



City of
Moonee Valley

Special Meeting of Council

Tuesday, 20 May 2014

Minutes

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Minutes of the Special Meeting of Council

Tuesday, 20 May 2014 at 7.02pm
held at the Moonee Valley Civic Centre

PRESENT

Members: Cr Jan Chantry Mayor
Cr Nicole Marshall
Cr Shirley Cornish
Cr Jim Cusack
Cr Cam Nation

Officers: Mr Neville Smith Chief Executive
Ms Angela Walter Acting Director Corporate Services
Mr Anthony Smith Acting Executive Manager Citizen Services & Information Management
Mr Tony Ball Executive Manager Community Services
Mr Scott Widdicombe Executive Manager Environment & Lifestyle
Ms Yvonne Hansen Manager Governance & Local Laws

1. Opening

2. Apologies

An apology for non-attendance was received for Cr Sharpe and Cr Sipek. Cr Giuliano and Cr Surace have been granted Leave of Absence for this meeting.

3. Declaration of Conflict Of Interest

Nil.

4. Reports

4.1 Council's Submission to the Draft Planning Policy Framework

File No: FOL/09/1489

Author: Senior Strategic Planning Officer

Directorate: City Works & Development

Ward: Municipal

Minute No: 2014/64

Council Resolution

Moved by Cr Marshall, seconded by Cr Cusack that Council:

1. Endorse the submission to the draft Planning Policy Framework as detailed in **Appendix B** - (separately circulated) with the following changes:
 - a) Deletion of all references to the Draft Plan Melbourne throughout the submission.
 - b) Deletion of sentence stating that the Amendment C134 Panel Report has not yet been received.
2. Note the release of Plan Melbourne since the drafting of the Council Report which renders some statements in the Council Report not applicable.
3. Forward the submission to the Advisory Committee by 23 May 2014.

CARRIED

4.2 Flemington and Union Road Special Rate Renewal – Intention to declare

File No: FOL/13/496 & FOL/13/495

Author: Manager Economic Development & City Sustainability

Directorate: Corporate Services

Ward: Municipal

Minute No: 2014/65

Council Resolution

Moved by Cr Nation, seconded by Cr Cusack that Council:

1. Commences the statutory process under the *Local Government Act 1989* (the Act) to re-introduce by way of renewal a Special Rate and Charge to and for the properties within the defined Flemington and Union Road Business Districts to raise an amount of \$50,000 in the first year and increase in \$2,500 increments for a four year period from 1 July 2014 to 30 June 2018.
2. In accordance with sections 163(1A) and 163B(3) of the Act, publishes public notices in the Weekly Review Moonee Valley and the Moonee Valley Leader of the intention of Council to declare at its ordinary meeting to be held of 22 July 2014, in accordance with the proposed declaration of Special Rate **Appendix A** - Flemington Business District – (separately circulated) and **Appendix B** – Union and Charge in the form of the attachment to this resolution Road Business District – (separately circulated), such Special Rate and Charge to be for the purpose of defraying expense to be incurred by Council to be used for the purposes of the appointment of a part-time Shopping Centre Coordinator, promotional, advertising, marketing, business development and other incidental expense, all of which are associated with the encouragement of commerce, retail and professional activity and employment in the Flemington and Union Road Business Districts.
3. In accordance with section 163(1C) of the Act, issue separate letters enclosing a copy of the public notices be sent to the owners and the occupiers of the properties referred to and set out in the schedule of properties forming a part of the Proposed Declaration of Special Rate and Charge, advising of the intention of Council to declare the Special Rate and Charge at its ordinary meeting to be held on 22 July 2014, the amount for which the property owner or the occupier (being a person who as a condition of a lease under which the person who occupies the property is required to pay the Special Rate and Charge) will be liable, the basis of the calculation and distribution of the Special Rate and Charge and notifying such persons that submission and/or objections in writing in relation to the Proposed Declaration of Special Rate and Charge will be considered and/or taken into account by Council in accordance with sections 163A, 163B and 223 of the Act.
4. Advises the Flemington and Union Road Traders Association of the matters specified in paragraphs 1, 2 and 3 of this resolution.
5. Appoints and authorises Councillors to be the members of the committee that is established by Council under section 223(1) (b) (i) of the Act, to hear any persons who in their written submissions under section 223 of the Act have requested that they be heard in support of their submissions.
6. Authorises the Council's Chief Executive or his nominated representative:

- a) To carry out any and all other administrative procedures necessary to enable Council to carry out its functions under section 163A and section 163(1A), (1B) and (1C) and sections 163B and 223 of the Act; and
- b) To prepare a funding agreement between Council and appropriate trader association to formalise the administrative operations of the Special Rate and Charge, to ensure that at all times, and as a precondition to any payment of funds, Council is, and remains, legally responsible for approving, directing and controlling the expenditure of the proceeds of the Special Rate and Charge in accordance with its obligations under the *Local Government Act 1989* to do so.

CARRIED

The meeting concluded at 7.08pm.

CONFIRMED

**CR JAN CHANTRY
MAYOR**