



**GREATER
DANDENONG**
City of Opportunity

MINUTES

ORDINARY COUNCIL MEETING

MONDAY, 22 JULY 2019
Commencing at 7:01 PM

COUNCIL CHAMBERS
225 Lonsdale Street, Dandenong VIC 3175

TABLE OF CONTENTS

ITEM	SUBJECT	PAGE NO
1	MEETING OPENING	19342
1.1	ATTENDANCE	19342
1.2	OFFERING OF PRAYER	19342
1.3	CONFIRMATION OF MINUTES OF PREVIOUS MEETING	19343
1.4	ASSEMBLIES OF COUNCIL	19344
1.5	DISCLOSURES OF INTEREST	19346
2	OFFICERS' REPORTS	19347
2.1	DOCUMENTS FOR SEALING	19347
	2.1.1 Documents for Sealing	19347
2.2	DOCUMENTS FOR TABLING	19349
	2.2.1 Petitions and Joint Letters	19349
2.3	CONTRACTS	19354
	2.3.1 Contract No 1819-84 Optical Fibre Services	19354
	2.3.2 Contract No 1819-87 Reconstruction of Homeleigh & Chapel Roads, Keysborough.	19359
2.4	STATUTORY PLANNING APPLICATIONS	19365
	2.4.1 Planning Decisions Issued by Planning Minister's Delegate - June 2019	19365
	2.4.2 Planning Delegated Decisions Issued - June 2019	19366
2.5	POLICY AND STRATEGY	19377
	2.5.1 Review of Council Policies - Freedom of Information Policy	19377
2.6	OTHER	19397

2.6.1	Multicultural and People Seeking Asylum Advisory Committee Membership	19397
2.6.2	List of Registered Correspondence to Mayor and Councillors	19403
2.6.3	Central Dandenong Strategic Property Acquisition and Disposal	19407
3	NOTICES OF MOTION	19416
4	REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS	19417
5	QUESTION TIME - PUBLIC	19442
6	URGENT BUSINESS	19443

1 MEETING OPENING

1.1 ATTENDANCE

Apologies

Cr Angela Long (LOA)
Cr Jim Memeti (LOA)
Cr Sophie Tan

Councillors Present

Cr Roz Blades AM (Chairperson)
Cr Youhorn Chea, Cr Tim Dark, Cr Matthew Kirwan, Cr Zaynoun Melhem, Cr Sean O'Reilly, Cr Maria Sampey, Cr Loi Truong.

Officers Present

John Bennie PSM, Chief Executive Officer; Jim Davine, Acting Director Community Services; Kylie Sprague, Acting Director Corporate Services; Julie Reid, Director Engineering Services, Paul Kearsley, Group Manager Greater Dandenong Business.

Councillor Maria Sampey entered the Chamber at 7.02pm.

1.2 OFFERING OF PRAYER

All present remained standing as Rev Paul Aleu Dau from the Christian Uniting Church, Springvale, a member of the Greater Dandenong Interfaith Network, read the opening prayer:

" Dear God, we thank you for the work you are doing in our lives. We pray for our Mayor, Councillor Blades and all the Councillors for their dedication to serve our community of the City of Greater Dandenong. May you grant them the wisdom needed to run this meeting and to implement the plans that are already at hand for the betterment of all. We are so grateful for every new opportunity that each day brings. As we grow stronger as a community, may our faith and love for each other and you grow deeper. We live in one of the most challenging times in human history but we are so thankful that you are not distance a God but a God that is always prepared to enter into our struggles and accomplishments. We know that the plan you have for our lives will slowly unfold every new day. We will be patient as change comes because we know you are in charge. We place all the decisions to be made tonight into your hands O God our Redeemer.

Help us to help others today and everyday. We pray for the hurting and for those still living in misery. We pray for those whose lives have been impacted by the disastrous conditions; for the families torn apart and especially for the children left to wonder and grieve. God, give them your peace and guide them gently through this year and the years ahead. Lord, we pray for each and everyone in this community of Australia and indeed the whole world. May your love, kindness, justice and care prevail. Loving God, guide this meeting now until the end, we ask these prayers in Jesus' name, Amen."

1.3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

Ordinary Meeting of Council held 8 July 2019.

Recommendation

That the minutes of the Ordinary Meeting of Council held 8 July 2019 be confirmed.

MINUTE 1121

Moved by: Cr Youhorn Chea

Seconded by: Cr Loi Truong

That the minutes of the Ordinary Meeting of Council held 8 July 2019 be confirmed.

CARRIED

1.4 ASSEMBLIES OF COUNCIL

The following assemblies of Council occurred in the period 4 July to 17 July 2019:

Date	Meeting Type	Councillors Attending	Councillors Absent	Topics Discussed & Disclosures of Conflict of Interest
04/07/19	Cultural Heritage Advisory Committee Meeting	Matthew Kirwan		- Cultural Heritage Advisory Committee Meeting.
08/07/19	Pre-Council Meeting	Roz Blades AM, Youhorn Chea, Tim Dark, Matthew Kirwan, Sean O'Reilly, Maria Sampey (part), Sophie Tan, Loi Truong	Apologies - Angela Long, Zaynoun Melhem, Jim Memeti	- Municipal Association of Victoria's (MAV) stance on the proposed Local Government Bill 2019. - Agenda items for the Council Meeting of 8 July 2019.
11/07/19	Positive Ageing Advisory Committee	Maria Sampey		- Positive Ageing Advisory Committee Meeting.

1.4 ASSEMBLIES OF COUNCIL (Cont.)

Date	Meeting Type	Councillors Attending	Councillors Absent	Topics Discussed & Disclosures of Conflict of Interest
15/07/19	Councillor Briefing Session	Roz Blades AM, Youhorn Chea, Tim Dark (part), Matthew Kirwan, Sean O'Reilly, Maria Sampey (part), Sophie Tan, Loi Truong	Apologies - Angela Long, Zaynoun Melhem, Jim Memeti	<ul style="list-style-type: none">- Annual community satisfaction survey results conducted by JWS Research for the local government sector.- Cultural Heritage Advisory Committee update.- Proposed land dealings with Development Victoria (CONFIDENTIAL).- Update on future land acquisitions in relation to public open space.- Update on recent activities related to line-marking along Corrigan Road, Noble Park.- Emails received in relation to consultation on aquatic facilities in Dandenong.- MAV response to Herald Sun article about Local Government Victoria's Know Your Council reporting figures.- Agenda items for the Council Meeting of 22 July 2019.

Recommendation

That the assemblies of Council listed above be noted.

MINUTE 1122

Moved by: Cr Tim Dark

Seconded by: Cr Youhorn Chea

That the assemblies of Council listed above be noted.

CARRIED

1.5 DISCLOSURES OF INTEREST

Nil.

2 OFFICERS' REPORTS

2.1 DOCUMENTS FOR SEALING

2.1.1 Documents for Sealing

File Id:	A2683601
Responsible Officer:	Director Corporate Services

Report Summary

Under the Victorian Local Government Act, each Council is a body corporate and a legal entity in its own right. Each Council must therefore have a common seal (like any corporate entity) that is an official sanction of that Council.

Sealing a document makes it an official document of Council as a corporate body. Documents that require sealing include agreements, contracts, leases or any other contractual or legally binding document that binds Council to another party.

Recommendation Summary

This report recommends that the listed documents be signed and sealed.

2.1.1 Documents for Sealing (Cont.)

Item Summary

There are two [2] items being presented to Council's meeting of 22 July 2019 for signing and sealing as follows:

1. A letter of recognition to Lindsay Paterson, Engineering Services for 40 years of service to the City of Greater Dandenong; and
2. Amended Instruments of Appointment of Authorised Officers under the provisions of the Local Government Act 1989, the *Building Act*1993, the *Country Fire Authority Act*1958, the *Domestic Animals Act*1994, the *Environment Protection Act*1970, the *Food Act* 1984, the *Impounding of Livestock Act*1994, the *Infringements Act* 2006, the *Planning and Environment Act* 1987, the *Public Health and Wellbeing Act*2008, the *Residential Tenancies Act*1997, the *Road Management Act*2004, the *Road Safety Act*1986, the *Sex Work Act* 1994, the *Subdivisions Act* 1988, the *Summary Offences Act*1966, the *Tobacco Act*1987, the *Victorian Civil and Administrative Tribunal Act* 1998 and the Regulations made under each of these Acts; the Local Laws made under the *Local Government Act 1989*; and any other Act, Regulation or delegated legislation (including the Greater Dandenong Planning Scheme) which relates to the powers of the Council made under the provisions and enactments described. These amended instruments enable the following Council officers to carry out the statutory responsibilities of the above Acts and are subject to policy and delegations previously adopted by Council:
 - Daniel Maltar
 - Rebecca Goddard
 - Melissa White
 - Elizabeth Arnold
 - Brett Christensen
 - Steve Scott
 - Greg Walker.

Recommendation

That the listed documents be signed and sealed.

MINUTE 1123

Moved by: Cr Loi Truong
Seconded by: Cr Sean O'Reilly

That the listed documents be signed and sealed.

CARRIED

2.2 DOCUMENTS FOR TABLING

2.2.1 Petitions and Joint Letters

File Id:	qA228025
Responsible Officer:	Director Corporate Services
Attachments:	Petitions and Joint Letters

Report Summary

Council receives a number of petitions and joint letters on a regular basis that deal with a variety of issues which have an impact upon the City.

Issues raised by petitions and joint letters will be investigated and reported back to Council if required.

A table containing all details relevant to current petitions and joint letters is provided in Attachment 1. It includes:

1. the full text of any petitions or joint letters received;
2. petitions or joint letters still being considered for Council response as pending a final response along with the date they were received; and
3. the final complete response to any outstanding petition or joint letter previously tabled along with the full text of the original petition or joint letter and the date it was responded to.

Note: On occasions, submissions are received that are addressed to Councillors which do not qualify as petitions or joint letters under Council's current Meeting Procedure Local Law. These are also tabled.

2.2.1 Petitions and Joint Letters (Cont.)

Petitions and Joint Letters Tabled

Council received no new petitions, no joint letters, one submission and no petition updates prior to the Council Meeting of 22 July 2019.

- A submission was received from 20 residents requesting Council to build an additional dog park for small dogs next to the existing dog free area at Tirhatuan Park, Dandenong North. This submission has been forwarded to the relevant Council Business Unit/s for consideration.

N.B: Where relevant, a summary of the progress of ongoing change.org petitions and any other relevant petitions/joint letters/submissions will be provided in the attachment to this report.

Recommendation

That the listed items detailed in Attachment 1, and the current status of each, be received and noted.

MINUTE 1124

Moved by: Cr Tim Dark

Seconded by: Cr Loi Truong

That the listed items detailed in Attachment 1, and the current status of each, be received and noted.

CARRIED

2.2.1 Petitions and Joint Letters (Cont.)

DOCUMENTS FOR TABLING

PETITIONS AND JOINT LETTERS

ATTACHMENT 1

PETITIONS AND JOINT LETTERS

PAGES 3 (including cover)

If the details of the attachment are unclear please contact Governance on 8571 1000.

2.2.1 Petitions and Joint Letters (Cont.)

Date Received	• Petition Text (Prayer)	No. of Petitioners	Status	Responsible Officer Response
16/07/19	<p><u>PETITION FOR AN ADDITIONAL DOG PARK FOR SMALL DOGS</u></p> <p>I have spoken to Maria Sampsey, Councillor for Silver Leaf Ward in Dandenong. She agrees with me that it would be a good idea to have an additional park for our smaller dogs.</p> <p>I am proposing for it to be alongside of the existing dog free area, being the smaller area between the existing dog park in the area up to the car park, as it is already fenced off around most of the area & it is away from the BBQ area.</p> <p><i>NB: The petitioner has confirmed this request relates to the Dog Park at Tirhatuan Park, Dandenong North.</i></p>	20	New	<p>Tabled Council Meeting 22 July 2019</p> <p>16/07/19 Acknowledgement letter sent to the author of the covering letter.</p> <p>16/07/19 Referred to Director City Planning, Design and Amenity</p>

If the details of the attachment are unclear please contact Governance on 8571 1000.

2.2.1 Petitions and Joint Letters (Cont.)

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If the details of the attachment are unclear, please contact Governance on 8571 1000.

2.3 CONTRACTS

2.3.1 Contract No 1819-84 Optical Fibre Services

File Id: qA401867
Responsible Officer: Director Corporate Services

Report Summary

This report details the public tender process undertaken by Council to select a service provider to provide Optical Fibre Services for Council owned buildings.

Recommendation Summary

This report recommends that Council's awards Contract No. 1819-84 for the Optical Fibre Services to TPG Network Pty Ltd for the lump sum price of Five Hundred & Forty Seven Thousand, Two Hundred & Thirteen Dollars (\$547,213.00) including GST \$49,746.64 59. The lump sum is for the Dark Fibre Ring/Loop and Dark Fibre Optical Peer to Peer.

The contract is for a period of four (4) years with a further option of one (1) year at Council's sole and absolute discretion.

This is a lump sum contract and not subject to rise and fall adjustment

2.3.1 Contract No 1819-84 Optical Fibre Services (Cont.)

Introduction

Council uses optical fibre as a high-speed communication link interconnecting multiple sites via Optus Network. Due to the ongoing challenges of providing faster connectivity with new technologies at more sites, Council has sought competitive tenders to provide optical fibre at more locations for this tender. Whilst the tender response from Optus maintained the status quo from a technology/price viewpoint, TPG offered more sites, discounted pricing and greater future network expansion.

Tender Process

This tender was advertised in the Age Newspaper and on Council's website on Saturday 25 May 2019, with a closing time and date of 2.00pm Wednesday 12 June 2019.

At the close of the tender advertising period submissions were received from two (2) qualified contractors as indicated below:

- a. TPG Network Pty Ltd
- b. Optus Network

Tenderers were requested to submit a Lump Sum price including a lump sum price breakdown and a Schedule of Rates for variations.

Tender Evaluation

The Tender Evaluation Panel comprised of the Network Services Co Ordinator, Contracts Units Team Leader and the Contracts & Administration Officer.

The tenders were evaluated using Council's Weighted Attributed Value Section Method. The evaluation criteria and allocated weightings for evaluation area as follows

	Evaluation Criteria	Weightings
1	Tender Sum / Rate	50%
2	Services Level Agreement	15%
3	Technical Benefits	20%
4	Value Adds	5%
5	Social Procurement	5%
6	Local Industry	5%

2.3.1 Contract No 1819-84 Optical Fibre Services (Cont.)

The Evaluation Criteria 7 & 8 is given a Pass or Fail. The evaluation criteria 1- 6 are given a point score between 0 to 5 as detailed in the following table:

Score	Description
5	Excellent
4	Very Good
3	Good, Better than average
2	Acceptable
1	Marginally Acceptance
0	Not Acceptance

Each criterion is ranked on appoint score of between 0 (fail) 5 (excellent). These rankings are then multiplied by the weighting to give a weighted attribute ranking for each criterion and totalled to give an overall evaluation score for all criteria.

The following evaluation of the tender, the comparative point score based on the above criteria is as follows:

Tenderer	Price Points	Non-Price Points	Total Score
TPG Network Pty Ltd	1.47	2.01	3.48
Optus Network	1.03	1.66	2.69

Note 1: The higher the price score – lower the tendered price.

Note 2: The higher the non-price score – represents better capability and capacity to undertake the service.

At the completion of the tender evaluation process described above, the evaluation panel agreed that the tender submission from **TPG Network Pty Ltd** would provide the Best Value outcome for Council.

The Company:

TPG established in 1986 from Total Peripherals Group. TPG (ASX: TPM) is a force in the Australian telecommunications industry. Their people, products, network assets and innovation have enabled them to provide their customers with communication services that are reliable, fast and cost effective.

2.3.1 Contract No 1819-84 Optical Fibre Services (Cont.)

TPG provide a diverse range of communication services to residential users, small and medium enterprises (SMEs), government, large corporate enterprises and wholesale customers. TPG offers nationwide ADSL2+, NBN, Fibre Optic and Ethernet broadband access, telephony services, Internet Protocol Television (IPTV), SIM Only Mobile plans and various business networking solutions.

TPG owns end-to-end network infrastructure which includes over 400 DSLAM enabled telephone exchanges across Australia, extensive inter-capital and metropolitan fibre optic networks, and the international PPC-1 submarine cable connecting Australia and Guam with onwards connectivity to USA and Asia.

TPG own and operate their own carrier-grade voice, data and internet network infrastructure, and have the network capability to deliver exceptional performance across every level of the organisation and take end-to-end responsibility in the services they offer.

Victorian Charter of Human Rights and Responsibilities

The Victorian Charter of Human Rights and Responsibilities has been considered in the preparation of this report but is not relevant to its contents.

Financial Implications

The resource requirements associated with this report are included in Councils annual budgets with the contract cost spread over a four-year period. The cost for 2019/20 under this contract will be \$99,493.27 compared to the annual budget allocation of \$114,000.00 for this purpose excluding GST.

Note: Schedule of Rates – A schedule of rates contract is one under which the amount that is payable to the contractor is calculated by applying an agreed schedule of rates to the quantity of work that is actually performed.

Lump Sum – A lump sum contract, or a stipulated sum contract will require that the supplier agree to provide specified services for a stipulated or fixed price.

Social Procurement

TPG has engaged with local sub-contractor of the Greater Dandenong community installing data, voice and internet services to retailers, IT providers, financial, construction, welfare and recruitment agencies.

TPG has been involved in a number of initiatives in the Victorian community including Homeless Youth events, IT Cadetships, root Music Festival, culture in the Streets just to name a few. TPG welcomes the opportunity to work with the Council to assist in supporting the local youth, indigenous communities, people with disabilities, refugees or long term unemployed.

Local Industry

Tenderer will use local sub-contractors to do the works.

2.3.1 Contract No 1819-84 Optical Fibre Services (Cont.)

Consultation

During the tender evaluation process and in the preparation of this report, relevant Council staff from Corporate Services and the Contracts Unit have been consulted.

Conclusion

The tender panel recommends that the tender submission from TPG Network Pty Ltd represents the best value outcome for council, meets all the tender selection criteria requirements and represents the lowest priced tender.

Recommendation

That Council:

- 1. awards Contract No. 1819-84 for the Optical Fibre Services to TPG Network Pty Ltd for the lump sum Five Hundred & Forty Seven Thousand, Two Hundred & Thirteen Dollars (\$547,213.00) including GST \$49,746.64 59. The contract is for a period of four (4) years with a further option of one (1) year at Council's sole and absolute discretion; and**
- 2. signs and seals associated contract documentation.**

MINUTE 1125

Moved by: Cr Matthew Kirwan
Seconded by: Cr Youhorn Chea

That Council:

- 1. awards Contract No. 1819-84 for the Optical Fibre Services to TPG Network Pty Ltd for the lump sum Five Hundred & Forty Seven Thousand, Two Hundred & Thirteen Dollars (\$547,213.00) including GST \$49,746.64 59. The contract is for a period of four (4) years with a further option of one (1) year at Council's sole and absolute discretion; and**
- 2. signs and seals associated contract documentation.**

CARRIED

2.3.2 Contract No 1819-87 Reconstruction of Homeleigh & Chapel Roads, Keysborough.

File Id: qA 402346
Responsible Officer: Director Engineering Services

Report Summary

This report outlines the tender process undertaken to select a suitably qualified and experienced contractor for the Reconstruction of Homeleigh & Chapel Roads, Keysborough.

Recommendation Summary

This report recommends that Council awards Contract 1819-87 to **Bitu-mill (Civil) Pty Ltd**, for a fixed lump sum price of One Million, Five Hundred and Seventy Seven Thousand, Five Hundred and Ninety Two Dollars and Sixty Seven Cents (\$1,577,592.67) including GST of \$143,417.50 and including a Provisional sum of (\$365,978.03 including GST) for specific items detailed in the project Bill of Quantities (BOQ) lump sum price breakdown.

Provisional Items may be removed from the scope at the discretion of Superintendent. Payments shall be made for the actual quantity authorised by the Superintendent and measured during construction.

This is a Lump Sum Contract and not subject to rise and fall adjustment.

2.3.2 Contract No 1819-87 Reconstruction of Homeleigh & Chapel Roads, Keysborough. (Cont.)

Introduction

This project will fully construct missing sections of Chapel Road and Homeleigh Road in Keysborough in accordance with the Keysborough South Developer Contribution Plan (DCP). The works will focus on the area adjacent to the new primary school site at the intersection of Chapel Road and Homeleigh Road. The Victorian School Building Authority (VSBA) is the developer of the school site and has had significant input into the design development.

In general terms, the contract will include the widening of both roads approaching the new signalised intersection and match in with the surrounding completed developments. The contract specifically includes earthworks, road pavement, kerb and channel, footpath, drainage, signage, line marking, traffic signals and street lighting.

All of the works associated with this Contract are to be completed by Friday 20 December 2019 to allow for the school opening in February 2020.

Tender Process

This tender was advertised in The Age Newspaper and on Council's website on Saturday 8 June 2019, with a closing time and date of 2.00pm Tuesday 2 July 2019.

All tenderers, or their subcontractors, were required to be pre-qualified with Vic Roads for Traffic Signals Installation (STS1).

At the close of the tender advertising period, submissions were received from three (3) qualified contractors as indicated below:

1. **Bitu-mill (Civil) Pty Ltd**
2. **Blue Peak Constructions Pty Ltd**
3. **Rokon Pty Ltd**

Tenderers were requested to submit a Lump Sum price including a breakdown for all items listed in the Bill of Quantities (BOQ) and a Schedule of Rates for day works.

Lump Sum – A lump sum contract or a stipulated sum contract will require that the supplier agree to provide specified services for a stipulated or fixed price.

Tender Evaluation

The evaluation panel comprised of the Coordinator Civil Projects, Graduate Engineer, and Contracts Officer, with Occupational Health and Safety and Environmental Management consultants providing specialist advice.

The Tenders were evaluated using Council's Weighted Attributed Value Selection Method.

2.3.2 Contract No 1819-87 Reconstruction of Homeleigh & Chapel Roads, Keysborough. (Cont.)

The advertised evaluation criteria and the allocated weightings for evaluation are as follows:

	Evaluation Criteria	Weighting
1	Price	40%
2	Relevant Experience & Past Performance	25%
3	Project Plan & Methodology	25%
4	Local Industry	5%
5	Social Procurement	5%
6	OHS Management System	Pass/Fail
7	Environmental Management System	Pass/Fail

Each criterion is ranked on a point score between 0 (fail) and 5 (excellent). These rankings are then multiplied by the weighting to give a weighted attribute ranking for each criterion and totalled to give an overall evaluation score for all criteria.

Score	Scoring Parameter Description
5	Excellent
4	Very Good
3	Good, Better than Average
2	Acceptable
1	Marginally Acceptable (Success Not Assured)
0	Not Acceptable

All tender submissions received were conforming, having completed the required tender schedules and pre-qualifications.

The evaluation panel agreed to invite Bitu-mill (Civil) Pty Ltd to a pre selection interview based on their price and extensive experience completing similar projects. The primary purpose of this meeting was to clarify some of the exclusions and assumptions they had made and confirm the pricing.

Bitu-mill (Civil) Pty Ltd answered all questions to the satisfaction of the interview panel and were able to demonstrate a good understanding of the project, describe their construction methodology in detail and give the panel some additional information about the business and chosen sub-contractors.

2.3.2 Contract No 1819-87 Reconstruction of Homeleigh & Chapel Roads, Keysborough. (Cont.)

Reference checks were conducted following the interview and confirmed that Bitu-mill (Civil) Pty Ltd have the capacity to complete the project. They are currently completing a signalised intersection for Melton City Council with a very similar scope of work.

Following an evaluation of the tenders, the evaluation panel allocated the comparative point score based on the advertised evaluation criteria. See table below:

Tenderer	Price Points	Non-Price Points	OH&S	ENV	Total Score
Bitu-mill (Civil) Pty Ltd	1.51	1.76	PASS	PASS	3.27
Rokon Pty Ltd	0.65	1.26	Not Assessed	Not Assessed	2.40
Blue Peak Constructions Pty Ltd	1.00	1.75	PASS	PASS	2.26

Note 1: The higher the price score – lower the tendered price.

Note 2: The higher the non-price score – represents better capability and capacity to undertake the service.

At the conclusion of the tender evaluation process described above, the evaluation panel agreed that the tender submission from **Bitu-mill (Civil) Pty Ltd** would provide the Best Value outcome for Council.

Financial Implications

The award of this contract will commit \$1,577,592.67 including GST. The available budget for this project is \$2,271,978.50 including GST. There is sufficient budget available to proceed with this contract.

It should be noted that there is a separate tender that covers the United Energy street lighting and electrical asset relocations. The balance of the project budget will remain available to complete these works.

Social Procurement

Social procurement was considered when assessing the tender submissions and Bitu-mill (Civil) Pty Ltd provided the following responses:

- Bitu-mill (Civil) Pty Ltd employs 12 staff who reside from within the boundary of the City of Greater Dandenong.
- Bitu-mill (Civil) Pty Ltd have nominated two suppliers from within the boundary of the City of Greater Dandenong where they intend to purchase three major items / supplies.
- Bitu-mill (Civil) Pty Ltd have provided details of their charity initiatives / support for an African foundation.

2.3.2 Contract No 1819-87 Reconstruction of Homeleigh & Chapel Roads, Keysborough. (Cont.)

Local Industry

Local industry was considered when assessing the tender submissions and Bitu-mill (Civil) Pty Ltd have estimated that they will source 50% of their Labour, Materials, Plant and Supervision from within the City of Greater Dandenong.

Consultation

During the tender evaluation process and in preparation of this report, relevant Council Officers from Engineering Services, Council's Occupational Health & Safety and Environmental Planning were all consulted.

Conclusion

At the conclusion of the tender evaluation process, that included a pre selection interview, the evaluation panel agreed that the tender submission from **Bitu-mill (Civil) Pty Ltd** represented the Best Value outcome for Council and should be accepted due to:

- 1) Their conforming and lowest priced tender submission.
- 2) Their relevant experience working with Vic Roads and Victorian Local Governments on similar.
- 3) Their level of experience, staff resources and sub-contractor selection.
- 4) Receiving a Pass for their Occupational Health and Safety (OH&S) and Environmental Management Systems.
- 5) Receiving a satisfactory result for the Standard Financial & Performance Assessment (Procurement) Company Check undertaken by Corporate Scorecard.

Recommendation

That Council:

1. **accepts the tender submission from Bitu-mill (Civil) Pty Ltd for the Reconstruction of Homeleigh & Chapel Roads, Keysborough for a fixed lump sum price of One Million, Five Hundred and Seventy Seven Thousand, Five Hundred and Ninety Two Dollars and Sixty Seven Cents (\$1,577,592.67) including GST of \$143,417.50 and including a Provisional sum of (\$365,978.03 including GST); and**
2. **signs and seals the contract documents when prepared.**

2.3.2 Contract No 1819-87 Reconstruction of Homeleigh & Chapel Roads, Keysborough. (Cont.)

MINUTE 1126

Moved by: Cr Matthew Kirwan

Seconded by: Cr Sean O'Reilly

That Council:

1. **accepts the tender submission from Bitu-mill (Civil) Pty Ltd for the Reconstruction of Homeleigh & Chapel Roads, Keysborough for a fixed lump sum price of One Million, Five Hundred and Seventy Seven Thousand, Five Hundred and Ninety Two Dollars and Sixty Seven Cents (\$1,577,592.67) including GST of \$143,417.50 and including a Provisional sum of (\$365,978.03 including GST); and**
2. **signs and seals the contract documents when prepared.**

CARRIED

2.4 STATUTORY PLANNING APPLICATIONS

2.4.1 Planning Decisions Issued by Planning Minister's Delegate - June 2019

File Id: qA280444
Responsible Officer: Director City Planning, Design and Amenity

Report Summary

This report provides Council with an update on the exercise of delegation by Planning Minister's delegate.

No decisions were reported for the month of June 2019.

Recommendation

That the report be noted.

MINUTE 1127

Moved by: Cr Youhorn Chea
Seconded by: Cr Zaynoun Melhem

That the report be noted.

CARRIED

2.4.2 Planning Delegated Decisions Issued - June 2019

File Id:	qA280
Responsible Officer:	Director City Planning Design & Amenity
Attachments:	Planning Delegated Decisions Issued - June 2019

Report Summary

This report provides Council with an update on the exercise of delegation by Council officers.

It provides a listing of Town Planning applications that were either decided or closed under delegation or withdrawn by applicants in June 2019.

It should be noted that where permits and notices of decision to grant permits have been issued, these applications have been assessed as being generally consistent with the Planning Scheme and Council's policies.

Application numbers with a PLN#.01 or similar, are applications making amendments to previously approved planning permits.

The annotation 'SPEAR' (Streamlined Planning through Electronic Applications and Referrals) identifies where an application has been submitted electronically. SPEAR allows users to process planning permits and subdivision applications online.

Recommendation

That the items be received and noted.

MINUTE 1128

Moved by: Cr Sean O'Reilly
Seconded by: Cr Youhorn Chea

That the items be received and noted.

CARRIED

2.4.2 Planning Delegated Decisions Issued - June 2019 (Cont.)

STATUTORY PLANNING APPLICATIONS

PLANNING DELEGATED DECISIONS ISSUED JUNE 2019

ATTACHMENT 1

**PLANNING DELEGATED DECISIONS ISSUED
JUNE 2019**

PAGES 10 (including cover)

If the details of the attachment are unclear please contact Governance on 8571 5235.

ORDINARY COUNCIL MEETING - MINUTES

2.4.2 Planning Delegated Decisions Issued - June 2019 (Cont.)

City of Greater Dandenong

Planning Delegated Decisions Issued from 01/06/2019 to 30/06/2019

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
95/541.02	No	154 Cleeland Street DANDENONG VIC 3175	Lorenzini Group	The application is seeking to amend Planning Permit No. 95/541 issued on 26/02/1996 via s.72 of the Planning & Environment Act 1987, by way of the following: <ul style="list-style-type: none"> - Modify the permit preamble as well as Condition 18, to allow two (2) practitioners; - Delete Conditions 1 (b), 14 and 15 respectively; - Modify the plans endorsed to the permit, to reflect new car parking and landscaping layouts. 	Amend permit to allow an increase in the number of practitioners from one (1) to two (2) as well as increasing parking spaces	Delegate	AmendPerm	27/06/2019	RedGum
PLN10/0887.01	No	1/51-65 Cheltenham Road DANDENONG VIC 3175	Diadem	AMENDMENT TO Buildings and Works and Signage (DECLARED AREA)	Amend endorsed plans to reflect signage for rebranding	Delegate	AmendPerm	28/06/2019	RedGum
PLN15/0205.01	No	3 Gilbert Court KEYSBOROUGH VIC 3173	Kara Design & Consulting Pty Ltd	Amendment to Planning Permit PLN15/0205 for alterations and extensions to Unit 2	Amend permit to allow change to internal ground floor, first floor layout, roof of ground floor, larger first floor and change in some windows	Delegate	AmendPerm	18/06/2019	Paperbark
PLN15/0416.02	No	42 Homeleigh Road KEYSBOROUGH VIC 3173	Ausco Investment Group Pty Ltd	AMENDMENT TO: Multi Dwelling Development x 59 (Double Storey) New and Removal of Native Vegetation	Delete permit Condition 16 as a section 173 agreement is sought to develop the land in accordance with the permit	Delegate	AmendPerm	13/06/2019	RedGum
PLN16/0866.01	No	114-122 Westall Road SPRINGVALE VIC 3171	Lendlease Retirement Living Holding Pty Limited	AMENDMENT TO Buildings and Works for five (5) Buildings in association with an existing retirement village under the GRZ, reduction in car parking under Clause 52.06, alteration to access to a road in a Road Zone Category 1 under Clause 52.29 and removal of vegetation under Clause 52.17 of the Greater Dandenong Planning Scheme.	Amend permit condition 4 to remove the phrase "and before any trees or vegetation are removed" and addition of a new condition to specify trees that will be removed for civil infrastructure works	Delegate	AmendPerm	07/06/2019	Lightwood

01/07/2019

1

EANTOS

ORDINARY COUNCIL MEETING - MINUTES

2.4.2 Planning Delegated Decisions Issued - June 2019 (Cont.)

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLIN17/0340	No	71-77 Halam Valley Road DANDENONG SOUTH VIC 3175	Taylor's Development Strategists Pty Ltd	To use and develop the land for a Store (vehicles, & shipping containers) with a reduction of the car parking requirement.	Commercial 2 Zone, 8140sqm	Applicant	Withdrawn	12/06/2019	RedGum
PLIN18/0058.01	No	19 Grace Avenue DANDENONG VIC 3175	Land Dimensions Pty Ltd	AMENDMENT TO Subdivision of the land into two lots SPEAR	Amend permit to allow for a 173 Agreement	Delegate	AmendPerm	17/06/2019	RedGum
PLIN18/00168	No	2 Purdy Avenue DANDENONG VIC 3175	Blueprint Pty Ltd	The development of four (4) double storey dwellings	General Residential 1 Zone, 725sqm	Delegate	NOD	28/06/2019	RedGum
PLIN18/00184	No	30 Springvalley Crescent KEYSBOROUGH VIC 3173	Vic Planning & Design Pty Ltd	Development of the land for three (3) double storey dwellings	General 1 Residential Zone, 1262sqm	Delegate	PlanPermit	11/06/2019	Paperbark
PLIN18/0227.01	No	2 First Avenue DANDENONG NORTH VIC 3175	CK Design Group	AMENDMENT TO: Development of the land for two (2) dwellings comprising one double storey dwelling to the front and one single storey dwelling to the rear	Amend permit condition 4 to allow early occupancy	Applicant	Withdrawn	05/06/2019	Silverleaf
PLIN18/0422	No	2-10 Springvale Road SPRINGVALE VIC 3171	PE Capital	Use and development of the land for a residential hotel, alteration of access to a road in a Road Zone Category 1 and reduction of bicycle requirements.	Commercial 1 Zone, 2662sqm, 9 storey hotel, reduction to car parking requirement and alter access to a road zone category 1	Delegate	PlanPermit	28/06/2019	Lightwood
PLIN18/0505	No	42 Parsons Avenue SPRINGVALE VIC 3171	Martin Ding	Development of the land for four (4) double-storey dwellings	General Residential 1 Zone, 729,76sqm	Delegate	PlanPermit	24/06/2019	Lightwood
PLIN18/0551	No	92 Fox Drive DANDENONG SOUTH VIC 3175	Mainfreight Logistics Pty Ltd	Use and development of the land for warehouse and transport terminal and reduction to the number of car spaces required	Industrial 1 Zone, 55,818sqm (warehouse and transport terminal), reduction in car parking requirements	Delegate	PlanPermit	07/06/2019	RedGum
PLIN18/0584	No	39 Devira Street DANDENONG NORTH VIC 3175	Skill Design Pty Ltd	Development of the land for two (2) dwellings (one double storey dwelling and one single storey dwelling to the rear)	Neighbourhood Residential 1 Zone, 569sqm	Delegate	PlanPermit	05/06/2019	RedGum

01/07/2019

2

EANTOS

ORDINARY COUNCIL MEETING - MINUTES

2.4.2 Planning Delegated Decisions Issued - June 2019 (Cont.)

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLIN18/0595	No	12 Davney Court SPRINGVALE VIC 3171	PS Development	Development of the land for a second storey dwelling to the rear of an existing dwelling and alterations and additions to the existing dwelling	General Residential 1 Zone, 736sqm, Double storey dwelling to rear of existing single dwelling	Delegate	NOD	25/06/2019	Lightwood
PLIN18/0641	No	1 Assembly Drive DANDENONG SOUTH VIC 3175	Beac Holdings Pty Ltd	Use and development of the land for two (2) convenience restaurants, one (1) service station and one (1) car wash; Display of signs (including internally illuminated signs, pole signs, sky sign and business identification signs); Alteration of access to a Road Zone Category 1; Reduction of car parking requirements; Removal of native vegetation	Commercial 2 Zone, 1608sqm, development of service station and carwash and two convenience stores and subsequent signage and vegetation removal	Delegate	PlanPermit	20/06/2019	RedGum
PLIN18/0642	No	12 Clement Street DANDENONG VIC 3175	Brian Francis Congues	Development of the land for a single storey dwelling to the rear of an existing single dwelling and alterations and additions to the existing dwelling.	General Residential 1 Zone, 908.21sqm, construction of a second single storey unit at rear of property	Delegate	PlanPermit	14/06/2019	RedGum
PLIN18/0647	No	4 Cyrene Street NOBLE PARK VIC 3174	Kish Mitra	Development of the land for two (2) double storey dwellings	General Residential 1 Zone, 655 sqm	Delegate	NOD	26/06/2019	Paperbark
PLIN18/0652	No	77 Kemp Street SPRINGVALE VIC 3171	Aldo Venitieri Architect	Development of the land for two (2) dwellings comprising one (1) double storey to the front of the site and one (1) single storey dwelling to the rear	General Residential 1 Zone, 585sqm	Delegate	PlanPermit	14/06/2019	Lightwood
PLIN18/0655	No	53 Pullmey Street DANDENONG VIC 3175	Modarc	The development of the land for eight (8) dwellings (five triple storey dwellings and three double storey dwellings) DECLARED AREA	Residential Growth 1 Zone, 1081 sqm	Delegate	PlanPermit	26/06/2019	RedGum
PLIN18/0668	No	29 Harold Road SPRINGVALE SOUTH VIC 3172	Tony La Greca	Development of the land for a second double storey dwelling and alterations and additions to the existing dwelling	General Residential 1 Zone, 754sqm	Delegate	PlanPermit	25/06/2019	Lightwood
PLIN18/0670	No	1/1 Hume Road SPRINGVALE SOUTH VIC 3172	MB Design Studio	Use of the land as an Education Centre	General Residential 1 Zone, academic coaching, 15 students	Delegate	PlanPermit	06/06/2019	Lightwood

3

01/07/2019

EANTOS

ORDINARY COUNCIL MEETING - MINUTES

2.4.2 Planning Delegated Decisions Issued - June 2019 (Cont.)

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLN18/0707	No	18 Ray Street DANDENONG VIC 3175	Trevor Homes	Development of the land for one (1) double storey dwelling and one (1) single storey dwelling	Proposal fails to comply with objectives of Clauses 15.01-2S (Building Design), 15.01-5S (Neighbourhood Character), 18.02-4S (Car Parking), 21.05 (Built Form), 22.09-3.1 (Design Principles), Clauses 55 and 52	Delegate	Refusal	27/06/2019	RedGum
PLN18/0727	No	1 Ardgowrie Road NOBLE PARK VIC 3174	ABS Design & Construction	Development of the land for four (4) dwellings (three (3) double storey dwellings and one (1) single storey dwelling to the rear)	General Residential 1 Zone, 838sqm	Delegate	PlanPermit	21/06/2019	Paperbark
PLN18/0729	No	1 Jobert Court SPRINGVALE VIC 3171	David Lock Associates (Aust) Pty Ltd	Development of the land for two (2) double storey dwellings	Residential Growth 1 Zone, 587sqm	Delegate	NOD	18/06/2019	Lightwood
PLN19/0020	No	30 Mollison Street DANDENONG NORTH VIC 3175	Stacey Geraldine Boustead	Development of the land for one (1) double storey dwelling to the front of the site and one (1) single storey dwelling to the rear and subdivision of the land into two (2) lots	General Residential 1 Zone, 592sqm	Delegate	PlanPermit	28/06/2019	Silverleaf
PLN19/0022	No	20 Carilton Road DANDENONG NORTH VIC 3175	Vic Planning & Design Pty Ltd	Development of the land for two (2) double storey dwellings	Neighbourhood Residential 1 Zone, 661sqm	Delegate	PlanPermit	12/06/2019	Silverleaf
PLN19/0025	No	10 Rosemont Court DANDENONG NORTH VIC 3175	Rajeev Amarasingha	Development of the land for three (3) dwellings (two double storey dwellings and one single storey dwelling)	General Residential 1 Zone, 720sqm	Delegate	PlanPermit	28/06/2019	Silverleaf
PLN19/0037	No	54 Railway Parade DANDENONG VIC 3175	Brian Mahesh Hewegama	Use and development of the land for a childcare centre and to reduce the car parking requirement	Residential Growth 1 Zone, Child Care Centre	Delegate	PlanPermit	12/06/2019	RedGum
PLN19/0040	No	240-248 Frankston Dandenong Road DANDENONG SOUTH VIC 3175	Hitachi Construction Machinery (Australia) Pty Ltd	Buildings and Works (Alterations to Car Park) & Native Vegetation Removal	Industrial 1 Zone, 2640.5sqm, upgrade of car parking, entry/exit crossovers and gravel hardstand area, new gate system & native vegetation removal	Delegate	PlanPermit	05/06/2019	RedGum
EANTOS								01/07/2019	

ORDINARY COUNCIL MEETING - MINUTES

2.4.2 Planning Delegated Decisions Issued - June 2019 (Cont.)

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLIN19/0058	No	983 Heatherton Road SPRINGVALE VIC 3171	9pm Design Pty Ltd	Development of the land for one (1) single storey dwelling to the rear of an existing dwelling and alterations to an existing single storey dwelling	General Residential 1 Zone, 731 sqm	Delegate	PlanPermit	17/06/2019	Lighthouse
PLIN19/0074	No	99 Soden Road BANGHOLME VIC 3175	Trethowan Architecture	Development of the land for a dwelling, associated outbuilding and earthworks	Green Wedge Zone, 32950sqm, demolition of existing single dwelling and construction of a double storey dwelling	Delegate	PlanPermit	17/06/2019	RedGum
PLIN19/0081	No	29 Rex Court NOBLE PARK VIC 3174	Sahija Hallilovic	Development of the land for two (2) dwellings (one (1) double storey dwelling and one single storey dwelling to the rear)	General Residential 1 Zone, 677sqm	Delegate	PlanPermit	04/06/2019	Paperbark
PLIN19/0083	No	105 Ordish Road DANDENONG SOUTH VIC 3175	Fieldmans Waste Management	Change of Use (Materials Recycling) and associated buildings and works	Industrial 2 Zone, soil/green waste, portable site office	Delegate	PlanPermit	07/06/2019	RedGum
PLIN19/0090	No	5 Yarra Court DANDENONG NORTH VIC 3175	Hiran Kurukulasuriya Marius Dominic Leitlan	Development of the land for a double storey dwelling to the side of an existing double storey dwelling	Neighbourhood Residential 1 Zone, 906sqm	Delegate	PlanPermit	14/06/2019	Silverleaf
PLIN19/0093	No	21 Haldane Street KEYSBOROUGH VIC 3173	JRichard Designs	Development of the land for a second single storey dwelling to the rear of an existing dwelling and alterations and additions to the existing dwelling	Neighbourhood Residential 1 Zone, 535sqm	Delegate	PlanPermit	21/06/2019	Paperbark
PLIN19/0098	No	349 Perry Road DANDENONG SOUTH VIC 3175	Cip (Perry Road) Pty Ltd	To Display Three (3) Business Identification Signs.	Industrial 1 Zone, 530sqm	Delegate	PlanPermit	05/06/2019	RedGum
PLIN19/0109	No	17/69-77 Mark Anthony Drive DANDENONG SOUTH VIC 3175	Drake Design	Change of use of the land for an industry and reduction in car parking requirements	Industrial 2 Zone, food manufacturing	Delegate	PlanPermit	21/06/2019	RedGum
PLIN19/0125	No	197 Hutton Road KEYSBOROUGH VIC 3173	Fabco Pty Ltd	Use and development of the land for a child care centre and to alter access to a Road Zone Category 1	Commercial 1 Zone and General Residential 2 Zone, 3433sqm	Delegate	PlanPermit	28/06/2019	RedGum

5

01/07/2019

EANTOS

2.4.2 Planning Delegated Decisions Issued - June 2019 (Cont.)

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLIN19/0139	No	62 Victoria Court SPRINGVALE VIC 3171	Nobelius Land Surveyors Pty Ltd	Subdivision of the land into three (3) lots	Residential	Delegate	PlanPermit	20/06/2019	Lightwood
PLIN19/0141	No	31 Regent Avenue SPRINGVALE VIC 3171	Chaule Architect Pty Ltd	Development of the land for two (2) double storey dwellings	General Residential 1 Zone, 848sqm	Delegate	PlanPermit	27/06/2019	Lightwood
PLIN19/0144	No	56 Garnsworthy Street SPRINGVALE VIC 3171	Downward Duck & Co	Use of the land for leisure and recreation (indoor recreation facility) and to display business identification signage	Mixed Use Zone, yoga & pilates studio	Delegate	PlanPermit	17/06/2019	Lightwood
PLIN19/0146	No	307 Gladstone Road DANDENONG NORTH VIC 3175	We Care Services Inc.	The development of the land for a shed	Neighbourhood Residential 1 Zone, 432sqm	Delegate	PlanPermit	26/06/2019	Silverleaf
PLIN19/0154	No	468 Cheltenham Road KEYSBOROUGH VIC 3173	Ratio Consultants Pty Ltd	Use and development of the land for two (2) supermarkets, restricted retail premises, shop and a reduction in the car parking requirements.	Mixed Use Zone, 11921sqm	Delegate	PlanPermit	28/06/2019	RedGum
PLIN19/0164	Yes	41-71 Bessemer Drive DANDENONG SOUTH VIC 3175	The Trust Company (Australia) Limited	Buildings and Works (Storage Shed) VICSMART	Industrial 3 Zone, 180sqm, storage shed	Delegate	PlanPermit	14/06/2019	RedGum
PLIN19/0177	No	136 Indian Drive KEYSBOROUGH VIC 3173	Virtual Wings Pacific Pty Ltd	The use of the land for a flight simulation facility	Industrial 1 Zone, pilot training	Delegate	PlanPermit	25/06/2019	RedGum
PLIN19/0186	No	164 McFees Road DANDENONG NORTH VIC 3175	David Calleja & Associates Pty Ltd	Development of the land for two (2) double storey dwellings	General Residential 1 Zone, 461sqm	Delegate	PlanPermit	28/06/2019	RedGum
PLIN19/0183	No	3/52 Smith Road SPRINGVALE VIC 3171	Infografia Design & Development	Use and development of the land for an Indoor Recreation Facility (Marital Arts)	Commercial 2 Zone, 170sqm	Delegate	PlanPermit	24/06/2019	Lightwood

01/07/2019

6

EANTOS

2.4.2 Planning Delegated Decisions Issued - June 2019 (Cont.)

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLIN19/0203	No	M1 Hira College, 185 Perry Road KEYSBOROUGH VIC 3173	MSM & Associates Pty Ltd	Buildings and Works (Sports Court Shade Cover)	Special Use 4 Zone, 4140sqm	Delegate	PlanPermit	27/06/2019	RedGum
PLIN19/0211	No	1157-1163 Heatherton Road NOBLE PARK VIC 3174	Blueprint Building Designers & Consultants	Multi Dwelling Development x 10 (Triple Storey) New	Proposal fails to comply with Clause 15.01 (Built Environment), Clause 21.05-1 (Built Form), Clause 52.06-9 (Car Parking), Clause 22.09 (Neighbourhood Character) & Clause 55	Delegate	Refusal	11/06/2019	Paperbark
PLIN19/0212	No	2 Springfield Court NOBLE PARK NORTH VIC 3174	Victorian Survey Group Pty Ltd	Subdivision of the land into two (2) lots.	Residential	Delegate	PlanPermit	28/06/2019	Silverleaf
PLIN19/0213	No	77 Clew Street DANDENONG VIC 3175	Nobelius Land Surveyors Pty Ltd	Subdivision of the land into two (2) lots	Residential	Delegate	PlanPermit	25/06/2019	RedGum
PLIN19/0229	No	12/73 Assembly Drive DANDENONG SOUTH VIC 3175	Lasting Solutions	Buildings and Works (Mezzanine)	Commercial 2 Zone, 72sqm	Applicant	Withdrawn	05/06/2019	RedGum
PLIN19/0233	No	1/11 Colonsay Road SPRINGVALE VIC 3171	Eric Gip	Subdivision of the land into three (3) lots	Residential	Delegate	PlanPermit	03/06/2019	Lightwood
PLIN19/0237	No	25 Fireways Boulevard KEYSBOROUGH VIC 3173	Country Fire Authority	Use and development of the land for an emergency services facility	Commercial 2 Zone, temporary conversion to CFA fire station	Delegate	PlanPermit	21/06/2019	Paperbark
PLIN19/0242	No	48 Bruce Street DANDENONG VIC 3175	Nobelius Land Surveyors Pty Ltd	Subdivision of the land into two (2) lots	Residential	Delegate	PlanPermit	04/06/2019	RedGum
PLIN19/0248	No	21 Ray Street DANDENONG VIC 3175	Jonathan Victor Guscott	Subdivision of land into three (3) lots	Residential	Delegate	PlanPermit	27/06/2019	RedGum

01/07/2019

7

EANTOS

2.4.2 Planning Delegated Decisions Issued - June 2019 (Cont.)

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLIN19/0253	No	23 Racecourse Road NOBLE PARK VIC 3174	B & S Surveys Pty Ltd	Subdivision of land into two (2) lots	Residential	Delegate	PlanPermit	24/06/2019	Paperbark
PLIN19/0255	No	21 Joy Parade NOBLE PARK VIC 3174	Hometec Industries Pty Ltd	Subdivision of the land for five (5) lots	Residential	Delegate	PlanPermit	28/06/2019	Paperbark
PLIN19/0258	Yes	402-418 Corrigan Road KEYSBOROUGH VIC 3173	CEA Design & Drafting	Buildings and Works (Shed) VICSMART	Neighbourhood Residential 1 Zone, 64sqm, extension of colourbond shed	Delegate	PlanPermit	03/06/2019	Paperbark
PLIN19/0259	No	14 Stanley Street DANDENONG VIC 3175	Nacha Moore Land Surveyors Pty Ltd	Subdivision of land into four (4) lots	Residential	Delegate	PlanPermit	21/06/2019	RedGum
PLIN19/0268	Yes	12/73 Assembly Drive DANDENONG SOUTH VIC 3175	Lasting Solutions	Development of the land for a mezzanine level and to reduce the car parking requirements	Commercial 2 Zone, 72sqm	Delegate	PlanPermit	24/06/2019	RedGum
PLIN19/0273	No	30 Wimpole Street NOBLE PARK NORTH VIC 3174	M J Reddie Surveys Pty Ltd	Subdivision of the land into two (2) lots	Residential	Delegate	PlanPermit	28/06/2019	Silverleaf
PLIN19/0281	Yes	28 Liverpool Drive KEYSBOROUGH VIC 3173	Linear Land Surveying Pty Ltd	Subdivision of the land for two (2) lots	Residential	Delegate	PlanPermit	07/06/2019	Paperbark
PLIN19/0282	No	1/25 Regent Avenue SPRINGVALE VIC 3171	JCA Land Consultants	Subdivision on the land into two (2) lots SPEAR	Residential	Delegate	PlanPermit	27/06/2019	Lightwood
PLIN19/0284	Yes	36-38 Williams Road DANDENONG SOUTH VIC 3175	Stephen D'Andrea Pty Ltd	Buildings and Works (Warehouse) VICSMART	Industrial 1 Zone, 1133sqm, warehouse with ancillary office	Delegate	PlanPermit	14/06/2019	RedGum

01/07/2019

8

EANTOS

ORDINARY COUNCIL MEETING - MINUTES

2.4.2 Planning Delegated Decisions Issued - June 2019 (Cont.)

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLIN19/0285	Yes	69 Quantum Close DANDENONG SOUTH VIC 3175	Stephen D'Andrea Pty Ltd	Buildings and Works (Warehouse Extension) VICSMART	Commercial 2 Zone, 472sqm, warehouse extension	Delegate	PlanPermit	24/06/2019	RedGum
PLIN19/0286	Yes	108 Chandler Road NOBLE PARK VIC 3174	Michael John Watt	Subdivision x 2 SPEAR VICSMART	Residential	Delegate	PlanPermit	14/06/2019	Paperbark
PLIN19/0289	Yes	1-15 Pound Road West DANDENONG SOUTH VIC 3175	Trusteel Fabrications Pty Ltd	Development of the land for a canopy VICSMART	Commercial 2 Zone, 64sqm, roof canopy	Delegate	PlanPermit	14/06/2019	RedGum
PLIN19/0290	No	9-21 Foster Street DANDENONG VIC 3175	Secure Parking Pty Ltd	Change of Use & Buildings and Works (Car Park) DECLARED AREA - TRANSFERRED TO MINISTER FOR PLANNING	Comprehensive Development 2 Zone, 7171sqm, outdoor secure car park	Delegate	ToMinister	06/06/2019	RedGum
PLIN19/0304	Yes	52 Simpson Drive DANDENONG NORTH VIC 3175	Phillip Arthur Pitt	Subdivision x2 SPEAR VICSMART	Residential	Delegate	PlanPermit	24/06/2019	RedGum
PLIN19/0309	Yes	1/5 Lennox Street DANDENONG VIC 3175	Nobelius Land Surveyors Pty Ltd	Subdivision x 2 SPEAR (VICSMART)	Residential	Delegate	PlanPermit	27/06/2019	RedGum

72

01/07/2019

9

EANTOS

2.5 POLICY AND STRATEGY

2.5.1 Review of Council Policies - Freedom of Information Policy

File Id:

Responsible Officer:

Director Corporate Services

Attachments:

Freedom of Information Policy - for Re-adoption
Freedom of Information Policy - Marked Up
Version

Report Summary

Council policies are in place to ensure accordance with relevant legislation, regulations and best practices. They provide a consistent approach to Council's operational requirements and promote accountability and transparency of Council decisions and actions.

Council adopted the revised Freedom of Information Policy in July 2014 with the provision of reviewing the policy. This policy has now been reviewed to ensure currency and compliance with relevant legislation and Council's current operational requirements and is now presented to Council for readoption.

Recommendation Summary

This report recommends that the Freedom of Information Policy be readopted as per Attachment 1.

2.5.1 Review of Council Policies - Freedom of Information Policy (Cont.)

Background

Essentially, policies developed by Council are aimed at ensuring good governance and decision-making processes, as well as the effective and efficient management of community resources and the day-to-day business of Council. They help govern how Council operates and provide a clear set of principles that provide a definite direction for Council.

Each policy is developed in order to address specific matters and objectives as outlined in the Council Plan 2017-21 or as required by legislation. Policies promote consistency across the organisation and also enable the community to be familiar with the principles behind administrative and council decisions.

Existing council policies are subject to an ongoing review process to ensure they remain up-to-date and comply with current legislation. Policies should be reviewed and updated if legislation requires it; or when Council's functions, structure or activities change; or when technological advances or new systems are implemented.

Council policies should be read in conjunction with any related legislation, relevant internal policies, codes of practice or guidelines. A Council policy is considered to be automatically revoked upon readoption of the latest version of that policy.

Policies that are superseded or superfluous to Council's needs, require formal abolition by Council.

Proposal

It is proposed that Freedom of Information Policy be readopted by Council with the following changes:

- The words City of Greater Dandenong have been changed to Greater Dandenong City Council;
- Section 3 includes wording to highlight that for a request to be valid it must be in writing and clear enough to enable an officer to identify the documents;
- Section 4 includes updates to referenced documents;
- Section 6 includes updates to 'Notification and Consultation Requirements' and 'Right of Review and Complaint Process'; and
- Future review period of 4 years

The proposed changes are highlighted in Attachment 2.

Community Plan 'Imagine 2030' and Council Plan 2017-21 – Strategic Objectives, Strategies and Plans

After consultation with the Greater Dandenong community on what kind of future they wanted to see for themselves and the City in 2030, the result was the Greater Dandenong Community Plan 'Imagine 2030'. This report is consistent with the following community visions:

2.5.1 Review of Council Policies - Freedom of Information Policy (Cont.)

Community Plan 'Imagine 2030'

Opportunity

- *Education, Learning and Information* – Knowledge
- *Leadership by the Council* – The leading Council

Council Plan 2017-21

The Council Plan describes the kind of future the Council is working for, and how Council will do this over four years. This report is consistent with the following goals:

Opportunity

- An open and effective Council

Victorian Charter of Human Rights and Responsibilities

The Victorian Charter of Human Rights and Responsibilities has been considered in the preparation of this report but is not relevant to its contents.

Financial Implications

No financial resources are impacted by this report.

Consultation

Prior to reporting to council the Freedom of Information Policy was reviewed and evaluated by the:

- Manager, Governance
- Executive Management Team

Conclusions

A review of the Freedom of Information Policy was conducted and is now presented to Council for readoption.

The principal objective of the review was to ensure that the policy is current with legislative requirements and remains relevant and up-to-date.

Recommendation

That the Freedom of Information Policy be readopted as per Attachment 1.

2.5.1 Review of Council Policies - Freedom of Information Policy (Cont.)

MINUTE 1129

Moved by: Cr Matthew Kirwan
Seconded by: Cr Tim Dark

That the Freedom of Information Policy be readopted as per Attachment 1 and includes a reference under Reporting Requirements within the policy of Council's current practice of reporting its Freedom Of Information statistics in the public Greater Dandenong Annual Report.

CARRIED

2.5.1 Review of Council Policies - Freedom of Information Policy (Cont.)

POLICY AND STRATEGY

REVIEW OF COUNCIL POLICIES – FREEDOM OF INFORMATION POLICY

ATTACHMENT 1

**FREEDOM OF INFORMATION POLICY
FOR READOPTION**

PAGES 7 (including cover)

If the details of the attachment are unclear please contact Governance on 8571 5235.

2.5.1 Review of Council Policies - Freedom of Information Policy (Cont.)



Greater Dandenong Policy

Freedom of Information Policy

Policy Endorsement:	Endorsement required by Council		
Policies superseded by this policy:	Not applicable		
Directorate:	Corporate		
Responsible Officer:	Manager Governance		
Policy Type:	Discretionary		
File Number:	A1166214	Version No:	004
1 st Adopted by Council:	22 February 2010 Minute No. 419	Last Adopted by EMT:	
Review Period:	Four Years	Next Review:	July 2021

1. Purpose

This Policy has been developed to meet the requirements set out in the *Freedom of Information Act 1982* in regards to 'access to documents'.

2. Background

The Victorian *Freedom of Information Act 1982* (The Act) extends the right of the community to access information in the possession of the Government of Victoria and its 'agencies'. It also provides for the amendment of personal records. Subject to the Act every person has a legally enforceable right to obtain access to information from designated agencies.

Greater Dandenong City Council is a prescribed 'agency' under the Victorian *Freedom of Information Act 1982* and is responsible for assessing and responding to all Freedom of Information requests in accordance with the Act and any professional standards developed by the Information Commissioner under the Act. The information sought by an applicant under the Act must be in written form (book, map, plan, photograph, disc, tape, film) and must be in the constructive possession of the Greater Dandenong City Council.

3. Scope

All employees, Councillors, contractors and volunteers of the City of Greater Dandenong are subject to the legal requirements set out in the Act and are expected to comply with both its objectives and obligations.

Applicants have the right to request any document which is in the "constructive possession" of Council, but access is subject to any possible exemptions as they appear in the *Freedom of Information Act 1982*.

2.5.1 Review of Council Policies - Freedom of Information Policy (Cont.)



Greater Dandenong Policy

For a request to be valid, it must be made in writing, clear enough to enable an officer to identify the documents, and it must be accompanied by an application fee as prescribed under the Act.

Under the *Freedom of Information (Access Charges) Regulations 2004* a charge other than the application fee may apply for copies of requested documents.

4. References

- Originally adopted at the Ordinary Council Meeting on 22 February 2010
- Victorian *Freedom of Information Act 1982*
- *Privacy and Data Protection Act 2014*
- *Health Records Act 2001*
- *Public Records Act 1973*
- *Local Government Act 1989*
- *Family Violence Protection Act 2008*

5. Definitions

The 'Act' means the *Freedom of Information Act 1982* for the purpose of this policy.

'Agency' means a department, Council or a prescribed authority.

'Applicant' means a person who has made a request in accordance with section 17 or has applied under section 12(1) of the Act for a statement published by a Principal Officer to be altered.

'Document' as defined under the Act, includes a map, graph, drawing, photograph, label or other attachment, disc, tape, sound track, or film, as well as a document that has been hand written or typed. Information held on computer disk or in a database fits the definition of a document. This includes any copies, reproductions or duplications and any words, figures, letters or symbols which are capable of carrying a definite meaning to persons conversant with them.

6. Council Policy

Greater Dandenong City Council will assess and respond to all Freedom of Information applications received in accordance with the *Freedom of Information Act 1982* and any professional standards developed by the Information Commissioner under the Act.

Applications under the Act must be forwarded to Council in writing. All applications must be accompanied by a statutory application fee in order to validate the request, unless Council has agreed to waive the fee due to financial hardship. Applications may be received on the appropriate application form or by way of letter, email or facsimile which clearly states that it is a request under the Act.

2.5.1 Review of Council Policies - Freedom of Information Policy (Cont.)



Greater Dandenong Policy

Section 17 of the Act requires applicants to state their requests clearly enough for relevant documents to be identified and Council has a legal obligation to assist the applicant in doing so. The processing of a request is not required to begin until it is sufficiently specific and clear as to which documents are being sought by an applicant.

All valid requests under the Act must be processed and a written response/decision provided to the applicant within 30 days.

Under Section 21(2)(a) of the Act, an agency may extend the 30 day period for deciding a request if consultation is required under section 29, 29A, 31, 31A, 33, 34 or 35 of the Act. Under this provision, an agency may extend the period by a maximum of 15 days. Under section 21(2)(b) of the Act a 30 day extension may be requested by an agency in any case, if agreed by the applicant.

Council's Freedom of Information Officers are responsible for coordinating each valid request in accordance with the Act. It is the responsibility of individual Council Officers in the relevant departments of Council, as requested by the Council's Freedom of Information Officers, to conduct a thorough and diligent search for all documents falling within each of the requests.

Decision on Access to Documents

Under section 26 of the *Freedom of Information Act*, Council's Chief Executive Officer is deemed responsible for making decisions relating to access to documents and advising applicants in writing of that decision. By way of an Instrument of Delegation, this power has been delegated to Council's Freedom of Information Officers.

Based on the provisions of the Act, the decision in each case may be that access is:

- granted in full; or
- granted in part; or
- denied in full.

Council's Freedom of Information Officers, in relation to the provisions of the Act, will decide on any document regarded as possibly exempt and whether it should be released or released with exempt details removed.

An applicant must also be advised if a document has been lost, never existed or has been destroyed.

Application Fee

Under section 17(2A) of the Act, the applicant must pay the prescribed application fee.

Under section 17(2B) of the Act, an applicant may seek a waiver or reduction of the fee if evidence of financial hardship is provided with the request. A suitable example of evidence showing financial hardship would be a current Health Care Concession Card or Pension Card.

2.5.1 Review of Council Policies - Freedom of Information Policy (Cont.)



Greater Dandenong Policy

Access Charges

Under section 22 of the Act, access charges may also apply for dealing with applications. A charge, other than the application fee, may be made for:

- time spent conducting a routine search;
- costs incurred in supervising the inspection of documents;
- costs incurred in photocopying documents; and
- cost associated with making arrangements to view documents, or to provide a written transcript.

Applicants will be advised of any access charges prior to a decision being released.

Refusal to Process Request

Part IV of the *Freedom of Information Act 1982* provides several categories of information to be exempt from release. The main exemptions are:

- cabinet documents ;
- internal working documents;
- documents affecting legal proceedings;
- documents affecting personal privacy;
- documents containing information obtained in confidence;
- documents relating to trade secrets; and
- documents to which secrecy provisions of another Act apply.

Under section 67(4) of the *Freedom of Information Act 1982* and section 25 of the *Freedom of Information (Amendment) Act 1993*, an applicant who seeks access to Council documents that came into existence before 1 January 1989 is not entitled to receive access (except if the documents contain the personal information of the applicant).

Sections 24, 24A, 25 and 25A of the Act explain the circumstances under which the Greater Dandenong City Council may refuse or defer access to information.

Notification and Consultation requirements

Under sections 33 (personal affairs information) and 35 (information obtained in confidence) of the Act, the agency must notify a person or government, who is the subject of that information, about the request and seek their views as to whether the disclosure of the information should occur.

In 2017, section 33A was inserted into the *Freedom of Information Act 1982* in connection with the *Family Violence Protection Act 2008*.

Section 33A of the Act states if the person who is required to be notified about a request is a child, Council may notify either or both the child and a parent (guardian).

2.5.1 Review of Council Policies - Freedom of Information Policy (Cont.)



Greater Dandenong Policy

Council **must not** notify or seek the views of a parent (guardian) of:

- a child who may be subject to family violence; or
- the parent (guardian) is a person of concern or is alleged to pose a risk of family violence to the child.

Amendment of Personal Records

Under section 39 of the Act, an individual, or in the case of a deceased person, the next-of-kin, is entitled to request in writing the correction, or amendment of any information pertaining to the individual's own personal affairs that has been previously released to that person.

A request for amendment of personal records must be made in writing and provide details about the incomplete or incorrect information in accordance with section 40 of the Act.

Right of Review and Complaint Process

Under the *Freedom of Information Act 1982* where an applicant is not satisfied with Council's decision regarding an FOI application, the applicant has a right to apply to the Information Commissioner for a review. The Information Commissioner is able to review decisions where Council:

- refused access to a document under the Act;
- deferred access to a document;
- did not waive or reduce an application fee; or
- refused to amend a personal record.

Applications for review of an FOI decision by the Information Commissioner must be made within 28 days of receiving the decision from Council. There are no fees or costs associated with requesting a review.

The applicant can also complain to the Information Commissioner, if Council:

- made a decision that a requested document does not exist or cannot be located;
- delayed processing an FOI request; or
- any other action taken or failed to be taken in performing its functions and obligations under the FOI Act.

A complaint to the Information Commissioner must be made in writing, within 60 days after the date of the action or conduct complained of.

Appeals to VCAT

An application can be made to VCAT to review the following:

- where Council has not made a decision in relation to a FOI request within the statutory time limit (a 'deemed refusal' of Council);
- where the Information Commissioner has not completed a review within the required period (a 'deemed refusal' of the Information Commissioner);

2.5.1 Review of Council Policies - Freedom of Information Policy (Cont.)



Greater Dandenong Policy

- decisions of the Information Commissioner refusing to grant access to a document in accordance with a request;
- decisions by Council refusing access to a document if the Information Commissioner has determined not to accept or to dismiss the application for review;
- decisions by Council to exempt documents on the grounds of national security; and
- decisions about access charges.

Applications to VCAT for a review should be made within 60 days from the date of receipt of a written notice of a decision. There is no time limit on applying to VCAT in the case of a deemed refusal.

A person who is the subject of information referred to in a document affecting personal privacy (section 33(3) of the FOI Act), or in the case of a deceased person, that person's next-of-kin, can also apply to VCAT for a review of a decision to disclose that document.

A business, commercial or financial undertaking can apply to VCAT for a review of a decision to disclose a document referred to in section 34 of the FOI Act (i.e. trade secrets) contrary to the undertaking's view.

Reporting Requirements

At the end of each financial year, Council is required under legislation to forward a report to the Information Commissioner on the number of Freedom of Information requests received. This report includes all valid and invalid requests and any request forwarded to another agency for processing.

7. Related Documents

- 'Request for Access to Documents under the Freedom of Information Act' form available on Council's website under **Your Council>Rights and Responsibilities>[Freedom of Information](#)**
- Freedom of Information Frequently Asked Questions document available on Council's website under **Your Council>Rights and Responsibilities>[Freedom of Information](#)**

2.5.1 Review of Council Policies - Freedom of Information Policy (Cont.)

POLICY AND STRATEGY

REVIEW OF COUNCIL POLICIES - FREEDOM OF INFORMATION POLICY

ATTACHMENT 2

**FREEDOM OF INFORMATION POLICY -
MARKED UP VERSION**

PAGES 9 (including cover)

If the details of the attachment are unclear please contact Governance on 8571 5235.

2.5.1 Review of Council Policies - Freedom of Information Policy (Cont.)



Greater Dandenong Policy

Freedom of Information Policy

<u>Policy Endorsement:</u>	<u>Endorsement required by Council</u>		
<u>Policies superseded by this policy:</u>	<u>Not applicable</u>		
<u>Directorate:</u>	<u>Corporate</u>		
<u>Responsible Officer:</u>	<u>Manager Governance</u>		
<u>Policy Type:</u>	<u>Discretionary</u>		
<u>File Number:</u>	<u>A1166214</u>	<u>Version No:</u>	<u>004</u>
<u>1st Adopted by Council:</u>	<u>22 February 2010</u> <u>Minute No. 419</u>	<u>Last Adopted by EMT:</u>	
<u>Review Period:</u>	<u>Four Years</u>	<u>Next Review:</u>	<u>July 2021</u>

<u>EDRMS-Object id:</u>	<u>A37215</u>	<u>Directorate:</u>	<u>Corporate Services</u>
<u>Authority:</u>	<u>Council</u>	<u>Responsible Officer:</u>	<u>Team Leader, Senior Governance Officer</u> <u>Senior Governance Officer</u>
<u>Policy Type:</u>	<u>Discretionary</u>	<u>Version No:</u>	<u>0043</u>
<u>1st Adopted by Council</u>	<u>22 February 2010</u> <u>Minute No. 419</u>	<u>Last Adopted by Council:</u>	<u>14 July 2014</u> <u>29 January 2018</u> <u>Minute No. 642</u> <u>TBA</u>
<u>Review Period:</u>	<u>Every 2 Years</u>	<u>Next Review:</u>	<u>June 2016</u> <u>January 2020</u>

1. Purpose

This Policy has been developed to meet the requirements set out in the *Freedom of Information Act 1982* in regards to 'access to documents'.

2. Background

The Victorian *Freedom of Information Act 1982* (The Act) extends the right of the community to access information in the possession of the Government of Victoria and its 'agencies'. It also provides for the amendment of personal records. Subject to the Act every person has a legally enforceable right to obtain access to information from designated agencies.

~~The City of Greater Dandenong~~ Greater Dandenong City Council is a prescribed 'agency' under the Victorian *Freedom of Information Act 1982* and is responsible for assessing and responding to all Freedom of Information requests in accordance with the Act and any professional standards developed by the Information Commissioner under the Act. The information sought by an applicant under the Act must be in written form (book, map, plan, photograph, disc, tape,

2.5.1 Review of Council Policies - Freedom of Information Policy (Cont.)



Greater Dandenong Policy

film) document form and must be in the constructive possession of the ~~City of Greater Dandenong~~[Greater Dandenong City Council](#).

3. Scope

All employees, Councillors, contractors and volunteers of the City of Greater Dandenong are subject to the legal requirements set out in the Act and are expected to comply with both its objectives and obligations.

Applicants have the right to request any document which is in the "constructive possession" of Council, but access is subject to any possible exemptions as they appear in the *Freedom of Information Act 1982*.

For a request to be valid, ~~it must be made in writing, it must be clear enough to enable an officer to identify the as to what documents the applicant is seeking access to, it must be made in writing~~ and it must be accompanied by an application fee as prescribed under the Act.

Under the *Freedom of Information (Access Charges) Regulations 2004*- a charge other than the application fee may ~~apply be charged~~ for copies of requested documents.

4. References

- Originally adopted at the Ordinary Council Meeting on 22 February 2010
- Victorian *Freedom of Information Act 1982*
- ~~Information Privacy Act 2000~~[Privacy and Data Protection Act 2014](#)
- *Health Records Act 2001*
- *Public Records Act 1973*
- ~~Local Government Act 1989~~
- [Family Violence Protection Act 2008](#)

5. Definitions

~~The~~ 'Act' means the *Freedom of Information Act 1982* for the purpose of this policy.

'Agency' means a department, Council or a prescribed authority.

'Applicant' means a person who has made a request in accordance with section 17 or has applied under section 12(1) of the Act for a statement published by a Principal Officer to be altered.

'Document' as defined under the Act, includes a map, graph, drawing, photograph, label or other attachment, disc, tape, sound track, or film, as well as a document that has been hand written or typed. Information held on computer disk or in a database fits the definition of a document. This includes any copies, reproductions or duplications and any words, figures,

2.5.1 Review of Council Policies - Freedom of Information Policy (Cont.)



Greater Dandenong Policy

letters or symbols which are capable of carrying a definite meaning to persons conversant with them.

7.6. Council Policy

~~The City of Greater Dandenong~~ Greater Dandenong City Council will assess and respond to all Freedom of Information applications received in accordance with the *Freedom of Information Act 1982* and any professional standards developed by the Information Commissioner under the Act.

Applications under the Act must be forwarded to Council in writing. All applications must be accompanied by a statutory application fee in order to validate the request, unless Council has agreed to waive the fee due to financial hardship. Applications may be received on the appropriate application form or by way of letter, email or facsimile which clearly states that it is a request under the Act.

2.5.1 Review of Council Policies - Freedom of Information Policy (Cont.)



Greater Dandenong Policy

Section 17 of the Act requires applicants to state their requests clearly enough for relevant documents to be identified and Council has a legal obligation to assist the applicant in doing so. The processing of a request is not required to begin until it is sufficiently specific and clear as to which documents are being sought by an applicant.

All valid requests under the Act must be processed and a written response/decision provided to the applicant within ~~45~~30 days.

Under Section 21(2)(a) of the Act, an agency may extend the 30 -day period for deciding a request if consultation is required under section 29, 29A, 31, 31A, 33, 34 or 35 of the Act. Under this provision, an agency may extend the period by a maximum of 15 days. Under section 21(2)(b) of the Act a further 30 day extension may be requested by an agency in any case, if agreed by the applicant, under Section 21(2)(b) of the Act.

Council's Freedom of Information Officers are responsible for coordinating each valid request in accordance with the Act.- It is the responsibility of individual Council Officers in the relevant departments of Council, as requested by the Council's Freedom of Information Officers, to conduct a thorough and diligent search for all documents falling within each of the requests.

Decision on Access to Documents

Under section 26 of the *Freedom of Information Act*, Council's Chief Executive Officer is deemed responsible for making decisions relating to access to documents and advising applicants in writing of that decision. By way of an Instrument of Delegation, this power has been delegated to Council's Freedom of Information Officers.

Based on the provisions of the Act, the decision in each case may be that access is:

- granted in full; or
- granted in part; or
- denied in full.

The Council's Freedom of Information Officers, in relation to the provisions of the Act, will decide on any document regarded as possibly exempt and ~~as to~~ whether it should be released or released with exempt details removed.

An applicant must also be advised if a document has been lost, never existed or has been destroyed.

Application Fee

Under section 17(2A) of the Act, the applicant must pay the prescribed application fee.

Under section 17(2B) of the Act, an applicant may seek a waiver or reduction of the fee if evidence of financial hardship is provided with the request. A suitable example of evidence showing financial hardship would be a current Health Care Concession Card or Pension Card.

2.5.1 Review of Council Policies - Freedom of Information Policy (Cont.)



Greater Dandenong Policy

Access Charges

Under section 22 of the Act, access charges may also apply for dealing with applications. A charge, other than the application fee, may be made for:

- time spent conducting a routine search;
- costs incurred in supervising the inspection of documents;
- costs incurred in photocopying documents; and
- cost associated with making arrangements to view documents, or to provide a written transcript.

Applicants will be advised of any access charges prior to a decision being released.

~~If supply of information exceeds fifty (50) pages Council will automatically apply access charges in relation to photocopying unless evidence of financial hardship is provided.~~

Refusal to Process Request

~~Part IV of the~~ *Freedom of Information Act 1982* provides ~~for~~ several categories of information to be exempt from release. The main ~~exemptions~~ exceptions are:

- ~~C~~ Cabinet documents ~~up to 10 years old;~~
 - ~~some~~ internal working documents;
- ~~law enforcement documents;~~
- documents ~~affecting~~ attracting legal proceedings ~~professional privilege;~~
- documents affecting personal privacy;
- documents containing information obtained in confidence;
- documents relating to trade secrets; and
- documents to which secrecy provisions of another Act apply.

Under section 67(4) of the *Freedom of Information Act 1982* and section 25 of the *Freedom of Information (Amendment) Act 1993*, an applicant who seeks access to Council documents that came into existence before 1 January 1989 is not entitled to receive access (except if the documents contain the personal information of the applicant).

Sections 24, 24A, 25 and 25A of the Act explain the circumstances under which the ~~City of Greater Dandenong~~ Greater Dandenong City Council may refuse or defer access to information.

Notification and Consultation requirements

Under sections 33 (personal affairs information) and 35 (information obtained in confidence) of the Act, the agency must notify a person or government, who is the subject of that information, about the request and seek their views as to whether the disclosure of the information should occur.

In 2017, a new section 33A was inserted into the Freedom of Information Act 1982 in connection with the Family Violence Protection Act 2008.

2.5.1 Review of Council Policies - Freedom of Information Policy (Cont.)



Greater Dandenong Policy

~~Section 33A of the Act states, if the person who is required to be notified about a request is a child, Council must notify either or both the child and a parent (guardian). Council must not notify or seek the views of a parent (guardian), who may commit a family violence and a child is a subject to this family violence.~~

Section 33A of the Act states if the person who is required to be notified about a request is a child, Council may notify either or both the child and a parent (guardian).

Council **must not** notify or seek the views of a parent (guardian) of:

- a child who may be subject to family violence; or
- the parent (guardian) is a person of concern or is alleged to pose a risk of family violence to the child.

Amendment of Personal Records

Under section 39 of the Act, an individual, or in the case of a deceased person, the next-of-kin, is entitled to request in writing the correction, or amendment of any information pertaining to the individual's own personal affairs that has been previously released to that person.

A request for amendment of personal records must be made in writing and provide details about the incomplete or incorrect information in accordance with section 40 of the Act.

Right of Review and Complaint Appeals Process

Under the Freedom of Information Act 1982 where an applicant is not satisfied with Council's decision regarding an FOI application, the applicant has a right to apply to the Information Commissioner for a review. The Information Commissioner is able to review decisions where Council:

- refused access to a document under the Act;
- deferred access to a document;
- did not waive~~ed~~ or reduce~~d~~ an application fee; or
- refused to amend a personal record.

Applications for review of an FOI decision by the Information Commissioner must be made within 28 days of receiving the decision from Council. There are no fees or costs associated with requesting a review.

The applicant can also complain to the Information Commissioner, if Council:

- made a decision that a requested document does not exist or cannot be located;
- delayed processing an FOI request; or

2.5.1 Review of Council Policies - Freedom of Information Policy (Cont.)



Greater Dandenong Policy

- any other action taken or failed to be take in performing its functions and obligations under the FOI Act.

A complaint to the Information Commissioner must be made in writing, within 60 days after the date of the action or conduct complained of.

Appeals to VCAT

An application can be made to VCAT to review the following:

- where Council has not made a decision in relation to a FOI request within the statutory time limit (a 'deemed refusal' of Council);
- where the Information Commissioner has not completed a review within the required period (a 'deemed refusal' of the Information Commissioner);
- decisions of the Information Commissioner refusing to grant access to a document in accordance with a request;
- decisions by Council refusing access to a document if the Information Commissioner has determined not to accept or to dismiss the application for review;
- decisions by Council to exempt documents on the grounds of national security; and
- decisions about access charges.

Applications to VCAT for a review should be made within 60 days from the date of receipt of a written notice of a decision. There is no time limit on applying to VCAT in the case of a deemed refusal.

A person who is the subject of information ~~in a document~~ referred to in a document affecting personal privacy (section 33(3) of the FOI Act), or in the case of a deceased person, that person's next-of-kin, can also apply to VCAT for a review of a decision to disclose that document.

A business, commercial or financial undertaking can apply to VCAT for a review of a decision to disclose a document referred to in section 34 of the FOI Act (i.e. trade secrets) contrary to the undertaking's view.

~~Where an applicant under Freedom of Information is not satisfied with Council's decision regarding an application, the applicant has the right of review by the Information Commissioner. A review must be requested in writing to the Information Commissioner within 28 days of receiving the decision.~~

~~A complaint may be made to Information Commissioner if an applicant is not satisfied that Council or a principal officer has met their obligations under the Act. A complaint must be requested in writing to the Information Commissioner within 60 days after the action or conduct complained of occurred.~~

~~If an applicant is not satisfied with a decision that is made by Council's principal officer (Chief Executive Officer) the applicant may apply for a review by the Victorian Civil & Administrative Tribunal (VCAT) within 60 days of receiving the decision.~~

2.5.1 Review of Council Policies - Freedom of Information Policy (Cont.)



Greater Dandenong Policy

Reporting Requirements

At the end of each financial year, Council is required under legislation to forward a report to the Freedom of Information Commissioner on the number of Freedom of Information (FOI) requests received. ~~This report includes, but is not limited to, the number of all valid and invalid requests received, the number of decisions where an applicant was entitled to access to a document, the provisions under which access was made, the number of times each provision was invoked, details about the FOI officers of Council and the number of decisions reviewed by the Information Commissioner and any request forwarded to another agency for processing. Council officers will provide a copy of this report to the Audit Advisory Committee annually.~~

8-7. Related Documents

- 'Request for Access to Documents under the Freedom of Information Act' Form available ~~on from~~ Council's ~~w~~Website under Your Council>Rights and Responsibilities>Freedom of Information.
- Freedom of Information Frequently Asked Questions document available ~~on from~~ Council's ~~w~~Website under Your Council>Rights and Responsibilities>Freedom of Information.

2.6 OTHER

2.6.1 Multicultural and People Seeking Asylum Advisory Committee Membership

File Id:	A5862277
Responsible Officer:	Director Community Services
Attachments:	Multicultural and People Seeking Asylum Advisory Committee Proposed Membership

Report Summary

This report details the new membership recommendations for Council's Multicultural and People Seeking Asylum Advisory Committee (MPSAAC). Current membership of this committee was extended by six months until 30 June 2019 to align with the financial year and updated reporting cycle of the People Seeking Asylum and Refugees Action Plan 2018-21. Newly endorsed members will serve until 30 June 2022. Nomination for the committee was in accordance with the selection process outlined in the previously endorsed Terms of Reference (TOR).

Recommendation Summary

This report recommends that Council endorses the selection panel's recommendation of the five community members and ten organisational members detailed in Attachment 1 as members of the MPSAAC.

2.6.1 Multicultural and People Seeking Asylum Advisory Committee Membership (Cont.)

Background

The first meeting of the MPSAAC was on 11 February 2019 and was formed by a merger of the Multicultural Advisory Committee and the Asylum Seeker and Refugee Advisory Committee. To facilitate the merger the combined active membership of these two committees was extended for the MPSAAC until 30 June 2019.

Nomination for the committee was in accordance of the selection process outlined in the previously endorsed TOR. MPSAAC membership will consist of no more than 15 voting members and will include representatives from the following:

- Up to five community members
- Up to ten members from relevant community groups and organisations

And also as ex officio members:

- Up to two co-opted members from State Government departments
- A senior officer from the Community Services Directorate
- Up to three Councillors, appointed annually in accord with a statutory process.

The selection panel was convened to assess nominations against the criteria for membership. Members of the selection panel were:

- Manager of Community Development, Sport and Recreation (Council)
- Coordinator Community Development (Council)
- Integrated Service Manager - Asylum Seeker Resource Centre (ASRC) Dandenong

Proposal

This report recommends that Council endorses the selection panel's recommendation of the five community members and ten organisational members detailed in Attachment 1 as members of the MPSAAC.

Community Plan 'Imagine 2030' and Council Plan 2017-2021 – Strategic Objectives, Strategies and Plans

After consultation with the Greater Dandenong community on what kind of future they wanted to see for themselves and the City in 2030, the result was the Greater Dandenong Community Plan 'Imagine 2030'. This report is consistent with the following community visions:

Community Plan 'Imagine 2030'

People

- *Pride* – Best place best people
- *Cultural Diversity* – Model multicultural community
- *Lifecycle and Social Support* – The generations supported

2.6.1 Multicultural and People Seeking Asylum Advisory Committee Membership (Cont.)

Place

- *Sense of Place* – One city many neighbourhoods
- *Safety in Streets and Places* – Feeling and being safe

Opportunity

- *Education, Learning and Information* – Knowledge
- *Tourism and visitors* – Diverse and interesting experiences
- *Leadership by the Council* – The leading Council

Council Plan 2017-2021

The Council Plan describes the kind of future the Council is working for, and how Council will do this over four years. This report is consistent with the following goals:

People

- A vibrant, connected and safe community
- A creative city that respects and embraces diversity

Place

- A healthy, liveable and sustainable city

Opportunity

- An open and effective Council

Related Council Policies

- Community Engagement Policy
- Diversity, Access and Equity Policy 2015
- Privacy and Personal Information

Victorian Charter of Human Rights and Responsibilities

All matters relevant to the Victorian Human Rights Charter have been considered in the preparation of this report and are consistent with the standards set by the Charter.

Financial Implications

There are no financial implications associated with this report.

2.6.1 Multicultural and People Seeking Asylum Advisory Committee Membership (Cont.)

Consultation

Membership of the MPSAAC is achieved by calling for nominations. Advertisements were placed in the local media and on Council's website. Specific representatives were also invited to nominate. Nomination forms were completed by interested representatives and all nominations were assessed by the Selection Panel against the Criteria for Membership.

Conclusion

This report recommends that Council endorses the selection panel's recommendation of the five community members and ten organisational members detailed in Attachment 1 as members of the MPSAAC. Service on the committee will be until 30 June 2022.

Recommendation

That Council endorses the selection panel's recommendation of the five community members and ten organisational members detailed in Attachment 1 as members of the Multicultural and People Seeking Asylum Advisory Committee for service until 30 June 2022.

MINUTE 1130

Moved by: Cr Matthew Kirwan
Seconded by: Cr Youhorn Chea

That Council endorses the selection panel's recommendation of the five community members and ten organisational members detailed in Attachment 1 as members of the Multicultural and People Seeking Asylum Advisory Committee for service until 30 June 2022.

CARRIED

2.6.1 Multicultural and People Seeking Asylum Advisory Committee Membership (Cont.)

OTHER

**ASYLUM SEEKER AND ADVISORY COMMITTEE
PROPOSED MEMBERSHIP**

ATTACHMENT 1

**MULTICULTURAL AND PEOPLE
SEEKING ASYLUM ADVISORY
COMMITTEE
PROPOSED MEMBERSHIP**

PAGES 2 (including cover)

If the details of the attachment are unclear please contact Governance on 8571 5235.

ORDINARY COUNCIL MEETING - MINUTES

2.6.1 Multicultural and People Seeking Asylum Advisory Committee Membership (Cont.)

Multicultural And People Seeking Asylum Advisory Committee Proposed Membership		
Organisation Members	Name	Organisation
	Sri Samy *	Friends of Refugees
	Binita Maskey	Women's Association South East Melbourne Australia
	Sean Quigley	WAYSS
	Courtney Keefe	Springvale Monash Legal Service
	Kylie Reid *	Chisholm Institute, Foundation College
	Chris Pierson	South East Community Links
	Lara Ghobrial	Life Without Barriers
	Kudzayi Nhatarikwa	Red Cross
	Jacque McBride	Monash Health
	Nabila Marzouk	Multicultural Muslim Women's Network
Community Members	Sarita Kulkarni	
	Duncan Cumming	
	Nagamuthu R. Wickiramasingham (Wicki)	
	Kadira Pethiyagoda *	
	Minwen Wu	

*Existing Members

If the details of the attachment are unclear please contact Governance on 8571 5235.

2.6.2 List of Registered Correspondence to Mayor and Councillors

File Id: qA283304
Responsible Officer: Director Corporate Services
Attachments: Correspondence Received 17-28 June 2019

Report Summary

Subsequent to resolutions made by Council on 11 November 2013 and 25 February 2014 in relation to a listing of incoming correspondence addressed to the Mayor and Councillors, Attachment 1 provides a list of this correspondence for the period 17-28 June 2019.

Recommendation

That the listed items provided in Attachment 1 for the period 17-28 June 2019 be received and noted.

MINUTE 1131

Moved by: Cr Loi Truong
Seconded by: Cr Youhorn Chea

That the listed items provided in Attachment 1 for the period 17-28 June 2019 be received and noted.

CARRIED

2.6.2 List of Registered Correspondence to Mayor and Councillors (Cont.)

OTHER

**LIST OF REGISTERED CORRESPONDENCE TO
MAYOR AND COUNCILLORS**

ATTACHMENT 1

**CORRESPONDENCE RECEIVED
17-28 JUNE 2019**

PAGES 3 (including cover)

If the details of the attachment are unclear please contact Governance on 8571 5235.

2.6.2 List of Registered Correspondence to Mayor and Councillors (Cont.)



Correspondences addressed to the Mayor and Councillors received between 17/06/19 & 28/06/19 - for officer action - total = 4

Correspondence Name	Correspondence Dated	Date Record Created	Objective ID	User Assigned
Planning objection from a Dandenong resident to a proposed development in The Glade, Dandenong.	26-Jun-19	26-Jun-19	FA167944	Mayor & Councillors EA
Request from Noble Park resident to reduce rates to \$80.	14-Jun-19	17-Jun-19	FA166987	Corporate Services Executive
Request from Noble Park resident (same as above) for Council to waive 4th instalment and interest due to hardship.	15-Jun-19	18-Jun-19	FA167139	Corporate Services Executive
Question to the Mayor regarding application of Council's priority paid planning application program.	25-Jun-19	25-Jun-19	FA167882	Chief Executive Officer

NB: Users assigned may have changed by the time of the Council Meeting. Correct at time of report production only.

2.6.2 List of Registered Correspondence to Mayor and Councillors (Cont.)



Correspondences addressed to the Mayor and Councillors received between 17/06/19 & 28/06/19 - for information only - total = 6

Correspondence Name	Correspondence Dated	Date Record Created	Objective ID	User Assigned
Letter of response from the Minister for Planning in relation to Melbourne Water land at 38 - 48 Dalgety Street Dandenong. Land is responsibility of Minister for Water.	12-Jun-19	18-Jun-19	A5829970	Mayor & Councillors EA
An anonymous complaint regarding recent mowing of the median strips along Cheltenham Road from Chandler Road to Perry Road, Keysborough.	19-Jun-19	19-Jun-19	A5835168	Mayor & Councillors EA
Letter of acknowledgement from the Minister for Water in relation to Melbourne Water land at 38-48 Dalgety Street Dandenong. Correspondence is under consideration.	21-Jun-19	26-Jun-19	A5862316	Mayor & Councillors EA
Letter from the Minister for Planning providing the Minister's Assessment of the environmental effects of the Mordialloc Bypass.	16-Jun-19	26-Jun-19	A5862322	Mayor & Councillors EA
Letter from the Minister for Planning regarding the dumping of soil in rural and green wedge areas and acknowledging Council's support for planning changes proposed.	16-Jun-19	27-Jun-19	A5866781	Mayor & Councillors EA
Letter from Minister for Planning to Casey Council advising of his refusal to authorise the preparation and exhibition of Amendment GC88 - Licensed Premises (Packaged Liquor) Policy. (3 copies of same letter received.)	16-Jun-19	28-Jun-19	A5874606	Planning & Design

NB: Users assigned may have changed by the time of the Council Meeting. Correct at time of report production only.

2.6.3 Central Dandenong Strategic Property Acquisition and Disposal

File Id: A5916852
Responsible Officer: Group Manager greater Dandenong Business

Report Summary

Council has recently been in discussions with Development Victoria regarding land acquisition and disposal of three key sites in Central Dandenong.

The properties that have been the subject of the discussions comprise 50 Halpin Way (Precinct Energy Plant site), 2 Mason Street (at grade car park) and 235 Lonsdale Street (Harmony Square).

Recommendation Summary

This report recommends that Council resolve to:

- Dispose of 2 Mason Street Dandenong
- Purchase 50 Halpin Way, Dandenong
- Purchase 235 Lonsdale Street Dandenong

On 12 month terms for a consideration of \$125,000, through providing authorisation to the Chief Executive Officer to sign and seal Contracts of Sale and any associated legal documentation to give effect to these purchases/sales.

2.6.3 Central Dandenong Strategic Property Acquisition and Disposal (Cont.)

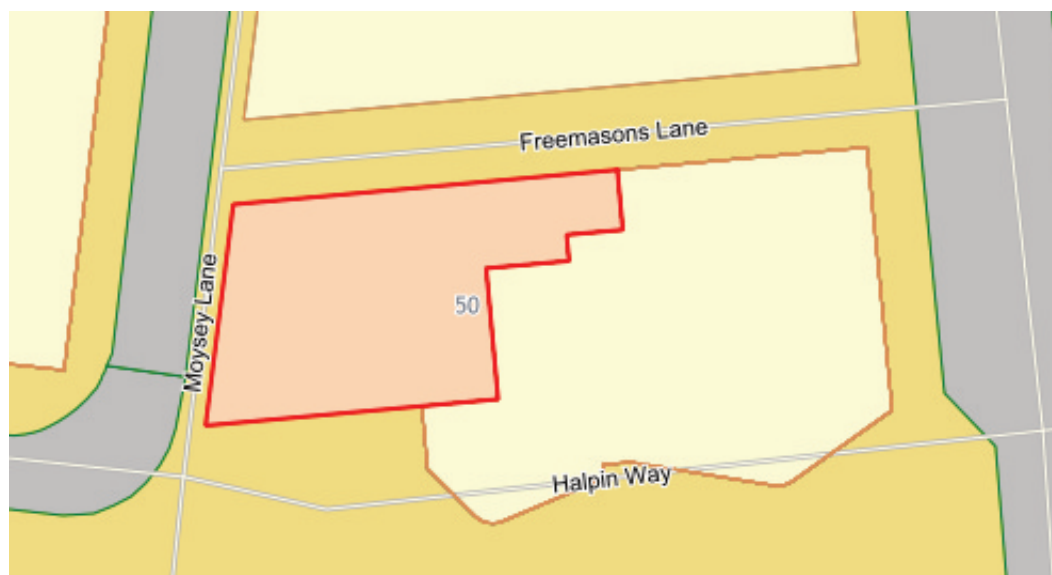
Background

Precinct Energy Plant site

The Precinct Energy Plant (PEP), built as part of the Revitalising Central Dandenong project, is currently being decommissioned. The project unfortunately suffered low take up from businesses within central Dandenong, and a decision was made by Development Victoria and Cogent Energy to cease generation and remove the energy generation plant and equipment, leaving the building a vacant shell.

The PEP site abuts the existing Masonic Temple, which is proposed as the future Dandenong Gallery of Art to the west, as shown in the map below.

Development Victoria have offered the site to Council to purchase.



2 Mason Street

Development Victoria have expressed the desire to purchase the existing at grade car park situated at 2 Mason Street. This will allow Development Victoria to consolidate this site with south abutting properties to be put to the market for redevelopment.

There are 34 short term car spaces currently located on this land which are managed by Council. Development Victoria will grant a licence to Council to continue to manage the car spaces until such time that the land is needed for redevelopment.

Officers are continuing to explore both short and long term parking creation options in this sector of central Dandenong and regard the availability and accessibility of parking, particularly in the vicinity of the Dandenong Library as a high priority. It is these medium and long term parking solutions that will address this need if and when any parking supply is changed.

2.6.3 Central Dandenong Strategic Property Acquisition and Disposal (Cont.)



Harmony Square

Harmony Square civic space is built on Crown land for which Council was appointed the interim committee of management.

2.6.3 Central Dandenong Strategic Property Acquisition and Disposal (Cont.)



2.6.3 Central Dandenong Strategic Property Acquisition and Disposal (Cont.)

The Management Agreement which formed part of the Development Agreement for the Municipal Building Project details various obligations upon Council area. These include provisions relating to permitted uses, term of licence, management, maintenance, outgoing and services, insurance and indemnities. Typically these obligations must be addressed to the satisfaction of Development Victoria.

Development Victoria has identified two alternative options, the first being to formalise Council as the Committee of Management under the auspices of DELWP for Harmony Square, which would not change the ownership of the land in any way and would require Council and Development Victoria jointly writing to the Department of Environment, Land, Water and Planning (DELWP) to formalise arrangements associated with the Committee of Management. The second option is for a land sale from Development Victoria to Council at the Valuer General Victoria (VGV) assessed value, which would enable Council to take ownership and control of the land fully.

Proposal

The proposal, as negotiated between Council officers and DV, comprises a three way land transaction, namely for Council to purchase Harmony Square and the PEP site, and to dispose of 2 Mason Street. A balance of \$125,000 remains for Council to pay.

Harmony Square

Harmony Square is 2,453 square metres in area and is located within the Comprehensive Development Zone 2 of the Greater Dandenong planning scheme. The land is currently Crown Land vested in Development Victoria.

Currently, the land in question is used and developed as a valuable open space resource within central Dandenong.

Council ownership will provide the greatest certainty for the community for the ongoing use of the land for the purposes of public open space.

Precinct Energy Plant site

The PEP facility is currently being decommissioned, leaving the structure that housed the plant and equipment. The remaining structure could be best described as a shell, with exposed concrete flooring, basic sanitary provisions, but with important infrastructure like a sophisticated fire management system in place.

With conversion, the building could be suitable for a variety of community uses, particularly given the abuttal to the pending Gallery site.

2 Mason Street

Whilst it is recognised that this site provides short term parking, this situation will not change as Council proposes to enter into a licence agreement to continue to operate the car park. Development Victoria are wishing to consolidate this parcel into a larger land holding that is currently being offered by an expression of interest process.

2.6.3 Central Dandenong Strategic Property Acquisition and Disposal (Cont.)

Officers are actively examining options for increased public parking provision in this sector of Dandenong and remain focussed on delivering the right solutions in the right places at the right times.

Valuations

The table below details the valuations provided by Victorian Valuer General. Development Victoria have indicated that the VGV offer no flexibility on these valuations.

Property	VGV valuation
Harmony Square	\$470,000
Precinct Energy Plant	\$655,000
2 Mason Street	\$1,000,000

The intention is to convert the existing titles for the PEP site and Harmony Square to freehold.

Community Plan 'Imagine 2030' and Council Plan 2017-2021 – Strategic Objectives, Strategies and Plans

After consultation with the Greater Dandenong community on what kind of future they wanted to see for themselves and the City in 2030, the result was the Greater Dandenong Community Plan 'Imagine 2030'. This report is consistent with the following community visions:

Community Plan 'Imagine 2030'

People

- *Pride* – Best place best people

Place

- *Sense of Place* – One city many neighbourhoods
- *Appearance of Places* – Places and buildings
- *Travel and Transport* – Easy to get around

Opportunity

- *Tourism and visitors* – Diverse and interesting experiences
- *Leadership by the Council* – The leading Council

2.6.3 Central Dandenong Strategic Property Acquisition and Disposal (Cont.)

Council Plan 2017-2021

The Council Plan describes the kind of future the Council is working for, and how Council will do this over four years. This report is consistent with the following goals:

People

- A vibrant, connected and safe community
- A creative city that respects and embraces diversity

Place

- A healthy, liveable and sustainable city
- A city planned for the future

Opportunity

- A diverse and growing economy
- An open and effective Council

The strategies and plans that contribute to these outcomes are as follows:-

- Revitalising Central Dandenong Master Plan
- Arts and Cultural Heritage Strategy
- Community Safety Plan
- Activity Centre Placemaking Framework

Legislative framework

The *Local Government Act* 1989 defines the requirements for Council to sell, exchange or lease of land. Specifically, section 189 requires that a Council must, amongst other matters, provide public notice of the proposed sale of land.

However, a subsequent provision, in s.191 of the said Act, provides an exemption from the requirements of s.189 if the land is to be sold, exchanged or leased to

(a) *The Crown; or*

(b) *A Minister; or*

(c) *Any public body; or*

(d) *The trustees appointed under any Act to be held on trust for public or municipal purposes; or*

(e) *A public hospital within the meaning of the Health Services Act 1988 or other hospital carried on by an association or society otherwise than for profit or gain to the members of the association or society.*

2.6.3 Central Dandenong Strategic Property Acquisition and Disposal (Cont.)

In reference to the above circumstances, a public body is defined under the act as follows –

“public body means government department or municipal council or body established for a public purpose by an Act of the Parliament of Victoria, any other State or Territory of the Commonwealth, or the Commonwealth”

Development Victoria (DV) was established, and is governed, by the *Development Victoria Act 2003*, and accordingly complies with the definition of a public body. The requirements of s.189 do not apply to the transfer of land by Council to DV, should Council be of a mind to proceed with the proposed s.191 process.

Financial Implications

The commercial terms contained within the Letter of Offer are within the financial capacity and parameters of the Long term Financial Strategy.

As mentioned earlier in this report the purchase of the 2 DV properties balanced against the sale of 2 Mason Street leaves a shortfall of \$125,000.

It is worthwhile to highlight that, in previous Annual Budgets, a sum of \$375,000 had been set aside for the purchase of Harmony Square. The purchase did not proceed at that time due to the matters detailed in this report.

It is accepted that the valuation provided by Council’s valuer is greater than the valuation as supplied by the Victorian Valuer General, however Council policy allows it to sell land for less than a valuation if there is a community benefit to follow. It is undoubtable that the acquisition of the PEP site, and Harmony Square, represents a significant benefit to the community, as does the opportunity to consolidate the 2 Mason Street site with DV landholdings to deliver an appropriately scaled development. It should also be noted that the 2 Mason Street site is subject to a Public Acquisition Overlay and DV can acquire the site using its power under this Overlay.

Accordingly, it is recommended that the transaction as proposed be pursued.

Consultation

There has been community consultation on the Revitalisation of Central Dandenong since the project was launched by the State Government in 2006. It is considered that this land swap aligns with the “Shared Vision” and transferring these land parcels will further assist Council to ensure that it meets the needs of the community as part of the ongoing revitalisation of central Dandenong.

The potential land swap has been the subject of a number of recent Councillor Briefing Session discussions. Consultation on the Contract of Sale provisions has occurred with senior officers of Development Victoria and Council.

2.6.3 Central Dandenong Strategic Property Acquisition and Disposal (Cont.)

Conclusion

The purchase of Harmony Square and the PEP site will provide Council with the greatest flexibility to manage these land parcels to best serve the interests of the community. The car park at 2 Mason Street can continue to operate in the short term and a licence over the land will allow Council to use the site for car parking until such time it is required for development. Beyond that time, medium to longer term parking options will have been developed. The three way exchange represents Council will an exceptional opportunity for Council to acquire two key sites with minimal outlay.

Recommendation

That Council:

- 1. endorses the purchase of Harmony Square and the PEP site, and the disposal of 2 Mason Street, for a net amount of \$125,000 exclusive of GST;**
- 2. agrees to sell 2 Mason Street to Development Victoria, a public body, in accordance with section 191(1) of the Local Government Act 1989; and**
- 3. authorises the Chief Executive Officer to sign and seal corresponding Contracts of Sale and any associated legal documentation.**

MINUTE 1132

Moved by: Cr Matthew Kirwan
Seconded by: Cr Sean O'Reilly

That Council:

- 1. endorses the purchase of Harmony Square and the PEP site, and the disposal of 2 Mason Street, for a net amount of \$125,000 exclusive of GST;**
- 2. agrees to sell 2 Mason Street to Development Victoria, a public body, in accordance with section 191(1) of the Local Government Act 1989; and**
- 3. authorises the Chief Executive Officer to sign and seal corresponding Contracts of Sale and any associated legal documentation.**

CARRIED

3 NOTICES OF MOTION

Nil.

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS

Question

Cr Maria Sampey

I have attended various functions since the last Council meeting. One of the things that I attended was an Annual General Meeting at the Noble Park Community Centre. With regards to the Community Centre, we have a Committee of Management there. Who maintains the equipment there? What are the Council and the Committee of Management obligated to do? The tables have wooden tops, are more than 20 years old and they really do not meet the Occupational Health and Safety standards. It is really hard for the elderly to set up. When I asked if the Centre staff could help like they do at the Jan Wilson Centre now with our officers setting up the tables and chairs so that it is not so much of a strain on the elderly, I was told they cannot do that. What happens in a situation like this when there is an elderly group, there is no help for them and they use these tables that are really antiquated and heavy? I could not even move them myself. Are they supposed to upgrade the tables and chairs over a period of time?

Response

Jim Davine, Acting Director Community Services

If I could take that one on notice that would be appreciated. Thank you.

Question

Cr Maria Sampey

My next question is regarding the Oasis Swimming Pool in Dandenong. With the Dandenong Oasis, I understand that we are conducting consultations for people to put in their submissions but the place is over 40 years old, tiles are coming off and people are getting injured and cutting their feet. Who fixes the Oasis when something like that happens, the Council or the people in charge there?

Response

Jim Davine, Acting Director Community Services

The contract that Council has with the YMCA clearly outlines who is responsible for what. If issues are not attended to by the YMCA and they do come to us, we will follow them up. We are not aware at present of any loose tiles or any recent cuts of feet but we are more than happy to follow that up with the residents.

Comment

Cr Maria Sampey

There is a group called the Otters Swimming Club and they have been complaining to Management with regards to the continuing problems. They have even emailed me a photo of a child with a cut foot that I am happy to send to Jim Davine, Acting Director Community Services. I think they are not informing Council of what is going on so we need to get a pool in there as quickly as possible.

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

Comment

Cr Roz Blades AM, Mayor

I know what Councillor Sampey means about upgrading the pool but Councillor Long and I are on a committee and we meet regularly with staff. They advise us of the things that go on down there relating to Occupational Health and Safety. These are the things that need to come up at those committee meetings, particularly if there are injuries and if people are getting hurt as well as the ongoing consultations about a new pool.

Comment

Cr Maria Sampey

The tiles are loose because they were not stuck on properly and now people are getting injured. I am happy to provide some photos.

Question

Cr Zaynoun Melhem

Last weekend, I was at Tirhatuan Park in the Rosewood Downs Estate at the dog park in the off-leash area. I was speaking to a resident who said she had spoken to my colleague Councillor Sampey in regards to potentially getting a small dog park on that section.

Comment

Cr Maria Sampey

No, it is already there.

Question

Cr Zaynoun Melhem

It has already been approved?

Comment

Cr Maria Sampey

It needs to be fenced and they have put in a petition.

Question

Cr Zaynoun Melhem

If they have put in a petition for that section of the dog park for a small dog section, I actually put a budget request in for that last year. Is that what the approval was for and can the relevant officer please get back to me? I know Councillor Sampey has had some feedback but I too was looking for some.

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

Response

Jody Bosman, Director City Planning, Design and Amenity

I am aware of the request and the petition. It is all part of the work that we are doing under Council's Dog Off Leash Parks and Strategy and the review of parks. Obviously, it is all dependent on the completion of that work as to what capital expenditures and which parks will be upgraded, which new parks will be brought online and which ones will be modified. Information that was provided earlier in this regard will be recirculated but we are certainly aware of the petition with regards to Tirhatuan Park.

Question

Cr Zaynoun Melhem

A resident in Dandenong North called me today with a concern. Council's Local Law officers were there within an hour which was a really good response rate from the Council officers. However, the resident called me back this afternoon sounding really distressed about the situation. He wanted me to bring it up in a public Council meeting. It is in regards to a dumped car that is on his driveway. I understand that Council officers have been out to the site and they have put an infringement sticker on the car. Unfortunately, Council is not able to do anything until the following week on Tuesday. This may be standard policy and procedure. Is that the reason why Council cannot do anything until next Tuesday? The resident also wanted to make it clear to Council that with a spate of unforeseen crimes in the area, the car is basically on the resident's front lawn because there is no actual footpath there; and when his daughter opens the curtains, she screams out of fear because she thinks there is someone coming into their house in a car that she does not recognise. Like I said, I know that Council officers went out there promptly but is there anything that we can do as a Council to fast track this to help lessen the distress of the family?

Response

Jody Bosman, Director City Planning, Design and Amenity

I am aware of the situation and as Councillor Melhem says, we responded very quickly to it. The vehicle is not on private property. It is on Council property. The vehicle is an unregistered vehicle. There is a process to be followed from a legal point of view. We have seven days. It has been what is called 'stickered'. In seven days, if that vehicle is not removed, we then have the right to remove it. The only time that we can remove the vehicle earlier than the seven days is if it presents an immediate traffic safety issue. It has been assessed that it does not present an immediate traffic safety issue. Next Tuesday, we can assure Councillor Melhem that if it has not been removed, our officers will make those arrangements.

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

Question

Cr Zaynoun Melhem

One more request from the resident and I am pretty sure I know the answer to this but he said, if he organises his own tow truck and get it removed, can he send an invoice to Council?

Response

Jody Bosman, Director City Planning, Design and Amenity

The answer is quite clearly no, he cannot.

Comment

Cr Matthew Kirwan

The following are some of my activities over the last two weeks.

On Tuesday 9 July 2019, I attended the NAIDOC Week community event organised and hosted by the Greater Dandenong City Council in Harmony Square, Dandenong. NAIDOC stands for National Aborigines and Islanders Day Observance Committee. It has a rather old name and I was not aware of it until recently. Its origins can be traced to the emergence of Aboriginal groups in the 1920s who sought to highlight the treatment of Aboriginal and Torres Strait Islander Australians. As I have previously communicated to the Acting Director of Community Services, in my view, this year's event was the best ever in my opinion. It was widely promoted to the community. It was well-attended and it had a great community feel. The event has been transformed from a very worthy civic event that we were running each year to a community event. I have previously passed on my thanks to all the staff that were involved in that great event and I know that was across directorates so thank you to the other Directors as well.

On Saturday 13 July 2019, I attended an information session by the Migrant Workers Centre at the Springvale Neighbourhood House. It was very fascinating. The migrant workers set and run these information sessions so that people from a migrant background can understand the different legislations and different agencies that govern workplaces in Australia to reduce the risk of them being exploited. I learned something about workplace legislation myself so it was a really great generic session and was very well-attended. Being on a Saturday night, I did not know how many people would turn up to an information session about workplace law but they did. It was a full house and it was very commendable to the Migrant Workers Centre running such events in our municipality. I understand they run them at the Dandenong Library as well.

On Tuesday 16 July 2019, the Coordinator of Community Development, Peter Johnstone and I, met with the Refugee Council of Australia to discuss their advocacy priorities post the election. This follows a similar meeting that the Mayor, Councillor Blades and I had with the Asylum Seeker Resource Centre (ASRC) the previous week and will help guide the Advocacy Strategy and the Local Government Mayoral Task Force Supporting People Seeking Asylum, which our Mayor chairs going forward.

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

On Friday 19 July 2019, I attended the Victorian Greenhouse Alliances Conference in the Melbourne Central Business District. This is a joint conference held each year of the Greenhouse Alliances in Victoria, including our own alliance which is called SECCCA for South East Councils Climate Change Alliance. The Conference was the biggest ever. Much thanks to the greater financial support from the State Government in holding the event. There were 300 Councillors and Council staff and other stakeholders attending the event from across the State. I attended some very useful sessions on Zero Carbon Transitions being undertaken by Bass Coast, Hepburn and Moreland Councils, developing a Zero Carbon Planning Scheme and reducing costs and emissions in Council buildings and following on from Councillor Sampey's question, it included some retro-fitting and efficiency improvements that were undertaken by Maroondah City Council on their aquatic facilities.

On Saturday 20 July 2019, Councillor Sampey and I met with the Committee of the Dandenong Oasis Otters Swimming Club to discuss their needs in regards to a new Dandenong Aquatic Centre.

Question

Cr Matthew Kirwan

Some Central Dandenong questions first.

(a) In relation to the trial of free parking on Lonsdale Street, my question is, how are we going to measure success or lack of success of that trial? To me, this could be quite complicated in that it may be successful in some sections of Lonsdale Street but not others. We are making other parking change time improvements at the same time and to me, I am wondering if it is going to be hard to see which ones make a difference and which ones do not or if they actually contradict themselves. When we get parking sensors implemented, will we have real data that cannot be questioned about occupancy rates? How do we determine whether that trial is a success or not? What is our methodology in the coming year so when we get to June 30 next year we will have a comprehensive response?

Response

Paul Kearsley, Group Manager Greater Dandenong Business

We have had a few discussions on this particular matter and I can say that there will be a number of methods that will be used, including parking occupancy surveys, number plate surveys, traffic surveys and behavioural observations as well. We anticipate that the broader surveys, as part of the trial will occur on a quarterly basis so we are still waiting for some time to pass before we undertake the first number of surveys. Whilst the potential implementation of parking sensors could provide more data, unfortunately, as we have stated, the timing of the implementation of those would more likely be at least six months into the 12 month trial. They will however, provide us with some guidance. The number plate surveys will confirm the duration of stay of customers which will assist to monitor the impact of the areas currently changed from one hour to two hour parking. We have had some recent feedback especially in this strip just out here about the number of people we believe are overstaying. That is something that we will continue to monitor with the occupation surveys and also the number plate surveys. It is not necessarily going to be that one will fit an ideal solution in terms of the type of survey we do but I believe that with the engineering and the planning teams, we will be able to manage a comprehensive approach. We will also be looking at qualitative surveys to the businesses as well to allow the businesses to give us feedback on what they believe the benefits or disadvantages have

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

been. It has been brought to my attention that there are a number of traders up in one of the little shops entering into the mall that are actually putting up their own signs stating that there is free parking in Lonsdale Street so they are encouraging it. There is a positive feeling at the moment and we will try and capture some of that through the surveys going for the next six to 12 months.

Question

Cr Matthew Kirwan

Just a follow up on that though with two further questions. I understand the use of surveys and it is definitely a very useful tool but going back to the parking sensors which I think are much less subjective, when is the earliest we can get them implemented because if we can get them implemented by December this year, we would have six months of data that we could use with them?

Question

Cr Matthew Kirwan

My other question is have we collected baseline data in June 2019 that we can use to compare against the surveys and the parking sensors when they come in?

Response

Jody Bosman, Director City Planning, Design and Amenity

If I can just try and give some clarity to that, we are currently working at, and have really been pursuing, the implementation of the Parking Overstay Detection System (PODS) as quickly as possible. We do have approved budget for it and we are trying to get that happening. It is obviously within this financial year that we aim to do so. The problem with the data is that in order to make sense of it, we have to be able to compare it to something. The data which we will be able to compare it to is obviously in itself inadequate. It is going to be very difficult to say we got this data from the PODS and the PODS are telling us this but what does that mean in relation to what happened last year and the year before that? We are going to have to start establishing some integrity around the data that we put together so that we can measure apples with apples if I can. That is being worked through by our traffic engineering team. This is not as easy an exercise in terms of data analysis as one might imagine but at least we are making a start. As Paul Kearsley, Group Manager Greater Dandenong Business mentioned, the start is to look at more of that anecdotal data such as the surveys and how much of that can then be borne out by some of the more statistical data that is produced by PODS initially and then as part of an ongoing exercise as we develop that data and improve on it over time.

Question

Cr Matthew Kirwan

Just to re-ask my question, when is the earliest we can get the PODS in?

Response

Jody Bosman, Director City Planning, Design and Amenity

If Councillor Kirwan can leave that with me, I will try and get an indication to him. I think we are trying to get into the ground before the end of this calendar year but I will try and come back with a more accurate date for the Councillors.

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

Comment

Cr Matthew Kirwan

Thank you. I should have asked all the parts at once. I will move onto Parts B and C and ask them at the same time.

Question

Cr Matthew Kirwan

(b) How is the proposal to make Foster Street, between Clow Street and the Highway, 40 kilometres an hour, to improve pedestrian safety, progressing with VicRoads and when do we expect an outcome in terms of potential implementation?

(c) What is the status of the 18/19 financial work plans for Dandenong Park? What will be completed in 19/20 and what is potentially going to be proposed in 20/21? In terms of future years like 20/21, I am particularly interested in the prospect of implementing the Woodcock Reserve part of the Masterplan. Anyone who has visited Woodcock Reserve, and I am talking about the part of Woodcock Reserve that is on this side of Dandenong Creek, will see it is quite amazing. It is a really big piece of open space that is hidden by light industrial. You would just never know it was there. It is just a huge opportunity for this Council and that is where my particular interest comes from.

Response

Paul Kearsley, Group Manager Greater Dandenong Business

With regards to the Foster Street matter, we have had some success with negotiations with VicRoads where they have actually asked for a formal application to be made with supporting evidence but also, in line with their processes to reduce to 40kms, is the need to undertake community consultation. We expect that to take at least six to 12 months. It is not an easy process necessarily in terms of its speed and it does actually require the sign off from the Minister whenever there is an introduction of 40kms. There is no delegation I understand to anybody other than the Minister so it will sit on the Minister's desk for hopefully not too long but we would imagine that it is probably at least six to 12 months and we are happy to provide Council with an update as we go through that process.

Response

Jody Bosman, Director City Planning, Design and Amenity

In response to that aspect of Woodcock Reserve, a number of projects were completed in 2018/19 with regards to Dandenong Park including the public toilet, Stan Prior Stage, multipurpose court, picnic and barbecue areas, path and landscaping works.

In 19/20, projects being undertaken include design and installation of interpretive elements for the northern precinct, the Tan Track design and construction, additional paths and seating, design and potential implementation of the park interface to central Dandenong which includes the Rotary Wheel and landscape improvements.

In respect of 20/21, the proposed works include completion of the projects listed for 19/20 as well as concept of design for Stage 2 of the riverside precinct playground and the new public amenities facility at the playgrounds.

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

In terms of Woodcock Reserve itself, the project works will be determined once we know what the impacts of the final design of the level crossing removal project are. That is the only aspect that I cannot give any more specifics as I have done in respect of the others. Once we know the impact of the level crossing removal, we will then be able to take that one further.

Question

Cr Matthew Kirwan

One other question and I am happy for it to be taken on notice. There was the concept of building a second pedestrian bridge across Dandenong Creek with the new path. I noticed the other day that where that bridge would lead from the Rotary Wheel side of the park onto the playground, the Riverside Precinct, there now seems to be a pit or a utilities box there. Are we still looking at that second pedestrian bridge which will make access to the playground easier and will the utilities box or pit that have been created prevent that?

Response

Jody Bosman, Director City Planning, Design and Amenity

I think I do need to take that one on notice. I would rather not guess at this stage where we are at.

Question

Cr Matthew Kirwan

What is the update on when there will be early community consultation on the Municipal Strategic Statement? When I last asked, it was dependent on waiting for the Department of Environment, Land, Water and Planning (DELWP) to translate our local policies and our Municipal Strategic Statement (MSS) into the new format. Has there been any progress on this? When is the previously promised early community consultation going to occur or potentially going to occur and I am not talking about the final exhibition here?

Response

Jody Bosman, Director City Planning, Design and Amenity

We are in limbo at the moment with regards to what we are doing or where we are going on this. DELWP have advised all councils that, prior to a review of the MSS being considered by them, each Council will need to complete the DELWP led translation of their planning scheme so we cannot move independently of an exercise that is led by DELWP. DELWP are still working to complete the translation for councils in Group 1.

Councils across metropolitan Melbourne are broken up into a number of groups. Greater Dandenong is scheduled to undergo the translation as part of Group 3 so they are not even finished with Group 1 yet and we are in Group 3. As such, while officers are continually enquiring as to the likely timing of this, we are yet to be given any indication of dates for this to occur. Until this is complete, we are unable to progress the Metropolitan Strategic Statement as DELWP will not permit it and we are yet to be provided with any details regarding what a revised MSS may or may not be permitted to contain and what its format will be after the translation of the scheme. When officers receive any further

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

information from DELWP, I will that bring back to Council as soon as we receive it but we are as much in the dark I think, as many other councils out there. As I say, we are only in Group 3 and at the moment they have not even fully disposed of Group 1 yet.

Question

Cr Matthew Kirwan

Thank you. My third question is, we currently have electric vehicle charging stations in this building and also at the Dandenong Market. Are we planning for one at the new Springvale Community Hub and if not, why not?

Councillor Roz Blades AM, Mayor left the Chamber at 7.58pm and returned to the Chamber at 7.59pm.

Response

Julie Reid, Director Engineering Services

In response to that, we also have a charging station that is located at No.8 Balmoral Avenue car park in Springvale. A draft policy relating to public electric vehicle charging will be provided to Councillors in the near future and will provide clarity around suitable locations, types and methods for providing charging stations. There are several types of charging stations that vary significantly in cost such as slow chargers and rapid chargers. While demand for electron volt (EV) charging in Springvale is not high yet, we are anticipating that, with the Springvale Community Hub coming on board, this will be an appropriate location for a charging station and there is likely to be an uptake. However, there would be a cost associated with the provision of this and at this stage it is unfunded. Increasing the number of visible charging stations within the area would encourage uptake of electrical vehicles. As for a more sustainable travel option, this is supported by Council's Sustainability Strategy. The period these will provide the most benefit is anticipated to be around 2022 to 2025 as electric car prices become highly competitive compared with petrol vehicles. As a result, the provision of EV charging stations at a number of locations within the municipality will be considered within Council budgets within the next few years.

Question

Cr Matthew Kirwan

I continue to get asked by Dandenong West residents when the wattles or other native trees will get replanted along the railway line side of Railway Parade between Benga Street and Belfort Street, Dandenong. They were previously planted and then had to be removed for the level crossing project. I just wanted to check if that is happening in this planting season or is there a particular need from the level crossing project to delay that further?

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

Response

Julie Reid, Director Engineering Services

The area is subject to reinstatement works as a consequence of the level crossing removal project. Council officers met with the Level Crossing Removal Alliance (LXRA) representatives on Friday afternoon and provided details and photographs of the required reinstatement works as a follow up to previous requests. Once the reinstatement works have been completed by LXRA to Council's satisfaction, the trees will be planted. We are now anticipating this to occur before 30 September 2019.

Question

Cr Matthew Kirwan

Online at the Dandenong Journal website, there was an article published regarding the development application at 39 Ellt Crescent, Noble Park. A key reason why Council refused this last year was the lack of visitor car spaces. It is a six townhouse development and there were no visitor car spaces yet the article quoted our lawyers as being *'fairly muted opposition about the lack of a visitor car space'* and that was really concerning if that is true. When I checked the Victorian Civil and Administrative Tribunal (VCAT) report, this was what the VCAT report actually said: that our lawyer gave *'fairly muted opposition to the lack of a visitor car space'*. My question is why is that the case? I know many Councillors when they vote against an application for a lack of a visitor car space, it is a really key issue for them and I would have hoped that our lawyer would actually use that as a key part of our defence at VCAT.

Response

Jody Bosman, Director City Planning, Design and Amenity

I cannot say I agree with the VCAT member's turn of phrase about *'fairly muted'* and Councillor Kirwan is right. That is exactly what the member did say. I can only advise that Council was represented by its lawyers for this case and put forward an extensive submission that addressed all of the grounds of refusal including overdevelopment, neighbourhood character and the missing visitor car park.

In terms of the lack of visitor space, it is noted that separate expert advice to support the need was not obtained. We did not obtain an expert traffic engineer to defend the one car space but it did certainly form part of our position and I believe was argued by our lawyer, which is what the member was referring to. We still put forward the argument that the reduction would have an adverse impact on the surrounding area. It may well have been the member's view that it was a muted response but I do believe that our lawyer gave a good account of Council's objection and opposition to the approval of the permit. All I can really say is that those are the words that the member used, not that I necessarily agree with those words. It is not inconsistent with any of the other cases that we take to VCAT and where we have legal representation, where we argue all the points and we argue each and every one of them to the members at VCAT. As you all know, we do not always win our cases at VCAT and I wished we did. I wish we did win every case that we took to VCAT. Sometimes the decisions at VCAT leave us nonplussed and sometimes the language that is used is equally as puzzling.

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

Question

Cr Matthew Kirwan

Thank you. My final question goes back to Item 2.6.2 - List of Registered Correspondence for Mayor and Councillors. It is on two matters that Councillor Dark and Councillor Sampey have touched on already but on slightly different aspects.

The first one is probably a broader question about what Councillor Dark asked about because I think it is a very important matter for Greater Dandenong given our issues with family violence, excessive alcohol use.

The last item of correspondence, a letter from the Minister for Planning to Casey Council advising of his refusal to authorise the preparation and exhibition of Amendment GC88 - Licensed Premises Packaged Liquor Policy is very important. In Greater Dandenong, many, if not most, households are within walking distance of a packaged liquor venue. I am actually within walking distance of two packaged liquor venues where I live at the moment so it is an important issue as we know, that the proliferation of these outlets is a factor in alcohol abuse and family violence because one does not even need a car, one does not have to make a conscious car trip and we can literally just walk down the road. In my mind, this is a significant setback after many years of work by the consortium of South East Councils and it is very appreciated work. My question is, how do we get to this point because I would have thought that the Minister's office would have been aware for months, if not years, of the research work going on regarding this? I am surprised that we would get an unexpected refusal to prepare an amendment that would have been floated so well in advance. Where to from here? I think we need to advocate and campaign on this issue to get him to change his mind. Can we please just have an explanation? Is he really saying that we cannot deal with this planning scheme or is he saying that the way that we propose to deal with this planning scheme is not one that he would be prepared to accept? If his reasons could be explained a bit further, that might explain the path forward. It might be a planning and a community services question but I will leave that to the relevant officer to decipher.

Response

Jim Davine, Acting Director Community Services

As touched on by Councillor Dark earlier, Greater Dandenong has been seeking to address this issue for a number of years with the other South East Melbourne councils. Recommendations were first presented to the Minister in mid-2016 and the proposed amendment was presented in 2018. Following the correspondence from the Minister refusing to prepare and exhibit the Amendment, the South East council group met again on 5 July 2019. After we received the correspondence we agreed that the best way forward would be to meet with the Department of Environment, Land, Water and Planning (DELWP) to gain clarity as to why the Minister refused it and then look at how we can just progress the project further. One thing we have not done to date is formally brief all of our Local Government Ministers and we plan to do that. In short, we propose to brief our local Members of Parliament but also meet with the DELWP to see exactly what the Minister's grounds were. We do not have those details at this point in time. That will come back to Council for a determination in terms of future direction.

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

Question

Cr Matthew Kirwan

Part B and this touches on Councillor Sampey's very good question about why it takes Mayoral and Councillor Correspondence five to six weeks to be on the agenda? I did listen to the response to this question. With petitions, we get petitions updated very quickly on the agenda and I cannot see why, with the Mayoral and Councillor Correspondence, that this section of the agenda just gets updated in the final version or it just gets considered as a late item. As a Councillor, if I have a 100 page report, I would not want that going into the agenda at the last minute but with Mayoral and Councillor Correspondence because I would rather it was up-to-date. Could we look at having it potentially as a late item so that we get more current correspondence in the agenda?

Response

Kylie Sprague, Acting Director Corporate Services

I am happy to take that question on notice and respond back to Councillors.

Councillor Matthew Kirwan left the Chamber at 8.08pm.

Comment

Cr Sean O'Reilly

Just a brief report regarding statewide Local Government issues. I am sure Councillors would be aware of the recycling situation and that the Municipal Association of Victoria (MAV) is front and centre representing the sector. You may have heard in the media today the President speaking about the recycling crisis. We certainly need a multi-level government approach to it. I will be attending the next MAV board meeting Friday week. That will be one of the main issues as well as, I am sure, we will be talking about the single member wards being mandated and any other feedback we have heard about in relation to the new Local Government Bill 2019 that has been mooted.

Councillor Matthew Kirwan returned to the Chamber at 8.10pm.

Question

Cr Sean O'Reilly

Finally, while we are talking about PODS and parking sensors, I was thinking that, given the backlash we had with parking meters in Springvale and quite a bit of that was about time limits, could I ask the relevant Director to consider that when parking sensors are introduced, that time limits are extensively lengthened, at least for an introductory period? PODS are so efficient and when they are not there, parking enforcement is less efficient. There is a defacto, realistic, practical extended time limit that

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

people treat anyway because they know that the officers have to go around, chalk the cars, etc. I would ask the Director to consider with the planning for parking sensor introduction, that in concert with their implementation, the time limits for parking be substantially increased.

Response

Jody Bosman, Director City Planning, Design and Amenity

Certainly. This is an exercise that in terms of notification to the public and the whole rollout, there is obviously a media exercise that will need to go with it. There will be, let us call it, a best practice of implementation. We will take a lot of advice and certainly, what Councillor Kirwan is suggesting, can and will form part of that consideration.

Comment

Cr LoiTruong

I attended the fundraising for SEMVAC which is short for South East Melbourne Vietnamese Association Council. It was established about three years and they have served over 2,000 people already. They have 36 volunteers and also they work six days a week, from Monday to Saturday. They have one lawyer and two law students to help the many cases they receive. Last Saturday, they had a fundraising event and they raised \$43,000 and over \$24,000 of that was from donations. They can see they meet the needs and the wishes of residents. Council supports them in many ways already. They do not receive any grants. I think the Community Service Department should make an appointment to see them and give them some advice. I also think Council should try their best to help them because so far they rely on people's donations and fundraising to maintain the office. The office is open fulltime with eight people. I would like to say thank you to Council for supporting them and to continue supporting them.

Comment

Cr Youhorn Chea

On Saturday 20 July 2019, I attended the SEMVAC fundraising with Councillor Sean O'Reilly, Councillor Maria Sampey and Councillor Loi Truong. It was a great night and they have a lot of support from the Vietnamese and Chinese community as well. From my experience as a welfare organisation, I strongly believe that each organisation needs to purchase their own office. In Springvale there is the Khmer Association, the Cambodian Association, the Springvale Chinese Elderly Organisation, the Hin Lim Association and many others who have their own offices.

It used to be cheap to establish an office but at the moment it costs a lot. When I discuss it with Springvale Asian Business Association (SABA) and Springvale Indo-Chinese Mutual Assistance Association (SICMAA), they say it is a little bit late. A block of land costed the Cambodian Association costed \$89,000 so it was so easy to have a fundraising event to get that money and after they bought the land, they started building. They did it bit by bit and step by step. Anyway, I strongly agree with Councillor Loi Truong that we need to support SEMVAC because they work very hard and a lot of the Vietnamese communities try to assist this organisation as well.

On Sunday, I attended the third year commemoration of Dr Kem Ley's death who was killed in Cambodia while he was out having coffee with friends. He spoke about the Global Witness report a few days before his death, exposing the connections between money coming into Cambodia and the

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

business network of Prime Minister Hun Sen's family. Dr Kem Ley visited Australia in April 2016 and while he was in Australia, he met some of the Members of Parliament in Victoria and also some Federal Members of Parliament in Canberra. Back in Cambodia, on 10 July 2016, he was killed. Approximately 600-700 people attended the event. The Cambodian Association has just sponsored his widow and her five children who have been granted a special Humanitarian Refugee Visa by Australia.

Question

Cr Youhorn Chea

I noticed that the underground pass at Springvale Road was closed last Friday, Saturday and Sunday. Why was that? Most of the time, I park at the Warwick Avenue car park, I just cross the road and go through the underground pass. It is very safe for the people to cross Springvale Road.

Question

Cr Youhorn Chea

The second question is about Hillcrest Avenue, Springvale. Before the new library, it was okay because not many cars parked on both sides of the road but more cars are parking on both sides along the street. Perhaps we need to allow parking on the one side only because at 3pm, the parents of Killester College students go through that way and turn left to go and pick up their children. Parents used to park at the Springvale Library carpark but that is not available any more. Can we please look into it and allow parking on one side only?

Response

Julie Reid, Director Engineering Services

Yes. I suggest that I meet with Councillor Chea to discuss these issues then I can explain what is proposed out there, particularly in relation to Hillcrest Avenue. There has been a whole traffic study done in relation to that and there are also proposed signals to be installed there which will make a big difference once the Springvale Hub and Library is completed but I suggest that we catch up and we talk about those issues and then I will update Councillors on those matters.

Question

Cr Roz Blades AM, Mayor

I was having a chat to Tilla Buden, Manager Community Arts, Culture and Libraries today in relation to the new Springvale Community Hub, just to make sure some things get included because the Noble Park Community Action Forum is closed now. Before that, there was the Noble Park Keysborough Drug Action Committee, the Dandenong Drug Action Committee and the Springvale Drug Action Committee. Those committees became the platform for keeping the City of Greater Dandenong drug free by introducing needle exchange programs. They became the forerunners of community health in Greater Dandenong. I would like a section of the new community hub devoted to those people who were involved in the pioneer days. I think that if we do not do it now, we will forget them so in some way, in some form, in some digital section where we have the Springvale Historical Society, I think that those people I have mentioned now in this Council meeting get recognized and I want that noted on record. A lot of those people have gone now such as Russell O'Brien and Joe Sibirus. We were involved with Youth Support and Advocacy Service (YSAS), all

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

of the youth and community groups, Victoria Police, many people who did a lot of work to make Greater Dandenong the city it is. We have now got this fantastic facility and I would like those people included.

This question was taken on notice.

Comment

Cr Roz Blades AM, Mayor

I would also like to thank everybody very much for the generous contributions to the Springvale Benevolent Society and if you could keep them coming please because we still have people who are living in an incredible amount of need.

Report Tabled

Cr Roz Blades AM, Mayor

Tuesday 9 July 2019

- NAIDOC (National Aborigines and Islanders Day Observance Committee) Week Celebrations
- Vietnamese Delegation Presentation

Wednesday 10 July 2019

- Multi-sport community court opening (built as part of RCD) Minister Gabrielle Williams MP

Saturday 13 July 2019

- Second Annual Greater Dandenong Council Wheelchair Sports Expo Day, Springers Leisure, Keysborough
- Noble Park Fire Brigade 90th Birthday, Dingley International, Dingley Village

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

Monday 15 July 2019

- Councillor Briefing Session, Dandenong Civic Centre

Saturday 20 July 2019

- Pasifika Night hosted by the Fijian Community of Victoria, Noble Park Community Hall.

John Bennie PSM, Chief Executive Officer tabled a listing of responses to questions taken on notice and requiring further action at the previous Council meeting. A copy of the responses is provided as an attachment.

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

COUNCILLOR QUESTIONS TAKEN ON NOTICE/REQUIRING FURTHER ACTION

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
8/07/19 CQT1	Cr Youhorn Chea	Springvale Library Completion Date For the benefit of the Gallery, do we know the completion date for the Springvale Library?	Director Engineering Services	19/07/19	<p>Initial Response: Julie Reid, Director Engineering Services, is managing this project on behalf of Council and she is on annual leave tonight so we might make sure that we get a summary with a comprehensive response to all Councillors but the objective is for this project to be entirely complete in or about June or July of next year 2020. The intention is certainly to have the project completed prior to a target date this Council set some time ago of October 2020. Whilst you can never be absolutely sure that that will be met, we are well on track to delivering a completed project around about June 2020.</p> <p>Further Response provided 19/7/19 I can confirm that the follow completion dates have been agreed with the building contractor: Car parking – Oct 2019 New Library and Community Hub – March 2020 Northern Landscape – March 2020 Demolition of existing buildings, Construction of new Sports Courts and Landscaping – August 2020 Please let me know if you need any further information on the project.</p>
8/07/19	Cr Matthew	Koala Gymnastics Club Regulations	Director City	17/7/19	<p>COMPLETED Council Officers have not previously</p>

Reports from Councillors/Delegates & Councillors' Questions – Questions Taken on Notice

1 / 9

ORDINARY COUNCIL MEETING - MINUTES

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
8/07/19 CQT16	Kirwan	Agreement Just a follow-up question and I am happy for this to be taken on notice. I understand from the Club that the arrangements of propping open this fire door was agreed to when the Paddy O'Donoghue Centre was built 13 years ago. Is that the case and has there been a change of regulation that has caused this matter to become an enforcement issue?	Planning, Design & Amenity		granted permission for the gym to operate with the fire doors open. This has only recently become an issue in the past two years due to a significant growth in numbers which saw the gym operate beyond the Main Hall. All Council facilities need to operate within the Building regulations to ensure public safety is maintained at all times. There has been no change to building regulations. COMPLETED
8/07/19 CQT11	Cr Matthew Kirwan	Traffic around Dandenong Civic Centre Precinct Regarding the laneways, I have two further questions. Has the actual visibility around corners been assessed because it is not just the matter of speed, it is drivers not being able to see what is coming round the corner or in the case of the Garnar Lane, where it hits Thomas Street, the actual visibility of traffic going either way. Second of all, when we have our speed tests that we do every six to 10 weeks at various parts throughout the City, can we carry out speed tests on those laneways to validate what the officers have observed?	Director Engineering Services	15/7/19	Initial Response: Thank you for the follow-up questions. As part of the assessment, site distance is considered as normal comprehensive traffic assessments are undertaken so we can confirm that. In terms of speed tests, absolutely, we can arrange for speed tests to occur in those laneways. Further response provided 15/7/19: I'm pleased to advise these sites have been added to the traffic surveys list. The next round of traffic data collection is not due for several weeks however, once we have the results, an email of the outcomes and any further actions will be provided. COMPLETED
8/07/19 CQT13	Cr Maria Sampey	Parking issues surrounding Greek Church in Herbert Street, Dandenong My first question is about residents who have been ringing me with regards to them attending the Greek church in Herbert Street, Dandenong. They are	Director City Planning, Design & Amenity	22/07/19	Initial Response: We will take that question essentially on notice and make sure that we provide a comprehensive answer but I think all Councillors would be aware that the key purposes of parking

Reports from Councillors/Delegates & Councillors' Questions - Questions Taken on Notice

2 / 9

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
		<p>saying that there seems to be a lot of our officers on a Sunday booking people. Sunday is supposed to be a day of rest where people attend church. Is it possible that we can be a little bit lenient because after all, it is very rare that people do go to church nowadays and so if the minority of people do go to church it is a bit sad that they get booked because there does not seem to be enough parking spaces for disabled people where their elderly can be dropped off their while they go and park the car? If they go up the driveway or whatever and they just stop and let the elderly out, they seem to get booked. Is there a way of really being a bit more lenient on a Sunday rather than sort of going out full pelt and booking people?</p>			<p>enforcement is to ensure safety for all concerned. The efforts that we would go to on a Sunday must have been justified by concerns around safety or accessibility perhaps even the occasional blocking of private driveways. It is about ensuring safety and the enhancement of local amenity. That is what would drive the reasons for it but I am sure the Regulatory Services officers could respond to the specific needs that they have identified and the issues that they are experiencing on site. I do not think because it is Sunday that we should be extending immunity for enhancement of regulations within the City.</p> <p>Further Response provided 22/07/19: As stated in the initial response where there are higher volumes or concentrations of vehicular and pedestrian traffic there is a need to provide more attention from a parking management and enforcement point of view due to the increased risk in those areas, at the high risk times. That stated, an inspection of Council's records reveals that for the year to date only 1 Parking Infringement Notice has been issued in Herbert Street on a Sunday, for a vehicle left unattended in a No-Stopping area. There were 4 Parking Infringement Notices issued in Day Street, some distance away from the church. There is no indication at all that there is a greater than necessary attention by enforcement to the area and it is noted</p>

Reports from Councillors/Delegates & Councillors' Questions – Questions Taken on Notice

ORDINARY COUNCIL MEETING - MINUTES

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
8/07/19 CQT14	Cr Maria Sampey	Location of wombat crossings on Jones Road, Dandenong I was driving down Jones Road in Dandenong today and I noticed that there are two wombat crossings, built on so far away from the school whereas in Gladstone Road, Dandenong North, the wombat crossings are where the school crossing is as a means of slowing down traffic, whereas these ones are quite a distance away from the school? What is the thought behind that?	Director Engineering Services	15/7/19	Summary of Response too there is a relatively low incidence of actual non-compliance in the area. COMPLETED Initial Response: In the interest of providing a comprehensive response, we will take that question on notice and provide Councillor Sampey a good response to that. Further response provided 15/7/19: The raised platforms on Jones Road were installed between Rylands Road and Birdwood Avenue as this was the section of Jones Road experiencing the greatest speeding issues. Roundabouts had previously been installed at various locations on Jones Road to reduce traffic speeds, however traffic travelling southbound from Princes Highway retained high speeds driving down the hill on approach to Birdwood Avenue and Dandenong West Primary School. It is anticipated that the raised platforms will reduce traffic speeds along this section of Jones Road, improving safety for residents, drivers and pedestrians around the school. COMPLETED
8/07/19 CQT16	Cr Maria Sampey	Bird issues in Silverleaf Ward We may have sorted out the seagull problems in Dandenong or maybe we have not yet but Silverleaf Ward is inundated with corellas and they are pruning the trees. What is the going rate for corellas pruning trees? They are eating all the olives and the branches are	Director Engineering Services	15/7/19	Response provided 15/7/19: The explosion of the Corella population is an Australian-wide problem. We have experienced this across Greater Dandenong in many of our open space areas. The birds arrive in their numbers, tend to feed at sites for a short period of time and then move COMPLETED

Reports from Councillors/Delegates & Councillors' Questions - Questions Taken on Notice

4 / 9

ORDINARY COUNCIL MEETING - MINUTES

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
8/07/19 CQT17	Cr Tim Dark	<p>all falling on the ground and so how do we get rid of them?</p> <p>Corrigan Road Line Marking My first question is to the relevant director or actually the Manager of Engineering which ironically I think it is in his portfolio. I have received multiple complaints about the Corrigan Road line marking and also other Paperbark Ward Councilors and today there was quite a significant accident where a person who did not realise they were in the bicycle lane, has veered to the right and then actually had a motor vehicle accident. I will send you all the photos. Could we please follow up with exactly what was going on with this and also just to find out if we are keeping an eye out on what is actually occurring?</p> <p>Comment Cr Tim Dark No follow-up question at this moment. I will wait until we see what the report is and if we can also follow up with the residents as well.</p>	Director Engineering Services	15/7/19	<p>onto greener pastures. Given the challenges associated with the highly transient nature of these birds, options to address this issue may be limited but will explore what other local government authorities have done with a view to consider them at Greater Dandenong.</p> <p>COMPLETED</p> <p>Initial Response: We are aware that the accident or the crash took place and we have put in an enquiry to the Police to find out precisely what the consequence or the causes were. All we know at this stage is that it appeared to be a tail accident and until such time as we know precisely what it is, that is all we can say.</p> <p>Further response provided 15/7/19: Council's traffic engineers have spoken with the Police regarding this accident who have advised that the accident involved a vehicle that was too slow to react to a right turning vehicle ahead of them. As a result, this vehicle quickly moved into the parking lane to avoid a collision with the right turning vehicle and then struck a parked vehicle.</p> <p>There was no evidence of excessive speed, drugs or alcohol. Distraction and or driving too close to the car in front were more likely contributors to the accident. The Police did not believe that the line marking was a contributing factor towards the accident.</p>

5 / 9

Reports from Councillors/Delegates & Councilors' Questions – Questions Taken on Notice

ORDINARY COUNCIL MEETING - MINUTES

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
8/07/19 CQT18	Cr Tim Dark	Truck traffic noise Following that, I do have another question. A resident in Silverleaf Ward has been raising complaints about a truck parked on Murray Road, Dandenong North. It is apparently starting its engine brakes quite early in the morning to warm it up and it is waking up many people. I will forward on that email to the relevant officer so if we could please follow up, that would be good.	Director City Planning, Design & Armenty	19/07/19	COMPLETED Response provided 19/07/19: A Merit was raised and Council officers visited the site. Relevant infringement notices have been issued and the area remains on regular patrol.
8/07/19 CQT19	Cr Tim Dark	Graffiti on Dandenong Bypass I also have another question to be raised and this can be taken on notice. A resident messaged me regarding the Dandenong Bypass overpass at Cheltenham Road. It has been heavily graffitied on both sides going both ways and they are using I think cream and green paint. If we could please lodge a request with VicRoads for them to follow up, that would be very good.	Director Engineering Services	15/7/19	COMPLETED Response provided 16/7/19: Council's officers have advised VicRoads of this issue. VicRoads are currently awaiting favourable weather conditions to perform the works.
8/07/19 CQT20	Cr Tim Dark	Lighting at Dandenong Station I have another question with regards to some media today regarding the train stations in the City of Greater Dandenong. The Dandenong Railway Station was labelled Melbourne's worst railway station in terms of crime that have been occurring. Springvale unfortunately also propelled up to number 5 I think it was on the list. Are we able to advocate or write letters to Members of Parliament or to the Transport Authority or anybody just to sort of advocate for improvements to the	Group Manager Greater Dandenong Business		COMPLETED Initial Response: I am not sure whether this is the exact same reasoning behind it but we are aware that the RACV have done surveys with regards to not just roads and the old red spot issues that they used to raise in the past. They are now focusing on railway stations and we are aware of that particular outcome for Dandenong Railway Station. We have sought a briefing from the RACV to understand the nature of their survey so we should be able to make that available to others when we receive it

6 / 9

Reports from Councillors/Delegates & Councillors' Questions – Questions Taken on Notice

ORDINARY COUNCIL MEETING - MINUTES

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
		<p>train stations in terms of lighting, amenity and that sort of thing?</p> <p>Comment Cr Roz Blades AM, Mayor I am just wondering if we can just get some details on why they were considered that way, whether there were surveys. I would like to just find out how the information was ascertained and what it was and then I am more than happy to advocate.</p> <p>Comment Cr Tim Dark I believe there was a Freedom of Information (FOI) request. There were 356 reported crimes in Dandenong station.</p>			<p>so that we understand what the basis of the issues are. I think we can certainly then make advocacy letters on behalf of the Mayor, to the relevant Ministers to bring to their attention related to I think, specifically those issues of concerns. We are trying to work out what they are in terms of concern and then we will get some letters prepared.</p> <p>Question Cr Roz Blades AM, Mayor If we can find out because we do not know what the RACV has asked, do we?</p> <p>Response Paul Kearsley, Group Manager, Greater Dandenong Business Correct. That is what we are trying to ascertain, exactly what the issues are because some of them may well be some things that we can control directly in terms of some movements of traffic or parked cars and things but there might be others that relate to say Protective Service Officers (PSOs) or other things that really are in the State's realm.</p> <p>Comment Cr Roz Blades AM, Mayor We can get back to Councillor Dark on that.</p> <p>FURTHER ACTION REQUIRED</p>

ORDINARY COUNCIL MEETING - MINUTES

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
8/07/19 CQT21	Cr Tim Dark	<p>Letter of Congratulations from Mayor I ran into one of the cleaners at the Dandenong Plaza who works for the Shopping Centre and provides a lot of support in the food court area and she does all the cleaning. She is a Dandenong resident and lives just off Clow Street towards the Dandenong Creek. Her daughter is one of the finalists for the Le'Oscars Charity and Beauty Queen to be held later this month on 27 July 2019. To be a finalist for something like that is a huge achievement and it is very, very rare so I have been asked whether I could shout out to anybody who wants to attend. I believe it is on 27 July 2019 and I will post it and send around to any Councillors who wishes to attend as well but if we could also write a letter of congratulations to her on getting through to the finals and wishing her well that would be excellent.</p>	Director Corporate Services		
8/07/19 CQT23	Cr Roz Blades AM	<p>Letter of Congratulations from Mayor I like to congratulate people and Councillor Tan and I were at the Noble Park Football Club I think a couple of weeks ago. I would like to send a letter of congratulations to Mark Durdin of the Noble Park Football Club because he received life membership of Deaf Australia Football. That is a big achievement for Mark who has made a huge and enormous contribution to the Noble Park Football Club and it was mentioned in the local newspaper, the Greater Dandenong Leader. I am going to write a letter to Mark so on behalf of the Council, congratulations to you for all</p>	Director Corporate Services	22/7/19	<p>FURTHER ACTION REQUIRED</p> <p>Letter Sent to recipient.</p> <p>COMPLETED</p>

Reports from Councillors/Delegates & Councillors' Questions – Questions Taken on Notice

8 / 9

ORDINARY COUNCIL MEETING - MINUTES

4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
24/06/19 CQT10	Cr Tim Dark	<p>of that.</p> <p>Line Marking in Corrigan Road, Noble Park</p> <p>I have a few questions and one relates to Corrigan Road in Noble Park. I have received several calls and messages about that regarding some lines which have been marked out with the intention of these going down to single lanes. This resident is saying that they have not received anything within their letterbox. Further to that, I received an email this afternoon from the Director saying that 500 letters were mailed out to everyone in Corrigan Road. Do we also go further into Corrigan Road into the neighbouring courts and streets nearby?</p>	Director Engineering Services	12/07/19	<p>Initial Response:</p> <p>In respect of that, there were 542 letters which went out in that general area. I believe the majority of those were on Corrigan Road, I do not have a map in front of me to tell me exactly which side streets were included but we did have some people write to us from some of the side streets. I can provide that to Councillors in terms of the extent of that consultation. Councillor Dark spoke to me this afternoon but I have not had enough chance or time to be able to provide an extract of the map so I will provide that to Councillors.</p> <p>Further response provided 12 July 2019:</p> <p>The properties that were initially letter-dropped prior to the Corrigan Rd linemarking works were essentially all properties whose boundaries abutted Corrigan Rd, between Cheltenham and Lignwood Rds. This equated to 542 letters.</p>

COMPLETED

At the Ordinary meeting of Council on Monday, 24 March 2014, Council resolved to change the way Councillors and Public questions taken on notice are answered and recorded from 14 April 2014 meeting of Council onwards.

Reports from Councillors/Delegates & Councillors' Questions – Questions Taken on Notice

9 / 9

5 QUESTION TIME - PUBLIC

Question

Branka Tomic, Dandenong

Anyone can help, please, about drugs in the area?

Response

Jim Davine, Acting Director Community Services

We would be more than happy to follow up with the resident in terms of the specifics of the question. We have a very close relationship with Victoria Police and we would be happy to take it up with them or the Community Safety Advisory Committee.

Comment

Cr Roz Blades AM, Mayor

If I could just add, this is a question that this resident has raised on a number of occasions with myself, with the Council and with the Community Safety Advisory Committee. It really does need to be taken seriously. The resident is here this evening so if Jim Davine, Acting Director Community Services could have a chat to her, I would appreciate it.

6 URGENT BUSINESS

Nil.

The meeting closed at 8.25PM.

Confirmed: / /
