

## Future Nillumbik Committee

held at the Civic Centre, Civic Drive, Greensborough  
on Tuesday 14 May 2019 commencing at 7:30pm.

## Minutes

**Carl Cowie**  
**Chief Executive Officer**

Friday 17 May 2019

Distribution: Public

Civic Drive, Greensborough  
PO Box 476, Greensborough 3088  
Telephone 9433 3111  
Facsimile 9433 3777

Website [www.nillumbik.vic.gov.au](http://www.nillumbik.vic.gov.au)

Email [nillumbik@nillumbik.vic.gov.au](mailto:nillumbik@nillumbik.vic.gov.au)

*Wominje ka*

**Nillumbik Shire Council**

---

**Contents**

---

<b>1. Welcome by the Chair</b>	<b>1</b>
<b>2. Reconciliation statement</b>	<b>1</b>
<b>3. Apologies</b>	<b>1</b>
<b>4. Confirmation of minutes</b>	<b>2</b>
<b>5. Disclosure of conflicts of interest</b>	<b>2</b>
<b>6. Officers' reports</b>	<b>3</b>
<b>Finance and Governance Portfolio</b>	
FN.010/19 Consideration of submissions - draft budget 2019-2020	3
<b>Planning Portfolio</b>	
FN.011/19 Protecting Melbourne's Strategic Agricultural Land - Proposed draft submission from the Nillumbik Shire Council to the State Government	6
<b>7. Supplementary and urgent business</b>	<b>10</b>
<b>8. Confidential reports</b>	<b>10</b>

## Nillumbik Shire Council

Minutes of the Future Nillumbik Committee Meeting held Tuesday 14 May 2019.  
The meeting commenced at 7:30pm.

---

### Councillors present:

Cr Karen Egan	Bunjil Ward (Mayor)
Cr Grant Brooker	Blue Lake Ward
Cr John Dumaresq	Edendale Ward
Cr Peter Perkins	Ellis Ward
Cr Jane Ashton	Sugarloaf Ward
Cr Peter Clarke	Wingrove Ward

### Officers in attendance:

Carl Cowie	Chief Executive Officer
Vince Lombardi	Chief Financial Officer
Hjalmar Philipp	Director Operations and Infrastructure
Jeremy Livingston	Acting Director Community and Planning
Blaga Naumoski	Executive Manager Governance and Legal Services
Mitch Grayson	Executive Manager Communications and Engagement
Kylie Lethbridge	Executive Manager Economic Development and Tourism
Rick Traficante	Interim Manager Strategic Planning
Geoff Lawler	Strategic Advisor Integrated Strategy
Paul Fyffe	Senior Strategic Planner
Katia Croce	Governance Lead
Alena Spry	Governance Officer

---

### 1. Welcome by the Chair

### 2. Reconciliation statement

The reconciliation statement was read by the Chairperson, Cr Karen Egan.

### 3. Apologies

Cr Bruce Ranken is an apology for this Future Nillumbik Committee Meeting.

### **Committee Resolution**

**MOVED: Cr Peter Clarke**

**SECONDED: Cr Grant Brooker**

**That** Cr Bruce Ranken's apology be accepted.

**CARRIED**

**4. Confirmation of minutes**

Confirmation of minutes of the Future Nillumbik Committee Meeting held on Tuesday 16 April 2019.

**Committee Resolution**

**MOVED: Cr Peter Clarke**

**SECONDED: Cr Grant Brooker**

**That** the minutes of the Future Nillumbik Committee Meeting held on Tuesday 16 April 2019 be confirmed.

**CARRIED**

**5. Disclosure of conflicts of interest**

Nil

*Cr Peter Clarke assumed the chair at 7:32pm as the Councillor responsible for the Finance and Governance Portfolio.*

**6. Officers' reports**

**FN.010/19      Consideration of submissions - draft budget 2019-2020**

---

**Portfolio:      Finance and Governance**

**Distribution:   Public**

**Manager:      Vince Lombardi, Chief Financial Officer**

**Author:        Robert Malignaggi, Management Accounting Coordinator  
                    Melika Sukunda, Manager Finance**

**Summary**

This report considers submissions received from the public regarding the draft Budget 2019-2020.

Council adopted the draft Budget 2019-2020 at the Ordinary Council Meeting on 26 March 2019 for the purpose of community consultation. The draft Budget was exhibited for 28 days in line with statutory requirements with three submissions received. These submissions are attached to this report. Copies of each individual submission have been circulated to Councillors separately.

It is proposed that the Committee considers the submissions on the draft Budget 2019-2020 and that the matter then be considered by Council on 28 May 2019.

The following people addressed the Committee with respect to this item:

1.    Nikki Waterfall (Diamond Creek parkrun)
2.    Stephanie Germancheva (Wattle Glen Residents' Association / Friends of Watery Gully)

**6. Officers' reports****FN.010/19 Consideration of submissions - draft budget 2019-2020****Recommendation**

**That** the Committee (acting under delegation from Council):

1. Recommends the adoption of the budget be brought forward to the Ordinary Council Meeting on 28 May 2019.
2. Receives and notes the submissions received in respect of the draft Budget 2019-2020, in accordance with the sections 129 and 223 of the *Local Government Act 1989*.
3. Presents a report to the Ordinary Council Meeting on 28 May 2019 in accordance with section 223(1)(c) of *Local Government Act 1989* with the following recommendation:
  - a) That Council notes that 3 submissions were received on the draft Budget 2019-2020, that submissions were considered and submitters were provided with the opportunity to be heard by the Future Nillumbik Committee on 14 May 2019.
  - b) That Council considers the matters contained in the submissions and the Committee's report during finalisation of the Budget.

**Motion**

**MOVED: Cr Karen Egan**

**SECONDED: Cr Grant Brooker**

**That** the Committee (acting under delegation from Council):

1. Recommends the adoption of the budget be brought forward to the Ordinary Council Meeting on 28 May 2019.
2. Receives and notes the submissions received in respect of the draft Budget 2019-2020, in accordance with the sections 129 and 223 of the *Local Government Act 1989*.
3. Presents a report to the Ordinary Council Meeting on 28 May 2019 in accordance with section 223(1)(c) of *Local Government Act 1989* with the following recommendation:
  - a) That Council notes that 3 submissions were received on the draft Budget 2019-2020, that submissions were considered and submitters were provided with the opportunity to be heard by the Future Nillumbik Committee on 14 May 2019.
  - b) That Council considers the matters contained in the submissions and the Committee's report during finalisation of the Budget.
  - c) **That Council officers write to the incoming member for Jagajaga requesting their support for government funding towards this project (Submission 2).**

6. Officers' reports

FN.010/19 Consideration of submissions - draft budget 2019-2020

---

**Committee Resolution**

**MOVED:** Cr Karen Egan

**SECONDED:** Cr Grant Brooker

**That** the Committee (acting under delegation from Council):

1. Recommends the adoption of the budget be brought forward to the Ordinary Council Meeting on 28 May 2019.
2. Receives and notes the submissions received in respect of the draft Budget 2019-2020, in accordance with the sections 129 and 223 of the *Local Government Act 1989*.
3. Presents a report to the Ordinary Council Meeting on 28 May 2019 in accordance with section 223(1)(c) of *Local Government Act 1989* with the following recommendation:
  - a) That Council notes that 3 submissions were received on the draft Budget 2019-2020, that submissions were considered and submitters were provided with the opportunity to be heard by the Future Nillumbik Committee on 14 May 2019.
  - b) That Council considers the matters contained in the submissions and the Committee's report during finalisation of the Budget.
  - c) That Council officers write to the incoming member for Jagajaga requesting their support for government funding towards this project (*Submission 2*).

**CARRIED**

6. Officers' reports

**FN.011/19 Protecting Melbourne's Strategic Agricultural Land - Proposed draft submission from the Nillumbik Shire Council to the State Government**

---

*Cr Peter Perkins assumed the chair at 7:43pm as the Councillor responsible for the Planning Portfolio.*

*The Chairperson, Cr Peter Perkins made the following address:*

There is an officer report tonight that presents the Committee with a draft submission by Council to a State Government project which aims to identify and better protect land of strategic agricultural value in proximity of Melbourne, including in the Shire of Nillumbik.

The project is being implemented by the Department of Environment, Land, Water and Planning (DELWP) and the Department has developed draft criteria to identify strategic agricultural land.

DELWP is conducting public engagement to firstly test and refine the proposed criteria with the community, the agricultural industry, local government and key authorities.

The draft Council submission (which is **Attachment 4** to the officer report) points to significant short-comings with the proposed criteria, especially that they:

- Are too narrow in scope and fail to capture smaller scale, localised agricultural land and activity, including hobby farming, which is still highly important to the viability of Melbourne's green wedges and the future resilience and adaptability of Melbourne's food bowl.
- Fail to capture the prime agricultural land and activity within the Shire of Nillumbik, particularly the concentration of agricultural land in the north-west of the Shire.

A further key point made by the draft submission is that the DELWP project should focus not only on protecting agricultural land, but also on facilitating ease of proper use and management of land for agriculture.

The officer recommendation is that the Committee (acting under delegation from Council) endorses the draft submission and submits it to the State Government.



## 6. Officers' reports

**FN.011/19      Protecting Melbourne's Strategic Agricultural Land - Proposed draft submission from the Nillumbik Shire Council to the State Government**

---

**Portfolio:      Planning**

**Distribution:   Public**

**Manager:      Matt Kelleher, Director Community and Planning**

**Author:        Paul Fyffe, Senior Strategic Planner**

**Geoff Lawler, Strategic Advisor Integrated Strategy**

**Melanie Porqueddu, Administration Support Officer**

### Summary

This report presents the Committee with a draft Council submission to a State Government project (the project) which aims to identify and better protect land of strategic agricultural value in proximity of Melbourne.

The project is being implemented by the Department of Environment, Land, Water and Planning (DELWP) which has developed draft criteria to identify strategic agricultural land. DELWP is now conducting public engagement which will test and refine the proposed criteria with the community, the agricultural industry, local government and key authorities.

A draft Council submission is provided as **Attachment 4** and this submission makes the following key points:

- a) The project and criteria are too narrow in scope and fails to capture smaller-scale, localised agricultural land and activity, including hobby farming, which are still highly important to the viability of Melbourne's green wedges and the future resilience and adaptability of Melbourne's food bowl.
- b) Reflecting the short-coming just mentioned, the proposed criteria fail to capture the prime agricultural land and activity within the Shire of Nillumbik, particularly the concentration of agricultural land in the north-west of the Shire.
- c) The project should focus not only on protecting agricultural land, but also on facilitating ease of proper use and management of land for agriculture.

The draft submission refers to points a) and b) above as serious shortcomings of the project, which have significant implications for the viability and protection of much of the Shire's green wedge and broader implications for Melbourne's food bowl.

The following people addressed the Committee with respect to this item:

1. David Nicholls
2. Max Parsons

6. Officers' reports

**FN.011/19 Protecting Melbourne's Strategic Agricultural Land - Proposed draft submission from the Nillumbik Shire Council to the State Government**

---

**Recommendation**

**That** the Committee (acting under delegation from Council):

1. Endorses the draft submission (**Attachment 4**) as Council's submission to the DELWP Project, "Protecting Melbourne's Strategic Agricultural Land"; and
2. Requests the endorsed submission be provided to the State Government.

**Motion**

**MOVED: Cr Peter Clarke**

**SECONDED: Cr Karen Egan**

**That** the Committee (acting under delegation from Council):

1. Endorses the draft submission (**Attachment 4**) as Council's submission to the DELWP Project, "Protecting Melbourne's Strategic Agricultural Land"; and
2. Requests the endorsed submission be provided to the State Government.

**Amendment**

**MOVED: Cr Grant Brooker**

**SECONDED: Cr John Dumaresq**

**That** the Committee (acting under delegation from Council):

1. Endorses the draft submission (**Attachment 4**) as Council's submission to the DELWP Project, "Protecting Melbourne's Strategic Agricultural Land" **excluding the section on 'Improving the Relevant Planning Provisions'**.
2. Requests the endorsed submission be provided to the State Government.

**CARRIED**

THE AMENDMENT WAS PUT TO THE VOTE AND TIED.

THE CHAIRPERSON, CR PETER PERKINS, EXERCISED HIS CASTING VOTE IN FAVOUR OF THE AMENDMENT.

*Cr Peter Clarke called for a division*

For: Cr Grant Brooker, Cr John Dumaresq and Cr Peter Perkins

Against: Cr Jane Ashton, Cr Peter Clarke and Cr Karen Egan

*The Chairperson, Cr Peter Perkins declared the Amendment Carried.*

6. Officers' reports

**FN.011/19 Protecting Melbourne's Strategic Agricultural Land - Proposed draft submission from the Nillumbik Shire Council to the State Government**

---

THE SUBSTANTIVE MOTION BEFORE THE CHAIR IS AS FOLLOWS:

**Substantive Motion**

**MOVED: Cr Peter Clarke**

**SECONDED: Cr Karen Egan**

**That** the Committee (acting under delegation from Council):

1. Endorses the draft submission (**Attachment 4**) as Council's submission to the DELWP Project, "Protecting Melbourne's Strategic Agricultural Land" excluding the section on 'Improving the Relevant Planning Provisions'.
2. Requests the endorsed submission be provided to the State Government.

THE SUBSTANTIVE MOTION WAS PUT TO THE VOTE AND TIED.

THE CHAIRPERSON, CR PETER PERKINS, EXERCISED HIS CASTING VOTE IN FAVOUR OF THE SUBSTANTIVE MOTION.

THE SUBSTANTIVE MOTION WAS CARRIED AND BECAME THE COMMITTEE RESOLUTION AS FOLLOWS:

**Committee Resolution**

**MOVED: Cr Peter Clarke**

**SECONDED: Cr Karen Egan**

**That** the Committee (acting under delegation from Council):

1. Endorses the draft submission (**Attachment 4**) as Council's submission to the DELWP Project, "Protecting Melbourne's Strategic Agricultural Land" excluding the section on 'Improving the Relevant Planning Provisions'.
2. Requests the endorsed submission be provided to the State Government.

**CARRIED**

*Cr Peter Clarke called for a division*

For: Cr Grant Brooker, Cr John Dumaesq and Cr Peter Perkins

Against: Cr Jane Ashton, Cr Peter Clarke and Cr Karen Egan

*The Chairperson, Cr Peter Perkins declared the Motion Carried.*

*The Mayor, Cr Karen Egan assumed the chair at 8:52pm.*

*Mitch Grayson, Executive Manager Communications and Engagement temporarily left the meeting during discussions of the above item at 8:40pm, and returned at 8:42pm.*

**7. Supplementary and urgent business**

Nil

**8. Confidential reports**

Nil

The meeting closed at 8:52pm.

Confirmed: \_\_\_\_\_

Cr Karen Egan, Mayor