



**CITY OF
MONASH**

**MINUTES OF THE MEETING OF
COUNCIL
HELD ON 14 DECEMBER 2021**

at 7.00 pm

**Council Chambers
293 Springvale Road,
Glen Waverley**

**MINUTES OF THE MEETING OF THE MONASH CITY COUNCIL
HELD IN THE COUNCIL CHAMBERS, SPRINGVALE ROAD GLEN WAVERLEY
ON 14 DECEMBER 2021 AT 7.00 PM.**

PRESENT: Councillors S James (Mayor), T Samardzija (Deputy Mayor), A de Silva, J Fergeus, G Lake, B Little, N Luo, S McCluskey, R Paterson, T Zographos

APOLOGIES

Councillor P Klisaris

DISCLOSURES OF INTEREST

Nil.

**CONFIRMATION OF MINUTES OF THE COUNCIL MEETING HELD ON
30 NOVEMBER 2021**

Moved Cr McCluskey, Seconded Cr Little

That the minutes of the Meeting of the Council held on 30 November 2021, be taken as read and confirmed.

CARRIED

RECEPTION AND READING OF PETITIONS, JOINT LETTERS & MEMORIALS

PETITION

Cr McCluskey tabled a petition from residents against the proposed development of the site at 2360-2362 Dandenong Road Mulgrave.

PROCEDURAL MOTION

Moved Cr McCluskey seconded Cr James

That the petition be accepted.

CARRIED

MEMORIAL

Cr Zographos noted the passing of Jack Davis, who was a former Councillor of both the City of Oakleigh and the City of Monash, as well as a past President of the Ratepayers Association of Monash and the Ratepayers association of Victoria.

Cr Zographos noted the advice and support that Mr Davis gave to him as a young, aspiring Councillor.

Cr Zographos then conveyed his and the Council's sincere condolences to Mr Davis's family and extended family.

PUBLIC QUESTION TIME

The Mayor advised that one (1) question had been received.

OFFICERS' REPORTS

1. CITY DEVELOPMENT

1.1 Town Planning Schedule

Moved Cr Samardzija,

Seconded Cr McCluskey

That the report containing the Town Planning Schedules be noted.

CARRIED

1.2 530-540 Springvale Road Glen Waverley – Extension of Time - Development of A 6 Storey Office Building & A 4 Storey Office Building

Moved Cr Little,

Seconded Cr James

That Council resolves to issue an Extension of time to Planning Permit No. TPA/38965 for the development of a 6 storey office building and a 4 storey office building both with basement car parking, a two storey building for the use as an indoor recreation facility (gymnasium) and a 2 tiered car park, with the removal of native vegetation and associated landscaping at 530-540 Springvale Road, Glen Waverley, pursuant to the provisions of Section 69(2) of the Planning and Environment Act 1987.

- 1. That in accordance with Section 69(2) of the Planning and Environment Act 1987, the time for the commencement and completion of the development be extended for a further 2 years. Accordingly, the development must be commenced by 17 August 2023 and Completed by 17 August 2025.*
- 2. That the applicant be advised that it is unlikely a further extension of time will be granted given the time that has passed since the permit was granted.*

CARRIED

1.3 VC Planning Scheme Amendment Update

Moved Cr McCluskey,

Seconded Cr Fergeus

That Council notes the summary of VC amendments made to the Monash Planning Scheme as set out in this report.

CARRIED

1.4 ResCode Submission

Moved Cr Little,

Seconded Cr Samardzija

That Council:

- 1. Notes the release for consultation of the Discussion Paper on Improving the operation of ResCode.*
- 2. Notes that whilst there is merit in the concept proposed, by simply translating existing ResCode provisions into the "deemed compliance" PAMs system, rather than improve ResCode or review the standards, there is the potential to further entrench and compound some of the existing problems inherent with ResCode and further disenfranchise local communities and decision making.*
- 3. Endorses the issues raised in this report as the basis for Councils submission and authorises the Director City Development to finalise and submit a formal response to the review by the due date.*
- 4. Notes that over the last several years the State Government has released significant review material in the planning and development field particularly in early to mid-November with very short time frames for the provision of genuine and considered responses to the issues raised.*
- 5. Resolves that the Mayor write to the Minister for Planning requesting that consideration be given in future consultations to more appropriate timelines for Council to consider and respond, including the ability to engage properly with its community and have regard to their feedback in responding to the consultation.*

CARRIED

1.5 Suburban Rail Loop Authority Environment Effects Statement Submission

Moved Cr Fergeus,

Seconded Cr Luo

That Council:

- 1. Broadly supports the Suburban Rail Loop East project due to the significant benefits of the Project that include:
 - a. increased transport choices for the community;*
 - b. rail based services to the Monash National Employment and Innovation Cluster (NEIC) that have previously not been provided; and**

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- c. opportunities for uplift and improvement in two key activity centres at Clayton and Glen Waverley.*
2. *Notes that several issues in the draft EES and Amendment GC197, have been identified that need to be addressed in order for the EES to provide for an acceptable outcome and in order to minimise the environmental effects of the Project.*
 3. *Notes the summary provided on the Council community consultation process undertaken regarding the Suburban Rail Loop East Environment Effects Statement; and*
 4. *Endorses Council's Suburban Rail Loop East Environment Effects Statement submission.*

AMENDMENT

Moved Cr James,

Seconded Cr Little

Part 4 of the recommendation be amended by adding the following words at the end of part 4:

“and authorises the CEO (or her delegate) to make any required amendments to the EES submission, provided any changes are consistent with Council's resolutions and position on specific matters and strengthens or clarifies matters within the submission, having appropriate regard to legal advice.”

CARRIED

SUBSTANTIVE MOTION

The motion, as amended became the substantive motion, which was put to the vote and declared carried.

CARRIED

2. COMMUNITY DEVELOPMENT AND SERVICES

2.1 Active Monash Advisory Committee – Councillor Nominations

Moved Cr McCluskey,

Seconded Cr Zographos

That Council:

- *Endorses the establishment of an Active Monash Advisory Committee and the associated Terms of Reference;*
- *Nominates Councillors Samardzija, McCluskey and Little as its representatives on this Committee.*

AMENDMENT

Moved Cr de Silva,

Seconded Cr Fergeus

That the motion be amended to read:

That Council:

- *endorses the establishment of an Active Monash Advisory Committee;*
- *endorse the associated Terms of Reference, subject to the addition to the Terms of Reference of the following requirement:*
 - o *non-Councillor membership of the Committee will at all times comprise at least 50% women, subject to the requisite number of applications having been received from women applicants; and*
- *nominates Councillors Samardzija, McCluskey and Little as its representatives on this Committee.*

LOST

DIVISION

A division was called.

For: Crs de Silva, Fergeus, James, Paterson

Against: Little, Lake, Luo, McCluskey, Samardzija, Zographos

The motion was put to the vote and declared carried.

CARRIED

2.2 Advisory Committee Annual Reports

Moved Cr Little,

Seconded Cr McCluskey

That Council:

- 1. Notes the activities of the Advisory Committees identified in this report, during 2021, and thanks all members for their time and contributions.***
- 2. Notes the resignation of:***
 - Mr Raghav Baheti, Ms Shreeya Kalagotla and Mr Jonathan Lee as members from the Monash Youth Committee; and Smrity Bagga from the Disability Advisory Committee;***
- 3. Endorses the appointment of Mr Justin Leung and Ms Joyce Hu to the Monash Youth Committee.***

CARRIED

2.3 2021/22 Monash Quick Response Grants Program Recipients

Moved Cr Zographos,

Seconded Cr Luo

That Council notes the successful applications that have been funded through the two streams of the Quick Response Grant program during the period 22 October to 25 November 2021 to a total of \$15,098.00.

CARRIED

3. CORPORATE SERVICES

3.1 Tender For Provision of Debt Recovery Services

Moved Cr Samardzija,

Seconded Cr Luo

That Council:

- 1. Approves access to the Municipal Association of Victoria, Contract DR8410-2021 for provision of Debt Recovery Services, under Council Contract No. 2022073 for a schedule of rates based panel contract with an estimated annual contract value of \$190,000 and an estimated total contract value of \$988,000¹ inclusive of all available extension options;*
- 2. Authorises the Chief Executive Officer or her delegate to execute the contract agreement; and*
- 3. Notes that the contract initial term ends on 30/11/2024 and that the contract also has two separate extension options of one year each and authorises the Chief Executive Officer to approve these extension options subject to the Municipal Association of Victoria extension approval and satisfactory performance for the City of Monash.*

*(*all dollar figures are GST Inclusive unless stated otherwise).*

CARRIED

4. INFRASTRUCTURE

4.1 Landfill Redirection: Our Proposed Approach

Moved Cr Fergeus,

Seconded Cr Little

That Council

- 1. notes the importance of diverting food waste away from landfill as part of climate change action.*
- 2. signals its intention to change the frequency of food and garden waste to a weekly collection and for garbage to be collected fortnightly from August 2022.*
- 3. notes that recyclables collection will remain at fortnightly collection.*
- 4. notes that the changes to frequency will not result in changes to collection days, nor increase the number of bins placed out for collection each week.*
- 5. directs officers to conduct extensive community consultation as outlined in this report, including writing to all households to inform residents of the intended change and to seek feedback on the changed service.*
- 6. requires officers to report back on the community feedback in April 2022*

CARRIED

5. CHIEF EXECUTIVE OFFICER'S REPORTS

5.1 Councillors' Meeting Records

Moved Cr Zographos,

Seconded Cr de Silva

That Council notes the record of Committee Meetings and Informal Councillors' Meetings.

CARRIED

5.2 Council's Complaints Policy

Moved Cr Fergeus,

Seconded Cr Luo

That Council:

- 1. Receives this report from the Committee appointed by Council (the Committee) to consider submissions received in response to the public notice in respect of the proposed Council Complaints Policy.*
- 2. Notes that the Committee met on 16 November 2021 to consider submissions received in regard to the proposed Council Complaints Policy.*
- 3. Adopts the Committee's recommendation that the Council Complaints Policy, as detailed in Attachment 1 to this report, be adopted.*
- 4. Directs that the Council Complaints Policy be made publicly available on its website.*

CARRIED

5.3 Tender for Leisure Management System

Moved Cr McCluskey,

Seconded Cr Little

That Council:

- 1. Approves access to the Victorian Government e-Services panel to contract PerfectGym Solutions Pty Ltd under Contract No. 2022013 for a fixed annual contract value of \$84,810, a once-off implementation fee of \$58,000 and a total contract value of \$962,283 inclusive of all available extension options.*
- 2. Approves up to \$266,562 for additional equipment replacement, expansion and professional services for the above contract inclusive of all available extension options.*
- 3. Authorises the Chief Executive Officer or her delegate to execute the contract agreement.*
- 4. Notes that the contract will commence on 1 January 2022 or shortly thereafter with an initial term of four years with two separate extension options of three years each and authorises the Chief Executive Officer to approve extension options subject to satisfactory performance.*
- 5. Notes that the total contract value, including the system solution, implementation and additional funds for equipment replacement, expansion and professional services is \$1,228,845 over the maximum contract period of 10 years (including all available extension options).*

*(*Please note that all dollar figures are GST Inclusive unless stated otherwise)*

CARRIED

5.4 Tender for Marketing and Communications Solution

Moved Cr McCluskey,

Seconded Cr Little

That Council:

- 1. Awards the Tender from Whispir Limited for a Marketing and Communications Solution, Contract No. 2022040 for an estimated total contract value of \$534,86 inclusive of all available extension options with an additional total \$180,000 for further development and professional services (executable at Council's option);*
- 2. Authorises the Chief Executive Officer to execute the contract agreement;*
- 3. Notes that the contract has an initial term of three years and the contract has three separate extension options of two years each and authorises the Chief Executive Officer to approve extension options subject to satisfactory performance; and*
- 4. Notes that the cumulative value of the contract, inclusive of the estimated contract value, further development and professional services and all available extension options is \$714,867.*

*(*Please note that all dollar figures are GST Inclusive unless stated otherwise)*

CARRIED

5.5 Attendance at GSEM Canberra Delegation 2022

Moved Cr James,

Seconded Cr McCluskey

That the Council approves the attendance of the Mayor and the Chief Executive Officer at the GSEM delegation to Canberra on 15 and 16 February 2022.

CARRIED

6. NOTICES OF MOTION

6.1 Discretionary Fund Applications - Mayor

Moved Cr James,

Seconded Cr Samardzija

That Council resolves to approve the following application for funding from the Council's Discretionary Expenditure Fund:

<i>APPLICANT</i>	<i>PURPOSE</i>	<i>AMOUNT RECOMMENDED</i>
<i>Waverley Fitness Group Inc</i>	<i>Exercise program for senior citizens held at the Mulgrave Community Hall.</i>	<i>\$1,070.36 GST excl</i>
<i>Sri Lankan Muslims in Australia Inc.</i>	<i>Mount Waverley Youth Hall (attendees 150 approx) - Five days during the month of Ramadan (2022 April/ May) for community gathering to participate in breakfast, prayer and dinner which is prepared and donated by members.</i>	<i>\$976.50 GST excl.)</i>

CARRIED

6.2 Speeding Vehicles - Oakleigh Activity Centre

Moved Cr James,

Seconded Cr Fergeus

That Council:

- 1 Notes the ongoing community concerns related to speeding vehicles in roads leading into the Oakleigh Activity Centre that negatively impact road user safety and environmental amenity.*
- 2 Notes that based on traffic survey data from both 2017 and 2019 referred to in the report, there is a significant issue with speed entering and exiting the activity centre, predominately at night-time.*

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- 3 *Directs officers to seek an ongoing commitment from Victoria Police for traffic speed management around the Oakleigh Activity Centre, including mobile speed cameras in problem areas identified by traffic survey data.*
 - 4 *Directs officers to establish a regular traffic survey monitoring program to assist Victoria Police over a 12 month period commencing February 2022.*
 - 5 *Directs officers to provide an evaluation report to Council on the results of the monitoring program by April 2023.*

CARRIED

7. COMMITTEE REPORTS

Nil.

8. URGENT BUSINESS

Nil.

9. CONFIDENTIAL BUSINESS

Nil.

10. PERSONAL EXPLANATIONS

Crs Fergeus, de Silva and Lake each made a personal explanation in regard to the contributions made by them during the Council's consideration of item 2.1 on the Meeting agenda.

11. COUNCILLORS' REPORTS

- 11.1 Crs Zographos and Fergeus each noted the impending departure from the organisation, of Council's Governance Coordinator.

The Mayor declared the meeting closed at 8.11 pm

MAYOR: 

DATED THIS 25 DAY OF FEB 2022