



City of
Moonee Valley

Ordinary Meeting of Council

Tuesday, 15 February 2011

Minutes

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Minutes of the Ordinary Meeting of Council

Tuesday, 15 February 2011 at 7.02pm
held at the Moonee Valley Civic Centre

PRESENT

Members: Cr James Rankin Deputy Mayor
Cr Jan Chantry
Cr Shirley Cornish
Cr Jim Cusack
Cr Miriam Gillis
Cr Ange Kenos
Cr Narelle Sharpe

Officers: Mr Neville Smith Chief Executive
Mr Bryan Lancaster Director City Works & Development
Mr Anthony Smith Director Corporate Services
Mr Stuart Gillespie Executive Manager Citizen Services & Information Management
Mr Nigel Higgins Acting Executive Manager Community Services
Mr Scott Widdicombe Acting Executive Manager Environment & Lifestyle
Ms Yvonne Hansen Acting Manager Governance

1. Opening

The Deputy Mayor, Cr Rankin opened the meeting and welcomed all present to the Council Meeting of Tuesday, 15 February 2011.

2. Apologies

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

3. Confirmation of Minutes

Moved by Cr Sharpe, seconded by Cr Chantry that the Minutes of the Ordinary Meeting of Council held on Tuesday, 14 December 2010 be confirmed.

CARRIED

4. Declarations of Conflict of Interest

Nil.

5. Presentations

Nil.

6. Petitions And Joint Letters

6.1 Improvements to Laneway located between Darling and Bowen Streets, Moonee Ponds

File No. FOL/09/1244

Minute No. 2011/01

Cr Sharpe tabled a petition signed by 21 residents of Darling and Bowen Streets, Moonee Ponds requesting Council carry out works to rectify flooding and to enable better use of the right of way situated between Darling and Bowen Streets, Moonee Ponds.

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

Cr Chantry tabled a letter from a resident of Strathmore raising concerns with recent tree pruning in the area.

7. Public Question Time

Mr Andrew Gunter of Essendon West asked the following questions in relation to the western section of Hampton Road, Essendon West, from Beryl Street to Buckley Street (including the length and width of the road reserve):

- a) Does Council propose (through its street tree strategy) to plant either or both sides of the street with willow-leaf peppermint (*Eucalyptus Nicholii*) or any other species?
- b) If so, what are the proposed timing, spacing and locations of planting?

Response: Neville Smith, Chief Executive

Council's Street Tree Planting Strategy proposes that the residential side of Hampton Rd is planted with *Eucalyptus Nicolii* in the 2014 planting season (typically from April to September each year).

- c) Will any planting in accordance with Council's Street Tree Strategy for Hampton Road add to or replace any vegetation between the cyclone-wire fence on the western side of the Buckley Street end of Hampton Road and St Bernard's property boundary?

Response: Neville Smith, Chief Executive

This area is not Council owned land and therefore not included in Council's Planting strategy. This land forms part of a road reserve owned by another authority.

- d) Is the land between the cyclone-wire fence on the east side of the Buckley Street end of Hampton Road and 446 Buckley Street looked after by Council or VicRoads?

Response: Neville Smith, Chief Executive

The land adjacent to 446 Buckley Street and on the corner of Hampton Road is shown as a road on the plan of subdivision and vests in Council.

- e) Are the two sections of cyclone-wire fence at the Buckley Street end of Hampton Road looked after by Council or VicRoads (or St Bernard's in relation to the western-side fence) or any other body?

Response: Neville Smith, Chief Executive

Council is unable to disclose information concerning ownership details, however Council would be happy to receive further information to address any concerns with regard to the fencing matter.

- f) Has the footpath/cycle path connecting the Buckley Street end of Hampton Road to the paths south of Buckley Street via the recently built cycle underpass (thank you, Council – good work!) been formally discontinued/closed to motor vehicles and motorcycles; and
- g) Is there any plan to reinstate bollards at each end of that path, spaced to allow pedestrians and pedal-cyclists but nothing wider?

Response: Neville Smith, Chief Executive

This is a shared path and has never been declared a road. The use of bollards is no longer determined appropriate on shared paths in accordance with design guidelines.

8. Reports By Mayor And Councillors

File No. FOL/10/357

Minute No. 2011/02

Council Resolution

Moved by Cr Sharpe, seconded by Cr Gillis that the reports by the Mayor and Councillors be received with the following inclusions to Cr Sharpe's report:

- | | |
|-------------|--|
| 23 November | Attended End of Mayoral Term Afternoon Tea |
| 25 November | Meeting with Chief Executive |
| 30 November | Meeting with Mayor, Cr Cornish and Council officers
Attended Statutory Meeting of Council |
| 13 December | Meeting with Acting Executive Manager, Council Officers and stakeholders regarding Kindergarten Central Enrolment Evaluation for 2010. |
| 15 December | Attended Council's Staff Christmas Party |

CARRIED

9. Council Advisory Committee Minutes

File No. FOL/09/1450

Minute No. 2011/03

Council Resolution

Moved by Cr Cusack, seconded by Cr Gillis that Council receive and note the following Advisory Meeting Minutes, received since the last report to Council in December 2010:

1. Intercultural and Interfaith Community Advisory Committee – Appendix A.
2. Moonee Valley Integrated Waterways Advisory Committee – Appendix B.
3. Youth Advisory Forum – Appendix C.
4. Fairbairn Park Master Plan Implementation Reference Group – Appendix D.

CARRIED

10. Notices of Motion

Nil.

11. Reports

11.1 Key Traffic and Parking issues for Myrnong Ward

File No: FOL/09/535
Author: Coordinator Transport
Directorate: City Works & Development
Ward: Myrnong
Minute No: 2011/04

Council Resolution

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

1. Note that a Parking Study will be undertaken around the Showgrounds and Racecourse to find a feasible long-term solution to cater for events while also meeting resident needs.
2. Note the potential increase of traffic and congestion issues along Mt Alexander Road and Maribyrnong Road and be guided by the Integrated Transport Plan to develop long-term solutions.
3. Write to the Minister for Public Transport and Roads, VicRoads and Melbourne City Council requesting that appropriate traffic management and pedestrian facilities are provided along Langs Road to cater for the increasing crowds attending events at the Showgrounds.

CARRIED

11.2 Draft Moonee Valley Water Strategy

File No: FOL/09/288
Author: Senior Sustainability Officer
Directorate: Environment & Lifestyle
Ward: Municipal
Minute No: 2011/05

Council Resolution

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

1. Endorse the Draft Moonee Valley Water Strategy 2011 for community consultation.
2. Endorse the Draft Water Sensitive Urban Design Guidelines 2011 for community consultation.
3. Receive a further report following completion of community consultation process.

CARRIED

11.3 Response to Notice of Motion - Formal Establishment of the Early Years Reference Group

File No: FOL/10/1167
Author: Acting Manager Family & Children's Services
Directorate: Community Services
Ward: Municipal
Minute No: 2011/06

Council Resolution

Moved by Cr Sharpe, seconded by Cr Gillis that Council:

1. Establish a new Advisory Committee in accordance with the Moonee Valley Early Years Reference Group Terms of Reference.
2. Appoint Councillor Sharpe as the chair of Moonee Valley Early Years Reference Group.
3. Request that the Chief Executive write to representatives listed in the Early Years Reference Group Terms of Reference seeking their nomination.

CARRIED

Cr Kenos requested that in support of the White Ribbon Campaign, which calls for men across Australia to speak out and take an oath, the Minutes reflect that he took the following oath:

"I swear not to commit, excuse or remain silent about violence against women."

11.4 Preventing Violence Together: Western Region Action Plan to Prevent Violence Against Women

File No: 07/040/070-2
Author: Coordinator Health and Social Planning
Directorate: Citizen Services & Information Management
Ward: Municipal
Minute No: 2011/07

Council Resolution

Moved by Cr Gillis, seconded by Cr Cornish that Council:

1. Officially endorses Preventing Violence Together: The Western Region Action Plan to Prevent Violence Against Women ("the Plan").

2. Commits to integrating the Plan into existing work established in the Women's Health Initiative, including the incorporation of relevant actions outlined in the Plan.

CARRIED

11.5 Review of Delegation to the Chief Executive Officer

File No: FOL/11/143
Author: Manager Governance & Local Laws
Directorate: Corporate Services
Ward: Municipal
Minute No: 2011/08

Council Resolution

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

1. In accordance with Section 98 of the Local Government Act 1989 ("the Act"), hereby resolves that there be delegated to the Chief Executive, the powers, duties and functions set out in the Instrument of Delegation to the Chief Executive, provided as Appendix A, subject to the conditions and limitations as specified in that Instrument.
2. Notes that the duties and functions set out in the Instrument of Delegation must be performed and the powers set out in the instrument must be executed in accordance with any guidelines or policies of Council that it may from time to time adopt.
3. Notes that the instrument of Delegation to the Chief Executive includes a power of delegation to members of Council staff, in accordance with Section 98(3) of the Act.
4. Authorises the affixing of the Common Seal and signature of the new Delegation document.

CARRIED

11.6 Review of Pensioner Rebate Options

File No: 37/008/001
Author: Executive Coordinator Rates & Revenue
Directorate: Corporate Services
Ward: Municipal
Minute No: 2011/09

Council Resolution

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

1. Advocate with the Municipal Association of Victoria (MAV) for an increased State Government contribution towards relief of financial hardship through a significant increase in the State Government rates rebate, and that advocacy include a specific motion to the MAV State Council meeting in May and continued dialogue between the Chief Executive and the MAV.
2. Support the MAV in their endeavours to work with welfare agencies to develop a common definition of financial hardship.
3. Continue to work with residents who are experiencing financial difficulties in regard to payment of their rates to contact Council to find a mutually agreeable solution.
4. Develop a Financial Hardship Policy to guide officers in the application of rates payment, waiver and deferral options to address cases of financial hardship.
5. Review the additional rates waiver of \$15.70 as part of the 2011-12 budgetary process.

CARRIED

11.7 Supplementary Valuations for the Period July 2010 to December 2010

File No: 327/020/001 & FOL/09/634
Author: Manager Finance
Directorate: Corporate Services
Ward: Municipal
Minute No: 2011/10

Council Resolution

Moved by Cr Sharpe, seconded by Cr Chantry that Council note the change in Site Value, Capital Improved Value and Net Annual Value for the approved Supplementary Valuations, effective 1 July and 1 December 2010 respectively as detailed in Appendix A.

CARRIED

11.8 Report on Tenders and Contracts Awarded

File No: 18/19/3
Author: Coordinator Governance
Directorate: Corporate Services
Ward: Municipal
Minute No: 2011/11

Council Resolution

Moved by Cr Kenos, seconded by Cr Cornish that Council receive and note the report of Council's Tenders Committee and tenders awarded at its meeting held on 25 January 2011.

CARRIED

12. Urgent Business

Nil.

13. Confidential Report

Nil.

The meeting concluded at 8.06pm.

CONFIRMED

**CR JAMES RANKIN
ACTING CHAIRPERSON**