

Moreland City Council

## COUNCIL AGENDA

WEDNESDAY 12 NOVEMBER 2008

COMMENCING 7.00PM

COUNCIL CHAMBER, MORELAND CIVIC CENTRE  
90 BELL STREET, COBURG

### Language Link

This is the Agenda for the Council meeting.  
For assistance with any of the agenda items,  
please telephone 9240 1111.

這是市政會會議的議程。您若在理解議程中有需要協助的地方，請打電話給“語言連接 (Language Link)”翻譯服務，號碼9280 1910。

Questo è l'ordine del giorno per la Riunione del consiglio Comunale. Se hai bisogno di aiuto sugli argomenti in discussione, sei pregato di telefonare al Language Link al numero 9280 1911.

Αυτή είναι η Ημερήσια Διάταξη για τη Συνεδρίαση του Συμβουλίου (Council Meeting). Για βοήθεια με οποιοδήποτε από τα θέματα της ημερήσιας διάταξης, παρακαλείστε να τηλεφωνήσετε στο Γλωσσικό Σύνδεσμο (Language Link), στο 9280 1912.

هذا هو جدول أعمال اجتماع المجلس البلدي. للمساعدة بأي بند من بنود جدول الأعمال الرجاء الاتصال بخط Language Link على الرقم 9280 1913.

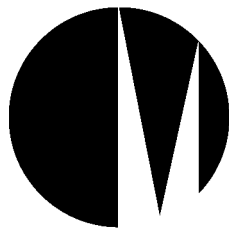
Belediye Meclisi Toplantısının gündem maddeleri burada verilmiştir. Bu gündem maddeleri ile ilgili yardıma ihtiyacınız olursa, 9280 1914 numaralı telefondan Language Link tercüme hattını arayınız.

Đây là Nghị Trình cuộc họp của Ủy Ban Quy Hoạch Đô Thị. Nếu muốn biết thêm chi tiết về đề tài thảo luận, xin gọi điện thoại cho Language Link qua số 9280 1915.

Este es el Orden del Día para la reunión de la Municipalidad. Si tiene dificultades para entender algunos de los puntos listados en el Orden, sírvase llamar a Language Link al teléfono 9280 1916

Ovo je dnevni red sastanka Općinskog vijeća. Ako trebate pomoć glede bilo koje točke dnevnog reda, nazovite Language Link na broj 9280 1917.

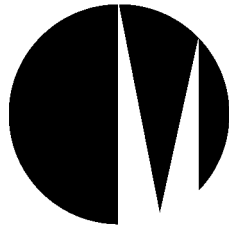
यह कौंसिल की बैठक का कार्यक्रम है। कार्यक्रम के किसी भी विषय के बारे में सहायता के लिए कृपया 9280 1918 पर फोन कीजिए।



## INFORMATION ABOUT COUNCIL MEETINGS

Moreland City Council encourages its citizens to participate in the local government of Moreland. Accordingly, these notes have been developed to help citizens better understand Council meetings. All meetings are conducted in accordance with Council's local legislation on Governance.

1. **WELCOME** The Mayor, who chairs the meeting, formally opens the meeting, delivers an acknowledgement of country and welcomes all present.
2. **APOLOGIES** Where a Councillor is not present, his/her absence is noted in the Minutes of the meeting.
3. **CONFIRMATION OF MINUTES** The minutes of the previous meeting are placed before Council to confirm the accuracy and completeness of the record.
4. **DECLARATION OF INTERESTS AND/OR CONFLICT OF INTERESTS** Under the *Local Government Act 1989*, a Councillor has a duty to disclose any direct or indirect pecuniary (financial) interest, s/he may have in any matter to be considered by Council that evening.
5. **PETITIONS** Council receives petitions from citizens on various issues. Any petitions received since the previous Council meeting are tabled at the meeting and the matter referred to the appropriate Council Director for consideration.
6. **MAYOR & COUNCILLORS CORRESPONDENCE** A list of correspondence received since the last meeting is considered by Councillors.
7. **REPORTS FROM COMMITTEE TO COUNCIL** Council considers reports from Committees that Councillors represent Council on.
8. **QUESTION TIME** This is an opportunity (30 minutes), for citizens of Moreland to raise questions with Councillors.
9. **"ON NOTICE" ITEMS FROM PREVIOUS COUNCIL MEETING** Items raised during Question Time at the previous Council meeting that were not able to be answered are responded to.
10. **COUNCILLORS ITEMS** Councillors may raise issues or matters of interest that are not listed on the meeting Agenda.
11. **COUNCIL REPORTS** Detailed reports prepared by Council's Administration are considered by Councillors and a Council position is adopted on the matters considered. The Mayor can invite firstly Councillors, secondly Officers, and then citizens in attendance to identify Council reports which should be given priority by the meeting and considered in the early part of the meeting.
12. **LATE REPORTS** Reports have not been submitted by such time that the Council Agenda is photocopied. These reports are identified in the Table of Contents and have been distributed separately. Copies of Late Reports are available at the Council Meeting.
13. **URGENT BUSINESS** The Chief Executive Officer or Councillors, with the approval of the meeting, may submit items of Urgent Business (being a matter not listed on the agenda) but requiring a prompt decision by Council.
14. **CONFIDENTIAL BUSINESS** Whilst all Council and Committee meetings of Council are open to its citizens, Council has the power under the *Local Government Act* to close its meeting to the general public in certain circumstances which are noted where appropriate on the Council Agenda. Where this occurs, members of the public leave the Council Chamber or Meeting room while the matter is being discussed.
15. **CLOSE OF MEETING** The Mayor will formally close the meeting and thank all present.
16. **NEXT MEETING DATE** The next Council meeting will be held on Wednesday 17 December 2008 commencing at 7 pm, in the Council Chamber, Moreland Civic Centre, 90 Bell Street, Coburg.



**1. WELCOME**

**2. APOLOGIES**

**3. CONFIRMATION OF MINUTES**

The minutes of the Council meeting held on Wednesday 8 October 2008 be confirmed.

**4. DECLARATION OF INTERESTS AND/OR CONFLICT OF INTERESTS**

**5. PETITIONS**

**(D08/140656) FAWKNER LEISURE CENTRE WATER AEROBICS**

A petition has been received containing 24 signatures requesting Council to give consideration to lowering the fees for pensioners who participate in water aerobic classes.

Recommendation:

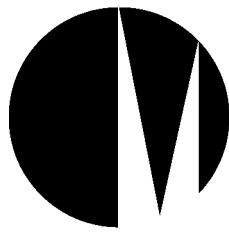
1. The petition be received and noted.
2. The petition be referred to the Director Social Development for consideration.
3. Any proposed action is emailed to all Ward Councillors, relevant Portfolio Councillors and Councillors Responsible For, allowing seven clear days for Councillor feedback.
4. The first named signatory to the petition be advised of this action.

**(D08/149776) 5 & 7 FLANNERY COURT, OAK PARK**

A petition has been received containing 13 signatures. The petitioners object to the proposed six two storey and two single storey development at 5 & 7 Flannery Court, Oak Park.

Recommendation:

1. The petition be received and noted.
2. The petition be referred to the Director City Development for consideration.
3. The first named signatory to the petition be advised of this action.
4. The Ward Councillors, Cr Matthews-Ward, Cr Kavanagh, Cr El-Halabi and Cr Higginbotham, will be advised of any consultative meeting arranged to discuss the planning permit application and will be advised of the outcome in this matter.



6. MAYOR AND COUNCILLORS' CORRESPONDENCE

7. REPORTS FROM COMMITTEE TO COUNCIL

Nil.

8. QUESTION TIME

9. "ON NOTICE" ITEMS FROM PREVIOUS COUNCIL MEETING

Nil.

10. COUNCILLORS' ITEMS

11. COUNCIL REPORTS

**CHIEF EXECUTIVE OFFICER**

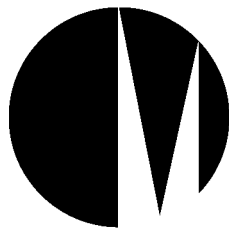
CEO13	2008 - 2009 ANNUAL PERFORMANCE & IMPROVEMENT PLAN 1ST QUARTER PERFORMANCE REPORT (D08/146840)	1
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**CORPORATE SERVICES**

DCS42	FINANCIAL MANAGEMENT REPORT - PERIOD ENDED 30 SEPTEMBER 2008 (D08/149850)	3
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**CITY DEVELOPMENT**

DCD71	AMENDMENT C85 - MORELAND PLANNING SCHEME – PUBLIC OPEN SPACE CONTRIBUTION AND SUBDIVISION (D08/132091)	16
DCD72	AMENDMENT C100 - MORELAND PLANNING SCHEME : 173 - 193 ELIZABETH STREET, COBURG NORTH (D08/119982)	31
DCD73	LOCAL HOUSING STRATEGY - GAPS ANALYSIS 2008 (D08/143948)	61
DCD74	COBURG TRADERS ASSOCIATION 2008 ANNUAL UPDATE (D08/148727)	67



DCD75	SUSTAINABLE BUILDINGS PROGRAM – ESD GUIDELINES (D08/148524)	85
DCD76	MORELAND DOMESTIC ANIMAL MANAGEMENT PLAN (D08/148914)	99

**CITY INFRASTRUCTURE**

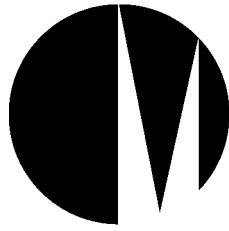
DCI63	MOOMBA PARK TENNIS FACILITY (D08/149915)	124
DCI64	DISCONTINUATION AND SALE OF A RIGHT OF WAY (ROAD) BETWEEN 48 - 50 DERBY STREET PASCOE VALE (D08/143739)	155
DCI65	DISCONTINUATION AND SALE OF A RIGHT OF WAY (ROAD) AT REAR OF 183 – 187 SUSSEX STREET PASCOE VALE (D08/149917)	160
DCI66	TENDER FOR THE SUPPLY AND DELIVERY OF ONE (1) COMBINATION JET VACUUM DRAIN CLEANING UNIT (D08/148102)	167
DCI67	UPDATE ON METROPOLITAN TRANSPORT FORUM MEETINGS JUNE - OCTOBER 2008 (D08/133645)	171

**SOCIAL DEVELOPMENT**

DSD61	INNER NORTHERN GROUP TRAINING COMPANY LIMITED (INGTL) AND CONTROLLED ENTITIES, INCLUDING APPRENTICESHIPS PLUS (D08/143691)	174
DSD62	PARTNERSHIP GRANT FUNDING (D08/148346)	178
DSD63	FAMILY VIOLENCE STRATEGY PROGRESS REPORT 2008 (D08/133157)	181

12. LATE REPORTS

13. URGENT BUSINESS REPORTS



Moreland City Council

**14. CONFIDENTIAL REPORTS**

**CEO14 STAFFING MATTER (D08/151304)**

*Pursuant to section 89(2) of the Local Government Act 1989 this confidential report will not be publicly disclosed because it relates to personnel matters.*



**Moreland City Council  
Mayor and Councillors Correspondence**

Page 1  
Date 3/11/2008  
Time 3:11:35 PM

Date Registered is between '29/09/2008' and '3/11/2008'

D08/132400 Scanned Document Date Registered 29/09/2008 at 1:06 PM

**Invitation to attend inaugural meeting of Australian Council of Local Government at Parliament House on 18/11/08 also a welcoming function evening of 17/11/08**

Author  
MINISTER FOR INFRASTRUCTURE

D08/132402 Scanned Document Date Registered 29/09/2008 at 1:10 PM

**Inaugural Global Cities 2008 Conference at Sydney Convention & Exhibition Centre on 22/10/08 conference brochure also enclosed**

Author  
TOURISM & TRANSPORT FORUM AUSTRALIA

D08/132409 Scanned Document Date Registered 29/09/2008 at 1:12 PM

**Communication sent to the Mayor Cr Caputo in relation to a statue commemorating migrants from Lucano in Italy to Melbourne**

Author  
REGIONE BASILICATA

D08/132411 Scanned Document Date Registered 29/09/2008 at 1:18 PM

**Communication sent to the Mayor Cr Caputo concerning neighbours naturestrip tree in Waverley Parade Pascoe Vale**

Author  
PIGO, VIRILIO

D08/132970 Scanned Document Date Registered 30/09/2008 at 12:51 PM

**Invitation to WISHIN 2008 Annual General Meeting and 30 Year Anniversary on 22/10/08 from 6:00pm at Brunswick Town Hall**

Author  
WISHIN

D08/132974 Scanned Document Date Registered 30/09/2008 at 12:54 PM

**Royal District Nursing Service 2008 Annual Community Meeting on 30/10/08 at Carousel 22 Aughtie Drive South Melbourne from 2:30pm**

Author  
ROYAL DISTRICT NURSING

D08/133004 Scanned Document Date Registered 30/09/2008 at 1:07 PM

**Response concerning the development of property at 23 Hatter Street Pascoe Vale**

Author  
Department of Planning & Community Development

D08/133009 Scanned Document Date Registered 30/09/2008 at 1:18 PM

**Request assistance with a residential complaint against Hustler Nightclub at 672-676 Sydney Road Brunswick**

Author

D08/133470 Scanned Document Date Registered 1/10/2008 at 12:27 PM

**On behalf of Glenroy Polish Elderly Citizen Club concerning their unsuccessful application for funding under Community Development Grants Program 2009**

Author  
THOMSON, KELVIN



**Moreland City Council  
Mayor and Councillors Correspondence**

Page 2  
Date 3/11/2008  
Time 3:11:35 PM

Date Registered is between '29/09/2008' and '3/11/2008'

D08/133485 Scanned Document Date Registered 1/10/2008 at 12:38 PM

**Response in relation to rates rebate for pensioners**

Author  
OFFICE OF THE TREASURER OF VICTORIA

D08/133488 Scanned Document Date Registered 1/10/2008 at 12:41 PM

**Enclosed copy of correspondence from constituent Ms Kerry Evans of Pascoe Vale concerning the kindergarten registration process in Moreland**

Author  
THOMSON, KELVIN

D08/134933 Scanned Document Date Registered 2/10/2008 at 12:39 PM

**Invited to share with former and present parishioners in celebrating 100 years of St Matthew's Anglican Church 30 Widford Street Glenroy on 16/11/08 at 10:30am**

Author  
St Matthews Anglican Church

D08/135019 Scanned Document Date Registered 2/10/2008 at 1:08 PM

**Local Government Constitutional Summit - A Special National General Assembly at Melbourne Convention Centre from 8-11/12/08**

Author  
AUSTRALIAN LOCAL GOVERNMENT ASSOCIATIOO

D08/135032 Scanned Document Date Registered 2/10/2008 at 1:11 PM

**Providing support to councils under the Local Government Language Services Program in 2008-09**

Author  
MINISTER FOR LOCAL GOVERNMENT

D08/135044 Scanned Document Date Registered 2/10/2008 at 1:14 PM

**Qualified for the award of Mayor Emeritus in the 2008 Victorian Councillor Service Awards registration form enclosed**

Author  
Municipal Association of Victoria

D08/135052 Scanned Document Date Registered 2/10/2008 at 1:20 PM

**Invitation to Disabled Motorists Association Annual General Meeting on 18/10/08 from 1:30pm at 2A Station Street Coburg**

Author  
DISABLED MOTORISTS VICTORIA

D08/135918 Scanned Document Date Registered 3/10/2008 at 12:26 PM

**Invitation to share many aspects of Pitt & Sherry's Melbourne from vantage point at Eureka Tower level 89 on 10/10/08 from 5:30pm**

Author  
PITT & SHERRY

D08/135936 Scanned Document Date Registered 3/10/2008 at 12:36 PM

**Seeking support for involvement in the Youth Challenge Australia brochure also enclosed**

Author  
KARABATSAS, ANGE



**Moreland City Council  
Mayor and Councillors Correspondence**

Page 3  
Date 3/11/2008  
Time 3:11:35 PM

Date Registered is between '29/09/2008' and '3/11/2008'

D08/135949 Scanned Document Date Registered 3/10/2008 at 12:43 PM

**Invitation to travel green on Ride to Work Day at 680 High Street Thornbury on 15/10/08 from 9:30am also notice of Annual General Meeting of Women's Health In the North at 801 Main Road Eltham on 23/10/08 from 1:00pm**

Author

WOMENS HEALTH IN THE NORTH

D08/135983 Scanned Document Date Registered 3/10/2008 at 12:58 PM

**On behalf of residents of Brunswick concerning noise and other issues associated with Nightclub in Brunswick**

Author

THOMSON, KELVIN

D08/135991 Scanned Document Date Registered 3/10/2008 at 1:15 PM

**Support application by the Fawkner Blues Soccer Club in relation to upgrade and redevelopment of CB Smith Reserve and Pavilion**

Author

Electorate of Thomastown

D08/135996 Scanned Document Date Registered 3/10/2008 at 1:20 PM

**Further to request for Moreland Seniors Action Groups need for a meeting place in the vicinity of Coburg**

Author

MORELAND SENIOR CITIZENS

D08/136007 Scanned Document Date Registered 3/10/2008 at 1:25 PM

**Advise with regret the Operation Pilgrimage Group re-enactment - Following the Krait is unable to continue as planned**

Author

LEGACY MELBOURNE

D08/136014 Scanned Document Date Registered 3/10/2008 at 1:29 PM

**Broadmeadows Disability Services 9th Annual General Meeting on 23/10/08 from 7:00pm at 241 Camp Road Broadmeadows**

Author

BROADMEADOWS DISABILITY SERVICES

D08/136025 Scanned Document Date Registered 3/10/2008 at 1:35 PM

**Invitation to a book presentation Ceneri Nel Bosco by Mariano Coreno on 26/10/08 from 4:00pm at 1 Tripovich Street Brunswick**

Author

INSEGNA BOOKSELLERS

D08/136032 Scanned Document Date Registered 3/10/2008 at 1:37 PM

**Further to invitation to Benetas Annual General Meeting the reply paid envelope was not included as stated and now enclosed it for your attention**

Author

Benetas Pty Ltd



**Moreland City Council**  
**Mayor and Councillors Correspondence**

Page 4  
Date 3/11/2008  
Time 3:11:35 PM

Date Registered is between '29/09/2008' and '3/11/2008'

D08/136933 Scanned Document Date Registered 6/10/2008 at 12:28 PM

**Details of Equipment Finance Contract that CAFG Australia Ltd entered with Moreland**

Author  
PITCHER PARTNERS

D08/136934 Scanned Document Date Registered 6/10/2008 at 12:31 PM

**Invitation to the Benetas Annual General Meeting on 29/10/08 at 4:00pm**

Author  
Benetas Pty Ltd

D08/136937 Scanned Document Date Registered 6/10/2008 at 12:33 PM

**Invitation to an Extraordinary CERES Management Committee Meeting on 28/10/08 at 6:30pm also enclosed copy of CERES Rules and Purposes**

Author  
Ceres Community Environment Park

D08/138538 Scanned Document Date Registered 7/10/2008 at 12:18 PM

**Invitation to the 2008 annecto Showcase on 29/10/08 at Williamstown Town Hall 104 Ferguson Street Williamstown from 1:30pm**

Author  
Annecto - The People Network

D08/138550 Scanned Document Date Registered 7/10/2008 at 12:24 PM

**Special event honoring the Lefkadian & Cypriot migrant women on 31/10/08 from 7:00pm at Cyprus Community 495 Lygon Street Brunswick**

Author  
LEFKADIAN CULTURAL ASSOCIATION

D08/138569 Scanned Document Date Registered 7/10/2008 at 12:46 PM

**Advise developments in relation to the Australian Youth Forum**

Author  
THOMSON, KELVIN

D08/138577 Scanned Document Date Registered 7/10/2008 at 12:53 PM

**Concerning nomination of Michael Lynch for the 2008 Premier's Award for Victorian Senior of the Year also enclosed Certificate of Recognition and Appreciation**

Author  
Department of Planning & Community Development

D08/138582 Scanned Document Date Registered 7/10/2008 at 1:00 PM

**Petition requesting council to fix drainage and improve street lighting in Cocoa Jackson Lane Brunswick**

Author  
BHANDARI, SUNIL

D08/138584 Scanned Document Date Registered 7/10/2008 at 1:05 PM

**Further to the subject of graffiti in Stewart Street Brunswick**

Author



**Moreland City Council  
Mayor and Councillors Correspondence**

Page 5  
Date 3/11/2008  
Time 3:11:35 PM

Date Registered is between '29/09/2008' and '3/11/2008'

D08/139746 Scanned Document Date Registered 8/10/2008 at 11:40 AM

**Invitation to Victorian Arabic Social Services 22nd Annual General Meeting on 10/11/08 from 6:00pm at 1093 Pascoe Vale Road Broadmeadows**

Author  
VICTORIAN ARABIC SOCIAL SERVICES

D08/139898 Scanned Document Date Registered 8/10/2008 at 12:30 PM

**Regarding absence of adequate facilities for persons with a disability at Coburg Bowling Club**

Author  
THOMSON, KELVIN

D08/139909 Scanned Document Date Registered 8/10/2008 at 12:35 PM

**Invitation to Pascoe Vale RSL Sub-Branch Annual Remembrance Day Service on 11/11/08 from 11:00am at Cenotaph in Rogers Reserve Cumberland Road Pascoe Vale**

Author  
Pascoe Vale RSL Sub Branch Inc

D08/139917 Scanned Document Date Registered 8/10/2008 at 12:39 PM

**Invitation to select a team or teams of young people from staff to represent council in the inaugural International Young Local Authority of the Year**

Author  
THE YOUNG PROGRAMME LIMITED

D08/140656 Scanned Document Date Registered 9/10/2008 at 12:56 PM

**Enclosed petition from members of Fawkner Leisure Centre concerning classes on offer**

Author  
THOMSON, KELVIN

D08/140658 Scanned Document Date Registered 9/10/2008 at 1:02 PM

**On behalf of Coburg resident concerning the possibility of motorbikes and scooters using bicycle lanes**

Author  
THOMSON, KELVIN

D08/140659 Scanned Document Date Registered 9/10/2008 at 1:06 PM

**On behalf of Coburg resident concerning poor condition of the footpath outside 69 Gaffney Street Coburg**

Author  
THOMSON, KELVIN

D08/140660 Scanned Document Date Registered 9/10/2008 at 1:09 PM

**Advise outcome of Moreland's application submitted under Sport and Recreation Victoria's Synthetic Surfaces Program**

Author  
MINISTER FOR SPORT RECREATION AND YOUTH AFFAIRS

D08/140662 Scanned Document Date Registered 9/10/2008 at 1:15 PM

**Presentation ceremony of the Australian Mathematics Trust Annual Awards on 17/11/08 from 5:00pm at Brunswick Town Hall (reply paid envelope attached)**

Author  
AUSTRALIAN MATHAMATICS TRUST



**Moreland City Council  
Mayor and Councillors Correspondence**

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Date 3/11/2008  
Time 3:11:35 PM

Date Registered is between '29/09/2008' and '3/11/2008'

D08/140674 Scanned Document Date Registered 9/10/2008 at 1:18 PM

**Invitation to LINK Community Transport launch program TOPIC (Transporting Older People In Care) on 30/10/08 from 9:30am at 5/105 Newlands Road Coburg**

Author

LINK COMMUNITY TRANSPORT INC

D08/141802 Scanned Document Date Registered 10/10/2008 at 11:52 AM

**Invitation to a seminar on Community planning to reduce alcohol-related problems for children and young people on 17/11/08 at 9:00am in the Ella Latham Meeting Room of the Royal Children's Hospital**

Author

ROYAL CHILDRENS HOSPITAL

D08/141821 Scanned Document Date Registered 10/10/2008 at 12:08 PM

**Various issues raised over a number of units built around Harold Street Glenroy**

Author

D08/141825 Scanned Document Date Registered 10/10/2008 at 12:11 PM

**Introducing the new Topcon Mapping and GIS Products also enclosed CD and brochure**

Author

POSITION PARTNERS PTY LTD

D08/142557 Scanned Document Date Registered 13/10/2008 at 12:32 PM

**Invitation to the 2008 Chief Commissioner's Community Ball on 24/10/08 at Crown Palladium**

Author

VICTORIA POLICE

D08/142561 Scanned Document Date Registered 13/10/2008 at 12:37 PM

**Seeking support for the 2008 World Teacher's Day on 31/10/08**

Author

VICTORIAN INSTITUTE OF TEACHING

D08/142569 Scanned Document Date Registered 13/10/2008 at 12:40 PM

**Acknowledge councils correspondence with enclosed copy of Moreland City Council Annual Report 2007/2008**

Author

Department of Planning & Community Development

D08/142575 Scanned Document Date Registered 13/10/2008 at 12:44 PM

**Invitation to a Reception for the 85th Anniversary of the Foundation of the Republic of Turkey on 29/10/08 from 6:30pm at Bayview Eden Melbourne 6 Queens Road**

Author

TURKISH CONSULATE GENERAL

D08/142584 Scanned Document Date Registered 13/10/2008 at 12:55 PM

**Invitation to Australian Greek Welfare Society 36th Annual General Meeting on 10/11/08 from 7:00pm at 7 Union Street Brunswick**

Author

AUSTRALIAN GREEK WELFARE SOCIETY



**Moreland City Council  
Mayor and Councillors Correspondence**

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Date 3/11/2008  
Time 3:11:35 PM

Date Registered is between '29/09/2008' and '3/11/2008'

D08/142588

Scanned Document

Date Registered 13/10/2008 at 12:57 PM

**The Greek Elderly Club of Moreland invites you to their Annual Dinner Dance on 30/10/08 from 7:00pm at 124 Bell Street Coburg**

Author

GREEK ELDERLY CITIZENS CLUB OF MORELAND

D08/142591

Scanned Document

Date Registered 13/10/2008 at 1:00 PM

**Community Initiatives Launch on 17/11/08 from 11:00am at 215-217 Sydney Road Coburg**

Author

Annecto - The People Network

D08/143188

Scanned Document

Date Registered 14/10/2008 at 12:13 PM

**Launch of the Social Justice Charter Annual Report 2008 on 20/10/08 at 10:00am in Seminar Room 4/1093 Pascoe Vale Road Broadmeadows**

Author

HUME CITY COUNCIL

D08/143193

Scanned Document

Date Registered 14/10/2008 at 12:15 PM

**Objection to the issue of a parking fine by council parking officer**

Author

D08/143197

Scanned Document

Date Registered 14/10/2008 at 12:21 PM

**Invitation to Women's Health in the North Annual General Meeting on 23/10/08 from 1:30pm at Hall 2 / 801 Main Road Eltham**

Author

WOMENS HEALTH IN THE NORTH

D08/143204

Scanned Document

Date Registered 14/10/2008 at 12:24 PM

**Fleet offer for Lancer Mitsubishi price chart enclosed**

Author

PRESTON MOTORS PTY LTD

D08/143208

Scanned Document

Date Registered 14/10/2008 at 12:28 PM

**Request support from Council to assist negotiations with VicRoads to minimise impact of proposed extended clearway hours**

Author

COBURG TRADERS ASSOCIATION

D08/143809

Scanned Document

Date Registered 15/10/2008 at 11:47 AM

**Enclosed copy of the VLGA Annual Report for 2007-08**

Author

VICTORIAN LOCAL GOVERNANCE ASSOC

D08/143812

Scanned Document

Date Registered 15/10/2008 at 11:48 AM

**Pleased to welcome Council as a Campaign Supporter of the Australian Made Australian Grown Campaign**

Author

AUSTRALIAN MADE CAMPAIGN LIMITED



**Moreland City Council  
Mayor and Councillors Correspondence**

Page 8  
Date 3/11/2008  
Time 3:11:35 PM

Date Registered is between '29/09/2008' and '3/11/2008'

D08/143818 Scanned Document Date Registered 15/10/2008 at 11:51 AM

**Appreciate time given to provide feedback on rezoning proposal for  
Nicholson Street Brunswick East**

Author  
BRIDGEHEAD PROPERTIES PTY LTD

D08/143826 Scanned Document Date Registered 15/10/2008 at 11:55 AM

**Invitation to the annual Young Australian Art and Writers' Awards Dinner on 21/11/08 from  
7:00pm at RACV level 17/501 Bourke Street Melbourne**

Author  
CHILDRENS CHARITY NETWORK

D08/143870 Scanned Document Date Registered 15/10/2008 at 11:59 AM

**Invitation to the 31st Anniversary Concert Baalbak Festival 2008 on 1/11/08 from 7:30pm at  
Darebin Town Hall 274 Gower Street Preston 10 tickets also enclosed**

Author  
THE CEDARS OF LEBANON FOLKLORIC GROUP

D08/145591 Scanned Document Date Registered 16/10/2008 at 12:53 PM

**Acknowledge councils letter regarding the pending taxation review**

Author  
MINISTER FOR FINANCE & DEREGULATION

D08/145599 Scanned Document Date Registered 16/10/2008 at 12:58 PM

**Enclosed copy of letter to Minister for Local Government Hon Richard Wynne concerning  
State Government's proposed changes to clearways**

Author  
Boroondara City Council

D08/145620 Scanned Document Date Registered 16/10/2008 at 1:00 PM

**Invitation to official Australia Day Luncheon at Palladium at Crown Southbank on 22/1/08  
from 12:15pm**

Author  
PREMIER OF VICTORIA

D08/145850 Scanned Document Date Registered 16/10/2008 at 2:15 PM

**Invitation to a Melbourne Cup Eve dinner dance function at La Mirage Receptions 210  
Hume Highway Somerton on 3/11/08 from 7:30pm**

D08/145871 Scanned Document Date Registered 16/10/2008 at 2:19 PM

**Enclosed information kit on The National Action Plan to Build on Social Cohesion,  
Harmony and Security**

Author  
DEPARTMENT OF IMMIGRATION AND CITIZENSHIP

D08/145886 Scanned Document Date Registered 16/10/2008 at 2:24 PM

**Enclosed information and case study booklets - How to responsibly manage indoor  
smoking bans**

Author  
AUSTRALIAN HOTELS ASSOCIATION



**Moreland City Council  
Mayor and Councillors Correspondence**

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Date 3/11/2008  
Time 3:11:35 PM

Date Registered is between '29/09/2008' and '3/11/2008'

D08/145926 Scanned Document Date Registered 16/10/2008 at 2:30 PM

**Various local laws issues raised by resident of Collier Crescent, Brunswick**

Author

D08/146502 Scanned Document Date Registered 17/10/2008 at 12:12 PM

**Enclosed selection of salient extracts from the Nicholson Central Neighbourhood Activity Centre submission**

Author

BRIDGEHEAD PROPERTIES PTY LTD

D08/146505 Scanned Document Date Registered 17/10/2008 at 12:15 PM

**Further to various issues raised by resident of Lorne Street Fawkner**

Author

D08/146514 Scanned Document Date Registered 17/10/2008 at 12:18 PM

**Italian Institute of Culture present The Eloquence of Gesture on 31/10/08 at 64 Sutton Street North Melbourne from 7:00pm Calendar of events also enclosed**

Author

ITALIAN INSTITUTE OF CULTURE

D08/146517 Scanned Document Date Registered 17/10/2008 at 12:21 PM

**Invitation to celebrate the opening of Australian Made Campaign new offices at Suite 105/153-161 Park Street South Melbourne on 30/10/08 from 11:30am**

Author

AUSTRALIAN MADE CAMPAIGN LIMITED

D08/146828 Scanned Document Date Registered 20/10/2008 at 10:32 AM

**Invitation to the 15th Anatolian Alevi Festival at Coburg Lake Reserve on 23/11/08 from 10:00am official opening at 1:00pm**

Author

ALEVI COMMUNITY COUNCIL OF AUSTRALIA INC

D08/146863 Scanned Document Date Registered 20/10/2008 at 10:38 AM

**Further to councils letter to the Treasurer dated 22/9/08 regarding the share of national taxes for local government**

Author

THE TREASURY

D08/146894 Scanned Document Date Registered 20/10/2008 at 11:15 AM

**Invitation to Carinya Society 8th Annual Public Meeting on 12/11/08 from 7:30pm at 10 Bellevue Street Coburg**

Author

CARINYA SOCIETY

D08/147746 Scanned Document Date Registered 21/10/2008 at 1:32 PM

**Seek support to encourage observance of Remembrance Day posters also enclosed**

Author

MINISTER FOR VETERANS AFFAIRS



**Moreland City Council  
Mayor and Councillors Correspondence**

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Date 3/11/2008  
Time 3:11:35 PM

Date Registered is between '29/09/2008' and '3/11/2008'

D08/147749 Scanned Document Date Registered 21/10/2008 at 1:34 PM

**On behalf of Pascoe Vale resident concerning his council rates**

Author  
THOMSON, KELVIN

D08/147863 Scanned Document Date Registered 21/10/2008 at 2:44 PM

**Invitation to Scouts Australia Victorian Branch Annual Reports and Awards Presentation at 8:00pm on 21/11/08 at Monash University Clayton**

Author  
SCOUTS AUSTRALIA

D08/147868 Scanned Document Date Registered 21/10/2008 at 2:49 PM

**On behalf of Brunswick Park Ladies Cricket Club located at Holbrook Reserve concerning the non collection of waste bins**

Author  
BRUNSWICK PARK LADIES CRICKET CLUB

D08/148467 Scanned Document Date Registered 22/10/2008 at 1:11 PM

**Acknowledge receipt of councils letter dated 10/10/08 concerning clearway extension times**

Author  
MINISTER FOR ROADS AND PORTS

D08/148469 Scanned Document Date Registered 22/10/2008 at 1:14 PM

**Congratulating Councillor Caputo on being presented with the Mayor Emeritus Award**

Author  
WALLAGE EXECUTIVE

D08/148571 Scanned Document Date Registered 22/10/2008 at 2:21 PM

**Congratulate the Mayor and Councillors on their decision and assistance in relocating Youth Services Unit to the Brunswick Town Hall**

Author  
CIANFLONE, ANTHONY

D08/148582 Scanned Document Date Registered 22/10/2008 at 2:25 PM

**Request the greening of Donald Street East Brunswick**

Author  
ORILEY, JOHN CYRIL

D08/148590 Scanned Document Date Registered 22/10/2008 at 2:29 PM

**Further to suggestion of seasonal pruning collections**

Author  
Ryan, Pauline Margaret

D08/148599 Scanned Document Date Registered 22/10/2008 at 2:32 PM

**Adele Video Production has produced a program How to Save Water at Home and Waterwise Gardening DVD copy of sample DVD and program enclosed**

Author  
ADELE VIDEO PRODUCTION



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Date 3/11/2008  
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Date Registered is between '29/09/2008' and '3/11/2008'

D08/149198 Scanned Document Date Registered 23/10/2008 at 11:38 AM

**Spectrum Migrant Resource Centre Annual General Meeting at 4:00pm on 20/11/08 Rydges on Bell 205 Bell Street Preston**

Author  
SPECTRUM MIGRANTS RESOURCE CENTER

D08/149253 Scanned Document Date Registered 23/10/2008 at 12:02 PM

**United Australian Lebanese Movement annual BBQ on 16/11/08 from 12 noon at Reservoir Scout Hall Edwards Lake Park Leamington Street Reservoir**

Author  
UNITED AUSTRALIAN LEBANESE MOVEMENT

D08/149309 Scanned Document Date Registered 23/10/2008 at 12:34 PM

**CERES Management Committee Meeting is on 28/10/08 at 7:00pm in the Education Centre at CERES agenda also enclosed**

Author  
Ceres Community Environment Park

D08/149407 Scanned Document Date Registered 23/10/2008 at 2:01 PM

**Concerning establishment of a Museum under the Brunswick Structure Plan**

Author  
FILIS, STRATOS STEVE

D08/149562 Scanned Document Date Registered 23/10/2008 at 2:20 PM

**Information concerning property at 23 Hatter Street Pascoe Vale**

Author  
DELORENZIS, ROMEO

D08/149759 Scanned Document Date Registered 23/10/2008 at 2:38 PM

**Pass on our sincere appreciation to staff of Home Maintenance at Moreland**

Author  
ABRAHAMS, SHIRLEY PATRICIA

D08/149776 Scanned Document Date Registered 23/10/2008 at 3:18 PM

**Enclosed details of residents objecting to development at 5 Flannery Court Oak Park MPS/2008/695**

Author  
QUINN, TERRY ANTHONY

D08/150205 Scanned Document Date Registered 24/10/2008 at 12:22 PM

**Response to councils letter of 8/8/08 concerning the premium feed-in tariff scheme for solar photovoltaic systems in Victoria**

Author  
MINISTER FOR ENERGY AND RESOURCES

D08/150222 Scanned Document Date Registered 24/10/2008 at 12:31 PM

**Seeking support for the MU Student Union VCE Summer School brochure also enclosed**

Author  
MU STUDENT UNION LTD



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Date 3/11/2008  
Time 3:11:35 PM

Date Registered is between '29/09/2008' and '3/11/2008'

D08/150225 Scanned Document Date Registered 24/10/2008 at 12:38 PM

**Alawi Islamic Association annual dinner function on 15/11/08 from 9:00pm at La Mirage Reception 210 Hume Highway Somerton**

Author  
ALAWI ISLAMIC ASSOCIATION OF VICTORIA INC

D08/150878 Scanned Document Date Registered 27/10/2008 at 1:00 PM

**Regarding the future of community care also enclosed Senior Victorians Update by the Council of Australian Governments COAG**

Author  
MINISTER FOR SENIOR VICTORIANS

D08/150881 Scanned Document Date Registered 27/10/2008 at 1:04 PM

**Acknowledge councils letter of 20/8/08 to Minister Neville regarding pensioners**

Author  
MINISTER FOR SENIOR VICTORIANS

D08/150998 Scanned Document Date Registered 27/10/2008 at 2:30 PM

**Further to previous issues raised by resident of Brunswick**

Author

D08/151013 Scanned Document Date Registered 27/10/2008 at 2:35 PM

**Further to ongoing issues raised by resident of Lorne Street Fawkner**

Author

D08/151048 Scanned Document Date Registered 27/10/2008 at 2:45 PM

**Express gratitude for being among first 300 signers of the Cities Appeal in support of Hiroshima-Nagasaki Protocol also attached Mayors for Peace 2020 Vision Campaign Annual Report 2008**

Author  
MAYORS FOR PEACE 2020 VISION CAMPAIGN

D08/151070 Scanned Document Date Registered 27/10/2008 at 2:47 PM

**Request use of Coburg Lake Reserve to stage 3ZZZ's 20th anniversary free multicultural festival on 23/2/09 also free use of Coburg Town Hall in July 2009**

Author  
ETHNIC PUBLIC BROADCASTING ASSOCIATION OF VICTORIA

D08/151107 Scanned Document Date Registered 27/10/2008 at 2:56 PM

**RSL Coburg sub branch celebration on 7/12/08 at 12 noon at 4 Hunt Street Coburg**

Author  
Coburg RSL Sub Branch Inc

D08/151684 Scanned Document Date Registered 28/10/2008 at 11:05 AM

**Help East Brunswick Kindergarten and Childcare Centre celebrate launch of their new Rainwater Tanks on 8/11/08 from 10:00am at 2 Noel Street East Brunswick**

Author  
EAST BRUNSWICK KINDERGARTEN



**Moreland City Council  
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Date 3/11/2008  
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Date Registered is between '29/09/2008' and '3/11/2008'

D08/152302 Scanned Document Date Registered 29/10/2008 at 10:50 AM

**Menzies 200 Club Aged Care Breakfast on 28/11/08 from 7:30am at Veneto Club 191 Bulleen Road Bulleen**

Author  
MENZIES 200 CLUB

D08/152396 Scanned Document Date Registered 29/10/2008 at 11:05 AM

**Invitation for drinks at Gai's Flemington Stable from 10:00am on 2/11/08 entry via Stable Drive off Smithfield Road Flemington**

Author  
WATERHOUSE, GAI

D08/152434 Scanned Document Date Registered 29/10/2008 at 11:21 AM

**Pascoe Vale Drop In Centre annual Breakup and Christmas Party from 10:30am on 3/12/08 at Holy Trinity Community Centre Pleasant Street Pascoe Vale**

Author  
PASCOE VALE DROP IN CENTRE INC

D08/152447 Scanned Document Date Registered 29/10/2008 at 11:31 AM

**Young Person's Advisory Committee special meeting on 2/12/08 from 5:00pm at Brunswick Town Hall meeting room E**

Author  
YOUNG PERSONS ADVISORY COMMITTEE

D08/154006 Scanned Document Date Registered 30/10/2008 at 12:19 PM

**Fawkner Community House launch of Community Sculpture - Meeting Place also End of Year Party and AGM on 20/11/08 from 11:30am at 79 Jukes Road Fawkner**

Author  
Fawkner Community House

D08/154019 Scanned Document Date Registered 30/10/2008 at 12:33 PM

**Concerning confusion with rates issued to units in Pearson Street Brunswick**

Author  
BODY CORPORATE SERVICES PTY LTD

D08/154023 Scanned Document Date Registered 30/10/2008 at 12:36 PM

**Reception for the 65th Independence Day of Lebanon on 21/11/08 from 6:00pm at 344 St Kilda Street Brighton**

Author  
CONSULATEGENERAL OF LEBANON

D08/154029 Scanned Document Date Registered 30/10/2008 at 12:41 PM

**Express appreciation for attendance to the Oak Park Tennis Club Opening Day on 19/10/08**

Author  
OAK PARK TENNIS CLUB

D08/155482 Scanned Document Date Registered 31/10/2008 at 2:17 PM

**Concerning articles in last weeks copy of Inside Moreland**

Author  
NORRIS, ROBERT JOHN



Moreland City Council

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Date 3/11/2008  
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Date Registered is between '29/09/2008' and '3/11/2008'

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D08/155485 Scanned Document Date Registered 31/10/2008 at 2:20 PM

**Express concern about the poor rubbish collection service in Moreland**

Author

COBURG WEST ALP BRANCH

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D08/155947 Scanned Document Date Registered 3/11/2008 at 10:59 AM

**The 2008 AGM and VicHealth Awards for outstanding achievement in health promotion at Melbourne Museum Touring Hall 11 Nicholson Street Carlton on 10/12/08 at 5:30pm**

Author

VICHEALTH

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D08/155951 Scanned Document Date Registered 3/11/2008 at 11:02 AM

**Yarra Community Housing AGM on 27/11/08 from 11:00am at Fitzroy Bowling & Sports Club 578 Brunswick Street Fitzroy North**

Author

YARRA COMMUNITY HOUSING LTD

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D08/155952 Scanned Document Date Registered 3/11/2008 at 11:04 AM

**Newlands Community Centre AGM on 17/11/08 from 11:00am at 20 Murray Road Coburg North copy of October 2008 newsletter also enclosed**

Author

NEWLANDS COMMUNITY CENTRE

# **CEO13 2008 - 2009 ANNUAL PERFORMANCE & IMPROVEMENT PLAN 1ST QUARTER PERFORMANCE REPORT (D08/146840)**

**Chief Executive Officer**

**Corporate Performance & Improvement**

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## **Caretaker Statement**

*The recommended decision is not a "Major Policy Decision", as defined in section 93A of the Local Government Act 1989, or a "Significant Decision" within the meaning of the Councillors Code of Conduct Policy.*

## **Executive Summary**

The Annual Performance & Improvement Plan Quarterly Performance Report, July to September 2009 provides a snapshot of Council's progress towards meeting agreed target measures. There is an on-going review and development of the reporting process in order to provide a sound quantitative performance report to Council.

## **Recommendation**

Council resolve to receive the Annual Performance & Improvement Plan Performance Report for the period July to September 2008.

## REPORT

### **1. Policy Context**

The report supports Council's continuing commitment to open and accountable management of the resources of Moreland on behalf of its ratepayers.

### **2. Background**

The Annual Performance & Improvement Plan Performance Report July 2008 to September 2008 (Under Separate Cover **Attachments 1 - 5**) provides performance results on Council's achievements in relation to the Council Plan 2007-2011 Key Strategic Activities and the 2008 Mayor's Speech Council Priorities. Commentary has been provided and has been incorporated within the attachments.

### **3. Issues**

Each branch has had its strategic activities and priorities separated to allow a greater understanding of the position of each branch.

#### **Human Rights Consideration**

The implications of this report have been assessed in accordance with the requirements of the Charter of Human Rights and Responsibilities.

### **4. Consultation**

Corporate Performance and Improvement have prepared this report based on information provided by Managers and reviewed by Directors.

### **5. Financial and Resources Implications**

The Annual Performance & Improvement Plan Performance Report for the first Quarter, July to September 2008 does not indicate any financial resource issues.

# DCS42 FINANCIAL MANAGEMENT REPORT - PERIOD ENDED 30 SEPTEMBER 2008 (D08/149850)

## Director Corporate Services

### Finance

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#### Caretaker Statement

*The recommended decision is not a "Major Policy Decision", as defined in section 93A of the Local Government 1989, or a "Significant Decision" within the meaning of the Pre-election Caretaker Period Policy.*

#### Executive Summary

Acting Director Corporate Services presenting the Financial Management Report for the financial year-to-date (YTD) period ending 30 September 2008.

The operating result for Council is positive by \$2.266M, with revenue above budget by \$0.809M and expenditure under budget by \$1.457M.

At this early stage of the financial year, a large proportion of these variances are related to budget timing. It is anticipated that the majority of these variances will be resolved during the year. The organisation has a number of unfilled vacancies which is creating an under spend in employee costs year to date. However, this under spend is offset by the use of agency staff to temporarily resolve the staffing shortage. Other issues emerging, which will need to be carefully monitored include:

- Some revenue sources currently running ahead of budget.
- Impact of improved cash management process on banking charges and interest received.

Attachment 1 outlines high level favourable and unfavourable category results and comments on the closing cash position and capital performance. A brief snapshot of each Department is also provided in (Attachment 1 Section 4).

#### Recommendation

Council resolve to receive the Financial Management Report for year to date 30 September 2008.

## REPORT

### 1. Policy Context

This report supports Council's continuing commitment to open and accountable management of the financial resources of Moreland on behalf of its ratepayers.

### 2. Background

The Financial Management Report ([Attachment 1](#)) provides Council's financial results for the year-to-date (YTD) period, ending 30 September 2008. The actual results are compared to the Budget. Commentary has been provided in [Attachment 1](#).

### 3. Issues

#### 3.1 Operating Budget

The operating result shown in the attached Financial Management Report is favourable to budget by \$2.266M.

**Revenue** is \$0.809M favourable, due to a combination of budget timing (health registration renewal fees) and improved non-rate based revenue generating services.

Further commentary has been provided in [Attachment 1 Section 1](#).

**Expenditure** is \$1.457M favourable, due to a combination of budget timing in areas such as waste and recycling expenditure, grant payments and unspent other materials and services expenditure and unspent employee benefits caused through unfilled positions.

Further commentary has been provided in [Attachment 1 Section 1](#).

#### 3.2 Capital Works Budget

Overall capital program spending was \$0.427M ahead of budget year to date.

Summary information has been provided in [Attachment 1 Section 2](#).

#### 3.3 Cash and Assets

The receipt of payments from rates debtors, as a result of the move to quarterly payments, is the principal reason for the \$10.516M increase in the cash balance from the prior month.

Summary information has been provided in [Attachment 1 Section 3](#).

#### Human Rights Consideration

The implications of this report have been assessed in accordance with the requirements of the Charter of Human Rights and Responsibilities.

### 4. Consultation

The Finance & Business Systems Branch has prepared this report based on information provided by Managers and reviewed by Directors.

### 5. Financial and Resources Implications

The overall corporate objective is to deliver the 2008-2009 budget outcomes as closely as possible in line with the adopted budget targets.

# DCD71 AMENDMENT C85 - MORELAND PLANNING SCHEME – PUBLIC OPEN SPACE CONTRIBUTION AND SUBDIVISION (D08/132091)

Director City Development

Sustainable Development Branch / Strategic Planning Unit

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## Caretaker Statement

*The recommended decision is not a “Major Policy Decision”, as defined in section 93A of the Local Government Act 1989, or a “Significant Decision” within the meaning of the Pre-election Caretaker Period Policy.*

## Executive Summary

The amendment proposes to introduce a schedule to Clause 52.01 Public Open Space Contribution and Subdivision of the Moreland Planning Scheme, to require a mandatory public open space contribution for all non-exempt subdivisions.

The amendment applies to all land within the City of Moreland and will apply to all residential, mixed use, commercial and industrial subdivisions within the municipality, unless the subdivision is of a class that is exempt from public open space contribution requirements.

Public open space contributions are necessary for Council to fulfil its open space policy objectives to maintain, upgrade and provide new public open space areas to serve the local community. The proposed schedule introduces a variable levy rate on a suburb basis, which is considered to be the most fair and equitable method as it reflects local supply and demand for open space. The Moreland Open Space Strategy 2004 and Activity Centre Structure Plans provide the policy basis for identifying new and existing open space projects in Moreland.

The amendment would achieve a public open space contribution rate when averaged across the municipality of 6.6% of the value of land to be subdivided; this rate is higher than the maximum 5% that is allowed under the *Subdivision Act 1988*. The introduction of a schedule would also remove the ability for planning permit applicants to appeal an open space contribution requirement to VCAT.

This report provides an assessment of and justification for the proposed amendment and recommends that Council resolve to seek authorisation to prepare the amendment from the Minister for Planning, and that upon receiving authorisation, the amendment be exhibited.

## Recommendation

Council resolve:

1. To write to the Minister for Planning seeking authorisation to prepare Amendment C85 to the Moreland Planning Scheme affecting all land within the City of Moreland.
2. To exhibit Amendment C85 upon receiving authorisation in accordance with Section 19 of the *Planning and Environment Act 1987*.

## **1. Policy Context**

The Council Plan 2007-2011 and the Mayors Speech 2006-2007 both include the following as a key strategic activity for the Strategic Planning Unit: *To prepare an amendment to the Moreland Planning Scheme to incorporate the Moreland Open Space Strategy.*

The Moreland Open Space Strategy 2004 (MOSS) identifies strategic priorities and projects for Moreland with the aim of “*developing and maintaining a high quality, resource efficient network of open spaces in Moreland that will satisfy current and projected community needs in a sustainable way.*” Section 12 of the MOSS recommends funding methods to implement the MOSS, including the introduction of a schedule to Clause 52.01.

The Activity Centre Structure Plans that have been prepared for the Activity Centres within the municipality (Coburg, Glenroy and Brunswick) contain recommendations relating to provision of open space within each Activity Centre. Currently, the Coburg Structure Plan is the only Structure Plan that has been formally incorporated into the Moreland Planning Scheme.

## **2. Background**

The *Subdivisions Act 1988* allows Local Government to seek a cash payment or land contribution (or a combination of both) of up to 5% of the value of land in a subdivision. This is called an open space contribution, and can be sought by Local Government if it considers that as a result of the subdivision there will be a need for more open space. Sections 18-20 of the *Subdivisions Act 1988* require a case-by-case analysis of how each subdivision will impact on the existing open space network to determine the appropriate percentage that should be charged. Planning permits for subdivision will generally include conditions of permit that state the nature and timing of an open space contribution requirement.

Certain types of subdivision are exempt from public open space contribution requirements pursuant to Section 18(8) of the *Subdivisions Act 1988*. These types of subdivision include situations where land is divided into only two lots (that are unlikely to be further subdivided), the subdivision is of a building used for residential purposes (provided it was constructed prior to 30 October 1989) and the subdivision is of a commercial or industrial building (provided each lot contains part of the building.)

Clause 52.01 of the Victorian Planning Provisions allows Local Government to specify a public open space contribution requirement that suits local circumstances, either by suburb or for the entire municipality. Strategic justification is required to support the rates specified in the schedule, which may exceed 5%. Subdivisions that are exempt from a public open space contribution under Section 18 of the *Subdivision Act 1988* remain exempt, regardless of the inclusion of a schedule to Clause 52.01.

The State Planning Policy Framework (SPPF), including Melbourne 2030, contains objectives relating to achieving a ‘greener city,’ through conserving native flora and fauna and providing a diverse and integrated network of public open space.

The Municipal Strategic Statement (MSS) as part of the Local Planning Policy Framework (LPPF) of the Moreland Planning Scheme identifies at Clause 21.08 that Moreland has one of the lowest levels of open space in inner Melbourne. In addition, the distribution of open space within Moreland is quite uneven. Clause 21.03-7 of the MSS states that Council will maximise opportunities to expand and enhance Moreland's open space network, given public open space is important for environmental sustainability, community well-being and the social and economic development of the municipality. The MSS also contains commitments regarding creation of an open space network through linking different open space areas, the provision of a range of open spaces, and protection and management of remnant vegetation communities within the municipality.

Moreland City Council currently imposes a "blanket" 5% public open space levy on the subdivision of land across the entire municipality, unless the subdivision proponent makes a strong case to reduce the contribution as part of their planning permit application. Given that a levy does not exist in the schedule to Clause 52.01 of the Moreland Planning Scheme, a 5% contribution levy is the maximum that can be imposed under Section 18 of the *Subdivision Act 1988*. Council has relied on the lack of public open space within the municipality, as recognised within the MSS and the MOSS, to impose the maximum 5% contribution rate where possible.

The application of a 5% levy has been successfully contested at VCAT on numerous occasions, resulting in a reduced open space contribution rate for planning permit applicants. As a result, Council has been prompted to consider establishing more detailed criteria to support development of the schedule to Clause 52.01 of the Moreland Planning Scheme. Although it is recognised that Moreland has one of the lowest levels of open space in inner Melbourne, it alone is not reason enough to impose a "blanket" 5% open space levy across the entire municipality, particularly for subdivisions in neighbourhoods well serviced by public open space.

To address this situation, *SGS Economics and Planning (SGS)* were commissioned to produce a report entitled, '*Public Open Space Contributions and Subdivision*' (**Attachment 1** circulated separately) which has provided Council with the basis for the method of calculating a mandatory contribution rate for the municipality. The SGS report recommends that Council introduce a variable levy rate on a suburb basis to reflect local supply and demand for open space.

### **3. Issues**

#### **Levy calculation methodology**

The public open space contribution percentage for each suburb is calculated by identifying which suburbs will benefit from each open space project identified in the MOSS and Activity Centre Structure Plans, and apportioning an appropriate cost for each open space project to each created lot. This cost is then expressed as a percentage of site value, to determine the list of percentages shown in Table 1 below.

The methodology is based on the open space projects identified in the MOSS and the Activity Centre Structure Plans (presently only the Coburg Structure Plan has been incorporated into the Moreland Planning Scheme and as such only projects identified in this Structure Plan can be costed into the levy). The MOSS and Activity Centre Structure Plans are strategic documents that represent formal policy of Council and are an appropriate base from which to derive an open space contribution levy.

In total, 36 open space projects (i.e. capital works with a notional 2023 horizon as forecasted by the MOSS), estimated to cost \$78.8m, are deemed to be eligible for the open space contributions levy. Details of the costed projects can be found at appendix 2 of **Attachment 2**. Projects are deemed to be eligible if they are capital projects, which are defined as follows:

- Acquisition of land for open space
- Construction of a new open space asset;
- Improvement/upgrading of an open space asset;
- Construction of facilities within an open space asset; and
- Undertaking research, planning, design and other studies and processes that directly lead into – and form part of – investment in an open space asset, in at least one of the four categories above.

Non-exempt residential, commercial and industrial subdivisions will be required to provide a public open space contribution, in accordance with the adopted levy formula.

The levy formula produces the following public open space contribution percentages for each suburb. These percentages will form the recommended schedule to Clause 52.01 (**Attachment 2**).

**Table 1 : Public Open Space Contributions and Subdivision by Suburb in Moreland for Residential, Commercial and Industrial Subdivision:**

Suburb	Levy as a Percentage of Site Value
1. Brunswick East / North Fitzroy	3.0%
2. Brunswick	4.0%
3. Brunswick West	2.7%
4. Coburg	7.9%
5. Pascoe Vale South	6.8%
6. Coburg North	4.6%
7. Pascoe Vale	5.1%
8. Oak Park	3.3%
9. Fawkner	7.7%
10. Hadfield	4.9%
11. Glenroy	6.2%
12. Gowanbrae/Tullamarine	11.1%

#### **Administration of funds**

Funds collected through this levy will be held in a specific interest-bearing reserve account in accordance with the provision of the *Local Government Act 1989*. All monies held in this account will be used solely for the provision of the open space projects itemised in the SGS report.

There is no requirement for Council to spend the funds collected in the suburb that they were collected from, as the public open space contribution is a form of taxation that is tied to a specific purpose. When monies are collected, the council has discretion on where to spend the collected funds, as long as the funds are spent on open space projects.

## **Variation of contribution rate across suburbs**

Research undertaken by SGS to investigate the standard contribution rates within other municipalities showed that there is no standard approach used in development of a schedule to Clause 52.01. Furthermore, contribution rates across the state vary significantly depending on localised circumstances such as population densities, existing subdivision patterns and existing open space provision within the municipality.

It is recognised that the levy contribution percentage proposed for the municipality varies significantly between suburbs; varying at its most extreme from 2.7% in Brunswick West to 11.1% in Gowanbrae. It is reasonable to question the fairness of such a variation and the general benefit of the proposed schedule if it will be seeking less in some suburbs than the 5% contribution currently sought by Council. However, equity and fairness are the reasons why the levy has been formulated on a suburb basis, as an alternative to imposing a blanket requirement across the entire municipality.

Specifically, the contribution amount varies between suburbs because each suburb will benefit from a different number of projects, has a different expected future lot number, and a different median property value. For example, the high contribution rate for Gowanbrae is driven by the high cost of projects identified for this suburb coupled with the low number of expected lots within the suburb and the relatively low median site value. This situation is reversed for suburbs that have a low cost for future open space projects, and this low cost is shared between a high number of future lots. Thus, although there is significant variation between suburbs, the contribution rate for each suburb is fair, reasonable and, most importantly, justifiable.

Averaging the proposed contribution rates across the municipality results in a rate of 6.6%. This is greater than the maximum 5% that can be sought under the *Subdivision Act 1988*. Furthermore, the estimated current average levy in Moreland is estimated to be 4%, calculated to include the contested instances where the levy was reduced by VCAT to between 1.5% - 3.5%.

## **Need to review the percentage contributions in future**

The contribution rate does not require indexation because changes in site value (usually up) will cover changes in land purchase costs and should generally be in line with inflation in relation to undertaking construction works.

Percentage contribution rates will require alteration (via Planning Scheme Amendment) when Activity Centre Structure Plans for Glenroy and Brunswick are incorporated into the Planning Scheme. At present, only projects identified in the Coburg Structure Plan and the MOSS can be costed into the open space contribution levy, as these documents are incorporated into the Planning Scheme.

## **Explanatory Report**

The draft explanatory report contained in **Attachment 3** provides a detailed strategic assessment of the proposed amendment against the relevant policy objectives contained in the SPPF and LPPF including the MSS and local policies.

## **Human Rights Consideration**

The implications of this report have been assessed in accordance with the requirements of the Charter of Human Rights and Responsibilities.

## **4. Consultation**

The SGS report was prepared with significant input from Council's Open Space Branch, Activity Centre Team and Strategic Planning Unit. The Urban Planning Branch, in particular the Subdivisions Officer has also been consulted through the preparation of the report.

Council was briefed on the SGS report at the Issues and Discussion (I&D) Workshop on 10 September 2007. Cr Connellan was again briefed on the amendment in August 2008.

The draft SGS report was peer reviewed by the Department of Planning and Community Development (DPCD) as well as by Stuart Morris QC, immediate past VCAT President, who provided in-principle verbal support to the methodology of the proposed suburb based variable contribution rate.

Consultation with the community on the proposed amendment will occur as part of the amendment exhibition process in accordance with the requirements of the *Planning and Environment Act 1987*.

## **5. Financial and Resources Implications**

Due to the number of variables and estimates required to formulate the levy percentages, it is not possible to definitively conclude that all projects costed in the levy calculations will be fully funded by the open space contributions.

The actual income Council receives from the levy will depend on a number of factors. Different scenarios are set out in chapter 4.4 of the SGS report contained in **Attachment 1**.

It is generally considered however that the introduction of a contribution rate into the planning scheme is likely to result in an increase in revenue for Council to fund its open space projects because the percentage contribution rates, when averaged across the municipality, result in a contribution rate of 6.6% - a figure greater than the maximum 5% allowed under the *Subdivision Act 1988*.

The statutory fees associated with the proposed planning scheme amendment will be met by the Strategic Planning Unit budget.

The amendment will allow for more surety in the subdivision process for all parties, and result in a more efficient use of Urban Planning Branch resources as the implementation of the schedule will remove opportunities for planning permit applicants to appeal a public open space requirement to the VCAT.

Council already has an administrative process to collect and administer public open space contributions. It is expected that only minor changes will be made to this existing process as a result of the proposed amendment.

## **DCD72 AMENDMENT C100 - MORELAND PLANNING SCHEME : 173 - 193 ELIZABETH STREET, COBURG NORTH (D08/119982)**

**Director City Development**

**Sustainable Development Branch/Strategic Planning Unit**

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### **Caretaker Statement**

*The recommended decision is not a “Major Policy Decision”, as defined in section 93A of the Local Government 1989, or a “Significant Decision” within the meaning of the Pre-election Caretaker Period Policy.*

### **Executive Summary**

Amendment C100 affects the eastern portion of the former Kodak site located at 173-193 Elizabeth Street, Coburg North. The amendment proposes to rezone the subject land and establish the requirement for the preparation of a Development Plan to guide future development of the site.

Specifically, the amendment proposes to:

- Rezone a majority of the land at 173-199 Elizabeth Street, Coburg North from an Industrial 1 Zone (IN1Z) to a Residential 1 Zone (R1Z).
- Rezone part of the site along Elizabeth Street opposite the Newlands Primary School from an Industrial 1 Zone (IN1Z) to a Mixed Use Zone (MUZ) and amend the Schedule to the MUZ to introduce floor area limitations for retail and commercial uses.
- Rezone the internal bridge across Edgars Creek from an Industrial 1 Zone (IN1Z) to a Public Park and Recreation Zone (PPRZ).
- Apply a Development Plan Overlay – Schedule 10 (DPO10) to land at 173-199 Elizabeth Street, Coburg North.
- Remove the Environmental Significance Overlay – Schedule 1 (ESO1) from land at 173-199 Elizabeth Street, Coburg North.
- Amend several Clauses and associated maps of the Moreland Municipal Strategic Statement to reflect the change in zoning.

The proposed amendment will provide the regulatory framework to facilitate a predominantly residential redevelopment of the subject land including a small neighbourhood hub incorporating retail and commercial uses along Elizabeth Street.

This report provides an assessment of the proposed amendment against Council’s adopted *Objectives for the Redevelopment of the Former Kodak Site* (DCD83 – 13 September 2006) and discusses issues associated with its eventual redevelopment.

### **Recommendation**

Council resolve:

1. To amend the proposal prior to seeking Authorisation for Amendment C100 from the Minister for Planning by:
  - a) Changing the proposed Mixed Use Zone to a Business 1 Zone and amend the existing Schedule to the Business 1 Zone by incorporating maximum shop and office floor area limitations for land at 173-199 Elizabeth Street, Coburg North.
  - b) Applying the Development Plan Overlay (DPO) to the internal bridge across Edgars Creek.

2. To write to the Minister for Planning seeking Authorisation to prepare Amendment C100 to the Moreland Planning Scheme upon modification of the amendment proposal.
3. To exhibit Amendment C100 upon receiving Authorisation in accordance with Section 19 of the *Planning and Environment Act 1987*.
4. To require the proponent to enter into a written agreement with Council detailing developer contributions (monetary and/or works) prior to the approval of a Development Plan for the following:
  - a) Upgrading of the Edgars Creek environment (e.g. construction of a shared pedestrian/cycle pathway(s), enhancing habitat value, panting and weed management, etc.)
  - b) Upgrading or extension of existing community facilities, or provision of new facilities in the surrounding local area: and
  - c) Upgrading or provision of street furniture, street landscaping, bus stops and other public assets.
5. To note and reinforce that the adopted *Objectives for the Redevelopment of the Former Kodak Site* present the formal Council position on redevelopment of the site and form the basis of subsequent negotiations with the developer in the assessment of any future Development Plan for the site.

## **1. Policy Context**

The Moreland Industrial Land Use Strategy 2004 (MILUS) sets out Council's policy position in relation to the rezoning and redevelopment of the former Kodak site in Coburg North.

The MILUS identifies the former Kodak site as a Category A – Core Industry and Employment Area. The purpose of these core precincts is to protect strategic concentrations of industry/business and to provide the opportunity for new and emerging business and employment generating uses. MILUS therefore does not support rezoning of industrial sites located within these core precincts.

However, the MILUS foreshadowed the possibility of Kodak's closure and commented that if the site was to be vacated, the eastern portion of the site could be redeveloped for a number of non-industrial uses (including residential). The proposed amendment is considered generally consistent with the comments and recommendations contained in MILUS.

Council's adopted *Objectives for the Redevelopment of the Former Kodak Site* (DCD83 – 13 September 2006) set the framework to guide any amendment and related development proposal. The adopted objectives detail a wide range of issues and desired outcomes relating to land uses, environmentally sustainable design, urban design and built form, public open space and landscaping, interface with and upgrade of the Edgars Creek corridor, provision of affordable housing, as well as, traffic engineering issues.

Further consideration needs to be given to the State Government's Metropolitan Strategy *Melbourne 2030* and relevant policies within the State Planning Policy Framework (SPPF) and Local Planning Policy Framework (LPPF) of the Moreland Planning Scheme. The proposal is considered generally consistent with the relevant objectives of the SPPF and LPPF including the Municipal Strategic Statement (MSS).

## **2. Background**

### **Site history**

Kodak ceased operations at its Coburg facility in December 2004 after having operated on the site since 1961. The sale of the former Kodak site was commissioned through a tender process whereby expressions of interest and redevelopment intentions were a requirement of submissions. Urbex Pty Ltd were awarded with the right to purchase the site in June 2006 on the basis that their aspirations to the development the site most aligned with Kodak and Council's values of community, sustainability and innovation.

Following the closure of the plant, an extensive site remediation program concluded with the issuing of Statements of Environmental Audit, Coburg (Victoria) Pty Ltd (a subsidiary of Urbex Pty Ltd) officially acquired the land in December 2007. In March 2008, Council issued a planning permit for a two-lot subdivision excising the western portion of the land. This western portion has been sold to Conga Foods to be retained for industrial purposes.

Following extensive pre-application discussions with Council officers, the proponent lodged a formal request for a planning scheme amendment on 21 July 2008 to rezone the land, apply overlay controls and change the Municipal Strategic Statement where required to set the regulatory framework for redevelopment of the site in response to Council's objectives.

## **Council Objectives**

In September 2006, Council adopted a set of *Objectives for the Redevelopment of the Former Kodak Site* following extensive consultation with the community and other internal and external stakeholders. The adopted objectives provide a clear framework of Council's and the community's expectations for the redevelopment of the site. The proposed draft Schedule to the Development Plan Overlay (DPO10) (**Attachment 1**) provides the appropriate mechanism to translate the Council adopted objectives into a statutory planning framework.

## **3. Issues**

The Explanatory Report contained in **Attachment 2** provides a detailed strategic assessment of the proposed amendment. Proposed Amendment C100 is otherwise summarised as follows:

### **Zoning**

The proposed zoning map is contained in **Attachment 3**.

#### ***Residential 1 Zone***

The amendment proposes to rezone the majority of the subject site from an Industrial 1 Zone to a Residential 1 Zone to facilitate a residential redevelopment of the site. This is in accordance with Council's adopted objectives, which envisage a predominantly residential development of the eastern portion of the former Kodak site.

The western portion of the site has already been sold to Conga Foods and will be retained for industrial uses in accordance with the objectives.

#### ***Mixed Use Zone***

The amendment proposes to rezone an area along Elizabeth Street opposite the Newlands Primary School to the Mixed Use Zone (MUZ) to allow for the creation of a small neighbourhood hub to enable a mixture of uses, including commercial. Floor area limits for shop (max. 2000m<sup>2</sup>) and office (max. 1000m<sup>2</sup>) are to be incorporated into the Schedule to the MUZ (**Attachment 4**) to ensure that the proposed neighbourhood hub does not conflict with the State Government's out-of-centre development policy.

While the creation of a small neighbourhood hub is supported by Council's objectives, the proposed MUZ is not considered the most appropriate zone. The MUZ is essentially a residential zone that favours residential uses over commercial uses. This residential bias is articulated through the as-of-right status of residential uses within the MUZ while commercial uses (including offices and retail) require planning approval. It therefore fails to encourage employment-generating uses on the land.

The provision of a Business 1 Zone (B1Z) is considered more appropriate, as it allows retail and other commercial uses to operate without a planning permit thereby encouraging employment-generating uses to establish. The B1Z will not preclude residential development within the neighbourhood hub but discourages residential developments on the ground floor and favours shop-top-housing.

Based on the above it is recommended that the amendment be revised by replacing the MUZ with a B1Z and incorporate the floor area limits into the Schedule to the B1Z prior to seeking Authorisation from the Minister for Planning.

#### ***Public Park and Recreation Zone***

The amendment proposes to rezone the bridge over Edgars Creek from an Industrial 1 Zone (IN1Z) to a Public Park and Recreation Zone (PPRZ).

It is proposed to retain the existing bridge and integrate it into the pedestrian and cycling network within the Edgars Creek Corridor. The retention and rezoning of the bridge are consistent with Council's adopted objectives and are considered appropriate.

### **Overlays**

The proposed overlay maps are contained in **Attachment 3**.

#### ***Development Plan Overlay Schedule 10 (DPO10)***

The amendment proposes the inclusion of the subject site in a Development Plan Overlay (DPO) with a new Schedule 10 to the Overlay (**Attachment 1**).

The DPO is applied to require the preparation of a development plan to coordinate future use and/or development, before a planning permit can be granted. The intention is to provide certainty about the nature of the proposed use or development upon endorsement of the Development Plan by the responsible authority. Any subsequent planning permit application that is generally in accordance with the Development Plan is exempt from notice and review pursuant to Clause 43.04-2 of the planning scheme. The DPO will not introduce a new permit trigger, the underlying zone will continue to set the permit requirements.

The proposed DPO10 sets out the specific requirements for the preparation of a Development Plan detailing what the plan needs to contain and address and what objectives need to be achieved. The proposed DPO10 has been drafted to translate Council's adopted objectives for the redevelopment of the site into the appropriate planning scheme control. This is to ensure that any future approved Development Plan generally meets Council's adopted objectives and achieves the desired outcomes.

#### ***Environmental Significance Overlay Schedule 1 (ESO1)***

The adopted Council objectives set out specific requirements for the treatment of the Edgars Creek Corridor to ensure the health and vitality of the natural system. Currently these aspects are controlled by the Environmental Significance Overlay Schedule 1 - Merri Creek and Environs (ESO1), with the purpose to ensure that development is compatible with the identified environmental values.

The amendment proposes to realign the boundary of the ESO1 to follow the title boundary adjacent to Edgars Creek thereby removing the overlay from the subject site.

The existing ESO1 contains various permit triggers and objectives relating to natural systems, waterway function, recreation use, landscape character and heritage. Requirements for revegetation, weed control, erosion management as well as water quality have been incorporated into the draft Schedule to the proposed DPO10. Financial contributions or works as part of any future public open space contribution and/or Section 173 Agreement will further assist in achieving these objectives discussed later in the report.

The Department of Sustainability and Environment (DSE) has indicated in a letter to the proponent that they do not oppose the removal of the ESO, if the objectives of the ESO are incorporated into the Schedule to the DPO. The DSE will be notified of the current draft Schedule as part of the public exhibition process of the amendment.

### **Housing**

Council's objectives require the provision of a range of lot sizes and dwelling types to achieve an average net residential density of 30 dwellings/ha.

The proposal provides for a net density of approximately 25 dwellings/ha. Although less than envisaged by Council's objectives, this density provides an appropriate response to the site's context and is significantly higher than the existing average

density of the surrounding area.

The density requirement is expressed in the draft DPO10 as a minimum lot yield of 380 dwellings. The requirement for provision of a variety of lot sizes and dwelling types has also been included in the draft DPO10 including the provision of medium density developments, including larger scale buildings, close to the neighbourhood hub and towards the centre of the subject site.

### **Affordable Housing**

Council's objectives require the provision of a minimum of 10% of dwellings to be allocated to a nominated Housing Association or an appropriate alternative for a affordable/social housing project. This objective has been translated into the proposed DPO10.

The proponent is proposing to offer two 900m<sup>2</sup> sites to a selected Housing Association at a discounted market rate. In addition, 50 dwellings will be offered at lower than market entry price. The proponent has provided a letter to Council outlining its commitments in relation to the provision of affordable housing (**Attachment 5**).

However, to date, the proponent has opposed the inclusion of this requirement into the DPO10 arguing that the provision of affordable housing sits outside the planning scheme and that the DPO is not the appropriate mechanism to deliver affordable housing. Instead, the proponent proposes a Memorandum of Understanding (MOU) to provide Council with the certainty that it will do everything within its power to fulfil commitments in relation to affordable housing. Council's Strategic Planning Unit disagrees and considers the use of the DPO10 as appropriate to advance Council's affordable housing objectives for the site.

### **Accessible/Adaptable Development**

Council's adopted objectives require all dwellings to include adaptable, accessible and visitable design features. However, it is considered unreasonable to require all dwellings within the development to be equipped with accessible design features, as not all housing stock is likely to attract residents that require these design features. As a result this objective has been translated into the DPO10 as a requirement for a minimum of 10% of all dwellings to be equipped with relevant design features. The proposed DPO10 sets out specific requirements for design features to be incorporated.

The proponent offers to provide a minimum of 10% of dwelling stock with three measures from the VicUrban 'Homes for Life' brochure or 3 measures from Australian Standard AS4299 (1995) (**Attachment 5**). This proposal falls short of Council's expectation, as Council's Metro Access Officer expects that all features of the 'Homes for Life' brochure are incorporated.

The proponent opposes the inclusion of this requirement into the proposed DPO10 arguing that the provision of accessible and adaptable housing sits outside the planning scheme and that the DPO is not the appropriate mechanism. Council's Strategic Planning Unit disagrees and considers the use of the DPO10 as appropriate to advance Council's accessible/adaptable development objectives for the site.

### **Neighbourhood Hub**

One of the main objectives for the redevelopment of the subject site is to encourage new employment-generating uses on the site to compensate the loss of jobs following the closure of the Kodak plant. To achieve this objective, the amendment proposes the creation of a small neighbourhood hub along Elizabeth Street opposite existing shops and the Newlands Primary School to provide for retail and commercial uses.

As previously discussed, the proposed MUZ is not the most appropriate zone and the amendment should be revised to apply a B1Z to the neighbourhood hub. This would ensure the appropriate zoning control to encourage employment-generating retail and other commercial uses to establish within the neighbourhood hub.

To ensure that the proposed neighbourhood hub does not conflict with State Government policy relating to out-of-centre developments, floor area limitations for shop and office uses should be included as part of the Schedule to the B1Z as currently proposed for the MUZ.

Based on advice from the proponent, the proposed neighbourhood hub is to be constructed as part of Stage 1 of the redevelopment to ensure that services are provided at an early stage. This objective will form part of the assessment process for any future development plan.

### **Traffic and Transport**

Council's adopted objectives aim to provide for a highly permeable road, pedestrian and bicycle network that ensures good connectivity to the Edgars Creek from the surrounding residential areas and improves pedestrian and cycling amenity along major access routes.

The draft DPO10 contains the requirement for a detailed Traffic Engineering Analysis and establishes broad parameters of a future pedestrian, bicycle and road network. In particular the draft DPO10 will ensure that the future road network will provide a highly permeable pedestrian and bicycle friendly network of roads and linkages.

Details regarding the road, pedestrian and bicycle network (e.g. layout, street hierarchy, road cross sections and parking provision) are more appropriately addressed as part of the preparation of a Development Plan and any future subdivision application. Many of the detailed design objectives are therefore not considered appropriate to be incorporated into the draft DPO10.

### **Environmentally Sustainable Development**

Council's adopted objectives seek to ensure that any future development of the site achieves best practice environmentally sustainable design outcomes in a variety of areas including building design, stormwater and water-sensitive urban design.

The proposed DPO10 contains a requirement for the preparation of a detailed whole-of-site Environmental Management Plan (EMP) demonstrating best practice. In addition, a requirement for a condition to be placed on any future planning permit has been incorporated into the DPO10. This is to ensure that a Sustainable Design Statement is prepared as part of any future development application and demonstrates adherence to the whole-of-site EMP.

The letter contained in **Attachment 5** sets out the proponent's commitment in relation to ESD. Amongst other commitments, the proponent agrees to meet Council's STEPS Assessment Tool for residential developments as well as committing to all developments achieving a 6 star energy rating. In addition, the proponent has submitted a preliminary draft EMP that has been reviewed by Council's ESD Unit and is considered to approach best practice.

Notwithstanding this commitment and the draft EMP, the proponent opposes the inclusion of a detailed requirement for an EMP and the permit condition into the DPO10 arguing that matters relating to ESD operate outside the planning scheme and that the DPO is not the appropriate mechanism to implement ESD. Council's Strategic Planning Unit disagrees and considers the use of the DPO10 as appropriate to advance Council's ESD objectives for the site.

## **Open Space and Landscape**

Council's adopted objectives contain a number of statements in relation to the provision of open space within the subject site. A Walking Catchment Analysis undertaken by the proponent in October 2007 demonstrates that the site is well-served by public open space. Accordingly, the proposed DPO10 includes an objective that on-site provision of public open space is to be kept to a minimum. Any public open space provided as part of the development will contribute to the overall amenity of the development rather than addressing an identified gap in the public open space network.

The proposed DPO10 also establishes a requirement for a detailed landscape masterplan to be prepared as part of the Development Plan that details appropriate landscape themes within the site and at the creek interface, retains existing trees and provides pedestrian/cycling linkages to public open spaces.

## **Interface with Edgars Creek**

The protection and enhancement of the Edgars Creek Corridor is an important objective to be achieved by any redevelopment of the site. For that purpose, a number of objectives have been established that seek to ensure that development achieves appropriate design standards.

The proposed DPO10 has been drafted to ensure that any future road, subdivision layout and development will not inappropriately compromise the visual character of the creek corridor. In particular, the proposed DPO10 requires provision of adequate setbacks for development from the creek corridor and provision of landscape buffers to screen development. Another objective requires lots to be oriented to front onto Edgars Creek to ensure passive surveillance and improve pedestrian access to the creek.

Meeting these objectives is critical to the assessment and subsequent approval of any Development Plan for the site.

## **Urban Design and Built Form**

Council's objectives require the developer to prepare an Urban Design Framework that addresses issues relating to streetscape improvements to Elizabeth Street, design outcomes for the neighbourhood hub - such as active frontages at ground level – and integration with the surrounding built and natural environment.

The proposed DPO10 requires that the Development Plan detail urban design principles and guidelines for the neighbourhood hub and housing developments.

While these are broad requirements, it is not considered appropriate to have specific urban design requirements or guidelines set out within the DPO10. Urban design principles can be negotiated as part of the preparation of a Development Plan, which Council must approve, providing flexibility for the developer and Council to consider a variety of urban design outcomes. Any future planning permit must then be consistent with the urban design and built form principles and guidelines contained within the endorsed Development Plan.

## **Developer Contributions**

### ***Section 173 Agreement***

In its letter to Council (**Attachment 5**), the proponent has stated that they are willing to enter into an agreement pursuant to Section 173 of the *Planning and Environment Act 1987* detailing monetary contributions and the timing. The proponent has agreed to make financial contributions to Council towards the:

- upgrading or extension of existing community facilities; or provision of new facilities in the surrounding local area; and

- upgrading or provision of street furniture, street landscaping, bus stops and other public assets

The issue of upgrades to existing roads as a result of increased traffic volumes is still under discussion between Council's City Infrastructure Department and the proponent. If upgrades or modifications are required these works should be incorporated into the Section 173 Agreement.

Based on advice from Department of Planning and Community Development, the requirement for a Section 173 Agreement cannot be incorporated into the draft DPO10.

### ***Public Open Space Contribution***

In addition to these financial contributions, the proponent will also be required to make a 5% public open space contribution as part of any future subdivision of the land in accordance with the Subdivision Act 1988 or any future Schedule to Clause 52.01 - Public Open Space Contribution of the Moreland Planning Scheme. This contribution will consist of a combination of unencumbered land and cash contribution with further discussion required to determine the exact percentage split of land and cash. The monetary contributions will be used to undertake upgrades to the Edgars Creek Corridor including revegetation, vegetation protection, weed control and construction of shared pathways.

Consideration will also be given to incorporate the cash contribution into the Section 173 Agreement, waiving the need for a public open space contribution to form part of any future subdivision application, as is typically the case. Including the cash contribution in the Section 173 Agreement will provide certainty in terms of the timing of payment and what the money will be used for. A cash contribution under a Section 173 Agreement cannot be challenged in VCAT whereas a public open space contribution as a condition on a subdivision permit may be challenged.

### **Requirements for Planning Permits**

As previously mentioned, the DPO does not introduce a permit trigger with the underlying zone still setting the permit requirements. As the majority of the site is proposed to be rezoned to a Residential 1 Zone, single dwelling developments on lots larger than 300m<sup>2</sup> will not require planning approval and will not be assessed against any approved future Development Plan. However, a planning permit will be required for the overall subdivision of the subject land. The lot configuration will therefore be assessed against the requirements of the Development Plan and Council can ensure that lot layout and orientation is appropriate and achieves Council's objectives.

Planning permits will be required for developments where consideration of off-site impacts are more critical such as the neighbourhood hub and medium or higher density developments.

The proposed DPO10 also includes provision that will allow the granting of a planning permit for specific application types prior to the approval of a Development Plan. Section 1.0 of the proposed DPO10 details a number of permit application types that may be considered by Council's Urban Planning Branch. The application types listed will not prejudice the preparation of a Development Plan or the redevelopment of the site in accordance with Council's adopted objectives.

### **Human Rights Consideration**

The implications of this report have been assessed in accordance with the requirements of the Charter of Human Rights and Responsibilities.

#### **4. Consultation**

Council's Urban Planning Branch, Social Development Department, Open Space Branch, City Infrastructure Department, Coburg Initiative, Environment Sustainable Design Unit, Economic Development Officer, Pentridge Project Officer and Senior Housing Officer have been consulted throughout the preparation of this planning scheme amendment.

The Department of Planning and Community Development has been consulted during the preparation of the proposed DPO10.

The Portfolio Councillor City Development, Cr Connellan, has been consulted during the preparation of the amendment and this report.

The proposal was presented at the Information and Discussion workshop on 20 October 2008.

#### **5. Financial and Resources Implications**

Statutory fees and costs associated with the amendment will be met by the proponent.

Administrative costs associated with facilitating the amendment and officer resourcing will be met by the Strategic Planning Unit's operating budget for planning scheme amendments for 2008/2009.

## **DCD73 LOCAL HOUSING STRATEGY - GAPS ANALYSIS 2008 (D08/143948)**

**Director City Development**

**Sustainable Development**

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### **Caretaker Statement**

*The recommended decision is not a "Major Policy Decision", as defined in section 93A of the Local Government 1989, or a "Significant Decision" within the meaning of the Pre-election Caretaker Period Policy.*

### **Executive Summary**

Recent work reported in DCD35, 8 June 2008 noted that an independent consultant had commenced a 'gaps analysis', intended to clarify whether consolidation of housing strategy work into a Local Housing Strategy was necessary to meet the strategic needs of Council to identify appropriate housing options for the current and future resident population.

This Council Report summarises the consultant's final report. A copy of the report has been circulated to Councillors separately. The report concludes that there is still not a clear rationale to proceed with a consolidated Local Housing Strategy document. This is partly because of the lack of statutory requirement and partly because some significant Commonwealth and State Government work is in progress, but has not been completed. Both factors make the preparation of a Local Housing Strategy premature.

In place of a Local Housing Strategy, Council officers consider that an overview of Council's housing aspirations can be drawn together in a brief housing vision statement. This document would be a high level statement of Council's future housing priorities and it would nominate Federal, State and Local Government responsibility for research, funding, partnerships and engagement with the private sector. The value of this approach is that it would provide a succinct statement of Council's statutory and aspirational housing objectives for Moreland and clarify the responsibilities and expectations of different levels of government, the private sector and the not-for-profit sector (Housing Associations).

### **Recommendation**

Council resolve:

1. To acknowledge the recommendations of the Consultant report 'Local Housing Strategy – Gaps Analysis 2008'.
2. To undertake a further assessment of the need for a Local Housing Strategy when the following Commonwealth and State Government work is completed:
  - a) clarification of housing directions from the Melbourne 2030 Audit 'Planning for all of Melbourne';
  - b) finalisation of findings from the Residential Zones Review; and
  - c) the development of national housing supply indicators.
3. To draft a brief housing vision statement which provides an overview of Council's housing aspirations and nominates Commonwealth, State and Local Government responsibility for research, funding, partnerships and engagement with the private sector, to be reported to a Council meeting in the first quarter of 2009.

## **1. Policy Context**

The *Planning and Environment Act 1987*, the *Local Government Act 1989*, the *Health Act 1958* and the *State Planning Policy Framework (SPPF)* contain broad guidelines relating to residential development.

The State Government encouraged Local Government to develop local housing policies in *A Fairer Victoria (2005)*, *Towards A Victorian Housing Strategy (2006)* and as part of the implementation of Melbourne 2030 in Regional Housing Statements. Moreland endorsed the Northern Regional Housing Statement reported in DCD109, 13 December 2006.

Council expresses commitments to affordable housing and residential development in the Mayor's Speech 2008, Council Plan 2007-2011, the Municipal Strategic Statement (MSS) and the Moreland Municipal Public Health Plan 2003. These include commitments to:

- promote affordable and accessible housing;
- progress construction of partnership affordable housing projects;
- undertake work arising from the Moreland Affordable Housing Strategy (MAHS);
- continue advocacy to other levels of government for increased expenditure on social and affordable housing; and
- achieve incorporation of affordable housing in large development projects, including sites in Activity Centres, on Council-owned land and appropriately located private land.

## **2. Background**

DCD15, 8 March 2006 provided an overview of Council's housing commitments and activities from 2001 to 2006. DCD35, 11 June 2008 reported on progress with implementation of the Moreland Affordable Housing Strategy 2006 and Council Plan 2007-2011 commitments.

Both these reports noted the intention of undertaking a Local Housing Strategy.

Council's preference was to delay work on the development of a Local Housing Strategy until the Northern Regional Housing Statement (NRHS) was complete. As there was no mention of the Regional Housing Statements in the Melbourne 2030 Audit 'Planning for all of Melbourne' 2008, the current status of NRHS and Northern Regional Housing Working Group are uncertain and remain to be clarified by the Department of Planning and Community Development (DPCD).

In 2006, DPCD advised that Regional Housing Statements will not be formally incorporated into the Victorian Planning Provisions or Municipal Planning Schemes, but suggested that all levels of government will be expected to refer to the Statements to assist and guide their policy setting and strategic work. In essence, any objectives expressed in the Regional Housing Statements remain 'aspirational' for Local Government.

Council has written to DPCD requesting further clarification of future regional housing work and funding support.

The following major Commonwealth and State Government housing work are relevant:

- Firstly, the Melbourne 2030 Audit 'Planning for all of Melbourne' reviewed progress with Melbourne 2030 initiatives, and recommends greater urgency in implementation. Audit recommendations were released in May 2008.

- Secondly, the Residential Zones Review is assessing the possibility of new residential zones that would directly reflect the objectives of State and Local Planning Policies (thus creating a Substantial Change Zone, an Incremental Change Zone and a Limited Change Zone). Review recommendations are yet to be released.
- Thirdly, the National Housing Supply Council (NHSC) is developing finer-grained national housing supply and demand indicators, part of coordinating an annual picture to describe the adequacy of construction rates and land supply over the next twenty years. This task is expected to lead to the adoption of consistent standards for assessing and measuring the supply of land and housing across Australia. Indicators are yet to be released.

### 3. Issues

#### Summary of Local Housing Strategy - Gaps Analysis

A gaps analysis, effectively an audit of the content and format across existing housing and residential development work, was commissioned to:

- identify the information required to inform a Local Housing Strategy;
- identify and make recommendations about how to consolidate the range of existing work related to housing and residential development in Moreland;
- identify gaps and inconsistencies in the existing work; and
- identify and cost any required further work.

As part of the brief the consultants were asked to identify both statutory and aspirational objectives met by Council's housing work. Aspirational goals reflect preferred future outcomes for housing, but are not necessarily driven by the existing regulatory framework.

The consultants identified that existing Council housing work was found to satisfy statutory requirements outlined in the *Planning and Environment Act 1987* (noting that a review has been announced); the *Local Government Act 1989*; the *Health Act 1958*; and Victoria Planning Provisions – SPPF.

The consultants also found that Council work satisfies many 'aspirational' goals, such as goals informed by research into local need, social justice objectives and provision for future population growth. For example, *A Fairer Victoria (2005)*, *Towards A Victorian Housing Strategy (2006)* and the *Northern Regional Housing Statement (2006)* do not include statutory requirements, but outline aspirational goals.

The consultants considered that a competent Local Housing Strategy should make reference to:

- principles and vision which reflect aspirational goals and guide housing strategy;
- succinct trends analysis which identify key local area housing themes;
- clear objectives relating to both legislative and aspirational roles for Local Government; and
- clearly identified implementation tools.

The following chart notes the themes the consultants recommended for the future organisation of Council's housing strategy work and the location of examples of existing Council work, which incorporates these themes:

Recommended housing theme	Examples of Moreland strategic work which address these housing themes
Housing needs, location and dwelling density	<ul style="list-style-type: none"> <li>• Moreland Planning Scheme</li> <li>• Structure Plans (Coburg, Glenroy and Brunswick)</li> <li>• Moreland Industrial Land Use Strategy</li> <li>• Dwelling Capacity analysis</li> <li>• Moreland Public Health Plan</li> <li>• Moreland Trends Analysis Report</li> </ul>
Diverse and appropriate housing	<ul style="list-style-type: none"> <li>• Moreland Planning Scheme</li> <li>• Structure Plans (Coburg, Glenroy and Brunswick)</li> <li>• Survey of Residents of Medium and High Density Developments</li> </ul>
Affordable housing	<ul style="list-style-type: none"> <li>• Moreland Affordable Housing Strategy</li> <li>• Northern Regional Housing Statement</li> </ul>
Housing Design and the built environment	<ul style="list-style-type: none"> <li>• MSS</li> <li>• Structure Plans (Coburg, Glenroy and Brunswick)</li> <li>• Developments of Four or More Storeys</li> <li>• Neighbourhood Character Guidelines</li> <li>• Moreland Heritage Review</li> <li>• STEPS</li> </ul>
Partnerships and advocacy	<ul style="list-style-type: none"> <li>• Northern Regional Housing Statement</li> <li>• Moreland Affordable Housing Strategy</li> <li>• Coburg Initiative – Investment logic map (housing)</li> </ul>

In summary the consultants considered that Council's housing work is built upon a strong data and policy base and includes clearly identified implementation tools.

The major weaknesses were that Council's existing portfolio of policies:

- is spread across a number of documents (and units and branches);
- needs to be updated with 2006 Census trends ;
- needs to include regular monitoring of housing demand and supply data across a range of dwelling types and locations; and that builds on existing information to identify trends and shortfalls in dwelling supply;
- needs to identify areas and sites where greater diversity may be achieved through redevelopment;
- requires more detailed investigation into the housing needs of some target groups;
- needs an updated methodology to establish 'housing requirements' for a 'fair share of Melbourne's population growth' at regional level;
- requires more detailed analysis of economic trends in Moreland such as updating MILUS, analysis of opportunities for increasing locally based employment and identification of the relationships between residential areas and employment areas;
- requires further analysis of infrastructure capacity in Activity Centres and the additional infrastructure needed to support increased residential populations; and
- provides insufficient reference to anticipated State and Commonwealth Government implementation tools (such as inclusionary zoning) and measurements (such as national housing supply indicators which may ultimately include municipal targets for diverse and affordable housing stock).

To draw these conclusions the consultants interviewed key State Government officers in DPCD, Major Projects and the Department of Human Services (Office of Housing) and analysed other current Local Government housing strategies. This included work by the Cities of Melbourne, Port Phillip, Banyule, Hobsons Bay, Knox, Casey, Darebin, Frankston, Glen Eira, Hume, Whittlesea, Adelaide, Randwick (NSW) and Mornington Peninsular Shire.

It should be noted that Council is currently undertaking work which addresses many of the identified weaknesses, such as:

- revisions of economic data and analysis in the forthcoming second edition of 'Growing Melbourne's North';
- release and mapping of 2006 Census housing and population data (accessible through Council's website links);
- background work on structure plans for Coburg, Glenroy and Brunswick; and
- purchase of housing affordability data for each of Moreland's suburbs, which is expected to be available for Council and public reference before the end of 2008.

Council has also indicated areas which are considered to be State Government responsibility arising from the work in the Northern Regional Housing Statement, such as requests to DPCD for a northern region property market analysis.

### **Is an Affordable Housing Strategy sufficient or is a broader Local Housing Strategy desirable?**

The consultants noted that the Moreland Affordable Housing Strategy provides comprehensive data and actions related to housing affordability. However a major gap was considered to be the lack of focus on land use and potential mapping of major redevelopment sites. These sites would have the capacity to incorporate higher density and socially diverse development.

After completion of the current Residential Zones Review by the State Government, Council could consider consolidating strategic information about (re)development sites into map form.

### **Recommended timeframe to undertake a Local Housing Strategy**

The consultants recommended delaying work on a Local Housing Strategy until the following Commonwealth and State Government work is completed: (1) clarification of housing directions from the Melbourne 2030 Audit 'Planning for all of Melbourne'; (2) finalisation of findings from the Residential Zones Review; and (3) the development of national housing supply indicators. The completion date for this work is unclear, but it is anticipated to occur by the end of 2009.

In place of a Local Housing Strategy at this stage, Council officers consider that an overview of Council's housing aspirations could be drawn together in a brief housing vision statement. This document would be a high level statement of Council's future housing priorities and it would nominate State and Local Government responsibility for research, funding, partnerships and engagement with the private sector. The value of this approach is that it would provide a succinct statement of Council's statutory and aspirational housing objectives for Moreland and clarify the responsibilities and expectations of different levels of government, the private sector and the not-for-profit sector (Housing Associations).

### **Environmental Implications**

The commitment to housing, which meets high ESD standards, is incorporated into all housing work undertaken by the Sustainable Development Branch.

## **Social Implications**

Moreland has developed diverse strategies to increase the stock of well-located, affordable housing, with longer-term lower utility costs. It is recognised that the rapid increase in mortgage and rental costs is placing great pressure on many households.

Gaps in Council's current monitoring of housing and residential development have been identified and can now be addressed in future budgets and work plans.

## **Economic Implications**

The consultants estimated that a comprehensive Local Housing Strategy, the consolidation of existing housing work, would cost in the vicinity of \$95,000.

The alternative proposal in this report, to draft a housing vision statement, could potentially be accommodated in current Sustainable Development Branch resources or clearly budgeted for as part of Council's housing work program in 2009-2010.

## **Regional / Strategic Implications**

Uncertainty about implementation of the Northern Regional Housing Statement and housing directions arising from the Melbourne 2030 Audit, is likely to delay regional initiatives. However Council is currently working closely with Darebin, Melbourne and Yarra City Councils on various housing initiatives.

## **Human Rights Consideration**

The implications of this report have been assessed in accordance with the requirements of the Charter of Human Rights and Responsibilities. It should be noted that the Moreland Affordable Housing Strategy 2006 outlines underlying principles which support housing as a human right.

## **4. Consultation**

The Portfolio Councillor City Development, Cr Connellan, and Councillor responsible for Housing Affordability, Cr Sharam, were consulted during this project.

The Project Team with representatives from Sustainable Development Branch, Urban Planning Branch and Activity Centres Team have been consulted throughout the project.

Progress reports were circulated to the Project Team, and where appropriate to the Communications and Research Branch and Social Development Department. The feedback from this internal consultation process has been incorporated into the report.

## **5. Financial and Resources Implications**

The estimated cost of consolidating Council material into a Local Housing Strategy is \$95,000, which is considered prohibitive at this time, and it is not considered an internal workload priority. Alternatively a housing vision statement is less resource intensive and can be prepared within a more immediate timeframe, potentially accommodated by current Sustainable Development Branch resources or receiving specific budget allocation in 2009-2010.

As the State Government has provided little support or guidance for Local Housing Strategies, other than endorsing the idea for their necessity, Council considers that the expense of redrafting existing material and undertaking large-scale work to address research 'gaps' cannot be warranted at this stage.

Further, the risk in undertaking Local Housing Strategy work at this stage may ultimately be inconsistent with initiatives likely to be released by the Commonwealth and State Governments.

## **DCD74 COBURG TRADERS ASSOCIATION 2008 ANNUAL UPDATE (D08/148727)**

**Director City Development**

**Sustainable Development Branch**

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### **Caretaker Statement**

*The recommended decision is not a “Major Policy Decision”, as defined in section 93A of the Local Government 1989, or a “Significant Decision” within the meaning of the Pre-election Caretaker Period Policy.*

### **Executive Summary**

The purpose of this report is to inform Council about the performance of the Coburg Traders Association (“the Association”) during the past financial year and to advise Council as to the activities that the Association proposes to undertake during the current financial year. The Association expends funds raised by a special charge scheme that promotes commerce in the Central Coburg business centre. Under its funding agreement with Council, the Association is required to report annually on its performance and its proposed activities.

This report also informs Council as to progress made by the Association in implementing outstanding issues from the audit investigation undertaken by Council in 2006. Issues outstanding from the audit related to reviewing and updating the rules of the Association, developing a manageable approach to Association membership and developing a strategic business plan for the Association.

### **Recommendation**

Council resolve:

1. To note the Financial Report and the Marketing Report for the Coburg Traders Association for the year commencing 1 July 2008.
2. To note progress made by the Association in addressing issues outstanding from the 2006 audit investigation by Council relating to:
  - a) reviewing and updating the rules of the Association;
  - b) developing a manageable approach to membership for the Association; and
  - c) developing a strategic business plan for the Association.

## **1. Policy Context**

The Council Plan 2007-2011 identifies the continued viability of established business centres in Moreland as a priority. This priority is reinforced in the Economic Development Action Plan 2006-2009. The establishment and management of special charge schemes to facilitate collective promotion and marketing of business centres such as Central Coburg and Sydney Road Brunswick is considered to be a key strategy in meeting the priority identified in the Council Plan

## **2. Background**

A special charge scheme to promote the Central Coburg business centre was renewed on 1 July 2007. The special charge scheme applies to 269 properties and operates for a period of five years. Funds raised by the scheme are expended in accordance with a funding agreement between Council and the Coburg Traders Association ("the Association"), which represents business operators and property-owners in Central Coburg. The funding agreement provides for the Association's budget to be approved on an annual basis by Council's delegate and for expenditure of funds (and activities funded via the agreement) to be reported to Council periodically. To this end, a six-monthly financial report is submitted to Council mid-way through each financial year and a full financial report ("Financial statement") is provided at the end of each financial year.

## **3. Issues**

The financial statements for the Association for 2007/2008 are included in this report at **Attachment 1**. The financial statements show that at the commencement of the reporting period there was a considerable surplus of funds left unexpended from previous years. This was due in part to the temporary lapse in promotional activity during the first half of 2007, when the Association was without a Marketing Co-ordinator. A new Marketing Co-ordinator was appointed early in the reporting period and there has been a sustained level of promotional activity through most of 2007/2008. This included a substantial amount of direct advertising on TV and in local newspapers. As a consequence, there has been a modest reduction in the level of cash reserves from \$51,203 to \$43,978. The Association will be required to reduce the level of cash reserves to a nominal amount on an orderly basis over the balance of the current special charge scheme (that is, by 30 June 2012). It is essential that this be consistent with the anticipated strategic business plan.

The report on marketing and promotional activities at **Attachment 2** summarises key initiatives undertaken by the Association during 2007/2008. These were quite varied. The most substantial activities (in financial terms) were the monthly sales campaigns (accompanied by significant newspaper advertising) and the ongoing TV promotion on Channel 31 (Coburg- Spoilt for Choice). The TV campaign is reported to have received a high level of recognition. The impact of promotional initiatives is to ensure that Central Coburg remains close to "top of mind" for its potential customer base.

A budget for the Association for 2008/2009 has been prepared and is shown at **Attachment 3**. The budget anticipates that \$131,000 will be collected via the special charge scheme over the current financial year. The increase from 2007/2008 is about 14 per cent and is due to a combination of the 3 per cent annual increase in the special charge together with the application of up-to-date capital improved values.

The combined level of income from the special charge scheme for 2007/2008 and 2008/2009 amounts to about \$244,000, which is what was anticipated under the special charge scheme declaration. The budget for 2008/2009 continues to place significant reliance on newspaper, radio and TV advertising to promote Central Coburg. The budget also allows for a greater range of complementary marketing and business development initiatives, including the development of a new website to promote Central Coburg as a destination to shop and do business.

The 2008/2009 budget for the Association also makes specific provision for the development of a strategic business plan. This is a highly desirable initiative that will assist the Association to target its promotional efforts more effectively and to guide it in managing the orderly reduction of the cash reserves that have built up in previous years. It will also address one of the key outstanding issues from the audit investigation in 2006. Council's Project Manager Economic Development will work closely with the Association to ensure that the strategic business plan is undertaken and finalised over the next six months.

The 2006 audit investigation also identified the need to review the rules of the Association and to develop a manageable approach to the Association's membership. Council's Project Manager Economic Development worked closely with the Association to review the its rules during the first half of 2008. A series of changes were proposed, which related to criteria for becoming and remaining a member of the Association and to the structure and operation of the committee of management. All business operators and property owners in the special charge area were notified in writing of the proposed changes and a special general meeting was held on 1 July to endorse the changes, which were then ratified by the Department of Justice. The changes to the rules will contribute to greater stability and enhanced effectiveness for the Association in its future operations.

#### **Human Rights Consideration**

The implications of this report have been assessed in accordance with the requirements of the Charter of Human Rights and Responsibilities.

#### **4. Consultation**

Portfolio Councillor City Development, Cr Connellan, and Councillors Responsible For Economic Development, Cr Connellan and Cr Higginbotham, have been advised in the preparation of this report. The Coburg Traders Association has also been consulted in the preparation of this report.

#### **5. Financial and Resources Implications**

Council provides ongoing assistance to Coburg Traders Association via the management of the Coburg Special Charge Scheme and via the provision of Council officer time. This includes:

- addressing inquiries about the scheme from business operators and property owners;
- attending committee meetings and general meetings;
- providing advice on management issues, including a strategic business plan;
- facilitating the review of the Association's rules and membership structure;
- monitoring the funding agreement; and
- acting as a point of liaison between the Association and Council on issues of concern e.g. clearway hours extension, streetscape amenity etc.

## **DCD75 SUSTAINABLE BUILDINGS PROGRAM – ESD GUIDELINES (D08/148524)**

**Director City Development**

**Sustainable Development / ESD Unit**

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### **Caretaker Statement**

*The recommended decision is not a “Major Policy Decision”, as defined in section 93A of the Local Government Act 1989, or a “Significant Decision” within the meaning of the Councillors Code of Conduct Policy.*

### **Executive Summary**

The aim of the Moreland Sustainable Buildings Program, established in May/June 2008, is to assist Council deliver more effectively on its existing environmental commitments in the energy, water, stormwater and materials sectors. The Program is one of many current commitments responding to current environmental challenges, especially climate change and it is a key way in which Council can deliver on its commitment in the Climate Action Plan (2007-2012) to achieve zero net emissions by 2020. Specifically, the Sustainable Buildings Program will improve integration of environmental outcomes into the management and development of Council’s building assets across the areas of:

- New building construction;
- Refurbishments / capital works;
- Building maintenance; and
- Building operation.

A component of the Program is to develop a set of Environmentally Sustainable Design (ESD) Guidelines that set a benchmark of environmental performance that Council expects for its building facilities (see Attachment 1). While this benchmark is relatively easy to set from a policy level, the implementation of the set goals / targets is a challenging issue. As such, further work will be delivered over the next 18 months that will assist Council to identify, plan, implement and assess progress towards its environmental targets (e.g. zero net greenhouse emission policy set in the Climate Action Plan) in a structured approach.

Implementation of the guidelines will be reviewed periodically to ensure that the targets set are meeting Councils environmental target expectations.

### **Recommendation**

Council resolve:

1. To adopt the Environmentally Sustainable Design (ESD) Guidelines for Council buildings.
2. To consider the allocation of resources within the 2009/2010 budget towards the implementation of the Sustainable Buildings Program within the Climate Action Plan.
3. To be updated on the progress of the Sustainable Buildings Program as part of the Climate Action Plan update in June 2009.

## **1. Policy Context**

Addressing greenhouse emissions is a key strategic policy priority outlined in both the Council Plan 2007 – 2011, the Mayor’s speech 2007 and 2008 and the Climate Action Plan (CAP) 2007 – 2012.

The Council Plan 2007 - 2011 highlights a commitment to addressing issues of environmental sustainability, particularly energy conservation and the reduction of greenhouse gas emissions in the municipality. The Council Plan also specifies Council’s dedication to finding new and innovative ways to reduce energy consumption.

The CAP has set an ambitious goal of zero net emissions for Council emissions by 2020. Other Council policies and strategies also work towards reducing environmental impacts. These include:

- Integrated Environment Plan 2006 – 2011
- Climate Action Plan 2007 – 2012
- Watershed Strategy
- Stormwater Management Plan
- Moreland Integrated transport Strategy
- Moreland Waste and Litter Strategy
- Moreland Litter Trap Action Plan
- Moreland Open Space Strategy
- Urban Villages Strategy
- Municipal Strategic Statement
- Pedestrian Strategy
- Moreland Bike Plan
- Moreland Street Landscape Strategy

Additionally, Council has developed the Building Asset Management Strategy that presents an overview of how Moreland needs to manage its building assets into the future. It is aimed at better resource allocation and utilisation with the objective of better decision-making based on quality data and well defined objectives. Environmental sustainability is a key component of this strategy.

## **2. Background**

Moreland’s environmental challenges are significant and are local, regional, state, national and international in nature. Climate change currently dominates international policy and debates and it has strong links to many other urgent environmental problems that need to be addressed (e.g. biodiversity loss). Locally, intense weather conditions, bringing stronger storms and longer droughts, are having a major effect on Council’s local biodiversity and infrastructure management such as stormwater systems and roadways. The development of ESD Guidelines (**Attachment 1**) and an implementation program is deepening Council’s approach to meeting its current and future environmental challenges.

In February 2008, the Climate Action Taskforce Project Board (consisting of the Chief Executive Officer, Director City Infrastructure, Director Social Development, Director Corporate Services and Director City Development) recommend the investigation and development of strategic management approach to ESD in Council’s buildings. Through subsequent Moreland Executive Group (MEG) meetings in May and June 2008 a Sustainable Buildings Program was started. The proposed ESD Guidelines are an initial step to set a benchmark to which Council will look to deliver on its environmental commitments in the strategies in section 1 of this report.

### **3. Issues**

Direct benefits of the ESD Guidelines include:

- clear policy direction for Council and its commitment to community environmental expectations are set;
- establishment of clear ESD objectives and benchmark for Council buildings (existing and new);
- clearer requirements for Council staff to include ESD in consultants briefs as part of capital works processes; and
- a framework for the implementation of the Sustainable Buildings Program to deliver sustainability outcomes is set.

The ESD Guidelines require the development of a holistic plan of implementation. This implementation plan is a continual work in progress with a number of components including:

- Process review - Embedding ESD into the “fabric” of the building through effective process will help staff achieve a sustainable outcome. The ESD process starts at the very beginning of planning/feasibility and continues through design, construction, commissioning, operation and decommissioning.
- Financing – This is best considered at the very beginning of a project. There are number of financing approaches currently being employed by public / private organisations with Council having a strong history of financing energy reductions through a dedicated fund. Potential models include revolving funds, borrowings, energy performance contracts, Council capital works allocations and government grants (e.g. Solar Cities).
- Small facilities program – Council has approximately 240 existing buildings in various condition. Delivering ESD outcomes to this large number of small facilities requires a dedicated long-term program.
- Accelerating Sustainable Buildings (ASB) in Local Government – Council is participating in the ASB Sustainability Accord project which will deliver an assessment of key ‘intervention’ points in building management processes and projects that can be capitalized on to deliver ESD outcomes.
- Training – Council staff will require training to understand and deliver on emerging tools and technologies designed to improve the performance of our existing and future buildings. Specific training opportunities will be identified for key Council staff and for users of Council facilities.
- Communication and promotion – Promoting Council’s success to the community and facility users is critical in order to build support for ongoing investment in Council’s building infrastructure. A communications and promotion program will be developed to profile the ESD work completed at each facility.

#### **Environmental Implications**

ESD should consider each building project from a whole-of-life perspective, from initial planning to eventual decommissioning. In practice ESD reduces the environmental impact of a building across a number of areas including energy and water, reduces the consumption of non-renewable resources and generation of waste, and optimises the building’s air quality.

#### **Social Implications**

User comfort is a key component of ESD (eg indoor environment quality). Through maximising user comfort via passive systems and the improvement of air quality, visual amenity and access, facility users will contribute to environmental sustainability without compromising the function of their facility.

## **Economic Implications**

Appropriate ESD needs to be considered at the very beginning of a project or process. Through adopting a whole of life cycle approach to the management of Council's buildings, the up front investment in ESD is offset by significantly lower operating costs and improved facility sustainability and performance.

Council's electricity costs jumped 35% this year due to high demand, ageing infrastructure and the drought. This higher cost base is expected to grow and as such the approximate \$700,000 spent on energy in Council buildings in 2005 will be closer to \$950,000 in 2008. With the introduction of the Carbon Pollution Reduction Scheme (CPRS) in 2010, Council will be paying more for its electricity. An annual (conservative) 2% increase (in addition to a conservative inflation rate of 3%) in energy costs will have Council paying closer to \$1.6 million for electricity in Council buildings alone by 2020 (not including gas, street lighting, vehicle fuel or water price increases).

## **Regional / Strategic Implications**

The ESD Guidelines will help drive Council towards its environmental objectives, which ultimately have regional and strategic outcomes for Council and the broader community.

## **Human Rights Consideration**

The implications of this report have been assessed in accordance with the requirements of the Charter of Human Rights and Responsibilities.

## **4. Consultation**

The Sustainable Buildings Program Board (Director City Infrastructure, Director City Development and Manager Social Policy and Early Years) has been consulted regarding this project. Advice and input has been received from officers across Council in the development of these guidelines. The Portfolio Councillor City Development, Cr Connellan, has been advised of the content and the preparation of this report.

## **5. Financial and Resources Implications**

The implementation of the ESD Guidelines is a component of the broader Sustainable Buildings Program. Through the Solar Cities project Council has the opportunity to implement retrofitting of key Council facilities and is a core component of moving Council towards zero net emissions by 2020.

However, this funding alone is unlikely to drive the environmental upgrades (e.g. rain water capture and use, appliance upgrades, stormwater projects etc) of the vast number of facilities that Council owns / operates (>200). Council will need to ensure that ESD is considered at the start of its capital works project development process. Additionally, Council will need to investigate long term funding models that allocate appropriate capital amounts to deliver improved facilities that cost less to operate.

## DCD76 MORELAND DOMESTIC ANIMAL MANAGEMENT PLAN (D08/148914)

Director City Development

Civic Safety & Amenity

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### Caretaker Statement

*The recommended decision is not a "Major Policy Decision", as defined in section 93A of the Local Government Act 1989, or a "Significant Decision" within the meaning of the Councillors Code of Conduct Policy.*

### Executive Summary

In 2005 the *Domestic (Feral and Nuisance) Animals Act 1994* was amended to require all Councils to prepare a Domestic Animal Management Plan ("DAMP"). There is a requirement to submit the DAMP to the Department of Primary Industries by November 2008.

The plan was prepared over a three-month period in mid 2008. The process included several briefings with Councillors, interviews with key stakeholders and pet services and a staff workshop. The key actions relate to promoting responsible pet ownership and the benefits of pets, achieving compliance and reducing nuisance, reducing the number of unwanted and feral animals, resourcing animal management services and staff training and monitoring and evaluation of the plan.

### Recommendation

Council resolve::

1. To adopt the Moreland Domestic Animal Management Plan.
2. To submit the Moreland Domestic Animal Management Plan to the Department of Primary Industries in accordance with Section 68A of the *Domestic (Feral and Nuisance) Animals Act 1994*.
3. To adopt the following order, relating to the presence of cats in public places:

#### **Order of the Moreland City Council**

#### **Section 26(2) Domestic (Feral and Nuisance) Animals Act 1994**

Cats not permitted unrestrained in public places at night time

Between the hours of sunset and sunrise each day the presence of unrestrained cats is not permitted in all public places in Moreland.

4. To authorise the Chief Executive Officer to take the necessary action to give effect to this decision.

## **1. Policy Context**

Under the *Domestic (Feral and Nuisance) Animals Act 1994* Council is required to prepare a domestic animal management plan, and update this every three years.

## **2. Background**

The Act requires all Councils to prepare a Domestic Animal Management Plan at 3 yearly intervals and to review its Domestic Animal Management Plan annually, amending it as appropriate.

Council is also required to provide the Secretary (of the Department of Primary Industries) with a copy of, and any amendments to, the Plan and to publish an evaluation of the Plan's implementation in Council's annual report.

The full details of the requirements of the Act are set out in Section 68A of the Act, as shown at **Attachment 1**.

## **3. Issues**

The draft Domestic Animal Management Plan is fundamentally an update and compilation of current Council processes and policies affecting domestic animals. The draft Plan should also be read in conjunction with Council's Local Laws related to owning and keeping animals.

The only new provision is for the passing of an order imposing a curfew on cats wandering at large at night.

### **Environmental Implications**

This plan will minimise the impact of unwanted and feral animals on the environment.

### **Social Implications**

This plan acknowledges the opportunities that pets provide to increase physical activity and overcome social isolation and reduce incidence of diabetes. These will be further investigated through the implementation of other Council Plans such as the Later Years Plan.

### **Economic Implications**

There are no known economic significant implications of this plan.

### **Regional / Strategic Implications**

This plan considers the actions and policy of the adjacent municipalities and current best practice in this area.

### **Human Rights Consideration**

The implications of this plan have been assessed in accordance with the requirements of the Charter of Human Rights and Responsibilities.

This plan acknowledges that domestic animals play an important role for many people who experience social disadvantage and that additional education and information will be required to meet the needs of people with a disability, children and residents born in non-English speaking countries.

#### **4. Consultation**

Councillors have been consulted through two briefing sessions about the Plan held on 25 August 2008 and 22 September 2008. It was determined that no community consultation was necessary on this plan.

A staff workshop was held on 7 October 2008. Representatives from a range of departments attended to identify issues and actions.

Consultation has occurred with the Lost Dogs Home, Cat Protection Society, and a selection of local vets, a dog obedience club, pet shops and pet grooming services.

#### **5. Financial and Resources Implications**

This plan largely reflects the current activities of the Civic Safety & Amenity area of Council, and the interest of other departments in this matter, and the implementation of the plan will have no significant financial or resource implications.

## **DCI63 MOOMBA PARK TENNIS FACILITY (D08/149915)**

### **Director City Infrastructure**

### **Property Services**

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#### **Caretaker Statement**

*The recommended decision is not a "Major Policy Decision", as defined in section 93A of the Local Government Act 1989, or a "Significant Decision" within the meaning of the Councillors Code of Conduct Policy.*

#### **Executive Summary**

Council has a tennis facility at Moomba Park in Fawkner. This facility has been leased to the St. Matthews Parish for many years. The Parish has run a tennis club from both this facility and the courts it has on its land.

A dispute has recently arisen between a number of the members of the tennis club and the Parish. The club has now severed ties with the Parish and established themselves as an independent body, the St. Matthews Tennis Club Inc.

At a Council meeting on 13 August 2008 (DCI37), Council resolved to invite a written Expression of Interest from both parties for the future leasing of the Moomba Park Tennis facility.

Council received one Expression of Interest from St. Matthews Tennis Club Inc. (refer to Attachment 1).

Council also resolved that the Expression of Interest be reported to a future Council meeting for consideration and a final decision.

#### **Recommendation**

Council resolve:

1. To appoint the lease of the Moomba Park Tennis Facility to St Matthews Tennis Club Inc.
2. That the Director City Infrastructure be authorised to request any additional information and to negotiate and sign the lease.

## **1. Policy Context**

The Council Plan 2007 – 2011 articulates Council's commitment to the careful stewardship of the City's assets.

The recommended decision is not a "Major Policy Decision", as defined in section 93A of the *Local Government Act 1989*, or a "Significant Decision" within the meaning of the Pre-election Caretaker Period Policy.

## **2. Background**

Council has a tennis facility at Moomba Park in Fawkner. This facility has been leased to the St. Matthews Parish for many years. The Parish has run a tennis club from both this facility and the courts it has on its land.

A dispute has recently arisen between a number of the members of the tennis club and the Parish. The club has now severed ties with the Parish and established itself as an independent body, the St. Matthews Tennis Club Inc.

While this dispute was going on, it became apparent that the tenant had inappropriately executed the lease, rendering it void. Both parties have approached Council requesting that the lease be re-issued in their name. Council's initial advice was that the parties resolve their dispute between themselves. However, as this dispute has now prevailed for a number of months and is no closer to resolution, it would seem prudent for Council to step in and resolve who the future tenant of the site should be.

Legal advice has been obtained regarding any rights by either party to the lease. The advice is that neither party has a greater right than the other. The issue to be resolved is that the current tenant has been split into two separate entities, neither of which have a superior claim to the ongoing lease of the land.

It is proposed that whoever is awarded the lease will be allocated the remaining term of the existing lease. That is, the only change to the current lease will be the change in name of the tenant. As such, there are no additional statutory requirements to be undertaken. Also, as the resolution is being undertaken within the parameters of the current lease, the process can be limited to the two disputing parties.

At a meeting held on 13 August 2008 (DCI37), Council resolved to invite written Expressions of Interest (EOI) from both parties St. Matthews Tennis Club Inc. and St. Matthews Parish for the future leasing of the Moomba Park Tennis Facility.

Council also resolved that the EOI be reported to a future Council meeting for consideration and a final decision. The assessment criterion for the EOI is outlined in **Attachment 1** of the report.

## **3. Issues**

Council received one Expression of Interest from St. Matthews Tennis Club Inc (refer to **Attachment 2**). An assessment of the EOI submitted is summarised in **Attachment 3**.

Since becoming an incorporated entity in May 2008, the club abides by the Constitution recommended by Consumer Affairs. A copy of the Constitution was not provided with the EOI document (refer to Criteria 4). Council requires a copy of the Constitution to ensure that it aligns with Council's intended use of the site.

St. Matthews Tennis Club Inc. has addressed the criteria in **Attachment 1** and has demonstrated the club is financially sufficient, that it provides a high quality environment to meet the competition, social and development needs of its members and the wider community.

#### **Human Rights Consideration**

The implications of this report have been assessed in accordance with the requirements of the Charter of Human Rights and Responsibilities.

#### **4. Consultation**

The Portfolio Councillor City Infrastructure, Cr Helou, has been consulted on this matter.

#### **5. Financial and Resources Implications**

The legal costs and officer time involved in resolving this matter can be met within current operating budget capacity.

## **DCI64 DISCONTINUATION AND SALE OF A RIGHT OF WAY (ROAD) BETWEEN 48 - 50 DERBY STREET PASCOE VALE (D08/143739)**

**Director City Infrastructure**

**Property Services**

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### **Caretaker Statement**

*The recommended decision is not a “Major Policy Decision”, as defined in section 93A of the Local Government Act 1989, or a “Significant Decision” within the meaning of the Councillors Code of Conduct Policy.*

### **Executive Summary**

Council has received a request from the owner of 48 Derby Street, Pascoe Vale for the discontinuance and sale of the Right of Way (road) adjoining its property.

Following preliminary consultation with adjoining property owners, Council is now in a position to commence the formal discontinuance procedures under the *Local Government Act 1989*.

### **Recommendation**

Council resolve:

1. That the road between 48 – 50 Derby Street, Pascoe Vale, shown cross-hatched on Attachment 1 of the report, is not reasonably required as a road for public use.
2. That the procedures to discontinue the road in accordance with section 206 and clause 3 of Schedule 10 of the *Local Government Act 1989* be commenced.
3. That a public notice of the proposed discontinuance be placed in the appropriate local paper, as required under section 207A and section 223 of the *Local Government Act 1989* and such notice state that if discontinued, Council proposes to sell the land from the road.
4. That a further report be presented to Council on whether to proceed, amend or abandon the proposal once the above has been completed.

## **1. Policy Context**

The Council Plan 2007 – 2011 articulates Council's commitment to the careful stewardship of the City's assets. Council's Roads and Right of Way Discontinuation Policy has been used in assessing this proposal.

The recommended decision is not a "Major Policy Decision", as defined in section 93A of the *Local Government Act 1989*, or a "Significant Decision" within the meaning of the Pre-election Caretaker Period Policy.

## **2. Background**

Council received a request from the owner of 48 Derby Street, Pascoe Vale, for the discontinuance and sale of the right of way (road) at the rear of the property, as shown cross-hatched on **Attachment 1**.

A title search reveals that the road remains not transferred in the original plan of subdivision, as shown on **Attachment 2**.

The section of road concerned has been brick paved and is presently maintained by the abutting owner of 48 Derby Street, Pascoe Vale. Evidence suggests that the general public no longer uses the road for access as gates are in existence at the Derby Street frontage, which has the appearance of a private driveway. The owner of 48 Derby Street recently constructed a fence across the rear of the road, which raised objections from the owner of 50 Derby Street, Pascoe Vale. The other abutting owner at 50 Derby Street, Pascoe Vale has access to the road and has been consulted with regard to the proposed discontinuance. Both abutting owners have shown interest to purchase the land from the road should it be discontinued.

## **3. Issues**

The statutory procedures require Council to give public notice of its intention to discontinue and sell the road and invite submissions from affected parties. In addition, all abutting property owners will be advised of the proposal in writing and informed of their right to make a submission.

Submitters may request to be heard by Council prior to a decision being made to proceed or otherwise with the proposal.

### **Human Rights Consideration**

The implications of this report have been assessed in accordance with the requirements of the Charter of Human Rights and Responsibilities.

## **4. Consultation**

The Portfolio Councillor City Infrastructure, Cr Helou, has been consulted in the preparation of this report.

Internal Council departments and all necessary service authorities will be consulted in respect to the proposal.

## **5. Financial and Resources Implications**

Pursuant to Council's road discontinuance policy, the road is proposed to be disposed of at market value.

## **DCI65 DISCONTINUATION AND SALE OF A RIGHT OF WAY (ROAD) AT REAR OF 183 – 187 SUSSEX STREET PASCOE VALE (D08/149917)**

**Director City Infrastructure**

**Property Services**

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### **Caretaker Statement**

*The recommended decision is not a “Major Policy Decision”, as defined in section 93A of the Local Government Act 1989, or a “Significant Decision” within the meaning of the Councillors Code of Conduct Policy.*

### **Executive Summary**

Council has received a request from the owner of 183 - 187 Sussex Street, Pascoe Vale for the discontinuance and sale of the right of way (road) at the rear of the property.

The road has been enclosed within the applicant’s property for a considerable period of time and as such is no longer used for access. Should the road be discontinued, it is proposed to sell the land from the road to the owner of 183 - 187 Sussex Street, Pascoe Vale in accordance with Council’s Policy.

As part of the statutory procedures, public notice of the proposal was given on the week commencing Monday 23 June 2008.

One submission was received and considered by the Urban Planning Committee at a meeting held on Monday 20 October 2008 (DCI62).

Council must now determine whether to proceed with the proposal.

### **Recommendation**

Council resolve:

1. To note the giving of public notice in the Moreland Leader and Hume Leader newspapers in the week commencing Monday, 23 June 2008, pursuant to Sections 207A and 223 of the *Local Government Act 1989* and in accordance with Council’s resolution on 11 June 2008 (DCI23) regarding its intention to discontinue a section of road reserve at the rear of 183 - 187 Sussex Street, Pascoe Vale.
2. That the section of road reserve at the rear of 183 - 187 Sussex Street, Pascoe Vale is not reasonably required as a road for public use.
3. To discontinue the road in accordance with section 206 and Schedule 10, Clause 3 of the *Local Government Act 1989*.
4. That a notice of this decision be published in the Victorian Government Gazette.
5. That the land from the road be sold by private treaty at the rear of 183 - 187 Sussex Street, Pascoe Vale.
6. To notify the submitter of Council’s decision and the reasons for the decision.
7. That the discontinuance and sale will not affect any right, power or interest held by Yarra Valley Water Limited, in the road in connection with any sewers, drains or pipes under the control of that authority in or near the road.
8. That the Director City Infrastructure be authorised to execute the Transfers of Land and any other documents required to affect the transfer of the land.

## **1. Policy Context**

The Council Plan 2007–2011 articulates Council's commitment to the careful stewardship of the City's assets. Council's Right of Way Discontinuance Policy has been used in assessing this proposal.

The recommended decision is not a "Major Policy Decision", as defined in section 93A of the *Local Government Act 1989*, or a "Significant Decision" within the meaning of the Pre-election Caretaker Period Policy.

## **2. Background**

Council received a request from the owner of 183 - 187 Sussex Street, Pascoe Vale, for the discontinuance and sale of the right of way (road) at the rear of the property, as shown hatched on **Attachment 1**.

In 1956 a subdivision created 4 Lots and a 3.05m wide road, as shown in **Attachment 2**. The 4 residential lots have since been sold and transferred out of the original title. As a result, the registered proprietor, as the subdivider of the land, is left with the original title containing the road. This is not uncommon for subdivisions that pre-date the *Subdivisions Act 1988*.

Council officers understand that the solicitors acting on behalf of the owner of 183 - 187 Sussex Street had negotiations with the registered proprietor to acquire the land from the road. These negotiations ceased once the solicitors realised that a transfer of this land from the registered proprietor would be of little value to their client, as the land would retain its "road" status.

The road is presently enclosed within the property at 183 - 187 Sussex Street, Pascoe Vale and no longer used for access. This occupation appears to have prevailed for a considerable period of time. Should the road be discontinued, it is proposed to sell the land from the road to the owner of 183 - 187 Sussex Street, Pascoe Vale in accordance with Council's Policy.

On 11 June 2008 (DCI23) Council resolved that procedures be commenced for the discontinuance and sale of the section of road.

## **3. Issues**

Public notice of the proposed discontinuance and sale was given in the *Moreland Leader* and *Hume Leader* newspapers in the week commencing Monday 23 June 2008.

Adjoining property owners and occupiers and the registered proprietor of the land were also notified in writing of the proposal, with submissions to be received within 14 days of the date of the notice.

Council received one submission from the registered proprietor of the road. A copy of the submitter's initial correspondence dated 2 July 2008, and subsequent correspondence dated 25 August 2008 is contained within **Attachments 3 & 4**.

The submitter opposes the proposal and believes that the owner of 183 - 187 Sussex Street, Pascoe Vale, should negotiate the acquisition of the land from him, as the registered proprietor of the land, rather than Council.

The registered proprietor does not enjoy the power to discontinue a road. Council has the road discontinuance power to remove road status from the land and vest the land in Council. Council is then able to retain the land, transfer it to the crown or sell the land. The registered proprietor does not enjoy the power to discontinue a road.

The powers conferred upon Council do not require it to consider any form of compensation to the registered proprietor. The road was required at the time of the initial subdivision of the area in 1956, and is considered a cost of undertaking the development at the time.

The submission was received and considered by the Urban Planning Committee at a meeting held on Monday 20 October 2008 (DCI62).

Having considered all relevant matters and submissions received, it is considered that the land is no longer reasonably required for road purposes.

Council must now determine whether to proceed with the proposal.

#### **Human Rights Consideration**

The implications of this report have been assessed in accordance with the requirements of the Charter of Human Rights and Responsibilities.

#### **4. Consultation**

The Portfolio Councillor City Infrastructure, Cr Helou, has been consulted in the preparation of this report. The relevant Council departments have been consulted in respect to the proposal, and no objections have been received.

All necessary Service Authorities have been consulted in respect to the proposal. Yarra Valley Water Ltd has a sewer within part of the road and will require an easement to be saved over this asset.

#### **5. Financial and Resources Implications**

Pursuant to Council's Right of Way Discontinuance Policy, the road is to be sold of at market value. This will provide an income of \$15,000 to Council.

The owner of 183 - 187 Sussex Street, Pascoe Vale has agreed to purchase the land in the event of the discontinuance proceeding.

**DCI66 TENDER FOR THE SUPPLY AND DELIVERY OF ONE (1)  
COMBINATION JET VACUUM DRAIN CLEANING UNIT  
(D08/148102)**

**Director City Infrastructure**

**Engineering Operations**

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**Caretaker Statement**

*The recommended decision is not a "Major Policy Decision", as defined in section 93A of the Local Government Act 1989, or a "Significant Decision" within the meaning of the Councillors Code of Conduct Policy.*

**Executive Summary**

Director City Infrastructure reporting on the lump sum tender submissions received for the purchase of a combination Jet-Vacuum Drain Cleaning Unit.

Two tenders were received and have been assessed against the advertised evaluation criteria.

Following a detailed assessment of the tenders received (Attachment 1) the recommended tenderer is D C S Manufacturing Pty Ltd, 23 Keppler Circuit, Seaford, 3198 for the supply and delivery of a combination Jet Vacuum Drain Cleaning Unit.

**Recommendation**

Council resolve:

1. To accept the lump sum tender of \$493,454.54 (Option 2) plus GST and stamp duty from D C S Manufacturing Pty Ltd (ABN 45 986 360 264) for the supply and delivery of the D C S combination Jet-Vacuum Drain Cleaning Unit.
2. To authorise the Director City Infrastructure to sign the necessary contract documents
3. To advise all the tenderers accordingly.

## **1. Policy Context**

The replacement and upgrade of Council's plant and equipment is consistent with good asset management practices.

The recommended decision is not a "Major Policy Decision", as defined in section 93A of the *Local Government Act 1989*, or a "Significant Decision" within the meaning of the Pre-election Caretaker Period Policy.

## **2. Background**

Council's Drainage Asset Management Strategy highlighted the need to ensure Council's existing underground drainage system is clean and free of obstructions to ensure that it was operating at its optimal capacity.

The current resources within the Street Cleanings Unit allow for the twice yearly cleaning of pits and limited cleaning of drainage pipes.

Cleaning of major blockages in drainage pipes is currently undertaken by external contractors using a Jet-Vacuum unit.

The purchase of a combination Jet-Vacuum Unit will allow for increased cleaning of drainage pipes and improve the level of cleanliness, operational efficiency of the drainage system and negate the need for external contractors to undertake this service.

## **3. Issues**

In selecting the recommended tenderer, consideration was given to the selection criteria included in the specification that formed part of the tender documentation, outlines below:

- Compliance to Tender Requirements: Proffer, Compliance – Commercial Relationship, Competence
- Cost/Value for Money
- Ability to meet Council needs: capability, capacity
- Credibility: social issues, Sustainability, Local content

An assessment of the tenders received is detailed in **Attachment 1**.

### **Human Rights Consideration**

The implications of this report have been assessed in accordance with the requirements of the Charter of Human Rights and Responsibilities.

## **4. Consultation**

A public advertisement was placed in *The Age* newspaper inviting tenders for the purchase of a Jet-Vacuum Drain Cleaning Unit on 30 August 2008 (Contract 1540).

The tender period closed at 3.00 pm on 15 September 2008 and submissions were received from:-

- D C S Manufacturing Pty Ltd of 23 Keppler Circuit, Seaford, 319.
- Spoutvac Industries Pty Ltd of 9 Wellsford Drive, Bendigo East, 3550.

Council's Fleet Co-ordinator and Acting Unit Manager Street Cleansing have consulted relevant Moreland staff and have visited several other Municipalities who operate this equipment as part of the evaluation process.

## 5. Financial and Resources Implications

Tender prices received are summarised in the table below:

<b>TENDER</b>	<b>PRICE</b>
D C S Manufacturing Pty Ltd (Option 1)	\$525,860.00
D C S Manufacturing Pty Ltd (Option 2)	\$493,454.00
Spoutvac Industries Pty Ltd (Option 1)	\$546,840.00
Spoutvac Industries Pty Ltd (Option 2)	\$487,480.00

Option 2 of the Spoutvac Industries is based on a proposed unit still in its development phase.

Option 2 of D C S Manufacturing Pty Ltd is based on Council agreeing to progress payments based on the following payment schedule.

1st Payment	\$173,030.00 invoice when cab chassis received.
2nd Progressive Payment	\$75,000.00 invoice when debris tank assembly, overhead hose reel/boom assembly and sub structure attached.
3rd Progressive Payment	\$75,000.00 Invoice when High pressure water pump, pneumatic regulator, hydraulic pump/motors/cylinders and Hydraulics fittings are attached.
4th Final Payment	\$170,424.54 (incl. GST \$187,466.00)

Final payment is for balance including grit blasting and painting, water tanks, sewer hose, jetting nozzles and accessories etc.

Invoices would be issued on seven day accounts and shall include GST. The final payment would include any additional cost options nominated at time of order.

Council has allocated \$500,000 within the 2008/2009 Plant Replacement Account to fund the purchase of the vehicle.

## **DCI67 UPDATE ON METROPOLITAN TRANSPORT FORUM MEETINGS JUNE - OCTOBER 2008 (D08/133645)**

### **Director City Infrastructure**

### **Asset Planning**

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#### **Caretaker Statement**

*The recommended decision is not a "Major Policy Decision", as defined in section 93A of the Local Government Act 1989, or a "Significant Decision" within the meaning of the Councillors Code of Conduct Policy.*

#### **Executive Summary**

The Metropolitan Transport Forum (MTF) is an advocacy group comprising members from Melbourne metropolitan local government, associate members representing transport companies, and participants from the state government and environment groups.

The MTF meets monthly, and endeavours to promote effective, efficient and equitable transport in metropolitan Melbourne by providing a forum for debate, research and policy development, and by disseminating information to improve transport choices.

Guest speakers are regularly invited to present on a variety of issues. This report summarises some of these presentations, and also identifies some of the issues that have arisen at these meetings.

#### **Recommendation**

Council resolves to continue to support Moreland City Council's involvement in the Metropolitan Transport Forum.

## **1. Policy Context**

The Metropolitan Transport Forum provides Council with a means to more effectively advocate for transport improvements at a regional level. This is particularly important for lobbying for public transport upgrades and improvements, as the State Government and private contractors operate them.

## **2. Background**

The Metropolitan Transport Forum provides Moreland City Council with a regional forum to discuss and advocate for transport improvements. Collectively, the group has significant influence and recognition within the transport industry. MTF has been active in preparing submissions to various government departments, providing feedback on draft plans and strategies. Recently, this has included submissions to:

- Victorian Competition and Efficiency Commission's draft report, "A State of Liveability: An Inquiry into Enhancing Victoria's Liveability"
- VicRoads "Keeping Melbourne Moving" Clearways proposal
- Department of Transport's "East West Link Needs Assessment" report (also known as the Eddington Report)
- National Transport Commission regarding freight transport
- Infrastructure Australia relating to Federal funding of public transport infrastructure
- National Transport Commission's inquiry into bull bars
- Premier John Brumby regarding the September 2008 Transport Summit.

In addition to these submissions, guest speakers are invited to present to the MTF.

Over the past few months this has included presentations by:

- James Holgate from VicRoads regarding the trial of 40km/h speed limits in shopping strips. He highlighted the results from the trial, including a 16.9% reduction in pedestrian crashes at trial sites. As a result, additional sites have been identified for this treatment, and VicRoads has developed guidelines for Councils to identify potential sites.
- Meredith Sussex from the Department of Transport regarding Integrated Transport Planning. She identified the 10 challenges for transport in Melbourne.
- Monique Conheady from Flexicar, a Melbourne based car-sharing company. She introduced the concept of car sharing to the forum, and sought support from Councils to consider car sharing within their municipalities. (Moreland City Council currently has four car sites in Brunswick, and has contacted Flexicar to install additional sites).
- Bill Chandler from PT4ME2 spoke about his recent trip to Europe. His reflections include that they have a stronger focus on adaptability, not just sustainability. He noted that the pressing issues facing our communities at this time are food and water security, social equity, the implications of the politics of fear and security, and governance and community consultation.

### **3. Issues**

With a membership of 19 Melbourne Metropolitan Councils, conflict can arise between Councils whose opinion may differ on various issues. Hence the submissions from MTF represent the views of the organisation, and may not specifically make mention of local impacts of particular plans or strategies. Each member Council is given the opportunity to provide comment on each draft submission, ensuring that the final submission represents the broad views of MTF members.

#### **Human Rights Consideration**

The implications of this report have been assessed in accordance with the requirements of the Charter of Human Rights and Responsibilities.

### **4. Consultation**

Cr Connellan currently represents Moreland City Council, and is Deputy Chair of the MTF. Council's Strategic Transport Planner also attends the monthly meetings.

### **5. Financial and Resources Implications**

The annual cost of membership to the Metropolitan Transport Forum is \$1,500 (excluding GST), which has been allocated from the Transport Management budget.

## **DSD61 INNER NORTHERN GROUP TRAINING COMPANY LIMITED (INGTL) AND CONTROLLED ENTITIES, INCLUDING APPRENTICESHIPS PLUS (D08/143691)**

### **Social Development**

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#### **Caretaker Statement**

*The recommended decision is not a “Major Policy Decision”, as defined in section 93A of the Local Government Act 1989, or a “Significant Decision” within the meaning of the Councillors Code of Conduct Policy.*

#### **Executive Summary**

Inner Northern Group Training Company Limited (INGTL) is a not-for-profit company, limited by guarantee, and the Cities of Darebin, Moreland and Yarra are the “members” or owners of the company. It was established in 1983 as a group training company and quickly grew to become a highly regarded company in the group training industry. The company has grown substantially in recent years and now encompasses four discrete business entities, all operating in the broader workforce participation sector. The original group training business now trades as Apprenticeships Plus, a leading group training company with a primary focus in Melbourne’s northern suburbs. Group training involves the employment of apprentices and trainees who are based with host employers whilst they undertake apprenticeship and traineeship training.

The purpose of this report is to inform Council of the Annual General Meeting of Apprenticeships Plus, which was held 22 October 2008, and to obtain endorsement for the appointment of Jenny Merkus, Director of Social Development, as nominated Director of the Board, representing Moreland City Council and Gerry Smith, Executive Manager Human Resources as official alternate Director.

The report also outlines a year of outstanding success for the company that included initiating the new Inner North Community Foundation; taking single ownership of former joint venture businesses; delivering financial success across all business entities; and critically, continuing to build apprentice and trainee jobs, particularly in the northern regional economy.

#### **Recommendation**

Council resolve:

1. To note that the Annual General Meeting of Inner Northern Group Training Company was held in October 2008.
2. To endorse the appointment of Jenny Merkus, Director Social Development, as nominated Director of the Board, representing Moreland City Council and Gerry Smith, Executive Manager Human Resources, as the alternate Director.

## **1. Policy Context**

This report is consistent with Council's commitment to improving social conditions in the Council Plan 2007-2011 and deals with one of the key social determinants of health, education and employment, articulated in the Municipal Public Health Plan.

## **2. Background**

Inner Northern Group Training Limited, was formed in 1983 by a consortium of the former municipalities of Brunswick, Coburg, Northcote, Preston and Fitzroy. The major impetus was concern over high unemployment levels and a lack of training opportunities for local young people. These municipalities then covered what was Melbourne's and indeed Australia's highest concentration of manufacturing industries. Then, as now, there was concern that industry was not training enough people with the right skills to meet the needs of industry.

In 1998 Inner Northern Group Training Limited commenced a joint venture with Workplace Connect, a western suburbs group training company, and started MAS National New Apprenticeships Centre that is now successful in placing employees across South East Australia in Certificated training. MAS Administration Services Ltd was also created to bid for government business in the broader training and employment support sector.

The trading name of Apprenticeships Plus was created for the group training arm of Inner Northern Group Training in 2001 to better identify and market the group training activities. However, Inner Northern Group Training still operates as the parent entity for the group of companies it now controls.

In 2004 Inner Northern Group Training took over a comparably sized not-for-profit group training company, Work & Training, in Tasmania that was facing difficulties. This take over expands the company's base and provides opportunities for efficiencies through increasing economies of scale.

Changing patterns in the regional, Victorian and Australian economies, reflected in a dramatic drop in manufacturing jobs, placed obvious pressure on Apprenticeships Plus to adapt its business to respond to emerging industry sectors. Traineeships in office administration, aged care, nursing and education-integration aide jobs now exceed the more traditional apprenticeship jobs of motor mechanics and gardening.

The company directors currently comprise:

- Hon. Alan Brown, Chairperson (business person and former Member of Parliament)
- Kevin Breen (General Manager City Development, City of Darebin) (Alternate: Sue La Greca)
- Craig Kenny (Director, Community Development, City of Yarra)
- Jenny Merkus (Director, Social Development, City of Moreland) (Alternate: Gerry Smith)
- Elizabeth Board, Education Foundation Director
- Michael Francis, Deputy Chairperson, Local Businessman
- Naomi Corlett, Professional Educator, resigned as a director in late 2007

Annual financial and performance reports were presented, and the board was appointed, at the Annual General Meeting held on 22 October 2008.

### 3. Issues

The year ended 30 June 2008 proved to be a very successful year for the group of companies and the following section provides an overview of key activities.

The core business of Apprenticeships Plus is to place people into apprenticeships and traineeships. This 25 year old company currently has over 620 apprentices and trainees placed with nearly 300 host employers. The number of apprentices and trainees employed has significantly increased over the last several years, with a 13% increase in the last year. Considerable ongoing effort is required to recruit and place potential apprentices and trainees and find and maintain host employers. The company's field officers actively support apprentices and trainees in their workplaces along with ongoing liaison with host employers. Two thirds of apprentices and trainees live in northern Melbourne confirming the solid geographic base to the business activity supporting the regional economy and similarly, over two thirds of host employers are located in the northern metropolitan area. In May 2008 Apprenticeships Plus opened a stand alone shopfront operation at the Epping Shopping Centre which offers a main point of contact and recruitment to service one of Melbourne's main growth corridors. This shopfront augments the head office and training facility in High St, Northcote. Of particular note is that Apprenticeships Plus has expanded its operations very successfully into government sponsored programs to assist people severely disadvantaged in their access to employment. These initiatives have included the Neighbourhood Renewal projects in East Reservoir and West Heidelberg in partnership with Mission Australia and assisting young homeless people in partnership with St Vincent De Paul. Currently, similar programs are being considered for Moreland.

As well as an employment placement service, Apprenticeships Plus is also actively involved in the general education, training and industry sectors in the northern region. It has supported a number of local government, education and industry initiatives to raise the profile of apprenticeships and traineeships as valuable career choices / school to work pathways for young people in the region. Apprenticeships Plus is working in partnership with the member Councils to improve employment outcomes for young people.

The year ended 30 June 2008 also saw the opportunity arise for Inner Northern Group Training to buy out the joint venture partners in both MAS National, a New Apprenticeships Centre administering Certificated training across south eastern Australia, and MAS Administration Services, that operates in the broader training and employment support sector. MAS Administration Services offers services to private sector companies and currently administers the national Tools for Your Trade contract on behalf of the Federal Government. The buy out of the joint venture partner now provides Inner Northern Group Training with sole control of these important businesses that support workforce participation.

All four business entities in the Inner Northern Group Training group of companies remain financially successful. Total equity for the group at 30 June 2008 stands at a very strong \$20.25M.

Given the strong financial position of the group of companies, the Board of Inner Northern Group Training resolved to establish a Community Foundation, funded from operating surpluses, to assist transition to employment, particularly for groups suffering disadvantage in access to employment. The Inner North Community Foundation was established in 2007 and formally launched in February 2008. It had its inaugural funding round in May 2008 and seven projects were supported across the geographic area covered by the three Member Councils of Darebin, Moreland and Yarra. Inner Northern Group Training have donated \$1.5m to establish the *corpus* for the Foundation as a perpetual fund and continues to pay the annual costs of the Foundation's Development Officer and associated expenses.

Over the past year Inner Northern Group Training as the parent entity has taken steps to consolidate the strong progress of the group of companies by appointing a Group Executive Officer and creating a group wide Chief Financial Officer to oversee synergies across the group and diversify the revenue base to provide a long term sustainable company.

Jenny Merkus, Director Social Development has represented Moreland City Council on the board since 2007 and has been active in the company's governance and strategic planning during a period of substantial growth, including the buyout of MAS National and MAS Administration Services, the establishment of the parent entity and the establishment of the Inner North Community Foundation.

#### **4. Consultation**

Consultation has occurred with INGTL (Apprenticeship Plus) Board Members, Darebin City Council and the City of Yarra Council officers, Cr Pryor, Portfolio Councillor Social Development, has been consulted about this report.

#### **5. Financial and Resources Implications**

There are no direct financial implications to Council.

## **DSD62 PARTNERSHIP GRANT FUNDING (D08/148346)**

### **Director Social Development**

#### **Youth and Leisure**

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##### **Caretaker Statement**

*The recommended decision is not a “Major Policy Decision”, as defined in section 93A of the Local Government Act 1989, or a “Significant Decision” within the meaning of the Councillors Code of Conduct Policy.*

##### **Executive Summary**

The Partnership Grants program provides financial support to locally based not-for-profit groups and organisations to develop and implement initiatives, which enrich the social fabric of Moreland and promote active community participation. Specifically, the program aims to encourage community organisations to develop sustainable facilities in a co-ordinated approach with Council.

This report considers the following requests for funding from the 2008/2009 program:

- North Old Boys Football Club – Kitchen / Social Facilities upgrade \$7,000
- Fawkner Blues Football (Soccer) Club – Kitchen upgrade \$30,000

##### **Recommendation**

Council resolve to contribute a total of \$37,000 as a one off payment from the 2008/2009 Partnership Funding Program for the following projects:

- North Old Boys Football Club – Kitchen / Social Facilities upgrade \$7,000
- Fawkner Blues Football (Soccer) Club – Kitchen upgrade \$30,000

## **1. Policy Context**

This report is consistent with the Council Plan 2007-2011 and addresses the following key priorities of the 2008 Mayor's Speech:

- Maintain the value of the general community grants, sustainability grants and cultural grants programs run by Council.
- Improve sport and recreation opportunities for young people and women of all ages.
- Consider opportunities to increase the utilisation of sporting facilities.

## **2. Background**

Grants of up to \$40,000 are available under the Partnership Program. Groups and organisations are required to contribute at least 25% of the total project cost including any documented in-kind support. Application can be submitted at any time during financial year until funds are expended.

### **Eligibility Criteria – Partnership Grants**

The following eligibility criteria is specific to the Partnership grant category, however applications must also meet the overall Moreland Community Development Grants Program requirements.

#### **What will be funded?**

- Program and meeting space,
- Disability access,
- Facilities for junior or female use,
- Sports facilities development,
- Projects promoting efficient and sustainable use of natural resources,
- Projects promoting active physical participation; and,
- Projects encouraging interaction of all age groups including joint use facilities, associated facilities for families and carers e.g., shade, seating, toilets and change facilities.

#### **What will not be funded?**

- Applications which do not meet the Moreland Community Development Grants Program requirements,
- Projects or groups which have previously received a Partnership grant,
- Projects which require ongoing support or funding,
- Applications which do not include a financial statement or evidence of an ability to maintain new infrastructure,
- Requests for retrospective funding where projects have commenced or are completed prior to receiving funding approval,
- Facilities where little or no public access is available,
- Applications where the recipient organisation/s promote or benefit directly from electronic gaming machines,
- Purchase of land,
- Routine or cyclical maintenance works to existing facilities,
- Repair of facilities damaged by vandalism, fire or other natural disasters where the act should be covered by insurance,
- Requests for ongoing operational costs including the replacement of sporting equipment; and,
- The cost associated with the purchase of community transport or any other vehicle.

### 3. Issues

#### North Old Boys Football Club – Kitchen / Social Facilities upgrade

Project Description: Refurbish the kitchen and social facilities inside the social rooms at A.G Gillion Oval, to enable health registration and safe operating conditions for canteen and kitchen volunteers.

#### Fawkner Blues Football Club

Project Description: Refurbish the kitchen inside the clubrooms at C.B Smith Reserve, to enable health registration and safe operating conditions for canteen and kitchen volunteers.

These projects have been developed and designed in consultation with Council's Recreation, Building Maintenance and Health Units. Council has received a compliant funding application including full quotation and nomination of an appropriately qualified project manager.

#### Human Rights Consideration

The implications of this report have been assessed in accordance with the requirements of the Charter of Human Rights and Responsibilities.

### 4. Consultation

The Portfolio Councillor Social Development, Cr Pryor, and Councillors Responsible For Recreation and Leisure, Cr De Lorenzis and Cr Kavanagh, have been consulted in the preparation of this report. Council's Open Space and Property Services Units have been included in the assessment of all project applications.

### 5. Financial and Resources Implications

Council allocated \$170,000 to the 2008/2009 Partnership Grant Program. A total of \$120,000 remains uncommitted. Applications for projects outlined in this report seek total funding of \$37,000.

Project	Amount Requested	Club Contribution	Other Contribution	Total Project Cost
North Old Boys FC - Kitchen	\$7,000	\$3,000		\$10,000
Fawkner Blues - Kitchen	\$30,000	\$13,200		\$43,200
<b>Total</b>	<b>\$37,000</b>	<b>\$16,200</b>		<b>\$53,000</b>

A decision to fund all project requests will leave a balance of \$83,000 available in the 2008/2009 program.

## **DSD63 FAMILY VIOLENCE STRATEGY PROGRESS REPORT 2008 (D08/133157)**

### **Director Social Development**

### **Community Development and Social Policy**

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#### **Caretaker Statement**

*The recommended decision is not a "Major Policy Decision", as defined in section 93A of the Local Government Act 1989, or a "Significant Decision" within the meaning of the Councillors Code of Conduct Policy.*

#### **Executive Summary**

In November 2006 Council resolved to endorse the *Addressing Family Violence in Moreland Strategy 2006 - 2009 – A Partnership Approach*. Council does not provide direct family violence services, but works in partnership with local services through the Moreland Domestic Violence Network, in a range of areas, including prevention, community education, advocacy and local leadership. The network oversaw the development of the Strategy, which contained twenty-two action areas. Five actions have been completed and another five will be completed during 2009. The other twelve action areas are ongoing, or are undertaken as required.

During 2008 two workplace projects have been successfully implemented:

- The *Moreland Family Violence Workplace Policy* was endorsed by the CEO in May 2008 and forms one of Council's Human Resources policies.
- The *Preventing Family Violence is Everyone's Business* project involved the development of a training package, two training sessions held at a local business and the development of an information kit to be distributed to 300 businesses in Moreland.

The "*Women Matter in Local Democracies*" project commenced in May 2008 and included a stall at the Refugee Week event '*A Place to Call Home*' held at Brunswick Town Hall and a workshop at Fawkner Community House in August.

Three projects still in the planning stages will be implemented in partnership with members of the Moreland Family Violence Network and other relevant organisations and community groups during 2009.

#### **Recommendation**

Council resolve to note the action plan progress on "Addressing Family Violence in Moreland 2006 - 2009 report 2008".

### 1. Policy Context

This report is consistent with Council's key commitment to improve social conditions as outlined in the Council Plan 2007–2011, the Moreland Community Safety Framework 2007-2009, the Statement of Commitment to Women, and Council's Municipal Public Health Plan 2003, which include strategies to promote community and personal well-being and safety.

### 2. Background

The Family Violence Strategy was informed by evidence about the prevalence of family violence in Moreland and the associated detrimental health and economic impacts. The strategy was developed in a context which took account of legal and service system responses to address family violence, Commonwealth and State Government family violence policies and programs and other Council policies. The objectives of the Strategy are to prevent family violence within Moreland and reduce its impact on local families by:

- promoting a whole-of Council and community partnership approach;
- facilitating integrated service responses to prevent family violence;
- raising community awareness that family violence is a crime; and
- enhancing community knowledge about available support services.

The action areas include: research, monitoring and evaluation; participation programs; organisational development; community strengthening; communications and social marketing; and advocacy and legislative and policy reform.

Twenty-two actions are reported on in the Action Plan (refer **Attachment 1**). The action areas are based on the Victorian Health Promotion Foundation (VicHealth) Public Health Model for the Prevention of Violence Against Women. These actions are being implemented in partnership with members of the Moreland Family Violence Network and other service providers.

### 3. Issues

Six of the twenty-two actions included in Council's Addressing Family Violence in Moreland Strategy relate to community education.

The Community education actions achieved during 2008 have included the development of "Where to get Help" stickers in six languages, installed in public toilets in Moreland, including libraries, leisure centres, Maternal Child Health Centres, neighbourhood houses, community centres, and all parks and reserves.

Council will continue to support community organisations to implement community education and support programs in response to identified needs.

The Workplace Family Violence Policy and Prevention Strategy forms part of Council's Policy and Procedures Manual. Managers receive training about the Family Violence Policy as part of the Equal Employment Opportunity training. The workplace policy document was included in the information kits distributed at the regional White Ribbon Day breakfast held 1 October 2008.

The *Preventing Family Violence is Everyone's Business* project (2007-2008) has been completed and included the following elements:

- Increase awareness amongst local businesses of family violence issues;
- Support available for staff;
- Change in workplace practices and policies to protect women;
- Enhance organisational capacity to create safe work places;
- Build leadership and knowledge amongst employees of local services and supports;
- Facilitate partnerships between local businesses and support services; and
- Add to the evidence base of primary prevention as a whole-of-community approach.

This project was a partnership between Council and Moreland Community Health Service (MCHS). A project worker based at MCHS conducted one training session for Moreland City Council staff and two sessions at a local business. In addition a toolkit of information about local family violence services has been developed and will be launched at White Ribbon Day, 25 November 2008, before being distributed to approximately 300 businesses in Moreland.

The *Preventing Family Violence is Everyone's Business* project has been presented by Council staff at a VicHealth forum in July 2008 and at the International Mental Health Promotion Conference in September 2008. This project has been included in the Gender, Local Governance, and Violence Prevention (GLOVE) project's Innovative Local Governance Work in Victoria Report.

The *Women Matter in Local Democracies* project commenced in May 2008 and included a stall at the Refugee Week event '*A Place to Call Home*' held at Brunswick Town Hall and a workshop at Fawkner Community House in August. This was a partnership project with the Women's Participation in Local Government Coalition through the VLGA and included ten participating local governments. The aim of the workshop was to explore how women can be involved in political participation. The 'Women's Arabic Speaking Support Group' indicated there was lack of confidence to be involved in local council when its not even understood what it does, let alone standing for council. It is also difficult to become active in advisory groups, school committees etc. due to language barriers and lack of information available in languages other than English.

Proposed projects for the remainder of 2008 and 2009 are: the development of an action plan to increase women's participation and safety in local sports clubs; a regional response to the development of an accord with the media to enhance family violence reporting; the White Ribbon Day breakfast in Coburg Mall on 25 November 2008 and other events to promote awareness of Councils' Family Violence Workplace Policy to staff.

Key partners will continue to be involved in the implementation of the twenty-two actions. These include the Moreland Domestic Violence Network, local schools, Council's leisure centres, sports clubs, businesses, local media and community organisations.

### **Human Rights Consideration**

The implications of this report have been assessed in accordance with the requirements of the Charter of Human Rights and Responsibilities.

#### **4. Consultation**

The Moreland Family Violence Network is provided with monthly updates and was presented with a progress report in October 2008.

Portfolio Councillor For Women, Cr Sharam, has been consulted regarding the contents of this report.

#### **5. Financial and Resources Implications**

The actions of the Family Violence Strategy Action Plan will continue to be implemented within the committed 2008/2009 budget.