



C
a
s
e
y

Minutes
of the Council Meeting
held in the Council Chamber,
Magid Drive, Narre Warren
Tuesday 6 September 2011
Commencing at 6.30 p.m.

Vision for the future
Casey – Creating the most Caring, Safe,
Innovative and Sustainable City

Table of Contents

1. Reading of the Prayer

2. Statement of Acknowledgement

3. Apologies

- Cr Smith
- Cr Curtis

4. Confirmation of Minutes of:

Refer to Page 368 of the Minute Book

- Council Meeting held on 16 August 2011

5. Declaration by Councillors of any Conflict of Interest or Personal Interests pursuant to Sections 79 and 79B of the Local Government Act 1989 (the Act) in any items on the Notice Paper. (Note that Section 79(2)(a)(i) of the Act requires Councillors to disclose the nature of a Conflict of Interest or a Personal Interest immediately before the relevant consideration or discussion). Section 79B also requires that the Councillor declaring a Personal Interest must seek consent from Council to be exempt from voting on the item.

- Nil

6. Officer's Reports – Initial Consideration

- Refer to Page 369 of the Minute Book

7. Public Question Time

- Refer to Page 370 of the Minute Book

8. Officer's Reports – Deferred for Consideration

- Strengthening Casey's Communities – Refer to page 373 of the Minute Book

Item 1 Arts and Cultural Advisory Committee Minutes

Item 2 Casey's Global Friendships

Item 3 The Factory Rehearsal Centre for the Arts User Representative Group

Item 4 Ward Allocation Requests

Table of Contents

- Strengthening Casey's Communities Cont. – Refer to page 373 of the Minute Book
 - Item 5 Blackspot Program 2011 Status Report
 - Item 6 Berwick Springs Reserve
 - Item 7 Cranbourne Football Club

- Achieving an Environmentally Sustainable Casey – Refer to Page 377 of the Minute Book
 - Item 1 Conservation Advisory Committee Meeting Minutes
 3 August 2011

- Planning for Casey – Refer to Page 378 of the Minute Book
 - Item 1 Adoption of the Berwick Village Structure Plan and urban Design Guidelines
 - Item 2 Housing Growth Requirements Project
 - Item 3 Planning Systems Reform

- Delivering and Maintaining Casey's Infrastructure – Refer to Page 380 of the Minute Book
 - Item 1 Special Charge Scheme – Legerwood Road, Narre Warren North

- Advocating for Casey – Refer to Page 380 of the Minute Book
 - Item 1 Arterial Road Upgrade Priority Listing
 - Item 2 Metropolitan Bus Shelter Project

- Achieving Excellence in Governance at Casey – Refer to Page 381 of the Minute Book
 - Item 1 Requested Meeting with Luke Donnellan, Member for Narre Warren North
 - Item 2 2010/2011 Performance Statement – In Principle Approval
 - Item 3 2010/11 Draft Standard Statements and Financial Statements
 - Item 4 Amendments to Council's Debtor Write-Off Policy
 - Item 5 Audit and Ethics Committee –Appointment of One Independent Public Member and Chairperson's Annual Report

Table of Contents

9. Consideration of Reports of Committees

Refer to Page 386 of the Minute Book

- Assembly of Councillors
- Planning Committee Meeting held on 23 August 2011
- Audit & Ethics Committee Meeting held on 25 August 2011

10. Petitions and Joint Letters

Refer to Page 387 of the Minute Book

- | | |
|--------|--|
| Item 1 | Extension of the School Speed Zone on Ernst Wanke Road |
| Item 2 | Boarding House – 8 Eddington Pl, Endeavour Hills |
| Item 3 | Footpath Connection – Hartley Link to endeavour Hills Shopping Centre |
| Item 4 | Southern Ranges Green Wedge Management Plan – Alteration to minimum lot land size. |

11. Notices of Motion

- Refer to Page 389 of the Minute Book
- | | |
|------|---|
| 2492 | Berwick Mechanics Institute & Free Library Inc |
| 2493 | Casey Wall of Honour |
| 2494 | City of Casey Mayor's Fund |
| 2495 | Narre Warren North Road – Belgrave-Hallam Road – Traffic Conditions |

12. Reports by Council Delegates

- Refer to Page 391 of the Minute Book
- Nil

Table of Contents

13. Urgent Business

- Refer to Page 391 of the Minute Book

Item 1 Casey Race

Item 2 Statue to be erected in High Street, Berwick

Item 3 Conduct of a former Councillor

14. Closed Council



Councillors Present:

Mayor Cr Shar Balmes - Chairperson

Cr Geoff Ablett
Cr Sam Aziz
Cr Kevin Bradford
Cr Bob Halsall

Cr Beverley Hastie
Cr Lynette Keleher (*until 8.24pm*)
Cr Judy Owen, JP
Cr Amanda Stapledon

In Attendance:

Mike Tyler	<i>Chief Executive Officer</i>
Sophia Petrov	<i>Director Community Development</i>
Greg Wood	<i>Director Community Services</i>
Peter Gillieron	<i>Acting Director Corporate Services</i>
Ray Butler	<i>Director Infrastructure Services</i>
Peter Fitchett	<i>Director Planning & Development Services</i>
Ian Sparrow	<i>Manager Administration</i>
Steve Coldham	<i>Manager Communications</i>
David Richardson	<i>Manager Engineering & Asset Management</i>
Nicola Ward	<i>Manager Environment</i>
Andrew Davis	<i>Manager Finance</i>
Rob Pedder	<i>Manager Organisational Strategy</i>
Duncan Turner	<i>Manager Planning</i>
Robert Kriek	<i>Manager Roads & Construction</i>
James Rouse	<i>Acting Manager Sport & Leisure</i>
Kathryn Seirlis	<i>Acting Manager Strategic Development</i>
Paul Hamilton	<i>Manager Transport</i>
Michael Jansen	<i>Manager Waste Management</i>
Lisa Speirs	<i>Team Leader Community Support</i>
Asok Rao	<i>Team Leader City Strategy</i>
Rebecca Scullion	<i>Acting Team Leader Integrated Planning</i>
Michael Pollard	<i>Planning Scheme Amendment coordinator</i>
Alastair Gowing	<i>Councillor Support Officer</i>
Sharyn Tilley	<i>Minutes Assistant</i>



**SECTION 1
READING OF THE PRAYER**

Pastor Julie Ohlson from the Turning Point Lyndhurst District Church read the opening prayer.

READING OF THE FAITH MESSAGE

Director Community Development read the faith message.

**SECTION 2
STATEMENT OF ACKNOWLEDGEMENT**

The Mayor read the Statement of Acknowledgement.

**SECTION 3
APOLOGIES**

Councillor Smith was granted Leave of Absence at the Council Meeting held on 19 July 2011.

COUNCILLORS STAPLEDON/AZIZ:

That the apologies of Councillor Curtis be accepted.

Carried



SUSPENSION OF LOCAL LAW

At 6.33 p.m.

COUNCILLORS ABLETT/STAPLEDON:

That the Local Law be suspended.

Carried

Mr Ross Hibbins, on behalf of South Melbourne Cricket Club and Cricket Victoria, presented the Mayor with the Curator of the Year award awarded to the City of Casey.

The Mayor, Cr Shar Balmes advised that the City of Casey had been awarded the 2011 Australian Property Institute Excellence in Property Award in the Local Government Category for the Casey Fields Development Project. This is the second award Casey has received in this category in the past two years – Casey RACE was awarded in 2009.

The Mayor, Cr Shar Balmes also advised that Wednesday 7 September 2011 is White Balloon Day, a day to raise awareness of child sexual assault and prevention in our Community.

RESUMPTION OF LOCAL LAW

At 6.38 p.m.

COUNCILLORS ABLETT/HALSALL:

That the Local Law be resumed.

Carried

SECTION 4 CONFIRMATION OF MINUTES

Council Meeting

COUNCILLORS HASTIE/AZIZ:

That the Minutes of the Council Meeting held on Tuesday 16 August 2011 be confirmed.

Carried

SECTION 5 DECLARATION OF CONFLICT OF INTERESTS OR PERSONAL INTERESTS

Nil



**SECTION 6
OFFICERS' REPORTS – INITIAL CONSIDERATION**

COUNCILLORS BRADFORD/KELEHER:

That an item of Closed Council be moved into Open Council.

Lost

DIVISION

A Division was called by Councillor Bradford

For: Councillors Owen, Bradford, Hastie and Keleher.

Against: Councillors Stapledon, Halsall, Aziz, Ablett and Balmes.

On the basis of the Division the Mayor declared the motion lost.

COUNCILLORS STAPLEDON/OWEN:

That the recommendations in Officers' Reports be adopted with the exception of Items deferred for further discussion, as follows:-

KEY DIRECTION	RECOMMENDATION ADOPTED	WITHDRAWN (DEFERRED) FOR FURTHER DISCUSSION
Strengthening Casey's Communities	1, 2, 3 and 5	4, 6 and 7
Achieving an Environmentally Sustainable Casey	1	
Planning for Casey	3	1 and 2
Delivering and Maintaining Casey's Infrastructure	1	
Advocating for Casey	2	1
Achieving Excellence in Governance at Casey	4	1, 2, 3 and 5

Carried



SECTION 7 PUBLIC QUESTION TIME

At 6.45 p.m. Question Time commenced.

Note: Questions are reproduced as prepared by the Questioner and no guarantee is given that any subject matter or statement contained in the question is factually correct.

Question 1

Paul Richardson
ENDEAVOUR HILLS 3802
21-12

i. Roundabout at Intersection of Amalfi Drive and Power Road, Endeavour Hills

In reference to the top priority and urgency of road safety for our motorists, pedestrians, cyclists and other road users in the Casey municipality, what is the intention of the City of Casey to consider and support the construction of a roundabout at the intersection of Amalfi Drive and Power Road, Endeavour Hills, why or why not? A positive response would be appreciated for the benefit of Casey residents, ratepayers and local businesses.

The question was answered by the Manager Transport.

Council has recently undertaken a review of locations across Casey looking at accident rates and potential sites for Blackspot Funding applications as reported in tonight's agenda.

The intersection of Power Road/Amalfi Drive does not have accident trends that would qualify it for Blackspot treatments.

It is noted that the intersection can be congested during peak traffic however Council does not have any plans to modify the intersection at this time.

ii. Council Fines/Revenue

Referring to the Council fines imposed on Casey Ratepayers through Local Laws infringements and late Council payments, what are the intentions of the City of Casey to redirect these forms of revenue raising into the needed repairs, maintenance and construction of our roads, footpaths and the reduction of our annual Council Rates each financial year without directing it to the surplus part of the budget for additional projects and Council administration costs designated by the CEO?

The question was answered by the Director Community Development.

Some of the income that Council generates is from fines and this income funds the business of Council including the delivery of capital works such as the repair of roads and footpaths and other necessary infrastructure.



**SECTION 7
PUBLIC QUESTION TIME CONT.**

Question 2

Garry Page
HAMPTON PARK 3976
21-12

i. Taylors Road Landfill, Lyndhurst

The Taylors Road Landfill, Lyndhurst produces gas from cells containing Prescribed Industrial Waste mixed with Municipal Waste. This landfill gas from Taylors Road Landfill is then pumped through a pipeline to be burnt at the Power Station in Narre Warren North. The Casey City Council "or its assigns" in the Casey City Council pipeline agreements with property owners covered damage or contamination occurring.

Who currently has responsibility for removal and cleanup of the pipeline when the Casey City Council's easement rights expire 31st December 2025?

The question was answered by the Manager Waste Management.

Energy Developments Limited (EDL) is responsible for reinstatement of the pipeline after termination of the agreement. EDL are the company that built and operate the power station.

ii. Taylors Road Landfill, Lyndhurst

The Department of Health is undertaking a health assessment of Dandenong/Lyndhurst residents living in the vicinity of the Lyndhurst landfill site to determine whether cancers, birth abnormalities or problems with pregnancy are more common. The landfill gas from mixed Prescribed Industrial Waste and Municipal Waste cells is extracted from the Taylors Road Landfill then burnt in the power plant near residents in Narre Warren North. Therefore it is the Narre Warren North residents that have the highest exposure to the Taylors Road Lyndhurst's landfill gas combustion by-products.

How many residents are located within a 500m safety buffer distance that could be taken as current siting best practice (EPA publication 788.1) for the Taylors Road Landfill's gas exhaust stacks located in Narre Warren North, and did the City of Casey specifically request these Narre Warren North residents be included in the health assessment.

The question was answered by the Manager Waste Management.

Approximately 250 houses are within 500 metres of the power station. The 500 metre buffer in the EPA guidelines was introduced after the construction of the power station.

The City of Casey did not specifically request these residents. The health study was specifically targeted at the area surrounding the Dandenong South Special Industry Zone and the Taylors Road Landfill. There have been no concerns raised by EPA or any other authority with respect to the operation of the power station at the closed Narre Warren Landfill.



**SECTION 7
PUBLIC QUESTION TIME CONT.**

Question 3

Roger Lord
ENDEAVOUR HILLS 3802
21-12

▪ **Defined Benefit Superannuation Fund**

Given the high cost of maintaining such a fund in uncertain financial times and effectively insulating the members of the fund from the current financial turmoil at the expense of the ratepayers, could the Council please quantify the number of Council staff who are covered by this plan and whether any new employees are being admitted to it?

The question was answered by the Manager Finance.

The fund was closed to new members on 31 December 1993. One of the reasons for the current short fall in the fund is that recent investment returns haven't reached the required level to fund future liability both of lump sum for existing staff and pensions for staff who have retired and are receiving a pension. As the fund is closed to new members, contributions from ongoing employees and investment returns is the only source of inflows for the fund. Council's share of unfunded liabilities of the fund is fixed as at 31 December 1993 in terms of proportion based on the previous member councils. So the current number of employees at Council has no effect on Council's current liability or future liabilities.

At 6.51 p.m. Question Time concluded.



**SECTION 8
OFFICERS' REPORTS – DEFERRED FOR CONSIDERATION**

STRENGTHENING CASEY'S COMMUNITIES

COMMUNITY DEVELOPMENT – COMMUNITY STRENGTHENING

Item 1

Arts and Cultural Advisory Committee Minutes
65-7-18

Council Plan Reference: 1.8

Purpose of Report: To provide Council with the minutes of the Arts and Cultural Advisory Committee meeting of 8 August 2011.

Recommendation

That the minutes of the Arts and Cultural Advisory Committee be noted.

The recommendation was adopted. Refer to Page 369 of the Minute Book.

Item 2

Casey's Global Friendships
25-1-6

Council Plan Reference: 1.1

Purpose of Report: To provide Council with the minutes of the Casey's Global Friendships Committee meeting held on Monday 8 August 2011.

Recommendation

That the minutes of Casey's Global Friendships Advisory Committee meeting held on Monday 8 August 2011 be noted.

The recommendation was adopted. Refer to Page 369 of the Minute Book.



**SECTION 8
OFFICERS' REPORTS – DEFERRED FOR CONSIDERATION**

STRENGTHENING CASEY'S COMMUNITIES

COMMUNITY DEVELOPMENT – COMMUNITY STRENGTHENING

Item 3

The Factory *Rehearsal Centre for the Arts* User Representative Group

918.5.PG23

Council Plan Reference: 1.8

Purpose of Report: To provide Council with the Minutes of The Factory *Rehearsal Centre for the Arts* User Representative Group meeting held on 22 August 2011.

Recommendation

That the minutes of The Factory *Rehearsal Centre for the Arts* User Representative Group be noted.

The recommendation was adopted. Refer to Page 369 of the Minute Book.

CORPORATE SERVICES – GENERAL

Item 4

Ward Allocation Requests

11-4-1

Council Plan Reference: 1.2

Purpose of Report: To consider Ward Allocation Requests

COUNCILLORS BALMES/STAPLEDON:

That the Ward Fund Allocations as listed on Page 375 of the Minute Book and amended be considered by Council in light of policy and agreed to.

Carried

(Cont'd)



**SECTION 8
OFFICERS' REPORTS – DEFERRED FOR CONSIDERATION**

STRENGTHENING CASEY'S COMMUNITIES

INFRASTRUCTURE SERVICES – TRANSPORT

Item 5

Blackspot Program 2011 Status Report
62-15-12

Council Plan Reference: 1.6

Purpose of Report: To update Council on Black Spot Program 2011/12 funding and submissions for the 2012/13 program.

Recommendation

That the report be noted.

The recommendation was adopted. Refer to Page 369 of the Minute Book.

PLANNING AND DEVELOPMENT SERVICES – SPORT & LEISURE

Item 6

Berwick Springs Reserve
68105.PG

Council Plan Reference: 1.8

Purpose of Report: To update Council on a proposal to play senior cricket on the western oval at Berwick Springs Reserve.

COUNCILLORS AZIZ/HALSALL:

1. That Council conduct a trial allocation for senior cricket teams of Berwick Springs Cricket Club to play on the western oval at Berwick Springs Reserve for the 2011/2012 summer season.
2. That the trial allocation be for senior cricket on Saturday afternoons only.
3. That following this trial season officers conduct a review of the season and report subsequent recommendations to Council in 2012 to determine ongoing senior cricket allocations at Berwick Springs Reserve.
4. That Berwick Springs Cricket Club be given an allocation of the cricket practice nets at the new Grices Road Reserve for the 2011-2012 season subject to the construction of the nets being complete and them being safe for use.

Carried



**SECTION 8
OFFICERS' REPORTS – DEFERRED FOR CONSIDERATION**

STRENGTHENING CASEY'S COMMUNITIES

PLANNING AND DEVELOPMENT SERVICES – SPORT & LEISURE

Item 7

Cranbourne Football Club
68105.PG

Council Plan Reference: 1.8

Purpose of Report: To provide Council with feedback in relation to the Cranbourne Football Club.

COUNCILLORS ABLETT/STAPLEDON:

That, following the September meeting, a report be presented to Council on how Council can assist in securing the future of the Cranbourne Football Club.

Carried

ACHIEVING AN ENVIRONMENTALLY SUSTAINABLE CASEY

PLANNING & DEVELOPMENT SERVICES - ENVIRONMENT

Item 1

Conservation Advisory Committee Meeting Minutes – 3 August 2011
71-35

Council Plan Reference: 2.4

Purpose of Report: To provide Council with the minutes of the Conservation Advisory Committee meeting held on 3 August 2011

Recommendation

That the minutes of the Conservation Advisory Committee meeting of Wednesday 3 August 2011 be noted.

The recommendation was adopted. Refer to Page 369 of the Minute Book.



**SECTION 8
OFFICERS' REPORTS – DEFERRED FOR CONSIDERATION**

PLANNING FOR CASEY

PLANNING AND DEVELOPMENT SERVICES – STRATEGIC DEVELOPMENT

Item 1

Adoption of the Berwick Village Structure Plan and Urban Design Guidelines

71-14-1.8

Council Plan Reference: 3.1

Purpose of Report: To adopt the Berwick Village Structure Plan and the Berwick Village Urban Design Guidelines and to adopt the Berwick Village Structure Plan as the approved Development Plan under the Development Plan Overlay Schedule 8 of the Casey Planning Scheme.

COUNCILLORS OWEN/BRADFORD:

1. That Council resolves to adopt the Berwick Village Structure Plan (including the Berwick Village Urban Design Guidelines as Appendix A) generally in accordance with Attachments 2 and 3, which supersedes the previously adopted *Berwick Village Commercial Centre Strategy 2006*.
2. That Council resolves to adopt the Berwick Village Structure Plan as the approved Development Plan under the Development Plan Overlay Schedule 8 (Clause 43.04) of the Casey Planning Scheme. This supersedes the previously adopted Development Plan under this Clause being the *Berwick Village Commercial Centre Strategy 2006*.
3. That all submitters be advised of Council's decision and thanked for their contribution to the Structure Plan process.
4. That the members of the Berwick Village Steering Committee be thanked for their contribution to the preparation of the Berwick Village Structure Plan and Urban Design Guidelines.
5. That officers request a meeting with DPCD as a matter of priority to resolve its concerns relating to built form outcomes in the Berwick Village Structure Plan.

Carried



**SECTION 8
OFFICERS' REPORTS – DEFERRED FOR CONSIDERATION**

PLANNING FOR CASEY

PLANNING AND DEVELOPMENT SERVICES – STRATEGIC DEVELOPMENT

Item 2

Housing Growth Requirements Project
71-128

Council Plan Reference: 3.1

Purpose of Report: To appoint a new Councillor representative to the Housing Growth Requirements Project

COUNCILLORS HASTIE/KELEHER:

That Councillor Hastie be appointed as the City of Casey representative for the Housing Growth Requirements Project Councillor Reference Group and that Councillor Keleher be appointed as the alternate delegate.

Carried

Item 3

Planning Systems Reform
71-1-4-2-3

Council Plan Reference: 3.1

Purpose of Report: To adopt Council's submission to the Victorian Planning System Ministerial Advisory Committee

Recommendation

1. That Council adopt the submission included in Attachment 1.
2. That a copy of the submission be submitted to the Victorian Planning System Ministerial Advisory Committee.
3. That officers take the opportunity to elaborate on matters within the Submission if invited to do so by the Advisory Committee.
4. That officers report back to Council on the findings of the Victorian Planning System Ministerial Advisory Committee when this information becomes publicly available.

The recommendation was adopted. Refer to Page 369 of the Minute Book.



**SECTION 8
OFFICERS' REPORTS – DEFERRED FOR CONSIDERATION**

DELIVERING AND MAINTAINING CASEY'S INFRASTRUCTURE

INFRASTRUCTURE SERVICES – ENGINEERING & ASSET MANAGEMENT

Item 1

Special Charge Scheme - Legerwood Road, Narre Warren North
55-5-41

Council Plan Reference: 4.1

Purpose of Report: For Council to consider the input of residents for the upgrading of Legerwood Road through a special charge scheme.

Recommendation

1. That Council abandon the proposed Legerwood Road Special Charge Scheme given that the majority of property owners do not support a special charge scheme.
2. That all property owners included in the proposed Legerwood Road Special Charge Scheme be advised of Council's decision.

The recommendation was adopted. Refer to Page 369 of the Minute Book.

ADVOCATING FOR CASEY

INFRASTRUCTURE SERVICES – TRANSPORT

Item 1

Arterial Road Upgrade Priority Listing
30-4

Council Plan Reference: 6.1

Purpose of Report: Review the Arterial Roads Priority Listing.

COUNCILLORS BALMES/HASTIE:

1. That the Casey Arterial Roads Priority listing as detailed in Attachment A of the report be forwarded to VicRoads for consideration in their planning of arterial road upgrades.
2. That officers seek a meeting with VicRoads representatives to brief them directly on Casey's priorities.
3. That Council write to the Hon. Terry Mulder MP Minister for Public Transport and Minister for Roads, as well as local Members of Parliament, forwarding a copy of the Casey Arterial Roads Priority Listing seeking their support for funding for arterial road improvements in Casey.

Carried



**SECTION 8
OFFICERS' REPORTS – DEFERRED FOR CONSIDERATION**

ADVOCATING FOR CASEY

INFRASTRUCTURE SERVICES – TRANSPORT

Item 2

Metropolitan Bus Shelter Project
74-2

Council Plan Reference: 6.2

Purpose of Report: To update Council on the progress of the Metropolitan Melbourne Bus Shelter Project.

Recommendation

That Council forward the Casey – Metropolitan Melbourne Bus Shelter Project priority listing as shown in Attachment A to the Department of Transport for consideration in the Metropolitan Bus Shelter Project.

The recommendation was adopted. Refer to Page 369 of the Minute Book.

ACHIEVING EXCELLENCE IN GOVERNANCE AT CASEY

EXECUTIVE SERVICES - GENERAL

Item 1

Requested meeting with Luke Donnellan, Member for Narre Warren North
22-15

Council Plan Reference: 7.2

Purpose of Report: To update Council on its invitation to Luke Donnellan MP, Member for Narre Warren North, to meet with Councillors.

COUNCILLORS AZIZ/HALSALL:

1. That Council writes to the Leader of the Victorian Opposition and the Speaker of the Legislative Assembly to express its disappointment over the lack of response from Mr Donnellan to meet with Council despite six separate attempts made to his office.
2. That Council write again to Mr Donnellan to offer its preparedness to meet him in Parliament House if a meeting in Casey is inconvenient to him given that he lives in Inner Melbourne.

(Cont'd)



**SECTION 8
OFFICERS' REPORTS – DEFERRED FOR CONSIDERATION**

ACHIEVING EXCELLENCE IN GOVERNANCE AT CASEY

EXECUTIVE SERVICES - GENERAL

Item 1

Requested meeting with Luke Donnellan, Member for Narre Warren North Cont.

FORMAL MOTION

At 7.26 p.m.

COUNCILLORS ABLETT/STAPLEDON:

That the motion be now put.

Carried

The motion moved by Councillor Aziz and seconded by Councillor Halsall was put and carried.

DIVISION

A Division was called by Councillor Bradford

For: Councillors Owen, Stapledon, Hastie, Halsall, Aziz, Ablett and Balmes

Against: Councillors Bradford and Keleher.

On the basis of the Division the Mayor declared the motion carried.



**SECTION 8
OFFICERS' REPORTS – DEFERRED FOR CONSIDERATION**

ACHIEVING EXCELLENCE IN GOVERNANCE AT CASEY

CORPORATE SERVICES – ORGANISATIONAL STRATEGY

Item 2

2010-2011 Performance Statement - In Principle Approval
48-10 & 11-15

Council Plan Reference: 7.2

Purpose of Report: To approve, in principle, the 2010-2011 Performance Statement and authorise two Councillors to approve the statement in its final form

COUNCILLORS AZIZ/HALSALL:

1. That pursuant to Section 132(6) of the *Local Government Act 1989* Council approve, in principle, the 2010-2011 Performance Statement.
2. That pursuant to Section 132(7) of the *Local Government Act 1989* Council authorises the Mayor and Councillor Aziz to approve the 2010-2011 Performance Statement in its final form.

Carried

CORPORATE SERVICES - FINANCE

Item 3

2010/11 Draft Standard Statements and Financial Statements
11-15

Council Plan Reference: 7.2

Purpose of Report: To consider approval "in principle" of the Standard Statements and Financial Statements for 2010/11 and to authorise certification of these Statements on behalf of Council by the Mayor and Cr Curtis

COUNCILLORS AZIZ/ABLETT:

1. That pursuant to Section 131(7) of the *Local Government Act 1989*, Council approves, in principle, the Standard Statement and Financial Statements for 2010/11.
2. That pursuant to Section 131(8) of the *Local Government Act 1989*, Council authorises the Mayor and Cr Aziz to certify the Standard Statements and Financial Statements in their final form after any changes recommended, or agreed to, by the Auditor have been made.

Carried

(Cont'd)



**SECTION 8
OFFICERS' REPORTS – DEFERRED FOR CONSIDERATION**

ACHIEVING EXCELLENCE IN GOVERNANCE AT CASEY

CORPORATE SERVICES - FINANCE

Item 3

2010/11 Draft Standard Statements and Financial Statements Cont.

DIVISION

A Division was called by Councillor Bradford

For: Councillors Stapledon, Halsall, Aziz, Ablett and Balmes

Against: Councillors Owen, Bradford, Hastie and Keleher.

On the basis of the Division the Mayor declared the motion carried.

CORPORATE SERVICES - FINANCE

Item 4

Amendments to Council's Debtor Write-off Policy
11-15

Council Plan Reference: 7.2

Purpose of Report: To consider proposed amendments to Council's Debtor Write-Off Policy

Recommendation

That the policy be amended with the proposed additions.

The recommendation was adopted. Refer to Page 369 of the Minute Book.



**SECTION 8
OFFICERS' REPORTS – DEFERRED FOR CONSIDERATION**

ACHIEVING EXCELLENCE IN GOVERNANCE AT CASEY

CORPORATE SERVICES – GENERAL

Item 5

Audit and Ethics Committee - Appointment of One Independent Public Member and Chairperson's Annual Report

11-8

Council Plan Reference: 7.2

Purpose of Report: To advise Council on the Audit & Ethics Committee, to appoint an interview panel and to note the Chairperson's Annual Report

COUNCILLORS BALMES/HALSALL:

1. That Council appoints an Interview Panel to consider and recommend to Council on the appointment of one Independent Public Member to the Audit and Ethics Committee for the following period: -

1 December 2011 to 30 November 2014.
2. That the Interview Panel comprise the Mayor, Cr Aziz and Cr Curtis, the Chief Executive Officer and/or nominated officer.
3. That the Audit and Ethics Committee Chairperson's Annual Report be noted.

Carried



**SECTION 9
CONSIDERATION OF REPORTS OF COMMITTEES**

Assembly of Councillors

COUNCILLORS AZIZ/STAPLEDON:

That the Minutes of the Assembly of Councillors, as listed, be received and noted.

- **Record of Briefing – 12 July 2011**
- **Pre-Council Meeting – 16 August 2011**

Carried

Planning Committee

COUNCILLORS HALSALL/AZIZ:

That the Minutes of the Planning Committee Meeting held on Tuesday 23 August 2011 be received and noted.

Carried

Audit & Ethics Committee

COUNCILLORS BALMES/STAPLEDON:

That the Minutes of the Audit & Ethics Committee Meeting held on Thursday 25 August 2011 be received and noted.

Carried



**SECTION 10
PETITIONS AND JOINT LETTERS**

Item 1

Extension of the School Speed Zone on Ernst Wanke Road
3127.SC

Councillor Owen tabled a Petition signed by 341 signatories.

COUNCILLORS OWEN/KELEHER:

1. That Council receive this 341 signatory petition in relation to the reduction of speed from 70km/h to 40km/h for a school zone in Ernst Wanke Road.
2. That Council officers contact VicRoads and request an extension of the School Speed Zone in Ernst Wanke Road and that this extension take in the school crossing and the two bus stops.
3. That the head signatory be notified of the outcome.

At 7.43 p.m. Councillor Aziz left the Council Chamber.

Carried

Item 2

Boarding House – 8 Eddington Pl, Endeavour Hills
5840.PGV

Councillor Balmes tabled a Petition signed by 71 signatories.

COUNCILLORS BALMES/HASTIE:

1. That Council note the petition.
2. That Council officers write to the head petitioner noting the concerns and outlining the pertinent planning & building controls that apply.

At 7.46 p.m. Councillor Aziz returned to the Council Chamber.

Carried



**SECTION 10
PETITIONS AND JOINT LETTERS CONT.**

Item 3

Footpath Connection - Hartley Link to Endeavour Hills Shopping Centre
62-2

Councillor Balmes tabled a Petition signed by 136 signatories.

COUNCILLORS BALMES/HASTIE:

1. That the petition be received.
2. That Council notes that this issue has been previously responded to through Public Question Time, and that Council officers are currently working with Endeavour Hills Shopping Centre representatives on the opportunity for a footpath connection to be provided from Hartley Link to the Endeavour Hills Shopping Centre.
3. That a report be presented to Council by the end of December 2011 detailing the outcomes of the ongoing discussions.

Carried

Item 4

Southern Ranges Green Wedge Management Plan – Alteration to minimum lot land size.
71-45

Councillor Balmes tabled a Joint Letter signed by 33 signatories.

COUNCILLORS BALMES/AZIZ:

1. That Council notes the Joint Letter.
2. That the outcome suggested in the letter be considered as part of the preparation of the Southern Ranges Green Wedge Management Plan.
3. That Council writes to the Minister for Planning seeking an increase in resources to expedite the preparation of the Southern Ranges Green Wedge Management Plan.
4. That the head signatory be advised accordingly.

Carried



**SECTION 11
NOTICES OF MOTION**

Notice of Motion No. 2492

Berwick Mechanics Institute & Free Library Inc
4502.15PG

COUNCILLORS OWEN/KELEHER:

That Council invite Ms Lynn Wyatt, Manager, and Mrs Chris Pritchard, President, of the Berwick Mechanics Institute & Free Library Inc to present at the next available General Purposes Committee meeting.

Carried

Notice of Motion No. 2493

Wall of Honour
21-3

COUNCILLORS STAPLEDON/ABLETT:

- 1. That Council investigate the construction of a “Casey Wall of Honour” to acknowledge those within our community who have made a significant contribution to Casey and the wider community.**
- 2. That Council identify a suitable location for the Casey Wall of Honour in the planning for the Civic Precinct.**
- 3. That Council officers prepare a report to come back to Council with outcomes of the investigation complete with costings.**

Carried



**SECTION 11
NOTICES OF MOTION CONT.**

Notice of Motion No. 2494

City of Casey Mayor's Fund
11-19

COUNCILLORS AZIZ/ABLETT:

1. That officers investigate the potential of undertaking two functions each year for the purposes of fundraising for the City of Casey Mayor's Fund. These funds would then be distributed to local community sector organisations for charitable purposes.
2. That this investigation include costings for organising the functions, possible types of functions, possible timing of functions and ways that businesses can donate to the fund.
3. That the investigation also include setting out the longer term plan for the City of Casey to join the Lord Mayor's Charitable Trust.

Carried

Notice of Motion No. 2495

Narre Warren North Road – Belgrave - Hallam Road – Traffic Conditions
6817.SC/824.SC

COUNCILLORS BALMES/HASTIE:

1. That Council officers seek a joint meeting and site inspection with representatives from VicRoads and Victoria Police to discuss Narre Warren North Road – Belgrave-Hallam Road (between Heatherton Road and Ernst Wanke Road) and assess opportunities to improve the safety and operation of the road.
2. That a report on the outcomes of the discussions be presented to Council prior to the end of November.

Carried



**SECTION 12
REPORTS BY COUNCIL DELEGATES**

Nil

**SECTION 13
URGENT BUSINESS**

Item 1

Casey Race
65-23-1-8

Councillor Halsall sought leave to introduce an Item of Urgent Business relating to Casey Race.

COUNCILLORS HALSALL/AZIZ:

That an Item be admitted as Urgent Business and be considered in Closed Council.

Carried

Item 2

Statue to be erected in High Street, Berwick
4502.SC

Councillor Owen sought leave to introduce an Item of Urgent Business relating to an article in a newspaper advising of a statue being erected in High Street, Berwick.

COUNCILLORS OWEN/KELEHER:

That the Item be admitted as Urgent Business.

Carried

COUNCILLORS OWEN/STAPLEDON:

That officers investigate and provide a report to Council on a piece of art that is to be established in High Street, Berwick.

Carried



**SECTION 13
URGENT BUSINESS CONT.**

Item 3

Conduct of a former Councillor
24-00

Councillor Aziz sought leave to introduce an Item of Urgent Business relating to the conduct of a former councillor.

COUNCILLORS AZIZ/HALSALL:

That the Item be admitted as Urgent Business.

Carried

COUNCILLORS AZIZ/HALSALL:

1. **That the matter of the release of confidential information regarding Closed Council consideration of a matter at Council's meeting on 16 August 2011 be referred to the Local Government Inspectorate for investigation.**
2. **That the CEO writes to Mr Paul Richardson advising him that the private addresses of Councillors are not made publicly available by Council, and that as there are other forms of communication promoted for the community to make contact with Councillors, he is to no longer make public such private addresses.**
3. **That legal advice be obtained as to whether:**
 - **the continual harassment of Councillors by Mr Paul Richardson, including comments perceived as threatening regarding knowing where Councillors live, constitutes stalking**
 - **the incorrect and unsubstantiated allegations made by Mr Paul Richardson against Councillors Aziz and Halsall are defamatory.**

At 8.24 p.m. Councillor Keleher left the meeting and did not return.

Carried

DIVISION

A Division was called by Councillor Bradford

For: Councillors Owen, Stapledon, Hastie, Halsall, Aziz, Ablett and Balmes

Against: Councillor Bradford

On the basis of the Division the Mayor declared the motion carried.



SECTION 14
“CLOSED COUNCIL”

At 8.25 p.m.

COUNCILLORS BALMES/AZIZ:

That Council resolve itself in ‘Closed Council’ and resume after a five minute adjournment.

Carried

In accordance with Section 89(3) of the Local Government Act 1989, the reason for closure of the meeting to members of the public is as follows:

- personnel matters;
- contractual matters;
- proposed developments;
- any other matter which the Council or special committee considers would prejudice the Council or any person;



CONCLUSION OF MEETING

The Meeting closed at 8.25 p.m.

Confirmed this 20th day of September 2011

.....
Cr Shar Balmes
Mayor of the City of Casey

JA/ST