Agenda

Ordinary Meeting of Council

Tuesday, 28 August 2018
6.30pm
Ordinary Meeting of Council
Tuesday, 28 August 2018 at 6.30pm
to be held at the Moonee Valley Civic Centre

TO:

Members:
- Cr John Sipek                  Mayor
- Cr Samantha Byrne         Deputy Mayor
- Cr Jim Cusack
- Cr Rebecca Gauci Maurici
- Cr Richard Lawrence
- Cr Nicole Marshall
- Cr Cam Nation
- Cr Narelle Sharpe

Officers:
- Mr Bryan Lancaster          Chief Executive Officer
- Mr Steven Lambert          Director City Services
- Ms Natalie Reiter          Director Planning and Development
- Mr Petrus Barry            Acting Director Organisational Performance
- Mr Gil Richardson        Acting Director Asset Planning and Strategic Projects
- Ms Allison Watt            Manager Governance and Communications
- Ms Vera Mitrovic-Misic   Acting Manager Statutory Planning
Business:

1. Opening

2. Reconciliation Statement

3. Apologies and Leave of Absence

4. Confirmation of Minutes
   Ordinary Meeting of Council held on Tuesday, 14 August 2018.

5. Declarations of Conflict of Interest

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   Nil.

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15. Close of Meeting

BRYAN LANCASTER
Chief Executive Officer
PETITIONS AND JOINT LETTERS

7.1 Joint letter

File No: FOL/18/32
Author: Tracey Classon
Governance Officer
Directorate: Organisational Performance

Summary
Council has received a joint letter signed by 10 residents of Sydney Street, Ascot Vale, requesting parking spaces on the north side of Sydney Street, are resident only parking.

Recommendation
That Council:
1. Receives and notes the joint letter.
2. Refers this matter to the Director Planning and Development for investigation and reporting to Council.
3. Advises the letter organiser accordingly.

Appendices
Nil
7.2 Petition

File No: FOL/18/32
Author: Tracey Classon
Governance Officer
Directorate: Organisational Performance

Summary
Council has received a petition signed by 43 residents, who do not support the Level Crossing Removal Authority's right hand/U-turn at McPhail Street, Essendon. The signatories believe this is a safety risk to the community, both pedestrians and road users.

Recommendation
That Council:
1. Receives and notes the hard copy petition.
2. Refers this matter to the Director Asset Planning and Strategic Projects for investigation and reporting to Council.
3. Advises the petition organiser accordingly.

Appendices
Nil
RECOMMENDATION
That reports by the Mayor and Councillors be received.

8.1 Report by Mayor, Councillor Sipek

27 June 2018  Attended 2018 Rail Futures Conference sponsored by Port of Melbourne Corporation
28 June 2018  Attended VLGA Board meeting
29 June 2018  Attended Business Election Luncheon with the Hon. Ben Carroll MP at Hyatt Place, Essendon Fields
              Opened Moonee Ponds Ice Skating Rink Launch in Pratt Street, Moonee Ponds
1 July 2018   Attended Winter Music - Northern Lights held at St John’s Uniting Church, Essendon
2 July 2018   Attended Valley Lake 2A Working Group 3 meeting
3 July 2018   Chaired Strategic Briefing
4 July 2018   Attended Moonee Valley Athletics Track for presentation of stop watches to Essendon Masters Committee
6 July 2018   Attended meeting with Traffic and Major Projects Officers regarding proposed parking changes for Coglan Street and Persica Place, Niddrie
10 July 2018  Attended meeting with Local artist for photo opportunity
              Chaired Ordinary Meeting of Council
14 July 2018  Attended Aberfeldie versus Keilor Indigenous Game held at Clifton Park, Aberfeldie
              Opened Re-Launch of Moonee Valley Youth Space, Niddrie Hub
17 July 2018  Attended meeting with Manager Technical Services, Traffic and Major Projects Officers to discuss parking issues near Lincoln Road, Essendon
              Attended update meeting with Manager Leisure and Arts and Culture Officers on Spirit of Moonee Valley Event
              Attended Advocacy Strategy meeting with Advocacy Officer
              Chaired Public Forum and Strategic Briefing
18 July 2018
Attended Western Metropolitan Partnership Assembly held at Encore Events Centre, Hoppers Crossing

19 July 2018
Attended VLGA Victorian Election

24 July 2018
Opened new Court Yard at Avondale Heights Library and Learning Centre
Attended “Market Day” Hosted by Queens Park Aged Care Facility, Moonee Ponds
Opened Green Spine Launch held in Parer Road, Airport West
Attended Place Name discussion meeting with Governance Officer
Chaired Ordinary Meeting of Council

8.2 Report by Councillor Byrne

27 June 2018
Chaired LeadWest Health and Wellbeing Group – First meeting
Attended Special meeting of LeadWest Board

29 June 2018
Attended Moonee Ponds Ice Skating Rink Launch in Pratt Street, Moonee Ponds

3 July 2018
Attended Strategic Briefing

4 July 2018
Attended meeting with Craig Rowley from LeadWest

6 July 2018
Opened 50th Birthday Library Celebration held at Sam Merrifield Library, Moonee Ponds

7 July 2018
Attended NAIDOC Day Luncheon at Airport West Football Club, Hansen Reserve, Airport West

10 July 2018
Attended Ordinary Meeting of Council

11 July 2018
Open NAIDOC Week Flag Raising Event at Avondale Heights Library and Learning Centre
Attended Citizenship Ceremony at the Clocktower Centre, Moonee Ponds

14 July 2018
Attended Valley Youth Space re-launch

17 July 2018
Attended meeting with Sen. Louise Pratt and LeadWest representatives
Attended Public Forum and Strategic Briefing

18 July 2018
Attended Western Metropolitan Partnership Assembly held at Encore Events Centre, Hoppers Crossing
Attended LeadWest function
24 July 2018
Attended new Court Yard Opening at Avondale Heights Library and Learning Centre
Attended Green Spine Launch held in Parer Road, Airport West
Attended Place Name discussion meeting with Governance Officer
Attended Ordinary Meeting of Council

Throughout reporting period – Attendances at planning application sites and meetings with residents in relation to issues of concern

8.3 Report by Councillor Cusack

28 July 2018
Attended meeting with Manager Community Strengthening

29 June 2018
Attended Moonee Ponds Ice Skating Rink Launch in Pratt Street, Moonee Ponds

2 July 2018
Attended Community Lunch in Flemington

3 July 2018
Attended Strategic Briefing

5 July 2018
Attended Flemington Community Advisory Group meeting at Flemington Community Centre

6 July 2018
Attended Resident meeting Flemington Food Trucks

10 July 2018
Attended Ordinary Meeting of Council

11 July 2018
Attended NAIDOC Week Flag Raising Event at Avondale Heights Library and Learning Centre

14 July 2018
Attended re-launch of Moonee Valley Youth Space, Niddrie Hub

15 July 2018
Councillor catch up in Ascot Vale

17 July 2018
Attended Public Forum and Strategic Briefing

18 July 2018
Attended Moonee Ponds Creek Information Session held at Flemington Community Centre

Attended Flemington Association meeting

23 July 2018
Attended meeting with Acting Director Asset Planning and Strategic Projects, Manager Community Planning and Officer to discuss Ascot Vale Railway Station - Potential Community Gardens

Attended meeting with Traffic and Major Projects Officers to discuss parking in Ayr and Ailsa Streets, Ascot Vale
24 July 2018  Attended Moonee Ponds Traders Association meeting
Attended “Coffee with a Cop” session in Racecourse Road, Flemington
Attended meeting with Acting Manager Statutory Planning and residents to discuss planning application in Mt Alexander Road, Moonee Ponds
Attended Ordinary Meeting of Council

8.4 Report by Councillor Gauci Maurici
3 July 2018  Attended Strategic Briefing
6 July 2018  Attended 50th Birthday Library Celebration held at Sam Merrifield Library, Moonee Ponds
7 July 2018  Attended Strathmore Rotary Presidential changeover meeting
10 July 2018  Attended Ordinary Meeting of Council
17 July 2018  Attended St Columba’s College Careers Expo
  Attended Public Forum and Strategic Briefing
18 July 2018  Attended Consultation briefing and meeting in relation to 64 Lincoln Road, Essendon planning application
24 July 2018  Attended new Court Yard Opening at Avondale Heights Library and Learning Centre
  Attended Ordinary Meeting of Council
Throughout reporting period – Attendances at planning application sites and meetings with residents, traders and Community groups in relation to issues of concern

8.5 Report by Councillor Lawrence
27 June 2018  Attended Essendon North Traders Association meeting
  Attended VCAT for Councillors Information and Tour of facility session
29 June 2018  Attended Moonee Ponds Ice Skating Rink Launch in Pratt Street, Moonee Ponds
  Attended St Thomas Anglican Church Men’s dinner
3 July 2018  Attended Strategic Briefing
4 July 2018  Chaired Consultation briefing and meeting in relation to 4 Schofield Street, Essendon planning application
5 July 2018  
Attended meeting with Economic Development Officer regarding Business Promotions in Moonee Valley

6 July 2018  
Attended 50th Birthday Library Celebration held at Sam Merrifield Library, Moonee Ponds

10 July 2018  
Attended Ordinary Meeting of Council

11 July 2018  
Attended Citizenship Ceremony held at the Clocktower Centre, Moonee Ponds

16 July 2018  
Attended meeting with Rose Street, Essendon Trader

17 July 2018  
Attended Public Forum and Strategic Briefing

23 July 2018  
Chaired Business Promotion Portfolio Advisory Committee meeting

24 July 2018  
Attended Moonee Ponds Traders Association meeting

Attended Ordinary Meeting of Council

8.6 Report by Councillor Marshall

29 June 2018  
Attended Moonee Ponds Ice Skating Rink Launch in Pratt Street, Moonee Ponds

Attended Flemington Rotary Changeover dinner

3 - 16 July 2018  
Leave of Absence from Council

10 July 2018  
Attended Ordinary Meeting of Council

17 July 2018  
Attended Public Forum and Strategic Briefing

23 July 2018  
Attended meeting with Acting Director Asset Planning and Strategic Projects, Manager Community Planning and Officer to discuss Ascot Vale Railway Station - Potential Community Gardens

Attended meeting with Traffic and Major Projects Officers to discuss parking in Ayr and Ailsa Streets, Ascot Vale

24 July 2018  
Attended meeting with Acting Manager Statutory Planning and residents to discuss planning application in Mt Alexander Road, Moonee Ponds

Attended meeting with Officer to discuss IT issues

Attended Ordinary Meeting of Council

Throughout reporting period – Attendances at planning application sites and meetings with residents in relation to issues of concern
8.7  Report by Councillor Nation
27 June – 24 July 2018  Verbal Report

8.8  Report by Councillor Sharpe
27 June – 24 July 2018  Verbal Report

8.9  Report by Councillor Surace
27 June 2018  Attended 2018 Rail Futures Conference sponsored by Port of Melbourne Corporation
28 June – 24 July 2018  Leave of Absence from Council
### REPORTS

10.1  59 Rose Street, Essendon (Lot 1 on TP404840P) - Construction of a multi storey building and reduction in car parking requirements

<table>
<thead>
<tr>
<th>Planning File No.</th>
<th>MV/702/2017</th>
</tr>
</thead>
<tbody>
<tr>
<td>Proposal</td>
<td>The proposal is for the construction of a multi storey building comprising:</td>
</tr>
<tr>
<td></td>
<td>- A height of 4 storeys (14.9m);</td>
</tr>
<tr>
<td></td>
<td>- A shop (103m²);</td>
</tr>
<tr>
<td></td>
<td>- Six dwellings (4x2 bedroom and 2x1 bedroom; and</td>
</tr>
<tr>
<td></td>
<td>- Reduction of 6 car spaces.</td>
</tr>
<tr>
<td>Applicant</td>
<td>Made Building Design</td>
</tr>
<tr>
<td>Owner</td>
<td>Mr Ali Hussein</td>
</tr>
<tr>
<td>Planning Scheme Controls</td>
<td>Commercial 1 Zone</td>
</tr>
<tr>
<td>Planning Permit Requirement</td>
<td>Clause 34.01-4 – to construct a building or construct or carry out works.</td>
</tr>
<tr>
<td></td>
<td>Clause 52.06-3 – to reduce the number of car spaces required under Clause 52.06-5.</td>
</tr>
<tr>
<td>Car Parking Requirements (Clause 52.06)</td>
<td>Required – 11 car spaces</td>
</tr>
<tr>
<td></td>
<td>Proposed – 5 car spaces</td>
</tr>
<tr>
<td>Bicycle Requirements</td>
<td>Required – 2 bicycle spaces</td>
</tr>
<tr>
<td></td>
<td>Proposed – 7 bicycle spaces</td>
</tr>
<tr>
<td>Restrictive Covenants</td>
<td>None</td>
</tr>
<tr>
<td>Easements</td>
<td>None</td>
</tr>
<tr>
<td>Site Area</td>
<td>377m²</td>
</tr>
<tr>
<td>Number Of Objections</td>
<td>2</td>
</tr>
</tbody>
</table>
Executive Summary

- The application seeks approval for the construction of a four storey mixed use development comprising of five car spaces, six dwellings, one shop tenancy and seven bicycle spaces.

- The site of approximately 377 square metres in area is located on the western side of Rose Street, Essendon and currently comprises of a single storey dwelling fronting Rose Street.

- The application was advertised and two objections were received. Concerns were raised in relation to building height, neighbourhood character, impacts on traffic and parking and compliance with the Essendon Junction Structure Plan.

- The application was referred to various internal departments who have not objected to the application subject to conditions on any issued permit.

- The proposal demonstrates an appropriate level of compliance with the relevant policies and provisions of the Moonee Valley Planning Scheme. It proposes intensification in a well-established area proximate to public transport, commercial, community and public facilities. The architectural response is considered appropriate within the site context and presents a high level of articulation.

- The proposal achieves an acceptable level of compliance with the Standards of Clause 58 (Apartment Developments), with some technical areas of non-compliance including the landscaping, noise, and accessibility, which are considered appropriate subject to permit conditions. The proposed development demonstrates an appropriate built form response including a high level of internal amenity for future residents, protects the amenity of the adjoining properties and responds to its site context.

- This assessment report finds the proposal demonstrates an adequate level of compliance with the relevant policies and provisions of the Moonee Valley Planning Scheme and recommends that a Notice of Decision to Grant a Permit be issued subject to conditions.

Figure 1: Aerial photograph dated 4 April 2018 of subject site and surrounds
Recommendation

That Council issue a Notice of Decision to Grant a Permit in relation to Planning Permit Application No. MV/702/2017 for the construction of a multi-level building and reduction in car parking requirements at 59 Rose Street, Essendon (Lot 1 TP404840P), subject to the following conditions:

1. Before the development starts, amended plans to the satisfaction of the Responsible Authority must be submitted in an electronic format to and approved by the Responsible Authority. The amended plans must be drawn to scale with dimensions. The amended plans must be generally in accordance with the plans submitted to Council and assessed with the application, but modified to show:
   a) The internal layout of at least three dwellings to fully comply with the requirements of Clause 58.05-1 (Standard D17 Accessibility) of the Moonee Valley Planning Scheme;
   b) Tree protection measures and tree protection zones as noted within the Arborist Report prepared by McLeod Trees, dated 17 October 2017;
   c) The location of the proposed water tank as noted within the submitted STORM report;
   d) The allocation of all car spaces and associated line-marking in accordance with the relevant Australian Standard;
   e) An internal elevation of the pedestrian entry hallway at ground level demonstrating how the residential storage areas are screened.
   f) The provision of pedestrian visibility splays in accordance with the requirements of Clause 52.06-9 (Design Standards of Car Parking) of the Moonee Valley Planning Scheme or appropriate alternative measures such as convex mirror(s) or warning lights to the satisfaction of the Responsible Authority;
   g) All habitable room windows and external doors to be double glazed;
   h) A Landscape Plan in accordance with Condition 4 of this permit
   i) Any alterations as required under the Waste Management Plan in accordance with Condition 8 of this permit; and
   j) In accordance with Condition 3, a prominent note on all plans and elevations stating: ‘Refer to endorsed Sustainable Design Assessment, and associated BESS Report, for all Environmental Sustainable Design commitments and requirements’.

When approved, these plans will be endorsed and will form part of this permit.

2. The development as shown on the endorsed plans must not be altered without the written consent of the Responsible Authority.

3. A published BESS report must be submitted simultaneously with the submission of amended plans and to be in accordance with Clause 21.04 (Sustainable Environment) of the Moonee Valley Planning Scheme.

4. Before the development starts, and before any trees or vegetation are removed,
an amended landscape plan and schedule to the satisfaction of the Responsible Authority must be submitted in an electronic format to and approved by the Responsible Authority. The landscape plans and schedule must be prepared by a person or firm with suitable qualifications to the satisfaction of the Responsible Authority, drawn to scale with dimensions and show:

a) Any changes as required by Condition 1 of this permit;
b) Planter boxes and associated planting within the balcony areas within the eastern and western elevations; and
c) All tree protection measures as required by Condition 1(b) of this permit.

When approved, the landscape plans and schedule will be endorsed and will form part of this permit.

Landscaping in accordance with the endorsed landscape plan and schedule must be completed before the building is occupied.

At all times, the landscaping plan must be maintained in good order in accordance with the endorsed landscape plan and schedule and to the satisfaction of the Responsible Authority.

5. The garden areas shown on the endorsed plan and schedule must only be used as gardens and must be constructed, completed and maintained in a proper, tidy and healthy condition to the satisfaction of the Responsible Authority. Any trees or shrub damaged, removed or destroyed must be replaced by a tree or shrub or similar size and variety to the satisfaction of the Responsible Authority.

6. A minimum 30 days prior to any building or works commencing, all WSUD Design Details (relating to the WSUD treatment measures nominated in the approved and complying STORM report), such as cross sections and/or specifications, to assess the technical effectiveness of the proposed stormwater treatment measures, must be submitted for approval by the Responsible Authority.

7. A maximum 30 days following completion of the development, a WSUD Maintenance Program must be submitted to and approved by the Responsible Authority which sets out future operational and maintenance arrangements for all WSUD measures. The program must include, but is not limited to:

a) inspection frequency
b) cleanout procedures
c) as installed design details/diagrams including a sketch of how the system operates
d) a report confirming completion and commissioning of all WSUD Response treatment measures written by the author of the WSUD Response and STORM or MUSIC model approved pursuant to this permit, or licensed installing/commissioning plumber, or similarly qualified person or company. This report must be to the satisfaction of the Responsible Authority and must confirm that all WSUD treatment measures specified in the WSUD Response and STORM or MUSIC model have been completed and implemented in accordance with the approved report.

The WSUD Maintenance Program may form part of a broader Maintenance
Program that covers other aspects of maintenance such as a Builder’s Guide or a Building Maintenance Guide.

8. A minimum 30 days prior to any building or works commencing, a Construction and Site Management Plan (CSMP) must be submitted to and be approved by the Responsible Authority detailing the construction activity proposed and the site and environmental management methods to be used. The CSMP must be in accordance with Moonee Valley City Council’s CSMP’s Guidelines and Template.

When approved, the CSMP will be endorsed and will form part of this permit.

The development must be carried out in accordance with the endorsed CSMP and the provisions, requirements and recommendations of the endorsed CSMP must be implemented and complied with to the satisfaction of the Responsible Authority.

9. Before the development starts, a Waste Management Plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. The amended Waste Management Plan must be in accordance with the City of Moonee Valley’s ‘Waste Management Plans – Guidelines for Applicants’.

When approved, the amended Waste Management Plan will be endorsed and will form part of this permit.

The provisions, recommendations and requirements of the endorsed Waste Management Plan must be implemented and complied with to the satisfaction of the Responsible Authority.

10. Before the building approved by this permit is occupied, all boundary walls must be cleaned and finished to the satisfaction of the Responsible Authority if the owner of the adjoining land allows access for this purpose.

11. Service units, including air conditioning units, must not be located on any of the balconies or terrace areas unless appropriately visually and acoustically screened to the satisfaction of the Responsible Authority.

12. Floor levels shown on the endorsed plans must not be altered or modified without prior written consent of the Responsible Authority.

13. Before the building approved by this permit is occupied, the areas set aside for the parking of vehicles, together with the associated driveways and access lanes as shown on the endorsed plans must be:
   a) Constructed;
   b) Available for use in accordance with the endorsed plans;
   c) Properly formed to such levels and drained so that they can be used in accordance with the endorsed plans;
   d) Finished with a permanent trafficable surface (such as concrete, asphalt or paving); and
   e) Line-marked or provided with another adequate means of ensuring that the boundaries of all vehicle space are clearly indicated on the ground.

In accordance with the endorsed plans to the satisfaction of the Responsible Authority.
Authority.

The area set aside for the parking of vehicles, together with the associated driveways and access lanes as shown on the endorsed plans must:

a) Be maintained and made available for such use; and

b) Not be used for any other purpose,

to the satisfaction of the Responsible Authority.

14. Provision must be made for the drainage of the land including landscaped and pavement areas. The discharge of water from the land must be controlled around its limits to prevent any discharge onto any adjoining or adjacent property or streets other than by means of an underground pipe drain which is discharged to an approved legal point of discharge to the satisfaction of the Responsible Authority.

15. An on-site stormwater detention drainage system must be installed on the land to the satisfaction of the Responsible Authority.

Before the development starts, a Drainage Layout Plan, including computations and manufacturers specifications, to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. The Drainage Layout Plan must be prepared by a Civil Engineer with suitable qualifications to the satisfaction of the Responsible Authority and must depict an on-site stormwater detention drainage system to be installed on the land.

When approved, the Drainage Layout Plan will form part of this permit.

The on-site stormwater detention drainage system must be installed and the provisions, recommendations and requirements of the endorsed Drainage Layout Plan must otherwise be implemented and complied with to the satisfaction of the Responsible Authority.

16. The plant area and equipment on the roof of the building must be screened in a manner to complement the appearance of the building to the satisfaction of the Responsible Authority.

17. The development must be provided with external lighting capable of illuminating access to the vehicle accessway, car parking space and pedestrian walkways. Lighting must be located, directed and shielded and of limited intensity so that no nuisance or loss of amenity is caused to any person within or beyond the land.

18. All waste must be disposed of to the satisfaction of the Responsible Authority. Liquid waste or polluted waters must not be discharged into a sewer or stormwater drainage system.

19. All pipes, fixtures, fittings, ducts and vents servicing any building on the land, other than stormwater downpipes and gutters above the ground floor storey of the building, must be concealed in service ducts or otherwise hidden from view to the satisfaction of the Responsible Authority.

20. This permit will expire if one of the following circumstances applies:

a) The development is not commenced within two (2) years from the date of issue of this permit, or
b) The development is not completed and the use is not commenced within four (4) years of the date of issues of this permit.

Before the permit expires, or within six (6) months afterwards, the owner or occupier of the land may make a written request to the Responsible Authority to extend the expiry date.

If the development commences before the permit expires, within twelve (12) months after the permit expires, the owner or occupier of the land may make a written request to the Responsible Authority to extend the expiry date.

Permit Notes

- This is not a building permit under the Building Act. A separate building permit is required to be obtained for any demolition or building works.

- Before the development starts, the permit holder must contact Moonee Valley City Council on 9243 8888 regarding legal point of discharge, vehicular crossings, building over easements, asset protection, road consent/occupancy, etc.

- The required on-site detention system must be designed to limit the rate of stormwater discharge from the land to pre-development levels in accordance with the following calculations: $C=0.4$, $tc=5\text{mins}$, $ARI 1 \text{ in } 5$. An $ARI$ of $1 \text{ in } 10$ should be used for storage and the greater of post development $C$ or $C=0.80$.

- All drainage works undertaken must be in accordance with the requirements of Stormwater Drainage Requirements for Development Works as prepared by the Moonee Valley Planning Scheme.

- All works undertaken within any existing road reserves must accord with the requirements of Moonee Valley City Council's Asset Permit and Protection Department and be to the satisfaction of the Responsible Authority.

- Council will not accept any modifications to the existing levels within the road reserve. Any changes in levels to match existing surface levels along property boundary lines must be made within the property boundary.

- The on-site car spaces and storage cages must not be subdivided, leased or sold separately to external parties that are not prime lot owners or tenants of the building or development.

- In the event that car parking spaces or storage cages are separately titled, a condition will be imposed on any further subdivision permit requiring the permit holder to enter into a Section 173 Agreement to ensure the on-site car spaces and storage cages must not be subdivided, leased or sold separately to external parties that are not prime lot owners or tenants of the building or development.

- The development authorised by this permit will require the submission of a Construction and Site Management Plan (CSMP) prior to the commencement of any works. All CSMPs are required to be made via Council's new online system at http://www.mvcc.vic.gov.au/planning-and-building/planning/construction-site-manattement-plans.aspx or in person at 9 Kellaway Avenue, Moonee Ponds.

- No on street parking permits will be provided to the occupiers of the land.
1. Introduction

1.1 Subject Site and Surrounds

The subject site is located on the western side of Rose Street, Essendon. The site is regular in shape with a frontage to Rose Street of 10.36 metres and a depth of 36.42 metres and an area of approximately 377m².

The site is relatively flat and there are no easements or covenants registered on the Certificate of Title.

The subject site is currently occupied by a single storey brick dwelling. A laneway is located along the site’s western boundary with access to Flower Street.

![Figure 2 – Subject Site (59 Rose Street, Essendon)](image)

The surrounding area is typically zoned either commercial or General Residential and used and developed for a mix of commercial and residential uses. The subject site is located within the Essendon Junction Activity Centre and is opposite Essendon Train Station and a number of bus routes.

The built form within the vicinity is predominantly single and double storey, with numerous examples of multi-storey mixed use and residential developments within the surrounding area.

1.2 Proposal

The proposal seeks to construct a four storey building comprising a shop at ground level and six dwellings above. At grade parking is provided at the rear of the site with access to the rear laneway. This parking area contains five car spaces and seven bicycle spaces. A mix of one and two bedroom apartments with varied internal layouts are proposed.

The proposal can be summarised as follows:
Table 1

<table>
<thead>
<tr>
<th>Description</th>
<th>Details</th>
</tr>
</thead>
<tbody>
<tr>
<td>No of dwellings</td>
<td>6 dwellings (2 x one bedroom and 4 x two bedroom)</td>
</tr>
<tr>
<td>Food and Drink Area</td>
<td>103m²</td>
</tr>
<tr>
<td>No of car spaces</td>
<td>5 car spaces for residential users</td>
</tr>
<tr>
<td>Max Building Height</td>
<td>14.9 metres (4 storeys)</td>
</tr>
<tr>
<td>Site Coverage</td>
<td>84%</td>
</tr>
<tr>
<td>Permeability</td>
<td>0%</td>
</tr>
</tbody>
</table>

Refer Appendix B Plans (separately circulated)

2. Background

2.1 Relevant Planning History
No previous planning applications have been determined for the subject site.

2.2 Planning Policies & Decision Guidelines

State Planning Policy Framework
Clause 9 Plan Melbourne
Clause 10 Operation of the State Planning Policy Framework
Clause 11 Settlement
Clause 11.06 Metropolitan Melbourne
Clause 15 Built Environment and Heritage
Clause 16 Housing
Clause 17 Economic Development
Clause 18 Transport
Clause 19 Infrastructure

Local Planning Policy Framework
Clause 21.01 Municipal Profile
Clause 21.02 Key Issues and Influences
Clause 21.03 Vision
Clause 21.04 Sustainable Environment
Clause 210.5 Housing
Clause 21.06 Built Environment
Clause 21.07 Activity Centres
Clause 21.08 Economic Development
Clause 21.09 Transport
Clause 22.03 Stormwater Management (Water Sensitive Urban Design)
Zoning
Clause 34.01 Commercial 1 Zone

Overlays
N/A

Particular and General Provisions
Clause 52.06 Car Parking
Clause 52.34 Bicycle Facilities
Clause 58 Apartment Developments
Clause 65 Decision Guidelines

2.3 Referrals
No external referrals were undertaken.
The following internal referrals were undertaken:

Table 2

<table>
<thead>
<tr>
<th>Department/Officer</th>
<th>Conditions</th>
</tr>
</thead>
<tbody>
<tr>
<td>Environmental Sustainable Design (ESD)</td>
<td>Amended BESS and STORM Report required and all annotation on plans.</td>
</tr>
<tr>
<td>Development Engineering (Traffic)</td>
<td>No objection subject to standard conditions.</td>
</tr>
<tr>
<td>Development Engineering (Drainage)</td>
<td>No objection subject to standard drainage conditions.</td>
</tr>
</tbody>
</table>

2.4 Public Notification of the Application
Pursuant to Section 52 of the Planning and Environment Act 1987, the application was advertised by mail to adjoining and surrounding properties, with two notices displayed on site for 14 consecutive days.

As a result, two objections were received and identified within Appendix A of this report.

The response to objections are discussed at Section 3.6 of this report.

2.5 Consultation Meeting
A Consultation Meeting was not held as there were less than 10 objections received, which is in accordance with Council’s protocols.

3. Discussion

3.1 Does the proposal address the relevant State and Local Planning Policies and the Decision Guidelines of the Commercial 1 Zone?

The subject site is located within the Essendon Junction Activity Centre, where it is State and Local Planning Policy to develop the centre with a focus for
business, shopping, working, leisure and community facilities as well as maximising the choices in services, employment and social interaction. It is considered the proposed development is consistent with State and Local Planning Policy to develop activity centres as a focus for higher density living, business, shopping, working, leisure and community faculties.

It is a strategy of Clause 15.01-1 (Urban Design) to ensure new development responds to its context in terms of urban character, cultural heritage, natural features, surrounding landscape and climate. It is considered the proposed development has appropriately considered its site context and proposes a built form that is consistent with the emerging built form within the centre and will provide appropriate internal amenity to future users of the site.

Clause 15.01-2 of the State Planning Policy Framework (Urban Design Principles) provides the main assessment tool for development proposals not covered by Clauses 54, 55 or 56 of the planning scheme. The objective of Clause 15.01-2 is:

- To achieve architectural and urban design outcomes that contribute positively to local urban character and enhance the public realm while minimising detrimental impact on neighbouring properties.

Clause 21.06-4 (Urban Design) requires developments have regards to the Guidelines for Higher Density Residential Development (Department of Sustainability and Environment 2004), and the City of Moonee Valley Design Guidelines for Multi-storey Residential Buildings, December 2003. It is noted that the Guidelines for Higher Density Residential Development (Department of Sustainability and Environment 2004) are no longer included within the Moonee Valley Planning Scheme as a result of Amendment VC139. However, Amendment VC139 included the Urban Design Guidelines for Victoria 2017 into the Moonee Valley Planning Scheme as a reference document that must be considered when assessing application.

It is considered the proposed development is consistent with the relevant design principles of the Urban Design Guidelines for Victoria 2017 and Clauses 15.01-2 and 21.06-4 and as discussed below:

Urban Design Guidelines for Victoria 2017 (as relevant)

Element 5 – Buildings

The proposed building scale and form as proposed are generally consistent with the built form outcomes within the Essendon Junction Structure Plan. The overall height of the development is compliant with the preferred building heights. It is considered the building form and scale are consistent with the existing character of the area and with the future character for this location.

The proposed side setbacks when measured to the building walls are appropriate within its site context and maintain equitable development rights to the adjoining properties to the north and south of the site.

Due to the sites location on the western side of Rose Street, the development will not result in unreasonable overshadowing of the public realm.

The proposed development includes a shop premises that will activate the development and contribute to the commercial aspects of the activity centre.
The development provides appropriate links to the surrounding pedestrian network by orienting the development to Rose Street.

The proposed development provides an excess of bicycle parking spaces above that required under Clause 52.34. This is discussed in Section 3.3 of this report.

Vehicular access is provided via the rear laneway to maintain a consistent commercial interface to Rose Street.

The proposed façade treatments are considered appropriate for this form of development and present as a high quality architecturally designed contemporary form. The proposed materials and finishes are appropriate for the site and are consistent with the surrounding built form in both a commercial and residential context. The external presentation of the building will make a positive contribution to the activity centre and will present as a visually interesting design.

Site services are appropriately located and will not dominate the active Buckley Street frontages.

The proposed location of the residential apartment lobby is appropriate and will be readily visible to the streetscape.

Clauses 15.01-2 and 21.06-4

Context

The proposed development is considered to be generally appropriate given the location of the site within an Activity Area with good access to a range of services, including public transport. The proposed development is responsive to the strategic context of the land and the location has been highlighted within Plan Melbourne as an area for concentration of high density development. The height of the development is consistent with the Essendon Junction structure plan as discussed in Section 3.2 of this report.

The Public Realm

The proposed development will make a positive contribution to the public realm through the activation of the street frontage through the shop premises and high quality design and passive surveillance.

Safety

Glazing at ground level and balconies at the upper levels within the front facade provide for passive surveillance of the streetscape to increase public safety.

Landmarks, Views and Vistas

The proposed development will not detract from views of Essendon Station nor impact on it in terms of overshadowing.

Pedestrian Spaces

The proposed development maintains a pedestrian scale at the street abuttal and activates the ground level through the inclusion of a shop.

A canopy has been provided to Rose Street to provide weather protection to the foot path area.
Heritage
The subject site is not located within a Heritage Overlay. However, the site is listed within the Heritage Gap Study. Council’s Heritage Advisor has reviewed the application and exiting buildings and the site is not worthy of a Heritage Overlay.

Light and Shade
While the site is located on the western side of Rose Street it is considered shadowing to the public realm will be minimal and acceptable in its context.

Energy and resource efficient
The proposed development provides a built form that has been designed to maximise the use of natural daylight and ventilation to all dwellings. Council’s ESD Officer has reviewed the development and does not object to the amendments subject to additional conditions relating to the submission of an amended BESS report on any permit issued.

Architectural quality
It is considered the development provides a high level of architecture and urban design that is in keeping with the vision for the area in terms of building presentation. The overall height of the development, at four storeys is compliant with the Essendon Junction structure plan and is an appropriate design response given the site context as discussed in Section 3.2 of this report. The external presentation of the building will make a positive contribution to the streetscape and present as a visually interesting design.

The internal layout of the apartments is considered acceptable and a high level of internal amenity will be achieved.

Landscape Architecture
Given the site’s location, zoning and the form of development proposed, it is acceptable that no landscaping has been proposed. However, it is noted that the balconies proposed at the upper levels are sufficient in size to accommodate planter boxes. A condition on any permit issued includes the requirement to provide planter boxes as a green edge to the development at the upper levels.

Clause 21.07 (Activity Centres) is applicable in this instance and builds on the objectives and strategies of the State Planning Policies, in particular Clause 11 (Settlement). The subject site is located within the Essendon Junction Activity Centre and an Urban Renewal area under the current Plan Melbourne. The proposed mix of uses continues to promote commercial growth within this area. It is noted that a structure plan for Essendon Junction was prepared by Council and adopted on 24 November 2015, however, due to the works associated with the Buckley Street level crossing removal, this structure plan will be required to be amended prior to a formal Planning Scheme amendment being prepared. An assessment of the development against this structure plan is at Section 3.2 of this report.

With regard to Clause 21.08 (Economic Development), it is considered that the development will contribute to the Essendon Junction Activity Centre in terms of employment and business.
Clause 21.09 (Transport) seeks to reduce environmental impacts and improve access to sustainable modes of transport. It also seeks to provide choices for movement of people and goods whilst ensuring these choices provide sustainable outcomes. The subject site is well located to various alternative transport options such as Essendon Train Station to the west, the route 59 Tram to the east, bus services at Essendon Train Station and surrounding cycling network. Additionally, as discussed in Section 3.3 of this report, the proposed car parking and bicycle parking provided is acceptable for this form of development.

The proposal has the potential to comply with the environmental sustainable design principles regarding BESS and STORM, subject to additional conditions on any permit issued.

The proposal accords with objectives of Clause 21.04-7 (Waste) as it relates to encouraging the use of recycling and achieving best practice in waste minimization. A waste management plan will be required as a condition on any permit issued detailing waste collection by a private contractor.

**Commercial 1 Zone Purpose**

The proposed development, as noted above, is consistent with the State and Local Planning Policy frameworks and is consistent with its site context within an activity centre. The proposed mix of uses is consistent with its location and will contribute to the economic generation within the area.

The proposed built form is generally consistent with the adopted Essendon Junction Activity Centre Structure Plan as discussed in Section 3.2 of this report.

### 3.2 Is the development consistent with the Essendon Junction Structure Plan 2015?

The subject site is located within Precinct 1 (West) within the Essendon Junction Structure Plan. It is noted that this is a Council adopted policy and no Planning Scheme amendment has been authorised by the Minister for Planning to date due to the impact of the Buckley Street level crossing removal. While there is little statutory weight that can be given to this policy and the content is likely to be amended, it is appropriate to have regard to the requirements within the structure plan as adopted by Council.

The preferred built form outcomes are provided within the table below.

<table>
<thead>
<tr>
<th></th>
<th>Precinct 5</th>
<th>Proposed</th>
</tr>
</thead>
<tbody>
<tr>
<td>Preferred maximum height</td>
<td>4 storeys</td>
<td>4 storeys</td>
</tr>
<tr>
<td>Front setback (3 storey street wall)</td>
<td>0 metres</td>
<td>0-2.42 metres</td>
</tr>
<tr>
<td>Front setback (above 3 storeys)</td>
<td>3 metres</td>
<td>2.6 – 5.3 metres</td>
</tr>
<tr>
<td>Rear setback (3 storey street wall)</td>
<td>0 metres</td>
<td>5.9 – 7.5 metres</td>
</tr>
<tr>
<td>Rear setback (above 3 storeys)</td>
<td>4th storey 3 metres</td>
<td>4th storey 6.79 metres</td>
</tr>
</tbody>
</table>

Discussion is provided below:
Preferred Maximum Height
The proposed development complies with the proposed height requirement for Precinct 1 of the Essendon Junction Structure Plan.

Setbacks
Front Setback
The proposed street setback are generally consistent with the setback requirements of the structure plan.

The ground level setback of 0 metres complies with the setback requirements. However, levels 1 and 2 are setback between 1.57 metres and 2.42 metres as measured to the walls of the building. While this does not comply with the setback requirements, it is considered that this is an appropriate design response as the balconies are built to the boundary and provide an acceptable podium level sought by the structure plan.

The proposed setback at the third level of 2.6 metres does not comply with the 3 metre setback requirement. It is considered that this is an acceptable design response as the area of non-compliance is minimal at 0.4 metres and is 4.3 metres in width with the remaining walls exceeding the setback requirement.

Rear Setbacks
The proposed rear setbacks exceed the required setback requirements of the structure plan. It is noted that the structure plan allows development up to 3 storeys to be built along a laneway boundary, however, it is considered that the proposed design response limits amenity impacts to the rear private open space area of 18 Flower Street in relation to visual dominance, which is an acceptable outcome.

3.3 Does the development comply with Clause 52.06 (Car Parking) and Clause 52.34 (Bicycle Facilities)?

Clause 52.06 (Car Parking)
The proposal provides car parking as set out in the table below:

<table>
<thead>
<tr>
<th></th>
<th>Requires</th>
<th>Proposed</th>
<th>Difference</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 Bedroom Dwellings (x2)</td>
<td>2</td>
<td>1</td>
<td>-1</td>
</tr>
<tr>
<td>2 Bedroom Dwellings (x4)</td>
<td>4</td>
<td>4</td>
<td>0</td>
</tr>
<tr>
<td>Residential Visitor</td>
<td>1</td>
<td>0</td>
<td>-1</td>
</tr>
<tr>
<td>Shop Premises (72sqm)</td>
<td>4</td>
<td>0</td>
<td>-4</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>11</strong></td>
<td><strong>5</strong></td>
<td><strong>-6</strong></td>
</tr>
</tbody>
</table>

The proposed development does not comply with the car parking requirements under Clause 52.06-5 of the Moonee Valley Planning Scheme. A reduction is sought for one residential space (associated with a one bedroom dwelling), one residential visitor car space and four shop car spaces. A total reduction sought is for six car spaces.
The application has been referred to Council's Development Engineering (Traffic) Unit who support the proposed reduction in car parking as:

- The subject site is located within the Essendon Junction Activity Centre where there are numerous alternative transport options, including trains, buses and trams.

- Moonee Valley 2040 (MV2040), which has been adopted by Council on 26 June 2018, discourages a reliance on private vehicles in areas proximate to public transport. In particular, Objective 11.3 seeks to manage car usage through demand management techniques and Action 11.3.3 seeks to consider development proposals with limited or no on-site car parking in areas proximate to public transport. The subject site is opposite Essendon Train Station, within 100 metres of the bus interchange and 160 metres of the 59 tram route along Mt Alexander Road. The site is well serviced by a range of alternative transport methods.

- The development exceeds the required bicycle parking requirements as noted below.

- The parking layout and location is appropriate given the site context including the laneway access, width of the site and the need to provide for commercial uses at ground level.

The proposed car parking layout proposed is consistent with the requirements of Clause 52.06-9 of the Moonee Valley Planning Scheme.

**Clause 52.34 (Bicycle Facilities)**

The proposal includes bicycle spaces, as set out in the table below:

<table>
<thead>
<tr>
<th></th>
<th>Required</th>
<th>Proposed</th>
</tr>
</thead>
<tbody>
<tr>
<td>6 Dwellings</td>
<td>1</td>
<td>7</td>
</tr>
<tr>
<td>Residential Visitors</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td>Shop</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Shop visitors</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>2</strong></td>
<td><strong>7</strong></td>
</tr>
</tbody>
</table>

The proposed development exceeds the requirements of Clause 52.34 of the Moonee Valley Planning Scheme. It is noted that the proposed bicycle spaces are to be used by residents, residential visitors and staff from the shop premises.

**3.4 Does the development comply with the Objectives of Clause 58 (Apartment Developments)?**

The proposal is considered to generally comply with the provisions of Clause 58 as set out in the assessment table (refer to Appendix C). The following points of exception are assessed below:
Table 6

<table>
<thead>
<tr>
<th>Clause 58 Standard</th>
<th>Response</th>
</tr>
</thead>
<tbody>
<tr>
<td>Clause 58.03-5 (Standard D10 Landscaping)</td>
<td>The proposed development has not provided any landscaping opportunities with the exception of planter boxes within the courtyards at first floor level. It is considered appropriate to include a condition on any permit issued requiring the submission of a landscape plan incorporating planter boxes and appropriate landscaping within the balconies on both the front and rear elevations.</td>
</tr>
<tr>
<td>Clause 58.04-3 (Standard D16 Noise Impact)</td>
<td>The subject site is located within 80 metres of a railway servicing passengers in Victoria. No details of appropriate acoustic treatment of windows fronting Rose Street have been provided. It is appropriate to include a condition on any permit issued requiring appropriate acoustic treatment in accordance with this Standard.</td>
</tr>
</tbody>
</table>
| Clause 58.05-1 (Standard D17 Accessibility)             | The proposed development fails to provide 50% of the dwellings that comply with this Standard. In particular, the dwellings have not been designed to provide opening widths of 850mm to dwellings entries and bedrooms, a clear path of 1.2 metres to bedrooms, and adaptable bathrooms and no bath rooms have been designed to be adaptable.  
It is considered appropriate to include a condition on any permit issued requiring full compliance with this Standard. It is not unreasonable to design three dwellings to comply with this Standard. |

3.5 Does the proposal comply with the decision guidelines of Clause 65?

The development is considered to meet the decision guidelines of Clause 65 as follows:

- The State and Local Planning Policies, zoning, and other provisions as discussed within this report.
- It is considered the small shop premises will not require a loading/unloading bay on site due to its size. On-street delivery zones are adequate to service the site without any associated amenity, traffic flow or road safety impacts.
- The proposal incorporates sustainable design outcomes to improve the quality of stormwater.
• The site is not susceptible to flooding risk.
• There is no native vegetation impacted by the proposal.

3.6 Objections (Discussion)

The following table provides a discussion of the concerns raised within the objections to the application:

Table 7

<table>
<thead>
<tr>
<th>Issue</th>
<th>Officer Response</th>
</tr>
</thead>
<tbody>
<tr>
<td>Traffic and Parking</td>
<td>Refer to Section 3.3 of this report for discussion.</td>
</tr>
<tr>
<td>Scale of the development</td>
<td>Refer to Section 3.1 and 3.4 of this report for discussion.</td>
</tr>
<tr>
<td>Neighbourhood character</td>
<td>The subject site is zoned Commercial 1 and is not subject to the Neighbourhood Character Precinct Guidelines 2012. It is considered the proposed built form is consistent with its location within a Commercial 1 Zone and Activity Centres as discussed in Section 3.1 and 3.2 of this report.</td>
</tr>
<tr>
<td>Compliance with the Draft Essendon Junction Structure Plan</td>
<td>Refer to Section 3.2 of this report for discussion</td>
</tr>
</tbody>
</table>

4. Human Rights

The application process and decision making is in line with the Victorian Charter of Human Rights and Responsibilities 2006 (Section 18 – Taking part in public life).

5. Conclusion

The application has been assessed against the relevant provisions of the State Planning Policy Framework, Local Planning Policy Framework, zoning controls, the relevant Particular and General Provisions, and the decision guidelines at Clause 65 of the Moonee Valley Planning Scheme.

Additionally, consideration has been given to the requirements of Section 60(1B) of the Planning and Environment Act 1987 with respect to the number of objections received, and it is determined that the proposal would not have a significant social effect.

It is considered the proposal demonstrates general compliance with the requirements of these provisions and policies. The application is supported as detailed above within the recommendation section.

Appendices

Appendix A: Objector Location ➔
Appendix B: Advertised Plans (separately circulated) ➔
Appendix C: Clause 58 Assessment ➔
<p>| |</p>
<table>
<thead>
<tr>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Objectors Location for MV/702/2017 at 59 Rose Street,</strong></td>
</tr>
<tr>
<td><strong>ESSENDON VIC 3040</strong></td>
</tr>
<tr>
<td></td>
</tr>
<tr>
<td><strong>Objector’s Mailing Address</strong></td>
</tr>
<tr>
<td>53 Rose Street, ESSENDON VIC 3040</td>
</tr>
<tr>
<td>34 Flower Street, ESSENDON VIC 3040</td>
</tr>
</tbody>
</table>
Clause 58 of the Moonee Valley Planning Scheme

Apartment Developments (Clause 58).

Where there is non-compliance, see main report.

<table>
<thead>
<tr>
<th>Title and Objective</th>
<th>Complies with Standard</th>
<th>Complies with Objective</th>
</tr>
</thead>
<tbody>
<tr>
<td>D1 – Urban Context Objectives</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>D 2 - Residential Policy Objectives</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>D 3 - Dwelling Diversity Objective</td>
<td>N/A</td>
<td>N/A</td>
</tr>
<tr>
<td>D 4 - Infrastructure Objectives</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>D 5- Integration with the Street Objective</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>D6 – Energy Efficiency Objectives</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>D7 – Communal Open Space Objective</td>
<td>N/A</td>
<td>N/A</td>
</tr>
<tr>
<td>D8- Solar Access to Communal Outdoor Open Space Objective.</td>
<td>N/A</td>
<td>N/A</td>
</tr>
<tr>
<td>D9- Safety Objective</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>D10 - Landscaping Objectives</td>
<td>✓ subject to condition</td>
<td>✓ subject to condition</td>
</tr>
<tr>
<td>D 11 – Access Objective</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>D 12- Parking Location Objectives</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>D 13 – Integrated Water and Stormwater Management Objectives</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>D 14 – Building Setback Objectives</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>D 15 - Internal Views Objective</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>D16 – Noise Impact Objectives</td>
<td>✓ subject to condition</td>
<td>✓ subject to condition</td>
</tr>
<tr>
<td>D 17 - Accessibility Objective</td>
<td>✓ subject to condition</td>
<td>✓ subject to condition</td>
</tr>
<tr>
<td>D 18 – Building Entry and Circulation Objectives</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>D 19 – Private Open Space Objective</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>D 20 - Storage Objective</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>D 21 – Common Property Objectives</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>D 22 – Site Services Objectives</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td></td>
<td>D 23 – Waste and Recycling Objectives</td>
<td>✔</td>
</tr>
<tr>
<td>---</td>
<td>-------------------------------------</td>
<td>---</td>
</tr>
<tr>
<td></td>
<td>D 24 – Functional Layout Objective</td>
<td>✔</td>
</tr>
<tr>
<td></td>
<td>D 25 – Room Depth Objective</td>
<td>✔</td>
</tr>
<tr>
<td></td>
<td>D 26 – Windows Objective</td>
<td>✔</td>
</tr>
<tr>
<td></td>
<td>D 27 – Natural Ventilation Objectives</td>
<td>✔</td>
</tr>
</tbody>
</table>

- ✔ - complies, x - non-compliance, N/A - Not Applicable
10.2 Planning Policy Framework for the Moonee Valley Planning Scheme

File No: FOL/18/32
Author: Corina de Araujo
Strategic Planner
Directorate: Planning and Development

Purpose

The purpose of this report is to provide an update on the rewrite of the Municipal Strategic Statement (MSS) to include the MV2040 Strategy into the Moonee Valley Planning Scheme, and to present the new Planning Policy Framework (PPF) to Council. The PPF is the result of recently announced State Government reforms to the form and content on planning schemes.

Executive Summary

- A statutorily required review of the Moonee Valley Planning Scheme was presented at the Ordinary Meeting on 26 June 2018. Its key recommendation was to update the Municipal Strategic Statement (MSS) to implement the MV2040 Strategy.

- At the same Ordinary Meeting, the new MSS was presented to Council. It was drafted to ensure the Moonee Valley Planning Scheme reflected local strategic direction within the State Planning Policy Framework (SPPF). Importantly, it was also written in a way that would allow for an easier translation to anticipated structural change to the planning policy framework.

- On 11 July 2018 Council received correspondence from the Department of Environment, Land, Water and Planning (DELWP) notifying that Council’s application for authorisation to prepare Amendment C193 required further review. This was due to DELWP’s proposed changes to the form and content of planning schemes as part of its ‘Smart Planning’ program, and its likely impact to Amendment C193.

- On 31 July 2018 the Minister for Planning (Minister) approved reforms to the Victoria Planning Provisions (VPP) via Amendment VC148. The reforms served to consolidate the structure of planning schemes and introduce a new integrated Planning Policy Framework (PPF). Amendment VC148 requires all councils to translate their local planning content into the PPF.

- The new PPF (Appendix A – separately circulated) relocates local planning policy content from the recently drafted MSS in line with State instruction (Planning Advisory Note 71 and 72), removing duplication of State and regional policy, along with content incompatible with the PPF model, and correcting grammatical and formatting inconsistencies.
Recommendation

That Council:

1. Notes the new Planning Policy Framework (PPF) structure of all Victorian Planning Schemes and the required translation of the Local Planning Policy Framework into the PPF as a result of Amendment VC148 on 31 July 2018.

2. Notes the Moonee Valley Planning Policy Framework local content and related changes (Appendix A – separately circulated) been prepared to translate the recently redrafted Municipal Strategic Statement into the newly required PPF format.

3. Lodges the Moonee Valley Planning Policy Framework local content and related changes with the Minister for Planning to allow progression of Amendment C193 (or a revised Amendment as advised by DELWP).

4. Allows Council officers to make minor editing and typographical changes as required.

Background

At the Ordinary Meeting on 26 June 2018, Council adopted the MV2040 Strategy as Moonee Valley’s long-term strategic plan, and the Moonee Valley Planning Scheme Review Report as the review pursuant to section 12B of the Planning and Environment Act 1987. The key recommendation of the review was to comprehensively re-write the MSS to include the vision, key issues, opportunities and strategic directions of the city, as articulated in the MV2040 Strategy. At the same meeting, a revised MSS (Clause 21) and a new ESD Local Policy was presented to Council, and Council endorsed the preparation of Amendment C193 (previously C195) to update the Moonee Valley Planning Scheme.

On 27 June 2018, Council officers formally requested the Minister to authorise Amendment C193 pursuant to section 8A(3) of the Planning and Environment Act 1987. The request was lodged on DELWP’s new online Amendment Tracking System (ATS) which automatically generates amendment numbers, and explains the difference between the number presented to Council and the now lodged amendment number.

On 11 July 2018, Council received correspondence from DELWP notifying that Amendment C193 required further review. This was due to DELWP’s impending changes (at the time) to the form and content of planning scheme and its likely impact to Amendment C193.

On 31 July 2018, the Minister approved reforms to the VPP via Amendment VC148 as part of its Smart Planning program. The reforms introduce a new integrated PPF that will see State, regional and local planning policies ‘nested’ into a policy framework that is more consistent, succinct, logical and easier to use. Amendment VC148 implements the first stage of the PPF by replacing the SPPF. The new PPF (Clauses 10 to 19) replaces the SPPF (former clauses 9 to 19) and provides the structure for three tiers of integrated planning policy – state, regional and local. Figure 1 diagrammatically displays the structure of the VPP prior to Amendment VC148, while Figure 2 shows the new structure.
Discussion

Further to DELWP’s letter of 11 July 2018 notifying further review of Amendment C193 pending a translation of the Local Planning Policy Framework (Clause 21 and 22) into the PPF format, it is now opportune for Council to reformat our draft policy. In completing this work, Moonee Valley will become one of the first councils to implement a full PPF. Moonee Valley’s PPF will either be implemented into the Planning Scheme through a revised Amendment C193, or as part of a new Amendment (advice from DELWP is pending).

The MSS re-write presented to Council at the Ordinary Meeting on 26 June 2018 was written in a way that would allow for an easier translation to the anticipated structural change to the planning policy framework. As such, the new PPF (Appendix A – separately circulated) relocates local content in line with State instruction (Planning Advisory Note 71 and 72), removing duplication of State and regional policy along with content incompatible with the PPF model, and correcting grammatical and formatting inconsistencies.
Consultation
The re-write of the MSS, and its subsequent translation to the PPF, were underpinned by community views expressed during the comprehensive MV2040 Engagement Program. This included three phases of direct community consultation from February 2017 to May 2018.

Pending the Minister’s authorisation, consultation relating directly to PPF will take place during a formal exhibition period.

Implications
1. Legislative
   The PPF translation is consistent with the Ministerial Direction – The Form and Content of Planning Schemes under section 7(5) of the Planning and Environment Act 1987.
   The report has been prepared with due regard for the Human Rights Charter.

2. Council Plan / Policy
   In presenting this report, Council is working to achieve its strategic objective to deliver timely, high-quality statutory planning services to manage growth and development in accordance with Council Plan 2017-21 Theme 3: Sustainable living - Connected, well designed municipality, thriving neighbourhoods, accessible places and spaces - Growth and development is well managed.

3. Financial
   The cost of translating the Moonee Valley Planning Scheme to the PPF will be funded through the Strategic Planning operational budget.

4. Environmental
   Updating the Moonee Valley Planning Scheme will have a positive environmental impact. Among other objectives, the PPF translation seeks to manage:
   - Climate change impacts
   - Energy efficiency and greenhouse gas emissions
   - Waste and resource recovery
   - Biodiversity impacts.
   This contributes to MV2040 Strategy’s vision for a green Moonee Valley that is ecologically healthy and environmentally responsible.

Conclusion
Amendment VC148 implements the first stage of the PPF by replacing the SPPF and requires all councils to introduce their local planning policies. On this direction, Council officers have prepared a full PPF that integrates the LPPF with regional and state-wide planning policy. Resolutions consistent with the recommendations of this report will provide the necessary information to assist in securing the Minister’s authorisation for translation of MV2040 into the Planning Scheme.
The redrafting of the MSS into the PPF format will incorporate the MV2040 Strategy into the Moonee Valley Planning Scheme, ensuring the planning scheme is up to date. This is important in ensuring the appropriate framework is in place to guide decision-making and achieve a healthy, fair, thriving, connected and beautiful city by 2040.

**Appendices**

Appendix A: Planning Policy Framework - 20 Aug 2018 (separately circulated) ➔ 📂
10.3 Reconciliation Policy and Action Plan update

File No: FOL/18/32
Author: Samantha Buckley
Community Planning Officer
Directorate: Planning and Development

Purpose
To provide an implementation update on Council’s Reconciliation Policy 2015 and Action Plan 2016-18, and propose reconciliation activities to respectfully acknowledge 26 January in partnership with Wurundjeri Council and the community.

Executive Summary
- Council adopted the Reconciliation Policy (the Policy) on 24 November 2015. It outlines Council’s commitment to reconciliation with traditional custodians, the Wurundjeri People, and Aboriginal and Torres Strait Islander social justice. The Policy includes a Statement of Commitment which was revised and adopted as part of the Moonee Valley 2040 Strategy in June 2018; with a signing ceremony between Wurundjeri Elders and the Mayor, Cr John Sipek on 6 August 2018. The Statement of Commitment (and Policy more generally) is shaped around the three principles of respect (gahgook), recognition (ngarngaith) and relationships (djerri). Note: ‘gahgook’, ‘ngarngaith’ and ‘djerri’ are from the Woi wurrung language of the Wurundjeri People.

- The Policy is implemented through the Reconciliation Action Plan 2016-18 (the Action Plan). Council’s Action Plan progress tracking identifies all 24 actions have either been completed; are on-going; or are on track to be completed by the end of 2018 (refer Appendix A). Some of these actions will be continued in the next action plan.

- Some key highlights from the last 18 months are outlined in (Appendix B). They include reconciliation activities focused on growing strong partnerships and relationship building; civic and community events; and land management practices and place making.

- Council will work to complete the final actions with the Action Plan throughout 2018 and commence a process to develop a new Reconciliation Action Plan in early 2019; aligned with the Moonee Valley 2040 Strategy (MV2040), specifically the ‘Fair’ (‘Qeente boordup’) and ‘Beautiful’ (‘Nga-Ango Gunga’) themes. Note: ‘Qeente boordup’ and ‘Nga-Ango Gunga’ are from the Woi wurrung language of the Wurundjeri People.

- Ongoing engagement is an important part of Council’s reconciliation activities. This includes regular cultural consultations with Wurundjeri Elders. Recent consultations highlight 26 January as an opportunity for Council to continue on the journey of reconciliation with traditional custodians, the Wurundjeri People as well as the wider community.
• A number of activities on and around 26 January 2019 have been developed in collaboration with the Wurundjeri Council, and are proposed to respectfully and appropriately explore this issue and acknowledge what the day means to the Wurundjeri People and other Aboriginal and Torres Strait Islander People as outlined in Table 2. This includes continuing to hold a Citizenship Ceremony on 26 January 2019, as well as an afternoon Healing Ceremony at Babel Paen-mirring (Mother’s Tear) at Five Mile Creek Reserve, Essendon.

• The Spirit of Moonee Valley awards ceremony had been scheduled to be held as part of the 26 January Citizenship Ceremony, but in light of these other activities, this report proposes that the awards ceremony be held in mid to late 2019.

Recommendation

That Council:

1. Notes the Reconciliation Policy and Reconciliation Action Plan 2016-18 implementation progress as presented in (Appendix A).

2. Notes a draft Reconciliation Action Plan will be developed for presentation to Council in 2019.

3. Endorses the reconciliation activities to be delivered in partnership with Wurundjeri Council on and around 26 January 2019 as outlined in Table 2.

4. Notes the Spirit of Moonee Valley awards ceremony will be held during the Moonee Valley Festival period.

Background

Since 2015, Moonee Valley’s reconciliation activities have been guided by the Policy which includes:

• a ‘Statement of Commitment’ to Wurundjeri People and all Aboriginal and Torres Strait Islander People updated since its initial signing in 2010;

• protocols for recognition of Aboriginal and Torres Strait Islander People;

• long-term policy commitments under the key themes of respect, recognition and relationships.

The Policy is based on the following key themes:

Table 1: Reconciliation Policy themes

<table>
<thead>
<tr>
<th>Theme</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Respect (gahgook):</td>
<td>To acknowledge the place that Aboriginal people hold in Australian society and educate Moonee Valley Council staff and the broader community about the importance of reconciliation.</td>
</tr>
<tr>
<td>Recognition (ngarmgaith):</td>
<td>To increase the understanding of Aboriginal culture past and present, protect heritage and celebrate the contribution of Aboriginal and Torres Strait Islander people. To develop practical actions that address disadvantage.</td>
</tr>
</tbody>
</table>
Theme | Description
--- | ---
Relationships (djerrí): | To develop meaningful partnerships with Aboriginal and Torres Strait Islander people and organisations.

*Note: ‘gahgook’, ‘ngarngaith’ and ‘djerrí’ are from the Woi wurrung language of the Wurundjeri People.

The Policy is implemented through the Action Plan which fosters a cross-Council approach to deliver reconciliation commitments and encourages Council staff to work in partnership with Aboriginal and Torres Strait Islander People, organisations and our community.

The Policy and Action Plan are embedded within the Council Plan through the action to “…Demonstrate a commitment to respecting, recognising and building relationships with Aboriginal and Torres Strait Islander People”. Council’s Health and Wellbeing Action Plan 2017-21 (Health Plan) further highlights that Council will:

- Deliver the annual NAIDOC Week event.
- Establish an internal peer support group and identify opportunities to build organisational capacity around Aboriginal and Torres Strait Islander culture.

Aboriginal and Torres Strait Islander health status

Through the Health Plan, it is recognised that reconciliation can have positive impacts on the health and wellbeing of Aboriginal and Torres Strait Islander People. While substantial progress has been made across Victoria and nationally in closing the health gap, Aboriginal and Torres Strait Islander People continue to experience poorer health and wellbeing outcomes than non-Aboriginal People. The statistics within the infographic below from the Victorian Government’s *Victorian Aboriginal Affairs Report 2017* (p. 10-14), provide a summary of some key health statistics at the Victorian-level.

**Figure 1: Victorian Aboriginal health statistics**

- Since 2008, the gap in kindergarten participation has been cut by 80 per cent.
  - The number of Aboriginal children enrolled in four-year-old kindergarten continues to grow; 1,211 children (90.5 per cent) were enrolled in 2016, up from 525 children (62 per cent) in 2008.
  - Aboriginal kindergarten participation rates are not far behind the Victoria-wide participation rate of 96.2 per cent.

Kindergarten participation: rates are approaching parity.
Child protection substantiations

8.3x
ABORIGINAL CHILDREN ARE 8.3X MORE LIKELY TO BE THE SUBJECT OF A CHILD PROTECTION SUBSTANTIATION

Number of Aboriginal children in out-of-home care

+24%
IN 12 MONTHS

2015 2016

Child protection: we are not on track to close the gap.

Child protection substantiations for Aboriginal children have increased markedly in recent years.

- Aboriginal children are 8.3 times more likely to be the subject of a child substantiation than non-Aboriginal children in Victoria.
- In 2015–16, there were 80 per 1,000 child protection substantiations, more than double the rate of 38 per 1,000 in 2007–08.
- As at 30 June 2016, there were 1,876 Aboriginal children in out-of-home care, representing a 24 per cent increase in 12 months and the highest number of children in care over the last decade (up from 1,511 Aboriginal children in out-of-home care as at 30 June 2015).

Aboriginal people remain under-represented in the workforce.

- The unemployment rate is almost three times higher for Aboriginal Victorians than the general Victorian population (16 per cent compared to 6 per cent).
- Since 2008, the number of employed Aboriginal Victorians increased 2.5 percentage points, from 49.5 per cent to 52.7 per cent, while the general Victorian employment rate rose 9 percentage points, from 62.2 per cent to 71.5 per cent.
- Underemployment and lower workforce participation translates to about $165 less in median income and $219 less a week in household income. This puts Aboriginal earners and households well below the median income for Victoria.

Income

Percentage

ABORIGINAL VICTORIAN WIDE

$1

74c

Workforce participation: we are not on track to close the gap.
Moonee Valley's Aboriginal and Torres Strait Islander population

The most recent 2016 ABS Census identifies 430 people of Aboriginal and/or Torres Strait Islander origin living in the City of Moonee Valley. This is an increase of 113 people from the previous 2011 Census.

Key statistics for Moonee Valley show that:

- the Aboriginal and/or Torres Strait Islander population in Moonee Valley is younger than the non-Aboriginal population. This is reflected in the median age (28 years compared to 38 years).
- Aboriginal and/or Torres Strait Islander households are twice as likely to be comprised of one-parent families when compared to non-Aboriginal households.
- Aboriginal and/or Torres Strait Islander households in Moonee Valley are less likely to own their own home (either outright or with a mortgage) when compared to non-Aboriginal households. Aboriginal and/or Torres Strait Islander households are more likely to be renting (both privately and in social housing).
- Aboriginal and/or Torres Strait Islander residents in Moonee Valley were less likely to have completed Year 12 than non-Aboriginal residents.
- Aboriginal and/or Torres Strait Islander residents are more likely to be participating in the labour force, but are also more likely to be unemployed when compared to non-Aboriginal Moonee Valley residents.
These statistics highlight that further work is required to close the gap and improve health and wellbeing outcomes for Moonee Valley’s Aboriginal and Torres Strait Islander population. For a more detailed profile of Moonee Valley’s Aboriginal and/or Torres Strait Islander population – see Moonee Valley Aboriginal and Torres Strait Islander Census Profile (Appendix C).

Discussion

The Policy acknowledges that Aboriginal and Torres Strait Islander People have a distinct culture and unique spirit and have shown great resilience in the face of colonisation, and past and ongoing injustices. The Policy also recognises that these injustices continue to impact Aboriginal and Torres Strait Islander People today.

Council’s role in reconciliation

Council plays an important role in working towards reconciliation. This includes:

- raising awareness of reconciliation
- education about the culture and history of Aboriginal and Torres Strait Islander People
- service and program delivery
- advocacy on issues of importance to Aboriginal and Torres Strait Islander People.

Highlights of the current Action Plan

Through the Action Plan, Council has made a number of significant achievements around the commitments of respect (gahgook), recognition (ngarngaith) and relationships (djerri). Highlights are outlined in detail in an infographic within (Appendix B). A summary of highlights includes:

- working collaboratively with Wurundjeri Council, through ongoing and regular cultural consultations with Wurundjeri Elders and seeking their input and advice across a range of social, community and environmental activities
- partnership between Council’s Conservation team and Wurundjeri’s Narrap Team at Five Mile Creek, Essendon to establish the award winning Babepal Paen-mirring ceremonial rock circle. This also included holding an event to celebrate the project and working with the Narrap team on the ongoing management of the site
- Walking project with Avondale Heights Preschool with Kindergarten and Wurundjeri to develop a children’s book (Children’s Own Publishing) called ‘We Walk Together’. The book development involved a series of six workshops with Wurundjeri Elder Uncle David Wandin, Kids Own Publishing, Yarn Strong Sista, Labcoat Learning and Council’s Conversation Officer
- coordinating a program of events throughout the year, including:
  - the Incinerator Gallery annual exhibition and Council library events
  - Council’s NAIDOC flag-raising ceremony
- Supporting community events including Airport West Football Club’s community NAIDOC event (partnership), the Friends of Steele Creek grant activities and community events, such as the Little Long Walk
- representation and participation at Maribyrnong Local Aboriginal Network, Western Region Local Government Reconciliation Network and Koolin Balit Wellbeing Partnership and new working relationships with Kirrip Aboriginal Organisation and The Long Walk Foundation.

**Action Plan Progress**

Council’s Action Plan progress tracking identifies all 24 actions have been either completed; are on-going; or are on track to be completed by the end of 2018. Some of these actions will be continue in the next action plan. A detailed description of Action Plan progress is outlined in ([Appendix A](#)).

**Renewed and long term commitment through MV2040 and Statement of Commitment**

A key driver of Council’s reconciliation activities has been the inclusion of a Statement of Commitment in the Policy and most recently, within MV2040. This most recent Statement of Commitment was signed by Wurundjeri Elders (Aunty Gail Smith, Aunty Julieanne Axford and Jacquie Wandin) and Mayor, Cr John Sipek on 6 August 2018 at a civic ceremony held in Council chambers. The Statement of Commitment is included as ([Appendix D](#)).

**Cultural consultation to inform MV2040**

As previously noted, Council holds quarterly Cultural Consultation sessions with Wurundjeri Elders where feedback and guidance is sought on a range of activities, programs and plans. Throughout the drafting of Council’s MV2040 strategy, Wurundjeri Elders were engaged in the process and their feedback was directly incorporated into the document and can be seen through key strategies and actions, the updated Statement of Commitment and the use of Woi wurrung words.

**The next Reconciliation Action Plan**

Key actions outlined in MV2040 will be further explored through the development of a new Reconciliation Action Plan.

While Council has taken some important steps towards reconciliation through the current Action Plan, it is acknowledged that strengthening reconciliation activities is a continuous investment to improve outcomes for Aboriginal and Torres Strait Islander People.

Council’s Policy, adopted in 2015, is due for a four-year review. As such, Council will be developing a new Reconciliation Action Plan to align with MV2040, particularly the themes of ‘Fair’ and ‘Beautiful’. This includes delivery of reconciliation activities across our neighbourhoods. It is anticipated a draft of the new Action Plan will be presented to Council in June 2019. In developing this new Action Plan, Council will continue to engage with Wurundjeri Council, other Aboriginal and Torres Strait Islander People and groups, as well as the broader community.
Ongoing Engagement with Wurundjeri and Aboriginal and Torres Strait Islander People

Central to Council’s strategic work to promote reconciliation is ongoing engagement with Wurundjeri Council through Cultural Consultations at Wurundjeri Council offices in Abbotsford.

Council also engages with local and regional Aboriginal and Torres Strait Islander community members and networks to implement the Action Plan. This includes developing partnership opportunities to connect Aboriginal and Torres Strait Islander People to Country, community and services. This ongoing engagement program is centred on the principles of respect and giving a voice and representation to Aboriginal and Torres Strait Islander People.

Wurundjeri consultation on 26 January and Australia Day

As part of a regular cultural consultation session with Wurundjeri Elders in November 2017, Elders made a request for Wurundjeri Elder Bill Nicholson to address Moonee Valley Councillors on Wurundjeri culture and history and what 26 January means to the Wurundjeri People. Uncle Bill Nicholson presented to Councillors at a Briefing on 6 March, 2018 and outlined the challenges and pain this date represents and recognised there are varied viewpoints on this issue.

Wurundjeri Council has indicated they would still like to celebrate Australia Day, but on a more inclusive date:

“The Aboriginal and Torres Strait Islander community are very proud Australians, who would very much like to be able to celebrate a day of national pride, but how can we be expected to celebrate on a date that to us symbolises a loss of country and culture. ATSIC members collectively refer to January 26 as Invasion Day or Survival Day, but each year the feelings of the first people are ignored.”


Reconciliation Australia acknowledges for many Aboriginal and Torres Strait Islander People, that the date of 26 January represents the beginning of dispossession and loss of people, land, language and culture:

“Australians hold many different views on what January 26 means to them.

For many Aboriginal and Torres Strait Islander people, it isn’t a day for celebration. Instead, January 26 represents a day on which their way of life was invaded and changed forever.

For others, it is Survival Day – a celebration of the survival of people and culture, and the continuous contributions Aboriginal and Torres Strait Islander peoples make to Australia”.

Reconciliation Australia: reconciliation.org.au

Following the presentation by Uncle Bill Nicholson, Council held a workshop with Elders on 3 May 2018 at Wurundjeri Council offices to consult on 26 January. An invitation was extended to all Councillors and was attended by Aunty Gail Smith, Aunty Julianne Axford, Cr Cam Nation and Council staff including the Managers of both Community Planning and Leisure Departments.
Through this workshop, Wurundjeri Elders highlighted:

- the importance of ongoing awareness and education around culture, history and ongoing impacts of colonisation on the Wurundjeri People and other Aboriginal and Torres Strait Islander People
- the need for activities that are culturally sensitive, particularly healing ceremonies around 26 January
- that in general Wurundjeri Elders are not able to perform the Welcome to Country Ceremony on 26 January but may be willing to participate in Citizenship Ceremonies on this date, in ways that are appropriate to Wurundjeri customs and lore
- a preference for Council to refer to Australia Day as 26 January when discussing reconciliation as a gesture of respect (gahgook) and recognition (ngarngaith) of the pain this date causes to Wurundjeri People.

Moving forward

Council’s Policy acknowledges “past injustices inflicted on Australia’s Aboriginal and Torres Strait Islander communities by this and previous generations of non-Aboriginal Australians… and for the pain these actions have caused and continue to cause the Aboriginal and Torres Strait Islander community” (p. 6).

26 January is an opportunity for Council to continue on a journey to reconciliation. A number of activities are proposed to support initiatives around recognition and reconciliation on and around 26 January 2019. These activities will be coordinated and delivered by Council’s Community Planning and Leisure Departments, and are outlined in **Table 2** below.

**Table 2– Council activities for 2019**

<table>
<thead>
<tr>
<th>Activity</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Deliver reconciliation programs and activities in libraries and other community settings around 26 January exploring history and culture.</td>
</tr>
<tr>
<td>2. Hold a Citizenship Ceremony on 26 January and invite a Wurundjeri Elder to undertake cultural ceremonies as appropriate to Wurundjeri customs and lore.</td>
</tr>
<tr>
<td>3. In collaboration with Wurundjeri, host a Healing Ceremony on 26 January including an Acknowledgment of History performed by a Wurundjeri Elder at <em>Babel Paen-mirring</em> (Mother’s Tear) at Five Mile Creek Reserve.</td>
</tr>
</tbody>
</table>

**Festivals and Events Review**

A Festivals and Events Review Report (the Review) was recently presented to Council at its Ordinary Meeting on 10 July, 2018. The Review included the following recommendation and was subsequently endorsed by Council:
“Recommendation 3- Implement business efficiencies:

3.1. Consider efficiencies by aligning and clustering complementary events, including:

a. Combining Spirit of Moonee Valley with Citizenship Ceremony on 26 January”.

Given the proposed activities detailed in Table 2 above, specifically to ‘host a Healing Ceremony including an Acknowledgement of History to be performed by an Aboriginal Elder’ on 26 January 2019, it is suggested the Spirit of Moonee Valley Awards Ceremony be held to coincide with the Moonee Valley Festival.

Holding multiple community events on the same day (Spirit of Moonee Valley Awards, Citizenship Ceremony and a Healing Ceremony) may create a barrier for community involvement and participation. Delivering the Spirit of Moonee Valley Awards ceremony during the Moonee Valley Festival period will ensure maximum participation of community, Councillors, and staff in all events.

This approach will ensure the intention of the Review recommendation ‘to implement business efficiencies by aligning and clustering complementary events’ is still able to be realised.

Consultation

Consultation with Wurundjeri Council and other Aboriginal and Torres Strait Islander Peoples continues to be central to work of the Policy and Action Plan. Further consultation will be undertaken in late 2018 and early 2019 in developing Council’s new Action Plan. The consultation will build on our engagement work to-date and aim to further strengthen partnerships and our whole-of-community approach to reconciliation. A number of non-Aboriginal members of the Moonee Valley community have approached Council over the life of the current Action Plan to express their support for reconciliation initiatives, including presentations at Public Forums.

Implications

1. Legislative

The Policy and Action Plan have considered legislation at the State and Federal level and aim to support and enhance Council’s statutory obligations contained in the Aboriginal Heritage Act 2006.

The Policy and Action Plan respond to the Victorian Charter of Human Rights and Responsibilities Act 2006 and aim to maintain and enhance key rights for Aboriginal and Torres Strait Islander People under the Charter including freedom, respect, equality and dignity. Particularly important is Section 19(2) of the Charter which states that:

“Aboriginal persons hold distinct cultural rights and must not be denied the right, with other members of their community — (a) to enjoy their identity and culture; and (b) to maintain and use their language; and (c) to maintain their kinship ties; and (d) to maintain their distinctive spiritual, material and economic relationship with the land and waters and other resources with which they have a connection under traditional laws and customs”.

PAGE 48
In addition, the *Public Health and Wellbeing Act 2008* requires council’s to include public health and wellbeing actions in strategic documents that “identify goals and strategies based on available evidence for creating a local community in which people can achieve maximum health and wellbeing”. This includes reconciliation activities to close the health gap and improve the health and wellbeing of Aboriginal and Torres Strait Islander People in Moonee Valley.

2. **Council Plan / Policy**

   **Council Plan 2017-21**

   In presenting this report, Council is working to achieve its strategic objective to demonstrate a commitment to respecting, recognising and building relationships with Aboriginal and Torres Strait Islander peoples in accordance with Council Plan 2017-21 Theme 4: Vibrant and diverse - Celebrating diversity, promoting participation, and creating a strong economy - People are connected to culture and community.

   **Reconciliation Policy**

   The Policy acknowledges “past injustices inflicted on Australia’s Aboriginal and Torres Strait Islander communities by this and previous generations of non-Aboriginal Australians… and for the pain these actions have caused and continue to cause the Aboriginal and Torres Strait Islander community” (p. 6).

   **MV2040**

   The following strategic directions, objectives and actions have been included in MV2040 under the themes of ‘Fair’ and ‘Beautiful’.

   **Theme: FAIR (‘Queente boordup’)**

   - Strategic Direction 1: A city that celebrates diversity
   - Objective 1.1: Celebrate Wurundjeri heritage and culture (p. 55)
   - Actions:
     - Acknowledge the Wurundjeri People as the Traditional Custodians and work in partnership with Wurundjeri People to celebrate their culture, heritage and history
     - Promote greater connection to land and Aboriginal cultural values through land management practices and interpretation
   - Objective 1.2: Support social justice for Aboriginal and/or Torres Strait Islander People (p. 55)
   - Actions:
     - Work with Aboriginal and Torres Strait Islander Peoples to support closing the gap around health, education and employment
     - Advocate and support Aboriginal and Torres Strait Islander Peoples in leadership roles and for self-determination
     - Work with the community to acknowledge and address the pain, suffering and ongoing impact of colonisation and racism experienced by Aboriginal and Torres Strait Islander Peoples
Theme: BEAUTIFUL (‘Nnga-ango gunga’)

- Strategic Direction: A city that fosters local identity
- Objective 17.2: Celebrate the heritage of our city (p. 104)
- Actions:
  - Work in partnership with the Wurundjeri People to acknowledge and promote Wurundjeri culture, knowledge and heritage through land management, education programs, and protection of areas of cultural sensitivity and significance
  - Work proactively to identify and protect Aboriginal cultural heritage and values
  - Work collaboratively with Wurundjeri Council to develop Wurundjeri interpretive signage and Woi wurrung language signs across Moonee Valley’s buildings, open spaces and parkland
  - Identify and protect places and precincts of heritage significance, celebrating the important role they play in neighbourhood identity

Note: ‘Qeente boordup’ and ‘Nga-Ango Gunga’ are from the Woi wurrung language of the Wurundjeri People.

3. **Financial**

Activities delivered through the Action Plan are accommodated within existing operational budget allocations. There are no financial implications as a result of this report.

4. **Environmental**

The Policy and Action Plan complement and support delivery of Council’s MV2040 Strategy, in particular the ‘Beautiful’ theme, through ongoing engagement with Wurundjeri Council around caring for Country and connections to the land and environmental management.

**Conclusion**

Through the Policy and Action Plan, Council will continue to work towards reconciliation and to respect, recognise and build relationships with Aboriginal and Torres Strait Islander People and the wider Moonee Valley community. This includes respectful and constructive activities as outlined in Table 2. Further work will be undertaken in developing Council’s next Action Plan to support the delivery of MV2040 and to further progress reconciliation activities.

**Appendices**

Appendix A: Progress tracking - Reconciliation Action Plan 2016-18
Appendix B: Highlights - Reconciliation Action Plan August 2018
Appendix C: Aboriginal and Torres Strait Islander Profile - 2016 Census
Progress Tracking - Reconciliation Action Plan 2016-18 – updated 1 August 2018

Moonee Valley City Council is committed to promoting reconciliation through respect, recognition and relationship-building with Aboriginal and Torres Strait Islander peoples and encouraging others in our community to do the same.

Council’s Reconciliation Policy (2015) includes the themes of respect, recognition and relationships and will help guide Council, its staff and our community towards reconciliation. Council has developed this two-year action plan to support implementation of Council’s Reconciliation Policy (2015) – see mvcc.vic.gov.au/reconciliation for more information.

This document complements Council’s Reconciliation Action Plan 2016-18 and provides details on progress tracking of the actions included in the action plan and any next steps.

The following tables detail Council actions over the two years of the action plan. Year 1 → indicates that the action will continue into Year 2. Status is also being tracked using traffic lights:

Completed or on-going action

In progress or on-going action

Not started

<table>
<thead>
<tr>
<th>Action</th>
<th>Target Group</th>
<th>Timing</th>
<th>Responsibility</th>
<th>Progress tracking</th>
<th>Status</th>
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</thead>
<tbody>
<tr>
<td>Ensure continued use of Council’s Protocols to recognise Aboriginal</td>
<td>Council staff</td>
<td>Year 1</td>
<td>All Council Departments</td>
<td>• Protocols for recognition of Aboriginal and Torres Strait Islander people</td>
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<tr>
<td>and Torres Strait Islander people. This includes Welcome to Country</td>
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<td>included in Council’s Reconciliation Policy. Protocols distributed across Council,</td>
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<tr>
<td>ceremonies at civic events; Acknowledgement of Country at Council</td>
<td></td>
<td></td>
<td></td>
<td>• A Wurundjeri Elder is invited to perform a Welcome to Country at Council Civic</td>
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<tr>
<td>events and constituted meetings as well as culturally appropriate use</td>
<td></td>
<td></td>
<td></td>
<td>events. Key events that feature a Welcome include Council’s Citizenship Ceremonies,</td>
<td></td>
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<tr>
<td>of language, photos and terminology.</td>
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<td>the Watakurrka Partnership Forum, Health and Safety Forum, NAIDOC Week, Art</td>
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<td>openings and Spirit of Moonee Valley Awards night.</td>
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<td>• Acknowledgement of Country is included in the speech template to ensure this</td>
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<td>takes place when Council representatives speak at Council or external events.</td>
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<td></td>
<td>• Acknowledgement template and designs developed for key Council documents.</td>
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<td></td>
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<td></td>
<td>• Distributed postcard with Acknowledgement words to Council Staff at induction</td>
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<td>(included with Aboriginal flag Ipaal pin).</td>
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<tr>
<td>Genuine engagement of Aboriginal and Torres Strait Islander people in</td>
<td>Aboriginal and Torres</td>
<td>Year 1</td>
<td>Community Planning and Development</td>
<td>• Consultation was undertaken with Aboriginal people to inform the policy and</td>
<td></td>
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<tr>
<td>an advisory and advocacy capacity when consulting on Council</td>
<td>Strait Islander community</td>
<td></td>
<td></td>
<td>action plan. This included Wurundjeri Council and Elders and through roundtable</td>
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<tr>
<td>documents, plans and services.</td>
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<td>meetings, networks and events.</td>
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<td>• Council is an active member of Inner North West Primary Care Partnership Koilin</td>
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<td>Balit network.</td>
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<td>• Council continues to be an active member of the Western Region Local Government</td>
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<td>Reconciliation Network (WRLGRN).</td>
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<td></td>
<td>• Meetings were held with Wurundjeri Council in 2017 (18 April, 16 May, 22 August,</td>
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<td>10 October and 6 December 2017).</td>
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</table>
## Item 10.3 - Appendix A

### Agenda Item 10.3

- **Date:** TUESDAY, 28 AUGUST 2018
- **Meeting:** Ordinary Council Meeting

#### Action

<table>
<thead>
<tr>
<th>Action</th>
<th>Target Group</th>
<th>Timing</th>
<th>Responsibility</th>
<th>Progress tracking</th>
<th>Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>Include information about Wurundjeri history of Moonee Valley and Council’s Reconciliation Policy as part of Council staff induction (e.g., bus tour and in staff information packs).</td>
<td>Council Staff</td>
<td>Year 1 →</td>
<td>Human Resources; Community Planning and Development</td>
<td>Currently, information about Cultural Appreciation training, Council’s Reconciliation Policy and acknowledgement words are included in Council staff inductions.</td>
<td>![Status Icon]</td>
</tr>
<tr>
<td>Undertake Cultural Awareness Training twice each year.</td>
<td>Council Staff</td>
<td>Year 1 →</td>
<td>Community Planning and Development; Human Resources</td>
<td>Aboriginal and Torres Strait Islander Cultural Appreciation Training was undertaken with staff on June 2016, May 2017, October 2017. Specific training undertaken by Family and Children’s Services. All long day care, family day care and kindergarten staff underwent training with AJ Williams-Tohen in July 2015 and MayJune 2016. Program undertaken with Early Years’ educators to incorporate Aboriginal and Torres Strait Islander culture in early years’ education including sessions with Kindergarten Network on 8 November 2017 and Family and Children’s Services Team on 15 November 2017. Early Years team established Communities of Practice group to embed Aboriginal Perspectives in the Early Years’ curriculum. Presentations by Community Planning Officers on 7 March 2018 and Leanne Brooke (the Long Walk) on 23 May 2018. Wurundjeri’s Narre Team will deliver a session on 22 August 2018. Koorie Heritage Trust delivered training at Moonee Valley in June 2018. A second training session is planned for late 2018.</td>
<td>![Status Icon]</td>
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</table>

#### Recognition:

Council recognises the unique contribution of Aboriginal and Torres Strait Islander people to Australia in the past and present. Council recognises the past injustices and current inequalities experience by Aboriginal and Torres Strait Islander peoples as a result of colonisation.

Create welcoming environments for Aboriginal and Torres Strait Islander people at Council facilities by displaying culturally appropriate material and

| Council staff | Year 1 → | Community Planning and Development; All Council Departments | Placards installed at Council facilities (approximately 40 buildings including libraries, childcare centres, neighbourhood centres and community centres). Decal stickers promoted as part of Reconciliation Week and sent to businesses, community groups and individuals to display. Community Strengthening team created a ‘welcoming environment’ at Kurrajong, Ascot Vale. This includes ‘asking the question’ training; signature acknowledgement on emails; welcome to country at events (Senior’s Festival, Volunteer event, International Day for people with Disabilities). | ![Status Icon] |

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**Reconciliation Action Plan 2016-18 – progress tracking**

2
| Item 10.3 - Appendix A |

### Ensure staff undertake cultural awareness training.
- Community
- Year 1
- Community Planning and Development; Communication; Leisure and Open Space; Parks and Gardens
- Acknowledgment and Wurundjeri history/culture and Woi wurrung words included on Napier Park Interpretive Signage, new Grassland signage and signage on Landscape Citylink widening sign.
- Work commenced with City Design, Conservation and Strategic Planning to develop a consistent future approach to signage.
- Leisure Department producing branding and marketing material which includes reference to traditional custodians Wurundjeri and other Aboriginal and Torres Strait Islander culture and history.

| Through Council’s signage and branding projects, investigate opportunities to acknowledge and promote Wurundjeri cultural heritage in Moonee Valley. |
| Community Staff and Community |
| Year 2 |
| Community Planning and Development; Leisure and Open Space |
| Wurundjeri Cultural Heritage Project commenced. (Walking trail of significant cultural heritage sites in Avondale Heights). |
| Volcano Dreaming and Pobblebonk panels have been used across different events and are able to be loaned out to Council teams. Panels include information about Indigenous plants and Wurundjeri words. |
| Volcano dreaming with 13 panels of broader landscape, Pobblebonk with 10 panels of water/wetlands scenes of Moonee Valley. |

| Work with local schools to provide children and young people with an understanding of Aboriginal culture and history. |
| Primary and secondary school students |
| Year 1 |
| Community Planning and Development; Family and Children’s Services |
| Working with Youth Development team to identify opportunities to collaborate with primary school/secondary school students including through youth services. |
| Representative from The Long Walk Foundation attended Communities of Practice meeting. |
| Engaged schools in Reconciliation Week event (promoted 30 May event – Cultural Safety in Sporting Clubs). |
| Supported Mt Alexander College to hold a Welcome to Country and Smoking ceremony as part of their playground opening on 24 April 2018 funded through a MVCC-Bi-annual grant in 2017. |
| Support provided to schools around cultural safety, recognition protocols and Wurundjeri history and culture. |

| Undertake annual activities to build awareness of Aboriginal and Torres Strait Islander culture and history through our early years centres and programs. |
| Children and their families |
| Year 1 |
| Family and Children’s Services |
| NAIDOC Week celebrations included attendance by 2 early years’ centres in 2018, 3 centres in 2017 and 2 centres in 2016. |
| Community of Practice established – 2 year program with approx. 20 staff meeting quarterly to embed Aboriginal perspectives into the early years program. |
| Family activities included at the Incinerator Gallery as part of their exhibition ‘Reframed’. Ron Murray facilitated a family day of storytelling and craft for all ages. |
| Walking project with Avondale Heights Preschool with Kindergarten and Wurundjeri to develop a children’s book (Children’s Own Publishing) called ‘We Walk Together’. The book development involved a series of six workshops with Wurundjeri Elder Uncle David Wandin, Kids Own Publishing, Yarn Strong Sistas, Laboos Learning and Council’s Conversation Officer. The launch of this book was held on 2 August 2016 at Avondale Heights Library and was attended by over 50 people. |
| The Little Long Walk event took place on 5 August 2016 with the Long Walk Foundation and included a program of activities in the lead up to the event delivered by Wurundjeri Council’s Rebecca Aitford and Yarn Strong Sistas. The event included over 100 participants from Airport West Kindergarten, Bambi Dayscare and Early Learning Centre and Airport West Childcare Cooperative. |
| Airport West Football Club also had Little Long Walk event as part of their annual NAIDOC Week match. |

| Undertake activities to acknowledge and promote Sorry Day (26 May) and Reconciliation Week (27 May to 3 June). |
| Community and Council staff |
| Year 1 |
| Community Planning and Development |
| Reconciliation Week (included Sorry Day recognition) promoted through social media and Council publications. |
| Annual reconciliation event by Arts and Culture (at Incinerator Gallery) opened 1 June 2018. |

**Reconciliation Action Plan 2016-18 – progress tracking**

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**Page 53**
### AGENDA – ORDINARY COUNCIL MEETING

**ITEM 10.3 - APPENDIX A**

| **Hold an annual flag-raising event to celebrate NAIDOC Week and undertake activities at Council libraries.** | **Community and Council staff** | **Year 1 →** | **Community Planning and Development; Library and Learning** | **NAIDOC Week celebration held at the Clocktower Centre in 2016 and 2017.**
| **2017 events:**
| - Attended by approximately 175 people, including 50 children from 2 of Council’s Childcare facilities. The event included a Welcome to Country by Uncle Tony Garvey, performance by Tonberangi Njarra, Yarn Strong Sista and creative activities and Uncle Phil’s cultural cooking. The event also involved the participation of the Green Army® with native plants and fact sheets handed out to attendees. Libraries held a stall at the event.
| - Avondale Heights library also held a NAIDOC event with traditional dancer and didgeridoo player Dave Edwards. 26 adults and 19 children attended the event.
| - 2017 event:
| - Attended by approximately 200 people, including 79 children from 3 centres. Included a Welcome to Country from Uncle Tony Garvey, performance by Tonberangi Njarra, Yarn Strong Sista, Uncle Phil, puppet show by YSS, libraries with display and activity, Green Army handing out 200 plants and display of Volcano Dreaming and Boolaback.
| - Many other events also held at libraries, Crown Street Stables and incinerator.
| - 2018 event held at Avondale Heights Library attended by over 100 people. Welcome to Country and Smoking Ceremony performed by Elder Uncle Collin Hunter Jr and activities by Yarn Strong Sista including storytelling and craft. |

| **Plan and deliver activities at community centres in recognition of NAIDOC and Reconciliation Week.** | **Community** | **Year 1 →** | **Community Planning and Development** | **Annual events held at libraries and community centres. 2018 program included:**
| - events with Rebecca Anford (Wurnndjil) at Booralee across Moonee Valley.
| - Aboriginal Astronomy event at Sam Merrifield Library on 18 July.
| - Basket weaving at Ascot Vale Library with Donna Blackall on 11 July.

| **Hold an annual arts exhibition at the Incinerator Gallery, co-curated by an Aboriginal and/or Torres Strait Islander artist, which features artwork by Aboriginal and/or Torres Strait Islander people, along with education programs.** | **Community** | **Year 1 →** | **Arts and Culture** | **Between 3 June and 24 July 2018, Council’s Incinerator Gallery held an exhibition titled Re�향된 by guest curator Kent Morris exploring the role Indigenous Australian artists are playing in reconstructing accepted ideas about history, connection to country and identity through photographic processes.**
| - 2017 exhibition titled Revealed curated by Elizabeth Liddle. Programs to support this exhibition included a curator talk and family activities.
| - For 2019, a program of events to be held throughout the year will be explored to ensure less overlap with other Council events during NAIDOC Week. |

| **Use Council libraries as a space to display Aboriginal art and promote cultural educational material.** | **Community** | **Year 1 →** | **Library and Learning** | **2018 NAIDOC Week exhibition at Avondale Heights Library and Learning Centre of artwork from children’s books.**
| - In February 2019 Council will host the “Because of her, we can” photographic exhibition – a western region ICOS government and Western Health collaboration. |

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<tr>
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<tbody>
<tr>
<td>Relationships: Council will work with Aboriginal and Torres Strait Islander people to build partnerships and create opportunities that will reduce inequalities.</td>
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| Partner with government agencies in exploring the feasibility of future employment programs at Aboriginal and Torres Strait | **Aboriginal and Torres Strait** | **Year 1 →** | **Community Planning and Development; Economic** | **Fact sheets for employment of diverse people at Moonee Valley, including Aboriginal and Torres Strait Islander peoples.**
|  |  |  |  | **Peer support group established and developing actions to improve employment of Aboriginal and Torres Strait peoples.** |

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1 “The Green Army is a hands-on, practical environmental action program that supports local environment and heritage conservation projects across Australia”. It is a Federally-funded traineeship program supporting ‘green army’ projects which finished in 2017: [http://www.environment.gov.au/land/green-army](http://www.environment.gov.au/land/green-army)

Reconciliation Action Plan 2016-18 – progress tracking
<table>
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<tbody>
<tr>
<td>Council and in Moonee Valley, using the Victorian Local Government Aboriginal Employment Framework as a guide.</td>
<td>Islander people</td>
<td>Development &amp; City Sustainability; Human Resources</td>
<td>Weekly Council job ads sent to Aboriginal Victoria – Maavilyeneng Local Aboriginal contact – Dobbie Evans. Feedback that a position has been applied for as a result of this information sharing.</td>
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<tr>
<td>Invite and/or partner with the Wurundjeri Council for relevant Environmental Activities, Events and Land Management Projects.</td>
<td>Community</td>
<td>Parks and Gardens</td>
<td>Urban Design team engaged with Wurundjeri Elders along Moonee Ponds Creek to identify cultural heritage sites and gain a better understanding of the significance of the creek to the Wurundjeri people – incorporated as part of masterplan.</td>
<td></td>
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<tr>
<td>Engage with Wurundjeri Tribe Land &amp; Compensation Cultural Heritage Council through the Cultural Heritage Management Plan process and/or through Cultural Consultations with Wurundjeri Elders.</td>
<td>Council Staff and Wurundjeri Council</td>
<td>Community Planning and Development; Leisure and Open Space; Parks and Gardens; Strategic and Statutory Planning</td>
<td>Cultural Consultations held quarterly.</td>
<td></td>
</tr>
<tr>
<td>Work in partnership with the Western Region Local Government Reconciliation Network to further promote recognition of Aboriginal and Torres Strait islander people in Melbourne’s west.</td>
<td>Community</td>
<td>Community Planning and Development</td>
<td>Council are active members of the Western Region Local Government Reconciliation Network which promotes sharing of information and collaboration.</td>
<td></td>
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<tr>
<td>Be an active partner of the Koorin Balit Wellbeing Partnership (run by the Inner North West Primary Care Partnership) through planning and/or implementation of preventative health programs and advocacy initiatives to improve health and wellbeing outcomes for Moonee Valley residents, including</td>
<td>Aboriginal and Torres Strait Islander community</td>
<td>Community Planning and Development</td>
<td>Council has participated on the Koorin Balit working group, attending bi-monthly meetings.</td>
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Reconciliation Action Plan 2016-18 – progress tracking
### Action

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</table>
| Encourage support organisations through the grant programs and partnership opportunities to undertake reconciliation activities in Moonee Valley through organisational involvement in NAI/DOC, Reconciliation and other training and/or awareness-raising activities. | Community | Year 1 | Community Planning and Development | Council supported Friends of Steele Creek to apply for Parks Victoria grant for planting activities involving Wurundjeri along Maribyrnong River.  
- Two successful grant applications for Biannual Grants Round 1 2016/17:  
  - Friends of Steele Creek for “Valuing Our Shared Heritage: forums on valuing our shared cultural and natural heritage” and,  
  - Tongberangi Ngarggirr for “Yidaki Connection Program: Connecting Aboriginal men with their culture and community”.  
- Biannual Grants Round 1, 2017/18 funded Friends of Steele Creek to run a ‘Re-introducing Wurundjeri Culture to the Maribyrnong’ event held on 22 April. Attended by nearly 300 people,  
- Kirin Aboriginal Organisation awarded a grant as part of Round 2 of Council’s Biannual Grants program to hold the Western Region Deadly Race in November 2018. |

### Action

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<tbody>
<tr>
<td>Monitor the action plan annually.</td>
<td>Council staff</td>
<td>Year 1</td>
<td>Community Planning and Development</td>
<td>The Reconciliation Action Plan 2016-18 progress tracking document fulfills this action.</td>
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<tr>
<td>Review the action plan following the two-year implementation. Based on this review, update the Reconciliation Action Plan.</td>
<td>Council staff</td>
<td>Year 2</td>
<td>Community Planning and Development</td>
<td>Discussions have commenced about developing the new Reconciliation Action Plan.</td>
</tr>
</tbody>
</table>
| Engage members of our community who identify as Aboriginal and/or Torres Strait Islander through roundtable discussions to ensure reconciliation activities are community-led and achieve their intended outcomes. | Community | Year 1 | Community Planning and Development | Continuing to engage community members through a number of forums including the Maribyrnong Local Aboriginal Network and Cultural Consultations with Wurundjeri.  
- New working collaboratively with the Long Walk Foundation on a number of Reconciliation activities, including Walkability in Avondale Heights, Little Long Walk in Airport West and engagement with Airport West Football through their NAIDOC game. |

**Tracking summary**

Reconciliation Action Plan 2016-18 – progress tracking
23 actions have been ‘completed’ or on-going

1 action ‘in progress’ or on-going

0 actions ‘not started’
Highlights from Reconciliation Action Plan 2016–18

GAHGOOK

Respect:
Council respects the place of Aboriginal and Torres Strait Islander Peoples as the first inhabitants and custodians of this land.
- Acknowledgement plaque and decal on display at Council buildings, local organisations, sports clubs and businesses.
- Cultural awareness training held twice each year and available to all staff.
- Training for early years staff with Wurundjeri Council, Yarn Strong Sista and the Long Walk Foundation.
- Council reaffirmed its commitment to the Traditional Custodians, the Wurundjeri People and to all Aboriginal and Torres Strait Islander People with a signing ceremony between Wurundjeri Elders and the Mayor on Monday, 6 August 2018.
- Wurundjeri Council contributed to Council’s long-term plan for Moonee Valley, MV2040, including use of Walawung (Wurundjeri language) throughout the document.

NGARNGAITH Recognition:
Council recognises the unique contribution of Aboriginal and Torres Strait Islander people to Australia in the past and present. Council recognises the past injustices and current inequities experience by Aboriginal and Torres Strait Islander peoples as a result of colonisation.
- Early years, sports clubs and Council facilities creating ‘welcoming environments’ (e.g. plaques, culturally appropriate posters, material on display and training).
- Supporting Kiniph Aboriginal Organisation is the Western Region Deadly Race project.
- Incenerator Gallery exhibitions featuring Aboriginal and Torres Strait Islander artists including Reformed in 2016, Revealed in 2017 and Standing still looking back, looking forward in 2018.
- The Clocktower Centre theatre program included IBLEJRRI Theatre Company’s play Correndi on Wednesday, 24 May 2017 and Uncle No More Home on Thursday, 21 June 2018.
- Reconciliation Workshop with sports clubs including speakers: Kyle Vander Kopp, Nova Peris, Lake in cases and Aboriginal footballers from Alberton FC and Airport West Football Club.
- NAIDOC Week flag-raising ceremony and events are held annually. The 2018 flag-raising was held at Australie Heights Library and Learning Centre with over 100 people in attendance. NAIDOC events in 2018 included storytelling, a weaving workshop and Aboriginal Astronomy talk.
- Supported the annual Airport West Football Club and the Aberfeldie Football Club NAIDOC activities.
- Book project: We walk together by Amor famine, featuring a series of six workshops. The book was launched on Thursday, 2 August 2018.
- The Little Long Walk event took place on Friday, 3 August 2018 with the Long Walk Foundation. There was over 100 participants from Airport West kindergartens and childcare centres. Workshops in the lead up to the event were delivered by Yarn Strong Sista and Wurundjeri Council’s Rebecca Asford.

DJERRI

Relationships:
Council will work with Aboriginal and Torres Strait Islander people to build partnerships and create opportunities to reduce inequalities.
- Partnership with Wurundjeri Council, Yarn Strong Sista, Kiniph Aboriginal Organisation and The Long Walk Foundation to deliver social, community and environmental activities and events.
- Partnership with Wurundjeri’s Narrap Team to establish the award winning Bawbalp Narrap Project (Mother’s Trap) ceremonial rock circle at Five Mile Creek, Essendon.
- Representation at various networks including the Mornington Local Aboriginal Network, Koolie Ballt Waliing Partnership, Western Region Local Government Reconciliation Network, New working relationships with Kiniph Aboriginal Organisation and The Long Walk Foundation.
- Three successful grants in 2017 and 2018 for Friends of Steele Creek Festival and heritage activities and Tongerangri Ngipang for a Yidalki connection program.
Aboriginal and/or Torres Strait Islander population profile – 2016 Census

Last updated 17 November 2017

Introduction

This document presents data on the Aboriginal and/or Torres Strait Islander population in Moonee Valley. Data is from the ABS Census of Population and Housing, 2016. The small Aboriginal and/or Torres Strait Islander population in Moonee Valley means that random adjustments made by the ABS to protect confidentiality have a large impact on data for this group.

Total population

At the 2016 Census, there were 116,671 people in Moonee Valley. Aboriginal and/or Torres Strait Islander people accounted for 430 residents and made up 0.4 per cent of the population. Figure 1 shows that the population has grown since 2011, with a large increase in 2016.

Figure 1: Aboriginal and/or Torres Strait Islander population, Moonee Valley (2001-2016). Data source: ABS Census of Population and Housing, 2016.
Population by age

The Aboriginal and/or Torres Strait Islander population in Moonee Valley is younger than the non-Aboriginal population. This is reflected in the median age (28 years compared to 38 years). Figure 2 shows that there are larger proportions of Aboriginal and/or Torres Strait Islander persons aged 5-14 years and 15-24 years than non-Aboriginal persons, while there are a much lower proportion aged 65 years and over.

![Population by age](image)

*Figure 2: Population by age, Moonee Valley. Data source: ABS Census of Population and Housing, 2016. Data has been rounded.*

Household composition

Aboriginal and/or Torres Strait Islander households are twice as likely to be comprised of one-parent families when compared to non-Aboriginal households. Figure 3 also shows that Aboriginal and/or Torres Strait Islander households were less likely to be in 'couple family with children' or lone person households.

![Household composition](image)

*Figure 3: Household composition, Moonee Valley. Data source: ABS Census of Population and Housing, 2016. Data has been rounded.*
Housing tenure

Aboriginal and/or Torres Strait Islander households in Moonee Valley are less likely to own their own home (either outright or with a mortgage) when compared to non-Aboriginal households. Figure 4 also shows that Aboriginal and/or Torres Strait Islander households are more likely to be renting (both privately and in social housing).

![Housing tenure chart]

Figure 4: Housing tenure, Moonee Valley.
Data source: ABS Census of Population and Housing, 2016. Data has been rounded.

Year 12 completion

Aboriginal and/or Torres Strait Islander residents in Moonee Valley were less likely to have completed Year 12 than non-Aboriginal residents. Figure 5 shows that just over half of Aboriginal and/or Torres Strait Islander residents had completed Year 12, compared to almost two-thirds of non-indigenous residents.

![Year 12 completion chart]

Figure 5: Year 12 completion, Moonee Valley.
Data source: ABS Census of Population and Housing, 2016. Data has been rounded.
Non-school qualifications

Aboriginal and/or Torres Strait Islander residents are less likely to have completed a Bachelor or higher degree than non-Aboriginal Moonee Valley residents. Figure 6 also shows that Aboriginal and/or Torres Strait Islander residents are more likely to have completed vocational qualifications.

Labour force characteristics

Aboriginal and/or Torres Strait Islander residents are more likely to be participating in the labour force, but are also more likely to be unemployed when compared to non-Aboriginal Moonee Valley residents. Figure 7 shows selected labour force characteristics. The labour force people aged 15 years and over that are either in work or looking for work. The employment to population ratio for Aboriginal and/or Torres Strait Islander residents is higher than for non-Aboriginal residents as the majority of the Aboriginal and/or Torres Strait Islander population in Moonee Valley is under 65 years of age.
Income

Aboriginal and/or Torres Strait Islander residents in Moonee Valley earn less than non-Aboriginal residents. Figure 8 shows a $34 weekly difference in median weekly total personal incomes. However, median weekly total household incomes for Aboriginal and/or Torres Strait Islander residents is higher than for non-Aboriginal households. One of the explanations for this is a greater proportion of Aboriginal and/or Torres Strait Islander residents being aged 15-64 years (72 per cent), when compared to non-Indigenous residents (67 per cent).

Figure 8: Median weekly personal and household incomes, Moonee Valley.
Data source: ABS Census of Population and Housing, 2016. Data has been rounded.
Statement of Commitment

Statement of Commitment to the Wurundjeri People and to all Aboriginal and Torres Strait Islander Peoples

We acknowledge the Wurundjeri People as the Traditional Custodians of the Country on which Moonee Valley is located, we pay our respects to Elders past and present.

This Statement of Commitment was updated in 2017 and reaffirms the partnership between Moonee Valley City Council and Wurundjeri Council and renews our commitment to the Wurundjeri People and to all Aboriginal and Torres Strait Islander Peoples.

Respect - Gahgook
Moonee Valley City Council respects:
- the Wurundjeri People as the first Australians on this land
- the unique status of Aboriginal Peoples as the original custodians of traditional lands and waters
- the special and distinctive spiritual and material relationship that Aboriginal Peoples have with the land, water, trees, rocks, hills and valley creeks, rivers and flood plains of the Moonee Valley area
- the value of the diversity and strength of Aboriginal and Torres Strait Islander Peoples and cultures to the heritage of all Australians.

Recognition - Ngarrgaith
Moonee Valley City Council recognises:
- Aboriginal and Torres Strait Islander Peoples as having a distinct culture, history and legacy with vibrancy, diversity and richness that all Australians can share in
- the unique spirit and contribution of Aboriginal and Torres Strait Islander Peoples, and the richness of traditional Indigenous languages
- the historical and environmental importance of the significant and sacred sites, and special places within the city
- the past injustices inflicted on Aboriginal and Torres Strait Islander communities by this and previous generations of non-Aboriginal Australians, and expresses our profound regret that these Injustices occurred. In particular, Council is sorry for the forced removal of Aboriginal and Torres Strait Islander children from their families, confiscation of their traditional lands, the implementation of policies designed to extinguish Aboriginal and Torres Strait Islander practices, language and culture and for the pain these actions have caused and continue to cause the Aboriginal and Torres Strait Islander communities.

Relationships - Djjeri
Moonee Valley City Council will advocate for:
- respect towards and recognition of the contribution of Aboriginal and Torres Strait Islander Peoples to Australian society, past and present
- the rights of Aboriginal and Torres Strait Islander Peoples
- increased opportunities and self-determination for Aboriginal and Torres Strait Islander Peoples
- the sustainability of Aboriginal and Torres Strait Islander organisations and programs.

Mayor
Cr John Sipek
Moonee Valley City Council
Date:

Wurundjeri Elder
Wurundjeri Tribe Land and Compensation Cultural Heritage Council
Date:

Wanganyinu ngarr-gu Wurundjeri Gulinj ngargunin twarn bik wenerop Moonee Valley dharri, wanganyinu gahgook Nanggit baambuth ba yalingbu'.

1. This acknowledgement has been written in Woi wurrung – the language of the Wurundjeri People.
10.4 Council Plan 2017-21: progress report for 2017/18

File No: FOL/18/32
Author: Marianne McArthur
Corporate Planning Officer
Directorate: Organisational Performance

Purpose
To report back to Council and the community on our progress this year in implementing the Council Plan 2017-21 (Council Plan).

Executive Summary
This report reviews our progress in implementing Year One of the Council Plan.

Recommendation
That Council receives and notes the report on the progress of Council Plan actions at the end of the 2017-18 financial year.

Background
Council implemented an extensive list of actions in 2017/18 to deliver on the Council Plan. This report provides an update on our progress as at 30 June 2018.

Discussion
Our progress for 2017/18 is reported in three appendices:

Appendix A summarises the overall status of actions to deliver on the Council Plan in 2017/18. As at 30 June 2018, 90 per cent of actions were complete and 10 per cent were off track.

Appendix B reviews the progress achieved with major initiatives. These are actions that were designated by Council as particularly significant for implementing the Council Plan in 2017/18. Major initiatives are published in the Annual Budget and must be reported upon in the Annual Report. Council completed 27 of the 29 major initiatives identified for 2017/18.

Appendix C reviews the progress achieved on actions other than major initiatives.

Some key achievements for the year include:
- Adopted a Developer Contribution Plan (DCP) and commenced the planning scheme amendment process
- Adopted the new Activities and General Amenities Local Law 2018
- Completed community consultation for and adopted MV2040
- Completed street tree planting and neighbourhood greening programs
• Completed the Community Funding Review
• Delivered more than 20 sustainability education events
• Delivered the annual volunteer thank you event
• Determined a future direction for NDIS
• Endorsed the Workplace gender equity workplace position statement
• Established a business transformation program
• Established ten portfolio advisory committees to provide strategic and policy advice to Council
• Implemented the Better Moves Around Schools program and the Transport Safety Strategy
• Implemented the walkability project
• Improved outdoor play spaces for Family and Children Services facilities
• Improved the amenity of streetscapes through design work for the Moonee Ponds Activity Centre and upgrades to the Union Road streetscape
• Improved the booking system for community spaces
• Opened Fairbairn Park middle pavilion
• Performed renewable energy, water and energy efficiency upgrades to Council buildings
• Piloted the Stepping Stones to Small Business Program to assist culturally and linguistically diverse women to establish micro businesses
• Progressed design for the East Keilor Leisure Centre redevelopment
• Progressed upgrades to the Dean Street underpass
• Promoted positive mental health in education settings, including mental health first aid training for teachers
• Replaced the Fenton Street Hockey synthetic surface on the northern pitch
• Upgraded playgrounds at Fanny Street Reserve and Grandview Street Reserve in Moonee Ponds, and Brees Road Reserve and Harrington Reserve in Niddrie

Consultation
The nature of this report does not require any consultation.

Implications

1. Legislative

The Local Government (Planning and Reporting) Regulations 2014 require Council to disclose in its Annual Report whether it has conducted Council Plan reporting at least every six months.
2. Council Plan / Policy

In presenting this report, Council is working to achieve its strategic objective to foster a culture of accountability and transparency in accordance with Council Plan 2017-21 Theme 5: Resilient organisation - A resilient organisation that is sustainable, innovative, engaging and accountable - Good governance is everyone’s responsibility.

3. Financial

No financial implications.

4. Environmental

No environmental implications.

Conclusion

Council has made robust progress in implementing its Council Plan commitments in Year One.

Appendices

Appendix A: Overall status of Council Plan actions - 2017/18
Appendix B: Progress on actions classified as "major initiatives" - 2017/18
Appendix C: Progress on other actions - 2017/18 (separately circulated)
Council Plan 2017-21 progress report

The chart below shows how we are progressing with actions to implement the Council Plan in 2017/18, as at 30 June 2018.
## Progress on actions classified as ‘major initiatives’

<table>
<thead>
<tr>
<th>No</th>
<th>Major Initiative</th>
<th>Status</th>
<th>End of year progress comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Promote positive mental health in education settings through community education, programs and public campaigns, including a Young People’s Mental Health First Aid initiative in schools.</td>
<td>🟢 On track</td>
<td>23 internal staff across council departments have been trained in Youth Mental Health First Aid. A briefing to parents at Essendon Keilor College regarding the Youth Mental Health First Aid training took place on Thursday 17 May 2017 in preparation for delivering teen-training to year 10 students at the school over July/August. Additionally, 19 Teachers at Essendon Keilor and Mount Alexander Colleges undertook 2-day Youth Mental Health First Aid training in June. Teen mental health first aid training has been scheduled to take place with year 10 students at both schools from the 24 July to 30 August. Discussions are currently taking place with Melbourne University and Rosehill SC regarding delivering the teen training to year 10 students at this school as well. Negotiations are currently underway regarding dates.</td>
</tr>
<tr>
<td>2</td>
<td>Work with regional partners (Preventing Violence Together and Inner North-West Primary Care Partnership) to collectively monitor and evaluate primary prevention of violence against women initiatives.</td>
<td>🟢 On track</td>
<td>Workplace gender equity position statement endorsed by executive in May 2015. Initial planning with Women’s Health West and partners for 16 Days initiative. Attended gender equity network meeting at MAV. Applied for a grant through the Free From Violence grants program to address gender equity in the sports setting.</td>
</tr>
<tr>
<td>3</td>
<td>Transition community funding to align with a neighbourhood place-based approach in order to target areas where funding is most needed and addresses health inequalities.</td>
<td>🟢 On track</td>
<td>Neighborhood Planner commenced 2 June. Community Funding Review and updated Draft Community Funding Policy completed in June. These documents were presented to Council for consideration at the Ordinary Council Meeting on July 10, 2018. Twenty-one recommendations are made to improve administrative processes, program effectiveness and responsiveness to community needs and to streamline the program to match neighborhood priorities. If adopted, these recommendations will be phased over eighteen months, with a majority of recommended changes to take effect from Round 2, 2018/19 (January 2019).</td>
</tr>
<tr>
<td>4</td>
<td>Review and redevelop the General Purposes Local Law to protect and enhance local amenity in line with community standards.</td>
<td>🟢 On track</td>
<td>Council adopted the new Activities &amp; General Amenities Local Law 2018 on 12 June 2018. The new Activities and General Amenities Local Law was gazetted and is now fully operational.</td>
</tr>
<tr>
<td>5</td>
<td>Promote volunteering to increase community cohesion and resilience.</td>
<td>🟢 On track</td>
<td>Training program for staff developed for the coming year. The A-Z of Volunteer Management has been delivered by Volunteer Victoria to Council officers responsible for managing volunteers. The project has commenced to develop an online induction program for volunteers in partnership with the Municipal Association of Victoria. The rollout of the Volunteer Management System - Better Impact Including learning for staff - has commenced. Annual Volunteer Thank you event delivered in May at the Clocktower Centre. The event was attended by the Mayor, along with approximately 100 volunteers and their families. The feedback from the event indicated a high level of success with guests enjoying canapés, drinks and a local independent film, Alla’s Wedding.</td>
</tr>
<tr>
<td>6</td>
<td>Build partnerships with key service providers to support the implementation of the National Disability Insurance Scheme in Moorooduc.</td>
<td>🟢 On track</td>
<td>Council has acknowledged that there are several well placed NDIS providers in the municipality to support our residents who are eligible for NDIS service. Further to this, Council has endorsed that we will stay in service delivery to support the vulnerable people not eligible for the NDIS. We will continue to develop our services to meet the needs of these community members and their carers.</td>
</tr>
</tbody>
</table>
Progress on actions classified as ‘major initiatives’

A healthy environment and enhanced amenity

<table>
<thead>
<tr>
<th>No</th>
<th>Major Initiative</th>
<th>Status</th>
<th>Finalised Remarks/Comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>7</td>
<td>Introduce a Development贡献 Plan Overlay (DCP) so that new development contributes to the infrastructure required to service population growth.</td>
<td>✔️</td>
<td>DCP adopted by Council's June, Authorisation request lodged with DELWP to begin planning scheme amendment process to introduce a DCP Overlay.</td>
</tr>
<tr>
<td>8</td>
<td>Implement initiatives to green and cool the municipality, including the Urban Forest Renewal Program and Street Tree Planting Program and the Neighbourhood Greening Program.</td>
<td>✔️</td>
<td>The street tree planting program and Neighbourhood Greening program for 2017/18 has been successfully completed with 2,150 street trees planted across the municipality.</td>
</tr>
<tr>
<td>9</td>
<td>Improve the amenity of streetscapes through civil design work for the Moonee Ponds activity centre (MPAC) and upgrades to the Union Road streetscape from the Parade to Roseberry Street.</td>
<td>✔️</td>
<td>Union Road works nearing completion – stage 3 works to be completed in 2018/19. This includes six intersections along Union Road to Aspect Vale, which includes Mallibynong Road, the Parade (west), Rosedale Street, Mantaro Street, Brookfield Road and Miramas and Francis Streets (north). It also includes additional tree planting and planting consolidations. MPAC streetscape and open space plan approaching completion – will now consider new detailed traffic assessment work, to ensure more holistic design outcomes for the entirety of the centre. Streetscapes framework (2014) adopted by Council at the 26 June meeting. Plan is for the whole of the city, including extensive priorities for Moonee Ponds – to ensure implementation of the design work being completed through the MPAC streetscape and open space plan.</td>
</tr>
<tr>
<td>10</td>
<td>Playground Renewal Program – replace and renovate playgrounds within neighbourhood, district and regional parks, including utilizing natural features as play objects to enable children to connect with nature.</td>
<td>✔️</td>
<td>Renewal works have been completed across a range of playgrounds. Playground upgrades have taken place at Fanny Street Reserve and Growndyer Street Reserve in Moonee Ponds, and Brees Road Reserve and Harlingmton Reserve in Niddrie. Playground designs were prepared and displays provided on the upcoming works at each of the reserves. The projects were awarded and works commenced and completed. Play equipment at Fanny Street Reserve and Brees Road Reserve will be installed in July 2018.</td>
</tr>
<tr>
<td>11</td>
<td>Family &amp; Children Services facilities outdoor play space improvements - improve outdoor play space areas to meet appropriate standards and regulations.</td>
<td>✔️</td>
<td>All works requested by Family and Children Services have been completed. These works include repairs to outdoor play furniture, construction of additional storage spaces, refurbishment of bathroom facilities repainting of buildings. Other works include improvements to landscaping and outdoor areas.</td>
</tr>
<tr>
<td>12</td>
<td>Further develop water sensitive urban design projects at Aberfeldie Park, Woodlands Park, and Queens Park.</td>
<td>✔️</td>
<td>Documentation complete for Rosehill Park Wetland and Woodlands Park Wetland. Budget Item in 2018/19 to deliver Woodlands Park Wetland in partnership with Melbourne Water, with funding from their Living Rivers program contributing $300K.</td>
</tr>
</tbody>
</table>
## Progress on actions classified as 'major initiatives'

### Sustainable living

**A connected, well-designed municipality, fostering healthy neighborhoods, enjoyable places and spaces**

### Status

- **On track**
- **Completed**
- **Off track**
- **Not started**

### Table

<table>
<thead>
<tr>
<th>No</th>
<th>Major Initiative</th>
<th>Status</th>
<th>End of year progress comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>13</td>
<td>Implement the Walking and Cycling Strategy including Dean Street underpass and a walkability initiative to get more people walking in Moonah Valley.</td>
<td></td>
<td>The Dean Street Underpass upgrade is progressing well with construction on track to be completed by late July/early August. The detailed design for the Evan Street Underpass upgrade is still to be completed. Additional water assets have been located which has caused delays. Construction dates are still to be confirmed. Council continues to advocate to VicRoads for the installation of on-road bicycle lanes on Mount Alexander Road between Buckley Street and Dean Street.</td>
</tr>
<tr>
<td>14</td>
<td>Roselift Park Easement - construct a pathway to improve pedestrian access to open space.</td>
<td></td>
<td>Roselift Park Easement pathway was completed in the third quarter.</td>
</tr>
<tr>
<td>15</td>
<td>Develop and simplify the booking system for community spaces.</td>
<td></td>
<td>The booking system process has been simplified to improve the customer experience, response times and process, as well as improve internal efficiencies. A new corporate booking system will be live for 2019 bookings, including an online booking module. This has been a major process improvement and change management project for Council.</td>
</tr>
<tr>
<td>16</td>
<td>Deliver sustainability programs to residents, businesses and schools.</td>
<td></td>
<td>Delivered more than 20 sustainability education events including My Smart Garden workshops, solar panel info sessions, waste education events and children's activities. Four Sustainable Schools forums and two Early Years Environment Network meetings were held.</td>
</tr>
<tr>
<td>17</td>
<td>Implement the Elderly Moves Around Schools Program to improve safety around schools and encourage walking and cycling to school.</td>
<td></td>
<td>Elderly Moves Around Schools completed at St Therese's Primary Essendon, Moonee Ponds primary, Moonee Ponds, Essendon and Kellar College, Essendon and East Kilmore campuses. Revisited St Mary's Primary, Acoot Vale and Strathmore Secondary College, Strathmore.</td>
</tr>
</tbody>
</table>
### Progress on actions classified as 'major initiatives'

#### VIBRANT AND DIVERSE

**Celebrating diversity, promoting participation, and creating a strong economy**

<table>
<thead>
<tr>
<th>No</th>
<th>Major Initiative</th>
<th>Status</th>
<th>END OF YEAR PROGRESS OR Scenario</th>
</tr>
</thead>
<tbody>
<tr>
<td>19</td>
<td>East Keller Leisure Centre redevelopment - design and document the proposed redevelopment.</td>
<td>✔️</td>
<td>The detail design is progressing on schedule. Council has endorsed a budget of $49,959 M for the project. Detail design will continue during 2018 with the aim of inviting tenders by the end of the year (2018).</td>
</tr>
<tr>
<td>20</td>
<td>Fairbairn Park (Middle) pavilion improvements - complete a joint-use sports and community pavilion, replacing two existing pavilions and demolishing one pavilion.</td>
<td>✔️</td>
<td>The new facility was officially opened on 17 March 2018.</td>
</tr>
<tr>
<td>21</td>
<td>Prepare options for the development of a Niddrie Community Hub, including relocation of the Niddrie Library.</td>
<td>✔️</td>
<td>An assessment on the affordability and procurement options for the delivery of the new Niddrie library is complete. Further planning is underway to explore the value capture opportunities and market testing is in progress.</td>
</tr>
<tr>
<td>22</td>
<td>Fenton Street Hockey Synthetic Surface replacement - replace the synthetic surface to the northern pitch.</td>
<td>✔️</td>
<td>Works were successfully completed with the full cooperation of the Essendon Hockey Club.</td>
</tr>
<tr>
<td>23</td>
<td>Pilot the Stepping Stones to Small Business Program in partnership with the Brotherhood of St Laurence to assist culturally and linguistically diverse women to establish micro businesses.</td>
<td>✔️</td>
<td>First year of the Stepping Stones Program was completed and continuation of two new programs for 2018/19 have been confirmed for delivery at Flerington Community Centre.</td>
</tr>
</tbody>
</table>
Progress on actions classified as ‘major initiatives’

<table>
<thead>
<tr>
<th>No</th>
<th>Major Initiative</th>
<th>Status</th>
<th>End of year progress comments</th>
</tr>
</thead>
</table>
| 24 | Establish a Business Transformation Program to identify and deliver improvements to Council services. | ✔️ On track          | The Business Transformation team is leading 5 large projects, among others:  
|    |                                                                                 |                      | • Asset Protection improvements,  
|    |                                                                                 |                      | • Technical Permits improvements,  
|    |                                                                                 |                      | • Childcare Utilisation improvements,  
|    |                                                                                 |                      | • New Statutory Planning online functions.  
|    |                                                                                 |                      | • Better Approvals program.  
|    |                                                                                 |                      | Of these five large projects, three are well into the implementation phase, with two nearing completion. |
| 25 | Perform renewable energy, water and energy efficiency upgrades on Council buildings. | ✔️ Off track          | A total of 152kW (972 solar panels) of solar power systems were installed on five Council owned and operated buildings: Strathmore Children’s Centre (24kW, 92 panels), Hopestoun Children’s Centre (24kw 86 panels), Bradshaw St Hall (32kW, 115 panels), Buninyong Community Centre (14kw, 55 panels), Lincolnville Kinder (15kw, 57 panels) and Milliara Integrated Learning and Development Centre (49kw, 165 panels). Four buildings received energy efficient LED lighting upgrades: Doutta Galla Hall, Bivoc Avenue Hall, North Essendon Kinder and Montgomery Park Children’s Centre. Five buildings received energy efficient hot water system upgrades: Sam Merrifield Library, Strathmore Children’s Centre, Indulger Gallery, Avondale Heights Library and Ascot Vale Neighbourhood Centre. Ceiling fans were installed at Doutta Galla Hall, Draught proofing measures installed at Coronation Kinder, Hopestoun Children’s Centre and East Keilor Kinder. Ceiling and skylight insulation was installed at Coronation Kinder and Hopestoun Children’s Centre. A 50,000 litre rainwater tank and associated plumbing was installed at Depot for tree watering crews. |
| 26 | Coordinate a program of community engagement to inform MV2040.                  | ✔️ On track and completed by June 2018 | All consultation phases completed for MV2040, with MV2040 adopted by Council on 28 June. |
| 27 | Develop specifications for consolidating core information technology applications onto a single platform and undertake a joint procurement exercise with partner councils. | ✔️ On track          | The ERP tender was reassigned during the year. Two vendors were shortlisted for evaluation by subject matter experts. The tender process has been extended to ensure due diligence by relevant stakeholders. Contract negotiations expected to commence in Q1 2019. |
| 28 | Seek financial support from all levels of government, community organisations and private investment for the development of community infrastructure (for example, funding to improve shared community facilities within Victorian schools through the State Government’s Shared Facilities Fund. | ✔️ On track          | Due to an organisational restructure this action was not able to be completed and will be carried over to 2018/19. |
| 29 | Establish ten portfolio advisory committees to assist council in delivering on long term strategic objectives. | ✔️ Completed         | Council successfully launched 10 Portfolio Advisory Committees (PACs) to provide strategic and policy advice through our Council Plan 2017-21 and long-term strategy MV2040. The committees meet at least three times a year and continue to be a forum where community members can come together and help shape the future of our city. |
10.5 Essendon Gem and Lapidary Club - Location Options

File No: FOL/18/32
Author: Kate Heissenbuttel
Manager Community Infrastructure
Directorate: Planning and Development

Purpose
The purpose of this report is to seek endorsement to commence detailed work to pursue the relocation of the Essendon Gem and Lapidary Club (EGLC) from their current premises at Cross Keys Reserve to a new facility to be built adjoining the Strathmore Men’s Shed at Mascoma Street, Strathmore.

Executive Summary
• The EGLC has occupied the western end of the pavilion on the Cross Keys Reserve since 1985, with agreement for use in effect since 1986. The maximum term allowed under the legislation has now been exceeded, and current practice contravenes relevant legislation, namely the Crown Land (Reserves) Act 1978.
• Council adopted the Cross Keys Reserve Master Plan 2016 at its Ordinary Meeting on 20 December 2016. The master plan identifies a new pavilion to be constructed and the demolition of the old pavilion to make way for new full-sized, Senior soccer pitches.
• The existing pavilion occupied by EGLC is in a state of disrepair and is rapidly approaching the end of its useful life.
• Officers have been in open dialog with EGLC regarding relocation of the club to a suitable premises. While options presented to date have not been supported by the Club, the Club has now indicated they will work with MVCC to pursue the possibilities at Nursery Corner.
• Since demolition of the ‘old’ pavilion at Cross Keys is required to deliver the full-size soccer pitches agreed, and to realise the adopted Master Plan expected by the community, it is now recommended to:
  ▪ support detailed work to pursue the relocation of Essendon Gem and Lapidary Club Inc. to 144a Mascoma Street; engage with the EGLC and other stakeholders including Friends of Moonee Ponds Creek, Strathmore Men’s Shed and Rotary Club of Strathmore
  ▪ undertake design and prepare cost plan to extend Strathmore Men’s Shed to accommodate needs of the gem and lapidary activities and include in Nursery Corner Master Plan
  ▪ bring forward the funding for the relocation of the Essendon Gem and Lapidary Club from the 2019/20 year to 2018/19 to expedite the relocation
  ▪ communicate to the stakeholders of Cross Keys Reserve that the Master Plan will be realised in full during the 2020/21 financial year
receive a further report to consider a new 5 year lease with 5 year option for the Essendon Gem and Lapidary Club Inc. at 144a Mascoma Street, Strathmore.

**Recommendation**

That Council:

1. Notes the findings of this report and support commencing detailed work to pursue the relocation of Essendon Gem and Lapidary Club Inc. to 144a Mascoma Street, Strathmore and communicate accordingly with the Club and other stakeholders including Strathmore Men’s Shed, Rotary Club of Strathmore and Friends of Moonee Ponds Creek.

2. Undertakes design and prepare cost plan to extend Strathmore Men’s Shed to accommodate needs of the gem and lapidary activities and include in Nursery Corner Master Plan.

3. Brings forward the funding for the relocation of the Essendon Gem and Lapidary Club from the 2019/2020 year to 2018/2019 to expedite the relocation.

4. Communicates to the stakeholders of Cross Keys Reserve that the Master Plan will be realised in full during the 2020/21 financial year.

5. Receives a further report to consider a new 5 year lease with 5 year option for the Essendon Gem and Lapidary Club Inc. at 144a Mascoma Street, Strathmore.

**Background**

In 1986, by way of a letter, the former City of Essendon provided the EGLC with permission to occupy an area of the pavilion on Cross Keys Reserve that it continues to occupy today. The land upon which the pavilion is located is Crown land and Council is the appointed Committee of Management.

The letter sets out that no rental shall be charged and that the EGLC may continue to occupy the area subject to the continued viability of the EGLC, and for so long as the EGLC’s conduct was acceptable to Council. It is noted that the letter is not consistent with the legislative requirements of the former Local Government Act 1958 or the Crown Land (Reserves) Act 1978 (CLRA), nor were the consent requirements under the CLRA met when permission to occupy was granted by the former City of Essendon. Notwithstanding the failure to comply with the legislative requirements, the letter may have constituted a lease at law; this is unclear. In any case, the maximum term allowed under the legislation has now been exceeded.

The Crown land reservation of Cross Keys Reserve is ‘public park and playground’ which, under the CLRA, is a sensitive reservation. Additional approvals for occupancy agreements are required in these circumstances and include a parliamentary scrutiny process.

Two master plans for Cross Keys Reserve have been developed. The first was adopted by Council on 21 October 2008; it articulated the vision to relocate Essendon Cricket Club to a permanent home at the Reserve. The relocation of
Essendon Cricket Club did not eventuate, and with the growth of the tenant sporting clubs and the regional significance of the open space (as identified in the Open Space Strategy 2011), a new master plan for the reserve was prepared. The Cross Keys Reserve Master Plan 2016 was adopted by Council at its Ordinary Meeting on 20 December 2016. The tenant clubs (EGLC, Essendon Royals Soccer Club, Essendon Cricket Club, Strathmore Cricket Club and Aberfeldie Cricket Club) were highly engaged in the consultation process. While records show that the former president of the EGLC attended the consultation session, no feedback or submission were received from the Club.

According to the master plan, the Cross Keys Reserve pavilion which has stood on the site for many years does not meet Australian Standards for organised sport and is the lowest rated pavilion in the City in terms of functionality and condition, hence the recommendation to design and construct what is now the new pavilion. The new pavilion has been placed on-site and is due for completion in September 2018. No allowance has been made to accommodate the EGLC equipment in its design.

The process for the design and construction of the new pavilion began in 2016. During the initial consultation with the tenant clubs around their requirements for the proposed pavilion, a number of challenges were identified:

- The growth in the membership of the sporting clubs, particularly soccer, in junior and female competitions, resulted in the need to future proof the pavilion to meet the long term forecast needs for the sporting uses
- The physical requirements of the EGLC to facilitate their semi industrial use which includes:
  - High level of security to prevent break in’s
  - A minimum of 150 sqm to be equivalent to their current space
  - High electricity loads to run machinery including 3 phase power for specialised equipment
  - Display space separated from workshops.
- The exclusive use requirements of the EGLC and the concern that the use was not compatible for the reserve’s purpose.

Meetings held with Council officers and EGLC have discussed the club’s future at the reserve, the need for a specific built fit for purpose facility with exclusive use, and the activities conducted on the site not being complementary to the reservation purpose (nor with the activities on site). At the meetings, the proposal for the club to remain in the current facility until a new suitable location was identified.

In order to progress talks further, a Building Sub Committee (BSC) was formed by the EGLC. On 15 November 2017, Council notified the EGLC that it intended to end the current agreement to allow for the demolition of the pavilion and subsequent redevelopment works. Subject to obtaining the necessary approvals, Council advised it was prepared to consider granting an agreement to the EGLC to continue its occupation until 1 July 2018. In January 2018, Council received notification that the BSC had been dissolved and the Executive Committee would now be the direct contact for all future negotiations.
Master Plan Considerations

The Master Plan designed the Reserve to have the ‘desired’ (see Figure 1) pitch size for soccer pitches.

Figure 1: National Premier Leagues Victoria Facility Standard Requirements

<table>
<thead>
<tr>
<th>National Premier Leagues Victoria - Facility Standard – Men’s &amp; Boys</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Section 1 - Field of Play &amp; Environs</strong></td>
</tr>
<tr>
<td><strong>Pitch Size</strong></td>
</tr>
<tr>
<td>Pitch Size</td>
</tr>
<tr>
<td>1.1</td>
</tr>
<tr>
<td>1.2</td>
</tr>
<tr>
<td>Run-offs</td>
</tr>
<tr>
<td>Goals</td>
</tr>
<tr>
<td>1.5</td>
</tr>
<tr>
<td>Corner Flags</td>
</tr>
</tbody>
</table>

Source: Football Federation Victoria National Premier Leagues 2018 Rules of Competition p.67

Leaving the pavilion in place would achieve a new field dimension of 99 x 62m excluding runoff and hence, whilst compliant, is less than that deemed ‘Desired’ (see Figure 2).

Figure 2: Pitch area available if ‘old Pavilion’ left in place v FFV pitch requirements

<table>
<thead>
<tr>
<th>Pitch</th>
<th>Size excluding run-off</th>
</tr>
</thead>
<tbody>
<tr>
<td>Proposed master plan pitch</td>
<td>103m x 62m</td>
</tr>
<tr>
<td>Compliant, full size pitch</td>
<td>96-105m x 60-68m</td>
</tr>
<tr>
<td>Minimum Requirement</td>
<td>96m X 60m</td>
</tr>
<tr>
<td>FFV Desired</td>
<td>100m-105mm length</td>
</tr>
<tr>
<td>FFV recommended/preferred pitch</td>
<td>as close to 105m x 68m as possible *</td>
</tr>
<tr>
<td>Leaving the pavilion in place available pitch area</td>
<td>99m x 62m</td>
</tr>
</tbody>
</table>

Discussion

Alternative locations for facilities have been discussed with the Club, and while the Club had indicated its preference to remain in the current facility, it has now stated “we will work with the MVCC to pursue the possibilities at Nursery Corner”.

To find a resolution for the EGLC, officers have considered several options as outlined below. It is noted that an option to acquire or lease a privately owned property to accommodate the EGLC was initially identified but discounted given the
financial and resourcing implications to Council, the undesirable precedent this would set, as well as the expected lead times associated with this process.

**Option 1: Existing facility to remain with alterations**

Leaving the EGLC in the existing facility at Cross Keys Reserve would maintain the club’s current occupied area, however there would be conflict between sporting and club uses as this option would mean reducing the size of one of the soccer pitches (per discussion above). While this option would not attract relocation fees, it would increase the cost of demolition of the pavilion areas not currently being used by EGLC, as the building has a single roof, and demolition would need to be done carefully so as not to impact the structural integrity of the part of the building to remain; this work is estimated at $70,000. The new Cross Keys Reserve pavilion project contract includes only the standard demolition of the whole ‘old’ Cross Keys Reserve pavilion. Further, additional budget would be required to beautify the facility.

Under this option, it is likely permission will be required from the Minister for the alterations to the building. In addition, the EGLC would require a new lease from Council. Given the sensitive reservation under the CLRA, Parliamentary scrutiny and the approval of the Minister’s Delegate is required in addition to endorsement by Council; the maximum term allowable is 21 years.

With the upcoming State election, the Government will soon enter caretaker period. During this time there are no parliamentary sitting dates and therefore any new lease could not be considered until February 2019 at the earliest.

The option to leave the old brick pavilion in place does not align with the adopted master plan and would likely lead to a range of downsides including but not limited to the following:

- Shortening of the soccer pitch OR
- Pushing the soccer pitch towards Woodlands Street which would, in turn, impact the vegetation barrier between Woodlands Street and Cross Keys;
- Movement of the running/walking path;
- Either relocation of the playground to facilitate access for EGLC members OR
- Reduced access for EGLC members.

Further, retention of the ‘old Pavilion’ at Cross Keys does not align with the principle to develop multi-use facilities and to rationalise buildings.

The ‘old Pavilion’ would need to be assessed against building code (Appendix A – separately circulated – confidential). Officers consider the facility is rapidly approaching the end of its useful life, meaning it would have to be rebuilt/replaced within the near future and at that time, the club would, at a minimum, need to be relocated to temporary premises.

As this option is contradictory to the master plan, further community consultation would be required and the master plan updated, which may be the basis of community concern.

Whilst the club has indicated this option is preferred, it has also indicated it is excited by the opportunity to be housed in improved facilities at Nursery Corner.
**Option 2: Relocate to an alternate site**

If one of these sub-options is preferred, it is recommended to commence work immediately to expedite the potential relocation so as to provide surety for the club and minimise the costs and challenges of finalising Cross Keys Reserve upgrade.

**A. Strathmore Men’s Shed, 144a Mascoma Street, Strathmore**

An extension to the existing Strathmore Men’s Shed could accommodate the needs of the EGLC. This option has been discussed with the club and while was not initially supported due to being away from public transport (although 95% of members drive), and the site considered susceptible to break-ins, the group has now said verbally they are excited about the prospect and sent the following note to Councillors:

*Dear Councillors,*

*We are pleased to advise that communications with MVCC have been re-established with a meeting that occurred on Friday afternoon 27th July 2018.*

*The discussion encompassed frank discourse between the ‘pro’s and con's’ of remaining at the existing Cross Keys Reserve pavilion and the offer of new club rooms being built at Nursery Corner, adjoining the Strathmore Men's Shed building.*

*The main points to come from this meeting are that:*

1. *An offer was made by the council to organise an independent engineering assessment of the existing Cross Keys Reserve pavilion.*

2. *We will work with the MVCC to pursue the possibilities at Nursery Corner.*

*We are hopeful that these negotiations will assure the future of the Essendon Gem and Lapidary Club and we shall keep you updated on the outcomes as they occur.*

*Kind Regards*  
*Essendon Gem and Lapidary Club Inc. Committee*

Officers note the site is serviced by public transport, but this service is limited to the 501 bus service which stops nearby on Vision Street which would leave a 250 metre walk to the site.

Preliminary investigations indicate the site has capacity to accommodate a further facility of approximately 180sqms beside the existing 230sqm facility, and that this space would be sufficient to meet EGLC’s needs.

The operations of the EGLC would be complemented at this site by the activities of the men’s shed and indeed, it is proposed the users could share the kitchen and amenities within the existing, men’s shed building. This would increase social interaction and activation of the site through the co-location of like-minded people. With the access to shared facilities, the 180sqm extension will give the club approximately 220sqm of usable undercover space (an extra 75sqm or 35% increase to the existing space at the old pavilion). In addition, this option would consider (subject to budget) an upgrade to the kitchen and meeting spaces and an arbour added in front to the main building that would double as a social space.
While a challenge to the site would be some loss of open space, the building has been sited to avoid tree removal.

The Nursery corner site was previously under a lease to a commercial business, but is now back in Council control. It is intended the balance of the site will be returned to open space over the next 12-18 months. A Council resolution 15 December 2017 returned the eastern end of the site (the old nursery site) to public open space. It is understood this December 2017 resolution pertains to the area defined by the former council nursery. The building works proposed in this option would not be within the former area used by the nursery.

An initial cost plan estimated the budget for the new facility on the site would be approximately $350,000 which would include site preparation, facility design and construction of a 200sqm building extension. In addition to this initial cost plan, estimates have been made for carpark re-sheet, salto access hardware to facilitate user dedicated areas, moving the infiltration pit, stainless steel benching, semi-mature tree and landscape planning and an outdoor area which would be shared by both the Strathmore Men’s Shed and the EGLG. With all of these inclusions the cost plan is $323,000 and, with a 25% contingency, $403,000 (Appendix B – separately circulated – confidential).

Challenges for the site include the isolated nature of the open space; the EGLC has expressed concern around security for members and the possibility of the isolated site being the target for robbery. The men’s shed was broken into early in its establishment, however there have not been recent concerns since the alarm and CCTV were installed. A car based security patrol service could be commissioned which may be able to assist both services with the perceived safety of the site, but this would come at a cost.

Under this option, the EGLC would require a lease over the proposed new area. As the site is owned by Council freehold, any new lease would need to comply with Council’s current Council Property Leasing Policy and the Local Government Act 1989 if required. This location is the recommended future site for the EGLC.

B. Council depot/Aberfeldie Park, Holmes Road, Aberfeldie

Discussions about relocating to the Depot, adjacent to Aberfeldie Men’s Shed, occurred with EGLC. It should be noted that this option does not align with the vision stated in MV2040, the MV2040 Community Facilities Action Plan and existing site plans. As such, considerable community consultation would be required.

EGLC raised concerns about access to public transport with this option and in recent discussions confirmed this was not a suitable option for them, principally as it would be temporary in nature and they only want to move once.

This option would recommend a temporary, relocatable facility constructed and installed adjacent to the Aberfeldie Men’s Shed until such time that the MV2040 vision for the site, to be further explored through the Maribyrnong River Cultural Precinct study, is realised. Any temporary structure could be repurposed and utilised for alternative community uses (e.g. temporary sport facilities) in the future. There is a budget allocation of $400,000 for a temporary, relocatable
facility in 2019/2020 year of the long term capital plan, albeit earmarked for pavilion functions.

Any occupation of a temporary building would require the EGLC to enter into an appropriate occupancy agreement with Council.

This option would be likely to result in having to relocate the club again in the future.

**Option 3: No suitable location facilitated or supplied by MVCC**

A final option is for Council to withdraw the offer for ongoing tenure within Moonee Valley. This would result in the club having to source an alternate arrangement at their cost in another location, within or outside the municipality.

This option reneges on the commitment council has previously made to EGLC and as such, comes with significant reputational risk to Council.

**Consultation**

Engagement with EGLC has been ongoing, and while discussion stalled for two months, connection has been re-established. There has been considerable user group and community consultation throughout the development of the associated master plan, namely the Cross Keys Reserve master plan. Should Council resolve to support commencing detailed work to pursue the relocation of Essendon Gem and Lapidary Club Inc. to 144a Mascoma Street, Strathmore, further consultation will be required with other stakeholders including Strathmore Men’s Shed, Rotary Club of Strathmore and Friends of Moonee Ponds Creek.

**Implications**

1. **Legislative**

In entering into occupancy arrangements Council is required to comply with any legislative requirements as set out in the *Local Government Act 1989* and the CLRA. If a lease is determined to be the preferred option a further report will be presented to Council in accordance with the *Council Property Leasing Policy*.

The negotiations with EGLC and facility considerations adhere to the Human Rights Charter Section 12 Freedom of Movement and Section 18 Taking Part in Public Life by meeting current building code requirements guided by the Disability Discrimination Act 1992. As the project proceeds full designs will be prepared that will comply with all relevant legislation including DDA Universal Design Principles and the Charter of Human Rights.

2. **Council Plan / Policy**

In presenting this report, Council is working to achieve its strategic objective to provide good quality facilities and programs where they are most needed in accordance with Council Plan 2017-21 Theme 1: Friendly and safe - An equitable, inclusive and healthy community - Our community is socially inclusive and healthy.
3. **Financial**

The recommendation is to relocate Essendon Gem and Lapidary Club Inc. to 144a Mascoma Street, Strathmore and as such, the costs are estimated to be $323,000 - $403,000 ex GST.

The EGLC, as previously mentioned, have no current occupancy agreement and any new undertaking to provide facilities for the Club would require a formal lease with a rental agreement. EGLC has indicated that relocation of the lapidary machinery will require financial and physical assistance from Council, this cost is expected to be between $7,000 and $10,000.

4. **Environmental**

Further environmental considerations will be explored with the preferred option to achieve the following outcomes for the city:

- Reduced energy usage and greenhouse gas generation
- Improved water impacts (conservation, consumption and pollution)
- Reduced waste generation, disposal, and littering and increased recycling
- Positive biodiversity impacts (direct and indirect impact to flora and fauna)

Internal consultation will involve the expertise of our environment and parks and open space teams. The Strathmore Men’s Shed is equipped with a solar PV system, expansion of this facility will provide the opportunity to expand the solar arrays.

**Conclusion**

Of the options considered, the Strathmore’s Men’s Shed site at Mascoma Street, Strathmore, offers the best short and long term solution for the future operation and development of the EGLC. The co-located service sharing core facilities aligns with the vision of council in terms of encouraging multipurpose facilities. This option also presents opportunities for further community use of the upgraded spaces.

Regardless of the direction taken, Council should formalise its relationship with EGLC.

Council endorsement is required to further the negotiations with EGLC and other key stakeholders.

**Appendices**

Appendix A: Condition Report - Cross Keys Pavilion (separately circulated) (confidential)

Appendix B: Gem Club Costings - Mascoma St extension (separately circulated) (confidential)
10.6 Domestic Animal Management Plan Progress Report

File No: FOL/18/32
Author: Coordinator City Compliance
Directorate: City Services

Purpose

Executive Summary
- In accordance with Section 68A (3), Council must review its Domestic Animal Management Plan (the Plan) on an annual basis, and if appropriate, amend the Plan accordingly.
- At the 28 August 2017 Ordinary Meeting, Council adopted the current Plan and resolved to receive an annual progress report on the initiatives identified within it.

Recommendation
That Council receives and notes the annual review of the Domestic Animal Management Plan 2017 - 21 as outlined in Appendix A

Background
The primary focus of the Plan is the management of companion animals, namely dogs and cats, their owners and the concerns of the wider community while addressing a range of legislative matters relating to animal management within the municipality of Moonee Valley City Council.

Council authorised animal management officers play an important role in promoting responsible pet ownership and compliance with the Domestic Animals Act 1994 and enforce council’s order relating to the effective control of dogs while being exercised in open spaces throughout the municipality.

Discussion
The Plan is designed to improve the provision of animal management services by maintaining the traditional Local Government role while responding to new and emerging animal management issues.
As such, identified in the Plan are nine objectives with associated actions and timelines for initiatives to be implemented. The objectives are:

1. **Current and planned training activities for authorised officers:** ensure that all authorised officers who carry out animal management field duties have the knowledge and skills necessary to effectively carry out their role.

2. **Registration and Identification:** ensure that council has services and educational programs increasing animal registrations and identification.

3. **Nuisance:** ensure council is running programs and services in an effort to reduce the amount of complaints received regarding dogs not being under effective control; noise from barking causing a nuisance, cat trapping and concerns with dogs in shared parks.

4. **Dog Attacks:** ensure that council continues to minimise dog attacks on members of the public and other animals, through promoting socialisation of dogs from an early age and informing the community on outcomes of prosecutions relating to dog attack instances through media releases.

5. **Dangerous, Menacing and Restricted Breed dogs:** ensure that council undertakes targeted patrols of industrial properties in an effort to detect dogs which are being kept for guarding purposes, undertake annual inspections of all registered declared dogs and review work instructions for authorised officers when assessing declared dogs.

6. **Overpopulation and High Euthanasia:** ensure a review is conducted on the *Domestic Animal Act 1994* order regarding cat curfew. Evaluate the causes and consider programs to minimise high euthanasia rates, review all educational material in an effort to promote purchasing of cats from council’s pound provider.

7. **Domestic Animal Businesses:** issue educational pamphlets to all permit holders with excess numbers of animals, to encourage compliance and to assist in the detection of unregistered businesses.

8. **Other Matters:** installation of a permanent fenced area at Alf Pearce Reserve for dogs to exercise off-lead.

9. **Annual Review of the Plan and annual reporting:** ensure that council reviews its Plan on an annual basis and provides appropriate reporting.

The annual review, Appendix A provides an analysis of each of the objectives and the progress made on any matters that are ongoing or outstanding throughout the year. A copy of the Domestic Animal Management Plan 2017-21 is attached as Appendix B for further reference.

These objectives provide a platform which fosters responsible pet ownership, whilst contributing to service delivery improvements for the community.

**Consultation**

The nature of this report does not require any consultation.
Implications

1. **Legislative**
   Section 68A of the *Domestic Animals Act 1994* requires all councils to prepare a Domestic Animal Management Plan every four years, as well as undertake annual reviews, and if appropriate, amend the Plan as required.
   Additionally, there are no Human Rights implications that emanate from this report.

2. **Council Plan / Policy**
   In presenting this report to Council, Council is achieving its Strategic Objective to An equitable, inclusive and healthy community in accordance with Council Plan 2017-2021 *Theme 1: Friendly and safe*. This theme focuses on a city providing the community with high quality natural and built environment while ensuring and maximising community participation in, and awareness of, environmental initiatives and activities.
   Outcomes associated with attractive and user friendly parks, streetscapes and open spaces that are accessible by all; and community health and safety; have strong links with the Plan and this theme.

3. **Financial**
   There are no financial implications associated with this report.

4. **Environmental**
   There are no environmental impacts associated with this report.

**Conclusion**

Council is commissioned with the responsibility of ensuring responsible pet ownership for the municipality. It is important that sound policies and procedures are in place that support and assist the community in fulfilling their obligations as pet owners.

**Appendices**

Appendix A: Domestic Animal Management Plan - Year 1 review of objectives
Appendix B: Domestic Animal Management Plan 2017-21 (separately circulated)
Part 1  CURRENT AND PLANNED TRAINING ACTIVITIES FOR AUTHORISED OFFICERS

**Objective:** Ensure that all Authorised Officers who carry out animal management field duties have the knowledge and skills necessary to effectively carry out their role.

<table>
<thead>
<tr>
<th>Activity</th>
<th>When</th>
<th>Evaluation</th>
</tr>
</thead>
<tbody>
<tr>
<td>No activities for year one (1) of the Plan</td>
<td>Not applicable</td>
<td>No activities for year one (1) of the Plan</td>
</tr>
</tbody>
</table>

Part 2  REGISTRATION AND IDENTIFICATION

**Objective:** Ensure that Council is through services and educational programs, increasing animal registrations and identification.

<table>
<thead>
<tr>
<th>Activity</th>
<th>When</th>
<th>Evaluation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Participate in the Moonee Valley Festival to promote registrations.</td>
<td>February annually</td>
<td>Council Officers from the Regulatory &amp; City Compliance department took part in the 2018 Moonee Valley Festival and held an Information stand.</td>
</tr>
<tr>
<td>Corporate advertising in local newspapers and media releases prior to the registration renewal period.</td>
<td>February annually</td>
<td>Content was advertised on Council’s website and Facebook page which was a more feasible option to newspaper advertisements given the falling distribution and readership of papers.</td>
</tr>
<tr>
<td>Provide all domestic animal businesses and veterinary clinics within the municipality with registration application forms to distribute to clients.</td>
<td>March annually</td>
<td>Application forms were distributed to all clinics.</td>
</tr>
</tbody>
</table>
Introduction of BPay option for animal registration renewal notices. | April first year of Plan | This initiative has been implemented.
Implement a proactive park inspection schedule in an effort to identify unregistered animals. | Quarterly | Schedule developed and Authorised Officers are undertaking the patrols as scheduled.

Part 3 NUISANCE

Objective: Ensure Council is running programs and services in an effort to reduce the amount of complaints received regarding dogs not being under effective control, noise from barking causing a nuisance, cat trapping and concerns with dogs in shared parks.

<table>
<thead>
<tr>
<th>Activity</th>
<th>When</th>
<th>Evaluation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Install 'conditions of use Signage' relating to dogs being under 'effective control' in all 'off-leash' parks.</td>
<td>Year one of Plan</td>
<td>Signs have been professionally designed and implemented at Aberfeldie Park, the Signage Team is currently rolling the signs out to all other 'off-leash' parks. Expected to be completed by end of 2018.</td>
</tr>
</tbody>
</table>
Part 4  DOG ATTACKS

Objective: Ensure that Council is continuing to minimise dog attacks on members of the public and other animals, through promoting socialisation of dogs from an early age and informing the community on outcomes of prosecutions relating to dog attack instances.

<table>
<thead>
<tr>
<th>Activity</th>
<th>When</th>
<th>Evaluation</th>
</tr>
</thead>
</table>
| Promote socialisation and links to accredited providers regarding socialisation for dogs at early years of age. | End of year one of Plan                   | Content on Council's website which provides:  
- information links to local dog obedience club and training groups, and  
- contact details for accredited training organisations approved by the department of Economic Development, Jobs, Transport and Resources (DEDJTR), which provides accredited owners with discounted registration. |
| Inform the Moonee Valley community on outcomes of prosecutions relating to dog attack instances through media releases. | As required throughout any year            | No results to report, Council is in the process of prosecuting a dog owner for a dog attack where their dog attacked and killed another dog. At the conclusion of Court proceeding the findings will be provided to the public via a media release. |
## Part 5 DANGEROUS, MENACING AND RESTRICTED BREED DOGS

**Objective:** Ensure that Council undertakes targeted patrols of industrial properties in an effort to detect dogs which are being kept for guarding purposes, undertake annual inspections of all registered declared dogs and review Work Instructions for Authorised Officers when assessing declared dogs.

<table>
<thead>
<tr>
<th>Activity</th>
<th>When</th>
<th>Evaluation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Review Council’s work instruction for Authorised Officers for dealing</td>
<td>End of year one of Plan</td>
<td>Internal process reviewed and templates set by the Department implemented. All content is in the process of being implemented in ProMapp.</td>
</tr>
<tr>
<td>with declared dogs.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Inspections of all registered declared dogs.</td>
<td>Annually and as required.</td>
<td>All inspections undertaken as planned.</td>
</tr>
<tr>
<td>Targeted patrols of industrial properties in an effort to detect dogs</td>
<td>As required.</td>
<td>Patrons undertaken and as a result two (2) new dangerous dog declarations made.</td>
</tr>
<tr>
<td>which are kept for guarding non-residential properties.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Part 6 OVERPOPULATION AND HIGH EUTHANASIA

Objective: Ensure a review is conducted on the Domestic Animal Act 1994 Order which was made regarding Cat Curfew. Evaluate the causes of high euthanasia rates and consider programs to minimise those rates and review all educational material in an effort to promote purchasing of cats from Council’s Pound Provider.

<table>
<thead>
<tr>
<th>Activity</th>
<th>When</th>
<th>Evaluation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Review the current cat curfew order.</td>
<td>End of year one of Plan</td>
<td>Review undertaken by Macquarie Lawyers. Currently in the process of Government Gazetting the Order.</td>
</tr>
<tr>
<td>Reducing euthanasia rates.</td>
<td>Annually - year one to four</td>
<td>Lost Dogs Home and Moonee Valley Lost Pets Facebook page link available on Councils webpage. This is monitored to encourage rehousing of lost and abandoned animals.</td>
</tr>
</tbody>
</table>

Part 7 DOMESTIC ANIMAL BUSINESSES

Objective: Issue educational pamphlets to all Excess Animal permit holders regarding Domestic Animal Businesses to encourage compliance and to address any detected unregistered businesses.

<table>
<thead>
<tr>
<th>Activity</th>
<th>When</th>
<th>Evaluation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Issue educational pamphlets regarding domestic animal businesses to all excess animal permit holders.</td>
<td>End of year one of Plan</td>
<td>Information issued in the renewal correspondence.</td>
</tr>
</tbody>
</table>
Part 8 OTHER MATTERS

**Objective:** Installation of a permanent fenced area at Alf Pearce Reserve for dogs to exercise off-lead.

<table>
<thead>
<tr>
<th>Activity</th>
<th>When</th>
<th>Evaluation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Activities for year one (1) of the Plan</td>
<td>End of year one of Plan</td>
<td>The Alf Pearce Reserve Dog Park is now operating with enclosed fenced areas and has been subject to additional Local Laws patrols for owner education purposes.</td>
</tr>
</tbody>
</table>

Part 9 ANNUAL REVIEW OF PLAN AND ANNUAL REPORTING

**Objective:** Ensure that Council reviews its Plan on an annual basis and provides appropriate reporting.

<table>
<thead>
<tr>
<th>Activity</th>
<th>When</th>
<th>Evaluation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Activities for year one (1) of the Plan</td>
<td>Annually - year one to four</td>
<td>This report is consistent with the annual reporting requirements of the Domestic Animal management Plan 2017 – 21.</td>
</tr>
</tbody>
</table>
10.7 Delegations of Council – Review 2018

File No: FOL/18/32
Author: Lee McSweeney
Coordinator Governance
Directorate: Organisational Performance

Purpose
This report updates Council on the bi-annual review of delegations and presents, for Council approval, a revised Instrument of Delegation to delegate Council powers, duties and functions to members of Council staff.

Executive Summary
- An Instrument of Delegation is a formal document that allows for certain duties, functions and decision-making powers to be delegated to a Council officer or a Special Committee, as a means of reducing the operational and decision-making workload upon the Council, as it deals with other issues and matters associated with the proper and long term management of the City.
- Council’s Instruments of Delegation are also routinely reviewed and updated to incorporate other legislative changes that occur from time to time.
- This report requests Council approval of the bi-annual review of delegations to members of Council staff.

Recommendation
That Council, having undertaken a review of its delegations in accordance with Section 98 of the Local Government Act 1989, hereby resolves that:

1. The powers, duties and functions set out in the Instrument of Delegation, (provided as Appendix A – Separately Circulated) be delegated to the members of the Council staff subject to the conditions and limitations specified in that instrument.

2. The Instrument of Delegation (provided as Appendix A) be signed and sealed, and shall come into force immediately upon the common seal of the Council being affixed to the instruments, with all previous corresponding instruments to be revoked.

3. The duties and functions set out in these Instruments of Delegation must be executed in accordance with any guidelines or policies that are adopted by the Council from time to time.
Background
Moonee Valley City Council has established a framework of formal Instruments of Delegation to facilitate the delegation of powers, duties and functions to the appropriate level of the organisation.

The framework includes:
- Delegations from Council to the Chief Executive Officer
- Delegations from Council to members of Council staff
- Delegations from Council to Special Committees

The framework and format of the Instruments of Delegation at Moonee Valley City Council is based on a model developed for Victorian Councils by Maddocks Lawyers. A register of all Instruments of Delegation is maintained by the Council and is made publicly available on Council’s website and for inspection at Council’s Civic Centre.

Discussion
An Instrument of Delegation is a formal document that allows for certain duties, functions and decision-making powers, to be delegated to a Council officer or a Special Committee, as a means of reducing the operational and decision-making workload upon the Council, as it deals with other issues and matters associated with the proper and long term management of the City.

These instruments are routinely reviewed and updated to incorporate various legislative changes that occur from time to time, as well as alterations to the organisational structure.

- Delegation – Council to members of Council staff
  A separate Instrument of Delegation from Council to members of Council staff refers specifically to delegations under the following Acts and Regulations:
  - Domestic Animals Act 1994;
  - Environment Protection Act 1970;
  - Food Act 1984;
  - Heritage Act 1995;
  - Planning and Environment Act 1987;
  - Residential Tenancies Act 1997;
  - Road Management Act 2004;
  - Planning and Environment Regulations 2015;
  - Planning & Environment (Fees) Interim Regulations 2015;
  - Road Management (General) Regulations 2005; and
  - Road Management (Works and Infrastructure) Regulations 2015.

The specific provisions of these Acts and Regulations require an Instrument of Delegation direct from the Council to the nominated members of Council staff.
Since the last update on 24 October 2017, amendments have been made to the Planning and Environment Act 1987 and associated Regulations. The attached delegation has therefore, been updated to reflect these legislative changes as required. A number of revisions have also been made in order to reflect changes in the organisational structure and position titles.

Consultation
The nature of this report does not require any community consultation, however, members of the Executive Team and relevant Managers have been consulted in the review of the instrument.

Implications
1. Legislative
   This report has been prepared in accordance with the requirements of the Local Government Act 1989.

2. Council Plan / Policy
   In presenting this report to Council, Council is achieving its Strategic Objective to create a resilient organisation in accordance with Council Plan 2017-2021 Theme 5: A resilient organisation that is sustainable, innovative, engaging and accountable.

3. Financial
   There are no financial implications that arise as a result of this report.

4. Environmental
   There are no environmental implications, associated with this report.

Conclusion
Having undertaken a review of the Instrument of Delegation from Council to members of Council staff, it is recommended that Council endorses the revised Instrument of Delegation provided as Appendix A.

Appendices
Appendix A: Instrument of Delegation - Council to Officers (separately circulated)
10.8 Councillor Expenses Report - 1 April 2018 to 30 June 2018

File No: FOL/18/32  
Author: Lee McSweeney  
Coordinator Governance  
Directorate: Organisational Performance

Purpose
To receive a quarterly report of expenses incurred by Councillors from 1 April 2018 to 30 June 2018 in the performance of their duties as elected representatives of the community.

Executive Summary
- Councillors, while performing their duties, are entitled to be reimbursed for any necessary out-of-pocket expenses in accordance with Local Government Act 1989.
- The quarterly report documents the expenses incurred by the administration in supporting a Councillor to perform their elected duties and the out-of-pocket expenses claimed by a Councillor.
- A Councillor Expenses Report for the period 1 April 2018 to 30 June 2018 is provided as for endorsement as Appendix A.

Recommendation
That:
1. Council endorses the Councillor Expenses Report for the period 1 April 2018 to 30 June 2018 provided, as Appendix A.
2. The Councillor Expenses Report, provided as Appendix A be published on Council’s website.

Background
Councillors while performing their duties are entitled to be reimbursed for any necessary out-of-pocket expenses. This reimbursement process for councillor expenses is prescribed by the Local Government Act 1989.

The Local Government Act and the prescribed Regulations are largely silent on the reporting requirements for councillor expenses.

At its meeting on 26 April 2016, Council adopted Notice of Motion No. 2016/09 to receive reports on councillor expenses on a quarterly basis and to make this information available on its website.
Discussion

Council at its meeting on 14 August 2018 adopted a new Councillor Expenses and Reimbursement Policy which aims to assist the Mayor and Councillors in understanding the administrative support, resources and facilities available to assist them in the performance of their duties and describes the out-of-pocket expenses that may be reimbursed.

The quarterly report provided as Appendix A identifies the quantum of councillor expenses incurred for the period 1 April 2018 to 30 June 2018. This report is reflective of the previous endorsed policy as it was effective in the reporting period.

All future reports commencing with 1 July 2018 to 30 September 2018, will be presented in accordance with the new Councillor Expenses and Reimbursement Policy.

Consultation

The nature of this report does not require any consultation.

Implications

1. **Legislative**
   
   This report is presented to Council in accordance with Section 75B of the Local Government Act 1989. Elected members are entitled to be reimbursed for any necessary out-of-pocket expenses they incur while performing their duties as a Councillor.

2. **Council Plan / Policy**
   
   In presenting this report, Council is working to achieve its strategic objective to promote responsible and equitable decision-making across Council in accordance with Council Plan 2017-21 Theme 5: Resilient organisation - A resilient organisation that is sustainable, innovative, engaging and accountable - Good governance is everyone’s responsibility.

3. **Financial**
   
   There are no financial implications resulting from the presentation of this report.

4. **Environmental**
   
   There are no environmental implications resulting from the presentation of this report.

Conclusion

This report is consistent with Section 75B of the Local Government Act 1989 and Council resolution of 26 April 2016 to receive reports on councillor expenses on a quarterly basis and to make this information available on its website.

Appendices

Appendix A: Councillor Expenses Report - 1 April 2018 to 30 June 2018.
Quarterly Declaration of Councillor Expenses  
1 April - 30 June 2018

<table>
<thead>
<tr>
<th>Councillor</th>
<th>Carer Expenses</th>
<th>Communication</th>
<th>Conferences &amp; Training</th>
<th>Entertainment</th>
<th>Other Costs</th>
<th>Transportation</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cr John Sipek (Mayor)</td>
<td>288.10</td>
<td>3,254.45</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>962.51</td>
<td>4,493.06</td>
</tr>
<tr>
<td>Cr Samantha Byrne (Deputy Mayor)</td>
<td>204.54</td>
<td>471.24</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>21.87</td>
<td>697.65</td>
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<tr>
<td>Cr Andrea Surace</td>
<td>518.70</td>
<td>2,988.26</td>
<td>54.82</td>
<td>522.73</td>
<td>-</td>
<td>191.33</td>
<td>4,245.84</td>
</tr>
<tr>
<td>Cr Cam Nation</td>
<td>-</td>
<td>209.36</td>
<td>-</td>
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<td>-</td>
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<td>209.36</td>
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<tr>
<td>Cr Jim Cusack</td>
<td>-</td>
<td>209.80</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>209.80</td>
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<tr>
<td>Cr Narelle Sharpe</td>
<td>100.00</td>
<td>259.00</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>359.00</td>
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<tr>
<td>Cr Nicole Marshall</td>
<td>-</td>
<td>172.82</td>
<td>-</td>
<td>-</td>
<td>-</td>
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<td>172.82</td>
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<tr>
<td>Cr Rebecca Gauchi Maurici</td>
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<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>204.57</td>
</tr>
<tr>
<td>Cr Richard Lawrence</td>
<td>-</td>
<td>-</td>
<td>1,270.27</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>1,270.27</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>100.00</strong></td>
<td><strong>1,855.55</strong></td>
<td><strong>8,163.56</strong></td>
<td><strong>54.82</strong></td>
<td><strong>522.73</strong></td>
<td><strong>1,165.71</strong></td>
<td><strong>11,862.39</strong></td>
</tr>
</tbody>
</table>

- Indicates no expenses claimed this quarter

**Carer expenses** includes child care and care of frail aged and/or disabled individuals who reside in the Council’s household for whom the Councillor is the primary carer.

**Entertainment expenses** such as snacks, meals, beverages while performing duties as a Councillor (excluding where Council or Committee meetings are held at times which extend through normal meal times and where Council provide suitable meals and refreshments served on the premises).

**Transportation** includes taxi fares, public transport costs, car parking fees, toll fees and reimbursement for authorised use of private vehicles for kilometres travelled while conducting Council business within and outside the municipality. This category also includes the actual monthly vehicle repayments and reimbursements associated with vehicle registration, insurance, servicing, fuel and tag of the Mayoral vehicle.

**Communication Costs** includes the monthly fees and usage costs associated with Councillor mobile phone and computer equipment. They do not include any costs associated for personal use which are to be reimbursed by Councillors.

**Conferences and Training – Local, Interstate or Overseas** includes any registration fees, travel and accommodation costs associated with attendance at conferences or seminars.

**Other Costs** includes professional memberships to recognised sector related bodies and other incidental expenditure incurred by Councillors in performing their Councillor role.
10.9 Assembly of Councillors

File No: FOL/18/32
Author: Tracey Classon
Governance Officer
Directorate: Organisational Performance

Purpose
The purpose of this report is to present to Council, the written records of assembly of Councillors held in accordance with the provisions of Section 80A(2)(a) and (b) of the Local Government Act 1989 (“the Act”).

Executive Summary
It is a requirement of the Act that a written record of any assembly of Councillors is prepared.

Recommendation
That Council, in accordance with section 80A(2) of the Local Government Act 1989, receives the records of the following assemblies of Councillors:

<table>
<thead>
<tr>
<th>Assembly</th>
<th>Public forum, 17 July 2018 at 6.00pm Council Chamber, Civic Centre</th>
</tr>
</thead>
<tbody>
<tr>
<td>Matters considered</td>
<td>1. Presentation from Moonee Valley Traders Association</td>
</tr>
<tr>
<td></td>
<td>2. Question from Patricia Morrison re: Laneway behind her property in The Parade, Ascot Vale.</td>
</tr>
<tr>
<td></td>
<td>3. Question without notice on:</td>
</tr>
<tr>
<td></td>
<td>o Parking in Moonee Ponds</td>
</tr>
<tr>
<td></td>
<td>o Smart Meters App</td>
</tr>
<tr>
<td></td>
<td>o Feasibility of multi-level carpark</td>
</tr>
<tr>
<td></td>
<td>o Bus service from Moonee Valley Racecourse</td>
</tr>
</tbody>
</table>

| Councillors present     | Cr John Sipek (Mayor)                                            |
|                        | Cr Samantha Byrne (Deputy Mayor)                                |
|                        | Cr Jim Cusack                                                   |
|                        | Cr Rebecca Gauci Maurici                                        |
|                        | Cr Richard Lawrence                                            |
|                        | Cr Nicole Marshall                                             |
|                        | Cr Cam Nation                                                  |
|                        | Cr Narelle Sharpe                                               |
| Leave of absence:      | Cr Andrea Surace                                               |

| Staff present          | Bryan Lancaster (CEO)                                           |
|                        | Steven Lambert                                                  |
|                        | Natalie Reiter                                                  |
|                        | Gil Richardson                                                  |
|                        | Petrus Barry                                                    |
|                        | Allison Watt                                                    |
|                        | Peter Hiransi                                                   |

| External attendees     | Jason Farrugia – Moonee Ponds Traders Association               |
|                        | Anna Henderson – Moonee Ponds Traders Association                |

| Conflict of interest   | Nil.                                                             |
| Assembly | Strategic Briefing 17 July 2018 at 7pm  
Council Chamber, Civic Centre |
|---|---|
| Matters considered | 1. Phone replacement program.  
4. Highball Consultation and Gem Club update  
5. Review of the draft 24 July 2018 Ordinary Agenda. |
| Councillors present | Cr John Sipek (Mayor)  
Cr Samantha Byrne (Deputy Mayor)  
Cr Jim Cusack  
Cr Rebecca Gauci Maurici  
Cr Richard Lawrence  
Cr Nicole Marshall  
Cr Cam Nation  
Cr Narelle Sharpe  
Leave of absence: Cr Andrea Surace |
| Staff present | Bryan Lancaster (CEO)  
Steven Lambert  
Natalie Reiter  
Gil Richardson  
Petrus Barry  
Allison Watt  
Leanne Wilson  
Peter Hiransi  
Robert Raiskums  
Damian Hogan  
Andrew Ryan  
Ben McManus  
Katie Heissenbuttel  
Damir Agic |
| Conflict of interest | Nil. |
| Assembly | OCM Pre Meet, 24 July 2018 at 6.00pm  
Committee Room, Civic Centre |
| Matters considered | 24 July 2018 Ordinary Council Meeting agenda |
| Councillors present | Cr John Sipek (Mayor)  
Cr Samantha Byrne (Deputy Mayor)  
Cr Jim Cusack  
Cr Rebecca Gauci Maurici  
Cr Richard Lawrence  
Cr Nicole Marshall  
Cr Cam Nation  
Cr Narelle Sharpe  
Leave of absence: Cr Andrea Surace |
| Staff present | Bryan Lancaster (CEO)  
Steven Lambert  
Natalie Reiter  
Gil Richardson  
Petrus Barry  
Allison Watt  
Vera Mitrovic–Misić  
Sarah Wigley |
<p>| Conflict of interest | Nil. |</p>
<table>
<thead>
<tr>
<th>Assembly</th>
<th>Strategic Briefings of Councillors held 7 August 2018</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Council Chamber, Civic Centre</td>
</tr>
<tr>
<td><strong>Matters considered</strong></td>
<td></td>
</tr>
<tr>
<td>1. Workshop – Leisure style guide and management options for Council-owned leisure facilities, establishing Guiding Principles</td>
<td></td>
</tr>
<tr>
<td>2. Update on Essendon Airport Consultations</td>
<td></td>
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<tr>
<td>3. Response to NoM 2017/17 – Tennis Strategy</td>
<td></td>
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<tr>
<td>4. Council’s approach to leasing and licensing and 8-10 Sturt Street Essendon</td>
<td></td>
</tr>
<tr>
<td>5. Moonee Ponds Planning Update</td>
<td></td>
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<tr>
<td>6. MV2040: Neighbourhood Implementation Plans</td>
<td></td>
</tr>
<tr>
<td>7. Review of Draft Agenda for Ordinary Council Meeting on 14 August</td>
<td></td>
</tr>
<tr>
<td>8. Items of a general nature raised by Councillors and Officers.</td>
<td></td>
</tr>
<tr>
<td><strong>Councillors present</strong></td>
<td></td>
</tr>
<tr>
<td>Cr John Sipek (Mayor)</td>
<td></td>
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<tr>
<td>Cr Samantha Byrne (Deputy Mayor)</td>
<td></td>
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<tr>
<td>Cr Jim Cusack</td>
<td></td>
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<tr>
<td>Cr Rebecca Gauci Maurici</td>
<td></td>
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<tr>
<td>Cr Richard Lawrence</td>
<td></td>
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<tr>
<td>Cr Nicole Marshall</td>
<td></td>
</tr>
<tr>
<td>Cr Cam Nation (Attended at 6.59pm)</td>
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<tr>
<td>Cr Narelle Sharpe</td>
<td></td>
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<tr>
<td>Leave of absence: Cr Andrea Surace</td>
<td></td>
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<tr>
<td><strong>Staff present</strong></td>
<td></td>
</tr>
<tr>
<td>Bryan Lancaster (CEO)</td>
<td>Melanie Odendaal</td>
</tr>
<tr>
<td>Steven Lambert</td>
<td>Jim Karabinis</td>
</tr>
<tr>
<td>Natalie Reiter</td>
<td>Letitia Duncan</td>
</tr>
<tr>
<td>Gil Richardson</td>
<td>Mandy Bodman</td>
</tr>
<tr>
<td>Petrus Barry</td>
<td>Kate Heissenbuttel</td>
</tr>
<tr>
<td>Allison Watt</td>
<td>Andrew Kelly</td>
</tr>
<tr>
<td>Vera Mitrovic–Misic</td>
<td>Paul Bennett</td>
</tr>
<tr>
<td>Jessie Keating</td>
<td>Luke Casey</td>
</tr>
<tr>
<td>Colin Harris</td>
<td>Cassandra Fenton</td>
</tr>
<tr>
<td><strong>External attendees</strong></td>
<td></td>
</tr>
<tr>
<td>Peter Struck and Alison Spink (Struck and Spink)</td>
<td></td>
</tr>
<tr>
<td>Jim Corbett (Sport and Leisure Solutions)</td>
<td></td>
</tr>
<tr>
<td><strong>Conflict of interest</strong></td>
<td></td>
</tr>
<tr>
<td>Cr Nation declared an indirect interest due to conflicting duty in item 1 and attended the meeting after the discussion on this item.</td>
<td></td>
</tr>
<tr>
<td>Assembly</td>
<td>OCM Pre Meet held 14 August 2018</td>
</tr>
<tr>
<td></td>
<td>Committee Room, Civic Centre</td>
</tr>
<tr>
<td><strong>Matters considered</strong></td>
<td>OCM Agenda – 14 August 2018</td>
</tr>
</tbody>
</table>
Councillors present  
Cr John Sipek (Mayor)  
Cr Samantha Byrne (Deputy Mayor)  
Cr Jim Cusack  
Cr Rebecca Gauci Maurici  
Cr Richard Lawrence  
Cr Nicole Marshall  
Cr Cam Nation  
Cr Narelle Sharpe  
Leave of absence: Cr Andrea Surace

Staff present
Steven Lambert  
Natalie Reiter  
Gil Richardson  
Petrus Barry  
Vera Mitrovic-Misic  
Lee McSweeney

Conflict of interest
Nil.

Background
In accordance with Section 80A (1) & (2) of the Act, the Chief Executive Officer is to ensure that a written record of an assembly of Councillors is, as soon as practicable, reported at an Ordinary Meeting of the Council; and incorporated in the minutes of that Council meeting.

Discussion
Section 3(1) of the Act defines an assembly of Councillors as a meeting of an Advisory Committee of the Council, if at least one Councillor is present, or a planned or scheduled meeting of at least half of the Councillors and one member of Council staff which considers matters that are intended or likely to be:

a) the subject of a decision of the Council; or

b) subject to the exercise of a function, duty or power of the Council, that has been delegated to a person or committee but does not include a meeting of the Council, a Special Committee of the Council, an Audit Committee established under section 139, a club, association, peak body, political party or other organisation.

Section 80A (1) and (2) of the Act provides that:

1. At an assembly of Councillors, the Chief Executive Officer must ensure that a written record is kept of —
   a) the names of all Councillors and members of Council staff attending;  
   b) the matters considered;  
   c) any conflict of interest disclosures made by a Councillor attending under subsection (3); and  
   d) whether a Councillor who has disclosed a conflict of interest as required by subsection (3) leaves the assembly.

2. The Chief Executive Officer must ensure that the written record of an assembly of Councillors is, as soon as practicable —
a) reported at an Ordinary Meeting of the Council; and  
b) incorporated in the minutes of that Council meeting.

Records of assemblies of Councillors, held since the last report to Council in February 2018, are provided above.

Consultation

All Council staff have been informed of Council’s obligations under the Act.

Implications

1. Legislative

This report is presented to Council in accordance with Section 80A of the Act. As this is a mandatory reporting requirement, there are no Charter of Human Rights implications for Council.

2. Council Plan/Policy

In presenting this report to Council, Council is achieving its Council Plan Objective 5.2: ‘Good governance is everyone’s responsibility’ and ‘is fostering a culture of accountability and transparency.’

3. Financial

There are no financial implications resulting from the presentation of this report.

4. Environmental

There are no environmental implications resulting from the presentation of this report.

5. Conclusion

Council has an obligation under Section 80A(2)(a) & (b) of the Act, to present all records of Assemblies of Councillors to an Ordinary Meeting of Council. By receiving and noting this report, Council is ensuring compliance with these provisions.

Appendices

Nil
NOTICES OF MOTION

11.1 Notice Of Motion No.2018/15 - Council use of herbicides

File No: FOL/18/32
From: Councillor Richard Lawrence

Take notice that at the Ordinary Meeting of Council to be held on 28 August 2018 it is my intention to move:

That Council receive a report detailing:

1. Council’s current use of herbicides for weeding in Moonee Valley parks and gardens, particularly the use of Glyphosate.

2. Options available to Council for chemical-free weed management, including steam weeding.

Officer Comments

The Notice of Motion is supported.

Council regularly reviews its procedures to ensure we are operating in line with industry best practice and reducing the impact of herbicide use on our local environment.

Our Operations staff are trained in the safe use, application and handling of herbicides, and employ a diverse and integrated range of weed management practices including:

- Removal by hand, mechanical removal (whipper snipper) and use of biological (plant based) products where possible.
- The use of sugar within our sensitive grasslands, to assist with seed establishment – this biologically favours the native species over weeds, allowing them to establish quicker and with less competition.
- Selective herbicides where appropriate, to ensure the most effective product is used at the correct rate.
- Ecological burns and scorching to control particular species within key grassland sites.
- Requirement of potential new contractors to address specific criteria regarding reducing herbicide use as part of the tender process.
- Trials of emerging practices, including steam and pine oil.

Officers will prepare a report to Council, to explore the above in further detail.
11.2 Notice Of Motion No.2018/16 - TPG Small Cell Installations

File No: FOL/18/32
From: Councillor Nicole Marshall

Take notice that at the Ordinary Meeting of Council to be held on 28 August 2018 it is my intention to move that Council requests officers prepare a submission to the TPG small cell installations proposed across Moonee Valley, including addressing the following issues:

1. requesting whether the installation can occur in non-residential, non-sensitive areas;
2. potential impacts on neighbourhood character and properties within the heritage overlay;
3. compliance of the proposal with applicable planning and telecommunications legislation and policy;
4. an analysis of any potential impacts of the electromagnetic energy generated as a consequence of the proposed installations.

Officer Comments

The Notice of Motion is supported and a submission will be prepared.

Officers note the TPG installations in question are deemed to be low-impact facilities as described in the Telecommunications (Low-impact) Facilities Determination 2018. Generally they are exempt from a planning permit as the facilities usually meets the requirements of Clause 52.19 (Telecommunications Facility) of the Moonee Valley Planning Scheme.
Take notice that at the Ordinary Meeting of Council to be held on 28 August 2018 it is my intention to move that Council requests the CEO prepare a report to be presented at an ordinary Council Meeting by the end of 2018 setting out options available to regulate and/or manage the issue of commercial car hire/share providers (such as Car Next Door) parking in residential streets.

**Officer Comments**

The report on this Notice of Motion naturally could be prepared however it is important to note the following:

- Recent thinking is that the way to reduce parking demand is actually to encourage the share cars (see Section 5.7 of an ‘Emerging Transport Technologies Report: Assessing impacts and implications for the City of Melbourne’ February 2016).

  **On street car parking reform.** This is perhaps the most pertinent point for the City of Melbourne. As part of his responsibilities with the SFMTA, Timothy seeks opportunities to reduce the total number of on street car parks and better manage existing ones, aided by car sharing and dynamic pricing mechanisms. A ‘traditional’ car sharing car (e.g. Flexicar or GoGet), it was argued, takes at least nine cars off the road. If a car sharing pod can be on every second block in San Francisco (needs to be based on intensity of land use factors), it would be possible to eliminate a quarter of on street spaces, without reducing access for people who are driving. This arrangement does require a Public Private Partnership in which the agency cross subsidises the car sharing services. For ride sourcing services, if they can ‘pulse’ in and out of particular areas, on street car parking could be further reduced, and repurposed for other productive uses (e.g. footpath widening, café, parklets).

- In reality, autonomous vehicles are likely to supersede the need for share cars and the move of Hire car firms into areas of high density will pick up the demand for longer trip use e.g. Hertz have taken over the lower level of 114 Flinders Street and rent for around $100 per day.

It is understood the pressures around Flemington, and Shields Street in particular, mean people are unhappy with commercial vehicles parking in the streets, however the only option that seems to be available to limit commercial car hire/share providers (such as Car Next Door) parking in residential streets, is parking restrictions for all, since registered vehicles are allowed to park in local streets under the Road Management Act.
11.4 Notice Of Motion Report No.2018/18 - Occasional care in Moonee Valley

File No: FOL/18/32
From: Councillor Rebecca Gauci Maurici

Take notice that at the Ordinary Meeting of Council to be held on 28 August 2018 it is my intention to move:

That Council receives a report on occasional care in Moonee Valley including, but not limited to, information on:

- current utilisation at Shuter Street Occasional Care, including:
  - average hours per session booked;
  - average bookings per month by child/family;
  - usage rates over the last 5 years;
  - the residential suburbs of current users;
  - feedback and relevant findings from recent user surveys;

- data on single-day-only use of Council operated long day care services in Moonee Valley;

- provision of non-Council occasional care services within Moonee Valley;

- provision of both Council and non-Council occasional care services in neighbouring municipalities;

- opportunities to increase occasional care usage and availability within Moonee Valley, including potential additional locations for occasional care.

Officer Comments

The Notice of Motion is supported. A report detailing the above requested information will be prepared and presented to Council before the end of the year.

Council currently operates one occasional care service within Moonee Valley, in Shuter Street, Moonee Ponds. This is a 23 place service, with capacity for 11 children aged three and over and 12 children under the age of three. Under our current licence, children may attend for minimum of two hours and a maximum of five hours per day, for a maximum of up to 15 hours per week. Council is currently in the process of reviewing this service, with a Project Management Group and Project Working Group meeting fortnightly to progress this work. Details of this review will be incorporated into the above requested report.

In addition to the Shuter Street Occasional Care service, Council’s leisure centres in Ascot Vale and East Keilor also offer occasional care services, however these are operated by an external provider.
CONFIDENTIAL REPORTS

Closure of meeting to public

Recommendation
That Council resolve to close the meeting to the public pursuant to Section 89(2) of the Local Government Act 1989 to discuss the following matters:

14.1 Possible Property Acquisition

Item 14.1 is Confidential under the terms section 89(2) of the Local Government Act 1989 as it contains information relating to: (e) proposed developments.