

Agenda of Ordinary Meeting of Council - Monday, 11 April 2022

Ordinary Meeting of Council

Olympia, Hawdon & Ibbott Rooms
Level 4, 1 Flintoff Street, Greensborough



Banyule
City Council

Acknowledgement of the Traditional Custodians

“Our meeting is being held on the Traditional Land of the Wurundjeri Woi-wurrung people and, on behalf of Banyule City Council, I wish to acknowledge them as the Traditional Custodians. I would also like to pay my respects to the Wurundjeri Woi-wurrung Elders, past, present and emerging, and to acknowledge other Aboriginal and Torres Strait Elders joining us today.”

Diversity Statement

“Our community is made up of diverse cultures, beliefs, abilities, bodies, sexualities, ages and genders. We are committed to access, equity, participation and rights for everyone: principles which empower, foster harmony and increase the wellbeing of an inclusive community.”

Apologies and Leave of Absence

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Ordinary Meeting of Council held 21 March 2022

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9. Sealing of Documents

Nil

10. Notices of Motion

Nil

11. General Business

Public Question Time

Closure of Meeting to the Public

That in accordance with Section 66(2)(a) of the *Local Government Act 2020*, Council close the Meeting to members of the public and adjourn for five minutes to allow the public to leave the Chamber prior to considering the following confidential matters:

Matters Discussed in Camera

That all confidential matters and reports related to the above items remain confidential unless otherwise specified.

Closure of Meeting

Live Streaming of Council Meeting

Please note that the Council Meeting will be livestreamed to ensure compliance with the Government's COVID -19 restrictions.

The livestream will be available on Council's Facebook and website www.banyule.vic.gov.au

The next Ordinary Meeting of Council will be held on Monday, 9 May 2022.

2.1 OVER DEVELOPMENT OF WATTLE AVENUE, MONTMORENCY

Author: Nicholas Van - Council Business Officer, Corporate Services

SUMMARY

1. A petition with 37 signatures has been received.
2. All 37 signatories are from Wattle Avenue, Montmorency.
3. The petition request is as follows:

Residents of Wattle Avenue that support the three outlined issues;

Objections to the development proposal at 12 Wattle Avenue

That any further developments in Wattle Avenue should not be supported by Council

Do not want Wattle Avenue to be over developed and end up like Graeme Avenue.

Formally submit their support by signing the document prepared and we now submit to Council.

RECOMMENDATION

That Council:

1. Receives and notes the petition;
2. Refers the petition to the Strategic Planning Team for consideration and respond to the lead petitioner accordingly; and
3. Advise the primary petitioner of this resolution.

- A petition with 37 signatures has been received.
- The petition preamble states:

The major concern raised is the potential future over development of Wattle Avenue.

There was a recent application and refusal of number 12 Wattle Avenue, a four dwelling development. We believe there is also an application being assessed for a three dwelling development at 22 Wattle Avenue.

Whilst there were numerous objections to application at 12 Wattle Avenue many more have become extremely concerned with the future developments that may occur.

In this regard we reach out to Council to consider the resident's concerns.

We draw your attention to Graeme Avenue, Montmorency which runs on from Wattle Avenue.

OVER DEVELOPMENT OF WATTLE AVENUE, MONTMORENCY cont'd

The development in Graeme has not been controlled and limited, resulting in an over developed street. Graeme Avenue was originally 29 dwellings, it now has 52 dwellings.

The parking, rubbish collection, traffic flow and safety have been overlooked in allowing Graeme Avenue to be over developed. The previous Mayor and Council over the years did not respect the residents and issues that the developments would bring. They allowed Graeme Avenue to be developed to such an extent that all aspects previously enjoyed have been lost. We know many that have moved from the street because of the difficulties with over development.

In fact it is so bad that Graeme Avenue should be changed to a one way street.

The residents of Wattle Avenue do not want it to become another Graeme Avenue.

We have invested in Wattle Avenue as one of the premier Streets in Montmorency.

Neighbourhood character is so important and we are afraid that in Wattle Avenue this is changing and has not been respected.

The character of large allotments with one substantial property has changed.

We now see 43 dwellings originally 32 with 5 more proposed. If the current developments are allowed Wattle will have 48 dwellings a 50% increase.

Where does it stop!

The planning framework and res code talk about "neighbourhood character".

What is the neighbourhood character of Wattle Avenue when it is allowed to continue developing?

The neighbourhood character would appear to be evolving as did Graeme Avenue?

Surely there has to be a stop point or the character is lost.

If the current character of Wattle Avenue is a mixture of single dwelling and multi developed sites then should that not be retained and respected? Or do we see every allotment developed and we end up like Graeme Avenue.

As Councillors you are there to represent the resident's concerns and ours are real and genuine.

Many residents have expressed concern and will go to great ends to protect what they currently enjoy.

We ask you to respect and consider our concerns and put in place measures that will protect Wattle Avenue from over development.

OFFICER DECLARATION OF CONFLICT OF INTEREST

- The *Local Government Act 2020* requires members of Council staff, and persons engaged under contract to provide advice to Council, to disclose any direct or indirect interest in a matter to which the advice relates.
- Council officers involved in the preparation of this report have no conflict of interest in this matter.

ATTACHMENTS

Nil

3.1 CRICKET CLUB COVID RELIEF FOR SEASON 2021/22

Author: Melinda Ramsay - Leisure & Cultural Services Coordinator, Community Wellbeing

SUMMARY

This report was deferred at the Council Meeting on 28 February 2022 in order to obtain further information for Council to consider in relation to the impacts that COVID-19 has had on various cricket clubs within the Banyule Community.

1. As part of the COVID-19 Relief Support package to support Banyule's sporting clubs Council has provided a range of support measures to clubs including waiving of all seasonal and leased sporting club fees and utilities for 2020/21; and waiving of the 2021 Winter season ground and pavilion hire fees (excluding utilities) given that the Winter clubs season was effectively cancelled.
2. Summer seasonal clubs (cricket) were not included in the second-round of COVID -19 relief, given that their season commenced one month later (November 2021) and will conclude at the end of season in March 2022. Summer clubs have been invoiced for their season.
3. Council received correspondence from the Ivanhoe Cricket Club (ICC) in December 2021, indicating dissatisfaction with cricket clubs not being included in the 2021/22 relief and requesting Council waive all seasonal cricket clubs' fees for the 2021/22 season, as per the COVID-19 relief provided to football (winter season clubs). The ICC also advised the Minister of Sport and Recreation, the Minister for Local Government, and the State Member for Ivanhoe of their request of Council for fee relief.
4. Council has received no formal requests from other Cricket clubs for further relief than what has been provided to date.
5. Additional information. As requested as part of the deferral on 28 February 2022, is contained in this report relating to pre/post COVID cricket season and impacts, time loss during the cricket seasons for the 2021/22 cricket season, comparisons and impacts to AFL and other financial support that has been provided to all sports clubs from Council in relation to COVID support., above the waiver of fees
6. Should a full waiver of fees be implemented across all cricket clubs, the cost to Council will be \$94,229.00.
7. In considering this additional information, officers still propose a 20% discount be applied to all cricket clubs in Banyule, which would equate to a total of \$18,846.00 for the 2021/22 season for all cricket clubs. It is recommended that this discount be applied to the 2022/23 summer seasonal fees for cricket clubs.

RECOMMENDATION

That Council:

CRICKET CLUB COVID RELIEF FOR SEASON 2021/22 cont'd

1. Provide Covid fee relief of a 20% reduction to cricket clubs seasonal fees for the 2021/22 season.
2. Writes to the Minister of Sport and Recreation and Minister for Local Government and the State Member for Ivanhoe, advising of Council's decision to provide additional Covid-19 relief, by the provision of a 20% reduction to seasonal fees for the 2021/22 season for all cricket clubs.
3. Writes to Banyule cricket clubs advising of Council's decision to provide a 20% seasonal fee reduction for impacts to the 2021/22 season, and this discount be applied to the 2022/23 seasonal fees.

COUNCIL PLAN

- This report is in line with Banyule's Council Plan strategy to "Promote active and connected living through a range of accessible and inclusive opportunities for all people of all ages through sport and recreation".

BACKGROUND

- COVID -19 and the associated restrictions have had a significant financial impact on all sports clubs. Winter seasonal clubs in Banyule have only managed to play 13 competition games over the last two years.
- The Summer season was impacted less losing the first 4 weeks of 2020/21 and 3 weeks of the 2021/22 season. Summer clubs have still been able to use their facilities throughout both these seasons, including hosting and playing finals.
- Summer and Winter clubs' fees differ as per below:
 - Winter season fee per team
 - \$1215.00 Senior
 - \$120.00 Junior
 - Summer Season fee per team
 - \$618.00 Senior
 - \$61.00 Junior
- It should be noted the ICC have a turf wicket which has a full-time Council curator over the Summer season, of which ICC pay Council \$3345 per annum. They also utilise Chelsworth as a secondary ground and pay \$8240 per annum to Ivanhoe Grammar School as per their ground use requirements.
- Cricket season was delayed by only 3 weeks after the commencement date in November 2021 and continues uninterrupted to date.
- Benchmarking with other councils to determine what has been provided to sports clubs in terms of fee relief, confirmed that Banyule's approach is consistent and fair.
- Council has received very positive feedback formally through surveys and anecdotally indicating appreciation for Council's financial relief support in this very challenging environment.

CRICKET CLUB COVID RELIEF FOR SEASON 2021/22 cont'd

- Council will continue to liaise with clubs, monitor their situation and respond accordingly to support all clubs successful return to play and long-term viability.

ADDITIONAL INFORMATION OBTAINED SINCE DEFERRAL

Information regarding Pre/Post Covid Cricket Season:

- Pre COVID, a cricket season consisted of a total of 21 days of cricket, being a mixture of 1-day games (Saturday) and 2 days games (Saturday and Sunday) over the season equalling thirteen (13) fixtured matches.
- Since COVID, all matches have been changed to one day games (Saturday) a total of fifteen (15) matches scheduled, totally 15 days over the season.
- Cricket does not have an allocated pre – season in terms of ground and pavilion hire from Council. Traditionally pre-season is conducted during July to September in indoor venues. The cricket season commences in October/November and runs through to March.

Time loss for Cricket Seasons:

- With the 2021/22 season scheduled to start in November 2021 (the season started 1 week later due to rain), there were 6 playing days that were lost to due to COVID and Government restrictions.
- This is essentially the same amount of playing time that was lost the previous season, 2020/2021 – when all fee's and utilities were waived for winter and summer sporting clubs.

Comparison to AFL season and impacts:

- An AFL football season consist of 18 matches.
- In 2020 the entire football season was cancelled before round 1 and all fees and utilities were waived.
- In 2021, the AFL season began on time. COVID restriction were re-introduced and the season was interrupted:
 - with no competition in Round 8, and Round 9, (2 matches missed)
 - competition resumed in Round 10, no spectators allowed
 - Rounds 11,12,13 resumed with spectators under COVID restriction and capacity limits
 - Round 14, competition was cancelled (1 match missed)
 - Round 15 resumed no spectators allowed
 - The remainder of the season was then cancelled, missing rounds 16,17 and 18 (3 matches)
- In total 6 competition matches were lost for winter AFL in 2021, playing only 12 matches, two of which no spectators were allowed.
- If purely looking at matches or games impacted between cricket and football over the 2021/22 seasons, they are similar six (6) matches/game in total.

CRICKET CLUB COVID RELIEF FOR SEASON 2021/22 cont'd

- However, that's where the comparison concludes. It is the other factors that are considered to assess impact and provide a fair and reasonable offer of support that amounts equitably to the loss and disruption experienced over both seasons. Put simply the winter clubs have been impacted significantly more and hence the decision as recommended.
- Evidence to support this is summarised in table below and includes:

Factor	Cricket	Football
Season 2020	Reduced	Cancelled
Finals 2020	Yes	No
Season 2021	Reduced	Reduced
Finals 2021	Yes	No
Spectator impacts	Low – minimal restrictions	High - no spectators permitted at 2 games and capacity limits throughout entire season for social events.
Stock supplies, merchandise and loss	Moderate	Moderate - 2020 season Season cancelled in March 2020. High - 2021 season Season commenced, then stopped then started, club stocked up, spectators reduced – games cancelled. Many football clubs were not permitted access to their club rooms retrieve stock.
Operational Expenses impact	Moderate - Cricket was reimbursed the same amount as football in 2020 despite being able to play a reduced season and finals. 50% of cricket clubs have paid their 2021/22 seasonal fees to date.	High - Operations expenses of most football clubs is significantly higher than cricket. Lost entire 2020 season and reduced 2021 season.
*Participation impacts (Includes volunteers)	Moderate	High - Clubs participation is significantly higher for football across both ages and gender.

Additional financial support from Council to Sports clubs:

- High touch point cleaning of all pavilions was provided October and November 2020 cost of \$18,300 for the beginning of Cricket Season.
- Sanitising kits were provided to all sports club free of charge at a cost to Council of \$55 each kit totalling \$3,795.
 - Bucket
 - Sanitising spray bottle

CRICKET CLUB COVID RELIEF FOR SEASON 2021/22 cont'd

- Disposable gloves
 - Disposable Hand towel
 - DHHS Cleaning and disinfecting instruction sheet
- Covid signage was provided to all sports club free of charge, with a cost to Council of \$982.
 - Hand sanitising units and hand sanitiser, up to 4 per club supplied free of charge and costed to Council at \$21,664.

Other Information

- Eight cricket clubs have paid their 2021/22 fees in full including Rosanna Cricket Club whose President spoke at the 28 February Council meeting.
- Council officers maintain that a 20% discount is fair and reasonable for the 2021/22 season to cricket given that winter sport was impacted significantly more, with a loss of season in 2020, and a very erratic 2021 season.
- With a number of cricket clubs paying in full, it is recommended that the 20% discount be deducted from next year's fees for the 2022/23 summer season.

KEY ISSUES

- Covid and the associated restrictions have had a significant impact on all sports club's ability to play train and operate which has had flow on effects to membership, sponsorship, volunteers and overall financial sustainability.
- Council has acknowledged these impacts and waived all seasonal and leased sporting club fees and utilities for 2020/21. Winter season ground and pavilion hire fees for 2021/22 were also waived given the greater negative impact to their season and ability to play or train.
- Cricket season for 2021/22 commenced in November 2021 approximately 3 weeks later than normal and will run through to end of March 2022 after finals.
- Summer season clubs have been invoiced and there has been no other queries or requests for relief.
- Providing a 20% re-imbusement relief to summer clubs for 2021/22 provides some compensation for impacts from the slightly reduced season.

SUPPORTING REPORT DETAILS

Legal Consideration

- There are no direct legal implications arising from the recommendation contained in this report.

Human Rights Charter

- In developing this report to Council, the subject matter has been considered in accordance with the requirements of the *Charter of Human Rights and Responsibilities Act 2006*.
- It is considered that the subject matter does not raise any human rights issues.

CRICKET CLUB COVID RELIEF FOR SEASON 2021/22 cont'd

Sustainable Procurement Outcomes

- There are no sustainable procurement activities arising from the recommendation contained in this report.

Financial Implications

- Should a full waiver of fees be implemented across all cricket clubs, the cost to Council will be \$94,229.00.
- A 20% discount would equate to a total of \$18,846.00 for the 2021/22 season for all cricket clubs
- Clubs have been invoiced for the summer season therefore providing refunds or applying discounts to next season would need to occur.
- If Council resolve to provide additional financial support, the costs will be referred to the appropriate budget processes.

Officer Declaration of Conflict of Interest

- The *Local Government Act 2020* requires members of Council staff, and persons engaged under contract to provide advice to Council, to disclose any direct or indirect interest in a matter to which the advice relates.
- Council officers involved in the preparation of this report have no conflict of interest in this matter.

ATTACHMENTS

Nil

5.1 **BANYULE INTEGRATED TRANSPORT PLAN AND TRANSPORT ADVOCACY UPDATE**

Author: Kathleen Petras - Transport Planning Team Leader, City Development

Previous Items

Council on 28 Oct 2019 7.00pm (Item 5.2 - Banyule Integrated Transport Plan - Progress - Years 3 and 4)

Council on 10 Dec 2018 7.00pm (Item 5.5 - Transport Project Advocacy)

SUMMARY

1. The Banyule Integrated Transport Plan 2015-2035 (BITP) was adopted in October 2015 to provide a principles-based framework to improve transport equity and opportunity in Banyule including enabling greater use of sustainable transport modes.
2. The BITP is a 20-year strategic plan and is now in its seventh year. A review of progress of the BITP has found that its principles and strategic directions remain current, but both its monitoring targets and actions would benefit from a refresh.
3. A BITP review has found that over 90% of its actions are either complete or have been integrated into Council's ongoing '*business as usual*'.
4. It is considered appropriate to develop a new Banyule Integrated Transport Action Plan (BITAP) to supplement the BITP and include:
 - o A set of new and updated actions including those specifically regarding parking management.
 - o Updated target measures using key performance indicators.
 - o A community and stakeholder engagement plan.
5. Council has an important role to play in advocating for improved transport infrastructure and services as set out in the BITP. The Banyule Transport Advocacy Project List (BTPA List) has been updated to allow continued transport advocacy to State and Federal Governments and the Banyule community
6. The BTAP List is made up of priority transport infrastructure projects identified through community engagement undertaken as part of the implementation of Council's transport strategy in accordance with the principals and strategic directions of the BITP.
7. Both the North East Link (NEL) Project Advocacy List (recently updated by Council - 6 December 2021) and the BTAP List will continue to be used as a basis for transport advocacy.

RECOMMENDATION

That Council:

**BANYULE INTEGRATED TRANSPORT PLAN AND TRANSPORT ADVOCACY
UPDATE cont'd**

1. Receive a further report on a draft Banyule Integrated Transport Action Plan (BITAP) to complement the existing Banyule Integrated Transport Plan 2015 – 2035 along with an associated community engagement plan
2. Adopt the Banyule Transport Advocacy Project List – April 2022 to guide transport advocacy discussions with both internal and external stakeholders.
3. Provide the Banyule Transport Advocacy Project List – April 2022 to key State Government agencies including the Department of Transport.
4. Publicise the Banyule Transport Advocacy Project List – April 2022 on the Banyule Council website to provide transparency on transport priorities to the Banyule community.

COUNCIL PLAN

- This report is in line with Banyule's Council Plan key direction to "Lead on the use of sustainable modes of transport, and encourage walking, cycling and use of public transport".

BACKGROUND

- The Banyule Integrated Transport Plan 2015-2035 (BITP) was adopted in October 2015 to provide a principals-based framework to improve transport equity and opportunity in Banyule including enabling greater use of sustainable transport modes.
- Since this time Council declared a climate emergency (in 2019) and the importance of lowering the environmental impacts of transport has become more widely recognised. Council's approach to sustainable transport includes supporting the use of lower emission cars, encouraging car trips to be shared and championing alternatives to car dependence like walking, cycling and public transport use.
- The Banyule Transport Advocacy Project List (BTAP List) is made up of priority transport infrastructure projects. These are generally identified through community engagement undertaken as part of the development and/or implementation of Council's transport strategy. This is guided by the BITP and can include consultation undertaken as part of Council Plan visioning, Activity Centre transport (movement and place) investigations and parking management plans, as well as municipal wide walking, cycling and safe travel strategies and plans.
- The projects listed are those that Council must advocate to the State or Federal Government for either funding assistance and/or because the project would be part of a State Government managed asset (arterial road or rail reserve) or require State Government approval.
- The BTAP List is used to support regular interactions with the State Government's Department of Transport as well as for advocacy efforts with communications with local members of parliament and with the community.

BANYULE INTEGRATED TRANSPORT PLAN AND TRANSPORT ADVOCACY UPDATE cont'd

- It is now due to be updated as it has not been formally updated since 2018. This was largely due to the intervening development of the North East Link (NEL) Project Advocacy List in 2018 that was established for targeted advocacy project opportunities complementary to the delivery of the North East Link.
- Both the NEL Project Advocacy List (recently updated by Council - 6 December 2021) and the more general BTAP List will continue to be used as a basis for transport advocacy. The relationship between the BITP and both lists is set out in Figure 1 below.

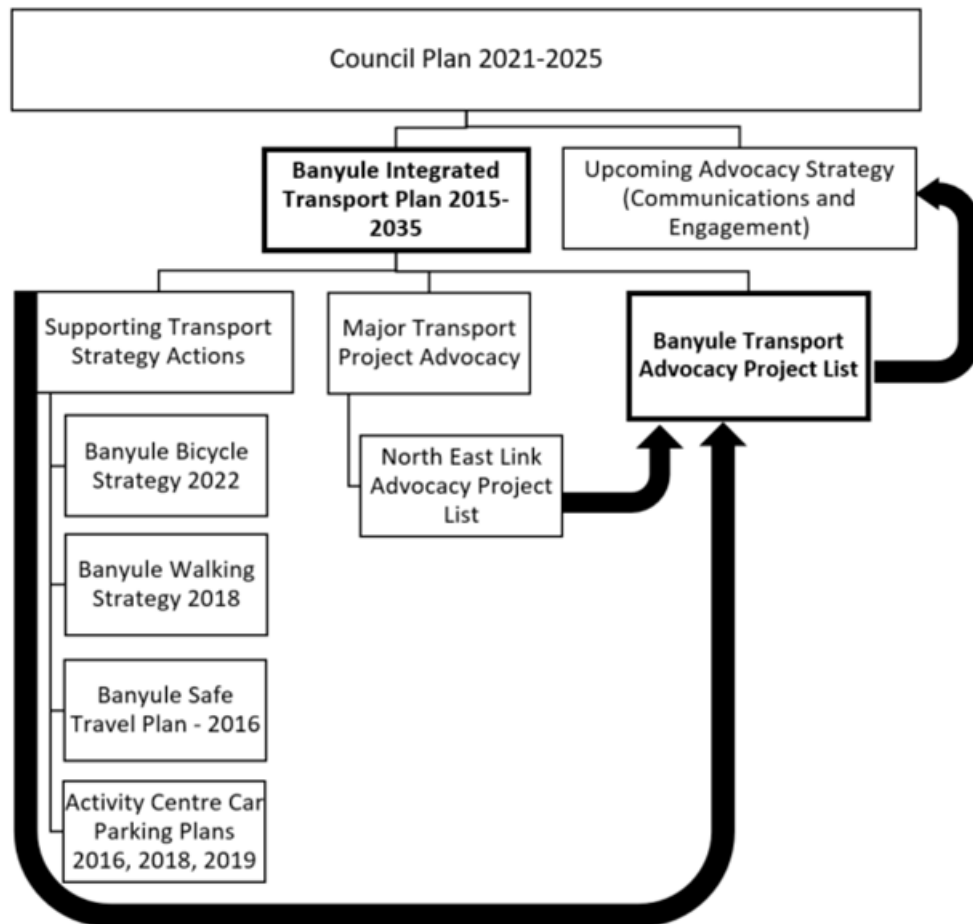


Figure 1: Banyule Transport Advocacy Project List (BTAP List) Context

KEY ISSUES

Banyule Integrated Transport Plan

- The Banyule Integrated Transport Plan (BITP) is a 20-year strategic plan and is now in its seventh year. A review of progress of the BITP has found that its Principles and Strategic Directions remain current. For more information and a listing of the BITP Principles, Strategic Directions, and Indicators see **Attachment 1** (Table 2).
- Progress has been measured by tracking the implementation of BITP actions in August 2018, September 2019 and April 2022.

BANYULE INTEGRATED TRANSPORT PLAN AND TRANSPORT ADVOCACY UPDATE cont'd

- A recent review of the progress on the BITP actions has found that over 90% of the actions set out in 2015 are either complete or have been integrated into Council's ongoing '*business as usual*'. This occurs when departments and teams within Council undertake its aims as part of their usual daily business including the delivery of walking and cycling infrastructure, and consideration of walking and cycling amenity and safety in neighbourhood centre streetscape designing.
- See Table 1 below for a summary of the actions for each BITP section. Further details including a comprehensive rundown on the progress of each of the 68 actions of the plan has been provided at **Attachment 1** (Table 3).

Table 1: Banyule Integrated Transport Plan 2015-2035 – Progress to date

BITP Section	Total No. Actions	Sep-19	Apr-22		
		Implemented	Implemented	BAU ¹	Out standing
Accessibility and Mobility	6	3	6	3	0
Land Use and Development	8	8	8	6	0
Walking and Cycling	23	16	19	14	4
Public Transport	7	5	6	6	1
Streets and Public Spaces	14	9	13	7	1
Advocacy and Leadership	10	10	10	9	0
Total	68	51	62	45	6
		75%	91%	66%	9%

- It is considered timely to develop a new Banyule Integrated Transport Action Plan (BITAP) to supplement the existing BITP. It is recommended that it contain a refreshed set of actions to enable the continued realisation of the BITP's principles and strategic directions.
- It is considered appropriate to develop and include in the BITAP:
 - Updated target measures using key performance indicators that are reflective of Councils advocacy efforts and are readily measurable across time.
 - A set of new and updated actions including those specific to parking management based on the completed Activity Centre Parking Plans for Heidelberg, Ivanhoe and Greensborough along with consideration of innovative parking management techniques to enhance activity centre amenity and encourage sustainable transport use.
 - A community and stakeholder engagement plan to obtain community and key government agencies feedback on the set of proposed actions.

¹ Implemented as ongoing Business as Usual

BANYULE INTEGRATED TRANSPORT PLAN AND TRANSPORT ADVOCACY UPDATE cont'd

Banyule Transport Advocacy Project List (BTAP List)

- The Banyule Transport Advocacy Project List (BTAP List) encompasses projects associated with the Major Transport Projects including the North East Link project and the Hurstbridge Line Duplication Stage 2 (Greensborough to Montmorency) project as well as smaller infrastructure needs like pedestrian crossings of arterial roads and the delivery of State Government cycling infrastructure.
- The complete BTAP list is provided at **Attachment 2**. It is considered appropriate to use this list to support regular interactions with the State Government's Department of Transport as well as for advocacy efforts with communications with local members of parliament and with the community.
- Projects included are those identified in the day to day work of Council and/ or in the advocacy aims of the suite of transport strategy documents that support the Banyule Integrated Transport Plan. The relationship between these strategic documents and Councils advocacy lists is depicted in Figure 1 in the Background section.
- The BTAP List is divided into three sections: Walking and Cycling, Public Transport, and Roads. It has now been updated to remove any completed projects and to include new projects as considered appropriate.
- The BTAP List has also been analysed to assign priority. This was done by determining for each project:
 - What is the level of community need?
 - How much interest or certainty have the State Government provided in delivering the project?
- The highest priority has then been assigned to those projects that are of high need but of low likelihood of being delivered. Projects that are of high need but are planned to be delivered are assigned a more moderate (keep monitoring) advocacy priority.
- Projects that have been removed since the 2018 version following their successful implementation include those in Table 2 below.

Table 2: BTAP List - Completed Projects

Projects removed due to completion or works underway.		Completed
Walking and Cycling	Provide safe pedestrian access across Rosanna Road to link to Rosanna Station – St James Road pedestrian crossing complete.	March 2021
	Provide signalised pedestrian crossing facilities of Rosanna Road near Brown Street in Heidelberg.	July 2021
	Provide a pedestrian and cyclist crossing of Livingston Street at the Donaldson Creek Trail in Ivanhoe.	March 2022
	Provide secure bicycle parking at Montmorency Station.	To be delivered by 2023.
Public Transport	Introduce Sky bus services from Watsonia Station to Melbourne Airport.	November 2019
	Upgrade signalling system on Hurstbridge rail line.	To be delivered by 2023.

**BANYULE INTEGRATED TRANSPORT PLAN AND TRANSPORT ADVOCACY
UPDATE cont'd**

	Duplicate the Hurstbridge railway line from Greensborough to Montmorency	To be delivered by 2023.
Roads	Provide 40 km/h pedestrian priority precinct on Lower Plenty Road, Rosanna through the shopping area.	July 2021
	Address congestion on Fitzsimons Lane and Main Road in Lower Plenty.	To be delivered by 2022.

- New or updated projects that have been identified as high priority are described below.

High Community concern

- Upgrade the pedestrian operated crossing to make the traffic signals more visible to drivers at Upper Heidelberg Road between Ivanhoe Girls Grammar School and The Centre Ivanhoe.
- Provide a new pedestrian crossing on the east side of the Marshall Street level crossing in Ivanhoe.
- Provide a dedicated pedestrian bridge adjacent to the Odenwald Road rail bridge.

Banyule Bicycle Strategy 2022

- Complete the C1 Primary Strategic Cycling Corridor (SSC) route on Yarra Street from the Main Yarra Trail with safe crossings at Dora Street and Lower Heidelberg Road in Heidelberg.
- Provide a safe bicycle intersection treatment to implement a continuous north south SSC from the Oriel Road bike lanes across Livingstone Street and provide a Shared User Path (SUP) to connect to Miles Street. The intersection should also cater to east west cyclists using the Livingstone Street Principal Bicycle Network (PBN) bike lanes.
- Complete the C3 – Principal Bicycle Network (PBN) on road cycling route as part time bike lanes along Upper Heidelberg Road through Ivanhoe.
- Complete the C3 - PBN on road cycling route along Lower Heidelberg Road and Heidelberg Road to Darebin Creek in Ivanhoe. As part of this provide protected

BANYULE INTEGRATED TRANSPORT PLAN AND TRANSPORT ADVOCACY UPDATE cont'd

road cycling facilities on Heidelberg Road from Banyule to facilitate access to the Melbourne CBD.

- Provide a safe cycling crossing of Bell Street in West Heidelberg along the on-road Oriel Road C1 – SSC cycling route.

Transport Northern Region Transport Strategy (Stage 2 – draft)

- Provide higher frequency and all year (no semester break) operation of Bus Route 301.
- Advocate for the provision of improved bus services to La Trobe University from Yallambie, Viewbank and Lower Plenty (or realignment of Route 517)
- Extend Bus Route 301 to Heidelberg Station to improve access to La Trobe NEIC from the east and north east.
- Upgrade Watsonia Station including an integrated transport interchange with direct DDA compliant access to the station from the surrounding precinct.
- Advocate for the provision of a 70m northbound queue jump bus lane (Waterdale Road at Kingsbury Dr) to improve bus priority for the future SRL and to La Trobe University.

Heidelberg Structure Plan 2021

- Prioritise pedestrian movement through Heidelberg Activity Centre by introducing a zebra crossing or a pedestrian operated crossing in front of Warringal Shopping Centre.
- Build pedestrian operated signals or zebra crossings on Banksia Street at Waratah Special Development School and at Heidelberg Repatriation Hospital.
- Provide a pedestrian operated at grade crossing of Burgundy Street near Martin Street.
- Install Zebra crossings or pedestrian operated signals at the Courthouse and/or at the southern end of the Jika/Yarra Street intersection. Note Yarra Street is also a strategic cycling corridor to join to the Main Yarra Trail.
- Upgrade Heidelberg Station to provide a high-quality modal interchange facility in Heidelberg.

SUPPORTING REPORT DETAILS

Legal Consideration

- There are no direct legal implications arising from the recommendation contained in this report.

Human Rights Charter

- In developing this report to Council, the subject matter has been considered in accordance with the requirements of the *Charter of Human Rights and Responsibilities Act 2006*.
- It is considered that the subject matter does not raise any human rights issues.

**BANYULE INTEGRATED TRANSPORT PLAN AND TRANSPORT ADVOCACY
UPDATE cont'd**

Sustainable Procurement Outcomes

- There are no sustainable procurement activities arising from the recommendation contained in this report.

Financial Implications

- There are no financial implication arising from the recommendation contained in this report.

Officer Declaration of Conflict of Interest

- The *Local Government Act 2020* requires members of Council staff, and persons engaged under contract to provide advice to Council, to disclose any direct or indirect interest in a matter to which the advice relates.
- Council officers involved in the preparation of this report have no conflict of interest in this matter.

ATTACHMENTS

No.	Title	Page
1	Banyule Integrated Transport Plan 2015 – 2035: Progress Report – April 2022	
2	Banyule Transport Advocacy Project List 2022	

5.2 15 - 17 FLINTOFF STREET - COMMUTER CAR PARK & BUS INTERCHANGE - ADVOCACY FOR FUTURE DEVELOPMENT

Author: Lucy Rasdell - Acting Manager Delivery & Assets, City Development

Ward: Bakewell

SUMMARY

1. The State Government is proposing to compulsorily acquire Council owned land on the corner of Flintoff St and Para Road, Greensborough for the purposes of building a public commuter carpark and bus interchange, in support of the Hurstbridge Line Duplication Stage 2 project.
2. While the delivery of a bus interchange and commuter parking is welcomed at this location, consideration should be given to an activated mixed-use development which is commensurate with Council's strategic objectives for the Greensborough Major Activity Centre and presents a better return on the State's investment.
3. Overall development of the site should capitalise on height allowances, which are supported by the planning scheme, with the State adopting a design that considers the structural requirements for supporting additional development (residential or commercial) above the proposed carpark.
4. While higher density housing may not be viable at this location at this time, there needs to be a long-term vision approach to development of the land and consideration of the opportunity lost by not considering development potential, whereby additional levels could be added in future years.

RECOMMENDATION

That Council:

1. Notes that the State Government, in accordance with section 145 (b) (1) of the *Major Transport Projects Facilitation Act 2009*, will be procuring Council owned land on the corner of Flintoff Street and Para Road for the purposes of constructing a bus interchange and two storey commuter carpark.
2. Notes that an opportunity exists to deliver a transport solution that is both more commensurate with Council's strategic objectives for the Greensborough Major Activity Centre and presents a better return on the State's investment.
3. Advocates for a whole of precinct approach that champions the State Government's Plan Melbourne Strategy, which identified Greensborough as a major growth area, by writing to the Minister for Transport Infrastructure, Minister for Planning, Minister for Jobs, Minister for Business Precincts and Ministers for Bundoora and Eltham seeking their support for the delivery of an integrated development outcome on the site.

**15 - 17 FLINTOFF STREET - COMMUTER CAR PARK & BUS INTERCHANGE -
ADVOCACY FOR FUTURE DEVELOPMENT cont'd**

4. Provides copies of the correspondence in item 3 to the Victorian Planning Authority, Development Victoria and the Office of the Victorian Government Architect seeking their support.
5. Commences discussions regarding safeguarding the project for future development with Department of Transport, Level Crossing Removal Project, Metropolitan Roads Project Alliance, Victorian Planning Authority and possible Development Victoria.
6. Agrees to progress feasibility works with Level Crossing Removal Project and Metropolitan Roads Project Alliance to assess structural requirements to support additional development.
7. Receives a report following the feasibility works with the view of potentially contributing towards the design and construction of future proofing the structure to enable development of the upper levels, on the condition that the air rights remain in Council ownership.

COUNCIL PLAN

- This report is in line with Banyule's Council Plan strategy to "Develop and maintain best practice integrated strategic plans that impact positively on the quality and design of our places and built environment".

BACKGROUND

Hurstbridge Line Duplication Stage 2 Project

- The 2019-20 Victorian Budget committed \$530 million to the Hurstbridge Line Duplication Project Stage 2. It will comprise the construction of a new stations at both Greensborough and Montmorency, along with track duplication in between.
- Council has advocated for the State Government to deliver a Transport Interchange at Greensborough Station as part of the Hurstbridge Line Duplication Project Stage 2.
- To supplement the Hurstbridge Line Duplication Project Stage 2, the State Government recently announced the delivery of a new bus interchange with commuter carparking which will be built through the compulsory acquisition of Council owned land on the corner of Para Road and Flintoff Street. A site location plan showing the land to be acquired and a render of the proposed carpark and interchange are shown below.
- Acquisition of the parcel will be facilitated through s145(b)(1) of the *Major Transport Projects Facilitation Act 2009*.
- While it was preferred that the carpark and interchange be delivered as part of the Hurstbridge Duplication Project on the existing Greensborough Station site as an example of whole-of-place planning to address accessibility and connectivity, the site constraints are acknowledged and understood.
- Announcement of the Hurstbridge Duplication Project Stage 2 prompted Council to build upon existing work and prepare the *Greensborough North East Gateway Integrated Strategic Plan Background Review*.

15 - 17 FLINTOFF STREET - COMMUTER CAR PARK & BUS INTERCHANGE - ADVOCACY FOR FUTURE DEVELOPMENT cont'd

- This review considered land use and public realm planning in the area around Poulter Reserve, Greensborough station, and through to Main Street. Council considered this work at its public meeting on 4 October 2021 and resolved to support its draft vision and principles, which included future use of the land at the corner of Flintoff Street and Para Road to improve connection, integration, sense of place and identity. Council also showed support for a bus interchange in the centre by resolving to secure an *'appropriate transport interchange as part of any activated mixed-use development'*.



Site location on the corner of Para Road and Flintoff St, Greensborough



Department of Transport Render of proposed bus interchange and double storey commuter carpark

Greensborough Major Activity Centre – Planning Scheme Requirements

- In 2006, Council adopted *The Greenbook*. This structure plan set the vision for the future of the Greensborough Major Activity Centre (GMAC) and the East Main Street precinct (which contains the subject site).

15 - 17 FLINTOFF STREET - COMMUTER CAR PARK & BUS INTERCHANGE - ADVOCACY FOR FUTURE DEVELOPMENT cont'd

- This formed the basis for the current controls in the Banyule Planning Scheme for Greensborough which is Schedule 1 to the Activity Centre Zone (ACZ1)
- The ACZ's objectives for the precinct include:
 - Encouraging a mix of uses with active frontages; and
 - Creating safe and convenient pedestrian links to the retail core and public transport services which encourage people to use active and public transport rather than cars.

Greensborough Framework Plan



Extent of Greensborough Major Activity Centre

- As shown in the diagram above, the site is a significant parcel of land that, in alignment with Council's vision, presents as an attractive 'gateway' to the activity centre. According to the Banyule Planning Scheme the preferred height for the subject site (in precinct 3C) is noted below:

15 - 17 FLINTOFF STREET - COMMUTER CAR PARK & BUS INTERCHANGE - ADVOCACY FOR FUTURE DEVELOPMENT cont'd

Precinct requirements

Sub-precinct	Preferred maximum building height	Preferred setback
3A	None specified.	None specified.
3B	None specified.	None specified.
3C	73 metres AHD within 6 metres of the Para Road frontage. 10 metres above the floor level of the Town Square. 89 metres AHD overall.	0 metres from all road frontages.

KEY ISSUES

Discussions to date

- Council has delivered the southern anchor in the East Main Street precinct with WaterMarc and Council's main offices, and the Greensborough Walk connection between Flintoff Street and the Greensborough Plaza. Well-connected public space is envisaged as a link to developments that activate Para Road and Flintoff Street.
- There is significant developer interest in this and surrounding properties within Greensborough that have the potential to add significant vibrancy and diversity to the area.
- An opportunity exists to deliver a transport solution that is both more commensurate with Council's strategic objectives for the Greensborough Major Activity Centre and presents a better return on the State's investment.
- There has been engagement at officer level with representatives from LXP and Department of Transport regarding a potential multi-level mixed use development (potentially retail, commercial and residential) opportunity above the proposed bus interchange/car park development.
- While high density residential development at this location would be supported by the planning scheme, it's appreciated that the availability of detached housing product nearby and achievable sale prices for higher density residential development versus detached properties haven't reached a tipping point which makes higher density housing more viable to the market in Greensborough.
- Even though high density residential isn't a short-term attractive option, there needs to be a long-term vision approach to development of the land and consideration of the opportunity lost by not considering development potential. This shouldn't however preclude for provision to be made for additional levels to be added in future years.
- The opportunity to deliver a residential development above the carpark and interchange, particularly in this location, which sits within a major activity centre and adjacent to major retail and a new railway station, will act to catalyse further mixed-use development which is attractive for investors.

**15 - 17 FLINTOFF STREET - COMMUTER CAR PARK & BUS INTERCHANGE -
ADVOCACY FOR FUTURE DEVELOPMENT cont'd**

Proposed Advocacy

- We are seeking that the State Government extending its funding for the *Greensborough Station Carpark and Bus Interchange* to include a multi-level mixed use development opportunity above car park.
- A fact sheet has been prepared and attached to this report (Attachment 1) which will be distributed to major State Government Departments and agencies requesting that the State Government extend its funding to include a multi-level mixed use development opportunity above the carpark and bus interchange.
- It is proposed that Council officers work with Department of Transport and LXP to ascertain the structural requirements to augment the current design to accommodate a super structure above the carpark and bus interchange in the future.
- Following the conclusion of this feasibility study and assessment, Council could commit to contributing towards the design and construction of future proofing the structure enabling development of the upper levels, on the condition that the air rights remain in Council ownership. However, this would be subject to a future Council report and would also require LXP to provide an in-principle agreement to the proposal. The 'air-rights' above the development would be returned to Council via a strata title.

SUPPORTING REPORT DETAILS

Legal Consideration

- There are no direct legal implications arising from the recommendation contained in this report.

Human Rights Charter

- In developing this report to Council, the subject matter has been considered in accordance with the requirements of the *Charter of Human Rights and Responsibilities Act 2006*.
- It is considered that the subject matter does not raise any human rights issues.

Sustainable Procurement Outcomes

- There are no sustainable procurement activities arising from the recommendation contained in this report.

Financial Implications

- There will be financial implications to adopt an appropriate design that considers the structural requirements and associated column spacings for supporting additional development above the carpark and bus interchange, but the quantum is unknown until feasibility works are undertaken
- Officers have asked Department of Transport and LXP to consider the requirements and have been advised that '*Future proofing for an integrated development opportunity at 15-17 Flintoff Street will not be progressed as part of the Greensborough car park and bus interchange project*'.

**15 - 17 FLINTOFF STREET - COMMUTER CAR PARK & BUS INTERCHANGE -
ADVOCACY FOR FUTURE DEVELOPMENT cont'd**

Key Considerations

- LXP has already kicked off its community consultation phase for the project which has included a mailout to local residents, social media campaign and briefing key stakeholders including Council.
- It is understood that the Development Application for the project will be lodged directly with the Minister for Planning in April-May 2022, with the project progressing to detailed design while the Minister considers the application.
- According to LXP timelines, development approval is expected in late 2022 with construction due to commence shortly thereafter. The carpark is due to be completed and open sometime in 2024.
- At this stage no offer has been made to Council regarding purchase of the land, however officers have advised that the valuation should be based on the highest and best use for the land.
- Given the timelines to which DoT and LXP are working, it is imperative that lobbying for a much better planning outcome at this location be expedited and discussions with the State Government commence immediately.

Officer Declaration of Conflict of Interest

- The *Local Government Act 2020* requires members of Council staff, and persons engaged under contract to provide advice to Council, to disclose any direct or indirect interest in a matter to which the advice relates.
- Council officers involved in the preparation of this report have no conflict of interest in this matter.

ATTACHMENTS

No.	Title	Page
1	GMAC Fact Sheet	

5.3 HOUSING AND NEIGHBOURHOOD CHARACTER REVIEW

Author: Klover Apostola - Principal Strategic Planner, City Development

SUMMARY

1. Banyule has an extensive planning scheme history associated with the creation and implementation of housing and neighbourhood character policies.
2. The State Government and other decision-making bodies, such as the Victorian Civil and Administrative Tribunal (VCAT), expect Council policies and planning controls to be kept up-to-date and to demonstrate how a municipality will, amongst other matters, accommodate growth, housing choice and affordability in the right locations while balancing liveability and neighbourhood character considerations.
3. Council has recently adopted the *Community Vision 2041*, which includes clear objectives to focus on housing diversity and affordability and how we meet our future needs.
4. The purpose of this report is to outline the approach for addressing future housing and neighbourhood character issues in a coordinated way, as per State Government requirements, through a Housing and Neighbourhood Character Review. This will be a significant project that will lead to the following key outcomes:
 - An updated Banyule Housing Strategy (the current strategy was prepared in 2009).
 - An updated Neighbourhood Character Strategy, to ensure the need for housing growth is balanced with the need to respect neighbourhood character.
 - A planning scheme amendment (or amendments) required to implement adopted strategies through new planning controls. This may include local variations to overlays, zones, or policies.
5. Much has changed in a metropolitan context since Council undertook its last housing and neighbourhood character policy work. **Attachment 1** is a *Preliminary Housing & Neighbourhood Character Discussion Paper* that outlines this context, key issues, policy requirements and work program in more detail.
6. Consultation on this Preliminary Discussion Paper is planned to start in May 2022. This is a conversation starter with the community to get an insight on the features people value in their neighbourhood, what they would like to see improved, and whether their current and future housing needs can be met in their local area.
7. More extensive consultation will be carried out as part of the broader Housing and Neighbourhood Character Review, through the development of the Housing and Neighbourhood Character Strategies and any proposed changes to the Banyule Planning Scheme.

HOUSING AND NEIGHBOURHOOD CHARACTER REVIEW cont'd

RECOMMENDATION

That Council:

1. Note the *Housing & Neighbourhood Character Preliminary Discussion Paper* for the purpose of initial consultation with our community about housing and neighbourhood character priorities and emerging issues.
2. Note that some refinements may be made to the *Housing & Neighbourhood Character Preliminary Discussion Paper* for clarity prior to consultation commencing in May 2022.

COUNCIL PLAN

- This report is in line with Banyule's Council Plan strategy to "Deliver well designed places and spaces that enable stronger connections and liveability to meet the diverse needs of our current and future community".

BACKGROUND

- The *Banyule Community Vision 2041* places a heavy emphasis on meeting not just our current needs, but those of our emerging communities. It includes a desire to provide more diverse, affordable and sustainable housing to '*meet the mixed needs of our diverse community*'.
- When Banyule's last housing strategy was completed in 2009, Banyule's population growth was slow, well below average for the State. In the early 2000s Banyule had a declining population that was projected to slowly increase over 20 years from 117 963 to 121 533 residents in 2021. The real population growth has exceeded these projections and according to estimates has reached approximately 131 940 residents (ABS Estimated Resident Population 2020). This remains lower than the population growth of broader Metropolitan Melbourne, which has seen unprecedented growth and significant increases to future population projections.
- The State Governments Metropolitan Planning Strategy, *Plan Melbourne* (2014, updated 2017) established a new strategic plan to manage growth, including expectations on housing locations, diversity and affordability in key locations across Melbourne.
- Banyule is to be the focus of significant major transport infrastructure projects that include North East Link, Hurstbridge line upgrades and the future Suburban Rail Loop – each of which bring different opportunities and pressures such as regional accessibility and reduced travel times that may increase the desirability of Banyule as a place to live or work.
- The calls for more housing diversity in our Community Vision are supported by recent trends. The 2016 ABS Census data confirms for example, that of Banyule's new housing stock, dwellings with 4+ bedrooms are the predominant house size, with decreases in 3- and 1-bedroom dwellings and only marginal increases in 2-bedroom dwellings. This growth in large single dwellings was already noted when the 2009 Housing Strategy was prepared. If it continues, there may be challenges meeting the diverse needs of existing or future

HOUSING AND NEIGHBOURHOOD CHARACTER REVIEW cont'd

communities, such as single person households who currently account for 23% of our households.

- Many of the issues that are often considered in a 'neighbourhood character' context, such as trees, streetscapes, building height, and housing form or style are all inter-related to housing pressures. Planning controls have consequential impacts on housing delivery (including diversity, land capacity, land value etc), so it is important that Council firstly undertake a 'health check' of the successes and failures of the existing housing and neighbourhood character strategies and controls. This will provide a clear evidence base required for future actions, including any changes to the Planning Scheme.
- The State Government through *Plan Melbourne* and the draft *Northern Metro Land Use Framework Plan*, which is a 30-year strategic vision to guide growth in the region, require Council to review housing supply and demand in the municipality. These State Government plans seek to provide long term housing growth, diversity and choice in locations that capitalise on existing infrastructure, jobs, services and public transport.
- These plans are reflected in State Policy in the Banyule Planning Scheme, which require Council to develop its own long-term strategies every 15 years. State Government [Practice Notes 90](#) and [91](#) set out a clear methodology for reviewing housing and neighbourhood character strategies at the same time, to ensure we plan for housing growth that contributes to the existing or preferred neighbourhood character of a local area.
- These strategies should encourage housing supply and diversity by guiding new development into sustainable locations with access to services, transport and facilities. They should also ensure the unique features that make each municipality unique are respected.
- Inconsistencies between housing and neighbourhood character objectives create confusion about whether housing growth or the protection of existing neighbourhood character is to be prioritised in a defined area or neighbourhood. The new strategies for Housing and Neighbourhood Character need to align so that Council is giving a consistent message about the outcomes it is seeking to achieve in particular locations. This provides the community with certainty about where housing change will occur and what the level of change will be.

KEY ISSUES

- The *Housing & Neighbourhood Character Preliminary Discussion Paper (Attachment 1)* outlines how Council will set about planning for its future housing and neighbourhood character needs through our Housing and Neighbourhood Character Review. It includes some key questions to discuss with our different communities. The responses to these questions will provide an insight on the current and future housing needs in Banyule, the qualities that are valued by local residents, and the features they would like to see improved in their local neighbourhoods.
- Consultation on this Preliminary Discussion Paper is planned to start in May 2022 through Shaping Banyule, the Banyule Banner and social media. This stage of consultation is just the start of the conversation. It will help to give an insight on who might like to be involved in the broader Housing and Neighbourhood Character Review, and what the key issues to be considered are likely to be.
- The broader Housing and Neighbourhood Character Review is a significant piece of strategic work that will be progressed over a longer timeframe. It will include

HOUSING AND NEIGHBOURHOOD CHARACTER REVIEW cont'd

extensive community consultation that will ensure all sectors of our community are involved. It may also lead to proposed changes to policies, zones and overlays in the Banyule Planning Scheme, which will involve further community consultation processes and independent reviews.

SUPPORTING REPORT DETAILS

Legal Consideration

- There are no direct legal implications arising from the recommendation contained in this report.

Human Rights Charter

- In developing this report to Council, the subject matter has been considered in accordance with the requirements of the *Charter of Human Rights and Responsibilities Act 2006*.
- It is considered that the subject matter does not raise any human rights issues.

Sustainable Procurement Outcomes

- There are no sustainable procurement activities arising from the recommendation contained in this report.

Financial Implications

- There are no financial implication arising from the recommendation contained in this report.

Officer Declaration of Conflict of Interest

- The *Local Government Act 2020* requires members of Council staff, and persons engaged under contract to provide advice to Council, to disclose any direct or indirect interest in a matter to which the advice relates.
- Council officers involved in the preparation of this report have no conflict of interest in this matter.

ATTACHMENTS

No.	Title	Page
1	Housing & Neighbourhood Character Preliminary Discussion Paper	

6.1 10 YEAR ASSET PLAN

Author: Mohammad Rashid - City Assets Coordinator, Assets & City Services

SUMMARY

1. Section 92 of the *Local Government Act 2020* requires Council to develop, adopt and keep in force a 10-year Asset Plan to be in place by the end of June 2022. This plan is to cover all major asset categories and include 10-year financial forecasts to manage the assets over that period of time.
2. The Plan outlines key elements involved to sustainably and effectively manage Council's infrastructure assets and is a key element of Council's strategic asset management planning.
3. It focuses on Council's fixed infrastructure assets (excluding land and trees) \$986 million in value. Six asset categories included in this plan are roads, footpaths, bridges, drainage, buildings and parks and open space (POS).
4. The Plan recommends increasing renewal funding by \$6.3 million over the next 10 years for roads (including carparks and kerb and channel) through the rebalancing of funding across asset categories.
5. The Plan also recommends increasing expenditure by \$10 million for POS renewal and upgrade to improve the level of service of POS, as supported by Vision 2041 community feedback. This funding is included in the 10-year Financial Plan.
6. The purpose of this Report is to present the draft Asset Plan (the Plan) to Council for endorsement prior to proceeding to community consultation.

RECOMMENDATION

That Council:

1. In line with Council's requirements under the *Local Government Act 2020*, endorse the draft 10 Year Asset Plan for community consultation as part of the integrated community engagement process planned for the Council Plan, Asset Plan, Financial Plan, Budget and Revenue and Rating Plan.

COUNCIL PLAN

- This Report is in line with Banyule's Council Plan strategy to "Strategically plan, build and renew community assets and facilities that meet current and future service needs and instil a sense of civic pride".

BACKGROUND

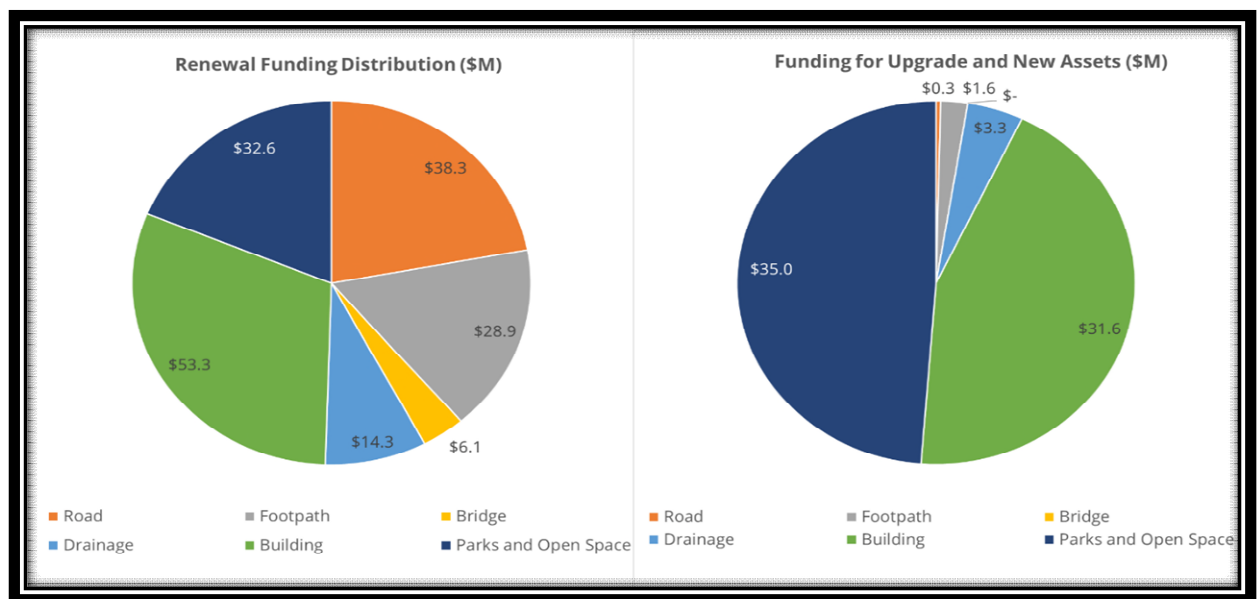
- The *Local Government Act 2020* requires a 10-year Asset Plan to be in place by the end of June 2022. This plan is to cover all major asset categories and include 10-year financial forecasts to manage the assets over that period of time.

10 YEAR ASSET PLAN cont'd

- The draft Asset Plan (the Plan) (**Attachment 1**) outlines key elements involved to sustainably and effectively manage Council’s infrastructure assets and is a key element of Council’s strategic asset management planning.
- The Plan provides financial forecasts in managing Council’s fixed infrastructure assets (excluding land and trees) of \$986 million in value. Six asset categories are included in this plan:
 - Roads, including kerb and channel and carparks
 - Footpaths
 - Bridges, including road and pedestrian bridges
 - Stormwater Drainage
 - Buildings
 - Parks and Open Space (POS)

KEY ISSUES

- The Asset Plan must be adopted by 30 June 2022 as required by the Local Government Act 2022.
- It is recommended to implement the renewal funding proposed by the Plan:
 - This includes increasing renewal funding by \$6.3 million over the next 10 years for roads (including carparks and kerb and channel) through the rebalancing of funding across asset categories.
 - The draft plan also recommends increasing expenditure by \$10 million for POS renewal and upgrade to improve the level of service of POS, as supported by Vision 2041 community feedback. This funding is included in the draft 10-year Financial Plan.
- Proposed capital funding distribution among various asset categories, as recommended by the draft Asset Plan, is depicted in the following figure:



10 YEAR ASSET PLAN cont'd

- A comparison between renewal funding allocated and required for different asset categories along with Renewal Gap Ratio is summarised below.

Asset Category	VAGO Financial sustainability indicators		Renewal Modelling Financial Indicator			
	Renewal Gap Ratio	Risk Level	Renewal Funding Allocation, (\$M)	Required Renewal Funding (\$M)	Renewal Intervention, Condition	Financial Sustainability (%)
Road	0.7	Medium	38.3	38.3	5	100%
Footpath	1.16	Low	28.9	20.7	4	140%
Bridge	6.11	Low	6.1	1.5	4	402%
Drainage	0.67	Medium	14.3	9.4	4	152%
Building	3.92	Low	53.3	38.1	4 & 5	140%
Parks and Open	1.34	Low	32.6	31.2	5	104%
Total			173.4	139.2		125%

SUPPORTING REPORT DETAILS

Legal Consideration

- There are no direct legal implications arising from the recommendation contained in this report.

Human Rights Charter

- In developing this Report to Council, the subject matter has been considered in accordance with the requirements of the *Charter of Human Rights and Responsibilities Act 2006*.
- It is considered that the subject matter does not raise any human rights issues.

Sustainable Procurement Outcomes

- There are no sustainable procurement activities arising from the recommendation contained in this report.

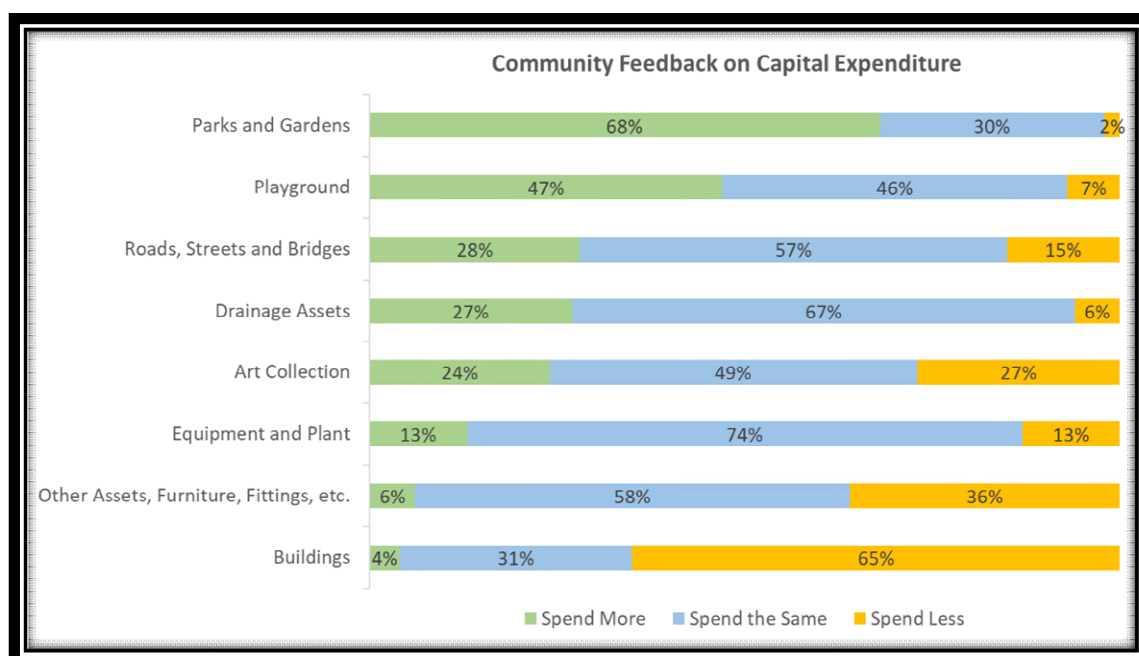
Financial Implications

- The financial related recommendations within the draft Asset Plan are in alignment with and included in the draft Capital Works and Initiatives Program 2022/23, draft Budget and draft 10 Year Financial Plan.
- The proposed expenditure profiles outlined in the draft Asset Plan may require to be adjusted to remain aligned with the 2022/23 Council Budget, Capital Works Program and 10 Year Financial Plan as they are finalised prior to adoption.
- There are no further financial implications arising from the recommendation contained in this report.

10 YEAR ASSET PLAN cont'd

Community Engagement

- Deliberative community engagement is not required for the Plan, however it must be developed by Council in accordance with its Community Engagement Policy.
- The Plan considers feedback received from the community during the deliberative engagement undertaken for the Community Vision 2041 and Council Plan 2021-2025. Key feedback received from the community was:
 - To spend more on fixing existing infrastructure rather than building anything new.
 - Not to borrow funds to build new infrastructure.
 - To find efficiencies to reduce costs and fully utilise existing assets.
- The following figure presents the summary of 320 responses to the question 'When considering how Council spends on Capital Works, do you think Council should spend more, the same or less?'



- Following Council endorsement of the draft Asset Plan for consultation, an integrated community engagement process is planned for the Council Plan Action Plan, Asset Plan, Financial Plan, Budget and Revenue and Rating Plan.
- The community engagement is scheduled from 12 April to 3 May 2022.

Officer Declaration of Conflict of Interest

- The *Local Government Act 2020* requires members of Council staff, and persons engaged under contract to provide advice to Council, to disclose any direct or indirect interest in a matter to which the advice relates.
- Council officers involved in the preparation of this report have no conflict of interest in this matter.

ATTACHMENTS

10 YEAR ASSET PLAN cont'd

No.	Title	Page
1	Draft 10 Year Asset Plan 2022-2032	

6.2 SUITE 2.01 1 FLINTOFF ST GREENSBOROUGH AND PART 7 FLINTOFF ST, GREENSBOROUGH - PROPOSED LEASE TO ALBURY WODONGA COMMUNITY COLLEGE LIMITED

Author: Andrea Turville - Property Officer, City Development

Ward: Bakewell

SUMMARY

1. Council owns the land and improvements at Suite 2.01 1 Flintoff Street Greensborough ("the premises") and the multideck carpark at 7 Flintoff Street Greensborough ("carpark").
2. A leasing proposal has been received from Albury Wodonga Community College to lease both the vacant space and fitted out offices for a term of three (3) years commencing 1 May 2022 with a further three options of three (3) years each.
3. Council has complied with its obligations under s.115 of the *Local Government Act 2020* ('the Act') by undertaking a community engagement process in accordance with Council's Community Engagement Policy.

RECOMMENDATION

That Council:

1. Having complied with its obligations under s.115 of the *Local Government Act 2020*, support the proposed lease between Council and Albury Wodonga Community College Ltd, for the premises known as Suite 2.01 1 Flintoff Street, Greensborough for a period of three (3) years with three further terms of (3) years commencing 1 May 2022.
2. Authorise the Director City Development to sign the necessary documentation to execute the lease at the appropriate time.

COUNCIL PLAN

- This report is in line with Banyule's Council Plan strategy to "Manage Council's commercial assets, leases and contracts to deliver sustainable, accessible and inclusive outcomes for the community".

BACKGROUND

- Following the relocation of Council staff from part of Suite 2.01, the fitted-out offices along with the adjacent vacant space became vacant and available for lease.

**SUITE 2.01 1 FLINTOFF ST GREENSBOROUGH AND PART 7 FLINTOFF ST,
GREENSBOROUGH - PROPOSED LEASE TO ALBURY WODONGA
COMMUNITY COLLEGE LIMITED cont'd**

- Knight Frank was engaged to market and lease the premises and originally presented a leasing proposal from CPB Contractors, the consortium contracted for the North East Link early works package. Unfortunately, negotiations fell through over the Christmas/New Year period and the premises was re-listed.
- Council has recently received a proposal from the Albury Wodonga Community College Limited (AWCC) requesting a lease for the entire premises, including the fitted-out offices with remaining furniture.
- AWCC intend on using the space to deliver alternative, accredited employment focused training programs designed to improve literacy and numeracy skills for young adults.
- Some fit out works will be required with AWCC covering these costs. The agreement will require them to reinstate the premises at the end of the term.

KEY ISSUES

- Negotiations are yet to be finalised between Council and AWCC.
- The lease is anticipated to commence 1 May 2022 at a commencing (gross) rent of \$350,000 per annum plus GST. AWCC are also interested in licencing the 12 remaining parking spaces in Level 1 of the multideck carpark at a commencing rent of \$18,000 per annum plus GST. Both agreements will incur an annual 3% rent review.
- The Department of Education, the other tenant on Level 2 have been informed of this proposal.

SUPPORTING REPORT DETAILS

Legal Consideration

- There are no direct legal implications arising from the recommendation contained in this report.
- Lawyers will be engaged to advise whether the provisions of the *Retail Leases Act 2020* apply and prepare a draft gross Lease for the premises and a draft Licence Agreement for use of the carpark.

Human Rights Charter

- In developing this report to Council, the subject matter has been considered in accordance with the requirements of the *Charter of Human Rights and Responsibilities Act 2006*.
- It is considered that the subject matter does not raise any human rights issues.

Sustainable Procurement Outcomes

- There are no sustainable procurement activities arising from the recommendation contained in this report.

**SUITE 2.01 1 FLINTOFF ST GREENSBOROUGH AND PART 7 FLINTOFF ST,
GREENSBOROUGH - PROPOSED LEASE TO ALBURY WODONGA
COMMUNITY COLLEGE LIMITED cont'd**

Financial Implications

- There are no financial implication arising from the recommendation contained in this report.

Community Engagement

- Council is required to comply with s.115 of the *Local Government Act 2020* by conducting a community engagement process. Public notice was provided on Council's website and onsite notices on Monday 7 March 2022 and concluded on Monday 4 April 2022.

Officer Declaration of Conflict of Interest

- The *Local Government Act 2020* requires members of Council staff, and persons engaged under contract to provide advice to Council, to disclose any direct or indirect interest in a matter to which the advice relates.
- Council officers involved in the preparation of this report have no conflict of interest in this matter.

ATTACHMENTS

Nil

6.3 IVANHOE AQUATIC REDEVELOPMENT STAGE 2 - CONCEPT DESIGN

Author: Ruth Robles McColl - Senior Project Manager, City Development

SUMMARY

1. The Ivanhoe Aquatic & Fitness Centre is a key recreational facility for the residents of the City of Banyule that is managed by Council.
2. A staged multimillion-dollar masterplan was developed in 2012 to bring the ageing facility up to standard. Stage one of the masterplan was completed in 2016. Stage two is in design phase.
3. Council has continued to inform members and community about the project and the Stage 2 redevelopment as part of ongoing communications through newsletters and bulletins.
4. In 2020, targeted stakeholder engagement was undertaken to review the 2012 master plan and inform the development of a Draft Banyule Aquatic Strategy.
5. Throughout 2021, several workshops were held to address the scope of this next stage and exploration of Sustainable Environmental Design (ESD) goals.
6. A concept plan for Stage 2 has been developed (Attachment 1) and includes full electrification of the centre, additional program and leisure water spaces (including spa and sauna) and associated amenities.
7. This design responds to the increased community and member need for aquatics space at Ivanhoe to support growth in learn to swim, demand for better opportunities for lap swimming and other water-based programs such as aqua classes.
8. Stage 2 scope once implemented will deliver on Council's commitment to net zero through an all-electric, 5 Star Green Star accredited facility outcome.
9. A Community Engagement plan has been developed and broad consultation on the plan will take place throughout April and May.
10. The current budget allocation over three financial years is \$12.7m. It is anticipated that the project may require funds in the order of approximately \$21.6m. Council will be advocating for funding opportunities from external bodies throughout the design development process and refer any shortfall to future budget processes.
11. As one of Council's major projects to be delivered, this project will contribute short and long term sustainable procurement outcomes through its commitment to environmental sustainable principles and local job creation.

RECOMMENDATION

That Council:

1. Endorses the Ivanhoe Aquatic Redevelopment Stage 2 concept plan for community consultation in accordance with the Community Engagement Plan.

IVANHOE AQUATIC REDEVELOPMENT STAGE 2 - CONCEPT DESIGN cont'd

2. Notes this proposed project will deliver on Council's commitment to net zero through an all-electric, 5 Star Green Star accredited facility outcome.
3. Notes that Council will apply for funding from the Victorian Governments Local Sports Infrastructure Fund (LSIF) program when the next round of funding opens in 2023. Grants of up \$2 million are available to support redevelopment of aquatic leisure centres.
4. Refers any funding shortfall to future budget processes.
5. Receives a further report at a future Council meeting to present consultation outcomes and endorsement of final concept for detailed design.

COUNCIL PLAN

- This report is in line with Banyule's Council Plan strategy to "Develop community assets and facilities that are environmentally sustainable, innovative, safe and continue to be of appropriate standard".

BACKGROUND

- The Ivanhoe Aquatic & Fitness Centre is a key recreational facility for the residents of the City of Banyule and was established following a redevelopment of the original outdoor 50 metre pool which was developed as the training facility for the 1956 Melbourne Olympic Games.
- The first redevelopment in the mid 1980's, included the construction of indoor swimming facilities, indoor health and fitness facilities, offices and change rooms.
- In 2012 a master plan was developed to address the ageing infrastructure which was insufficient in size and programmable areas.
- As part of the master planning process and to ensure that the facility continued to meet the community's needs into the future, Council undertook an extensive program of consultation and research.
- The findings of the consultation process indicated the following consistent themes:
 - Gym too small to meet community demand
 - Inadequate change room facilities
 - Lack of available water space
 - Insufficient range of water space
 - Insufficient on-site car parking
- In response to the above findings a multi-stage masterplan for redevelopment was proposed.
- Council completed the first stage of the proposed redevelopment in 2015 which addressed the most significant demands at that time, being:
 - Increasing the size and layout of the gymnasium
 - Increasing the size of the group fitness space

IVANHOE AQUATIC REDEVELOPMENT STAGE 2 - CONCEPT DESIGN cont'd

- Improving the changerooms and toilets including improved accessibility
- Improving the reception area and providing a café and social space for customers
- Refurbishing the Centre's appearance, both internally and externally
- Providing office and storage space for staff
- This Stage 2 of the redevelopment aims to now address the remaining capacity constraints and ageing infrastructure primarily associated with the aquatic hall and external spaces in order to provide additional amenity to support the health and wellbeing of the community.

Project Objectives

- To ensure the Ivanhoe Aquatic Centre meets the needs of the community now and into the future
- To complete the works with minimal disruption to current operations and programs
- To achieve and provide a net zero emission, fully electric facility that meets contemporary standards

KEY ISSUES

- The Stage 2 redevelopment scope aligns with the 2021 Draft Banyule Aquatic Strategy recommendations and includes:
 - Program water for learn to swim and warm water therapy and rehabilitation activities.
 - Interactive leisure water/aqua play equipment.
 - Spa and sauna.
 - Extension of health and wellness areas.
- The detailed scope for this stage of the redevelopment has been prioritised and refined following review of the masterplan, further stakeholder consultation and in response to budget constraints.
- The project will deliver on Council's commitment to net zero through an all-electric, 5 Star Green Star accredited facility outcome.
- The project will be subject to detailed analysis and a town planning permit is required prior to the construction. Issues that may arise from the development such as potential disruption to operations, neighbourhood amenity, car parking constraints, landscape etc. will be dealt with through a statutory planning process.

SUPPORTING REPORT DETAILS

Legal Consideration

- There are no direct legal implications arising from the recommendation contained in this report.

IVANHOE AQUATIC REDEVELOPMENT STAGE 2 - CONCEPT DESIGN cont'd

Human Rights Charter

- In developing this report to Council, the subject matter has been considered in accordance with the requirements of the *Charter of Human Rights and Responsibilities Act 2006*.
- It is considered that the subject matter does not raise any human rights issues.

Sustainable Procurement Outcomes

- As one of Council's major projects to be delivered by 2024, this project will contribute short and long term sustainable procurement outcomes through its commitment to environmentally sustainable principles and local job creation.
- This project will ensure local and regional economic uplift through areas such as job creation during construction and increased operations.

Financial Implications

- The current budget allocation over three financial years is \$12.7m.
- It is anticipated that the project may require funds in the order of approximately \$21.6m due to the following circumstances:
 - The scope has changed following the first stage redevelopment completed in 2015 and now includes significant plant upgrades, additional program water spaces and repairs to existing aquatic spaces
 - Escalation in construction costs due to materials and resources
 - Council's direction to shift to electrification of its facilities and achieve carbon neutrality by 2028 which was not anticipated in the previous cost plan.
- Council will be advocating for funding opportunities from external bodies throughout the design development process.
- A funding stream of up to \$2 million that supports redeveloped aquatic leisure centres is available through the State Government Local Sports Infrastructure Fund (LSIF) program.
- This redevelopment of Ivanhoe Leisure Centre aligns with the funding body's objective of *"Projects that provide new or redeveloped aquatic leisure facilities. Redevelopments that focus on increasing participation and access to aquatic activities."*
- The next round of funding applications will open in early 2023.
- Council will refer any additional funding shortfalls to appropriate future budget processes.

Community Engagement

- There is widespread support for this redevelopment which has been earmarked since 2012 as part of Council's ongoing commitment to positive health and wellbeing outcomes for our community.
- As part of the master planning process and to ensure that the facility continued to meet the community's needs into the future, Council undertook a program of

IVANHOE AQUATIC REDEVELOPMENT STAGE 2 - CONCEPT DESIGN cont'd

consultation and research. The redevelopment was broadly advertised in local papers, member newsletters and letters were mailed out to residents nearby.

- Members, broader community and staff and were invited to provide feedback at drop in sessions as well as through a survey outlining the scope of works at the time.
- Since 2012, Council has continued to inform members and community about the project and Stage 2 redevelopment as part of ongoing communications through newsletters and bulletins.
- In 2020, targeted stakeholder engagement was undertaken to review the 2012 master plan and inform the development of a Draft Banyule Aquatic Strategy.
- Throughout 2021, several targeted workshops were held to address the scope of this next stage and exploration of Sustainable Environmental Design (ESD) goals.
- A Banyule Leisure staff workshop and targeted member session was recently conducted to present and discuss this draft concept. There were high levels of support for the draft Concept and the expansion of aquatics space to support the demands for learn to swim and other aquatics programs.
- There have been some positive suggestions around design flexibility in the learn to swim to accommodate 'overflow' lap swimming when possible, and mixed reactions to the outdoor aquatics space in terms of purpose, operations, and functionality. This consultation feedback will be presented back with broad community consultation at a future Council meeting.
- A Community Engagement plan has been developed. The purpose of the engagement is to:
 - To share the concept plans and create broader community awareness of the project, opportunities and timelines.
 - To confirm and update stakeholder and community needs for the centre
 - To inform stakeholders and the community of changes that will occur as a result of the project
- Consultation will be held between 14 April – 5 May 2022. The consultation will consist of:
 - A dedicated Shaping Banyule project page
 - Pop up and drop in consultation sessions
 - Member survey
 - Postcard to all nearby residents letting them know about the plans
 - Foyer information stand with project information

Officer Declaration of Conflict of Interest

- The *Local Government Act 2020* requires members of Council staff, and persons engaged under contract to provide advice to Council, to disclose any direct or indirect interest in a matter to which the advice relates.
- Council officers involved in the preparation of this report have no conflict of interest in this matter.

IVANHOE AQUATIC REDEVELOPMENT STAGE 2 - CONCEPT DESIGN cont'd

ATTACHMENTS

No.	Title	Page
1	Ivanhoe Aquatic Redevelopment Stage 2 Concept Design April 2022	

8.1 **PROPOSED BUDGET 2022-2026 FOR PUBLIC CONSULTATION**

Author: Michael Fan - Financial Performance & Planning Coordinator, Corporate Services

SUMMARY

1. *Section 94* of the *Local Government Act 2020* requires Council to prepare a budget for each financial year and the subsequent 3 financial years (2022/23 through to 2025/26).
2. The budget is required to outline how resources will be allocated across initiatives, programs, services and capital works, as well as financing and debt redemption.
3. The budget provides a comprehensive outline of all income derived from rates, fees and charges, grants and other revenue.
4. The budget will ensure Council's finances remain sustainable and that appropriate resources are allocated to meet the services and capital requirements of the City.
5. Council is required to meet all legislative requirements and through the Proposed Budget 2022-2026 outlined and attached to this report aims to best reflect the most likely financial performance and position of Council in the years ahead.
6. Banyule is proposing to raise general rates by the maximum amount as allowed under the fair Go Rate Cap. This is 1.75% for 2022/23.
7. To combat the significant increase in waste costs, kerbside waste collection and public waste services will be removed from general rates and be levied as two separate waste service rates. This will be introduced through the revised Revenue and Rating Plan 2022-2026.
8. The revised rating framework is proposed to include:
 - i. Public waste rate applicable to all properties; and
 - ii. Kerbside waste collection service for those properties that receive a kerbside waste collection service.
9. The objectives intended via this report are to give notice of:
 - i. The preparation of Council's Proposed Budget for 2022-2026;
 - ii. The opportunity for Council to consider all public feedback on the Proposed Budget 2022-2026 at a Council meeting on Monday, 30 May 2022.
 - iii. Council's intention to consider adopting Banyule's Budget 2022-2026 at a Council Meeting on Monday, 27 June 2022 in accordance with the *Local Government Act 2020*.
10. The consultation period will be open from 12 April 2022 – 3 May 2022. At the close of the consultation period, feedback will be presented to Councillors for consideration and incorporation into the Budget 2022–2026 for Council's

PROPOSED BUDGET 2022-2026 FOR PUBLIC CONSULTATION cont'd

consideration and adoption at the Ordinary Council meeting scheduled for 27 June 2022.

RECOMMENDATION

That Council:

1. Note:
 - a. that the Proposed Budget 2022-2026 has been prepared in accordance with *Section 94 of the Local Government Act 2020*).
 - b. that the Proposed Budget 2022-2026 will ensure Council's finances remain sustainable and that appropriate resources are allocated to meet the services and capital requirements of the City.
 - c. the proposal to introduce a separate rate for waste recovery as part of a revised rating framework outlined in the revised Revenue and Rating Plan 2022-2026.
 - d. the revised rating framework is proposed to include a separate rate for:
 - i. Public waste collection service for all rateable properties; and
 - ii. Kerbside waste collection service for those properties that receive a kerbside waste service.
2. Endorse the Proposed Budget 2022-2026 for community consultation as part of the integrated community engagement planned for the Council Plan, Asset Plan, Financial Plan, Budget and Revenue and Rating Plan.

COUNCIL PLAN

- This Report is in line with Banyule's Council Plan strategy to "Provide responsible management of resources to ensure the financial sustainability of Banyule Council".

BACKGROUND

- The Proposed Budget 2022-2026 has been prepared to deliver the Proposed Council Plan objectives, which set the overall strategic direction for Banyule.

Introduction

- The Proposed Budget 2022-2026 has been prepared with a focus on responsible financial management and in accordance with *the Local Government Act 2020* (and where applicable *the Local Government Act 1989*) *Local Government (Planning and Reporting) Regulations 2020* and *Accounting Standards*.
- The Proposed Budget 2022-2026 is for the Years 1 July 2022 to 30 June 2026 (2022/23 through to 2025/2026)
- The financial statements included in the Proposed Budget 2022-2026 have been prepared for the 4-year period and are consistent with the annual financial statements which are prepared in accordance with applicable Australian Accounting Standards.

PROPOSED BUDGET 2022-2026 FOR PUBLIC CONSULTATION cont'd

- The Proposed Budget 2022-2026 also includes information about the rates and charges estimated to be levied, the capital works program to be undertaken, the human resources required to deliver Council services, and other financial information required for Council to make informed decisions about its financial future.

Integrated approach

- In advance of preparing the Proposed Budget 2022-2026, Officer's review and update Council's long-term financial projections. Financial projections for 10 years are ultimately included in the Financial Plan 2022-2032, which is the key financial plan produced by Council on a rolling basis for consideration.
- The preparation of the budget, within this broader context, begins with Banyule's financial sustainability modelling, including the strategic operating and capital requirements to deliver the required level of service delivery. Budget parameters are determined, and model scenarios are prepared. This includes consideration of the appropriate rate increase and projections on the likely rate cap increase to be determined by the Minister for Local Government.
- The budget parameters are discussed at briefings throughout the year. This process allows consideration of changes in areas of the budget and includes changes based on ongoing and extensive information received from the community consultation processes throughout the year.
- This Proposed Budget 2022-2026 has been prepared and is now submitted to Council to endorse the draft to be provided for community consultation. Subject to endorsement Council will make the budget available on its internet web site from 12 April 2022 to 3 May 2022.
- A person can make a submission on any proposal contained in the Proposed Budget 2022-2026 and any submission will be considered before the final adoption of the Budget by Council. It is at Council's discretion whether any submission or submissions affect the outcome.
- The final step is for Council to adopt the Budget after receiving and considering any submissions from interested parties.

Budget Preparation

- The Proposed Budget 2022-2026 works in line with the directives of the Council Plan. Councillors and staff are committed to achieving these medium and long-term objectives that ensure we are building a better Banyule.
- During the preparation on this Budget, great care has been taken to ensure Council can demonstrate responsible financial management and governance. It looks to balance competing demands on providing community services, maintaining and renewing infrastructure with the community's capacity to pay for it.
- Council will continue delivering quality and inclusive services to the community that offer value for money and respond to community needs; lead on environmental sustainability; invest in infrastructure and community facilities that service our community today and for future generations; plan for our growing City addressing development, transport, open space and diversity; and maintain our public and open spaces and preserve neighbourhood character.

PROPOSED BUDGET 2022-2026 FOR PUBLIC CONSULTATION cont'd

- To help Council to deliver on these main focus areas and important initiatives above Council will work in partnership with the community; engage with our community to ensure they are well informed and represented and meaningfully involved in decision making; encourage community participation and inclusion to provide opportunities for all; and advocate for our community to improve services, infrastructure and social outcomes.

Delivery of Core Services

- Council's Services and initiatives are outlined within the Proposed Budget 2022-2026 under the following key objectives of:
 - Our Inclusive and Connected Community
 - Our Sustainable Environment
 - Our Well-Built City
 - Our Valued Community Assets and Facilities
 - Our Thriving Local Economy
 - Our Trusted and Responsive Leadership

Financial Sustainability

- The proposed Income Statement reports a surplus for each year of the four-year Budget.
- An underlying budget deficit is planned for each year of the four-year budget.
- Surplus \$14.19 million (Underlying deficit \$4.94 million) in 2022/23
 - Total Income \$181.89 million (Rates \$111.62 million)
 - Total Expenditure \$167.70 million (Employee Costs \$75.13 million)
- Council propose to increase rates by 1.75% in line with the State Government's Fair Go Rates System.
- The cash generated from Council's operating activities is estimated to be \$36.59 million in 2022/23 (\$134.7 million over the 4 year budget).
- Council currently absorbs increasing waste management costs within the capped general rates revenue collection. From 2022/23 Council propose to introduce separate waste rates for waste service cost recovery for both public waste services and kerbside waste services in accordance with the *Local Government Act 1989*.

Fees and Charges

- Statutory fees and charges are fixed by statute and can only be increased in line with the annual increases announced by State Government. The balance of fees and charges are discretionary in that Council can levy the amount it believes is equitable for each service/item (user fees).
- Council aims to ensure that the services provided by Council are affordable. Council in its determination of user fee increases has taken into consideration the needs and accessibility of the community; demand for the service, pricing and cost to sustain a viable service

PROPOSED BUDGET 2022-2026 FOR PUBLIC CONSULTATION cont'd

Investing in infrastructure and initiatives

- In 2022/23, Council proposes to have an allocation of \$60.20 million to deliver capital works projects and \$8.75 million to deliver Council initiatives (including Capital projects carried forward from 2021/22).

Rate Cap

- Banyule is proposing to raise general rates by the maximum amount as allowed under the fair Go Rate Cap. This is 1.75% in 2022/23.
- To combat the significant increase in waste costs, public waste collection services and kerbside waste collection services will be removed from general rates and be levied as two separate waste service rates. This will be introduced through the revised Revenue and Rating Plan 2022-2026.
- The revised rating framework is proposed to include:
 - i. Public waste collection service; and
 - ii. Kerbside waste collection service for those properties that receive a kerbside service.

KEY ISSUES

- Council is required to meet all legislative requirements and through this Proposed Budget 2022-2026 aims to best reflect the most likely financial performance and position of Council in the years ahead, based on information known the time of preparation of the proposed Budget 2022-2026.
- The proposed Income Statement reports a surplus for each year of the four-year Budget and an underlying budget deficit for 2022-2026.
- User fees and charges have been significantly impacted in 2021/22 due to COVID and the revenue is expected to rebound over the four-year budget compared to forecast.
- To ensure financial sustainability, with State Governments waste reforms, it is recommended through this budget to separate all waste and recycling collection fees from general rates and create new service rates for public waste collection services and kerbside waste collection services.

SUPPORTING REPORT DETAILS

Legal Consideration

- This Proposed Budget 2022-2026 meets the requirements of *Section 94* of the *Local Government Act 2020* which requires Council to prepare a budget for each financial year and the subsequent 3 financial years by 30 June each year.
- To ensure compliance with legislative disclosure requirements the compliance checklist provided in the Local Government Better Practice guide - Model Budget 2022/23 through to 2025/26 has been completed.
- The Proposed Budget for 2022-2026 is in line with Council's commitment to sustainable budgeting and responsible financial management.

PROPOSED BUDGET 2022-2026 FOR PUBLIC CONSULTATION cont'd

Human Rights Charter

- In developing this report to Council, the subject matter has been considered in accordance with the requirements of the *Charter of Human Rights and Responsibilities Act 2006*.
- The preparation and adoption of Council's Budget facilitates the protection of many of our communities' human rights as funding for many Council projects, programs and initiatives is directly related to protecting and enhancing the human rights of the community.
- Council continues to work on behalf of its community to ensure the upholding of human rights for all and it is considered that the subject matter does not raise any human rights issues.

Sustainable Procurement Outcomes

- There are no sustainable procurement activities arising from the recommendation contained in this report.

Financial Implications

- The Budget will ensure Council's finances remain sustainable and that appropriate resources are allocated to meet the services and capital requirements of the City.
- The information provided in the Proposed Budget 2022-2026 is current at the time of its preparation and is a budget for the 2022/23 financial year and the subsequent 3 financial years.

Community Engagement

- The draft Budget 2022-2026 must be developed by Council in accordance with its Community Engagement Policy.
- Following Council endorsement of the draft Budget 2022-2026 for consultation, an integrated community engagement process is planned for the Council Plan Action Plan, Asset Plan, Financial Plan, Budget and Revenue and Rating Plan.
- The integrated engagement will continue conversations and build on the extensive deliberative engagement that helped shape the Community Vision and Council Plan and continues the conversation and builds on the extensive deliberative Community engagement that helped shape the financial allocation.
- The community engagement is scheduled from 12 April to 3 May 2022 and will consist of two community workshops, an online survey and a social media campaign. A person can make a submission on any proposal contained in the draft Budget 2022-2026 and any submission will be considered before the final adoption of the Budget by Council. It is at Council's discretion whether any submission or submissions affect the outcome.
- Community members who suggest the inclusion of additional budget items as part of their submission will be required to state which of the Vision 2041 themes their item aligns. This will help to ensure that any additional items funded are contributing to Vision 2041.

PROPOSED BUDGET 2022-2026 FOR PUBLIC CONSULTATION cont'd

- Findings from the consultation will be used to inform the draft Budget 2022-2026 which will be presented to Council for consideration and adoption in June 2022.
- This engagement process enables Councillors, Community and Staff a further opportunity to provide input on Council's key plans and refine the draft documents. Engagement on revised Financial Plan 2022-2032; the revised Revenue and Rating Plan 2022-2026 and Asset Plan 2022-2032 may also inform final content in the Budget 2022-2026.

Officer Declaration of Conflict of Interest

- The *Local Government Act 2020* requires members of Council staff, and persons engaged under contract to provide advice to Council, to disclose any direct or indirect interest in a matter to which the advice relates.
- Council officers involved in the preparation of this report have no conflict of interest in this matter.

ATTACHMENTS

No.	Title	Page
1	Banyule City Council Proposed Budget 2022-2026 (<i>Under Separate Cover</i>)	

8.2 REVISED FINANCIAL PLAN 2022-2032 FOR PUBLIC CONSULTATION

Author: Michael Fan - Financial Performance & Planning Coordinator, Corporate Services

SUMMARY

1. Section 91 of the *Local Government Act 2020* requires Council to develop, adopt and keep in force a Financial Plan with an outlook of at least 10 years.
2. Council is required to meet all legislative requirements and through this revised Financial Plan 2022-2032 aims to best reflect the most likely financial performance and position of Council in the years ahead.
3. The Financial Plan works together with key integrated plans such as, Council Plan, Budget, Revenue and Rating Plan, Asset Management Plan, and a range of other policies and plans to deliver services and infrastructure and enhance health and wellbeing outcomes for the community.
4. The objectives intended via this report are to give notice of:
 - The preparation of Council's draft Financial Plan for 2022-2032;
 - The opportunity for Council to consider all public feedback on the revised Financial Plan 2022-2032 at a Council meeting on Monday, 30 May 2022.
 - Council's intention to consider adopting Banyule's Financial Plan for 2022-2023 at a Council Meeting on Monday, 27 June 2022 in accordance with the *Local Government Act 2020*.
5. The consultation period will be open from 12 April 2022 – 3 May 2022. At the close of the consultation period, feedback will be presented to Councillors for consideration and incorporation into the Financial Plan 2022-2032 for Council's adoption on 27 June 2022.

RECOMMENDATION

That Council:

1. Note that the revised Financial Plan 2022-2032 has been prepared in accordance with section 91 of the *Local Government Act 2020*.
2. Endorse the revised Financial Plan 2022-2032 for community consultation as part of the integrated community engagement planned for the Council Plan, Asset Plan, Financial Plan, Budget and Revenue and Rating Plan'.

REVISED FINANCIAL PLAN 2022-2032 FOR PUBLIC CONSULTATION cont'd

COUNCIL PLAN

- This report is in line with Banyule's Council Plan strategy to "Provide responsible management of resources to ensure the financial sustainability of Banyule Council".

BACKGROUND

Introduction

- The Financial Plan identifies Council's current and projected financial capacity to continue delivering high quality services, facilities and infrastructure while identifying critical new capital investment to respond to future conditions and challenges.
- Developing a Financial Plan is dependent and relies upon several key assumptions. Over time, assumptions will change based on the evolving internal and external environment. The Financial Plan will be actively monitored with regular revision to reflect changes.
- The Proposed Budget 2022-2026 is the base year of the revised Financial Plan 2022-2032 with subsequent versions enhanced as our approach to long term planning and modelling matures with more sophisticated data and information.
- In this Financial Plan the major revenue and expense categories are explained and include annual percentage escalations for the next ten years comprising the major line items included to the ten-year Comprehensive Income Statement and the estimated annual CPI increases.
- A range of financial indicators are used to demonstrate the financial sustainability of the Financial Plan to gain a better understanding of key measures such as indebtedness and liquidity.

Integrated approach

- The Financial Plan works together with key plans such as the Budget, Revenue and Rating Plan, Council Plan and Asset Management Plan, and a range of other policies and plans.
- The Financial Plan outlines financial requirement and integrates Asset Management Priorities over the next ten years and Banyule Community Vision 2041.
- The revised Financial Plan 2022-2032:
 - incorporates reviews of the current conditions such as the economic climate, government policy, corporate priorities and has considered the financial impacts due to COVID-19 in the medium to long term.
 - Assesses Council's current and projected financial capacity to continue delivering high quality services, facilities and infrastructure while identifying critical new capital investment to respond to future conditions and challenges.
 - Explains major revenue and expense categories and includes annual percentage escalations for the next ten years comprising the major line

REVISED FINANCIAL PLAN 2022-2032 FOR PUBLIC CONSULTATION cont'd

- items included in the ten-year Comprehensive Income Statement and the estimated annual CPI increases.
- Demonstrates the financial sustainability against a range of financial indicators to gain a better understanding of key measures such as indebtedness and liquidity.
- This revised Financial Plan 2022-2032 has been prepared and is now submitted to Council to endorse the draft to be provided for community consultation. Subject to endorsement Council will make the Financial Plan available on its internet web site from 12 April 2022 to 3 May 2022.
- A person can make a submission on the revised Financial Plan 2022-2032 and any submission will be considered before the final adoption of the Financial Plan by Council. It is at Council's discretion whether any submission or submissions affect the final outcome.
- The final step is for Council to adopt the Financial Plan after receiving and considering any submissions from interested parties.

Report

- *Section 91 of the Local Government Act 2020* requires Council to develop, adopt and keep in force a financial plan with an outlook of at least 10 years to show how the viability and financial sustainability of Banyule City Council will be achieved and maintained, and to define the broad fiscal boundaries for the Council Plan, Asset Plan, and other strategic plans of Banyule.
- Key Sector Influences continue to guide the organisation in planning for a sustainable future. The key sector influences include:
 - Major projects and project management
 - Environment
 - Advocacy / engagement
 - Urban development and transport
 - Governance and reform
 - Employment pathways and social enterprise
- Council's strategic actions to influence long term financial sustainability include:
 - Generating enough cash to fund capital works and meet the asset renewal requirements as outlined by the VAGO financial sustainability ratios.
 - Encourage more operational innovation to enhance operating activities and control expenditure at levels that can consistently support the funding requirements of the capital works program and provision of quality services.
 - Support the growth of non-rate revenue to achieve greater diversification of the current revenue base and provide flexibility within which to better manage rate revenue increases to within the rate cap.
 - Balance meeting the ongoing core service needs of our community, expectations and quality of delivery with the ongoing achievement of long-term financial sustainability.

REVISED FINANCIAL PLAN 2022-2032 FOR PUBLIC CONSULTATION cont'd

- Delivery of a revenue and rating plan based on stability, equity, efficiency and transparency.
- Delivery of a debt management strategic plan to ensure decisions and opportunities can be accommodated within a context of responsible, sustainable financial management.

KEY ISSUES

- Council is required to meet all legislative requirements and through this draft Financial Plan 2022-2032 aims to best reflect the most likely financial performance and position of Council in the years ahead, based on information known at the time of preparation of the revised Financial Plan 2022-2032.
- The revised Income Statement reports a surplus for each of the 10 years of the Financial Plan.
- An underlying budget deficit is planned for the first 4 years (2022-2026) and returning to an underlying surplus from 2026/27 to 2031/32.

Key Assumptions

- **Consumer Price Index (CPI)** Under the current economic environment, the long-term RBA preferred CPI range has for many years been between 2.00% and 3.00%. The table below shows the CPI assumptions used in the Financial Plan 2022-2032

Projection	2022/23	2023/24	2024/25-2031/32
CPI 2022-2032	1.75%	2.25%	2.50%

- **Rate Capping** Each year the Minister for Local Government will set the rate cap that will specify the maximum increase in Councils' rates for the forthcoming financial year. For 2022/23 the rate cap has been set at 1.75%
- **Waste Service** Public waste services and kerbside waste collection services will be removed from general rates and be levied as two separate waste service rates. This will be introduced through the revised Revenue and Rating Plan 2022-2026.
- **Capital Works** The Asset Plan 2022-2032 has been developed with an asset portfolio of fixed infrastructure assets to cover both Capital and remittance funding requirements. Funding for the Asset Plan 2022-2032 has been incorporated into the Financial Plan 2022-2032.

SUPPORTING REPORT DETAILS

Legal Consideration

- *Section 91 of the Local Government Act 2020* outlines the requirements for councils to develop and adopt a Financial Plan. The Financial Plan must include:
 1. The scope of a Financial Plan is a period of at least the next 10 financial years.

REVISED FINANCIAL PLAN 2022-2032 FOR PUBLIC CONSULTATION cont'd

2. A Financial Plan must include the following in the manner and form prescribed by the regulations—
 - (a) statements describing the financial resources required to give effect to the Council Plan and other strategic plans of the Council;
 - (b) information about the decisions and assumptions that underpin the forecasts in the statements specified in paragraph (a);
 - (c) statements describing any other resource requirements that the Council considers appropriate to include in the Financial Plan;
 - (d) any other matters prescribed by the regulations.

Human Rights Charter

- In developing this report to Council, the subject matter has been considered in accordance with the requirements of the *Charter of Human Rights and Responsibilities Act 2006*.
- The proposed engagement approach seeks to provide meaningful and accessible engagement opportunities and enable the rights of people to participate in public life and decision making that affects them.

Sustainable Procurement Outcomes

- There are no sustainable procurement activities arising from the recommendation contained in this report.

Financial Implications

- The Financial Plan will ensure Council's finances remain sustainable and that appropriate resources are allocated to meet the services and capital requirements of the City.
- The information provided in the revised Financial Plan 2022-2032 is current at the time of its preparation and is consistent with the Proposed Budget 2022-2026. The subsequent 6 financial years is based on assumptions and integrated information from other plans.

Community Engagement

- The revised Financial Plan 2022-2032 must be developed by Council in accordance with its Community Engagement Policy.
- Following Council endorsement of the revised Financial Plan 2022-2032 for consultation, an integrated community engagement process is planned for the Council Plan Action Plan, Asset Plan, Financial Plan, Budget and Revenue and Rating Plan.
- The integrated engagement will continue conversations and build on the extensive deliberative engagement that helped shape the Community Vision and Council Plan and continues the conversation and builds on the extensive deliberative Community engagement that helped shape the financial allocation.
- While much of the content is informed by the Budget and the Revenue and Rating Plan, or was set during the first ten-year iteration of the Financial Plan (2021-2031), there is an opportunity to test with community whether the Strategic Actions continue to hit the mark.

REVISED FINANCIAL PLAN 2022-2032 FOR PUBLIC CONSULTATION cont'd

- Engagement on Proposed Budget 2022-2026; the revised Revenue and Rating Plan 2022-2026 and Asset Plan 2022-2032 will also inform final content in the Financial Plan 2022-2032.
- The community engagement is scheduled from 12 April to 3 May 2022 and will consist of two community workshops, an online survey and a social media campaign. A person can make a submission on any proposal contained in the revised Financial Plan 2022-2032 and any submission will be considered before the final adoption of the plan by Council. It is at Council's discretion whether any submission or submissions affect the outcome.
- Findings from the consultation will be used to inform the Financial Plan 2022-2032 which will be presented to Council for consideration and adoption in June 2022.
- This engagement process enables Councillors, Community and Staff a further opportunity to provide input on Council's key plans and refine the draft documents. Engagement on Proposed Budget 2022-2026; the revised Revenue and Rating Plan 2022-2026 and Asset Plan 2022-2032 may also inform final content in the Financial Plan 2022-2032.

Officer Declaration of Conflict of Interest

- The *Local Government Act 2020* requires members of Council staff, and persons engaged under contract to provide advice to Council, to disclose any direct or indirect interest in a matter to which the advice relates.
- Council officers involved in the preparation of this report have no conflict of interest in this matter.

ATTACHMENTS

No.	Title	Page
1	Banyule City Council Revised 10 Year Financial Plan 2022-32	

8.3 **REVISED REVENUE AND RATING PLAN 2022-2026 FOR PUBLIC CONSULTATION**

Author: Philip Ryan - Revenue Services Coordinator, Corporate Services

SUMMARY

- The *Local Government Act 2020* under *Section 93* requires Council to adopt a Revenue and Rating Plan (the Plan) by the next 30 June after a general election for a period of at least the next 4 financial years.
- Council's Revenue and Rating Plan 2021-2025 was adopted by Council on 28 June 2021 and a revised version has since been prepared for 1 July 2022 - 30 June 2026. There are a number changes being proposed to the revised Revenue and Rating Plan 2022-2026 including:
 - Altering the rating framework, while remaining within the Fair Go Rate Cap of a 1.75% increase in 2022/23, to separately rate for:
 - public waste services; and
 - kerbside waste collection services for those properties that receive a kerbside waste service.
 - Access to a rate waiver when in financial hardship.
 - Altering the framework around ratepayers paying by periodical direct debit.
 - Providing additional descriptions around the rationale for each differential rating category.
- The objectives intended via this report are to give notice of:
 - The preparation of Council's revised Revenue and Rating Plan for 2022-2026
 - The opportunity for Council to consider all public feedback on the revised Revenue and Rating Plan 2022-2026 at a Council meeting on Monday, 30 May 2022.
 - Council's intention to consider adopting Banyule's Revenue and Rating Plan 2022-2026 at a Council Meeting on Monday, 27 June 2022 in accordance with the *Local Government Act 2020*.
- The consultation period will be open from 12 April 2022 – 3 May 2022. At the close of the consultation period, feedback will be presented to Councillors for consideration and incorporation into the revised Revenue and Rating Plan 2022-2026 for Council's adoption on 27 June 2022.

RECOMMENDATION

That Council:

1. Note

REVISED REVENUE AND RATING PLAN 2022-2026 FOR PUBLIC CONSULTATION cont'd

- a. that the revised Revenue and Rating Plan 2022-2026 has been prepared in accordance with Section 93 of the *Local Government Act 2020*).
 - b. the proposal to introduce a separate rate for waste recovery as part of a revised rating framework outlined in the revised Revenue and Rating Plan 2022-2026.
 - c. the revised rating framework is proposed to include a separate rate for:
 - i. Public waste services; and
 - ii. Kerbside waste collection services for those properties that receive a kerbside waste service.
2. Endorse the revised Revenue and Rating Plan 2022-2026 for community consultation as part of the integrated community engagement planned for the Council Plan, Asset Plan, Financial Plan, Budget and Revenue and Rating Plan'.

COUNCIL PLAN

- This report is in line with Banyule's Council Plan strategy to "Provide responsible management of resources to ensure the financial sustainability of Banyule Council".

BACKGROUND

- Council programs and services are funded from a variety of revenue sources. These income sources have traditionally been identified and included in Council's annual budget and long-term financial plan.
- The Revenue and Rating Plan 2022-2026 provides the framework for the setting of rates, statutory charges, service fees and charges and other income sources.
- Council's revenue streams are split across many classifications in our Budgets and Annual Reports but are predominantly made up by:
 - Rates (approx. 62-63% of total revenue),
 - Fees, charges & fines (approx. 18-20%) and
 - Grants (approx. 10-11%).
- The revised Revenue and Rating Plan 2022-2026 provides a medium-term plan for how Council will generate income to deliver on the Council Plan and services and capital works commitments over a 4-year period, including consideration of:
 - How revenue will be generated through rates on properties (including differential rates on different property classes);
 - Service charges that might be applied on services such as waste or recycling where Council is able to recover the costs associated with public and kerbside waste collection and disposal of refuse.
 - Fee and charges for services and programs – (including cost recovery policies, user charges and means testing). The Fees and Charges

REVISED REVENUE AND RATING PLAN 2022-2026 FOR PUBLIC CONSULTATION cont'd

Schedule (included in the Proposed Budget 2022-2026) forms part of Council's budget.

- Developer contributions and other revenue;
- Revenue generated from use or allocation of Council assets (including the application of discounts and waivers)
- Recurrent and non-recurrent operational and capital grants from other levels of government;
- Entrepreneurial, business, or collaborative activities established to deliver programs or services and generate income or reduce costs.

KEY ISSUES

- There are structural changes to the revised plan including:
 - 1) Altering the rating framework, while remaining within the Fair Go Rate Cap of a 1.75% increase, to separately rate:
 - for a public waste service; and
 - for a kerbside waste collection service for those properties that receive a kerbside waste service,
 - The Proposed Revenue and Rating Plan includes the reduction in general rates income with the introduction of these two alternate rating methodologies of a public waste rate and a kerbside waste rate.
 - The separation of a waste rate(s) is designed to allow Council to recover costs in future years that increase at a greater rate than the Fair Go Rate Cap and to reflect that waste collection services are not able to be accessed by all property owners.
- 2) The total amount of rates levied in 2022/23 will be in compliance with the allowed Fair Go Rate Cap increase of 1.75%.
- 3) To include the provision of rates waivers for ratepayers in financial hardship.
 - The framework for rate waivers will be included in Council's Rates Hardship Assistance Policy 2022-2023. Officers are preparing options for Council to consider in terms of ongoing assistance to ratepayers in hardship. These options will be presented to Council for consideration before the Plan and Budget are considered for adoption in June 2022.
- 4) Providing additional descriptions around the rationale for each differential rating category to support the allocation.
- 5) Altering the framework around ratepayers paying by periodical direct debit, exempting them from any penalty interest with the exception of the balance overdue on 30 June each year. This provides a greater incentive for ratepayers to elect to pay their rates by direct debit.

Financial Year

Rate Cap

REVISED REVENUE AND RATING PLAN 2022-2026 FOR PUBLIC CONSULTATION cont'd

• by the	2022/23	1.75%
	2021/22	1.50%
	2020/21	2.00%
	2019/20	2.50%
	2018/19	2.25%
	2017/18	2.00%
	2016/17	2.50%

Banyule has raised rates the maximum amount as allowed under the fair Go Rate Cap. This is 1.75% in 2022/23. Details of the increases set by Minister since the rate cap was introduced are:

- Council's Budget 2022-2026 assumes that rate income will increase in line with forecast CPI increases:

Financial Year	Rate Cap
2022/23	1.75%
2023/24	2.25%
2024-2026	2.50%

- The Revenue and Rating Plan 2022-2026 maintains the existing differential rates, being:
 - Residential Improved;
 - Commercial Improved (set at 1.25 times the Residential Improved rate);
 - Industrial Improved (set at 1.25 times the Residential Improved rate);
 - Residential Vacant (set at 1.5 times the residential improved rate);
 - Commercial Improved (set at 2.00 times the Residential Improved rate);
 - Industrial Improved (set at 2.00 times the Residential Improved rate).
- The Revenue and Rating Plan 2022-2026 also incorporates the levying of five properties under the *Cultural and Recreational Lands Act*, being properties occupied by:
 - Ivanhoe Golf Club;
 - Heidelberg Golf Club;
 - Rosanna Golf Club;
 - City of Heidelberg Bowls Club;
 - Yarraman Riders.

REVISED REVENUE AND RATING PLAN 2022-2026 FOR PUBLIC CONSULTATION cont'd

SUPPORTING REPORT DETAILS

Legal Consideration

- The *Local Government Act 2020 under Section 93* requires Council to adopt a Revenue and Rating Plan (the Plan) by the next 30 June after a general election for a period of at least the next 4 financial years.
- *Section 162(1)(b) of the Local Government Act 1989* allows a council to declare a service rate or service charge for the collection and disposal of refuse.

Human Rights Charter

- In developing this report to Council, the subject matter has been considered in accordance with the requirements of the *Charter of Human Rights and Responsibilities Act 2006*.
- It is considered that the subject matter does not raise any human rights issues.

Sustainable Procurement Outcomes

- There are no sustainable procurement activities arising from the recommendation contained in this report.

Financial Implications

- Consideration was given to whether a waste charge or waste rate would be better suited to Banyule. Due to the regressive nature of a waste charge and the generally uniform change in transitioning to a separate waste rate, it is proposed that a waste rate is preferable to a waste charge.
- A waste rate is required to be included in Council's total rate revenue and for the 2022/23 total rate revenue must remain under the Fair Go Rate Cap increase of 1.75%. In future years, waste rates declared must be reported to the Essential Services Commission who monitor revenue from waste rates and/or charges as well waste collections and disposal costs. Council's compliance with the Fair Go Rate Cap is reported annually by the Commission.

Community Engagement

- The revised Revenue and Rating Plan 2022-2026 must be developed by Council in accordance with its Community Engagement Policy.
- Following Council endorsement of the revised Revenue and Rating Plan 2022-2026 for consultation, an integrated community engagement process is planned for the Council Plan Action Plan, Asset Plan, Financial Plan, Budget and Revenue and Rating Plan.
- The integrated engagement will continue conversations and build on the extensive deliberative engagement that helped shape the Community Vision and Council Plan and continues the conversation and builds on the extensive deliberative Community engagement that helped shape the financial allocation.
- The community engagement is scheduled from 12 April to 3 May 2022 and will consist of two community workshops, an online survey and a social media

REVISED REVENUE AND RATING PLAN 2022-2026 FOR PUBLIC CONSULTATION cont'd

campaign. A person can make a submission on any proposal contained in the revised Revenue and Rating Plan 2022-2026 and any submission will be considered before the final adoption of the plan by Council. It is at Council's discretion whether any submission or submissions affect the outcome.

- Findings from the consultation will be used to inform the revised Revenue and Rating Plan 2022-2026 which will be presented to Council for consideration and adoption in June 2022.
- This engagement process enables Councillors, Community and Staff a further opportunity to provide input on Council's key plans and refine the revised documents. Engagement on revised Financial Plan 2022-2032; the Proposed Budget 2022-2026 and Asset Plan 2022-2032 may also inform final content in the Revenue and Rating Plan 2022-2026.

Officer Declaration of Conflict of Interest

- The *Local Government Act 2020* requires members of Council staff, and persons engaged under contract to provide advice to Council, to disclose any direct or indirect interest in a matter to which the advice relates.
- Council officers involved in the preparation of this report have no conflict of interest in this matter.

ATTACHMENTS

No.	Title	Page
1	Revised Revenue and Rating Plan 2022-2026	

8.4 COUNCIL PLAN 2021-2025 - PREPARATION OF YEAR 2 ANNUAL ACTION PLAN 2022/2023

Author: Gina Burden - Manager Corporate Governance & Communication, Executive

Previous Items

Council on 25 Oct 2021 7.00pm (Item 6.2 - Banyule Council Plan 2021-2025 and Financial Plan 2021-2031)

SUMMARY

1. Following the Council election in October 2020, Council prepared and adopted its current four-year Council Plan 2021-2025 in accordance with Section 90 of the *Local Government Act 2020*.
2. The Council Plan was developed in partnership with the Community, and was adopted by Council on 25 October 2021, taking effect retrospectively from 1 July 2021.
3. The Council Plan 2021-2025 is Council's key strategic document and outlines our priorities and focus for the four-year period.
4. The Plan aligns with Banyule's Community Vision and demonstrates how we will strive towards that vision, focus our efforts, and measure our progress.
5. The Council Plan works together with key plans such as the Municipal Public Health and Wellbeing Plan, Financial Plan, Budget, Revenue and Rating Plan, Asset Plan, and a range of other policies and plans to deliver services and infrastructure and enhance health and wellbeing outcomes for the community.
6. The Council Plan is implemented through annual action plans, which reflect Council's decisions on the initiatives and priority services to be funded through the Budget each year.
7. The focus of the Year 2 review of the Council Plan is based on a continuation of the Objectives and Strategies, which are directly aligned with Banyule's Community Vision 2041.
8. The Council Plan 2021-2025 - Draft Year 2 Annual Action Plan 2022/2023 (**attached**):
 - Outlines initiatives and priority services Council will deliver to achieve strategies of the Council Plan.
 - Integrates with Banyule's Health and Wellbeing Priorities for 2021-2025 and Banyule's Climate Action Response
 - Is an initial draft which has been prepared based on organisational and service area strategic planning discussions during October 2021 – March 2022, which are closely linked to annual review of the Budget, Capital Works & Initiatives Programs.
 - Incorporates elements from key supporting plans and policies adopted by Council.
9. The Draft Year 2 Action Plan will be made available for comment during 12 April - 3 May 2022 as part of an integrated community engagement approach, incorporating the Council Plan, Financial Plan, Budget, Revenue and Rating Plan, and Asset Plan.

COUNCIL PLAN 2021-2025 - PREPARATION OF YEAR 2 ANNUAL ACTION PLAN 2022/2023 cont'd

RECOMMENDATION

That Council:

1. Endorse the Council Plan 2021-2025 - Draft Year 2 Annual Action Plan 2022/2023.
2. Make the Council Plan 2021-2025 - Draft Year 2 Annual Action Plan 2022/2023 available for comment during 12 April - 3 May 2022 as part of an integrated community engagement approach, incorporating the Council Plan, Financial Plan, Budget, Revenue and Rating Plan, and Asset Plan.
3. Note this report is in accordance with Section 90 of the *Local Government Act 2020* and Council's annual review of the Council Plan.

COUNCIL PLAN

- This report is in line with Banyule's Council Plan strategy to "Provide an integrated approach to planning and community reporting aligned to the Banyule Community Vision 2041".

BACKGROUND

- The Council Plan 2021-2025 was adopted by Council on 25 October 2021 after a comprehensive review process. This included a deliberative community engagement program, incorporating extensive community engagement and planning sessions and workshops with Councillors, Community and Staff.
- Since October 2021, Council has been focusing on reviewing and setting the priorities for the Budget and other key plans, which are being reflected in the annual review and resourcing of the Council Plan.
- Council's significant Budget discussions and planning work during October 2021 - March 2022 have included consideration of key emerging issues, priorities and resource requirements to enable continued implementation of the Council Plan.
- The Council Plan is reviewed on an annual basis to ensure that it continues to meet the needs of the community. It is implemented through annual action plans, which reflect Council's decisions on the initiatives and priority services to be funded through the Budget each year.
- This annual review includes strategic planning by service areas to ensure projects, activities and services continue to align with the Council Plan Objectives and Strategies, Banyule's Community Vision 2041, and the implementation of a range of supporting policies and plans.
- During this annual review process, Council aims to continue its conversation with the community, through an integrated community engagement approach.
- Community input is being used to help prepare the Council Plan 2021-2025 - Draft Year 2 Annual Action Plan 2022/2023, Financial Plan, Budget, Revenue and Rating Plan, and the Asset Plan. The community will have an opportunity to comment on the draft documents during 12 April - 3 May 2022.

COUNCIL PLAN 2021-2025 - PREPARATION OF YEAR 2 ANNUAL ACTION PLAN 2022/2023 cont'd

Integrated approach

- The Council Plan outlines Council's strategic priorities and directions in the broader context of the Community Vision and adopted policies, strategies, and plans (including the Municipal Strategic Statement and Municipal Public Health and Wellbeing Plan).
- It works together with key plans such as the Financial Plan, Budget, Revenue and Rating Plan, Asset Plan, and a range of other policies and plans.
- The Council Plan outlines and integrates Banyule's Health and Wellbeing Priorities for 2021-2025 and Banyule's Climate Action Response.
- Council's integrated approach to planning, delivery and reporting:
 - Supports and underpins the delivery of the Banyule Community Vision 2041 and Council Plan.
 - Is important for service delivery and health and wellbeing outcomes for the community, and to meet requirements of the new *Local Government Act 2020*.
- The Council Plan objectives are directly aligned with the Banyule Community Vision themes:

The Banyule Community Vision 2041 statement:

"We in Banyule are a thriving, sustainable, inclusive and connected community. We are engaged, we belong and we value and protect our environment."



COUNCIL PLAN 2021-2025 - PREPARATION OF YEAR 2 ANNUAL ACTION PLAN 2022/2023 cont'd

Council Plan Review

- The Council Plan 2021-2025 is Council's key strategic document, outlines priorities and focus for the four-year period, and helps guide the services Council provides to the community.
- The Council Plan framework provides a solid foundation to address key sector influences and emerging challenges.
- During the Year 2 review of the Plan, it is not envisaged (anticipated) that there will be any changes required to the Objectives, Strategies and Strategic Indicators.
- The focus is primarily on preparing the annual actions for Year 2 (2022/2023) and includes ongoing work with Councillors, staff and community, in particular:
 - Checking in with the Community to see how people think Council is progressing with the Plan and things to consider for the second year.
 - Continuing to implement the Council Plan framework and refreshing the key initiatives to reflect activity resourced through Council's annual Budget (and Financial Plan), and integration with key plans and policies.
 - Making any minor changes that may be required based on feedback and the review process.

Draft Year 2 Annual Action Plan

- The Council Plan 2021-2025 - Draft Year 2 Annual Action Plan 2022/2023 (attached) is an initial draft and outlines initiatives and priority services Council will deliver to achieve strategies of the Council Plan (and Community Vision).
- The draft Year 2 action plan has been developed based on a range of considerations, including:
 - Integration with Banyule's Health and Wellbeing Priorities for 2021-2025 and Banyule's Climate Action Response.
 - Organisational and service area strategic planning discussions during October 2021 – March 2022 which are closely linked to annual review of the Budget, Capital Works & Initiatives Programs, and key plans.
 - Incorporating elements from key supporting plans and policies adopted by Council (and captures key plans and policies under review or development).
 - Actions are aligned with and resourced through the budgeting process.
 - Monitoring progress of the Year 1 (2021/2022) action plan, especially given the impacts of COVID-19, and challenges presented by a range of unforeseen circumstances.

COUNCIL PLAN 2021-2025 - PREPARATION OF YEAR 2 ANNUAL ACTION PLAN 2022/2023 cont'd

- A few of the initiatives listed in the draft Year 2 action plan for **each Objective (Community Priority Theme)**, include:

Priority Theme 1 – Our Inclusive and Connected Community

- Implement a range of initiatives and programs that support participation in sports, recreation and leisure, and build and strengthen the capacity of sporting clubs.
- Implement the Neighbourhood Houses Strategic Partnership Framework.
- Transition the Social Support Programs to the Bellfield Community Hub, providing a welcoming venue to support older people in the local area.
- Lead social research to inform and support actions on Banyule's health priorities in partnership with the Inclusive Banyule Advisory Committee.
- Support the Banyule Child Youth and Family Committee to improve outcomes for children and young people, as outlined in the Child and Youth Framework.
- Deliver a range of community festivals and events including Malahang Festival, Carols by Candlelight, Twilight Sounds, Eco Festival, Chillin' in Banyule.
- Deliver a series of culturally appropriate activities, workshop and events as part of the Diverse Communities Project, with the aim of uplifting and supporting our diverse community.
- Deliver quality improvement plans for all five Council early childhood services as per National Quality Standards.
- Participate in the North West Metro (NWM) Regional Emergency Management Planning Committee (REMPC) and the Municipal Emergency Management Planning Committee (MEMPC) activities and subcommittees.
- Complete the reviews of all emergency management plans and sub-plans.

Priority Theme 2 – Our Sustainable Environment

- Finalise preparation of the Eltham Copper Butterfly masterplan for Banyule bush reserves, including Mayona Road Reserve.
- Advocate for habitat retention within North East Link (NEL) and other major projects, retaining offset plantings in Banyule and focusing on wildlife corridor connections.
- Operate, monitor and optimize capabilities of the existing stormwater harvesting sites and Water Sensitive Urban Design (WSUD) assets.
- Deliver a series of capacity building workshops to support environmental volunteers to lead and support positive climate action initiatives.
- Deliver environmental workshops to the community through Spring Outdoors Program.
- Roll out a FOGO (food organics and garden organics) kerbside collection system to residents.

COUNCIL PLAN 2021-2025 - PREPARATION OF YEAR 2 ANNUAL ACTION PLAN 2022/2023 cont'd

- Commence a trial of environmentally friendly nappies at Morobe Street Children's Centre.
- Provide environmental grants that support local environment initiatives.
- Support and implement annual nature play activities across selected bush reserves.
- Finalise and implement the Urban Forest Strategy.
- Develop an urban food strategy and framework.

Priority Theme 3 – Our Well-Built City

- Continue to explore property projects that deliver strategic outcomes for Council ensuring that assets are managed in the community's diverse, long-term interests.
- Implement the final project stage (stage 4) of the Olympic Park Masterplan.
- Develop a Place-based Framework for Banyule.
- Continue to implement Sustainable Building Guidelines, embedding best practice environmentally sustainable design specifications into capital works and maintenance programs.
- Commence a place-based neighbourhood character review in conjunction with preparation of the Banyule Housing Strategy.
- Continue to design and deliver the program of play space upgrades including the integration of nature play and soft landscaping where possible.
- Undertake a comprehensive review of the Banyule Open Space Strategy (2016-2031) to develop open space hierarchies and priorities.
- Review the Banyule Integrated Transport Plan 2015-2035 (BITP) and develop an updated action plan.
- Implement Banyule Bicycle Strategy and Walking Strategy action plans.
- Complete Safe Access Audits for pedestrians, cyclists, and mobility scooters in activity centres and around schools.
- Deliver community behaviour change programs that support sustainable and safe transport initiatives.

Priority Theme 4 – Our Valued Community Assets and Facilities

- Develop a Sports Capital Works Policy that provides a consistent, equitable and transparent approach to funding sports facilities and infrastructure.
- Complete the surface renovation of Beverley Road Oval, Heidelberg.
- Complete construction of the Macleod Park sporting pavilion.
- Continue roll-out of solar panel program on Council owned buildings.

COUNCIL PLAN 2021-2025 - PREPARATION OF YEAR 2 ANNUAL ACTION PLAN 2022/2023 cont'd

- Install gross pollutant traps (GPT)/water sensitive urban design (WSUD) solution for Site 2 Gresswell Forest.
- Complete the construction of Montmorency Village precinct streetscape and lighting works.
- Complete reconstruction of Redmond Court Wetland and creation of new parkland.
- Continue to engage with the North East Link Project on land dealings to drive the best outcome for Council and the community.
- Undertake expansion and improvement works at East Ivanhoe Preschool.
- Support the ongoing partnership with Launch Housing during the development of the new social housing build in Bellfield.
- Complete the construction of Old Eltham Road Stage 3 as per requirements of Roads to Recovery funding.

Priority Theme 5 – Our Thriving Local Economy

- Complete the Economic Development Strategy, inclusive of a Retail Review.
- Deliver training and development that supports businesses with networking opportunities, business development and one-on-one mentoring.
- Secure funding or strategic partnerships to expand start-up and development support for social enterprises, microenterprise, disability enterprise, Aboriginal enterprise and creative enterprise.
- Deliver the Youth Marketspace and Creatives For Hire programs to provide entrepreneurial opportunities for young people.
- Promote Banyule businesses by participating in a range of activities through North Link.
- Deliver Banyule's Inclusive Jobs Service program that supports employers to create inclusive workplaces.
- Secure funding to expand Banyule's Inclusive Employment Program across Local Governments in the Northern Region.
- Deliver a range of activities, programs or workshops that support young people's skill building, creative and employment pathways.
- Provide work experience and tertiary placements at Banyule Council.
- Continue to advocate to the State Government for the LaTrobe National Employment and Innovation Cluster (NEIC) Plan to be finalised and implemented.
- Support a community-led Banyule Social Enterprise Network.

Priority Theme 6 – Our Trusted and Responsive Leadership

COUNCIL PLAN 2021-2025 - PREPARATION OF YEAR 2 ANNUAL ACTION PLAN 2022/2023 cont'd

- Continue to develop a governance and compliance framework that ensures policies and legislative compliance requirements are up to date and reviewed and in line with relevant legislation and council objectives.
- Commence review of Council's General Local Law No.1 (2015).
- Review the Dogs and Cats in Public Places Council Order 1998.
- Embed the Banyule Service Promise to improve customer satisfaction.
- Implement system improvements in relation to pre-applications, application submissions and public engagement identified through the Better Planning Approvals project to streamline and enhance the planning process for customers.
- Deliver Integrated Financial Management planning, monitoring and reporting that support Banyule's financial sustainability into 2032.
- Develop a matrix of indicators to measure the diversity and social inclusion in Council services, programs and events.
- Implement the Gender Equality Action Plan (GEAP) to better protect against gendered discrimination and improve gender equality.
- Continue phase 1 implementation of a new Customer Experience Platform.
- Deliver modern online services for patrons of Banyule Leisure and implement new membership software for staff.
- Work with Advisory Committees to support and collaborate on key social justice advocacy matters.
- Increase customer satisfaction and number of visits to Council's corporate website.
- Implement Council's Advocacy Framework and Action Plan, and report on progress to the community.

Community engagement

- The initial Draft Year 2 Annual Action Plan 2022/2023 will be made available for comment during April-May as part of an integrated community engagement approach with the closely linked key plans (Council Plan, Financial Plan, Revenue and Rating Plan, Budget and Asset Plan).
- The community engagement is scheduled from 12 April to 3 May 2022 and will consist of two community workshop, an online survey and a social media campaign.
- Findings from the consultation will be used to inform the updated Council Plan Draft Year 2 Annual Action Plan 2022/2023 which will then be prepared for consideration and adoption by Council in June 2022.
- This engagement process enables Councillors, Community and Staff a further opportunity to provide input on Council's key plans and refine the draft documents.
- It continues the conversation and builds on the extensive deliberative Community engagement that helped shape the Community Vision and Council Plan.

COUNCIL PLAN 2021-2025 - PREPARATION OF YEAR 2 ANNUAL ACTION PLAN 2022/2023 cont'd

SUPPORTING REPORT DETAILS

Legal Consideration

- Following the Council election in October 2020, Council prepared and adopted its current four-year Council Plan 2021-2025 in accordance with Section 90 of the *Local Government Act 2020* (the Act).
- in line with the Act, Council's Community Engagement Policy includes reference to the Council Plan being developed and reviewed in accordance with our deliberative engagement practices.
- Council has developed an integrated strategic approach to planning and reporting to deliver service outcomes for the community and to meet requirements of the Act.
- There are no direct legal implications arising from the recommendation contained in this report.

Human Rights Charter

- In developing this report to Council, the subject matter has been considered in accordance with the requirements of the *Charter of Human Rights and Responsibilities Act 2006*.
- The integrated community engagement approach seeks to provide meaningful and accessible engagement opportunities and enable the rights of people to participate in public life and decision making that affects them.
- It is considered that the subject matter does not raise any human rights issues.

Sustainable Procurement Outcomes

- There are no sustainable procurement activities arising from the recommendation contained in this report.

Financial Implications

- The Council Plan is implemented through annual action plans, which reflect Council's decisions on the initiatives and priority services to be funded through the Budget each year.
- The Budget and Financial Plan are closely linked with and support the achievement of the Council Plan and Community Vision.
- There are no financial implication arising from the recommendation contained in this report.

Officer Declaration of Conflict of Interest

- The *Local Government Act 2020* requires members of Council staff, and persons engaged under contract to provide advice to Council, to disclose any direct or indirect interest in a matter to which the advice relates.
- Council officers involved in the preparation of this report have no conflict of interest in this matter.

**COUNCIL PLAN 2021-2025 - PREPARATION OF YEAR 2 ANNUAL ACTION
PLAN 2022/2023 cont'd**

ATTACHMENTS

No.	Title	Page
1	Council Plan 2021-2025 - Draft Year 2 Annual Action Plan 2022/2023	

8.5 **MAYOR, DEPUTY MAYOR AND COUNCILLOR ALLOWANCES**

Author: Krysten Forte - Governance Coordinator, Executive

SUMMARY

1. Mayors and councillors elected in councils across Victoria are entitled to receive an allowance while performing their duties and functions.
2. Pursuant to section 39 of the *Local Government Act 2020* (2020 Act), allowances for the Mayor, Deputy Mayor and Councillors are provided in accordance with a Determination of the Victorian Independent Remuneration Tribunal under the *Victorian Independent Remuneration Tribunal and Improving Parliamentary Standards Act 2019*.
3. On 7 March 2022, in accordance with section 23A of the *Victorian Independent Remuneration Tribunal and Improving Parliamentary Standards Act 2019*, The Tribunal made its first determination for the allowance payable to Mayors, Deputy Mayors and Councillors.
4. The Determination applies to all Mayors, Deputy Mayors and Councillors (Council members) in all Victorian councils.
5. It is the first time that a separate allowance is being paid to the role of Deputy Mayor which was previously not recognised under the 1989 Act.
6. The Determination takes effect from 18 December 2021, which means that the current Banyule City Council Mayor, Deputy Mayor and Councillors are required to be back paid any difference between the allowance paid to the Mayor, Deputy Mayor and Councillors prior to the Determination being made.
7. The Determination sets a base allowance for each Councillor, and that value varies depending on the role and the Council allowance category assigned to the Council as specified in the Determination.
8. The Tribunal has assigned each council in Victoria to one of four council allowance categories. Accordingly, Banyule City Council falls in category 3.
9. The base allowance for category 3 councils are:
Mayor: \$119,316
Deputy Mayor: \$59,659
Councillor: \$35,972
10. The Determination provides for further scheduled annual increases to allowance values until 18 December 2025.
11. The next increase is scheduled to come into effect on 18 December 2022.
12. It is important to note that there is no longer an additional Superannuation Guarantee Contribution percentage to be paid to councils who previously chose to pay a Superannuation Guarantee Contribution, as the new allowances are inclusive of this contribution payment.
13. Unlike requirements under the *Local Government Act 1989*, the 223 statutory process seeking submissions is not required and there are no community engagement requirements.

MAYOR, DEPUTY MAYOR AND COUNCILLOR ALLOWANCES cont'd

14. It is important to note that this Report and the Determination is mutually exclusive to the provision for other expenses and entitlements that Councillors are entitled to, which are governed by Council's Expenses Policy.
15. The preparation of this Report upholds Council's responsibility to provide good governance, transparency and accountability, and the commitment to those principles that are enshrined in the *Local Government Act 2020*.

RECOMMENDATION

That Council:

1. Receives and notes the Mayor, Deputy Mayor, and Councillor Allowances Report.

COUNCIL PLAN

- This report is in line with Banyule's Council Plan strategy to "Provide good governance, be accountable and make informed decisions based on sound evidence".

BACKGROUND

- Mayors and councillors elected in councils across Victoria are entitled to receive an allowance while performing their duties and functions.
- The *Local Government Act 2020* (2020 Act) received royal assent on 24 March 2020. The 2020 Act progressively came into force and subsequently parts of the *Local Government Act 1989* were progressively repealed.
- Pursuant to section 39 of the 2020 Act, allowances for the Mayor, Deputy Mayor and Councillors are provided in accordance with a Determination of the Victorian Independent Remuneration Tribunal under the *Victorian Independent Remuneration Tribunal and Improving Parliamentary Standards Act 2019*.
- Despite the repeal of the allowance provisions under the *Local Government Act 1989*, those sections of the *Local Government Act 1989* continued to apply in respect of allowances until such time as the first Determination is made by the Victorian Independent Remuneration Tribunal.
- On 7 March 2022, in accordance with section 23A of the *Victorian Independent Remuneration Tribunal and Improving Parliamentary Standards Act 2019*, The Tribunal made its first determination for the allowance payable to Mayors, Deputy Mayors and Councillors.
- The Determination applies to all Mayors, Deputy Mayors and Councillors (Council members) in all Victorian councils.
- It is the first time that a separate allowance is being paid to the role of Deputy Mayor which was previously not recognised under the 1989 Act.

MAYOR, DEPUTY MAYOR AND COUNCILLOR ALLOWANCES cont'd

- The Determination sets a base allowance for each Councillor, and that value varies depending on the role and the Council allowance category assigned to the Council as specified in the Determination.
- The Determination also sets a remote area travel allowance for Council members and provides for eligibility criteria for claiming it. This would be applicable for rural councils.

KEY ISSUES

- The Tribunal has assigned each council in Victoria to one of four council allowance categories. Accordingly, Banyule City Council falls in category 3.
- The following table provides for the previous allowance paid annually and monthly, and the current allowance now under the Determination. The table also provides for the difference.
- It is important to note that all Councillors were previously entitled to receive the 10% Superannuation Guarantee Contribution payable, which council paid on top of the allowance.
- The current allowance (post Determination) is inclusive of any Superannuation Guarantee Contribution amount, or equivalent, that may be payable under the Commonwealth law to the Councillors, Deputy Mayor and Mayor with respect to their service in their Office.

Table 1: Annual Allowances (Category 3 councils)

	Prior to Determination (annual)	Prior to Determination (annual including 10% super)	Determination – actual (18 December 2021-) (annual)	Difference
Mayor	\$100,434.00	\$110,447.40	\$119,316.00	\$8,868.60
Deputy Mayor	\$ 31,444.00	\$34,588.44	\$ 59,658.00	\$25,069.56
Councillors	\$ 31,444.00	\$34,588.44	\$ 35,972.00	\$1383.60

Table 2: Monthly Allowances

	Prior to Determination (monthly + 10% superannuation contribution)	Determination – actual (18 December 2021-) (monthly)	Difference
Mayor	\$ 9,206.45	\$ 9,943.00	\$736.55
Deputy Mayor	\$ 2,882.37	\$ 4,971.50	\$2089.13

MAYOR, DEPUTY MAYOR AND COUNCILLOR ALLOWANCES cont'd

Councillors	\$ 2,882.37	\$ 2,997.67	\$115.30

- It is important to note that the Determination is mutually exclusive to the provision for other expenses and entitlements that Councillors are entitled to, which are governed by Council's Expenses Policy.

SUPPORTING REPORT DETAILS

Legal Consideration

- The preparation of this report takes into all the statutory requirements and considerations as imposed on Councils in the *Local Government Act 2020* and the *Victorian Independent Remuneration Tribunal and Improving Parliamentary Standards Act 2019*.

Human Rights Charter

- In developing this report to Council, the subject matter has been considered in accordance with the requirements of the *Charter of Human Rights and Responsibilities Act 2006*.
- Officers responsible for preparing this report have determined that the preparation of informing Councillors and the broader Community on the Determination of allowances payable to the Mayor, Deputy Mayor and Councillors does not unreasonably or disproportionately limit human rights.

Sustainable Procurement Outcomes

- There are no sustainable procurement activities arising from the recommendation contained in this report.

Financial Implications

- The Determination takes effect from 18 December 2021, which means that the current Banyule City Council Mayor, Deputy Mayor and Councillors are required to be back paid any difference between the allowance paid to the Mayor, Deputy Mayor and Councillors prior to the Determination being made.
- The Determination provides for further scheduled annual increases to allowance values until 18 December 2025.
- The next increase is scheduled to come into effect on 18 December 2022.
- Considerations are given to the financial implications of any adjustments that need to be made now, and as the adjustments come into force each year in relation to the allowances payable to the Mayor, Deputy Mayor and Councillors.
- Council's budget and preparation of forthcoming budgets will accommodate the necessary amendments to ensure the Determination is implemented accordingly.

MAYOR, DEPUTY MAYOR AND COUNCILLOR ALLOWANCES cont'd

Community Engagement

- Unlike requirements under the *Local Government Act 1989*, the 223 statutory process seeking submissions is not required.
- No community engagement is required in the preparation of this Report or on the Determination of the Victorian Independent Remuneration Tribunal under the *Victorian Independent Remuneration Tribunal and Improving Parliamentary Standards Act 2019*.

Collaboration

- Information as provided by Local Government Victoria supported the information that is detailed in this Report.

Officer Declaration of Conflict of Interest

- The *Local Government Act 2020* requires members of Council staff, and persons engaged under contract to provide advice to Council, to disclose any direct or indirect interest in a matter to which the advice relates.
- Council officers involved in the preparation of this report have no conflict of interest in this matter.

ATTACHMENTS

No.	Title	Page
1	Determination No.01/2022	

8.6 MAKING OF GOVERNANCE LOCAL LAW NO. 2 (2022)

Author: Krysten Forte - Governance Coordinator, Executive

Previous Items

Council on 06 Dec 2021 7.00pm (Item 8.3 - Review of Governance Local Law No. 2)

Council on 7 February 2022 (Item 8.7 - Draft Governance Local Law No.2 (2022) - Public Submissions)

SUMMARY

1. The *Local Government Act 2020* (the Act) received royal assent on 24 March 2020. New requirements within the Act, specifically Division 3 of Part 3 (Sections 71 to 83) provide for how a local law is to be made by local councils.
2. All Victorian councils have the broad power to make local laws for or with respect to any act, matter or thing in respect of which councils have functions and powers. Local laws are generally utilised to respond to issues and community needs within a local context. A local law cannot be inconsistent with other legislation and is automatically revoked after ten years after it is made, unless revoked sooner.
3. Procedures for the conduct of council meetings are set out in Council's Governance Rules, adopted in August 2020. Council subsequently commenced a review of the Governance Local Law No. 2 (2015) to remove references to the now superseded Meeting Procedures Code (2015) and to ensure that the Governance Local Law No. 2 (2015) is consistent with, and supports, the Governance Rules.
4. At its meeting on 6 December 2021 Council considered and endorsed the draft Governance Local Law No.2 (2022) which will replace Council's existing Governance Local Law No. 2 (2015).
5. In accordance with the requirements of the Act, and Council's Community Engagement Policy, Council resolved to place the draft Governance Local Law No.2 (2022) on public exhibition and to seek submissions from the public.
6. Public notice of Council's intention to make the Governance Local Law No.2 (2022) was given on 7 December 2021 and it was exhibited in accordance with the Act. Feedback was invited via Council's Shaping Banyule website page from 7 December 2021 to 14 January 2022.
7. Nine (9) persons provided feedback, with six (6) of the nine (9) indicating that they support the making of the Governance Local Law No.2 (2022). Only four (4) submitters provided comments in support of their response. All submitters were invited to speak at the Council meeting held on 7 February 2022 in support of their submissions, though none took up the opportunity.
8. At the Council Meeting held on 7 February 2022 Council considered the submissions received and in accordance with section 73 of the Act and Council's Community Engagement Policy. Council noted that no changes were to be made to the Governance Local Law No.2 (2022) and called for a report to be presented for final adoption of the Governance Local Law No. 2 (2022) at the Ordinary Council meeting held on 28 February 2022.

MAKING OF GOVERNANCE LOCAL LAW NO. 2 (2022) cont'd

9. Due to administrative delays, the report has been deferred to the 11 April 2022 Ordinary Council Meeting. The delay has no impact on the making of the Governance Local Law No. 2 (2022).
10. The purpose of this report is for Council to adopt the Governance Local Law No. 2 (2022).

RECOMMENDATION

That Council:

1. Having

1.1 completed the statutory process under Division 3 of Part 4 of the *Local Government Act 2020* for the making of the proposed Governance Local Law No. 2;

1.2 obtained a certificate from a suitably qualified lawyer stating that, in their opinion, the Governance Local Law No. 2 is consistent with the local law requirements set out in section 72 of the *Local Government Act 2020*, attached to this report as Attachment 2; and

1.3 undertaken community engagement in accordance with Council's Community Engagement Policy in respect of the Governance Local Law No. 2 and having considered all submissions that were received.

resolves to make the Governance Local Law No.2 in the form attached to this report as Attachment 1; and

2. authorises the Chief Executive Officer to give public notice of the making of the Governance Local Law No.2 in accordance with s 74(4) and 74(5) of the *Local Government Act 2020*.

COUNCIL PLAN

- This Report is in line with Banyule's Council Plan strategy to "Provide good governance, be accountable and make informed decisions based on sound evidence".

BACKGROUND

- In 2015 Council developed its Governance Local Law (No.2) and Meeting Procedures Code (2015). These were made under the *Local Government Act 1989*.
- With the introduction of the *Local Government Act 2020* (2020 Act) Council was required to adopt Governance Rules which describe the way it will conduct Council meetings and make decisions, replacing the Meeting Procedures Code (2015).
- The Governance Local Law No. 2 (2015) provides for the use of the common seal and issuing of infringement notices in relation to offences against the local law.

MAKING OF GOVERNANCE LOCAL LAW NO. 2 (2022) cont'd

The Governance Local Law No. 2 (2015) It continues to operate unless it is revoked sooner.

- The Governance Local Law No. 2 (2015) must be updated to ensure that it aligns with the 2020 Act and to remove references to the now superseded Meeting Procedures Code (2015).
- Officers engaged Maddocks Lawyers to review the Governance Local Law No. 2 and updated it as required.
- At its meeting held on 6 December 2021 Council considered a report on the review of Governance Local Law No 2 (2015) and resolved that:
 1. *Council endorse the draft Governance Local Law No.2 for public exhibition via Shaping Banyule, Council's website and inspection at the service centres from 7 December 2021 to 14 January 2022.*
 2. *A report be presented back to Council to consider the consultation feedback.*
- Subsequently, and in accordance with the requirements of the 2020 Act and Council's Community Engagement Policy, public notice was given on 7 December 2021 and the draft Governance Local Law No. 2 (2022) (**attached**) was placed on exhibition. Feedback was invited via Council's Shaping Banyule website page from 7 December 2021 to 14 January 2022.
- At the Ordinary Council Meeting held 7 February 2022 Council made the following resolution:

That Council:

 - *in accordance with the requirements of Section 73 of the Local Government Act 2020, and Council's Community Engagement Policy, notes its consideration of all submissions received in respect of Banyule's proposed Governance Local Law No. 2 (2022); and*
 - *determines that no changes be made to Banyule's proposed Governance Local Law No.2 (2022) in response to the submissions; and*
 - *receives a further report on 28 February 2022 to consider making Banyule's Governance Local Law No.2 (2022).*
- This motion was moved by Cr Tom Melican and seconded by Cr Peter Dimarelos and Carried accordingly.
- Due to administrative delays, the report had been deferred until 11 April 2022 Ordinary Council Meeting. The delay has no impact on the making of the Governance Local Law No.2 (2022).

KEY ISSUES

- In response to Council's call for submissions, nine (9) persons provided feedback. All nine (9) submitters declined the invitation to speak in support of their submission at the 7 February 2022 Ordinary Council Meeting.
- At the 7 February 2022 Ordinary Council meeting Council considered the submissions received and resolved to proceed with the Governance Local Law No. 2 (2022) without amendment.

MAKING OF GOVERNANCE LOCAL LAW NO. 2 (2022) cont'd

SUPPORTING REPORT DETAILS

Legal Consideration

- From 1 July 2021, any new local laws must be made in accordance with the 2020 Act. In the meantime, local laws made under the 1989 Act continue to apply. Local laws made under the 1989 Act can be amended or revoked by a local law made under the 2020 Act.
- A new requirement of the 2020 Act is that, before a local law is made Council must obtain a certificate from a suitably qualified lawyer stating that the proposed local law is consistent with the requirements of the 2020 Act (Compliance Certificate).
- Maddock Lawyers were consulted in the preparation of this Report and a Compliance Certificate is attached to this Report (Attachment 2) for tabling in accordance with s 74(3) of the 2020 Act.

Human Rights Charter

- In developing this Report, the subject matter has been considered in accordance with the requirements of the *Charter of Human Rights and Responsibilities Act 2006*.
- When preparing the draft Governance Local Law No.2 (2022), a Human Rights impact assessment was completed to determine the extent to which the Governance Local Law No. 2 (2022) would infringe on human rights. A Human Rights Charter – Assessment of Compatibility was considered as part of the report to Council on 6 December 2020, which concluded that the draft Governance Local Law No. 2 (2022) does not unreasonably or disproportionality limit human rights. The Assessment of this Capability was considered by Council as part of the report to Council on 6 December 2022.

Sustainable Procurement Outcomes

- There are no sustainable procurement activities arising from the recommendation contained in this Report.

Financial Implications

- There are no financial implication arising from the recommendation contained in this Report.

Community Engagement

- As noted earlier in this Report, consultation on the draft Governance Local Law No.2 (2022) was undertaken in accordance with Council' Community Engagement Policy.
- Council considered all the submissions received, the majority of which were supportive, at the 7 February 2022 Council meeting. After considering the submissions, Council resolved to proceed with making the Governance Local Law No. 2 (2022) without amendment.

Officer Declaration of Conflict of Interest

- The 2020 Act requires members of Council staff, and persons engaged under contract to provide advice to Council, to disclose any direct or indirect interest in a matter to which the advice relates.

MAKING OF GOVERNANCE LOCAL LAW NO. 2 (2022) cont'd

- Council officers involved in the preparation of this report have no conflict of interest in this matter.

ATTACHMENTS

No.	Title	Page
1	Governance Local Law No.2 (2022)	
2	Solicitors Certificate - Governance Local Law. No 2. (2022)	

8.7 2022 FEDERAL ELECTION - AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION ADVOCACY CAMPAIGN

Author: Gina Burden - Manager Corporate Governance & Communication, Executive

SUMMARY

1. The Australian Local Government Association (ALGA), which is the peak association representing the interests of local governments nationally, wrote to councils on 29 March 2020 seeking support for their national advocacy campaign titled 'Don't leave Local Communities Behind'.
2. Working in conjunction with its member state and territory associations, the ALGA has developed a framework and resources for the campaign targeted at seeking additional funding from the Federal Government for local government priorities
3. The advocacy campaign will run in the lead up to the Federal Election expected to be held in May 2022.
4. All Australian councils have been asked by ALGA to participate in the campaign to ensure a coordinated approach that will deliver the best possible outcomes.
5. Participating in a national advocacy campaign does not preclude Banyule Council from advocating on additional local needs and issues, but it will strengthen the national campaign and support all 537 Australian local governments.

RECOMMENDATION

That Council:

1. Support the national funding priorities of the Australian Local Government Association (ALGA), which would contribute an estimated \$6.46 billion per year to Australia's GDP and create 43,444 jobs; and
2. Agrees to support and participate in the Australian Local Government Association's advocacy for their endorsed national funding priorities by writing to the local Federal Member(s) of Parliament, all known election candidates in local Federal electorates and the President of the Australian Local Government Association to:
 - a) express support for ALGA's funding priorities;
 - b) identify priority local projects and programs that could be progressed with the additional financial assistance from the Federal Government being sought by ALGA; and

2022 FEDERAL ELECTION - AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION ADVOCACY CAMPAIGN cont'd

- c) seek funding commitments from the members, candidates and their parties for these identified local projects and programs.

COUNCIL PLAN

- This report is in line with Banyule's Council Plan strategy to "Advocate for community priorities and aspirations to improve service, infrastructure, land use, environmental and social outcomes".

BACKGROUND

- The next Federal Election is expected to be held in May 2022.
- Working in conjunction with its member state and territory associations, the Australian Local Government Association (ALGA) has developed a framework and resources for a national advocacy campaign that will run in the lead up to this election.
- Based around the tagline of 'Don't Leave Local Communities Behind', the goal is to secure funding and policy commitments that will support every Australian council and community, and ensure all Australians have an equal opportunity to share in the benefits of Australia's post-pandemic recovery.
- All Australian councils have been asked by ALGA to participate in the campaign to ensure a coordinated approach that will deliver the best possible outcomes.

KEY ISSUES

- The 'Don't Leave Local Communities Behind' campaign will promote 17 priority asks in the portfolios of economic recovery, transport and community infrastructure, building resilience, circular economy and intergovernmental relations.
- These priorities are based on motions passed by councils at ALGA's annual National General Assembly and have been endorsed by ALGA's Board which is comprised of representatives from all state and territory Local Government Associations.
- They have been assessed by independent economists and would add around \$6.46 billion per year to Australia's Gross Domestic Product while creating 43,444 jobs.
- The 'Don't Leave Local Communities Behind' campaign will run for five weeks, with each week focussing on one of the five portfolio areas.
- The full list of national Federal Election priorities that will be promoted through the campaign is outlined in the Key Considerations section of this report.
- ALGA has developed free campaign resources that can be adapted and used by all councils to ensure a consistent and effective approach.
- Participating in a national advocacy campaign does not preclude Banyule Council from advocating on additional local needs and issues, but it will strengthen the national campaign and support all 537 Australian local governments.

**2022 FEDERAL ELECTION - AUSTRALIAN LOCAL GOVERNMENT
ASSOCIATION ADVOCACY CAMPAIGN cont'd**

SUPPORTING REPORT DETAILS

Legal Consideration

- There are no direct legal implications arising from the recommendation contained in this report.

Human Rights Charter

- In developing this report to Council, the subject matter has been considered in accordance with the requirements of the *Charter of Human Rights and Responsibilities Act 2006*.
- It is considered that the subject matter does not raise any human rights issues.

Sustainable Procurement Outcomes

- There are no sustainable procurement activities arising from the recommendation contained in this report.

Financial Implications

- There are no financial implication arising from the recommendation contained in this report.

Key Considerations

The full list of national Federal Election priorities that will be promoted through this campaign is outlined below:

Economic recovery

- An initial injection of Financial Assistance Grants to local government of \$1.3 billion to support communities and jobs and also resolve the current practice of bringing forward two quarterly Financial Assistance Grant payments each year.
- A commitment to return Financial Assistance Grants to at least one percent of Commonwealth taxation revenue via a phased approach.

Transport and community infrastructure

- \$500 million per annum for a four-year continuation of the Local Roads and Community Infrastructure Program.
- A strategic local roads investment program of \$300 million per annum over four years to address road transport first and last mile issues and congestion on local roads.
- An increase in Roads to Recovery to \$800 million per annum (an additional \$300 million per annum) and the Black Spot Program to \$200 million per annum over four years, while addressing the South Australian road funding anomaly by making the additional \$20 million per annum to SA in 2021-22 and 2022-23 permanent.
- Continuing the Stronger Regional Digital Connectivity Package at \$55 million over four years.

2022 FEDERAL ELECTION - AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION ADVOCACY CAMPAIGN cont'd

- \$200 million over four years to assist councils to develop and implement innovative housing partnerships.

Building resilience

- A targeted disaster mitigation program of \$200 million per annum for four years which will reduce the costs of response and recovery and strengthen community resilience.
- A commitment to ensuring betterment funding as a core element of disaster recovery funding arrangements.
- A commitment to include community infrastructure that is publicly accessible and owned, and local government waste, water and wastewater assets under Disaster Recovery Funding Arrangements.
- A Local Government Climate Response Partnership Fund of \$200 million over four years to enable planning and preparation to minimise the impacts of climate change in local communities and enable councils to achieve climate neutrality as soon as practicable.
- \$100 million per annum over four years provided directly to local governments to support the capabilities of Indigenous councils and the implementation of the Closing the Gap local/regional voice.

Circular economy

- Support to provide guidance and advice to councils on how to unlock the circular economy locally, particularly in rural, regional, and remote areas.
- Support to investigate and, if feasible, implement a national bin harmonisation program that will improve kerbside recycling, reduce contamination, and maximise opportunities for reuse.
- \$100 million per annum over four years to fund local government circular waste innovation projects.

Intergovernmental relations

- Reinstating local government representation to the primary intergovernmental forum in Australia, the National Cabinet.
- Ensuring local government's ongoing voting membership of other relevant Ministerial forums.

Officer Declaration of Conflict of Interest

- The *Local Government Act 2020* requires members of Council staff, and persons engaged under contract to provide advice to Council, to disclose any direct or indirect interest in a matter to which the advice relates.
- Council officers involved in the preparation of this report have no conflict of interest in this matter.

ATTACHMENTS

Nil

8.8 RECORD OF COUNCILLOR MEETINGS

Author: Nicholas Van - Council Business Officer, Corporate Services

SUMMARY

In accordance with section 60 of *the Local Government Act 2020*, Council at its meeting on 17 August 2020 adopted the Banyule Governance Rules. The Governance Rules, Chapter 6 Miscellaneous requires the Chief Executive Officer to ensure that a summary of the matters that are discussed, meet the following definition:

If there is a meeting of Councillors that:

1. Is scheduled or planned for the purposes of discussing the business of Council or briefing Councillors;
2. Is attended by at least one member of Council staff; and
3. Is not a Council meeting, Delegated Committee Meeting or a Community Asset Committee Meeting

Are tabled at the next convenient Council Meeting and are recorded in the meeting minutes of that Council meeting.

Record of Meetings

1	Date of Meeting:	21/3/2022
	Type of Meeting:	Pre-Meeting Briefing
	Matters Considered:	
<ul style="list-style-type: none"> • Keep Rosanna Parklands as an off-lead dog park • Kindergarten Infrastructure and Service Plan (KISP) • Christmas Celebrations in Banyule for vulnerable community • Community Bus Feasibility Study • Yarra Strategic Plan (Burndap Birrarung burndap umarkoo) • 7-11 Cartmell Street, Heidelberg - Project Award • Heidelberg Station to Rosanna Station Bicycle Path Proposal • Bellfield Redevelopment Precinct - Proposed Development Plan (P1654/2021) • Bell Street - Commencement of Notice of Intention to Sell Land • Victorian Government - Local Sports Infrastructure Fund • Jobs Victoria Advocate Program Update • Economic Support Package - Status Update • Council Plan 2021-2025 Progress Report July-December 2021 • Appointment of the Independent Chairperson for the CEO Employment Matters Committee 		

RECORD OF COUNCILLOR MEETINGS cont'd

	<ul style="list-style-type: none"> Record of Councillor Meetings Council Meeting Prayer
	<p>Councillors Present:</p> <p>Peter Castaldo Alison Champion Peter Dimarelos Rick Garotti Alida McKern Tom Melican Fiona Mitsinikos Elizabeth Nealy</p>
	<p>Staff Present:</p> <p>Allison Beckwith - <i>Chief Executive Officer</i> Darren Bennett – <i>Director Assets & City Services</i> Marc Giglio – <i>Director Corporate Services</i> Natasha Swan – <i>Director City Development</i> Kath Brackett – <i>Director Community Programs</i> Gina Burden – <i>Manager Governance & Communication</i> Krysten Forte – <i>Governance Coordinator</i> Kerryn Woods – <i>Executive & Councillors Team Leader</i> Jonathan Risby – <i>Manager Transport and Environment</i> Megan Kemp – <i>Councillor Support & Civic Events</i> Nick Van – <i>Council Business Officer</i> Duncan Stephen - <i>Jets Facility & Technical Administrator</i> Sukhpreet Sidhu – <i>IT Infrastructure Engineer</i> Jay Mifsud – <i>Youth Program Officer</i> Frances Biggar – <i>JETS Creative Technical Assistant</i></p>
	<p>Others Present:</p> <p><i>Nil</i></p>
	<p>Conflict of Interest: <i>Nil</i></p>

2	Date of Meeting:	28/3/2022
	Type of Meeting:	Councillor Briefing
	<p>Matters Considered:</p> <ul style="list-style-type: none"> 10 Year Asset Plan Banyule Housing and Neighbourhood Character Review Separated Waste Charge/Rate 	
	<p>Councillors Present:</p> <p>Peter Castaldo Alison Champion Peter Dimarelos Mark Di Pasquale Rick Garotti Alida McKern Tom Melican Fiona Mitsinikos Elizabeth Nealy</p>	

RECORD OF COUNCILLOR MEETINGS cont'd

Staff Present: Darren Bennett – <i>Director Assets & City Services</i> Marc Giglio – <i>Director Corporate Services</i> Natasha Swan – <i>Director City Development</i> Kath Brackett – <i>Director Community Programs</i> Kerryn Woods – <i>Executive & Councillors Team Leader</i> Greg Gale – <i>Manager</i> Mohammad Rashid <i>Coordinator</i> Karen Leeder – <i>Manager City Futures</i> Joel Elbourne – <i>Manager Planning, Building & Laws</i> Klover Apostola – <i>Principal Strategic Planner</i> Anthony Calthorpe – <i>Strategic Planning & Urban Design Coordinator</i> Principal Tania O'Reilly – <i>Manager Finance & Procurement</i> Philip Ryan – <i>Revenue Services Coordinator</i>	
Others Present: <i>Nil</i>	
Conflict of Interest:	<i>Nil</i>

3	Date of Meeting:	10/3/2022
	Type of Meeting:	Environment and Climate Action Advisory Committee Meeting
	Matters Considered:	
	<ul style="list-style-type: none"> • Banyule Community Energy Service • Environmentally Sustainable Development • Sustainable Building Guidelines • Olympic Leisure Centre redevelopment • Montmorency Sugar Glider Project 	
	Councillors Present: Peter Castaldo Alida McKern Tom Melican	
Staff Present: Jonathan Risby Ellie Hall Ollie Forster Daniela Tartaglia Pierre Asselin Ruth Robles McColl		
Others Present: BECAAC Members; Kellie Watson Denise Fernando Alex Tzikas Lynne Siejka		

RECORD OF COUNCILLOR MEETINGS cont'd

	Jack Ellis Paul Gale Baker Michelle Giovas Trivess Moore Vicky Rowe
	Conflict of Interest:

RECOMMENDATION

That Council receives and notes the Record of Councillor Meetings report.

ATTACHMENTS

Nil