



City of  
**Moonee Valley**

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# **Ordinary Meeting of Council**

Tuesday, 24 April 2018 at 6.30pm

**Minutes**

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The following reports were considered:

9. Reports

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# Minutes of the Ordinary Meeting of Council

Tuesday, 24 April 2018 at 6.30pm  
held at the Moonee Valley Civic Centre

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## PRESENT :

**Members:** Cr John Sipek Mayor  
Cr Samantha Byrne  
Cr Jim Cusack  
Cr Rebecca Gauci Maurici  
Cr Richard Lawrence  
Cr Nicole Marshall  
Cr Narelle Sharpe

**Officers:** Mr Steven Lambert Acting Chief Executive Officer  
Ms Natalie Reiter Director Planning & Development  
Mr Petrus Barry Acting Director Organisational Performance  
Mr Dino De Melis Acting Director City Services  
Mr Gil Richardson Acting Director Asset Planning & Strategic Projects  
Ms Allison Watt Manager Governance & Communications  
Ms Jessie Keating Manager Strategic Planning

## 1. Opening

The Mayor, Cr Sipek, opened the meeting and welcomed all present to the Council Meeting of Tuesday, 24 April 2018.

On behalf of Moonee Valley City Council, the Mayor welcomed all present and respectfully acknowledged the Traditional Custodians of the land on which Moonee Valley is located – the Wurundjeri People of the Kulin Nation; and paid respect to their Spirits, Ancestors, Elders and their Community Members past and present.

The Mayor also extended this respect to other Aboriginal and Torres Strait Islander Peoples who call Moonee Valley home.

**2. Apologies**

Nil.

Moved by Cr Cusack, seconded by Cr Byrne that Cr Nation be granted Leave of Absence for the period 23 to 29 April 2018 (inclusive.)

**CARRIED UNANIMOUSLY**

Moved by Cr Lawrence, seconded by Cr Gauci Maurici that Cr Surace be granted Leave of Absence for the period 24 April to 1 May 2018 (inclusive)

**CARRIED UNANIMOUSLY**

**3. Confirmation of Minutes**

That the Minutes of the Ordinary Meeting of Council held on Tuesday, 10 April 2018 be confirmed.

**CONFIRMED**

**4. Declarations of Conflict of Interest**

Nil.

**5. Presentations**

Nil.

**6. Petitions and Joint Letters**

**6.1 Change to the prescribed nature strip tree**

File No. 18/110018

Cr Gauci Maurici tabled a petition signed by 12 residents of Mountain, McCracken and Hedderwick Streets in Essendon requesting that Council change the prescribed nature strip tree.

**6.2 Netball Facilities in Moonee Valley**

File No. 18/119317

Crs Byrne and Marshall jointly tabled the second part of petition signed by over 1139 individuals requesting that Council commit to building facilities for netball and basketball in Moonee Valley. (The first part of the petition was presented on 27 March 2018, the additional 1139 now brings the total to 2639 signatures.)

### **6.3 Parking provisions and traffic congestion in Moonee Ponds**

File No. 18/104703

Cr Sharpe tabled a petition signed by seven residents of Corio and Aberfeldie Streets in Moonee Ponds requesting that Council modify current parking provisions to reduce congestion in the vicinity.

### **7. Public Question Time**

Nil.

### **8. Reports by Mayor and Councillors**

#### **Council Resolution**

Moved by Cr Gauci Maurici, seconded by Cr Marshall that the reports by the Mayor and Councillors be received with a minor amendment specifying that Cr Gauci Maurici did not attend the Bee Event at the Incinerator Gallery, Moonee Ponds on 15 March 2018.

**CARRIED UNANIMOUSLY**

### **9. Reports**

#### **9.1 49 Railway Place West, Flemington (Lot 1 TP689098V) - Demolish buildings, remove trees and construct buildings and works comprising five dwellings in a General Residential Zone and Heritage Overlay, with a reduction in visitor car parking requirements**

**File No:** FOL/18/32

**Author:** William Wheeler  
Principal Statutory Planner

**Directorate:** Planning & Development

**Minute No:** 2018/61

#### **Council Resolution**

Moved by Cr Marshall, seconded by Cr Cusack that Council issue a Notice of Decision to Refuse to Grant a Permit in relation to Planning Permit Application No. MV/564/2017 to demolish buildings, remove trees and construct buildings and works comprising five dwellings in a Heritage Overlay, with a reduction in visitor car parking requirements at No.49 Railway Place West, Flemington (Lot 1 TP689098V), in accordance with the following grounds of refusal:

1. The proposal fails to meet the overarching objective and the strategies of Clause 15.01-5 (Cultural Identity and Neighbourhood Character) of the Moonee Valley Planning Scheme and would result in a development that fails to appropriately respond and contribute to neighbourhood character;
2. The proposal fails to meet the objectives and strategies contained within

- Clause 15.03-1 (Heritage Conservation) and Clause 21.06-2 (Heritage) of the Moonee Valley Planning Scheme and would result in a development that is not sympathetic and does not integrate with surrounding heritage buildings;
3. The visual bulk, scale, form and layout of the proposal fails to meet the objectives and strategies of Clause 21.06-1 (Neighbourhood Character) and Clause 21.06-4 (Urban Design) as it does not respect or contribute to the preferred character of the 'Inner Urban 1' precinct and fails to appropriately respond to its location and surrounding context;
  4. The proposal fails to satisfy the following standards contained within Clause 55 (Two or More Dwellings on a Lot) of the Moonee Valley Planning Scheme, and does not achieve an acceptable outcome in terms of the following objectives:
    - a) Clause 55.02-1 (Neighbourhood Character);
    - b) Clause 55.02-5 (Integration with the Street);
    - c) Clause 55.03-2 (Building Height);
    - d) Clause 55.03-3 (Site Coverage);
    - e) Clause 55.03-7 (Safety);
    - f) Clause 55.03-8 (Landscaping);
    - g) Clause 55.04-1 (Side and Rear Setbacks);
    - h) Clause 55.04-2 (Walls on Boundaries);
    - i) Clause 55.04-6 (Overlooking);
    - j) Clause 55.04-8 (Noise Impacts);
    - k) Clause 55.05-2 (Dwelling Entry);
    - l) Clause 55.05-5 (Solar Access to Open Space);
    - m) Clause 55.06-1 (Design Detail);
    - n) Clause 55.06-2 (Front Fences); and
    - o) Clause 55.06-4 (Site Services).
  5. The development would present a visually dominant and unsympathetic built form to the area and will have an adverse effect on the residential amenity of neighbouring land;
  6. The proposal will cause adverse traffic and pedestrian safety impacts on the surrounding area, including the laneway and adjoining local road network, which will be substantial and unreasonable.

**CARRIED UNANIMOUSLY**

**9.2 Proposed Budget 2018/19**

**File No:** FOL/18/32

**Author:** Damian Hogan  
Manager Finance

**Directorate:** Organisational Performance

**Minute No:** 2018/62

**Council Resolution**

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

1.
  - a) Adopts in principle the proposed Budget 2018/19 as per **Appendix A** (separately circulated) as its budget for the 2018/19 financial year as required by the *Local Government Act*;
  - b) Adopts the Strategic Resource Plan 2018/19 to 2021/22 as per **Appendix B** (separately circulated);
  - c) Adopt the Rating Strategy 2018/19 as per **Appendix C** (separately circulated); and
  - d) Adopts Long-Term Capital Works Plan to 2039 - 2040 as per **Appendix D** and detailed in confidential **Appendix E** (separately circulated).
2. Authorises the Chief Executive Officer to:
  - a) Give public notice of the preparation of the Proposed Budget 2018/19 and Strategic Resource Plan 2019-2022 in accordance with the *Local Government Act*; and
  - b) Make available for public inspection the information required by Regulation 9 of the *Local Government (Planning and Reporting) Regulations 2014* and invite submissions under Section 223 of the Act.
3. Considers any submissions received on the Proposed Budget 2018/19 (if required) at a Special Committee of Council, comprising all Councillors, to be held on Tuesday 5 June 2018 commencing at 6.00 pm at Moonee Valley City Council, 9 Kellaway Avenue, Moonee Ponds.
4. Resolves, subject to the respective annual budgeting processes, to prioritise the construction of the following major projects in the following order. The recommended project timelines could be brought forward should Council receive external funding:
  - a) The redevelopment of East Keilor Leisure Centre over the period 2018 to 2021;
  - b) A new Flemington Community Hub during 2021 to 2023; and

- c) A new Highball Stadium during 2023 to 2025.

**For:** Crs Sipek, Byrne, Cusack, Gauci Maurici, Marshall and Sharpe

**Against:** Cr Lawrence

**CARRIED**

**9.3 MV2040 Draft Strategy**

**File No:** FOL/18/32

**Author:** Corina de Araujo  
Strategic Planner

**Directorate:** Planning & Development

**Minute No:** 2018/63

**Council Resolution**

Moved by Cr Gauci Maurici, seconded by Cr Marshall that Council:

1. Endorses the MV2040 Draft Strategy for community consultation through Phase 3 of the MV2040 engagement program.
2. Allows Council officers to make minor editing and typographical changes as required.

**CARRIED UNANIMOUSLY**

**9.4 MV2040 green action plans - carbon, urban forest, water and waste**

**File No:** FOL/18/32

**Author:** Sandra Mack  
Acting Coordinator Climate Change & Sustainability

**Directorate:** City Services

**Minute No:** 2018/64

**Council Resolution**

Moved by Cr Marshall, seconded by Cr Gauci Maurici that Council endorses the following green action plans for public consultation, as part of the draft MV2040 Strategy package:

- a) MV2040 Green Action Plan - Water Sensitive City, (**Appendix A**, separately circulated)
- b) MV2040 Green Action Plan - Zero Carbon City (**Appendix B**, separately circulated)
- c) MV2040 Green Action Plan - Waste and Resource Recovery (**Appendix C**, separately circulated)



- d) MV2040 Green Action Plan - Urban Forest (**Appendix D**, separately circulated)
- e) Tree Management Plan (**Appendix E**, separately circulated)

**CARRIED UNANIMOUSLY**

Cr Gauci Maurici left the meeting at 7:45pm.

Cr Gauci Maurici returned to the meeting at 7:47pm.

**9.5 Advocacy Strategy 2018-2021**

**File No:** FOL/18/32

**Author:** Siobhan Coughlan  
Acting Coordinator Media and Issues

**Directorate:** Organisational Performance

**Minute No:** 2018/65

**Council Resolution**

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

1. Endorses the Advocacy Strategy 2017-2021 (**Appendix A** - separately circulated).
2. Authorises Council officers to make minor amendments to the wording and content of the Advocacy Strategy to reflect the adoption of the draft 2018/19 budget, the draft MV2040 strategy, the long-term capital works program and future decisions of Council; and to ensure it remains relevant as the priority projects identified in the strategy progress.
3. Authorises Council officers to develop collateral and campaign material as required in order to effectively communicate with the community and potential partners to advance the goals of the Advocacy Strategy.

**CARRIED UNANIMOUSLY**

**9.6 Heritage Study 2018 - Post-war**

**File No:** FOL/18/32

**Author:** Fiona McDougall  
Senior Strategic Planner

**Directorate:** Planning & Development

**Minute No:** 2018/66

**Council Resolution**

Moved by Cr Sharpe, seconded by Cr Lawrence that Council resolves to undertake 'Heritage Study 2018 – Post-war' for post-war residential buildings and precincts, including seeking community input to finalise the initial list of

potentially heritage significant properties.

**CARRIED UNANIMOUSLY**

Cr Lawrence left the meeting at 7:59pm.

Cr Lawrence returned to the meeting at 8:01pm.

**9.7 East Timor Friendship City Review**

**File No:** FOL/18/32

**Author:** Craig Dodson  
Community Planning Officer

**Directorate:** Planning & Development

**Minute No:** 2018/67

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**Council Resolution**

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

1. Notes the Moonee Valley/Timor-Leste Liquiçá Friendship City Relationship Program Review report (**Appendix A** – separately circulated).
2. Endorses the draft Program Review report to be placed on Council's website for a period of one month to allow opportunities for the community to provide feedback.
3. Notes a report will be presented to Council following the feedback period which includes recommendations for future Program options.

**CARRIED UNANIMOUSLY**

**9.8 Response to NoM 2017/23 - Skateboard Park at Fanny Street Reserve**

**File No:** FOL/18/32

**Author:** Rachael Fry  
Acting Youth Planner

**Directorate:** Planning & Development

**Minute No:** 2018/68

**Council Resolution**

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

1. Notes Fanny Street Reserve playground renewal designs are being undertaken in the 2017/18 financial year and include a skateable path, with works due for completion by the end of 2018.

2. Recommends once the Boeing Reserve Skate Park is upgraded, wayfinding signage be put in place to direct people to the park along Moonee Ponds Creek which provides a safe and accessible link from Fanny Street Reserve to Boeing Reserve.

**CARRIED UNANIMOUSLY**

**10. Notices of Motion**

Nil.

**11. Urgent Business**

**Council Resolution**

Moved by Cr Marshall, seconded by Cr Sharpe that the following item 'FIFA World Cup' be considered as an item of Urgent Business.

**CARRIED UNANIMOUSLY**

**11.1 FIFA World Cup**

**Minute No:** 2018/69

**Council Resolution**

Moved by Cr Byrne, seconded by Cr Gauci Maurici that:

1. The Acting Chief Executive Officer prepares a report for the Ordinary Council Meeting on 8 May 2018 detailing the creation of a public event for the viewing of Australia's first game for the FIFA (Soccer) World Cup scheduled for Saturday 16 June 2018 at 8pm
2. The report includes the following:
  - Potential locations for the event including the Centreway at East Keilor
  - How the event could encourage involvement and local activation and economic stimulus for local traders
  - The coordination of pre-screening and half time entertainment sourced from the local community which embraces the cultural diversity of participating nations
  - Evaluating the success of the event with the view to conducting additional public screenings at Essendon or Moonee Ponds in conjunction with local traders
  - A dollar amount as determined appropriate by Council officers to run the event

**CARRIED UNANIMOUSLY**

**12. Confidential Reports**

**Council Resolution**

Moved by Cr Sharpe, seconded by Cr Marshall that Council resolve to close the meeting to the public pursuant to Section 89(2) of the *Local Government Act 1989* to discuss 12.1 Aged Care Services in Moonee Valley as it contains information relation to c) industrial matters.

**CARRIED UNANIMOUSLY**

**Council Resolution**

Moved by Cr Gauci Maurici, seconded by Cr Cusack that Council resume in open Council.

**CARRIED UNANIMOUSLY**

**13. Close of Meeting**

The meeting concluded at 8.27pm.

**CR JOHN SIPEK  
CHAIRPERSON**