

6.5.2 Quarterly Resolutions Report

Responsible GM: Debbie Tyson
Author: Doug Evans

Recommendation(s)

That Council note the report detailing implementation of Council resolutions for the period October to December 2021.

Attachments

1. Quarterly Resolutions Report February 2021 [6.5.2.1 - 26 pages]

Executive Summary

The attached report details all resolutions made for the period October to December 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 listed for noting.

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 considerations in regard to this report.

Consultation/Communication

All relevant staff have been consulted in regard to this report.

Financial and Resource Implications

There are no financial considerations associated with this matter.

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 October – December 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"> 1. Note the officers report. 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. 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. 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. 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. 6. Request that Melbourne Water make publicly available the safety assessment report which has identified the potential risk of the reservoir wall failing. 7. Acknowledges the petition which is currently before the State Government of Victoria which is requesting the retention of the current reservoir water level. 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. 9. Advocate for the State Government to assign the Park Manager role to a State Government Agency for a significant reserve of regional importance. 	<p>Correspondence forwarded to relevant Government Departments, being DELWP and Melbourne Water.</p> <p>Melbourne Water have released further information. Further report being drafted for February 2022 Council Meeting</p>

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				10. Indicates support for the improved recreational facilities and greater access to the Reserve for the general public. 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. 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 18/10/2021	6.1.1	Annual Report 2020-21	Completed	That Council: 1. Endorses the Annual Report 2020-21. 2. Notes that the Annual Report 2020-21 fairly represents Council's operations, financial position and Council's performance for the 2020-21 financial year. 3. Notes that the Annual Report 2020-21 has been submitted to the Minister for Local Government within the required timeframe announced for 2020-21. 4. Notes that the Annual Report 2020-21 meets the requirements of the <i>Local Government Act 1989</i> . 5. Notes that the Annual Report 2020-21 has been prepared in accordance with the <i>Local Government Act 1989</i> .	Annual Report finalized.
	6.1.2	Covid 19 Relief for Recreation Facilities, Community and Businesses	Completed	That Council approves relief programs to support the Cardinia Shire business, community and sporting clubs including: <ul style="list-style-type: none"> • Credit for winter sport fees 2022 to those who have paid and a waiver for those who have not paid thus far for all Council owned and managed sporting facilities. • Commitment to align our rent relief to the Victorian Government <i>Commercial Tenancy Relief Scheme</i> 	Support packages in place, vaccination communication plan rolled out that saw a significant increase in vaccinations throughout the Shire

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				<ul style="list-style-type: none"> Actively promote vaccination throughout our municipality to increase vaccination rates in the community. 	
	6.1.3	Road Discontinuance - Railway Avenue, Avonsleigh/ Cockatoo	In progress	<p>That Council, acting under clause 3 of schedule 10 of the Local Government Act 1989 (Vic) (Act):</p> <ol style="list-style-type: none"> resolves that the statutory procedures be commenced to discontinue road known as Railway Avenue Avonsleigh (Road) and being road on LP72623; directs that, under sections 207A and 223 of the Act, public notice of the proposed discontinuance be given in the Pakenham Gazette newspaper; resolves that the public notice required to be given under sections 207A and 223 of the Act should state that if the Road is discontinued, Council proposes to transfer the Road to the Department of Environment Water Land and Planning (DELWP) for land conservation management along with adjoining parcels owned and managed by DELWP; and authorises Council’s Property Officer to undertake the administrative procedures necessary to enable Council to carry out its functions under section 223 of the Act in relation to this matter. 	Workload pressures have precluded this matter being finalised. Public Notice has been prepared for publication.
	6.1.4	Special Charge Scheme Declaration - Armstrong Road, Upper Beaconsfield	Completed	<p>That Council:</p> <ol style="list-style-type: none"> That Council notes that following the issue of the Notice of Decision by Council to declare a special charge scheme on the 19 July, 2021, to part fund the construction of Armstrong Road, Upper Beaconsfield, only one written submission in support of the scheme was received within the prescribed 28 day. Details of the submission are included in attachment 5 to this report. 	Declaration notices sent to property owners on 19th October, VCAT advised of scheme declaration on same day.

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> <ul style="list-style-type: none"> a) A special charge is declared for a period until the works have been completed and the scheme finalised. b) The special charge be declared for the purposes of defraying any expenses incurred by Council in relation to the construction of Armstrong Road, Upper Beaconsfield including sealed road pavement, kerb & 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). 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. d) The following be specified as the area for which the special charge is declared: <ul style="list-style-type: none"> • All those properties described in attachment 4 of this report and as highlighted on the plan included as attachment 2. e) The following be specified as the land in relation to which the special charge is declared: <ul style="list-style-type: none"> • All properties described in attachment 4 of this declaration. f) The following be specified as the criteria which form the basis of the special charge so declared: <ul style="list-style-type: none"> • Those properties fronting, abutting or adjacent to the works. 	

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				<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"> • 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. • 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. • 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. • Existing lots that have the potential to be further subdivided or developed may be allocated a multiple development benefit unit charge. • 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. <p>h) The total cost of the works is the amount shown in attachment 4 of this report estimated at \$859,050.</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 \$94,500.</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</p>	

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				<p>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"> 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. b) The charge may be paid by: <ul style="list-style-type: none"> # Lump sum within one month of the issue of the notice without incurring interest, or # Quarterly instalments of principal and interest over a period of up to seven years. 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. 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). k) There are no incentives for prompt payment, rebates or concessions associated with this special charge. 	

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	6.1.5	Special Charge Scheme Declaration - Station Road / Innes Road, Gembrook Catchment	Completed	<p>That Council:</p> <ol style="list-style-type: none"> 1. That Council notes that following the issue of the Notice of Decision by Council to declare a special charge scheme on the 19 July, 2021, to part fund the construction of Station Road, Anzac Street, Heroes Avenue and Innes Road, Gembrook, only two written submissions, in support of the scheme, were received by Council in the prescribed 28 day submission period following advertising this decision. Details of the two submissions are outlined in attachment 6 to this report. 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"> a) A special charge is declared for a period until the works have been completed and the scheme finalised. b) The special charge be declared for the purposes of defraying any expenses incurred by Council in relation to the construction of Station Road, Anzac Street, Heroes Avenue and Innes Road, Gembrook including sealed road pavement, kerb & 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). 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. d) The following be specified as the area for which the special charge is declared: 	Declaration notices sent to property owners on 19th October, VCAT advised of scheme declaration on same day.

Meeting Date	Item No.	Item	Status	Resolution	Action Taken
				<ul style="list-style-type: none"> • All those properties described in attachment 5 of this report and as highlighted on the plan included as attachment 2. e) The following be specified as the land in relation to which the special charge is declared: <ul style="list-style-type: none"> • All properties described in attachment 5 of this declaration. f) The following be specified as the criteria which form the basis of the special charge so declared: <ul style="list-style-type: none"> • Those properties fronting, abutting or adjacent to the works. g) The following be specified as the manner in which the special charge so declared will be assessed and levied: <ul style="list-style-type: none"> • 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. • 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. • 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. • Existing lots that have the potential to be further subdivided or developed may be allocated a multiple development benefit unit charge. • 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. 	

Meeting Date	Item No.	Item	Status	Resolution	Action Taken
				<ul style="list-style-type: none"> h) The total cost of the works is the amount shown in attachment 5 of this report estimated at \$2,970,540. i) The total amount of the special charge to be levied is the amount shown in attachment 5 of this report estimated at \$511,000. 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: <ul style="list-style-type: none"> i) The owners of the land described in columns A and B of the table in attachment 5 are estimated liable for the respective amounts set out in column F of the table in attachment 5 and; ii) Such owners may, subject to any further resolution of Council pay the special charge in the following manner: <ul style="list-style-type: none"> 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. b) b. The charge may be paid by: <ul style="list-style-type: none"> # Lump sum within one month of the issue of the notice without incurring interest, or # Quarterly instalments of principal and interest over a period of up to seven years. 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. d) 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 	

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				<p>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>k) There are no incentives for prompt payment, rebates or concessions associated with this special charge.</p>	
	6.1.6	Toomuc Reserve - Proposal to lease land to Telstra for Telecommunication Facility	Completed	<p>That Council:</p> <ol style="list-style-type: none"> Notes the submissions received in relation to the proposal to lease land at Tomuc Reserve to Telstra for a telecommunication facility. Authorises the Manager Governance to execute the lease for 10 years with 2 further options of 5 years with Telstra. Notes that officers will advise submitters of the resolution of Council and the reason for the decision. 	Submitters and reserve user groups advised, Lease drafted for forwarding to Telstra to execute
	6.1.7	McKenzie Road Fire Access Track	Not yet started	<p>That Council endorse the following approach:</p> <ul style="list-style-type: none"> That the status of the fire access track section of McKenzie Road remains unchanged, That appropriate signage be erected at either end of the fire access track section That works be completed to improve the surface of the track without amending the alignment or width to avoid any environmental impact or loss of trees. 	Works have been delayed due to COVI and storm clean up works. Signage and works to improve the surface of the track without amending the alignment due to be completed by end March, depending on availability of staff due to COVID
	6.1.8	Response to petition requesting public toilet at Eastone Reserve	In progress	<p>That Council:</p> <ul style="list-style-type: none"> Notes the request, through the submission of a petition by the Cardinia Lakes Early Learning Centre (ELC), for the installation of a new public amenity at Cardinia Lakes (Eastone Reserve). and 	Responded to petitioner, Buildings & Facilities team undertaking investigations into potential sites for new facility prior to consultation

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				<ul style="list-style-type: none"> Consult and work in conjunction with the Cardinia Lakes Resident Association, in seeking appropriate community feedback, to determine need and evidence for a new public amenity at Cardinia Lakes (Eastone Reserve). 	with Cardinia Lakes resident’s group.
	6.1.9	Growing Suburbs Fund 21/22 Program Cardinia Shire applications	Completed	<p>That Council endorse the following list of applications under the 21/22 Growing Suburb Fund Program in priority order:</p> <ul style="list-style-type: none"> Garfield North Community Centre Pakenham Main Street improvements Eastern Dandenong Ranges Trail connection 	GSF advised of Council resolution and 3 applications applied for.
	6.1.10	Review of Council Delegations	Completed	That Council under section 11(7) of the Local Government Act 2020 note the current delegations that are in place and resolve that no changes are required.	No action required
	6.1.11	NOM 1604 Gender Equality	Completed	That Council stays informed of Cardinia’s commitment and progress towards Gender Equality within the organisation and the community in general.	No action required
	6.1.12	Landscape Standards Report	Completed	That Council support current maintenance standards, they meet Council’s responsibilities and provide a balance between the community’s needs and expectations and Council’s ability to fund these maintenance programs.	No action required
	6.2.1	Chief Executive Officer Employment and Remuneration Policy	Completed	That Council adopt the Chief Executive Officer Employment and Remuneration Policy.	New Policy in place and confirmed with CEO Matters Committee on 20 October 2021
	6.3.1	Contract 20-63: Construction of	Completed	That Council award Allmore Constructions Pty Ltd Contract 20-63 – Construction of the New My Place Youth Centre Facility for a	Contracts signed by all parties.

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		the New My Place Youth Centre Facility		tender price including Provisional Sums of \$5,131,675.00 excluding GST .	
	6.3.2	Procurement Policy	Completed	That Council adopts the new Procurement Policy.	Policy in place
	6.3.3	Contract 21-031: Pavement Renewal Works 2021-22	Completed	That Council accept the tenders submitted by: <ul style="list-style-type: none"> • Downer EDI Works Pty Ltd to undertake the works associated with Contract 21-031A - Pavement Renewal Works on Hein Rd in Pakenham Upper, Pitt Rd in Iona, McDonalds Trk in Lang Lang, Railway Ave in Tynong and Soldiers Rd in Lang Lang/Caldermeade for the contract sum of \$2,355,918.14 (Excl. GST); and • R&C Asphalt Paving Pty Ltd to undertake the works associated with Contract 21-031B - Pavement Renewal Works on Lakeside Dr in Emerald be accepted for the contract sum of \$462,670.00 (Excl. GST); 	Downer EDI Works Pty Ltd and R&C Asphalt Paving Pty Ltd have been informed of the council resolution and Contracts prepared
	10.1	Notice of Motion 1068 - Cr Cameron	Completed	That Council: <ol style="list-style-type: none"> 1. Note the Victorian Government is currently considering significant planning reform through the Planning Reform Program 2020-2024. 2. Strongly voice its concern that consultation to councils to date has been very limited . 3. Note: <ol style="list-style-type: none"> a. Meaningful consultation with community and with local government on any reform proposals must occur before reforms are considered or introduced; b. Community consultation must remain an integral consideration for planning decisions; 	Concerns have been raised with Minister for Planning. Municipal Association of Victoria also undertaking advocacy on this matter. State Government have committed to to undertake further consultation with MAV, VLGA and Councils.

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				<ul style="list-style-type: none"> c. Community voice is critical for ensuring a transparent Planning system which strengthens local neighbourhoods and economies; 4. Urge the Minister for Planning to: <ul style="list-style-type: none"> a. Ensure full consultation with councils and community before any planning reform decisions are made; b. Ensure appropriate time is provided for feedback, including consideration of council meeting cycles. 5. Notes the Mayor has recently sent a letter to the Hon Richard Wynne, MP Minister for Planning, with copies to Member for Eastern Victorian Region and Member for Bass, advocating that Councillors, Council officers and the community are consulted prior to any changes being made to the planning system. 6. Encourages the community to provide feedback to the Victorian Government directly and to local members of parliament. 7. Request the CEO or her delegate coordinate with other councils in regard to advocacy. 	
Council Meeting 15/11/2021	6.1.1	T200834 PA - Development of the Land for Four (4) Dwellings and Associated Work and Removal of a Restrictive Covenant PS804664Q Station Road Gembrook	Completed	That Council issue a Notice of Decision to Grant Planning Permit T200834 for the development of the land for four (4) dwellings, earthworks and removal of a restrictive covenant PS804664Q (from both Lots 2 and 3 PS804664Q) at 19A and 19B Station Road, Gembrook VIC 3783 subject to the following conditions:	NOD Issued 17/11/2021

Meeting Date	Item No.	Item	Status	Resolution	Action Taken
	6.1.2	T210202 PA - Removal of Restrictive Covenant Contained in Instrument No. T326405K	Completed	<p>That Council refuse to grant Planning Permit T210202 for the removal of restrictive covenant contained in Instrument No. T326405K from L225 PS318023 V10138 F537, 3 McLeish Terrace, Pakenham VIC 3810 on the following grounds:</p> <ol style="list-style-type: none"> 1. That pursuant to the requirements of section 60(2) of the <i>Planning and Environment Act 1987</i>, Council cannot be satisfied that the variation of the covenant will be unlikely to cause any beneficiary of the covenant or any other person any detriment relating to: <ol style="list-style-type: none"> a. Financial loss; or b. Loss of amenity; or c. Loss arising from change to the character of the neighbourhood; or d. Any other material detriment. 2. The removal of the restriction will detrimentally affect the interests of surrounding landowners under Clause 52.02 of the Cardinia Planning Scheme. 3. The removal of the restriction is inconsistent with the orderly planning of the area. 	Refusal sent to applicant and objectors 29/11/2021
	6.1.3	Amendment C262 Planning Permit T190728 11 Thom Road, Lang Lang	Completed	<p>That Council:</p> <ol style="list-style-type: none"> 1. Seek the authorisation of the Minister for Planning under Section 8A(2) of the <i>Planning and Environment Act 1987</i> to prepare Amendment C262card to the Cardinia Planning Scheme to: <ul style="list-style-type: none"> • Rezone part of the land at 11 Thom Road, Lang Lang from Farming Zone – Schedule 1 (FZ1) to 	Amendment C262 was sent to the Minister for authorisation on 18/11/21

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				<p>Neighbourhood Residential Zone – Schedule 1 (NRZ1);</p> <p>generally in accordance with Attachment 1.</p> <p>2. Consider Planning Permit Application No. T190728 for:</p> <ul style="list-style-type: none"> • a staged subdivision of the subject land into residential lots; • creation of two (2) Reserves; and, • creation of restrictions on the plan of subdivision; <p>concurrently with Amendment C262card under Section 96A of the <i>Planning and Environment Act 1987</i>.</p> <p>3. Subject to receiving the authorisation of the Minister for Planning under Part 1, Council gives notice of Amendment C262card and Proposed Planning Permit No. T190728 containing conditions generally in accordance with Attachment 2, under Section 96C of the <i>Planning and Environment Act 1987</i>.</p> <p>4. Prior to considering Amendment C262card for adoption, the owner of the land must enter into an agreement with Council under Section 173 of the <i>Planning and Environment Act 1987</i> to provide for the timely (prior to the issue of a statement of compliance for the first stage of the proposed subdivision) construction of pedestrian paths along the existing section of Thom Road (western side) and Tresize Court (southern side).</p> <p>5. Advise the proponent of Council’s decision.</p>	

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	6.3.1	Adoption of Complaints Policy	Completed	<p>That Council</p> <ol style="list-style-type: none"> Adopts the Complaints Policy subject to amendments to the following Clauses: Clause 4.1.2 be amended to read: If you are dissatisfied with our decision and how we responded to your complaint, we will ask you if you would like to escalate your complaint. If you would like to escalate your complaint, or if we deem that your complaint needs further consideration, we will refer it to the relevant team or manager for investigation, and <p>Clause 4.3 be amended to read: Complaints about the Chief Executive Officer will be referred to the General Manager – Customer, People and Performance for investigation, on behalf of the Mayor, and</p> <ol style="list-style-type: none"> Acknowledges and thanks the Cardinia Shire community for its contribution to the development of the Complaints Policy 	<p>Adopted policy added to strategic document register and placed on Council Website.</p> <p>Thank-you to respondents message placed on Creating Cardinia platform.</p>
	6.4.2	IYU Athletics Track - Civil Construction	Completed	<ul style="list-style-type: none"> That Council award the tender submitted by Polytan Pty Ltd for \$3,138,223.75 (excl GST), excluding the sports field lighting and high jump and pole vault mat covers, be accepted by Council for Contract 21-030 IYU Athletics Track Civil Works. The remaining Tenderers be advised accordingly; and The common seal of the Council be affixed to the contract documents 	Tender awarded, contracts completed 2/12/2021
	10.1	Notice of Motion 1069 - Cr Cameron	Completed	<p>That Council:</p> <ol style="list-style-type: none"> Notes the Victorian Government’s intent to decriminalise sex work in Victoria and expresses its concerns regarding the following: 	Mayor has written to relevant Members of Parliament accordingly,

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				<ul style="list-style-type: none"> a. decriminalising street-based sex work in most locations without providing clarity regarding where it will be permitted, and the scale and impact for residential areas; b. altering the sex work licensing and registration system established by the Sex Work Act 1994 including the separation distance requirements between sex work businesses and particular land uses, including dwellings; c. brothels being able to apply for a liquor licence subject to the standard liquor licensing framework established under the Liquor Control Reform Act 1998; d. not having a state wide regulatory framework for the sex work industry, and not providing details about resourcing that will be provided to respond to a new class of workplace and protect vulnerable workers and the community <p>2. Voices its concern that consultation was only open for two weeks which is inadequate to allow elected representatives to engage with their communities and for meaningful feedback to be provided.</p> <p>3. Emphasises that:</p> <ul style="list-style-type: none"> a. meaningful consultation with community and with local government on any proposals must occur before any changes are considered or introduced; and b. community consultation must form and integral consideration for any changes to the sex work industry. <p>4. Requests the Minister for Consumer Affairs to:</p>	<p>Issue has been raised with Interface Councils group and Municipal Association of Victoria.</p> <p>A formal response has been received by the Minister; a copy has been provided in the Councillor Bulletin</p>

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				<ul style="list-style-type: none"> a. ensure full consultation with councils and the community before any decisions are made; b. ensure appropriate time is provided for feedback, including consideration of councils meeting cycles; c. to require that adequate and long-term funding be available for an appropriate local service for the purpose of supporting health and safety, advocacy, health promotion, legal support, and community education with regards to the rights and wellbeing of sex workers. d. provide additional evidence including Health Impact Statement, Economic Impact Statement, case studies and criminology assessment in regard to the proposed changes. <p>5. Writes to the Minister for Consumer Affairs and the shadow Minister for Consumer Affairs to advocate Council’s position with a copy of that letter sent to all local members of parliament whose electorates covers Cardinia.</p> <p>6. Request the CEO or delegate to coordinate with other councils and the Municipal Association of Victoria in regard to any further advocacy opportunities.</p>	
	10.2	Notice of Motion 1070 - Cr Owen	Completed	<p>That Council resolves as follows:</p> <ul style="list-style-type: none"> 1. The Chief Executive Officer must ensure that Council Authorised Officers refrain from enforcing Clause 60H.1.1 of Cardinia Shire Council Local Law 17 to the extent that Clause 60H.1.1 prohibits open air fires from burning, or continuing to burn on Tuesdays, Wednesdays and Thursdays in "Burn off areas" (as defined by Clause 60A of Local Law 17). This resolution applies to conduct 	<p>17/11/2021 Authorised Officers informed of resolution, and Communication team have socialised outcomes.</p>

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				<p>occurring during the period commencing 22nd November 2021 and until the commencement of the declared Fire Danger Period.</p> <ol style="list-style-type: none"> 2. All other requirements of Part 5A of Local Law 17 continue to apply during this period. 3. Council notes that the purpose and intention of this resolution is to promote higher levels of fuel reduction in "Burn Off areas" in preparation for the 2021-2022 fire season. 	
	10.3	Notice of Motion 1071 - Cr Ross	Completed	<p>That the Chief Executive Officer provide a report regarding open space maintenance particularly considering the current wet conditions that has affected the current maintenance standard of open space areas.</p>	Report prepared and listed for December Council Meeting
Council Meeting 13/12/2021	6.1.1	Planning Scheme Amendment C266 & Planning Permit T200105 - 39 Wattletree Road, Bunyip		<p>That Council:</p> <ol style="list-style-type: none"> 1. Resolve to seek the authorisation of the Minister for Planning under Section 8A(2) of the Planning and Environment Act 1987 to prepare Amendment C266card to the Cardinia Planning Scheme to: <ul style="list-style-type: none"> • Rezone the land at 39 Wattletree Road, Bunyip from Low Density Residential Zone – Schedule 2 (LDRZ2) to Low Density Residential Zone – Schedule 3 (LDRZ3); generally in accordance with Attachment 1. 2. Consider Planning Application No. T200105 for: <ul style="list-style-type: none"> • subdivision of the subject land into two (2) lots; • removal of vegetation; and, • creation of restrictions on the plan of subdivision; concurrently with Amendment C266card pursuant to Section 96B of the Planning and Environment Act 1987. 	Authorisation from Minister sought 14/12/2021, proponent advised of outcome

Meeting Date	Item No.	Item	Status	Resolution	Action Taken
				<p>3. Subject to receiving the authorisation of the Minister for Planning under Part 1, Council gives notice of Amendment C266card and Proposed Planning Permit No. T200105 containing conditions generally in accordance with Attachment 2, under Section 96C of the Planning and Environment Act 1987.</p> <p>4. That the proponent be advised of Council's decision.</p>	
	6.2.1	Appointment of Acting Chief Executive Officer	Completed	That Council appoint the General Manager Governance Facilities and Economy, Debbie Tyson Acting Chief Executive Officer for the period 25 December 2021 to 14 January 2022 during a period of annual leave by the Chief Executive Officer	Appointment confirmed 14/12/2021
	6.2.2	Cardinia Biolink Plan	Completed	<p>1. That Council adopt the attached Biolink Plan</p> <p>2. The human resource budget in Table 2 of the Biolink Plan action plan (attached) be considered in the annual budget process</p> <p>3. The budget in Table 3 of the Biolink Plan action plan (attached) be incorporated into the long-term financial budget</p> <p>.</p>	21/12/2021. Implementation of action plan will commence immediately. Actions contingent on resources will be subject budget
	6.2.3	Cardinia Life Creche	Completed	<p>That Council:</p> <ol style="list-style-type: none"> Notes the Cardinia Life creche utilisation has decreased over the past four years Endorses the measures detailed in Option 1 in the report to operate the service more sustainably Endorses a fee per 90 min session of \$10.65 for members, \$12.10 for non-members, and \$14.70 for occasional care users from 1 January 2022 Thanks the creche users and Cardinia Life members for their feedback to the Cardinia Life Survey. 	4/01/2022 Survey respondents thanked for their participation and creche fees increased as per resolution. Creche users notified of increase prior to Christmas, with fee increase effective from Creche return on 10 Jan.

Meeting Date	Item No.	Item	Status	Resolution	Action Taken
	6.2.4	Adoption of Access and Inclusion Disability Strategy and Action Plan 2021-2026	Completed	That Council adopts the Access and Inclusion Disability Strategy and Action Plan 2021-2026.	20/12/2021 Strategy and Action plan being implemented
	6.2.5	Multicultural Hub Feasibility Study	In progress	That Council: <ul style="list-style-type: none"> • Notes the Multicultural Feasibility Hub report and that funding would be required from other levels of government to build the Hub. • Advocates to other levels of government for funding to build the Hub and refers this project to the Council’s 22/23 Capital Budget for consideration • Thanks the Cardinia Shire’s Multicultural Community, CALD (Culturally and Linguistically Diverse) Network agencies, and the Access and Inclusion Committee for their feedback and contribution to the feasibility assessment. 	Advocacy program commenced
	6.2.6	Sealing the Hills - Stoney Creek Road, Upper Beaconsfield Catchment Special Charge Scheme	Completed	That Council: <ol style="list-style-type: none"> 1. Acknowledge the majority landowner support as set out in this report to contribute to the construction of Burton Road, Morris Road and Young Street, Upper Beaconsfield, (as shown in attachment 2), including sealed pavement, kerb & channel and associated drainage and incidental works; 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. 3. Adopt the proposed area of the scheme and method of apportionment as set out in attachments 2 and 4 respectively. 	Notice of Decision letters mailed to property owners on 14 December 2021.

Meeting Date	Item No.	Item	Status	Resolution	Action Taken
				<ol style="list-style-type: none"> 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 Burton Road, Morris Road and Young Street, Upper Beaconsfield. 5. Consider the declaration (attachment 5) at its meeting of 21st March, 2022, or such later date as necessary. 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. 7. Authorise the General Manager Infrastructure and Environment to determine the administrative arrangements to enable submissions to be heard and considered. 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. 	
	6.2.7	Sealing the Hills - Russell Road/Blackwood Lane, Gembrook Catchment, Special Charge Scheme	Completed	<p>That Council:</p> <ol style="list-style-type: none"> 1. Acknowledge the majority landowner support as set out in this report to contribute to the construction of Russell Road, Blackwood Lane, Gembrook Road Service Road and Redwood Road Service Road, Gembrook, (as shown in attachment 2), including sealed pavement, kerb & channel and associated drainage and incidental works; 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. 3. Adopt the proposed area of the scheme and method of apportionment as set out in attachments 2 and 4 respectively. 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 Russell Road, 	Notice of Decision letters mailed to property owners on 14 December 2021

Meeting Date	Item No.	Item	Status	Resolution	Action Taken
				<p>Blackwood Lane, Gembrook Road Service Road and Redwood Road Service Road, Gembrook.</p> <ol style="list-style-type: none"> 5. Consider the declaration (attachment 5) at its meeting of 21st March, 2022, or such later date as necessary. 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. 7. Authorise the General Manager Infrastructure and Environment to determine the administrative arrangements to enable submissions to be heard and considered. 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. 	
	6.2.8	Sealing the Hills - Station Road, Cockatoo Catchment, Special Charge Scheme	Completed	<p>That Council:</p> <ol style="list-style-type: none"> 1. Acknowledge the majority landowner support as set out in this report to contribute to the construction of Baker Street, Station Road, Garden Street, Glen Road, Cockatoo, (as shown in attachment 2), including sealed pavement, kerb & channel and associated drainage and incidental works; 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. 3. Adopt the proposed area of the scheme and method of apportionment as set out in attachments 2 and 4 respectively. 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 Baker Street, Station Road, Garden Street and Glen Road, Cockatoo. 5. Consider the declaration (attachment 5) at its meeting of 21st March, 2022, or such later date as necessary. 	Notice of Decision letters mailed to property owners on 14 December 2021

Meeting Date	Item No.	Item	Status	Resolution	Action Taken
				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. 7. Authorise the General Manager Infrastructure and Environment to determine the administrative arrangements to enable submissions to be heard and considered. 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.	
	6.2.9	Reconciliation Action Plan	Completed	That Council adopts the Cardinia Shire Council’s Reconciliation Action Plan and the Statement of Reconciliation and Acknowledgement of Country	Reconciliation Action Plan and the Statement of Reconciliation and Acknowledgement of Country now in place.
	6.2.10	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. <u>Garfield Recreation Reserve</u> President Mark Watson Secretary Lara Canty Treasurer Julie Miller Committee Member Melva Bonham Committee Member Chris Greenall Committee Member Rodger Van der Pas <u>Huxtable Road Reserve</u> President John Baillie Vice President Karen Buckland	Committees appointed 14/12/2021

Meeting Date	Item No.	Item	Status	Resolution	Action Taken
				<p>Secretary/Treasurer Peter van Diemen Vice Secretary/Treasurer Helen van Diemen Committee Member Rosemary Buczak Committee Member Ben Barrett Committee Member Paul Farrell Committee Member Pat Langley</p> <p><u>Josie Bysouth Reserve</u> President Lisa Stovold Secretary Lisa Alderson Treasurer Wendy Wingrove Committee Member Jess Alderson Committee Member Jody Marotta Committee Member Andrew Jackson</p> <p><u>Yannathan Recreation Reserve</u> President Jo Drum Secretary/Treasurer Ian Baker Committee Member Matthew Coleman Committee Member Sandy Baker</p> <p>2. Thanks all Committee members for their valuable contribution to the management of community recreation reserves.</p> <p>.</p>	
	6.2.11	Cora Lynn Reserve New Change Rooms Project Update	In progress	<p>That Council:</p> <ul style="list-style-type: none"> Refers the Cora Lynn project to the 22/23 budget for consideration and seeks Federal Government grant funding to implement the redevelopment project, Progresses discussions on the final design of the facility with the Reserve Committee and user groups, and 	<p>Reserve Committee of Management and Cora Lynn Football Club emailed regarding Council resolution 20/12/2021 Meeting being set up for late January 2022 to progress finalising of the detailed</p>

Meeting Date	Item No.	Item	Status	Resolution	Action Taken
				<ul style="list-style-type: none"> Thanks the Reserve Committee and user groups for working with Council on the project and advises them of Council’s resolution. 	design and approach towards federal funding for the project.
	6.2.13	Notice of Motion 1071 - Open Space Maintenance	Completed	That Council note this report.	Report was noted by Council.
	6.3.1	Cardinia Shire's Liveability Plan 2017-29 (2021 review)	Completed	That Council: <ul style="list-style-type: none"> Note the findings of the Liveability Plan Review 2021 and endorse the changes to the Liveability Plan 2017-29. Endorse the CEO or her delegate to submit the Cardinia Shire’s Liveability Plan 2017-29 to the Department of Health as required under the Public Health and Wellbeing Act 2008. 	Letter sent to Andrea Hay and Trish Plompen at Department of Health on Thursday 16th December.
	6.4.1	Contract 21-032 Environmental Health Services	Completed	That Council accept the tender submitted by Kernow Environmental Services Pty Ltd to perform Environmental Health Services (across the municipal districts of Cardinia, Casey and Bass Coast) for the contract sum of \$3,539,383 (excl. GST).	New contract in place