

Minutes

Ordinary Council Meeting

Monday, 24th October 2022

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**City of Kingston
Ordinary Council Meeting**

Minutes

24 October 2022

The meeting commenced at 7.06pm in the Council Chamber, 1230 Nepean Highway, Cheltenham.

Present: Cr Steve Staikos (Mayor)
Cr Jenna Davey-Burns (Deputy Mayor)
Cr Tamsin Bearsley
Cr Tim Cochrane
Cr Tracey Davies
Cr David Eden
Cr Chris Hill
Cr Cameron Howe
Cr Georgina Oxley
Cr Hadi Saab

In Attendance: Peter Bean, Chief Executive Officer
Jonathan Guttman, General Manager Planning and Place
Dan Hogan, General Manager Customer and Corporate Support
Samantha Krull, General Manager Infrastructure and Open Space
Sally Jones, General Manager Community Strengthening
Bernard Rohan, Chief Financial Officer
Phil De Losa, Manager Governance
Patrick O’Gorman, Governance Officer
Gabrielle Pattenden, Governance Officer

1. Apologies

An apology from Cr Hua was submitted to the meeting.

Moved: Cr Bearsley

Seconded: Cr Davies

That the apology from Cr Hua be received.

CARRIED

2. Confirmation of Minutes of Previous Meetings

Moved: Cr Hill

Seconded: Cr Davies

That the Minutes of the Ordinary Council Meeting held on 26 September 2022, the Special Council Meeting held on 10 October 2022 and the Special Council Meeting held on 17 October 2022 be confirmed.

CARRIED

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

The CEO, Peter Bean foreshadowed a declaration of a conflict of interest in Item 15.1 – CEO Employment Matters.

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4. Petitions

Nil

5. Presentation of Awards

Nil

6. Reports from Delegates Appointed by Council to Various Organisations

Cr Davey-Burns reported on the Kingston's Spring Fair Event which was held at Keeley Park, Clayton South on 22 October.

Cr Hill reported on the proposed closure of the level crossing at Latrobe Street, Mentone.

The Mayor, Cr Staikos reported on the Municipal Association of Victoria State Council Meeting.

Moved: Cr Davey-Burns

Seconded: Cr Hill

That the delegates' reports be received.

CARRIED

7. Question Time

No questions were submitted.

En Bloc Resolution

Moved: Cr Davies

Seconded: Cr Cochrane

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

8.1 Town Planning Application Decisions - September 2022

9.1 Municipal Public Health and Wellbeing Plan: Year 1 Achievements and Year 2 Health Plan Action Plan

9.3 Draft 2022-2026 Kingston Youth Strategy

11.2 Informal Meetings of Councillors

11.3 Bi-Annual Report from the Audit and Risk Committee - September 2022

11.6 Award of Contract CON-22/005 - Provision of New Laptop Computers

Cr Eden left the meeting at 7:21pm.

Cr Eden returned to the meeting at 7:23pm.

CARRIED

8. Planning and Place Reports

8.1 Town Planning Application Decisions - September 2022

RECOMMENDATION

That the report be noted.

Note: Refer to page 4 of the Minutes where this item was resolved *en bloc*.

8.2 Community Engagement Outcome - Personal Watercraft (Jet Ski Boats)

Moved: Cr Davey-Burns

Seconded: Cr Hill

That Council:

1. Receive the results of the recent Personal Watercraft community consultation; and
2. Forward the letter prepared as Appendix 4 to this report to the responsible State Government Agencies and Minister for Fishing and Boating, Minister for Ports and Freight and the Minister for Environment and Climate Action outlining the feedback Council has received from its community seeking increased education and awareness campaign, increased regulatory capacity and enforcement to enhance public safety and amenity and a further review of existing regulations and engagement associated with the use of Personal Watercraft, subject to the amendment of the letter to replace the words “restricting use” with “better regulation”.

CARRIED

9. Community Strengthening Reports

9.1 Municipal Public Health and Wellbeing Plan: Year 1 Achievements and Year 2 Health Plan Action Plan

RECOMMENDATION

That Council:

1. Note the achievements from the Year 1 implementation of the Municipal Public Health and Wellbeing Plan 2021-25; and
2. Endorse the Year 2 Health Plan Action Plan for the Municipal Public Health and Wellbeing Plan 2021-25.

Note: Refer to page 4 of the Minutes where this item was resolved *en bloc*.

9.2 Response to Notice of Motion 13/2021 - Cr Howe - Public Art Budget

Moved: Cr Howe

Seconded: Cr Davey-Burns

That Council note that the following documents will be presented for adoption by the July 2023 Ordinary Council Meeting:

1. A revised Public Art Policy.
2. A Public Art Strategic Placement Plan, highlighting the Patterson River Art Trail as a priority with consideration of the following:
 - a) Provision of a series of interconnected art trails (including Patterson River)
 - b) Identification of high priority and high stature public art zones across the municipality (including Patterson River)
 - c) Provision of forecasted financial commitments for public art investment into identified public art zones; and
3. Public art curatorial and commissioning guidelines to inform the acquisition and collection management process for public art assets.

CARRIED

9.3 Draft 2022-2026 Kingston Youth Strategy

RECOMMENDATION

That Council

1. Proceed to community consultation on the draft 2022 – 2026 Kingston Youth Strategy, Action Plan and Evaluation Plan; and
2. Receive a further report at the December Council Meeting to consider adoption.

Note: Refer to page 4 of the Minutes where this item was resolved *en bloc*.

10. Infrastructure and Open Space Reports

Nil

11. Customer and Corporate Support Reports

11.1 Quick Response Grants

Moved: Cr Hill

Seconded: Cr Davey-Burns

That Council approve the following Quick Response Grant applications:

- Henan Province Hometown Association Australia Inc - \$1500.00;
- Nola Barber Kindergarten - \$1000.00;
- Heatherton RAID (Residents Against Inappropriate Development) Inc - \$1500.00;
- Yarrabah School - \$1500.00;
- The Chinese International Cheongsam Association of Australia Inc - \$1500.00;
- MiCare Ltd - \$1000.00;
- Bonbeach Cricket Club - \$1500.00;
- Mentone Little Athletics Club - \$660.00; and
- Clarinda Seniors Social Club - \$400.00.

CARRIED

11.2 Informal Meetings of Councillors

RECOMMENDATION

That Council receive the report.

Note: Refer to page 4 of the Minutes where this item was resolved *en bloc*.

11.3 Bi-Annual Report from the Audit and Risk Committee - September 2022

RECOMMENDATION

That Council receive the Bi-annual Report of the Audit and Risk Committee.

Note: Refer to page 4 of the Minutes where this item was resolved *en bloc*.

11.4 Response to Notice of Motion 21/2022 - Philanthropist Outreach Program

Moved: Cr Howe

Seconded: Cr Saab

That Council:

1. Receive the report; and
2. Recognising difficulties in fundraising through philanthropy, instead direct the Chief Executive Officer to consider sponsorship opportunities for any potentially suitable future capital work project, event or service program as part of standard operational functions.

CARRIED

11.5 Response to Resolution: Accessibility of Council Meetings

Moved: Cr Oxley

Seconded: Cr Saab

That Council:

1. Receive and note the report investigating and implementing accessibility measures as previously directed under resolution;
2. Trial live closed captioning for scheduled Council meetings and Planning Committee meetings and unscheduled Special Council meetings (where practicable), beginning February 2023 for a period of 12 months;
3. Seek to continuously improve live streaming as operationally practical and funded within existing operational budgets; and
4. Implement a feedback form on Council's streaming website to get feedback on Council's live streaming service and regularly review any feedback received.

Cr Howe left the meeting at 8:03pm.

Cr Howe returned to the meeting at 8:06pm.

CARRIED

11.6 Award of Contract CON-22/005 - Provision of New Laptop Computers

RECOMMENDATION

That Council:

1. Receive the information and note the outcome of the tender assessment process for CON-22/005, as set out in the confidential appendix attached to this report; and
2. Award Contract 22/005 – Provision of Laptop Computers as a schedule of rates contract to Learning with Technologies Pty Ltd to a value of up to \$1,400,000 (exclusive of GST) of new laptops, computers, peripherals, accessories and associated services for a contract period of three (3) years.

Note: Refer to page 4 of the Minutes where this item was resolved *en bloc*.

11.7 Consideration of the 2021-22 Annual Report

Cr Cochrane left the meeting at 8:09pm.

Moved: Cr Hill

Seconded: Cr Davey-Burns

That Council consider the 2021–22 Annual Report in accordance with the *Local Government Act 2020*.

Cr Cochrane returned to the meeting at 8:13pm.

CARRIED

12. Chief Finance Office Reports

Nil

13. Notices of Motion

13.1 Notice of Motion No. 24/2022 - Cr Oxley - Educational/Historical Signage along the Longbeach Trail

Moved: Cr Oxley

Seconded: Cr Bearsley

That officers provide a report no later than February 2023 outlining opportunities for educational/historical signage along the Longbeach Trail like the attached images.

Signage opportunities could include information (but not limited to):

- Wetlands
- Flora and Fauna
- Historical references

CARRIED

13.2 Notice of Motion No. 25/2022 - Cr Oxley - Use of Car Stackers

Moved: Cr Oxley

Seconded: Cr Hill

That Council write to inner and middle Victorian Metropolitan Local Government Councils seeking information and their experiences within their municipality on the use of car stackers and car lifts as a form of car-parking in multi-unit developments.

CARRIED

14. Urgent Business

There were no items of urgent business.

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15. Confidential Items

Moved: Cr Saab

Seconded: Cr Hill

That in accordance with section 66(1) and 66(2)(a) of the *Local Government Act 2020*, the meeting be closed to members of the public for the consideration of the following confidential items:

15.1 Response to Resolution - CEO Employment Matters

This agenda item is confidential information for the purposes of section 3(1) of the Local Government Act 2020:

- because it is personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs (section 3(1)(f)), and
- the explanation as to why the specified ground/s applies is that it deals with employment conditions between the Council and the Chief Executive Officer.

Cr Eden left the meeting at 8.37pm.

CARRIED

The meeting was closed to members of the public at 8.37pm.

Procedural Motion

Moved: Cr Saab

Seconded: Cr Davey-Burns

That the meeting be opened to members of the public.

CARRIED

The meeting was opened to members of the public at 8.41pm.

The meeting closed at 8.41pm.

Confirmed.....

The Mayor 28 November 2022