

Minutes

Special Meeting of Council

**Monday, 11th February 2019
(Adjourned to Monday 18 February
2019)**

**City of Kingston
Special Meeting of Council**

Minutes

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	<i>[Note that any Conflicts of Interest need to be formally declared at the start of the meeting and immediately prior to the item being considered – type and nature of interest is required to be disclosed – if disclosed in writing to the CEO prior to the meeting only the type of interest needs to be disclosed prior to the item being considered.]</i>	
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The meeting commenced at 7.10pm in the Council Chamber, 1230 Nepean Highway, Cheltenham and was adjourned to 6.00pm Monday 18 February 2018.

Present: Cr Georgina Oxley (Mayor)
Cr Tamsin Bearsley
Cr Ron Brownlees OAM
Cr David Eden
Cr Geoff Gledhill
Cr George Hua
Cr Steve Staikos
Cr Rosemary West OAM

In Attendance: John Nevins, Chief Executive Officer
Mauro Bolin, General Manager Community Sustainability
Paul Franklin, General Manager Corporate Services
Daniel Freer, General Manager City Assets and Environment
Jonathan Guttmann, General Manager Planning and Development
Michelle Devanny, Communications Advisor
Phil De Losa, Manager Governance
Joanne Creedon, Governance Officer
Stephanie O’Gorman, Governance Officer
Lindsay Holland, Facilities Officer

It is recorded that Council was unable to provide public notice of the Special Meeting in accordance with Section 89(4) of the Local Government Act 1989. Pursuant to Section 89(4A)(b) of the Act the urgent or extraordinary circumstances which prevented Council from providing at least seven days public notice of the Meeting are:

1. to ensure compliance with the timeframe in the Council resolution to provide to IBAC within 30 days;
2. to ensure that officers can meet the stipulated timeframes in the Council resolution of 10 December 2018.

1. Apologies

An apology from Cr Barth was submitted to the meeting.

Moved: Cr Staikos

Seconded: Cr Brownlees

That the apology from Cr Barth from be received.

CARRIED

Note: There were apologies for the meeting when adjourned to 18 February 2019 (refer to page 5 of the Minutes).

2. Foreshadowed Declaration by Councillors, Officers or Contractors of any Conflict of Interest

There were no Conflicts of Interest submitted to the meeting.

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3. Items of Business

3.1 Notice of Motion (Rescission) No. 5/2019 - Crs West, Oxley and Staikos - Item 12.1 Notice of Motion - IBAC

Moved: Cr Staikos

Seconded: Cr West

That Item 12.1 determined at the 29 January Ordinary Council Meeting be rescinded.

Moved: Cr Staikos

Seconded: Cr Eden

That Cr West be granted an extension of time.

CARRIED

The Substantive Motion was put and CARRIED

A Division was Called:

DIVISION:

FOR: Crs Staikos, West, Eden and Oxley (4)

AGAINST: Crs Brownlees, Bearsley, Gledhill and Hua (4)

CARRIED on the casting vote of the Chairperson

3.2 Clarify the 10 December 2018 Resolution for Item 10.7 - Foreshore Shared Path Construction Project 1 - Naples Road, Mentone to Rennison Street, Parkdale

Moved: Cr Staikos

Seconded: Cr West

1. That with respect to Council's Resolution from 10, December, 2018 - Item 10.7 Foreshore Shared Path Construction Project 1 - Naples Road, Mentone to Rennison Street, Parkdale, Council confirms that the Beach Road Boulevard plantings be for the entirety of Kingston's section of Beach Rd; from Bayside's border through to Mordialloc.
2. That the previously resolved paragraph which stated, '*5. Further reiterate that foreshore revegetation to compensate for the 8,500 square metres of vegetation that will be removed is to be located as close as possible as to where it has been removed from the foreshore*', seeks to ensure that the equivalent amount of vegetation be re-planted along Kingston's foreshore as close as possible to where it has been removed;
3. Further that should Council be required under any applicable planning laws to plant 'off-set plantings' elsewhere that this be in addition to the re-vegetation of the foreshore.
4. Further that this motion does not reduce or limit the operation of the previously passed parts of the item; but provides further clarification.

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The Chairperson adjourned the meeting for five minutes in accordance with Clause 40(4) of the Meeting Procedures Local Law.

The meeting resumed at 7.57pm.

Crs Bearsley, Gledhill and Hua did not return to the meeting.

Cr Brownlees left the meeting at 7:59pm.

As a quorum was not present at the meeting, the majority of Councillors present adjourned the meeting until 9.00pm in accordance with Clause 12(2) of the Meeting Procedures Local Law.

The meeting resumed at 9.00pm.

As a quorum was not present at the meeting, the majority of Councillors present adjourned the meeting after 30 minutes until 6.00pm on Monday 18 February 2019.

The meeting adjourned at 9.31pm

Resumption of Adjourned Meeting

The meeting resumed at 6.07pm on 18 February 2019.

It is noted that Crs Oxley, Eden, Bearsley, Gledhill, West, Staikos and Barth were in attendance.

It is noted that Cr Brownlees OAM and Cr Hua were apologies for the resumed meeting on 18 February 2019.

3.2 Clarify the 10 December 2018 Resolution for Item 10.7 - Foreshore Shared Path Construction Project 1 - Naples Road, Mentone to Rennison Street, Parkdale

Moved: Cr Staikos

Seconded: Cr West

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passed parts of the item; but provides further clarification.

Procedural Motion

Moved: Cr Bearsley

Seconded: Cr Gledhill

That consideration of this item be deferred until the community is consulted.

LOST

A Division was Called:

DIVISION:

FOR: Crs Bearsley and Gledhill (2)

AGAINST: Crs Staikos, West, Eden, Barth and Oxley (5)

LOST

The Substantive Motion was put and CARRIED

A Division was Called:

DIVISION:

FOR: Crs Staikos, West, Eden, Barth and Oxley (5)

AGAINST: Crs Bearsley and Gledhill (2)

CARRIED

The meeting closed at 6.49pm.

Confirmed.....

The Mayor 25 February 2019