

Ordinary Meeting of Council

held at the Civic Centre, Civic Drive, Greensborough
on Tuesday 25 February 2020 commencing at 7:00pm.

Minutes

Carl Cowie
Chief Executive Officer

Friday 28 February 2020

Distribution: Public

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Nillumbik Shire Council

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Nillumbik Shire Council

**Minutes of the Ordinary Meeting of Nillumbik Shire Council held
Tuesday 25 February 2020. The meeting commenced at 7:00pm.**

Councillors present:

Cr Karen Egan	Bunjil Ward (Mayor)
Cr Grant Brooker	Blue Lake Ward
Cr John Dumaresq	Edendale Ward
Cr Peter Perkins	Ellis Ward
Cr Jane Ashton	Sugarloaf Ward
Cr Bruce Ranken	Swipers Gully Ward
Cr Peter Clarke	Wingrove Ward

Officers in attendance:

Carl Cowie	Chief Executive Officer
Vince Lombardi	Chief Financial Officer
Hjalmar Philipp	Director Operations and Infrastructure
Blaga Naumoski	Executive Manager Governance, Communications and Engagement
Corrienne Nichols	Executive Manager Communities
Jeremy Livingston	Executive Manager Business Transformation and Performance
Rosa Zouzoulas	Executive Manager Planning and Community Safety
Enrique Gutierrez	Manager Capital Works
Natalie Town	Senior Communications Officer
Katia Croce	Governance Lead

1. Welcome by the Mayor

2. Reconciliation statement

The reconciliation statement was read by the Mayor, Cr Karen Egan.

3. Prayer

A prayer was read by Samuel Scott of Hurstbridge Christian Fellowship.

4. Apologies

Nil

5. Presentations

Nil

6. Confirmation of minutes

Confirmation of minutes of the Ordinary Council Meeting held on Tuesday 28 January 2020.

Council Resolution

MOVED: Cr Peter Perkins

SECONDED: Cr Jane Ashton

That the minutes of the Ordinary Council Meeting held on Tuesday 28 January 2020 be confirmed.

CARRIED

7. Disclosure of conflicts of interest

Nil

8. Petitions

Nil

9. Questions from the gallery

Bill Lord asked Council:

Given that at last election Federal Labor offered Nillumbik Council \$4m should they win the election to complete the Diamond Creek Regional Trail, why is Council now only asking for a grant from the State Government for a grant to now finish the trail, but not the Liberal Federal Government? (See minutes of last Future Nillumbik meeting.)

Response

The advocacy document endorsed by Council at the February 2020 Future Nillumbik meeting is an open request for funding to all political parties and all levels of government.

Alexander Collum asked Council:

1. During the VEC's representation review of Nillumbik the Mayor spoke at a public hearing on behalf of Council's submission. In the final report on the review the VEC noted that during the Mayor's comments she said in relation to councillor composition "the current council was 'in the middle of the spectrum' with 'two blues, two reds and three basically in the middle'" (page 18). Attendees of the hearing have also confirmed that the Mayor made this comment. Would the Council please identify which councillors the Mayor, speaking on behalf of Council, suggested are 'blue', 'red', and 'in the middle'?

Response

I actually addressed the panel as an individual Councillor, not on behalf of Council. I specifically stated my view on the matter and I have nothing further to add, except that it was in relation to development.

2. The Assembly of Councillors report notes that at the councillor briefing on 4 February 2020 one of the items council considered was 'North East Link Site Prospectus Update'. Would the Council please elaborate on what this item concerns?

Response

A request to admit the item as Urgent Business will be considered later tonight.

The CEO, pursuant to section 77(2)(c) of the *Local Government Act 1989*, has designated the item confidential because it is any other matter which the Council considers would prejudice the Council or any person pursuant to section 89(2)(h) of the Act.

For this reason, I cannot elaborate on what this item concerns unless Council resolves otherwise.

Greg Johnson on behalf of Friends of Nillumbik asked Council:

Council is aware of the illegal killing of kangaroos in Kangaroo Ground in July of last year. These killings were outside the DELWP permit process. Given that the Council Plan as well as the Green Wedge Management Plan emphasize conserving the natural environment as Victoria's biggest tourist attraction, including protecting indigenous fauna, will council seek a more active role in kangaroo management and the illegal use of fire arms?

Response

With regard to the matter referred to which occurred on 7 July 2019, Council reported the matter immediately to DELWP. They advised they were aware that Wildlife Victoria volunteers had euthanised the kangaroos due to sickness.

10. Reports of Advisory Committees

AC.002/20 Advisory Committee Report

Distribution: Public

Manager: Blaga Naumoski, Executive Manager Governance, Communications and Engagement

Author: Alena Spry, Governance Officer

Summary

Council has a range of Advisory Committees which provide a formal mechanism for Council to consult with key stakeholders, seek specialist advice and enable community participation. Although they do not make any formal decisions, they provide valuable advice to Council.

In accordance with Advisory Committee Terms of Reference, the minutes of meetings are presented to Council.

Council Resolution

MOVED: Cr Grant Brooker

SECONDED: Cr Jane Ashton

That Council notes the minutes of the following meetings:

- Inclusion Advisory Committee held on 24 October 2019;
- Positive Ageing Advisory Committee held on 6 December 2019;
- Positive Ageing Advisory Committee held on 10 January 2020; and
- Positive Ageing Advisory Committee held on 14 February 2020.

CARRIED

11. Reports of Special Committees

Nil

12. Officers' reports

OCM.019/20 Nillumbik Housing Strategy Review - Discussion Paper

Distribution: Public

Manager: Rosa Zouzoulas, Executive Manager Planning and Community Safety

Author: Paul Fyffe, Senior Strategic Planner
Julie Paget, Strategic Planner

Summary

Responding directly to the Council Plan, the review of the Nillumbik Housing Strategy will establish a clear policy position influencing the location, type, form, diversity and scale of housing across the Shire, in line with existing neighbourhood character and responding to community needs.

Council Resolution

MOVED: Cr Peter Clarke

SECONDED: Cr Grant Brooker

That Council:

1. Endorses the Nillumbik Housing Strategy Discussion Paper (**Attachment 1**) for public consultation.
2. Notes that consultation will take place in March 2020 and submissions on the Discussion Paper will be heard at the May 2020 Future Nillumbik Committee meeting.

CARRIED

12. Officers' reports**OCM.020/20 Public Engagement on the Draft Structure Plan for the Eltham Major Activity Centre**

Distribution: Public**Manager: Rosa Zouzoulas, Executive Manager Planning and Community Safety****Author: Paul Fyffe, Senior Strategic Planner****Julie Paget, Strategic Planner****Summary**

This report presents a draft of a new structure plan for the Eltham Major Activity Centre and recommends Council endorses the draft for public engagement.

The Eltham Major Activity Centre was created by state government policy in 2002 and its development has been guided by the Eltham Major Activity Centre Structure Plan, which was adopted by Council in 2004. The structure plan is now highly dated and does not adequately reflect current issues and opportunities. Consequently, it is an action in the current Council Plan to develop a new plan.

A new structure plan has now been drafted, which is provided as **Attachment 1**. The draft document is based on a significant round of public consultation conducted in 2018, input from a community advisory group, as well as technical and research reports on economics, traffic, urban design etc.

The focus of the draft structure plan is to improve the prosperity of the Eltham Major Activity Centre and the service it provides to the local community, whilst also providing a centre which better reflects Eltham's preferred character and heritage.

Further development of the structure plan will be greatly assisted by public engagement on the document. A six week period of public engagement is proposed to allow the community to fully consider the draft and provide feedback.

Council Resolution

MOVED: Cr Peter Clarke**SECONDED: Cr Grant Brooker****That Council:**

1. Endorses the draft Eltham Major Activity Centre Structure Plan, provided as **Attachment 1**, for public engagement.
2. Requests a report to the July 2020 Future Nillumbik Committee meeting which considers the public feedback to the draft structure plan and recommends any changes to the document which are considered necessary in response.

CARRIED

Vince Lombardi, Chief Financial Officer temporarily left the meeting during discussions of the above item at 7:18pm and returned at 7:21pm.

12. Officers' reports

OCM.021/20 Public Engagement on the Draft Structure Plan for the Diamond Creek Major Activity Centre

Distribution: Public

Manager: Rosa Zouzoulas, Executive Manager Planning and Community Safety

**Author: Julie Paget, Strategic Planner
Paul Fyffe, Senior Strategic Planner**

Summary

This report presents a draft of a new structure plan for the Diamond Creek Major Activity Centre and recommends Council endorses the draft for public engagement and to seek submissions to the draft.

The current Diamond Creek Major Activity Centre Structure Plan was prepared in 2002 (adopted 2006) and forms the basis for local policy 22.14 of the Nillumbik Shire Planning Scheme. The current structure plan is dated and does not adequately reflect current issues and opportunities in Diamond Creek. Consequently, it is an action in the current Council Plan to develop a new structure plan.

A new structure plan has been drafted, which is provided as **Attachment 1**. The draft document is based on a significant feedback resultant from public consultation conducted in 2018, technical reports including economics, traffic and urban design among other matters. These reports were prepared with input from a community advisory group.

The focus of the draft structure plan is to improve the prosperity of the Diamond Creek Activity Centre and the services it provides to the local community, whilst providing a centre which better reflects Diamond Creek's preferred township character and heritage.

Further development of the structure plan would be greatly assisted by public engagement on the document. A six week period of public engagement is proposed to allow the community to fully consider the draft and provide feedback.

Council Resolution

MOVED: Cr Peter Perkins
SECONDED: Cr Bruce Ranken

That Council:

1. Endorses the draft Diamond Creek Major Activity Centre Structure Plan, provided as **Attachment 1**, for public engagement.
2. Requests a report to the July 2020 Future Nillumbik Committee meeting which considers the public feedback to the draft structure plan and recommends any changes to the document which are considered necessary in response.

CARRIED

12. Officers' reports

OCM.022/20 Council Plan Quarterly Performance Report

Distribution: Public

Manager: Jeremy Livingston, Executive Manager Business Transformation and Performance

Author: James Hartigan, Business Performance Analyst
Sue Richards, Business Support Officer

Summary

The purpose of this report is to present the Council Plan Quarterly Performance Report for Council's consideration. The Quarterly Performance Report (**Attachment 1**) provides the mid-year update on delivery progress and performance of the 2019-2020 Annual Plan priority actions, which aligns to delivery of the Council Plan 2017-2021.

Of the 40 actions in the 2019-2020 Annual Plan, 32 are "on track", three are "completed", one action is now part of "business as usual" activities, and four actions are "yet to commence".

The year's performance against the delivery of the Council Plan will be published in the Annual Report 2019-2020, which will be presented to the Minister for Local Government before 30 September 2020.

Council Resolution

MOVED: Cr Bruce Ranken

SECONDED: Cr Grant Brooker

That Council receives the Council Plan Quarterly Performance Report (**Attachment 1**) for the second quarter of 2019-2020, being the period ended 31 December 2019.

CARRIED

12. Officers' reports

OCM.023/20 Local Government Performance Reporting Framework - Service Performance Progress Report - 2019/2020 Financial Year

Distribution: Public

Manager: Jeremy Livingston, Executive Manager Business Transformation and Performance

**Author: James Hartigan, Business Performance Analyst
Sue Richards, Business Support Officer**

Summary

The purpose of this report is to present to Council the Local Government Performance Reporting Framework (LGPRF) mid-year service performance results for the 2019-2020 financial year. The report measures Council's current performance against the expected range (based on LGPRF guidelines set by State Government) as well as compares Council's current performance against the 2018-2019 end of financial year result. This is the first time Council is completing a mid-year progress update on the LGPRF indicators with the aim of the report to provide more frequent and current data to better monitor and address any issues or trends.

Council Resolution

MOVED: Cr Bruce Ranken

SECONDED: Cr Jane Ashton

That Council notes the Local Government Performance Reporting Framework service performance results for the period from July to December 2019.

CARRIED

12. Officers' reports

OCM.024/20 Assembly of Councillors

Distribution: Public

Manager: Blaga Naumoski, Executive Manager Governance, Communications and Engagement

Author: Alena Spry, Governance Officer

Summary

In accordance with section 80A(2) of the *Local Government Act 1989*, Council is required to report as soon as practicable to an Ordinary Council Meeting a record of any assemblies of Councillors held.

This report lists assemblies of Councillors forms that have been submitted since the matter was last reported to Council on 28 January 2020.

An Assembly of Councillors record was kept for:

- Councillor Briefing – 21 January 2020;
- Pre-meeting to Ordinary Council Meeting – 28 January 2020;
- Councillor Briefing – 4 February 2020;
- Councillor Briefing and Pre-meeting to Future Nillumbik Committee – 11 February 2020;
- Living & Learning Nillumbik Advisory Committee – 12 February 2020; and
- Positive Ageing Advisory Committee – 14 February 2020.

Recommendation

That Council, in accordance with section 80A(2) of the *Local Government Act 1989*, receives the records of the assemblies of Councillors held on 21 January 2020, 28 January 2020, 4 February 2020, 11 February 2020, 12 February 2020 and 14 February 2020 (**Attachment 1**).

Motion

MOVED: Cr Bruce Ranken

SECONDED: Cr Peter Perkins

That Council, in accordance with section 80A(2) of the *Local Government Act 1989*, receives the records of the assemblies of Councillors held on 21 January 2020, 28 January 2020, 4 February 2020, 11 February 2020, 12 February 2020 and 14 February 2020 (**Attachment 1**), **with the amendment of Cr Jane Ashton being an apology for 11 February 2020 assembly.**

THE MOTION WAS PUT TO THE VOTE AND CARRIED AND BECAME THE COUNCIL RESOLUTION AS FOLLOWS:

12. Officers' reports

OCM.024/20 Assembly of Councillors

Council Resolution

MOVED: Cr Bruce Ranken

SECONDED: Cr Peter Perkins

That Council, in accordance with section 80A(2) of the *Local Government Act 1989*, receives the records of the assemblies of Councillors held on 21 January 2020, 28 January 2020, 4 February 2020, 11 February 2020, 12 February 2020 and 14 February 2020 (**Attachment 1**), with the amendment of Cr Jane Ashton being an apology for 11 February 2020 assembly.

CARRIED

12. Officers' reports

OCM.025/20 Quarterly Risk and Safety Report

Distribution: Public

Manager: Jeremy Livingston, Executive Manager Business Transformation and Performance

Author: Craig Commene, Risk and Safety Lead

Summary

This report provides a summary of Council's Risk and Safety Report for the quarter ended December 2019.

The report is presented in accordance with the Local Government Performance Reporting Framework (LGPRF). This reporting framework requires the presentation of a report to Council at least every six months, detailing the strategic risks, operational risks, the consequences and likelihood of occurrence, and risk mitigation strategies.

Risk and Safety reporting to Council is tabled each quarter following consideration by the Audit and Risk Committee.

A separate confidential report in this agenda provides detailed information for Council's consideration. It is recommended that this detailed report remain confidential as it includes information which may prejudice the Council or another person.

Council Resolution

MOVED: Cr Bruce Ranken

SECONDED: Cr Peter Clarke

That Council notes this report.

CARRIED

The confidential report relating to this item was heard in a closed meeting and Council resolved to make the following resolution public:

Council Resolution

MOVED: Cr Bruce Ranken

SECONDED: Cr Peter Perkins

That Council:

1. Notes the summary of the confidential Quarterly Risk and Safety Report for the quarter ending December 2019.
2. Resolves that the Report remains confidential in accordance with sections 77 and 89(2) of the *Local Government Act 1989*.
3. Resolves to make the resolution of Council public.

CARRIED

12. Officers' reports

OCM.026/20 Tender Report - Contract 1819-95 Content Manager Implementation

Distribution: Public

Manager: Blaga Naumoski, Executive Manager Governance, Communications and Engagement

Author: Sally Johnson, Corporate Information Lead
Lance Clark, Senior Procurement Specialist

Summary

This report is an overview of a separate confidential report recommending the awarding of Contract 1819-95 for the implementation of the Content Manager system to FYB.

This project will involve the decommissioning of the existing document repository and implementing a fully compliant electronic document and records management system (EDRMS - Content Manager). The new system will allow Council to adhere to its records management obligations and provide Council staff and residents with better ways of working with Council.

The contract term is for an initial period of five years, with five by one year options to extend the contract. The total duration of the contract, including the exercise of any options, shall not exceed 10 years.

This approach was taken to ensure there is a continuity of service and reduction of operational risk to the system post year 1 implementation.

Pursuant to the Instrument of Delegation to the Chief Executive Officer, the value of this contract exceeds the specified financial limits and a Council resolution is therefore required to award the contract.

The confidential report associated with this contract contains a recommendation to make public the decision regarding this contract but the evaluation remain confidential.

Council Resolution

MOVED: Cr Bruce Ranken
SECONDED: Cr John Dumaresq

That Council notes this report.

CARRIED

The confidential report relating to this item was heard in a closed meeting and Council resolved to make the following resolution public:

Council Resolution

MOVED: Cr Bruce Ranken
SECONDED: Cr Grant Brooker

That Council:

1. Enters into a contract with FYB for the Content Manager Implementation and software licensing for the amount of \$956,935.98 excluding GST for the initial 5 year contract period.

12. Officers' reports

OCM.026/20 Tender Report - Contract 1819-95 Content Manager Implementation

2. Authorises the Chief Executive Officer to finalise and execute the contract documentation.
3. Delegates the powers and authorisation to the Chief Executive Officer to review and approve the options to extend the contract term for a maximum of up to 5 further years.
4. Advises all tenderers accordingly.
5. Makes public the decision regarding this contract but the tender evaluation and report remain confidential.

CARRIED

12. Officers' reports

OCM.027/20 Tender Report - Contract 1920-41 Plenty Landfill Capping

Distribution: Public

Manager: Hjalmar Philipp, Director Operations and Infrastructure

Author: Enrique Gutierrez, Manager Capital Works

Steven Blight, Construction Coordinator

Lance Clark, Senior Procurement Specialist

Summary

This report is an overview of a separate confidential report recommending the awarding of Contract 1920-41 Plenty Landfill Capping.

Plenty Landfill is located at 290-304 Yan Yean Road, Plenty and is owned and operated by Council. Plenty Landfill was licensed to accept putrescible and solid inert waste, commencing operations in 1974. It has been closed since 2007 and is currently undergoing rehabilitation in accordance with EPA requirements.

The first two phases of the landfill rehabilitation works will be completed in March 2020. This represents approximately 50% of the original scope of works.

Works included in this contract consist of the staging and managing the rehabilitation program, capping, leachate and gas management, stormwater management, compliance and certification, importation and stockpiling of capping materials and other associated works for the completion of the final two phases. Works are programmed to be completed in 2021.

Landfill rehabilitation work is funded through the Waste Management Charge. Income from this charge is allocated to the Landfill Reserve.

Pursuant to the Instrument of Delegation to the Chief Executive Officer, the value of this contract exceeds the specified financial limits and a Council resolution is therefore required to award the contract.

The confidential report associated with this contract contains a recommendation to make public the decision regarding this contract but the evaluation remain confidential.

Council Resolution

MOVED: Cr Grant Brooker

SECONDED: Cr Jane Ashton

That Council notes this report.

CARRIED

The confidential report relating to this item was heard in a closed meeting and Council resolved to make the following resolution public:

12. Officers' reports

OCM.027/20 Tender Report - Contract 1920-41 Plenty Landfill Capping

Council Resolution

MOVED: Cr Grant Brooker

SECONDED: Cr Jane Ashton

That Council:

1. Enters into a contract with Shamrock Civil Engineering Pty Ltd for Plenty Landfill Capping for the amount of \$3,460,288.00 (exclusive of GST) plus 10% contingency.
2. Authorises the Director Operations and Infrastructure to finalise and execute the contract documentation.
3. Advises all tenderers accordingly.
4. Makes public the decision regarding this contract but the tender evaluation and report remain confidential.

CARRIED

13. Notices of Motion

NOM.001/20 – Greensborough Hockey Pavilion

Cr Peter Clarke advised of his intention to move the following:

Motion

That Council writes to the Prime Minister and Treasurer of Australia requesting that the Federal Government agree to contribute \$500,000 to Nillumbik Council from the upcoming 2020 Federal Government budget process as previously requested via the application for the Greensborough Hockey Club Pavilion that despite it scoring highly (89), was not funded from the Australian Government’s Community Sport Infrastructure Grant program.

Cr Peter Clarke requested leave of the Council to amend his Notice of Motion 001/20 regarding the Greensborough Hockey Pavilion.

Motion

MOVED: Cr Peter Clarke
SECONDED: Cr Grant Brooker

That Council grants leave to amend the Notice of Motion 001/20.

THE MOTION WAS PUT TO THE VOTE AND CARRIED AND BECAME THE COUNCIL RESOLUTION AS FOLLOWS:

Council Resolution

MOVED: Cr Peter Clarke
SECONDED: Cr Grant Brooker

That Council grants leave to amend the Notice of Motion 001/20.

CARRIED

THE AMENDED MOTION BEFORE THE CHAIR READS AS FOLLOWS:

Amended Motion

MOVED: Cr Peter Clarke
SECONDED: Cr Grant Brooker

That Council:

1. Writes to the Prime Minister and Treasurer of Australia requesting that the Federal Government agree to contribute \$500,000 to Nillumbik Council from the upcoming 2020 Federal Government budget process as previously requested **in the grant** application for the Greensborough Hockey Club Pavilion, that despite it scoring highly (89), was not funded from the Australian Government’s Community Sport Infrastructure Grant program.
2. **Requests the CEO forward the accompanying preamble to the Chair of the Senate Select Committee on Administration of Sports Grants as a submission from Nillumbik Shire Council.**

13. Notices of Motion

NOM.001/20 – Greensborough Hockey Pavilion

THE MOTION WAS PUT TO THE VOTE AND CARRIED AND BECAME THE COUNCIL RESOLUTION AS FOLLOWS:

Council Resolution

MOVED: Cr Peter Clarke

SECONDED: Cr Grant Brooker

That Council:

1. Writes to the Prime Minister and Treasurer of Australia requesting that the Federal Government agree to contribute \$500,000 to Nillumbik Council from the upcoming 2020 Federal Government budget process as previously requested in the grant application for the Greensborough Hockey Club Pavilion, that despite it scoring highly (89), was not funded from the Australian Government's Community Sport Infrastructure Grant program.
2. Requests the CEO forward the accompanying preamble to the Chair of the Senate Select Committee on Administration of Sports Grants as a submission from Nillumbik Shire Council.

CARRIED

13. Notices of Motion

NOM.002/20 – John Street Reserve and John Street and Bridge Street Eltham Road Closure

Cr Peter Clarke advised of his intention to move the following:

Motion

That Council:

1. Commences procedures to remove the road reserve status at the non-trafficable eastern end of John Street Eltham and proceeds to rezone the land to Public Park and Recreation Zone linking it to the adjoining linear reserve.
2. Commences procedures to remove the road reserve status at the non-trafficable eastern end of Bridge Street Eltham and proceeds to rezone the land to Public Park and Recreation Zone retaining the footpath currently used as an access way link.
3. Installs bollards at the end of the John Street kerb and channel to prevent vehicles from parking on the reserve and Council-owned land whilst retaining existing constructed driveway access to abutting residential properties.
4. Commences the procedure to create a Friends of John Street Reserve group to assist in the care and maintenance of this small pocket reserve.
5. Immediately calls a meeting of abutting residents to agree to the design and planting schedule for the pocket reserve.

Cr Peter Clarke requested leave of the Council to amend his Notice of Motion 002/20 regarding the John Street Reserve and John Street and Bridge Street Eltham Road Closure.

Motion

MOVED: Cr Peter Clarke
SECONDED: Cr John Dumaresq

That Council grants leave to amend the Notice of Motion 002/20.

THE MOTION WAS PUT TO THE VOTE AND CARRIED AND BECAME THE COUNCIL RESOLUTION AS FOLLOWS:

Council Resolution

MOVED: Cr Peter Clarke
SECONDED: Cr John Dumaresq

That Council grants leave to amend the Notice of Motion 002/20.

CARRIED

13. Notices of Motion

NOM.002/20 – John Street Reserve and John Street and Bridge Street Eltham Road Closure

THE AMENDED MOTION BEFORE THE CHAIR READS AS FOLLOWS:

Amended Motion

MOVED: Cr Peter Clarke

SECONDED: Cr John Dumaresq

That Council:

1. Commences procedures to remove the road reserve status at the non-trafficable eastern end of John Street Eltham and proceeds to rezone the land to Public Park and Recreation Zone linking it to the adjoining linear reserve.
2. Commences procedures to remove the road reserve status at the non-trafficable eastern end of Bridge Street Eltham and proceeds to rezone the land to Public Park and Recreation Zone retaining the footpath currently used as an access way link.
3. Installs bollards at the end of the John Street kerb and channel to prevent vehicles from parking on the reserve and Council-owned land whilst retaining existing constructed driveway access to abutting residential properties.
4. Commences the procedure to create a Friends of John Street Reserve group to assist in the care and maintenance of this small pocket reserve.
5. Immediately calls a meeting of abutting residents to **discuss a proposed** design and planting schedule for the pocket reserve.

THE MOTION WAS PUT TO THE VOTE AND CARRIED AND BECAME THE COUNCIL RESOLUTION AS FOLLOWS:

Council Resolution

MOVED: Cr Peter Clarke

SECONDED: Cr John Dumaresq

That Council:

1. Commences procedures to remove the road reserve status at the non-trafficable eastern end of John Street Eltham and proceeds to rezone the land to Public Park and Recreation Zone linking it to the adjoining linear reserve.
2. Commences procedures to remove the road reserve status at the non-trafficable eastern end of Bridge Street Eltham and proceeds to rezone the land to Public Park and Recreation Zone retaining the footpath currently used as an access way link.
3. Installs bollards at the end of the John Street kerb and channel to prevent vehicles from parking on the reserve and Council-owned land whilst retaining existing constructed driveway access to abutting residential properties.
4. Commences the procedure to create a Friends of John Street Reserve group to assist in the care and maintenance of this small pocket reserve.

13. Notices of Motion

NOM.002/20 – John Street Reserve and John Street and Bridge Street Eltham Road Closure

5. Immediately calls a meeting of abutting residents to discuss a proposed design and planting schedule for the pocket reserve.

CARRIED

13. Notices of Motion

NOM.003/20 – Alcoholic Beverages at Council Meetings and Events

Cr Peter Clarke advised of his intention to move the following:

Motion

That Council officers prepare a draft policy for consideration of Councillors regarding the serving and consumption of alcohol at Council meetings and events utilising an assessment of best practice policies at other Victorian local governments and state government and private agencies.

Until resolution of this policy, the service of alcohol at Council-owned premises, meetings and events will cease where the Council budget is being expended.

Cr Peter Clarke requested leave of the Council to amend his Notice of Motion 003/20 regarding Alcoholic Beverages at Council Meetings and Events.

Motion

MOVED: Cr Peter Clarke
SECONDED: Cr Grant Brooker

That Council grants leave to amend the Notice of Motion 003/20.

THE MOTION WAS PUT TO THE VOTE AND LOST.

Cr Peter Clarke called for a division

For: Cr Grant Brooker and Cr Peter Clarke

Against: Cr Bruce Ranken, Cr John Dumaresq, Cr Karen Egan, Cr Jane Ashton and Cr Peter Perkins

The Mayor, Cr Karen Egan declared the Motion Lost.

THE NOTICE OF MOTION BEFORE THE CHAIR IS AS FOLLOWS:

Motion

MOVED: –
SECONDED: –

That Council officers prepare a draft policy for consideration of Councillors regarding the serving and consumption of alcohol at Council meetings and events utilising an assessment of best practice policies at other Victorian local governments and state government and private agencies.

Until resolution of this policy, the service of alcohol at Council-owned premises, meetings and events will cease where the Council budget is being expended.

THE MOTION LAPSED FOR WANT OF A MOVER AND SECONDER.

14. Delegates' reports

Nil

15. Supplementary and urgent business

The Mayor, Cr Karen Egan admitted the following urgent confidential business item in accordance with section 6.15 of the Meeting Procedure Local Law 2017.

OCM.031/20 North East Link Site Prospectus

The Chief Executive Officer, pursuant to section 77(2)(c) of the *Local Government Act 1989* (the Act), has designated this item to be confidential because it is any other matter which the Council considers would prejudice the Council or any person pursuant to section 89(2)(h) of the Act.

16. Confidential reports

The Chief Executive Officer, pursuant to section 77(2)(c) of the *Local Government Act 1989* (the Act), has designated the following items to be confidential:

OCM.028/20 Quarterly Risk and Safety Report

This item is designated confidential because it is any other matter which the Council considers would prejudice the Council or any person pursuant to section 89(2)(h) of the Act.

OCM.029/20 Tender Report - Contract 1819-95 Content Manager Implementation

This item is designated confidential because it is a contractual matter pursuant to section 89(2)(d) of the Act.

OCM.030/20 Tender Report - Contract 1920-41 Plenty Landfill Capping

This item is designated confidential because it is a contractual matter pursuant to section 89(2)(d) of the Act.

The Meeting be closed to members of the public to consider confidential matters.

Council Resolution

MOVED: Cr Bruce Ranken

SECONDED: Cr Jane Ashton

That in accordance with section 89(2) of the *Local Government Act 1989*, Council resolves to close the meeting to members of the public to consider the items designated confidential by the Chief Executive Officer.

CARRIED

Ordinary Meeting of Council Minutes

25 February 2020

The meeting closed to the public at 8:05pm.

The meeting re-opened at 8:16pm.

Close of Meeting

The meeting closed at 8:16pm.

Confirmed: _____
Cr Karen Egan, Mayor