

COUNCIL MEETING

MINUTES



(Open to the public)

Monday 24 July 2023

Council Chamber - 8 Inglesby Road, Camberwell

Commencement 6:32 pm

Attendance

Councillor Felicity Sinfield (Mayor)
Councillor Jim Parke
Councillor Victor Franco
Councillor Wes Gault
Councillor Di Gillies
Councillor Lisa Hollingsworth
Councillor Jane Addis
Councillor Cynthia Watson
Councillor Susan Biggar
Councillor Nick Stavrou

Apologies Councillor Garry Thompson (Leave of Absence)

<u>Officers</u>		
Phillip Storer		Chief Executive Officer
Daniel Freer		Director Places and Spaces
Scott Walker		Director Urban Living
Kate McCaughey		Director Community Support
Mans Bassi		Director Customer and Transformation
Amy Montalti		Chief Financial Officer
Bryan Wee		Manager Governance and Legal
David Cowan		Manager Planning and Placemaking
Jim Hondrakis		Manager Traffic and Transport
David Shepard		Manager Environmental Sustainability and Open Spaces
Arturo Ruiz		Head of Placemaking
Michael Hutchison		Head of Strategic Property and Revenue
Rudi Dellow		Coordinator Risk & Assurance
Kirstin Ritchie		Coordinator Governance
Liam Merrifield		Senior Governance Officer

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1 Adoption and confirmation of the minutes of the Council meetings held on 19 June 2023 and 26 June 2023

MOTION

Moved Councillor Wes Gault

Seconded Councillor Susan Biggar

That the minutes of the Council meeting held on 19 June 2023 and 26 June 2023 be adopted and confirmed.

CARRIED

2 Declaration of conflict of interest of any councillor or council officer

Refer to Item 7.5 of Presentation of Officer Reports - Councillor Gillies.

Refer to Item 8.1 of General Business - Leaves of Absence - Councillor Biggar and Councillor Parke.

3 Deputations, presentations, petitions and public submission

Council has received Number (1) petition. Details of the petition are set out below.

No.	Ref. no.	Title / Description	No. of signatures	Referred to
1	CAS1434959	Palomino Bronco causing danger to residents in Jersey Street, Balwyn. Request Council to ask owner to park somewhere safer as residents cannot see past the campervan when exiting the property.	20	DUL

Legend:

DCS	Director Community Support	DUL	Director Urban Living
DC&T	Director Customer and Transformation	DP&S	Director Places & Spaces
		GOV	Governance & Legal

MOTION

Moved Councillor Jane Addis

Seconded Councillor Nick Stavrou

That Council resolve:

- To receive and note the petition.**

2. To note that the petition has been referred to the relevant director for consideration and to advise the first named signatory to the petition that they will receive a response from the Mayor in due course advising of Council's action.

CARRIED

4 Informal Meetings of Councillors

Chapter 6 of the Council Governance Rules requires that a summary of matters discussed at an Informal Meeting of Councillors be reported to a Council meeting as soon as practicable.

The attached record of Informal Meetings of Councillors (**Attachment 1**) is reported to Council in accordance with the requirements of the Governance Rules.

MOTION

Moved Councillor Lisa Hollingsworth

Seconded Councillor Wes Gault

That Council resolve to receive and note the summary of Informal Meetings of Councillors, as annexed to the minutes.

CARRIED

5 Public question time

PQT1 Dean Hurlston

The **Mayor, Councillor Sinfield** read the following question submitted with notice:

“Can Council please advise of the dollar (\$) amount of "cost shifting from State Government" they estimate they incurred in 2022/23”

The question was allowed in accordance with Chapter 2 of the Governance Rules. The question had previously been put in writing to a Councillor or a member of Council staff more than 10 working days before the Council meeting at which the question was submitted.

The **Chief Financial Officer, Amy Montalti** responded as follows:

- Council estimates this amount at approximately \$16 million.
- Some of the service areas impacted by State Government cost shifting include the provision of library services, maternal and child health, land fill and waster services, electrical line clearance, building services, and disaster recovery.
- Contextually, \$16 million of cost-shifting equates to 4 years of rate rises in a rate capped environment.

The **Mayor, Councillor Sinfield** informed the meeting all councillors had received a copy of the question and a written response would be provided to Dean Hurlston in due course.

PQT2 Ian Hundley

The **Mayor, Councillor Sinfield** read the following question submitted with notice:

“Will Council now undertake a comprehensive public consultation process on the Macleay and Myrtle Parks masterplan, to include face to face dialogue in meetings with park users and relevant technical experts, and also provide a detailed study of the current informal use of these parks, for public review and discussion”

The question was allowed in accordance with Chapter 2 of the Governance Rules. The question had previously been put in writing to a Councillor or a member of Council staff more than 10 working days before the Council meeting at which the question was submitted.

The **Director Place and Spaces, Daniel Freer** responded as follows:

- There are two key phases of consultation planned in the development of the Myrtle Macleay Park Master Plan.
- The initial phase, which is currently underway, includes the meeting you mentioned, an online survey open to all residents, a meeting with the Wurundjeri Woi-wurrung Cultural Heritage Aboriginal Corporation and a range of technical consultants.
- This information will be utilised to create a draft Master Plan which will then be made available for public review, engagement and comment.

The **Mayor, Councillor Sinfield** informed the meeting all councillors had received a copy of the question and a written response would be provided to Ian Hundley in due course.

PQT3 Ian Hundley

The **Mayor, Councillor Sinfield** read the following question submitted with/with out notice:

“What communications have Boroondara Council had with the Victorian Government since November 2022 concerning the possible rezoning of land in the area to be served by the new Union Station in Surrey Hills for higher density development and to enhance taxable value on any plans to develop land or air space in the rail corridor adjacent to the station for commercial or residential use”

The question was allowed in accordance with Chapter 2 of the Governance Rules. The question had previously been put in writing to a Councillor or a member of Council staff more than 10 working days before the Council meeting at which the question was submitted.

The **Director Urban Living, Scott Walker** responded as follows:

- Council has not had any discussions with the Level Crossing Removal Project in relation to rezoning of surplus land associated with the Union Station project to facilitate private development outcomes.

- Council's understanding is that land in the vicinity of the project will be used for public open space. There is no mechanism available to obtain value capture for the project, and the project area is not subject to the provisions of the Suburban Rail Loop Act.
- Should the LXRP contemplate surplus land being used to achieve a private development outcome, the LXRP would need to advance a planning scheme amendment to rezone land to a more appropriate zone such as the General Residential Zone, Residential Growth Zone or Commercial 1 Zone. The LXRP would then be subject to the provisions of the Windfall Gains Tax which would be triggered at gazettal of a planning scheme amendment to rezone land. The Windfall Gains Tax acts as a value capture mechanism at the State level only.

The **Mayor, Councillor Sinfield** informed the meeting all councillors had received a copy of the question and a written response would be provided to Ian Hundley in due course.

6 Notices of motion

Nil

7 Presentation of officer reports

Procedural Motion - En Bloc

MOTION

Moved Councillor Addis

Seconded Councillor Stavrou

That the following items be moved en bloc as per the officers' recommendation:

7.1 Audit and Risk Committee Appointment of Chairperson

7.2 Contract No.2023/13 - Victoria Road Reserve Reconstruction

7.6 May 2023 Monthly Financial Report

CARRIED

7.1 Audit and Risk Committee Appointment of Chairperson

Purpose

The purpose of this report is to seek a Council appointment to the position of Chairperson of Council's Audit and Risk Committee.

Background

The Local Government Act 2020 (the Act) requires Council to establish an Audit and Risk Committee and approve a charter to enable the Audit and Risk Committee to discharge its functions and responsibilities under the Act.

The Act also requires Audit and Risk Committee to be chaired by a committee member who is not a Councillor. The incumbent Chair of the Audit and Risk Committee, Mr John Watson, reaches the end of his two-year term on 27 July 2023. Consequently, Council must appoint a new chair choosing from independent members that nominate.

Key Issues

A selection panel comprising the Mayor (Cr Sinfield) and the councilor members of the Audit and Risk Committee (Crs Parke and Stavrou) was formed to review candidates and make a recommendation to Council for an appointment to the role of Chairperson.

Nominations were called for from among the independent members, and one nomination was received from the incumbent chair, Mr John Watson. Having reviewed the nomination, the selection panel has determined to recommend to Council that Mr John Watson be appointed to the position of chairperson of the Audit and Risk Committee for a second term, effective 27 July 2023 to 26 July 2025.

Next Steps

The panel has considered Mr John Watson's nomination and recommends he be appointed to the position of Chairperson of the Audit and Risk Committee for a second term effective from 27 July 2023 to 26 July 2025 inclusive.

MOTION

Moved Councillor Addis

Seconded Councillor Stavrou

That Council resolve:

- 1. To appoint Mr John Watson to the position of Chairperson of Council's Audit and Risk Committee for the period 27 July 2023 to 26 July 2025 inclusive in accordance with the provisions of Council's Audit and Risk Committee Charter.**
- 2. To authorise the Chief Executive Officer or his delegate to communicate the effect of this Resolution to the extent necessary to give effect to it.**

CARRIED

7.2 Contract No. 2023/13 - Victoria Road Reserve Reconstruction

Purpose

The purpose of this report is for Council to consider the award of Contract No. 2023/13, Victoria Road Reserve Reconstruction.

Background

Council requires a suitably qualified organisation to provide works for the reconstruction of the sports oval and surrounding sporting infrastructure at Victoria Road Reserve, Hawthorn East, as part of the Turf Management Capital Works program and in accordance with the requirements of the technical specifications.

The works include:

- demolition of existing infrastructure;
- bulk earthworks, including new irrigation and drainage systems with turf resurfacing works;
- upgrade of cricket net facilities, synthetic cricket wicket, player benches and sportsground lighting;
- new AFL goal posts; and
- replacement of the sportsground fencing;

The works are expected to be completed by April 2024.

Key Issues

For these works to be completed, Victoria Road Reserve will be closed to the public including use by the summer allocated club, Boroondara Cricket Club (BCC) as well as the winter allocated club Hawthorn Citizens Junior Football Club (HCJFC) for pre-season training.

Due to the impact of the closure, Council Officers will offer support to BCC in the form of an alternative training venue within the City of Boroondara for season 2023/24. As well as work with HCJFC on alternative training options.

Next Steps

Upon award of the contract, Council will oversee the management of the principal contractor engaged to deliver the works.

Confidentiality

Confidential information is contained in **Confidential Attachment 1**, as circulated in the confidential section of the agenda attachments, in accordance with Section 66(2)(a) and the definition of 'confidential information' in Section 3(1) of the *Local Government Act 2020*. The information relates to private commercial information, being information provided by a business, commercial or financial undertaking that— (i) relates to trade secrets; or (ii) if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage.

If discussion of the confidential information in the attachments to this report is required for Council to make a decision, Council may resolve to discuss the matter in a confidential session or to defer the matter to the confidential section of the agenda.

MOTION

Moved Councillor Addis

Seconded Councillor Stavrou

That Council resolve:

1. To award Contract No. 2023/13, Victoria Road Reserve Reconstruction, to Hendriksen Contractors Pty Ltd (ABN 98 093 866 758) for a total cost of \$1,813,984.63 (including GST). The cost to Council after the return of GST Input Credits is \$1,649,076.94.
2. To authorise the Director Places and Spaces to sign and execute the contract on behalf of the Council and to authorise invoices to an amount not exceeding \$1,649,076.94 excluding GST.
3. To note that expenditure under this contract is in accordance with Council's 2023/24 adopted budget and expenditure in future years will be in accordance with the approved budget allocations.

CARRIED

7.6 May 2023 Monthly Financial Report

Purpose

The purpose of this report is to provide Council the Monthly Financial Report for May 2023. The Monthly Financial Report is designed to identify and explain major variances at an organisational level and is provided in **Attachment 1**.

Background

The year to date annual budget referred to in this report reflects the 2022-23 Amended Budget, approved by Council on 14 November 2022 which includes the carry forward funding for final 2021-22 priority projects and capital works forward commitments.

The 2022-23 Full Year Forecast reflects the final result of the full year review of the annual financials to be undertaken during the year.

Key Issues

Year to date actuals vs. 2022-23 Amended Budget

Council's favourable operating result against year to date budget of \$36.68 million is \$13.02 million or 55% above 2022-23 Amended Budget of \$23.66 million primarily due to a number of factors which are outlined in **Section 2 of Attachment 1 - Financial Overview**.

Capital works actual expenditure is \$46.48 million which is \$7.66 million below year to date budget phasing of \$54.14 million. Priority projects expenditure of \$19.53 million is \$5.89 million below year to date budget phasing of \$25.42 million.

Council's Balance Sheet and cash position are sound and depict a satisfactory result. At the end of May Council's cash position stood at \$164.45 million or \$32.97 million above year to date budget.

MOTION

Moved Councillor Addis

Seconded Councillor Stavrou

That Council resolve to receive and note the Monthly Financial Report for May 2023 (Attachment 1).

CARRIED

7.3 Proposed sale of land from discontinued road - Rear 4/980 Burke Road, Balwyn

Purpose

This report is to consider commencement of the statutory procedures to sell the land from the previously discontinued road at the rear of 4/980 Burke Road, Balwyn.

Background

Council discontinued the road at the rear of 976 to 988 Burke Road and 6 to 14 Wills Street, adjoining 2 Eyre Street, Balwyn in 2016 and sold most of the land from the discontinued road. The land at the rear of 4/980 Burke Road, Balwyn ("the Land") remains unsold.

Council recently received a request from the owner of 4/980 Burke Road, Balwyn for the purchase of the Land.

Key Issues

- The Land is in the name of the original subdivider.
- The Land is considered by officers to be of little value to Council.
- The Land has been enclosed within 4/980 Burke Road, Balwyn for in excess of 15 years.
- Any sale of Council land requires Council to comply with section 114 of the *Local Government Act 2020*.
- Council will take title to the remaining unsold land from the discontinued road.

Confidentiality

Confidential information is contained in **Confidential Attachment 1**, as circulated in the confidential section of the agenda attachments. The information in this attachment is deemed to be confidential in accordance with Section 66(2)(a) and the definition of 'confidential information' in Section 3(1) of the *Local Government Act 2020*. The information is Council business information which would prejudice the Council's position in commercial negotiations if prematurely released.

If discussion of the confidential information in the attachments to this report is required for Council to make a decision, Council may resolve to discuss the matter in a confidential session or to defer the matter to the confidential section of the agenda.

MOTION

Moved Councillor Watson

Seconded Councillor Biggar

That Council resolve to:

- 1. Commence the statutory procedures under section 114 of the *Local Government Act 2020* to sell the land from the discontinued road at the rear of 4/980 Burke Road, Balwyn, shown hatched in Attachment 2 and as Lot 7 on title plan TP954351K in Attachment 3 and as annexed to the minutes (“the Land), to the owner of the adjoining property at 4/980 Burke Road, Balwyn, by private treaty in accordance with Council’s Discontinuance of Roads and Reserves Policy 2022 (“Council’s Policy”).**
- 2. Give notice of its intention to sell the Land on Council’s website stating that Council proposes to sell the Land to the owner of 4/980 Burke Road, Balwyn by private treaty, and to transfer to itself the remaining unsold land from the discontinued road, in accordance with Council’s Policy.**
- 3. Invite both written and verbal submissions on the proposed sale.**
- 4. Note a further report will be presented to a future meeting of the Services Delegated Committee of Council should any submissions be received to enable consideration of the submissions and for a decision on whether to proceed with the proposed sale in full, in part or not to proceed with the sale.**
- 5. Authorise the Chief Executive Officer, or such other person as the Chief Executive Officer approves, to undertake the necessary procedural steps to complete the formal procedures for the sale if no submissions are received.**
- 6. Authorise the Chief Executive Officer, or such other person as the Chief Executive Officer approves, to sign all necessary documentation for the sale of the Land to the owner of 4/980 Burke Road, Balwyn for the sum of \$19,780.00 (inclusive of GST), in accordance with Principle 3 of Council’s Policy.**
- 7. Notwithstanding the present intention to sell the Land to the owner of 4/980 Burke Road, Balwyn, should submissions be received from other adjoining property owners or interested parties, Council reserves the right to sell the Land to any other interested property owners.**

CARRIED

7.4 Proposed discontinuance and sale of drainage reserve - Adjoining 4 View Street and rear 36 and 38 Hopetoun Avenue, Canterbury

Purpose

This report is to consider commencement of the statutory procedures to remove the reserve status and sell the drainage reserve adjoining 4 View Street and the rear of 36 and 38 Hopetoun Avenue, Canterbury.

Background

Council received a request from the owner of 4 View Street, Canterbury for the removal of the reserve status and sale of the drainage reserve adjoining the property and the rear of 36 and 38 Hopetoun Avenue, Canterbury ("the Reserve").

Key Issues

- The Reserve is in the name of the original subdivider.
- The Reserve is considered by officers to be no longer required for the purpose for which it was reserved and is of little value to Council.
- The Reserve has been enclosed within 4 View Street, Canterbury for in excess of 15 years.
- Any sale of Council land requires Council to comply with section 114 of the *Local Government Act 2020*.
- There is a Council drain located within the Reserve.

Confidentiality

Confidential information is contained in **Confidential Attachment 1**, as circulated in the confidential section of the agenda attachments. The information in this attachment is deemed to be confidential in accordance with Section 66(2)(a) and the definition of 'confidential information' in Section 3(1) of the *Local Government Act 2020*. The information relates to Council business which would prejudice the Council's position in commercial negotiations if prematurely released.

If discussion of the confidential information in the attachments to this report is required for Council to make a decision, Council may resolve to discuss the matter in a confidential session or to defer the matter to the confidential section of the agenda.

MOTION

Moved Councillor Addis

Seconded Councillor Watson

That Council resolve to:

1. **Commence the statutory procedures under section 114 of the *Local Government Act 2020* to remove the reserve status and sell the land from the 0.91m wide drainage reserve adjoining 4 View Street and the rear of 36 and 38 Hopetoun Avenue, Canterbury, shown hatched in Attachment 1 and as Lot 1 on the proposed plan of subdivision PS915811K in Attachment 2 and as annexed to the minutes ("the Reserve"), to the owner of the adjoining property at 4 View Street Canterbury, by private treaty in accordance with Council's Discontinuance of Roads and Reserves Policy 2022 ("Council's Policy").**

2. Give notice of its intention to remove the reserve status and to sell the Reserve on Council's website stating that Council proposes to remove the reserve status and sell the Reserve to the owner of 4 View Street, Canterbury by private treaty, in accordance with Council's policy.
3. Invite both written and verbal submissions on the proposed removal of the reserve status and sale.
4. Note a further report will be presented to a future meeting of the Services Delegated Committee of Council should any submissions be received to enable consideration of the submissions and for a decision on whether to proceed with the proposed removal of the reserve status and sale in full, in part or not to proceed with the removal of the reserve status and sale.
5. Authorise the Chief Executive Officer, or such other person as the Chief Executive Officer approves, to undertake the necessary procedural steps to complete the formal procedures for the removal of the reserve status and sale if no submissions are received.
6. Authorise the Chief Executive Officer, or such other person as the Chief Executive Officer approves, to sign all necessary documentation for the removal of the reserve status and sale of the Reserve to the owner of 4 View Street, Canterbury for the sum of \$31,530.00 (inclusive of GST), in accordance with Principle 3 of Council's Policy.
7. Note procedures will be undertaken pursuant to part 4 of the *Planning and Environment Act 1987* and section 24A of the *Subdivision Act 1988* to remove the reserve status and subdivide the Reserve from the rest of the drainage reserve in preparation for sale and future consolidation with the title of 4 View Street, Canterbury.
8. Notwithstanding the present intention to sell the Reserve to the owner of 4 View Street, Canterbury, should submissions be received from other adjoining property owners or interested parties, Council reserves the right to sell the Reserve to any other interested property owners.

CARRIED

7.5 Camberwell High School, 100A Prospect Hill Road, Canterbury - Proposed Discontinuance and sale of Carriageway Easement/Road

Councillor Gillies declared a material conflict of interest in Item 7.5 in accordance with section 128 of the Local Government Act 2020 and the Governance Rules.

Councillor Gillies advised that the nature of their interest is that they are a member of the school Council.

Councillor Gillies left the chamber at 6.53pm prior to the consideration and vote on this item.

Purpose

This report is to seek Council's feedback on considering the commencement of the statutory procedures to discontinue the 3.05m wide carriageway easement/road located within the title boundary of Camberwell High School, 100A Prospect Hill

Road, Camberwell and to sell and transfer, for nominal consideration plus costs, the land in the road (if discontinued) to the Minister for the Crown administering the Education and Training Acts.

Background

Camberwell High School ("the School") has expressed concerns around the safety and security of students, staff and school visitors associated with unrestricted access to its Year 7 and 8 student play and learning areas via a carriageway easement. These safety and security concerns have been exacerbated in recent years following a number of incidents where drivers of motor vehicles have attempted to travel in a northerly direction along the carriageway easement toward Prospect Hill Road.

The School's title shows a 3.05m wide carriageway easement, refer highlighted yellow and yellow-hatched in **Attachment 1**. While shown as an easement on the School's title, Council's solicitors are of the view that the northern part of the easement, refer yellow-hatched in **Attachment 1** with an area of 132m² (approximately), may have become a public highway for the purposes of the *Local Government Act 1989* ("the Road").

In order to improve safety and security for the School, the Victorian School Building Authority ("the VSBA") on behalf of the School has requested that Council discontinue the Road (shown yellow-hatched in **Attachment 1**) and transfer the land in the Road (if discontinued) to the Minister of the Crown administering the Education and Training Acts.

As a temporary measure, the VSBA had previously requested that Council urgently install bollards at the southern end of the Road to physically prevent vehicles from entering the Road. These temporary bollards were installed by Council in May 2022.

Key Issues

- The School owns the land comprising the easement/road and Council is the responsible authority for discontinuing the Road.
- Both the School and the VSBA are seeking to have the Road discontinued over safety and security concerns.
- If the Road is discontinued, it will remove any public rights to traverse or access the land in the future.
- The Road is considered by Council officers to not be reasonably required for public access.

MOTION

Moved Councillor Hollingsworth

Seconded Councillor Watson

That Council resolve to:

- 1. Commence the statutory procedures under section 206 clause 3 of Schedule 10 of the *Local Government Act 1989* to discontinue and sell the 3.05m wide carriageway easement/road located within the title boundary of Camberwell High School, 100A Prospect Hill Road, Camberwell, shown yellow-hatched in Attachment 1 and as Lot 1 on the proposed title plan TP965742G in Attachment 2 and as annexed to the minutes ("the Road"), to the Minister of the Crown administering the Education and Training Acts,**

by private treaty in accordance with Council's Discontinuance of Roads and Reserves Policy 2022 ("Council's Policy").

- 2. Give public notice under section 223 of the *Local Government Act 1989* in the appropriate newspaper and on Council's website stating that Council proposes to discontinue the Road and sell the land from the Road to the Minister of the Crown administering the Education and Training Acts by private treaty, in accordance with Council's Policy.**
- 3. Invite both written and verbal submissions on the proposed discontinuance and sale of the Road.**
- 4. Note a further report will be presented to a future meeting of the Services Delegated Committee of Council should any submissions be received to enable consideration of the submissions and for a decision on whether to proceed with the proposed discontinuance and sale of the Road in full, in part or not to proceed with the discontinuance and sale.**
- 5. Authorise the Chief Executive Officer, or such other person as the Chief Executive Officer approves, to undertake the necessary procedural steps to complete the formal procedures for the discontinuance and sale of the Road if no submissions are received.**
- 6. Authorise the Chief Executive Officer, or such other person as the Chief Executive Officer approves, to sign all necessary documentation for the discontinuance and sale of the Road to the Minister of the Crown administering the Education and Training Acts for the sum of \$1.00 plus associated costs in accordance with Principle 4 of Council's Policy.**

CARRIED

Councillor Gillies re-entered the chamber at 7.00pm and resumed their seat.

7.7 Proposed City of Boroondara Motions for the Municipal Association of Victoria (MAV) State Council on 13 October 2023

This report informs councillors of one proposed motion to be put forward to the Municipal Association of Victoria (MAV) State Council meeting on 13 October 2023.

Motions that are carried at the MAV State Council become Resolutions. These resolutions are then considered by the MAV Board when setting the strategic workplan for the MAV.

MOTION

Moved Councillor Watson

Seconded Councillor Stavrou

That Council resolve to adopt the motion, as annexed to the Minutes, to be put forward to the Municipal Association of Victoria (MAV) State Council meeting on 13 October 2023.

CARRIED

8 General business

8.1 Councillor Gault

Councillor Gault raised the matter of how the attachments are labelled within the Council agenda. The Mayor, Councillor Sinfield, noted his comments.

8.2 Leaves of Absence - Councillor Biggar and Councillor Parke

Councillor Biggar and Councillor Parke declared a material conflict of interest in Item 8.1 *General Business in accordance with section 128 of the Local Government Act 2020 and the Governance Rules.*

Councillor Biggar and Councillor Parke advised that the nature of their interest is that the request is for a personal leave for the dates requested.

Councillor Biggar and Councillor Parke left the chamber at 7.05pm prior to the consideration and vote on this item.

MOTION

Moved Councillor Hollingsworth

Seconded Councillor Franco

That Council resolve to grant:

- **Councillor Parke a leave of absence from Council for 11 September 2023 and 18 September 2023.**
- **Councillor Biggar a leave of absence from Council for the period from 9 September 2023 to 1 October 2023.**

CARRIED

Councillor Biggar and Councillor Parke entered the chamber at 7.08pm and resumed their seats.

9 Urgent business

Nil.

10 Confidential business

Nil.

The meeting concluded at 7.09pm

Confirmed

Chairperson

Date

MINUTES ATTACHMENTS



Council

Monday 24 July 2023

Attachments annexed to the minutes for the following items:

- 4. Informal Meetings of Councillors**
- 7.3 Proposed sale of land from discontinued road - Rear 4/980 Burke Road, Balwyn**
- 7.4 Proposed discontinuance and sale of drainage reserve - Adjoining 4 View Street and rear 36 and 38 Hopetoun Avenue, Canterbury**
- 7.5 Camberwell High School, 100A Prospect Hill Road, Canterbury - Proposed Discontinuance and sale of Carriageway Easement/Road**
- 7.7 Proposed City of Boroondara Motions for the Municipal Association of Victoria (MAV) State Council on 13 October 2023**

Record of Informal Meetings of Councillors

Assembly details	Councillor attendees	Officer attendees	Matters discussed	Conflict of Interest disclosures
Councillor Briefing & Discussion 5 June 2023	Cr Sinfield Cr Stavrou Cr Hollingsworth Cr Gault Cr Parke Cr Biggar Cr Addis Cr Thompson Cr Watson Cr Gillies	Phillip Storer (CEO) Daniel Freer (DPS) Kate McCaughey (DCS) Scott Walker (DUL) Bryan Wee (MGL) David Cowan (MPP) Fiona Brown (MCPD) Christian Wilmsen (CSP) Arturo Ruiz (HoP) Katherine Wright (SCSPR) Kirstin Ritchie (CG) Nick Brennan (SSP) Robert Costello (SPP) Albert Chong (SPO) Liam Merrifield (SGO)	<ul style="list-style-type: none"> Homelessness & begging Draft Camberwell Junction Structure and Place Plan 2023 Updated Draft Glenferrie Place Plan and Parking options - Community Engagement Outcomes Appointment of Chairperson of Audit and Risk Committee Update Installation of mayoral Photos Premiere Daniel Andrew's comments on Victorian Council's rate increases as explanation for high taxation in the State Councillor Newsletters - Aboriginal and Torres Strait islander Voice 	Nil
Councillor Briefing & Discussion 26 June 2023	Cr Sinfield Cr Stavrou Cr Hollingsworth Cr Gault Cr Parke Cr Biggar Cr Addis Cr Watson Cr Gillies	Phillip Storer (CEO) Daniel Freer (DPS) Jeanine Nieuwenhuizen (ADUL) Mans Bassi (DCT) Amy Montalti (CFO) Bryan Wee (MGL) David Cowan (MPP) Arturo Ruiz (HP) Jessica Donaldson (PSP) Elizabeth Manou (SGIO) Julian Filer (MO)	<ul style="list-style-type: none"> Public Question Time Boroondara Tennis Centre Design Excellence Guidelines 	Nil
Councillor Briefing & Discussion 10 July 2023	Cr Sinfield Cr Parke Cr Franco Cr Gault Cr Gillies Cr Addis Cr Watson Cr Biggar Cr Thompson Cr Stavrou	Phillip Storer (CEO) Daniel Freer (DPS) Jeanine Nieuwenhuizen (ADUL) Mans Bassi (DCT) Kate McCaughey (DCT) Amy Montalti (CFO) Bryan Wee (MGL) Fiona Brown (MCPD) Nicole White (MSP) Clare Davey (LPS) Michael Hutchison (HSPR) Cassandra Rae (CUP) Andrea Lomdahl (PPM) Kalai Chu (CSIL) Liam Merrifield (SGO) John Scales (JWS external presenter)	<ul style="list-style-type: none"> Camberwell High School, 100A Prospect Hill Road, Canterbury - Proposed Discontinuance and sale of Carriageway Easement Road Level Crossing Removal Project Public Open Spaces and Naming Communication Plan in relation to the State Government's Sex Work Consultation JWS Customer Satisfaction Survey Neighbourhood Housing Funding CEO Employment Matters State Government acquisition of underutilised golf courses 	Cr Gillies Cr Thompson

MINUTES ATTACHMENTS




Council

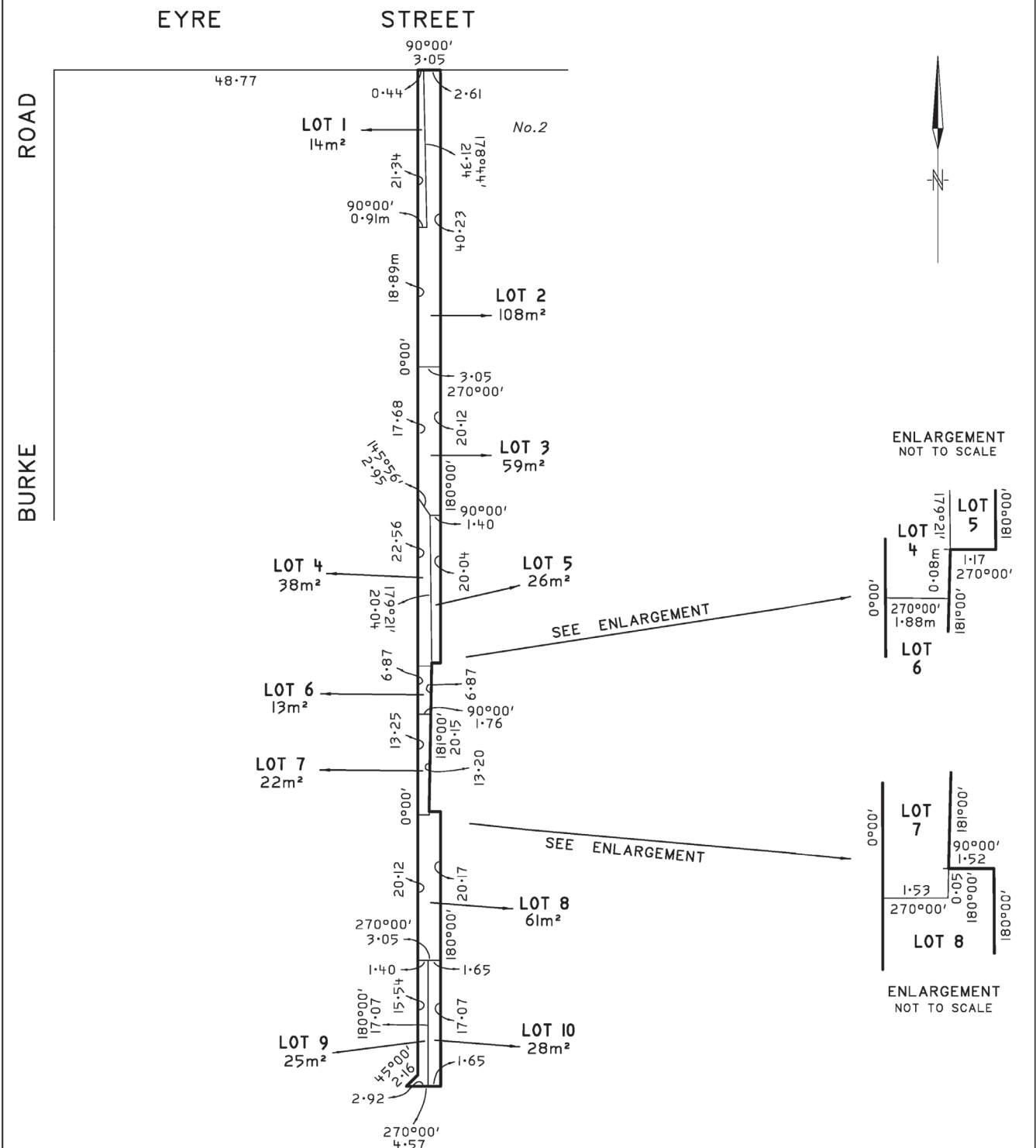
Monday 24 July 2023

Attachments as annexed to the resolution:

7.3 Proposed sale of land from discontinued road - Rear 4/980 Burke Road, Balwyn

TITLE PLAN				EDITION 1		TP954351K	
LOCATION OF LAND Parish: BOROONDARA ELGARS CROWN SPECIAL SURVEY (PART) Section: _____ Crown Allotment: _____ Crown Portion: _____ Last Plan Reference: LOT 1 TP853727C (part) & LP2920 Derived From: Vol 2456 Fol 158 (part) Depth Limitation: DOES NOT APPLY				Notations WARNING: THIS PLAN REPRESENTS AN EXPECTED DIVISION OF LAND. ANY ONE LOT MAY NOT HAVE BEEN CREATED. CHECK THE LOT/PLAN INDEX FOR UPDATED INFORMATION THIS PLAN IS NOT BASED ON SURVEY ANY REFERENCE TO MAP IN THE TEXT MEANS THE DIAGRAM SHOWN ON THIS TITLE PLAN			
Easement Information							
Legend: A - Appurtenant Easement E - Encumbering Easement R - Encumbering Easement (Road)							
Easement Reference	Purpose	Width (Metres)	Origin	Land Benefited/In Favour of			
LOTS 3 & 8	AS PROVIDED FOR IN Sec 207C LGA 1989	SEE DIAG	Sec 207C LGA1989	BOROONDARA CITY COUNCIL YARRA VALLEY WATER CORPORATION			
				THIS PLAN HAS BEEN PREPARED FOR LAND VICTORIA FOR TITLE DIAGRAM PURPOSES DATE: 21/6/2016 C.MEADEN Assistant Registrar of Titles			
<div style="text-align: center; padding-top: 100px;"> SEE SHEET 2 FOR PLAN DIAGRAM </div>							
 Hellier McFarland Development Consultants Town Planners Land Surveyors 342 Hawthorn Rd, Caulfield South, VIC 3162 Tel: 03 9532 9651 Fax: 03 9532 9941 www.hmf.com.au hmf@hmf.com.au				LICENSED SURVEYOR RAYMUND FRANCIS EARLS SIGNATURE _____ DATE / / REF 9531S/3 VERSION A CAD REF: 9531S_3A.lcd		GOVERNMENT GAZETTE No. DEALING/FILE No. DEALING CODE Original sheet size A3 SHEET 1 OF 2	

TP954351K



Hellier McFarland

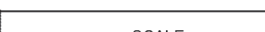
Development Consultants Town Planners Land Surveyors

342 Hawthorn Rd, Caulfield South, VIC 3162

Tel: 03 9532 9951 Fax: 03 9532 9941

www.hmf.com.au hmf@hmf.com.au

CAD REF: 9531S_3A.lcd

 <p>5 0 5 10 15 20</p> <p>LENGTHS ARE IN METRES</p>	<p>ORIGINAL SCALE</p> <p>1:500</p>	GOVERNMENT GAZETTE No.
		<p>DEALING/FILE No.</p> <p>DEALING CODE</p>
<p>LICENSED SURVEYORRAYMUND FRANCIS EARLS.....</p> <p>SIGNATURE DATE / /</p> <p>REF 9531S/3 VERSION A</p>		<p>ORIGINAL SHEET SIZE A3</p> <p>Sheet 2</p>

MINUTES ATTACHMENTS



Council

Monday 24 July 2023

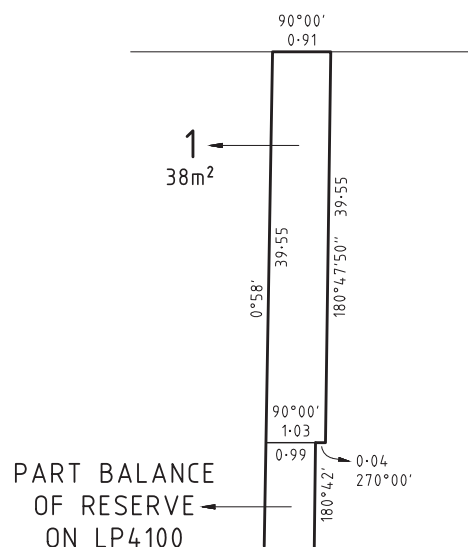
Attachments as annexed to the resolution:

**7.4 Proposed discontinuance and sale of drainage reserve -
Adjoining 4 View Street and rear 36 and 38 Hopetoun
Avenue, Canterbury**

VIEW STREET



VIEW STREET



ANDREW CLINTON SMITH
VERSION PRELIMINARY 2

MINUTES ATTACHMENTS



Council

Monday 24 July 2023

Attachments as annexed to the resolution:

7.5 Camberwell High School, 100A Prospect Hill Road, Canterbury - Proposed Discontinuance and sale of Carriageway Easement/Road

MINUTES ATTACHMENTS



Council

Monday 24 July 2023

Attachments as annexed to the resolution:

7.5 Proposed City of Boroondara Motions for the Municipal Association of Victoria (MAV) State Council on 13 October 2023

MAV State Council Meeting - 13 October 2023

Motion [Housing and Homelessness Sector Support]	
Submitted by: Boroondara City Council	
Primary Contact: Fiona Brown 9278 4476	
Secondary Contact: Katherine Wright 9278 4827	
MOTION: That the MAV calls on the Victorian Government to: <ol style="list-style-type: none"> Provide adequate funding for the homelessness sector to deliver critical wrap-around services for individuals with complex needs and who have experienced long term homelessness to develop skills to exit homelessness, live independently and retain their housing. This is in line with the Council to Homeless Persons' 2023/24 state budget submission that called on the Victorian Government: <i>"... to invest an additional \$47.5 million in 2023-24 (\$220.6 million over four years) to continue and grow the From Homeless to a Home program to support at least 2,100 households (growing to 2,400 by year 4) for as long as that support is needed to sustain that home (page 4, State Budget Submission 2023-24 - Council to Homeless Persons website (chp.org.au))."</i> Provide adequate funding for sufficient staffing of homelessness service agencies to support individuals who are sleeping rough out of homelessness in a timely manner. This includes funding for out-of-hours (before 9 am and after 5 pm) assertive outreach. Increase social housing stock and improve living standards of existing social housing including increased support for residents to maintain their tenancy. 	
MAV Strategy: Indicate whether or not the subject matter of the motion is included in the MAV Strategy 2021-25.	
Is the subject matter of this motion included in the Strategy?	Yes
If yes, identify the following:	
Priority No.	Strategy Priority 3: Well-planned, connected, and resilient built environment
Is the motion repetitive in a form or substance of a motion of a motion or item considered at the most recently held meeting of the State Council?	<p>Yes, Motion 90 at the State Council meeting on 19 May 2023 was submitted by the City of Stonnington. The motion was titled "Housing and homelessness sector support".</p> <p>The motion should be considered again because Council considers funding for the housing and homelessness sector is still inadequate. The Salvation Army - Homelessness East, Council's homelessness entry point, continues to experience high demand and Council has experienced delayed response times for assertive outreach. Council also recognises that there is an inadequate supply of social housing to meet the needs of people who are homelessness or at risk of homelessness. Council is also aware that full funding was not received by Council to Homeless Persons (CHP) in response to their State Budget Submission 2023-24. Funding is requested to enable CHP and the housing and homelessness sector to end - rather than simply manage - homelessness in Victoria.</p>

Note: Motions must be submitted by **one council but may be supported by other councils. The council submitting the motion will need to supply written confirmation from any council(s) listed as supporting the motion. All relevant background information in support of the motion should be included in the space provided for the rationale and not in attachments. **The motion and rationale should be no longer than one page.***

RATIONALE:

Access to safe, affordable, and secure housing is the foundation for good health and participation in community life including access to education, employment, and services. The critical shortage of public and community housing is contributing to homelessness, including people sleeping rough. According to the 2020 Make Social Housing Work report by the Housing Peak Alliance, Victoria needs 6,000 new social housing properties every year for the next 10 years for people without homes.

Private rental market competition and inflation, combined with a chronic shortage of low-cost housing stock is pushing people into homelessness, particularly people on low and fixed incomes.

Key cohorts of concern include women and children fleeing family violence, older adults experiencing elder abuse, and single women aged over 55 who are financially vulnerable.

There are very few safe, secure, long-term housing options for these groups, crisis accommodation is full and rooming houses are often unsuitable and unsafe.

The Salvation Army - Homelessness East is the only organisation who provides assertive outreach for homelessness assistance in Boroondara. Without adequate funding to provide timely and appropriate assistance, people will remain homeless for longer which creates barriers to access education, employment and inclusion.

The Salvation Army - Homelessness East relies on rooming houses to accommodate clients. However, many clients do not want to be placed in rooming houses due to poor and dangerous conditions resulting in chronic homelessness and deteriorating health. Additionally, people are staying in crisis accommodation and transitional housing for longer, resulting in a backlog across the social housing system.

The cost to construct and operate affordable housing is greater than the income for rent. Therefore, ongoing investment, funding streams, subsidies and incentives are required to ensure a continual program of new social housing stock, the upgrade or existing stock and to attract new investors.

More funding streams from the State Government is also required for homelessness support services to ensure people who are homeless or at risk of homelessness are provided with supports to exit homelessness in a timely manner.

Note: Motions must be submitted by **one council but may be supported by other councils. The council submitting the motion will need to supply written confirmation from any council(s) listed as supporting the motion. All relevant background information in support of the motion should be included in the space provided for the rationale and not in attachments. **The motion and rationale should be no longer than one page.***