

Ordinary Council Meeting

Minutes

Monday 15 July 2024

Commenced at 6.08 PM to consider confidential business ‘in Camara’ and was adjourned at 6.11PM to reconvene 7:00 PM

**Council Chambers
20 Siding Avenue, Officer
Victoria**

Members: Cr Jack Kowarzik Mayor
Cr Graeme Moore Deputy Mayor
Cr Tammy Radford
Cr Kaye Cameron
Cr Stephanie Davies
Cr Jeff Springfield
Cr Collin Ross
Cr Brett Owen
Cr Carol Ryan

Officers: Carol Jeffs Chief Executive Officer
Peter Benazic General Manager Infrastructure and Environment
Michael Casey Acting General Manager Liveable Communities
Debbie Tyson General Manager Governance, Facilities and Economy
Wayne Mack General Manager Customer, People and Performance
Peter Harris Manager Governance, Safety & Property

Meeting opened at 6.08pm to consider confidential business 'In Camera' and was adjourned at 6.11pm to reconvene at 7.00pm.

Order of Business

1	Opening And Reflection	5
2	Traditional Owners Acknowledgement	5
3	Apologies.....	5
4	Adoption And Confirmation Of Minutes	5
5	Declaration Of Interests.....	5
6	Community Questions.....	6
7	Ordinary Business	9
7.1	Town Planning Reports.....	9
7.2	General Reports.....	9
7.2.1	Pakenham East Precinct Suburb Naming.....	9
7.2.2	Notice Of Motion #1096 - Mercury Vapour Street Lighting Upgrade - Heritage Springs, Lakeside And Garfield	18
7.2.3	Notice Of Motion #1097 - Community Engagement Following Council's April 2022 Resolution To Item 6.4.1 - Mercury Vapour Street Lighting Upgrade.....	23
7.2.4	Bushland Reserve And Natural Area Maintenance Schedule Of Rates Contract	27
7.2.5	Upper Beaconsfield New Modular Pavilion - Tender Recommendation.....	30
7.3	Policy Reports	33
7.3.1	Final Gambling Harm Prevention And Minimisation Policy	33
7.3.2	Proposed Community Local Law 2024 - Further Engagement And Proposed Adoption.....	39
7.4	Financial Reports.....	49
7.4.1	2024/2025 Wellbeing Support Grants	49
7.4.2	2024-2025 Community Capital Works Grants	52
7.5	Activity Reports	57

7.5.1 Quarterly Resolutions Report To June 2024	57
7.5.2 Major Projects Report	59
7.5.3 State Projects Update Report.....	60
7.5.4 Community Engagement Update	68
8 Reports By Councillors.....	72
9 Presentation Of Petitions.....	72
10 Notices Of Motion	73
10.1 Notice Of Motion #1100 - Cr Cameron.....	73
10.2 Notice Of Motion #1101 Cr Davies.....	74
10.3 Notice Of Motion #1102 - Cr Davies.....	75
11 Urgent Business	76
12 Councillor Questions.....	76
13 Mayoral Minute	77
14 Confidential Business.....	78
14.1 Confidential - Advanced Waste Processing - Waste Services Deed	79

1 Opening And Reflection

I would ask those gathered to join us now for a few moments of silence as we reflect on our roles in this chamber. Please use this opportunity for reflection, Prayer or thought, to focus on our shared intention to work respectfully together for the well-being of our whole community.

2 Traditional Owners Acknowledgement

Cardinia Shire Council acknowledges that we are on the traditional land of the Bunurong and Wurundjeri people and pay our respects to their elders past, present and emerging.

3 Apologies

4 Adoption And Confirmation Of Minutes

Moved Cr Graeme Moore, seconded Cr Carol Ryan

That minutes of the following meetings be confirmed:

- General Council meeting 17 June 2024
- Town Planning Committee 08 July 2024

For: Cr Brett Owen, Cr Carol Ryan, Cr Collin Ross, Cr Graeme Moore, Cr Jack Kowarzik, Cr Jeff Springfield, Cr Kaye Cameron, Cr Stephanie Davies and Cr Tammy Radford

Against: Nil

Carried

5 Declaration Of Interests

Item 10 - CEO Carol Jeffs declared a general conflict of interest in relation to Notice of Motion 1101.

6 Community Questions

The Mayor advised that Council had received six questions from community members.

As Cheryl Billing Smith was not in attendance a response to her question will be provided in writing.

Those questioners in attendance and the questions and responses were:

Question from Bill Ronald

The last council meeting, 17 / June / 2024, saw approx 30 residents arrive at the Cardinia civic centre half an hour prior to the start of the meeting at 7.00pm.

One of the residents, a member of the Berwick / Pakenham historical society, Graham Dodson- who is 93 years old and is the husband of Audrey Dodson – the 2023 senior citizen of the year was attending his very first council meeting.

These residents were confronted by a locked door to the civic centre building, and while officers and councillors were meeting in the council chamber, they were forced to wait for half an hour in the cold night air.

The community owned civic centre has a huge foyer, that has seating, security and heating, could you please explain why our civic centre was locked and not opened until 6.55pm. and further assure the Cardinia community this will not be repeated in the future.

Response by Debbie Tyson, General Manager Governance facilities and Economy

Council Ordinary Meetings are scheduled to begin at 7pm, the intention of Officers is to open the doors 15 minutes prior, provided the Governance team has concluded their preparation tasks. Unfortunately, during the June Council meeting, unforeseen setup delays resulted in a postponed opening of the Gallery doors. Council intends to mitigate such delays in the future to ensure timely access.

Questions from Allison Haddock

1. Can the Council confirm that AUSNET owns all standard street lights, while Cardinia Shire Council owns all decorative street lights? Thank you.

Response by Debbie Tyson, General Manager Governance facilities and Economy

AusNet owns the vast majority of street lights in Cardinia Shire both decorative and standard lights. Some others are owned by Department of Transport such as those along freeways. Cardinia Shire own some lights, mainly in carparks and parks. AusNet own the lights found in Heritage Springs.

2. Which company was awarded the tender for the Mercury Vapour Street Lighting Replacement Project (RFT 22-015)? Were the contractors replacing street lights in the Heritage Springs Residential Estate engaged by this company or by Cardinia Shire Council? If engaged by the Council, which company was it, and what was their contract scope? Thank you.

Response by Debbie Tyson, General Manager Governance facilities and Economy

Magnetic Power Services were awarded the contract for RFT 22-015, under this contract they completed mercury vapour street lighting replacement in 2022/23.

The contractor replacing lights in the Heritage Springs Estate were engaged by Cardinia Shire Council, this engagement occurred via the Municipal Association of Victoria's procurement process.

The contractor engaged for the works in Heritage Springs Estate was Omexom Australia, their scope includes replacing mercury vapour light fittings with new LED light fittings and associated works.

Questions from Jillian Ronald

Under the heading of Environmental Management, Council's Website states the Council is committed to promoting environmental responsibility. At the last Council meeting, in reply to a question from myself relating to the documentation for tender contract RFT 22-015 Specifically relating to the decommissioning and recycling of lighting equipment and disposal at a recycling facility in accordance with the VEET Regulations and the EPA requirement, lighting waste is covered by the definition of E-Waste which is classified as a priority waste under the EPA act.

Council advised the recycling requirements include;

Mercury must be distilled and reused. Council's report dated 11/04/2022 states there are 1900 of these Mercury Vapour Lights requiring replacement. Mercury Vapour lamps generally contain between 10 and 100mg of mercury. Distilled mercury is re-used in the dental Industry to produce amalgam.

1. How much mercury has been distilled and collected for re-use under this contract?

Response by Debbie Tyson, General Manager Governance facilities and Economy

Council does not collect data on the exact quantity of mercury collected, however as part of the 2022/23 upgrades, 44 kg of mercury vapour globes were recycled.

2. Where is this mercury stored?

Response by Debbie Tyson, General Manager Governance facilities and Economy

The contractor stores the globes that contain the mercury, before they are transported to a recycling facility for processing.

3. At which recycling facility has the distilling process been undertaken and specifically were the 375 decorative Heritage Springs Mercury Vapour Lamps treated in the same way?

Response by Debbie Tyson, General Manager Governance facilities and Economy

In relation to RFT 22-015 that relates to mercury vapour lighting replacement works in the 2022/23 financial year, the recycling process was managed by ecocycle. The contractor who has been working in Heritage Springs has confirmed that ecocycle has also collected the removed lights for recycling this round.

4. Can council confirm the photo-electric cells, were disposed of or re-cycled, in line with the EPA regulations pertaining to E-Waste?

Response by Debbie Tyson, General Manager Governance facilities and Economy

I can confirm that as a requirement of the contract all E-Waste disposal occurs inline with EPA regulations, including photo-electric cells. Recycling certificates confirming this has occurred are required when a contract is closed out, such as RFT 22-015 contract.

5. Have E.P.A certificates of compliance for the recycling, specified in the contract, have been issued to the Cardinia Shire Council?

Response by Debbie Tyson, General Manager Governance facilities and Economy

For the works undertaken in Heritage Springs the contractor is required to provide docketts and/or records verifying the recycling of materials upon completion, this has not yet occurred as the contract has not been completed. In relation to contract 22-015 (works in 2022/23) certificates from ecocycle have been provided.

Question from Graham Rose

The Cardinia Shire Council Website- Welcome to Cardinia Shire
Titled Your Mayor and Councillors Says - Come to a Council Meeting,

The last Council meeting; 17 June 2024, saw approximately 30 residents arrive at the Cardinia Civic Centre half an hour prior to the start of the meeting at 7pm.

One of the residents, a member of the Berwick/Pakenham Historical Society, Graham Dodson, who is 93 years old and is the husband of Audrey Dodson, the 2023 Senior Citizen of the year was attending his very first council meeting.

These residents were confronted by a locked door to the Civic Centre building, and while officers and Councillors were meeting in the council chamber, they were forced to wait for half an hour in the cold night air.

The community owned Civic Centre has a huge foyer, that has seating security and heating.

Could you please explain why our Civic Centre was locked and not opened until 6.55pm and further assure the Cardinia Community this will not be repeated in the future?

As a suggestion provide access to the Council premises 30 minutes prior to meetings would assist.
Thankyou

Response by Debbie Tyson, General Manager Governance facilities and Economy

Council Ordinary Meetings are scheduled to begin at 7pm, the intention of Officers is to open the doors 15 minutes prior, provided the Governance team has concluded their preparation tasks. Unfortunately, during the June Council meeting, unforeseen setup delays resulted in a postponed opening of the Gallery doors. Council intends to mitigate such delays in the future to ensure timely access.

Questions from Wayne Andrews

1 Over the last ten years, what steps has Council taken to advocate for approval of replacement technology.

Response by Debbie Tyson, General Manager Governance facilities and Economy

Council has engaged with AusNet and participated in ongoing discussions, promoting the value of appropriate and suitable replacement technologies. However, Council cannot advocate for any specific products, as it is not an authority on testing and ensuring the suitability of street lighting products

2 Has Council made any effort to try and retain the few heritage luminaries particularly in Lakeside, Heritage Springs and Valley Drive residential estates.

Response by Debbie Tyson, General Manager Governance facilities and Economy

The project prioritises high-quality, functional lighting to enhance community safety. The upgrade project was carefully planned to maintain the heritage style of the existing post top lights, using approved fittings that closely resemble the originals.

3 What steps has Council taken to investigate the cheaper option of just replacing globes with off the shelf LED globes.

Response by Debbie Tyson, General Manager Governance facilities and Economy

Council has taken several actions, including:

1. Engaging with suppliers of retrofit globes.
2. Consulting with specialists to assess the suitability of retrofit globes and potential issues like compliance, glare, maintenance costs, light spill, and higher energy consumption.
3. Discussing with AusNet about the use of retrofit globes and their lack of approval.

4. Ordering sample globes to check their compatibility with existing fittings.

We have been advised that replacement of public street lights with commonly available “off the shelf” LED globes are not a currently approved option, however we understand Ausnet are now considering these alternatives.

4 What was the form of notification Council used to inform ratepayers about the consultation process.

Response by Debbie Tyson, General Manager Governance facilities and Economy

Council Officers used a variety of communication methods to inform the community. These included media releases, social media posts, articles in Connect Newsletters, and mailouts to residents in the area.

7 Ordinary Business

7.1 Town Planning Reports

7.2 General Reports

7.2.1 Pakenham East PSP suburb naming

Responsible GM: Debbie Tyson
Author: Doug Evans

Recommendation(s)

That Council,

1. following community consultation regarding a name for the new suburb created by the Pakenham East Precinct Structure Plan, resolves, subject to Geographic Names Victoria approval, to adopt the officer recommendation as follows;
 - The new suburb be named Honora and if a suffix is required by Geographic Names Victoria, works with the family members and Geographic Names Victoria to select a suitable extension to the name, and
 - Mount Ararat South Road be renamed Alice Road, Mount Ararat North Road be renamed Mount Ararat Road, and
 - The boundary of the new suburb be as detailed in the plan attached which includes the wedge of land between Princes Highway and Princes Freeway on the eastern edge of the suburb, and
 - All other suggested names, from the voting list that accompanied the community engagement, be retained for naming of future road, places and features in the new suburb, and
 - All suggested names from the community engagement process and submissions, including Hannah, be investigated to identify which names can be approved for use as part of the subdivision process.
2. Forward the above resolution to the Office of Geographic Names (GNV) for formal approval and Gazettal

Attachments

1. Our Equal State - Commemorative naming requirements for naming authorities [7.2.1.1 - 1 page]
2. Submission from Carney Family - Honora [7.2.1.2 - 4 pages]
3. Submissions for Hannah [7.2.1.3 - 7 pages]
4. Map New Boundary [7.2.1.4 - 1 page]
5. Ambulance Victoria Response Comments to GNV [7.2.1.5 - 3 pages]
6. VOTING Summary Report [7.2.1.6 - 4 pages]
7. VOTING Comments per theme [7.2.1.7 - 40 pages]
8. VOTING Boundary comments [7.2.1.8 - 6 pages]

Executive Summary

Council at its meeting held on 15 April 2024 resolved to commence community engagement on a list of six names proposed for the new suburb to be created comprising the land within the Pakenham East Precinct Structure Plan.

It was proposed that the preferred name resulting from this consultation would be used for the suburb name and the second most preferred name would be used to rename 'Mount Ararat South Road'.

This report provides the outcome of the consultation and recommends that 'Honora' becomes the name of the new suburb and 'Alice' is used to rename 'Mount Ararat South Road'.

Background

The extension of the Urban Growth Boundary to the east of Pakenham has been proposed for many years and was formalised when the Pakenham East Precinct Structure Plan (PSP) was approved in December 2020.

Due to the area within the PSP boundary including part Pakenham, part Nar Nar Goon and part Nar Nar Goon North it was acknowledged that the locality boundaries should be addressed to avoid any confusion with these boundaries as development occurred.

The initial proposal in 2019 was to include part of the Nar Nar Goon locality in the PSP south of the Princes Highway into the existing suburb of Pakenham.

This proposal was forwarded to Geographic Names Victoria and the response was that the suburb of Pakenham was already too large and they would not approve of the proposal.

In 2023 the naming process was reinvigorated and in consultation with GNV the actual boundary for the new suburb was decided which in part differs to the PSP boundary as shown in the attached map.

Suggested names

Consideration for the suburb names commenced in March 2023 by the Place Names Committee:

- June 2023, Officers met with GNV and confirmed the naming process and requirement to provide the suburb a name.
- June 2023, the Place Names Committee began to research potential names for the suburb. Officers contacted local Historical Societies for name recommendations and reviewed possible names that could be drawn from features within the precinct.
- August 2023, Officers met with the Bunurong to discuss using a Bunurong name for the suburb.

- August 2023, Officers presented to SLT prior to proceeding to Councillor Briefing.
- August 2023, on the basis of correspondence from GNV the committee investigated female first names in support of Victoria's Gender Equality Strategy and Action Plan 2023-2027.
- 4 September 2023 Officers presented to Councillor Briefing on three suggested names.
- November 2023, the process was paused to consider names put forward by the Nar Nar Goon Progress Association.
- 4 December 2023, Officers presented at the Councillor Briefing with an update on the process and Engagement Plan.
- December 2023 to March 2024, the committee continued to review suggested names where some were eliminated, due to not meeting GNV naming requirements.
- 18 March 2024, proceeded to Councillor Briefing on five pre-approved names.
- 15 April 2024, Council Meeting held and resolution to commence on six suggested names.

Officers first initiative was to consider the option to utilise a Bunurong name as a proposed suburb name and met with the Bunurong in August 2023. From this meeting the Bunurong confirmed that if Council wished to propose a suggested name from them Council would not be able to be put forward with any non Bunurong names and it would take 12 months to research names for Council, it was agreed to not progress with initiating the Bunurong for this project due to the timeframe officers had established to complete the project.

Between June and August of 2023 Officers considered other feature names including Mount Ararat, Hancocks Gully and Deep Creek none of which meet the naming rules criteria and were not approved by GNV.

The Place names advisory committee sought further input from local historical societies for suggestions of appropriate names for the new suburb. In keeping with the Council's Place Naming Policy and the Naming Rules for Places in Victoria names sought were to identify significant women in the region to promote and achieve equality and to ensure that there is balanced gender representation in place names/naming.

The place names committee considered a total of 24 suggested names, some of the names were put forth to GNV for consideration some of the suggested names were refused due to duplicate names being used in other areas within Victoria and interstate.

Following this process the names being considered were:

- Leila
- Gwyn
- Alice Park
- Beatrice Park
- Debra

At the Council Meeting in April, Councillor Moore moved an Alternate Motion for an additional name of 'Honora' to also be included in the community consultation. It was recognised that officers were not able to seek in-principle support for Honora. Since the April Council Meeting, officers have been engaging with GNV and Honora meets the guidelines. Some feedback from Australia Post suggests that a suffix may be required to avoid confusion with nearby Hallora in the Baw Baw Shire. Mail from both locations will be sorted at the same distribution centre. If Honora is accepted as the suburb name and a suffix is required officers will engage further with the family and directly affected residents.

In accordance with the 'Naming rules for places in Victoria (2022)' Council, as the naming authority, is required to consult with the public on naming proposals and must comply with the minimum requirements of the naming rules.

Officers commenced five weeks of community engagement on April 16, 2024. A letter was sent to all landowners within the PSP area, and the proposed suburb boundary, to advise them that the community engagement had commenced. The letter included a link to the Creating Cardinia website and also provided a unique code for the property that could be used when completing their voting. This has enabled officers to track the results of the preference of those who are directly affected by the proposed suburb naming. This also included property owners on 'Mount Ararat South Road' who would be impacted by the proposed road name change, by utilising the second most preferred name from the suburb naming engagement.

An additional letter was sent to four property owners along Mount Ararat North Road prior to the conclusion of the engagement. This letter outlined the proposed change of the road name from 'Mount Ararat North Road' to 'Mount Ararat Road'. By utilising 'Mount Ararat Road' this provides a direct link to place as the road adjoins 'Mount Ararat', a geographical feature within the precinct.

Correspondence was sent to the current known land developers including Lendlease, Parklea, Kala Estate and Satterley, advising them of the commencement date of the engagement and informing them that the Creating Cardinia webpage was available for people to read, if they were seeking further information.

Officers held three community pop up events at different locations including the Pakenham Lakeside Market, Cardinia Lakes Shopping Centre and Nar Nar Goon town centre, to allow the community to attend and ask questions, receive information, provide feedback and complete the survey on the suggested names for the new suburb. The engagement and survey were also promoted on Council's Facebook page and Instagram page.

Suburb Boundary

The proposed suburb boundary has been proposed to generally follow the Pakenham East PSP with the exception of the Northern boundary and a small extended section in the South-East corner.

The Northern boundary is proposed to follow the property boundaries of those just short of the electricity transmission easement west to Deep Creek. The Western boundary is proposed to follow Deep Creek to the Princes Highway, then continue south along Ryan Road.

The Southern boundary follows the property lines to the meeting point of the Princes Freeway and Princes Highways, with the boundary then following the Princes Highway to Mount Ararat North Road and continuing North.

The addition of the south-eastern properties was due to consultation with GNV and Emergency Services who determined it a public safety risk not to include these properties within the suburb. It was agreed to consult on these changes on the basis that the properties formed a logical geographical boundary of the suburb.

Voting Process

Council's Engagement Team created a live survey link on the Creating Cardinia website. The community was able to review all of the proposed names and a brief background of the women whose names have been recognised and used as proposed suburb names. The community could then use the survey link to vote for their first most preferred name followed by their second preferred name as a second option. The online voting also captured the residential locality of the respondent.

The voting form displayed the proposed suburb boundary and provided people the opportunity to comment on the boundary if they chose to. Additional comments were also able to be placed on the form through an additional comments box. Voting forms were also available to those upon request and a small number of hard copy forms were received.

The voting process enabled a detailed report to be provided and duplicate votes to be discounted leaving only one response per person for a fair result.

Results

Over the five-week period a total of 1,991 completed surveys were received. Of this number 151 of these were determined to be duplicates and removed. As a result, the total number of valid surveys completed is 1,840.

Overall there are two clear front-runners in Alice Park and Honora. However there are three representative categories of voters and each category has produced a different leading name.

1. Live or own land within the suburb area = Alice Park
2. Live in Nar Nar Goon, Pakenham or elsewhere in Cardinia Shire = Honora
3. Live outside of Cardinia Shire with a sub-category of live outside the Shire but have friends or relatives within the shire = Debra

In relation to interpreting the data, Geographic Place Names allow Council's to determine how they will present the data and select a preferred name. GNV advise that those who are directly effected should be given higher consideration when making a decision. In this case that would be the people living in or close to the suburb and those within Cardinia Shire.

The April Council Report indicated that Council would use a weighting to determine the outcome. It did not include the methodology that the weighting would follow. Due to the results of the voting, using different weightings either Alice Park or Honora can come out as the most preferred suburb name.

For this reason officers are recommending not to rely on the weighted data alone but to consider the actual voting results. This leads to recommending Honora as the preferred suburb name for the following reasons;

- Honora received the most 1st preferred votes being 636, compared with Alice Park and Debra both at 399
- Honora is the second most preferred name of those responding who own property within the suburb
- Weighted scenario's can show either Alice Park or Honora as the 1st preferred name
- Honora has a stonger link to place with the family name appearing on Parish Plans and the family still owning land and living within the suburb area
- Of the 318 comments received 50 were in support of Honora the second highest category of responses and the most popular name commented on

Submissions

The Naming Rules for Places in Victoria dictate that submissions or objections that are received during the engagement period must be considered by the naming authority, being Council. Council may determine the weight to be given to any submissions having regards to the naming rules.

A submission was received as part of the process putting forward a further name for consideration. The name provided is 'Hannah', commemorating Hannah Duff, who owned a property in the area jointly with her husband. Hannah was one of the few female farmers at the time and ran the dairy

operation on the land along with supporting the other varied operations and produce provided by the farm.

The submitter expressed disappointment in not having been contacted prior to the commencement of the consultation to allow them to put forward any names for consideration as part of the process and requested that 'Hannah' be included as one of the of the options for the public to vote on.

At the Council Meeting on Monday 21 May, Councillor Davies put forward the following successful notice of motion;

- *That Council notes there has been correspondence from residents requesting that another name of Hannah Meadows be considered for the new suburb name for Pakenham East and that this will be included as a submission in the final report that comes back to Council.*

Council officers have assessed the suggested name of Hannah and consider that the name be retained for use in the naming of other significant features to be developed in the new suburb as will be done with the other names considered as part of the community consultation exercise. In discussion with GNV this is considered an acceptable approach.

Lendlease

Lendlease Communities, who are currently developing the 'Averley' estate within the precinct have provided a submission in support of the above-mentioned property owner. Their submission outlines their support of Council in simplifying the process of naming the new suburb and say they were not consulted prior to this engagement and state if Council had directly consulted prior the commencement of the engagement period this would have provided them with the opportunity to put forward suggestions.

Lendlease acknowledged correspondence with Council where Officers had contacted Lendlease to seek support of the names, 'Alice Park' and later 'Beatrice Park'. For Council to utilise these female names Council sought assistance from Lendlease in naming their park within Averley estate after either of these names if they were selected which Lendlease agreed by email to both requests.

Other Submissions

A specific submission objecting to the process. The submission isn't suggesting any specific names rather it is a critique of the process undertaken. The covering email includes; We believe the process is significantly flawed, biased, has misinterpreted several of the naming rules for places in Victoria, has lacked meaningful community involvement and does not convey transparency of decision making.

We respectfully request Councillors and Senior Managers to read our objection and we urge Council to cease the current process and commence a new one which addresses the errors, shortfalls and omissions of the current process.

A second objection was received in relation to Council naming the suburb Beatrice Park recognising the Thomas family. This objection was responded to by the Mayor.

Policy Implications

The following Policies have been considered as part of this report:

- Community Engagement Policy 2021-2024
- Councils Place Naming Policy 2023
- Naming Rules for places in Victoria 2022

Victoria's Gender Equality Strategy and Action Plan 2023–2027 – action and commitment include that Geographic Names Victoria will work with naming authorities, including local government, to increase the commemoration of women in place naming, by setting a level of 70% of new requests for commemorative naming of new roads, placenames and landmarks to be achieved within the lifetime of the Strategy.

Relevance to Council Plan

2.1 We support the creation of liveable spaces and places

2.1.2 Plan and maintain safe, inclusive and connected open spaces, places and active travel routes.

5.1 We practise responsible leadership

5.1.1 Build trust through meaningful community engagement and transparent decision-making.

Climate Emergency Consideration

There are no climate emergency considerations associated with this report

Consultation/Communication

The following consultation has been undertaken in accordance with the prepared Engagement Plan. The Place names committee liaised with GNV on the list of preferred names to seek the registrars in principle support prior to the engagement, with the exception of Honora.

Engagement commenced on the 16th of April. Officers held a stall at the Pakenham Lakeside Market Officers speaking with 12 people directly about the proposed suburb naming and proposed boundary. A number of flyers were handed out to passers by to encourage them to vote using the QR code. Overall feedback from the market was positive and officers were able to have detailed conversations with those who had queries and concerns about the proposal.

Officers received queries in relation to the zoning of additional land parcels that had been included into the boundary off of Mount Ararat South Road. Residents from each property attended a pop-up event and voiced their concerns that Council will in the future change the planning zone of these properties from a Green Wedge zone to a different zone to accommodate development. The residents were informed that the proposal for the new suburb name is separate from any planning amendments and that there was no current plan to make changes to their zoning. Important to note that at this pop-up officers spoke to each of the three land-owners from the wedge area proposed to be included in the suburb.

Other questions were raised with regard to what the new postcode would become for the suburb and if their property address would no longer be considered rural address. The community was informed that the suburb will become a metropolitan suburb and that the postcode will be allocated by Australia Post once a name is registered.

Officers also spoke to five people at the Cardinia Lakes Shopping Centre pop up and four people at the Nar Nar Goon town centre pop up. Comments and questions were received around the ability of people to vote multiple times using the survey. The community were advised that measures are in place to identify multiple voters and were regularly reviewing the votes coming through. We received positive feedback from community members at these pop ups on the use of female commemorative names with the exception of one couple strongly against the proposal who has put in a formal objection to Council. Overall the majority of people who spoke to officers advised they were glad to see Council supporting women as part of this process.

There was feedback from a small portion of the community who attended these pop ups that they were not supportive of any of the names and that there was no option to indicate they did not want to provide a vote on the names provided. However from the number of votes received through the survey the number of people who are displeased with the names is small in comparison.

The Manager Governance, Safety and Property also attended the Nar Nar Goon Progress association meeting a second time on 14 May, 2024, at their request along with Councillor Moore.

The groups engaged as part of the consultation included the following:

1. Community Engagement Team
2. Place Names Advisory Committee
3. Developers within the Pakenham East PSP
4. Bunurong Land Council
5. Berwick Pakenham Historical Society
6. Koo Wee Rup Swamp Historical Society
7. Nar Nar Goon Progress Association

Officers spoke with GNV on 23 May specifically in relation to the process which has been undertaken, objections received and giving weight to votes from within the new suburb and surrounding areas.

GNV are supportive of the process Council has undertaken, they have advised that Council is the naming authority and has no obligation to seek community input into the names selected for voting. GNV are comfortable with Council's engagement of the local historical societies and noted the time constraint on Council to proceed with the voting.

Financial and Resource Implications

The renaming project has occurred within existing budget allocations.

Conclusion

Following community consultation regarding a name for the new suburb created by the Pakenham East Precinct Structure Plan, officer's recommend that subject to GNV approval, Council resolves as follows:

- The new suburb be named Honora, with or without a suffix
- Mount Ararat Road South be renamed Alice Road
- Mount Ararat Road North be renamed Mount Ararat Road,
- The boundary of the new suburb be as detailed in the plan attached, and
- All other suggested names be retained for naming of future road, places and features in the new suburb and
- Names are forwarded to the Office of Geographic Names for formal approval and Gazettal.

Resolution

Moved Cr Graeme Moore, seconded Cr Jeff Springfield.

Cr Moore requested and extension of time in summing up the item. The Mayor called for a Councillor to move the request which was moved by Cr Radford.

That Council,

1. following community consultation regarding a name for the new suburb created by the Pakenham East Precinct Structure Plan, resolves, subject to Geographic Names Victoria approval, to adopt the officer recommendation as follows;
 - The new suburb be named Honora and if a suffix is required by Geographic Names Victoria, works with the family members and Geographic Names Victoria to select a suitable extension

- to the name, and
- Mount Ararat South Road be renamed Hannah Road, Mount Ararat North Road be renamed Mount Ararat Road, and
 - The boundary of the new suburb be as detailed in the plan attached which includes the wedge of land between Princes Highway and Princes Freeway on the eastern edge of the suburb, and
 - All other suggested names, from the voting list that accompanied the community engagement, be retained for naming of future road, places and features in the new suburb, and
 - All suggested names from the community engagement process and submissions, including Hannah, be investigated to identify which names can be approved for use as part of the subdivision process.
2. Forward the above resolution to the Office of Geographic Names (GNV) for formal approval and Gazettal

For:Cr Brett Owen, Cr Carol Ryan, Cr Collin Ross, Cr Graeme Moore, Cr Jack Kowarzik, Cr Jeff Springfield, Cr Kaye Cameron, Cr Stephanie Davies and Cr Tammy Radford
Against:Nil

Carried

7.2.2 Notice of Motion #1096 - Mercury Vapour Street Lighting Upgrade - Heritage Springs, Lakeside and Garfield

Responsible GM: Debbie Tyson
Author: Brett Munckton

Recommendation

That Council:

1. Notes the report;
2. Notes that Ausnet Services are currently investigating options to retain the existing light fittings and retrofit LED globes in them;
3. Receives a future report recommending a way forward following advice from Ausnet Services.

Attachments

1. Appendix A Mercury Vapour Street Light replacement program progress [7.2.2.1 - 3 pages]

Executive Summary

At its meeting on 17 June 2024 Council, in considering Notice of Motion 1096 resolved:

*That council stops the removal of the Heritage Streetlights in the Heritage Springs estate.
That council retains the unique and heritage streetlight fittings and finds a solution to fitting these old street lamps with the new LED light globes or other appropriate lighting globe options and provides Council with a report that includes solutions*

This report responds to this Notice of Motion.

Council commenced a program to replace mercury vapour light fittings in 2022 to comply with the Minamata Convention that bans the import, export and manufacture of mercury vapour lights.

In the 2022-23 financial year, 845 mercury vapour lights were replaced with LED light fittings. In 2023-24 financial year the program continued, with 637 light fittings purchased for installation, the installation commenced in May 2024. To date, 375 lights have been changed over in Heritage Springs Pakenham as part of this stage of the program. Appendix A shows the location of the mercury vapour lights replaced to date, and those remaining.

Following the Notice of Motion, the program has been placed on hold pending further investigation on available solutions.

The replacement light fitting being used for this upgrade is the only post top LED option currently approved by AusNet Services. Following the community concerns raised, and associated enquiries made with AusNet Services, AusNet have recognised the communities desire to retain existing fittings and are now reviewing the potential use of a retrofit LED globe to maintain mercury vapour fittings that have not been changed to LED fittings by 31 December 2026.

Of the 1,900 mercury vapour light fittings identified in the Shire in a 2021 audit, 1,220 have been replaced with LED fittings to date. The remaining 680 lights could remain on hold while AusNet Services review the use of a retrofit globe solution.

It is unclear whether a solution will be available for all of the various mercury vapour fittings remaining in Cardinia, and we wait further advice from AusNet Services on this.

Should AusNet Services provide written advice that confirms the use of the retrofit bulb is viable, it is proposed that a report is brought to Council which will include the process, costs and a community consultation plan.

Background

On 11 April 2022 Council delegated authority to the CEO to enter into agreements to purchase materials to replace mercury vapour light fittings with AusNet Services approved LED light fittings through the MAV procurement process.

The report informed that the upgrade was required as the mercury vapour lights were becoming unserviceable due to the Minamata Convention that bans the import, export and manufacture of mercury vapour lights. This direction was in-line with an AusNet Services program developed for the 2021-2026 Electricity Distribution Price Review period. AusNet Services advised their program provided funding support to replace mercury vapour lights conditional upon Council replacing all mercury vapour fittings.

Mercury vapour lighting was one of the main technologies traditionally used for street lighting in Cardinia. In recent years energy efficient alternatives have seen the replacement of many of these lights with fittings that reduce energy costs and greenhouse gas emissions. In 2021 an audit of street lights identified that 1900 mercury vapour street lights remained in the Shire. The lights that remain as mercury vapour were generally light fittings that could not be easily retrofitted to alternative technology.

The use of mercury has negative impacts on human and environmental health, and the multilateral Minamata Convention prohibits the manufacture, import and export of new mercury vapour lighting products. AusNet Services have developed a program to assist Councils to replace mercury vapour lamps.

In the 2022-23 financial year, 845 mercury vapour lights were replaced with LED light fittings. These included standard lights and decorative lights. Decorative lights are more attractive lights installed by developers to provide a point of difference for an estate. No concerns were raised regarding the 2022-23 works. Following these replacements, 1055 post top lights remained to be retrofitted, and 637 lights were purchased to install in the 2023-24 financial year in Heritage Springs Pakenham, Lakeside Pakenham, and Garfield. Works commenced on these installations in May 2024, with 375 lights changed over in Heritage Springs until works were ceased. Appendix A shows the location of the mercury vapour lights replaced to date, and those remaining.

Notification to impacted areas was undertaken in September 2022 and February 2024 prior to the commencement of the program.

Options Analysis

Council has discussed the community feedback to AusNet Services and they understand the communities wish to retain the existing fittings.

Council's understanding is that the replacement light fitting being used for this upgrade are the only post top LED option currently approved by AusNet Services.

In recent discussion, Ausnet Services have indicated there is potential for the existing fittings to be retrofitted utilising a globe that is currently being considered for approval by AusNet. At this stage we have no formal confirmation from AusNet Services that this retrofit globe can be utilised. The use of

retrofit globes would be subject to AusNet Services including this in the Electricity Distribution Price Review process and this being approved by the Australian Energy Regulator for the 2027-2032 period.

The retrofit globe use over twice the energy and increase maintenance costs as opposed to the current approved replacement LED fittings. Light spill issues and compliance with the requirements of Australian Standards have been raised as potential issues with these globes and this will form part of the consideration for approval.

If approved it is noted that the lighting upgrade is partially completed in Heritage Springs and logical groupings of areas will need to be considered to not create an uneven or inconsistent appearance.

Policy Implications

The 2017 Cardinia Safer Communities Strategy outlines that Council has a key role in maintaining public lighting.

The 2014 Aspirational Energy Transition Plan sets the direction for Council to continue to replace inefficient street lighting with efficient alternatives as replacement options become available. The replacement of the remaining mercury vapour lights is consistent with these policies, however the use of retrofit bulbs may have a negative impacts on safety.

Relevance to Council Plan

1.1 We empower our communities to be healthy, connected and resilient

1.1.4 Facilitate a partnership approach to create safer communities.

2.1 We support the creation of liveable spaces and places

2.1.2 Plan and maintain safe, inclusive and connected open spaces, places and active travel routes.

2.1.5 Upgrade Council's road network to improve safety and connectivity while considering traffic demand and freight transport needs.

3.1 We value our natural assets and support our biodiversity to thrive

3.1.1 Partner with community, business and industry to take action on, and adapt to, climate change.

Climate Emergency Consideration

Street lighting electricity has shifted to a 100 percent renewable energy contract so the energy used will not generate carbon emissions. Reducing this energy use however will free up renewable energy on the network providing an indirect environmental benefit. Replacing the existing light fittings will achieve more savings sooner, than leaving them in place in anticipation of a less efficient LED retrofit bulb.

Consultation/Communication

To inform this report discussions have taken place with various lighting suppliers, AusNet Services and street lighting specialist consultant Ironbark Sustainability.

It is proposed to develop a Community Engagement Plan and undertake detailed community consultation on the retention or replacement of the remaining mercury vapour decorative light fittings, subject to AusNet Services' formal response on the potential future use of retrofit globes. A report will be brought back to the Council with these details.

Financial and Resource Implications

If Council does not replace the remaining mercury vapour fittings in the Shire, it will not be able to obtain AusNet Services funding support for this task. Council will be in possession of 262 purchased lights without a use. The AusNet Services funding is valued at \$235 per light, whilst the purchased lights themselves are valued at approximately \$880 each. The table below outlines the estimated additional cost to Council of replacing the remaining mercury vapour fittings with LED fittings, which will be avoided if these works do not proceed.

Item	Estimated cost
Purchase of an additional 418 LED fittings	\$368,000
Installation of 680 LED fittings	\$280,000
Project Management Costs and fees	\$65,000
Rebates and avoided costs	-\$177,000
Total	\$536,000

If the existing fittings remain, Council will not be able to access the projected energy and maintenance savings by replacing them with the AusNet Services approved LED fittings.

Considering recent electricity price rises, these savings are approximately \$100 per fitting per year.

The cost of energy and maintenance for the LED retrofit globes being considered by Ausnet Services is currently not known, however best estimates are that they will be \$35 more expensive per light per annum compared to the existing approved option.

Conclusion

The current installation program has been placed on hold. Council Officers will continue to work with Ausnet Services on the available options to retrofit the existing Heritage Springs lights.

A further report to Council will be prepared seeking resolution of a recommended direction following this investigation.

Resolution

Moved Cr Collin Ross, seconded Cr Carol Ryan.

That Council:

1. Notes the report;
2. Notes that Ausnet Services are currently investigating options to retain the existing light fittings and retrofit LED globes in them;

3. Receives a future report recommending a way forward following advice from Ausnet Services.

For:Cr Brett Owen, Cr Carol Ryan, Cr Collin Ross, Cr Graeme Moore, Cr Jack Kowarzik, Cr Jeff Springfield, Cr Kaye Cameron, Cr Stephanie Davies and Cr Tammy Radford

Against:Nil

Carried

7.2.3 Notice of Motion #1097 - Community Engagement following Council's April 2022 resolution to item 6.4.1 - Mercury Vapour Street Lighting Upgrade

Responsible GM: Debbie Tyson
Author: Brett Munckton

Recommendation(s)

That Council notes the response to Notice of Motion number 1097 – That a report is presented to Council regarding all aspects of Community Engagement following Council's April 2022 resolution to item 6.4.1

Attachments

1. 558125 Cardinia A 4 DLX Mailout- Proofs (003) [7.2.3.1 - 1 page]
2. 670653 A 4 DLX Mailout (003) [7.2.3.2 - 1 page]

Executive Summary

This report is in response to a Notice of Motion from Councillor Davies heard at the June 2024 Ordinary Council Meeting, being that a report is presented to Council regarding all aspects of Community Engagement following Council's April 2022 resolution to item 6.4.1

On 11 April 2022 Council delegated authority to the CEO to enter into agreements to purchase materials to replace mercury vapour lights with LED lights through the MAV procurement process in the Ordinary Council Meeting under item 6.4.1. The report highlighted that this was required as the mercury vapour lights were becoming unserviceable due to the Minamata Convention that bans their import, export and manufacture.

The report outlined that the street lighting upgrade program had been coordinated with Councils Communication and Engagement team, the report informed that a Communications Plan was being developed to support the projects communication and engagement requirements to ensure the community is kept informed on the projects intent and direction.

Installation of the Ausnet approved light fittings commenced in May 2024. Community members raised concerns regarding the replacement light fittings hertigage style being different to that originally installed within the Hertigage Springs Estate. Subsequently Notice of Motion #1097 was passed at the June 2024 Council Meeting, requesting a report be presented to Council regarding all aspects of community engagement in relation to this program.

A communications plan for the project was finalised for the upgrade works in May 2022, and this plan has informed communication activities. Discussions with the Communications and Engagement team identified there was no opportunity for residents to influence the decision on the replacement lights, a community engagement plan was not appropriate, and an inform only approach was followed. This is consistent with Council's Community Engagement Policy which was adopted in February 2021. Communication activities to inform the community regarding the upgrade have included a media release, mail outs, social media posts, connect and newsletter articles and leaflets.

Background

Mercury vapour lighting was one of the main technologies traditionally used for street lighting in Cardinia. In recent years energy efficient alternatives have seen the replacement of many of these lights to reduce energy costs and greenhouse gas emissions. In 2021 an audit of our street lights identified that 1900 mercury vapour street lights remained in the Shire. The lights that remained as mercury vapour were generally those lights that could not be easily retrofitted to alternative technology.

The use of mercury has negative impacts on human and environmental health, and the multilateral Minamata Convention prohibits the manufacture, import and export of new mercury vapour lighting products. AusNet services have advised they will not be servicing mercury vapour lights in the future and have developed a program to assist Councils to replace mercury vapour lamps.

In the 2022-23 financial year 845 mercury vapour lights were replaced with LED lights. These included standard lights, and decorative light fittings. Decorative lights are more attractive lights installed by developers to provide a point of difference for an estate. No concerns were raised regarding the 2022-23 works. Following these replacements, 1055 post top lights remained to be retrofitted, and 637 lights were purchased to install in the 2023-24 financial year in Heritage Springs Pakenham, Lakeside Pakenham, and Garfield. Works commenced on these installations in May 2024, with 375 lights changed over in Heritage Springs until works ceased due to the concerns raised by the community.

Policy Implications

The 2017 Cardinia Safer Communities Strategy outlines that Council has a key role in maintaining public lighting.

The 2014 Aspirational Energy Transition Plan sets the direction for Council to continue to replace inefficient street lighting with efficient alternatives as replacement options become available. The replacement of the remaining mercury vapour lights is consistent with these policies.

The Community Engagement Policy 2021-24 outlines that an inform approach to community engagement is appropriate if there is no ability for the public to influence the outcome or decision. Due to this, an inform approach was followed in relation to community engagement for this program.

Relevance to Council Plan

1.1 We empower our communities to be healthy, connected and resilient

1.1.4 Facilitate a partnership approach to create safer communities.

2.1 We support the creation of liveable spaces and places

2.1.2 Plan and maintain safe, inclusive and connected open spaces, places and active travel routes.

2.1.5 Upgrade Council's road network to improve safety and connectivity while considering traffic demand and freight transport needs.

3.1 We value our natural assets and support our biodiversity to thrive

3.1.1 Partner with community, business and industry to take action on, and adapt to, climate change.

5.1 We practise responsible leadership

5.1.1 Build trust through meaningful community engagement and transparent decision-making.

5.1.3 Strive to be a customer focused organisation and be a great place to work.

Climate Emergency Consideration

Street lighting electricity has shifted to a 100 percent renewable energy contract from 1 July 2022, so the energy used will not generate carbon emissions. Reducing this energy use however will free up renewable energy on the network providing an indirect environmental benefit.

Consultation/Communication

AusNet Services is the governing authority for electricity and streetlight network across the Shire, only AusNet approved products can be utilised when undertaking upgrades related to the streetlight network. Due to this Council and the Community are not in a position to influence the outcome of this program, therefore, engagement with the community has followed an inform approach. Consultation did not occur as there was no opportunity for the community to influence the works.

Council Officers utilised various methods of communication to inform the community in line with the prepared Communications Plan, the below table details the methods utilised to inform the community about the works to replace the AusNet owned mercury vapour lights.

Table 1: Communications Activities - Mercury Vapour Street Lighting Upgrade program

Date	Details
2 May 2022	Media release - Council welcomes additional funding for vital community infrastructure projects including street lighting upgrade
2 May 2022	Facebook post on Local Roads and Community Infrastructure funding including street lighting upgrade
15 July 2022	Facebook post on sustainability projects including street lighting upgrade
Winter 2022	Connect article on street lighting upgrade "The Future is Bright"
20 September 2022	FAQ sheet 2022 – this is something the installers carry and can provide to community members who approach them
28 September 2022	Mail out to residents – Sent to 1611 residents who live near the lights being replaced in 2022/23 in various townships including Pakenham, Garfield, Lang Lang.
7 March 2023	Environmental newsletter article "Mercury vapour street lighting upgrade"
Autumn 2023	Connect article on street lighting upgrade "Lighting the way"
Winter 2024	Connect article on energy improvements including the street lighting upgrade
5 February 2024	FAQ sheet 2024 – this is something the installers carry and can provide to community members who approach them
22 February 2024	Mail out to residents – Sent to 1792 residents who live near the lights that were planned to be replaced in 2023-24 in Lakeside and Heritage Springs Pakenham.

Conclusion

Due to the limited options available to replace the existing mercury vapour lights, an inform approach was followed in relation to community engagement. Various communications have occurred to inform the community regarding the upgrade program.

Resolution

Moved Cr Stephanie Davies, seconded Cr Collin Ross.

That Council notes the response to Notice of Motion number 1097 – That a report is presented to Council regarding all aspects of Community Engagement following Council's April 2022 resolution to item 6.4.1

For:Cr Brett Owen, Cr Carol Ryan, Cr Collin Ross, Cr Graeme Moore, Cr Jack Kowarzik, Cr Jeff Springfield, Cr Kaye Cameron, Cr Stephanie Davies and Cr Tammy Radford
Against:Nil

Carried

7.2.4 Bushland reserve and natural area maintenance schedule of rates contract

Responsible GM: Peter Benazic
Author: Lisa Kuriata

Recommendation(s)

That Council

- Endorse the establishment of natural reserve area maintenance panel for an initial period of three (3) years with an option to extend for an additional three (3) years, for a potential of six (6) years.
- The tenders submitted by Naturelinks Landscape Management Pty Ltd, SEEDS Bushland Restoration Pty Ltd, Native Habitat and Acacia Environmental Management Pty Ltd for bushland reserve and natural area maintenance be accepted on to the contractor panel.
- The remaining tenderers to be advised accordingly.

Attachments

1. CONFIDENTIAL REDACTED - RF T 000039 Bushland Reserves and Natural Area Maintenance - Tender Evaluation Report for signing - [7.2.4.1 - 9 pages]

Executive Summary

Cardinia Shire Council is responsible for the management of 82 bushland reserves totalling an area of approximately 870 hectares and approximately 87kms of roadsides of high to very high conservation value.

The appointment of a contractor panel will assist in streamlining the annual natural reserves maintenance program and daily operational works. The contractor panel will allow for improved planning and response time to undertake required works and realise ongoing, long-term biodiversity outcomes.

A public tender was called on 27 April 2024 for bushland reserve and natural area maintenance RFT000039. Fourteen submissions were received.

The evaluation panel agrees that Naturelinks Landscape Management Pty Ltd, SEEDS Bushland Restoration Pty Ltd, Native Habitat and Acacia Environmental Management Pty Ltd be considered for the natural reserve area maintenance panel.

Background

Cardinia Shire Council is responsible for the management of 82 bushland reserve areas, which total an area of approximately 870 hectares. Cardinia Shire Council is also responsible for the management of approximately 1,556 km of local road network, which includes approximately 64 roadsides of high to very high conservation value, spanning around 87 km length.

A public tender was called on 27 April 2024 for bushland reserve and natural area maintenance RFT000039. Fourteen submissions were received.

Activities detailed in the tender included, but not limited to:

- works relating to the maintenance and enhancement of Council owned and managed bushland reserves and natural areas, including significant roadside vegetation.
- weed control using various techniques
- revegetation projects

- preparation of management plans and surveys
- supply and operation of plant and equipment
- necessary safety precautions to undertake bushland reserve and natural area maintenance, and conservation works as part of the natural reserves maintenance program.
- implementation of traffic management plans where required for working on roadsides.

An assessment panel was established with representative from Council's procurement team, natural reserves team and risk, health and safety. All members of the evaluation panel completed and signed the required conflict of interest forms, with no conflicts identified.

A scored evaluation consisting of the following criteria was undertaken to ensure the viability of the submissions and to ensure that value for money results were achieved:

- compliance with the specifications, capability, relevant experience and past performance, customer service, locality to Cardinia Shire, best practice methods ensuring long term ecologically effective outcomes (weighted), and
- financial viability, risk and insurance, compliance to conditions of contract, conflict of interest (not weighted).

Each recommended tenderer was approved by the risk team for OH&S documentation and insurances. A creditor check was also completed on each tender, each returning an acceptable financial result.

Policy Implications

This work is consistent with Council's *Liveability Plan*, *Climate Change Adaptation Strategy*, *Biolink Plan*, *Biodiversity Conservation Strategy*, *Weed Management Strategy* and *Sustainable Environment Policy*.

Relevance to Council Plan

2.1 We support the creation of liveable spaces and places

2.1.2 Plan and maintain safe, inclusive and connected open spaces, places and active travel routes.

3.1 We value our natural assets and support our biodiversity to thrive

3.1.3 Work with community to improve and manage our natural assets, biodiversity and cultural heritage.

5.1 We practise responsible leadership

5.1.4 Maximise value for our community through efficient service delivery, innovation, strategic partnerships and advocacy.

Climate Emergency Consideration

Climate change is anticipated to further alter our natural environment and favour weed and pest animal populations. This service will respond to and improve Council's environmental assets while mitigating the impacts of climate change by supporting a healthy and diverse natural environment.

Consultation/Communication

This report has been drafted in consultation with staff from:

- Environment and Heritage Unit
- Finance and procurement
- Risk, Health and Safety

Financial and Resource Implications

There will be no impact on the operating or capital works budget. All works to be engaged would be within existing budget allocations, the 2024/25 financial year budget is approximately \$450,000 including confirmed and anticipated external funding.

Contractors from the panel will be engaged on a as needs basis within the allocated budget. Future budgets will be approved as per council's annual budget process. The contractor panel will allow for improved planning, increase in response time to undertaking required works and ongoing, long-term outcomes. It will see a reduction in administrative tasks required to enable day to day operational work to be undertaken.

Conclusion

The development of a contractor panel will streamline the annual natural reserves maintenance program and daily operational works. The contractor panel will allow for improved planning, improved response time to undertake required works and ongoing, long-term biodiversity outcomes.

It is recommended that the tenders submitted by Naturelinks Landscape Management Pty Ltd, SEEDS Bushland Restoration Pty Ltd, Native Habitat and Acacia Environmental Management Pty Ltd be accepted for bushland reserve and natural area maintenance contractor panel.

Resolution

Moved Cr Jeff Springfield, seconded Cr Collin Ross.

That Council

- Endorse the establishment of natural reserve area maintenance panel for an initial period of three (3) years with an option to extend for an additional three (3) years, for a potential of six (6) years.
- The tenders submitted by Naturelinks Landscape Management Pty Ltd, SEEDS Bushland Restoration Pty Ltd, Native Habitat and Acacia Environmental Management Pty Ltd for bushland reserve and natural area maintenance be accepted on to the contractor panel.
- The remaining tenderers to be advised accordingly.

For: Cr Brett Owen, Cr Carol Ryan, Cr Collin Ross, Cr Graeme Moore, Cr Jack Kowarzik, Cr Jeff Springfield, Cr Kaye Cameron, Cr Stephanie Davies and Cr Tammy Radford
Against: Nil

Carried

7.2.5 Upper Beaconsfield New Modular Pavilion – Tender Recommendation

Responsible GM: Debbie Tyson
Author: Vanessa Perkins

Recommendation(s)

That Council

1. Award Grove (Aust) Pty Ltd, Contract RFT - 000027 – Design & Construction of Upper Beaconsfield Pavilion for the final tender price including Provisional Sums of \$4,276,602.58 excluding GST, and
2. Approve the use of the contingency items as detailed in the confidential attachment for the delivery of this contract.

Attachments

CONFIDENTIAL – Confidential Memorandum

Executive Summary

This report provides recommendation for the appointment of a Commercial Modular Builder to undertake the design and construction of the works prescribed within Contract RFT - 000027 - Design & Construction of Upper Beaconsfield Pavilion.

The facility will be designed and constructed to meet the project's scope of works, and in accordance with the relevant Australian Standards, Building Codes and with consideration to Cardinia Shire Council Enhanced Standards.

The tender evaluation was conducted against weighted and non-weighted criteria followed by clarifications, reference checks and a scorecard financial assessment of the preferred tenderer.

Grove (Aust) Pty Ltd demonstrated a clear understanding of the contract deliverables within their tender submission.

The Tender submitted by Grove (Aust) Pty Ltd complies with all the Tender Conditions and their submission represents a best value outcome.

Background

The community pavilion has served the community well over the decades in particular sport activities namely cricket, AFL and scouting activities. However, the building does not meet buildings standards, community expectations and is no longer fit for purpose. The need to improve the community pavilion and scout hall has received support from all levels of government.

This project delivers a new pavilion including home and away changerooms, umpire changerooms, first aid room, scout hall, kitchens, various meeting rooms, store rooms and social space. The new facility will be built utilising modular construction methodology.

A public tender was called on Tuesday, 2 April 2024. During the open period five questions were asked and five addendums created. The Tender closed on Tuesday, 21 May 2024, with five Tender submissions received.

The tenders were assessed against a range of non-weighted selection criteria including;

Financial Viability, Risk and Insurance, Conditions of Contract, Conflict of interest, Occupational Health and Safety and Environmental Commitments. The tenders were also assessed against the weighted criteria: Compliance with Specifications, Capability and Capacity, Relevant experience and past performance, Quality System, Project Plan and Use of Local Suppliers.

A tender comparison considering the above criteria was undertaken, the results of the evaluation and tender clarifications are summarised in the table below:

Contractor Assessment Score Ranking

Contractor	Assessment score	Ranking
Grove (Aust) Pty Ltd	54016	1
Modular by SHAPE (VIC) Pty Ltd	68817	2
Prebuilt Pty Ltd	76570	3
Prefab1 Pty Ltd	85086	4
More Building Group Pty Ltd	158090	5

A rigorous evaluation of the submitted Tenders was undertaken by the Tender Evaluation Panel with the tender provided by Grove (Aust) Pty Ltd considered to offer the best value for money outcomes, their tender submission was concluded to be the preferred submission.

Grove (Aust) Pty Ltd Tender submission for the design and construction of the Upper Beaconsfield Pavilion utilising modular construction methodology complies with the Tender Specifications and the proposed construction timeline detailed within the Request for Tender documentation.

Policy Implications

The delivery of this project aligns with other Council strategies, policies, and plans, such as:

- Cardinia Shire Council's Enhanced Standard Sustainable Buildings
- Cardinia Shire Council's Enhanced Standard Universal Design Access Guide

Relevance to Council Plan

2.1 We support the creation of liveable spaces and places

2.1.1 Advocate, plan for and deliver accessible community infrastructure and services that address community need.

Climate Emergency Consideration

To attain an Environmentally Sustainable Design outcome, the building design will include consideration to the following requirements;

- Roof-mounted Solar PV system
- Rainwater harvesting tanks and reuse the water for irrigation and toilet flushing
- Other components: LED Lighting, sustainable materials selection etc.

Consultation/Communication

Consultation and engagement with various stakeholders including user groups, funding departments and Council Officers has occurred throughout the initiation and planning phases of this project.

The requirements for the design were discussed through various meetings carried out with the user groups inline with Council Standards.

Financial and Resource Implications

The overall budget allocation for the project is \$7,550,000.00 as detailed in the table below:

Organisation	Amount
Council Funds	\$3,700,000.00
Victorian Government	\$3,350,000.00
Commonwealth Government	\$500,000.00
Total	\$7,550,000.00

Conclusion

Following a rigorous and complaint tender process, Grove (Aust) Pty Ltd Tender submission for Contract RFT - 000027 – Design & Construction of Upper Beaconsfield Pavilion with a tender price including Provisional Sums of \$4,276,602.58 excluding GST provides the best value outcome.

Resolution

Moved Cr Brett Owen, seconded Cr Graeme Moore.

That Council

1. Award Grove (Aust) Pty Ltd, Contract RFT - 000027 – Design & Construction of Upper Beaconsfield Pavilion for the final tender price including Provisional Sums of \$4,276,602.58 excluding GST, and
2. Approve the use of the contingency items as detailed in the confidential attachment for the delivery of this contract.

For:Cr Brett Owen, Cr Carol Ryan, Cr Collin Ross, Cr Graeme Moore, Cr Jack Kowarzik, Cr Jeff Springfield, Cr Kaye Cameron, Cr Stephanie Davies and Cr Tammy Radford
Against:Nil

Carried

7.3 Policy Reports

7.3.1 Final Gambling Harm Prevention and Minimisation Policy

Responsible GM: Lili Rosic
Author: Pieta Bucello

Recommendation(s)

That Council adopt the Gambling Harm Prevention and Minimisation Policy

Attachments

1. FINAL Gambling Harm Prevention and Minimisation Policy 2024 [7.3.1.1 - 13 pages]
2. Fact Sheet - Gambling 2023 [7.3.1.2 - 2 pages]
3. Cardinia Shire Gambling Harm Minimisation Policy Background Report FINAL SEPTEMBER 2023 [7.3.1.3 - 75 pages]

Executive Summary

Cardinia Shire's Responsible Gambling Policy 2005-2009 has been reviewed following development of a Background Report and several rounds of community consultation. The revised Policy, now called the *Gambling Harm Prevention and Minimisation Policy*, has been finalised and is now being presented for adoption by Council.

Background

This report presents the final *Gambling Harm Prevention and Minimisation Policy* following several rounds of community engagement and the draft Policy being made available for community consultation. Community consultation on the Draft Policy took place between 2 – 30 April and the results are outlined in the Consultation / Communication section of this report below.

The *Gambling Harm Prevention and Minimisation Policy* (Attachment 1) is a whole of organisation approach and commitment to preventing and minimising harm from gambling within the community. The Policy acknowledges that gambling is a legal form of recreation and is associated with some benefits. However, there are inherent risks for harm which can be prevented or minimised. The Policy articulates Council's roles, responsibilities, and position on gambling.

Council's role in preventing and minimising harm from gambling has been summarised into four policy pillars:

- Planning and regulation
- Leadership and advocacy
- Partnerships and capacity building
- Research and engagement

The Policy includes 23 statements which are aligned to Council's key legislative functions and strategic priorities and outlines how Council will fulfil its role under each policy pillar. The scope of the Policy is focused on gambling harm caused by electronic gaming machines (EGMs) and sports betting. Lower risk gambling activities such as bingo and fundraising raffles are not included within the scope of this policy. The Policy represents a balanced approach to Council's commitment on preventing and minimising harm, where it recognises that gambling is a legal form of recreation and

that there are inherent risks to the health, social and financial wellbeing of the community. The policy considers and balances Council's legislative responsibilities, strategic imperatives, and financial resources.

Key changes from the draft policy

Following community consultation on the draft Gambling Harm Prevention and Minimisation Policy, the following changes were made:

1. Inclusion of a statement of gambling harm
2. Change of wording to Clause 1.8 which would allow EGM / TAB venues to have signage displayed on Council-owned or managed land or in council facilities, provided gambling activities themselves are not promoted.

Policy Implications

Council's role in reducing harm from gambling is driven by the following legislation:

- Gambling Regulation Act 2003
- Planning and Environment Act 1987
- Public Health and Wellbeing Act 2008
- Local Government Act 2020
- Gender Equality Act 2020

Local policy context

Figure 1 below shows the statutory and strategic hierarchy of Council's gambling policies and how they integrate. The Municipal Strategic Statement (MSS) outlines Council's role and policy position under the *Planning & Environment Act 1987* and is primarily concerned with land use planning related to EGM venues. Alongside the MSS, the Liveability Plan outlines Council's role and policy position under the *Public Health and Wellbeing Act 2008*, *Gambling Regulation Act 2003*, *Local Government Act 2020* and *Gender Equality Act 2020*, and can influence other council policies, plans, strategies, and agreements.

Cardinia Shire's Liveability Plan 2017-29 provides strategic direction for work to reduce all gambling harm in Cardinia Shire:

Outcome 7: Reduce harm from tobacco, alcohol, drugs, and gambling.

- Objective 7.3: Decrease harm from gambling among individuals and communities
 - Strategy 7.3.1 – Advocate to the Victorian Government for gambling reform
 - Strategy 7.3.2 – Participate in evidence-based campaigns that increase awareness and understanding of harm from gambling
 - Strategy 7.3.3 – Strengthen local planning and social policies to protect vulnerable communities from gambling harm.

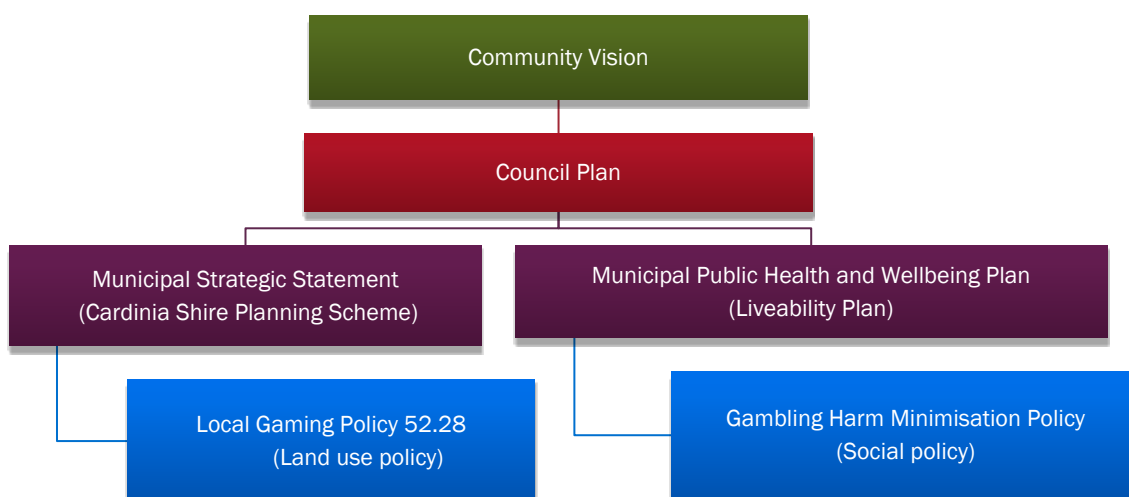


Figure 1. Local policy context for gambling

Relevance to Council Plan

1.1 We empower our communities to be healthy, connected and resilient

1.1.1 Plan for, and support the delivery of, accessible health and social services that address critical gaps in provision.

1.1.3 Lead by example in creating an inclusive and welcoming community for all by facilitating community education, capacity building, connection and celebration of our diversity.

2.1 We support the creation of liveable spaces and places

2.1.1 Advocate, plan for and deliver accessible community infrastructure and services that address community need.

5.1 We practise responsible leadership

5.1.1 Build trust through meaningful community engagement and transparent decision-making.

5.1.2 Manage our finances responsibly and leave a positive legacy for future generations.

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

Climate Emergency Consideration

Under the *Climate Change Act 2017*, councils must consider the impacts of climate change when undertaking public health and wellbeing planning.

While review of the responsible gaming policy does not directly impact climate change, access to EGMs is shown to exacerbate socio-economic vulnerability amongst community members who are highly susceptible to health risks caused by extreme weather (e.g. pensioners, people experiencing homelessness and people living in sub-standard accommodation), as they look to EGM venues as a place of refuge from the heat where they cannot cool their homes. To mitigate this risk councils can play an important role in planning for and providing accessible, gambling free public infrastructure, which can be utilised as an alternative to EGM venues. This function is captured in the Policy under statement 3.6

Communities that experience the impacts of extreme weather events (such as storm, bushfires, floods, droughts) are also more susceptible to gambling harm as a secondary impact of trauma, where gambling is used as a coping mechanism in the absence of adequate mental health support. To mitigate this risk, councils can play an important role in supporting community recovery from extreme weather events, reducing access to and advertising of gambling, and advocating for

adequate mental health services. These functions have been captured in the Policy under statements 1.8, 2.1, 2.6, 3.1, 4.2, 4.3.

Consultation/Communication

Three phases of consultation were undertaken in the review of this policy:

Phase 1	Household Liveability Survey 2023 - 838 responses Summary of results included in Attachment 2
Phase 2	Key Stakeholder Surveys (health and social, clubs and community organisations) - 14 responses Summary of results included in images 1 and 2 below. Interviews with EGM venues - 2 responses
Phase 3	Feedback on the Draft Policy Consultation with seven Advisory Groups and Action Teams: <ul style="list-style-type: none"> ○ Cardinia Shire's Financial Wellbeing Response Taskforce (9th April) ○ Cardinia Shire's Financial Wellbeing & Resilience Action Team (16th April) ○ Cardinia Shire's Seniors Network (16th April) ○ Cardinia Shire's Mental Health and Wellbeing Action Team (16th April) ○ Cardinia Shire's Safer Communities Partnership (16th April) ○ Cardinia Shire's Access and Inclusion Advisory Group (17th April) ○ Cardinia Shire's Multicultural Advisory Group (18th April) Online / hard copy survey <ul style="list-style-type: none"> - 5 responses <ul style="list-style-type: none"> ○ 60% (n=3) rated the policy as 'about right' ○ 20% (n=1) rated the policy as 'not doing enough' ○ 20% (n=1) 'didn't know' how to rate the policy

Survey Results – Clubs & Organisations

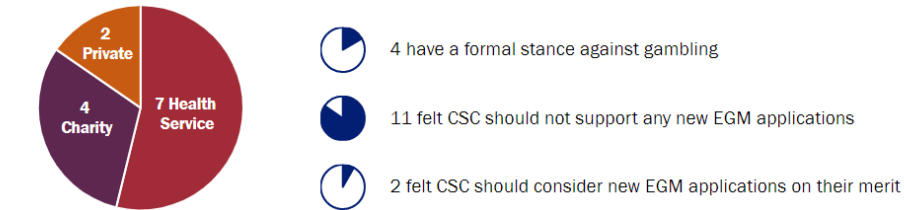


Predicted impact of scenarios on club/organisation:



Image 1. Survey results from phase 2 engagement (clubs and organisations)

Survey Results – Health & Social Services



Ranked preferences for council priorities:

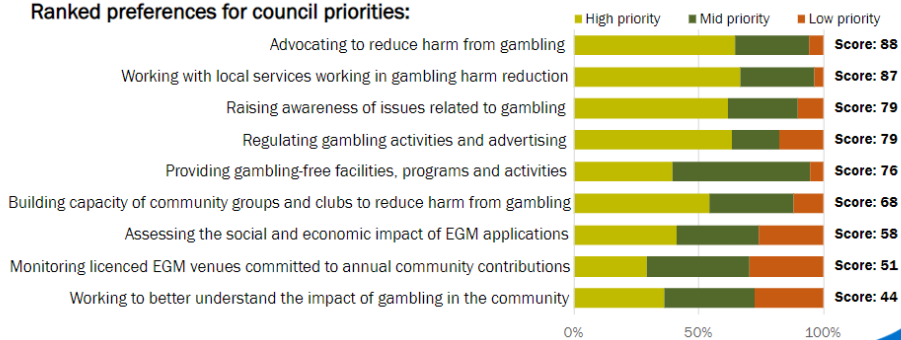


Image 2. Survey results from phase 2 engagement (health and social services)

Financial and Resource Implications

The Gambling Harm Prevention and Minimisation Policy has been prepared within existing operational budget. Implementation of the Policy does not require additional EFT/staffing costs as the functions are embedded within existing roles and responsibilities.

Where Council receives notification of a licence application for Electronic Gaming Machines, there is an operational cost of approximately \$65,000 in consultant and legal fees where Council decides to make a submission to the Victorian Gambling and Casino Control Commission (VGCCC). This includes preparation of the Social and Economic Impact Assessment, legal and expert witness representation at the VGCCC Hearing. If Council were to oppose a decision made by the VGCCC at VCAT, there would be further unspecified operational costs.

Where Council approves an EGM planning application there may be additional costs associated with preparation of Section 173 Agreements.

The policy position is for Council to assess each application on its merits and to decide at that time whether to make a submission to the VGCCC. This would include consideration of the resources available at the time of receiving the application. As Cardinia Shire is a growth area and the shire's current number of EGMs is well below the municipal cap, it is anticipated that Council will receive future EGM venue applications particularly in Officer, and the new growth areas of Pakenham East and Officer South.

Conclusion

Cardinia Shire's Gambling Harm Prevention and Minimisation Policy has been developed following several rounds of community and key stakeholder consultation.

The Policy represents a balanced approach to Council's commitment on preventing and minimising harm, where it recognises that gambling is a legal form of recreation and that there are inherent risks to the health, social and financial wellbeing of the community.

The final Policy is now being presented to Council for adoption.

Resolution

Moved Cr Tammy Radford, seconded Cr Graeme Moore.

That Council adopt the Gambling Harm Prevention and Minimisation Policy

For: Cr Brett Owen, Cr Carol Ryan, Cr Collin Ross, Cr Graeme Moore, Cr Jack Kowarzik, Cr Jeff Springfield, Cr Kaye Cameron, Cr Stephanie Davies and Cr Tammy Radford
Against: Nil

Carried

7.3.2 Proposed Community Local Law 2024 - further engagement and proposed adoption

Responsible GM: Debbie Tyson
Author: Owen Hardidge

Recommendation(s)

It is recommended that:

1. The outcomes of the first stage of public consultation in respect of Proposed Community Local Law 2024 (ver 1.0, conducted in March 2024) and the subsequent stage of consultation (ver 1.3, June/July 2024) be noted, and
2. Pursuant to Section 71 (1) of the *Local Government Act 2024*, Council resolves to make a Local Law to be known as Cardinia Shire Council Community Local Law 2024 (version 1.3.2 attached to this report), and for this Local Law to commence operation on 1 August 2024, and
3. Pursuant to section 10A(1) of the *Domestic Animals Act 1994*, Council resolves, from 1 August 2024 Council will not register or renew the registration of a cat over 3 months old unless:
 - a. the cat is desexed; or
 - b. the cat is exempt from being desexed under section 10B of the *Domestic Animals Act 1994*, and
4. Pursuant to Section 26(2) of the *Domestic Animals Act 1994*, Council resolves to make the following order:

ORDER UNDER SECTION 26(2) OF THE *DOMESTIC ANIMALS ACT 1994*

1. Commencement

This order commences on 1 August 2024 and remains in force until revoked.

2. Revocation

Upon the commencement of this order all previous orders made by Council under section 26 of the *Domestic Animals Act 1994* are revoked.

3. Dogs must be on leash

- (1) When any dog is in a public place in Council's municipal district, the person in apparent control of the dog must keep the dog restrained by means of a chain, cord or leash not greater than three metres in length and attached to the dog.
- (2) Sub-clause (1) does not apply to a dog being exercised in a designated off leash area in compliance with the conditions set out in clause 4.

4. Designated off leash areas

A dog may be exercised off a chain, cord or leash in a designated off leash area provided each of the following conditions are complied with:

- (a) at all times the person exercising the dog must remain in effective voice or hand control of the dog and within constant sight of the dog so as to be able to promptly place the dog on a chain, cord or leash if that becomes necessary;
- (b) the person exercising the dog must be 16 years of age or over;
- (c) any children under the age of 16 in the designated off leash area must be supervised at all times;
- (d) a person may be in control of no more than two dogs;
- (e) at all times the person exercising the dog must carry a chain, cord or leash not greater than three metres in length;
- (f) the dog must be on a chain, cord or leash when entering or exiting the designated off leash area;
- (g) a female dog must not be brought into the designated off leash area if the dog is on heat; and
- (h) the person exercising the dog must pick up and lawfully dispose of all excrement from the dog, including to use bins where provided by Council for that purpose.

5. Definitions

In this order -

Council means Cardinia Shire Council.

Designated off leash area means the part of each of the following reserves identified on maps published on the Council's website www.cardinia.vic.gov.au as being an off leash area and designated with off leash area signage at the reserve:

- (a) Don Jackson Reserve, far end of Ahern Road, Pakenham;
- (b) Toomuc Creek Linear Reserve, south of Princes Highway and east of Warwick Bayley Oval, Pakenham;
- (c) Alma Treloar Reserve, corner of Bailey and Pakenham Roads, Cockatoo;
- (d) Cochrane Park, Koo Wee Rup
- (e) Garfield Recreation Reserve, Fourteen Mile Road, Garfield;
- (f) Tantallon Boulevard Detention Basin Reserve, Beaconsfield;
- (g) Pepi's Land, Puffing Billy Walking Track, Kilvington Drive, Emerald;
- (h) Cockatoo Road Reserve, Pakenham;
- (i) Simon Drive Reserve, Pakenham;
- (j) Bob Burgess Reserve, Princes Highway, Beaconsfield;
- (k) Vantage Drive Reserve, Pakenham;
- (l) Ray Canobie Reserve, Duncan Drive, Pakenham;
- (m) Onyx Reserve, Onyx Crescent, Officer.

Private land means land in private ownership but does not include land owned or managed by Council, Crown land or any land owned or managed by a public authority.

Public place has the same meaning as in the *Summary Offences Act 1966* but does not include any public place on private land.

5. The CEO cause all necessary steps to be taken to bring the above resolutions into effect.

Attachments

1. Local Law Review 2024 Community Engagement Submission July 2024 [7.3.2.1 - 6 pages]
2. Cardinia Shire Community Local Law 2024 - Certificate pursuant to section 74(1) Local Government Act [7.3.2.2 - 1 page]
3. PROPOSED Cardinia Shire Council Community Local Law 2024 version 1 3 2 [7.3.2.3 - 72 pages]
4. Cardinia Shire Council Community Local Law 2024 Community Impact Statement ver [7.3.2.4 - 16 pages]
5. Table of changes July 2024 v 1 [7.3.2.5 - 12 pages]

Executive Summary

On 19 February 2024, the Council resolved to propose to make a Local Law, known as the Cardinia Shire Council Community Local Law 2024. The Proposed Local Law has been released for public consultation, and 12 submissions were received from members of the public during the first phase of consultation.

The majority of the Proposed Community Local Law 2024 did not receive any comment during the first phase of public consultation.

As a result of the consultation submissions, and further internal review, officers recommend alterations to the text of the proposed Local Law. As such, a further, short consultation period occurred between 18 June and 2 July 2024. 5 further submissions were received.

Having considered all submissions, Officers recommend that the proposed Local Law be made and commence on 1 August 2024. Ancillary resolutions, to continue the current 'dog off leash' and 'mandatory cat desexing' should also be made at the same time

Background

Cardinia Shires Local Law 17 was introduced in 2015 and will expire in June 2025 (unless revoked sooner). On 19 February 2024, Council resolved to propose Community Local Law 2024, in accordance with the requirement of Section 73 of the Local Government Act. The proposed Community Local Law 2024 re-enacts the majority of the current Local Law 17 in its current form.

The proposed Community Local Law included changes that were summarised in a table of changes that was also exhibited with the text of the Proposed Local Law. This included a column specifically highlighting whether proposed changes had "minor", "moderate" or "significant impact" on the community. A Community Impact Statement was also prepared in accordance with the Minister for Local Government Best Practice Guidelines. These documents are attached to this report for reference.

In accordance with the Community Engagement Policy, an extensive community engagement process was conducted between 4 March and 31 March 2024 primarily using the Creating Cardinia platform, and other communication methods. The Community was invited to provide feedback, and were provided with;

- 1 Survey Forms
- 2 Frequently asked questions
- 3 Table of proposed changes
- 4 Community Impact Statement
- 5 Current Local Law
- 6 Proposed Local Law (ver 1.0) (with proposed changes)
- 7

The public consultation program included targeted engagement of business cohorts that are particularly impacted by the proposed changes, including dedicated consultation streams for Victoria Police, Builders and Real Estate Agents which were developed and implemented in parallel to the community consultation.

Following this consultation program, Council further considered the Proposed Local Law at the Ordinary Council meeting of June 17 2024. At this meeting Council resolved to alter the proposed Local Law, and the altered proposed Local Law (ver 1.3) was further exhibited, and additional feedback sought.

An overview of the proposed changes to Community Local Law 2024 for community consultation included:

- i) Increase in the infringement penalties for building site amenity and asset protection offences.*
- ii) Stricter Asset protection permit requirements.*
- iii) Proposed reduction in the use of real estate pointer boards, and removal of requirement for agents to obtain permits*
- iv) Changes to requirements around dilapidated buildings*
- v) Introduction of offences relating to the use of waste services*
- vi) Offence to conduct a hoon event or congregate in close proximity to a hoon event.*
- vii) Increasing and indexing of penalty unit values*
- viii) Clauses proposed to be removed from the Local Law and remade as Domestic Animals Act orders*
- ix) Other miscellaneous amendments*

Summary of submissions and officer responses

A table including the text of all submissions is attached to this report. Submissions are divided into each engagement phase. Due to the nature and content of the submissions, personal names have been removed from the submissions, though this does not impact the understanding of the submission.

The feedback from the ***first phase of community engagement*** was minimal, though consistent with similar Local Law-related engagement exercises. Of particular note, are:

- Table 1. 6 submissions from Real Estate Agents (4 supportive, 2 opposed) - this feedback resulted in the alteration proposed on 17 June 2024.
- Table 2. No submissions were received in respect of changes affecting builders (asset protection changes and building site infringement changes).
- Table 3. 1 Submission was received that was opposed to the introduction of an infringement offence for putting the wrong material in the wrong bin.
- Table 4. 1 submission was received expressing support for the abolition of gender-defined offences
- Table 5. 4 submissions which are noted, but from which officers do not recommend changes to the proposed Local Law (comments below).

First phase engagement submissions (March 2024)

Theme	Summary of engagement comment	Response
Real estate pointer boards The proposed Local Law sought to A) significantly reduce the use of pointer boards, B) reduce the period of time that they may be displayed, and C) remove the requirement for agents to obtain annual permits	2 submissions (both from agents in Emerald) submitted that the “60 minute prior/after” rule was too restrictive, and requested that this be eased to allow placement and removal on the same day as the event. 3 submissions emphasised the need for consistent enforcement of the real estate signage rules.	As a result of the 2 submissions who believe that the “60 minute rule” was too restrictive, Council officers propose to relax the time requirement, to allow signs to be placed and remain from 8.30am to 5pm on the same day. We note that no submissions opposed any other aspects of the changes (for example, only allowing 2 boards per event, limited to closest intersection), and we infer that the proposed laws are broadly supported by agents. We note and acknowledge that several agents believe that more consistent enforcement activities are required to make such laws fair and effective, and Regulatory Services will develop an enforcement approach to support the introduction of the Local Law. This alteration was the subject of second phase engagement.
Availability of agapanthus for sale in municipality	2 submissions requested a Local Law response to the sale of agapanthus in the local area, noting that agapanthus are identified as an invasive weed.	Officers have discussed this issue with the Environment and Heritage team. While acknowledging that agapanthus are freely available for purchase, we believe this matter is best suited to resident education in the first instance. We therefore do not recommend a specific local law control at this time.
Waste service clauses	1 submission indicated that the resident was unhappy with the potential infringement	The waste services team is primarily educational in their focus and recognise that the vast majority of service users wish to support an effective waste

	<p>offence of placing the wrong waste in the incorrect bins.</p>	<p>service. However, in some circumstances, Council officers observe residents <i>persistently and repeatedly</i> contaminating waste streams, and/or placing prohibited or dangerous items into bins.</p> <p>The infringement offence will be used in the most serious and persistent cases of service mis-use and is very unlikely to be applied in cases of accidental error.</p> <p>Infringement offences for mis-use of the waste service is common across metropolitan Melbourne.</p>
<p>Prohibit feeding of wild birds</p>	<p>1 submission indicated a request to feed uncaged (wild) birds.</p>	<p>This issue has not previously been identified as an issue of particular concern in the municipality.</p> <p>We propose to follow up with this specific concern to evaluate the nature of the problem, and this proposal may be considered for inclusion in the future.</p>
<p>Building site hours</p>	<p>During the consultation, we detected an error in the drafting of the clause.</p>	<p>An amendment is proposed to align the operating hours to the EPA Civil Construction guidelines.</p> <p>This alteration was the subject of second phase of engagement</p>

Second phase engagement submissions (June 18-July 2 2024)

Theme	Summary of engagement comment	Response
<p>Real estate pointer boards</p> <p>The alteration sought to</p> <p>A) significantly reduce the use of pointer boards,</p> <p>B) allow boards to be displayed between 8.30am – 5pm, and</p> <p>C) remove the requirement for agents to obtain annual permits</p>	<p>2 further submissions were received from Real Estate agents regarding the proposed ‘relaxation’ of time based limits.</p> <p>Both submissions requested that the time be extended further, to allow for earlier placement on weekends, and later placement on weekdays</p>	<p>Council officers acknowledge the issues raised by these two submissions. Council officers recommend that the hours in the proposed Local Law be made as circulated, however acknowledge that it will be appropriate to monitor the impact of the Local Law as it rolls out and potentially adjust if necessary. This is a pragmatic approach, which takes account of the variety of views in the industry (expressed formally and informally over a number of years) and reflects the different issues and practices of agents in different parts of the municipality.</p> <p>Both submissions highlighted that the consistency of enforcement by Council officers would be a major factor in the success of the law change. Council officers agree with this, and will develop an enforcement strategy to support the roll out of the law.</p>

<p>Complexity of Local Law documents</p>	<p>1 submission highlighted that it is very difficult for members of the community to digest and understand the documents relating to the proposed Local Law</p>	<p>Council officers acknowledge this submission, and believe this is likely a reason for relatively limited submissions.</p> <p>This is a perennial problem in respect of Local Law documents, in that the legal instrument and the supporting statutory explanations are technical and difficult to digest, especially in the case of multi-issue “omnibus” local laws, such as this one.</p> <p>In designing the engagement, we have attempted to make some issues easier to engage with, by providing plain language commentary, however we accept that there is room for improvement in this respect, and the educational approach of enforcement officers will continue to be very important.</p>
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Certification and review

Section 74(1) of the Local Government Act requires that a certificate must be obtained from a qualified person (legal practitioner) that confirms that the law complies with the Local Law requirements set out in the Act.

A certificate to this effect is tabled with this report.

The Local Law may be reviewed or amended at any time, by following the process in the Local Government Act. At a minimum, Council commits (in the Compliance and Enforcement Policy) to review Local Laws every 5 years.

Other related resolutions

As previously noted, the existing Local Law includes clauses that relate to domestic animals (cat desexing and dog-leashing requirements). With the adoption of this Local Law, these ‘laws’ will be remade as Orders under the Domestic Animals Act, rather than in the Local Law.

Resolutions 3 and 4 have the effect of re-enacting existing resolutions (or equivalent resolutions) of Council. Where changes are proposed (such as the change regarding cat registration from 6 months to 3 months) this was included in the engagement documents and Creating Cardinia profile.

Policy Implications

As set out above, the proposed Local Law supports the same objectives as those previously adopted by Council. Where changes are proposed to the Local Law, they are broadly consistent with previous policy decisions of the Council (such as off leash park policy and decisions relating to waste services etc).

Other policy changes have been proposed and disclosed through the statutory engagement process. Where the scope of the proposed Local Law has broadened, it does not result in an unexpected or extraordinary use of the law making power. In most cases, new requirements proposed in the Cardinia Shire Community Local Law 2024 have been modelled on clauses already operating in other municipalities.

Relevance to Council Plan

5.1 We practise responsible leadership

5.1.1 Build trust through meaningful community engagement and transparent decision-making.

Climate Emergency Consideration

There are no climate emergency considerations as part of the report

Consultation/Communication

The proposed Local Law has been drafted following:

- feedback from the community
- feedback from real estate agents
- the feedback of enforcing officers since Local Law 17 was adopted, and
- feedback from other relevant Council business units

The proposal has been subject to an extensive public consultation program, primarily using the Creating Cardinia platform, and other communication methods. Dedicated consultation streams for Builders and Real Estate Agents were developed and implemented in parallel to the community consultation.

Financial and Resource Implications

The development of the proposed Local Law, and the engagement activities that support it, are met within existing operational budget.

Conclusion

It is necessary for Council to remake the Local Law, and the proposed Local Law (version 1.3.2) broadly represents a continuation of the current Local Law, with proposed amendments to improve the effectiveness and efficiency of the Local Law.

After extensive, public consultation we recommend that the Proposed Community Local Law 2024 be made (as set out in Version 1.3.2) attached to this report.

Resolution

Moved Cr Tammy Radford, seconded Cr Collin Ross.

It is recommended that:

1. The outcomes of the first stage of public consultation in respect of Proposed Community Local Law 2024 (ver 1.0, conducted in March 2024) and the subsequent stage of consultation (ver 1.3, June/July 2024) be noted, and
2. Pursuant to Section 71 (1) of the *Local Government Act 2024*, Council resolves to make a Local Law to be known as Cardinia Shire Council Community Local Law 2024 (version 1.3.2 attached to this report), and for this Local Law to commence operation on 1 August 2024, and
3. Pursuant to section 10A(1) of the *Domestic Animals Act 1994*, Council resolves, from 1 August 2024 Council will not register or renew the registration of a cat over 3 months old unless:
 - a. the cat is desexed; or
 - b. the cat is exempt from being desexed under section 10B of the *Domestic Animals Act 1994*, and
4. Pursuant to Section 26(2) of the *Domestic Animals Act 1994*, Council resolves to make the following order:

ORDER UNDER SECTION 26(2) OF THE *DOMESTIC ANIMALS ACT 1994*

6. Commencement

This order commences on 1 August 2024 and remains in force until revoked.

7. Revocation

Upon the commencement of this order all previous orders made by Council under section 26 of the *Domestic Animals Act 1994* are revoked.

8. Dogs must be on leash

(3) When any dog is in a public place in Council's municipal district, the person in apparent control of the dog must keep the dog restrained by means of a chain, cord or leash not greater than three metres in length and attached to the dog.

(4) Sub-clause (1) does not apply to a dog being exercised in a designated off leash area in compliance with the conditions set out in clause 4.

9. Designated off leash areas

A dog may be exercised off a chain, cord or leash in a designated off leash area provided each of the following conditions are complied with:

- (i) at all times the person exercising the dog must remain in effective voice or hand control of the dog and within constant sight of the dog so as to be able to promptly place the dog on a chain, cord or leash if that becomes necessary;
- (j) the person exercising the dog must be 16 years of age or over;
- (k) any children under the age of 16 in the designated off leash area must be supervised at all times;
- (l) a person may be in control of no more than two dogs;
- (m) at all times the person exercising the dog must carry a chain, cord or leash not greater than three metres in length;

- (n) the dog must be on a chain, cord or leash when entering or exiting the designated off leash area;
- (o) a female dog must not be brought into the designated off leash area if the dog is on heat; and
- (p) the person exercising the dog must pick up and lawfully dispose of all excrement from the dog, including to use bins where provided by Council for that purpose.

10. Definitions

In this order -

Council means Cardinia Shire Council.

Designated off leash area means the part of each of the following reserves identified on maps published on the Council's website www.cardinia.vic.gov.au as being an off leash area and designated with off leash area signage at the reserve:

- (n) Don Jackson Reserve, far end of Ahern Road, Pakenham;
- (o) Toomuc Creek Linear Reserve, south of Princes Highway and east of Warwick Bayley Oval, Pakenham;
- (p) Alma Treloar Reserve, corner of Bailey and Pakenham Roads, Cockatoo;
- (q) Cochrane Park, Koo Wee Rup
- (r) Garfield Recreation Reserve, Fourteen Mile Road, Garfield;
- (s) Tantallon Boulevard Detention Basin Reserve, Beaconsfield;
- (t) Pepi's Land, Puffing Billy Walking Track, Kilvington Drive, Emerald;
- (u) Cockatoo Road Reserve, Pakenham;
- (v) Simon Drive Reserve, Pakenham;
- (w) Bob Burgess Reserve, Princes Highway, Beaconsfield;
- (x) Vantage Drive Reserve, Pakenham;
- (y) Ray Canobie Reserve, Duncan Drive, Pakenham;
- (z) Onyx Reserve, Onyx Crescent, Officer.

Private land means land in private ownership but does not include land owned or managed by Council, Crown land or any land owned or managed by a public authority.

Public place has the same meaning as in the *Summary Offences Act 1966* but does not include any public place on private land.

5. The CEO cause all necessary steps to be taken to bring the above resolutions into effect.

For: Cr Brett Owen, Cr Carol Ryan, Cr Collin Ross, Cr Graeme Moore, Cr Jack Kowarzik, Cr Jeff Springfield, Cr Kaye Cameron, Cr Stephanie Davies and Cr Tammy Radford
Against: Nil

Carried

7.4 Financial Reports

7.4.1 2024/2025 Wellbeing Support Grants

Responsible GM: Lili Rosic
Author: Kym Ockerby

Recommendation(s)

That Council approve 46 applications for funding under the 2024/25 Wellbeing Support Grant program to the value of \$102,735.10.

Attachments

1. Wellbeing Support Grant Guidelines 2425 (1) [7.4.1.1 - 4 pages]
2. CONFIDENTIAL REDACTED - Confidential 2425 Wellbeing Support Grant recommendations [7.4.1.2 - 9 pages]

Executive Summary

The Wellbeing Support Grant Program provides support for sustainable initiatives that improve health and wellbeing, support volunteer development, and build capacity of community organisations.

Applications for the 2024/25 Wellbeing and Support Grant round opened on Monday 15 January 2024 and closed on Friday 29 March 2024.

Council received 77 Wellbeing Support Grant applications for the 2024/25 grant round totalling \$189,976.

Following an extensive assessment process, grant applications have been evaluated against eligibility criteria and it is recommended that 46 applications be approved for funding to a total value of \$102,735.10.

Background

The aim of the Wellbeing Support Grant Program is to equitably support sustainable community led initiatives that address identified and unmet community need, that aim to:

- Improve resident health and wellbeing
- Support opportunities for volunteer development
- Build capacity of community groups through support for projects and programs.

Applications were assessed by a multidisciplinary group of Council officers from the areas of Active and Connected Communities; Arts, Advocacy and Economy; Youth Services; Risk, Health, and Safety; Community Strengthening; Health and Social Planning; Environment; and Emergency Management.

These assessments were then reviewed by the Senior Leadership Team and presented to a Council Briefing for further input before being presented to a Council Meeting for endorsement.

Below are the outcomes following this process:

Application Funding Recommendations	Number of Applications
Fully funded	41
Partially funded *	5
Not recommended or Ineligible	31
Total amount allocated	\$ 102,735.10

*some requests ineligible

Eligible applications can be broken down into the following categories:

Application Category	Applications	Funds Allocated
Volunteer Support Grants	4	\$9,602.50
Seeding Grants	16	\$68,450.60
Small Change Grants	26	\$24,682.00

Policy Implications

The grant program aligns with Cardinia Shire Council's Liveability Plan. The Wellbeing Support Grants are also referenced within the Council Plan.

Council's Wellbeing Support Grant Guidelines provide details about the grant categories and assessment process.

Relevance to Council Plan

Not applicable.

1.1 We empower our communities to be healthy, connected and resilient

1.1.1 Plan for, and support the delivery of, accessible health and social services that address critical gaps in provision.

1.1.2 Enrich local identity and opportunities for the community to connect through art, history and cultural expression.

1.1.3 Lead by example in creating an inclusive and welcoming community for all by facilitating community education, capacity building, connection and celebration of our diversity.

1.1.4 Facilitate a partnership approach to create safer communities.

1.1.5 Work closely with the community to deliver programs that build community resilience, relating to a pandemic or other disasters.

Climate Emergency Consideration

N/A

Consultation/Communication

A comprehensive communications plan was undertaken, and as a result the program and invitations for applications were widely promoted throughout the Shire. An additional social media campaign was undertaken to boost awareness and target new and emerging community groups in the Shire. This was in addition to targeted emails to Council Officer contacts.

Upon endorsement at Council Meeting, applicants will be advised of the outcome via a 'letter of offer' through the SmartyGrants system.

Financial and Resource Implications

The available funding for the 2024/25 Wellbeing Support Grant program is \$102,724. The total amount required to support 46 recommended applications is \$102,735.10 which is an overspend of \$11.10.

Conclusion

The Wellbeing Support Grant Program provides support for sustainable initiatives that help build capacity of our community organisations.

It is recommended Council approve funding 46 grant applications to the value of \$102,735.10 through the 2024/25 Wellbeing Support Grant program.

Following formal endorsement, grant applicants will be advised of the outcome of their application.

Resolution

Moved Cr Stephanie Davies, seconded Cr Brett Owen.

That Council approve 63 applications for funding under the 2024/25 wellbeing support grant program, to the value of \$125,429.10. This includes an additional 17 applications that met the eligibility criteria, have scored highly, and align with the objectives of the program, however, were not initially included due to budget constraints.

For:Cr Brett Owen, Cr Collin Ross, Cr Kaye Cameron, Cr Jeff Springfield and Cr Stephanie Davies
Against:Cr Carol Ryan, Cr Graeme Moore, Cr Tammy Radford and Cr Jack Kowarzik

Carried

7.4.2 2024-2025 Community Capital Works Grants

Responsible GM: Lili Rosic
Author: Nat Noonan, Kym Ockerby

Recommendation(s)

That Council formally endorses the following community grants across three categories of the 2024/25 Community Capital Works Grant round :

- 6 Community Capital Works Grants (Category 1) – total value of \$91,500.00
- 9 Community Capital Works Partnership Grants (Category 2) - total value of \$105,837.17
- 2 Major Equipment Grants (Category 3) – total value of \$22,124.00

Attachments

1. CONFIDENTIAL REDACTED - CONFIDENTIAL Attachment One_-_ Category One CCWW Applications 2024-2025 [7.4.2.1 - 4 pages]
2. CONFIDENTIAL REDACTED - CONFIDENTIAL Attachment Two_-_ Category Two_-_ CCWG Applications 2024-2025 [7.4.2.2 - 4 pages]
3. CONFIDENTIAL REDACTED - CONFIDENTIAL Attachment Three_-_ Category Three_-_ CCWG Applications 2024-2025 [7.4.2.3 - 1 page]
4. Cardinia Community Capital Works Grants Program Policy [7.4.2.4 - 9 pages]
5. 2024-25 Community Capital Works Grants Program Guide [7.4.2.5 - 22 pages]

Executive Summary

The Community Capital Works Grants (CCWG) program is guided by the Community Capital Works Policy.

Expressions of interest (EOI) for category two CCWG opened 18 September 2023 and on closed 3 December 2023. Subsequently, successful EOI applicants were invited to put in a detailed application when applications opened for all three grant categories on 15 January 2024. Applications closed on 29 March 2024.

A total of 42 applications were received under the three grant categories for the 2024/25 Community Capital Works Grant round, amounting to \$652,606.82, which is lower than the \$1,158,790.34 requested in the 2023/24 round and the \$691,765.99 requested in the 2022/23 round.

A total of 14 eligible applications were received under Category 1. Council officers recommend supporting 6 of these applications to the value of \$91,500.00.

A total of 18 applications were received under Category 2. Council officers recommend supporting 9 of these applications to the value of \$105,837.17.

Category 1 and 2 projects will be funded from the Minor Capital Works budget.

A total of 2 applications were received under Category 3. Council officers recommend supporting both applications to the value of \$22,124.00. The 2024/25 Category 3 budget is \$29,653.

Background

Council's Community Capital Works Grants program assists successful community groups to upgrade community and recreational facilities that are used to strengthen local community networks and support community wellbeing. Improvements to facilities funded through this program boost people's participation and involvement in their local communities.

Expressions of interest for Category 2 CCWPG opened earlier for the 2024/25 FY round. This enabled community committees to have more time to work with their Council Liaison Officer to plan their project. Expression of interest (EOI) forms were open from 18 September and closed on 1 December 2023.

Formal applications for all three categories under Council's CCWG Program opened on 15 January and closed on 29 March 2024.

The program is guided by the Community Capital Works Grants policy and program guide and consists of three program categories:

Category 1 (CCWG) – Up to \$20,000 available per project. All work to be conducted will be coordinated by Council, with no matched funding required from the Community Group and no works undertaken by the group. Projects must fit in with pre-determined priority areas.

Category 2 (CCWPG (Community Capital Works Partnership Grant)) – Up to a maximum of \$35,000 available per project. The applicant manages project works. The required contribution by the Community Group is based on a rating scale depending on the overall annual income of the Community Group. The rating scale is:

- Up to \$5,000 – 10% contribution
- \$5,000 – \$15,000 – 30% contribution
- \$15,000 and above - 50% contribution

Category 3 (Major Equipment Grant) – Up to \$20,000 is available for groups to purchase major equipment. Successful applications receive matched funding; 50% from Council and 50% from the Community Group.

Application details:

Applications received by category:

Application Status	Category 1	Category 2	Category 3
Recommended	6	9	2
Withdrawn	2*	0	0
Ineligible	6	0	0
Not recommended	8	9	0
Total	22	18	2

*Re-submitted as Category 2 applications.

In 2024/25 Community Capital Works Grant round, total submissions across the three categories amounted to \$652,606.82. This figure is lower than the \$1,158,790.34 requested in the 2023/24 round and the \$691,765.99 requested in the 2022/23 round.

Policy Implications

The CCWG Program is guided by the Community Capital Works Grants policy and program. See attachments to this report.

Projects funded under the Community Capital Works and Major Equipment Grants are subject to arrangements under the following Council and Government Policies:

- Community Capital Works Grants Policy
- Access and Inclusion Policy
- Recreation Reserve Facility Standards Policy
- Recreation Reserve Management and Usage Policy
- Buildings and Facilities Maintenance Policy
- Asset Management Policy
- Children's Services Regulations Playground safe standards
- Department of Education and Training Early Years Policy Guidelines OHS (Occupational Health & Safety) Policy
- Risk Management Policy

Relevance to Council Plan

1.1 We empower our communities to be healthy, connected and resilient

1.1.1 Plan for, and support the delivery of, accessible health and social services that address critical gaps in provision.

1.1.4 Facilitate a partnership approach to create safer communities.

2.1 We support the creation of liveable spaces and places

2.1.1 Advocate, plan for and deliver accessible community infrastructure and services that address community need.

3.1 We value our natural assets and support our biodiversity to thrive

3.1.1 Partner with community, business and industry to take action on, and adapt to, climate change.

3.1.4 Plan and advocate for better water cycle planning and management to reduce environmental impacts.

Climate Emergency Consideration

Environmental upgrades are a key component of the Community Capital Works Grants program and policy. Applications were considered in line with the policy and as such many of the recommended applications provide an environmental benefit.

Consultation/Communication

An extensive internal and external communication process has occurred in relation to the Community Capital Works Grants program including:

- Promotion of the grants to the community in accordance with a well-developed Communication Plan - both during, and in the lead-up to the grant rounds opening. Promotion of the grants was undertaken through social media and targeted emails to eligible groups sent out by various teams within Council.
- Support package developed for prospective applicants to appropriately plan for and scope their projects.
- Provision of support with the application process by relevant Council staff. This involved staff encouraging and supporting eligible groups to apply in their usual interaction with these organisations and groups.
- A grant writing workshop.
- Extensive internal dialogue between relevant Council staff as part of the assessment process.
- Liaison with applicants to confirm application details during the assessment process.

Risk Assessment

The Community Capital Works Grants program has been developed in consultation with Council's Risk, Health, and Safety team.

The Risk, Health and Safety team also provide input during the application assessments, and project coordination.

Financial and Resource Implications

This year's Category 1 and 2 recommended projects will be funded out of the Minor Capital Works budget and total \$197,337.17.

The 2024/25 budget for the Category 3 program is \$29,653.00. Two Category 3 applications are recommended to be funded, totalling \$22,124.00

Conclusion

Cardinia Shire Council's 2024/25 Community Capital Works Grant Program received 42 applications, totalling \$652,606.82. Following an extensive assessment process, 17 applications in total are recommended for funding under the three categories of Council's 2024/25 Community Capital Works Grant program.

The includes:

- 6 Community Capital Works Grants (Category 1) – a total value of \$91,500.00
- 9 Community Capital Works Partnership Grants (Category 2) - a total value of \$105,837.17.
- 2 Major Equipment Grants (Category 3) – a total value of \$22,124.00

Once formally endorsed by Council, all applicants will be advised of the outcome of their application.

Resolution

Moved Cr Jeff Springfield, seconded Cr Graeme Moore.

1. That Council formally endorses the following community grants across three categories of the 2024/25 Community Capital Works Grant round:

- 6 Community Capital Works Grants (Category 1) – total value of \$91,500.00
- 9 Community Capital Works Partnership Grants (Category 2) - total value of \$105,837.17
- 2 Major Equipment Grants (Category 3) – total value of \$22,124.00

2. That Council officers undertake further investigation to explore any opportunities to support a number of grant applications received relating to solar panel installation that are currently recommended for refusal.

For:Cr Brett Owen, Cr Carol Ryan, Cr Collin Ross, Cr Graeme Moore, Cr Jack Kowarzik, Cr Jeff Springfield, Cr Kaye Cameron, Cr Stephanie Davies and Cr Tammy Radford
Against:Nil

Carried

7.5 Activity Reports

7.5.1 Quarterly Resolutions Report to June 2024

Responsible GM: Debbie Tyson
Author: Doug Evans

Recommendation(s)

That Council note the report detailing implementation of Council resolutions for the period to the end of June 2024.

Attachments

1. Quarterly resolutions report April to June 2024 [7.5.1.1 - 19 pages]

Executive Summary

The attached report details all resolutions made for the quarter ended 30 June 2024, and includes the actions taken to implement the decisions; the report does not include matters listed for noting.

This quarter, there were three Council Meetings held where there were 31 resolutions made requiring action and two Town Planning Committee Meetings held where there were 8 resolutions made that required action.

Of these 39 decisions 31 have been completed with 8 retaining a status of 'In-Progress', these are predominantly where further reports have been called for.

The report includes one item from previous quarters that remains open with a status of 'In-Progress'.

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. Importantly, it also provides transparency to our community.

Policy Implications

This regular report is in keeping with the Governance Rules.

Relevance to Council Plan

5.1 We practise responsible leadership

5.1.1 Build trust through meaningful community engagement and transparent decision-making.

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 regarding this report.

Consultation/Communication

All relevant staff have been consulted regarding 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 ensure transparency regarding the implementation of Council decisions and provide confidence to the Council that the decisions are implemented without undue delay.

Resolution

Moved Cr Tammy Radford, seconded Cr Jeff Springfield.

That Council note the report detailing implementation of Council resolutions for the period to the end of June 2024.

For:Cr Brett Owen, Cr Carol Ryan, Cr Collin Ross, Cr Graeme Moore, Cr Jack Kowarzik, Cr Jeff Springfield, Cr Kaye Cameron, Cr Stephanie Davies and Cr Tammy Radford
Against:Nil

Carried

7.5.2 Major Projects Report

Responsible GM: Peter Benazic
Author: James Kelly, Jarrad Unsworth, Michael Casey

Recommendation(s)

That Council note the July 2024 Major Projects Report.

Attachments

1. Major projects report - July 2024 [7.5.2.1 - 15 pages]

Executive Summary

As part of the reporting process to Council, this monthly report provides an update of the status of major projects in progress, as at the end of June 2024 when the report was collated.

Background

Projects and updates are included in the attached report

Conclusion

This regular activity report (as attached) is provided for Councillor's information

Resolution

Moved Cr Stephanie Davies, seconded Cr Collin Ross.

That Council note the July 2024 Major Projects Report.

For:Cr Brett Owen, Cr Carol Ryan, Cr Collin Ross, Cr Graeme Moore, Cr Jack Kowarzik, Cr Jeff Springfield, Cr Kaye Cameron, Cr Stephanie Davies and Cr Tammy Radford
Against:Nil

Carried

7.5.3 State Projects Update Report

Responsible GM: Peter Benazic
Author: Narelle Bulleid

Recommendation(s)

That Council :

- notes the updates and achievements of the Major projects detailed in this report.
- notes the effectiveness of Cardinia Shire Councils management approach to State Infrastructure projects which focusses on project management and facilitation, advocacy and collaboration across all levels of Government and Stakeholders to maximise projects outcomes, attract new projects/scope and grant funding opportunities.

Attachments

Nil

Executive Summary

The Council's Major Projects Business Unit has played a pivotal role in managing significant projects in collaboration with various State Government agencies. The Victorian Infrastructure Delivery Authority (VIDA) is at the forefront of these initiatives, overseeing critical infrastructure developments such as the Level Crossing Removal Project, now in conjunction with Rail Projects Victoria, as well as the efforts of the Victorian Health Building Authority and Major Road Projects Victoria. This includes the expansive Big Build Roads initiative.

Persistent advocacy for state and federal investment in essential transport and health infrastructure has been a hallmark of the Council's efforts within Cardinia. From the outset, the Council has actively encouraged its officers to work in partnership with the State Government. This collaboration aimed to strongly advocate for and influence the outcomes of these projects, ensuring the best possible results for the community.

Through this partnership and facilitation approach, Cardinia Shire is being seen by many of these partners as a Council where it is productive and made easy to undertake project delivery, and their projects are supported and facilitated. There is mutual benefit to our partners, Council and community to maximise these relationships – achieving enhanced deliverables, good project outcomes, effective use of resources on both sides and attracting more projects and grant funding.

This strategic approach has been instrumental in aligning the projects with the broader aspirations of the local area, extending beyond the immediate project scope for each individual project. This alignment has fostered a robust and cohesive development strategy, ensuring that the infrastructure not only meets current needs but also supports the future growth and prosperity of the community.

Background

Council's Major Projects Business Unit is responsible for liaising with the State Government agencies responsible for the following projects:

- Level Crossing Removal Projects (LXRP):
 - Pakenham – Three rail over road bridges and two stations
 - Brunt Road Officer – Road over rail bridge
 - Station Street Officer – Road closure

- Station Street Beaconsfield – Road over rail bridge
- Nar Nar Goon Station Carpark Upgrade
- Rail Projects Victoria (RPV):
 - Gippsland Line Upgrade including Bunyip Station upgrade
- Victorian Health Building Authority (VHBA):
 - Pakenham Community Hospital
- Major Roads Projects Victoria (MRPV):
 - Healesville – Koo Wee Rup Road Upgrade from Livestock Way to Manks Road
 - Pakenham Roads Upgrade including;
 - Healesville - Koo Wee Rup Road freeway interchange and road upgrade
 - McGregor Road freeway interchange and road upgrade
 - Racecourse Road upgrade

The establishment of the Major Projects Business Unit was a strategic move by the Cardinia Shire Council to influence and foster collaboration on significant infrastructure projects. This initiative ensures these projects integrate with the local area and act as catalysts for further investment in the region. This approach was key to Council's recent success in obtaining grant funding for the John Street, Drake Place and McGregor Road projects. These Council projects are designed to leverage and further enhance the benefits of state and federal infrastructure upgrades.

The state transport infrastructure projects are set to improve public transport services by reducing travel times across various modes and improving the local road network through the elimination of level crossings. The council's proactive advocacy and collaborative approach have been instrumental in securing significant additional community infrastructure and community benefits. This includes:

- 16 km of shared use paths and extensive footpath connections across the projects.
- New seating within open space areas and at rest areas along the new shared use paths.
- Over 40,000 m² of new community open space in Pakenham between McGregor Road and Main Street including passive and active recreation areas, shelters with tables and seating, a multi-use outdoor events area, half basketball court, exercise area and a new playground.
- New toilets and a Changing Places facility in Pakenham.
- Over 350,000 new plants and hundreds of new trees to improve canopy cover.

Council has collaborated with and advocated to all project teams to apply crime prevention through environmental design (CPTED) principles and best practices to improve community safety. The projects include well-lit open spaces that are designed for people to move through and enjoy safely.

Level Crossing removal projects

Pakenham Level Crossing Removal Project

This project includes the removal of three level crossings at McGregor Road, Main Street and Racecourse Road Pakenham, with a rail over road solution. A significant amount of new public open space is being created within the rail corridor under the elevated rail viaduct. The project also includes the redevelopment of Pakenham Station, the extension of the metropolitan train line to Pakenham East, and the construction of the new East Pakenham Station.

In addition to the upgraded public transport infrastructure including improved access arrangements to the station and the benefits in traffic movements and travel times due to the removal of the level crossings, the following are notable negotiated enhanced outcomes for the community:

- Provision of a multi-functional outdoor event space with notable pedestrian connections with the commercial precinct and an integrated Changing Places facility located between the future community hospital and the train station allowing for dispersion of amenities within the activity centre.
- A feature crossing integrating the landscape corridor with the Major Activity Centre near Drake Place. This will provide better connectivity between the open space, the commercial precinct and the community hospital site. The feature crossing has been integrated into the design of the open space and aligned with a key activity node that includes a new playground as well as a barbecue, picnic shelters and seating.
- Increased number of bench seats throughout the open space corridor.
- Extensive footpath areas allowing for connections north and south and throughout the new open space.
- Shared use path connecting McGregor Road and the Pakenham Station.
- Strong advocacy for the upgrade of Ryan Road –sealing of the road was added to the project as well as provision of a shared use path to the East Pakenham Station.

Brunt Road Level Crossing Removal Project

This project includes the removal of the Brunt Road level crossing through the construction of a new road bridge over the existing rail tracks. The new bridge will be constructed to the east of the existing road to allow Brunt Road to remain open to traffic for as long as possible during the works.

In addition to the upgraded public transport infrastructure and the benefits in traffic movements and travel times due to the removal of the level crossings the following are notable negotiated enhanced outcomes for the community:

- Shared use path connectivity from east to west under the bridge for residents to school and future sporting precincts.
- Accessible (DDA) compliant pathways on both sides of the bridge for cyclists & pedestrians.
- Planting of close to 50,000 native and indigenous new species.
- Additional seating and rest areas around the new pathways and existing parks.
- Increased lighting for the safety of pedestrians.

Station Street Officer Level Crossing Removal Project

This project involves the removal of the Station Street, Officer level crossing through the closure of Station Street on either side of the rail tracks. While the Officer Precinct Structure Plan identifies the need for an alternative North-South arterial road to be constructed prior to the closure of the level crossing, this road is not within the scope of the project. The Department of Transport and Planning (DTP) is responsible for delivering the North-South arterial road but currently does not have funding for the project. Council will continue to advocate to DTP on the need for this important road connection to be funded and delivered.

The following are notable negotiated enhanced outcomes for the community:

- Shared use path connections from Gilbert Reserve to the Station and Civic Centre and from Officer South Rd from Hickson Rd into the Station for increased safety.
- Planting of close to 4,000 native and indigenous new species.
- Increased lighting for all shared use paths for increased safety.
- Additional seating and rest areas around the new pathways.

Station Street Beaconsfield Level Crossing Removal Project

This project involves the removal of the Station Street, Beaconsfield level crossing through the construction of a new road bridge over the existing tracks. The project area includes a locally significant heritage building at 20 Beaconsfield Avenue and the regionally significant Cardinia Creek parklands which are key concerns for Council among other matters.

In addition to the upgraded public transport infrastructure and the benefits in traffic movements and travel times due to the removal of the level crossings, the following are notable negotiated enhanced outcomes for the community:

- Retention of the Railway Masters heritage house and significant Bunya Bunya Pine.
- Full footpath connectivity over the new bridge for safer access to areas south of the railway.
- New shared use pathway along Beaconsfield Avenue to the Station.
- Planting of close to 75,000 native and indigenous new species.
- Increased lighting for the safety of all pedestrians & commuters.
- Additional seating and rest areas around the new pathways.

Cardinia Road Level Crossing Removal Project

This project involves the removal of the Cardinia level crossing through the construction of a new road bridge over the existing tracks.

In addition to the upgraded public transport infrastructure and the benefits in traffic movements and travel times due to the removal of the level crossings the following are notable negotiated enhanced outcomes for the community:

- Shared use path connectivity under the bridge with active open spaces and artwork.
- Pathways on both sides of the bridge for cyclists & pedestrians.
- Planting of extensive native and indigenous new species.
- Increased lighting for the safety of pedestrians.

Other rail projects

Nar Nar Goon Station Car Park Upgrade

The Nar Nar Goon car park upgrade was part of the larger program known as Car Parks for Commuters and was delivered by the Level Crossing Removal Project (LXRP) agency. The project has delivered an upgrade of the car parking area on the north side of the station which includes 50 parking spaces with accessible parking spaces, pedestrian paths, bicycle hoops, lighting and new CCTV cameras.

Gippsland Line Upgrade – Rail Projects Victoria

The Gippsland Line Upgrade is a project that extends along the rail line from Bairnsdale through to Southern Cross Station. Key works within Cardinia Shire include the Bunyip Station upgrade, track duplication between Bunyip and Longwarry, level crossing upgrade at Tynong, along with signalling and drainage upgrades between Nar Nar Goon and Bunyip.

In addition to the upgraded public transport infrastructure and the benefits in traffic movements and travel times due to the removal of the level crossings the following are notable negotiated enhanced outcomes for the community:

- Connectivity of a second rail line that allows use of the new south station platform and new bus interchange and kiss and ride area for more convenient access.
- Improving myki facilities and upgraded signalling infrastructure for more reliable journeys.
- Improved pedestrian connectivity to the township pedestrians with relocated crossings at the western end of the platform.
- New carparking for commuters.

Pakenham Community Hospital – Victorian Health Building Authority

The Pakenham Community Hospital is being delivered by the Victorian Health Building Authority. The project includes the establishment of a community hospital in Pakenham that will provide a range of integrated health and specialist services.

Council officers are collaborating with the project team to integrate the hospital design with Council's planned upgrades to Drake Place and John Street and the open space corridor being delivered by the Pakenham Level Crossing Removal Project. Council officers are also working to ensure the project applies crime prevention through environmental design (CPTED) principles and best practices to improve community safety within the Pakenham Major Activity Centre.

The intent of enhanced facilitation of this project by the Major projects team is ensuring this project integrates with the wider precinct work underway in Pakenham, rather than operating as a stand alone project within Pakenham.

Pakenham Roads Upgrade – Major Road Projects Victoria

This project includes three stages of works to upgrade the Princes Freeway and sections of McGregor Road, Healesville – Koo Wee Rup Road and Racecourse Road. The project is being delivered by Major Roads Project Victoria with funding from the Australian Government.

Council officers have achieved upgrades to existing road pavements and paths as part of these projects. A forward-looking approach was taken for the design of the McGregor Road upgrades to ensure this road can be declared as a state arterial road in the future. Council has worked constructively with the project team from the early design stages to minimise land acquisition impacts along Bald Hill Road while still achieving the transport and movement objectives of the project.

Healesville- Koo Wee Rup Road Upgrade – Major Road Projects Victoria

This project includes upgrades to Healesville – Koo Wee Rup Road between Livestock Way and Manks Road. The upgrade includes an extra traffic lane in each direction, new traffic lights at Greenhills Road, new bridges over Deep Creek, new roundabouts at Hall Road, south of Deep Creek and at Ballarto Road and a new shared use path.

In addition to the upgrades above, Council officers negotiated to achieve resealing of old Healesville – Koo Wee Rup Road (renamed to Soldiers Road) and repairs to the old Deep Creek bridge. Soldiers Road will become a local road upon completion of the project.

Policy Implications

These projects are generally consistent with several Council policies and documents including the Pakenham Major Activity Structure Plan 2021, Pakenham Major Activity Centre Urban Design Framework 2021 and Officer Precinct Structure Plan.

Relevance to Council Plan

1.1 We empower our communities to be healthy, connected and resilient

1.1.4 Facilitate a partnership approach to create safer communities.

2.1 We support the creation of liveable spaces and places

2.1.1 Advocate, plan for and deliver accessible community infrastructure and services that address community need.

2.1.2 Plan and maintain safe, inclusive and connected open spaces, places and active travel routes.

2.1.4 Advocate for increased and more-connected public transport options.

2.1.5 Upgrade Council's road network to improve safety and connectivity while considering traffic demand and freight transport needs.

5.1 We practise responsible leadership

5.1.1 Build trust through meaningful community engagement and transparent decision-making.

5.1.4 Maximise value for our community through efficient service delivery, innovation, strategic partnerships and advocacy.

Climate Emergency Consideration

The proposed infrastructure upgrades will improve public transport provision and active transport infrastructure in the project areas. This will help encourage a transport mode shift away from cars and reduce transport related carbon emissions. Further the new infrastructure will be designed and maintained in line with climate change predictions and assumptions, such as flooding and extreme heat.

Consultation/Communication

Each of the individual projects include community consultation activities. Council's Major Projects team has regular meetings with their State Government peers at LXP, RPV, VHBA and MRPV to review plans and provide input into the design of the projects and advocate for the best outcomes for the community.

Additionally, Council's Chief Executive Officer and General Manager Infrastructure and Environment regularly meet with the CEO and senior staff from the Level Crossing Removal Project to resolve any strategic issues and to advocate for additional resources to complete these projects.

Regular briefings on projects to Councillors ensure transparency and allow for informed decision-making, reflecting a commitment to advocating for the community's best interests.

Financial and Resource Implications

Council has worked closely with the Level Crossing Removal Project regarding financial and resource implications and support has been provided.

The support and facilitation outlined within this report by the Major Projects team is achieved with 6 EFT. These roles are funded by a combination of Council and grant funding.

Conclusion

Pakenham is undergoing a significant transformation with multiple infrastructure projects aimed at enhancing the region's connectivity, safety, and community amenities. The Pakenham Level Crossing Removal Project is a key initiative, removing level crossings by constructing elevated rail sections, which will not only improve traffic flow but also create new community spaces. Complementing this, the Pakenham Roads Upgrade is set to alleviate traffic bottlenecks and enhance road safety, making journeys smoother and more enjoyable.

The establishment of the Pakenham Community Hospital is another milestone, promising to deliver essential health services like urgent care, day surgery, and chemotherapy, easing the pressure on nearby major hospitals and allowing residents to access healthcare closer to home. The complementary Pakenham Revitalisation Project is a comprehensive initiative designed to enhance the activity centre of Pakenham, with a focus on Main Street and its adjacent areas. This project is set to unfold in 12 stages, aiming to transform Pakenham into a dynamic and thriving hub for both residents and businesses. The upgrades will include improved pedestrian amenities, new footpaths, and increased opportunities for outdoor dining, creating a consistent and attractive streetscape. Additionally, the project will complement the state's investment in infrastructure, ensuring that Pakenham evolves into a destination that can accommodate its rapidly growing population. With a vision to make Pakenham a place people are proud to visit and call home, the project is a step towards building a vibrant community and a prosperous future.

Further enhancing the region's transport infrastructure, the level crossing removals at Beaconsfield and Officer, along with the Gippsland Line upgrade from Bunyip to Pakenham, are set to provide faster, more reliable train services and improve safety for both motorists and train passengers.

These projects collectively represent a forward-thinking approach to urban development, ensuring Cardinia evolves into a more connected and dynamic region.

Local councils play a crucial role in representing and addressing the needs of their communities. By taking the initiative to collaborate with state government departments, Council has demonstrated the capacity to lead and advocate for improved outcomes for each of these projects. This proactive approach ensures that community needs are not only recognised but are given the necessary attention. Such partnerships are essential for the successful implementation of these projects that have a direct impact on the well-being of residents.

Resolution

Moved Cr Carol Ryan, seconded Cr Graeme Moore.

That Council :

- notes the updates and achievements of the Major projects detailed in this report.
- notes the effectiveness of Cardinia Shire Councils management approach to State Infrastructure projects which focusses on project management and facilitation, advocacy and collaboration across all levels of Government and Stakeholders to maximise projects outcomes, attract new projects/scope and grant funding opportunities.

For:Cr Brett Owen, Cr Carol Ryan, Cr Collin Ross, Cr Graeme Moore, Cr Jack Kowarzik, Cr Jeff Springfield, Cr Kaye Cameron, Cr Stephanie Davies and Cr Tammy Radford

Against:Nil

Carried

7.5.4 Community Engagement Update

Responsible GM: Debbie Tyson
Author: Emma Wilkinson

Recommendation(s)

That Council notes the community engagement activities being undertaken in July 2024.

Attachments

Nil

Executive Summary

This report provides a monthly update on Council's community engagement opportunities commencing or continuing.

Background

Community engagement is a process whereby Council uses a variety of methods to proactively seek out information and feedback from the community, including their values, concerns, ideas and aspirations. Where possible and when required by legislation, Council will include the community in the development and delivery of identified initiatives and projects. This practice establishes an ongoing partnership, ensuring that community members continue to shape Council's decision making and implementation process.

Council's Community Engagement Policy (Policy) sets out Council's accountability for community engagement practices. The Policy meets the requirements of the Local Government Act 2020 and Council's commitment to undertaking best practice, high quality community engagement activities to receive input, feedback and ideas from the community on Council projects, services, plans, policies, strategies and other Council decisions.

Council uses the IAP2 Spectrum of Public Participation (see below) as the model for its community engagement activities depending on the nature of the project, legislative requirements affecting the project and level of influence the community can have on the project, the risk and level of complexity of the project and available resources.

	INFORM	CONSULT	INVOLVE	COLLABORATE	EMPOWER
PUBLIC PARTICIPATION GOAL	To provide the public with balanced and objective information to assist them in understanding the problems, alternatives and/or solutions.	To obtain public feedback on analysis, alternatives and/or decision.	To work directly with the public throughout the process to ensure that public issues and concerns are consistently understood and considered.	To partner with the public in each aspect of the decision including the development of alternatives and the identification of the preferred solution.	To place final decision-making in the hands of the public.
PROMISE TO THE PUBLIC	We will keep you informed.	We will keep you informed, listen to and acknowledge concerns and provide feedback on how public input influenced the decision.	We will work with you to ensure that your concerns and issues are directly reflected in the alternatives developed and provide feedback on how public input influenced the decision.	We will look to you for direct advice and innovation in formulating solutions and incorporate your advise and recommendations into the decisions to the maximum extent possible.	We will implement what you decide.
EXAMPLE TOOLS	<ul style="list-style-type: none"> • Fact sheets • Websites • Open houses 	<ul style="list-style-type: none"> • Public comment • Focus groups • Surveys • Public meetings 	<ul style="list-style-type: none"> • Workshops • Deliberate polling 	<ul style="list-style-type: none"> • Citizen Advisory committees • Consensus building • Participatory • Decision-making 	<ul style="list-style-type: none"> • Citizen juries • Ballots • Delegated • Decisions

Policy Implications

Community engagement is undertaken in line with Council’s *Community Engagement Policy*.

Relevance to Council Plan

5.1 We practise responsible leadership

5.1.1 Build trust through meaningful community engagement and transparent decision-making.

Climate Emergency Consideration

There are no climate emergency considerations as part of this report.

Consultation/Communication

This month, the following Engagement Plans are being implemented.

Community engagement activity July 2024			
Project	Project description	Proposed date/s and details of the community engagement	Responsible Business Unit
WB (William Bruce) Ronald Reserve, Pakenham.	Stage 2 community engagement on the draft detail designs of the playground based on community feedback gained in Stage 1.	Period of engagement: 8 July – 5 August 2024. Community engagement will include: <ul style="list-style-type: none"> • Email/letter to key stakeholders • Present the draft designs on the Creating Cardinia website • Place QR code posters in surrounding areas directing people to the Creating Cardinia site. 	Active and Connected Communities.

Some projects will involve more than one stage of engagement. The relevant Engagement Plans for each project will document the stages and purpose of engagement.

Financial and Resource Implications

The activities undertaken fall within Councils existing budget and resourcing.

Conclusion

The table above outlines projects for engagement that can be promoted to the community this month to support its awareness and involvement and will assist Council in the delivery of the Council Plan action.

Resolution

Moved Cr Tammy Radford, seconded Cr Jeff Springfield.

That Council notes the community engagement activities being undertaken in July 2024.

For:Cr Brett Owen, Cr Carol Ryan, Cr Collin Ross, Cr Graeme Moore, Cr Jack Kowarzik, Cr Jeff Springfield, Cr Kaye Cameron, Cr Stephanie Davies and Cr Tammy Radford

Against:Nil

Carried

The Mayor advised a 10 minute recess from 9:10pm resuming the meeting at 9:20pm

8 Reports By Councillors

Cr Davies advised of PCC a collective of local churches ran a free market with over 80 families attending and benefiting from this support.

Cr Ryan attended some of the op-shops in and around Cardinia Shire noting the long service of volunteers, their energy and passion for the work that they do. Cr Ryan was invited to attend a Mental Health and Wellbeing workshop for people who work in the mental health industry. Cr Ryan noted the need for more qualified staff in this area and was surprised to receive an award at this event recognising her advocacy in this area since 1970.

Cr Radford invited along with Cr Owen were invited to attend Make and Mingle in Beaconsfield a fantastic activity with a large number of people in attendance having opportunity to speak about Council Activities.

Cr Moore met with community members and Wayne Farnham the Member for Narracan with a particular focus on dangerous roads and intersections in the Bunyip to Nar Nar Goon area, looking at solutions for these and flagging a possible local petition to Parliament on these.

Cr Owen attended the following meetings and events:

- Access and Inclusion Committee 9 June, the meeting celebrated the submissions to the Council Budget process and changes that this acknowledging and thanking Council for the budget change.
- Attended the sod turn at Jim Parkes Reserve with the Mayor South East Metro Labour MP's, noting the park upgrade which is well underway.
- Attended a community engagement (after school) pop-up session at the Beaconsfield Upper Recreation Reserve in relation to the master plan.
- Attended the Southern Park Reserve AGM, noting the service of the committee members.
- Attended the Officer Recreation Reserve Community Asset Committee of Management meeting, noting and looking forward to the official renaming of the reserve to the Rob Porter Recreation Reserve on 3 August at 12:30pm to which the community is invited.

Cr Ross attended the Community Safety Partnership Meeting noting the unseen work of this group which meets monthly. Attended the Naidoc Week celebration which was a fabulous event and well attended by Council.

Cr Cameron met with Inspector Scott Brennan in relation to policing matters in Lang Lang, noting improvements which the community appreciate.

9 Presentation Of Petitions

Nil

10 Notices Of Motion

10.1 Notice of Motion #1100 - Cr Cameron

Motion

That Council:

1. Approves an increase in funding for the Koo Wee Rup Netball Court project to a total of \$665,000 in the 2024/25 financial year, being the amount previously identified in Council's capital works program.
2. Supports the Committee of Management and Club in seeking State and Federal grant funding for delivery of this project.

Amended Motion

Moved Cr Kaye Cameron, seconded Cr Carol Ryan.

That Council:

1. Approves an increase in funding for the Koo Wee Rup Netball Court project to a total of \$911,000 in the 2024/25 financial year, being the amount previously identified in Council's capital works program.
2. Supports the Committee of Management and Club by seeking State and Federal grant funding for delivery of this project.

The Mayor sought a mover for an extension of time for Cr Davies speaking to the item. The extension was agreed to by Cr Owen.

Cr Cameron called for a Division

For: Cr Carol Ryan, Cr Collin Ross and Cr Kaye Cameron

Against: Cr Brett Owen, Cr Graeme Moore, Cr Jack Kowarzik, Cr Jeff Springfield and Cr Tammy Radford

Abstained: Cr Stephanie Davies

Lost

10.2 Notice of Motion #1101 Cr Davies

Motion

That all Councillors are invited to observe all CEO Employment Matters Meetings effective immediately. There will be no changes to voting rights or participation, but this will allow additional visibility and transparency above meeting minutes, and uplift the capacity of any Councillors who are not the delegates to perform this role in future if required.

The CEO having declared a general Conflict of Interest left the Chamber at 9:58pm

Resolution

Moved Cr Stephanie Davies, seconded Cr Tammy Radford.

That all Councillors are invited to observe all CEO Employment Matters Meetings effective immediately. There will be no changes to voting rights or participation, but this will allow additional visibility and transparency above meeting minutes, and uplift the capacity of any Councillors who are not the delegates to perform this role in future if required.

Through the Mayor, Cr Radford asked if Councillors could already attend the committee meetings.

General Manager Governance, Facilities & Economy Debbie Tyson responded that the policy is silent on this particular aspect of attendance.

For:Cr Brett Owen, Cr Carol Ryan, Cr Collin Ross, Cr Kaye Cameron, Cr Stephanie Davies and Cr Tammy Radford

Against:Cr Graeme Moore, Cr Jack Kowarzik and Cr Jeff Springfield

Carried

The Mayor requested an extension of time for Cr Davies to speak, Cr Radford agreed to the extension of time.

Cr Radford called a Point of Order in relation to Cr Davies speaking to the outcome prior to Councillors voting.

At the conclusion of the Item, the CEO returned to the Chamber at 10:15pm

10.3 Notice of Motion #1102 - Cr Davies

Motion

That all decisions made by the organisation to use 'Inform' approach per Council's Community Engagement Policy, are reported to Council in monthly reports for approval prior to commencement of planned engagement.

Amended Motion

Moved Cr Stephanie Davies, seconded Cr Collin Ross.

That decisions made by the organisation to apply the 'Inform' approach per Council's Community Engagement Policy, are included in the Community Engagement Update reports presented to Council.

For:Cr Brett Owen, Cr Carol Ryan, Cr Collin Ross, Cr Graeme Moore, Cr Jack Kowarzik, Cr Jeff Springfield, Cr Kaye Cameron, Cr Stephanie Davies and Cr Tammy Radford
Against:Nil

Carried

11 Urgent Business

12 Councillor Questions

13 Mayoral Minute

The Mayor reflected on recent trips to Canberra to advocate to the federal government on behalf of this shire.

The Mayor offered condolences to the families and friends of the following:

- Thelma Nellie Young. A stalwart of the Pakenham football and netball clubs, a life member, and a true Pakenham person, having lived to an incredible 99 years of age, 91 of those years in which she lived in Pakenham.
- Raymond 'Ashes' O'Connor. A player, volunteer, and life member of the Pakenham Football Club. He was also a proud member of the Pakenham cricket and tennis clubs as well and a friend to many, and
- Jim Dore – a premiership player and coach at Nar Nar Goon and Pakenham, and was a renowned coach elsewhere as well. Held in very high esteem in the football world and wider community.

Vale Thelma, Raymond, and Jim.

15 Meeting Closure

Meeting closed at 10:23pm.

Minutes confirmed
Chairman