



MINUTES

of the

COUNCIL MEETING

held on

MONDAY

20 SEPTEMBER 2010

Minutes of the Council Meeting held in the Council Chamber, Braeside Avenue, Ringwood, on Monday 20 September 2010 at 7.30pm.

PRESENT

Cr Alex Makin, Mayor	Mullum
Cr Tony Dib	Arrabri
Cr Ann Fraser	Mullum
Cr Nora Lamont	Mullum
Cr Michael Macdonald	Wyreena
Cr Paul Macdonald	Arrabri
Cr Rob Steane	Wyreena
Cr Les Willmott	Wyreena

Trevor Welsh	Acting Chief Executive Officer / Director Operations & Infrastructure
Marianne Di Giallonardo	Director Corporate Services
Phil Turner	Director City Development
Helen Croxford	Director Community & Leisure Services
Stephen Onans	Team Leader Governance

The prayer was read by Cr Ann Fraser.

The Acknowledgement of Country was read by the Mayor.

APOLOGIES

Cr Natalie Thomas	Arrabri
Frank Dixon	Chief Executive Officer

DECLARATION OF INTERESTS

Nil

CONFIRMATION OF MINUTES

MOVED CR DIB, SECONDED CR P. MACDONALD

3378

**THAT THE MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON MONDAY
16 AUGUST 2010 BE CONFIRMED.**

CARRIED

SUSPENSION OF STANDING ORDERS

MOVED CR WILLMOTT, SECONDED CR M. MACDONALD 3379

THAT STANDING ORDERS BE SUSPENDED.

CARRIED

Presentations

The Mayor presented a number of cheques to Community Grants Program recipients.

Message of Condolences

The Mayor, on behalf of Council, expressed condolences to the family and friends of former council employee Ms Robyn Murray who recently passed away.

RESUMPTION OF STANDING ORDERS

MOVED CR WILLMOTT, SECONDED CR STEANE 3380

THAT STANDING ORDERS BE RESUMED.

CARRIED

DEPUTATIONS

A presentation was provided by Ms Jenny Jackson, representing Women's Health East.

PUBLIC QUESTION TIME

Nil

DIRECTOR COMMUNITY & LEISURE SERVICES

WYREENA COMMUNITY ARTS CENTRE COMMITTEE OF MANAGEMENT – ITEM 1
REVOKING OF DEED OF DELEGATION

MOVED CR STEANE, SECONDED CR FRASER 3381

THAT COUNCIL

- 1. REVOKES THE EXISTING DEED OF DELEGATION EXECUTED BY COUNCIL UNDER THE PROVISION OF SECTION 86 OF THE LOCAL GOVERNMENT ACT 1989 ESTABLISHING THE WYREENA COMMUNITY ARTS CENTRE COMMITTEE OF MANAGEMENT, AND**
- 2. ADVISES THE CURRENT COMMITTEE OF MANAGEMENT AND CONVEYS ITS APPRECIATION TO COMMITTEE MEMBERS FOR THEIR PAST SERVICE.**

CARRIED

GRAYSWOOD RESERVE SKATE PARK PETITION ITEM 2

MOVED CR M. MACDONALD, SECONDED CR P. MACDONALD 3382

THAT COUNCIL

1. **RECEIVES AND NOTES THE PETITION,**
2. **ADVISES THE PETITIONERS THAT WHILST IT UNDERSTANDS THE ISSUES RAISED, IT IS UNABLE TO SUPPORT THE PROPOSAL TO REDEVELOP THE GRAYSWOOD SKATE PARK FOR THE REASONS AS CONTAINED WITHIN THIS REPORT; AND**
3. **THANKS THE PETITIONERS FOR THEIR INTEREST IN THIS MATTER AND CONSULTS WITH THE LEAD PETITIONER AND OTHER SIGNATORIES IN REGARD TO THE DESIGN AND DEVELOPMENT OF THE CROYDON YOUTH SPACE.**

CARRIED

Councillors who spoke to the motion – Crs: M. Macdonald, Steane, Makin

MAROONDAH RECONCILIATION ACTION PLAN ITEM 3

MOVED CR LAMONT, SECONDED CR DIB 3383

THAT COUNCIL RECEIVES AND NOTES THIS REPORT.

CARRIED

Councillors who spoke to the motion – Cr Makin

DRAFT COMMUNITY FACILITIES OCCUPANCY POLICY AND PRICING POLICY ITEM 4

MOVED CR P. MACDONALD, SECONDED CR FRASER 3384

THAT COUNCIL

1. **ENDORSES THE PUBLIC EXHIBITION OF THE DRAFT COMMUNITY FACILITIES OCCUPANCY POLICY AND THE DRAFT COMMUNITY FACILITIES PRICING POLICY THROUGH ADVERTISING IN THE LOCAL NEWSPAPERS AND DISPLAYS OF THE DOCUMENT AT ALL CUSTOMER SERVICE OUTLETS, LOCAL LIBRARIES AND THE MAROONDAH WEBSITE, AND**
2. **NOTIFIES ALL KEY STAKEHOLDERS OF THE EXHIBITION OF THE DRAFT COMMUNITY FACILITIES OCCUPANCY POLICY AND THE DRAFT COMMUNITY FACILITIES PRICING POLICY.**

CARRIED

Councillors who spoke to the motion – Cr Fraser

DIRECTOR CORPORATE SERVICES

ATTENDANCE REPORTS

ITEM 1

Reports of Meetings attended by Councillors as an appointed Delegate of Council.

Cr Dib

- 17-Aug Public Consultative Meeting re 55-57 Lusher Road, Croydon
- 21-Aug South Croydon Football Club President's Luncheon
- 26-Aug Maroondah Aquatic & Leisure Information Expo held at Eastland
- 02-Sep The Business Case for Community Partnerships Forum held at Karralyka Centre
- 08-Sep Lake to Creek Lighting Demonstration at Ringwood Lake
- 09-Sep Footmen Footy Luncheon with Guest Speaker Mr Peter Schwab (AFL Victoria CEO)
- 12-Sep Heathmont Uniting Church, Sunday Music Concert (The Music of Scotland)

Cr Fraser

- 17-Aug Don Stevenson Concert, 'Do yourself a favour' - for Camp Quality
- 23-Aug Victorian Local Governance Association (VLGA) Meeting with Councillors
- 24-Aug Meeting with Ainslie Park Cricket Club
- 24-Aug Roadsafe Melbourne Eastern Ranges Inc. Annual General Meeting
- 26-Aug Maroondah Aquatic & Leisure Information Expo held at Eastland
- 28-Aug Big V State Championship Basketball Preliminary Final
- 29-Aug Big V State Championship Basketball Grand Final
- 31-Aug Australian Citizenship Ceremony - Karralyka Centre
- 31-Aug Participation in 'Principal for a Day' at Croydon Primary School
- 01-Sep Recital by Melbourne Symphony Orchestra "Mozart's Masterworks" at Regis Amaroo Aged Care Residence
- 02-Sep Maroondah Art Gallery Exhibition Opening
- 03-Sep Ringwood Spiders Football Club 2010 Trophy Presentation Night
- 06-Sep Maroondah Partners in Community Wellbeing Committee Meeting
- 08-Sep Maroondah Secondary College Beacon Charter Signing by students
- 09-Sep AC Robertson Special Committee of Management Meeting
- 09-Sep Footmen Footy Luncheon with Guest Speaker Mr Peter Schwab (AFL Victoria CEO)
- 12-Sep Maroondah Symphony Orchestra Mozart recital
- 12-Sep Ringwood Horse & Pony Club Pre-Royal Show
- 14-Sep Roadsafe Eastern Metro Meeting
- 14-Sep METEC Meeting
- 15-Sep Eastern Volunteers Business Breakfast
- 16-Sep Eastern Transport Coalition Meeting
- 19-Sep Ringwood Diving Club Annual General Meeting & Awards Presentation

Cr Lamont

- 18-Aug Maroondah Business Breakfast
- 23-Aug Victorian Local Governance Association (VLGA) Meeting with Councillors
- 24-Aug Meeting with Ainslie Park Cricket Club
- 15-Sep Eastern Volunteers Business Breakfast
- 19-Sep Ringwood Diving Club Annual General Meeting & Awards Presentation

Cr M Macdonald

- 16-Sep Eastern Transport Coalition Meeting - held at Whitehorse City Council

Cr P Macdonald

- 21-Aug South Croydon Football Club President's Luncheon
- 27-Aug Karralyka Centre - Cabaret Show
- 31-Aug Australian Citizenship Ceremony - Karralyka Centre
- 03-Sep Ringwood Spiders Football Club 2010 Trophy Presentation Night
- 09-Sep Footmen Footy Luncheon with Guest Speaker Mr Peter Schwab (AFL Victoria CEO)
- 15-Sep Eastern Volunteers Business Breakfast

Cr Steane

- 17-Aug Public Consultative Meeting re 55-57 Lusher Road, Croydon
- 18-Aug Maroondah Business Breakfast
- 26-Aug Maroondah Aquatic & Leisure Information Expo
- 27-Aug Karralyka Centre - Cabaret Show
- 01-Sep Planning Consultation Meeting, 54 Neuparth Rd, Croydon North
- 02-Sep Maroondah Art Gallery Exhibition Opening

Cr Willmott

- 17-Aug Public Consultative Meeting re 55-57 Lusher Road, Croydon
- 27-Aug Karralyka Centre - Cabaret Show
- 01-Sep Public Planning Consultation Meeting, 54 Neuparth Rd, Croydon North
- 15-Sep Croydon Main Street Traders Annual General Meeting

Cr Makin

- 17-Aug Eastern Volunteers Conference
 - 18-Aug Maroondah Business Breakfast
 - 18-Aug Meeting with Ringwood Swimming Club
 - 18-Aug Meeting with Mayors of Knox, Whitehorse, Manningham and the Shire of Yarra Ranges
 - 19-Aug Meeting with Meals on Wheels Volunteers
 - 19-Aug 2010 NAIDOC Week School Initiatives Presentation
 - 20-Aug Meeting with Mrs Heidi Victoria MLA, Member for Bayswater
 - 23-Aug Meeting with Mr David Hodgett MLA, Member for Kilsyth
 - 23-Aug Meeting with Mr Richard Dalla-Riva MLC, Shadow Minister for Industry & State Development and Member for Eastern Metropolitan Region
 - 23-Aug Meeting with Mr Mike O'Callaghan re possibility of new Lions Club in Ringwood
 - 24-Aug Meeting with Ainslie Park Cricket Club
 - 24-Aug Meeting with Mr Brian Tee MLC, Member for Eastern Metropolitan Region
 - 24-Aug Meeting with Mr Shaun Leane MLC, Member for Eastern Metropolitan Region and Ms Vicki Setches
 - 24-Aug Meeting with Ringwood Swimming Club and Swimming Victoria
 - 25-Aug Town Centre Coordinating Group Meeting re Ringwood CAD with Mr Brian Tee MLC, Member for Eastern Metropolitan Region
 - 25-Aug Meeting with The Hon Bruce Atkinson MP, Member for Eastern Metropolitan Region
 - 26-Aug Meeting with Ms Mary Wooldridge MP, Member for Doncaster
 - 26-Aug Maroondah Aquatic & Leisure Information Expo held at Eastland
 - 26-Aug Multicultural Festival Meeting with Eastern Volunteers
 - 26-Aug Ringwood Station Advocacy at Ringwood Station
 - 27-Aug Karralyka Centre - Cabaret Show
 - 27-Aug Eastern Region Mayors & CEOs Meeting
 - 30-Aug Mrs Jan Kronberg MLC, Member for Eastern Metropolitan Region
 - 30-Aug Eastern Volunteers Board Meeting
 - 31-Aug Australian Citizenship Ceremony - Karralyka Centre
 - 31-Aug Meeting with the Ringwood Returned Services League
 - 01-Sep Recital by Melbourne Symphony Orchestra "Mozart's Masterworks" at Regis Amaroo Aged Care Residence
 - 01-Sep Meeting re Maroondah Partners in Community Wellbeing Committee
 - 01-Sep Official launch of the program 'Maximising your Strength' at Croydon Leisure & Aquatic Centre
 - 02-Sep Maroondah Art Gallery Exhibition Opening
 - 03-Sep Ringwood Spiders Football Club 2010 Trophy Presentation Night
 - 03-Sep Meeting with The Hon. James Merlino MP, Minister for Sport, Recreation and Youth Affairs
 - 03-Sep Eastern FM Radio segment
 - 04-Sep Heathmont East Pre-School - 40th Anniversary Celebrations
- Cr Makin (cont'd)

- 06-Sep Partners in Community Wellbeing Committee Meeting
- 08-Sep Lake to Creek Lighting Demonstration at Ringwood Lake
- 09-Sep Croydon Special Developmental School Spring Formal at Karralyka Centre
- 09-Sep Launch of the Independent Type Exhibition and Travelling Treasures from State Libraries Collection at Croydon Library
- 09-Sep Footmen Footy Luncheon with Guest Speaker Mr Peter Schwab (AFL Victoria CEO)
- 09-Sep Eastern Volunteers Business Breakfast Meeting
- 9-Sep Meeting regarding Eastern Volunteers Multicultural Spring Festival
- 10-Sep Opening of Maroondah Handicrafts shop at Eastland
- 11-Sep Tintern Presentation Ball of Year 11 & 12 students
- 12-Sep Heathmont Uniting Church, Sunday Music Concert (The Music of Scotland)
- 14-Sep Opening of Stroke Support Exhibition for Croydon Stroke Support Group at Maroondah Art Gallery
- 15-Sep Mrs Heidi Victoria MLA, Member for Bayswater, Parliamentary Dinner
- 15-Sep Eastern Volunteers Meeting at Club Ringwood
- 16-Sep Meeting with Mayors of Central Activity Districts
- 16-Sep MECU Bank Launch at Eastland
- 16-Sep Eastern Transport Coalition meeting
- 17-Sep Croydon Leisure and Aquatic – Announcement regarding Vic Swim programs
- 18-Sep Enjoying Planned Retirement (EPR) Spotlighters Event
- 18-Sep Eastern Football League 2010 Grand Final Luncheon
- 19-Sep Ringwood Diving Club Annual General Meeting & Awards Presentation
- 20-Sep Monkami Production Meeting

MOVED CR MAKIN, SECONDED CR WILLMOTT

3385

THAT COUNCIL RECEIVES AND NOTES THE ATTENDANCE REPORTS AS PRESENTED BY COUNCILLORS.

CARRIED

WARD REPORTS

ITEM 2

Reports were given by Crs: P. Macdonald, Steane, Makin

MOVED CR MAKIN, SECONDED CR DIB

3386

THAT COUNCIL RECEIVES AND NOTES THE WARD REPORTS AS PRESENTED BY COUNCILLORS.

CARRIED

REPORTS OF ASSEMBLY OF COUNCILLORS ITEM 3

MOVED CR WILLMOTT, SECONDED CR M. MACDONALD 3387

THAT COUNCIL RECEIVES AND NOTES THE PUBLIC RECORD OF THE ASSEMBLY OF COUNCILLORS BRIEFING/S HELD ON 16 AUGUST AND 6 SEPTEMBER 2010.

CARRIED

GOVERNANCE INITIATIVES ITEM 4

MOVED CR MAKIN, SECONDED CR M. MACDONALD 3388

THAT COUNCIL RECEIVES AND NOTES THE INITIATIVES CONTAINED IN THIS REPORT, AIMED AT ENHANCING THE TRANSPARENCY OF PROCESSES IN ITS DECISION-MAKING.

EXTENSION OF TIME

MOVED CR STEANE, SECONDED CR P. MACDONALD 3389

THAT CR M. MACDONALD BE PERMITTED TO SPEAK FOR A FURTHER THREE MINUTES.

CARRIED

SUBSTANTIVE MOTION CARRIED

Councillors who spoke to the substantive motion – Crs: M. Macdonald, P. Macdonald, Lamont, Makin

DRAFT LOCAL LAW NO. 10 (AMENDING LOCAL LAW NO. 8, ITEM 5
CLAUSE 32 - SHOPPING TROLLEYS)

MOVED CR LAMONT, SECONDED CR FRASER 3390

THAT WITH RESPECT TO A PROPOSED AMENDMENT OF CLAUSE 32 OF LOCAL LAW NO. 8 COUNCIL RESOLVES TO:

- 1. GIVE NOTICE OF ITS INTENTION TO MAKE A LOCAL LAW TO BE KNOWN AS LOCAL LAW NO. 10 TO AMEND LOCAL LAW NO. 8 CLAUSE 32,**
- 2. AMEND LOCAL LAW NO. 8 CLAUSE 32 IN LINE WITH DRAFT WORDING SUPPLIED BY COUNCIL SOLICITORS MADDOCKS, AS CONTAINED IN DRAFT LOCAL LAW NO. 10 AS ATTACHED TO THIS REPORT,**
- 3. AUTHORISES OFFICERS TO COMPLY WITH THE PROVISIONS OF THE LOCAL GOVERNMENT ACT 1989 TO MAKE SUCH A LOCAL LAW INCLUDING ADVERTISING AND PUBLIC CONSULTATION PROCESSES, AND**

DRAFT LOCAL LAW NO. 10 (AMENDING LOCAL LAW NO. 8,
CLAUSE 32 - SHOPPING TROLLEYS) (CONT'D)

4. **APPOINT A COMMITTEE COMPRISING COUNCILLORS ALEX MAKIN, ANN FRASER AND NORA LAMONT TO HEAR ANY PERSONS WISHING TO BE HEARD IN SUPPORT OF THEIR WRITTEN SUBMISSION, AT A MEETING TO BE HELD IN THE COUNCIL CHAMBER ON 17 NOVEMBER AT 7.00PM.**

CARRIED

Councillors who spoke to the motion – Cr Lamont

ANNUAL REPORT 2009-2010 ITEM 6

MOVED CR STEANE, SECONDED CR DIB 3391

THAT COUNCIL

1. **NOTES THE COMPLETION OF THE 2009-2010 ANNUAL REPORT DOCUMENT AND PROCESS,**
2. **NOTES THE AUDITOR'S UNQUALIFIED REPORTS ON THE FINANCIAL STATEMENTS, STANDARD STATEMENTS AND PERFORMANCE STATEMENTS, AND**
3. **ENSURES COPIES OF THE REPORT REMAIN AVAILABLE FOR INSPECTION BY ANY INTERESTED PERSON AT THE MUNICIPAL, RINGWOOD EASTLAND AND CROYDON OFFICES OF THE COUNCIL AND IS PLACED ON COUNCIL'S INTERNET SITE.**

CARRIED

MUNICIPAL ASSOCIATION OF VICTORIAN ANNUAL
STATE COUNCIL MEETING – MOTIONS ITEM 7

MOVED CR WILLMOTT, SECONDED CR STEANE 3392

THAT COUNCIL

1. **SUBMITS THE FOLLOWING 4 MOTIONS FOR CONSIDERATION AND DEBATE AT THE MUNICIPAL ASSOCIATION OF VICTORIA ANNUAL STATE COUNCIL MEETING:**

- **PENSIONER RATES CONCESSION**

Motion:- THAT THE MUNICIPAL ASSOCIATION OF VICTORIA ANNUAL STATE COUNCIL CONTINUES ITS ADVOCACY ROLE ON THE MATTER OF THE STATE GOVERNMENT INCREASING PENSIONER RATES CONCESSIONS MORE IN LINE WITH THE REAL COST OF LIVING.

MUNICIPAL ASSOCIATION OF VICTORIAN ANNUAL
STATE COUNCIL MEETING – MOTIONS (CONT'D)

▪ **ADVERSE POSSESSION**

Motion:- THAT THE MUNICIPAL ASSOCIATION OF VICTORIA ANNUAL STATE COUNCIL CALLS ON THE STATE GOVERNMENT TO ALLOCATE A HIGHER PRIORITY TO PRELIMINARY DISCUSSIONS THAT HAVE BEEN HELD TO AMEND LEGISLATION TO PROTECT ALL LAND VESTED IN COUNCILS FROM ADVERSE POSSESSION CLAIMS.

▪ **POLICE NUMBERS**

Motion:- THAT THE MUNICIPAL ASSOCIATION OF VICTORIA ANNUAL STATE COUNCIL ADVOCATES TO THE STATE GOVERNMENT TO ENSURE ITS COMMITMENT TO RECENTLY ANNOUNCED INCREASES IN POLICE NUMBERS TOWARDS MAKING COMMUNITIES A SAFER PLACE TO LIVE IS FULLY IMPLEMENTED.

▪ **ONE STOP SHOP CUSTOMER SERVICE - INFORMATION TECHNOLOGY**

Motion:- THAT THE MUNICIPAL ASSOCIATION OF VICTORIA CONVENE A WORKING PARTY COMPRISING OF COUNCILLORS AND INFORMATION TECHNOLOGY OFFICERS TO EXPLORE THE TECHNOLOGICAL OPPORTUNITIES TO PROVIDE A ONE STOP SHOP CUSTOMER SERVICE APPROACH FOR LOCAL GOVERNMENT COMMUNITIES.

▪ **COUNCIL ELECTIONS – FILLING OF CASUAL VACANCY**

Motion:- THAT THE MUNICIPAL ASSOCIATION OF VICTORIA ANNUAL STATE COUNCIL CALLS ON THE STATE GOVERNMENT TO AMEND LEGISLATION IN REGARDS TO THE FILLING OF A CASUAL VACANCY TO PROVIDE FOR A CONTINUATION OF THE ORIGINAL ELECTION IN ANY COUNT BACK TO DETERMINE WHO SHOULD FILL SUCH VACANCY.

2. **SUPPORTS THE MOTIONS TO BE SUBMITTED ON BEHALF OF THE EASTERN REGION COUNCILS RELATING TO PUBLIC TRANSPORT; THE EARLY YEARS; STREET LIGHTING; SCHOOL CROSSING SUPERVISION; LIBRARIES, AND LAND USE PLANNING.**

CARRIED

Councillors who spoke to the motion – Crs: Willmott, Makin

DOCUMENTS FOR SEALING

MOVED CR M. MACDONALD, SECONDED CR DIB

3393

THAT COUNCIL SIGNS AND SEALS

1. THE SECTION 173 AGREEMENT SUBMITTED BY BRIAN MICHAEL BARROW AND VALERIE JOY BARROW IN RELATION TO LAND AT 28 KARDINIA CRESCENT WARRANWOOD,
2. THE SECTION 173 AGREEMENT SUBMITTED BY CAROLYN DIANNE COWLING IN RELATION TO LAND AT 5 FINLAYSON STREET, RINGWOOD EAST, AND
3. THE SECTION 173 AGREEMENT SUBMITTED BY STEVEN ANDREW FRY IN RELATION TO LAND AT 12 RUNYAN COURT, RINGWOOD NORTH.

CARRIED

MOTIONS TO REVIEW

Nil

LATE ITEM

Nil

REQUESTS / LEAVE OF ABSENCE

Nil

IN CAMERA

Nil

The open forum closed at 8.54 pm.

Confirmed

Date