wedge. Further that any land considered within the Green Wedge must exclude areas and sites earmarked for the Chain of Parks or the Chain of Parks Trail.

CARRIED

12.6 Notice of Motion No. 34/2019 - Cr West - Protection for Former Pompei Marine Boatshed Building

Moved: Cr West

Seconded: Cr Eden

That Council encourage the owner of the Pompei boatshed site to include in his plans appropriate commemoration of the Pompei boatbuilding heritage and if possible incorporate the main boatshed building in the planned building.

Amendment

Moved: Cr Brownlees

That Council encourage the owner of the Pompei boatshed site to consider including in their plans to develop the site appropriate commemoration of the Pompei boatbuilding heritage and if possible incorporate the main boatshed building in the planned building.

The Amendment was accepted by the Mover and Seconder

The Amendment became the Motion

The Motion was CARRIED

12.7 Notice of Motion No. 35/2019 - Cr West - Need for More Information on the Housing Strategy and Neighbourhood Character Study - Council Meeting 24 June 2019

Moved: Cr West

Seconded: Cr Staikos

1. That Council officers provide a report for the next Special or Ordinary Meeting and a prior CIS discussion including the following information in an extra flier to go to all Kingston residents:
 - About 25% of Kingston's residential area is proposed to be rezoned from the interim General Residential Zone 3 (GRZ3) – with a 9m height limit – to a new GRZ , mostly with an 11m height limit;
 - In the roughly 50% of Kingston's residential area that will keep its 9m height limit in the new Neighbourhood Residential Zone (NRZ):
 - the provision that has discouraged two-storey development in the backyards of the former Residential 3/GRZ3 areas is proposed to be removed, and
 - the provision for only two dwellings on an average-sized lot, (with proportionally more on larger lots) is proposed to be removed.
2. That the flier include a brief survey questionnaire that allows people to indicate
 - their name, address, and contact details or just their street and suburb, and
 - that they understand the extent of development planned for their local area,
3. And that they either:
 - support the plans to go ahead as they are, or
 - want the plans revised to remove the extra development from their local area;
 - want the plans revised to continue Kingston's present rate of growth
 - want the plans revised to reduce Kingston's present rate of growth;
 - want the plans revised to make other changes (with space for explanation or details)
4. That the flier includes a reply paid facility to encourage residents to reply by post or on-line.

LOST

12.8 Notice of Motion No. 36/2019 - Cr Oxley - Scout Halls

Moved: Cr Oxley

Seconded: Cr Eden

That, noting the CIS discussion and report regarding Scout Halls in the City of Kingston that referenced cost - and noting the general consensus from Councillors about making Scout Halls DDA compliant; Council receive a report to the July Ordinary Meeting of Council regarding commencing such works to ensure DDA compliance immediately (with the exclusion of Lambert Island).

That a triage system be implemented for Scout Halls to ensure those requiring immediate assistance are completed first - with the remainder to be completed within 18 months.

Further that Should further time be required - officers are to provide a report explaining progress to date.

Cr Hua left the meeting at 9.49pm.

Cr Hua returned to the meeting at 9.51pm.

CARRIED

Procedural Motion

Moved: Cr Staikos

Seconded: Cr West

That the meeting be extended to 10.30pm.

CARRIED

13. Urgent Business

13.1 Electoral Representation Review

Moved: Cr Oxley

Seconded: Cr Hua

That an item of Urgent Business be considered regarding the Electoral Representation Review being conducted by the Victorian Electoral Commission.

CARRIED

Moved: Cr Oxley

Seconded: Cr Hua

That Council immediately write to the Victorian Minister for Local Government outlining the following:

1. Council is disappointed with the State Government's lack of consultation with the community and local government sector in relation to the ward boundary structure as outlined in the proposed new Local Government Act.
2. Council is disappointed with what would appear to be disingenuous consultation with the community on the ward structure through the Representation Review Process, if the Government has already decided on the outcome of this process through the Local Government Act bill to be passed through the parliament, which therefore disenfranchises members of our community with disingenuous

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consultation.

3. Council requests that the implementation of such changes in the Local Government Act be deferred until after the 2020 Council elections to allow for such changes to be properly communicated to the community and/or:
 - a. That the VEC Electoral representation review for Kingston be postponed until such a decision can be made on the timelines and implementation of the new Local Government Act.
4. Council requests an extension to the timeline for submissions to the proposed new Local Government Act till the 30th of July, to allow enough time for Council to formally resolve its position.

CARRIED

14. Confidential Items

Moved: Cr Gledhill

Seconded: Cr Brownlees

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:

14.1 Response to Notice of Motion 32/2018 - Cr Staikos Public Open Space Investigation in Oakleigh South

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)

14.2 KP-1993/5158/A 19-71 Carroll Road Oakleigh South - VCAT Appeal Lodged and Compulsory Conference Position Sought

This agenda item is confidential in accordance with the Local Government Act s89(2) as it relates to legal advice (s89 2f)

CARRIED

The meeting was closed to members of the public at 10.07pm.

Procedural Motion

Moved: Cr Gledhill

Seconded: Cr Staikos

That the meeting be opened to members of the public

CARRIED

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The meeting was opened to members of the public at 10.21pm.

The meeting closed at 10.21pm.

Confirmed.....

The Mayor 22 July 2019