

Minutes

Ordinary Meeting of Council

Monday, 27th April 2015

**City of Kingston
Ordinary Meeting of Council**

Minutes

27 April 2015

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The meeting commenced at 7.04pm in the Council Chamber, 1230 Nepean Highway, Cheltenham.

Present: Cr Geoff Gledhill (Mayor)
Cr Tamara Barth
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
Rachel Hornsby, General Manager Sustainable Planning and Development
Megan O'Halloran, Manager Communications & Community Relations
Phil De Losa, Program Leader Governance
Joanne Creedon, Governance Officer
Gabrielle Pattenden, Governance Administration Officer

1. Apologies

There were no apologies submitted to the meeting.

2. Confirmation of Minutes of Previous Meetings

Moved: Cr Peulich

Seconded: Cr Brownlees

That the Minutes of the Ordinary Meeting of Council held on 23 March 2015 and the Special Meeting of Council held on 30 March 2015 be confirmed.

CARRIED

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

Cr Brownlees declared an indirect conflict of interest in item 10.8.

The Mayor acknowledged the presence of the Mentone Primary School teachers and students in the public gallery.

The Mayor also acknowledged that the meeting was the last meeting to be attended by Rachel Hornsby, General Manager Sustainable Planning and Development. The Mayor on behalf of Council thanks Rachel for contributing to Kingston and wished her well in her future endeavours.

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4. Petitions

4.1 Chelsea Soccer Club - Sale and Consumption of Alcoholic Drinks on the Ground Level of the HD Thomas Pavilion

Moved: Cr Eden

Seconded: Cr Ronke

1. That the Petition be referred to the CEO for action.
2. That Council officers present to Council on policies that other Councils have on alcohol consumption at sporting events whilst juniors are present.
3. That Officers prepare a report on the process that was followed in the granting of the licence that is referred to, and: what level of consultation occurred, communications that occurred within Council and the status of any complaints currently applicable to this liquor licence.
4. That the chief petitioner and the Baseball Club be invited to present to CIS on his / the club's concerns about liquor sales.
5. Investigate setting up a Reserve Advisory Committee

CARRIED

5. Presentation of Awards

Naveen Satish Kumar, Junior Mayor 2014/15

The Mayor thanked Naveen for his great work, positive attitude and contribution to the Kingston City Council and Kingston community during his time as Junior Mayor.

The Mayor then presented Naveen and his family with flowers and a certificate of appreciation.

Naveen then thanked the Councillors and his family for their support during his term and expressed what a fantastic experience the 12 months was for him.

Jasmine Warber, Junior Mayor 2015/16

The Mayor introduced and congratulated the new Junior Mayor for 2015/16, Jasmine Warber.

Jasmine thanked the Mayor and expressed her excitement for the year ahead.

Jasmine was presented with her chains and robes by the Mayor and outgoing Junior Mayor Naveen.

6. Reports from Delegates Appointed by Council to Various Organisations

There were no Delegates reports presented.

7. Question Time

Question time took place at 8.43pm. Please refer to page 15 of the minutes.

Block Resolution

Moved: Cr Peulich

Seconded: Cr Brownlees

That the recommendations for Items 8.1, 8.2, 8.3, 8.4, 8.5, 9.1, 10.1, 10.3, 10.4, 10.7, 11.2, 11.5, 11.6, 11.7, 11.8 be adopted.

CARRIED

8. Sustainable Planning and Development Reports

8.1 Request from Victoria Police for New Alcohol Free Zone in Cheltenham

RECOMMENDATION

That Council:

1. Receive the information
2. Approve the statutory advertising process to be undertaken to invite public comments

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

8.2 Amendment to Footpath Activities Policy

RECOMMENDATION

That Council:

1. Receive the information
2. Resolve to amend the Footpath Activities Policy to permit the installation of glass screens in appropriate locations following the development of detailed specifications and guidelines.

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

8.3 Mentone Structure Plan Implementation - Traffic & Streetscape Improvements

RECOMMENDATION

That Council:

1. Amend the Mentone Structure Plan to reflect the new traffic arrangements as outlined in Section 3.4.1 of this report and seek formal agreement from the relevant agencies on the required re-routing of Bus Route 825 and 903.
2. Commence detailed design and tendering for construction of works as outlined in Section 3.4.1 of this report.
3. Construct an interim piazza aligned with the adjacent works at 48 Como Parade West as outlined in Section 3.4.3 of this report.
4. Prepare a car parking management plan as outlined in Section 3.4.4 of this report.
5. Prepare a localised traffic management plan with the schools located on the west side of the railway line as outlined in Section 3.4.5 of this report.
6. Write to the Transport Minister seeking Balcombe Road grade separation is consistent with Council's vision for Mentone as outlined in Section 3.4.6 of this report.

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

8.4 KP674/2013 - 9 Chapel Road, Moorabbin - The construction of a Three Storey Building comprising a Ground Floor Shop and Two (2) Dwellings.

RECOMMENDATION

That Council note the item.

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

8.5 Submission to Public Transport Victoria - New Station at Southland

RECOMMENDATION

That Council:

1. Submit a response to the consultation Public Transport Victoria are undertaking on the New station at Southland as included in Appendix 1.
2. Further engage with Government transport agencies to reinforce the opportunities identified in the submission to enhance the outcomes presented through the development of a new station at Southland.
3. Reinforce to Government Transport Agencies that any proposed changes to the number of commuter car parking spaces at the Cheltenham Station must be replaced in accordance with the opportunities identified in the Cheltenham Structure Plan.
4. Provide a briefing to the Local Members of Parliament on the work Council has completed in reviewing the preliminary station design work.

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

8.6 KP15/50 - 979-999 Nepean Hwy Moorabbin

Moved: Cr Brownlees

Seconded: Cr Bearsley

That consideration of this matter be deferred to a date to be determined.

CARRIED

9. Community Sustainability Reports

9.1 Update on Proposed Carrum Family & Childrens Centre

RECOMMENDATION

That Council:

1. Receive the information;
2. Endorse the attached concept plans (Appendix 1) and proposed funding arrangements for the project, noting the pre-commitment of funds from the 2015/16 and 2016/17 capital works budgets and authorise officers to utilise these for the purposes of undertaking community consultation over the next few months;
3. Direct officers to undertake all necessary actions to progress the development of the proposed facility and associated works, including proceeding to prepare detailed designs, undertaking community consultation and seeking tenders for the project; and
4. Endorse the principle of the temporary relocation of the 2016 Harvest Festival event and note the intention to prepare a further report on the options available to facilitate this temporary relocation.

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

10. City Assets and Environment Reports

10.1 S223 Report Regarding the Proposed Discontinuance of Land Between 9a and 11 The Corso, Parkdale

RECOMMENDATION

That Council:

1. Note the submission and Officers report.
2. Will seek agreement with the owners of 9A and 11 The Corso to ensure that appropriate easements are provided to assure access to their properties and thereafter to publish a notice in the government gazette discontinuing the road between 9A and 11 The Corso, Parkdale noting the land as a reserve, including any easements in favour of the relevant authorities.
3. Authorise Officers to undertake a landscape plan to incorporate an appropriate pathway network to provide access to the existing entrance doors of 9A and 11 The Corso, Parkdale and to implement works by no later than 31st August 2015.
4. At an appropriate time in the future seek to change the zoning of the subject land to Public Park and Recreation Reserve Zone.
5. Advise the submitters of the decision of Council.

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

10.2 Arts and Cultural Advisory Committee

Moved: Cr Brownlees

Seconded: Cr Bearsley

That Council:

1. Receive the information;
2. Appoint three community members to Council's Arts and Cultural Advisory Committee:
 - Dr Damien Williams;
 - Ms Lisa Webb;
 - Ms Natalie Reid

CARRIED

10.3 Amended Lease Plan for Mordialloc Motor Yacht Club

RECOMMENDATION

That Council agrees to amend the lease plan, previously approved by Council on March 24th 2014, to include an additional lease area for the Mordialloc Motor Yacht Club to accommodate a proposed external staircase and a barbecue area as shown on Appendix 1 .

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

10.4 Proposal to Lease Land to Cheltenham RSL

RECOMMENDATION

That Council agrees to allow Cheltenham RSL to make an application to Council to obtain the necessary planning permit for the proposed use of Council land; subject to the following:

1. The Cheltenham RSL obtaining all necessary permits and approvals for the use and construction of a deck to be located on Council land across the northern boundary of the Cheltenham RSL land and the southern boundary of the Kingston Heath Reserve;
2. The publication of a notice of intention to lease the land for 21 years to Cheltenham RSL in accordance with section 190 of the Local Government Act; and that
3. Any submissions received be considered by a committee of Council in accordance with Section 223 of Local Government Act and that such committee comprises Councillors West, Brownlees and Gledhill, General Manager of Assets and Environment and Manager, Property, Arts and Leisure; and
4. In the event no submissions are received Officers are to issue Cheltenham RSL a lease for 21 years to construct and utilise the proposed deck at a rent of \$500+GST subject to annual increases of CPI on a full repairing and insuring basis.

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

10.5 Ben Kavanagh Reserve - Master Plan and Pavilion redevelopment options

Moved: Cr Brownlees

Seconded: Cr West

That Council undertake a Public Consultation process as outlined in this report on the revised draft Ben Kavanagh Reserve Master Plan, and report back to Council with feedback and consideration of adopting the Master Plan.

CARRIED

10.6 Study of the Economic Effects of Lack of Access to the NBN in South East Melbourne's Industrial Precincts

Moved: Cr Bearsley

Seconded: Cr Eden

That Council:

1. Receive the report
2. Resolve to actively champion the issues identified in the Study with all relevant stakeholders, highlighting the importance of high speed broadband for local companies and therefore the overall Kingston economy.
3. Determine that the attachment to this report not be confidential following the adoption of a resolution in this matter.

CARRIED

10.7 Proposed Land Transfer to State Government

RECOMMENDATION

That Council authorises the Chief Executive Officer or delegate to proceed with the sale of Lot 1 on PS 641781 to the Public Transport Development Authority, for \$622,500 plus GST.

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

10.8 Moorabbin Reserve Pavilion

Cr Brownlees declared an indirect conflict of interest due to close association in Item 10.8 as his son in law is employed by St Kilda Football Club and left the room at 7.43pm prior to any discussion on the item.

Moved: Cr Peulich

Seconded: Cr Bearsley

That Council:

1. Receive the information;
2. Agree in principle to allocating \$4 million for building works under the community sports pavilion proposal at Moorabbin Reserve from the St Kilda Football Club, and \$1 million of funding for enhancement of the wider reserve public open space;
3. Subject to 2 above, direct officers to undertake negotiations to develop agreements with the St Kilda Football Club, State Government, Community Football Leagues (SFL & SMJFL) to:
 - a) Ensure tenancy arrangements for community league and club access to the community sports pavilion, proposed indoor sports courts and open space areas are accepted by the relevant groups;
 - b) Ensure community participation in the development of building and landscape design;
 - c) Develop a new 50 year (25 + 25 year at Council's option) lease with the St Kilda Football Club for the building area, sports ground playing surface and surrounds and carpark;
 - d) Ensure that as part of any new lease that the on-going building and sports ground maintenance and renewal work are undertaken and funded by the St Kilda Football Club to Council's satisfaction; and
 - e) For lease to be terminated and buildings transferred to Council if St Kilda Football Club as the AFL licence holder ceases to exist as a going concern.
 - f) Receive a briefing and legal advice regarding:
 - i. Council's ability to enforce the conditions of the lease, (when Council has been unable to enforce them under the current lease);
 - ii. How best to achieve these conditions in a new lease; and
 - iii. That the new lease be drafted in accordance with this resolution and to protect the interests of the community, the community clubs co-located on site, and council's investment in the facility.
 - g) That if St Kilda Football Club ceases to exist, or moves their substantive activities to another location, it will remove its poker machines from the facility at Linton Street, Moorabbin.
 - h) That Council's commitment to this expanded project is predicated on this project being fully funded
4. Subject to 3 above, receive a further report detailing the outcome of these negotiations for approval;
5. Subject to 2 above, direct officers to undertake all necessary actions to progress the development of the proposed facility and associated works, including negotiating contractual terms, establishing a broader project control group with independent project management responsibilities, preparation of detailed designs, undertaking community consultation and seeking tenders for the project;
6. Note progress in relation to lease/licencing discussions with stakeholders; and

7. Note progress in relation to the development of a comprehensive reserve concept landscape plan for the site.

Amendment

Moved: Cr West

That Council:

1. Receive the information;
2. *Make no further contribution from ratepayers' funds beyond the already budgeted \$1.5 million for landscape works and possible extra funds not exceeding \$1.5 million should the Community Sports Pavilion project exceed its budget;*

The proposed Amendment was ruled out of order by the Chairperson.

Amendment

Moved: Cr West

1. Receive the information;
2. *Agree in principle to allocating \$3.125 million towards the proposed St Kilda Football Club redevelopment works at Linton Street, including landscaping of surrounding parkland; this sum to include the \$1.5 million already budgeted for landscape works subject to;*
 - a) *Officers providing a report to Council on what could be achieved if the money saved were devoted instead towards:*
 - *Two new ovals for the Dingley Football Club, or*
 - *A new pavilion for the Mentone Tigers Football Club,*
 - b) *The current approved project for Kingston Council to project manage the construction of a community football pavilion to be funded according to the table on page 3 of the officer report to proceed without delay and separately from any proposed redevelopment for St Kilda Football Club, and that officers make every effort to keep to this budget, if necessary modifying plans accordingly;*
 - c) *Including provision for Council to be responsible for maintenance of all buildings on the SKFC lease and for the cost of such maintenance to be included in the leasehold payment;*
 - d) *The retention of trees and lawn on the proposed second training ground so that it can still be used for overflow parking, informal training and passive recreation;*
 - e) *That the Huggins Stand be retained and restored as part of any future St Kilda Football Club project development, and that the Trevor Barker room be re-opened as a restaurant with fine views of the football ground, as a community benefit for sports fans and local residents as well as St Kilda Football Club members.*
 - f) *Undertake a representative survey of Kingston residents to establish whether they would welcome the return of St Kilda to Moorabbin as its home ground considering the club's condition that Council pay \$5 million towards the redevelopment, and the impact that will have on the parkland and on car-parking in the local streets,*
3. Subject to 2 above, direct officers to undertake negotiations to develop

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agreements with the St Kilda Football Club, State Government, Community Football Leagues (SFL & SMJFL) to:

- a) Ensure tenancy arrangements for community league and club access to the community sports pavilion, proposed indoor sports courts and open space areas are accepted by the relevant groups;
 - b) Ensure community participation in the development of building and landscape design;
 - c) Develop a new 50 year (25 plus 25 years at Council's option) lease with the St Kilda Football Club for the building area, sports ground playing surface and surrounds *bounded by Linton Street, Doonga Avenue and the former St Kilda Bowling Club carpark and returning the parkland to council control*;
 - d) Ensure that as part of any new lease that the on-going building and sports ground maintenance and renewal work are undertaken and funded by the St Kilda Football Club to Council's satisfaction; and
 - e) For lease to be terminated and buildings transferred to Council if St Kilda Football Club as the AFL licence holder ceases to exist as a going concern.
 - f) That if St Kilda Football Club ceases to exist or moves to another home ground or retains the lease on Linen House at Belvedere Park Seaford, it will remove its poker machines from Kingston
4. Subject to 3 above, receive a further report detailing the outcome of these negotiations for approval;
 5. Subject to 2 above, direct officers to undertake all necessary actions to progress the development of the proposed facility and associated works, including negotiating contractual terms, establishing a broader project control group with independent project management responsibilities, preparation of detailed designs, undertaking community consultation and seeking tenders for the project;
 6. Note progress in relation to lease/licencing discussions with stakeholders; and
 7. Note progress in relation to the development of a comprehensive reserve concept landscape plan for the site.

The proposed Amendment was ruled out of order by the Chairperson.

The Chairperson requested that it be recorded that Cr West did not withdraw her remarks to the Chairperson regarding consideration of the proposed amendments when asked to do so.

Procedural Motion

Moved: Cr West

Seconded: Cr Eden

That this item be deferred for one week until Cr West's proposed amendments can be properly considered by Councillors and until Officers prepare a cost benefit analysis.

LOST

A Division was called:

Division:

For: Crs West and Eden (2)

Against: Crs Ronke, Peulich, Staikos, Bearsley, Barth and Gledhill (6)

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LOST

Procedural Motion

Moved: Cr Eden

Seconded: Cr West

That the Motion now be put.

LOST

Cr Barth left the meeting at 8.39pm

Cr Barth returned to the meeting at 8.40pm

The Substantive Motion was put and CARRIED

A Division was Called:

DIVISION:

FOR: Crs Ronke, Peulich, Staikos, Bearsley, Barth and Gledhill (6)

AGAINST: Cr West (1)

ABSTAIN: Cr Eden (1)

CARRIED

Cr Brownlees returned to the meeting at 8.42pm

Question Time took place at 8.43pm

Question 1

Julie Teralto of Bonbeach asked,

“Is alcohol more important than kids at a sporting club where kids have elected to be part of a club who ensure their best needs are developed?”

Question 2

Christopher Lonergan of Patterson Lakes asked,

“Does Council support the view of the Australian Sports Commission 2005 Junior Sports Guidelines that the use of alcohol should be banned at any authority connected with sport, and prohibit the consumption of alcohol at junior matches.”

Question 3

Tina Laudani of Dingley asked,

“Is it appropriate to remove or to place 500 members in comparison to approximately 60 members to another ground and have baseball sell alcohol during a game in front of young minds that look up to adults who are making inappropriate decisions to consume alcohol? What kind of impression and understanding message are you sending to these kids?”

Question 4

Robert Dodich of Waterways asked,

1. *“Does the liquor licence variation to Chelsea Baseball Club Inc. approved on 20/02/15 viewed by the City of Kingston as a lawful application in which all relevant information was disclosed to VCGB?”*

2. *“Does the City of Kingston believe the liquor licence variation to Chelsea Baseball Club Inc. approved on 20/02/15 that permits consumption of alcohol sold by the Baseball Club on any part of Edithvale Recreation Reserve will increase or create any risk of anti-social behaviour or alcohol related violence?”*

Question 5

Louise Overberg of Edithvale asked,

“How does Council believe that the obvious presence of alcohol at junior sporting matches benefits the community?”

Question 6

Domenic Boccari of Chelsea asked,

1. *“Kingston Council held a seminar with clubs ‘How to Create a Positive Culture in a Club’, is selling and consuming alcohol at ground level while children are playing sports or just having fun a positive culture?”*
2. *“Why did Council sign off the liquor licence that the Chelsea Baseball Club applied for knowing that children are playing soccer after 12pm on Sundays?”*
3. *“Why don’t Council have a policy about alcohol now permitted to be sold or consumed at ground level?”*
4. *“Why was the application for the liquor licence application not presented to all Councillors?”*
5. *Why does any club need to serve and consume alcohol at ground level outside if they have a spot upstairs to do so?”*

The CEO provided the following response to Questions 1 – Question 6,

Council is not supportive of or aware of the Baseball Club, or anyone else at the Reserve proposing to serve alcohol during junior competition sporting events. It is also Council’s understanding that the Chelsea Baseball Club has advised of will not serve alcohol until after 2pm.

Council does not allocate or approve alcohol licences. This is done by the Victorian Commission for Gambling and Liquor Regulation (VCGLR). Council did give permission as the landlord for the soccer and baseball clubs to apply for liquor licences to the VCGLR for alcohol consumption at the HD Bert Thomas Pavilion in the upstairs area and for the Baseball Club for the downstairs northern canteen.

There are a number of alcohol consumption licences in place at a number of Kingston sporting pavilions and grounds that a range of clubs have successfully applied to the VCGLR for.

All holders of liquor licences are required to comply with all relevant legislation and the responsible servicing of alcohol.

Question 7

Tasos Dimitriu of Clayton South asked,

“What is the Council doing about the very noisy and annoying seagulls that are currently hanging around every night on factories in Clayton South?”

The CEO provided the following response,

Seagulls are a native animal under state legislation are the responsibility of the property owner, Council has no legal authority and a permit from State Government is required to trap or eliminate them. Council continues to advocate to the landfill operators to ensure they are appropriately covering the tip face at the end of each da

and to the EPA to enforce this. Council is also preparing a Seagull Strategy that will provide advice to property owners.

Question 8

Tasos Dimitriu of Clayton South asked,

“Is a record kept for items reported to Council by residents (i.e. blocked drains or rubbish on footpaths)?”

The CEO provided the following response,

“Council records all customers’ requests for service and residents are advised of a service request number for future tracking. Residents can lodge requests in person or by phone, mail or email or social media. Council then tracks and reports on the status of all requests lodged.”

Question 9

Tasos Dimitriu of Clayton South asked,

1. *“What is the Council’s tree planting and tree selecting policy? Why are some Council’s planting nice trees yet Kingston seem to plant some average trees, see Fitzroy, South Yarra and other areas.”*
2. *“What is the Council doing about new trees (just planted) that residents remove from nature strips, is a record kept on where trees are planted?”*

The CEO provided the following response,

Council’s tree planting policy is a public document available on Council’s website. Council’s choice of trees in some areas compared to Fitzroy and South Yarra is restricted due to our coastal environment. Each year Council plants approximately 250 trees and Council will replace any vandalised trees.

Question 10

Tasos Dimitriu of Clayton South asked,

“I note that trees replaced in Macmillan Street or about to be replaced. What is the reason for replacement and when is Clayton Road going to get new trees? The current trees on Clayton Road have pods that fall on the road, footpath and people’s front yards. Clayton South Village Committee tried for more than three years to have these trees replaced with no success. These trees are a danger to residents and Council should take action.”

The CEO provided the following response,

“This question is taken on notice and officers will respond directly to the resident.”

Question 11

Maureen Lim of Bonbeach asked,

1. *“Regarding the request for proposal process for the new aged care facility;
 - a. How many proposals has the Council received?
 - b. How many of those were from not for profit providers?
 - c. Did any proposals include the development of a facility in the Remo Street site?
 - d. Did any proposals propose retaining Corben House in conjunction with the new facility?”*
2. *“In light of the Officer advice to two notices of motion on Aged Care and of Council’s policy to provide high quality aged care also provided in the agenda, how can Council assess the application it has without taking into consideration the*

survey results provided in the agenda that not for profit and smaller facilities provide on average better care?"

The CEO provided the following response,

"Independent probity auditors have previously advised it is not appropriate to reveal any information about respondents or the content of their submissions at this time. In due course there will be a report to Council evaluating proposals received. Officers will assess the proposals based on the evaluation criteria and assessment principles previously determined by Council. The report to Council will include assessment against these criteria."

11. Corporate Services Reports

11.1 VAGO Report - Effectiveness of Support for Local Government

Moved: Cr Peulich

Seconded: Cr Brownlees

That Council:

1. Receive the information;
2. Write to the Minister for Local Government expressing its support for the review of the MAV Act 1907 and requesting the review process include broad consultation with the Victorian Local Government sector; and
3. Write to the President of the MAV to seek assurance that the Auditor-General's recommendations will be implemented in a timely and transparent manner.

Procedural Motion

Moved: Cr West

Seconded: Cr Peulich

That this item be deferred until the May Ordinary Meeting of Council .

CARRIED

11.2 Motions for MAV State Council Meeting - May 2015

RECOMMENDATION

That Council endorse the motions submitted to the MAV on Friday 17 April (shown in Appendix 1) for consideration at the MAV State Council Meeting on 15 May 2015.

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

11.3 Municipal/District Cooperation Agreement with the Timor-Leste Government

Moved: Cr Barth

Seconded: Cr Staikos

That Council provides a 5-year commitment to the Municipal/District Cooperation Agreement and authorises the Chief Executive Officer to allocate additional resources to support the initiative.

CARRIED

11.4 Advertising of Proposed 2015/16 Draft Budget

Moved: Cr Brownlees

Seconded: Cr Peulich

That Council:

1. Notes the proposed Draft Budget annexed to this report prepared in accordance to Section 127 of the Local Government Act 1989.
2. Delegates the Chief Executive Officer to give public notice of the proposed Draft Budget in accordance with Section 129(1) of the Local Government Act 1989, and
3. In accordance with section 223(1) determines that a Special Meeting of Council be held on Monday 1 June 2015 at 6.00pm at 1230 Nepean Highway, Cheltenham for the purposes of hearing submissions in relation to the proposed Draft Budget.

CARRIED

11.5 Review of Investment Policy

RECOMMENDATION

That Council adopt the policy as attached.

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

11.6 Investment Policy Report - March 2015 Quarter

RECOMMENDATION

That Council note that its funds as at 31 March 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 Council Ward Grants

RECOMMENDATION

That Council approve the recommended Council Ward Grants in accordance with the table of Councillor recommendations in Appendix 1.

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

11.8 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.

Cr Eden left the meeting left the meeting at 9.14pm

12. Notices of Motion

12.1 Notice of Motion No. 9/2015 - Cr Peulich - Peninsula & Kingswood Golf Clubs Merger

Moved: Cr Peulich

Seconded: Cr West

That Council;

1. Condemns the merger of the Peninsula Golf Club and the Kingswood Golf Club and notes that the merger process was unconstitutional.
2. Writes to the State and Federal Government and relevant Ministers, calling for a review of the merger process, given the dangerous precedent it sets for other golf clubs.

Cr Eden returned to the meeting at 9.19pm.

CARRIED

12.2 Notice of Motion No. 18/2015 - Cr West - Consideration of any Proposals to Redevelop Remo Street

The Notice of Motion was withdrawn by Cr West

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**12.3 Notice of Motion No. 19/2015 - Cr West - Assessment of Proposals for
Handing Over Council's Aged Care Facilities**

The Notice of Motion was withdrawn by Cr West

13. Urgent Business

Moved: Cr Staikos

Seconded: Cr Brownlees

That an Item of Urgent Business regarding the allocation of a Ward Grant be considered.

CARRIED

Moved: Cr Staikos

Seconded: Cr Peulich

That a Ward Grant of \$1000 be allocated to the Better Man Foundation.

CARRIED

14. Confidential Items

Moved: Cr Peulich

Seconded: Cr Brownlees

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

Confidential Appendices

10.2 Arts and Cultural Advisory Committee

Appendix 2, Detailed Assessments - Arts and Cultural Advisory Committee Community Member Applications

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

10.7 Proposed Land Transfer to State Government

Appendix 1, Proposed Land Transfer to State Government Confidential Council Meeting 28 July 2014 (2)

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

10.7 Proposed Land Transfer to State Government

Appendix 2, Confidential Minutes Ordinary Meeting of Council 28 July 2014

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

12.1 Notice of Motion No. 9/2015 - Cr Peulich - Peninsula & Kingswood Golf Clubs Merger

Appendix 1, Legal Advice - Kingswood Golf Course - Maddocks Lawyers

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

12.2 Notice of Motion No. 18/2015 - Cr West - Consideration of any Proposals to Redevelop Remo Street

Appendix 3, Legal Advice Maddocks Aged Care Facility Resolutions

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

12.2 Notice of Motion No. 18/2015 - Cr West - Consideration of any Proposals to Redevelop Remo Street

Appendix 4, Legal Advice - Russell Kennedy re dual RFP Process - CIS meeting 17 November 2014

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

12.2 Notice of Motion No. 18/2015 - Cr West - Consideration of any Proposals to Redevelop Remo Street

Appendix 5, Assessment of Dual Request for Proposal Process for Kingston City Council - Legal Advice Russell Kennedy November 2014

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

12.3 Notice of Motion No. 19/2015 - Cr West - Assessment of Proposals for Handing Over Council's Aged Care Facilities

**City of Kingston
Ordinary Meeting of Council**

Minutes

27 April 2015

Appendix 4, Legal Advice Maddocks Aged Care Facility Resolutions

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

CARRIED

The meeting was closed at 9.42pm

Confirmed.....

The Mayor 25 May 2015