



City of
Moonee Valley

Ordinary Meeting of Council

Tuesday, 24 February 2015

Minutes

Report Index

The following reports were considered:

9.1	Moonee Valley Amendment C153 - Permanent Heritage Controls for 80 and 82 Richardson Street, Essendon.....	5
9.2	82 Richardson Street, Essendon (Lots 1 & 2 On TP668936y) - Construction of 16 Dwellings in a Design and Development Overlay Schedule 10 (DDO10) and a Reduction in Car Parking Requirements	6
9.3	12 Treadwell Road, North Essendon (Lot 379 On LP 008660) - Construction of Five Dwellings Within a Design and Development Overlay Schedule 7 (DDO7) and a Reduction in the Visitor Car Parking Requirement	7
9.4	Citylink Tullamarine Freeway Widening Update.....	12
9.5	Moonee Valley Racecourse Proposal - Moving Forward	14
9.6	Planning Scheme Amendment C139 - Anomalies 2014	16
9.7	Transport Strategies - Update	16
9.8	Dean Local Area Traffic Management Study	17
9.9	Holmes Local Area Traffic Management Study.....	17
9.10	Keilor East RSL Gaming License Application	15
9.11	Advocacy Agenda Progress Report - December 2014.....	18
9.12	Strategic Alliances.....	20
9.13	Financial Performance Report December 2014	19
9.14	General Revaluation 2016 And Valuer's Declaration Of Impartiality	19
9.15	Use Of Technology For Accessing Council Meetings	21
9.16	Report On Assemblies Of Council.....	19
9.17	Report On Advisory Committees.....	20

Notices of Motion

10.1	Bill Posters.....	21
10.2	Construction Management Plans.....	22
10.3	Council Properties	23
10.4	Amendment to Parking Restrictions in Brewster Street and Glen Street, Essendon	24

Minutes of the Ordinary Meeting of Council

Tuesday, 24 February 2015 at 7:04pm
held at the Moonee Valley Civic Centre

PRESENT

Members Cr Narelle Sharpe Mayor
Cr Jan Chantry
Cr Shirley Cornish
Cr Jim Cusack
Cr Nicole Marshall
Cr Cam Nation
Cr John Sipek
Cr Andrea Surace

Officers: Mr Neville Smith Chief Executive
Mr Tony Ball Director Community Services
Mr Bryan Lancaster Director City Works & Development
Mr Anthony Smith Director Corporate Services
Mr Scott Widdicombe Director Environment & Lifestyle
Mr Henry Bezuidenhout Manager Strategic & Statutory Planning
Ms Yvonne Hansen Manager Governance & Local Laws

1. Opening

The Mayor, Cr Sharpe, opened the meeting and welcomed all present to the Council Meeting of Tuesday, 24 February 2015.

2. Apologies

An apology for non-attendance was received for Cr Paul Giuliano.

Leave of Absence

Moved by Cr Sipek, seconded by Cr Marshall that Council grant Cr Cam Nation Leave of Absence for all formal meetings during the period 14 March to 17 March 2015 inclusive and 30 March to 10 April 2015 inclusive.

CARRIED

3. Confirmation of Minutes

Moved by Cr Sipek, seconded by Cr Chantry that the Minutes of the Ordinary Meeting of Council held on Tuesday, 27 January 2015 be confirmed.

CARRIED

4. Declarations of Conflict of Interest

Nil.

5. Presentations

Nil.

6. Petitions And Joint Letters

6.1 Objection to Filming Permits, Wickham Grove, Strathmore

File No: FOL/14/200

Cr Chantry tabled a joint letter signed by 14 individuals objecting to the issuing of any future permits for filming in Wickham Grove, Strathmore.

6.2 Moonee Valley Racecourse

File No: FOL/14/200

Cr Cusack tabled a petition signed by 201 individuals supporting a maximum height limit of 10 storeys, maximum density of 1000 residences and retention of all heritage areas of Moonee Valley Racecourse.

6.3 Partial Naturestrip Parking, Dumblane Avenue, Ascot Vale

File No: FOL/14/200

Cr Marshall tabled a petition signed by 30 individuals requesting that Council allow partial parking on naturestrips in Dumblane Avenue, Ascot Vale.

In tabling a petition, the Appropriate Officer is required to undertake the necessary action and if necessary provide a further report to Council.

7. Public Question Time

Question 1

Ms Liz Mordaunt of Airport West raised a question with regard to the impoundment of dogs and cats and asked will Moonee Valley implement strategies to become "no kill", as Darebin Council has done.

The Chief Executive advised that Council representatives met with the Lost Dogs Home to commence the development of an agreement, which will outline the levels and standards of service to be provided by the Lost Dogs Home including processes to reduce euthanasia rates.

Council is also pursuing other avenues, including formal agreements with local Vets and Animal Rescue organisations, to enable them to adopt out or sell unclaimed and or unidentified animals that are of good temperament. At this stage, there are no agreements in place with other agencies; the rehousing of unclaimed animals (other than by the Lost Dogs Home) is not possible until such agreements are implemented.

In an effort to encourage local Vets and welfare agencies to enter into such agreements, Council is conducting an Information session for local Vets and welfare agencies in late March. Any entities that are willing to enter into an agreement with Council, will be able to lodge an expression of interest at the information session.

It is encouraging to know that euthanasia rates at the Lost Dogs Home have reduced since the State Government's investigation commenced. Council will continue to advocate and implement strategies to ensure that this continues well into the future.

Question 2

Mr Norman Dench of Aberfeldie raised the following question with regard to the Aberfeldie Park Pavilion: "How is it possible for the summary prepared by the Statutory Planner, to advise Councillors that the floor area of the new pavilion is 442 square metres, when, it is actually over 600 square metres?"

The Chief Executive advised that the statutory planner refers to the occupiable space of the building, which is 442m² which excludes items such as sub-floor space on ground floor, external decking, external stairs, external landings etc. This was reduced from the original design which had an occupiable space of 467m².

8. Reports by Mayor and Councillors

File No. FOL/12/1435

Minute No. 2015/13

Council Resolution

Moved by Cr Surace, seconded by Cr Sipek that the reports by the Mayor and Councillors be received.

CARRIED

9. Reports

9.1 Moonee Valley Amendment C153 - Permanent Heritage Controls for 80 and 82 Richardson Street, Essendon

File No: FOL/15/15

Author: Senior Strategic Planning Officer

Directorate: City Works & Development

Ward: Buckley

Minute No: 2015/14

Council Resolution

Moved by Cr Chantry, seconded by Cr Sipek that Council:

1. Having considered the heritage assessment undertaken for 80 and 82 Richardson Street, Essendon, not proceed with Amendment C153.
2. Inform property owners and the community of Council's decision.

CARRIED

9.2 82 Richardson Street, Essendon (Lots 1 & 2 on TP668936Y) - Construction of 16 dwellings in a Design and Development Overlay Schedule 10 (DDO10) and a reduction in car parking requirements

File No: MV/654/2014

Author: Principal Town Planner

Directorate: City Works & Development

Ward: Buckley

Minute No: 2015/15

Council Resolution

Moved by Cr Chantry, seconded by Cr Nation that Council issue a Refusal to Grant a Permit in relation to Planning Permit Application No. MV/654/2014 for the construction of 16 dwellings in a Design and Development Overlay Schedule 10 (DDO10) and a reduction in car parking requirements at No.82 Richardson Street, Essendon (Lots 1 & 2 TP668936Y), on the following grounds:

1. The development would present a visually dominant and unsympathetic built form character to the area contrary to Clause 55.02-1 (Neighbourhood Character) and Clause 21.05-3 (Objectives & Strategies – Urban Design) of the Moonee Valley Planning Scheme.
2. The proposed development does not meet the requirements of the following requirements of Clause 55 of the Moonee Valley Planning Scheme:
 - a) Clause 55.03-1 (Street Setback)
3. The proposal provides inadequate car parking pursuant to Clause 52.06 (Car parking) of the Moonee Valley Planning Scheme.
4. The development is not site responsive and would represent an overdevelopment of the land.

CARRIED

9.3 12 Treadwell Road, North Essendon (Lot 379 on LP 008660) - Construction of five dwellings within a Design and Development Overlay Schedule 7 (DDO7) and a reduction in the visitor car parking requirement

File No: MV/392/2014

Author: Town Planner

Directorate: City Works & Development

Ward: Buckley

Minute No: 2015/16

Council Resolution

Moved by Cr Chantry, seconded by Cr Surace that Council issue a Notice of Decision to Grant a Permit in relation to Planning Permit Application No. MV/392/2014 for the Construction of five dwellings within a Design and Development Overlay (DDO7) at 12 Treadwell Road, North Essendon (Lot 379 on LP 008660), subject to the following conditions:

1. Before the development starts, amended plans (three copies) must be submitted to and approved to the satisfaction of the Responsible Authority. The plans must be drawn to scale, with dimensions, and be generally in accordance with the plans submitted and assessed with the application but modified to show:
 - a) The provision of a visitor car parking space in accordance with the revised floor and elevation plans labelled Revision C and dated 24 November 2014.
 - b) The reconfiguration of Dwelling 1 as a result of Condition 1(a) in accordance with the revised floor and elevation plans labelled Revision C and dated 24 November 2014.
 - c) Internal directional signage that indicates the location of the visitor car parking space.
 - d) The upper floor living room to Dwelling 1 setback 1.93 metres from the northern title boundary.
 - e) A notation stipulating that the store to Dwelling 1 is at least 6m³ in size.
 - f) Dwellings 2-4 to be provided with 6m³ of overhead storage within the garages and the deletion of the storage sheds from the service yards.
 - g) The deletion of the communal bin enclosure and appropriate bin locations to be provided within the service yards of Dwellings 1-4 and within the secluded private open space of Dwelling 5.
 - h) A new southern boundary fence constructed to at least 1.8 metres in height from either finished ground floor level or finished floor level (whichever is greater).

- i) The northern and southern boundary fences adjoining the accessways to taper down to 1.2 metres in height within 5 metres of the front title boundary.
- j) A 1.8 metre high fence between the secluded private open space area of Dwelling 5 and the common property.
- k) The mail, water and electricity boxes to be a maximum of 1.2 metres in height above natural ground level.
- l) The provision of 300mm trench grates in front of all garage doors in order to prevent inundation during significant rain events.
- m) The water tanks to each dwelling must be connected to all toilets within that dwelling in accordance with the approved STORM rating report.

Once approved these plans become the endorsed plans of this permit.

- 2. The layout of the site and the size, design and location of the buildings and works permitted must always accord with the endorsed plan and must not be altered or modified without the further written consent of the Responsible Authority.
- 3. A minimum 30 days prior to any building or works commencing, all WSUD details, such as cross sections and specifications, to assess the technical effectiveness of the proposed stormwater treatment measures, must be submitted to and be approved by the Responsible Authority.

The WSUD details should be appropriate to the proposed stormwater treatment measure (eg. further detail is required for raingarden systems but is not required for above ground stand-alone rainwater tanks unless connected to toilets in which case notation that effect is to be included on the drawings and in an ESD report if applicable).

Where applicable, any stormwater treatment measures (eg. rainwater tank, raingarden, etc) contained within the endorsed plans must be included on the stormwater drainage plan, the roof plan and landscape plan as applicable.

- 4. A minimum 30 days prior to any building or works commencing, a Site Management Plan must be submitted to and approved by the Responsible Authority detailing the site and environmental management methods to be used. The plan must include, but is not limited to:
 - a) A statement or report outlining all construction measures to be taken to prevent litter, sediments and pollution from entering the stormwater systems.

The WSUD Site Management Plan may form part of a broader Site Management Plan that covers other project components, ie. such as noise, EPA issues, traffic management, waste management, etc.

Once submitted and approved the works detailed by the Site Management Plan must be carried out to the satisfaction of the Responsible Authority.

5. A minimum 30 days prior to any building or works being completed, a WSUD Maintenance Program must be submitted to and approved by the Responsible Authority which sets out future operational and maintenance arrangements for all WSUD measures. The program must include, but is not limited to:
 - a) Inspection frequency;
 - b) Cleanout procedures;
 - c) As installed design details/diagrams including a sketch of how the system operates; and
 - d) A report confirming completion and commissioning of all WSUD Response initiatives by the author of the WSUD Response and STORM or MUSIC model approved pursuant to this permit, or similarly qualified person or company. This report must be to the satisfaction of the Responsible Authority and must confirm that all initiatives specified in the WSUD Response and STORM or MUSIC model have been completed and implemented in accordance with the approved report.

The WSUD Maintenance Program may form part of a broader Maintenance Program that covers other aspects of maintenance such as a Builders' User's Guide or a Building Maintenance Guide.

6. Prior to the issued of an Occupancy Permit, all boundary walls must be cleaned and finished to the satisfaction of the Responsible Authority.
7. Building or works must not be constructed over or adjacent to any easement or within one metre of an existing Council drainage asset without the written consent of the relevant authorities or agencies to the satisfaction of the Responsible Authority.
8. Service units, including air conditioning units, must not be located on any of the balconies or terrace areas unless appropriately visually and acoustically screened to the satisfaction of the Responsible Authority.
9. Floor levels shown on the endorsed plan(s) must not be altered or modified without written consent of the Responsible Authority.
10. The privacy screens/obscure glazing as shown on the endorsed plans must be installed prior to the occupation of the building.
11. Standard concrete vehicular crossing(s) must be constructed to suit the proposed driveway(s) in accordance with the Responsible Authority's standard specification and any vehicle crossing(s) no longer required must be removed and the land, footpath and kerb and channel replaced all to the satisfaction of the Responsible Authority. All vehicle access points must be located a minimum of 1.0 metre from any infrastructure including service pits. Alternatively, such assets may be incorporated into the crossover with the written consent of the Responsible Authority and the relevant servicing authority/agency. Subsequent works and costs in association with relocation and/or amendment must be incurred at the

owner's cost, to the satisfaction of the relevant servicing authority/agency and the Responsible Authority.

12. The existing street tree must not be removed or damaged as a result of the permitted development.
13. Provision must be made for the drainage of the land including landscaped and pavement areas. The discharge of water from the land must be controlled around its limits to prevent any discharge onto any adjoining or adjacent property or streets other than by means of an underground pipe drain which is discharged to an approved legal point of discharge to the satisfaction of the Responsible Authority.
14. An on-site stormwater detention drainage system must be installed on the subject land to the satisfaction of the Responsible Authority. Prior to the commencement of building and works a drainage layout plan, together with computations and manufacturers specifications, must be prepared by a suitably qualified Civil Engineer and submitted to and approved by the Responsible Authority. Once approved by the Responsible Authority the plan must be carried out to the satisfaction of the Responsible Authority.
15. Prior to the issue of an Occupancy Permit, all boundary fencing must be erected. The cost of such fencing must be met by the owner and carried out to the satisfaction of the Responsible Authority.
16. The development must be provided with external lighting capable of illuminating access to each garage, car parking space and pedestrian walkways. Lighting must be located, directed and shielded and of limited intensity so that no nuisance or loss of amenity is caused to any person within or beyond the site to the satisfaction of the Responsible Authority.
17. Before the development starts, or any trees or vegetation removed, a landscape plan (three copies) prepared by a suitably qualified person or firm shall be submitted to and approved to the satisfaction of the Responsible Authority.

The plans must be drawn to scale, with dimensions, and be generally in accordance with the plans submitted with the application but modified to show:

- a) Plans to accord with Condition 1 of this permit;
- b) A planting schedule of all proposed vegetation (trees, shrubs and ground covers) which includes, botanical names, common names, pot size, mature size and total quantities of each plant;
- c) The use of drought tolerant species;
- d) The provision of canopy trees within the front setback which are able to achieve a minimum mature height of 4 metres;
- e) The use of species with non-invasive root systems within and alongside the easement along the southern boundary; and
- f) Features such as paths, paving and accessways.

18. Once approved these plans become the endorsed plans of this permit. Landscaping in accordance with this approved plan and schedule shall be completed before the building is occupied.
19. The garden areas shown on the endorsed plan and schedule must only be used as gardens and must be constructed, completed and maintained in a proper, tidy and healthy condition to the satisfaction of the responsible authority. Any tree or shrub damaged, removed or destroyed must be replaced by a tree or shrub of similar size and variety to the satisfaction of the Responsible Authority.

This permit will expire if:-

- a) The development does not start within two (2) years of the date of issue of this permit, or
- a) The development is not completed within four (4) years of the date of issue of this permit.

Before the permit expires or within six (6) months afterwards the owner or occupier of the land may in writing request the Responsible Authority to extend the expiry date.

Once the development has commenced the owner or occupier of the land may in writing request the Responsible Authority to extend the expiry date within twelve (12) months of the lapse date.

Permit Notes

- This is not a building permit under the Building Act. A separate building permit is required to be obtained for any demolition or building works.
- Before commencement of the development occurs, the applicant should contact the Moonee Valley City Council's Technical Services Department regarding legal point of discharge, new crossings, building over easements, etc.
- An Asset Protection Permit must be obtained from Council prior to commencement of works to ensure that Council assets in the vicinity of the works are not damaged during construction.
- Owners of properties may be asked to pay an inspection fee and provide a bond to ensure that Council assets in the vicinity of their works are not damaged during construction.
- No on street parking permits will be provided to the occupiers of the subject site.
- It is recommended that the required on-site detention system be designed to limit the rate of stormwater discharge from the property to pre-development levels in accordance with the following calculation; $C=0.4$, $t_c=5$ mins, ARI 1 in 5. An ARI of 1 in 10 should be used for storage and the greater of post development C or $C=0.80$.
- All drainage works undertaken must be in accordance with the requirements of Stormwater Drainage Requirements for Development Works as prepared by the Moonee Valley City Council.

- All works undertaken within any existing road reserves must accord with the requirements of the Moonee Valley City Council's Technical Services Department and be to the satisfaction of the Responsible Authority.
- Existing levels along the property line must be maintained. All proposed levels must match to existing surface levels along the property boundary. Council will not accept any modifications to existing levels within the road reserve.

CARRIED

9.4 CityLink Tullamarine Freeway Widening Update

File No: FOL/14/578

Author: Manager Transport & Major Projects

Directorate: City Works and Development

Ward: Buckley and Myrnong

Minute No: 2015/17

Council Resolution

Moved by Cr Cusack, seconded by Cr Chantry that Council write to the Minister for Roads and Road Safety, with a copy to the Member for Essendon, and the Member for Niddrie, the Secretary of Department of Economic Development, Jobs, Transport and Resources, and the Chief Executive Officer, VicRoads indicating Council's in-principle support for the Project, following the route contained in Appendix A, subject to:

- a) The project not proceeding to the detriment of improved vital public transport projects, including alternative transport to both Melbourne Airport and Essendon Fields, the Melbourne Metro Rail Capacity Project and grade separation projects.
- b) Provision for Moonee Valley City Council to review and endorse:
 - i) Design plans of the proposed widening between Moreland Road and Mount Alexander Road.
 - ii) Construction and Site Management Plans.
 - iii) Environmental Management Plans, including management of any contaminated spoil or hazardous waste, and impact on Moonee Ponds Creek.
 - iv) Traffic Management Plans (including road closures, truck management, impacts on shared path, bus/tram routes, worker parking, impacts on business and residential on street parking.
 - v) A Communications Plan prepared to the satisfaction of Council. The plan must include a requirement for VicRoads or their contractors to provide a phone hotline to manage and respond to public issues throughout the course of the project.
- c) Funding, potentially from the \$30M previously committed by the State towards:

- i) Flemington Bridge Station - Debneys Park shared path bridge connection.
 - ii) Travancore Park additional shared path.
 - iii) Ormond Park-Holbrook Reserve shared path bridge connection.
 - iv) Removal of shared path hairpin bend in the vicinity of Dean Street and Pattison Street.
- d) Provision of:
- i) Information detailing how the obligations of the Transport Integration Act. 2009 have been considered in the CTW project.
 - ii) Written advice provided from the Minister for Planning or his delegate as to the appropriate method for managing the relevant approvals under the Planning and Environment Act 1987 required to facilitate the project.
 - iii) Confirmation that Council is to be directly involved in the preparation of the Urban Design Framework as it impacts on the municipality.
- e) The agreement between the Government and Transurban regarding the widening of CityLink, including appropriate noise attenuation along the corridor, in particular at the Flemington Estate and Strathmore Secondary College, to ensure that the Concession Deed limit of 63dB(A) L10 (18 hour) is not exceeded.
- f) Consideration of major design improvements resulting in:
- i) The provision of bicycle facilities and investigation of alternatives to increase capacity at the English Street/Tullamarine Freeway/Matthews Avenue interchange.
 - ii) DDA compliant ramps for the existing pedestrian bridges over the Tullamarine Freeway in line with Council's Disability Action Plan. The ramps are required to ensure safe access for the elderly, children, persons with prams, and cyclists to cross the Tullamarine Freeway into Essendon Fields, and to access future developments including hotel, hospital and work opportunities.
 - iii) An expanded scope of works to consider Calder Freeway outbound, including freeway management system, 80km/h zones, lighting and associated safety improvements in Bulla Road and Keilor Road/Newman Street/Grange Road and McNamara Avenue.
 - iv) Reconsideration of Council's proposed Collector Distributor option for a bridge west of Bulla Road

CARRIED

Cr Chantry left the meeting at 8.18pm and returned at 8.20pm.

Cr Surace left the meeting at 8.23pm and returned at 8.26pm.

9.5 Moonee Valley Racecourse Proposal - Moving Forward

File No: FOL/11/404

Author: Coordinator Strategic Planning

Directorate: Myrnong

Ward: City Works & Development

Minute No: 2015/18

Motion

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

1. Adopt the key recommendations as outlined in Table 1 of this report, with the following amendments:
 - a) Maximum dwelling numbers of up to 1,000 dwellings for the whole site, and
 - b) Building heights as detailed in the Moonee Valley Racecourse Redevelopment Advisory Committee Stage 4 Report – 19 December 2013 Appendix F Clause 5.9.3 and to be maximum mandatory building heights.

as the basis for developing planning controls for the site should the State Government motion to revoke the planning controls via Section 38 of the *Planning and Environment Act 1987* for Amendment C120 be successful and advise the Minister for Planning.

2. Write to the Minister for Planning, urgently requesting that Heritage Overlay 379 be reinstated, as per Amendment C124, in accordance with Section 20(4) of the *Planning and Environment Act 1987*, should the motion to revoke the Heritage Overlay via Section 38 of the *Planning and Environment Act 1987* for Amendment C124 be successful,
3. Request the Minister for Planning to amend the planning controls for the site, generally in accordance with the matters outlined in Table 2 of this report, with the following amendments / clarification:
 - a) Maximum dwelling numbers of up to 1,000 dwellings for the whole site, and
 - b) Building heights as detailed in the Moonee Valley Racecourse Redevelopment Advisory Committee Stage 4 Report – 19 December 2013 Appendix F Clause 5.9.3 and to be maximum mandatory building heights.

should the motion proposed to revoke the planning controls via Section 38 of the *Planning and Environment Act 1987* for Amendments C120 and C124 not be successful,

4. Note that the building heights and dwelling numbers proposed in parts 1 and 3 are the same as those previously agreed to by Council in the Council resolution dated 28 January 2014.

5. No longer pursue a Memorandum of Understanding with the Moonee Valley Racing Club and other parties, as the need to do so has become redundant.

Division Called

A Division was called and voting was as follows:

For: Crs Marshall, Cusack, Chantry and Nation.

Against: Crs Cornish, Sharpe, Sipek and Surace.

LOST ON THE CASTING VOTE OF THE CHAIRPERSON

The Mayor accepted Cr Sipek's request to bring forward and consider Council Report 9.10as listed on the agenda.

Cr Surace left the meeting at 8.50pm and returned at 8.52pm.

9.10 Keilor East RSL gaming license application

File No: FOL/11/1378

Author: Manager Community Development

Directorate: Community Services

Ward: Buckley

Minute No: 2015/19

Council Resolution

Moved by Cr Sipek, seconded by Cr Surace that Council:

1. Will not make a submission to the VCGLR under section 3.3.4 or 3.4.17 of the *Gambling Regulation Act 2003* to support or oppose the application.
2. Write to VCGLR highlighting gaps and recommend the application of specific conditions if the VCGLR determine to approve the application. The letter will reiterate Council's position in relation to reducing gambling-related harm in our community.

Division Called

A Division was called and voting was as follows:

For: Crs Marshall, Cornish, Chantry, Sharpe, Nation, Sipek and Surace.

Against: Cr Cusack.

CARRIED

9.6 Planning Scheme Amendment C139 - Anomalies 2014

File No: FOL/13/1176

Author: Strategic Planner

Directorate: City Works & Development

Ward: Municipal

Minute No: 2015/20

Council Resolution

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

1. Adopt Amendment C139 in accordance with Section 29 of the Planning and Environment Act 1987.
2. Submit Amendment C139 to the Minister for Planning in accordance with Section 31(1) of the Planning and Environment Act 1987.
3. Request the Minister for Planning to approve Amendment C139 in accordance with Section 35(1) of the Planning and Environment Act 1987.

CARRIED

9.7 Transport Strategies - Update

File No: FOL/15/132

Author: Strategic Transport Planner

Directorate: City Works & Development

Ward: Municipal

Minute No: 2015/21

Council Resolution

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

1. Note the status of the Integrated Transport Plan, Road Safety Plan and Walking and Cycling Strategy.
2. Undertake a review of the Integrated Transport Plan in 2015/16, with an initial discussion paper to be presented to Council in mid-2015.
3. Undertake a review of the Road Safety Plan in 2015/16, with data collection to commence in 2015.
4. Refer the development of the Integrated Transport Plan and Road Safety Plan to the 2015/16 budget process for funding consideration.
5. Consider funding the implementation of the Walking and Cycling Strategy projects outlined in Appendix E as part of the 2015/16 Capital Works budget.
6. Adopt the revised LATM implementation program as shown in Appendix F.

7. Adopt the revised Better Moves Around Schools priority implementation list as shown in Appendix H, and bring forward St Mary's Primary to 2015/16 and move Moonee Ponds Primary to 2017/18.
8. Refer \$50,000 to the 2015/16 Operating Budget for funding consideration to implement drop-off and pick-up signage to all schools in 2015/16.
9. Note the results of the bus survey, as summarised in Appendix I.
10. Write to the Minister for Public Transport, Public Transport Victoria and Members for Essendon and Niddrie, noting Council's dissatisfaction with the extent of consultation undertaken with respect to the local and SmartBus service reviews, conveying the results of our community consultation, requesting that it be considered in the formation of any changes, and requesting details of any proposed changes.
11. Write a letter to all local politicians asking them to lobby the Minister for Transport for funding to support improvements with road safety, in particular around schools.

CARRIED

9.8 Dean Local Area Traffic Management Study

File No: FOL/14/645

Author: Traffic & Transport Engineer

Directorate: City Works & Development

Ward: Myrnong

Minute No: 2015/22

Council Resolution

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

1. Endorse the Draft Traffic Management Plan and Draft Parking Management Plan for the Dean Local Area Traffic Management Study, (as shown in Appendix A and Appendix B respectively, separately circulated) for community consultation.
2. Receive a further report at the conclusion of the consultation.

CARRIED

9.9 Holmes Local Area Traffic Management Study

File No: FOL/14/644

Author: Traffic & Transport Engineer

Directorate: City Works & Development

Ward: Myrnong

Minute No: 2015/23

Council Resolution

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

1. Endorse the Draft Traffic Management Plan and Draft Parking Management Plan for the Holmes Local Area Traffic Management Study, (as shown in Appendix A & Appendix B respectively, separately circulated) for community consultation, with the following amendments:
 - a) Removal of 40km speedzone recommendation on Maribyrnong Road between Normanby Street & Mt Alexander Road
 - b) Removal of parking restriction changes to the southern side of Athol Street between Bowen Street & Canterbury Street.
 - c) Noting Young Street is currently undergoing an operational review of parking arrangements, and that the current and proposed parking restrictions outlined in Appendix B are not correct
 - d) Noting an amendment to the key of Appendix B to correctly label disabled parking areas
2. Receive a further report at the conclusion of the consultation.

CARRIED

Reports Considered En Bloc

Minute No: 2015/24

Council Resolution

Moved by Cr Sipek, seconded by Cr Chantry that the recommendations contained in reports:

- 9.11 Advocacy Agenda Progress Report – December 2014
- 9.13 Financial Performance Report December 2014
- 9.14 General Revaluation 2016 and Valuer's Declaration of Impartiality
- 9.16 Report on Assemblies of Council
- 9.17 Report on Advisory Committees

CARRIED

9.11 Advocacy Agenda Progress Report - December 2014

File No: FOL/15/137

Author: Coordinator Corporate Planning

Directorate: Corporate Services

Ward: Municipal

Minute No: 2015/24

Council Resolution

Moved by Cr Sipek, seconded by Cr Chantry that Council receive and note the Advocacy Agenda Progress Report for the first six months of 2014/15.

CARRIED

9.13 Financial Performance Report December 2014

File No: 19/004/002
Author: Manager Finance
Directorate: Corporate Services
Ward: Municipal
Minute No: 2015/24

Council Resolution

Moved by Cr Sipek, seconded by Cr Chantry that Council receive and note the Financial Performance Report for the period 1 July 2014 to 31 December 2014.

CARRIED

9.14 General Revaluation 2016 and Valuer's Declaration of Impartiality

File No: 37/020/001
Author: Coordinator Rates
Directorate: Corporate Services
Ward: Municipal
Minute No: 2015/24

Council Resolution

Moved by Cr Sipek, seconded by Cr Chantry that Council:

1. In accordance with Section 6(1) the Act, undertake a General Revaluation of all rateable properties within the City of Moonee Valley, and that the valuation is to be returned at the levels of value as at 1 January 2016.
2. Provide written advice of Council's resolution to cause a general revaluation to be made to be sent to the Valuer General, State Revenue Office and neighbouring rating authorities.
3. Note receipt of the Contract Valuer's statutory declaration.

CARRIED

9.16 Report on Assemblies of Council

File No: FOL/09/1245
Author: Manager Governance & Local Laws
Directorate: Corporate Services
Ward: Municipal
Minute No: 2015/24

Council Resolution

Moved by Cr Sipek, seconded by Cr Chantry that Council receive and note the written records of Assembly of Councillors, provided as Appendix A, received since the last report to Council in December 2014.

CARRIED

9.17 Report on Advisory Committees

File No: FOL/14/202

Author: Manager Governance & Local Laws

Directorate: Corporate Services

Ward: Municipal

Minute No: 2015/24

Council Resolution

Moved by Cr Sipek, seconded by Cr Chantry that Council receive and note the following confirmed Advisory Committee Meeting Minutes, received since the last report to Council in December 2014:

- a) Early Years Reference Group held 14 October 2014 (Appendix A);
- b) Arts and Culture Advisory Committee held 1 December 2014 (Appendix B);
- c) Integrated Transport Committee held 1 December 2014 (Appendix C); and
- d) Early Years Reference Group held 16 December 2014 (Appendix D).

CARRIED

9.12 Strategic Alliances

File No: FOL/14/204

Author: Coordinator Governance

Directorate: Corporate Services

Ward: Municipal

Minute No: 2015/25

Council Resolution

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

1. Receive and note the report.
2. Further explore the appropriateness of participating in the potential strategic alliances outlined in the report that relate to planning and transport issues.

3. Continue to broaden its strategic alliances as they arise.

CARRIED

9.15 Use of Technology for Accessing Council Meetings

File No: FOL/14/204

Author: Manager Governance & Local Laws

Directorate: Corporate Services

Ward: Municipal

Minute No: 2015/26

Council Resolution

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

1. Prepare a policy that will govern the recording of Council Meetings, prior to the commencement of any audio recording of Council Meetings.
2. Make the necessary arrangements for the audio recording of Council Meetings and subsequent podcasting on Council's website.
3. Continue to monitor on a regular basis, and no less frequent than annually, options for the use of other technology for accessing Council Meetings in light of changes to the options and costs of that technology.

CARRIED

Division Called

A Division was called and voting was as follows:

For: Crs Marshall, Cusack, Cornish, Sharpe, Nation, Sipek and Surace.

Against: Cr Chantry.

CARRIED

10. Notices of Motion

10.1 Notice of Motion No. 2015/02

Title: Bill Posters

From: Cr Cam Nation

Ward: Municipal

File No: FOL/14/204

Minute No: 2015/27

Council Resolution

Moved by Cr Nation, seconded Cr Marshall that the Chief Executive prepares a report to Council which details:

1. State Government legislation and regulations relating to the act of bill posting;
2. Council policy and General Purpose Local Law 2008 in relation to bill posting and in particular offences for bill posting on Council property.
3. Potential opportunities:
 - a) Council can undertake measures, including strengthening the General Purposes Local 2008, to remedy the growing issue of unsolicited advertising posters being attached to Council property;
 - b) To recoup the cost of removing unsolicited advertising on Council property from the company, organizer or event promoter.

CARRIED

10.2 Notice of Motion No. 2015/03

Title: Construction Management Plans

From: Cr Nicole Marshall

Ward: Municipal

File No: FOL/14/204

Minute No: 2015/28

Council Resolution

Moved by Cr Marshall, seconded Cr Sipek that Council request the Chief Executive to prepare a report considering options to improve the effectiveness of Construction Management Plans, addressing amongst other things, the following matters:

1. The range of matters that should be covered by Construction Management Plans, to ensure that those affected by construction are appropriately protected, including, without limitation, issues relating to accessibility of pedestrians, cyclists and vehicles around construction sites.
2. If there are circumstances where Construction Management Plans are not currently required but should be, particularly where construction occurs on a site where there are sensitive interfaces.
3. How to ensure the community has the opportunity to provide feedback regarding proposed Construction Management Plans, particularly in relation to high and medium density developments, developments where there are sensitive interfaces and other developments that are likely to cause significant disruption to residents, traders or other community members.
4. How to improve public accessibility to Construction Management Plans when they are finalised.

5. Outlining any changes that could be made to the enforcement of Construction Management Plans to ensure compliance.

CARRIED

Cr Surace left the meeting at 9.52pm and returned at 9.54pm.

10.3 Notice of Motion No. 2015/04

Title: Council Properties
From: Cr Nicole Marshall
Ward: Municipal
File No: FOL/14/204
Minute No: 2015/29

Council Resolution

Moved by Cr Marshall, seconded Cr Nation that the Chief Executive prepares a report for the July Ordinary Meeting in relation to the real property assets owned, leased or otherwise controlled by council, which identifies the following information for each property:

1. address or location;
2. property value;
3. current use (including details such as the percentage of the property being utilised and a summary of any conditions of contractual requirements which govern the use of the property);
4. annual income derived from the property (if any);
5. annual Council expenditure relating to the use of the property (if any);
6. recommendations as to whether the property should be considered for:
 - a) disposal;
 - b) an alternative use;
 - c) redevelopment (either by Council itself or as part of a joint venture/partnership).
7. strategic value.

CARRIED

The Mayor informed the meeting of her intention to move the next item and therefore vacated the Chair, to allow the Deputy Mayor to assume the Chair.

10.4 Notice of Motion No. 2015/05

Title: Amendment to Parking Restrictions in Brewster Street and Glen Street, Essendon
From: Cr Narelle Sharpe
Ward: Municipal
File No: FOL/14/204
Minute No: 2015/30

Motion

Moved by Cr Sharpe, seconded Cr Sipek that Council resolve to amend the parking restrictions adopted in the Fletcher Local Area Traffic Management (LATM) Study on 22 July 2014 for the streets listed below as follows:

1. Brewster Street (North Side): between Mt Alexander Road and Mackay Street to 2P (9am-9pm) – All days; and
2. Glen Street (Both sides): between Brewster Street and the bend (between property #15 and #14 Glen Street) to 2P (9am-9pm) - All days.

Division Called

A Division was called and voting was as follows:

For: Crs Surace, Sharpe and Nation.

Against: Crs Marshall, Cusack, Cornish, Chantry and Sipek.

LOST

Council Resolution

Moved by Cr Chantry, seconded Cr Cornish that Council:

1. Defer this item until the applicant applies for a planning permit and public consultation and due process is undertaken with concerned residents in Brewster and Glen Streets, Essendon.
2. Be briefed of the outcome.

**THE FORESHADOWED MOTION IN THE NAME OF CR CHANTRY WAS PUT
AND LOST ON THE CASTING VOTE OF THE CHAIRPERSON**

The Mayor, Cr Sharpe resumed the Chair.

11. Urgent Business

Nil.

10. Confidential Reports

Nil.

The meeting concluded at 10.20pm.

CONFIRMED

CR NARELLE SHARPE
CHAIRPERSON