

Future Nillumbik Committee

to be held at the Civic Centre, Civic Drive, Greensborough
on Tuesday 12 June 2018 commencing at 7.30pm.

Minutes

Mark Stoermer
Chief Executive Officer

Friday 15 June 2018

Distribution: Public

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Wominje ka

Nillumbik Shire Council

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Nillumbik Shire Council

**Minutes of the Future Nillumbik Committee Meeting held Tuesday 12 June 2018.
The meeting commenced at 7.30pm.**

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

Officers in attendance:

Mark Stoermer	Chief Executive Officer
Adrian Cully	Director Business and Strategy
Matt Kelleher	Director Services and Planning
Hjalmar Philipp	Director Sustainability and Place
Blaga Naumoski	Executive Manager Governance
Katia Croce	Governance Lead
Emma Christensen	Governance Officer
Mitch Grayson	Chief of Staff to Mayor and Councillors
Vince Lombardi	Manager Finance
Suzy Ellingsen	Manager People Culture and Innovation
Neil Hordern	Manager Connected Communities
Renae Ahern	Acting Manager Planning and Health
Simon Ilsley	Acting Coordinator Statutory Planning

1. Welcome and apologies

Nil

2. Disclosure of conflicts of interest

Nil

3. Confirmation of minutes

Confirmation of minutes of the Future Nillumbik Committee Meeting held on Tuesday 15 May 2018.

Committee Resolution

MOVER: Cr John Dumaresq

SECONDER: Cr Bruce Ranken

That the minutes of the Future Nillumbik Committee Meeting held on Tuesday 15 May 2018 be confirmed.

CARRIED

Presentation

The Chairperson, Mayor Peter Clarke addressed the Committee and gallery in regards to two items.

1. Presentation of a cheque from the Eltham North Progress Association to Council.

At the cessation of the Eltham North Progress Association around 20 years ago, a sum of approximately \$11,671.00 remained in a bank account in the name of the Association since its closure.

The last known Treasurer of the Association, Ivan Francis saw the opportunity to donate this money towards the rebuild of the Eltham North Adventure Playground after it was burnt down. A cheque for the full amount above, was presented to the Mayor and Adrian Cully, Director Business and Strategy and will be deposited into the appropriate bank account. This donation will be matched in full through the Bendigo Bank grants program.

The Mayor highlighted that Ivan had passed on the CV of Walter Tindall and detailed some of Walter's work in the community. Walter was a founding member of the Eltham North Progress Association, and died in 1971. His legacy continues to live on and his community contribution is recognised.

2. Resignation of Council's CEO.

The Mayor formally recognised and thanked Mark Stoermer for his contribution as Council's CEO and wished him well in his new position as CEO of the Douglas Shire.

4. Officers' report

FN.013/18 Consideration of submissions - draft budget 2018-2019

File: **20/25/001**

Distribution: **Public**

Manager: **Vince Lombardi, Manager Finance**

Author: **Robert Malignaggi, Management Accountant**

Summary

This report considers submissions received from the public regarding the draft Budget 2018-2019.

Council adopted the draft Budget 2018-2019 at the Ordinary Council meeting on 1 May 2018 for the purpose of community consultation. The draft Budget was exhibited for 28 days in line with statutory requirements with 46 submissions received. These submissions are summarised in 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 2018-2019 and that the matter then be considered by Council on 12 June 2018.

Speakers

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

1. Helen Legg on behalf of Diamond Creek Trail Blazers (Diamond Creek Trail)
2. Ken Crompton (Yarrambat Golf Course)
3. Gavin Pearce (Yarrambat Golf Course)

Ken Crompton tabled a submission to the Committee.

Recommendation

That the Committee (acting under delegation from Council):

1. Receives and notes the submissions received in respect of the draft Budget 2018-2019, in accordance with the sections 129 and 223 of the *Local Government Act 1989*.
2. Presents a report to the Ordinary Council Meeting on 26 June 2018 in accordance with section 223(1)(c) of *Local Government Act 1989* with the following recommendation:
 - a) That Council notes that 46 submissions were received on the draft Budget 2018-2019, that submissions were considered and submitters were provided with the opportunity to be heard by the Future Nillumbik Committee on 12 June 2018.
 - b) That Council considers the matters contained in the submissions and the Committee's report during finalisation of the Budget.

4. Officers' Report**FN.021/18 Consideration of submissions - draft budget 2018-2019****Motion****MOVED: Cr Grant Brooker****SECONDED: Cr Karen Egan**

That the Committee (acting under delegation from Council):

1. Receives and notes the submissions received in respect of the draft Budget 2018-2019, in accordance with the sections 129 and 223 of the *Local Government Act 1989*.
2. Requests that the Council Yarrambat Golf Course Subcommittee meet with the Yarrambat Golf Club and the operator Belgravia Leisure to recommend to Council proposals regarding the future maintenance and operations of the course.
3. Presents a report to the Ordinary Council Meeting on 26 June 2018 in accordance with section 223(1)(c) of *Local Government Act 1989* with the following recommendation:
 - a) That Council notes that 46 submissions were received on the draft Budget 2018-2019, that submissions were considered and submitters were provided with the opportunity to be heard by the Future Nillumbik Committee on 12 June 2018.
 - b) That Council considers the matters contained in the submissions and the Committee's report during finalisation of the Budget.

THE MOTION WAS PUT TO THE VOTE AND CARRIED AND BECAME THE COMMITTEE RESOLUTION AS FOLLOWS:

Committee Resolution**MOVED: Cr Peter Clarke****SECONDED: Cr John Dumaresq**

That the Committee (acting under delegation from Council):

1. Receives and notes the submissions received in respect of the draft Budget 2018-2019, in accordance with the sections 129 and 223 of the *Local Government Act 1989*.
2. Requests that the Council Yarrambat Golf Course Subcommittee meet with the Yarrambat Golf Club and the operator Belgravia Leisure to recommend to Council proposals regarding the future maintenance and operations of the course.
3. Presents a report to the Ordinary Council Meeting on 26 June 2018 in accordance with section 223(1)(c) of *Local Government Act 1989* with the following recommendation:
 - a) That Council notes that 46 submissions were received on the draft Budget 2018-2019, that submissions were considered and submitters were provided with the opportunity to be heard by the Future Nillumbik Committee on 12 June 2018.
 - b) That Council considers the matters contained in the submissions and the Committee's report during finalisation of the Budget.

CARRIED

Cr Peter Perkins assumed the chair at 7.55pm as the Councillor responsible for the Planning portfolio.

4. Officers' report

FN.014/18 Buildings and works to construct (6) six dwellings, removal of substantial trees and reduction of the car parking requirements at 28 Luck Street, Eltham

Portfolio: Planning

Distribution: Public

Manager: Renae Ahern, Acting Manager Planning and Health Services

Author: Simon Ilsley, Senior Statutory Planner

Application summary

Address of the land	28 Luck Street, Eltham
Site area	1,110 square metres
Proposal	Buildings and works to construct (6) six dwellings, removal of substantial trees and reduction of the car parking requirements
Application number	424/2017/03P
Date lodged	8 September 2017
Applicant	Hansen Partnership Pty Ltd
Zoning	Activity Centre Zone (Schedule 3)
Overlay	Significant Landscape Overlay (Schedule 1)
Reason for being reported	Called in by Ward Councillor.
Number of objections	18
Key issues	<ul style="list-style-type: none"> • Strategic Location • Neighbourhood Character • Tree removal and impacts • Car parking and vehicular access (Clause 52.06) • Clause 55 (ResCode)

4. Officers' report

FN.014/18 Buildings and works to construct (6) six dwellings, removal of substantial trees and reduction of the car parking requirements at 28 Luck Street, Eltham

Speakers

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

1. Carlota Quinlan
2. Sue Dyett on behalf of Eltham Community Action Group
3. Henry Haszler on behalf of Friends of Nillumbik
4. Helen Coleman
5. Sharon Bonga

Recommendation

That the Committee (under delegation from Council) issue a Notice of Decision to Grant a Permit to the land located at 28 Luck Street, Eltham, for buildings and works to construct six dwellings, removal of substantial trees and reduction of the car parking requirements, in accordance with the submitted plans and subject to the following conditions

1. Before the development commences, three copies of amended plans to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plans will be endorsed and will then form part of this permit. The plans must be generally in accordance with plans received on 29 January 2018, but modified to show:
 - a) A minimum 1.8 metre deep by 4.9 metre wide balcony on the first floor of dwelling 6.
 - b) Screening of kitchen windows in dwelling 2 through to 5 to prevent overlooking in accordance with Standard B22 (ResCode) of Clause 55, or demonstrate with cross sections that screening is not required.
 - c) The proposed horizontal capped 1.8 metre high fence for dwelling 1 setback 3 metres from the living room wall to reduce the extent of works within the structural root zone for tree no. 8.
 - d) Deletion of fencing adjacent to bedroom 1 in unit 1 on the Bible Street frontage.
 - e) A 1.2 metre high timber paling fence on the boundary between unit 1 and unit 2, rather than a 1.8 metre high fence.
 - f) Bin enclosures, which if located on the Bible Street frontage, should be constructed of timber to a maximum height of 1.2 metres.
 - g) A revised materials and finishes schedule that includes details of fencing and screening.
 - h) Deletion of the 1 metre deep landscape beds adjacent to the garages.
 - i) Landscape plan as required by condition 3.
2. The development and tree removal as shown on the endorsed plans must not be altered unless with the prior written consent of the Responsible Authority.

4. Officers' report**FN.014/18 Buildings and works to construct (6) six dwellings, removal of substantial trees and reduction of the car parking requirements at 28 Luck Street, Eltham**

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3. Before the development commences, three copies of a landscape plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plan will be endorsed and will then form part of this permit. The landscaping plan must be generally in accordance with the landscape plan dated 20/07/17 prepared by Hansen. The plan must show:
- a) Development layout to accord with revised plans.
 - b) A survey of all existing vegetation and natural features;
 - c) The area or areas set aside for landscaping;
 - d) A schedule of all proposed trees, shrubs/small trees and ground cover. This schedule shall include a mixture of exotic plants and plants selected from the Council document 'Live Local Plant Local' showing the botanical and common name of each plant, the quantity to be planted, the pot size and spacing;
 - e) The location of each species to be planted and the location of all areas to be covered by grass, lawn or other surface material;
 - f) Paving, retaining walls, fence design details and other landscape works including areas of cut and fill;
 - g) Appropriate irrigation systems;
4. The endorsed tree management plan prepared by Treemap Arboriculture, dated January 2018, must be implemented to the satisfaction of the Responsible Authority.
- Within 30 days of the completion of the development, the final certification issued by the project arborist and specified in the endorsed tree management plan, must be provided to the satisfaction of the Responsible Authority.
5. Before the development commences, the owner must enter into an agreement with the Responsible Authority in accordance with Section 173 of the Planning and Environment Act 1987. The agreement must provide for:
- a) No fencing should be constructed forward of the building unless shown on the endorsed plans to the planning permit or with the prior written consent of Council.
 - b) Tree 8 as shown on the endorsed plans to the planning permit must not be removed, destroyed, felled, lopped, ringbarked, uprooted or otherwise damaged, unless with the prior written consent of Council.
 - c) The landscaping shown on the endorsed landscape plan to the planning permit must be maintained to the satisfaction of the Responsible Authority.
 - d) Any screening measures installed to prevent the overlooking of adjoining properties must be maintained to the satisfaction of the Responsible Authority.

Application must be made to the Registrar of Titles to register the Section 173 Agreement on the title to the land under Section 181 of the same Act prior to the commencement of the development and/or use.

4. Officers' report**FN.014/18 Buildings and works to construct (6) six dwellings, removal of substantial trees and reduction of the car parking requirements at 28 Luck Street, Eltham**

The owner must pay all costs (including Council's costs) associated with the preparation, execution, registration and (if later sought) cancellation of the Section 173 Agreement.

6. Unless with the prior written consent of the Responsible Authority, prior to the occupation of the development, the landscaping works shown on the endorsed plans must be carried out, completed and maintained to the satisfaction of the Responsible Authority.
7. Prior to development commencing (including any demolition, excavations, tree removal, delivery of building/construction materials and/or temporary buildings), the trees marked on the endorsed plans as being retained must have a Tree Protection Zone (TPZ) to the satisfaction of the Responsible Authority. The fencing associated with this TPZ must meet the following requirements:

- a) Extent

The tree protection fencing (TPF) is to be provided to the extent of the identified TPZ.

If works are shown on any endorsed plan of this permit within the confines of the calculated TPZ, then the TPF must be taken in to only the minimum amount necessary to allow the works to be completed.

- b) Fencing

All tree protection fencing required by this permit must be erected in accordance with the approved TPZ.

The TPF must be erected to form a visual and physical barrier, be a minimum height of 1.5 metres above ground level and of chain mesh or similar material. A top line of high visibility plastic tape must be erected around the perimeter of the fence.

- c) Signage

Fixed signs are to be provided on all visible sides of the TPF clearly stating "Tree Protection Zone – No Entry", to the satisfaction of the Responsible Authority.

- d) Irrigation

The area within the TPZ and TPF must be irrigated during the summer months with 1 litre of clean water for every 1cm of trunk girth measured at the soil/trunk interface on a weekly basis.

- e) Provision of Services

Unless with the prior written consent of the Responsible Authority, all services (including water, electricity, gas and telephone) must be installed underground, and located outside of any TPZ, to the satisfaction of the Responsible Authority.

4. Officers' report**FN.014/18 Buildings and works to construct (6) six dwellings, removal of substantial trees and reduction of the car parking requirements at 28 Luck Street, Eltham**

f) Access to TPZ

Should temporary access be necessary within the Tree Protection Zone during the period of construction, the Responsible Authority must be informed prior to relocating the fence (as it may be necessary to undertake additional root protection measures such as bridging over with timber).

8. Prior to the commencement of the approved works (including any demolition, excavations, tree removal, delivery of building/construction materials and/or temporary buildings), the erected tree protection fences must be inspected and approved by the Responsible Authority.

Once erected to the required standard, the tree protection fencing shall be maintained in good condition and may only be removed upon completion of all development works, to the satisfaction of the Responsible Authority.

9. The following actions must not be undertaken in any tree protection zone as identified in this permit, to the satisfaction of the Responsible Authority:
- a) Materials or equipment stored within the zone;
 - b) Servicing and refuelling of equipment and vehicles;
 - c) Storage of fuel, oil dumps or chemicals;
 - d) Attachment of any device to any tree (including temporary service wires, nails, screws or any other fixing device);
 - e) Open cut trenching or excavation works (whether or not for laying of services);
 - f) Changes to the soil grade level;
 - g) Temporary buildings and works; and
 - h) Unauthorised entry by any person, vehicle or machinery.

10. Before the development commences, drainage works must be designed and prepared by a qualified engineer and the plans and computations must be submitted to the Responsible Authority for approval (minimum pipe size within the road reserve must be 300mm diameter).

Plans must detail underground drains, types and sizes of drainage pits, drainage longitudinal sections, pit schedule, etc. for approval. The construction plans and computations are to be prepared in accordance with Nillumbik Shire Council's "Subdivisional Design and Construction Standards" and "Drainage Design Guidelines".

These drainage works include connection to a nominated point of stormwater discharge that is outside of the development site and requires the construction of drainage works outside the boundaries of the site.

11. Before the development commences, an on-site detention device must be designed by a qualified engineer and plans must be submitted to the Responsible Authority for approval.

4. Officers' report**FN.014/18 Buildings and works to construct (6) six dwellings, removal of substantial trees and reduction of the car parking requirements at 28 Luck Street, Eltham**

The engineer designing the on-site detention unit must contact Council's development engineer for tc and tso figures. For calculations, adopt for pre development 1 in 5 years average occurrence interval, post development use 1 in 10 years average occurrence interval.

12. Vehicular access and egress to each dwelling from the roadway must be by way of a vehicle crossing constructed / upgraded to the requirements of the Nillumbik Shire Council, to suit the proposed driveway and the vehicles that will use the crossing. The Responsible Authority must approve the location, design and construction of the crossing. Any existing unused crossing must be removed and the disturbed area reinstated to the satisfaction of the Responsible Authority. All vehicle crossing works are to be carried out with Council supervision under an Infrastructure Works permit.

The width of the driveway at the property boundary must match the width of the vehicle crossing.

13. The vehicular driveway must be properly formed and constructed to such levels to ensure that it can be utilised at all times. The driveway must be drained, constructed in concrete, asphalt or similar surface and maintained in a continuously useable condition. All works are to be carried out to the satisfaction of the Responsible Authority.

Stormwater from the driveway must be collected using 225mm wide trench-grates across the driveway at the property boundary in Luck Street where it meets the road. The underground drains for the internal drainage system underneath the driveway must be 225mm in diameter.

14. The development, including any new paved areas, must be drained so as to prevent the uncontrolled discharge of stormwater from the subject site across any road or footpath or onto any adjoining land.

Stormwater from the roof of the dwellings hereby approved must be directed to an individual holding tank (proposed underground rain water tank) with a minimum storage capacity of 2000 litres. The overflow from the tank must be directed to an on-site detention unit. The overflow from the on-site detention unit must be directed to the Council nominated point of stormwater discharge.

Water in the holding tank may be used for one or more of the following purposes: toilet flushing; property irrigation; vehicle washing and any other purpose approved by the Responsible Authority.

Any connection to Council's underground drainage system within road reserves or drainage easements must be carried out under Council supervision and an Infrastructure Works permit.

15. The construction and drainage works within the easement must be completed in accordance with the approved plans and specifications prepared to the satisfaction of the Responsible Authority(Nillumbik Shire). These works are to be constructed at no cost to Council, under Council supervision and under an Infrastructure Works permit.

4. Officers' report**FN.014/18 Buildings and works to construct (6) six dwellings, removal of substantial trees and reduction of the car parking requirements at 28 Luck Street, Eltham**

16. An on-site detention device must be installed, at no cost to Council, as per approved plans and Council's specification. Construction of the on-site detention device must be carried out under Council supervision and under a Minor Works within the Municipal Road Reserves permit.

17. No polluted, effluent and/or sediment laden runoff from the development site is to be discharged directly or indirectly into Council's drains, Melbourne Water's drains or watercourses or adjoining private property during the construction of the development.

In this regard, sediment fencing and/or pollution/litter traps must be installed on site and serviced accordingly, all to the satisfaction of the Responsible Authority.

18. This permit will expire if one of the following circumstances applies:

- a) The development is not commenced within 2 years of the date of this permit.
- b) The development is not completed within 4 years of the date of this permit.

The Responsible Authority may extend the periods referred to if a request is made in writing before the permit expires, or within 6 months afterwards if the development has not commenced, or 12 months after if the development has commenced but is not yet completed.

NOTES:

- The nominated point of storm water discharge is beyond the subject site.
- During the course of the approved construction work, a copy of this permit and the endorsed plan(s) must be kept on-site and made available for inspection by Council officers.
- Failure to undertake the requisite tree protection fencing in accordance with the conditions of this permit will result in the issuing of Planning Infringement Notices to the land owner, occupant (if this is a different person), and the person or company undertaking the works on-site. The minimum penalty on the Planning Infringement Notice for land owners and occupants will be \$792 for the land owner and occupant, and \$1586 for any company which may be undertaking works on-site.

Motion

MOVER: Cr Peter Clarke

SECONDER: Cr John Dumaresq

That the Committee (under delegation from Council) issue a Notice of Refusal to Grant a Permit to the land located at 28 Luck Street, Eltham, for buildings and works to construct (6) six dwellings, removal of substantial trees and reduction of the car parking requirements on the following grounds:

1. The proposed development and in particular the built form, front setbacks to Bible Street and the limited landscaping opportunities all respond poorly to the transitional nature of this precinct and is an overdevelopment of the site, contrary to the Activity Centre Zone (Schedule 1) at Clause 37.08 of the Nillumbik Planning Scheme.

4. Officers' report

FN.014/18 Buildings and works to construct (6) six dwellings, removal of substantial trees and reduction of the car parking requirements at 28 Luck Street, Eltham

2. The removal of significant trees and the limited landscaping opportunities provided in this proposal are contrary to the landscape objectives of the Significant Landscape Overlay (Schedule 1).
3. Due to limited on-street car parking opportunities in the immediate surrounds to the site, the proposed reduction in car parking is not supported in accordance with Clause 52.06 (Car Parking) of the Nillumbik Planning Scheme.
4. The proposed vehicular access does not provide an environment that will allow for efficient or effective vehicle movements, contrary to Clause 52.06 (Car Parking) of the Nillumbik Planning Scheme.
5. The proposal creates overlooking concerns from dwellings 2 to 5 towards the adjoining development to the west that do not satisfy Standard B22 at Clause 55.04-6 of the Nillumbik Planning Scheme.
6. The private open space for dwelling 6 does not satisfy Standard B28 at Clause 55.05-4 of the Nillumbik Planning Scheme.

THE MOTION WAS PUT TO THE VOTE AND CARRIED AND BECAME THE COMMITTEE RESOLUTION AS FOLLOWS:

Committee Resolution

MOVER: Cr Peter Clarke

SECONDER: Cr John Dumaresq

That the Committee (under delegation from Council) issue a Notice of Refusal to Grant a Permit to the land located at 28 Luck Street, Eltham, for buildings and works to construct (6) six dwellings, removal of substantial trees and reduction of the car parking requirements on the following grounds:

1. **The proposed development and in particular the built form, front setbacks to Bible Street and the limited landscaping opportunities all respond poorly to the transitional nature of this precinct and is an overdevelopment of the site, contrary to the Activity Centre Zone (Schedule 1) at Clause 37.08 of the Nillumbik Planning Scheme.**
2. **The removal of significant trees and the limited landscaping opportunities provided in this proposal are contrary to the landscape objectives of the Significant Landscape Overlay (Schedule 1).**
3. **Due to limited on-street car parking opportunities in the immediate surrounds to the site, the proposed reduction in car parking is not supported in accordance with Clause 52.06 (Car Parking) of the Nillumbik Planning Scheme.**
4. **The proposed vehicular access does not provide an environment that will allow for efficient or effective vehicle movements, contrary to Clause 52.06 (Car Parking) of the Nillumbik Planning Scheme.**
5. **The proposal creates overlooking concerns from dwellings 2 to 5 towards the adjoining development to the west that do not satisfy Standard B22 at Clause 55.04-6 of the Nillumbik Planning Scheme.**
6. **The private open space for dwelling 6 does not satisfy Standard B28 at Clause 55.05-4 of the Nillumbik Planning Scheme.**

CARRIED UNANIMOUSLY

Cr John Dumarseq assumed the chair at 8.29pm as the Councillor responsible for the Infrastructure portfolio.

4. Officers' report**FN.015/18 Special Charge Scheme Policy Review**

Portfolio: Infrastructure**Distribution: Public****Manager: Hjalmar Philipp, Director Sustainability and Place****Author: Patrick Wood, Coordinator Design****Summary**

In late 2017, Council commenced a review of its Special Charge Scheme Policy. The key objective of the review was to develop a policy that is more responsive to the needs of the community. The review was completed in May 2018 and a new policy has been drafted based on the recommendations of the review. Following consideration of the draft policy by Council, it is recommended that feedback be sought from the community, prior to the policy being adopted by Council.

Committee Resolution

MOVER: Cr Peter Clarke**SECONDER: Cr Jane Ashton****That the Committee (acting under delegation from Council):**

- 1. Approve the draft document 'Special Charge Schemes for Road and Drainage Works - Policy & Guidelines' (Attachment 1) for public consultation.**
- 2. Direct Council officers to seek community feedback in relation to the above document.**

CARRIED

Cr Bruce Rankin assumed the chair at 8.33pm as the Councillor responsible for the Infrastructure portfolio.

4. Officers' report**FN.016/18 Eltham North Adventure Playground Rebuild**

Portfolio: Infrastructure**Distribution: Public****Manager: Adrian Cully, Director Business and Strategy****Author: Melissa Houselander, Project Officer****Summary**

This report provides an update on community engagement activities during the playground rebuild project. It notes the community feedback received and how it has informed the concept designs produced by the play space designers. The report recommends that Council endorses the community engagement concept design activities and endorses the re-siting of the playground and amended car park arrangements.

Speakers

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

1. Natalie Duffy
2. Natalie Duffy on behalf of Robyn Page
3. Colin Mitchell-Harries on behalf of Cameron Henderson
4. Colin Mitchell-Harries
5. Benn Mitchell-Harries
6. Simone Cusack
7. Simone Cusack on behalf of Fiona Radici
8. Bambi McLean
9. Cath Moore
10. Cath Moore on behalf Catherine Russell
11. Helen Coleman
12. Helen Coleman on behalf of Loretta Paine
13. Isabel Nalato
14. Isabel Nalato on behalf of Friends of the Eltham North Adventure Playground Group

4. Officers' Report

FN.016/18 Eltham North Adventure Playground Rebuild

Recommendation

That the Committee (acting under delegation from Council):

1. Endorse the community engagement concept design activities to collect community feedback.
2. Endorse the relocation of the playground recreation space to the southern side of the play space/oval precinct.

Adrian Cully, Director Business and Strategy and Neil Hordern, Manager Connected Communities addressed the gallery in relation to proposed changes to the playground recreation space.

Motion

MOVER: Cr John Dumaresq

SECONDER: Cr Grant Brooker

That the Committee (acting under delegation from Council):

1. Endorses the community engagement concept design activities to collect community feedback.
2. Notes that there are two sites under consideration for the playground.
3. Asks Officers to prepare a report on the benefits of the proposed sites.
4. Refers the decision on the choice of the site to the Ordinary Council Meeting on 26 June 2018.

Cr Peter Perkins proposed to the mover and seconder that additional points (5 and 6) be included as follows:

5. Publish online and via social media the maps and details in relation to the two sites under consideration for the playground including pros and cons on each of the two sites.
6. Include the opportunity for the community to have their say on the *Council Have Your Say* website and the comments and feedback to be reported to the Ordinary Council Meeting on 26 June 2018.

This was accepted by Cr John Dumaresq and Cr Grant Brooker.

THE AMENDED MOTION THEN READ AS FOLLOWS:

Amended Motion

MOVER: Cr John Dumaresq

SECONDER: Cr Grant Brooker

1. Endorses the community engagement concept design activities to collect community feedback.
2. Notes that there are two sites under consideration for the playground.
3. Asks Officers to prepare a report on the benefits of the proposed sites.

4. Officers' Report

FN.016/18 Eltham North Adventure Playground Rebuild

4. Refers the decision on the choice of the site to the Ordinary Council Meeting on 26 June 2018.
5. Publish online and via social media the maps and details in relation to the two sites under consideration for the playground including pros and cons on each of the two sites.
6. Include the opportunity for the community to have their say on the Council *Have Your Say* website and the comments and feedback to be reported to the Ordinary Council Meeting on 26 June 2018.

THE MOTION WAS PUT TO THE VOTE AND CARRIED AND BECAME THE COMMITTEE RESOLUTION AS FOLLOWS:

Committee Resolution

MOVER: Cr John Dumaresq

SECONDER: Cr Grant Brooker

1. **Endorses the community engagement concept design activities to collect community feedback.**
2. **Notes that there are two sites under consideration for the playground.**
3. **Asks Officers to prepare a report on the benefits of the proposed sites.**
4. **Refers the decision on the choice of the site to the Ordinary Council Meeting on 26 June 2018.**
5. **Publish online and via social media the maps and details in relation to the two sites under consideration for the playground including pros and cons on each of the two sites.**
6. **Include the opportunity for the community to have their say on the Council *Have Your Say* website and the comments and feedback to be reported to the Ordinary Council Meeting on 26 June 2018.**

CARRIED

Blaga Naumoski Executive Manager Governance, temporarily left the Chamber at 9.13pm during submissions, and returned at 9.18pm.

Matt Kelleher Director Services and Planning, temporarily left the chamber at 9.44pm during submissions, and returned at 9.50pm.

4. Officers' report**FN.017/18 2018-2020 Sport and Recreation Victoria Funding Programs****Portfolio: Social Infrastructure****Distribution: Public****Manager: Neil Hordern, Acting Environment Manager****Author: Joanne Massoud, Acting Coordinator Recreation and Open Space Planning****Summary**

This report provides background information and makes officer recommendations regarding applications to the State Government 2018-2019 Female Friendly Facilities Fund (FFFF) and 2019-2020 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 three applications in total. One Major Facilities and one Local Planning under CSIF, and one application under FFFF.

The total funding requested from State Government is \$989,000 with local contributions totalling \$2,326,000. \$76,000 is already indicatively committed in the five year capital works program, a further \$2,000,000 will be applied for through Growing Suburbs Fund (GSF) and sporting clubs have committed \$250,000 in contributions.

Committee Resolution**MOVER: Cr Grant Brooker****SECONDER: Cr Karen Egan****That the Committee (acting under delegation from Council):**

- 1. Endorses the following funding applications to the Female Friendly Facilities Fund:**
 - a) Eltham Lower Park Back Oval Sportsground Floodlight Upgrade.**
- 2. Endorses the following funding applications to the Community Sports Infrastructure Fund:**
 - a) Major Facilities category;**
 - i) Greensborough Hockey Club Pavilion Extension .**
 - b) Planning category;**
 - i) Diamond Creek Open Space Plan.**
- 3. Notes \$76,000 already identified in 2019-2020 indicative capital works program.**

CARRIED

The Chairperson, Mayor Peter Clarke assumed the chair at 9.59pm.

5. Notices of Motion

NOM.001/18 Temporary signage on Council land

Motion

That:

1. Temporary signage on Council land and road reserve cease immediately where not on approved locations register and requests officers advise offending groups to remove and seek approval under Council policies; and
2. Officers bring a report to Council reviewing current policy for temporary signage to assessing marketing options for regular local events.

The Chairperson, Mayor Peter Clarke amended the wording to his motion prior to it being seconded, to read as follows:

That:

1. Temporary signage on Council land and road reserve cease immediately where not on approved locations register **(or specifically approved for display during October/November)** and requests officers advise offending groups to remove and seek approval under Council policies; and
2. Officers bring a report to Council reviewing current policy for temporary signage to assessing marketing options for regular local events.

THE AMENDED AS FOLLOWS:

Motion

MOVER: Cr Peter Clarke

SECONDER: Cr Bruce Ranken

That:

1. Temporary signage on Council land and road reserve cease immediately where not on approved locations register (or specifically approved for display during October/November) and requests officers advise offending groups to remove and seek approval under Council policies; and
2. Officers bring a report to Council reviewing current policy for temporary signage to assessing marketing options for regular local events.

THE AMENDED MOTION WAS PUT TO THE VOTE AND CARRIED AND BECAME THE COMMITTEE RESOLUTION AS FOLLOWS

4. Officers' Report

FN.022/18 Buildings and works to construct (6) six dwellings, removal of substantial trees and reduction of the car parking requirements at 28 Luck Street, Eltham

Committee Resolution

MOVER: Cr Peter Clarke

SECONDER: Cr Bruce Ranken That:

1. Temporary signage on Council land and road reserve cease immediately where not on approved locations register (or specifically approved for display during October/November) and requests officers advise offending groups to remove and seek approval under Council policies; and
2. Officers bring a report to Council reviewing current policy for temporary signage to assessing marketing options for regular local events.

CARRIED

6. Supplementary and urgent business

Motion

MOVER: Cr Karen Egan

SECONDER: Cr Bruce Ranken

That the item Chief Executive Officer be admitted for consideration as an Urgent Business item.

CARRIED

6. Supplementary and urgent business

FN.018/18 Chief Executive Officer

Distribution: Public**Author: Suzy Ellingsen, Executive Manager People, Culture and Innovation****Summary****1. Recruitment of new CEO**

The CEO has tendered his resignation, with his last day being 7 September 2018. Under section 94(3) of the *Local Government Act 1989*, Council can only appoint a person to the substantive CEO position after statutory public advertising requirements are met, and Council has considered all applications received that comply with the advertisement's conditions. It is recommended that Council now commence the advertising process in light of the CEO's resignation.

2. Appointment of Acting CEO

At a future meeting to be held before 7 September 2018 Council will need to appoint an Acting or Interim CEO, pending the appointment and commencement of a new CEO.

Committee Resolution**MOVER: Cr Peter Clarke****SECONDER: Cr Karen Egan****1. CEO Resignation**

- a) That Council notes that Mr Mark Stoermer has submitted his resignation with effect 7 September 2018.
- b) That Council thanks Mr Stoermer for his service from 30 January 2017, including as Acting CEO, with the Shire of Nillumbik and acknowledges the valued contribution he has made during his tenure.

2. Recruitment of new CEO

- a) That Council engages Davidson Executive & Boards to undertake the recruitment process for the appointment of the Chief Executive Officer in accordance with the requirements of section 94(3) of the *Local Government Act 1989* by:
 - i. Placing advertisements as required with a closing date sufficient to enable Council to consider applications received; and
 - ii. Presenting all applications received that comply with the advertisement's requirements, together with all supporting documentation in order that Council can interview some or all of the applicants and resolve on the appointment of the CEO.

CARRIED UNANIMOUSLY

6. Confidential reports

Nil

The meeting closed at 10.07pm.

Confirmed: _____

Cr Peter Clarke, Mayor