

Minutes

Ordinary Meeting of Council

Tuesday, 10 September 2019

6:30pm

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The following reports were considered:

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Minutes of the Ordinary Meeting of Council

Tuesday, 10 September 2019 at 6:30pm
held at the Moonee Valley Civic Centre

Present

Members:	Cr Narelle Sharpe	Mayor
	Cr John Sipek	Deputy Mayor
	Cr Samantha Byrne	
	Cr Jim Cusack	
	Cr Rebecca Gauci Maurici	
	Cr Nicole Marshall	
	Cr Cam Nation	
	Cr Andrea Surace	
Officers:	Mr Bryan Lancaster	Chief Executive Officer
	Mr Steven Lambert	Director City Services
	Ms Kendrea Pope	Director Organisational Performance
	Ms Natalie Reiter	Director Planning and Development
	Mr Gil Richardson	Director Asset Planning and Strategic Projects
	Ms Allison Watt	Manager Governance and Communications

1. Opening

The Mayor, Cr Sharpe, opened the meeting and welcomed all present to the Council Meeting of Tuesday, 10 September 2019.

2. Reconciliation Statement

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.

3. Apologies

Nil.

Cr Richard Lawrence is on approved leave of absence for this meeting.

4. Confirmation of Minutes

Minute No. 2019/212

Council Resolution

Moved by Cr Nation, seconded by Cr Sipek that the Minutes of the Ordinary Meeting of Council held on Tuesday 27 August 2019, be confirmed.

CARRIED UNANIMOUSLY

5. Declarations of Conflict of Interest

Cr Cam Nation declared an indirect conflict of interest due to conflicting duty in items 10.2 and 11.1 for reasons disclosed to the CEO prior to the meeting.

6. Presentations

Nil.

7. Petitions and Joint Letters

Nil.

8. Public Question Time

Adam Ford asked Council:

Having been advised prior to the last Ordinary meeting of Council that the timeframe for securing a heritage assessment for the property at 81 Charles Street, Ascot Vale had blown out due to the length of time required to engage a consultant, the survey having been completed within a two week timeframe but more detail being required, can Council now advise why the item is not on the agenda for tonight's meeting, as it seems anomalous for the submission of the further necessary detail to have taken so much longer than preparation of the draft report?

Natalie Reiter, Director Planning and Development responded that the draft assessment is currently being finalised and will include all necessary documentation for Council to make an informed decision on the matter. Once all documentation is received, a report may be prepared for Council to consider. Depending on the assessment, a report may not need to come back before Council.

Adam Ford asked Council:

Can Council assure the community that the final findings the heritage assessment of 81 Charles Street, Ascot Vale will be consistent with the contents of the draft report, and that the delays do not relate to a process of seeking further opinions, with a view to benefiting one or more interested parties in the process?

Natalie Reiter, Director Planning and Development responded an independent consultant has been engaged to carry out the assessment and their findings will inform decision making on the property. This is a relatively straightforward process and has been undertaken as quickly as the consultants have been able to manage.

9. Reports from Special Committees

Nil.

10. Reports

10.1 Draft Procurement Policy 2019

Author: Ibrahim Elkojje - Head of Procurement

Directorate: Organisational Performance

Minute No. 2019/213

Council Resolution

Moved by Cr Sipek, seconded by Cr Surace that Council resolves to adopt the Procurement Policy provided as Attachment B – separately circulated, having undertaken the review in accordance with Section 186A (7) of the *Local Government Act 1989*.

CARRIED UNANIMOUSLY

Cr Nation left the meeting at 6.36pm due to his declared indirect conflict of interest in the following item.

10.2 2019/20 Capital Works Program Update

Author: Nikhil Aggarwal - Acting Manager Asset Planning, Property and Procurement

Directorate: Asset Planning and Strategic Projects

Minute No. **2019/214**

Motion

Moved by Cr Surace, seconded by Cr Sipek that Council resolves to authorise requested 2019/20 Capital Works Project variations as per Section A.1 of Attachment B.

Amendment

Minute No. **2019/215**

Council Resolution

Moved by Cr Marshall, seconded by Cr Byrne that Council resolves to authorise requested 2019/20 Capital Works Project variations as per Section A.1 of Attachment B excluding the conversion of courts 13 and 14 costed at \$25,000 bringing the project cost variation to \$107,000.

CARRIED UNANIMOUSLY

Minute No. **2019/216**

Council Resolution

Moved by Cr Surace, seconded by Cr Sipek that Council resolves to authorise requested 2019/20 Capital Works Project variations as per Section A.1 of Attachment B excluding the conversion of courts 13 and 14 costed at \$25,000 bringing the project cost variation to \$107,000.

CARRIED UNANIMOUSLY

Cr Nation returned to the meeting for the next agenda item at 6:44pm.

10.3 Authorisations and Delegations of Council - Review 2019

Author: Lee McSweeney - Coordinator Governance

Directorate: Organisational Performance

Minute No. 2019/217

Council Resolution

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

- a. Having undertaken a review of its delegations in accordance with Section 98 of the *Local Government Act 1989*, resolves that:
 - i. The powers, duties and functions set out in the Instrument of Delegation, provided as Attachment A be delegated to the members of the Council staff subject to the conditions and limitations specified in that instrument.
 - ii. The Instrument of Delegation provided as Attachment A be signed and sealed, and will come into force immediately upon the common seal of the Council being affixed to the instrument, with all previous corresponding instruments to be revoked.
 - iii. The duties and functions set out in these Instruments of Delegation must be executed in accordance with any guidelines or policies that are adopted by the Council from time to time.
- b. In the exercise of the powers conferred by Section 147(4) of the *Planning and Environment Act 1987* and Section 232 of the *Local Government Act 1989*, resolves that:
 - i. The member of Council staff referred to in the Instrument of Appointment and Authorisation provided as Attachment B be appointed and authorised as set out in the Instrument.
 - ii. The Instrument of Appointment and Authorisation be signed and sealed, and will come into force immediately upon the common seal of the Council being affixed to the instrument, and remains in force until Council determines to vary or revoke it, or until the Authorised Officer ceases to be a member of Council staff.

CARRIED UNANIMOUSLY

10.4 Councillor Expenses Report - 1 April 2019 to 30 June 2019

Author: Lee McSweeney - Coordinator Governance

Directorate: Organisational Performance

Minute No. 2019/218

Council Resolution

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

- a. Endorse the Councillor Expenses Report for the period 1 April 2019 to 30 June 2019.
- b. Publish the Councillor Expenses Report, provided in Table 1, on Council's website.

CARRIED UNANIMOUSLY

10.5 State Motion - Signage in the Public Park and Recreation Zones

Author: Kendrea Pope - Director Organisational Performance

Directorate: Organisational Performance

Minute No. 2019/219

Council Resolution

Moved by Cr Sipek, seconded by Cr Gauci Maurici that Council resolves to submit the motion in Attachment A for consideration at the MAV State Council meeting on Friday 18 October 2019.

CARRIED UNANIMOUSLY

Cr Nation left the meeting at 6.51pm due to his declared conflict of interest in the next item and did not return.

11. Notices of Motion

11.1 Increasing exposure for young Moonee Valley artists

From: Councillor Samantha Byrne

Minute No. 2019/220

Council Resolution

Moved by Cr Byrne, seconded by Cr Gauci Maurici that Council resolves to request the CEO to:

1. Investigate hosting an Exhibition of Artwork produced by local Year 7 to Year 10 year students as part of the Incinerator Gallery program for 2020.
2. Brief Council on the results of this investigation and any ensuing program.

CARRIED UNANIMOUSLY

12. Urgent Business

Nil

13. Delegates Reports

Cr Andrea Surace reported on her duties as Council's delegate to the Metropolitan Transport Forum, in particular about the lack of public transport options around the Essendon employment cluster.

14. Confidential Reports

Nil

15. Close of Meeting

The meeting concluded at 7pm.

**CR NARELLE SHARPE
CHAIRPERSON**