

## 6.4 Activity Reports

### 6.4.1 Quarterly Council Resolutions Report

**Responsible GM:** Debbie Tyson  
**Author:** Doug Evans

#### Recommendation(s)

That Council note the report detailing implementation of Council resolutions for the period July to September 2021.

#### Attachments

1. Resolutions report October 2021 [6.4.1.1 - 18 pages]

#### Executive Summary

The attached report details all resolutions made at Council and Town Planning Committee Meetings for the period July to September 2021, with one matter still in progress from the meeting held in May this year. It includes the actions taken to implement the decisions.

The report does not include matters for noting or matters that did not require action to be taken.

#### Background

The Chief Executive Officer is responsible for ensuring that Council decisions are implemented without undue delay and, when requested, to report to Council in respect of the implementation of these decisions.

The attached report informs the Council about the implementation of these decisions and provides transparency to the community regarding this.

#### Policy Implications

This regular report is in keeping with the Governance Rules.

#### Relevance to Council Plan

##### 5.1 We practise responsible leadership

5.1.5 Champion the collective values of the community through the Councillors' governance of the shire.

#### Climate Emergency Consideration

There are no Climate Emergency consideration in regards to this report.

#### Consultation/Communication

All relevant staff have been consulted in the preparation of this report.

#### Financial and Resource Implications

There are no Financial or Resource implications in regard to this report.

**Conclusion**

This report is provided for the information of Councillors to provide transparency regarding the implementation of Council decisions and provide confidence to the Council that the decisions are implemented without undue delay.

Quarterly Resolutions Report July – September 2021

Meeting date	Item No.	Item	Status	Resolution	Action Taken
Council Meeting 17 May 2021	6.1.5	Report in Response to the Beaconsfield Reservoir Petition	In progress	<p>That Council:</p> <ol style="list-style-type: none"> <li>1. Note the officers report.</li> <li>2. Recognises the Beaconsfield reservoir and nature conservation reserve as a place of highly significant environmental, community and cultural importance for our region. A wonderful natural asset that has great potential for community and environmental benefit into the future.</li> <li>3. Requests that all responsible State Government authorities work together with the local community to develop a long term strategic plan that delivers the best outcomes for the environment and community interests.</li> <li>4. Requests that no further works are to be considered or proceed with the reservoir’s dam wall until such time this future strategic document is developed and created.</li> <li>5. Advocate to the relevant State Government departments to undertake a thorough environmental assessment of the reservoir and the greater BNCR including a report on the impact that any future developments would have on the environment within.</li> <li>6. Request that Melbourne Water make publicly available the safety assessment report which has identified the potential risk of the reservoir wall failing.</li> <li>7. Acknowledges the petition which is currently before the State Government of Victoria which is requesting the retention of the current reservoir water level.</li> <li>8. Highly commends the work that the Cardinia Environment Coalition has undertaken in managing the reserve and advocates for ongoing recurrent funding to manage the BNCR into the future.</li> <li>9. Advocate for the State Government to assign the Park Manager role to a State Government Agency for a significant reserve of regional importance.</li> <li>10. Indicates support for the improved recreational facilities and greater access to the Reserve for the general public.</li> <li>11. Is supportive of Melbourne Water taking necessary action to ensure the safety of our community and we ask that thorough community consultation and communication is undertaken regarding any future plans or developments for this site.</li> </ol>	<p>Correspondence forwarded to relevant Government Departments, being DELWP and Melbourne Water.</p> <p>Compiling report for consideration at November 2021 Council Meeting</p>

Meeting date	Item No.	Item	Status	Resolution	Action Taken
				12. Requests a future report be presented to Council responding to the additional information to be provided by the Victorian Government and Melbourne Water and a further report to respond to Notice of Motion 1058 when the information is made available	
Council Meeting 19 July 2021	6.1.1	Pakenham South Employment Precinct Structure Plan - Amendment C265	Completed	<p>That Council:</p> <ol style="list-style-type: none"> <li>1. Adopt the Pakenham South Employment Precinct Structure Plan (PSP) with changes as per the Panel recommendations.</li> <li>2. Under section 29 of Planning and Environment Act 1987 adopt Amendment C265 to the Cardinia Planning Scheme</li> <li>3. Under section 31 of the <i>Planning and Environment Act 1987</i> submit adopted Amendment C265 to the Minister for Planning for approval</li> <li>4. Advise all submitters to Amendment C265 of Council's resolution.</li> <li>5. Seek authorisation from the Minister for Planning under section 8A(2) of the Planning and Environment Act 1987 to prepare a Planning Scheme Amendment which proposes to introduce the associated Pakenham South Employment Infrastructure Contributions Plan (ICP).</li> </ol>	Submitters advised and authorization sought
	6.1.2	Amendment C264 Signs- Adoption of Amendment	Completed	<p>That Council:</p> <ol style="list-style-type: none"> <li>1. Under Section 29 of the Planning and Environment Act 1987 adopt Amendment C264 to the Cardinia Planning Scheme subject to the changes outlined in this report.</li> <li>2. Under section 31 of the Planning and Environment Act 1987 submit Amendment C264 to the Minister for Planning for approval</li> </ol>	Submitted to Minister for approval 10 August 2021
	6.1.3	T210053 PA - Demolition Of An Existing Fire Damaged Heritage Building At 19-21 Woods Street, Beaconsfield	Completed	That Council issue a Notice of Decision to Grant Planning Permit T210053 for the demolition of the heritage building at 19-21 Woods Street, Beaconsfield VIC 3807, subject to conditions:	NOD Issued, no appeal lodged permit issued 23 August 2021

Meeting date	Item No.	Item	Status	Resolution	Action Taken
	6.2.1	Disbanding Mountain Road Community Asset Committee	Completed	That Council disband the Mountain Road Recreation Reserve Community Asset Committee and take over direct management of the site.	Committee disbanded 20 July 2021
	6.2.2	Dissolution Of Clematis Hall Community Asset Committee	Completed	That Council dissolve the Clematis Hall Community Asset Committee, appointed under the provisions of Section 65 of the Local Government Act (2020).	Committee disbanded 20 July 2021
	6.2.3	Sealing The Hills - Armstrong Road, Upper Beaconsfield Special Charge Scheme - Notice Of Decision	Completed	<p>That Council</p> <ol style="list-style-type: none"> <li>1. Acknowledge the majority landowner support as set out in this report to contribute to the construction of Armstrong Road, Upper Beaconsfield, (as shown in attachment 2), including sealed pavement, kerb &amp; channel and associated drainage and incidental works;</li> <li>2. Approve the assessment of the benefit ratio for the proposed special rate and charge scheme as set out in attachment 3 of this report.</li> <li>3. Adopt the proposed area of the scheme and method of apportionment as set out in attachments 2 and 4 respectively.</li> <li>4. Give notice of intention to declare a special charge scheme in accordance with the proposed declaration set out in attachment 5 to fund the construction of Armstrong Road, Upper Beaconsfield.</li> <li>5. Consider the declaration (attachment 5) at its meeting of 18th October, 2021, or such later date as necessary.</li> <li>6. Appoint the Mayor and/or ward Councillor and/ General Manager Infrastructure and Environment as a Council committee with a quorum of one to consider submissions received to Section 223 of the Local Government Act with respect to this scheme.</li> <li>7. Authorise the General Manager Infrastructure and Environment to determine the administrative arrangements to enable submissions to be heard and considered.</li> <li>8. Approve the public notice as set out in attachment 6 to be advertised in the Pakenham-Berwick Gazette and Hills Trader as newspapers that service the area.</li> </ol>	Notices sent July, no submissions objecting to the proposal received and no appeals to VCAT. Declaration report to be considered at October Council Meeting

Meeting date	Item No.	Item	Status	Resolution	Action Taken
	6.2.4	Sealing The Hills - Station Road- Innes Road, Gembrook Catchment Special Charge Scheme - Notice Of Decision	Completed	<p>That Council:</p> <ol style="list-style-type: none"> <li>1. Acknowledge the majority landowner support as set out in this report to contribute to the construction of Station Road, Anzac Street, Heroes Avenue and Innes Road, Gembrook, (as shown in attachment 2), including sealed pavement, kerb &amp; channel and associated drainage and incidental works;</li> <li>2. Approve the assessment of the benefit ratio for the proposed special rate and charge scheme as set out in attachment 3 of this report.</li> <li>3. Adopt the proposed area of the scheme and method of apportionment as set out in attachments 2 and 4 respectively.</li> <li>4. Give notice of intention to declare a special charge scheme in accordance with the proposed declaration set out in attachment 5 to fund the construction of Station Road, Anzac Street, Heroes Avenue and Innes Road, Gembrook.</li> <li>5. Consider the declaration (attachment 5) at its meeting of 19th July, 2021, or such later date as necessary.</li> <li>6. Appoint the Mayor and/or ward Councillor and/ General Manager Infrastructure and Environment as a Council committee with a quorum of one to consider submissions received to Section 223 of the Local Government Act with respect to this scheme.</li> <li>7. Authorise the General Manager Infrastructure and Environment to determine the administrative arrangements to enable submissions to be heard and considered</li> <li>8. Approve the public notice as set out in attachment 6 to be advertised in the Pakenham-Berwick Gazette and Hills Trader as newspapers that service the area.</li> </ol>	<p>Notices sent July, no submissions objecting to the proposal received and no appeals to VCAT. Declaration report to be considered at October Council Meeting</p>
	6.2.5	Sealing The Hills - Caroline Avenue, Cockatoo Catchment - Special Charge Scheme Declaration	In progress	<p>That Council</p> <ol style="list-style-type: none"> <li>1. Notes that following the issue of the Notice of Decision by Council to declare a special charge scheme on the 17 May, 2021, to part fund the construction of Caroline Avenue, Boronia Crescent and Rouen Road, Cockatoo, no submissions or objections were received by Council in the prescribed 28 day submission period following advertising this decision.</li> </ol>	<p>Special charge declared, notices issued 27 July 2021</p>

Meeting date	Item No.	Item	Status	Resolution	Action Taken
				<p>2. That a special charge in accordance with Section 163 of the Local Government, 1989 ('the Act') be declared as follows:</p> <p>a) A special charge is declared for a period until the works have been completed and the scheme finalised.</p> <p>b) The special charge be declared for the purposes of defraying any expenses incurred by Council in relation to the construction of Caroline Avenue, Boronia Crescent and Rouen Road, Cockatoo including sealed road pavement, kerb &amp; channel and associated drainage and incidental works. Council considers that these works will be of special benefit to those persons required to pay the special charge, (and who are described in succeeding parts of this resolution).</p> <p>c) The special benefit accruing to those properties to be levied is considered to include improved access, improved amenity and appearance, improved roadside drainage, reduced mud and dust, reduced erosion and lessened nuisance.</p> <p>d) The following be specified as the area for which the special charge is declared:</p> <ul style="list-style-type: none"> <li>• All those properties described in attachment 4 of this report and as highlighted on the plan included as attachment 2.</li> </ul> <p>e) The following be specified as the land in relation to which the special charge is declared:</p> <ul style="list-style-type: none"> <li>• All properties described in attachment 4 of this declaration.</li> </ul> <p>f) The following be specified as the criteria which form the basis of the special charge so declared:</p> <ul style="list-style-type: none"> <li>• Those properties fronting, abutting or adjacent to the works.</li> </ul> <p>g) The following be specified as the manner in which the special charge so declared will be assessed and levied:</p> <ul style="list-style-type: none"> <li>• Existing lots, either developed or vacant, that gain, or will gain, primary (vehicular) access from a road being constructed would generally be required to contribute one benefit unit.</li> <li>• Existing lots, either developed or vacant, with side or rear abuttal to a road being constructed would generally be required to contribute one half benefit unit.</li> </ul>	

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				<ul style="list-style-type: none"> <li>• Existing lots, either developed or vacant, that gain, or will gain, primary access and also have side or rear abuttal to roads being constructed would generally be required to contribute one benefit unit.</li> <li>• Existing lots that have the potential to be further subdivided or developed may be allocated a multiple development benefit unit charge.</li> <li>• The special charge will be levied by sending a notice to the person who is liable to pay, pursuant to Section 163 (4) of the Local Government Act, 1989.</li> </ul> <p>h) The total cost of the works is the amount shown in attachment 4 of this report estimated at \$2,019,400.</p> <p>i) The total amount of the special charge to be levied is the amount shown in attachment 4 of this report estimated at \$598,500.</p> <p>j) Having regard to the proceeding parts of this resolution but subject to Sections 166(1) and 167(6) of the Local Government Act, 1989, it is recorded that:</p> <p>i) The owners of the land described in columns A and B of the table in attachment 4 are estimated liable for the respective amounts set out in column F of the table in attachment 4 and;</p> <p>ii) Such owners may, subject to any further resolution of Council pay the special charge in the following manner:</p> <p>a. The charge will become due and payable within one month of the issue of the notice requesting payment pursuant to Section 167(3) of the Local Government Act, 1989.</p> <p>b. The charge may be paid by:</p> <p>iii) # Lump sum within one month of the issue of the notice without incurring interest, or</p> <p>iv) # Quarterly instalments of principal and interest over a period of up to seven years.</p> <p>c. Interest will not be charged for three months after the issue of the notice provided the person liable makes timely payment in accordance with the payment arrangements that may be agreed on by Council.</p> <p>d. In accordance with Sections 167(6)(b) and 172 of the Act, the rate of interest which is payable on instalments is set at the 180 day bank bill rate as</p>	



Meeting date	Item No.	Item	Status	Resolution	Action Taken
				<p>published in the Australian Financial Review plus one percent and reviewed every three months, (provided that it will not exceed the rate fixed by the Governor in Council by order of the purposes of Section 172(2A) in which case the rate of interest shall be the maximum rate fixed by the Governor in Council by order for the purposes of this section).</p> <p>There are no incentives for prompt payment, rebates or concessions associated with this special charge.</p>	
	6.2.6	Sealing The Hills - Princess Avenue, Emerald Catchment - Special Charge Scheme Declaration	In progress	<ol style="list-style-type: none"> <li>1. That Council notes that following the issue of the Notice of Decision by Council to declare a special charge scheme on the 17 May, 2021, to part fund the construction of Princess Avenue and Crichton Road, Emerald, no submissions or objections were received by Council in the prescribed 28 day submission period following advertising this decision.</li> <li>2. That a special charge in accordance with Section 163 of the Local Government, 1989 ('the Act') be declared as follows:             <ol style="list-style-type: none"> <li>a) A special charge is declared for a period until the works have been completed and the scheme finalised.</li> <li>b) The special charge be declared for the purposes of defraying any expenses incurred by Council in relation to the construction of Princess Avenue and Crichton Road, Emerald including sealed road pavement, kerb &amp; channel and associated drainage and incidental works. Council considers that these works will be of special benefit to those persons required to pay the special charge, (and who are described in succeeding parts of this resolution).</li> <li>c) The special benefit accruing to those properties to be levied is considered to include improved access, improved amenity and appearance, improved roadside drainage, reduced mud and dust, reduced erosion and lessened nuisance.</li> <li>d) The following be specified as the area for which the special charge is declared:                 <ul style="list-style-type: none"> <li>• All those properties described in attachment 4 of</li> </ul> </li> </ol> </li> </ol>	Special charge declared; notices issued 27 July 2021

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				<p>this report and as highlighted on the plan included as attachment 2.</p> <p>e) The following be specified as the land in relation to which the special charge is declared:</p> <ul style="list-style-type: none"> <li>• All properties described in attachment 4 of this declaration.</li> </ul> <p>f) The following be specified as the criteria which form the basis of the special charge so declared:</p> <ul style="list-style-type: none"> <li>• Those properties fronting, abutting or adjacent to the works.</li> </ul> <p>g) The following be specified as the manner in which the special charge so declared will be assessed and levied:</p> <ul style="list-style-type: none"> <li>• Existing lots, either developed or vacant, that gain, or will gain, primary (vehicular) access from a road being constructed would generally be required to contribute one benefit unit.</li> <li>• Existing lots, either developed or vacant, with side or rear abuttal to a road being constructed would generally be required to contribute one half benefit unit.</li> <li>• Existing lots, either developed or vacant, that gain, or will gain, primary access and also have side or rear abuttal to roads being constructed would generally be required to contribute one benefit unit.</li> <li>• Existing lots that have the potential to be further subdivided or developed may be allocated a multiple development benefit unit charge.</li> <li>• The special charge will be levied by sending a notice to the person who is liable to pay, pursuant to Section 163 (4) of the Local Government Act, 1989.</li> </ul> <p>h) The total cost of the works is the amount shown in attachment 4 of this report estimated at \$972,900.</p> <p>i) The total amount of the special charge to be levied is the amount shown in attachment 4 of this report estimated at \$70,000.</p> <p>j) Having regard to the proceeding parts of this resolution but subject to Sections 166(1) and 167(6) of the Local Government Act, 1989, it is recorded that:</p>	

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				<p>i) The owners of the land described in columns A and B of the table in attachment 4 are estimated liable for the respective amounts set out in column F of the table in attachment 4 and;</p> <p>ii) Such owners may, subject to any further resolution of Council pay the special charge in the following manner:</p> <ul style="list-style-type: none"> <li>a. The charge will become due and payable within one month of the issue of the notice requesting payment pursuant to Section 167(3) of the Local Government Act, 1989.</li> <li>b. The charge may be paid by:                             <ul style="list-style-type: none"> <li># Lump sum within one month of the issue of the notice without incurring interest, or</li> <li># Quarterly instalments of principal and interest over a period of up to seven years.</li> </ul> </li> <li>c. Interest will not be charged for three months after the issue of the notice provided the person liable makes timely payment in accordance with the payment arrangements that may be agreed on by Council.</li> <li>d. In accordance with Sections 167(6)(b) and 172 of the Act, the rate of interest which is payable on instalments is set at the 180 day bank bill rate as published in the Australian Financial Review plus one percent and reviewed every three months, (provided that it will not exceed the rate fixed by the Governor in Council by order of the purposes of Section 172(2A) in which case the rate of interest shall be the maximum rate fixed by the Governor in Council by order for the purposes of this section).</li> </ul> <p>k) There are no incentives for prompt payment, rebates or concessions associated with this special charge.</p>	
	6.2.7	2021-2022 Community Wellbeing Support And Festival And	Completed	<p>That Council:</p> <ul style="list-style-type: none"> <li>• Approve 53 Festival and Event Grants to the value of \$248,166.24.</li> </ul>	Applicants both successful and unsuccessful advised via Smartygrants

Meeting date	Item No.	Item	Status	Resolution	Action Taken
		Event Grants		<ul style="list-style-type: none"> <li>Approve 57 Community Wellbeing and Support Grants to the value of \$119,058.81</li> </ul>	
	6.2.8	Response To Petition - Lighting In Don Jackson Dog Park	Completed	<p>That the petition requesting the installation of lighting at the Don Jackson reserve dog off leash area be received and the lead petitioner be advised that Council does not support their request on the following grounds:</p> <ul style="list-style-type: none"> <li>Council does not support the use of passive reserves out of daylight hours due the safety concerns associated with such use,</li> <li>Don Jackson reserve closely abuts residential properties, and providing lighting and supporting use after dark would potentially create a negative experience for neighbouring residents, and</li> <li>Council does not have funds available to install lighting at the reserve</li> </ul>	Petitioners advised 22 July 2021
	6.2.9	NOM 1064 - Gender Equality Update	Completed	<p>That Council:</p> <ul style="list-style-type: none"> <li>Stays informed of Cardinia's commitment and progress towards Gender Equality within the organisation and the community in general.</li> <li>Adopts the Gender Equality Leadership Commitment Statement.</li> </ul>	Leadership Commitment Statement adopted
	6.2.10	Update of Delegations to Staff	Completed	<p>That in the exercise of the powers conferred by the legislation referred to in the attached instrument of delegation, Cardinia Shire Council resolves that:</p> <ol style="list-style-type: none"> <li>There be delegated to the members of Council staff holding, acting in or performing the duties of the offices or positions referred to in the attached Instrument of Delegation to members of Council staff, the powers set out in that Instrument, subject to the conditions and limitations specified in that Instrument.</li> <li>The Instrument comes into force immediately the common seal of Council is affixed to the Instrument.</li> <li>On the coming into force of the Instrument all previous delegations to members of Council staff (other than the Chief</li> </ol>	Delegations in place

Meeting date	Item No.	Item	Status	Resolution	Action Taken
				Executive Officer) are revoked. 4. The duties and functions set out in the Instrument must be performed, and the powers set out in the Instruments must be executed, in accordance with any guidelines or policies of Council that it may from time to time adopt.	
	6.3.1	Neighbourhood House Policy 2021-2024	Completed	That Council adopt the Neighbourhood House Policy 2021-2024.	Policy adopted and placed on website
	10.1	Notice of Motion 1066 Cr Collin Ross	In progress	That a report be prepared for presentation to the Council meeting in October regarding open space maintenance of all reserves across the Shire. The report to detail the various open space reserves across the Shire, the level of maintenance undertaken at each reserve and the regularity for maintenance visits.	Report to be presented to October Council Meeting
	10.2	Notice of Motion 1067 Cr Jack Kowarzik	In progress	That officers commence an advocacy process with the appropriate State and Federal Infrastructure agencies that seeks a commitment of additional resources to expand the proposed road infrastructure scope for the Pakenham Roads Upgrades (Racecourse Road duplication project). The current project proposal provides an important and valuable transport connection from the Monash Freeway (M1) to Henry Street Pakenham. Given that there is increasing demand on transport infrastructure required to support Cardinia Shire Council's expanding community and neighbouring regions, it is important that consideration is given to plan for and to expand the scope of current Infrastructure project to include the section of Racecourse Road from Henry Street to the Princes Highway (C101). The expansion would improve the efficiency of the network and provide an important strategic transport link for the community.	Preparing correspondence for relevant agencies  Preparing Advocacy Sheet for inclusion in SEATS advocacy program  Project to be discussed with DOT Regional Director
Council Meeting 16 August 2021	6.2.1	Appointment of Community Asset Committees for Recreation Reserves	Completed	That Council:  1. Appoint the following persons to the respective Community Asset Committees appointed by Cardinia Shire Council in accordance with the Local Government Act 2020.	Committees appointed in accordance with the Local Government Act 2020.

Meeting date	Item No.	Item	Status	Resolution	Action Taken
				<p>Huxtable Road Recreation Reserve                      President Phil Barkla                      Vice President Rosemary Buczak                      Secretary/Treasurer Peter van Dieman                      Committee Member David McKenzie                      Committee Member John Baillie                      Committee Member Karen Buckland                      Committee Member Domenic Gagliardi                      Committee Member Helen van Dieman</p> <p>Officer Recreation Reserve                      President Rob Porter                      Vice President John Tivendale                      Secretary Gareth Sheean                      Treasurer Gary McCoubrie                      Committee Member Fay McCoubrie                      Committee Member Geoff Porter                      Committee Member Amy Jones</p> <p>Chandler Recreation Reserve                      President Tim Sproule                      Committee Member Rod Smith                      Committee Member Mark Pedder                      Committee Member Steve Livermore                      Committee Member Geoff McKimmie                      Committee Member Brad Bishop</p> <p>Sutherland Park Recreation Reserve                      President Glenn Burridge                      Secretary Matt Hutchinson                      Treasurer Sandra Butler                      Committee Member Carol Gibson                      Committee Member Sue Simmons</p> <p>Yarrabubba Recreation Reserve                      President Helen Sutton                      Secretary Kate Holmes                      Treasurer Bjorn Vodanavich                      Committee Member Colin Wert                      Committee Member Jacqui Herman                      Committee Member Kelly Chambers</p>	

Meeting date	Item No.	Item	Status	Resolution	Action Taken
				<p>2. Note the DELWP appointment of the following Committee of Management under the Crown Lands Reserve Act:</p> <p>Bunyip Recreation Reserve                      President Alan Wright                      Vice President Peter Downie                      Treasurer Jim Fitzpatrick                      Public Officer Tom Anderson                      Public Officer Philippa Demsey</p> <p>3. Thank all Committee members for their willingness to be involved in the management of community recreation reserves.</p>	
	6.2.2	Appointment Of Committee Members To The Nobelius Heritage Park And Emerald Museum Community Asset Committee	Completed	<p>That the following appointments be made to the Nobelius Heritage Park and Emerald Museum Community Asset Committee for a two year term.</p> <ul style="list-style-type: none"> <li>• Pauline Murphy (President)</li> <li>• Lynne Schrull (Secretary)</li> <li>• Mandy Porter (Treasurer)</li> <li>• Roy Kendall</li> <li>• Kerry Champness</li> <li>• Julia Bell</li> <li>• Anne Carter</li> <li>• Elaine Morris</li> </ul>	Committee members appointed 20 July 2021
	6.2.3	Appointment Of Authorised Officers Under Planning And Environment Act 1997	Completed	<p>That Council resolve to appoint the follow staff members as Authorised Officers pursuant to Section 147(4) of the Planning and Environment Act 1997, and resolve to attach the Council Seal to the instruments of appointment attached to this report:</p> <ol style="list-style-type: none"> <li>1. Mr Benjamin FURNER</li> <li>2. Mr Peter TRUONG</li> <li>3. Mr David GULENC</li> </ol>	Officers formally appointed 20 July 2021
	6.2.4	Delegation Of Powers Under Environment	Completed	<p>That Council resolves as follows:</p> <ol style="list-style-type: none"> <li>1. To acknowledge the delegation of powers and functions</li> </ol>	Delegations formally executed 20 July 2021

Meeting date	Item No.	Item	Status	Resolution	Action Taken
		Protection Act 2017		<p>under the Environment Protection Act 2018, made in accordance with section 437(4) of the Act, on 4th June 2021 on behalf of the Environment Protection Authority governing board, by Professor Kate Auty.</p> <ol style="list-style-type: none"> <li>2. To delegate the powers and functions to Council officers, in accordance with the instrument of delegation attached to this report</li> <li>3. That the Council Seal be affixed to the instrument of delegation attached to this report.</li> </ol>	
	6.2.5	PB Ronald Reserve Masterplan	Completed	<p>That Council:</p> <ul style="list-style-type: none"> <li>• Note the consultation undertaken and following changes made to the PB Ronald Masterplan.</li> <li>• Note the potential impact of the Multicultural Hub project on the Masterplan in future.</li> <li>• Support and endorse the PB Ronald Reserve Masterplan.</li> </ul>	Masterplan endorsed and in place
	6.3.1	Proposed Local Law 20 - Open Air Fires Local Law	In progress	<p>It is recommended that:</p> <ol style="list-style-type: none"> <li>1. Council resolves to propose to make "Local Law 20 – Open Air Fires Local Law (version 2.0)" (including Schedule 1 maps), in accordance with Part 3 – Division 3 of the Local Government Act 2020, and</li> <li>2. Council resolves to give notice of the proposed "Local Law 20 – Open Air Fires Local Law (version 2.0)" (including Schedule 1 maps) in accordance with Section 73 of the Local Government Act 2020, and to conduct community engagement in accordance with the Community Engagement Policy, and</li> <li>3. Council further considers, at a future Council meeting on a date to be fixed, whether to make "Local Law 20 – Open Air Fires Local Law (version 2.0)" (including Schedule 1 maps) to have effect within the municipal district.</li> </ol>	Proposed Local Law 20 released for statutory consultation on 30/8/2021
Town Planning Committee Meeting 6 September	5.1	T210071PA - Development of the land for four (4) Dwellings on a lot and to end	Completed	<p>That Council refuse to grant Planning Permit T210071 for the development of the land for four (4) Dwellings on a lot and to remove restrictive covenant P601136V at L283 LP212290, 6 Bridle Place, Pakenham VIC 3810 on the following grounds:</p> <ol style="list-style-type: none"> <li>1. Council cannot be satisfied that the removal of the restriction</li> </ol>	Refusal issued 9/09/2021



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2021		restrictive covenant P601136V at 6 Bridle Place, Pakenham VIC 3810		<p>will be unlikely to cause any beneficiary of the restriction any detriment of any kind (including any perceived detriment) as a consequence of the removal of the restriction.</p> <ol style="list-style-type: none"> <li>2. The removal of the restriction will detrimentally affect the interests of surrounding landowners under Clause 52.02 of the Cardinia Planning Scheme.</li> <li>3. The removal of the restriction is inconsistent with the orderly planning of the area</li> </ol>	
	5.2	T210005 Use and development of the land for domestic animal husbandry (Dog Breeding)	Completed	<p>That Planning Permit Application T210005 for the use and development of the land for Domestic Animal Husbandry (Dog Breeding) at L1 TP310627, 150 Settlement Road, Caldermeade VIC 3984, be refused and a Refusal to Grant a Permit be issued on the following grounds:</p> <ul style="list-style-type: none"> <li>• The proposal is inconsistent with the purpose and decision guidelines of the Rural Conservation Zone.</li> <li>• The proposal is inappropriately located within a flood prone area and is contrary to the purposes, objectives and strategies of the Land Subject to Inundation Overlay and Clauses 13.03-1S (Floodplain management) and 21.02-1 (Catchment and coastal management).</li> <li>• The proposal is incompatible with surrounding land uses.</li> <li>• The proposal does not respond to the vision or objectives for the Westernport Green Wedge.</li> <li>• The proposal will result in unreasonable off-site amenity impacts.</li> <li>• The proposal does not represent the orderly planning of the area.</li> </ul>	Notice of refusal sent to applicant 13/09/2021
	5.3	T200808 PA - Extensions & partial demolition to a Heritage Hotel, use of the land for a Gaming Premises, 40 EGMs & a Function Centre, parking reduction, alter access to a	Completed	<p>That Council refuse the application for alterations and extensions and partial demolition to an existing Hotel in a Heritage Overlay, the use of the land for a Gaming Premises and use of 40 Electronic Gaming Machines (EGMs), use of the land for a Function Centre, a reduction in car parking, alterations to access to a Road Zone Category 1, an increase to the area for the sale and consumption of liquor and an increase to the number of patrons allowed under a licence on the following grounds:</p> <ol style="list-style-type: none"> <li>1. The proposal is inconsistent with Clause 21.06-4 (Gaming) and Clause 22.03 (Gaming);</li> <li>2. The proposal is inconsistent with the purpose and decision</li> </ol>	Refusal issued 9/9/2021

Meeting date	Item No.	Item	Status	Resolution	Action Taken
		RDZ1, increase area & patrons for liquor at 96-102 Station St, Koo Wee Rup		<p>guidelines of Clause 52.28 (Gaming);</p> <ol style="list-style-type: none"> <li>3. The proposal is inconsistent with Clause 18.02-4 (Car parking) and Clause 52.06 (Car parking) as it fails to provide adequate on-site car parking;</li> <li>4. The proposal does not result in net community benefit; and</li> <li>5. The proposal does not represent the orderly planning of the area.</li> </ol>	
Council Meeting 20 September 2021	6.1.1	Amendment C257card - Beaconsfield Development Plan Overlay (DPO25)	Completed	<p>That Council:</p> <ul style="list-style-type: none"> <li>• Adopt the updated Beaconsfield Structure Plan (December 2013) as contained in Attachment 1.</li> <li>• Adopt Amendment C257card to the Cardinia Planning Scheme, with changes, under Section 29 of the Planning and Environment Act 1987, generally in accordance with Attachment 3.</li> <li>• Submit adopted Amendment C257card to the Minister for Planning for approval under Section 31 of the Planning and Environment Act 1987.</li> </ul>	Amendment C257 submitted on 22/09/21 to the Minister for Planning for approval.
	6.1.2	Amendment C270card - Significant Tree Register	In progress	<p>That Council:</p> <ol style="list-style-type: none"> <li>1. Seek the authorisation of the Minister for Planning under Section 8A(2) of the Planning and Environment Act 1987 to prepare Amendment C270card to the Cardinia Planning Scheme, generally in accordance with Attachment 1.</li> <li>2. Give notice of Amendment C270card to the Cardinia Planning Scheme under Section 19 of the Planning and Environment Act 1987, subject to receiving the authorisation of the Minister for Planning under Part 1.</li> </ol>	<p>23/09/2021 Celeste Grossi</p> <p>On 22/09/21 Amendment C270 was sent to the Minister for Planning for Authorisation. Post receiving authorisation the amendment will proceed to the public exhibition period.</p>
	6.2.1	Appointment of committee members to the Cardinia Hall Community Asset Committee	Completed	<p>That Council make the following appointments to the Cardinia Hall Community Asset Committee under Section 65 of the Local Government Act (2020):</p> <ul style="list-style-type: none"> <li>• Michael Lucas                      President</li> <li>• Joy de Jong                          Secretary/Treasurer</li> <li>• David Young                        Committee member</li> <li>• Ian Ridgway                         Committee member</li> <li>• Deb Buxton                           Committee member</li> </ul>	Members appointed 21 September 2021

Meeting date	Item No.	Item	Status	Resolution	Action Taken
				<ul style="list-style-type: none"> <li>• Susan Wepster                      Committee member</li> <li>• Bridget Weinzierl                      Committee member</li> <li>• Trina Lucas                              Committee member</li> </ul>	
	6.3.1	Councillor Expenses Policy	Completed	<p>That Council amend the Councillor Expenses Policy to provide further clarification regarding the Mayoral vehicle usage as detailed in this report and clause 3.2 be amended to read as follows:</p> <p><b>3.2 Mayoral Vehicle</b>                      In addition to the Mayoral allowance a motor vehicle will be provided to the Mayor for Council purposes and private use in Victoria.</p> <p>The vehicle will not be driven outside Victoria without a written request to and approval from the Chief Executive Officer for each trip. The vehicle can be used by the Mayor and members of the Mayor’s immediate family who hold a valid driver’s licence.</p> <p>The Mayoral vehicle may also be driven by the Deputy Mayor or Councillors with written approval of the CEO. The Mayor is not required to complete a logbook as fringe benefits tax is not payable in respect of the vehicle use by the Mayor.</p> <p>The ‘notional value’ of the Mayoral vehicle is \$15,000 per annum.</p> <p>If the Mayor of the day decides not to use the Mayoral Vehicle, Council will pay a motor vehicle allowance of \$15,000.00 per annum. This is a taxable allowance that will be paid in monthly instalments. This allowance does not attract superannuation. There will be no entitlements to claim reimbursement for kilometres travelled or petrol allowance as these costs are taken into consideration as part of the motor vehicle allowance. The individual components of the allowance may be varied by the Council due to:</p> <ul style="list-style-type: none"> <li>a) any change in the cost to the Council of the provision of motor vehicle entitlements for the use</li> <li>b) any change in the cost to the Council of all fringe benefits</li> </ul>	Policy amended and current version loaded to the website 23/9/2021

Meeting date	Item No.	Item	Status	Resolution	Action Taken
				taxes levied on part of the Allowance Package, or c) any other legislative change	
	6.4.1	Financial report and Performance statement 2020-21	Completed	That Council:  1. Pursuant to Section 132(2) of the Local Government Act 1989, Council gives its approval in principle to the financial statements and performance statement for the year ended 30 June 2021, subject to any changes recommended or agreed to by the auditor; 2. Pursuant to Section 132(5) of the Local Government Act 1989, Council authorises Cr. Jack Kowarzik and Cr. Brett Owen to certify the financial statements and performance statement for the year ended 30 June 2021, in their final form after any changes recommended or agreed by the auditor have been made, in accordance with the Local Government (Planning and Reporting) Regulations 2014; and 3. Scott Moore, Chief Finance Officer, is appointed as the Principal Accounting Officer for the purposes of Section 132(5b) of the Local Government Act 1989.	Statements signed and forwarded to Auditors for final approval, approval received 28/9/2021
	6.5.2	Community Capital Works Program 2021-2022	Not yet started	That Council endorse:  <ul style="list-style-type: none"> <li>• Eight Community Capital Works Partnership Grants (CCWG) – Category One applications to be funded to the value of \$160,000</li> <li>• Eight Community Capital Works Grants (CCWPG) – Category Two applications to be funded to the value of \$148,403</li> </ul>	Grant recipients advised 21 September 2021