



# MELTON CITY COUNCIL

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**Minutes of the Ordinary Meeting of the  
Melton City Council**

**29 April 2019**

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**THESE MINUTES CONTAIN REPORTS DEALT WITH AT A  
CLOSED MEETING OF COUNCIL**

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## MELTON CITY COUNCIL

### MINUTES OF THE ORDINARY MEETING OF THE MELTON CITY COUNCIL HELD IN THE COUNCIL CHAMBER, CIVIC CENTRE, 232 HIGH STREET, MELTON ON 29 APRIL 2019 AT 7.00PM

**Present:** Cr B Turner (Mayor)  
Cr L Carli (Deputy Mayor)  
Cr S Abboushi  
Cr M De Santis  
Cr K Hardy  
Cr G Kesic  
Cr K Majdlik  
Cr S Ramsey

Mr K Tori, Chief Executive Officer  
Mr P Bean, General Manager Corporate Services  
Mr M Heaney, General Manager Community Services  
Mr L Stokes, Acting General Manager Planning and Development  
Ms LJ Mellan, Manager City Design, Strategy and Environment  
Ms C Denyer, Manager Legal and Governance  
Mr J Whitfield, Governance Coordinator  
Ms E Haley, Communications Coordinator

#### 1. OPENING PRAYER AND RECONCILIATION STATEMENT

The Mayor, Cr Turner read the opening prayer and reconciliation statement.

#### 2. APOLOGIES AND LEAVE OF ABSENCE

Cr M Mendes

#### 3. CHANGES TO THE ORDER OF BUSINESS

##### **Procedural Motion**

Crs Ramsey/Hardy.

That:

1. Item 13, 'Reports from Delegates Appointed to Other Bodies' and Item 14, 'Councillor Representation and Acknowledgements' be combined with Councillors having up to 3 minutes and the Mayor up to 5 minutes to give their reports; and
2. Item 15.8, 'Notice of Motion 632 (Cr Abboushi)', be heard immediately after Item 11, 'Public Question Time'.

CARRIED

**4. DEPUTATIONS**

Nil.

**5. DECLARATION OF ANY PECUNIARY INTEREST, OTHER INTEREST OR CONFLICT OF INTEREST OF ANY COUNCILLOR**

Cr De Santis declared a Direct Conflict of Interest pursuant to Section 77B of the *Local Government Act 1989* in Item 19.2 'Community Grants Program (Round Two) 2018-19'

Mr Tori declared a Direct Conflict of Interest pursuant to Section 77B of the *Local Government Act 1989* in Item 19.3, 'Half Year Key Performance Indicators and Targets Review to 30 December 2018 - Chief Executive Officer'.

**6. ADOPTION AND CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS****RECOMMENDATION:**

That the Minutes of the Ordinary Meeting of Council held on 1 April 2019 be confirmed as a true and correct record.

**Motion**

Crs Majdlik/Carli.

That the recommendation be adopted.

CARRIED

**7. RECORD OF ASSEMBLY OF COUNCILLORS****7.1 RECORD OF ASSEMBLY OF COUNCILLORS IN ACCORDANCE WITH SECTION 80A(1) OF THE LOCAL GOVERNMENT ACT 1989**

- 1 April 2019 Record of Assembly of Councillors
- 8 April 2019 Record of Assembly of Councillors
- 23 April 2019 Record of Assembly of Councillors

**RECOMMENDATION:**

That the Record of Assembly of Councillors dated 1, 8 and 23 April 2019 attached to this Agenda be received and noted.

**Motion**

Crs Majdlik/Kesic.

That the Record of Assembly of Councillors dated 1, 8 and 23 April 2019 attached to this Agenda be received and noted with a correction to the Record of Assembly of Councillors dated 23 April 2019 to remove the Conflict of Interest Disclosure by Cr De Santis in Item 19.1.

CARRIED

**LIST OF APPENDICES**

1. 1 April 2019 Record of Assembly of Councillors
2. 8 April 2019 Record of Assembly of Councillors
3. 23 April 2019 Record of Assembly of Councillors

**8. CORRESPONDENCE INWARD****8.1 PARLIAMENTARIAN AND DEPARTMENTAL LETTERS RECEIVED BY THE MAYOR**

- Tim Pallas MP – Treasurer, Minister for Economic Development and Minister for Industrial Relations - 2019-20 State Government Budget Priorities.

**RECOMMENDATION:**

That the Parliamentarian and Departmental letters received by the Mayor be received and noted.

**Motion**

Crs Abboushi/Carli.

That the recommendation be adopted.

CARRIED

**LIST OF APPENDICES**

1. Correspondence Inwards - Tim Pallas MP - dated 2 April 2019



## 9. PETITIONS AND JOINT LETTERS

### 9.1 INSTALLATION OF TRAFFIC LIGHTS IN WESTWOOD DRIVE, BURNSIDE

Cr Majdlik tabled a petition containing 606 signatures expressing concern about the significant increase in traffic on Westwood Drive, Burnside and requesting the installation of traffic lights on Westwood Drive at the entrance to Burnside Village.

## 10. RESUMPTION OF DEBATE OR OTHER BUSINESS CARRIED OVER FROM A PREVIOUS MEETING

Nil.

Cr Abboushi left the Chamber at 7:16pm.

Cr Abboushi returned to the Chamber at 7:18pm.

Cr Carli left the Chamber at 7:21pm.

Cr Carli returned to the Chamber at 7:24pm.

## 11. PUBLIC QUESTION TIME

Name	Question asked of Council
Julia Timson	I am concerned about the number of shopping trolleys being dumped in James Cook Drive, West Melton Drive and adjacent parks. Despite reporting them to the shops concerned, the collection service and the council, nothing seems to be done. What can the council do to improve this situation?
Julia Timson	I am concerned about the amount of builders rubbish left on the verges on the Western Highway between the Coburns Road ramp and the Ballarat Road turnoff in Caroline Springs. It consists of lengths of plastic, the foam inserts used for waffle slabs and paint buckets. Is there anything Council can do to discourage the littering?
David O'Connor	In accordance with community feedback to Council regarding the Stan Payne Reserve, upgrade – Stage 1 as I attached to this question - it's understood that the Caroline Chisholm Gold Shelter will be replaced with a new structure and the existing toilet amenities block will also be demolished and replaced with a new toilet block.

Name	Question asked of Council
	Given that construction is scheduled to commence in the second half of 2019, would Council please provide an overview to the proposed look of these new structures, and information which would explain how these upgrades will work toward meeting the recreational, social and cultural needs of the community?
David O'Connor	<p>The Diggers Rest off-lead dog park has become an important part of our growing community which many residents now rely upon. An amount of \$50,000 was provided within the 2017-18 municipal budget for the development of this facility.</p> <p>In accordance with the Ordinary Meeting of Council, March 6, 2017, it's understood that the funded allocation was sufficient to deliver the park complete with fencing, water, shelter and activities. To date only the fencing and shelter have been completed.</p> <p>Would Council please provide an expected delivery date for the installation of activity equipment and the connection of water to the facility?</p>
Shane Beech	* Not in attendance.
Shane Beech	* Not in attendance.
Mario Cachia	Will Council support a proposition regarding my proposed development of low cost affordable rental housing in the form of a submission to the amended Council and Wellbeing Plan 2017-2021?
Mario Cachia	Can I please meet with relevant Council staff to make sure that my submission to Council on the draft Council and Wellbeing Plan 2017 to 2021 regarding the development of low cost affordable rental housing is properly framed?

\* In accordance with Council's Meeting Procedure Local Law 2013, if a person who submitted a question is not present at the Council's Ordinary Meeting, their question is not read out or replied to at the meeting and a written response is provided.

## 12. PRESENTATION OF STAFF REPORTS

### Procedural Motion

Crs Majdlik/Ramsey.

That the recommendations as printed in Items 12.1, 12.4 and 12.5 be adopted en bloc.

CARRIED

Item 15.8 was moved to immediately after Item 11, pursuant to an earlier resolution.

## 15.8 NOTICE OF MOTION 632 (CR ABBOUSHI)

**Councillor: Steve Abboushi - Councillor**

### NOTICE:

That Council, in conjunction with Football Victoria and local football (soccer) clubs, introduce and develop a football (soccer) strategy for the City of Melton.

The strategy is to provide and address the following key areas;

1. Engage the local community, regional soccer community and peak bodies to understand existing provision, constraints and required strategic alignments to guide future planning.
2. A detailed review of the current and future demands for soccer facilities across the municipality.
3. Facility development/redevelopment opportunities including indicative capital cost estimates for each venue.
4. Details on the demand for soccer facilities through the statistical analysis of local, regional, state and national participation trends, membership figures and projected population and demographic change.
5. Identify opportunities and develop strategies with funding parameters for future facility development/redevelopment including the need for support infrastructure such as playing surfaces (eg synthetic turf), clubrooms, gender neutral change rooms and floodlighting.
6. Identify the opportunity to develop a multi-pitch regional facility. The strategy will look at potential greenfield sites in the City of Melton.
7. Maximise the opportunities for all residents to access soccer programs and activities regardless of age, gender, culture or ability.
8. Provide an action plan for Council with recommendations that address the identified issues plus others that arise during consultation. It is envisaged the strategy will provide a comprehensive facility development implementation plan for the next 10 years.

### Motion

Crs Abboushi/Majdlik.

That Council, in conjunction with Football Victoria and local football (soccer) clubs, introduce and develop a football (soccer) strategy for the City of Melton.

The strategy is to provide and address the following key areas;

1. Engage the local community, regional soccer community and peak bodies to understand existing provision, constraints and required strategic alignments to guide future planning.
2. A detailed review of the current and future demands for soccer facilities across the municipality.
3. Facility development/redevelopment opportunities including indicative capital cost estimates for each venue.
4. Details on the demand for soccer facilities through the statistical analysis of local, regional, state and national participation trends, membership figures and projected population and demographic change.
5. Identify opportunities and develop strategies with funding parameters for future facility development/redevelopment including the need for support infrastructure such as playing surfaces (eg synthetic turf), clubrooms, gender neutral change rooms and floodlighting.
6. Identify the opportunity to develop a multi-pitch regional facility. The strategy will look at potential greenfield sites in the City of Melton.
7. Maximise the opportunities for all residents to access soccer programs and activities regardless of age, gender, culture or ability.
8. Provide an action plan for Council with recommendations that address the identified issues plus others that arise during consultation. It is envisaged the strategy will provide a comprehensive facility development implementation plan for the next 10 years.

and that Council make an allocation of \$30,000 in the 2019/20 budget for this purpose.

CARRIED

Cr Majdlik called for a division thereby setting aside the vote.

**For:**

Crs Abboushi, Carli, De Santis, Hardy, Kesic, Majdlik, Ramsey and Turner

**Against:**

Nil

The Mayor declared the Motion CARRIED

## 12.1 ADVISORY COMMITTEES OF COUNCIL - AGGREGATED MEETING MINUTES

Author: Dominique Roberts - Governance Officer  
Presenter: Kel Tori - Chief Executive Officer

### PURPOSE OF REPORT

To present the aggregated minutes of Advisory Committee meetings yet to be considered by Council.

### RECOMMENDATION:

That Council:

1. adopt the minutes of the Advisory Committee meeting at **Appendix 1, 2 and 3.**
2. adopt recommendations arising within the Minutes.

### Motion

Crs Majdlik/Ramsey.

That the recommendation be adopted.

CARRIED

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## REPORT

### 1. Executive Summary

In accordance with section 3(1) of the Local Government Act 1989 (the Act), Council may establish a) Advisory Committees for the purpose of providing advice, or b) Special Committees which are delegated powers, duties or functions of Council. The establishment of an Audit Committee, considered an Advisory Committee of Council, is dealt with under section 139 of the Act.

A Council appointed Advisory Committee meeting where at least one Councillor attends and which considers matters that are intended or likely to be the subject to a decision of Council, is considered an assembly of Councillors. In accordance with section 80A of the Act, a written record of an assembly of Councillors must, as soon as practicable, be reported at an ordinary meeting of the Council. The minutes of the Advisory Committees attached to this report forms the written record of the assembly detailing matters considered and any Councillor conflicts disclosed.

### 2. Background/Issues

Advisory Committees are established by a resolution of Council. The role of an Advisory Committee, including the limits of power, are clearly defined in the Terms of Reference adopted by Council.

The membership of Committees will vary depending upon its specific role. Committee membership will generally comprise a Councillor/s, council staff and community representatives and may include key stakeholders, subject matter experts and/or community service providers and organisations.

Councillor representation on Advisory Committees is generally for one year and is reviewed annually at the Statutory Meeting of Council. Councillor representation on current Council Committees and to other organisations for 2019 were adopted by Council at the Ordinary Meeting held 12 November 2018.

Advisory Committees meet regularly during the year and minutes of all meetings are scheduled to be presented at the next Ordinary Meeting of Council.

Advisory Committee Meetings minutes attached to this report for Council acknowledgement and endorsement:

Meeting Date	Advisory Committee	Attached
28 March 2019	Heritage Advisory Committee	Appendix 1
2 April 2019	Melton Transport Community Reference Group	Appendix 2
17 April 2019	Policy Review Panel	Appendix 3

### 3. Council and Wellbeing Plan Reference and Policy Reference

The Melton City Council 2017-2021 Council and Wellbeing Plan references:

5. A high performing organisation demonstrating leadership and advocacy: An organisation operating with innovation, transparency, accountability and sustainability

*5.3 Effective civic leadership, advocacy, partnerships and good governance.*

### 4. Financial Considerations

Advisory Committees are not responsible for operational expenditure and cannot direct Council officers to act without the consent of Council. Operational expenses and administrative actions arising from an Advisory Committee meeting are accommodated within Council's recurrent budgets, unless otherwise requested within the minutes of the meeting and detailed in a recommendation to Council for consideration.

### 5. Consultation/Public Submissions

Advisory Committees are one method of Council consulting and communicating with the community. Such a Committee may be established to provide strategic level input into a broad area of Council operations, such as community safety or arts and culture. An Advisory Committee may also be established for a specific time-limited project, such as a review of a Local Law.

### 6. Risk Analysis

With a mandatory responsibility to report to Council and restricted to making recommendations for Council consideration, risks attached to Advisory Committee actions are substantially mitigated.

It is prudent for Council to carefully consider any and all recommendations arising from Advisory Committee minutes, as Advisory Committees may canvass significant issues and significant expenditure in their deliberations.

### 7. Options

Advisory Committees are a Committee of Council, therefore Council has the discretion to accept, reject, amend or seek further information on any of the Committee minutes and/or recommendations.

**LIST OF APPENDICES**

1. Heritage Advisory Committee Meeting Minutes - dated 28 March 2019
2. Melton Transport Community Reference Group Meeting Minutes - dated 2 April 2019
3. Policy Review Panel Committee Meeting Minutes - dated 17 April 2019

## 12.2 RESPONSE TO NOTICE OF MOTION 592 (CR ABBOUSHI) - BROOKSIDE AND SPRINGSIDE SYNTHETIC SURFACES

Author: Wayne Kratsis - Parks and Open Space Coordinator - Operations  
Presenter: Les Stokes – Acting General Manager Planning & Development

### PURPOSE OF REPORT

To provide a response to Notice of Motion 592 which provides Council the findings of the synthetic field condition audit and recommendations for maintenance and renewal.

### RECOMMENDATION:

That Council:

1. Note the attached report (**Appendix 1**).
2. Increase cyclic maintenance of Brookside and Springside Synthetics to monthly.
3. Continue to replace areas of high wear as they occur.
4. Develop an asset renewal program for the replacement of the fields, for consideration in future budgets.

### Motion

Crs Abboushi/Majdlik.

That Council:

1. Note the attached report (**Appendix 1**).
2. Increase cyclic maintenance of Brookside and Springside Synthetics to monthly.
3. Continue to replace areas of high wear as they occur.
4. Develop an asset renewal program for the replacement of the fields, for consideration in future budgets.
5. In the event that the Australian Labor Party is successful at the federal election, and in honouring their election commitment for a \$1 million dollar grant for the new synthetics at Brookside Reserve, that Council as soon as possible commence discussions with the relevant department as part of the recently announced works at Brookside Reserve.

CARRIED

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## REPORT

### 1. Executive Summary

This report provides Council with the findings of the Audit required by the Notice of the Motion. Council has a number of synthetic fields in the eastern corridor that are currently approaching the end of their useful life. It is important that Council continue to conduct regular maintenance and plan for the programmed renewal of these assets to ensure they remain in optimum condition for our community. The Audit highlights that Council could ensure the current surface will remain safe for its current use for a further 2-3 years by



increasing its maintenance activity and replacing areas of high wear, noting that this is common practice for Council.

## 2. Background/Issues

At the 12 November 2018 Ordinary Meeting of Council, Council considered NOM 592 (Cr Abboushi) and resolved:

*'That Council undergo a formal audit of the synthetic surfaces of Brookside Recreational Reserve and Springside Recreational Reserve to determine the status in their life-cycle and the required ongoing maintenance and renewal program that will be required. Council Officers to consult with existing user groups prior to presenting a future report to Council.'*

Synthetic field surfaces are becoming more common due to their increased play capacity which is well suited to our growing community. Council manages eight synthetic fields with the highest level of use, over 70 hours per week, occurring in the eastern corridor. This type of asset is a relatively new phenomenon and Melton City Council was one of the pioneering municipalities to invest in this technology. Surfaces are guaranteed under warranty for 10 years with the asset life beyond this being dependent on the level of use and maintenance regime afforded.

Council engaged Grass Sports Australia who originally constructed both fields in 2008 to provide a detailed condition report. The findings suggested that all fields were in serviceable to good condition. The report recommended that Council perform the following 3 actions to ensure maximum longevity and ensure our community has continued access to this facility now and into the future.

1. Continue with regular maintenance which is currently performed 4 times per year and consider performing monthly during peak use times of the year.
2. There are a number of high activity areas on each ground which wear at a more rapid rate. These are typically goal boxes, penalty spots and gateways. Wear in these areas is noted and replacement of artificial grass in these areas using a patch technique will improve the playability of the asset.
3. The playing surfaces are reaching the end of useful life. Council should prepare a renewal program that seeks to replace the playing surface of all fields and remedial works to the base within 2 to 3 years. This should be delivered over a number of years to reduce the impact on users whilst grounds are offline.

Due to continuous improvements in the manufacturing technology the quality of turf produced today is greater than it was 13 years ago. Grass Sports is confident that patching can be performed without creating significant variation to the performance of the field and perform this work regularly. Officers will work closely with the users to ensure that any remedial repair works do not hinder the overall performance of the ground. This type of maintenance activity also occurs on conventional turf fields where sods are used to patch high wear areas and assist in achieving a full turf coverage.

## 3. Council and Wellbeing Plan Reference and Policy Reference

The Melton City Council 2017-2021 Council and Wellbeing Plan references:

1. A proud, inclusive and safe community: A City of people leading happy and healthy lives
  - 1.5 *Environments that enable and encourage positive public health and wellbeing outcomes.*

#### **4. Financial Considerations**

Recommendations 1 and 2 are currently funded under Councils recurrent maintenance budget and there is scope to implement these improvements with Councils approval.

The third recommendation encompasses a major reconstruction with costs in the vicinity of 3.5 million dollars to complete works at all 4 grounds. Funding to perform these works would be sought through the standard Council budget process.

#### **5. Consultation/Public Submissions**

Regular consultation with the users of these facilities is conducted often primarily through the recreation team. A meeting between the Operations and Recreation teams was convened to review the findings of the report and inform the sporting clubs of the recommendations in the report.

#### **6. Risk Analysis**

Our service provider perform regular maintenance on all synthetic fields to mitigate risk to users. If Council were not to adopt the recommendations within the report the likelihood of injury would increase.

#### **7. Options**

1. Proceed with recommendation in the consultant's report which are:
  - Increase level of maintenance to monthly.
  - Replace the cricket wicket surface at Brookside.
  - Replace any heavily worn goal areas or penalty spots with new turf.
  - Plan for the asset renewal of Brookside and Springside within 3 years.
2. Continue to maintain the current maintenance regime and do not conduct remedial works.

#### **LIST OF APPENDICES**

1. Consultant Report Synthetic Fields - dated December 2018

## 12.3 AMENDMENT C172 TO THE MELTON PLANNING SCHEME - PAYNES ROAD TRAIN STATION

Author: Lucy Slater - Senior Strategic Planner  
Presenter: Laura-Jo Mellan - Manager City Design, Strategy & Environment

### PURPOSE OF REPORT

To consider the adoption of Planning Scheme Amendment C172 to the Melton Planning Scheme.

### RECOMMENDATION:

That Council:

1. Adopt Amendment C172 to the Melton Planning Scheme as contained in **Appendix 1** and
2. Submit the Amendment to the Minister for Planning for Approval.

### Motion

Crs Hardy/Ramsey.

That the recommendation be adopted.

CARRIED

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## REPORT

### 1. Executive Summary

Amendment C172 seeks to amend the Melton Planning Scheme to include the Paynes Road Railway Station in the *Toolern Precinct Structure Plan (PSP)* and *Toolern Development Contributions Plan (DCP)*.

The Toolern PSP and DCP was approved in 2011. At this time, the Paynes Road Station was not proposed by State government.

Public Transport Victoria (PTV) advised through the Paynes Road PSP (Amendment C161) process in 2015 that the future Paynes Road Station would be a park and ride facility with 1000 car spaces. The land required for the facility was to be evenly split north and south of the railway line. The northern component of the proposed station was identified through the Paynes Road PSP, which was approved in February 2016. PTV requested that Council undertake an amendment to update the Toolern PSP and DCP to include the southern component of the station (refer **Appendix 1**).

At the 15 December 2015 Ordinary Meeting, Council resolved to seek Authorisation from the Minister for Planning to prepare and exhibit Amendment C172 to update the Toolern PSP and DCP to include the land for the train station (**Appendix 2**). Authorisation was received on 30 October 2018.

No objections were received during the exhibition period, which ran from 18 February to 25 March 2019. It is recommended that Council adopt Amendment C172 and submit it to the Minister for Planning for approval.

## 2. Background/Issues

Toolern PSP was approved in part by the Minister for Planning in October 2010, through Amendment C84 (Part 1) to the Melton Planning Scheme. Part two was gazetted in November 2011. At this time, the Paynes Road Railway Station was not proposed and as such, no land is set aside for the station.

In June 2012, the Victorian Planning Authority's *West Growth Corridor Plan (WGCP)* identified the Paynes Road Station as an 'opportunity for future rail station' along the Melton rail line corridor.

Paynes Road Precinct Structure Plan (PSP) was approved as a Ministerial Amendment under s20(4) of the Planning & Environment Act, and during the informal exhibition process, PTV advised that they intended for the Paynes Road station to be a 'park and ride' facility, with 1000 car spaces. Through subsequent discussions between Council, VPA and PTV, it was determined that the required station land would be split equally north and south of the train station, to minimise traffic impacts and maximise station access for future residents.

The northern component of the proposed station was identified through the Paynes Road PSP, which was approved in February 2016.

At the 15 December 2015 Council Meeting (**Appendix 2**), Council resolved to seek Authorisation to prepare and exhibit this Amendment, to identify the southern component of the station in the Toolern PSP and DCP. This was done at the request of PTV.

The proposed Amendment C172 would:

- Update the Toolern PSP to identify the land for the future train station and include changes to all relevant plans and any Requirements and Guidelines which are required to facilitate the future development of the train station.
- Update the Toolern DCP to reflect the inclusion of land for Paynes Road Station.
- Update the UGZ Schedule 3 to reflect the changes to the Toolern PSP and DCP.

It developing the amendment documents for C172, it was determined that two elements of C172 namely to update guidance on noise attenuation requirements along the rail corridor and to update information as it relates to the grade separation at Mount Cottrell Road, would be more appropriately dealt with through the wider review of the Toolern PSP and DCP. This is because these changes would impact more land owners and are distinct from the provision of land for a train station. They were not part of the request from PTV.

The location of the railway station requires realignment of a Melbourne Water retarding basin and this has been achieved through collaboration between Melton City Council, Melbourne Water and the affected land owner (Property 66) to reach an agreed design outcome that meets the requirements of all parties.

Discussions were held between Council, VPA and Department of Environment, Land, Water and Planning (DELWP) regarding the level of consultation required for the Amendment C172. Given the limited impact it would have on the development rights of landowners within the PSP it was determined that notification should be limited to the landowners directly affected by the train station in both the Toolern and Paynes Road PSPs.

Following the resolution of the above issues, Authorisation was sought and subsequently received on 30 October 2018. The Amendment was placed on public exhibition from 18 February 2019 to 25 March 2019 in accordance with Section 19 of the *Planning and Environment Act 1987*. Three written submissions were received, from Department of Transport (DoT), Brimbank City Council and the Environment Protection Agency (EPA). All had no objection to the amendment. The exhibition process and submissions received are outlined in Section 5 of this report.

### 3. Council and Wellbeing Plan Reference and Policy Reference

The Melton City Council 2017-2021 Council and Wellbeing Plan references:

3. A well planned and built City: A City with a clear vision to manage growth in a sustainable and accessible way

3.4 *A flexible, safe and health promoting transport network that enables people to move around.*

### 4. Financial Considerations

Council officer time and resources are involved in the preparation, exhibition and adoption of the Amendment.

The budget for Planning Scheme Amendments is within the City Design, Strategy and Environment unit's recurrent budget.

### 5. Consultation/Public Submissions

The Amendment was placed on Public exhibition from 18 February 2019 to 25 March 2019 in accordance with Section 19 of the *Planning and Environment Act 1987* in the following ways:

- A notice was placed in the Melton and Moorabool, and Brimbank and Northwest, editions of the Star Weekly on Tuesday 19 February 2019.
- A letter explaining the Amendment and a marked-up copy of the PSP and DCP was sent to the two affected landowners on Monday 18 February 2019.
- A letter explaining the Amendment was sent to land owners and occupiers of land on the northern side (within the Paynes Road PSP area) of the proposed train station on 18 February 2019.
- Letters were sent to Prescribed Ministers, adjoining Councils, and Government Bodies (VicTrack, Department of Transport, Melbourne Water, and the Victorian Planning Authority) on 18 February 2019.
- A notice was placed in the Government Gazette on 21 February 2019.
- Details of the Amendment was placed on Council's website, under the Planning Scheme Amendment section.

Three written submissions were received, from the Department of Transport (DoT), Brimbank City Council and the Environment Protection Agency (EPA). All had no objection to the amendment.

The EPA did not object to the amendment but did include in their submission that they strongly encourage Council to take into account the need for noise attenuation measures along the portion of the railway line which interfaces with residential development. This will be addressed through the Toolern PSP review, which is a separate piece of work currently being completed by Council. It is anticipated that a cross section will be included in the review, showing the proposed noise attenuation measures, to be consistent with the recently adopted Paynes Road, Rockbank and Mount Atkinson PSP's.

Similarly the DoT did not object to the amendment but have requested that the Future Urban Structure Plan (FUS) be amended to show the land take of 2.35Ha for the train station, rather than just showing the symbol for a train station. The land take is already shown on Plan 6 (Land use budget) in the PSP and Plan 8 (Land budget) in the DCP, and is itemised in the land use budget table in both documents as well. This approach is consistent with how such infrastructure is depicted in all PSP's and DCP's, including Paynes Road PSP to

the north. Therefore it's not considered necessary or appropriate to amend the FUS to show the land take for southern portion of the Paynes Road train station in the Toolern PSP.

Given that no objections were received and there are no unresolved submissions, there is no need to request a Planning Panel to be convened. It is recommended that Council adopt the Amendment (**Appendix 1**), and send it to the Minister for Planning for Approval.

## **6. Risk Analysis**

Should Council choose not to adopt the Amendment C172, the PSP and DCP documents will be inconsistent with State and Local planning policy objectives and directions for transport infrastructure servicing the western growth corridor and the City of Melton. It would significantly compromise the ability to deliver the Paynes Road train station.

## **7. Options**

Council can resolve to either:

1. Adopt Amendment C172 and submit it to the Minister for Planning for Approval.
2. Abandon the Amendment.

## **LIST OF APPENDICES**

1. Amendment Documents C172 - dated February 2019
2. Council Minutes - dated 15 December 2015

## 12.4 SUBMISSION ON 'PROTECTING MELBOURNE'S STRATEGIC AGRICULTURAL LAND'

Author: Donald Lewis - Strategic Planner

Presenter: Laura-Jo Mellan - Manager City Design, Strategy & Environment

### PURPOSE OF REPORT

To consider the submission to State Government on the proposal to protect strategic agricultural land as it relates to the City of Melton.

### RECOMMENDATION:

That Council endorse the submission to 'Protecting Melbourne's Strategic Agricultural Land' as contained at **Appendix 1** and submit to the Department of Environment, Land, and Water & Planning.

### Motion

Crs Majdlik/Ramsey.

That the recommendation be adopted.

CARRIED

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## REPORT

### 1. Executive Summary

The Department of Environment, Land, Water and Planning (DELWP) have commenced implementation of actions from *Plan Melbourne 2017-2050* (State government's Metropolitan Planning Strategy) in relation to protecting Melbourne's Green Wedge areas and supporting agriculture production.

DELWP's project to protect Melbourne's Strategic Agricultural Land has recently commenced to identify areas within the green wedge and peri-urban areas that have the greatest agricultural potential. The aim of the project is to ensure agricultural land will be recognised and protected in the planning system and to provide greater certainty for agricultural businesses in key precincts to support long term investment.

Draft criteria has been prepared to identify potential locations of strategic agricultural land in Melbourne's green wedge and peri urban areas for further investigation including land within the City of Melton's North and South Green Wedges.

DELWP is currently seeking submissions from Councils, stakeholders and the wider community in regards to the draft criteria and the identification of potential locations of strategic agricultural land.

Council's submission (**Appendix 1**) responds to DELWP's investigation into protecting Melbourne's strategic agricultural land, specifically the criteria used to identify strategic agricultural land within the City of Melton and the land identified. In summary the key issues addressed in the submission are:

- The mapping provided by DELWP is high level and is therefore difficult to assess and provide detailed feedback as part of this submission.

- The identification of strategic agricultural land in areas with fragmented smaller lots that are incompatible with agricultural uses (including horticulture and viticulture).
- Questions the exclusion of farming land north of the Eynesbury Township.
- The need for strategic alignment between DELWP's identification of the strategic agricultural land and the proposed Western Irrigation Network (WIN) to provide opportunity to support agriculture within the green wedges of the City of Melton.
- The need for further information with regard to a proposed 500 metre buffer at the edge of strategic agricultural land if a precinct based approach is applied.

Given the potential impact that the proposals to protect strategic agricultural land may have on the green wedges areas within the City of Melton, is recommended that Council endorse the attached submission to DELWP.

## 2. Background

The Department of Environment, Land, Water and Planning (DELWP) have commenced implementation of actions from *Plan Melbourne 2017-2050* (State government's Metropolitan Planning Strategy) in relation to protecting Melbourne's Green Wedge areas and supporting agriculture production.

In this context, *Plan Melbourne 2017-2050* states the following:

- Policy 1.4.1 – Protect agricultural land and support agricultural production.
- Action 17 – Support strategic planning for agriculture.

DELWP's project to protect Melbourne's Strategic Agricultural Land has recently commenced to identify areas within the green wedge and peri-urban areas that have the greatest agricultural potential. The aim of the project is to ensure agricultural land will be recognised and protected in the planning system and to provide greater certainty for agricultural businesses in key precincts to support long term investment.

DELWP has been working with Agriculture Victoria and Deakin University's Centre for Rural and Regional Futures to better understand the suitability and capability of land in the region which is important when assessing the value of land for agriculture.

This work has led to a draft criteria to identify strategic agricultural land. The draft criteria considers the naturally occurring features of the land as well as current land uses, location of important infrastructure and links to processing and supply industries. This criteria has led to the identification of potential locations of strategic agricultural land in Melbourne's green wedge and peri urban areas for further investigation.

The proposed criteria is as follows:

- Land Capability – Naturally fertile land with minimal constraints and highly capable for intensive, soil based agriculture.
- Water Access- Farmland with access to secure water supply.
- Resilience and Adaptability - Land that is resilient to the potential impacts of climate change.
- Existing land Use and Integration with Industry - Land that is currently used for intensive agriculture purposes or supports the viability of an agricultural area.
- Other considerations: Exclusions - Factors that may prevent land from being classified as strategic agricultural land.

DELWP is currently seeking submissions from Councils, stakeholders and the wider community in regards to the draft criteria and the identification of potential locations of



strategic agricultural land. Council's submissions are due by 21 May 2019. Further consultation is scheduled for late 2019 to consider the planning response from DELWP and the Implementation of new planning controls are expected in 2020.

The City of Melton has two green wedge areas, the Western Plains Green Wedge North and Western Plains Green Wedge South. As Melbourne's growth areas have expanded over time, pressure on adjacent green wedge land has resulted in a reduction of agricultural land and fragmentation from discretionary uses.

Council's submission is contained at **Appendix 1** and responds to DELWP's investigation into protecting Melbourne's strategic agricultural land, specifically the criteria used to identify strategic agricultural land within the City of Melton.

**Appendix 2** contains a plan illustrating the strategic agricultural land proposed within the City of Melton based on their criteria.

The full submission is contained at Appendix 1 but in summary addresses the following issues with the information that was released for comment in respect of protecting strategic agricultural land:

- Mapping provided by DELWP is high level and is therefore difficult to assess and provide detailed feedback as part of this submission. Council suggests that more detail maps be produced at a local level for Council to review before the identified areas are confirmed.
- Strategic Agricultural Land has been applied to fragmented areas (smaller lots) that are incompatible with agricultural uses (including horticulture and viticulture).
- Existing farming land north of the Eynesbury Township appears to not be included in the draft mapping
- The WIN is a proposed recycled water pipeline from the Sunbury Treatment Plan via the City of Melton's Green Wedge areas to the Parwan-Balliang Irrigation District. It is imperative that there is a strategic alignment between DELWP's identification of the strategic agricultural land and the proposed Western Irrigation Network (WIN) to provide opportunity to support agriculture within the green wedges of the City of Melton.
- More information is needed in regards to a 500 metre buffer that is proposed as an option to be considered at the edge of strategic agricultural land if a precinct based approach is applied. Clarification is required as to how the buffer will be determined and how it would operate.

It is recommended that Council provide a formal submission to this process given the potential impacts on the Green Wedge areas within the City of Melton and the potential conflicts with the policy direction contained within adopted Council documents such as the Western Plains North Green Wedge Management Plan (2014).

### **3. Council and Wellbeing Plan Reference and Policy Reference**

The Melton City Council 2017-2021 Council and Wellbeing Plan references:

3. A well planned and built City: A City with a clear vision to manage growth in a sustainable and accessible way

*3.1 A City that strategically plans for growth and development.*

### **4. Financial Considerations**

DELWP is responsible for the implementation of the project. It is not expected that Council will need to fund any additional work associated with the project at this stage.

## 5. Consultation/Public Submissions

This is not a Melton City Council project and as such Council officers have not undertaken a consultation on this project. However, as part of an initial round of regional consultation, DELWP conducted a series of regional workshops including Bacchus Marsh on the 27 March, 2019. Offices did advertise and share information on the workshops and consultation process on Councils website and Facebook page.

Consultation to the public is open for six weeks between 12 March and 23 April whilst Councils have an extended submission period until the 21 May, 2019 to submit any comments.

Further consultation is scheduled for late 2019 to consider the planning response from DELWP.

## 6. Risk Analysis

Protecting Melbourne's Strategic Agricultural Land acknowledges the important role of farming land in Melbourne's Green Wedge areas. If Council does not engage with DELWP in this process through its submission, Council's opinions will not be considered as part of the final planning outcome. This may result in state policies that conflict with local policy or which do not reflect the specific conditions and characteristics of the green wedges within the City of Melton.

## 7. Options

Council can resolve to:

1. Endorse the submission to 'Protecting Melbourne's Strategic Agricultural Land' as contained at **Appendix 1** and submit to the Department of Environment, Land, Water & Planning; or
2. Not endorse the submission.

## LIST OF APPENDICES

1. Melton City Council Submission to 'Protecting Strategic Agricultural Land' - dated April 2019
2. Proposed Strategic Agricultural Land - undated

## 12.5 LIVING MELBOURNE: OUR URBAN FOREST STRATEGY

Author: Marshall Kelaher - Coordinator City Design  
Presenter: Laura-Jo Mellan - Manager City Design, Strategy & Environment

### PURPOSE OF REPORT

To consider endorsement of *Living Melbourne: our metropolitan urban forest strategy*

### RECOMMENDATION:

That Council:

1. Endorses *Living Melbourne: our metropolitan urban forest strategy* (**Appendix 1**) and commits to work in partnership with the other endorsing organisations towards its implementation; and
2. Authorises the use of the Melton City Council logo to appear as an endorsing organisation in the designed version of *Living Melbourne* which will be launched in June 2019.

### Motion

Crs Majdlik/Ramsey.

That the recommendation be adopted.

CARRIED

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## REPORT

### 1. Executive Summary

Resilient Melbourne was instigated by the 100 Resilient Cities (100RC) initiative, pioneered by The Rockefeller Foundation in 2015. Following significant engagement across metropolitan Melbourne, including all local councils, the Resilient Melbourne strategy was released in May 2016 – the first ever metropolitan-wide strategy led by local government.

As a flagship action of the Resilient Melbourne strategy, *Living Melbourne* provides a business case for nature as a driver of urban resilience and liveability. Its proposed framework aims to assist metropolitan Melbourne, and its communities, adapt, survive and thrive in the face of acute shocks and chronic stresses challenging our city, both now and in the future.

Urban forest initiatives have been established by several metropolitan Melbourne local governments, the Victorian government, non-governmental and community organisations, private land owners to protect and enhance Melbourne's metropolitan urban forest. What has been missing until now is a way for this work to be coordinated and supported at a metropolitan scale. Melton City Council is currently preparing a Street Tree Strategy and the goals and vision of *Living Melbourne* support this strategy.

*Living Melbourne* supports a number of objectives of Melton City Council's Council & Well-being Plan objectives and also supports a number of actions contained within the Environment Plan and Integrated Water Management Plan that relate to urban greening and cooling to reduce emissions and heat island impacts.

The endorsement of *Living Melbourne* places no obligation on Council to commit funding the actions outlined in the strategy.

## 2. Background/Issues

Resilient Melbourne was instigated by the 100 Resilient Cities (100RC) initiative, pioneered by The Rockefeller Foundation in 2015. This global initiative aims to help cities around the world become more resilient to the physical, social and economic challenges that are a growing part of the 21st century. Following significant engagement across metropolitan Melbourne, including all local councils, the Resilient Melbourne strategy was released in May 2016 – the first ever metropolitan-wide strategy led by local government.

*Living Melbourne: our metropolitan urban forest strategy (Living Melbourne)*, was developed by The Nature Conservancy and Resilient Melbourne with input from a range of stakeholders including metropolitan councils, the Victorian government, statutory authorities.

Urban forest initiatives have been established by several metropolitan Melbourne local governments, the Victorian government, non-governmental and community organisations, private land owners to protect and enhance Melbourne's metropolitan urban forest. What has been missing until now is a way for this work to be coordinated and supported at a metropolitan scale. Melton City Council is currently preparing a Street Tree Strategy and the goals and vision of Living Melbourne support this strategy.

*Living Melbourne* is supported by a technical report which provides the evidence base underpinning the key goals and actions of the strategy.

As a flagship action of the Resilient Melbourne strategy, *Living Melbourne* provides a business case for nature as a driver of urban resilience and liveability. Its proposed framework aims to assist metropolitan Melbourne, and its communities, adapt, survive and thrive in the face of acute shocks and chronic stresses challenging our city, both now and in the future.

The *Living Melbourne* strategic framework includes a vision; our thriving communities are resilient and connected through nature through the implementation of three goals being:

1. Healthy people,
2. Abundant nature; and
3. Natural infrastructure.

Six key action areas seek to deliver on these goals:

1. Protect and restore species habitat, and enhance connectivity;
2. Set targets and track progress;
3. Scale up greening the private realm;
4. Collaborate across sectors and regions;
5. Build a toolkit of resources to underpin implementation; and
6. Fund the protection and enhancement of the urban forest.

Living Melbourne supports a number of objectives of Melton City Council's Council Plan objectives including:

- Theme 1: A proud inclusive and safe community
  - 1.5 - Environments that enable and encourage positive public health & well-being outcomes.
- Theme 2: A thriving and resilient natural environment

- 2.2 – A low-carbon city well-adapted to changing climate conditions
- 2.5 – An environmentally aware community that appreciates the City's unique environmental assets
- Theme 3: A well planned and built City
  - 3.1 - A City that strategically plans for growth and development
  - 3.2 – Community facilities, infrastructure and services that are equitably planned for, provided and maintained
  - 3.3 – Public spaces that are vibrant and engaging places for all.

It also supports a number of actions contained within the Environment Plan and Integrated Water Management Plan that relate to urban greening and cooling to reduce emissions and heat island impacts.

In addition to assisting with the implementation of a number of Council strategies, the additional benefits for endorsing the strategy include the following:

- access to future financial investment for actions and aligned media opportunities;
- licence to host mapping derivatives on website;
- use of satellite imagery for internal use;
- opportunity to leverage collective metropolitan support to support existing work being undertaken by Melton City Council;
- co-branding plus logo placement in final designed version of Living Melbourne; and
- opportunity to demonstrate collective leadership regarding Melbourne's future liveability.

### **3. Council and Wellbeing Plan Reference and Policy Reference**

The Melton City Council 2017-2021 Council and Wellbeing Plan references:

2. A thriving and resilient natural environment: A City that preserves and enhances its natural environment for future generations
  - 2.4 *A City growing and developing sustainably.*

### **4. Financial Considerations**

The endorsement of *Living Melbourne* places no obligation on Council to commit funding to the actions outlined in the strategy. Action 6 of *Living Melbourne* (**Appendix 1**) outlines work being undertaken to raise and leverage finance for its implementation.

### **5. Consultation/Public Submissions**

The project was run by Resilient Melbourne and not Melton City Council. As summary of the consultation undertaken is outlined below. Melton City Council officers have had involvement during all stages of the projects development including attendance at workshops and providing feedback on the proposed contents of the strategy.

Living Melbourne has been developed with a broad range of stakeholders, coupled with advice from a Senior Reference Group and a Technical Advisory Group.

The Senior Reference Group included: Department Environment Land Water and Planning, City of Brimbank, The Nature Conservancy, Melbourne Water, City of Monash, City of

Stonnington, Resilient Melbourne, City of Frankston, City of Melbourne, Parks Victoria, City of Hume.

Stakeholder involvement included a series of workshops to guide development of the strategy, incorporate stakeholder perspectives and review the strategy as it progressed and was finalised. The four major workshops focused on:

- Establishing the baseline and setting the initial vision;
- Developing the strategic foundation;
- Technical evidence to guide the strategy; and
- Draft strategy framing and development.

Round 1 consultation on the early draft Living Melbourne strategy occurred December 2018 – January 2019. The draft Living Melbourne strategy was circulated to over 60 organisations, including all metropolitan councils, relevant Victorian Government departments and agencies, as well as a range of statutory authorities. Insightful, constructive feedback was received from 36 organisations, totalling 640 individual items of feedback demonstrating their commitment to Living Melbourne and involvement in its release and implementation.

Round 2 consultation on the draft strategy occurred from 22 February 2019 to 15 March 2019. Round 2 consultation asked organisations what needed to change in order for them to support or endorse the strategy. Over 130 mostly positive comments were received from 18 organisations, with no submissions indicating a reticence to endorse. Overall stakeholders have indicated their support for the collective approach that Living Melbourne is proposing.

Living Melbourne responded to feedback and updated the strategy to ensure the final version is representative of the needs of the diverse partnership.

## 6. Risk Analysis

The endorsement of Living Melbourne would not present any risks to Council as it does not obligate Council to make any financial commitment to the implementation of the strategy and it is consistent with the goals and objectives of a number of adopted Council plans and strategies.

## 7. Options

Council has the option to:

1. Endorse *Living Melbourne: our metropolitan urban forest strategy* (**Appendix 1**) and commits to work in partnership with the other endorsing organisations towards its implementation and authorise the use of the Melton City Council logo to appear as an endorsing organisation in the designed version of Living Melbourne which will be launched in June 2019.
2. Not endorse the strategy.

## LIST OF APPENDICES

1. Living Melbourne: Our Urban Forest Strategy - dated April 2019

## 12.6 METROPOLITAN WASTE AND RESOURCE RECOVERY GROUP (MWRRG) COLLECTIVE RESIDUAL WASTE DISPOSAL SERVICES CONTRACT

**Author: Les Stokes - Acting General Manager Planning & Development**  
**Presenter: Les Stokes – Acting General Manager Planning & Development**

### PURPOSE OF REPORT

To seek Council's approval to participate in a collaborative procurement process for the provision of Residual Waste Disposal Services to be conducted by the Metropolitan Waste and Resource Recovery Group (MWRRG) on behalf of metropolitan councils. The contract for the Provision of Residual Waste Disposal Services will commence on 1 April 2021 due to the expiry of existing landfill deeds on 31 March 2021.

### RECOMMENDATION:

That Council:

1. participate in the collective procurement contract for the provision of Residual Waste Disposal Services.
2. provide delegation to the Chief Executive Officer to execute a Memorandum of Understanding with MWRRG for the procurement of residual waste disposal services.
3. subject to ACCC approval, provide delegation to the Chief Executive Officer to execute the contract for the Provision of Residual Waste Disposal Services subject to a satisfactory report being provided by the MWRRG outlining the tender evaluation and outcomes.
4. subject to ACCC approval, provide delegation to the Chief Executive Officer to execute a 4 year term, commencing 1 April 2021, with options to extend the contract for two periods of up to two years.

### Motion

Crs Abboushi/Ramsey.

That Council:

1. participate in the collective procurement contract for the provision of Residual Waste Disposal Services.
2. provide delegation to the Chief Executive Officer to execute a Memorandum of Understanding with MWRRG for the procurement of residual waste disposal services.
3. prior to the execution of a contract, have a report presented to it for endorsement.

CARRIED

Cr Abboushi called for a division thereby setting aside the vote.

### For:

Crs Abboushi, Carli, De Santis, Hardy, Kesic, Majdlik, Ramsey and Turner

### Against:

Nil

The Mayor declared the Motion CARRIED

## REPORT

### 1. Executive Summary

This report seeks Council's approval to participate in a collaborative procurement process for the provision of Residual Waste Disposal Services. The procurement process will be conducted by the Metropolitan Waste and Resource Recovery Group (MWRRG) on behalf of all metropolitan councils willing to participate.

The provision of Residual Waste Disposal Services involves the management and disposal of residual municipal waste in accordance with current legislation and industry best practice. Council has existing agreements, managed through the MWRRG, with three separate landfills, all expire on 31 March 2021:

- Provision of Landfill Services - Melbourne Regional Landfill (primary disposal location)
- Provision of Landfill Services - Wyndham Regional Landfill (secondary disposal location)
- Provision of Landfill Services - Hanson Landfill (contingency option)

There are no extension options under the terms of the existing agreements and a new agreement must commence on 1 April 2021.

This report outlines the collective procurement process, benefits of a collective contract as well as the terms and options available to Council. The report also summarises the intended mechanisms for transferring to alternate waste processing facilities should they become available in future.

### 2. Background/Issues

On average Melton City Council collects and manages 100,000 tonnes waste and recycling each year. Approximately 50% of this is recovered from landfill and recycled, the remaining residual waste is currently disposed in landfill.

The residual waste is generated through two sources;

- Kerbside household waste (approx. 25,000 tonnes, based on 17/18 tonnages)
- Melton Recycling Facility (approx. 25,000 tonnes, based on 17/18 tonnages)

Council currently disposes the residual under three separate agreements;

- Provision of Landfill Services - Melbourne Regional Landfill (primary disposal location) an agreement between MWRRG and Cleanaway Pty Ltd on behalf of all Metropolitan Councils
- Provision of Landfill Services - Wyndham Regional Landfill (secondary disposal location) an agreement between MWRRG and Wyndham City Council on behalf of all Metropolitan Councils
- Provision of Landfill Services - Hanson Landfill (contingency option), an Agreement between MWRRG and Hanson Landfill Services Pty Ltd on behalf of all Metropolitan Councils

All three agreements were originally procured and are currently managed by the MWRRG. All agreements will expire on 31 March 2021 and offer no further options to extend. As such, the MWRRG are preparing a new contract and are requesting confirmation of Council's willingness to participate in a collective procurement process.

When assessing the merit of a collective contract Officers have considered a number of factors, including risk, levels of expertise and alternates to landfill. Unfortunately contracts of



this nature are extremely complex to manage, requiring expertise in EPA and landfill compliance. As an essential service to the community it is also necessary for Councils to have contacts with multiple landfill operators, one being the primary disposal site and the others as contingency. Council's ability to manage these types of contracts is limited and the current structure would need significant change before this option could be considered.

The MWRRG provides resources and levels of expertise that Councils often lack, thus lowering risk and associated costs. Partnering with other local governments under a collective contract is also proven to offer a range of significant benefits such as;

- Increased volumes resulting in more competitive rates
- Reduced contract administration effort and cost
- Reduced contract preparation and tendering effort and cost
- Reduced risk in the event of a significant disruption or dispute

Officers have also considered alternate waste processing as an option but confirm that alternatives to landfill are currently not available. Based on ongoing discussions with the MWRRG, the first alternate waste processing facility will be commissioned in the South East of Melbourne in 2026 and it is therefore necessary for Council to enter into a new contract for landfill services. A brief overview of the timelines for alternate waste processing is included later in this report.

For the reasons mentioned above it is Officers recommend that Council participate in the MWRRG collective procurement process. Officers also recommend that Council exercise a four year term (with options) on the basis that there will be no alternate waste processing facilities commissioned before 2026.

The remainder of this report provides a summary of the MWRRG collective procurement process, the role of MWRRG, the terms of the new contract and additional options such as access to transfer and pre-sort facilities. The report also includes a brief overview of the MWRRG collective procurement process for alternate waste processing facilities.

### **The Collective Procurement Process and the role of MWRRG**

The MWRRG procurement process will be structured and delivered in way that complements other MWRRG initiatives, including the procurement of Alternative Waste Processing and Recycling Services.

The Environment Protection Act 1970, formalises MWRRG's role in collective procurement to:

- Facilitate waste and resource recovery infrastructure and services by councils;
- Facilitate the development of joint procurement contracts for waste and resource recovery facilities and services; and
- Manage contracts in the performance of their objectives and functions.

MWRRG will work with councils to facilitate collaborative procurement of residual waste disposal services to provide benefits that include:

- Reduced tendering and contract management costs for local government
- Encourage tenderers to adopt best practice to minimise the impacts on local amenity and the environment
- Enable the appointment of more than one provider
- Ensure consistency across the metropolitan area
- Integrate with other household waste services
- Ensure workable contingency arrangements.

This collective procurement process will be resourced and managed by MWRRG using the support of municipalities and external legal, technical, probity, planning and financial advisors.

MWRRG project officers will manage the project and provide support to councils during key activities identified in this project. Legislative provisions dictate that local governments have sole discretion over their participation in collective procurements facilitated by MWRRG.

### **Memorandum of Understanding**

Participating councils will be required to execute a Memorandum of Understanding with MWRRG prior to the procurement process. MWRRG has commenced a process to appoint consultants to develop contract documents and agreements for this procurement.

### **ACCC Application**

Prior to the procurement process MWRRG will seek authorisation from the Australian Competition Consumer Commission (ACCC) for the joint procurement of waste management services. ACCC authorisation ensures that councils are not exposed to certain legal risks under the Competition and Consumer Act 2010 (CCA), which prohibits certain agreements between parties who are competitive for the acquisition of a service. Authorisation will allow MWRRG, tenderers and Councils greater flexibility to structure and administer the Residual Waste Disposal Services contracts in the optimal way without creating unnecessary legal risks or uncertainty.

### **Residual Waste Processing Services - Contract Terms**

It is proposed that the initial contract period for the residual waste services contract will be four years.

If there is a delay in the provision of alternate waste processing infrastructure, or if councils wish to extend the landfill contract, Councils will have the ability to exercise two further options of up to two years.

Decisions to exercise the options or commence a new procurement will be made in 2023 and 2025.

Participating councils will have the opportunity to enter into a contract with one or more service providers on either a guaranteed or non-guaranteed supply basis and will be encouraged to enter into arrangements with more than one supplier. This option reduces Councils risk in the event of unforeseen closures and continuity of services throughout the contract term.

The contract will be structured so that a council wishing to terminate a guaranteed arrangement with a provider will be required to provide 12 months' notice or pay a penalty in lieu of notice.

MWRRG will administer the contracts on behalf of councils in line with Participation Agreements, Direct Deeds and a Service Deeds.

### **Residual Waste Processing Services – Tender Options**

The MWRRG Residual Waste Processing Services tender will include options in addition to tradition direct hauling of waste to a disposal facility. These tender options are discussed below:

#### ***Transfer***

Several councils have indicated that they wish to seek prices to access a waste transfer facility as part of the residual waste disposal services contract as an alternative to direct hauling to a disposal facility. Other councils have indicated a preference to continue direct hauling.

Due to Melton's close proximity to landfills it is anticipated that this option will not apply to Council, however pricing will be available should we need to access it.

***Pre-Sort***

A number of councils have expressed an interest in using the residual waste services contract to encourage landfill operators to put in place infrastructure to recover material from the municipal waste stream.

The residual waste services contract will be structured to enable landfill operators to submit indicative timelines for the implementation of a pre-sort facility and pricing to recover materials from the municipal waste stream.

**Tender Evaluation**

As this is a panel contract whereby multiple service providers will most likely be appointed the evaluation will consist of a summary report that assess tenders against for compliance with the contract specification.

A report summarising the tender responses will be made available to participating councils so that they can determine which contractor(s) they wish to engage. At the conclusion of the tender process MWRRG will prepare a tender evaluation report for all participating councils.

**Alternate Waste Processing and Other Collective Procurements**

A separate collective procurement processes is currently being led by the MWRRG for alternative waste processing services. This process involves all 31 metropolitan councils and aims to result in three separate facilities, one in the South East of Melbourne, one in the North West of Melbourne and the remaining facility location to be confirmed.

After 18 months of collaboration, the MWRRG has developed a business case to support the need for an alternate waste processing facility in Melbourne's South East. Priority was given to this region due to the limited number of landfilling options and the increasing costs to Councils as a result of transporting. This procurement process has now commenced and the first facility is expected to be commissioned by 2026.

MWRRG are currently in discussions with Councils in the North West region, however dates and timelines for the commissioning of a second facility are yet to be confirmed. Officers are currently assisting MWRRG to establish a business case (similar to the South East business case) and once the business case is supported by State Government the next procurement process will commence.

Given the uncertainty of timelines, the procurement process for residual waste disposal services will look to include options for Councils to transition to alternate waste processing when a facility becomes available.

Officers will continue to participate in the process and will produce a report when more information is available.

**3. Council and Wellbeing Plan Reference and Policy Reference**

The Melton City Council 2017-2021 Council and Wellbeing Plan references:

5. A high performing organisation demonstrating leadership and advocacy: An organisation operating with innovation, transparency, accountability and sustainability

*5.3 Effective civic leadership, advocacy, partnerships and good governance.*

**4. Financial Considerations**

Joint procurement contracts offer Council the highest likelihood of achieving the best residual waste disposal rates in the market. Council's current disposal costs are in the order of \$5.3M, of which over \$3M is the landfill levee. The new tender rates will commence from 1 April 2021 and will be factored into operating budgets at the appropriate time.

All indications are that landfill disposal costs will increase due to many factors, including the landfill levee and the closure of many landfills across Melbourne.

## **5. Consultation/Public Submissions**

The selection of Residual Waste Processors via a tender process does not involve consultation.

## **6. Risk Analysis**

Should Council choose to conduct its own procurement process, there are significant risks in Council being in a position to cope with large disruptions in the service of the provision of waste disposal, for example contingency in event of closure of a landfill.

The procurement of and ongoing management of Residual Waste Disposal Contract is very complex and requires levels of expertise that currently are not required of Council's staff. If Council were to choose to procure these services outside of the MWRRG process, it would need to employ these resources immediately and on an ongoing basis.

## **7. Options**

Due to the value of residual waste disposal and the fact that Council does not operate its' own landfill, Council has no option other than to tender out these services. Should Council choose not to participate in the MWRRG Collective Residual Waste Disposal Services Contract, it would need to commence the procurement of these services on its own. As discussed in this report, this would result in increased costs both administrative and waste disposal.

## **LIST OF APPENDICES**

Nil

## 12.7 COUNCIL FORUMS DELIVERED IN 2018-2019

**Author: Liz Smith - Coordinator Social Planning and Wellbeing**  
**Presenter: Maurie Heaney - General Manager Community Services**

### PURPOSE OF REPORT

To provide an overview of the forums that have been delivered by Council in 2018-2019.

### RECOMMENDATION:

That Council:

1. Note the current forums delivered within the 2018-19 financial year, and
2. Note the forums currently delivered with a Health and Wellbeing focus, and
3. Allocate funding to deliver one Health and Wellbeing forum annually, with a topic to be determined in conjunction with a specialist report at a Council briefing each year.

### Motion

Crs De Santis/Carli.

That Council:

1. Note the current forums delivered within the 2018-19 financial year, and
2. Note the forums currently delivered with a Health and Wellbeing focus.

### Amendment

Crs Majdlik/Abboushi.

That Council:

1. Note the current forums delivered within the 2018-19 financial year,
2. Note the forums currently delivered with a Health and Wellbeing focus; and
3. Note the forums and allocate funds outside the report recommendation.

LOST

Cr Majdlik called for a division thereby setting aside the vote.

### For:

Crs Abboushi, Carli, De Santis and Majdlik

### Against:

Crs Hardy, Kesic, Ramsey and Turner

The Mayor declared the Amendment LOST on the casting vote of the Mayor

The Motion was then PUT

**Motion**

Crs De Santis/Carli.

That Council:

1. Note the current forums delivered within the 2018-19 financial year, and
2. Note the forums currently delivered with a Health and Wellbeing focus.

CARRIED

Cr Majdlik called for a division thereby setting aside the vote.

**For:**

Crs Abboushi, Carli, De Santis, Majdlik and Turner

**Against:**

Crs Hardy, Kesic and Ramsey

The Mayor declared the Motion CARRIED

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**REPORT****1. Executive Summary**

At the Council budget deliberations via a Councillor submission, it was requested that a *'Priority listing of Council forums, limiting it to one a year (Council to choose).'*

It was recommended on the budget day 2 March 2019 that officers prepare a report related to this item.

This report is intended to provide guidance on the allocation of funds towards the provision of an annual forum on Health and Wellbeing focused on priority community issues as they emerge, including Preventing Family Violence.

Council delivers a number of forums that are either initiated by departmental business planning processes or through Councillor requests. A total of five forums were (or are yet to be) delivered in 2018-19, of which three were operational and two were Councillor-initiated. The associated cost is \$104,000.

For the purpose of this report, a forum is defined as a seminar/conference/workshop on a particular topic where there are guest speakers for the purpose of capacity building and education, and participants contribute to the sharing of information.

A forum is different to an expo, event, training or class.

**2. Background/Issues**

Council delivers a number of forums that are either initiated by Council officers through departmental business planning processes or through Councillor requests.

The following table outlines the departmentally planned forums for 2018-19. Those marked with a # are determined to be Health and Wellbeing related.

Forum name	Date of delivery	Cost	Department
International Women's Day	March 2019	\$15,000	Legal and Governance
#Community Road Safety Forum	March 2019	\$5,000	Community Planning
Venture Melton Business Summit	June 2019	\$40,000	Engagement and Advocacy
#Youth Mental Health Forum	May 2019	\$30,000	Community Planning
Youth Forum	June 2019	\$14,000	Recreation and Youth
	TOTAL	\$104,000	

These forums have potential to enhance the wellbeing, knowledge, and connections within our community.

The Health and Wellbeing forums are guided by up to date data and community consultation, and are designed to be responsive to community needs.

It is recommended that Council allocate funding to deliver one Councilor-initiated health and wellbeing forum annually, with the topic determined in conjunction with a specialist report at a Council briefing each year.

### 3. Council and Wellbeing Plan Reference and Policy Reference

The Melton City Council 2017-2021 Council and Wellbeing Plan references:

1. A proud, inclusive and safe community: A City of people leading happy and healthy lives
  - 1.1 *A community where all people feel welcome, valued and proud.*

### 4. Financial Considerations

This report seeks to inform the allocation of funds towards a Council-led Health and Wellbeing forum. The extent of such an allocation is up to the determination of Council.

### 5. Consultation/Public Submissions

All Council departments were consulted to contribute the details of forums that have been delivered in 2018-19.

### 6. Risk Analysis

Nil.

## **7. Options**

Council has the option to:

1. Note the forums currently delivered and not allocate funds
2. Note the forums currently delivered and allocate funds in accordance with the report recommendation
3. Note the forums and allocate funds outside the report recommendation

## **LIST OF APPENDICES**

Nil



Cr De Santis left the Chamber at 8:35pm.

Cr De Santis returned to the Chamber at 8:39pm.

Cr Kesic left the Chamber at 8:40pm.

Cr Kesic returned to the Chamber at 8:43pm.

### **13. REPORTS FROM DELEGATES APPOINTED TO OTHER BODIES**

Verbal reports were received from Crs Majdlik, Kesic, Hardy, Ramsey, Abboushi, De Santis, Carli and Turner.

### **14. COUNCILLOR REPRESENTATIONS AND ACKNOWLEDGEMENTS**

Crs Majdlik, Kesic, Hardy, Ramsey, Abboushi, De Santis, Carli and Turner addressed the meeting in respect to a variety of matters of significance.

#### **Motion**

Crs Abboushi/Hardy.

That Council write to The Hon. Brendan O'Connor, Federal Member for Gorton, to thank him for his election pledge of \$2.8 million dollars for the City of Melton.

CARRIED

**15. NOTICES OF MOTION****15.1 NOTICE OF MOTION 625 (CR CARLI)****Councillor: Lara Carli - Councillor****NOTICE:**

That Council officers commence discussions with QIC to discuss what they intend to do with their land on the corner of the Melton Highway and Banchory Avenue, Hillside.

**Motion**

Crs Carli/Abboushi.

That Council officers commence discussions with QIC to discuss what they intend to do with their land on the corner of the Melton Highway and Banchory Avenue, Hillside.

CARRIED

**15.2 NOTICE OF MOTION 626 (CR RAMSEY)**

**Councillor: Sophie Ramsey - Councillor**

**NOTICE:**

That Council design the Cobblebank high ball stadium to have six courts; a show court plus five others.

**Motion**

Crs Ramsey/De Santis.

That Council design and build the Cobblebank high ball stadium to have six courts; a show court plus five others.

CARRIED

**15.3 NOTICE OF MOTION 627 (CR HARDY)****Councillor: Ken Hardy - Councillor****NOTICE:**

That Council undertake preliminary design works for the completion of the Arnolds Creek bike path and have these works scheduled under future capital works shared path program.

**Motion**

Crs Hardy/Majdlik.

That Council undertake preliminary design works for the completion of the Arnolds Creek bike path and have these works scheduled under future capital works shared path program.

CARRIED

**15.4 NOTICE OF MOTION 628 (CR HARDY)****Councillor: Ken Hardy - Councillor****NOTICE:**

That Council undertake consultation with the Catholic Regional College to ascertain the Indented Car Parking needs of the College prior to undertaking civil design works and preliminary capital works for the widening of Bulmans Road.

**Motion**

Crs Hardy/Ramsey.

That Council:

1. undertake consultation with the Catholic Regional College to ascertain the Indented Car Parking needs of the College prior to undertaking civil design works and preliminary capital works for the widening of Bulmans Road; and 2.
2. write a covering letter to the Catholic Regional College to outline these proposed works.

CARRIED

**15.5 NOTICE OF MOTION 629 (CR MAJDLIK)****Councillor: Kathy Majdlik - Councillor****NOTICE:**

That Council officers provide a report to Council to investigate the potential option in providing an extra synthetic soccer pitch in the current synthetic pitch located at Brookside Oval in Caroline Springs, with goals facing North–South, as opposed to its current East–West goal location; including potential costings and the scope of this occurring once the synthetic turf is due to be replaced in the near future.

**Motion**

Crs Majdlik/Kesic.

That Council officers provide a report to Council to investigate the potential option in providing an extra synthetic soccer pitch in the current synthetic pitch located at Brookside Oval in Caroline Springs, with goals facing North–South, as opposed to its current East–West goal location; including potential costings and the scope of this occurring once the synthetic turf is due to be replaced in the near future.

CARRIED

**15.6 NOTICE OF MOTION 630 (CR ABBOUSHI)**

**Councillor: Steve Abboushi - Councillor**

**NOTICE:**

That Council consider installing a “No right turn” traffic sign opposite McDonald’s drive-through exit on Caroline Springs Boulevard and report to Council.

**Motion**

Crs Abboushi/Majdlik.

That Council consider installing a “No right turn” traffic sign opposite McDonald’s drive-through exit on Caroline Springs Boulevard and report to Council.

CARRIED

**15.7 NOTICE OF MOTION 631 (CR ABBOUSHI)**

**Councillor: Steve Abboushi - Councillor**

**NOTICE:**

That Council Officers explore options to trial a street library program (similar to that of Hobsons Bay City Council) in the City of Melton.

**Motion**

Crs Abboushi/Kesic.

That Council Officers explore options to trial a street library program (similar to that of Hobsons Bay City Council) in the City of Melton.

CARRIED



Cr Ramsey left the Chamber at 9:05pm.

Cr Ramsey returned to the Chamber at 9:07pm.

## 16. COUNCILLOR'S QUESTIONS WITHOUT NOTICE

### 16.1 COUNCILLOR'S QUESTIONS WITHOUT NOTICE

Cr Ramsey

Can I please get an update as soon as possible either by a report, an answer or a memo on the progress of works on the two tennis courts in Northcote Street?

### 16.2 COUNCILLOR'S QUESTIONS WITHOUT NOTICE

Cr De Santis

What is the status of the report on the Live Streaming of Council Meetings?

### 16.3 COUNCILLOR'S QUESTIONS WITHOUT NOTICE

Cr De Santis

Can I please get an update on the status of the budget for and the educational component of the Aboriginal and Torres Straight Islander massacre site at Mt Cottrell?

### 16.4 COUNCILLOR'S QUESTIONS WITHOUT NOTICE

Cr Ramsey

In the design for the show court in the high ball stadium, is the seating at that court able to be retracted or is it fixed seating?

### 16.5 COUNCILLOR'S QUESTIONS WITHOUT NOTICE

Cr Abboushi

Can I please get an update on when the street lights on the new Westwood Drive bridge will be switched on?

### 16.6 COUNCILLOR'S QUESTIONS WITHOUT NOTICE

Cr Abboushi

Can I please get an update for our residents on where we are at with the federal government's Emergency Relief Grants and will our residents be able to access these grants from within the City of Melton?

**16.7 COUNCILLOR'S QUESTIONS WITHOUT NOTICE**

Cr Abboushi

Can I please be provided with an update on the status of the proposed pedestrian bridge over Kororoit Creek connecting Isabella Williams Memorial Reserve, Deer Park to Burnside?

**17. MOTIONS WITHOUT NOTICE****17.1 MOTIONS WITHOUT NOTICE**

Cr Carli

That Council write to Public Transport Victoria (PTV) and ask it to immediately install a bus shelter at the bus stop between Carbine Court and Cornwall Park Court on the Diggers Rest–Coimadai Road in Toolern Vale.

**17.2 MOTIONS WITHOUT NOTICE**

Cr De Santis

That Council support more resources into the Melton City Council Interfaith area/space.

**18. URGENT BUSINESS**

Nil.

## 19. CONFIDENTIAL BUSINESS

### Procedural Motion

Crs Majdlik/Carli.

That pursuant to section 89(2) of the *Local Government Act 1989* the meeting be closed to the public to consider the following reports, that are considered confidential for the reasons indicated:

- 19.1 Public Open Space: 3-13 McDonald Street**  
(e) as it relates to proposed developments.
- 19.2 Community Grants Program (Round Two) 2018-19**  
(h) as it relates to any other matter which the Council or special committee considers would prejudice the Council or any person.
- 19.3 Half Year Key Performance Indicators and Targets Review to 30 December 2018 - Chief Executive Officer**  
(a) as it relates to personnel matters.

CARRIED

**Procedural Motion**

Crs Majdlik/Carli.

That the meeting be opened to the public.

CARRIED

**20. CLOSE OF BUSINESS**

The meeting closed at 9:13pm.

Confirmed

Dated this

.....CHAIRPERSON