

## **12 QUARTERLY REPORT - IMPLEMENTATION OF COUNCIL RESOLUTIONS**

FILE REFERENCE INT1922767

RESPONSIBLE GENERAL MANAGER David Jackson

AUTHOR Doug Evans

### **RECOMMENDATION**

That Council note the report detailing the implementation of Council resolutions for the period January to March 2019.

### **Attachments**

1 Council Resolutions - January - March 2019 8 Pages

### **EXECUTIVE SUMMARY**

The attached report details all resolutions made at General and Special Council and Town Planning Committee Meetings for the quarter ended March 2019 and the actions taken to implement the decision.

### **BACKGROUND**

One of the responsibilities of the Chief Executive officer is ensure that Council decisions are implemented without undue delay, this report is intended to inform the Council about the implementation of these decisions and provide transparency to the community regarding this.

### **POLICY IMPLICATIONS**

Nil

### **RELEVANCE TO COUNCIL PLAN**

This regular reporting is relevant to the Council Plan goals included in the Our Governance section, in particular:

- 5.2.1 Embrace and demonstrate effective governance and transparency, notwithstanding that on occasions, matters under consideration will be confidential.
- 5.2.2 Govern and make decisions in the best interests of the Cardinia Shire community.

### **CONSULTATION/COMMUNICATION**

All Council staff have been consulted in the preparation of this report

### **FINANCIAL AND RESOURCE IMPLICATIONS**

Nil

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**CONCLUSION**

This report is provided for the information of Councillors to provide a transparent report and provide confidence to the Council that the decisions taken are implemented in a timely manner and without undue delay.

Meeting	Subject	Resolution	Responsible Officer	Status
Town Planning Committee 4/02/2019	Use and Development of the land (Existing Building) for a child care centre at 34-35 Railway Avenue, Bunyip	Moved Cr L Wilmot Seconded Cr C Ryan  That a Notice of Decision to Grant Planning Permit T180627 be issued for the development and use of the existing building for a child care centre at 34-35 Railway Avenue, Bunyip VIC 3815 subject to the conditions in the report.	McGauley-Kennedy, Evangeline	NOD issued Permit issued 25/03/2019
Town Planning Committee 4/02/2019	Construction of an ALDI supermarket, sale of packaged liquor and associated car parking at 77-79 & 81 Henry Street, Pakenham	Moved Cr L Wilmot Seconded Cr C Ryan  That a Refusal to Grant Planning Permit T180415 be issued for the Construction of an ALDI supermarket, sale of packaged liquor and associated car parking and landscaping and the display of business identification signage at 77-79 & 81 Henry Street, Pakenham due to the reasons in the report.	Stipkovic, Frances	VCAT Appeal underway
Town Planning Committee 4/02/2019	Planning Enforcement Matters (Including Magistrates' Court Prosecutions)	Moved Cr L Wilmot Seconded Cr C Ryan  That the report be noted.	Hardidge, Owen	Completed 4/02/2019
Town Planning Committee 4/02/2019	Planning Scheme amendment Activity Report	Moved Cr L Wilmot Seconded Cr C Ryan  That the report be noted.	Parker, Tracey	Completed 4/02/2019
Town Planning Committee 4/02/2019	Planning Matters Dealt with by Officers Under Delegation Authority	Moved Cr L Wilmot Seconded Cr C Ryan  That the report be noted.	Tyson, Debbie	Completed 4/02/2019
Town Planning Committee 4/02/2019	Planning matters currently the subject of appeal at the victorian civil and administrative tribunal & their outcomes	Moved Cr L Wilmot Seconded Cr C Ryan  That the report be noted.	Tyson, Debbie	Completed 4/02/2019
Council 18/02/2019	Cardinia Planning Scheme Amendment C244 (Parking Overlay)	Moved Cr M Schilling Seconded Cr J Owen  That Council:  1. Endorse the Pakenham Parking Precinct Plan, 18	Grossi, Celeste	Forwarded to Planning Panels Victoria 19/02/19

		<p>February 2019 for the purpose of presentation to a planning panel.</p> <ol style="list-style-type: none"> <li>2. Consider all submissions received during the exhibition of Planning Scheme Amendment C244.</li> <li>3. Refer all submissions received, under Section 23 of the Planning and Environment Act 1987, to an independent planning panel to be appointed by the Minister for Planning, for consideration.</li> </ol>		
Council 18/02/2019	CEO Employment Matters Committee	<p>Moved Cr B Owen Seconded Cr L Wilmot</p> <p>That Council;</p> <ol style="list-style-type: none"> <li>1. Adopt the Chief Executive Officer Employment Matters Policy, as attached</li> <li>2. Appoint an Advisory Committee called the Chief Executive Officer Employment Matters Committee comprising of: <ul style="list-style-type: none"> <li>• Independent Chairperson</li> <li>• Mayor</li> <li>• Previous two Mayors</li> <li>• With the option to include a suitable facilitator to assist the Committee to discharge its obligations.</li> </ul> </li> <li>3. Appoint Mr Allan Bawden as the Independent Chair of the Committee</li> </ol>	Evans, Doug	Mr Bawden appointed, first meeting held 20/02/2019
Council 18/02/2019	Lease to Pakenham Auto Club - 21 Key Lane	<p>Moved Cr B Owen Seconded Cr M Schilling</p> <p>That:</p> <ol style="list-style-type: none"> <li>1. Council commences the statutory procedures under Sections 190 and 223 of the Local Government Act 1989 (the Act) by giving public notice in the local paper circulating in the area of Pakenham advising of the proposal to lease 21 Key Lane Pakenham to the Pakenham Auto Club Incorporated.</li> </ol>	Blackwood, Jeanette	Advertising appeared 20/02/2019 Report listed for April Council Meeting

		<p>2. In the event of submissions being received, a committee comprising the Ward Councillors and Cr Brett Owen be appointed and the Chief Executive Officer be authorised to set the day, time and place for the hearing of such submissions.</p> <p>3. Following the public notice process the matter will be reported to Council to consider a proposal to lease 21 Key Lane Pakenham.</p>		
Council 18/02/2019	Amendment to Meeting procedure Local Law	<p>Moved Cr M Schilling Seconded Cr B Owen</p> <p>That Council:</p> <p>1. Amends Local Law 19, Meeting Procedure (Amendment) Local Law 2018 so that Clause 59 is not deleted but amended to read as follows: <b>59. Supplementary Questions</b> At the discretion of the Chairperson, a member of the gallery whose question has been answered may be permitted to ask a supplementary question if that question is designed to clarify the answer given. Any such supplementary question will not be a multiple question for the purposes of clause 58.</p> <p>2. Advertise in the local media and Government Gazette that the Local Law has been made,</p> <p>3. Sets the date that the Local Law becomes operative as the day after notice of the making of the Local Law appears in the Victorian Government Gazette ; and</p> <p>4. Forward a copy of the Local Law to the Minister for Local Government.</p>	Evans, Doug	Advertising completed, Local Law forwarded to Minister 28/02//2019
Council 18/02/2019	Environment Effects Statement Technical Reference Group - Crib Point:	<p>Moved Cr R Brown Seconded Cr M Schilling</p> <p>That:</p>	Parker, Tracey	Council position relayed to

	AGL APA gas import jetty and Crib Point - Pakenham gas pipeline.	<ol style="list-style-type: none"> <li>The report be noted</li> <li>Council officer's advocate as part of the Technical Reference Group to require the pipeline to be located within road reserves where possible.</li> </ol>		TRG 21/02/2019
Council 18/02/2019	Contract No.18/43 Bunyip Soccer Pavilion	<p>Moved Cr R Brown Seconded Cr B Owen</p> <p>That:</p> <ol style="list-style-type: none"> <li>Council accept the tender sum of \$2,165,000.00 (excl. GST) from Insight Construction Group Pty Ltd for Contract No. 18/43 Bunyip Soccer Pavilion, and</li> <li>The common seal of Council be affixed to the Contract documents.</li> </ol>	Dowber, John	Tenderers advised 19/02/2019
Council 18/02/2019	Housing Rights are Human Rights: Social and Affordable Housing Strategy 2018-2025	<p>Moved Cr L Wilmot Seconded Cr M Schilling</p> <p>That Council:</p> <ol style="list-style-type: none"> <li>Approve Cardinia's Social and Affordable Housing Strategy and Action Plan 2018-2025 to be presented to Council for endorsement.</li> <li>Include an additional recommendation into the strategy, 'to strongly advocate to State Government to mandate social and affordable housing for all future residential development'.</li> </ol>	Dodds Buckley, Petrina	Completed 19/02/2019.
Council 18/02/2019	Dissolution of the Emerald Village Committee	<p>Moved Cr L Wilmot Seconded Cr B Owen</p> <p>That Council resolve to dissolve the Emerald Village Committee previously formed under the provisions of Section 86 of the Local Government Act.</p>	Ockerby, Kym	Committee dissolved 19/02/2019
Council 18/02/2019	Appointment of members to the Koo Wee Rup Township Committee and the Cockatoo	<p>Moved Cr L Wilmot Seconded Cr R Brown</p> <ol style="list-style-type: none"> <li>That the following amendments and appointments</li> </ol>	Jackson, Kristen	Members appointed 19/02/2019

	Township Committee	<p>be made to the Committee for the Koo Wee Rup Township under Section 86 of the Local Government Act (1989).</p> <p>All applicable members in the report are removed from this committee and are acknowledged and thanked for their past contribution.</p> <p>Note: the positions of Vice President and Treasurer remain unchanged - appointments made on a bi-annual basis.</p> <p>2. That the following amendments and appointments be made to the Committee for the Cockatoo Township under Section 86 of the Local Government Act (1989).</p> <p>All applicable members in the report are removed from this committee and are acknowledged and thanked for their past contribution.</p> <p>Note: there are currently three vacant general committee member positions.</p>		
Council 18/02/2019	Quarterly report - Implementation of Council resolutions	Moved Cr B Owen Seconded Cr M Schilling  That Council note the report detailing the implementation of Council resolutions for the period October to December 2018.	Evans, Doug	Completed 18/02/2019
Council 18/02/2019	Environment Quarterly Report	Moved Cr J Owen Seconded Cr R Brown  That the report be noted.	Lovell, Desiree	Completed 18/02/2019
Council 18/02/2019	Quarterly Performance Report - 2018-19 Quarter 2	Moved Cr J Owen Seconded Cr R Brown  That the report be noted.	Battin, Jo	Completed 19/02/2019
Council	Quarterly Financial Report	Moved Cr J Owen Seconded Cr R Brown	Williams, Richard	Completed

18/02/2019		That the quarterly financial report for the period 1 July 2018 to 31 December 2018 be received and noted.		19/02/2019
Council 18/02/2019	Major Projects and Activities Report	Moved Cr B Owen Seconded Cr M Schilling  That the report be noted.	Andrew Barr; Desiree Lovell; Walter Carmignani; Ben Wood	Completed 18/02/2019
Council 18/03/2019	Amendment C240 - Koo Wee Rup Township Strategy Implementation	Moved Cr J Owen Seconded Cr C Ryan  1. That Council seek the authorisation of the Minister for Planning under Section 8A(2) of the <i>Planning and Environment Act 1987</i> to prepare Amendment C240 to the Cardinia Planning Scheme, generally in accordance with Attachment 3.  2. That Council give notice of Amendment C240 to the Cardinia Planning Scheme under Section 19 of the <i>Planning and Environment Act 1987</i> , subject to receiving the authorisation of the Minister for Planning under Part 1.	Hazendonk, Teresa	Authorisation sought 25/03/2019
Council 18/03/2019	Petition Requesting Traffic Lights at Toomuc Valley Road and Princess Highway Intersection	Moved Cr M Schilling Seconded Cr J Owen  That Council notes that the petition requesting traffic lights at Toomuc Valley Road and Princes Highway intersection has been referred to VicRoads as the responsible authority to be investigated.	Charrett, Nicholas	Completed 19/03/2019
Council 18/03/2019	Contract 18/46 - Planning Services 2019-2022	Moved Cr J Owen Seconded Cr C Ryan  That: <ul style="list-style-type: none"> <li>• The tender submitted by the below four companies to planning services associated with Contract 18/46 - Planning Services be accepted for the initial three (3) year period, with the option of a two (2) year extension as tendered in accordance with the submitted schedules of rates;</li> </ul> <ul style="list-style-type: none"> <li>• Power Planning Services</li> </ul>	Tyson, Debbie	Tenderers advised 25/03/2019



		<ul style="list-style-type: none"> <li>• NLB Consultants</li> <li>• Diamatrix Planning Consultants</li> <li>• Mecone</li> </ul> <ul style="list-style-type: none"> <li>• the remaining tenderers be advised accordingly;</li> <li>• the common seal of the Council be affixed to the contract documents</li> </ul>		
Council 18/03/2019	Gembrook Leisure Park Masterplan	Moved Cr J Springfield Seconded Cr L Wilmot  Council endorse the Gembrook Leisure Park Masterplan.	Cross, Samantha	Completed 25/03/2019
Council 18/03/2019	EOI 18/38 - Food Circles Collective Impact Project	Moved Cr J Owen Seconded Cr C Ryan  That Council Support <i>Sustain: The Australian Food Network</i> as the successful applicant for Expression of Interest 18/38.	Bucello, Pieta	Sustain appointed 25/03/2019
Council 18/03/2019	Contract 18/44 - Worrell Reserve Pavillion	Moved Cr B Owen Seconded Cr J Springfield  That: <ul style="list-style-type: none"> <li>• Council accept the tender sum of \$2,632,450.00 (excl. GST) from Lloyd Construction Group Pty Ltd for Contract No. 18/44 Worrell Reserve Pavilion, and;</li> <li>• The common seal of Council be affixed to the Contract documents.</li> </ul>	Dowber, John	Tenderers advised 19/03/2019
Council 18/03/2019	Appointment of Independent Members to Audit Committee	Moved Cr B Owen Seconded Cr C Ross  That: <ol style="list-style-type: none"> <li>1. Messrs Vince Philpott and Michael Said be appointed as independent members of the Audit Committee</li> <li>2. Mr Hugh Parkes, whose term as a member has expired, be removed as a member of the Committee.</li> </ol>	Voltan, Sharon	Members appointed 19/03/2019
Council	Shade Policy	Moved Cr M Schilling Seconded Cr J Owen	Cross, Samantha	Policy

18/03/2019		Council endorse the Shade Policy.		adopted 19/03/2019
Council 18/03/2019	Major Projects Report	Moved Cr J Owen Seconded Cr C Ryan  That the report be noted.	Andrew Barr; Desiree Lovell; Walter Carmignani; Ben Wood	Completed 18/03/2019