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**Minutes**  
**of the Council Meeting**  
**held in the Council Chamber,**  
**Magid Drive, Narre Warren**  
**Tuesday, 2 July 2013**  
**Commencing at 6.37 p.m.**

**Vision for the future**  
**To be the city of choice to live, work**  
**and raise a family.**

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1. **Reading of the Prayer**
2. **Statement of Acknowledgement**
3. **Apologies**
  - Cr Aziz
4. **Confirmation of Minutes of:**

Refer to Page 223 of the Minute Book

  - Council Meeting held on 18 June 2013
  - Special Council Meeting held on 25 June 2013
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 224 of the Minute Book
7. **Public Question Time**
  - Refer to Page 225 of the Minute Book
8. **Officer's Reports – Deferred for Consideration**
  - Services for Casey's Community – Refer to Page 228 of the Minute Book
    - Item 1           Community Safety Strategy
    - Item 2           Ward Allocation Requests
    - Item 3           Casey Fields Steering Committee
    - Item 4           Opening Hours of the Homestead Café at the Old Cheese Factory

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- Developing Casey's Economy – Refer to Page 231 of the Minute Book
  - Item 1 Cranbourne Businesses – Moto GP Waveoff Meeting
- Planning for Casey's Community – Refer to Page 231 of the Minute Book
  - Item 1 Conservation Advisory Committee Meeting
  - Item 2 Amendment C143 to the Casey Planning Scheme  
Revisions to various areas within Casey that are subject to the Land Subject to Inundation (LSIO) and Special Building Overlays (SBO)
  - Item 3 Amendment C157- Cranbourne Town Centre Activity Centre Zone
  - Item 4 Surplus School Sites in Doveton and Eumemmerring
- Achieving Best Practice in Governance at Casey – Refer to Page 234 of the Minute Book
  - Item 1 Audit and Ethics Committee Charter - Review
  - Item 2 Transport Advocacy Campaign

## 9. Consideration of Reports of Committees

Refer to Page 235 of the Minute Book

- Assembly of Councillors

## 10. Petitions and Joint Letters

Refer to Page 236 of the Minute Book

Nil

## 11. Notices of Motion

- Refer to Page 236 of the Minute Book
  - 2746 MAV Councillor Development Weekend
  - 2747 Invitation to Cr Matthew Kirwin to attend information session on Casey Cultural & Civic Precinct

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## 12. Reports by Council Delegates

- Refer to Page 236 of the Minute Book

Nil

## 13. Urgent Business

- Refer to Page 237 of the Minute Book

Item 1            Leave of Absence

Item 2            Closed Council Item

Item 3            Victoria's Small Business Festival

Item 4            Touched by Olivia Foundation

## 14. Closed Council



**Councillors Present:**

Mayor, Cr Amanda Stapledon - Chairperson

Cr Geoff Ablett

Cr Louise Berkelmans

Cr Rosalie Crestani

Cr Rafal Kaplon

Cr Mick Morland

Cr Damien Rosario

Cr Gary Rowe

Cr Susan Serey

Cr Wayne Smith, JP

**In Attendance:**

Peter Fitchett

Sophia Petrov

Greg Wood

Sally Curtain

Ray Butler

Nicola Ward

Sam Hewett

Caroline Bell

David Richardson

Sheena Frost

Richard Frazer

Duncan Turner

Peter Gillieron

James Rouse

Liam Hodgetts

Vincent Fernando

Michael Pollard

Kathryn Seirlis

Jake Repacholi

Scott Hamilton

Tom Herter

Gavin Wilson

Rachel Reed

Casey Ward

*Acting Chief Executive Officer*

*Director Community Development*

*Director Community Services*

*Acting Director Corporate Services*

*Director Infrastructure Services*

*Acting Director Planning & Development Services*

*Manager Capital Works Programming*

*Manager Community Safety*

*Manager Engineering & Asset Management*

*Acting Manager Governance*

*Manager Human Resources*

*Manager Planning*

*Manager Property Rates & Valuations*

*Acting Manager Sport & Leisure*

*Manager Strategic Development*

*Acting Manager Transport*

*Team Leader Planning Scheme Implementation*

*Team Leader Integrated Planning*

*Team Leader Public Health*

*Team Leader Drainage Management*

*Acting Team Leader Local Laws*

*Senior Planning Policy & Liaison Officer*

*Senior Strategic Planner*

*Minutes Assistant*



**SECTION 1  
READING OF THE PRAYER**

Pastor Graham Shand of Casey Life read the opening prayer.

**READING OF THE FAITH MESSAGE**

Ms Michele Halsall from the Casey Multifaith Network read the faith message.

**SECTION 2  
STATEMENT OF ACKNOWLEDGEMENT**

The Mayor read the Statement of Acknowledgement.

**SECTION 3  
APOLOGIES**

Note: Cr Rosario was present at the meeting notwithstanding his bereavement leave granted at the Council meeting held on 7 May 2013.

**COUNCILLORS STAPLEDON/BERKELMANS:**

**That the apology of Cr Aziz be accepted.**

*Carried*



**SUSPENSION OF LOCAL LAW**

At 6.40 p.m.

**COUNCILLORS MORLAND/SMITH:**

**That the Local Law be suspended.**

*Carried*

**Congratulations to Samantha Prime**

*The Mayor congratulated Samantha Prime on her achievements at the Junior World Cross Country Championships in Poland.*

*Samantha Prime thanked the Council for their donation and presented the Mayor with a thank you certificate.*

**Presentation of National Emergency Medal to Tom Herter**

*The Director Emergency Management congratulated Tom Herter on receiving the National Emergency Medal for his outstanding contribution to emergency services during the 2009 Black Saturday Bushfires.*

*The Mayor presented Mr Herter with a certificate and the National Emergency Medal.*

**RESUMPTION OF LOCAL LAW**

At 6.49 p.m.

**COUNCILLORS ROWE/ROSARIO:**

**That the Local Law be resumed.**

*Carried*



**SECTION 4  
CONFIRMATION OF MINUTES**

Council Meeting

**COUNCILLORS ABLETT/ROWE:**

**That the Minutes of the Council Meeting held on Tuesday, 18 June 2013 be confirmed.**

*Carried*

Special Council Meeting

**COUNCILLORS SEREY/CRESTANI:**

**That the Minutes of the Special Council Meeting held on Tuesday, 25 June 2013 be confirmed.**

*Carried*

**SECTION 5  
DECLARATION OF CONFLICT OF INTERESTS OR PERSONAL INTERESTS**

Nil





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

**COUNCILLORS ROSARIO/BERKELMANS:**

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

<b>KEY DIRECTION</b>	<b>RECOMMENDATION ADOPTED</b>	<b>WITHDRAWN (DEFERRED) FOR FURTHER DISCUSSION</b>
<b>Services for Casey's Community</b>	1 and 4	2 and 3
<b>Developing Casey's Economy</b>		1
<b>Planning for Casey's Community</b>	1 , 3 and 4	2
<b>Achieving Best Practice in Governance at Casey</b>	1	2

*Carried*



**SECTION 7  
PUBLIC QUESTION TIME**

At 6.52 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**

Garry Page  
HAMPTON PARK  
21-12

**i. Taylors Road, Lyndhurst Landfill**

*In the minutes of the Council Meeting 14/6/2013 in answer to Public Question 5 the Manager Waste and Recycling stated "The pipeline from Taylors Road is not lined to cells containing prescribed waste at Lyndhurst" while the minutes of the Conservation Advisory Committee Meeting (File 71-35) included in this Council Meeting Agenda (2/7/2013) states "Tony informed the committee that the landfill gas does contain hazardous waste with putrescible waste in the Lyndhurst landfill cells. Tony noted concerns with the gases that are burnt and released into the atmosphere". Council officers were to follow up and request information from relevant authorities.*

*What has the Council learnt about the mix of Prescribed Industrial Waste and Municipal Solid Waste in the cells at Taylors Road Landfill, and the piping of this landfill gas to the Narre Warren North Power Station?*

The question was answered by the Acting Director Infrastructure Services.

*Council officers have had discussions with EDL who are the operators of the power station at Narre Warren landfill. It is confirmed that currently the gas for the power station from Lyndhurst and Narre Warren landfills is from putrescible waste and not prescribed waste. Results of the April 2013 emission's test confirmed that the power station met the relevant EPA regulatory requirements.*



**SECTION 7  
PUBLIC QUESTION TIME**

**Question 1 Cont.**

Garry Page  
HAMPTON PARK  
21-12

**ii. Narre Warren North and Taylors Road, Lyndhurst Landfills**

*The volume of landfill gas generated by the closed Narre Warren North landfill has fallen so low that the remaining 5 generators at the Narre Warren North power station are only viable by burning the landfill gas piped from Taylors Road Landfill cells containing Prescribed Industrial Waste.*

*If concerns over the risk to resident's health or for some other reason the Taylors Road landfill gas could not be burnt at Narre Warren North would the Council be exposed to any significant costs to install and operate an alternative method of disposal for the landfill gas generated by the old Narre Warren North landfill, or have to contribute towards costs imposed by that change on Energy Developments Ltd (power station and pipeline operator) or SITA (Taylor's Road landfill operator)?*

The question was answered by the Acting Director Infrastructure Services.

*If gas quality depletes to levels below the limit of running the power station, EDL will provide Council adequate notice to investigate and implement alternate options for treating landfill gas. Except for costs associated with design, installation and management of additional infrastructure and equipment, there will be no other costs associated with the change.*



**SECTION 7  
PUBLIC QUESTION TIME**

**Question 2**

William Bryan  
NARRE WARREN SOUTH  
21-12

**i. City of Casey Smoking Policy**

*Relating to the recent City of Casey Council Smoking Policy at the Casey Council meeting on 5 February 2013, when will the Casey Councillors and management accept and practice the regulations and its specific protocols as it widely applies to all Casey constituents in the Casey municipality? Why to date do the Casey councillors consider the ruling/regulations as only applying to Casey ratepayers, residents and constituents and excluding themselves?*

The question was answered by the Manager Community Safety.

*The City of Casey Local Law No.2 (2010) relates to anyone attending any Council facility. When offences are observed, regardless of whether it is a Councillor, member of staff or resident or a visitor to the City of Casey, if that offence is observed by an authorised officer then enforcement action may be taken.*

**ii. Greens Road Doveton Mosque**

*What is the current situation/state of the Greens Road, Doveton Mosque in the City of Casey?*

The question was answered by the Acting Director Planning and Development Services.

*An appeal has been lodged by objectors at VCAT however a hearing date has not been set.*

At 6.57 p.m. Question Time concluded.



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

**SERVICES FOR CASEY'S COMMUNITY**

**ITEM 1  
COMMUNITY SAFETY STRATEGY  
65-71-3**

Council Plan Reference: 1.2

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**Purpose of Report: To seek Council adoption of the Community Safety Strategy.**

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**Recommendation**

**That the Community Safety Strategy be adopted and supersede the 2006-11 Community Safety Strategy 2006-11 and Road Safety Strategy.**

The recommendation was adopted. Refer to Page 224 of the Minute Book.

**ITEM 2  
WARD ALLOCATION REQUESTS  
11-4-1**

Council Plan Reference: 1.3

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**Purpose of Report: To consider Ward Allocation Requests**

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**COUNCILLORS SMITH/ROSARIO:**

**That the Ward Allocation Requests, as listed, be considered by Council in light of policy and that Council resolve the payment of these Ward Allocation requests.**

*Carried*

**(Cont'd)**





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

**SERVICES FOR CASEY'S COMMUNITY**

**ITEM 3  
CASEY FIELDS STEERING COMMITTEE  
68105.PG**

Council Plan Reference: 1.1

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**Purpose of Report:** To present the Casey Fields Steering Committee Minutes from the meeting held on 20 May 2013

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**COUNCILLORS SEREY/MORLAND:**

1. That the minutes of the Casey Fields Steering Committee meeting of 20 May 2013 be noted.
2. That the membership of the Casey Fields Steering Committee be expanded to include 2 community representatives representing non-sporting users of the facility.

*Carried*

**ITEM 4  
OPENING HOURS OF THE HOMESTEAD CAFE AT THE OLD CHEESE FACTORY  
71-78-27**

Council Plan Reference: 1.4

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**Purpose of Report:** To report to Council on extending trading hours for the Homestead Cafe located at the Old Cheese Factory

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**Recommendation**

**That the Café continue trading on four days per week and once the average income of \$550 per day has been reached, then open five days per week as per this report.**

The recommendation was adopted. Refer to Page 224 of the Minute Book.



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

**DEVELOPING CASEY'S ECONOMY**

**ITEM 1  
CRANBOURNE BUSINESSES - MOTO GP WAVEOFF MEETING**

71-61-1

Council Plan Reference: 2.1

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**Purpose of Report:** To provide Council with a response to Notice of Motion 2690 - Moto GP Wave off.

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**COUNCILLORS ROWE/ABLETT:**

1. That the report be noted.
2. That Council officers communicate with all High Street traders their expectations of what is permissible and is not permissible on the day of the GP Waveoff event.

*Carried*

**PLANNING FOR CASEY'S COMMUNITY**

**ITEM 1  
CONSERVATION ADVISORY COMMITTEE MEETING MINUTES**

71-35

Council Plan Reference: 3.4

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**Purpose of Report:** To provide Council with the minutes of the Conservation Advisory Committee meeting held on 5 June 2013.

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**Recommendation**

**That the minutes and recommendations of the Conservation Advisory Committee meeting of Wednesday 5 June 2013 be accepted as written.**

The recommendation was adopted. Refer to Page 224 of the Minute Book.





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

**PLANNING FOR CASEY'S COMMUNITY**

**ITEM 2  
AMENDMENT C143 TO THE CASEY PLANNING SCHEME  
REVISIONS TO VARIOUS AREAS WITHIN CASEY THAT ARE SUBJECT TO THE LAND  
SUBJECT TO INUNDATION (LSIO) AND SPECIAL BUILDING OVERLAYS (SBO)  
71-1-4-1C168 Council Plan Reference: 3.2**

- Purpose of Report:**
- Council to consider submissions and refer to Panel, and
  - Report back to Council on recommendations in relation to Amendment C143 carried by Council on 7 June 2011 and 16 August 2011
- 

**COUNCILLORS ABLETT/ROWE:**

1. That Council notes officers' actions taken to fulfil resolutions in response to the joint letter and petition made on 7 June 2011 and 16 August 2011 respectively.
2. That Council requests the Minister for Planning to appoint a Panel under Section 153 of the *Planning and Environment Act 1987* to consider submissions to Amendment C143 to the Casey Planning Scheme.
3. That Council refers all submissions to Amendment C143 to the Panel, in accordance with Section 23(1) of the *Planning and Environment Act 1987*.
4. That Council makes a submission to the Panel in support of Amendment C143, generally in accordance with the exhibited version and updated and amended to reflect agreed submissions and planning changes as outlined in this report.
5. That all submitters to the amendment be advised of Council's decision.
6. That a report be prepared for Council on the strategic approach being taken by Melbourne Water, the Growth Areas Authority and other relevant agencies to mitigate the drainage and flooding impacts of urban development on rural areas in the south of Casey.

*Carried*



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

**PLANNING FOR CASEY'S COMMUNITY**

**ITEM 3  
AMENDMENT C157- CRANBOURNE TOWN CENTRE ACTIVITY CENTRE ZONE**

71-1-4-1C157/1

Council Plan Reference: 3.1

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**Purpose of Report:** To consider the Panel Report for, and adoption of Amendment C157 to the Casey Planning Scheme

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**Recommendation**

1. That under Section 29 of the Planning and Environment Act 1987 Council adopts Amendment C157 to the Casey Planning Scheme, generally in accordance with Attachment 3, to:
  - Introduce Schedule 1 to the Activity Centre Zone – Cranbourne Town Centre.
  - Rezone all land within the area of the Cranbourne Town Centre Plan to Activity Centre Zone – Cranbourne Town Centre (ACZ1), except for the Cranbourne Primary School, Cranbourne Secondary College, Chisholm Institute of TAFE, Casey Grammar School, Marnebek School and Cranbourne Racecourse and Recreation Reserve.
  - Delete the Development Plan Overlay – Commercial Areas (DPO8) as it relates to land within the area of the Cranbourne Town Centre Plan.
  - Delete the Development Plan Overlay – Residential Areas (DPO1) as it relates to land within the area of the Cranbourne Town Centre Plan.
  - Apply an Environmental Audit Overlay (EAO) to the land formally included in a Business 3 Zone (B3Z) in the Cranbourne Town Centre.
  - Modify Clauses 21.05, 21.09, 21.11, 21.12, 22.05, 22.07, 22.08, 22.09 and 22.15 to link the Cranbourne Town Centre Plan to the LPPF.
  - Delete reference to the Cranbourne Park Shopping Centre in the Schedule to Clause 34.01 as retail floor space caps no longer apply to the Cranbourne Town Centre.
2. That Council submits the adopted Amendment C157 to the Minister for Planning for approval under Section 31 of the Planning and Environment Act 1987,
3. That all submitters to the amendment be notified accordingly.

The recommendation was adopted. Refer to Page 224 of the Minute Book.



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

**PLANNING FOR CASEY'S COMMUNITY**

**ITEM 4  
SURPLUS SCHOOL SITES IN DOVETON AND EUMEMMERRING**

71-67-5

Council Plan Reference: 3.2

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**Purpose of Report:** To inform Council of the State Government's Surplus Land Rezoning Project that affects three former school sites in Doveton and Eumemmerring.

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**Recommendation**

**That the report be noted.**

The recommendation was adopted. Refer to Page 224 of the Minute Book.

**ACHIEVING BEST PRACTICE IN GOVERNANCE AT CASEY**

**ITEM 1  
AUDIT AND ETHICS COMMITTEE CHARTER - REVIEW**

58-25

Council Plan Reference: 5.6

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**Purpose of Report:** For Council to consider changes to the Audit and Ethics Committee Charter

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**Recommendation**

- 1. That the minutes of the Audit & Ethics Committee meeting held on 13 June 2013 be noted.**
- 2. That the proposed amendments to the Audit & Ethics Committee Charter be adopted.**

The recommendation was adopted. Refer to Page 224 of the Minute Book.



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

**ACHIEVING BEST PRACTICE IN GOVERNANCE AT CASEY**

**ITEM 2  
TRANSPORT ADVOCACY CAMPAIGN**

30-4

Council Plan Reference: 5.4

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**Purpose of Report:** To inform Council of the outcomes of the recent Transport Advocacy Community Survey and a proposed revision of the Transport Advocacy Priority List.

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**COUNCILLORS KAPLON/CRESTANI:**

That Council's Transport Advocacy Campaign be updated to reflect the priorities outlined in this report.

*Carried*

**SECTION 9  
CONSIDERATION OF REPORTS OF COMMITTEES**

Assembly of Councillors

**COUNCILLORS MORLAND/ROWE:**

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

- Record of Meeting – 12 June 2013
- Record of Meeting – 18 June 2013
- Pre-council Meeting – 18 June 2013
- Pre-council Meeting – 25 June 2013
- Record of Briefings – 25 June 2013

*Carried*



**SECTION 10  
PETITIONS AND JOINT LETTERS**

Nil

**SECTION 11  
NOTICES OF MOTION**

**Notice of Motion No. 2746**

MAV Councillor Development Weekend  
58-8-13-5

**COUNCILLORS STAPLEDON/KAPLON:**

**That Council approve the inclusion of the following Councillors to attend the forthcoming MAV Councillor Development Weekend being held from Friday 26 July 2013 to Sunday 28 July 2013:**

- Cr Amanda Stapledon
- Cr Rafal Kaplon

*Carried*

**Notice of Motion No. 2747**

Invitation to Cr Matthew Kirwin to attend information session on Casey Cultural & Civic Precinct.

With Leave of Council the motion was withdrawn by Cr Kaplon.

**SECTION 12  
REPORTS BY COUNCIL DELEGATES**

Nil



**SECTION 13  
URGENT BUSINESS**

**Item 1**

Leave of Absence  
24-00

Councillor Berkelmans sought leave to introduce an Item of Urgent Business relating to a leave of absence.

**COUNCILLORS BERKELMANS/SMITH:**

**That the Item be admitted as Urgent Business.**

*Carried*

**COUNCILLORS BERKELMANS/ABLETT:**

**That Cr Aziz be granted leave of absence for the Council meeting held on 2 July 2013.**

*Carried*

**Item 2**

Closed Council Item  
24-00

Councillor Ablett sought leave to introduce an Item of Urgent Business in Closed Council.

**COUNCILLORS ABLETT/MORLAND:**

**That the Item be admitted as Urgent Business to be considered in Closed Council.**

*Carried*



**SECTION 13  
URGENT BUSINESS**

**Item 3**

Victoria's Small Business Festival  
52-7-13-7

Councillor Stapledon sought leave to introduce an Item of Urgent Business relating to an event that the business community required adequate notice of to get involved.

**COUNCILLORS STAPLEDON/ROWE:**

**That the Item be admitted as Urgent Business.**

*Carried*

**COUNCILLORS STAPLEDON/CRESTANI:**

**That Council agree to support the State Government's *Victoria's Small Business Festival* being held in the month of August by:**

- advertising it on Council's Website,
- Facebook,
- via the Casey Chambers of Commerce and
- the Casey/Cardinia Business Group.

*Carried*

**Item 4**

Touched By Olivia Foundation  
65-7-8-5

Councillor Stapledon sought leave to introduce an Item of Urgent Business relating to an additional point to compliment a previous resolution of Council.

**COUNCILLORS STAPLEDON/ROWE:**

**That the Item be admitted as Urgent Business.**

*Carried*

**COUNCILLORS STAPLEDON/CRESTANI:**

**That Council offer the Touched by Olivia Foundation an opportunity to attend a briefing in addition to the original resolution to invite a member of the foundation to present at a General Purposes Committee meeting.**

*Carried*



**SECTION 14  
"CLOSED COUNCIL"**

At 7.30 p.m.

**COUNCILLORS ROWE/BERKELMANS:**

**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:

- 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 7.30 p.m.

**Confirmed this 16th day of July 2013**

.....  
**Cr Amanda Stapledon**  
**Mayor of the City of Casey**

CW