

Ordinary Meeting of Council

held at the Civic Centre, Civic Drive, Greensborough on Tuesday 2 May 2017.

Minutes

Mark Stoermer
Chief Executive Officer

Wednesday 3 May 2017

Distribution: Public

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Domin je ka

Nillumbik Shire Council

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Nillumbik Shire Council

Minutes of the Ordinary Meeting of Nillumbik Shire Council held Tuesday 2 May 2017. The meeting commenced at 7pm.

Councillors present:

Cr Peter Clarke	Wingrove Ward (Mayor)
Cr Grant Brooker	Blue Lake Ward
Cr Karen Egan	Bunjil Ward
Cr John Dumaresq	Edendale Ward
Cr Peter Perkins	Ellis Ward
Cr Jane Ashton	Sugarloaf Ward
Cr Bruce Ranken	Swipers Gully Ward (arrived at 7.58pm)

Officers in attendance:

Mark Stoermer	Chief Executive Officer
Pauline Gordon	General Manager Community and Leisure
Andrew Port	General Manager Corporate Services
Conal Creedon	General Manager Infrastructure Services
Jeremy Livingston	Acting General Manager Environment and Planning
Vince Lombardi	Manager Finance
Allison Watt	Manager Governance and Communications
Lisa Pittle	Manager Infrastructure Maintenance
Joanne Hammond	Coordinator Communications

Welcome

1. Reconciliation statement

The reconciliation statement was read by the Mayor, Cr Peter Clarke.

2. Prayer

A prayer was read by Pastor Paul Huglin of the Diamond Valley Baptist Church.

3. Good governance pledge

The good governance pledge was read by the Mayor, Cr Peter Clarke.

4. Apologies

Mayor, Cr Peter Clarke noted Cr Ranken will be a late arrival.

5. Presentations

Vale Julie Spillane

Mayor, Cr Peter Clarke acknowledged the passing of Julie Spillane, a school crossing supervisor who served 15 years with Council and sadly passed away on 18 March 2017.

Commencing in 2002, Julie supervised the school crossing in Sherbourne Road, Eltham and then later supervised the school crossing in Brentwick Drive, Greensborough. Julie was an extremely dedicated employee who thoroughly enjoyed the company of the children and families at Apollo Parkways Primary School over the past seven years.

The Mayor also acknowledged Julie's family, who were present in the gallery.

6. Confirmation of minutes

Confirmation of minutes of the Council Meeting held on Tuesday 28 March 2017.

Motion

Cr Grant Brooker
Cr John Dumaresq

That the minutes of the Council Meeting held on Tuesday 28 March 2017 be confirmed.

CARRIED

7. Disclosure of conflicts of interest

Nil

8. Petitions

PT.001/17

Council received a petition containing 16 signatures asking Council to consider sealing Fordhams Road, Eltham.

Motion

Cr John Dumaresq
Cr Karen Egan

That Council:

- 1. Receives and notes the petition regarding the sealing of Fordhams Road, Eltham.**
- 2. Refers this matter to the General Manager Infrastructure Services for investigation and response.**
- 3. Advises the petition organiser accordingly.**

CARRIED

9. Questions from the gallery

John Watt asked Council:

What is meant by the removal of the Urban Growth Boundary from amendment and amending the Planning Scheme?

What do you expect the timeframe to be for the various stages and if possible can you detail the options?

Mayor, Cr Peter Clarke responded that the questions relate to Yarrambat Township Plan, which is scheduled to be considered later in the meeting. As Mr Watt was not present in the gallery, a written response will be provided to him.

10. Reports of Advisory Committees

AC.003/17 Advisory Committee Report

Distribution: Public

Manager: Andrew Port, General Manager Corporate Services

Author: Tracey Classon, Personal Assistant to General Manager Corporate Services

Council has a range of Advisory Committees which provide a formal mechanism for Council to consult with key stakeholders, seek specialist advice and enable community participation. Although they do not make any formal decisions, they provide valuable advice to Council.

In accordance with Advisory Committee Terms of Reference, the minutes of meetings are presented to Council. This month, the following minutes are attached for information:

- Recreational Trails Advisory Committee meeting held 9 February 2017
- Municipal Emergency Management Plan meeting held 20 March 2017
- Municipal Public Health and Wellbeing Project Reference Group meeting held 21 March 2017
- Living & Learning Advisory Committee meeting held 22 March 2017

Motion

Cr John Dumaresq

Cr Peter Perkins

That Council notes the following Advisory Committee minutes:

1. **Recreational Trails Advisory Committee minutes 9 February 2017**
2. **Municipal Emergency Management Plan minutes 20 March 2017**
3. **Municipal Public Health and Wellbeing Project Reference Group minutes 21 March 2017**
4. **Living & Learning Advisory Committee minutes 22 March 2017.**

CARRIED

11. Reports of Special Committees

Nil

12. Officers' reports

The following Officers' reports were moved as a block motion and their recommendations as printed in the agenda were adopted without change:

- OCM.049/17
- OCM.050/17
- OCM.051/17
- OCM.052/17
- OCM.053/17

Motion

**Cr John Dumaresq
Cr Karen Egan**

That Officers' reports OCM.049/17, OCM.050/17, OCM.051/17, OCM.052/17 and OCM.053/17 be dealt with as a block motion and the recommendations as printed in the agenda be adopted without change.

CARRIED

12. Officers' reports

OCM.042/17 Council Plan 2017-2021

Distribution: Public

Manager: Andrew Port, General Manager Corporate Services

Author: Andrew Port, General Manager Corporate Services

Allison Watt, Manager Governance and Communications

Summary

This report presents the draft Council Plan 2017-2021 for approval by Council for the purposes of public consultation.

The Council Plan is the Council's primary strategic policy statement for its four year term.

The draft Council Plan (Attachment 1) identifies Council's objectives and strategies, along with indicators to monitor the achievement of these objectives, and the resources to implement the plan.

Entitled 'Living in the Landscape', the draft Council Plan identifies five Strategic Objectives for Nillumbik which are:

1. Engaged, connected communities
2. Active and creative people
3. Safe and healthy environments
4. A prosperous economy
5. Responsible leadership

The *Local Government Act 1989* requires each Council to prepare a Council Plan by 30 June 2017, after exhibiting the draft plan for 28 days and considering public submissions.

As detailed in this report, community consultation is proposed regarding the draft Council Plan, including a mail-out to all residents and several information and consultation sessions during May. Public submissions will close on 2 June and will be considered by the Future Nillumbik Committee on 13 June. The final Council Plan is due to be adopted at the Council meeting on 27 June 2017.

Motion

**Cr Karen Egan
Cr Grant Brooker**

That Council:

1. **Approves the draft Council Plan 2017-2021 (Attachment 1) for the purposes of public consultation.**
2. **Gives public notice of the draft Council Plan in accordance with sections 125 and 223 of the *Local Government Act 1989*, inviting written submissions by 2 June 2017.**
3. **Considers public submissions at the Future Nillumbik Committee meeting to be held at 7pm on Tuesday 13 June 2017.**

12. Officers' reports

OCM.042/17 Council Plan 2017-2021

4. Approves the communications and consultation program on the draft Council Plan, as detailed in this report.

CARRIED

12. Officers' reports

OCM.043/17 Draft Budget 2017-2018

Distribution: Public

Manager: Andrew Port, General Manager Corporate Services

Author: Vince Lombardi, Manager Finance

Robert Malignaggi, Management Accountant

Summary

This report presents the draft Budget for 2017-2018 for Council approval prior to exhibition for public consultation. The Budget provides resources for the ongoing delivery of Council services to the community, and for the development and maintenance of infrastructure throughout the shire.

Rates and charges

- The draft Budget proposes a zero increase to the rate in dollar, municipal charge and waste management charge.

Capital Works

- A range of major capital works projects have been identified through planning and community consultation. The draft Budget also provides significant resources to maintain and develop existing infrastructure. Total capital works expenditure is proposed to be \$21.3 million.

New Initiatives

- Apart from capital works, the draft Budget also includes resources for a range of new initiatives regarding policy, planning and services which total \$1.5 million.

Strategic Resource Plan

- In conjunction with the development of the new Council Plan, the Strategic Resource Plan has also been prepared for the next ten financial years. A copy of the Strategic Resource Plan is included in the draft Budget.

Motion

Cr Karen Egan

Cr Jane Ashton

That Council:

1. Approves the draft Budget 2017-2018 for the purpose of public consultation.
2. Gives public notice of the preparation of the draft Budget pursuant to sections 129 and 223 of the Local Government Act 1989, inviting written submissions from the public.
3. Considers public submissions on the draft Budget at the Future Nillumbik Committee meeting at 7pm on Tuesday 13 June 2017.

CARRIED

12. Officers' reports

OCM.044/17 Sport and Recreation Victoria Grant Funding

Distribution: Public

Manager: Pauline Gordon, General Manager Community and Leisure

Author: Joanne Massoud, Leisure Services Development Officer
Naomi Paton, Manager Leisure and Social Infrastructure

Summary

This report provides background information and makes officer recommendations regarding applications to the State Government 2017-2018 Better Indoor Stadiums Fund (BISF) and 2018-2019 Community Sports Infrastructure Fund (CSIF) administered by Sport and Recreation Victoria (SRV).

The projects proposed for submission are consistent with Council strategies, and seek to improve sporting and recreation participation outcomes within the Shire.

The report seeks Council endorsement for the submission of one Major Facilities funding proposal, two Minor Facilities funding proposals, one Cricket Facilities funding proposal, three Female Friendly Facilities funding proposals and one Planning proposal through CSIF. The proposals are the first stage of a two stage funding process, due to SRV by 7 June 2017. Should the project proposals be successful then full applications are required by 11 September 2017.

No applications will be submitted to BISF until current stadium planning work is finalised.

The total funding requested from State Government under the CSIF is \$1,141,500 and would require up to \$1,691,000 matching Council funding within the 2018-2019 budget. \$1,610,000 is already indicatively committed in the five year capital works program, a further \$81,000 in Council funding would be required, conditional on grant outcomes. Sporting clubs have committed \$132,500 contributions.

Change to the order of business

This item was considered after OCM.048/17 with Cr Ranken present.

Conflict of Interest

Cr Bruce Ranken declared a conflict of interest in this item as he operates a coffee cart on behalf of the football club.

Cr Ranken left the meeting at 8.02pm.

Motion

Cr Peter Perkins

Cr Karen Egan

That Council:

1. **Endorses the following project proposals for application to the Community Sports Infrastructure Fund:**
 - a) **Major Facilities category**
 - i) **Diamond Creek Reserve Regional Nature Playspace**

12. Officers' reports

OCM.044/17 Sport and Recreation Victoria Grant Funding

- b) **Minor Facilities category**
 - i) **Marngrook Reserve Sportsground Lighting Upgrade**
 - ii) **Eltham Central Park Sportsground Lighting Upgrade**
 - c) **Cricket Facilities category**
 - i) **Yarrambat War Memorial Reserve Turf Cricket Practise Nets**
 - d) **Female Friendly Facilities category**
 - i) **Marngrook Reserve Pavilion Development**
 - ii) **Susan Street Reserve Pavilion Upgrade (subject to further planning and investigation)**
 - iii) **Eltham Lower Park Pavilion Upgrade (subject to further planning and investigation)**
 - e) **Planning category**
 - i) **Sports Pavilion Plan**
2. **Notes \$30,000 already identified in 2017-2018 draft budget.**
 3. **Notes \$1,580,000 already identified in 2018-2019 and 2019-2020 indicative capex program.**
 4. **Refers further \$81,000 in matching funding for consideration in the 2018-2019 budget subject to successful applications.**

CARRIED

Cr Ranken returned to the meeting at 8.08pm

12. Officers' reports

OCM.045/17 Local Government Victoria's Council and Emergencies Directions Paper

Distribution: Public

Manager: Conal Creedon, General Manager Infrastructure Services

Author: Justin Murray, Executive Officer Emergency Management

Summary

The roles and responsibilities of government (local and state) and emergency services are contained in various items of legislation and in the Emergency Management Manual Victoria (EMMV).

The roles and responsibilities have been the subject of review and refinement in recent years, prompted by a number of natural disasters. This in turn has led to new emergency management structures and planning at State, Regional and local levels with a focus on an all-hazards approach to planning and response, shared responsibility and building community resilience.

Emergency Management Victoria (EMV) has developed the 'Victorian Emergency Management Strategic Plan 2016-2019'. Priority B of this plan is to: Enhance the capability of Local Governments to meet their obligations in the management of emergencies. Local Government Victoria (LGV) has prepared a 'Councils and Emergencies Direction Paper' (Attachment 2) as part of the project to address this priority and is seeking feedback on the Paper by 8 May 2017.

The Directions Paper is welcomed, however it contains a number of recommendations for local governments role which do not accord with current legislation or agreement. The Municipal Association of Victoria has prepared a response to the Directions Paper (Attachment 1). The MAV response addresses the differences between the Directions Paper and current practice and also suggests a 'Maturity Model' to define councils' role in emergency management.

This report recommends that Council support the MAV response to the Directions Paper.

Motion

Cr Peter Perkins

Cr John Dumaresq

That Council:

- 1. Endorses the Municipal Association of Victoria's response to the Local Government Victoria Council and Emergencies Directions Paper.**
- 2. Advises the Municipal Association of Victoria and Local Government Victoria of this decision.**

CARRIED

12. Officers' reports

OCM.046/17 Australian Local Government Association - 2017 National General Assembly

Distribution: Public

Manager: Conal Creedon, General Manager Infrastructure Services

Author: Conal Creedon, General Manager Infrastructure Services

Summary

The Australian Local Government Association National General Assembly (NGA) is to be held in Canberra from 18 to 21 June 2017. The NGA is an opportunity for individual councils to identify matters of national relevance to the sector and to submit notices of motion to seek support at the NGA for these matters to be considered by Australian Local Government Association (ALGA) as national policy.

The ALGA Board is calling for motions under the theme of 'Building Tomorrow's Communities'. This year, the NGA will focus debate on motions that address how councils can work in partnership with the Australian Government in particular to meet the current and future needs of local communities. The ALGA Board has also provided guidance on how notices of motion are to address this theme. One of the projects that has support in Melbourne's northern region is the Northern Regional Trails Strategy. Funding opportunities to develop and implement priority trail projects are limited, with no dedicated Federal grant pool. It is recommended that Council submit a motion for consideration at the ALGA National General Assembly to establish a grant fund for local government applications for regional trail projects.

Notices of motion were to be lodged electronically by midnight on 28 April 2017. As this date falls before the Council meeting a notice of motion has been prepared in consultation with the Mayor and Portfolio Councillor and submitted by the due date.

This report seeks Council endorsement of the notice of motion to the ALGA National General Assembly.

Motion

Cr Karen Egan

Cr Peter Clarke

That Council:

- 1. Endorses the following notice of motion to the Australian Local Government Association National General Assembly:**

'That this Assembly calls on the Australian Government to establish a grant fund for regional recreational trail development to which local governments can make application for projects of an agreed regional nature'

- 2. Seeks support for this motion from the six councils that partnered with Nillumbik in preparing the Northern Regional Trails Strategy.**

CARRIED

12. Officers' reports

OCM.047/17 Yarrambat Township Plan: Proposed options for progressing the township plan

Distribution: Public

Manager: Chad Griffiths, Manager Strategic and Economic Planning

Author: Jackie Donkin, Senior Strategic Planner

Summary

The purpose of this report is to provide an overview of the Yarrambat Township Plan project to date and provide options to progress the project.

The Yarrambat Township Plan (the project) was started in 2014 as an action of the adopted Green Wedge Management Plan, 2010 and aims to provide strategic direction regarding the size, character and role of the core township area.

Council has conducted extensive research and consultation for the project since its inception and resolved at its Policy and Services Committee Meeting of 14 April 2015 to formalise Yarrambat as a small rural township that services the needs of the local community.

In June 2016, in order to formalise the township, Council requested permission from the Minister for Planning to commence an Amendment (C109) to the Nillumbik Planning Scheme.

C109 sought to establish a township boundary, known in planning terms as an Urban Growth Boundary (UGB) around Yarrambat and put in place an outline development plan which would provide guidance for the preparation of a more detailed township plan. Following the June 2016 resolution, Council wrote to the Minister for Planning seeking authorisation to commence the amendment.

In December 2016 the Minister for Planning authorised the commencement of Amendment C109, subject to six conditions which significantly alter the form of the amendment, as well as the scope, process and timeframe for completion.

This report considers the Minister's authorisation conditions, and provides options to progress the project in consultation with the community.

Recommendation

That Council:

1. Notes the authorisation letter from the Minister for Planning of December 2016 to commence Amendment C109 and its conditions (Attachment 1).
2. Resolves to proceed with the Yarrambat Township Plan project, and modifies the project scope to accord with the conditions of authorisation specified by the Minister for Planning, which generally accord with Option A in this report.
3. Defers Amendment C109 until such time as a detailed township plan has been prepared, and requests a report on the township plan before proceeding to public exhibition of any amendment.

12. Officers' reports

OCM.047/17 Yarrambat Township Plan: Proposed options for progressing the township plan

Motion

Cr Grant Brooker
Cr John Dumaresq

That Council:

1. Notes the authorisation letter from the Minister for Planning of December 2016 to commence Amendment C109 and its conditions (Attachment 1).
2. Not commence exhibition of Amendment C109 until such time as a detailed township plan has been prepared, and requests a report on the township plan before proceeding.
3. Resolves to proceed with the Yarrambat Township Plan project, and modifies the project scope to generally accord with Option C in this report, which seeks the creation of a township plan that:
 - a) Removes the elements of the project that relate to a supermarket and expansion of housing,
 - b) Creates potential for limited commercial development generally along Ironbark Road,
 - c) Improves public infrastructure, upgrades its functionality and appearance; and,
 - d) Retains the rural character of Yarrambat which is the single most consistent theme arising from community consultation.

LOST ON THE CASTING VOTE OF THE MAYOR

Motion

Cr Peter Perkins
Cr Karen Egan

That Council:

1. Notes the authorisation letter from the Minister for Planning of December 2016 to commence Amendment C109 and its conditions (Attachment 1).
2. Resolves to proceed with the Yarrambat Township Plan project, and modifies the project scope to accord with the conditions of authorisation specified by the Minister for Planning, which generally accord with Option A in this report.
3. Defers Amendment C109 until such time as a detailed township plan has been prepared, and requests a report on the township plan before proceeding to public exhibition of any amendment.

CARRIED ON THE CASTING VOTE OF THE MAYOR

Cr Grant Brooker called for a division:

For: Crs Perkins, Egan and Clarke.

Against: Crs Ashton, Dumaresq and Brooker.

Absent: Cr Ranken

The casting vote of the Mayor was cast in favour of the motion (in the division vote)

12. Officers' reports**OCM.048/17 Special Rate Renewal for Diamond Creek - Notice of Intention to Declare**

Distribution: Public**Manager: Chad Griffiths, Manager Strategic and Economic Planning****Author: Darko Popovski, Coordinator Tourism and Business****Summary**

The purpose of this report is for Council to consider giving notice of its intention to declare a Special Rate Scheme for the Diamond Creek Shopping Precinct under Section 163 of the *Local Government Act 1989*. The Special Rate Scheme will assist improving the trading climate of Diamond Creek through the implementation of a series of business improvement and promotional activities.

The current Special Rate Scheme expires on 30 June 2017. In a letter dated 12 April 2017, the Diamond Creek Traders Association (Association) has formally requested the renewal of the Special Rate Scheme for the purposes of funding a precinct marketing coordinator, promotional, advertising, marketing, business development and other incidental expenses associated with maintaining and developing commerce and trade in Diamond Creek.

The proposed Special Rate would be a proportional rate levied upon rateable properties within the Special Rate Scheme area over a five year period. This would raise an amount of \$140,000 in the first year of the scheme, with 1.5 per cent annual increase thereafter; raising in total an amount of \$721,318 over the five year period of the scheme. The rate and the scope of the levy are based on a preliminary consultation process undertaken by the Diamond Creek Traders Association that commenced in February 2017.

This report recommends that Council commence the statutory process to declare a Special Rate for marketing, advertising and promotion of Diamond Creek Shopping Precinct by issuing a Notice of Intention to Declare a Special Rate. Any submissions from affected property owners and traders can then be considered at the Council's Future Nillumbik Committee meeting to be held on 13 June 2017.

Attendance

Cr Bruce Ranken arrived at 7.58pm prior to the vote on this item.

Motion

Cr Peter Perkins**Cr Karen Egan****That Council:**

- 1. Notes the letter received from the Diamond Creek Traders Association requesting the renewal of a Special Rate (Attachment 1), and the Diamond Creek Traders Association's draft Business Plan (Attachment 2).**
- 2. Having otherwise considered all relevant matters, commence the statutory process under the *Local Government Act 1989* (the Act) to proceed with the renewal of the Special Rate to and for the properties within the defined area in Attachments 3, 4 and 5 (such Special Rate to raise an amount of \$140,000 in**

12. Officers' reports

OCM.048/17 Special Rate Renewal for Diamond Creek - Notice of Intention to Declare

the first year with 1.5 per cent annual increase thereafter, raising in total an amount of \$721,318 over a period of five years, commencing on 1 July 2017 and ending on 30 June 2022).

3. Pursuant to Sections 163(1A) and 163B(3) of the Act, directs that public notice be given in the Diamond Valley Leader and other Council media channels of Council's intention to declare a Special Rate for Diamond Creek at the June 2017 Ordinary Meeting of Council in accordance with the public notice and proposed declaration of Special Rate in the form of Attachments 6 and 9 of this report (such Special Rate to be for the purposes of defraying expenses to be incurred by Council in providing funds to the incorporated body known and operating as the Diamond Creek Traders Association and which funds, administratively only and subject always to the approval, direction and control of Council, are to be used for the purposes of the appointment of a precinct marketing coordinator, promotional, advertising marketing, business development and other incidental expenses as approved by and agreed to from time to time between Council and the Association, all of which are associated with the encouragement of commerce, retail and professional activity and employment opportunities in the Diamond Creek Shopping Precinct).
4. Directs that in accordance with Section 163(1C) of the Act, separate letters enclosing a copy of the public notice be sent to the owners and occupiers of the properties referred to and set out in the schedule of properties forming a part of the proposed declaration of Special Rate for Diamond Creek (Attachments 3, 4 and 5). These letters will:
 - a) advise of Council's intention to declare the Special Rate at Council's June 2017 Ordinary Meeting; and
 - b) include the amount for which the property owner or the occupier (being a person who as a condition of a lease under which the person who occupies the property is required to pay the Special Rate) will be liable, the basis of the calculation and distribution of the Special Rate and notifying such persons that submissions and/or objections in writing in relation to the proposed declaration of Special Rate will be considered and/ or taken into account by Council in accordance with Sections 163A, 163B and 223 of the Act.
5. Appoints and/ or authorises Council's Future Nillumbik Committee that is established by Council under Section 223(1)(b)(i) of the Act, to hear any persons who in their written submissions under Section 223 of the Act have requested that they be heard in support of their submissions, and authorises the Chief Executive Officer or his delegate to carry out any and all administrative procedures necessary to enable Council to carry out its functions under Section 163A, Section 163(1A), (1B) and (1C) and Sections 163B and 223 of the Act.

CARRIED

12. Officers' reports

OCM.049/17 Pioneer Road Special Charge Scheme Reconciliation

Distribution: Public

Manager: Conal Creedon, General Manager Infrastructure Services

Author: Patrick Wood, Coordinator Design

Summary

The special charge scheme outlined in this report has been completed and the final costs have been calculated. At this stage, property owners have been invoiced for the estimated cost, which was the estimated amount at the time of declaration by Council. Property owners who elected to pay the full cost of the scheme up-front would have paid the total estimated cost and for those who chose to pay by instalments, the instalments that have been invoiced to date were calculated on the estimated amount.

Council may now vary these schemes under section 166 of the *Local Government Act 1989*, so that property owners pay the actual cost. The amount of the refund or additional charge to each property will be proportionate with the original contribution.

In the case of the Pioneer Road Special Charge Scheme, property owners will receive an average refund of \$2,882. The affected properties are shown in Attachment 1.

Motion

Cr John Dumaresq

Cr Karen Egan

That Council:

1. **Varies the Pioneer Road Special Charge Scheme under section 166 of the *Local Government Act 1989*, in line with the revised liabilities set out in Attachment 2.**
2. **Advises property owners of the applicable variation and provide a refund for the required amount.**

CARRIED

Note: Item OCM.049/17 was carried as part of a block motion.

12. Officers' reports

OCM.050/17 Mayoral and Councillor Allowances

Distribution: Public

Manager: Andrew Port, General Manager Corporate Services

Author: Andrew Port, General Manager Corporate Services

Summary

This report considers the review of Mayoral and Councillor allowances paid in accordance with the *Local Government Act 1989*.

The Act requires each Council to review and determine the level of allowances for its four year term, following each general election. The review must be completed by 30 June 2017.

It is recommended that the allowances for Nillumbik be maintained at the existing levels.

While the Council officially sets the level of allowances under the Act, an individual Mayor or Councillor can elect not to receive their full allowance. This is a personal decision for the individual Mayor or Councillor.

Motion

Cr John Dumaresq

Cr Karen Egan

That Council:

1. **Having reviewed the Mayoral and Councillor allowances, determine to fix the allowances at the existing levels for the four-year term of Council as follows:**
 - a) **Mayoral allowance \$76,521**
 - b) **Councillor allowance \$24,730**
2. **Give public notice of the determination of allowances in accordance with sections 74 and 223 of the *Local Government Act 1989*, inviting written submissions within 28 days, and consider any written submissions at the Future Nillumbik Committee meeting at 7pm on 13 June 2017.**

CARRIED

Note: Item OCM.050/17 was carried as part of a block motion.

12. Officers' reports

OCM.051/17 March Quarter Financial Report

Distribution: Public

Manager: Andrew Port, General Manager Corporate Services

Author: Vince Lombardi, Manager Finance

Robert Malignaggi, Management Accountant

Summary

This report outlines Council's financial performance and financial position for the period ending 31 March 2017.

The Income Statement shows an overall favourable Year to Date (YTD) variance of \$1,350,066 representing 6.17 per cent of YTD Budget. This reflects the combined result of higher-than-budgeted operating income of \$1,254,910 along with lower-than-budgeted operating expenses of \$95,156.

Council's overall financial position at the end of this quarter is sound, and continues to be actively monitored to ensure achievement of mid-year financial review budget targets.

Motion

Cr John Dumaresq

Cr Karen Egan

That Council receives and notes the Financial Report for the period ended 31 March 2017.

CARRIED

Note: Item OCM.051/17 was carried as part of a block motion.

12. Officers' reports

OCM.052/17 Council Plan Quarterly Performance Report March 2017

Distribution: Public

Manager: Andrew Port, General Manager Corporate Services

Author: Naomi Ellis, Corporate Planner

Summary

This report presents the Council Plan Quarterly Performance Report to Council for consideration, documenting progress of key actions for 2016-2017 that demonstrate how Council is delivering the objectives of the Council Plan 2013-2017 for the Nillumbik community.

The attached Council Plan Quarterly Performance Report provides the third update on the progress of the Annual Plan actions for the 2016-2017 financial year.

Of the 58 actions identified in the Annual Plan, at the close of the quarter (31 March 2017) all were on target with a green light status.

Motion

Cr John Dumaresq

Cr Karen Egan

That Council receives the Council Plan Quarterly Performance Report for the period ending 31 March 2017.

CARRIED

Note: Item OCM.052/17 was carried as part of a block motion.

12. Officers' reports

OCM.053/17 Assemblies of Councillors

File: 10/30/002
Distribution: Public
Manager: Andrew Port, General Manager Corporate Services
Author: Naomi Ellis, Corporate Planner

Summary

In accordance with section 80A(2) of the *Local Government Act 1989* Council is required to report as soon as practicable to an Ordinary meeting of Council a record of any assemblies of Councillors held.

This report lists assemblies of Councillors forms that have been submitted since the matter was last reported to Council on 28 March 2017.

Motion

Cr John Dumaresq
Cr Karen Egan

That Council, in accordance with section 80A(2) of the *Local Government Act 1989*, receives the records of the following assemblies of Councillors:

1	Date of assembly	21 March 2017
	Matters considered	Health and Wellbeing Project Reference Group
	Councillors present	Cr Jane Ashton
	Staff present	Pauline Gordon Diana Bell Corrienne Nichols
	Conflict of interest	None declared

2	Date of assembly	22 March 2017
	Matters considered	Living & Learning Nillumbik Committee
	Councillors present	Cr Jane Ashton
	Staff present	Maggie Clarke
	Conflict of interest	None declared

3	Date of assembly	23 March 2017
	Matters considered	Chief Executive Officer Recruitment
	Councillors present	Cr Peter Clarke Cr John Dumaresq Cr Karen Egan Cr Grant Brooker Cr Bruce Ranken Cr Jane Ashton
	Staff present	Suzy Ellingsen
	Conflict of interest	None declared

12. Officers' reports

OCM.053/17 Assemblies of Councillors

4	Date of assembly	27 March 2017	
	Matters considered	Planning application conference for 47 Warringah Crescent, Eltham	
	Councillors present	Cr Peter Clarke Cr Karen Egan Cr Grant Brooker	Cr John Dumaresq Cr Jane Ashton
	Staff present	Renae Ahern	Tim Oldfield
	Conflict of interest	None declared	

5	Date of assembly	28 March 2017	
	Matters considered	Pre-meeting for Ordinary Council Meeting	
	Councillors present	Cr Peter Clarke Cr Karen Egan Cr Bruce Ranken Cr Peter Perkins	Cr John Dumaresq Cr Grant Brooker Cr Jane Ashton
	Staff present	Conal Creedon Pauline Gordon Jeremy Livingston Suzy Ellingsen Pat Vaughan Michelle Zemancheff Lance Clark Adrian Cully Naomi Paton Frances Duncan	Justin Murray Allison Watt Joanne Hammond Suzanne Rouvray Jonathan Miller Lisa Pittle John Smyth Mathew Deayton Natalie Campion Ryan Lobo
	Conflict of interest	None declared	

6	Date of assembly	4 April 2017	
	Matters considered	Officer briefings of Councillors <ul style="list-style-type: none"> • Eltham Leisure Centre tender • Road Management Plan • Initial draft of the Council Plan • Mayor and Councillor allowances • Procurement Policy and Bank Guarantee Policy • Budget 2017-2018 • Councillor/CEO discussion 	
	Councillors present	Cr Peter Clarke Cr Karen Egan	Cr John Dumaresq Cr Grant Brooker

12. Officers' reports

OCM.053/17 Assemblies of Councillors

		Cr Bruce Ranken Cr Peter Perkins	Cr Jane Ashton
	Staff present	Mark Stoermer Andrew Port Conal Creedon Pauline Gordon Jeremy Livingston Frances Duncan Michelle DePasquale Joanne Hammond	Diana Bell Davina Flynn Vivianna Gerbiz Rachel Deans Rachel Holt Vince Lombardi Allison Watt
	Conflict of interest	None declared	

7	Date of assembly	6 April 2017	
	Matters considered	Edendale Councillor Working Group	
	Councillors present	Cr Peter Clarke Cr Grant Brooker Cr Peter Perkins	Cr Bruce Ranken Cr John Dumaresq
	Staff present	Mark Stoermer Pauline Gordon	Adrian Cully Corinne Mays
	Conflict of interest	None declared	

8	Date of assembly	18 April 2017	
	Matters considered	Officer briefings of Councillors and pre-meet for Future Nillumbik Committee <ul style="list-style-type: none"> • Council Plan briefing • Future Nillumbik Committee pre-meet 	
	Councillors present	Cr Peter Clarke Cr Karen Egan Cr John Dumaresq	Cr Grant Brooker Cr Jane Ashton
	Staff present	Mark Stoermer Andrew Port Conal Creedon Pauline Gordon Jeremy Livingston	Allison Watt John Smyth Lisa Pittle Jonathan McNally
	Conflict of interest	None declared	

CARRIED

Note: Item OCM.053/17 was carried as part of a block motion.

13. Notices of Motion

Nil

14. Delegates' reports

Nil

15. Supplementary and urgent business

Mayor, Cr Peter Clarke acknowledged the service and contribution to Council of the General Manager Infrastructure Services, General Manager Corporate Services and General Manager Community and Leisure.

Motion

**Cr Peter Clarke
Cr John Dumaresq**

That Council:

- 1. Recognises and acknowledges the contribution of General Manager Infrastructure Services, Conal Creedon, to the Nillumbik community and thanks him for his 11 years of service to Council and the organisation.**
- 2. Recognises and acknowledges the contribution of General Manager Corporate Services, Andrew Port, to the Nillumbik community and thanks him for his 17 years of service to Council and the organisation.**
- 3. Recognises and acknowledges the contribution that General Manager Community and Leisure, Pauline Gordon, has made to the Nillumbik community over the past year and thanks her for service to Council and the organisation.**

CARRIED

16. Confidential reports

Nil

The meeting closed at 8.18pm.

Confirmed: _____

Cr Peter Clarke, Mayor