### 6.5 Activity Reports

### 6.5.1 Quarterly Report - Council Resolutions

File Reference: Nil.
Responsible GM: Tom McQualter
Author: Doug Evans

## Recommendation(s)

That Council note the report detailing the implementation of Council resolutions for the period April to June 2020.

## Attachments

1. Quarterly Council Resolutions [6.5.1.1-15 pages]

## Executive Summary

The attached report details all resolutions made at Council Meetings for the quarter ended June 2020 and the actions taken to implement the decision. The report also includes resolution made at earlier meetings where actions are still proceeding. The report does not include matters for noting or matters that required no action to be taken.

## Background

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

## Policy Implications

Nil.

## Relevance to Council Plan

This regular reporting is relevant to the Council Plan goals included in the Our Governance section, in particular:
5.2.1 Embrace and demonstrate effective governance and transparency, notwithstanding that on occasions, matters under consideration will be confidential.
5.2.2 Govern and make decisions in the best interests of the Cardinia Shire community.

## Climate Emergency Consideration

Nil.

## Consultation/Communication

Council staff have been consulted in the preparation of this report

## Financial and Resource Implications

Nil.

## Conclusion

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

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| Meeting | Subject | Resolution | Responsible Offi | Completion Date |
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| $\begin{aligned} & \text { Council } \\ & \text { 19/08/2019 } \end{aligned}$ | Notice of Motion 1047 Cr Brett Owen | Moved Cr B Owen Seconded Cr J Springfield <br> That: <br> 1. Council write to the Victorian Minster for Roads - The Honourable Jaala Pulford and Vic Roads to complete a new review of road safety at the intersection of Beaconsfield Emerald Road, St Georges Road and Salisbury Road, Upper Beaconsfield <br> 2. Respectfully request that modifications are implemented by Vic Roads in consultation with the community and Cardinia Shire Council. <br> 3. Council seek a delegation to Vic Roads to advocate for the above improvements. <br> 4. Council continue to support and assist the Upper Beaconsfield Association and interested community members to advocate for safety improvements to the intersection. | Evans, Doug | Letter sent 27/8/19. <br> DOT have advised that they will investigate and will contact Council to discuss matter further and arrange a joint site inspection. <br> Meeting held on site with representatives of Upper Beaconsfield Association on 17 February. Information prepared for insertion into Village Bell Newsletter. <br> Meeting with residents has been deferred due to Coronavirus concerns. <br> Vic Police Highway Patrol requested to undertake additional enforcement of Road Rules at this intersection. |
| $\begin{aligned} & \hline \text { Council } \\ & \text { 16/09/2019 } \end{aligned}$ | Notice of Motion 1048 Cr Schilling | Moved Cr M Schilling Seconded Cr C Ryan <br> That Council resolves to: <br> - Note that the Municipal Association of Victoria State Council (May 2019) and the Australian Local Government Association National General Assembly (June 2019) have both declared a climate emergency; <br> - Declare a climate emergency, in response to the overwhelming climate science which indicates rising global temperatures are putting our local economy, people, species, and ecosystems at risk. <br> - Give priority to policy and actions that will provide for both mitigation and adaptation in response to accelerating global warming and climate change. <br> - Ensure climate change adaptation and mitigation are emphasised as a key priority in the 2021-2025 council plan. | Evans, Doug | Following actions underway <br> - Report templates being amended to include specific reference to 'Climate Emergency Considerations'. <br> - Tender templates and Procurement Policy being amended to include reference to climate change mitigation and adaptation criteria. <br> - Draft Council Plan to include appropriate reference. <br> - Investigation of financial institutions in progress. <br> - Climate Change Action Plan subject to allocation in 2020/2021 budget. <br> - Green Energy option being considered. |

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|  |  | - Investigate the financial viability of divestment within council financing, with the aim to move away from financial institutions, which fund the fossil fuel industry. <br> - Fund a climate change action plan in the 2020-2021 budget cycle, with a focus on climate change adaptation and mitigation. <br> - Investigate the cost effectiveness in purchasing "green energy". <br> - Acknowledge the work Cardinia Shire Council has already done in the move to a zero carbon operational target, with a planned $36 \%$ reduction in community emissions. |  |  |
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| $\begin{aligned} & \text { Council } \\ & \text { 14/4/2020 } \end{aligned}$ | Cardinia Planning Scheme Amendment C241-Public Acquisition Overlay to Facilitate Officer PSP Intersections | Moved Cr G Moore Seconded Cr R Brown <br> That Council adopt Amendment C241 to the Cardinia Planning Scheme under Section 29 of the Planning and Environment Act 1987 (the Act) and submit to the Minister for Planning for approval under Section 31 of the Act. | Michelle Nichols | Submitted to Minister 17 April |
|  | 2020-21 Proposed Council Budget | Moved Cr L Wilmot Seconded Cr M Schilling <br> Proposed Budget 2020-21 <br> That: <br> 1 The Proposed Budget annexed to this resolution be the budget prepared by Council for the purposes of section 127 of the Local Government Act 1989; <br> 2 The Chief Executive Officer be authorised to give public notice of the preparation of such budget in accordance with section 129 of the Local Government Act 1989; <br> 3 Council hear any submission on any proposal (or proposals) contained in such budget, made in accordance with sections 129 and 223 of the Local Government Act 1989 at a Special Council Meeting to be held on Monday 25 May 2020. | Scott Moore | Budget released for public comment 16 April |

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|  |  | 4 Council consider the adoption of the budget and the declaration and levy of rates and charges for the 2020-21 financial year at the Council Meeting to be held on Monday 15 June 2020. <br> COVID-19 Partial Rates Rebate for 2020-21 rating period and Financial Hardship measures <br> That Council: <br> 5 Approve a partial rebate of $\$ 50$ on general rates for the 2020-21 rating year to owners and ratepayers of residential properties (including vacant residential land) who hold a Commonwealth Health Care Card or Commonwealth Seniors Health. <br> 6 Approve the extension of due dates for all outstanding rates to 30 June 2020. <br> 7 Approve that no interest to be charged on any overdue rates instalment amounts to 30 September 2020 and to apply Council's normal Financial Hardship Guidelines on any debt still outstanding at 1 October 2020. <br> 8 Approve for any ratepayer who receives a partial rate rebate is eligible to also access a payment plan if they choose to do so. <br> 9 Approve suspension of recovery action on any existing debt and no new debt recovery action be undertaken until 30 June 2020. <br> 10 Approve extension of the Council's Financial Hardship Guidelines to all rateable properties experiencing temporary financial hardship due to impacts of COVID19. |  |  |
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|  | Updated Council Plan and Council Plan Actions | Moved Cr L Wilmot Seconded Cr M Schilling <br> That Council: | Peter Philp | Council Plan and actions released for comment 16 April |

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|  | 1. Adopt the following changes to the Council Plan as draft and released for public comment: Updates to the Council Plan in the areas of demographic data, key activities of Council, services provided by Council and strategies, policies, and plans that support the Council Plan and; <br> $\square$ Updates to the Council Plan Actions that identify key initiatives to implement the Council Plan, and; <br> $\square \quad$ Updates to the Strategic Resource Plan (SRP) to align with Budget papers. <br> 2. Hear any persons that wish to speak in support of their submission made, in accordance with Section 223 of the Local Government Act 1989, at a Meeting to be held in the Council Chamber on 25th May 2020. |  |  |
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| South East Melbourne (SEM) City Deal Update | Moved Cr G Moore Seconded Cr R Brown <br> That Cardinia Shire Council continues to work collaboratively with the South East Melbourne group of Councils on the preparation of a SEM City Deal, including the development of projects to be included within the proposed City Deal. | Carol Jeffs | SEM advised 15 April |
| Enhanced Standard Sustainable Buildings | Moved Cr G Moore Seconded Cr R Brown <br> That Council adopt the Enhanced Standard - Sustainable Buildings 2020-26. | Brett Munckton | Adopted 14 April |
| Notice of Motion 1052 - Remote Participation of Councillors at a Council Meeting | Moved Cr G Moore Seconded Cr R Brown <br> That Council note the report and advocate to the Minister for Local Government for legislative changes for the ability to conduct Council Meetings electronically. | Jack Coogan | Request lodged with Minister 15 April |

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|  | Contract 20-06 - Blackspot Treatment at Paternoster Rd, Emerald for the contract sum of \$379,597 (Excl. GST). <br> 2. Advise the remaining Tenderers accordingly. <br> 3. Affix the Common Seal of the Council to the contract documents. |  |  |
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| Contract 20/10 Construction of Urban and Rural Roads; Establishment of the Construction Contractors Panel | Moved Cr G Moore Seconded Cr R Brown <br> That Council: <br> 1. Establish a Construction Contractors Panel for an initial period of three (3) years with extension options of three (3) years and subsequent four (4) years for a potential 10 year total. <br> 2. Accept Expressions of Interest submitted by MACA Infrastructure Pty Ltd, Jotomex Civil Contracting, Bayport Civil Pty Ltd, Streetworks Pty Ltd, Sandridge Roads Pty Ltd, Fowlers Asphalting Pty Ltd, A1 Civil Pty Ltd, Sure Constructions Pty Ltd, Prestige Paving Pty Ltd, LincRoads Pty Ltd for CT20/10 for the Construction of Urban and Rural Roads - Construction Contractors Panel and be included onto the panel. <br> 3. Advise the remaining Contractors that expressed interest accordingly. <br> 4. Delegate authority to the CEO to accept tenders for contracts associated with relevant capital works delivered under this panel. | Peter Quigley | Contractors advised 15 April |
| Contract 20/12 Officer Recreational Reserve Female Friendly Facility Upgrade | Moved Cr G Moore Seconded Cr R Brown <br> That Council: <br> 1. Accept the tender for Contract 20-12, Officer Recreational Reserve - Female Friendly Facility Upgrade to Total Trade Property Services for the tender price of \$515,043.00 (excl.GST). | Marlene Battista | Tenerers advised 15 April |

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|  |  | 2. Advise all tenderers accordingly. <br> 3. Affix the Council Seal to the relevant contract documents. |  |  |
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|  | Contract 20/13- <br> Officer District Park <br> Detailed Design | Moved Cr G Moore Seconded Cr R Brown <br> That Council: <br> 1. Accept the tender submitted by EPCAD Pty Ltd to <br> undertake the works associated with Contract 20/13 <br> Officer District Park Detailed Design for the contract sum <br> of \$263,086.00 (Excl. GST). | Thomas Nicholls | Tenderers advised 15 April |
|  | 2. Advise the remaining Tenderers accordingly. <br> 3. Affix the Common Seal of the Council to the contract <br> documents. |  |  |  |
| Council  <br> $18 / 5 / 2020$ Amendment C240 Koo <br> Wee Rup TownshipMoved Cr Ray Brown, seconded Cr Graeme Moore. <br> Strategy <br> Implementation - <br> Consider Submissions <br> and Refer to Planning <br> Panel | That Council: <br> 1. Receive and consider all submissions made to Planning <br> Scheme Amendment C240card. <br> 2. In accordance with Section 23 of the Planning and <br> Environment Act 1987, refer all submissions for consideration <br> to an independent planning panel to be appointed by the <br> Minister for Planning. | Teresa Hazendonk | Submissions referred to Minister 20 |  |
| May 2020 |  |  |  |  |

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|  | Ropers Lane, Cora Lynn | That this Item be deferred for further consideration at the June Council Meeting to allow additional time for Councillors to consider the merits of the application.. |  |  |
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|  | Instrument of Delegation - Council to Members of Council Staff | Moved Cr Jodie Owen, seconded Cr Graeme Moore. <br> That Council in exercising the powers conferred by section 98(1) of the Local Government Act 1989 and the other legislation referred to in the attached instrument of delegation, Council resolves that: <br> 1. Duties, functions and powers outlined be delegated to the members of Council staff holding, acting in or performing the duties of the positions referred to in the attached Instrument of Delegation to members of Council staff. The powers, duties and functions set out in that instrument, subject to the conditions and limitations specified in that Instrument. <br> 2. The instrument comes into force immediately the common seal of Council is affixed to the instrument. <br> 3. On the coming into force of the instrument all previous delegations to members of Council staff under the Instrument of Delegation dated 20 May 2019 are revoked. <br> 4. The duties and functions set out in the instrument must be performed, and the powers set out in the instruments must be executed, in accordance with any guidelines or policies of Council that it may from time to time adopt. | Jack Coogan | Instrument sealed 18 May 2020 |
|  | Officer Sports Club Lease | Moved Cr Brett Owen, seconded Cr Leticia Wilmot. <br> That Council: <br> 1. Commences the statutory procedures under Sections 190 and 223 of the Local Government Act 1989 (the Act) by giving public notice in the local paper and on Councils web site advising of the proposal to lease a part of the reserve at 20 Starling Road Officer to the Officer Sports Club Incorporated. <br> 2. In the event of submissions being received, a committee comprising the Ranges Ward Councillors be appointed and the Chief Executive Officer be authorised to set the day, time and means for the hearing of such submissions. <br> 3 . Following the hearing of submissions, or if no submissions are received, further consider the proposal to lease part of | Jeanette Blackwood | Public Notice given 27 May 2020 |

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|  |  | tendered in accordance with the submitted schedule of rates; <br> - Accept the tender submitted by Accomplished Plumbing Services Pty Ltd to undertake works associated with Contract 20/17 Drainage Works Annual Supply for the initial three (3) year period commencing 1st November 2020, with an option of a two (2) year extension as tendered in accordance with the submitted schedule of rates; <br> - Accept the tender submitted by Linct Group Pty Ltd to undertake works associated with Contract 20/17 Drainage Works Annual Supply for the initial three (3) year period commencing 1st November 2020, with an option of a two (2) year extension as tendered in accordance with the submitted schedule of rates; <br> - Advise the remaining Tenderers accordingly; and <br> - Execute the contract Documents. |  |  |
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| $\begin{aligned} & \hline \text { Council } \\ & 15 / 6 / 2020 \end{aligned}$ | Amendment To Planning Permit T130057 - To Amend Conditions to Allow Low Level Live Music in Outdoor Areas of the Hotel At L1, L2 And L3 LP6442, 200 Beaconsfield-Emerald Road, Beaconsfield | Moved Cr Brett Owen, seconded Cr Leticia Wilmot. <br> That the report be deferred to the July Council meeting to allow further consideration of the application. | Evangeline McGauleyKennedy | To be further considered at July Council meeting |
|  | Use and Development of the Land for a Dwelling and Removal of Vegetation at 369 Paternoster Road, Cockatoo | Moved Cr Graeme Moore, seconded Cr Carol Ryan. <br> That Council issue a Refusal to Grant Planning Permit T180651 be issued for Use and development of the land for a dwelling and removal of vegetation at 369 Paternoster Road, Cockatoo VIC 3781 on the following grounds: <br> - Failure to meet application requirements of Clause 35.06Rural Conservation Zone Schedule, Clause 42.01- <br> Environmental Significance Overlay and Clause 52.17-Native vegetation. | Mary Rush | Refusal issued |

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|  |  | - Failure to protect biodiversity as required by Clause 12.011S Protection of biodiversity and Clause 13.02-1S Bushfire planning; <br> - Failure to prioritise the protection of human life as required by Clause 13.02-1S Bushfire planning; • Failure to protect metropolitan green wedge land from uses and development that will diminish its environmental values. |  |  |
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|  | Use and Development of a Dwelling at Lot 4 Ropers Lane, Cora Lynn | Moved Cr Graeme Moore, seconded Cr Collin Ross. <br> That the report be deferred to the July Council meeting to allow consideration of additional information lodged by the applicant. | Emma Brennan | Matter to be relisted for July Council Meeting |
|  | Report in Respect of Planning Permit Amendment T1200621400 Mountain Rd, Gembrook | Moved Cr Leticia Wilmot, seconded Cr Collin Ross. <br> That the report be deferred to the July Council meeting to allow further consultation with the parties involved. | Owen Hardidge | Matter to be relisted for July Council Meeting |
|  | Adoption of Budget 2020-21 | Moved Cr Leticia Wilmot, seconded Cr Michael Schilling. <br> That Council, having advertised the Budget for the financial year 2020-21 and considered the submissions received, resolves as follows: <br> 1. The Budget as presented for the financial year 2020-21 be adopted, with the following amendments: <br> - Increase of $\$ 30 \mathrm{k}$ in Casey Cardinia Library Corporation contribution. <br> - Due to a six month freeze to the landfill levy, a reduction in the residential garbage charge of $\$ 4.95$ from $\$ 294.70$ to $\$ 289.75$, and consequently, reductions in garbage charge income and expenditure of $\$ 224 \mathrm{k}$. <br> 2. Increase in capital grants and expenditure of $\$ 1.691 \mathrm{~m}$. This represents Local Roads and Community Infrastructure (LRCI) stimulus funding recently announced by the Federal Government. This funding has been allocated to the following projects: <br> - Pedestrian and Bicycle Strategy - Shared path linkages \$516k <br> - Worrell Recreation Reserve car park $\$ 375 \mathrm{k}$ |  | Public Notice of adoption placed in Local papers and copy of adopted budget forwarded to Minister for Local Government. |

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|  | hardship provisions and who have otherwise met the conditions of their payment plans will not be required to pay the final $2 \%$ of their rates debt pertaining to the 20/21 financial year. <br> 20. That council confirms the three phase package of financial assistance, grants and rebates to support community and business through the COVID-19 pandemic to the value of $\$ 1.6$ million. <br> Cr Collin Ross called for a division: <br> For: Cr Brett Owen, Cr Graeme Moore, Cr Michael Schilling, Cr Leticia Wilmot, Cr Jeff Springfield <br> Against: Cr Collin Ross, Cr Carol Ryan |  |  |
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| Adoption of Council Plan and Council Actions | Moved Cr Leticia Wilmot, seconded Cr Michael Schilling. <br> Council adopts the draft updated Council Plan, incorporating the updated Strategic Resource Plan (SRP), subject to the following amendments: (detailed amendments included in resolution) | Peter Philp | Public Notice of adoption placed in Local papers and copy of Council Plan forwarded to Minister for Local Government. |
| 2020-2021 Community Capital Works \& Major Equipment Program Recommendations | Moved Cr Graeme Moore, seconded Cr Carol Ryan. <br> That Council: <br> - Allocate the amount of $\$ 213,857.59$ to 22 clubs within Cardinia Shire Council, being for 18 Community Capital Works Grant and 4 Major Equipment Grant applications; and <br> - That applicants be advised of their success or unsuccess accordingly. | Kimberly Rennie \& Marie Parker | Applicants advised |
| Casey Cardinia Libraries Library Plan and Draft Budget | Moved Cr Graeme Moore, seconded Cr Carol Ryan. <br> That Council approves the proposed Casey Cardinia Libraries Library Plan and Strategic Resource Plan 20202024 <br> That Council approve the Draft Casey Cardinia Libraries Budget 2020-2021 subject to any reduction in funding by Council in accordance with the Council approved budget 2020-2021. | Tracey Parker | Library Corporate advised 19 June 2020 |

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|  | Contract 12/51- <br> Proposed Extension of <br> Environmental Health | Moved Cr Graeme Moore, seconded Cr Carol Ryan. <br> That Council resolve to extend the current contract with <br> Kernow Environmental Health Services P/L (Contract 12/51) <br> for a further 2 years, from 1 July 2020. | Owen Hardidge | Contractor advised 17 June 2020 |
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|  | Notice of Motion 1053 <br> - Cr Ross | Moved Cr Collin Ross, seconded Cr Carol Ryan. <br> That Council brings back to the July General Council Meeting <br> a report that has the attendance records of all Cardinia Shire <br> Councillors for the current term 2016 to present. This report <br> will not to be confidential and needs to be included in the <br> council meeting papers. These attendance records for <br> complete transparency will include attendance record for <br> General Council meetings, Town Planning meetings, Special <br> Council meetings and attendance at Councillor briefings. It <br> will have attend, apologies or no response included. This will <br> have each individual Councillor records year by year and <br> totals within. <br> Cr Collin Ross called for a division <br> For: Cr Brett Owen, Cr Collin Ross, Cr Carol Ryan <br> Against: Cr Graeme Moore, Cr Michael Schilling, Cr Leticia <br> Wilmot, Cr Jeff Springfield <br> Motion was Lost |  |  |

