



# Moreland City Council

## Minutes of the Council Meeting

The meeting was held via video conference and livestreamed on  
Wednesday 8 December 2021

The Mayor opened the meeting at 7.01 pm and stated the Council meeting is being held on the traditional country of the Wurundjeri Woi Wurrung people and acknowledged them as Traditional Owners. The Mayor paid respects to their Elders, past, present and emerging, and the Elders from other communities who may be here today.

Present	Time In	Time Out
Cr Mark Riley, Mayor	7.01 pm	10.57 pm
Cr Lambros Tapinos, Deputy Mayor	7.01 pm	10.56 pm
Cr Adam Pulford	7.01 pm	10.57 pm
Cr Angelica Panopoulos	7.01 pm	10.57 pm
Cr Annalivia Carli Hannan, Mayor	7.01 pm	10.08 pm
Cr Helen Davidson	7.01 pm	10.40 pm
Cr Helen Pavlidis	7.01 pm	10.57 pm
Cr James Conlan	7.01 pm	10.57 pm
Cr Milad El-Halabi	Apology	
Cr Oscar Yildiz JP	7.01 pm	10.40 pm
Cr Sue Bolton	7.01 pm	10.57 pm

### OFFICERS

Chief Executive Officer – Cathy Henderson  
Director Business Transformation – Sue Vujcevic  
Director City Infrastructure – Anita Curnow  
Acting Director City Futures – Phillip Priest  
Director Community Development – Eamonn Fennessy  
Director Engagement and Partnerships – Joseph Tabacco  
Unit Manager Finance – Jemma Wightman  
Manager Governance and Strategy – Yvonne Callanan  
Team Leader Governance – Naomi Ellis

## **APOLOGIES/LEAVE OF ABSENCE**

Cr El-Halabi was an apology to the meeting.

*7.05 pm Cr Carli Hannan disclosed a conflict of interest in her request for parental leave and left the meeting.*

## **LEAVE OF ABSENCE**

### **Motion**

**Cr Pavlidis moved, Cr Conlan seconded -**

**That Cr Carli Hannan be granted parental leave from 9 December 2021 – 2 March 2022 inclusive.**

**Carried**

*7.05 pm Cr Carli Hannan returned to the meeting.*

## **DISCLOSURES OF CONFLICTS OF INTEREST**

Cr Carli Hannan disclosed a conflict of interest in her request for parental leave.

Cr Carli Hannan disclosed a material conflict of interest in item 7.2 as her husband is on the Merri Health Board and her father recently finished up as Chair of the Board. Merri Health have a material interest in the outcome of the health precinct.

## **MINUTE CONFIRMATION**

### **Resolution**

**Cr Tapinos moved, Cr Panopoulos seconded -**

**The minutes of the Council Meeting held on 10 November 2021 and the Special Meeting held on 17 November 2021 be confirmed.**

**Carried**

## **PETITIONS**

### **5.1 NO MORE ACCIDENTS IN THE BELL STREET RISK ZONE - URGENTLY MEET PEDESTRIAN SAFETY STANDARDS**

A petition (D21/479799) has been received containing 1,283 signatures requesting Council take action to stop more accidents and prevent injury and fatality on the Bell Street bridge over the Merri Creek.

### **Officer Recommendation**

That Council:

1. Receives the petition, requesting Council take action to stop more accidents and prevent injury and fatality on the Bell Street bridge over the Merri Creek.
2. Refers the petition requesting Council take action to stop more accidents and prevent injury and fatality on the Bell Street bridge over the Merri Creek to the Director City Futures for consideration and response.

### **Resolution**

**Cr Conlan moved, Cr Bolton seconded -**

**That Council:**

1. **Receives the petition, requesting the Honorable Ben Carroll, Minister for Roads and Road Safety take action to stop more accidents and prevent injury and fatality on the Bell Street bridge over the Merri Creek.**
2. **Refers the petition, requesting the Honorable Ben Carroll, Minister for Roads and Road Safety take action to stop more accidents and prevent injury and fatality on the Bell Street bridge over the Merri Creek to the Director City Futures for consideration and response.**

**Carried**

*7.13 pm Cr Panopoulos left the meeting.*

## **5.2 PETITION TO IMPROVE PARK SAFETY AT ALLARD PARK**

A petition (D21/482060) has been received containing 48 signatures requesting Council improve park safety at Allard Park.

### **Officer Recommendation**

That Council:

1. **Receives the petition, requesting Council improve park safety at Allard Park.**
2. **Refers the petition requesting Council improve park safety at Allard Park to the Director City Infrastructure for consideration and response.**

### **Resolution**

**Cr Pavlidis moved, Cr Tapinos seconded -**

**That Council:**

1. **Receives the petition, requesting Council improve park safety at Allard Park.**
2. **Refers the petition requesting Council improve park safety at Allard Park to the Director City Infrastructure for consideration and response.**

*Cr Panopoulos returned at 7.13 pm before vote.*

**Carried**

## **5.3 SAVE COBURG NORTH DOG POND**

A Petition (D21/517329) has been received containing 106 signatures requesting Council to save Coburg North Dog Pond and make it an official off-leash area for dogs.

### **Resolution**

**Cr Bolton moved, Cr Conlan seconded –**

**That Council:**

1. **Receives the petition, requesting Council save Coburg North dog pond and make it an official off-leash dog area.**
2. **Refers the petition requesting Council save Coburg North dog pond and make it an official off-leash dog area to the Director City Infrastructure for consideration and response.**

**Carried**

## **PUBLIC QUESTION TIME**

*Public Question Time commenced at 7.16 pm.*

### **DAMIR MITRIC - STATEMENT - FAWKNER LEISURE CENTRE**

The resident made the following statement:

- On behalf of the Save the Fawkner Outdoor Pool group and on behalf of the Fawkner Community at large thanked volunteers and the organising committee who met every week to campaign and raise awareness through the media, letterbox drops and a 150 person protest.
- Thanked the Councillors and CEO for allocating the funding to the facility.
- The groups name has changed to the Friends of Fawkner Outdoor pool in celebration of the facility and to make sure the pool is funded for future generations.

*Damir Mitric read his statement.*

### **DARYL CROKE - STATEMENT - FAWKNER LEISURE CENTRE**

The resident made the following statement:

My name is Daryl Croke I teach Digital Technologies at Glenroy College and I am the AEU sub-branch secretary at the school. I have worked in schools in Northern Suburbs for 15 years and prior to becoming a teacher, I worked as a lifeguard, swimming teacher and swimming coach at leisure centres including working at Coburg Leisure. Therefore, I have taken an active interest in the campaign to save and improve the facilities at Fawkner Leisure Centre. I attended the recent pop-up community consultation regarding the Fawkner Leisure Centre and was general impressed with the scope of the redevelopment, especially the improvements to the outdoor 50m pool.

However, I do want to raise some concerns. In recent years there has been an increase in drowning deaths particular amongst young males. As a teacher of teenagers, I can state that most of my students can't swim to save themselves and yet one of the most popular recreation activities is fishing. Due to COVID many students have missed out on 2 years of primary school swimming lessons and big cohort of those students will enter high schools next year with little formal swimming ability. This situation is unacceptable and the responsibility to address this issue clearly lays at the feet of local government. It is fantastic that Fawkner is being upgraded but there is a need to increase the usage of youth and increase the swimming ability young people in area.

I didn't get a sense from the community consultation that there is a clear strategy to increase the usage of the pool and that worries me. I have often heard it said that the low levels of swimming ability and poor attendance of some pools in LGA is a "demographic" or "cultural" issue. I don't accept these arguments, as a high school teacher I don't say that "working class kids aren't into computer programming". I deliver the curriculum to best of my ability and I raise expectations.

I believe that the Council needs to guarantee an increase usage of the future Fawkner Leisure centre by taking pro-active steps now. For example Opening the outdoor pool in summer 6am to allow people and maybe swimming squads to use the pool before work and school meet with local schoolteachers early in 2022 to promote learn to swim programs and develop new opportunities Actively explore the possibility of creating a swimming club or squad to operate out of Fawkner outdoor pool. I am willing to work with the council and use my contacts with active AEU members to help promote Fawkner Pool and promote swimming in the local area.

*Daryl Croke read his statement.*

## **DARYL CROKE - QUESTION - FAWKNER LEISURE CENTRE**

What steps are the Moreland City Council committed to taking to improve the swimming ability of young people in the Glenroy and Fawkner area?

The Mayor responded:

- Council welcomes all feedback and ideas to increase patronage and revenue. There is also the possibility of extending the opening hours to increase the benefit to users.

## **TASSIA MICHALEAS - STATEMENT - COBURG HEALTH HUB**

The resident made the following statement:

Merri Health maintains its position and belief that the proposed Moreland Health Precinct and its vision, project objectives and strategic principles align with Council's long-held aspiration to bring new health and community services to Coburg. This position has been strengthened following the review of the Council Plan 2021-2025 which clearly identifies the development of a health and community services hub as a major priority. It is no secret that there are significant shortfalls in current Medicare funding of healthcare services and an unmet need for health and community services.

Council have undertaken numerous reviews and consistently identified the need for dynamic and innovative approaches to improving local health needs via an integrated service model with the Moreland Health and Wellbeing Profile 2020 providing a recent analysis of the key health issues. Moreland and its adjoining municipalities are some of the fastest growing population corridors in Melbourne, this population growth, gentrification, and a transitioning economy are leading to an influx of new residents, many with complex care needs with over half of adults in Moreland having one or more chronic diseases, an increase in mental health with one quarter of adults diagnosed with anxiety or depression and the ongoing impact of a pandemic that placed considerable stress on an existing ailing health system.

This project will create a model of integrated care, with a range of providers and services operating across the site for the benefit of the community, it will act as a catalyst for change, bringing together a mix of high-quality health care and related community care services, and is designed to respond to the needs of a diverse LGA. Merri Health envisages the Moreland Health Precinct proposal will have multiple benefits for the community, however, will specifically provide:

- Improved access to primary healthcare services
- Enhancing client centred care
- Recruitment / retention of a skilled workforce

The proposal will facilitate greater access to primary and community health care in Melbourne's northern suburbs and provide Merri Health capacity to increase its service delivery to best meet the needs of its community. Additionally, a health service hub, co-located with general practice and other primary care providers, would facilitate the provision of truly multidisciplinary, integrated care for clients with higher acuity health issues. Community expectations and population continue to age and grow and are changing the city's demographics. Although high population growth provides significant opportunities for the local economy, it also gives rise to great challenges; in particular, managing service needs and promoting health opportunities.

This location provides an attractive opportunity for a health precinct with the site uniquely placed in terms of exposure and accessibility, whilst also sitting within the Moreland Activity Zone. Clearly, in accordance with the Council Officer report not only is the need there but so is the desire with 73% of respondents to the survey wanting a health service at their door step, when coupled with Moreland's health and wellbeing profile this provides more than enough rationale for this proposal.

*Tassia Michaleas read her statement*

### **RODNEY SPARK - QUESTION - BRUNSWICK CENTRAL PARKLANDS**

- Request that the Council defer the consideration of Agenda Item 7.5 to enable adequate discussion about the suitability of the draft Plan, to address community concerns and to re-consider how best to proceed with Plan development.

The Mayor responded:

- It is likely there will be a motion to defer this item to consider more feedback.

### **AMANDA GOOD – STATEMENT - AMENDMENT C208MORE – HERITAGE NOMINATIONS STUDY**

The resident made the following statement:

Thank you Councillors for your November meeting decision to defer progressing with heritage. I am here today to continue to share my concern about the inclusion of Hanover street as a precinct. This last month has given me the time to further discuss details with council's officers. Council's input has been useful, and I've been provided information that was not otherwise accessible. It remains concerning to me, that on review of these details, there is only basic and changing information that has been prepared to support the listing of Hanover Street. I continue to ask that the Council to remove Hanover street from its proposal, albeit I support the council's general efforts to protect heritage within the municipality.

My question is to the Councillors of the Southward, Cr Tapinos, Cr Riley, Cr Conlan, do you share my concerns for Hanover Street?

At the request of the Mayor, Phillip Priest, Acting Director City Futures responded:

The information that has been collected and analysed to support the inclusion of Hanover Street in a Heritage Overlay has met the relevant criteria in guidance material produced by Heritage Victoria.

Even though there have been some changes to some of the houses in the street, the attributes that are the most significant remain intact and contribute to the heritage of the streetscape.

The officer report in tonight's agenda recommends that the amendment be referred to an independent planning panel where the heritage significance of the precinct will be reviewed further.

All submitters will have an opportunity to address the panel and have concerns considered.

### **VERITY CAMPBELL - QUESTION - NICHOLSON STREET SAFETY NOM**

Can Council let me know when it will improve road safety for vulnerable road users in Moreland?

I ask that you prioritise road safety on this notorious strip of road and throughout Moreland to improve our safety and that of our community.

At the request of the Mayor, Phillip Priest, Acting Director City Futures responded:

Nicholson Street is an arterial road and is owned and managed by the Dept of Transport. For some years now Council officers have been advocating to the State Govt to look into the crashes along this stretch of road and what safety improvements they can make. I can confirm that Dept of Transport are aware of the advocacy efforts by both Council and more directly from members of the community.

There is a Notice of Motion in the agenda tonight for Council to consider further advocacy efforts to improve traffic safety in Nicholson Street.

## **DANIEL KADE - QUESTION - RENAMING MORELAND**

If Moreland City Council wishes to mend the past has it considered giving back dispossessed land to the Aboriginal community, such as land currently being managed by Council?

## **Motion to extend Community Question and Statement Time**

### **Motion**

**Cr Panopoulos moved, Cr Bolton seconded -**

**That community question time be extended for 30 minutes.**

**Carried**

*At 7.40 pm the time allowed for Questions of Council and Community Statements was extended by 30 minutes.*

The Mayor responded:

Moreland City Council has a strong commitment to reconciliation and a long history of commitment to working together with the traditional owners on this journey. We are considering the change of name as a result of a request from representatives of the traditional owners, the Wurundjeri Woi Wurrung Elders. We will be taking the matter very seriously and will also take our commitment to supporting community diversity and opposing racism very seriously. Council has other actions it is taking to support that reconciliation work. For instance we are working with traditional owners on the Ballert Mooroop project in Glenroy and further actions will emerge around that. Also taking measures around procurement, job pathways and engaged a women's working group along the Merri Creek.

## **MATTHEW MACDONALD - QUESTION - AMENDMENT C208MORE – HERITAGE NOMINATIONS STUDY**

As per my submission to C208 Amendment (#35) my house is a timber weatherboard located along the northern boundary of the property, and council recently approved a 2-story new build and 2nd storey extension to the adjacent properties immediately alongside this northern boundary. As such our house does not experience any winter sun and despite significant investment in additional insulation our heating costs are exorbitant. When the clear conflict of placing heritage overlays over houses that are energy inefficient and are due for replacement (and as such preventing our family from creating an energy efficient house and as such contribute on an individual level to the climate emergency), council response was that the amendment "does not prevent ... glazing, insulation and installation of solar panels".

How can council on one hand declare a Climate Emergency (incl. goals associated with Zero Carbon Moreland) and to call on all levels of government for urgent action but at the same time actively implement amendments that severely restricts and/or prevents individuals from being able to reasonable achieve those very same goals?

At the request of the Mayor, Phillip Priest, Acting Director City Futures responded:

Council does have to balance many competing considerations in making planning decisions. These include the competing objectives of environmental sustainability and the protection of heritage buildings that you point out in your question.

The installation of new sustainability measures such as better insulation, energy efficient heating, solar panels (when generally not visible from a street or a park), energy efficient hot water systems and other domestic services are all possible on heritage buildings

Exemptions from the need to obtain a planning permit allow domestic services such as cooling or heating systems, rainwater tanks without the need for a permit.

Routine repairs and maintenance also do not usually require a planning permit, unless it changes the appearance of the heritage building.

Retaining heritage buildings also reduces the energy usage associated with the demolition, construction waste disposal and new construction.

## **Questions and Statements Taken On Notice**

*Questions and statements taken on notice and may be summarised for the purpose of recording them in the minutes. Full and complete copies are made available to Council officers for responses or information.*

### **MATTHEW MACDONALD - QUESTION - AMENDMENT C208MORE – HERITAGE NOMINATIONS STUDY**

It is noted that the Duke St Precinct within Amendment C208 is to be removed from the proposed planning scheme amendment. This is a positive outcome for the community given the error ridden citation and as per community submissions #32, #34, #35, #36 & #39 How can the Moreland community have any faith that council is following a due and proper process when the heritage consultant has produced a poorly researched citation riddled with erroneous statements which upon review calls into question the author's competency?

*The question was taken on notice and a written response will be provided.*

### **JOANNA STANLEY - AMENDMENT C190MORE**

Moreland's C190 goes further that State Gov is, encouraging knock down of original house and the building (mostly side-by-side) of two dwellings. What makes Moreland council sure that it wants to leapfrog over the next logical step of VicSmart?

Is the "planning code" Moreland wants to put into this VicSmart provision, exactly the state's version of it and how will it differ in controlling development

*The question was taken on notice and a written response will be provided.*

### **ROCCA SALCEDO - QUESTION - STRATEGY TO INCREASE ACCESSIBILITY IN MORELAND**

I would like to know, what is the strategy to increase the accessibility in Moreland, including transport with accessibility (tram 1 and 8), crossing with proper ramps and business with portable ramps and playgrounds suitable for kids with disabilities?

*The question was taken on notice and a written response will be provided.*

### **ROCCA SALCEDO - STATEMENT - NICHOLSON STREET SAFETY**

Our community have been campaigning for increased road safety infrastructure along Nicholson Street for six years. In the past month, the residents of Coburg have report 12 collisions on Nicholson Street, some of them involved pedestrians. Local residents describe vehicles repeatedly crashing into oncoming traffic from around the bend, and then travelling out of control across the footpath into residential fences immediately next to the tram stop and the signalised crossing. There are a number of factors that contribute to the traffic hazard:

1. Speed: there are sections on Nicholson St with 60km and other sections 40k.
2. Tram: when is raining the tram rails are very slippery and the drivers lose control.



3. There is a curve between The Grove and The Avenue, those drivers not familiar with the area driving at 60k or more, can easily lose the control of the vehicles entering the curve, as there are not traffic signs indicating to reduce the speed at the curve.
4. Speed at night is one of the main problems on Nicholson Street between Bell Street and Moreland Road. It is important to install a speed camera.

Moreland Council must advocate, on behalf of the residents of the area, pushing Vic Roads to take immediate actions, analysing the traffic conditions to avoid more fatal accidents.

*The statement was taken on notice and forwarded to the relevant Director for information.*

### **FAYE SCANLAN - STATEMENT - FAWKNER LEISURE CENTRE**

I would like to make a statement on behalf of the save Fawkner outdoor pool campaign sharing some of the things we heard during the latest consultation process - thank you for your time

*The statement was taken on notice and forwarded to the relevant Director for information.*

### **MARION ATTWATER - QUESTION - AMENDMENT C190MORE**

Does removing public notice and third party appeal rights for objectors, as proposed by Amendment C190, align with the new Council Plan 2021-25 and Community Vision? And if yes, which specific parts of the Council Plan and/or Community Vision?

And will Council amend its Part II Freedom of Information Statement if it does vote in favour of Amendment C190, because planning permit applications are part of this Statement?

*The question was taken on notice and a written response will be provided.*

### **MARION ATTWATER - QUESTION - AMENDMENT C212MORE**

Why hasn't the Amendment documentation for C212 been altered to include the revised version of the MITS from the 14 April 2021 meeting?

The Council Officer response to my submission to Amendment C212 says that "While Council resolved at the April 2021 to begin further work to revise MITS 2019, this may take a few years to complete". But in another item on the Agenda, Notice of Motion 8.1 the Officer comments says that "the work to revise MITS 2019 will be considered by Council in 2022".

So which timeframe is correct, and why did the Report of 14 April 2021 have an implementation timeline showing public consultation on the revised MITS of May to June 2021?

Am I supposed to go to Planning Panels Victoria and point out all these faults, instead of Council doing a community engagement process or establishing a reference group to determine the best wording for the MITS and hence for the Moreland Planning Scheme?

*The question was taken on notice and a written response will be provided.*

### **HELEN KRATZMANN - QUESTION - NICHOLSON STREET SAFETY NOM**

When is the last time that the subject of speed limit reductions on Nicholson Street was specifically raised with DoT, and how many times has the subject been discussed with DoT since this report was delivered?

Does Moreland Council have any information or updates on the rollout of DDA compliant tram stops for route 1 and 8?

When is the last time that Moreland Council wrote to Minister Ben Carroll to advocate for DDA compliant tram stops and reduced speed limits along Nicholson Street?

If Moreland Council has not written to Minister Carroll in regards to this matter – ever, or recently, can this please be done, as part of Council's Disability Access and Inclusion Plan, the Moreland Integrated Transport Strategy and Council's ongoing commitment to road safety along Nicholson Street?

*The question was taken on notice and a written response will be provided.*

#### **HELEN KRATZMANN - STATEMENT - NICHOLSON STREET SAFETY NOM**

I would like to make a statement in relation to a key theme on tonight's agenda, the overwhelming community desire for road safety, liveability and amenity – and the connection to the Moreland Integrated Transport Strategy.

*The statement was taken on notice and forwarded to the relevant Director for information.*

#### **JULIE BROWN - QUESTION - GOVERNANCE RULES**

Will this make any difference to the expression of interest process for advisory committees and reference groups that is currently open for applications? And will it make any difference to the Draft Terms of Reference for these advisory committees?

*The question was taken on notice and a written response will be provided.*

#### **JULIE BROWN - QUESTION - EOI ADVISORY COMMITTEES**

Why can't the applications for advisory committees and reference groups remain open over the Christmas and New Year break instead of closing on 23rd December?

*The question was taken on notice and a written response will be provided.*

#### **ANDREA BUNTING - QUESTION - WALKING IN BRUNSWICK NOM**

So how many complaints does Council receive each year; how many times is the local law not fully enforced; how many fines are issued each year; and how many are actually paid?

For those that are not paid, can we please get a breakdown of the reasons why?

How often are footpaths being obstructed for over a year, and what is being done to ensure a reasonable time limit is applied to permits allowing footpath to be obstructed?

*The question was taken on notice and a written response will be provided.*

#### **JOSE VILLADANGOS - QUESTION - BELL ST BRIDGE ACCESS**

What progress has Council made in relation to Cr Bolton's motion as follows?

That Council contacts the Minister for Roads and Road Safety Ben Carroll and VicRoads seeking:

- a) Road crash data for the Bell Street bridge and the Nicholson Street and Elizabeth Street intersections on either side of the bridge. This data should include the number of poles that have been replaced because of vehicle crashes.
- b) A road safety audit.
- c) Immediate actions to improve safety for people using the footpath across the bridge and a plan and timeline for a permanent solution to resolve the safety issues.
- d) A site meeting involving the Minister for Roads and Road Safety or a representative, a VicRoads representative, Moreland's transport department, a Coburg High School representative and a representative of community group Safe Access over Bell Street Bridge for Everyone.

When will Council address the safety issues of these footpaths including substandard narrow footpaths, sloped kerbs and lack of railing to protect pedestrians from cars and heavy vehicles?

*The question was taken on notice and a written response will be provided.*

#### **MATTHEW SPENCER – QUESTION - REMOVAL OF TREES**

Who assesses the application? What are the criteria for removal? Are neighbours and/or nearby residents consulted about applications for tree removal?

If not, why not, particularly in circumstances where the tree is located within a front yard and contributes to the amenity of the street?

*The question was taken on notice and a written response will be provided.*

#### **MATTHEW SPENCER - QUESTION - TRANSPARENCY AROUND STAFF DELEGATED DECISIONS**

How is Council responding to the recommendations of the Ombudsman in its December 2016 report, which is titled 'Investigation into the transparency of local government decision making, particularly with respect to 'transparency around staff delegated decisions'.

*The question was taken on notice and a written response will be provided.*

#### **NICHOLAS VERGINIS - QUESTION - DAREBIN COUNCIL CONSULTATION ON SHARED USE OF NORTHCOTE GOLF COURSE**

In light of the unique natural value and proximity of the parkland adjacent to Merri Creek, how is Moreland Council ensuring it's residents are aware of and take part in this important consultation?

What support can Moreland Council offer to this process and ensure future planning realises the community and environmental aspirations for this open space? Is the Council sharing learning from its partnership with the park's neighbour CERES, and the social, environmental and economic value gained from a significantly smaller community-run open space?

*The question was taken on notice and a written response will be provided.*

#### **CARMELINA ZAMMIT - QUESTION - BETTER PARKING FOR RESIDENTS**

What is Council doing to address lack of parking availability?

*The question was taken on notice and a written response will be provided.*

#### **CARMELINA ZAMMIT - QUESTION - STREETS CLEANING**

When is MCC planning allocating to clean-up our Streets before Music Festivals eventuate, people flock in their thousands, cleaning rubbish rubble around train station and shared Upfield bike paths, including Sydney Road, will boost local economy.

*The question was taken on notice and a written response will be provided.*

#### **ANDREW DI DINATO - STATEMENT - OFF-LEAD PARK FOR DOGS IN PASCOE VALE**

I'd like to make a statement after seeing this on Reddit. I moved to Pascoe Vale from Strathmore in 2019. I have a dog. Whilst in Strathmore, I was happy to pay the pet animal

registration yearly fee. There were fenced dog parks with agility courses, poo bags etc for dogs.

I have come here and it's a disappointment. I know it's illegal to NOT register my dog. I work in a high government sector to know that. However, I will continue to NOT pay registration fee's when I know all my dog registration fees goes to Brunswick and even Coburg.

I have spoken to other dog owners around, and they all feel the same way. Many have seen the issue raised online and I feel saddened that it's my residing Council that's a 'name and shame'. Until you start showing where our dog registration is going, then people will start having a change of mind. But, the fact you don't shows the benefits of it, people will have a change of mind.

Up to this point, even those that have paid their yearly registration all say the same, 'we don't see anything happening in Pascoe Vale. It's like all our registration costs go into Brunswick and Coburg. We will stop paying it. If they want to fine us, we'll take it up the chain of command'.

As I stated earlier, if you want to actually change things for the better then show them where their money is going. Creeks? cool (most dogs avoid that), Parks/Reserves? cool, but that's just normality in any suburb and you've just forced dog owners to adapt into there because there's nowhere else they can go.

Do you see why 4000+ people online are agreeing with the topic? You've basically made people pay for another suburb's benefits and shown them a hand with nothing in it for them.

I read online that was posted by other users that you were against handing out dog poop bags? Is that because you can't fine them for not carrying one? That's ridiculous.

You haven't given a reason why people should pay their dog registration as it doesn't benefit anyone in that certain suburb and you honestly expect them to continue paying their registration? Show them the benefits of it and they might consider it.

Build a dog park for them. Given how much emphasis there is online, it's safe to say, residents won't wait till 2025. Many see Brunswick, Coburg and Pascoe Vale as the main identities of Moreland Council. But it just seems like you only care about the first two respectively and its really unfortunate.

*The statement was taken on notice and forwarded to the relevant Director for information.*

## **LISA O'HALLORAN - STATEMENT - COBURG HEALTH AND COMMUNITY SERVICES PRECINCT**

The Coburg Historical Society is pleased that Council Officers are now recommending that the Bluestone Cottage remains in the ownership of Council, with Coburg Historical Society as tenant - continuing our joint custodianship of this significant complex - and are grateful for the time Officers and Councillors have recently put into understanding the work of the Society and our future needs.

The heritage listed Bluestone Cottage and kitchen are in need of restoration, and the existing annex is not fit for purpose to preserve the Society's collection of documents and artefacts.

Our strong view is that these works need to be considered regardless of whether the sale of land is supported by Council - and we will continue to advocate on this basis regardless of the outcome of Wednesday's meeting.

In relation to the recommendation you are being asked to consider tomorrow evening, there are a number of unknowns from the Society's perspective - largely around the quantum of investment that Council is committing to and the exact scope of work proposed.

It is important to note that we have three projects within a project that we consider in need of urgent attention - the restoration of the Cottage, the restoration of the kitchen outbuilding (both heritage listed structures of State Significance) and the reconstruction of the 'annex' - an existing garage at the rear of the site - which will be required to relocate to facilitate the Health Hub.

Ideally, reconstruction of the annex would include research space, exhibition space, storage for the collection and accessible amenities. We agree with the Officers approach of future proofing for expansion to include additional area and facilities - and support the replacement of the existing premises with some improvements including climate control to assist with preservation as a Stage 1.

With the assistance of some of our members, who are registered architects, we are advancing our own concepts for what the Cottage complex may include in the future and look forward to continue working with Council to advance these aspirations.

There are some matters in the officers report that we would like to bring to your attention, namely:

- there is inconsistency in the report regarding the size of the annex - with areas of 110m<sup>2</sup> and 125m<sup>2</sup> referenced. The existing annex is approximately 125m<sup>2</sup> and should be replicated. Having a smaller space than present will impact the Society's ability to grow its collection or expand its ability to host group visits.
- 18 car parking spaces are proposed as part of the site proposed for subdivision. We understand this is to address needs for the adjacent town hall as well as the Cottage but we note that 18 spaces is well in excess of what the Society feels is required on site for its own use, and a higher and better use of this land could be for the proposed heritage productive garden or accessibility improvements to the annex to ensure community members of all abilities have equitable access to the Society Museum and collection.
- we are also concerned that the inclusion of carparking within the 1000m<sup>2</sup> site proposed will compromise the ability include some form of heritage productive garden as part of the cottage complex (referenced in the Officer recommendation) and indeed may result in the Society occupying less space than present. The existing complex is located on a 750m<sup>2</sup> site without carparking and 18 carparks will require 233m<sup>2</sup> plus circulation space - thereby reducing the Cottage site to under 750m<sup>2</sup>.

The proposed subdivided site does improve integration with the Town Hall complex - which we do see as a benefit for the Bluestone Cottage museum.

We look forward to continuing to work with Council to secure the future of the Cottage - as a place for all to enjoy.

*The statement was taken on notice and forwarded to the relevant Director for information.*

*Public Question Time concluded at 7.46 pm.*

## COUNCIL REPORTS

### 7.1 FAWKNER LEISURE CENTRE REDEVELOPMENT - COMMUNITY FEEDBACK ON CONCEPT DESIGN

#### Executive Summary

Following the Council meeting in October 2021, four weeks of Stage 2 Community Consultation was undertaken from Friday 15 October to Friday 12 November 2021. (Refer to attachment 2 for the full report.) A range of engagement and promotional tools were used including 5,200 postcards in 5 languages being delivered to each household within Fawkner informing residents of the consultation being undertaken. Additional promotional material was also distributed including information on how to join one of two online information sessions and the pop-up activity at the Fawkner Leisure Centre held on 9 November between 3 – 6pm run by independent community consultants ChatterBox Projects.

A pleasing 168 feedback forms were received over the four-week consultation period, 148 of these online and 20 in hardcopy through the Fawkner library and leisure centre.

The majority of responses and comments on the proposed concept design were positive and supportive.

A number of suggestions were received in relation to the proposed concept design. Many of these had already been addressed and included within the concept and further detailed design. Feedback received in relation to one component has had further consideration.

#### *Consideration of additional deep-water space outdoor pool for youth*

Community feedback presented to the October Council meeting requested consideration of retaining opportunities to dive and jump (or similar) in a dedicated deep-water space in the seasonal outdoor 50 metre pool. This activity can be accommodated in the proposed 50 metre seasonal outdoor pool.

Having completed the initial stages of design under Director delegation, it is now necessary to seek Council's approval for appointment of the same design consultants for the full cost of project design (which was \$1,417,449 including a provisional sum and 10 per cent contingency), as originally envisaged. In doing so, however, Council's support is sought for a variation in this contract to the value of \$390,000, bringing the total authorised expenditure under ST-2021-179 to \$1,807,449.

The variation is required due to the increase in scope and the need for the architects (CO-OP Studio) and subconsultants to design and estimate options for delivery over two stages.

Additional to contract costs, project management costs are further increased to the value of \$350,000 due to additional resourcing provided by the Quantity Surveyor and through the appointment of a dedicated Project Manager.

It is important to note, at this point in time the industry is seeing a significant increase in tender costs due to the volatile market, cost of supply and increased demand. These may have an impact on the scope of project that can be delivered for the revised Stage 1 cost of \$27.8 million plus the additional Architectural and Project Management costs.

#### Officer Recommendation

That Council:

1. Thanks the community for their participation and contribution to the recent community consultation.
2. Adopts the concept plan following recent consultation as per Attachment 1 including the delivery of the project over two stages, noting that:

- a) Stage 1 is to commence construction in April 2023 and
  - b) Stage 2 of the project will be referred to a future capital works program beyond the current 5-year outlook
3. Endorses the commencement of detailed design, tender and construction for stage 1 as per the concept plan as per Attachment 1.
  4. Noting that CO-OP Studio has previously been awarded the initial stage of design contract ST-2021-179 using a contractual Milestone approach for Stage 1 (executed under Director Delegation);
    - a) Endorses the execution of Milestones 2-5 of the CO-OP Studio Contract ST-2021-179 for the full project documentation for the Fawkner Leisure Centre Redevelopment project (Stages 1 and Stage 2).
    - b) Notes that the Contract amount for ST-2021-179 is for \$1,145,720 along with a provisional sum of \$142,870 for ancillary consultant services required throughout the design process and contingency of \$128,856 (10 per cent) for unforeseen variations that may occur during the design and construction period – a total of \$1,417,449.
    - c) Immediately varies Contract ST-2021-179 with CO-OP Studio by \$390,000 (ex GST) reflecting the iterative nature of the design work during scoping, the change in scope of works and the increase in project delivery costs, taking the total authorised spend under the Contract to \$1,807,449.
    - d) The tender assessment and recommendation is provided at confidential Attachment 3.
  5. Refers the need for additional budget of \$7.99 million to deliver Stage 1 of the Fawkner Leisure Centre Redevelopment to the 2022/23 budget process and associated update of the 5-year Capital Works Program, comprising estimated construction costs and Architectural and Project Management costs.

## **Resolution**

**Cr Bolton moved, Cr Pavlidis seconded -**

**That Council:**

1. **Thanks the community for their participation and contribution to the recent community consultation.**
2. **Adopts the concept plan following recent consultation as per Attachment 1 including the delivery of the project over two stages, noting that:**
  - a) **Stage 1 is to commence construction in April 2023 and**
  - b) **Stage 2 of the project will be referred to a future capital works program beyond the current 5-year outlook**
3. **Endorses the commencement of detailed design, tender and construction for stage 1 as per the concept plan as per Attachment 1.**
4. **Noting that CO-OP Studio has previously been awarded the initial stage of design contract ST-2021-179 using a contractual Milestone approach for Stage 1 (executed under Director Delegation);**
  - a) **Endorses the execution of Milestones 2-5 of the CO-OP Studio Contract ST-2021-179 for the full project documentation for the Fawkner Leisure Centre Redevelopment project (Stages 1 and Stage 2).**
  - b) **Notes that the Contract amount for ST-2021-179 is for \$1,145,720 along with a provisional sum of \$142,870 for ancillary consultant services required throughout the design process and contingency of \$128,856 (10**

per cent) for unforeseen variations that may occur during the design and construction period – a total of \$1,417,449.

- c) **Immediately varies Contract ST-2021-179 with CO-OP Studio by \$390,000 (ex GST) reflecting the iterative nature of the design work during scoping, the change in scope of works and the increase in project delivery costs, taking the total authorised spend under the Contract to \$1,807,449.**
  - d) **The tender assessment and recommendation is provided at confidential Attachment 3.**
5. **Refers the need for additional budget of \$7.99 million to deliver Stage 1 of the Fawcner Leisure Centre Redevelopment to the 2022/23 budget process and associated update of the 5-year Capital Works Program, comprising estimated construction costs and Architectural and Project Management costs.**

*7.47 pm Cr Carli Hannan left the meeting during the debate and was absent for the vote.*

**Carried unanimously**

*Cr Carli Hannan disclosed a material conflict of interest in item 7.2 and was not in the meeting for the item.*

## **7.2 COBURG HEALTH & COMMUNITY SERVICES PRECINCT: PROPOSED SALE OF LAND AT BELL STREET, COBURG**

### **Executive Summary**

Council first identified a gap in locally available health and community services as part of the precinct structure planning process for Coburg in 2010. More research carried out by Council in 2018 showed this gap has continued to grow, identifying both existing and projected future shortfalls in key service areas such as GPs, aged care, chiropractors, dentists, medical radiation practitioners, occupational therapists, optometrists, pharmacists, physiotherapists, podiatrists and psychologists. To respond to this need, Council has worked to bring new health and community services to the area by creating the conditions for a new precinct in central Coburg for this purpose.

The community faces further health challenges in 2021: the pandemic has led to considerable stress on existing health services, with data from the State Government and the Chief Health Officer indicating that mental health conditions and psychological distress have increased significantly, and that there will be long-term challenges due to the deferment of elective surgeries and the impact of long COVID.

Having worked towards a new health and community services precinct for many years, Council now has in place the policy framework (as reflected in the newly adopted Council Plan 2021-2025), a site of appropriate size and access, a delivery partner in Coburg Health Hub (CHH) and their not for profit superannuation fund financier, and a high level of community support, to be able to realise this ambitious project and deliver significant and lasting benefit to the community.

The land to the east of the Civic Centre bound by Bell Street, Pentridge Boulevard and Urquhart Street has been designated for this use since 2010. It was in private ownership until it was strategically acquired by Council to put together a large precinct.

In its current function as a car park primarily for Council staff, it delivers little benefit to the broader community. Due to its large scale, complexity, and the high costs of making it suitable for another use (such as remediation and road works), no other viable use has been identified for this site, and it is likely to remain a staff car park for many years if this proposal is not pursued.

The projected economic benefit of the proposal (Attachment 1) includes \$160 million of



direct investment by Coburg Health Hub and their funders in the delivery of the health precinct, creating a further \$300 million of projected benefit to the local Moreland economy and up to 1,000 jobs in the construction and operational phases of the project.

Previous proposals that Council considered in 2010 and 2012 comprised of one large private hospital. The current proposal, submitted by Coburg Health Hub (a company set up to undertake this development should Council decide to proceed), is made up of a campus style range of facilities which would deliver acute and primary health care, rehabilitation, mental health, childcare, residential aged care, aged care support services (such as home care), and National Disability Insurance Scheme (NDIS) services. Over 50% of the precinct by floor area is proposed to be made up of community providers and not-for-profits such as Merri Health, and the proposed funder who would be the long-term owner of the precinct is a not-for-profit superfund. The diversity of the proposed services, from childcare through to aged care, and the high proportion that would be available to those on low incomes, is a core feature of this proposal.

Officers have been in discussions with Coburg Health Hub over the last months to maximise the community benefit that this project would deliver, and these agreements would form part of the legal contract if the land were sold. All of these conditions would have to be satisfied before the land was transacted and the ownership pass from Council. Key terms negotiated include:

- The different services being provided, and the fact that over half of them have to be delivered by community and not-for-profit providers on long term leases (indicatively ranging from 30-year leases for community childcare providers to 50-year leases for allied health and not for profit aged care, including options)
- Council's endorsement of the masterplan and its demonstration of high-quality architecture, excellent environmentally sensitive design standards and high quality publicly accessible open space
- The accommodation of a number of car parking spaces for Council, either through Council purchasing or leasing them, or a combination of the two
- The issuing of the planning permit
- Funding arrangements that show that the precinct can be delivered, and requirements around when it would have to be started, and when it would have to be completed
- Financial and project management support for realising improvements to the bluestone cottage complex

An extensive consultation program, including both the statutory public notice and a diverse range of other engagement activities delivered via Zoom webinar, on social media, in public space, through email, newsletters, flyers and mail-outs, and on Conversations Moreland, resulted in a high response rate of 432 submissions with 73 per cent expressing that they support the proposal going ahead. By far the most expressed sentiment in the consultation was that new health and community services are needed in the area.

Officers recommend that the heritage listed bluestone cottage complex is excised from the sale of the land, and that the Coburg Historical Society stay on as its tenants and custodians. It is further recommended that a more generous subdivision be created around the cottage to allow for the rebuilding of the annex and the creation of a new historic garden to enhance the cottage complex's setting and create a stronger relationship with the historic Town Hall.

Noting that there is currently no provision within Council's budget, capital works program or newly adopted Council Plan to undertake these works, officers have secured a commitment from Coburg Health Hub to support the delivery of these works to enable them to happen in tandem with the precinct development, with oversight by both a Council Project Control Group and a working group that includes members of the Coburg

Historical Society.

The proposal would realise extensive benefit to a broad spectrum of the community, has a high level of community support, and noting that there will be further decision gateways for Council to satisfy that a range of conditions that safeguard the community benefit have been met before the transaction can be completed, officers therefore recommend that Council proceed with the sale of the land for the creation of a health and community services precinct.

### **Officer Recommendation**

That Council having followed the required statutory procedures pursuant to section 114 of the *Local Government Act 2020* and Section 223 of the *Local Government Act 1989*:

1. Notes submissions received in respect of Council's proposal to sell the land comprising of approximately 14,500 square metres contained in certificates of title volume 10192 folio 590, volume 11411 folios 002 and 003 and generally known as 29, 31, 46, 52, 60 and 62 Urquhart Street, Coburg, 72, 74 76, 78 and 80 Bell Street Coburg, (land), by private treaty to Coburg Health Hub Pty Ltd (CHH) and resolves to sell the land to facilitate a health precinct in accordance with the Coburg Structure Plan.
2. Authorises the Chief Executive Officer to make an application to commence the subdivision process to amend the subdivision boundary to excise the bluestone cottage complex and the land to its west from the sale, retaining it in Council ownership, and begin the process of renewing Coburg Historical Society's lease for the complex.
3. Notes the intention to include the refurbishment of the bluestone cottage complex, the rebuilding of the annex (of around 110 square metres), and the creation of a new historic garden surrounding the cottage, in the contract with Coburg Health Hub so that this work can happen concurrently with the health precinct delivery and be done in an integrated and cost-effective way, to Council's scope of works, without impacting Council's Capital Works Program.
4. Resolves to sell the land to Coburg Health Hub, as set out in the updated Heads of Agreement and summarised in Table One of this report, for the purposes of creating a health and community services precinct.
5. Notes the proposed terms include measures to ensure the health and community services precinct includes a high proportion (over 50%) of community and not for profit providers on long term leases, high quality publicly accessible open space, commitment to community engagement beyond the requirements of the planning process, requirements to commence and complete the project within agreed timescales, as well as other community benefits, and that the land not be transferred until these conditions have been satisfied.
6. Authorises the Chief Executive Officer to negotiate the final sale price and terms in accordance with this report and do all things necessary to affect the sale of the land to Coburg Health Hub, including signing any Heads of Agreement, Contract of Sale, Section 173 agreement, transfer documentation and any other documents required for the transfer of the land.
7. Notes the feedback from the community engagement process and the strong support for the provision of additional health services in Coburg and authorises the Director Engagement and Partnerships to write to each person who made a submission informing them of Council's decision and reasons for its decision in respect of Council's proposal to sell the land.

### **Motion**

Cr Tapinos moved, Cr Yildiz seconded -

That Council having followed the required statutory procedures pursuant to section 114 of the *Local Government Act 2020* and Section 223 of the *Local Government Act 1989*:

1. Notes submissions received in respect of Council's proposal to sell the land comprising of approximately 14,500 square metres contained in certificates of title volume 10192 folio 590, volume 11411 folios 002 and 003 and generally known as 29, 31, 46, 52, 60 and 62 Urquhart Street, Coburg, 72, 74 76, 78 and 80 Bell Street Coburg, (land), by private treaty to Coburg Health Hub Pty Ltd (CHH) and resolves to sell the land to facilitate a health precinct in accordance with the Coburg Structure Plan.
2. Authorises the Chief Executive Officer to make an application to commence the subdivision process to amend the subdivision boundary to excise the bluestone cottage complex and the land to its west from the sale, retaining it in Council ownership, and begin the process of renewing Coburg Historical Society's lease for the complex.
3. Notes the intention to include the refurbishment of the bluestone cottage complex, the rebuilding of the annex (of around 110 square metres), and the creation of a new historic garden surrounding the cottage, in the contract with Coburg Health Hub so that this work can happen concurrently with the health precinct delivery and be done in an integrated and cost-effective way, to Council's scope of works, without impacting Council's Capital Works Program.
4. Resolves to sell the land to Coburg Health Hub, as set out in the updated Heads of Agreement and summarised in Table One of this report, for the purposes of creating a health and community services precinct.
5. Notes the proposed terms include measures to ensure the health and community services precinct includes a high proportion (over 50%) of community and not for profit providers on long term leases, high quality publicly accessible open space, commitment to community engagement beyond the requirements of the planning process, requirements to commence and complete the project within agreed timescales, as well as other community benefits, and that the land not be transferred until these conditions have been satisfied.
6. Authorises the Chief Executive Officer to negotiate the final sale price and terms in accordance with this report and do all things necessary to affect the sale of the land to Coburg Health Hub, including signing any Heads of Agreement, Contract of Sale, Section 173 agreement, transfer documentation and any other documents required for the transfer of the land.
7. Notes the feedback from the community engagement process and the strong support for the provision of additional health services in Coburg and authorises the Director Engagement and Partnerships to write to each person who made a submission informing them of Council's decision and reasons for its decision in respect of Council's proposal to sell the land.

### **Amendment**

Cr Bolton moved -

Replace point 3 of the Motion as follows:

3. Notes the intention to include the refurbishment of the bluestone cottage complex **(including the heritage-listed detached kitchen)**, the rebuilding of the annex (of around 110 square metres), and the creation of a new historic garden surrounding the cottage, in the contract with Coburg Health Hub so that this work can happen concurrently with the health precinct delivery and be done in an integrated and cost-effective way, to Council's scope of works. **Further that the annex not be demolished until the replacement building is constructed and that a further discussion be held about the potential to reduce the size of the 18-car space**

**car park in order to expand the area available for the bluestone cottage heritage precinct.**

***Amendment acceptable to the mover and seconder – automatically becomes part of the substantive motion.***

**Amendment**

**Cr Conlan moved, Cr Pulford seconded -**

**Replace point 4 of the Motion as follows:**

- 4. Resolves that the proposed sale of land is conditional upon Coburg Health Hub agreeing to an additional financial contribution of \$100,000 toward the refurbishment of the bluestone cottage and construction of new annex and historic garden within the bluestone cottage complex in addition to the \$100,000 already proposed in the Key Terms.**

**Carried**

Cr Conlan called for a division.

<b>For</b>	<b>Against</b>	<b>Abstain (Counts as a no vote)</b>
Cr Pulford	Cr Yildiz	Cr Bolton
Cr Panopoulos	Cr Pavlidis	
Cr Conlan	Cr Tapinos	
Cr Riley		
Cr Davidson		
<b>Total For (5)</b>	<b>Total Against (3)</b>	<b>Total Abstain (1)</b>

**Carried**

**Amendment**

**Cr Conlan moved, Cr Pulford seconded -**

**Replace point 5 of the Motion as follows:**

- 5. Notes that the total contribution from Coburg Health Hub toward the bluestone cottage complex improvements subject to point 4 above increases from \$220,000 to \$320,000 which includes an in-kind contribution currently estimated at \$120,000 for project management services.**

**Carried**

**Amendment**

Cr Conlan moved, Cr Pulford seconded -

That the following point be added to the Motion and numbered accordingly:

Receives a report considering on the allocation of funds from the sale in the following manner:

- a. \$4 million to Moreland Affordable Housing Ltd in order to deliver social and affordable housing within Moreland on terms to be negotiated
- b. \$3 million to the Coburg Initiative, covering urban renewal projects in Coburg, for example including Coburg Library, Victoria St Mall, open space and affordable housing projects; and
- c. \$3 million to the Fawkner Leisure Centre Redevelopment, in particular to cover the cost of getting Fawkner Leisure Centre off gas

With the residual funds to be allocated to community initiatives, assets and services funded from general revenue.

**Lost**

Cr Pavlidis called for a division.

<b>For</b>	<b>Against</b>	<b>Abstain</b> (Counts as a no vote)
Cr Pulford	Cr Davidson	Cr Bolton
Cr Panopoulos	Cr Yildiz	
Cr Conlan	Cr Pavlidis	
Cr Riley	Cr Tapinos	
<b>Total For (4)</b>	<b>Total Against (4)</b>	<b>Total Abstain (1)</b>

### **Amendment**

Cr Conlan moved

That the following points be added to the Motion:

- Makes all relevant changes to the Heads of Agreement, contract of sale, and any other relevant documentation to implement points 4 and 5 above.**
- Resolves to sell the land to Coburg Health Hub, as set out in the updated Heads of Agreement **amended to include points 4, 5 and 6 above** and summarised in the Key Terms table of this report, for the purposes of creating a health and community services precinct.

***Acceptable to the mover and seconder** – automatically becomes part of the substantive motion.*

### **Amendment**

Cr Conlan moved -

That the following point be added to the Motion:

- Notes the email from the Coburg Historical Society to all Councillors dated 7/12/2021, outlining outstanding concerns about the refurbishment works and broader Coburg Health Hub redevelopment, and commits to working constructively with the CHS to iron out these technical and design issues.

***Acceptable to the mover and seconder** – automatically becomes part of the substantive motion.*

### **Resolution**

Cr Tapinos moved, Cr Yildiz seconded -

**That Council having followed the required statutory procedures pursuant to section 114 of the *Local Government Act 2020* and Section 223 of the *Local Government Act 1989*:**

- Notes submissions received in respect of Council's proposal to sell the land comprising of approximately 14,500 square metres contained in certificates of title volume 10192 folio 590, volume 11411 folios 002 and 003 and generally known as 29, 31, 46, 52, 60 and 62 Urquhart Street, Coburg, 72, 74 76, 78 and 80 Bell Street Coburg, (land), by private treaty to Coburg Health Hub Pty Ltd (CHH) and resolves to sell the land to facilitate a health precinct in accordance with the Coburg Structure Plan.**
- Authorises the Chief Executive Officer to make an application to commence the subdivision process to amend the subdivision boundary to excise the bluestone cottage complex and the land to its west from the sale, retaining it in Council ownership, and begin the process of renewing Coburg Historical Society's lease for the complex.**
- Notes the intention to include the refurbishment of the bluestone cottage complex (including the heritage-listed detached kitchen), the rebuilding of the annex (of around 110 square metres), and the creation of a new historic garden surrounding the cottage, in the contract with Coburg Health Hub so that this work can happen concurrently with the health precinct delivery and**

be done in an integrated and cost-effective way, to Council's scope of works. Further that the annex not be demolished until the replacement building is constructed and that a further discussion be held about the potential to reduce the size of the 18-car space car park in order to expand the area available for the bluestone cottage heritage precinct.

4. Resolves that the proposed sale of land is conditional upon Coburg Health Hub agreeing to an additional financial contribution of \$100,000 toward the refurbishment of the bluestone cottage and construction of new annex and historic garden within the bluestone cottage complex in addition to the \$100,000 already proposed in the Key Terms.
5. Notes that the total contribution from Coburg Health Hub toward the bluestone cottage complex improvements subject to point 4 above increases from \$220,000 to \$320,000 which includes an in-kind contribution currently estimated at \$120,000 for project management services.
6. Makes all relevant changes to the Heads of Agreement, contract of sale, and any other relevant documentation to implement points 4 and 5 above.
7. Resolves to sell the land to Coburg Health Hub, as set out in the updated Heads of Agreement amended to include points 4, 5 and 6 above and summarised in the Key Terms table of this report, for the purposes of creating a health and community services precinct.
8. Notes the email from the Coburg Historical Society to all Councillors dated 7/12/2021, outlining outstanding concerns about the refurbishment works and broader Coburg Health Hub redevelopment, and commits to working constructively with the CHS to iron out these technical and design issues.
9. Notes the proposed terms include measures to ensure the health and community services precinct includes a high proportion (over 50%) of community and not for profit providers on long term leases, high quality publicly accessible open space, commitment to community engagement beyond the requirements of the planning process, requirements to commence and complete the project within agreed timescales, as well as other community benefits, and that the land not be transferred until these conditions have been satisfied.
10. Authorises the Chief Executive Officer to negotiate the final sale price and terms in accordance with this report and do all things necessary to affect the sale of the land to Coburg Health Hub, including signing any Heads of Agreement, Contract of Sale, Section 173 agreement, transfer documentation and any other documents required for the transfer of the land.
11. Notes the feedback from the community engagement process and the strong support for the provision of additional health services in Coburg and authorises the Director Engagement and Partnerships to write to each person who made a submission informing them of Council's decision and reasons for its decision in respect of Council's proposal to sell the land.

Carried

*Cr Bolton voted against the motion.*

*8.39 pm Cr Carli Hannan returned to the meeting.*

## 7.3 KERBSIDE WASTE REFORM - PROPOSED KERBSIDE WASTE SERVICE AND CHARGE POLICY

### Executive Summary

Council has committed to reform its waste service to progress strategic goals to cut waste to landfill, minimise greenhouse gas emissions (from decomposing organics in landfill), and provide a cost effective and equitable service that aligns with State policy.

An increasing number of Victorian councils are reforming their waste system by shifting to weekly food and garden organics (FOGO) (i.e. putting food waste in your green bin with the garden clippings) with Garbage and Recycling collections on alternative fortnights, and so achieving environmental benefits and a cost-efficient service.

Moreland Council has now undertaken 3 stages of community engagement, over an 18-month period, to inform the design and implementation of a reformed kerbside waste service designed to minimise cost and maximise environmental outcomes.

The service proposed in the *Kerbside Waste Service and Charge Policy* (Attachment 3) reflects an 'End State' service as standard:

- A booked Hard Waste service (instead of two scheduled municipal-wide collections)
- Weekly FOGO collection (instead of opt-in fortnightly collection)
- Fortnightly Garbage and Recycling collections (on alternate weeks, instead of weekly collection)
- Monthly Glass collection.

To support the switch to fortnightly collections, the Policy reflects increases to standard bin sizes for Garbage and Recycling, as well as offering significant flexibility for diverse household needs through a range of service choices (fees may apply).

Through the stage 3 engagement, many in the community indicated readiness to transition to the reformed service as envisaged in the draft policy. However, a good proportion of community members are resistant or unsure about the service change or are not supportive of fortnightly Garbage being the standard.

While implementing the full 'End State' service as defined in the policy would deliver greater cost efficiencies and environmental benefits in the short to medium term, there is a risk that community backlash (related to fortnightly Garbage) could derail the long-term success of the reformed service.

Instead, it is proposed to transition to the 'End State' service as follows:

1. Mid-late 2022 Switch to a booked Hard Waste service
2. Mid-2023 Transitional 4-bin service: Weekly FOGO and weekly Garbage collection, fortnightly (upsized) Recycling, Monthly Glass
3. 2025 (TBC) as 'End State' 4-bin service: Switch to fortnightly (upsized) Garbage standard

This above transition to the End State service is recommended to allow the community to experience the impacts and benefits of weekly FOGO collections – with substantial time and resources for communications, support, education outreach and ongoing monitoring of service performance and feedback – before the final switch to fortnightly Garbage collection.

Taking this transitional approach instead of going straight to implementation of the 'End State' service design brings with it some additional costs (due to higher landfill disposal costs and more frequent collections) which will be passed through to residents via the waste charge.

As well as higher costs, there are also delivery risks associated with the achievement of a 4-bin service by mid-2023. Specifically, there are risks relating to obtaining the fleet needed to create capacity to pick up the larger number of bins (both in-house and contracted collection services) and relating to having receival arrangements in place for the increased volumes of FOGO.

There are also some implementation challenges relating to the expiry of existing contracts. The municipal-wide hard waste collection expires following the Autumn collection in mid-2022 and the existing recycling receival contract (before extensions) expires on 30 June 2022.

Council officers will work to mitigate these delivery risks and challenges and will begin this work immediately following Council's decision on the Policy and implementation approach.

The officer recommended approach of a two-step implementation envisages a subsequent decision of Council (early in the next term) to reduce the frequency of Garbage collection to fortnightly. On the backdrop of expected further increases in the waste levy, costs of the higher levels of landfill generated and collection costs for Garbage, the transitional service is a premium service that comes at a premium cost to residents. Until Council makes the decision to move to the 'End State' of the *Kerbside Waste Service and Charge Policy*, this transitional model would remain.

Positively, a decision early in the next Council term would limit this period of higher costs to approximately two years from the initial rollout of the 4-bin service.

This transitional period will be important for building community confidence in moving to a fortnightly Garbage service. It allows people to take time to adjust to gradually reducing their Garbage, putting food waste into their weekly FOGO bins. It is anticipated that the community education programs during this time will include opportunities for residents to try out a fortnightly collection. Consideration will be given to introducing incentives for residents to reduce their Garbage collection frequency ahead of the final change.

## **Officer Recommendation**

That Council:

1. Thanks the community for the 4,259 contributions across the fourteen weeks (three stages) of community consultation about reform of Council's kerbside waste service.
2. Recognises the great efforts of the community to recover food waste for composting through the opt-in Food Organics and Garden Organics (FOGO) collection service, which diverted 13,052 tonnes (a 9% increase) of food and garden organics from landfill last financial year.
3. Notes the community feedback from the completed Stage 3 engagement and associated officer response, including officer supported revisions reflected in the proposed Policy (refer Section 3 and 4 and Attachments 1 and 2).
4. Adopts the *Kerbside Waste Service and Charge Policy* as presented at Attachment 3 noting that this is reflective of an 'End State', with implementation to occur in stages:
  - a) 2022 – commence new booked hard waste service
  - b) 2023 – transition to 4-bin service, introducing weekly FOGO, fortnightly Recycling, monthly Glass, BUT maintaining weekly Garbage collection as a transition stage.
  - c) 2025 (TBC) – switch to fortnightly Garbage collection as standard, achieving the End State defined in the Policy.
5. Notes that a decision on the timing of the switch to fortnightly Garbage collection would be subject to a future Council decision.
6. Notes that to achieve the timeframes to implement 4a) and 4b) above, Council



officers will now:

- a) Plan for the commencement of the new booked hard waste service by mid-2022
  - b) Enter into negotiations with existing collection, receipt and bin supply contractors on adjustments to current contracts as required
  - c) Commence procurement of bin supply and fleet as required;
  - d) Participate in collaborative procurement on recycling and glass receipt and look for further opportunities for collaborative procurement; and
  - e) Progress public awareness and behaviour change programs timed to complement the implementation schedule and facilitate the best outcomes.
7. Notes the updated analysis on reusable nappy and sanitary rebate options (refer Attachment 4) and intent to participate in a nappy subsidy program for 12 months, at a cost of \$10,000, from within the existing waste education budget.

### **Motion**

Cr Panopoulos, Cr Pulford seconded -

*8.41 pm Cr Davidson left the meeting while motion was being introduced.*

*8.42 pm Cr Davidson returned to the meeting while the motion was being introduced.*

That Council:

1. Thanks the community for the 4,259 contributions across the fourteen weeks (three stages) of community consultation about reform of Council's kerbside waste service.
2. Recognises the great efforts of the community to recover food waste for composting through the opt-in Food Organics and Garden Organics (FOGO) collection service, which diverted 13,052 tonnes (a 9% increase) of food and garden organics from landfill last financial year.
3. Notes the community feedback from the completed Stage 3 engagement and associated officer response, including officer supported revisions reflected in the proposed Policy (refer Section 3 and 4 and Attachments 1 and 2).
4. Adopts the *Kerbside Waste Service and Charge Policy* as presented at Attachment 3 (or as amended by Council) noting that this is reflective of an 'End State', with implementation to occur in stages:
  - a) 2022 – Subject to contractual requirements, trial one booked and one hard waste collection per year for two years.
  - b) 2023 – transition to 4-bin service, introducing weekly FOGO, fortnightly Recycling, monthly Glass, BUT maintaining weekly Garbage collection as a transition stage.
  - c) 2024 - Upon the conclusion of the hard waste trial as at 4a), Council will receive a report evaluating the environmental, economic and social impacts of the trial and any other relevant considerations.
  - d) 2025 (TBC) – switch to fortnightly Garbage collection as standard, achieving the End State defined in the Policy.
5. Notes that a decision on the timing of the switch to fortnightly Garbage collection and two booked hard waste collections would be subject to a future Council decision.
6. Notes that to achieve the timeframes to implement 4a) and 4b) above, Council officers will now:
  - a) Plan for the commencement of the trial of a new booked and one hard waste service by mid-2022;

- b) Enter into negotiations with existing collection, receipt and bin supply contractors on adjustments to current contracts as required;
  - c) Commence procurement of bin supply and fleet as required;
  - d) Participate in collaborative procurement on recycling and glass receipt and look for further opportunities for collaborative procurement; and
  - e) Progress public awareness and behaviour change programs timed to complement the implementation schedule and facilitate the best outcomes.
7. Notes the updated analysis on reusable nappy and sanitary rebate options (refer Attachment 4) and intent to participate in a nappy subsidy program for 12 months, at a cost of \$10,000, from within the existing waste education budget.
8. Authorises the Director City Futures to make final amendments to the final Kerbside Waste Service and Charge Policy to reflect Council resolutions.

### **Amendment**

**Cr Bolton moved, Cr Pavlidis seconded -**

4. **Adopts the *Kerbside Waste Service and Charge Policy* as presented at Attachment 3 noting that this is reflective of an ‘End State’, with implementation to occur in stages:**
- a) **2022 – commence new booked hard waste service.**
  - b) **2023 – transition to 4-bin service, introducing weekly FOGO, fortnightly Recycling, monthly Glass, BUT maintaining weekly Garbage collection as a transition stage.**
  - c) **from 2023 to 2025, undertakes a number of trials, education programs, evaluation of waste patterns including:**
    - **an assessment about the usage of the weekly FOGO bins and whether the FOGO bins are used sufficiently to make the shift to fortnightly landfill collection feasible**
    - **assessment of changes in patterns of dumping of rubbish, including additional household rubbish in park bins**
    - **a trial of fortnightly landfill collection is conducted at two sites, one in the south and one in the north**
  - d) **2025 (TBC) – following the actioning of resolution 4c) above, receives a report which includes an assessment of the trials, usage of the FOGO bins and reporting on any increase in dumping of rubbish, including additional household rubbish in park bins in order to inform a decision to switch to fortnightly Garbage collection as standard, achieving the End State defined in the Policy.**

**Carried**

### **Resolution**

**Cr Panopoulos moved, Cr Pulford seconded -**

**That Council:**

1. **Thanks the community for the 4,259 contributions across the fourteen weeks (three stages) of community consultation about reform of Council’s kerbside waste service.**
2. **Recognises the great efforts of the community to recover food waste for composting through the opt-in Food Organics and Garden Organics (FOGO)**

- collection service, which diverted 13,052 tonnes (a 9% increase) of food and garden organics from landfill last financial year.
3. Notes the community feedback from the completed Stage 3 engagement and associated officer response, including officer supported revisions reflected in the proposed Policy (refer Section 3 and 4 and Attachments 1 and 2).
  4. Adopts the *Kerbside Waste Service and Charge Policy* as presented at Attachment 3 noting that this is reflective of an 'End State', with implementation to occur in stages:
    - a) 2022 – commence new booked hard waste service.
    - b) 2023 – transition to 4-bin service, introducing weekly FOGO, fortnightly Recycling, monthly Glass, BUT maintaining weekly Garbage collection as a transition stage.
    - c) from 2023 to 2025, undertakes a number of trials, education programs, evaluation of waste patterns including:
      - an assessment about the usage of the weekly FOGO bins and whether the FOGO bins are used sufficiently to make the shift to fortnightly landfill collection feasible
      - assessment of changes in patterns of dumping of rubbish, including additional household rubbish in park bins
      - a trial of fortnightly landfill collection is conducted at two sites, one in the south and one in the north.
    - d) 2025 (TBC) – following the actioning of resolution 4c) above, receives a report which includes an assessment of the trials, usage of the FOGO bins and reporting on any increase in dumping of rubbish, including additional household rubbish in park bins in order to inform a decision to switch to fortnightly Garbage collection as standard, achieving the End State defined in the Policy.
  5. Notes that a decision on the timing of the switch to fortnightly Garbage collection and two booked hard waste collections would be subject to a future Council decision.
  6. Notes that to achieve the timeframes to implement 4a) and 4b) above, Council officers will now:
    - a) Plan for the commencement of the trial of a new booked and one hard waste service by mid-2022
    - b) Enter into negotiations with existing collection, receipt and bin supply contractors on adjustments to current contracts as required
    - c) Commence procurement of bin supply and fleet as required;
    - d) Participate in collaborative procurement on recycling and glass receipt and look for further opportunities for collaborative procurement; and
    - e) Progress public awareness and behaviour change programs timed to complement the implementation schedule and facilitate the best outcomes.
  7. Notes the updated analysis on reusable nappy and sanitary rebate options (refer Attachment 4) and intent to participate in a nappy subsidy program for 12 months, at a cost of \$10,000, from within the existing waste education budget.
  8. Authorises the Director City Futures to make final amendments to the final Kerbside Waste Service and Charge Policy to reflect Council resolutions.

**9.15pm Cr Yildiz left the meeting and was absent for the vote.**

**Carried**

9.15pm Cr Yildiz returned to the meeting after the vote.

## **Meeting Adjournment**

### **Procedural Motion**

Cr Pavlidis moved, Cr Pulford seconded

That the meeting be adjourned for 5 minutes at 9.16 pm until 9.21 pm.

**Carried**

9.22 pm The meeting resumed without Cr Conlan and Cr Davidson.

## **7.4 ZERO CARBON MORELAND - 2030 TARGETS REVIEW**

### **Executive Summary**

In response to the increasing focus and science-backed urgency for steep global emissions reductions by 2030, Council resolved to review its strategic goal for a Zero Carbon Moreland by 2040 and develop interim and more ambitious target/s for 2030.

This report outlines the merits of two ambitious community targets for 2030:

Option 1 – 75 percent emissions reduction by 2030 (on 2011/12 baseline)

Option 2 – Zero carbon by 2030 (that is, 100 percent reduction)

There is reasonable rationale for adoption of either target. They both clearly support and reflect a heightened ambition to see drastic emissions reduction this decade across Moreland and Australia, and they both align with climate science and climate justice principles.

Since the municipality's emissions are primarily from energy (electricity, gas), transport (petrol, diesel) and waste (organics sent to landfill), achievement of either 2030 target will require very substantive action and system change by Council, our community and businesses as well as other levels of government and civil society.

Council's own operational or corporate emissions are a small fraction of the municipal emissions. Nevertheless, these emissions are in our control and Council has been taking strong action to reduce our emissions for over a decade. Additionally, since 2012 Council has maintained annual certification as a 'carbon neutral' organisation by measuring our emissions and purchasing carbon offsets to equate to 'net zero'.

Through taking direct action over the past decade, Council has reduced its emissions 70 percent below our 2011/12 baseline year. The ZCM Climate Emergency Action Plan commits Council to continue reducing its remaining sources of emissions. Existing plans and funding levels may deliver a further 3 – 4 percent emissions reduction by 2030. To inform Council consideration of a potential 2030 target for operation, two potential programs of action have been scoped:

1. Electrification of the light fleet (cars, utes, vans, small buses) – additional cost in vicinity of \$2 million to 2030
2. Transition to all-electric Council buildings (transitioning majority of buildings<sup>1</sup> that have gas) – additional cost in vicinity of \$14 million to 2030

Pending funding allocation in annual Council budget processes (and any external grants/finance), modelling suggests implementation of these actions should result in Council achieving an 80 percent reduction in emissions (below baseline year) by 2030.

To clearly express Council's ultimate ambition to eliminate our remaining emissions, Officers recommend a new Council 'target range' for 2030. This could be 'To reduce Council's operational emissions (pre-offsets) by 80 – 100 percent (below baseline year) by 2030.'

Achievement of corporate emissions reductions to meet this target range would be contingent upon allocation of resourcing and funds (to achieve lower end of range) as well as technology innovation and availability (to approach upper end of range).

9.24 pm Cr Conlan returned to the meeting while the item was being introduced.

## Officer Recommendation

That Council:

1. Notes the summary of updated climate science and the advice regarding the extent of emissions reductions required by 2030 to keep the goal of limiting global warming to 1.5C (above pre-industrial levels), alive.
2. Notes that the Zero Carbon Moreland (ZCM) 2040 Framework (ZCM Framework) and associated 5-year ZCM Climate Emergency Action Plan (endorsed in November 2019) are providing a solid foundation for Council to continue demonstrating local government leadership in responding to the climate crisis through:
  - a) progressively eliminating emissions from Council's own operations
  - b) inspiring and enabling community and businesses to reduce emissions, with a focus on ensuring equity and co-benefits such as community health and resilience
  - c) facilitating collective advocacy calling for urgent and effective action by state and federal government.
3. Endorses interim and aspirational ZCM targets for the Moreland community:
  - a) 75 per cent emissions reduction by 2030
  - b) Net zero by 2035
  - c) Drawdown ('negative emissions') by 2040
4. Call on our community, businesses, state and federal governments to join Council in collective action towards these community targets and the safe and fair future that success would help to achieve.
5. Endorses the additional highly ambitious ZCM 'target range' for Council (corporate/operational) emissions:
  - 80 – 100 per cent emissions reduction by 2030 (*precluding offsets*, against 2011/12 baseline). Note: Council has taken significant actions to reduce its operational emissions by 70 per cent from the 2011/12 baseline and that Council has been certified as 'carbon neutral' (or 'net zero') since 2012 under the national Climate Active scheme, whereby Council annually purchases carbon offsets for all its remaining emissions.
6. Note the following conditions related to achievement of corporate emissions target:
  - a) Achievement of 80 per cent emissions reduction by 2030 is contingent on additional funding allocation and re-scoped capital works forward plan (to bring forward a transition of Council's light fleet to zero emissions and converting approximately 27 Council buildings to 'all electric'). High-level cost estimate to deliver these actions may be up to \$16M over the 9 years to 2030.

- b) Progress beyond 80 per cent, towards 100 per cent reduction (the upper end of the target range) is also contingent on commercialisation and availability before 2030 of suitable new or emerging technologies (that is, zero emissions waste trucks and construction materials).
- 7. Pending adoption of corporate ZCM target range, develop business cases for referral to the 2022/23 budget process and consideration within Council's long term financial plan (i.e., to enable accelerated transition to zero emissions light feet and accelerated transition off gas in Council buildings)
- 8. Endorse revisions to the ZCM Framework and Climate Emergency Action Plan as necessary to reflect the newly endorsed targets.
- 9. Acknowledges and thanks all community members, including those involved in the Moreland Climate Coalition, that are acting and advocating for the many local and regional and national systems changes required to ensure a safe, fair and resilient Moreland into the future.

9.25 pm Cr Yildiz left the meeting during the debate.

9.27 pm Cr Yildiz returned to the meeting during the debate.

## Amendment

Cr Tapinos moved, Cr Carli Hannan seconded -

- 5. Note to meet the proposed new interim and aspirational climate reduction targets for our community, resources allocation must be targeted towards the best value carbon reduction actions.
- 6. Resolves that another report be presented to Council in May 2022 with potential climate actions and analysis of cost of carbon reduction per project or type of project (\$/tCO<sub>2</sub>qe) and related co-benefits and risks. This comparison of community and organisational reduction projects (such as direct solar installation, solar promotion, community solar projects, energy batteries, degasification, EV fleet, and other emission reduction projects) should help guide council decision making towards achieving net zero by 2035 by investing in projects which demonstrate the highest level of carbon reduction that are consistent with the principles of Zero Carbon Moreland.
- 7. Endorse in principle and consult the community on the new policy change to the ZCM Framework and Climate Emergency Action Plan.

Lost

## Resolution

Cr Panopoulos moved, Cr Pulford seconded -

That Council:

- 1. **Notes the summary of updated climate science and the advice regarding the extent of emissions reductions required by 2030 to keep the goal of limiting global warming to 1.5C (above pre-industrial levels), alive.**
- 2. **Notes that the Zero Carbon Moreland (ZCM) 2040 Framework (ZCM Framework) and associated 5-year ZCM Climate Emergency Action Plan (endorsed in November 2019) are providing a solid foundation for Council to continue demonstrating local government leadership in responding to the climate crisis through:**
  - a) **progressively eliminating emissions from Council's own operations**
  - b) **inspiring and enabling community and businesses to reduce emissions, with a focus on ensuring equity and co-benefits such as community health and resilience**

- c) **facilitating collective advocacy calling for urgent and effective action by state and federal government.**
3. **Endorses interim and aspirational ZCM targets for the Moreland community:**
  - a) **75 per cent emissions reduction by 2030**
  - b) **Net zero by 2035**
  - c) **Drawdown ('negative emissions') by 2040**
4. **Call on our community, businesses, state and federal governments to join Council in collective action towards these community targets and the safe and fair future that success would help to achieve.**
5. **Endorses the additional highly ambitious ZCM 'target range' for Council (corporate/ operational) emissions:**
  - **80 – 100 per cent emissions reduction by 2030 (*precluding offsets*, against 2011/12 baseline). Note: Council has taken significant actions to reduce its operational emissions by 70 per cent from the 2011/12 baseline and that Council has been certified as 'carbon neutral' (or 'net zero') since 2012 under the national Climate Active scheme, whereby Council annually purchases carbon offsets for all its remaining emissions.**
6. **Note the following conditions related to achievement of corporate emissions target:**
  - a) **Achievement of 80 per cent emissions reduction by 2030 is contingent on additional funding allocation and re-scoped capital works forward plan (to bring forward a transition of Council's light fleet to zero emissions and converting approximately 27 Council buildings to 'all electric'). High-level cost estimate to deliver these actions may be up to \$16M over the 9 years to 2030.**
  - b) **Progress beyond 80 per cent, towards 100 per cent reduction (the upper end of the target range) is also contingent on commercialisation and availability before 2030 of suitable new or emerging technologies (that is, zero emissions waste trucks and construction materials).**
7. **Pending adoption of corporate ZCM target range, develop business cases for referral to the 2022/23 budget process and consideration within Council's long term financial plan (i.e., to enable accelerated transition to zero emissions light feet and accelerated transition off gas in Council buildings)**
8. **Endorse revisions to the ZCM Framework and Climate Emergency Action Plan as necessary to reflect the newly endorsed targets.**
9. **Acknowledges and thanks all community members, including those involved in the Moreland Climate Coalition, that are acting and advocating for the many local and regional and national systems changes required to ensure a safe, fair and resilient Moreland into the future.**

**Carried unanimously**

*Cr Davidson absent for the vote.*

## **7.5 DRAFT BRUNSWICK CENTRAL PARKLANDS AND INTEGRATED WATER MANAGEMENT PLAN**

### **Executive Summary**

The purpose of this report is to present the draft Brunswick Central Parklands and Integrated Water Management (IWM) Plan prior to releasing it for community comment. The 19-hectare Brunswick Central Parklands includes Gillon Oval, Raeburn Reserve, Brunswick Park, Clifton Park and Gilpin Park. The location of this district-level open space in a soon to be high-density residential area is a key distinguishing feature of these parklands. This network of open space offers benefits associated with amenity, local identity, recreation, environmental values and health and wellbeing.

An extensive three stage community engagement process that has responded to Covid-19 restrictions commenced in April 2021 and will continue through to January 2022. Over 1,076 submissions and comments were received through two stages of engagement with 16 meetings between Council officers, with Melbourne Water, two design sprints and eight community pop up sessions (six of which were face to face). The overall feedback was very supportive of the proposed open space and IWM actions.

In May 2021, Alluvium and Realm Studio were engaged to assist Council to develop an innovative and integrated long term plan for the Brunswick Central Parklands which encourages appropriate recreational use and enjoyment of the space, while protecting and enhancing its values, and responding to the needs and aspirations of a growing residential population.

The draft Plan also supports the natural environment; enhancing healthy waterways by improving IWM across the parklands, improving a sense of 'connection to nature' for visitors and residents and providing a secure and sustainable source of water for irrigation. As such, the draft Plan proposes to build resilience to climate change, both in terms of water management and vegetation that will thrive and provide shade and cooling.

The draft Plan will provide direction for Moreland City Council, local sporting groups and Melbourne Water in conjunction with other State and Federal agencies, adjoining landowners and other stakeholders, to develop and deliver an integrated approach to water management and parklands that supports high quality open space.

Preparation of the draft Plan delivers on the strategic objectives and outcomes for the Council Plan (2021-2025), the Brunswick Structure Plan (2010), Moreland's Integrated Water Management Strategy 2040, Moreland Open Space Strategy 2012-22, the Nature Plan (2020), Urban Forest Strategy (2018) and Urban Heat Island Effect Action Plan (2016).

The draft Plan incorporates an investment pipeline of initiatives scoped and estimated to date at \$4.888 million in today's dollars. Based on past experience, funding for these projects is likely to come from a combination of the Open Space Reserve (Public Recreation and Resorts Land Fund – PRRLF), rates funding and external grants from Department of Environment, Land, Water and Planning (DELWP) and Melbourne Water.

Subject to Council endorsement, the next phase is to seek community and stakeholder feedback on the draft Plan.

### **Officer Recommendation**

That Council:

1. Thanks the community and stakeholders for their contributions to the development of the draft Brunswick Central Parklands and Integrated Water Management Plan.
2. Endorse the draft Brunswick Central Parklands and Integrated Water Management Plan at Attachment 1 of this Report to go out to Stage Three community consultation.



3. Notes the Report's inclusion of a summary of Stages One (Attachment 3) and Two (Attachment 4) community engagement, project scope and an investment pipeline identifying capital works proposed in the draft Plan and their indicative cost.
4. Notes that many elements in the draft Plan are concept only and are subject to detailed design, further community engagement and budget. The estimated cost in today's dollars of the investment pipeline associated with initiatives itemised in the draft Plan is \$4.888 million (Figure 1). The 5-year Capital Works Program currently earmarks \$1.715 million towards these projects. Matching grant funding will be sought for the majority of the remaining costs. Additional costs will likely emerge for future investments after detailed investigations listed in this plan are completed.
5. Notes that Stage Three community consultation on the draft Plan will run from 9 December 2021 until 17 January 2022.
6. Notes that the draft Brunswick Central Parklands and Integrated Water Management Plan is proposed to be presented to Council early in 2022 for final adoption.

## Resolution

**Cr Tapinos moved, Cr Conlan seconded -**

**That Council defers consideration of this item to the February 2022 Council meeting.**

**Carried unanimously**

*Cr Davidson absent for the vote.*

## **7.6 AMENDMENT C208MORE - HERITAGE NOMINATIONS STUDY - DECISION GATEWAY 2 - CONSIDERATION OF SUBMISSIONS**

### **Executive Summary**

The Moreland Heritage Nominations Study 2020 identified new heritage places and precincts in Moreland. Amendment C208more aims to carry out the findings of the study by changing the Moreland Planning Scheme to:

- Apply the Heritage Overlay to 45 individual heritage places, 1 serial listing, 7 new precincts and 3 precinct extensions
- Update the heritage value of 4 heritage places and 2 heritage precincts
- Fix some mapping irregularities and heritage overlay boundaries
- Delete some existing overlays from properties within the new serial listing
- Add the Moreland Heritage Nominations Study 2020 and a statement of significance for each place and precinct as a reference document.

Amendment C208more was exhibited for 7 weeks from 13 August 2021 to 1 October 2021. A total of 42 submissions were received:

- 13 were supportive of the Amendment
- 27 were not supportive of the Amendment
- 2 were neutral in their views of the Amendment
- 5 of the submitters suggested changes to the Amendment

Key themes raised in submissions included financial implications and property values, the heritage significance assessment, unfair burden on future development opportunities, and

maintenance and repairs of heritage places. Attachment 1 provides a detailed description and response to all of the issues raised in the submissions.

Expert heritage consultants reviewed all of the submissions received. Their advice forms the basis for the recommendations in this report and responses in Attachment 1.

This report recommends that Council endorses the changes to the Amendment discussed in this report and listed in detail at Attachment 1. The report also recommends that Council request the Minister for Planning appoint an Independent Planning Panel to consider the Amendment and submissions.

To provide further support to this amendment and future heritage amendments, the Moreland Thematic History was updated in 2020. This report also includes endorsement of the Moreland Thematic History 2020 at Attachment 2.

## **Officer Recommendation**

That Council:

1. Using its powers as a planning authority under s 23(1) of the *Planning and Environment 1987*, requests that the Minister for Planning appoint an independent Panel to consider all submissions to Moreland Planning Scheme Amendment C208more.
2. Endorses the response to submissions as set out in Attachment 1 to this report to form the basis of Council's submission to an Independent Planning Panel.
3. Notes that the recommended form of the Amendment to be presented to the Independent Planning Panel to respond to submissions is included in Attachment 1 to this report.
4. Refers any late submissions to the Independent Planning Panel appointed to consider the Amendment and submissions.
5. Authorises the Director City Futures to make minor changes to Moreland Planning Scheme Amendment C208more and to give direction on issues which arise in the course of the Panel hearing in response to expert evidence and submissions if required, so long as any further changes are generally in accordance with the Moreland Heritage Nominations Study.
6. Endorses the Moreland Thematic History 2020 in Attachment 2 to this report.

## **Motion**

Cr Conlan moved, Cr Pulford seconded -

That Council:

1. Using its powers as a planning authority under s 23(1) of the *Planning and Environment 1987*, requests that the Minister for Planning appoint an independent Panel to consider all submissions to Moreland Planning Scheme Amendment C208more.
2. Endorses the response to submissions as set out in Attachment 1 to this report to form the basis of Council's submission to an Independent Planning Panel.
3. Notes that the recommended form of the Amendment to be presented to the Independent Planning Panel to respond to submissions is included in Attachment 1 to this report.
4. Refers any late submissions to the Independent Planning Panel appointed to consider the Amendment and submissions.
5. Authorises the Director City Futures to make minor changes to Moreland Planning Scheme Amendment C208more and to give direction on issues which arise in the course of the Panel hearing in response to expert evidence and submissions if

required, so long as any further changes are generally in accordance with the Moreland Heritage Nominations Study.

6. Endorses the Moreland Thematic History 2020 in Attachment 2 to this report.

### **Amendment**

Cr Tapinos moved, Cr Pavlidis seconded -

2. Removes the following places from Amendment C208more:
  - HO85 - Glenmorgan, Albion & Clarence Street Precinct - 26 – 76 Albion Street, Brunswick East (Precinct extension)

**Lost**

### **Amendment**

Cr Tapinos moved, Cr Pavlidis seconded -

2. Removes the following places from Amendment C208more:
  - HO580 - Moreland Secondary Collect and Kangan Institute TAFE Campus (former) - 31 The Avenue, Coburg

9.51 pm Cr Pulford left the meeting.

9.52 pm Cr Pulford returned to the meeting.

**Lost**

### **Amendment**

Cr Tapinos moved, Cr Pavlidis seconded -

7. As part of the review of the Moreland Heritage Action Plan 2017-2032 provide Council with information about the scope and cost of a review of early, mid and late Victorian era cottages in Moreland to determine if there are any additional individual buildings or group/serial precincts worthy for inclusion in a heritage overlay, noting that the Heritage Action Plan review will be reported to Council in 2022.

*Acceptable to mover and seconder – automatically becomes part of the substantive motion.*

### **Resolution**

Cr Conlan moved, Cr Pulford seconded -

**That Council:**

1. **Using its powers as a planning authority under s 23(1) of the *Planning and Environment 1987*, requests that the Minister for Planning appoint an independent Panel to consider all submissions to Moreland Planning Scheme Amendment C208more.**
2. **Endorses the response to submissions as set out in Attachment 1 to this report to form the basis of Council's submission to an Independent Planning Panel.**
3. **Notes that the recommended form of the Amendment to be presented to the Independent Planning Panel to respond to submissions is included in Attachment 1 to this report.**
4. **Refers any late submissions to the Independent Planning Panel appointed to consider the Amendment and submissions.**
5. **Authorises the Director City Futures to make minor changes to Moreland Planning Scheme Amendment C208more and to give direction on issues which arise in the course of the Panel hearing in response to expert evidence**

and submissions if required, so long as any further changes are generally in accordance with the Moreland Heritage Nominations Study.

6. Endorses the Moreland Thematic History 2020 in Attachment 2 to this report.
7. As part of the review of the Moreland Heritage Action Plan 2017-2032 provide Council with information about the scope and cost of a review of early, mid and late Victorian era cottages in Moreland to determine if there are any additional individual buildings or group/serial precincts worthy for inclusion in a heritage overlay, noting that the Heritage Action Plan review will be reported to Council in 2022.

Carried unanimously

*Cr Davidson was absent for the vote.*

## **7.7 AMENDMENT C212MORE - PLANNING SCHEME UPDATES & CORRECTIONS - DECISION GATEWAY 2 - CONSIDERATION OF SUBMISSIONS AND REQUEST FOR A PANEL**

### **Executive Summary**

Amendment C212more aims to improve the operation of the Moreland Planning Scheme and planning permit decision making by:

- Introducing new policy content and planning permit application requirements.
- Correcting anomalies and errors/inconsistencies in the Moreland Planning Scheme.

Council exhibited Amendment C212more from 7 October 2021 to 5 November 2021. The Amendment received 13 submissions. This included six submissions objecting to the Amendment, two submissions supporting the Amendment, and five submissions partially supporting the Amendment. Key themes raised in submissions included concerns about the changes proposed to the policy content of the Moreland Planning Scheme and inclusion of the *Moreland Integrated Transport Strategy 2019* as a reference document to the Moreland Planning Scheme.

This report recommends that Council endorses the changes to the Amendment set out at Attachment 2. The report also recommends that Council requests the Minister for Planning appoint an Independent Planning Panel to consider the Amendment and submissions.

### **Officer Recommendation**

That Council:

1. Using its powers as a planning authority under s23(1) of the *Planning and Environment Act 1987*, requests that the Minister for Planning appoint an Independent Panel to consider all submissions to Moreland Planning Scheme Amendment C212more.
2. Endorses the responses to submissions as set out in Attachment 1 to this report to form the basis of Council's submission to an Independent Planning Panel.
3. Endorses the proposed changes to the Amendment documentation at Attachment 2 of this report.
4. Refers any late submissions to the Independent Panel.
5. Authorises the Director City Futures to make minor changes to Moreland Planning Scheme Amendment C212more and to give direction on issues which arise in the course of the Panel hearing in response to expert evidence and submissions if required.

## Resolution

Cr Panopoulos moved, Cr Pulford seconded -

That Council:

1. Using its powers as a planning authority under s23(1) of the *Planning and Environment Act 1987*, requests that the Minister for Planning appoint an Independent Panel to consider all submissions to Moreland Planning Scheme Amendment C212more.
2. Endorses the responses to submissions as set out in Attachment 1 to this report to form the basis of Council's submission to an Independent Planning Panel.
3. Endorses the proposed changes to the Amendment documentation at Attachment 2 of this report.
4. Refers any late submissions to the Independent Panel.
5. Authorises the Director City Futures to make minor changes to Moreland Planning Scheme Amendment C212more and to give direction on issues which arise in the course of the Panel hearing in response to expert evidence and submissions if required.

9.56 pm Cr Tapinos left the meeting and was absent for the vote.

Carried

## 7.8 AMENDMENT C190MORE - BETTER OUTCOMES FOR TWO DWELLINGS ON A LOT - DECISION GATEWAY 3 - ADOPTION

### Executive Summary

One of the key priorities in the *Council Plan 2017-21* was to enhance liveability, affordability and sustainability by guiding growth, and excellence in urban design and development.

Council Action Plan Item 35 delivered the Medium Density Housing Review, adopted by Council in October 2018. The Medium Density Housing Review considered the quality of townhouse and unit development within Moreland and made recommendations on how it can be improved.

One of the recommendations was to investigate the potential to incentivise better quality two dwelling on a lot development through a more straight forward planning permit process. Moreland's *Better Outcomes for Two Dwellings on a Lot (a review of dual occupancy development in Moreland)* found that a more straight forward process for fully compliant, enhanced quality dual occupancy development, could incentivise improved quality outcomes for the Moreland community.

Sixty five percent of new houses in Moreland are infill units and townhouses in residential areas. This form of housing is known as medium density housing. A very common medium density planning permit application type in Moreland is two dwellings on a lot. This housing type, also known as 'dual occupancy' is particularly common in the northern wards. In the south ward new housing is primarily in the form of apartments.

Amendment C190more proposes a change to the Moreland Planning Scheme to encourage two dwelling on lot housing to be better quality and fully compliant with the Moreland Planning Scheme at the time of lodgement.

It does this by:

- Introducing an opt in process where proposals which meet all of the current requirements of the planning scheme, plus additional 'better quality' requirements, are assessed in a streamlined process.
- Making ResCode requirements mandatory so proposed development is an acceptable standard from the outset
- Making some requirements of ResCode even more restrictive to reduce building bulk at the rear next to neighbouring back yards
- Introducing value adding requirements to lift the quality from 'acceptable' to 'better' than would otherwise be delivered under standard ResCode requirements.

The streamlined process stream is known state-wide as VicSmart. The key features of the VicSmart stream include a 10-day permit process and applications are exempt from notice and third-party objector appeals of Council's decision to the Victorian Civil and Administrative Tribunal (VCAT).

The amendment was publicly exhibited in June/July 2020. Sixteen submissions were received and on 12 August 2020 Council resolved to refer the submissions to an independent Panel.

The Panel conducted the hearing by live streamed video conference on Tuesday 27 October 2020 and Wednesday 28 October 2020. Council received the Panel Report on 1 December 2020. The Panel Report is at Attachment 1.

The Panel considers that:

- Council has undertaken a substantial body of strategic and analytical evidence-based research to identify the issues and opportunities to improve processes and outcomes for two dwellings on a lot, and that the amendment is well founded and strategically justified.
- The Amendment is consistent with policy directions to encourage increased housing diversity, accessibility and affordability, consistent with neighbourhood character.
- The Amendment will provide the following benefits:
  - the delivery and supply of a key housing typology within the municipality
  - the reduction in housing costs through process time savings and reviews by VCAT
  - improvements to the standard of housing, particularly relating to accessibility and ESD design treatments and a high level of compliance with Clause 55 standards.
- These benefits will provide a net community benefit.

A key issue for six of the 16 submitters is the VicSmart exemption from third party notice and review. The Panel considered how the proposal balances the benefits of fast tracking assessment of better quality, fully compliant permit applications with the removal of third party notice and review, and whether this achieves net community benefit for present and future generations. It considers that:

- There is a net community benefit in economic, social and environmental outcomes.
- The broader net community benefits outweigh the potential for some limited localised impact.
- Removal of third party notice and review provisions is appropriate because the proposed VicSmart entry criteria are stringent enough to minimise potential for poor outcomes including loss of amenity for neighbours. The Panel describes these stringent criteria as a conservative and cautious step forward which provide an appropriate level of safeguard for the community and considers this the correct approach.

- VicSmart is a suitable assessment pathway for two dwelling on a lot applications and is satisfied that Council is adequately resourced to manage this process. The Panel is confident that a range of skilled planning officers will be involved across the assessment process and that proper consideration will be given to neighbourhood character and all ResCode standards and objectives.

The Panel supports changes suggested by Council's Planning expert witness that will:

- Improve the clarity of how the proposed provisions work together with other parts of the planning scheme.
- Minimise the potential for amenity impacts from overlooking and overshadowing on rear yards and minimise the potential for bulkier or higher built form elements being visually dominant to rear private open spaces.

The Panel is confident that with these changes the exemption from notice and review rights will not compromise the planning outcomes for neighbours.

The Panel supports the amendment and suggests only very minor inconsequential changes.

## Officer Recommendation

That Council:

1. Using its powers as a planning authority under section 29 of the *Planning and Environment 1987*, adopts Moreland Planning Scheme Amendment C190more as shown in Attachment 2 to this report.
2. Submits the adopted Amendment to the Minister for Planning.
3. Notes that if a new assessment stream is introduced into the Victoria Planning Provisions that allows for streamlined assessment with public notice (as recommended in the Better Regulation Victoria report on Planning and Building Approvals Process review) Council officers will investigate progressing a further planning scheme amendment to gain the additional public notice feature provided by that stream for the class of two dwelling on a lot applications as outlined in Amendment C190more.
4. Writes to the Hon Richard Wynne, Minister for Planning to advise him of Council's adoption of Amendment C190more and its benefits facilitating the timely consideration of fully compliant two dwelling proposals, that deliver increased accessibility and other enhanced requirements to meet the needs of the current and future residents of Moreland. The letter should indicate Council's interest to explore the piloting of a streamlined assessment tool which incorporates public notice (as recommended in the Better Regulation Victoria report on Planning and Building Approvals Process review) for fully compliant two dwelling proposals in Moreland, inclusive of the provisions contained in Amendment C190more, once this new tool is introduced.

## Motion

Cr Bolton moved

That Council:

1. Writes to the Minister for Planning advising of Council's decision to abandon Moreland Planning Scheme Amendment C190more.

**Lapsed**

9.58 pm Cr Carli Hannan left the meeting during the debate.

## Resolution

**Cr Panopoulos moved, Cr Pulford seconded -**

#### **That Council:**

- 1. Defers consideration of Moreland Planning Scheme Amendment C190 more until the December 2022 Council meeting, or until the state government has introduced the proposed VicSmart Plus planning permit application pathway.**
- 2. Writes to the Minister for Planning pursuant to S30(1)(ii) of the Planning and Environment Act 1987 seeking a longer period for the adoption of Moreland Planning Scheme Amendment C190 more.**

*9.58 pm Cr Tapinos returned to the meeting during the debate.*

*9.59 pm Cr Tapinos left the meeting during the debate.*

*10 pm Cr Tapinos returned to the meeting during the debate.*

#### **10 pm Extension of Time**

##### **Motion**

**Cr Pavlidis moved, Cr Pulford seconded -**

**That the meeting be extended at 10 pm for 30 minutes.**

**Carried** (extension of time motion)

*10 pm Cr Tapinos left the meeting during the debate.*

*10.03 pm Cr Carli Hannan returned to the meeting during the debate.*

*10.05 pm Cr Tapinos returned to the meeting before the vote.*

**Carried**

*10.05 pm Cr Tapinos left the meeting after the vote.*

## **7.9 PROPOSED SALE OF FORMER DRAINAGE RESERVE LAND ADJOINING 22 & 20 DODS STREET BRUNSWICK**

### **Executive Summary**

Council owns land at the rear of 20-28 Dods Street, Brunswick. The land was part of a former drainage reserve. The reserve status was removed by Council and subdivided into lots aligning with each of the abutting properties, with the intention to sell to the adjoining property owners. The occupied section at the rear of 30 Dods Street, Brunswick was the only lot sold at the time. The remaining subdivided sections of Council land are landlocked.

Council has now received a request from the owner of 22 Dods Street, Brunswick to acquire a section of Council land totalling 14m<sup>2</sup>. The land is adjoining the rear of their property and it has been enclosed within their fence boundary for over 40 years, shown in blue in Attachment 1.

A recent request has also been received from the new owner of 20 Dods Street, Brunswick to purchase the land adjoining and enclosed in their property totalling 2m<sup>2</sup>, shown in red in Attachment 1.

Preliminary consultation with the neighbouring property owners has been undertaken and no concerns have been raised.

Internal consultation has been undertaken and the subject sections of land are considered to be no longer reasonably required for municipal use and are surplus to Council's needs.

The purpose of this report is to commence the Statutory Process under the *Local Government Act 2020* to sell the land.

### **Officer Recommendation**

That Council:

- Commences the procedures to sell the land adjoining the rear of 22 and 20 Dods



Street, Brunswick, pursuant to the provisions of Section 114 of the *Local Government Act 2020*.

2. Gives public notice of the proposed sale, in accordance with Section 114 of the *Local Government Act 2020* on Council's website and invite written submissions from Friday 17 December 2021 until Monday 24 January 2022. The notice will state that Council proposes to sell the land adjoining 22 and 20 Dods Street Brunswick to the owners of those properties, by private treaty.
3. Appoints Councillor \_\_\_\_\_ as Chair, and Councillors \_\_\_\_\_, \_\_\_\_\_, and \_\_\_\_\_ to a Committee to hear any submitters requesting to be heard in support of their written submission in relation to the proposed sale of land adjoining 22 and 20 Dods Street Brunswick.
4. Authorises the Chief Executive Officer to set the time, date and place of the meeting of the committee to hear submissions in relation to Council's intention to discontinue and sell the land adjoining 22 and 20 Dods Street, Brunswick.
5. Receives a further report outlining any submissions received, including a summary of proceedings of the Hearing of Submissions Committee and presenting a recommendation regarding whether to proceed with the proposed land sales to the adjoining owners.

## **Resolution**

**Cr Riley moved, Cr Carli Hannan seconded -**

**That Council:**

1. **Commences the procedures to sell the land adjoining the rear of 22 and 20 Dods Street, Brunswick, pursuant to the provisions of Section 114 of the *Local Government Act 2020*.**
2. **Gives public notice of the proposed sale, in accordance with Section 114 of the *Local Government Act 2020* on Council's website and invite written submissions from Friday 17 December 2021 until Monday 24 January 2022. The notice will state that Council proposes to sell the land adjoining 22 and 20 Dods Street Brunswick to the owners of those properties, by private treaty.**
3. **Appoints Councillor Riley as Chair, and South Ward Councillors Conlan, Tapinos and to a Committee to hear any submitters requesting to be heard in support of their written submission in relation to the proposed sale of land adjoining 22 and 20 Dods Street Brunswick.**
4. **Authorises the Chief Executive Officer to set the time, date and place of the meeting of the committee to hear submissions in relation to Council's intention to discontinue and sell the land adjoining 22 and 20 Dods Street, Brunswick.**
5. **Receives a further report outlining any submissions received, including a summary of proceedings of the Hearing of Submissions Committee and presenting a recommendation regarding whether to proceed with the proposed land sales to the adjoining owners.**

*10.06 pm Cr Panopoulos left the meeting and was absent for the vote.*

**Carried**

*10.07 pm Cr Panopoulos returned to the meeting after the vote.*

## **7.10 PROPOSED PUBLIC ACQUISITION OVERLAY FOR SUBSTATION - 231A NICHOLSON STREET, BRUNSWICK EAST**

### **Executive Summary**

As part of the pilot rollout of E-Class trams along route 96 on Nicholson Street, a substation was installed at 231A Nicholson Street, Brunswick East at the same time as the tram terminus. The substation has been operational since 2016 and supports the power supply of E-class trams along route 96. No approval was required from Council for the substation.

The existing lease arrangement is due to end and the landowner is no longer supportive of continuing or extending the existing lease arrangements. To ensure the continued operation of the substation, the Department of Transport (DoT) has been investigating options to secure continued access to the site beyond the current lease term and safeguard the future route 96 tram service.

DoT wrote to Council Officers in June 2021, seeking Councils views and in principle support for the project. In principle support is needed before DoT request that the Minister for Planning oversee an amendment that enables DoT to compulsorily acquire the land. There are no proposed changes to the current built form of the substation.

The ability for higher-capacity E-Class trams to operate on the number 96 tram route, aligns with planning policy to ensure healthy communities can thrive by having access to opportunities for employment, amenity, services and leisure, through the support of well-connected sustainable transport.

Officers requested an Electric and Magnetic Field (EMF) assessment, that measures the effect that the substation has on surrounding areas. This assessment is included at Attachment 1. A peer review of this assessment was undertaken by Swinburn University of Technology which found that the EMF values are within the relevant guidelines and are not of undue concern to passing foot traffic, patrons of the outdoor bar or to the residents of neighbouring properties. The peer review is included at Attachment 2.

The current design and siting of the substation building on the street frontage of a key spine in the Brunswick Activity Centre is a concern, should this become permanent. Given the intention to retain the substation in this location on a permanent basis, the in principle support should be provided on the basis that DoT commit to investigating alternative siting or configuration of the substation within the current property boundary that provides a higher amenity design outcome appropriate to a site within the designated Brunswick Activity Centre and cladding the substation in a high-quality, contemporary material (that includes anti-graffiti coatings). The siting and design should not preclude the opportunity for an active use to the Nicholson Street frontage of the site which would provide for casual surveillance and improved pedestrian safety consistent with Activity Centre design guidelines and planning policy expectations for this site.

### **Officer Recommendation**

That Council:

1. Provide in principle support to the Department of Transport to make a request to the Minister for Planning to amend the Moreland Planning Scheme to introduce a Public Acquisition Overlay (PAO) to the existing substation at 231A Nicholson Street, Brunswick East to maintain the existing substation at the current site on the basis that:
  - a) The substation will continue to support the ongoing operation of E-Class trams along the number 96 tram route. This aligns with existing policies in the Moreland Planning Scheme.
  - b) Other options were investigated, and no other suitable sites were available or

- meet key selection criteria.
  - c) No planning permit is required for use and development of a minor utility installation.
  - d) The temporary substation currently exists on the land.
  - e) The peer review of the Electric and Magnetic Field (EMF) assessment found that the EMF values are within the relevant guidelines and are not of undue concern to passing foot traffic, patrons of the outdoor bar or to the residents of neighbouring properties.
2. Advises the Department of Transport that this in-principle support for a PAO for a permanent substation on the subject site is provided on the basis that:
- a) The Department of Transport commit to investigating alternative siting or configuration of the substation on the land that does not preclude the future development of the site with active uses and casual surveillance to the Nicholson Street frontage consistent with town planning and urban design objectives to be expected within this designated Brunswick Activity Centre location; and
  - b) cladding the substation in a high-quality, contemporary material (that includes anti-graffiti coatings); and
  - c) further consultation with Council's planning and urban design officers as part of progressing these outcomes.
  - d) Authorises the Director City Futures to write to the Department of Transport to advise them of Council's decision.

## **Resolution**

**Cr Conlan moved, Cr Panopoulos seconded -**

**That Council:**

- 1. Provide in principle support to the Department of Transport to make a request to the Minister for Planning to amend the Moreland Planning Scheme to introduce a Public Acquisition Overlay(PAO) to the existing substation at 231A Nicholson Street, Brunswick East to maintain the existing substation at the current site on the basis that:**
  - a) The substation will continue to support the ongoing operation of E-Class trams along the number 96 tram route. This aligns with existing policies in the Moreland Planning Scheme.**
  - b) Other options were investigated, and no other suitable sites were available or meet key selection criteria.**
  - c) No planning permit is required for use and development of a minor utility installation.**
  - d) The temporary substation currently exists on the land.**
  - e) The peer review of the Electric and Magnetic Field (EMF) assessment found that the EMF values are within the relevant guidelines and are not of undue concern to passing foot traffic, patrons of the outdoor bar or to the residents of neighbouring properties.**
- 2. Advises the Department of Transport that this in-principle support for a PAO for a permanent substation on the subject site is provided on the basis that:**
  - a) The Department of Transport commit to investigating alternative siting or configuration of the substation on the land that does not preclude the future development of the site with active uses and casual surveillance**

**to the Nicholson Street frontage consistent with town planning and urban design objectives to be expected within this designated Brunswick Activity Centre location; and**

- b) cladding the substation in a high-quality, contemporary material (that includes anti-graffiti coatings); and**
- c) further consultation with Council's planning and urban design officers as part of progressing these outcomes.**
- d) Authorises the Director City Futures to write to the Department of Transport to advise them of Council's decision.**

**Carried**

## **7.11 CUMBERLAND ROAD, PASCOE VALE - REMOVAL OF TWO PARKING SPACES TO SUPPORT DEPARTMENT OF TRANSPORT BICYCLE PROJECT**

### **Executive Summary**

In June 2020, the Member for Pascoe Vale, Lizzie Blandthorn MLA, announced that the Victorian Government would deliver cycling improvements mostly along Kent Road, Derby Street, which are managed by Council, and the northern end of Cumberland Road, managed by the Department of Transport (DoT). At the July 2021 Council meeting, Council resolved to accept the project to make improvements on Kent Road and Derby Street.

The project includes speed limit reductions, some speed cushions on approaches to roundabouts to slow down vehicles entering these intersections and painting the bike lanes green. Cyclists will need to share the road space on Kent Road, and will be in minimally dimensioned and non-physically separated bike lanes on Derby Street and Cumberland Road which still creates the risk of car dooring.

The DoT route includes painted on road bicycle lanes on the northern section of Cumberland Road between Kent Road and Boundary Road but due to a change in the width of the road pavement near 181 Cumberland Road (opposite Shanley Street) two parking spaces need to be removed in front of 183 Cumberland Road as the bicycle lane transitions to the narrower road pavement.

The residents of 181, 183 and 185 Cumberland Road were advised of the proposal to remove two parking spaces via hand-delivered letters into the mailboxes on Monday 8 November seeking feedback by 19 November 2021. The DoT (and Council) did not receive any calls or emails from residents with regards to the parking removal.

DoT officers doorknocked 181-185 Cumberland on 25 November seeking feedback on the proposal and provided the following advice to Council:

- 181 Cumberland Rd - The resident confirmed that they received VicRoads/DoT letter delivered on 8 November 2021. Has no objection to parking changes.
- 183 Cumberland Rd - The resident confirmed that they received VicRoads/DoT letter delivered on 8 November 2021. Does not support parking changes. Suggested that there is no sufficient parking in this area to cater for the shops at Kent Rd /Cumberland Rd. Removal of car parking will cause inconvenience to their family and visitors. The DoT will call them back after considering their feedback.
- 185 Cumberland Rd - No response to door knock. Neighbours advised that this property is vacant.

The on street parking in this area of Cumberland Road is generally less than 50 per cent occupied at any one time so the removal of two on street spaces is likely to have minimal impact on parking availability in the general vicinity. All properties at 181-185 Cumberland

Road have off street parking and overflow parking can be accommodated nearby, generally within 30-50 metres.

## Officer Recommendation

That Council:

1. Notes that it previously approved the Stage Government cycling project on Cumberland/Kent/Derby streets in Pascoe Vale at its July 2021 meeting (ref 7.8).
2. Approves the removal of two parking spaces abutting 183 Cumberland Road, Pascoe Vale to accommodate the Department of Transport's bicycle project on this road in Moreland.

## Resolution

**Cr Panopoulos moved, Cr Pulford seconded -**

That Council:

1. **Notes that since the preparation of the agenda for the 8 December 2021 meeting, the Department of Transport has provided an alternative design for the cycling route on Cumberland Road, Pascoe Vale that does not require any removal of parking.**
2. **Notes it no longer needs to consider this report.**

**Carried**

*10.08 pm Cr Carli Hannan left the meeting and did not return.*

## **7.12 GAFFNEY STREET & SUSSEX STREET, PASCOE VALE - DEPARTMENT OF TRANSPORT SIGNALISED INTERSECTION PROJECT - CAR PARKING REMOVAL**

### Executive Summary

In response to community concerns regarding pedestrian and road safety, the Premier announced in September 2018 that the State would build a safer intersection at the intersection of Gaffney Street and Sussex Street if re-elected and subsequently announced funding of \$11.9 million to install traffic lights and pedestrian crossings in the 2019/20 State budget, to improve safety.

Council officers have been providing comments to the Department of Transport (DoT) on draft plans and potential land acquisition for this project since late 2019. Stage 1 of the main construction commenced in September 2021 and Stage 2 is expected to be completed by mid-2022. Plans of the proposed intersection upgrade are in **Attachment 1**.

DoT have advised Council officers that this project requires the removal of some on-street parking as follows:

- To accommodate the turning lanes as recommended by their SIDRA\* modelling. The SIDRA modelling is shown in Figure 3 below.
- To accommodate bus stop relocations as a result of lane reconfiguration. The new bus stop locations are shown on Page 1 of Attachment 1.

*\*SIDRA is the modelling software widely used as an aid to design and to evaluate intersections.*

DoT advises that a total net loss of five on-street car parking spaces is required on the west leg of Gaffney Street (1 on north side, 4 on south side) due to turning lane requirements and bus stops being relocated further away from the intersection. This is summarised in Figure 1 and Table 1.

It should be noted that a further two car spaces on the south leg of Sussex Street (west side) will be removed, however DoT have been working with Council officers to offset the

loss of these two spaces. This resulted in the proposal to modify the kerb alignment along the west side of Sussex Street to create two new parking spaces as shown in Figure 2. This proposal has received in principal support from Council officers, as well as support from the sandwich shop owner at 79 Sussex Street.

In review of the SIDRA modelling (see Figure 3 below), it is apparent that the turning lane lengths listed below are required to accommodate the anticipated vehicle queuing and ensure the full functionality of the intersection.

- West Leg - Left Turn Lane: 60 metres
- West Leg – Right Turn Lane: 50 metres
- South Leg – Right Turn Lane: 55 metres

These turning lanes however will require on-street parking spaces to be removed, and the existing bus stops on Gaffney Street (west leg, both north and south sides) to be relocated further away from the intersection:

In light of this information, it is considered that the removal of the five existing on-street car parking spaces as outlined by DoT is essential for the functionality of this proposed signalised intersection – an intersection upgrade which aligns with MITS by increasing pedestrian priority at signals and protecting local streets from the impacts of increasing vehicle traffic.

It is also noted that the proposed intersection upgrade will result in the Sussex Street bicycle lane (south leg, west side) being reduced in length by approximately 35 metres. The existing bicycle lane currently ends outside 79A Sussex Street, and under the new proposal, it will instead terminate at Shedden Street as shown on Page 3 of Attachment 1. This is a poor outcome for the community and therefore Council will work with DoT to incorporate improved outcomes for cyclists at the intersection.

## **Officer Recommendation**

That Council:

1. Approves the removal of five on-street car parking spaces along the west leg of Gaffney Street (1 on north side, 4 on south side), as part of Department of Transport's intersection upgrade project at the Gaffney and Sussex Street intersection.
2. Works with Department of Transport to incorporate improved outcomes for cyclists at the Gaffney and Sussex Street intersection.

## **Resolution**

**Cr Bolton moved, Cr Panopoulos seconded -**

**That Council:**

1. **Approves the removal of five on-street car parking spaces along the west leg of Gaffney Street (1 on north side, 4 on south side), as part of Department of Transport's intersection upgrade project at the Gaffney and Sussex Street intersection.**
2. **Works with Department of Transport to incorporate improved outcomes for cyclists at the Gaffney and Sussex Street intersection.**

**Carried**

## 7.13 NORTHERN REGION TRANSPORT STRATEGY

### Executive Summary

During 2020, Nillumbik Shire Council led the preparation of the Northern Region Transport Strategy (Attachment 1) on behalf of the Northern Councils Alliance. This was in conjunction with a Transport Working Group comprising of representatives from the seven councils in Melbourne's North (Banyule, Darebin, Hume, Moreland, Nillumbik, Whittlesea and Mitchell) and 'partner' agencies of the Northern Metropolitan Partnership, Department of Transport, Melbourne Airport, La Trobe University and NORTH Link.

The Strategy was prepared by GTA (now Stantec) on behalf of the Northern Councils Alliance and was funded by the Northern Metropolitan Partnership. The Strategy was completed in December 2020 following comments received on a draft released early October 2020. It is now presented to Council for information and to endorse the regional priorities across Melbourne's North.

Page 13 of the Northern Transport Strategy (as at **Attachment 1**) lists the following in key actions or next steps with particular relevance to Moreland:

- the development of a high-level bus network plan for the Northern Region, with specific emphasis on improving east-west services ahead of the completion of the Suburban Rail Loop (SRL) in a context that realises opportunities identified in the Victorian Bus Plan (2021).

It also notes a next step to:

- *"Progress with a pilot sub-regional parking amendment to introduce maximum parking rates in areas of high public transport accessibility. Adopt Smart Planning pathway, similar to secondary dwelling code to streamline process and exploit synergies between partnership."*

At its December 2020 meeting, Council resolved to abandon the planning scheme amendment proposed in the Moreland Integrated Transport Strategy, which would have allowed the removal of minimum car parking rates in developments and the setting of maximum car parking requirements in activity centres.

With this position, officers have advised the Northern Councils Alliance that it would be inappropriate for Moreland to support the northern regions' pilot to introduce of maximum parking rates and that Moreland specifically should be removed from this trial.

### Officer Recommendation

That Council:

1. Endorses the Northern Council Alliance Northern Region Transport Strategy (2021) at Attachment 1, subject to Council advising the Northern Alliance it will not participate in a pilot sub-regional parking amendment to introduce maximum parking rates.
2. Supports the further development of the projects listed on page 13 of the Northern Region Transport Strategy (at Attachment 1) with particular reference to the development of a regional bus network plan.
3. Notes the strategy will be used for ongoing regional advocacy purposes by the Northern Councils Alliance.
4. Notes that the duplication of the Upfield Line north of Gowrie Station remains a key transport advocacy item reflected in the Council Plan.

### Resolution

**Cr Conlan moved, Cr Bolton seconded -**

**That Council:**

1. **Endorses the Northern Council Alliance Northern Region Transport Strategy (2021) at Attachment 1, subject to Council advising the Northern Alliance it will not participate in a pilot sub-regional parking amendment to introduce maximum parking rates.**
2. **Supports the further development of the projects listed on page 13 of the Northern Region Transport Strategy (at Attachment 1) with particular reference to the development of a regional bus network plan.**
3. **Notes the strategy will be used for ongoing regional advocacy purposes by the Northern Councils Alliance.**
4. **Notes that the duplication of the Upfield Line north of Gowrie Station remains a key transport advocacy item reflected in the Council Plan.**

**Carried**

## **7.14 WEED MANAGEMENT RESEARCH AND MORELAND NO-GLYPHOSATE TRIAL**

### **Executive Summary**

At the June 2021 Council meeting, Council determined to pursue a trial of a 'no glyphosate' zone alongside control zones, to compare the resources required for weed management and the effectiveness of different weed management practices over two years Council.

In addition, it was agreed that the findings of Deakin University research into alternatives to glyphosate and indications of the budget requirements of the trial into future financial years would be brought to the December 2021 Council meeting.

Council is now five months into the two-year trial of managing weeds with and without the use of Glyphosate across three trial zones. A variety of methods are being used including the use of hand weeding, organic herbicides, brush cutting, and mulching with steaming to be introduced in the next 12 months. At this stage of the trial, it is too early to compare areas, zones and methods with accuracy as to which area is responding the best to the treatment applied.

The trial includes an opportunity for the community to provide feedback via the Conversations Moreland Weed Management Trial website. From July 1 – October 31, the contribution from 85 community members includes comments relating to:

- areas not being managed as expected with unsightly weed growth occurring,
- requests for officers to be pulling weeds by hand only and
- a view that the use of glyphosate is welcomed provided officers wear appropriate PPE when using it.

Included in this report is an update on the research conducted by Deakin University on alternate options to glyphosate. The project sought to identify and assess the efficacy of potential alternative non-glyphosate-based weed management strategies.

### **Officer Recommendation**

**That Council:**

1. Notes the findings from the Deakin University research which indicates based on the results of the field trials and taking into consideration cost, safety information and off-target impacts, glyphosate is considered to be the most effective weed management strategy of the different approaches used in the trial. A peer reviewed



report on this research is provided at Attachment 1.

2. Notes the commencement in July 2021 of Council's own weed management trial including community feedback from trial areas to date and notes the budget recommendations that will be put forward for 2022/2023.

## **Resolution**

**Cr Bolton moved, Cr Pulford seconded -**

**That Council:**

1. **Notes the findings from the Deakin University research which indicates based on the results of the field trials and taking into consideration cost, safety information and off -target impacts, glyphosate is considered to be the most effective weed management strategy of the different approaches used in the trial. A peer reviewed report on this research is provided at Attachment 1.**
2. **Notes the commencement in July 2021 of Council's own weed management trial including community feedback from trial areas to date and notes the budget recommendations that will be put forward for 2022/2023.**
3. **After the conclusion of the trial, any recommendations about the future use of glyphosate, takes into account evidence about the impacts of glyphosate on human health that include reports from the International Agency for Research on Cancer (IARC) as well as the industry-funded Australian Pesticide and Veterinary Medicines Authority and evidence of insurance companies not insuring companies or organizations which manufacture, distribute or use glyphosate. An assessment of the impact of glyphosate on humans should include the adequacy of labeling on the safe use of glyphosate.**

**Carried**

## **7.15 COMMUNITY GRANT PROGRAM RECOMMENDATIONS 2022**

### **Executive Summary**

The Community Grants Program offers a range of annual community grants for not-for-profit community organisations to apply for funding towards initiatives that benefit the Moreland community.

This round of applications opened for a period of over 8 weeks from 1 August for groups to apply for funding to support the delivery of projects between 1 January to 31 December 2022. Applications for this round support one-off project implementation, development and delivery that benefits and engages the Moreland community through community led initiatives.

This report provides recommendations for funding in relation to two categories;

- Project Grants (up to \$5,000 per application).
- Capital Works Partnership Grants (up to \$40,000 per application, with a minimum 25 per cent contribution from the Applicant towards the project).

For the 2021/2022 annual program;

- Twenty-three applications, to the value of \$109,487 were received under the Project Grant category. Sixteen projects to the value of \$82,745 are recommended for funding.

- Eighteen applications requesting \$531,155 were received for the Capital Works Partnership funding program. Eleven projects are recommended to the value of \$346,125.

Following Council endorsement, all successful and unsuccessful applicants will be advised of the outcome of their applications and the necessary funding requirements will be put in place. Unsuccessful Applicants will be given feedback on their applications with information on how these can be strengthened or redirected to other funding sources.

## Officer Recommendation

That Council:

1. Thanks applicants of Moreland's Community Grants for their time and contribution to Moreland's community life.
2. Allocates Project Grants to the value of \$82,745 in 2022
  - a) Australia Nepal Public Link (VIC) Inc \$5,000
  - b) Australian Skateboarding Federation Limited \$4,900
  - c) Claire Mosley Art (auspiced) \$5,000
  - d) Community Food Marketplace \$5,000
  - e) Ftm Shed \$5,000
  - f) Grow Eat Together Moreland (auspiced) \$5,000
  - g) Growing Farmers Inc \$5,000
  - h) Little Dreamers Australia Co Ltd \$5,000
  - i) Merri Outreach Support Services \$5,000
  - j) Mulberry Community Gardens Glenroy \$2,901
  - k) Neighbours United for Climate Action (auspiced) \$5,000
  - l) Northern Community Sports Group (auspiced) \$4,960
  - m) SSSOwing Sistas: Living Together on Stolen Land (auspiced) \$5,000
  - n) St Fidelis Primary School \$4,984
  - o) St. Linus' Kindergarten \$5,000
  - p) The Onemda Association Inc \$5,000
  - q) Youth Development Australia (Youthworx) \$5,000
3. Allocates Capital Works Partnership Grants to the value of \$346,125
  - a) Brunswick City Sports Club Inc. \$40,000
  - b) Brunswick Mallet Sports Club Inc \$40,000
  - c) Coburg Districts Football Club Inc \$40,000
  - d) Coburg Table Tennis Club Inc \$15,675
  - e) Coburg Tennis Club Inc \$5,315
  - f) East Coburg Tennis Club \$40,000
  - g) Glencairn Tennis Club \$36,638
  - h) Hadfield Tennis Club \$37,500
  - i) Pink Ember Studio Co-operative Ltd \$24,537
  - j) Reynard Street Neighbourhood House Inc \$26,460

k) The Big Umbrella \$40,000

## **Resolution**

**Cr Pulford moved, Cr Yildiz seconded -**

**That Council:**

- 1. Thanks applicants of Moreland's Community Grants for their time and contribution to Moreland's community life.**
- 2. Allocates Project Grants to the value of \$82,745 in 2022**
  - a) Australia Nepal Public Link (VIC) Inc \$5,000**
  - b) Australian Skateboarding Federation Limited \$4,900**
  - c) Claire Mosley Art (auspiced) \$5,000**
  - d) Community Food Marketplace \$5,000**
  - e) Ftm Shed \$5,000**
  - f) Grow Eat Together Moreland (auspiced) \$5,000**
  - g) Growing Farmers Inc \$5,000**
  - h) Little Dreamers Australia Co Ltd \$5,000**
  - i) Merri Outreach Support Services \$5,000**
  - j) Mulberry Community Gardens Glenroy \$2,901**
  - k) Neighbours United for Climate Action (auspiced) \$5,000**
  - l) Northern Community Sports Group (auspiced) \$4,960**
  - m) SSSOwing Sistas: Living Together on Stolen Land (auspiced) \$5,000**
  - n) St Fidelis Primary School \$4,984**
  - o) St. Linus' Kindergarten \$5,000**
  - p) The Onemda Association Inc \$5,000**
  - q) Youth Development Australia (Youthworx) \$5,000**
- 3. Allocates Capital Works Partnership Grants to the value of \$346,125**
  - a) Brunswick City Sports Club Inc. \$40,000**
  - b) Brunswick Mallet Sports Club Inc \$40,000**
  - c) Coburg Districts Football Club Inc \$40,000**
  - d) Coburg Table Tennis Club Inc \$15,675**
  - e) Coburg Tennis Club Inc \$5,315**
  - f) East Coburg Tennis Club \$40,000**
  - g) Glencairn Tennis Club \$36,638**
  - h) Hadfield Tennis Club \$37,500**
  - i) Pink Ember Studio Co-operative Ltd \$24,537**
  - j) Reynard Street Neighbourhood House Inc \$26,460**
  - k) The Big Umbrella \$40,000**
- 4. Acknowledges historic and systemic barriers to accessing council grants for CALD communities and seeks to address this concern in the upcoming policy**

**review with more support and information targeting CALD communities and minimum targets-set for applications and grants from CALD communities across all categories.**

- 5. Officers seek a meeting on-site with the Australian Association of Kastorians Inc to gain further information about the required refurbishment and their application, this information, inform a re-assessment of the application and further report to council in February 2021.**
- 6. Requests any review into the grants program recommends further integrity measures to ensure the appropriate expenditure of council and State grants, and report back to Council after the completion of the grant project.**

*10.17 pm Cr Tapinos returned to the meeting during the debate.*

**Carried**

## **7.16 COMMUNITY ENGAGEMENT POLICY 2020 - YEAR 1 PROGRESS REPORT**

### **Executive Summary**

Council's Community Engagement Policy 2020 is a vehicle for building trust between Council and community in the delivery of projects, and ensuring community is put at the heart of Council decision making.

Year 1 implementation of the Community Engagement Policy has seen a significant number of achievements including delivery of community engagement capacity building through training, tools and demonstration projects.

Challenges and opportunities for the portfolio relate to the need for earlier planning and implementation of engagement strategies as part of the project management methodology. Early engagement ensures that communities do not experience change as 'sudden' or unsettling. It also helps build trust and partnerships with the community so that changes to local areas can be effectively made, and decisions supported.

This report recommends the Community Engagement Policy be reviewed and minor amendments made to provide Council officers with greater guidance and instruction about how to plan and deliver engagement earlier in their projects, in accordance with community engagement principles of the *Local Government Act 2020*. It is proposed that in March 2022, briefings be held with Councillors to discuss improvements to the policy, and in May 2022 the revised policy be presented to Council for endorsement for public exhibition.

### **Officer Recommendation**

That Council:

1. Notes the findings of the Community Engagement Policy Implementation Plan Year 1 Progress Report (2021) including identified achievements and areas for targeted improvement (refer to Attachment 1)
2. Endorses a proposal to proceed with drafting minor amendments to the Community Engagement Policy to provide clearer instruction to Council officers about community engagement requirements. It is recommended that in March/April 2022, briefings be held with Councillors to discuss improvements to the policy, and in May/June 2022 the revised policy be presented to Council for endorsement for public exhibition.
3. Uphold the minimum 10-business day requirement for public exhibition set in our Community Engagement Policy 2020 and aligned to the *Local Government Act 2020* removal of the requirement to carry out a 28-day public exhibition and Hearing of

Submissions process. Noting, more time and a higher standard of engagement needs to be delivered prior to exhibition.

## **Resolution**

**Cr Panopoulos moved, Cr Pulford seconded -**

**That Council:**

- 1. Notes the findings of the Community Engagement Policy Implementation Plan Year 1 Progress Report (2021) including identified achievements and areas for targeted improvement (refer to Attachment 1)**
- 2. Endorses a proposal to proceed with drafting minor amendments to the Community Engagement Policy to provide clearer instruction to Council officers about community engagement requirements. It is recommended that in March/April 2022, briefings be held with Councillors to discuss improvements to the policy, and in May/June 2022 the revised policy be presented to Council for endorsement for public exhibition.**
- 3. Uphold the minimum 10-business day requirement for public exhibition set in our Community Engagement Policy 2020 and aligned to the *Local Government Act 2020* removal of the requirement to carry out a 28-day public exhibition and Hearing of Submissions process. Noting, more time and a higher standard of engagement needs to be delivered prior to exhibition**

**Carried**

## **7.17 ADOPTION OF COUNCIL'S GOVERNANCE RULES**

### **Executive Summary**

Following a recent review of the Governance Rules (adopted in August 2020), it was recommended to retain much of the existing content of the current Governance Rules, and make minor amendments to:

- correct anomalies and improve readability;
- further define the nature of Council meetings;
- include a new Acknowledgments and Other Matters business item at Council Meetings;
- revise, realign and consolidate chapters;
- amend availability of Council agendas;
- amend provisions relating community statements;
- enable the mover of an amendment to have a 'right of reply';
- amend provisions relating to Questions of Council; and
- strengthen provisions regarding the safe use and storage of Council's Seal.

In endorsing the revised Governance Rules for community consultation, Council invited community submissions between 18 October 2021 – 1 November 2021 via Conversations Moreland.

At the close of the submission period, 1 submission was received.

This report does not recommend any further amendments to the revised Governance Rules as a result of the submission received, however does offer one further Council officer recommendation relating to Moving Motions in Block.

## Officer Recommendation

That Council:

1. Adopts the revised Governance Rules, provided as Attachment 1.
2. Writes to the individual submitter, thanking them for their contribution and providing a copy of the outcome of Council's decision (including a copy of responses as provided in Attachment 2).

## Resolution

**Cr Panopoulos moved, Cr Bolton seconded -**

**That Council:**

1. **Adopts the revised Governance Rules, provided as Attachment 1.**
2. **Writes to the individual submitter, thanking them for their contribution and providing a copy of the outcome of Council's decision (including a copy of responses as provided in Attachment 2).**

**Carried**

## 7.18 PARTICIPATORY BUDGETING

### Executive Summary

This report provides a recommended way forward for participatory budgeting, following on from an evaluation of Imagine Moreland including achievements and learnings. An evaluation report for Imagine Moreland can be found at **Attachment 1**.

Achievements of Imagine Moreland include:

- the Moreland Community Vision document was written by a representative panel of community members through a unique collaboration between Moreland Council and the community.
- over 80 per cent of community members involved in the Imagine Moreland engagement program reported that the engagement process was meaningful.
- Council officers engaged in Imagine Moreland found the process rewarding and enjoyable, and their work was informed in a highly meaningful way.

The evaluation of Imagine Moreland offers up opportunities for future engagement on the budget through participatory budgeting.

The definition of participatory budgeting refers to a deliberative process where community members recommend allocating part of a budget.

Deliberative means that people are presented with time and information to enable their critical reasoning and consideration of options as part of a decision-making process.

Participatory means involving the community.

## Officer Recommendation

That Council:

1. Notes the findings of the Imagine Moreland Evaluation report provided at Attachment 1 including learnings and achievements.
2. Endorses 'Community wide participatory budgeting' as the way forward for further development and implementation as a part of the 2022-2026 budgeting engagement

process.

3. Endorses the redirection of internal resources from CAP 41 actions relating to improving engagement with children and young people to the Participatory Budgeting Action for the current year and refers the additional cost of \$33,000 to the Q2 Forecast.

## **Resolution**

**Cr Pulford moved, Cr Panopoulos seconded -**

**That Council:**

1. **Notes the findings of the Imagine Moreland Evaluation report provided at Attachment 1 including learnings and achievements.**
2. **Endorses 'Community wide participatory budgeting' as the way forward for further development and implementation as a part of the 2022-2026 budgeting engagement process.**
3. **Endorses the redirection of internal resources from CAP 41 actions relating to improving engagement with children and young people to the Participatory Budgeting Action for the current year and refers the additional cost of \$33,000 to the Q2 Forecast.**

**Carried unanimously**

*Cr Davidson absent*

## **Extension of time**

### **Motion**

Cr Panopoulos moved, Cr Pulford seconded -

That the meeting be extended at 10.27 pm for 30 minutes.

**Carried**

## **7.19 FINANCIAL MANAGEMENT REPORT FOR THE PERIOD ENDED 31 OCTOBER 2021**

This report presents the Financial Management Report for the financial year to date period ending 31 October 2021.

A detailed financial review was undertaken across the organisation throughout October. The results of this review are included in this report as the Full Year Revised Forecast. The detailed first quarter financial review is being presented separately to the December Council meeting.

The October Income Statement shows the Council surplus is \$2.8 million better than the year to date Revised Forecast as a result of higher overall revenue and lower overall expenditure. These differences are considered largely timely in nature.

Council has spent \$16.9 million on capital expenditure which is \$3.2 million less than the year to date Revised Forecast.

Council has previously taken the approach of generating small surpluses to reinvest in much needed infrastructure projects. This strategy has been impacted by the COVID-19 pandemic and it is unlikely Council will generate a funding surplus for 2021/22.

### **Officer Recommendation**

That Council notes the Financial Management Report for the period ended 31 October 2021, at Attachment 1 to this report.

## Resolution

**Cr Conlan moved, Cr Panopoulos seconded -**

**That Council notes the Financial Management Report for the period ended 31 October 2021, at Attachment 1 to this report.**

**Carried**

### **7.20 2021/22 FIRST QUARTER FINANCIAL REPORT**

This First Quarter Financial Report gives an overview of Council's Performance through delivery of Financial Management and delivery of the project management program.

Capital works projects are progressing with 18 per cent of total budget expended to date, while operating projects are behind with 8 per cent actual expenditure at the end of the first quarter.

The impact on both capital and operating projects due to the actions taken in addressing the COVID-19 pandemic are difficult to predict. Estimates from project managers indicate that approximately 12 per cent of capital works projects and 33 per cent of operating projects have a potential impact from COVID-19 that is likely to adversely affect delivery schedules. As restrictions continue to ease and the vaccination rates continue to increase, this situation is anticipated to improve over the remainder of the financial year.

A detailed financial review was undertaken across the organisation at the end of September 2021 to form the 2021/22 First Quarter Financial Review. This process provided the opportunity to review the financial performance to date and reallocate available financial resources to reduce the financial impact of the COVID-19 restrictions and lockdown 5 and 6. The results of this review are included in this report as the Full Year Revised Forecast.

The forecast has been developed in an unprecedented and rapidly changing environment following the onset of the COVID-19 pandemic. The forecast assumes the most recent lockdown strategies (lockdown 5 and 6) implemented by the State Government and the associated financial impacts on Council's forecasted financial position for 30 June 2022. No further material changes are expected as lockdown has lifted, however this may change in the event of further restrictions.

The Full Year Revised Forecast is an unfavourable movement of \$4.7 million in Council's underlying result from the adopted budgeted surplus of \$19.4 million to a surplus of \$14.7 million. This result is important, as it measures Council's ability to generate a surplus in the ordinary course of business – excluding capital grants and other contributions to fund expenditure from the net result. Currently, the Full Year Revised Forecast is a reduction in the underlying result which suggests that an improvement is required in the operating position. This is primarily due to reduced parking infringements and additional costs relating to the closure of the leisure centres, all resulting from the ongoing pandemic and lockdowns 5 and 6. The financial impact of the pandemic has been softened by the agile response to realign priorities, providing support to the community.

After reviewing the Capital Expenditure program, there is an increase to the 2021/22 adopted budget of \$12.3 million, with \$13.8 million funded by reserves relating to projects carried forward from 2020-21 for delivery in this financial year.

### **Officer Recommendation**

That Council:



1. Notes the 2021/22 First Quarter Financial Report for the period ending 30 September 2021, including Financial Plan performance and Project Management performance.
2. Notes the status of the program of capital and operating projects for 2021/22.
3. Notes the increase to the full-year First Quarter Financial Review forecast for Operating income of \$1.1 million and increase to expenditure of \$3.7 million arising from the 2021/22 First Quarter Financial Review.
4. Endorses the full-year forecast Capital Expenditure of \$74.1 million, arising from the 2021/22 First Quarter Financial Review.
5. Carries forward the following capital project funding to the 2022/23 Capital Expenditure program.
  - i. Park Close to Home Frith Street - \$1,307,480
  - ii. Hosken Reserve – Synthetic Soccer - \$620,000; and
  - iii. Parker Reserve Public Toilet Upgrade - \$160,150.

## **Resolution**

**Cr Conlan moved, Cr Pulford seconded -**

**That Council:**

1. **Notes the 2021/22 First Quarter Financial Report for the period ending 30 September 2021, including Financial Plan performance and Project Management performance.**
2. **Notes the status of the program of capital and operating projects for 2021/22.**
3. **Notes the increase to the full-year First Quarter Financial Review forecast for Operating income of \$1.1 million and increase to expenditure of \$3.7 million arising from the 2021/22 First Quarter Financial Review.**
4. **Endorses the full-year forecast Capital Expenditure of \$74.1 million, arising from the 2021/22 First Quarter Financial Review.**
5. **Carries forward the following capital project funding to the 2022/23 Capital Expenditure program.**
  - i. **Park Close to Home Frith Street - \$1,307,480**
  - ii. **Hosken Reserve – Synthetic Soccer - \$620,000; and**
  - iii. **Parker Reserve Public Toilet Upgrade - \$160,150.**

**Carried**

## **7.21 GOVERNANCE REPORT - DECEMBER 2021 - CYCLICAL REPORT**

### **Executive Summary**

The Governance report is prepared as a monthly standing report to Council which provides a single reporting platform for a range of statutory compliance, transparency, and governance related matters.

This Governance report includes:

- Records of Meetings, with a recommendation that Council notes the records.
- Responses to Public Question Time items taken on notice at November 2021 Council meeting, with a recommendation that Council notes the responses.

- A correction of a typographical error in the March 2021 Council minutes at item 8.6, with a recommendation to correct it.
- The Domestic Animal Management Plan 2017-2021 – Year 4 Review and Evaluation and recommends that Council notes the Year 4 Review and Evaluation.
- Appointing 1 Councillor representative and 1 substitute Councillor representative to the Municipal Association of Victoria for the Mayoral year 2021/2022.

## Officer Recommendation

That Council:

1. Notes the Records of Meetings, at Attachment 1 to this report.
2. Notes responses to questions taken on notice during Public Question Time at the November 2021 Council meeting, at Attachment 2 to this report.
3. Notes the March 2021 Council minutes contains a typographical error at Resolution 8.6 and amends it to read:  
*That Council offers the Glenroy Art Group free use of the Pascoe Vale Neighbourhood Facility (next to Pascoe Vale Pools) for both of their biannual Art Shows in 2021-2024.*
4. Notes the Year 4 Annual Review and Evaluation of the Domestic Animal Management Plan 2017-202.
5. Appoints Cr \_\_\_\_\_ as Moreland's Councillor representative to the Municipal Association of Victoria for the 2021/2022 Mayoral year.
6. Appoints Cr \_\_\_\_\_ as the substitute Councillor representative to the Municipal Association of Victoria for the 2021/2022 Mayoral year.

## Motion

**Cr Panopoulos moved, Cr Pulford seconded -**

That Council:

1. **Notes the Records of Meetings, at Attachment 1 to this report.**
2. **Notes responses to questions taken on notice during Public Question Time at the November 2021 Council meeting, at Attachment 2 to this report.**
3. **Notes the March 2021 Council minutes contains a typographical error at Resolution 8.6 and amends it to read:**  
*That Council offers the Glenroy Art Group free use of the Pascoe Vale Neighbourhood Facility (next to Pascoe Vale Pools) for both of their biannual Art Shows in 2021-2024.*
4. **Notes the Year 4 Annual Review and Evaluation of the Domestic Animal Management Plan 2017-202.**
5. **Appoints Cr Riley as Moreland's Councillor representative to the Municipal Association of Victoria for the 2021/2022 Mayoral year.**
6. **Appoints Cr Pulford as the substitute Councillor representative to the Municipal Association of Victoria for the 2021/2022 Mayoral year.**

*10.32 pm Cr Davidson returned to the meeting during debate.*

## Procedural Motion

Cr Tapinos moved, Cr Bolton seconded -

That the Motion be laid on the Table.

*10.36 pm Cr Davidson left the meeting before the vote.*

**Lost on the casting vote of the Mayor**

## Resolution

Cr Panopoulos moved, Cr Pulford seconded -

That Council:

1. **Notes the Records of Meetings, at Attachment 1 to this report.**
2. **Notes responses to questions taken on notice during Public Question Time at the November 2021 Council meeting, at Attachment 2 to this report.**
3. **Notes the March 2021 Council minutes contains a typographical error at Resolution 8.6 and amends it to read:**

***That Council offers the Glenroy Art Group free use of the Pascoe Vale Neighbourhood Facility (next to Pascoe Vale Pools) for both of their biannual Art Shows in 2021-2024.***

4. **Notes the Year 4 Annual Review and Evaluation of the Domestic Animal Management Plan 2017-202.**
5. **Appoints Cr Riley as Moreland's Councillor representative to the Municipal Association of Victoria for the 2021/2022 Mayoral year.**
6. **Appoints Cr Pulford as the substitute Councillor representative to the Municipal Association of Victoria for the 2021/2022 Mayoral year.**

*10.38 pm Cr Davidson returned before the vote.*

**Carried**

*10.40 pm Cr Yildiz left the meeting and did not return.*

*10.40 pm Cr Davidson left the meeting and did not return.*

## **7.22 CONTRACT RFT-2021-222 MELVILLE MORELAND SHOPPING STRIP STREETScape UPGRADE**

### **Executive Summary**

This report seeks the appointment of the preferred contractor, Blue Peak Constructions Pty Ltd, to deliver the streetscape upgrade works for the Melville Moreland Shopping Strip, located along Melville Road between Moreland Road and Irvine Crescent, Brunswick West.

The Moreland City Council Budget 2021-2025 was adopted by Council on 24 June 2021 and allocates \$650,000 in the 2021/2022 financial year for the Melville Moreland Shopping Strip Streetscape Upgrade. The adopted budget also projects expenditure of \$850,000 in the 2022/2023 financial year.

A request for tender was released on 4 September 2021. The tenders closed on 9 October 2021, and five tenders were received. The tenders were evaluated and Blue Peak Constructions Pty Ltd has been identified as the preferred tenderer, achieving the highest score through the evaluation process.

The tender complies with section 109(1) of the *Local Government Act 2020*.

## Officer Recommendation

That Council:

1. Authorises the Chief Executive Officer to:
  - a) Make a formal offer to **Blue Peak Constructions Pty Ltd and ACN 600 299 474 (Contractor)** to award to the Contractor contract **RFT-2021-222** for the **Melville Moreland Shopping Strip Streetscape Upgrade (Contract)** on the following terms and otherwise subject to and in accordance with paragraph 1(b) of this Resolution:
    - i. For the lump sum of \$703,649 (excluding GST) plus provisional sum of \$12,650 (excluding GST), totalling \$716,299 (excluding GST).
    - ii. Allocate a contingency amount of \$105,547 (15 percent of the lump sum) to the project bringing the total expenditure approval for RFT-2021-222 Melville Moreland Shopping Strip Streetscape Upgrade to \$821,846 (excluding GST).
  - b) Negotiate and finalise the terms of the Contract between Council and the Contractor provided that:
    - i. the terms specified in paragraph 1(a) of this Resolution shall not be altered without a further Resolution of Council; and
    - ii. other than terms referred to in paragraph 1(a) of this Resolution, the terms of the Contract are acceptable to the Chief Executive Officer;
2. Conditional on acceptance of the Contract by the Contractor in accordance with the terms of this Resolution:
  - a) Authorises the Chief Executive Officer to do all things necessary to execute the Contract and any required documentation for the Contract RFT-2021-222, including authorising any cost overruns, provided that the overall budget allocation is not exceeded; and
  - b) Advises all tenderers of Council's decision in relation to the Contract.

## Resolution

**Cr Tapinos moved, Cr Panopoulos seconded -**

That Council:

1. **Authorises the Chief Executive Officer to:**
  - a) **Make a formal offer to Blue Peak Constructions Pty Ltd and ACN 600 299 474 (Contractor) to award to the Contractor contract RFT-2021-222 for the Melville Moreland Shopping Strip Streetscape Upgrade (Contract) on the following terms and otherwise subject to and in accordance with paragraph 1(b) of this Resolution:**
    - i. **For the lump sum of \$703,649 (excluding GST) plus provisional sum of \$12,650 (excluding GST), totalling \$716,299 (excluding GST).**
    - ii. **Allocate a contingency amount of \$105,547 (15 percent of the lump sum) to the project bringing the total expenditure approval for RFT-2021-222 Melville Moreland Shopping Strip Streetscape Upgrade to \$821,846 (excluding GST).**
  - b) **Negotiate and finalise the terms of the Contract between Council and the Contractor provided that:**
    - i. **the terms specified in paragraph 1(a) of this Resolution shall not be**

- altered without a further Resolution of Council; and
- ii. other than terms referred to in paragraph 1(a) of this Resolution, the terms of the Contract are acceptable to the Chief Executive Officer;
2. Conditional on acceptance of the Contract by the Contractor in accordance with the terms of this Resolution:
- a) Authorises the Chief Executive Officer to do all things necessary to execute the Contract and any required documentation for the Contract RFT-2021-222, including authorising any cost overruns, provided that the overall budget allocation is not exceeded; and
  - b) Advises all tenderers of Council's decision in relation to the Contract.

Carried

## **7.23 CONTRACT RFT-2021-229 DRAINAGE IMPROVEMENT WORKS ALONG BARRY STREET, COLLIER CRESCENT AND FALLON STREET, BRUNSWICK**

### **Executive Summary**

Drainage improvement works along Barry Street, Collier Crescent and Fallon Street, Brunswick are identified in the 2021-2022 Capital Works Program.

The works are required to address localised flooding along Barry Street, Collier Crescent and Fallon Street, Brunswick during storm events which have impacted a number of properties within the catchment.

Funding was allocated to this project due to its high priority before the detailed design was complete. Detailed design since the setting of the budget has revealed that the budget of \$680,000 may be inadequate, and this has proven to be the case through the public tenders received.

The works comprise the construction of new underground drainage pipes ranging in size from 900mm to 450mm diameter and the inclusion of double and single side entry pits to capture and discharge the water into Council's drainage system along Union Street. Asphalt re-sheeting along the drainage trench will also be undertaken as part of the works.

An advertisement was placed in *The Age* newspaper on Saturday, 16 October 2021 inviting tenders via the e-tender portal from suitably experienced contractors to undertake drainage improvement works along Barry Street, Collier Crescent and Fallon Street, Brunswick.

Tenders closed on Tuesday 9 November 2021, with 5 tenders received.

Metro Asphalt Pty Ltd trading as Cole Civil achieved the highest score through the evaluation process. Metro Asphalt Pty Ltd trading as Cole Civil has previously undertaken drainage improvement works for Council and successfully delivered the works to a good standard.

The project will be utilising recycled crushed concrete as backfill material to the new drainage pipes. The use of recycled crushed concrete will reduce the need for raw materials by approximately 505 cubic metres.

The tender complies with section 109(1) of the *Local Government Act 2020*.

Funding to cover the full cost of the contract plus contingency is able to be reallocated from other parts of the Road and Drainage Program and this is recommended by officers.

## Officer Recommendation

That Council:

1. Authorises the Chief Executive Officer to:
  - a) Make a formal offer to Metro Asphalt Pty Ltd trading as Cole Civil and ACN 007 017 790 (Contractor) to award Contract RFT-2021-229 for Drainage Improvement Works along Barry Street, Collier Crescent and Fallon Street, Brunswick (Contract) on the following terms and otherwise subject to and in accordance with paragraph 1(b) of this Resolution:
    - i. For the lump sum of \$736,473.01 (excluding GST) plus provisional sum of \$209,971.80 (excluding GST), totalling \$946,444.81 (excluding GST)
    - ii. Allocate a contingency amount of \$113,573.38 (12 per cent) to the project bringing the total expenditure approval for Contract RFT-2021-229 Drainage Improvement Works along Barry Street, Collier Crescent and Fallon Street, Brunswick to \$1,060,018.19 (excluding GST).
  - b) Negotiate and finalise the terms of the Contract between Council and the Contractor provided that:
    - i. the terms specified in paragraph 1(a) of this Resolution shall not be altered without a further Resolution of Council; and
    - ii. other than terms referred to in paragraph 1(a) of this Resolution, the terms of the Contract are acceptable to the Chief Executive Officer.
2. Conditional on acceptance of the Contract by the Contractor in accordance with the terms of this Resolution:
  - a) Authorises the Chief Executive Officer to do all things necessary to execute the Contract and any required documentation for the Contract RFT-2021-229, including authorising any cost overruns within the contingency amount at paragraph 1(b)(ii), provided that the overall Road and Drainage Budget within the Capital Works Program allocation is not exceeded; and
  - b) Advises all tenderers of Council's decision in relation to the Contract.
3. Notes that savings in the Road and Drainage Budget have been declared within financial year 2021-2022 as follows;
  - a)

Project	GL number	Savings declared
Budds Street, Coburg	52390200	\$ 176,309.19
Dale Avenue, Pascoe Vale South	52390192	\$ 203,712.00
TOTAL		\$ 380,012.19
  - b) authorises the reallocation of this funding to the Drainage Improvement Works along Barry Street, Collier Crescent and Fallon Street, Brunswick, providing the additional funding required as noted in Section 6 of this report, and
  - c) notes that this movement of funds will be reflected in the 2021-2022 Q2 budget review.

## Resolution

Cr Conlan moved, Cr Bolton seconded -

That Council:

1. Authorises the Chief Executive Officer to:
  - a) Make a formal offer to Metro Asphalt Pty Ltd trading as Cole Civil and ACN 007 017 790 (Contractor) to award Contract RFT-2021-229 for Drainage Improvement Works along Barry Street, Collier Crescent and Fallon Street, Brunswick (Contract) on the following terms and otherwise subject to and in accordance with paragraph 1(b) of this Resolution:
    - i. For the lump sum of \$736,473.01 (excluding GST) plus provisional sum of \$209,971.80 (excluding GST), totalling \$946,444.81 (excluding GST)
    - ii. Allocate a contingency amount of \$113,573.38 (12 per cent) to the project bringing the total expenditure approval for Contract RFT-2021-229 Drainage Improvement Works along Barry Street, Collier Crescent and Fallon Street, Brunswick to \$1,060,018.19 (excluding GST).
  - b) Negotiate and finalise the terms of the Contract between Council and the Contractor provided that:
    - i. the terms specified in paragraph 1(a) of this Resolution shall not be altered without a further Resolution of Council; and
    - ii. other than terms referred to in paragraph 1(a) of this Resolution, the terms of the Contract are acceptable to the Chief Executive Officer.
2. Conditional on acceptance of the Contract by the Contractor in accordance with the terms of this Resolution:
  - a) Authorises the Chief Executive Officer to do all things necessary to execute the Contract and any required documentation for the Contract RFT-2021-229, including authorising any cost overruns within the contingency amount at paragraph 1(b)(ii), provided that the overall Road and Drainage Budget within the Capital Works Program allocation is not exceeded; and
  - b) Advises all tenderers of Council's decision in relation to the Contract.
3. Notes that savings in the Road and Drainage Budget have been declared within financial year 2021-2022 as follows;
  - a)

Project	GL number	Savings declared
Budds Street, Coburg	52390200	\$ 176,309.19
Dale Avenue, Pascoe Vale South	52390192	\$ 203,712.00
TOTAL		\$ 380,012.19
  - b) authorises the reallocation of this funding to the Drainage Improvement Works along Barry Street, Collier Crescent and Fallon Street, Brunswick, providing the additional funding required as noted in Section 6 of this report, and
  - c) notes that this movement of funds will be reflected in the 2021-2022 Q2 budget review.

Carried

## **7.24 CONTRACT RFT-2021-216 CHARLES MUTTON RESERVE PAVILION REFURBISHMENT**

### **Executive Summary**

Council endorsed the project scope for the Charles Mutton Reserve pavilion refurbishment with a project budget of \$1,331,001, including confirmed grant funding.

A public Request for Tender (RFT) was issued on 11 September 2021 and closed on 19 October 2021. Six compliant submissions were received.

The tender review has been concluded with a recommendation agreed by the Tender Evaluation Panel on a preferred contractor.

This report provides recommendation on the appointment of the preferred contractor for the construction of the Charles Mutton Reserve pavilion refurbishment Project and the allocation of construction contingencies.

The tender complies with section 109(1) of the *Local Government Act 2020*.

### **Recommendation**

That Council:

1. Authorises the Chief Executive Officer to:
  - a) Make a formal offer to Notion Partners ABN 30 328 629 266 (Contractor) to award to the Contractor contract RFT-2021-216 for the Charles Mutton Reserve Pavilion Refurbishment Project (Contract) on the following terms and otherwise subject to and in accordance with paragraph 1(b) of this Resolution:
    - i. For a fixed lump sum of \$1,139,825.00 (excluding GST) for Contract RFT-2021-216
    - ii. Allocate a 10 per cent contingency of \$113,982.50 (excluding GST) for Contract RFT-2021-216 for unforeseeable variations that may arise during construction and bringing the total expenditure approval for Contract RFT-2021-216 to \$1,253,807.50 (excluding GST).
  - b) Negotiate and finalise the terms of the Contract between Council and the Contractor provided that:
    - i. the terms specified in paragraph 1(a) of this Resolution shall not be altered without a further Resolution of Council; and
    - ii. other than terms referred to in paragraph 1(a) of this Resolution, the terms of the Contract are acceptable to the Chief Executive Officer
2. Conditional on acceptance of the Contract by the Contractor in accordance with the terms of this Resolution:
  - a) Authorises the Chief Executive Officer to do all things necessary to execute the Contract and any required documentation for the Contract; and
  - b) Advises all tenderers of Council's decision in relation to the Contract.



## **Resolution**

**Cr Bolton moved, Cr Tapinos seconded -**

**That Council:**

- 1. Authorises the Chief Executive Officer to:**
  - a) Make a formal offer to Notion Partners ABN 30 328 629 266 (Contractor) to award to the Contractor contract RFT-2021-216 for the Charles Mutton Reserve Pavilion Refurbishment Project (Contract) on the following terms and otherwise subject to and in accordance with paragraph 1(b) of this Resolution:**
    - i. For a fixed lump sum of \$1,139,825.00 (excluding GST) for Contract RFT-2021-216**
    - ii. Allocate a 10 per cent contingency of \$113,982.50 (excluding GST) for Contract RFT-2021-216 for unforeseeable variations that may arise during construction and bringing the total expenditure approval for Contract RFT-2021-216 to \$1,253,807.50 (excluding GST).**
  - b) Negotiate and finalise the terms of the Contract between Council and the Contractor provided that:**
    - i. the terms specified in paragraph 1(a) of this Resolution shall not be altered without a further Resolution of Council; and**
    - ii. other than terms referred to in paragraph 1(a) of this Resolution, the terms of the Contract are acceptable to the Chief Executive Officer**
- 2. Conditional on acceptance of the Contract by the Contractor in accordance with the terms of this Resolution:**
  - a) Authorises the Chief Executive Officer to do all things necessary to execute the Contract and any required documentation for the Contract; and**
  - b) Advises all tenderers of Council's decision in relation to the Contract.**

**Carried unanimously**

## **NOTICES OF MOTION**

### **8.1 WALKING IN BRUNSWICK**

#### **Motion**

**That Council:**

- 1. Welcomes the report of the Brunswick Resident Network and thanks them for undertaking a survey of 922 Brunswick residents about walking in Brunswick.**
- 2. Acknowledges that this report provides strong evidence for increased infrastructure investment, the greening of streets, for addressing safety concerns, and for coordination between council departments.**
- 3. Calls for a future Council report on the work to revise MITS 2019, to incorporate consideration of the matters listed below.**
  - a) Ensures that in promoting its services, Council does not assume universal car ownership and carries out research to assess how many Moreland residents and households do not have access to a car.**

- b) Develop strategy to promote and encourage walking – especially walking for transport, where it could replace a trip by car and assess pedestrian impacts and opportunities during the assessment of planning applications, park design and infrastructure projects, to maximise walkability.
- c) Strategies for increased greening and shade to encourage and enable walking. These include expansion of the current tree-planting and upkeep program, ensuring priority to greenery and beauty in park design, identifying excess road space that can be re-allocated to greening, encouraging and resourcing road-side and nature strip community garden projects
- d) Report on options to increase developer contributions for footpaths and other pedestrian amenity including where parking requirements have been reduced. Ensure that developers pay through developer contributions for wider footpaths, awnings, shared zones, permeability and other nearby pedestrian amenity.
- e) Develop rules to prevent builders impeding walking (and other active transport) during construction. The City of Melbourne is releasing a new Code of Practice for Construction Sites in November, review this and consider a similar Moreland code.
- f) Investigate innovative sources of funding for a program to upgrade footpath quality in Brunswick. In addition to existing audits and maintenance, develop a program of identifying priority footpaths in higher-density areas, requiring upgraded and widening.
- g) Improve walking amenity by slowing down traffic volumes in residential streets, reduce traffic speeds, identify accident hotspots with the community and relevant Dept of Transport and VicRail staff, to identify problems and solutions.
- h) Revive short-term and longer-term plans for Sydney Road upgrade. Short-term can include aspects under Council control i.e. clearing and upgrading footpaths, re-allocating parking spaces to outdoor dining and greenery, removing graffiti and encouraging beautification.
- i) Use the survey evidence to develop a priority list to improve lighting and perceptions of safety on routes home from public transport.

## **Resolution**

**Cr Tapinos moved, Cr Conlan seconded -**

**That Council:**

- 1. Welcomes the report of the Brunswick Resident Network and thanks them for undertaking a survey of 922 Brunswick residents about walking in Brunswick.**
- 2. Acknowledges that this report provides strong evidence for increased infrastructure investment, the greening of streets, for addressing safety concerns, and for coordination between council departments.**
- 3. Calls for a future Council report on the work to revise MITS 2019, to incorporate consideration of the matters listed below.**
  - a) Ensures that in promoting its services, Council does not assume universal car ownership and carries out research to assess how many Moreland residents and households do not have access to a car.**
  - b) Develop strategy to promote and encourage walking – especially walking for transport, where it could replace a trip by car and assess pedestrian impacts and opportunities during the assessment of planning**

applications, park design and infrastructure projects, to maximise walkability.

- c) **Strategies for increased greening and shade to encourage and enable walking. These include expansion of the current tree-planting and upkeep program, ensuring priority to greenery and beauty in park design, identifying excess road space that can be re-allocated to greening, encouraging and resourcing road-side and nature strip community garden projects.**
- d) **Report on options to increase developer contributions for footpaths and other pedestrian amenity including where parking requirements have been reduced. Ensure that developers pay through developer contributions for wider footpaths, awnings, shared zones, permeability and other nearby pedestrian amenity.**
- e) **Develop rules to prevent builders impeding walking (and other active transport) during construction. The City of Melbourne is releasing a new Code of Practice for Construction Sites in November, review this and consider a similar Moreland code.**
- f) **Investigate innovative sources of funding for a program to upgrade footpath quality in Brunswick. In addition to existing audits and maintenance, develop a program of identifying priority footpaths in higher-density areas, requiring upgraded and widening.**
- g) **Improve walking amenity by slowing down traffic volumes in residential streets, reduce traffic speeds, identify accident hotspots with the community and relevant Dept of Transport and VicRail staff, to identify problems and solutions.**
- h) **Revive short-term and longer-term plans for Sydney Road upgrade. Short-term can include aspects under Council control i.e. clearing and upgrading footpaths, re-allocating parking spaces to outdoor dining and greenery, removing graffiti and encouraging beautification.**
- i) **Use the survey evidence to develop a priority list to improve lighting and perceptions of safety on routes home from public transport.**

**Carried**

## 8.2 PEDESTRIAN CROSSING ADVOCACY ON MORELAND ROAD

### Motion

That Council:

1. Writes to the Hon Ben Carroll Minister for Roads and Road Safety, seeking his commitment to the installation of a safe and signalized pedestrian crossing along Moreland Road, particularly near Walhalla/Everett Streets.
2. Writes to the Department of Transport requesting an urgent update on their investigation into improving pedestrian safety along this part of Moreland Road. If a pedestrian crossing is supported, Council request confirmation that it may be considered in time for the 2022/23 state budget.

### Resolution

**Cr Panopoulos moved, Cr Bolton seconded -**

**That Council:**

1. **Writes to the Hon Ben Carroll Minister for Roads and Road Safety, seeking his commitment to the installation of a safe and signalized pedestrian crossing along Moreland Road, particularly near Walhalla/Everett Streets.**
2. **Writes to the Department of Transport requesting an urgent update on their investigation into improving pedestrian safety along this part of Moreland Road. If a pedestrian crossing is supported, Council request confirmation that it may be considered in time for the 2022/23 state budget.**

*10.50 pm Cr Tapinos left the meeting during the debate.*

*10.51 pm Cr Tapinos returned to the meeting during the debate.*

*10.51 pm Cr Pavlidis left the meeting before the vote.*

**Carried**

## 8.3 HOMELESS SUPPORT

### Motion

That Council:

1. Notes the serious issue of homelessness in the Moreland community, including of people who are forced into rough sleeping.
2. Once the results of the Street Count on the number of people sleeping rough in Moreland is available, are available, receives a report including the following information:
  - An analysis of the information provided by the annual Street Count of people sleeping rough.
  - Proposals for improving facilities for people sleeping rough such as free access to showers in the council's Leisure Centres, making lockers available, 24-hour access to public toilets in central locations and access to kitchen facilities.
  - The availability of emergency accommodation in Moreland and proposals for advocacy on this issue to ensure that Moreland residents have access to emergency housing.

### Resolution

**Cr Bolton moved, Cr Pulford seconded -**

**That Council:**

1. **Notes the serious issue of homelessness in the Moreland community, including of people who are forced into rough sleeping.**
2. **Receives a report on the current state of Homelessness and Rough sleeping in Moreland which includes the following information:**
  - **Proposals for improving facilities for people sleeping rough such as free access to showers in the council's Leisure Centres, making lockers available, 24-hour access to public toilets in central locations and access to kitchen facilities.**
  - **The availability of emergency accommodation in Moreland and proposals for advocacy on this issue to ensure that Moreland residents have access to emergency housing**

*Cr Pavlidis returned to the meeting at 10.53pm.*

**Carried**

## 8.4 NICHOLSON STREET SAFETY

### Motion

That Council:

1. Writes to the Minister for Roads and Road Safety the Hon Ben Carroll, before the end of 2021, requesting:
  - a) reduced speed limits along Nicholson Street, Coburg between Moreland Road and Bell Street;
2. Writes to the Minister for Police, The Hon Lisa Neville, before the end of 2021, requesting:
  - a) the installation of traffic cameras at the intersection of Holmes Street, Nicholson Street and Moreland Road; and
  - b) the installation of a permanent, static speed camera on Nicholson Street at the dangerous bend between Rennie Street and The Avenue.
3. Writes to Victoria Police before the end of 2021, requesting speed detection operations be carried out on Nicholson Street to target speeding along this stretch of road.

### Resolution

**Cr Conlan moved, Cr Pulford seconded -**

**That Council:**

1. **Writes to the Minister for Roads and Road Safety the Hon Ben Carroll, before the end of 2021, requesting:**
  - a) **reduced speed limits along Nicholson Street, Coburg between Moreland Road and Bell Street;**
2. **Writes to the Minister for Police, The Hon Lisa Neville, before the end of 2021, requesting:**
  - b) **the installation of traffic cameras at the intersection of Holmes Street, Nicholson Street and Moreland Road; and**
  - c) **the installation of a permanent, static speed camera on Nicholson Street at the dangerous bend between Rennie Street and The Avenue.**
3. **Writes to Victoria Police before the end of 2021, requesting speed detection operations be carried out on Nicholson Street to target speeding along this stretch of road.**
4. **Conducts its own traffic assessment of Nicholson Street, Coburg, by installing its own traffic counters to collect data on speeding vehicles along the street, and makes the results public.**
5. **Writes to the Minister for Public Transport, the Hon Ben Carroll, to seek information on the likely timeframe for the roll-out of accessible tram stops on the #1 tram route, including the Nicholson St Coburg section**

**Carried**

*10.56 pm Cr Tapinos left the meeting and did not return.*

## **NOTICE OF RESCISSION**

Nil.

## **FORESHADOWED ITEMS**

Nil.

## **URGENT BUSINESS REPORTS**

Nil.

The meeting closed at 10.57 pm.

Confirmed

Cr Mark Riley  
**MAYOR**