

Agenda of Ordinary Meeting of Council - Monday, 5 December 2022

commencing at 7pm

Nellie Ibbott Chambers, Ivanhoe Library and Cultural Hub, 275 Upper
Heidelberg Road, Ivanhoe 3079



FREEDOM OF INFORMATION STATUS EXEMPT (SECTION 38)

RELATING TO ITEMS IN RESPECT OF WHICH THE
MEETING MAY BE CLOSED TO MEMBERS OF THE PUBLIC

Acknowledgement of the Traditional Custodians

“Banyule City Council is proud to acknowledge the Wurundjeri Woi-wurrung people as traditional custodians of the land and we pay respect to all Aboriginal and Torres Strait Elders, past, present and emerging, who have resided in the area and have been an integral part of the region’s history.”

Inclusive Banyule 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

Confirmation of Minutes

Ordinary Meeting of Council held 14 November 2022

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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 will 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:

12. Confidential Matters

- 12.1 Ivanhoe Grammar School - Public Access Options

12. Ivanhoe Grammar School – Public Access Options

This has been designated as confidential pursuant to s 3(1)(g) of the *Local Government Act 2020* as the information within the report contains information relating to commercial information, being information provided by a business commercial or financial undertaking or relates to trade secrets and if released prematurely, could unreasonably expose the business, commercial or financial undertaking to disadvantage.

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, 6 February 2023

2.1 PETITION - OBJECTION TO THE DRAFT RESIDENTIAL PARKING PERMIT POLICY 2022

Author: Amy Woollcombe - Council Business Officer, Executive

SUMMARY

1. A petition titled "Objection to the Draft Residential Parking Permit Policy 2022" has been received with 44 signatories in support.
2. All 44 signatories are from Ivanhoe.
3. The petition request is summarised as follows:

We the undersigned petition Banyule City Council to listen to the voices opposed to the Draft Residential Parking Permit Policy 2022 – which seeks to combine three separate Ivanhoe Residential Parking Precincts 59, 60 and 61, extending from the beginning of Upper Heidelberg Road, past Ivanhoe Station to Studley Road, West to Donaldson Linear Reserve and North to Clifton Grove and Bond Street. It is opposed, because there is no benefit to residents having individuals from up to a kilometre away parking in their streets. That was never the intention of the 2016 Policy.

RECOMMENDATION

That Council:

1. Receives and notes the petition.
2. Refers the petition to the Transport Planning Team for consideration and response to the primary petitioner.
3. Advise the primary petitioner of this resolution.

- A petition with 44 signatories from residents of Ivanhoe has been received.
- The petition request is as follows:
 - *We the undersigned petition Banyule City Council to listen to the voices opposed to the Draft Residential Parking Permit Policy 2022 – which seeks to combine three separate Ivanhoe Residential Parking Precincts 59, 60 and 61, extending from the beginning of Upper Heidelberg Road, past Ivanhoe Station to Studley Road, West to Donaldson Linear Reserve and North to Clifton Grove and Bond Street. It is opposed, because there is no benefit to residents having individuals from up to a kilometre away parking in their streets. That was never the intention of the 2016 Policy.*

PETITION - OBJECTION TO THE DRAFT RESIDENTIAL PARKING PERMIT POLICY 2022 cont'd

DISCUSSION

- Council has recently commenced a review its Banyule Residential Parking Permit Policy (BRPPP).
- The draft Banyule Residential Parking Permit Policy updates and replaces the Banyule Residential Parking Permit Policy 2016-2020. Its purpose is to enable reasonable and equitable access to residential on-street public parking for residents and their visitors while preserving access for all other road users.
- The draft Policy underwent a formal community consultation process for a six (6) week period between 12 September 2022 and 21 October 2022.
- All community feedback including the received petition will be considered and will assist in the formulation of the final Banyule Residential Parking Permit Policy.
- The final Banyule Residential Parking Permit Policy and Community Consultation Feedback Paper will considered at a report to Council in February/March 2023.
- It is worth noting that the current Banyule residential parking permit scheme remains in place until 30 June 2023, with the new Policy taking effect on 1 July 2023.

OFFICER DECLARATION OF CONFLICT OF INTEREST

- The *Local Government Act 2020* requires members of Council staff, and persons engaged under contract who 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 **ULURU STATEMENT FROM THE HEART**

Author: Zali Mifsud - First Nations Lead, Community Wellbeing

SUMMARY

1. On Friday 26th May 2017, Delegates of the National Constitutional Convention released the 'Uluru Statement from the Heart' (**Attachment 1**); and in 2022, the Albanese Labor Government confirmed commitment to implement the Uluru Statement in full.
2. The Uluru Statement calls for a constitutionally enshrined First Nations Voice to Parliament, along with the establishment of a Makarrata Commission, to undertake processes of treaty-making and truth-telling.
3. In September 2022, Reconciliation Australia requested all organisations who have endorsed Reconciliation Action Plan's to identify their current commitment (or not) to the Uluru Statement from the Heart and Voice to Parliament.
4. The Uluru Statement aligns with Council's identified vision for reconciliation under the current Innovate RAP 2020-2022.
5. Council has an opportunity to recognise the need for and support of constitutional change by committing to the Uluru Statement in full (Voice, Treaty and Truth-telling); and taking the recommended practical action to walk together for a better future and a reconciled Australia.

RECOMMENDATION

That Council:

1. Adopt the 'Uluru Statement from the Heart' in full and take practical action for a better future and reconciled Australia including a commitment to:
 - a. Registering Council's support for the Uluru Statement on the official Uluru Dialogue website (UluruStatement.org).
 - b. Displaying the Uluru Statement logo on Council's website and email signature.
 - c. Showing support by placing a framed copy of the Uluru Statement within the Council's public honorary cabinets within the Council Chambers.
 - d. Continuing to work in partnership with the Banyule Reconciliation Action Plan Advisory Committee and First Nations community to develop and deliver a community engagement and communications plan.

COUNCIL PLAN

This report is in line with Banyule's Council Plan strategy to "Enhance our relationship and work in respectful partnership with the Traditional Custodians of Banyule, the Wurundjeri people, identified Elders and other Aboriginal and Torres Strait Islanders".

ULURU STATEMENT FROM THE HEART cont'd

BACKGROUND

- For at least 60,000 years Aboriginal and Torres Strait Islander peoples have lived on the land now known as Australia. However, since colonisation in 1788, Australia has seen over two centuries of failed policies directed towards Aboriginal and Torres Strait Islander people; policies created from government without enough engagement from the Aboriginal and Torres Strait Islander people who are directly affected by them.
- Since 2014, Council's commitment to reconciliation has been supported by an endorsed Aboriginal Action Plan or Reconciliation Action Plan (RAP) that guides how Council supports the advancement of a reconciled Banyule.
- Council's commitment to Reconciliation in Banyule extends to the endorsed Statement of Commitment to Indigenous Australian's which identifies key themes of commitment, apology, respect, recognition, rights, participation, advocacy, access and equity. Council has meaningful partnerships with Wurundjeri Traditional Owners, Barrbunin Beek Aboriginal Gathering Place and the Banyule Reconciliation Action Plan Advisory Committee.

KEY ISSUES

- On Friday 26th May 2017, Delegates of the National Constitutional Convention released the 'Uluru Statement from the Heart' (**Attachment 1**); and in 2022, the Albanese Labor Government confirmed commitment to implement the Uluru Statement in full.
- The Uluru Statement calls for a constitutionally enshrined First Nations Voice to Parliament, along with the establishment of a Makarrata Commission, to undertake processes of treaty-making and truth-telling.
- The Uluru Statement and its call for Voice, Treaty, Truth will provide the mechanism to build a relationship between First Nations and the people of Australia towards one based on fairness, truth, justice and self-determination. This is an important step in Australia's reconciliation journey.
- Aboriginal and Torres Strait Islander people have consistently called for self-determination, rather than symbolism, to make a real difference to their lives. The Uluru Statement is an invitation from Aboriginal and Torres Strait Islander people to "walk with us in a movement of the Australian people for a better future".
- The lack of constitutional recognition of First Nations peoples is one of Australia's longest standing unresolved issues. A Voice to Parliament will give Aboriginal and Torres Strait Islander people agency to help inform decisions that impact their lives. This change will enable Aboriginal and Torres Strait Islander people to deliver real and practical advice to Parliament and the Government about how laws and policies can best improve the lives of Aboriginal and Torres Strait Islander people.
- Since 2018, several Councils across Australia have led motions to endorse the Uluru Statement; with many encouraging other local governments across the nation to publicly declare their support.
- In September 2022, Reconciliation Australia requested all organisations who have endorsed Reconciliation Action Plans to identify their current commitment (or not) to the Uluru Statement from the Heart and Voice to Parliament.
- The Uluru Statement aligns with Council's identified vision for reconciliation within its Innovate Reconciliation Action Plan 2020-2022.

ULURU STATEMENT FROM THE HEART cont'd

- Council has an opportunity to recognise the need for and support of constitutional change by committing to the Uluru Statement in full (Voice, Treaty and Truth-telling); and taking the recommended practical action to walk together for a better future and a reconciled Australia (**Attachment 2**).
- Local government has an important role in supporting the journey towards Constitutional Recognition of Aboriginal and Torres Strait Islander people. As the level of Government closest to community, Council is well-placed to inform, educate and advocate. Supporting, facilitating and leading community engagement and learning activities about Voice, Treaty and Truth will help inform the Banyule community which will self-empower informed decision making about the process and potential outcomes of the Referendum.
- It will be important for Council to continue to work in partnership with the Banyule Reconciliation Action Plan Advisory Committee and First Nations Community to develop and deliver a community engagement and communications plan that extends to both Council staff and all residents of Banyule.
- Through the call to action and formal commitment from organisations and the current Federal government, it is identified that Banyule Council can play a role in facilitating the discussion surrounding Voice, Treaty and Truth. Through information sharing and educating Council will provide the community with greatest opportunity to be informed and therefore equipped to make decisions surrounding the upcoming Referendum. This further advancing Council's journey of Reconciliation with Australia's First Nation peoples.

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*.
- The Uluru Statement from the Heart addresses Section 19 of the Human Rights Charter: Cultural rights, including Aboriginal cultural rights. Through endorsing the recommendation Council will be enhancing and protecting this human right.
- In addition, the Uluru Statement address all components of the United Nations Declaration on the Rights of Indigenous Peoples.

Sustainable Procurement Outcomes

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

Financial Implications

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

ULURU STATEMENT FROM THE HEART cont'd

Officer Declaration of Conflict of Interest

The *Local Government Act 2020* requires members of Council staff, and persons engaged under contract who 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	Uluru Statement from the Heart	
2	Uluru Statement from the Heart - Supporter Toolkit	

3.2 GRAFFITI STRATEGY 2020 - 2024 - YEAR 2 REPORT

Author: Bianca Ellis - Community Safety & Crime Prevention Officer, Community Wellbeing

Previous Items

Council on 09 Dec 2019 7.00pm (Item 3.1 - The Banyule Graffiti Strategy 2020-24)

SUMMARY

1. Council adopted the Banyule Graffiti Strategy at the 9 December 2019 Ordinary Council Meeting.
2. The COVID-19 Victorian State-wide lockdowns in the second part of 2021 impacted on Council's ability to deliver some of the actions identified in the Banyule Graffiti Strategy and Year 2 Action Plan, however work has continued to embed the key actions through the general operational business of Council.
3. Victoria has seen a significant increase in graffiti across the state along roads, rail corridors and other major infrastructure throughout the pandemic. Acknowledging that graffiti is a significant problem without a simple single fix and embracing a resilience approach, underpins the Banyule Graffiti Strategy Year 3 Action Plan.

RECOMMENDATION

That Council:

1. Notes the Graffiti Strategy 2020 – 2024 Year 2 Action Plan Report.
2. Notes the Graffiti Strategy 2020 - 2024 Year 3 Action Plan.

COUNCIL PLAN

- This report is in line with Banyule's Council Plan strategy to "Actively support and facilitate infrastructure, service and programs that address community safety".

BACKGROUND

- Council adopted the Banyule Graffiti Strategy 2020 – 2024 on 9 December 2019. The Strategy took a fresh approach to graffiti, recognising that there is a shared responsibility for the prevention and removal of graffiti across all levels of government, utility/asset owners and property owners. It also recognises that the total elimination of all graffiti is not probable. However, there are a range of different approaches which can aid the prevention and eradication of graffiti.
- The COVID-19 State-wide lockdowns in Victoria resulted in a significant increase in graffiti across the state along road and rail corridors and other major infrastructure. The Strategy and Action Plan acknowledges that graffiti is a significant problem without a simple single fix and is working towards a community resilience approach.

GRAFFITI STRATEGY 2020 - 2024 - YEAR 2 REPORT cont'd

- The Graffiti Strategy and Action Plans identify three key action areas:
 - **Building a graffiti resilient community** – Council will strengthen its community development approach to prevent illegal graffiti through better education, diversionary support and cultural and economic opportunities.
 - **Supporting a rapid response to illegal graffiti** – Council will support rapid removal of illegal graffiti across the municipality and will assist community stakeholders to contribute to achieving this goal.
 - **Strengthening our collaborative response** – Council will collaborate with relevant authorities and community stakeholders to reduce the impact of illegal graffiti and maximise the benefits of partnership initiatives
- The Year 2 Action Plan was developed after emerging from Melbourne's 4th lockdown. It recognised the significant impact lockdowns had on Council, businesses, residents and utility providers in responding to graffiti. The Year 2 Action Plan was aimed at strengthening existing partnerships, simplifying information and reporting options where possible and advocating for active consideration of graffiti prevention through design in future building projects. The Banyule Graffiti Strategy 2020-2024 Year 2 Action Plan Report has been included as **Attachment 1**.

KEY ISSUES

- Graffiti continues to be a consistent issue across Australia and many parts of the world. The presence of graffiti can elicit many different responses in community including reactions ranging from indifference to anger and fear. Graffiti removal and prevention is a matter with shared responsibilities, including but not limited to Victoria Police, State Government, Council, Utility owners/manager (such as Vic Roads, Parks Victoria, Metro Trains, Jemena and AusNet Services, Public Transport Victoria) and private property owners.
- It is a complex issue which requires a multi-layered approach, as articulated in the Banyule Graffiti Strategy 2020 – 2024. Council responds to graffiti removal and management in a range of ways including:
 - Rapid removal approach to illegal graffiti, Council actively monitors graffiti hotspots (where graffiti is on Council property) and responds to customer requests regarding graffiti on Council property.
 - Free graffiti removal kits are available to residents, community groups and businesses for graffiti removal. Where community contact Council regarding graffiti on someone else's property, Council will advocate to have the graffiti removed. In some cases, properties are referred to Local Laws for review, however issuing 'notices to comply' is a last resort and can be difficult to enforce.
 - Graffiti on private/third party property where owners/occupiers do not remove graffiti continues to be a problem. This is not just a problem for Banyule, but a universal problem experienced by many local government authorities.
 - Council continues to advocate for major public space projects to consider design/ treatments/ finishes which actively seek to address graffiti and aim to 'design it out'.
- The COVID-19 State-wide lockdowns and restrictions impacted on Council's ability to deliver some of the actions identified in the Year 2 Action Plan due to the

GRAFFITI STRATEGY 2020 - 2024 - YEAR 2 REPORT cont'd

continued lockdowns into late 2021, however work has continued to embed the key actions through the general operation business of Council to encourage a more sustainable and accessible strategy.

- In Year 2 Council achieved:
 - **Building a graffiti resilient community**
 - Despite restriction disruptions in the second part of 2021, Council's Street Art Program saw high levels of engagement with young people. The program has provided opportunity for positive engagement between the Victoria Police Youth Resource Officers and program participants.
 - Murals were delivered by Youth Services, Economic Development and the Arts and Culture teams. They were installed in Council parks and reserves, children's centres, Scout halls and in Council's activity centres. Additionally, public murals and artworks have been installed on newly developed public toilet facilities to alter the way that necessary infrastructure is viewed and ensuring they are both visual assets as well as a useful public amenity.
 - **Supporting a rapid response to illegal graffiti**
 - During COVID-19 lockdown periods, officers focused on reinvigorating the free graffiti kit program for community. Different products were researched and tested, and a new kit was selected which was suitable for a range of surfaces, instead of multiple kits for multiple surfaces. The kit is smaller in size and comes in non-plastic packaging.
 - Kits were also made available from Banyule Customer Service centres on demand, so when sites were able to reopen, kits could be collected without pre-ordering, at a time convenient to community.
 - When possible, Council officers continued to meet with community groups and residents regarding graffiti, providing graffiti removal kits, offering training and discussing Council's current approach to graffiti removal.
 - The graffiti eradication project continued addressing graffiti on Council property and third-party utilities and assets on roadsides where agreements with asset owners have been reached.
 - **Strengthening our collaborative response**
 - Officers advocated for graffiti prevention to be considered in the design phase of the active infrastructure projects in the area. Considerations included plantings, artworks, the types of materials used in projects, and the natural sightlines to encourage passive surveillance.
 - The graffiti expansion/ eradication project continued to collaborate with Jemena and other asset owners to clean up local street scapes, which has been positively received by community groups and residents.
- The Year 3 Action Plan, **Attachment 2**, commits to continuing the valuable work that Youth Services are doing with young people, continued promotion and offering of graffiti removal kits and focused work in graffiti eradication by Council

GRAFFITI STRATEGY 2020 - 2024 - YEAR 2 REPORT cont'd

on Council and public assets along major road arterials. It also looks at opportunities to expand community and Council resilience in incidents of graffiti – exploring other prevention and simple rapid removal opportunities such as offering plant vouchers to community to both increase green spaces and remove potential blank canvases. Additionally, Council will explore, and trial new technology currently being used by signage companies to make removal quick and easy, where previously signs may have been replaced at significant cost.

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 implications 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 who 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 Graffiti Strategy 2020 - 2024 - Year 2 Action Plan Report	
2	Banyule Graffiti Strategy 2020 - 2024 - Year 3 Action Plan	

3.3 ADVISORY AND POPULATION COMMITTEES REPORT - SEPTEMBER - NOVEMBER 2022

Author: Jo Graham - Executive Assistant to the Director Community Wellbeing,
Community Wellbeing

SUMMARY

1. Advisory committees are made up of Councillors and Community members.
2. They have terms of references and meet to discuss relevant issues, advise Council on specific matters based on the committee's purpose and objectives, and oversee the implementation of Council's strategic plan for their respective focus.
3. Advisory Committees provide important linkages between Council, Community, State agencies and interest groups. Following each advisory committee meeting, a report is submitted to Council to note the minutes from the committee meetings held during April - August 2022 and draw attention to specific recommendations that each advisory committee wishes to bring to the attention of Council.
4. Where there have been actions requested or recommendations made by the committee, officer comments have been provided in the report.
5. The following minutes are presented to Council for noting:
 - Inclusive Banyule Advisory Committee – 20 September 2022
 - Reconciliation Action Plan Advisory Committee – 12 October 2022
 - Arts and Culture Advisory Committee – 1 September 2022 and 3 November 2022
 - Banyule Environment and Climate Action Committee – 8 September 2022
 - Multicultural Committee – 19 October 2022
 - Banyule Disability and Inclusion Committee – 26 October 2022
 - LGBTIQA+ Committee – 6 October 2022
 - Age Friendly Committee – 29 September 2022

RECOMMENDATION

That Council:

1. Notes the following meeting minutes and reports:
 - a) Inclusive Banyule Advisory Committee – 20 September 2022
 - b) Reconciliation Action Plan (RAP) Advisory Committee – 12 October 2022
 - c) Arts and Culture Advisory Committee – 1 September 2022 and 3 November 2022

ADVISORY AND POPULATION COMMITTEES REPORT - SEPTEMBER - NOVEMBER 2022 cont'd

- d) Banyule Environment and Climate Action Committee – 8 September 2022
 - e) Multicultural Committee – 19 October 2022
 - f) Banyule Disability and Inclusion Committee – 26 October 2022
 - g) LGBTIQA+ Committee – 6 October 2022
 - h) Age Friendly Committee – 29 September 2022
2. Note that a recommendation was put forward from the Reconciliation Action Plan Advisory Committee to Council to develop an Aboriginal Action Plan using the Victorian Aboriginal Government Strategy as the new strategic way forward for reconciliation.
 3. Receive a further report to consider the development of an Aboriginal Action Plan using the Victorian Aboriginal Government Strategy as the new strategic way forward for reconciliation.
 4. Endorse a recommendation from the Age Friendly Committee to Council that their meeting schedule be changed from meeting quarterly to meeting bimonthly and for this to be reflected in the Banyule City Council Population Committees Terms of Reference.

COUNCIL PLAN

- This report is in line with Banyule’s Council Plan key direction to "Promote community awareness and support a diverse, connected, and inclusive community that respects and celebrates different cultures, beliefs, abilities, bodies, ages, sexualities, genders and identities".

BACKGROUND

- Advisory committees are made up of councillors and community members. They have terms of references and meet to discuss issues, advise Council, and oversee the implementation of Council’s strategic plan for their respective focus.
- Advisory committees provide important linkages between Council, community and state agencies and interest groups. Following an advisory committee meeting, a report is submitted to Council to note the minutes and consider any issue raised.

KEY ISSUES

1.	Report/Committee Name: Inclusive Banyule Advisory Committee The aim of the Inclusive Banyule Advisory Committee is to deliver on Council’s ongoing and embedded commitment to social justice and inclusion. The Committee brings together policy, practice and lived experience to work cooperatively on social inclusion issues. The Committee identifies issues for advocacy and works with Council to identify future policy issues and addresses the ongoing impacts of COVID-19 on social inclusion and considers social justice and equity in the community. 20 September 2022 Meeting: The Inclusive Banyule Advisory Committee met on 20 September 2022 online. The minutes from this meeting are in Attachment 1 .
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ADVISORY AND POPULATION COMMITTEES REPORT - SEPTEMBER - NOVEMBER 2022 cont'd

	<p>The meeting was chaired by Cr Elizabeth Nealy and Cr Tom Melican was in attendance. A total of 12 committee members were in attendance.</p> <p>The Committee received an update regarding the Inclusive Banyule Plan and received an overview of the finalised Inclusive Banyule Year One Integrated Action Plan. The Committee discussed Council's review of advisory committees and considered future Committee priorities, advocacy and how they will be achieved.</p> <p>Actions/ Recommendations: There were no recommendations to Council arising from this meeting.</p>
<p>2.</p>	<p>Report/Committee Name: Reconciliation Action Plan Advisory Committee</p> <p>The aim of the Reconciliation Action Plan (RAP) Advisory Committee is to provide Council with advice and information on inclusion, access and equity issues facing Aboriginal and Torres Strait Islander communities and to oversee the development of Council's <i>Innovate</i> RAP between September 2020 and September 2022.</p> <p>12 October 2022 Meeting: The Reconciliation Action Plan Advisory Committee met on 12 October 2022 online and in person. A report of this meeting is in Attachment 2.</p> <p>The Meeting was chaired by Maddi Miller, Cr Peter Castaldo was in attendance and 14 committee members attended.</p> <p>The Committee received presentations on the sub-working groups including the Aboriginal Action Plan drawing on the Victorian Aboriginal Local Government Strategy and the Innovate Reconciliation Action Plan aligning with and endorsed by Reconciliation Australia. The Committee received an update regarding the Inclusive Employment Program, Sorry Day Flag Raising Protocols and, on the RAP Annual Report Questionnaire.</p> <p>Actions/ Recommendations: The RAP Advisory Committee recommends Council to develop an Aboriginal Action Plan using the Victorian Aboriginal Government Strategy as the new strategic way forward for reconciliation.</p> <p>Officer Comment: A report considering the development of an Aboriginal Action Plan using the Victorian Aboriginal Government Strategy as the new strategic way forward for reconciliation, will be submitted at a future Council meeting.</p>
<p>3.</p>	<p>Report/Committee Name: Arts and Culture Advisory Committee</p> <p>The aim of the Arts and Culture Advisory Committee is to provide a formal mechanism for Council to consult with key stakeholders, seek specialist advice and enable community participation in the strategic development of arts, culture and heritage planning, policy and development.</p> <p>1 September 2022 Meeting: The Arts and Culture Advisory Committee met on 1 September 2022 at Empire Music Studios. A report of this meeting is in Attachment 3.</p> <p>Cr Elizabeth Nealy chaired the meeting and councillors Tom Melican and Alida McKern attended the meeting. A total of fifteen committee members were in attendance.</p> <p>The Committee completed a tour of Empire Music Studios and received an overview of the venue and its programs. The Committee received an update regarding Arts & Culture Strategic Planning and the Banyule Art Collection Policy. The Committee also discussed Banyule's Place-Based Framework Project.</p> <p>Actions/ Recommendations:</p>

ADVISORY AND POPULATION COMMITTEES REPORT - SEPTEMBER - NOVEMBER 2022 cont'd

	<p>There were no recommendations to Council arising from this meeting.</p> <p>3 November 2022 Meeting: The Arts and Culture Advisory Committee met on 3 November 2022 in person at Ivanhoe Library & Cultural Hub. A report of this meeting is in Attachment 4.</p> <p>Cr Elizabeth Nealy chaired the meeting and Cr Tom Melican attended the meeting. A total of sixteen committee members were in attendance.</p> <p>The Committee received a presentation regarding Creative Banyule 2030 which included a reflection on the literature review findings and visioning for 2030 Creative Banyule. The Committee discussed how this evidence is relevant to the Banyule Community, any gaps or missed opportunities that should be explored, strategic themes and focus areas and Committee involvement throughout the Creative Banyule 2030 process moving forward.</p> <p>The Committee were also briefed on what events are coming up in Banyule including programming for Ivanhoe Library and Cultural Hub.</p> <p>Actions/ Recommendations: There were no recommendations to Council arising from this meeting.</p>
4.	<p>Report/Committee Name: Banyule Environment and Climate Action Advisory Committee</p>
	<p>The aim of the Banyule Environment & Climate Action Advisory Committee is to provide feedback and advice to Council to support its work in developing and implementing long term environmental policy, goals strategies, and in commenting on the achievement of these.</p> <p>8 September 2022 Meeting: The Banyule Environment & Climate Action Advisory Committee met online 8 September 2022. A report of this meeting is in Attachment 5.</p> <p>Cr Peter Castaldo chaired the meeting and Cr Alida McKern and Cr Tom Melican were in attendance. Eighteen committee members attended this meeting.</p> <p>The Committee discussed the review of the 2019-2022 Biodiversity Plan to identify any new themes and key actions. The Committee were consulted regarding the Urban Food Strategy and a Committee member has been nominated to participate on the Urban Food Strategy Working Group. The Committee discussed the Climate Action Report, received a North East Link update and Council reports update.</p> <p>Actions/ Recommendations: The were no recommendations arising from this meeting.</p>
5.	<p>Report/Committee Name: Multicultural Committee</p>
	<p>The aim of the Multicultural Committee is to provide Council with advice and information on the evolving context of multiculturalism, and on inclusion, access, equity and human rights issues, barriers and challenges facing, the opportunities available to, and the aspirations of, multicultural communities in Banyule.</p> <p>19 October 2022 Meeting: The Multicultural Committee met on 19 October 2022 online. A report of this meeting is in Attachment 6.</p> <p><i>Due to reduced attendance, a quorum was not reached at this meeting and therefore the following information will not be recorded as an official committee meeting, and the following is provided for information only.</i></p> <p>Cr Fiona Mitsinikos chaired the meeting and 9 Committee members attended.</p>

ADVISORY AND POPULATION COMMITTEES REPORT - SEPTEMBER - NOVEMBER 2022 cont'd

	<p>Updates were received from the LGBTIQ+ and Disability and Inclusion Committees. An overview of the Inclusive Banyule Advisory Committee purpose and membership was outlined. Members of the Committee identified issues relevant to Banyule’s multicultural community. Days of significance and website accessibility were discussed and 2022 Census data was presented. Other items of discussion included the International Campaign to Abolish Nuclear Weapons (ICAN), support for Iranian people in following the murder of 22-year-old Iranian woman, Mahsa Amini, weekly women’s only swimming evenings and the opportunity to provide feedback regarding the Urban Food Strategy.</p> <p>Actions/ Recommendations: Not applicable, as quorum was not reached.</p>
6.	Report/Committee Name: Banyule Disability and Inclusion Committee
	<p>The aim of the Disability and Inclusion Committee is to provide Council with disability, inclusion, access, equity and human rights advice and information on the evolving context of disability, and on the issues, barriers and challenges facing, the opportunities available to, and the aspirations of, people with disabilities in Banyule.</p> <p>26 October 2022 Meeting: The Disability and Inclusion Committee met on 26 October 2022 online. A report of this meeting is in Attachment 7.</p> <p>The Manager of the Resilient and Connected Communities department chaired the meeting and 9 committee members attended with no councillor’s present.</p> <p>The Committee received an update and were consulted regarding the Community Bus project. The Committee discussed the Disability Inclusion Bill 2022, the Inclusive Banyule Workplan for Disability, the Inclusive Banyule Advisory Committee and the Inclusive Banyule Grant 2022/23 recipients and projects. The Committee also received an update regarding current Council consultation opportunities.</p> <p>Actions/ Recommendations: The were no recommendations arising from this meeting.</p>
8.	Report/Committee Name: LGBTIQ+ Advisory Committee
	<p>The aim of the LGBTIQ+ Committee is to provide Council with advice and information on inclusion, access and equity issues facing the LGBTIQ+ community, and on the implementation and review of Council’s LGBTIQ+ Plan.</p> <p>6 October 2022 Meeting: The LGBTIQ+ Committee met on 6 October 2022 in person at Ivanhoe Library and Cultural Hub. A report of this meeting is in Attachment 8.</p> <p>Cr Peter Castaldo chaired the meeting and there were 11 committee members in attendance. Four resignations from the Committee were noted and 2 new members joined the committee.</p> <p>An overview of the Inclusive Banyule Committee was provided and the introduction of an LGBTIQ+ Committee Work Plan was discussed. The Committee received an update regarding the Days of Significance, fact sheets and events and the Committee provided advice regarding Council’s webpage information about LGBTIQ+ communities. The Committee received an update on the Inclusive Seminar Series. The Committee also discussed Inclusive Practice guides, Gender Impact Assessments, and Rainbow Tick reaccreditation.</p> <p>Actions/ Recommendations: There were no recommendations to Council arising from this meeting.</p>

ADVISORY AND POPULATION COMMITTEES REPORT - SEPTEMBER - NOVEMBER 2022 cont'd

9.	Report/Committee Name: Age Friendly Committee
	<p>The aim of the Age-Friendly City Committee is to provide Council with advice on older adult issues and ageing well in Banyule. The Age-friendly Committee will oversee the relevant strategic plan and Council's involvement in the World Health Organisation's Global Network of Age-friendly Cities.</p> <p>29 September 2022 Meeting:</p> <p>The Age-Friendly Committee met on 29 September 2022 online. A report of this meeting is in Attachment 9.</p> <p>Cr Tom Melican chaired the meeting and 10 Committee members attended.</p> <p>Two new members were welcomed to the Committee and introduced themselves. The Committee received an update from Council and agreed to support Council's call to Put a Lid On It initiative in relation to the North East Link project. The Coordinator Community Connections provided an update regarding the Banyule Seniors Festival, Age Friendly Champions, the Community Bus project and Age Care Reforms. The Committee received a report on the Advisory Committee Review, Inclusive Banyule and a review and update regarding the Age Friendly Strategy. Updates were provided regarding the Warringal Conservation Society, U3A and Italian Seniors groups. The Committee discussed and agreed to support the EveryAge Counts Campaign.</p> <p>Actions/ Recommendations:</p> <ol style="list-style-type: none"> 1. The Age Friendly Committee recommend that their meeting schedule be changed from meeting quarterly to meeting bimonthly and for this to be reflected in the Banyule City Council Population Committees Terms of Reference. <p>Officer Comment:</p> <ol style="list-style-type: none"> 1. Cr Melican voiced his intent to raise a Notice of Motion regarding EveryAge Counts campaign at a future council meeting. 2. All Committee members agreed to their Committee meeting schedule being changed from quarterly to bimonthly.

SUPPORTING REPORT DETAILS

Legal Consideration

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

Human Rights Charter

- The Advisory Committees Report and the Committees themselves directly address the *Victorian Charter of Human Rights and Responsibilities 2008*. The Committees provide important linkages between Council, Community, State agencies and interest groups and their existence ensures equalities and inclusion are at the heart of everything that Council does, from daily operations through to collaborative relationships.
- This report relates to the following human rights and responsibilities:
 - Section 8 - The right to recognition and equality before the law.

ADVISORY AND POPULATION COMMITTEES REPORT - SEPTEMBER - NOVEMBER 2022 cont'd

- Section 10 - The right to protection from torture and cruel, inhuman or degrading treatment.
- Section 14 - The right to freedom of thought, conscience, religion and belief.
- Section 19 - Cultural rights, including Aboriginal cultural rights.
- 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*.

Sustainable Procurement Outcomes

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

Financial Implications

- There are no direct financial implications arising from the recommendations 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	Minutes - Inclusive Banyule Advisory Committee 20 September 2022	
2	Minutes - RAP Advisory Committee Meeting 12 October 2022	
3	Minutes - Banyule Arts and Cultural Advisory Committee - BACAC - 1 September 2022	
4	Minutes - Banyule Arts and Cultural Advisory Committee - BACAC - 3 Nov 2022	
5	Minutes - Banyule Environment and Climate Action Advisory Committee - 8 September 2022	
6	Minutes - Multicultural Committee - 19 October 2022	
7	Minutes - Banyule Disability and Inclusion Committee - 26 October 2022	
8	Minutes- LGBTIQA+ Committee - 6 October 2022	
9	Minutes - Age Friendly Committee Meeting - 29 September 2022	

3.4 SPORTING FACILITIES USER GUIDE AND ALLOCATION POLICY SPORTING FACILITIES CAPITAL WORKS POLICY

Author: Melinda Ramsay - Sport, Recreation and Community Infrastructure Coordinator, Community Wellbeing

Previous Items

Council on 17 October 2022 (Item 3.3 - Draft Sporting Facilities User Guide & Allocation Policy and Draft Sporting Facilities Capital Works Policy - release for community consultation)

SUMMARY

1. At the 17 October 2022 Council meeting, Council endorsed the draft Sporting Facility User Guide and Allocation Policy and the draft Sporting Facilities Capital Works Policy for a four-week community consultation period via Shaping Banyule, from 18 October 2022 to 15 November 2022.
2. The purpose of this report is to provide feedback on the outcomes of the community consultation, and to adopt the final draft Sporting Facilities User Guide and Allocation Policy, **Attachment 1** and the final draft Sporting Facilities Capital Works Policy **Attachment 2**.
3. Feedback on the guide and policies was received via the Shaping Banyule portal on Council's website. Sporting clubs were notified via email, phone calls and through the Club Chat Newsletter of the community consultation process and received further reminder emails throughout the process.
4. The Sporting Facilities User Guide and Allocation Policy establishes the roles and responsibilities required by sporting clubs and Banyule City Council in the management of facilities and provides the basis for allocating sporting facilities to clubs for use on a seasonal basis
5. The Sporting Facilities Capital Works Policy is a new document. The purpose is to provide a clear and consistent framework for Council's approach to the development and provision of new and upgraded sports facilities and infrastructure projects.
6. A total of 16 responses were received through Shaping Banyule on the Sporting Reserve User Guide and Allocation Policy, and ten responses were received for the Sporting Facilities Capital Works Policy.
7. Overall the feedback to the policy documents was positive with clubs understanding the intent to provide clarity and direction around Council's processes and decision making when it comes to its sporting facilities, use, allocation and investment.
8. Key results included:
 - The level of agreement in response to not permitting pre-season training for winter clubs until mid-January was mixed. Summer clubs were more supportive

**SPORTING FACILITIES USER GUIDE AND ALLOCATION POLICY
SPORTING FACILITIES CAPITAL WORKS POLICY cont'd**

the rationale for this, given that preseason training can hamper the grounds for summer cricket season.

- There was strong agreement on Council's key focus area of providing an inclusive, welcoming and safe community sports facilities and clubs being supported with the right infrastructure to achieve this.
 - Strong support was received for the use of the classification system to grade sporting fields and pavilions, most agreeing that this was an equitable and fair approach for fee setting and establishing capital priorities.
9. A summary of all results and feedback is provided in **Attachment 3**.

RECOMMENDATION

That Council:

1. Having considered the community feedback on the draft Sporting Facilities User Guide and Allocation Policy, and the Draft Sporting Facilities Capital Works Policy, adopts the final draft Sporting Facilities User Guide and Allocation Policy, **Attachment 1** and the Sporting Facilities Capital Works Policy, **Attachment 2** to commence for the winter 2023 season.
2. Provides electronic copies to all sporting clubs governed by the Sporting Facilities Capital Works Policy and provide electronic copies to all seasonal Banyule clubs governed by the Sporting Facilities User Guide and Allocation Policy.

COUNCIL PLAN

- This report is in line with Banyule's Council Plan strategy to "Provide a range of services and programs, and work with relevant partners to enhance health and wellbeing outcomes and social cohesion".

BACKGROUND

- At the 17 October 2022 Council meeting, Council endorsed the draft Sporting Facility User Guide and Allocation Policy and the draft Sporting Facilities Capital Works Policy for a four-week community consultation period via Shaping Banyule, from 18 October 2022 to 15 November 2022.
- Formally the Sporting Reserve User Guide, the draft Sporting Facilities User Guide (SFUG) and Allocation Policy establishes the general terms and conditions that seasonal sporting clubs must abide by when occupying Council pavilions and grounds. It also provides the principles, process, and framework for the allocation of sporting pavilions and grounds on a seasonal basis and establishes the roles and responsibilities required of both tenant

**SPORTING FACILITIES USER GUIDE AND ALLOCATION POLICY
SPORTING FACILITIES CAPITAL WORKS POLICY cont'd**

clubs and Banyule City Council in the management of these facilities. This document is reviewed every four years.

- The draft Sporting Facilities Capital Works Policy is a new document. The purpose is to provide a clear and consistent framework for Council's approach to the development and provision of new and upgraded sports facilities and infrastructure projects that considers:
 - Response to community needs
 - Sporting club functional requirements, requests, and priorities
 - Sports facility and infrastructure standards and guidelines applicable to facilitate participation, sports competition and training
 - Financial management including grants, partnerships, and contributions from clubs.

KEY ISSUES

Draft Sporting Facilities User Guide (SFUG) and Allocation Policy

- The draft SFUG establishes that pre-season training will now commence mid-January, rather than prior to Christmas for all winter sports. This change has been implemented due to several factors as outlined in the document including:
 - Growth in cricket
 - Fair and equitable pre-season start time for all winter clubs in Banyule due to limited availability
 - Ground overuse
- Clubs will now receive an average utility cost based on the previous year's usage and this will appear as a lump sum with the seasonal fee on the invoice and be clearly itemised to achieve the following:
 - Significant time savings in administration and follow up of bill payments throughout the year.
 - Provide clubs with one invoice at the commencement of the season that gives a clear indication of total expenditure for the season, which supports effective budgeting and planning.
 - Simplified tracking of late payments and debt recovery process.
- The new draft SFUG moves positively from a demerit-based system to a reward-based system that provides percentage discount off fees for good governance and management. Up to six points per year can be rewarded to provide a 5% discount for the season.
- Percentage criteria weighting to assist Officers to make fair and equitable allocation decisions has been expanded to include greater emphasis on inclusion, gender equity and participation. There is also a greater weighting on financial history and late payments.

**SPORTING FACILITIES USER GUIDE AND ALLOCATION POLICY
SPORTING FACILITIES CAPITAL WORKS POLICY cont'd**

The draft Sporting Facility Capital Works Policy

- The draft Sporting Facility Capital Works Policy identifies core components of infrastructure and fit out that Council will fund and the sports standards and other elements that are considered when making these investments. The policy makes it clear that clubs are not required to contribute financially to sports infrastructure projects, and their ability to provide capital does not make their project a priority or guarantee of Council funding.
- The draft Sporting Facility Capital Works Policy identifies what inputs inform council's capital expenditure highlighting the importance of working collaboratively with sports clubs, associations and other key community partners to ensure that investments in projects support community aspirations, respond to changing needs and promote participation.
- The draft Sporting Facility Capital Works Policy primarily guides facilities that are seasonally allocated, however there are sections that are relevant to leased sporting facilities. It excludes indoor stadiums and aquatic/leisure centres.
- Noting that there are some different approaches to the provision and funding of sports infrastructure and facilities between leased facilities (athletics bowls, tennis, hockey and croquet) and facilities that are allocated on a seasonal basis (football, cricket, baseball, soccer).

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 implications arising from the recommendations contained in this report.

Community Engagement

- The draft Sporting Facilities User Guide and Allocation Policy and the draft Sporting Facilities Capital Works Policy were listed on Council's website on the Shaping Banyule page for community consultation for a period of four weeks from 18 October to 15 November 2022.

**SPORTING FACILITIES USER GUIDE AND ALLOCATION POLICY
SPORTING FACILITIES CAPITAL WORKS POLICY cont'd**

- All documents were sent to Council's seasonal clubs and the draft Sporting Facilities Capital Works Policy was sent to Banyule leased clubs, with all clubs encouraged to comment through the Shaping Banyule web page.
- Reminder emails were sent throughout the consultation period.
- Discussions occurred between neighbouring councils and internal stakeholders to determine best practice and process improvements.
- A total of 16 responses were received through Shaping Banyule on the draft Sporting Reserve User Guide and Allocation Policy, and ten responses were received for the draft Sporting Facilities Capital Works Policy.

Key responses on the Sporting Facilities User Guide and Allocation Policy include:

- Most responses were received from males in the sport of AFL and Cricket who either play or are a club member.
- One third of the respondents were from the suburb of Heidelberg.

Preseason Training Reduction:

- The level of agreement in response to not permitting pre-season training for winter clubs until mid-January was mixed. Summer clubs were far more supportive and understanding of the Council's rationale for this given that preseason training can hamper grounds for cricket season.

On-costing utilities:

- A total of ten responses were received to this question and once again the responses were mixed with most understanding the benefit whilst some responses were less favourable and were seeking clarification on the process, to ensure equity and fairness in the calculation of billing.

Weighting Criteria:

- A total of 12 responses were received to this question on the weighting criteria to access ground and pavilion applications. Most thought that the percentages were fair however two responses indicated that they believe a greater percentage weighting should be allocated to historical length of tenure.

Discount Criteria:

- The discount criteria to reward clubs for positive behaviour was overall considered fair by eight respondents. One suggestion was to provide a greater discount of 20% rather than the 5% proposed in the policy if all six points are achieved.

Other general comments:

- Would like to see a more formal commitment around works and oval preparation between winter and summer and share with clubs the schedule or plan, to improve communication between clubs and Council.
- Does not address the challenges of shared use and potential community dissatisfaction with noise and anti-social behaviour as a result of sports club use in open spaces.
- Need for compassion in charging clubs that are struggling financially.

**SPORTING FACILITIES USER GUIDE AND ALLOCATION POLICY
SPORTING FACILITIES CAPITAL WORKS POLICY cont'd**

Sporting Facilities Capital Works Policy:

- A total of ten Responses were received on Shaping Banyule and these were mostly from Bowling and Football clubs.
- There was strong agreement on Council's key focus of inclusive, welcoming and safe community sports facilities, and clubs being supported with the right infrastructure to achieve this.
- There was strong agreement that the policy makes it clear on what Council considers when making decisions about sports facilities and infrastructure.
- There was also strong support for the use of the classification system to grade sporting fields and pavilions – most believing that this was an equitable and fair approach for fee setting and establishing priorities.
- Almost all responses acknowledged that Council has positively demonstrated their commitment to sports infrastructure over the last five years.
- Some bowling clubs have identified that they would like to see greater capital investment by Council rather than bowling clubs being expected to fund their own capital replacements and upgrades.
- For a full summary of results refer **Attachment 3**.

Officers have considered the feedback and are not proposing any major changes to the draft policy documents. Officers will undertake the following actions in response to feedback provided:

- Provide further information and procedures to clubs directly on how Council will manage utility on- costing in early 2023, so clubs have clarity on how this will be calculated and processed.
- Share and communicate seasonal ground preparation schedules and key maintenance with clubs.
- Share and discuss bowling club audits and outcomes with bowling clubs to establish priorities and options for financial contributions.

The proposal on limiting pre-season training for winter clubs until mid-January will remain as this approach will support ground recovery and effective maintenance and provide more equitable use for all clubs and community.

Officers will conduct a review of both policy documents in March 2024 in consultation with clubs to monitor the effectiveness of implementation.

Officer Declaration of Conflict of Interest

- The *Local Government Act 2020* requires members of Council staff, and persons engaged under contract who 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.

**SPORTING FACILITIES USER GUIDE AND ALLOCATION POLICY
SPORTING FACILITIES CAPITAL WORKS POLICY cont'd**

ATTACHMENTS

No.	Title	Page
1	FINAL Draft Attachment Sporting Facilities User Guide and Allocation Policy	
2	FINAL Draft Sporting Facilities Capital Works Policy	
3	Data Analysis from Shaping Banyule SFUG and CAPX Policy	

4.1 2021/22 STATE OF THE ENVIRONMENT REPORT

Author: Ellie Hall - Environmental Sustainability Officer, City Development

SUMMARY

1. The annual Banyule State of Environment report (Attachment 1) reports on the work that Council delivers annually to ensure our natural environment is healthy, resilient, and actively cared for.
2. The report shows that Council is progressing well against our environmental KPIs, including being on track to meet the goal for a carbon neutral organisation by 2028.
3. Key highlights include:
 - A 60% drop in corporate emissions due to the Victorian Energy Collaboration (VECO) Power Purchasing Agreement (PPA)
 - A pilot Community-led Energy Innovation grant round saw two projects undertake initial feasibility and location identification for community batteries.
 - 41 households signed up to Banyule's BetterScore program, supporting the transition to all electric zero emissions homes.
 - Krefft's Glider numbers have grown from eight to 40 individuals on the Darebin Creek, due to work improving connectivity and strengthening biodiversity.
 - Banyule's Sustainable Building Guidelines were released in September 2021 and will raise the bar on building sustainability.

RECOMMENDATION

That Council:

1. Endorses the Banyule State of Environment 2021-2022 report.
2. Makes the report available on Council's website and at Council's service centres.
3. Notes that Council are progressing well against environmental key performance indicators and are on track to meet the goal of being a carbon neutral organisation by 2028.

COUNCIL PLAN

- This report is in line with Banyule's Council Plan strategy to "Empower and educate the community and businesses to take actions to achieve positive environmental and climate change outcomes".

2021/22 STATE OF THE ENVIRONMENT REPORT cont'd

BACKGROUND

- The Banyule State of Environment report (SOE) report details Council's performance as it relates to our environmental policy and programs for the previous financial year.
- The report captures results from the key areas of biodiversity, corporate and community emissions, water, waste, and community engagement from financial year 2021/22.
- The complete report is provided in **Attachment 1** and shows strong results across all Key Performance Indicators (KPIs).

KEY HIGHLIGHTS

- A 60% drop in corporate emissions due to the Victorian Energy Collaboration (VECO) Power Purchasing Agreement (PPA)
- A pilot Community-led Energy Innovation grant round saw two projects undertake initial feasibility and location identification for community batteries.
- 41 households signed up to Banyule's BetterScore program, supporting the transition to all electric zero emissions homes.
- Krefft's Glider numbers have grown from eight to 40 individuals on the Darebin Creek, due to work improving connectivity and strengthening biodiversity.
- Banyule's Sustainable Building Guidelines were released in September 2021 and will raise the bar on building sustainability.

STATE OF THE ENVIRONMENT 2021/22 ANNUAL RESULTS

Biodiversity highlights:

- Banyule's Bushland Management Unit have seen Krefft's Glider numbers grow from eight to 40 individuals on the Darebin Creek across the last five years due to work strengthening the wildlife corridor by improving connectivity and providing a food source. The planting has included Black Wattles, River Red Gum's, and Silver Banksias.
- Banyule has strengthened its relationship with the Wurundjeri Woi-wurrung Narrap Team to ensure our natural spaces are actively cared for in an ecologically and culturally sensitive way.

Water highlights:

- Council initiated a trial pumping of the Alan Noy Wetland in Banyule Flats pumping around 300,000 litres from the Banyule Swamp. This has seen frogs and foraging birds return.
- The Streeton Views pond was the first distilling project arising from the 10-year strategic wetland asset management program. Over 1,100 tonnes of sediment was removed to restore capacity to the system.

Community emissions highlights

- Council's Community Energy Service assisted over 500 households to make energy efficiency upgrades, install solar or access discounts on their energy bills.
- 41 households accessed Banyule's BetterScore program which supported them to understand their homes energy score and make improvements.

2021/22 STATE OF THE ENVIRONMENT REPORT cont'd

Waste highlights

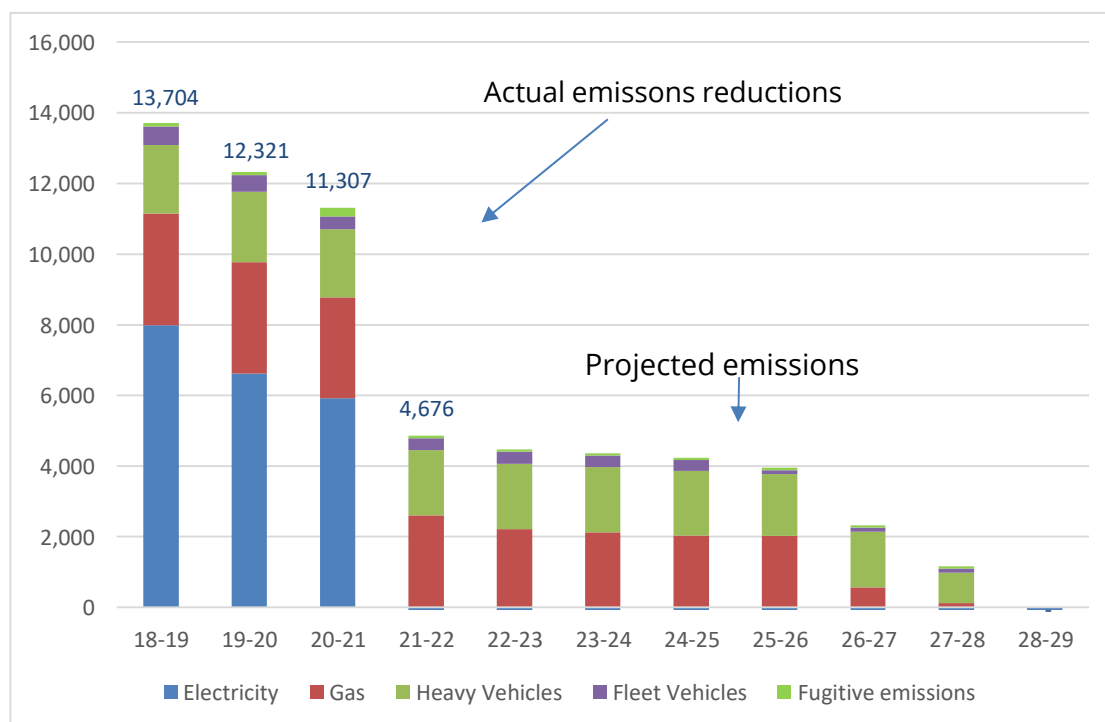
- A FOGO trial ran in late 2021 with 500 households participating to ensure any issues could be resolved before the service rolled out across the municipality.
- 200 people accessed Council’s reusable nappy workshops learning about a simple way to reduce waste to landfill.

Community engagement highlights

- Change Makers saw Environment Volunteer Groups from Banyule participate in a six-week digital storytelling course, culminating in a celebration of these stories held at the Ivanhoe Library and Cultural Hub.
- Council developed a Climate Risk Map on its mapping software to support internal teams to understand climate risk and vulnerability when prioritising projects.

Corporate emissions highlights

- Banyule was one of 46 Council’s to sign up to the VECO PPA, Banyule is now sourcing all of its electricity from renewable sources. This has seen corporate emissions drop by around 60%.
- The Sustainable Building Guidelines were released and will provide a cohesive approach to upgrades or developments to ensure alignment to Banyule’s goal for a carbon neutral organisation by 2028.



Indicators at a glance

Indicator	2019/20	2020/21	2021/22
Total annual corporate GHG emissions (Scope 3) (TC02-e)	1,741	1,714	1,682

2021/22 STATE OF THE ENVIRONMENT REPORT cont'd

Indicator	2019/20	2020/21	2021/22
Total annual corporate GHG emissions (Scope 1 & 2) (Tc02-e)	12,321	11,307	4,676
Total renewable energy capacity (MW)	1	1.3	1.5
Friends of volunteer hours in bushland reserves	1,334	746	416
Indigenous Species planted in bushland reserves	22,362	11,500	13,994
Buy 1 Get 1 free indigenous plant voucher's redeemed	243	117	990
Banyule Council Water use (ML)	196	197	227
Litter collection (T)	49	77.5	68.5
Silt collection (T)	200	280	1300
Landfill waste per household (kg)	424	456	435
Recyclables per household (kg)	245	233	223
Organic waste per household (kg)	224	232	215
Diverted from landfill – total (%)	52.5	50.5	52.03
Students at the rethink centre	1,892	902	0
Grant applications	36	37	18
Home Energy Audits / Better Score Program participants	43	30	41
Council tree plantings in streets and parks	2,963	3,150	4,416
Net gain of trees per year (public land)	1,460	1,350	2,383

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 implications arising from the recommendation contained in this report.

2021/22 STATE OF THE ENVIRONMENT REPORT cont'd

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 State of the Environment Report 2021/22	

4.2 **DRAFT URBAN FOREST STRATEGY 2022 - 2032**

Author: Michael Tanner - Manager Parks & Natural Environment, Assets & City Services

Previous Items

Council on 28 February 2022 (Item 6.2 - Urban Forest Strategy - Principles)

SUMMARY

1. The 2015 Urban Forest Strategic Plan (UFSP) review is a key deliverable within the 2021/22 Council Plan.
2. In December 2021 the Community was consulted on the draft vision, principles and goals of the proposed Urban Forest Strategy 2022.
3. On 28 February 2022 Council endorsed the draft UFS framework, including the definition, vision, and principles.
4. Informed by Shaping Banyule feedback (Dec 2021), officers and the Community Reference Group (CRG) developed six strategic focus areas.
5. The strategic focus areas and the prioritisation of draft actions went to community consultation via Shaping Banyule in May 2022.
6. Major areas of action have been identified, including, but not limited to:
 - Prioritising areas with low urban forest canopy cover and quality
 - Achieving key targets for canopy cover and tree planting numbers
 - Developing an endorsed holistic tree asset and risk management framework
 - Developing a plant selection methodology in consideration of human benefits habitat benefits and neighbourhood character values
 - Working to protect and enhance biodiversity and habitat connectivity using urban forest planting
 - Ensuring Banyule's urban forest management is adaptive and resilient to climate change
 - Building collaborative partnerships with internal and external Council partners
7. This report recommends Council approve the release of the *Draft Urban Forest Strategy 2022-2032* for the purpose of final community consultation.

RECOMMENDATION

That Council:

1. Endorses the draft *Urban Forest Strategy 2022-2032*, Attachment 1 for a 9-week community consultation period from 12 December 2022 - 17 February 2023.
2. Acknowledge the community consultation will include a presence on Shaping Banyule, targeted social media and face to face engagement with key

DRAFT URBAN FOREST STRATEGY 2022 - 2032 cont'd

community stakeholders.

3. Receives a further report in April 2023 to report on consultation outcomes, and any recommended changes or additions for consideration in the final adoption of the draft Urban Forest Strategy 2022-2032.

COUNCIL PLAN

- This report is in line with Banyule's Council Plan strategy to "Protect, increase and maintain Banyule's urban forest population to provide a greener City for enhanced liveability".

BACKGROUND

- The project commenced in July 2021, and through extensive community consultation and officer review, a draft Urban Forest Strategy (**Attachment 1**) has been prepared.
- Consultation with Councillors, the Community Reference Group (CRG), officers, external stakeholders and the community (Shaping Banyule), resulted in an informed UFS framework including a definition, vision, and principles. The framework and principles were endorsed by Council in February 2022.
- Six strategic focus areas for the UFS actions went to community consultation in May 2022. These are:
 1. Prioritise urban forest improvements in the most vulnerable suburbs and places across Banyule
 2. Increase the diversity of the urban forest for biodiversity and habitat with ground cover and shrub layer plantings
 3. Manage the urban forest across public and private land for resilience to climate change
 4. Take a long-term asset management approach to the urban forest
 5. Build and maintain partnerships with others in the protection and management of the urban forest
 6. Integrate the urban forest principles into all parts of Council services
- The strategic areas and draft actions were shared with the community for consultation on Shaping Banyule from 9 May to 20 May, resulting in:
 - 55 responses were received
 - 92% agreed with the strategic areas
 - Feedback echoed the December 21 Shaping Banyule survey, with requests for the prioritisation of habitat and indigenous vegetation.
- The draft actions were updated, and new actions were developed, resulting in 63 actions to deliver the principles of the Strategy.
- The strategic areas and the revised actions enable and guide Council and the community to deliver the broad outcomes of the UFS

DRAFT URBAN FOREST STRATEGY 2022 - 2032 cont'd

New targets and indicators

- **A minimum average canopy cover of 27%.** This matches the State Government's *Northern Metropolitan Framework Plan 2017*. In line with the principles that seek equity of access to the urban forest, the 27% target by 2050 is for all suburbs, with 'no net loss of canopy' where the target is already met, such as Eaglemont, Montmorency, and Briar Hill.
- **A minimum 45% canopy for the footpath network in each suburb by 2050.** Modelling of the existing mature canopy, projected canopy for recently planted trees, and projected canopy (2040) for remaining vacancies has guided a target for canopy over the footpath network.
- **Plant the remaining (~10,000) vacant street tree sites.** This action proposes planting out the remaining viable vacancies over a 5–10-year period, subject to a review of capacity and funding.
- **Develop an endorsed tree management framework.** The plan will include clear and transparent processes, procedures, and applications, including, but not limited to, managing tree risk, processes for removal, process for reporting and customer engagement, planning planting and species and managing complaints and disputes. This action will integrate existing policies and processes and develop new outcomes where gaps exist.
- **Tree giveaways.** Giving trees to residents who request them, supporting the planting of trees on private land and influencing the diversity and climate suitability of trees that are planted.

KEY ISSUES

- Banyule's existing urban forest is disparate and lacks equity in canopy cover, canopy quality and the well-being it delivers to the community. Parts of Banyule enjoy much higher levels of urban forest canopy and health and well-being benefits than other parts. This inequity contributes to environmental injustice, where the benefits of a resilient, diverse and comprehensive urban forest aren't available to large areas of the municipality, contributing to disadvantage and lower liveability for some residents.
- Banyule's urban forest is generally diverse, with a healthy mix of indigenous, native and exotics trees and plants. Much of Banyule's public trees are considered mature or over mature. This exposes the public tree population to risk from normal senescence (tree aging) and from the impacts of climate change, such as storm damage, drought, and the shock of land use changes. Banyule's public trees are a crucial buffer to vegetation changes in the private realm.
- The Draft Urban Forest Strategy addresses the existing and likely future threats to our urban forest through strategic focus areas and the prioritisation of draft actions, including significant, sustained increases to tree numbers and long-term canopy across the municipality.

DRAFT URBAN FOREST STRATEGY 2022 - 2032 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

- Should Council wish to adopt the strategy in its entirety, estimates of total initiative costs (excluding existing operational budgets) over the ten-year strategy are \$6.8 million.
- Additional resourcing requirements will be further presented and discussed once the next phase of community consultation is complete.

Community Engagement

- In late 2021, Council formed a Community Reference Group (CRG) to help guide the review of the Urban Forest Strategy.
- Councillors, the CRG, Banyule Environment and Climate Action Advisory Committee (BECAC) and an internal working group participated in a series of workshops to establish a set of values and vision statements which describe what a successful healthy, resilient and equitable urban forest looks like for Banyule.
- A Vision Statement and draft set of principles were developed, bringing together feedback from the workshops, Banyule's Community Vision 2041 and the previous strategy.
- The framework and draft set of principles for the Urban Forest Refresh were made available for wider public consultation on Shaping Banyule between December and February 2022. Two approaches were used, a formal survey and a social map. The responses resulted in a revised set of principles that were endorsed at the February Council meeting.
- The strategic areas and draft actions were prepared through consultation with community, and external and internal stakeholders and shared via Shaping Banyule from 9 May to 20 May.
- If Council endorse the release of the draft strategy, community exhibition will begin in mid - December and continue until mid-February and include a presence on Shaping Banyule, targeted social media and face to face engagement with key community stakeholders.

DRAFT URBAN FOREST STRATEGY 2022 - 2032 cont'd

Officer Declaration of Conflict of Interest

- The *Local Government Act 2020* requires members of Council staff, and persons engaged under contract who 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	Urban Forest Strategy 2022-2032 - Draft Strategy (<i>Under Separate Cover</i>)	

5.1 GLOUCESTER DRIVE AND BRISTOL STREET, HEIDELBERG - REVIEW OF TEMPORARY ROAD CLOSURE

Author: Nathan Paul - Traffic and Transport Engineer, City Development

Ward: Hawdon

Previous Items

Council on 20 Sep 2021 7.00pm (Item 5.2 - Gloucester Drive and Bristol Street, Heidelberg - Temporary Road Closure)

SUMMARY

1. At its meeting on 20 September 2021, Council resolved to proceed with a 12-month trial road closure at the intersection of Bristol Street and Berkeley Avenue, Heidelberg.
2. The temporary road closure was installed on 9 December 2021 and includes semi-barrier kerbs with flexible bollards, separation kerbs and warning signage.
3. Quarterly reviews of the closure were undertaken during the last year. All concerns raised were investigated. Responses to the concerns are provided in this report.
4. A survey on the trial resulted in 33 responses from 65 surveys sent. From the received responses, 91% were supportive of the permanent closure.
5. Traffic data demonstrates that the traffic in the local network is more uniformly distributed and that the speed in which drivers are travelling is safe.

RECOMMENDATION

That Council:

1. Notes the speed and volume data analysis, community submissions received, including majority support in favour of permanent closure of Bristol Street at Berkeley Avenue, Heidelberg.
2. Supports the permanent closure of Bristol Street at Berkeley Avenue, Heidelberg.
3. Commence the statutory process under the *Local Government Act 1989* to permanently place obstructions or barriers on Bristol Street to restrict vehicle access via Berkeley Avenue, Heidelberg.
4. Retain the current temporary road closure arrangement in Bristol Street at Berkeley Avenue, Heidelberg, until the statutory process has been completed.

GLOUCESTER DRIVE AND BRISTOL STREET, HEIDELBERG - REVIEW OF TEMPORARY ROAD CLOSURE cont'd

COUNCIL PLAN

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

BACKGROUND

- Early in 2021, concerns were raised regarding an increase of traffic volume and vehicle speed along Gloucester Drive and Bristol Street due to the installation of speed humps along Berkeley Avenue.
- Vehicle speed and volume surveys were undertaken in Gloucester Drive and Bristol Street for a week commencing 19 April 2021. The data indicated that there was an increase in traffic volume in Gloucester Drive, when compared to previous data.
- Although the level of traffic was considered suitable for a local residential street, it was clear there was strong community sentiment that the increase in traffic had negatively impacted on the safety and amenity of the surrounding streets.
- On 24 June 2021, a public meeting between the Manager Transport, Mayor, Ward Councillor and residents was held. At the meeting, a request was made for Council to consider closing Bristol Street at Berkeley Avenue to prevent cut through traffic.
- Investigations were undertaken to determine if a road closure could be achieved and still accommodate large vehicles turning around in a safe manner. A concept plan was developed and swept path analysis indicated that this could be achieved.
- At its meeting on 20 September 2021, Council considered a report proposing a 12-month trial road closure at the intersection of Bristol Street and Berkeley Avenue, Heidelberg. The report presented the community submissions received and highlighted the majority support for the closure.
- Council resolved to proceed with the temporary road closure and present a further report to Council following the trial to consider whether or not to proceed with permanently closing Bristol Street at Berkeley Avenue.

EXISTING CONDITIONS

- Gloucester Drive, Berkeley Avenue and Bristol Street, Heidelberg are classified as local/residential streets under Council's Road hierarchy and are expected to carry less than 2,000 vehicles per day, and the urban default speed limit of 50 km/h applies to each street.
- A locality plan is presented in Figure 1.

GLOUCESTER DRIVE AND BRISTOL STREET, HEIDELBERG - REVIEW OF TEMPORARY ROAD CLOSURE cont'd



Figure 1. Locality Plan of Gloucester Drive, Berkeley Avenue and Bristol Street, Heidelberg.

- The temporary road closure was installed on 9 December 2021 and includes semi-barrier kerbs with flexible bollards, separation kerbs and warning signage. Images of the installation can be seen in Figure 2 below.



Figure 2. Temporary Road Closure at intersection of Berkeley Avenue and Bristol Street, Heidelberg

- Reviews of the road closure were undertaken at numerous intervals through its 12-month process to record any issues occurring throughout the trial.
- Summary of findings during the site-visits undertaken include:
 - Signage was found to be damaged and/or defaced via graffiti.
 - Screws for semi-barrier kerb had come loose in certain areas, however, the kerb themselves were not loose in any way.

GLOUCESTER DRIVE AND BRISTOL STREET, HEIDELBERG - REVIEW OF TEMPORARY ROAD CLOSURE cont'd

- Minor build-up of debris/leaves within the separation kerb, however, this is not uncommon within the street away from the closure.
- Concerns were raised by the Waste Collection team regarding the ability for waste collection vehicle to manoeuvre within Bristol Street. An alternative arrangement was required for Bristol Street residents whereby they place their bins along Gloucester Drive for collection. Additionally, any hard waste collection is required to be placed on Gloucester Drive.

PROPOSAL

- If the road closure was to be made permanent it is recommended that the following is included:
 - A hammer head traffic treatment (adjacent to 3 Bristol Street) to allow for vehicles to turn around.
 - A driveway with a reduced lane width will provide access to 1 Bristol Street.
 - The remaining space to be converted into an area for alternative uses such as green space with a continuation of the existing kerb, channel and footpath along Berkeley Avenue that will prevent vehicle access.
- Further investigation will need to be undertaken into specific materials and landscaping to be used within the green space area.

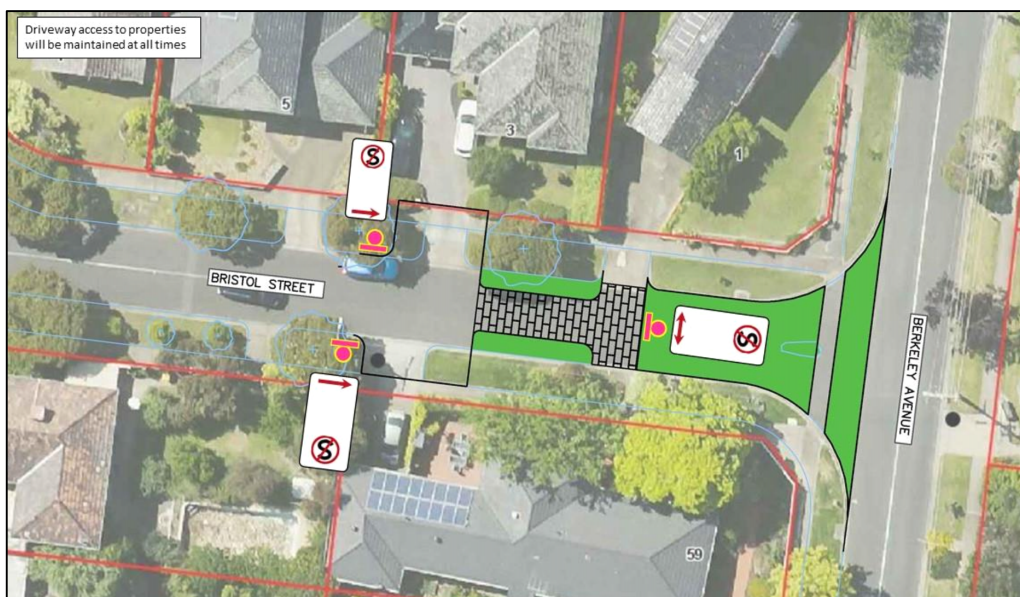


Figure 3. Bristol Street at Berkeley Avenue, Heidelberg – Proposal Permanent Road Closure

COMMUNITY ENGAGEMENT

- A consultation seeking residents' views on the trial was conducted in October 2022 with those residents on Gloucester Drive, Bristol Street and Shropshire Street who were included in the previous consultation.
- During the submission period, 33 responses were received out of the 65 surveys sent. Of the received response, 91% were supportive of the proposal.

GLOUCESTER DRIVE AND BRISTOL STREET, HEIDELBERG - REVIEW OF TEMPORARY ROAD CLOSURE cont'd

- In addition to the above, numerous enquiries and feedback from residents within the municipality and more specifically Berkeley Avenue were received during the 12-month trial period.
- Summary of the opposition received for the closure:
 - No cyclist access is provided thru the closure.
 - The closure is unnecessary.
 - The advanced warning signage in place is not sufficient.
 - The proposed closure concept design is too simplistic and does not identify materials, dimensions and details of the pop-up park.
 - Existing waste collection arrangement is not suitable and disruptive to properties where bins and hard waste will be placed in front of.
- Summary of the support received for the closure:
 - It improved the safety of pedestrians travelling in the area.
 - It resulted in a decrease in the volume of traffic using Gloucester Drive and Bristol Street as a detour around Berkeley Avenue.
 - It resulted in a decrease of vehicle speeds and hoon behaviour in the area.
 - The proposed pedestrianised area and open space area would be an asset to the community.
- Summary of the opposition received for the closure from residents outside of the consultation survey area include:
 - The closure prioritises the needs of residents within Gloucester Drive and Bristol Street over those in Berkeley Avenue despite both roads being the same classification.
 - Residents in Berkeley Avenue were not consulted during the trial closure process.
 - Temporary road closure is not considered aesthetically pleasing and will reduce property values on Berkeley Avenue.
 - Road closure does not solve wider traffic issue of vehicles detouring through the area from arterial road network, including there is likely to be an impact from the North East Link Project.
 - Traffic volumes would shift to Berkeley Avenue and adjacent streets (Buckingham Drive).
 - No cyclist access is provided through the closure.
 - The closure will affect the property values in the area.

DISCUSSION – TRAFFIC SPEED AND VOLUME SURVEYS

- Speed and volume surveys have been undertaken twice since the installation of the temporary road closure and have been used as a comparison for survey results received prior to the closure and the speed hump installation of Berkeley Avenue.

GLOUCESTER DRIVE AND BRISTOL STREET, HEIDELBERG - REVIEW OF TEMPORARY ROAD CLOSURE cont'd

- As expected, the analysis of the speed and volume data indicates that the speed and volume of traffic have reduced along both Gloucester Drive and Bristol Street. Traffic on Gloucester Drive has dropped from 538 to 226 vehicles per day with 85% of vehicles travelling at or below 50 km/h.
- Traffic volumes on Berkeley Avenue have increased from 644 to 746 vehicles per day since the installation of the road closure as expected, this is due to vehicles not having the option to bypass the speed humps. Prior to the speed humps being installed Berkeley Avenue carried 1170 vehicles per day.
- Concerns were raised regarding the closure impacting the surrounding road network, specifically Buckingham Drive. The data indicates that there is no discernible increase in traffic. Vehicle speed has increased; however, it is still below the speed limit.
- The volume on Shropshire Street has increased by approximately 60-100 vehicles per day since the road closure likely due to residents from Gloucester Drive and Bristol Street using Shropshire as an access to Berkeley, or possibly due to a few vehicles avoiding two of the speed humps on Berkeley via Gloucester Drive. No concerns from properties fronting Shropshire Street following the trial road closure and it should be noted that the 85th percentile speed of vehicles is still below the default speed limit.
- Overall, the data indicates that traffic operates in a more uniform arrangement and that vehicles speeds within the road network are at an acceptable level.
- Refer to Attachment 1 for a summary of traffic and speed data.

KEY CONCERNS - RESPONSE

- The table below details the key concerns raised by the community and stakeholders during the trial closure period, each item has been provided a response and/or an action item to be undertaken.

Table 1. Key Concerns and Responses

Key Concern	Response/Action
Consultation Area	The consultation area was maintained from the previous consultation. If the closure was to be made permanent it would be subject to a submission period which includes signage posted outside the closure, a wider letter-drop area and a newspaper article.
Trial-Closure Aesthetics	The temporary closure devices were subject to the consultant’s inventory and the limited timeframe. Colours are typically vibrant for safety and visibility reasons.
Permanent Closure Design	A more in-depth design will need to be undertaken on the permanent closure if it is to proceed. There has been no decision on materials, dimensions, and inclusions within the area.
Advanced Warning Signage and Cyclist Access:	Gloucester Drive and Bristol Street provide a suitable link for cyclists connecting to River Gum Walk. Therefore, proposed permanent closure design to investigate feasibility of cyclist access. Additional warning signage to be included specifically northbound on Gloucester Drive just prior to Shropshire Street to direct vehicles.
Traffic Impacts on Road Network	Addressed in the Speed and Volume discussion in the report.

GLOUCESTER DRIVE AND BRISTOL STREET, HEIDELBERG - REVIEW OF TEMPORARY ROAD CLOSURE cont'd

Impacts of North East Link Project	It is not anticipated that the North East Link Project will have any impact on traffic volumes in this specific local area. The North East Link will be underground nearby to this area of Heidelberg.
Property Value	Property value is not a factor considered by Council when investigating speed and volume traffic concerns or road closures. The amenity of the area is considered to benefit from the closure, while access to all properties is maintained.
Waste Collection	Resident concerns were raised regarding the existing waste collection operation due to inconvenience and impact on properties where bins are being placed. The Waste Collection team is supportive of the existing arrangement moving forward and have indicated that they do not support the waste vehicle entering Bristol Street or performing a turnaround movement. Considering the conditions in the area it is unlikely that updated designs will allow for a waste collection vehicle to turnaround in a suitable manner. Therefore, it is recommended that the waste collection arrangement adopted during the trial closure period be maintained if the road closure is to become permanent. Any future developments will need to be made aware of the waste collection arrangement.

- When considering that the speed and volume data analysis, the community submissions received and the majority of support, it is recommended to proceed with the permanent closure process pursuant to sections 207 and 223 of the *Local Government Act 1989*.

SUPPORTING REPORT DETAILS

Legal Consideration

- To permanently installed permanent barriers to close a local road, the process under the *Local Government Act 1989* will need to be followed including submission period in accordance with section 223.

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*.

Sustainable Procurement Outcomes

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

Financial Implications

- The permanent closure installation would need to be funded via Council's Capital works program.

GLOUCESTER DRIVE AND BRISTOL STREET, HEIDELBERG - REVIEW OF TEMPORARY ROAD CLOSURE cont'd

Officer Declaration of Conflict of Interest

- The *Local Government Act 2020* requires members of Council staff, and persons engaged under contract who 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	Bristol Street, Heidelberg - Temporary Road Closure - Summary of Traffic Volume and Speed Data	

5.2 WALLACE STREET, IVANHOE - SPEED REDUCTION TREATMENT CONSULTATION

Author: Janice Ng - Traffic & Transport Engineer, City Development

Ward: Chelsworth

Previous Items

Council on 15 August 2022 (Item 5.3 - Wallace Street, Ivanhoe - Traffic Speed and Volume Concerns Investigation)

Council on 7 February 2022 (Item 2.1 - Wallace Street, Ivanhoe - Traffic and Parking Concerns)

SUMMARY

1. At its meeting on 15 August 2022, Council considered a report in relation to the investigation of speed and volume concerns in Wallace Street.
2. Council resolved to undertake consultation with residents and the 10th Ivanhoe Scouts Group regarding the implementation of two slow points in Wallace Street and the needed changes to parking required due to it.
3. A survey was sent to 26 residents and the scouts, and 18 responses were received. From the received responses, 61% of residents indicated that they are not supportive of the proposal.
4. This report details the feedback received from the residents and the 10th Ivanhoe Scouts Group and provide responses to the feedback received.

RECOMMENDATION

That Council:

1. Notes that most of the stakeholders in Wallace Street do not support the implementation of two angled 2-lane slow points in Wallace Street, Ivanhoe.
2. Does not implement any traffic treatments or parking changes in Wallace Street, Ivanhoe as a result of current traffic data and feedback received.

COUNCIL PLAN

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

BACKGROUND

- At its meeting on 7 February 2022 Council considered a petition in relation to traffic and parking concerns in Wallace Street, Ivanhoe.
- Council resolved to refer the petition to the Transport Engineering Team for further investigation on the traffic speed and volume on Wallace Street, Ivanhoe, and for a report to be presented back to Council.

WALLACE STREET, IVANHOE - SPEED REDUCTION TREATMENT CONSULTATION cont'd

- A report in relation to the investigation of speed and volume concerns in Wallace Street was considered by Council at its meeting on 15 August 2022. The report analysed traffic data and concluded that the speed and volume of vehicles using the street were within an acceptable range for a local road.
- Council resolved to undertake consultation with Wallace Street residents and the 10th Ivanhoe Scouts Group regarding the implementation of two angled 2-lane slow points in Wallace Street and the changes to parking required to implement.

EXISTING CONDITIONS

- Wallace Street is classified as a local road located approximately 250 metres from the Ivanhoe Activity Centre. The speed limit along Wallace Street is 50km/h, which is a default speed limit for residential streets in a built-up area.
- Wallace Street connects Livingstone Street, which is an arterial road, and Kenilworth Parade, which is a local road. Kenilworth Parade then connects into Upper Heidelberg Road, which is also an arterial road. A locality plan is shown in Figure 1 below.

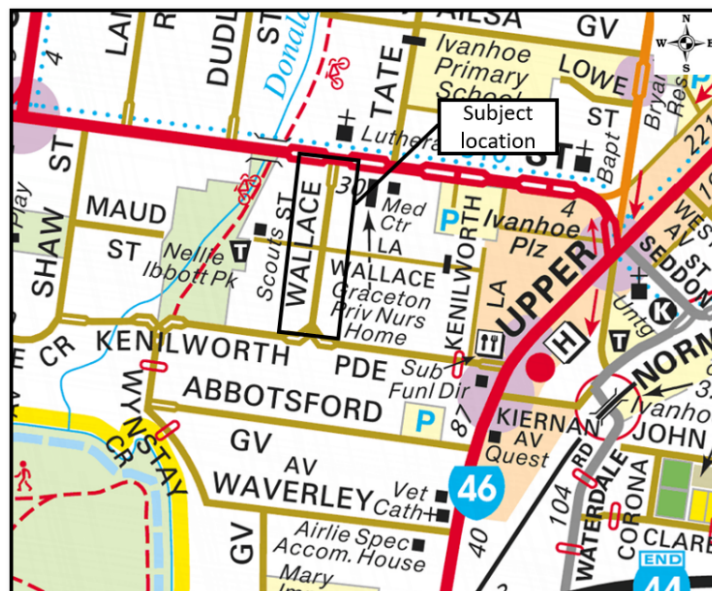


Figure 1. Wallace Street, Ivanhoe – Locality Plan

CONSULTATION AND FEEDBACK

- A survey was sent to all residents of Wallace Street and the 10th Ivanhoe Scouts Group in September 2022 seeking stakeholders' views on the implementation of two angled 2-lane slow points in Wallace Street.
- The locations of two-lane angled slow point treatment were selected to minimise inconvenience for residents when entering and exiting their properties as shown in Figure 2 and 3 below.

**WALLACE STREET, IVANHOE - SPEED REDUCTION TREATMENT
CONSULTATION cont'd**



Figure 2. Two-Lane Angled Slow Point Treatment – Concept Design (north end)

WALLACE STREET, IVANHOE - SPEED REDUCTION TREATMENT CONSULTATION cont'd



Figure 3. Two-Lane Angled Slow Point Treatment – Concept Design (south end)

- A summary of the relevant feedback received, and the associated response is provided in Table 1.

Table 1. Summary of the Feedback and Response

Number of Responses	Feedback	Response
11	Concerns about losing on-street parking.	The 'No Stopping' area allows sufficient space for the motorist to stay on the 'correct' side of the road before approaching the treatment and reduces the likelihood of the

**WALLACE STREET, IVANHOE - SPEED REDUCTION TREATMENT
CONSULTATION cont'd**

		motorist having to prop in the middle of the road to give way to oncoming traffic.
4	Speed humps are a better treatment.	Whilst speed humps are an effective treatment in reducing the speed of vehicles, its installation should only be considered at locations with high traffic speeds. Some residents do not prefer speed humps due to the noise of vehicles driving over them.
3	Implement resident permit parking.	Parking in the street was investigated in accordance with Council's 'On-Street Parking Management Framework'. Parking occupancy levels did not meet the criteria for 'resident only' parking.
2	Traffic speed is not an issue.	As noted, our investigation also indicated this with traffic survey revealing that the 85th percentile speed was 45.2 km/h, which is well within the residential default speed limit of 50km/h.
2	Motorists will not slow down and will treat the angled slow point treatment as a type of 'racetrack'.	Traffic treatments are designed to modify the behaviour of 'normal' motorists but do not prevent poor or illegal driving behaviour.
2	Reduce the speed limit to 40km/h.	In accordance with the Department of Transport's 'Speed Zoning Policy', 40km/h speed limits are considered in areas of high pedestrian and cyclist activity, which include shopping precincts and schools. For example, Ivanhoe Shopping Precinct on Upper Heidelberg Road.
1	Concerns about the proposal restricting vehicle access into properties.	The locations of two-lane angled slow point treatment have been selected to minimise inconvenience for residents when entering and exiting their property.
1	Concerns about GPS directing traffic to Wallace Street.	Traffic survey reveals the average weekday daily traffic volume was within the design expectation of a local street of this nature. Council cannot influence the programming of GPS systems.
1	Implement street closure.	There are no suitable locations along Wallace Street where a road closure can be achieved due to existing infrastructure constraints

**WALLACE STREET, IVANHOE - SPEED REDUCTION TREATMENT
CONSULTATION cont'd**

		such as power poles and street trees.
1	Implement turn ban restrictions.	Turn ban restrictions have been considered but will cause significant disruption to local residents, visitors and those motorists who have a genuine cause to access the area. Controls such as this are also expected to shift the motorists to other local roads, this option is also not considered a suitable option.
1	Implement 'No Stopping' restrictions on the entire street.	Parking control in residential streets should balance the long-stay and short-stay parking needs. Furthermore, parked cars can assist in reducing traffic speed.
1	Difficult to cross the street because it is hard to differentiate parked cars and stopped cars waiting for oncoming traffic.	When crossing a road, pedestrians should choose to cross in a location that is visible to the motorist. The proposed 'No Stopping' area allows better views of the motorist.
1	Implement one-way traffic flow.	It will cause significant disruption to local residents, visitors and those motorists who have a genuine cause to access the area.

- Of the received responses, 61% do not support the proposal.
- Most respondents do not support the proposal due to the loss of on-street parking while two of the respondents do not have concerns about traffic speed.
- Four respondents indicated they prefer the speed hump over the two-lane angled slow point treatment. As indicated, installation of speed humps should only be considered at locations with high traffic speeds.
- Considering the result of the investigation and the feedback received from the community, it is recommended that we do not implement any traffic treatments or parking changes in Wallace Street at this time.

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*.

**WALLACE STREET, IVANHOE - SPEED REDUCTION TREATMENT
CONSULTATION 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 implications 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 who 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

5.3 11 LIVINGSTONE STREET, IVANHOE - REQUEST TO CHANGE ZEBRA CROSSING TO PEDESTRIAN OPERATED SIGNALS

Author: Shehan Mapa - Traffic & Transport Engineer, City Development

Ward: Chelsworth

Previous Items

Council on 17 October 2022 (Item 2.1 - Petition - 11 Livingstone Street and Ivanhoe Plaza Shopping Centre - Request for an Upgrade of Amber Flashing Lights to a Full set of Traffic Lights)

SUMMARY

1. At its meeting on 17 October 2022, Council considered a petition signed by 68 signatories requesting an upgrade of the existing zebra crossing outside 11 Livingstone Street and Ivanhoe Plaza to a pedestrian operated signal.
2. Following investigation of the operation of the existing zebra crossing, it is considered appropriate to upgrade the crossing. Multiple options have been identified.
3. Livingstone Street is classified as an arterial road and is under the control and management of the Department of Transport (DoT, formally VicRoads). As such, the decision to upgrade the infrastructure is theirs.
4. This report explores the options available to pursue the upgrade of the zebra crossing and achieve improvements to the pedestrian infrastructure.

RECOMMENDATION

That Council:

1. Write to the Department of Transport requesting a road safety audit be conducted and its results shared with Council of the existing zebra crossing on Livingstone Street, Ivanhoe.
2. Write to Local State members of Parliament, seeking State Government funding support for pedestrian infrastructure improvements at the existing zebra crossing on Livingstone Street, Ivanhoe, subsequent to the recommendation from the road safety audit.
3. Include the project for pedestrian infrastructure improvements at the existing zebra crossing on Livingstone Street, Ivanhoe, to the Banyule Transport Advocacy Project List, subsequent to the recommendation from the road safety audit.

COUNCIL PLAN

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

11 LIVINGSTONE STREET, IVANHOE - REQUEST TO CHANGE ZEBRA CROSSING TO PEDESTRIAN OPERATED SIGNALS cont'd

BACKGROUND

- A petition signed by 68 signatories was received on 16 September 2022 requesting an upgrade of the existing zebra crossing outside 11 Livingstone Street and Ivanhoe Plaza to a pedestrian operated signal.
- At its meeting on 17 October 2022, Council considered the petition and resolved to refer the petition to the Transport Engineering Team for consideration and a report to be presented back to Council this year.
- Of the 68 signatories, 52 signatures were from within Banyule, of which:
 - 51 reside in Ivanhoe.
 - One resides in Heidelberg.

EXISTING CONDITIONS

- The existing zebra crossing is located on Livingstone Street, Ivanhoe, near no. 11 and the Ivanhoe Plaza, and operates with amber flashing lights.
- Livingstone Street is classified as an arterial road and is under the control and management of the Department of Transport (DoT, formally VicRoads). A permanent speed limit of 40 km/h currently applies to the road.
- A locality plan is presented in Figure 1 below.

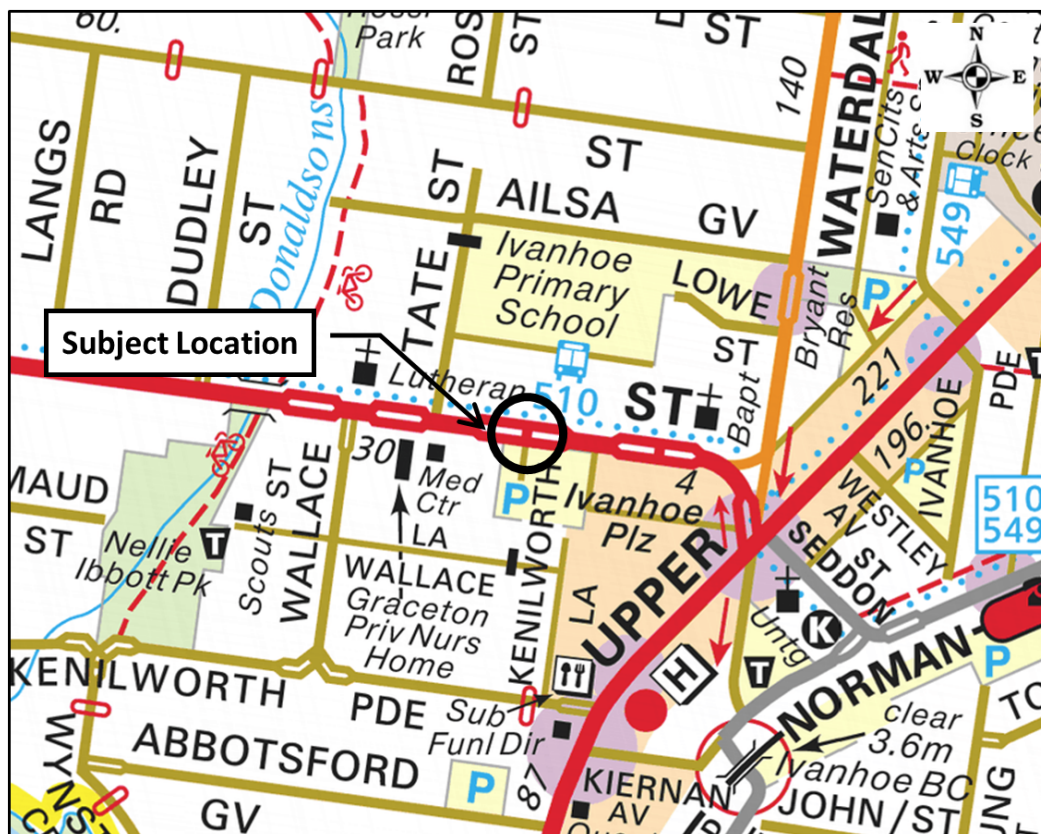


Figure 1. Locality Plan of Livingstone Street, Ivanhoe

- Livingstone Street is considered a primary route in our Principal Pedestrian Network.

11 LIVINGSTONE STREET, IVANHOE - REQUEST TO CHANGE ZEBRA CROSSING TO PEDESTRIAN OPERATED SIGNALS cont'd

- According to the VicRoads' crash stats database, there have been four incidents on Livingstone Street adjacent to the Ivanhoe Plaza in the last 5 years. Two of these incidents included pedestrians.

DISCUSSION

- Pedestrian counts were undertaken at the existing zebra crossing to understand its current use. This data is shown in Table 1 below.

Table 1. Pedestrian Counts on Livingstone Street at the existing Zebra Crossing

Day/Date	Time	Northbound	Southbound	Total
Monday, 24 Oct 2022	3-4pm	34	36	70
Friday, 28 Oct 2022	8-9am	35	7	42
Monday, 31 Oct 2022	12-1pm	20	19	38

- The pedestrian counts indicate the existing zebra crossing is well utilised throughout the day. Both during peak and off-peak periods.
- A speed and volume survey was undertaken in Livingstone Street, outside no. 9, commencing 5 November 2022 for a one-week period. The survey revealed the average daily traffic volume on Livingstone Street was approximately 6,700 vehicles per day, and the 85th percentile speed was 43.6 km/h.
- It should be noted that during the entire one-week traffic survey period, construction works were active at the Ivanhoe Plaza entrance and associated traffic management was in place. It is likely that these works may have impacted and the results could be different to a typical day/week.
- Despite this, on-site observations jointly undertaken by DoT and Council Officers noted that vehicle speed in the street is of concern and speed reduction measures would be appropriate at this location.
- Given the observations and the concerns raised, it is considered appropriate to write to DoT requesting a road safety audit be undertaken of the operation of the crossing.

Pedestrian Infrastructure Improvements

- A few options to improve the pedestrian infrastructure at this location include:
 - Raising the existing zebra crossing as a 'wombat crossing' to provide a continuous path for pedestrians to cross and reduce vehicles. speeds on Livingstone Street.
 - Install speed cushions on both approaches to the zebra crossing on Livingstone Street to reduce traffic speeds as they approach the crossing.
 - Install a mast arm to the amber flashing lights to improve their visibility to motorists.
 - Install kerb outstands on the south side of the crossing to reduce pedestrian crossing distance and to improve visibility of pedestrians to motorists.

11 LIVINGSTONE STREET, IVANHOE - REQUEST TO CHANGE ZEBRA CROSSING TO PEDESTRIAN OPERATED SIGNALS cont'd

- Convert the existing zebra crossing with amber flashing lights to a crossing controlled by pedestrian operated signals.
- A number of these options could be considered individually or in conjunction to improve overall safety at the crossing.

Additional Concerns

- The petition raised several other concerns on Livingstone Street, at the existing zebra crossing which included street lighting, the amber flashing lights and vegetation.

Lighting

- The existing lighting in vicinity of the zebra crossing was inspected. It was noted that there is street lighting within 20 to 40 metres on each approach to the zebra crossing.
- There are two flood lights on either side of the road at the crossing. The flood lights are pointing away from the zebra crossing. This has been reported to DoT for repairs.

Amber Flashing Lights and Vegetation

- The petition provided images of one of the amber flashing light posts to be damaged and facing towards the footpath.
- Upon recent inspection, the damaged posts have been repaired and the amber flashing lights are now facing the direction of traffic.
- The petition also raised concerns that one of the amber flashing lights being obscured by vegetation on approach and thus not providing sufficient warning to motorists. Works for trimming vegetation has also been undertaken and the vegetation is no longer obstructing the lights.

FUNDING CONSIDERATIONS

- As indicated, Livingstone Street is an arterial road under the management of the Department of Transport. As such, the existing zebra crossing, and any upgrade is their responsibility.
- It is recommended Council write to Local State members of Parliament, seeking State Government funding support for pedestrian infrastructure improvements at the existing zebra crossing on Livingstone Street, subsequent to the recommendation from the road safety audit.

Banyule Transport Advocacy Project List

- The Banyule Transport Advocacy Project List (BTAP List) is made up of priority transport infrastructure projects. 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.

11 LIVINGSTONE STREET, IVANHOE - REQUEST TO CHANGE ZEBRA CROSSING TO PEDESTRIAN OPERATED SIGNALS cont'd

- It is recommended that the upgrade of the pedestrian infrastructure at the existing zebra crossing on Livingstone Street is included in the BTAP List, subsequent to the recommendation from the road safety audit.

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 implications 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 who 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

5.4 72 TURNHAM AVENUE, ROSANNA – SUBDIVISION OF COUNCIL LAND (P631/2022)

Author: Janet Redgrave - Team Leader Development Planning, City Development

Ward: Ibbott

SUMMARY

- The proposal is for the subdivision of 1912m² of land at 72 Turnham Avenue, Rosanna, shown as Lot 1 on PS703973P, into two lots.
- Lot 1 is proposed to be 1084m² and is proposed to accommodate the future Rosanna Library. Proposed Lot 2 of 828m² will be consolidated with the adjoining land currently known as Lot 3 on PS703973P at 44 Turnham Avenue, Rosanna.
- No buildings and works or vegetation removal are proposed as part of this application.
- Public notice was undertaken to surrounding properties and the previous objectors to P1260/2015 who raised concerns with the subdivision in their objection to the development proposal.
- Three objections have been received at the time of this report raising concerns with the sale of land for commercial use, impacts on the environment, vegetation removal and traffic impacts. These have been considered in the planning application assessment and decision associated with the development of library and supermarket.
- The application should be supported subject to conditions.

RECOMMENDATION

That Council having complied with Section 52, 58, 60, 61 and 62 of the *Planning and Environment Act 1987*, resolves to issue a **Notice of Decision to Grant a Planning Permit** in respect of Application No. P631/2022 for the land to be subdivided into two (2) lots at 72 Turnham Avenue Rosanna subject to the following conditions:

General plans

1. Prior to Certification of the Plan of Subdivision, amended plans to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved the plans will be endorsed and will then form part of the permit. The plans must be generally in accordance with the plans submitted with the application but modified to show:
 - a. Easement E1, E3 & E4 in favour of Banyule City Council for drainage purposes.
 - b. All changes required condition 4.

**72 TURNHAM AVENUE, ROSANNA – SUBDIVISION OF COUNCIL LAND
(P631/2022) cont'd**

2. The subdivision as shown on the endorsed plan shall not be altered or modified (whether or not in order to comply with any statute, Statutory Rule or By-Law or for any other reason) without the written consent of the Responsible Authority.

Jemena

3. Jemena Electricity Networks (Vic) Ltd, ABN 82 064 651 083 consents to the issue of a permit in relation to the above mentioned planning application which has been referred in accordance with Section 55(1) of the Planning and Environment Act 1987 and to the certification of the plan of subdivision referred under Section 8 of the Subdivision Act 1988, however, a Release for Statement of Compliance will not be issued until the following conditions have been met:
 - a. Electricity supply must be made available to each lot. This may require the installation of an Underground Pit or an Overhead Connection. The applicant should ensure an REC (Registered Electrical Contractor) confirms the clearances required for this installation;
 - b. B. Any proposed construction must adhere to No Go Zone requirements, which can be found on Energy Safe Victoria's website: <https://esv.vic.gov.au> and on Jemena's website <https://jemena.com.au/electricity/safety/no-go-zones>;
 - c. C. Minimum safety distances from Jemena's assets must be complied with as per regulatory requirements (including but not limited to the Electricity Safety Act 1998, Electricity Safety (General) Regulations 2019 and associated regulations) and to Jemena's satisfaction;
 - d. D. Any existing overhead services crossing property boundaries must meet statutory minimum distance clearance requirements, inclusive of ground clearance from the finished surface level of proposed driveways. See, amongst others: ELECTRICITY SAFETY (GENERAL) REGULATIONS 2019 - REG 229 Minimum distances between aerial lines and the ground or water (austlii.edu.au);
 - e. E. Relocation/or removal of any existing overhead/or underground service cables as required by the Victorian Service and Installation Rules (VSIRs). Refer VSIR Clauses below.

Melbourne Water

4. Drainage Easements E2 & E4 currently shown in favour of Melbourne Water Corporation must be amended to a width of 9.0 metres with Melbourne Water's underground asset centrally located within. Melbourne Water's underground asset must be located through a drain survey to a level B or better by a Land Surveyor experienced in locating underground assets.

**72 TURNHAM AVENUE, ROSANNA – SUBDIVISION OF COUNCIL LAND
(P631/2022) cont'd**

Yarra Valley Water

5. Water The owner of the subject land must enter into an agreement with Yarra Valley Water for the provision of water services. Sewerage
6. The owner of the land must enter into an agreement with Yarra Valley Water for the provision of sewerage services.

Time Limits

7. In accordance with section 68 of the *Planning and Environment Act 1987*, this permit will expire if one of the following circumstances applies:
 - (a) The plan is not certified within two years of the date of permit issued;
or
 - (b) A Statement of Compliance is not issued within five (5) years of the date of certification.

In accordance with section 69 of the *Planning and Environment Act 1987*, the responsible authority may extend the periods referred to if a request is made in writing before the permit expires, or within three months afterwards.

PROPOSAL

Planning Permit Application: P631/2022

Development Planner: Janet Redgrave

Address: 72 Turnham Avenue Rosanna

Proposal: Two (2) lot subdivision

Existing Use/Development: Rosanna Library

Applicant: Banyule City Council

Zoning: Public Use Zone 6 (PUZ)

Overlays: Development Contributions Overlay (DCPO)

Notification (Advertising): Completed 4 November 2022

Objections Received: Thirteen at the time of this report

Ward: Ibbott

**72 TURNHAM AVENUE, ROSANNA – SUBDIVISION OF COUNCIL LAND
(P631/2022) cont'd**

- The proposal is to subdivide 1912m² of land at 72 Turnham Avenue, Rosanna shown as Lot 1 on PS703973P, which is the site of the existing Rosanna Library, into two lots.
- Lot 1 is proposed to be 1084m² and is proposed to accommodate the approved Rosanna Library. Proposed Lot 2 of 828m² will be consolidated with the adjoining land currently known as Lot 3 on PS703973P at 44 Turnham Avenue, Rosanna.

BACKGROUND

- Details of previous planning applications for this site are as follows:

Planning Permit	<p>P1260/2015 – Issued 27/06/2016 & varied by VCAT 5/4/2017</p> <ul style="list-style-type: none"> • In accordance with the endorsed plans: Use and development of the land for a supermarket and associated car parking; Liquor licence (packaged liquor); Reduction in parking; and Removal of native and other vegetation. <p>Amended Permit P1260/2015 issued 28 October 2022:</p> <ul style="list-style-type: none"> • Use and development of the land for the construction of a supermarket and a library, liquor license (packaged liquor), reduction in car parking, display advertising signage, removal of easements and removal of vegetation.
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SUBJECT SITE AND SURROUNDING AREA

Site area	1915m ²
Topography	The corner site has an approximate fall of 1.5 metres to the eastern boundary.
Existing and Neighbouring Vegetation	There are large trees across the front of the site, however no vegetation is proposed for removal as part of this application.
Existing Dwelling	The Rosanna Library is located on the subject site. It is a single storey brick and masonry building with an under-croft car park.
Easements	<p>Easement E-1 Drainage in favour of lots on LP8568 & LP10696</p> <p>Easements E2 & E4 for drainage in favour of Melbourne Water Corporation</p> <p>Easement E2 for drainage in favour of Banyule City Council</p> <p>Easement E3 & E4 Drainage in favour of Lot 3 on PS703973P</p>

72 TURNHAM AVENUE, ROSANNA – SUBDIVISION OF COUNCIL LAND
(P631/2022) cont'd



Subject Site Aerial.

PUBLIC NOTIFICATION

Advertising Period	21 October 2022 to 4 November 2022
Advertising methods	Two signs on site and letters to neighbouring properties and previous objectors to P1260/2015 who made reference to the subdivision application in their objection.
Objections received	Thirteen at the time of this report
Grounds of objections (summarised)	<ul style="list-style-type: none"> • Sale of Council land to a multi-national company • Flooding, tree removal, parking, traffic management • Impact on Salt Creek

REFERRAL COMMENTS

External	Conditions /Comments
APA Group	No objection and no conditions required

**72 TURNHAM AVENUE, ROSANNA – SUBDIVISION OF COUNCIL LAND
(P631/2022) cont'd**

Jemena Electricity Network	No objection subject to standard conditions for permit
Melbourne Water	No objection subject to easements being provided to the satisfaction of Melbourne Water
Yarra Valley Water	No objection subject to standard conditions for permit

Internal	Conditions /Comments
Developments and Drainage	Permit conditions for drainage easements to be provided

PLANNING CONTROLS

- The planning controls applicable to the site are outlined in Table 1 below:

Table 1: Applicable Planning Controls

Control	Clause	Permit Triggered
Public Use Zone – Schedule 6 (PUZ6)	36.01	Yes
Development Contribution Plan Overlay – Schedule 1 (DCPO1)	45.06	No
Land Adjacent to a Transport Zone – Schedule 2	52.29-3	No

POLICIES CONSIDERED

Table 2: Relevant Planning Scheme Policy

Policy	Clause
Local Planning Policy Framework (LPPF)	
Settlement	11
Land Use	21.04
Natural Environment	21.05

TECHNICAL CONSIDERATION

Land Use

- The overall use of the land contained in proposed Lot 1 will remain unchanged as this parcel is proposed to contain a library and will remain as the Public Use Zone – Schedule 6 for Local Government.
- The land contained in proposed Lot 2 will be consolidated with adjoining land and the in future, re-zoned from Public Use Zone to Commercial 1 Zone as a to

**72 TURNHAM AVENUE, ROSANNA – SUBDIVISION OF COUNCIL LAND
(P631/2022) cont'd**

ensure that the zoning of the lot is consistent with that of the lot it is being consolidated with.

OBJECTORS CONCERNS

- The majority of objectors' concerns raised relate to the future development of the land for a Woolworths store including:
 - Development close to Salt Creek
 - Delivery of goods, sale of liquor,
 - Removal of vegetation,
 - Building mass, bulk, setback and size out of keeping with rest of Rosanna Village.
 - Use of Rosanna Parklands as offset location.
 - Inadequate parking provisions.
 - Increased flooding risk
- These issues have all be considered as part of application P1260/2015 for which Council resolved to issue a Notice of Decision to Grant a Planning Permit at the 26 September 2022 Council meeting. The amended permit was subsequently issued on the 28 October 2022.
- There have been no objections raised directly relevant to the proposed subdivision of land.

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.

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.

**72 TURNHAM AVENUE, ROSANNA – SUBDIVISION OF COUNCIL LAND
(P631/2022) cont'd**

CONCLUSION

- The proposed subdivision, which is associated with a previously approved development planning permit P1260/2015, is consistent with the requirements of the Public Use Zone and on this basis warrants conditional support.

ATTACHMENTS

No.	Title	Page
1	Advertised Plans	
2	Advertised Documents	

6.1 COMMUNITY INFRASTRUCTURE PLAN

Author: Niki Efstratiou - Community Infrastructure Planner, Community Wellbeing

Previous Items

Council on 18 July 2022 (Item 6.1 - Social Infrastructure Framework 2022-2032)

SUMMARY

1. The purpose of this report is for Council to endorse the draft Community Infrastructure Plan (CIP) for the purpose of community consultation.
2. This draft CIP report provides a comprehensive analysis of current and future population projections, benchmarking, and accessibility considerations as well as recommendations for future investment.
3. The Social Infrastructure Framework 2022-2032 (The Framework) adopted July 2022 developed benchmark standards for the provision of community services and community buildings. The Framework has informed the development of the Draft Community Infrastructure Plan.
4. The Draft Community Infrastructure Plan has been developed to provide investment priorities and actions over a 10-year period that will meet current and future community needs that will deliver maximum public value.

RECOMMENDATION

That Council:

1. Endorses the draft Community Infrastructure Plan, **Attachment 1**, for a 9-week community consultation period from 6 December 2022 - 12 February 2023.
2. Acknowledge the community consultation will include a presence on Shaping Banyule, targeted social media and face to face engagement with key community stakeholders.
3. Receives a further report in March 2023 to report on consultation outcomes, and any recommended changes or additions for consideration in the final adoption of the draft Community Infrastructure Plan.

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

- The Banyule Social Infrastructure Framework, that informs the development of the Draft Community Infrastructure Plan, established the benchmark standards below for community buildings to meet the current, emerging and future needs of Banyule:

COMMUNITY INFRASTRUCTURE PLAN cont'd

- Fit for People
 - Fit for Purpose
 - Fit for Place
-
- Council Officers worked with SGS Economic & Planning consultants to analyse available information to inform the development of the Draft Community Infrastructure Plan. This information included:
 - Strategic Outlook for Community Services: based on market and population trends, strategic forecasting was undertaken to inform Council service priorities to respond to community service needs over time.
 - Benchmarking and Accessibility: based on a set of provision ratios that determined quantitative standards based on size of population. Using the concept of 20-minute neighbourhoods, analysis quantified the extent to which residents can walk or drive to existing facilities.
 - Existing Provision Analysis: using the benchmarking and accessibility analysis, gaps or surpluses in the provision of facilities and services were identified.
 - Future Provision Analysis: the analysis was applied to tailored benchmarking provision ratios to location projections of the population by age group to understand where and to what extent gaps or surpluses may exist in the provision of community infrastructure or services.
 - Opportunities Assessment: A multi-criteria analysis framework was applied to identify priority infrastructure and investment needs. This was based on building-specific condition assessments, outputs of the existing and future provisions analysis, accessibility analysis outputs and weighting of the importance that such criteria have on identifying priority infrastructure needs.

KEY ISSUES

- The Draft Community Infrastructure Plan provides actions that will support Council to deliver on the Banyule Community Vision 2041 strategic objectives including “Our Valued Community Assets and Facilities”.
- The draft Plan uses a precinct placed-based approach to planning that will prioritise community infrastructure in 20-minute neighbourhoods. It uses data to understand the current and future infrastructure needs but will also be informed by community needs and aspirations.
- The Draft Community Infrastructure Plan proposed actions over the next 10 years include but are not limited to:
 - Maximising use of existing community buildings – for example adding value to existing capital works projects to create sports facilities that are adaptable for multi-use.
 - Upgrading, redeveloping or relocating child-care centres, kindergartens, maternal and child health centres and Jets Creative Arts studio.

COMMUNITY INFRASTRUCTURE PLAN cont'd

- Review of current lease and licence agreements to support multiple uses of community buildings.
- Working in partnership with non-Council building owners to deliver multi-purpose meeting spaces.
- Identifying partnership, renovation or co-location opportunities with clusters of community buildings.
- In the longer term, undertaking planning to address the undersupply of the following facilities by 2041: an additional library, arts space, maternal and child health centre and six multi-purpose community spaces.

SUPPORTING REPORT DETAILS

Legal Consideration

Council has a range of obligations to ensure equal opportunity and reduce barriers to accessing services and facilities, including:

- *The Disability Act 2006 (Vic)* requires Council to promote inclusion and participation in the community, with specific requirements to make community infrastructure accessible for all abilities.
- *The Multicultural Act 2011 (Vic)* requires Council to facilitate opportunities for all residents to equally participate in and contribute to social, cultural, economic and political life, this includes an implied obligation to ensure community infrastructure is culturally inclusive.
- *The Local Government Act 2020 (Vic)* requires Council to achieve best outcomes for the community and future generations, and this has implied implications for the development of a Community Infrastructure Plan.
- *The Gender Equality Act 2020* requires Council to develop Gender Impact Assessments for all new policies, programs and services, and those up for review, which directly impact on the local community.

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*.
- This framework promotes a balanced approach to community infrastructure investment, aimed at promoting and extending the rights of all people, promoting access to affordable and useable services and uplifting opportunities to participate in culturally safe and inclusive facilities and services. These measures create greater levels of equity across Banyule.

Sustainable Procurement Outcomes

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

COMMUNITY INFRASTRUCTURE PLAN cont'd

Financial Implications

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

Innovation and Continuous Improvement

To deliver on this draft Plan, Council needs to change business-as-usual approaches to community infrastructure delivery and make best use of opportunities. This means Council will consider ways to:

- Make better use of existing infrastructure to deliver broader services and community benefits.
- Use new infrastructure investment as an opportunity to deliver more integrated outcomes for liveable, sustainable communities.
- Leverage community buildings to support achievement of Council's environmental targets and of Council's social enterprise development and job creation targets as identified in Council's strategic action plans.
- Use technology and innovation to deliver better community infrastructure.
- Strengthen and integrate data sets to create intelligence.
- Adopt a placed-based approach to community infrastructure across the municipality to driver better urban design, planning and development decisions.
- Enhance cross-agency collaboration to the delivery of community infrastructure through strategies such as joint funding, co-location, shared use or coordinated delivery.

Community Engagement

The draft Community Infrastructure Plan will be informed by a Community Engagement Process planned between 6 December 2022 and 12 February 2023. This process will include:

- Shaping Banyule online survey;
- Face to face meetings with existing facility users;
- Residents will be supported to complete the online survey at events and shopping precincts;
- Attendance at Council Advisory Committees where possible;
- Feedback from Council Officers.

Key Considerations

The following represents the next steps of the process:

- Public consultation between 6 December 2022 and 12 February 2023 will provide the opportunity to further identify community needs, aspirations and opportunities.
- The 10-year Draft Community Infrastructure Plan will be presented at the 20 March 2023 Council meeting for consideration of adoption.

COMMUNITY INFRASTRUCTURE PLAN cont'd

Officer Declaration of Conflict of Interest

- The *Local Government Act 2020* requires members of Council staff, and persons engaged under contract who 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	Draft Community Infrastructure Plan 2023-2033 for Public Consultation	

8.1 **INSTRUMENT OF DELEGATION FROM COUNCIL TO THE CHIEF EXECUTIVE OFFICER**

Author: Linda Chapple - Governance and Council Business Specialist, Executive

SUMMARY

1. Instruments of Delegation represent the formal delegation of powers by Council under Section 11 of the *Local Government Act 2020* and enable the business of Council to be carried out efficiently and in line with Council approved policies.
2. The current Instrument of Delegation from Council to the Chief Executive Officer, also known as s5 or Schedule 5, was adopted by Council on 30 May 2022 and executed on 31 May 2022.
3. There are three material changes proposed to the Instrument of Delegation from Council to the Chief Executive Officer since last executed on 31 May 2022. These changes include two additions to conditions and limitations set out in the instrument being:
 - That only Council can appoint the Internal Audit service provider irrespective of the contract value and even if it is in the CEO's approved financial delegation;
 - That the delegate must not enter into a new contract or make expenditure below \$1M for the CEO that is outside of the Council Budget. Clarification for the Council budget has been provided (full year operating and capital budgeted expenditure) and
 - addition of clause 9 regarding sub delegation for expenditure and contract approval.
4. Updating and reviewing the Instrument, along with other instruments of delegation Council prepares, is part of the Instrument of Delegation Review Project and supports the good governance, accountability, and transparency principles within the *Local Government Act 2020*.
5. Council subscribes to the Maddocks (Lawyers) Authorisations and Delegations In-Depth Service, which provides advice regarding legislative amendments and the provision of template instruments, which are then tailored to organisational requirements.
6. The proposed Instrument of Delegation from Council to the Chief Executive Officer (s5) is presented to Council for consideration as attached to this Report at **Attachment 1**. Changes have been tracked to demonstrate any changes made since it was last executed.

RECOMMENDATION

That Council in the exercise of the power conferred by s 11(1)(b) of the *Local Government Act 2020* (the Act), Banyule City Council (Council) resolves that:

1. There be delegated to the person holding the position, or acting in or performing the duties, of Chief Executive Officer the powers, duties and functions set out in the attached *Instrument of Delegation to the Chief*

INSTRUMENT OF DELEGATION FROM COUNCIL TO THE CHIEF EXECUTIVE OFFICER cont'd

Executive Officer (Attachment 1 to this report) subject to the conditions and limitations specified in that Instrument.

2. The instrument comes into force immediately upon this resolution being made and is to be signed by the Council's Chief Executive Officer and the Mayor.
3. On the coming into force of the instrument all previous delegations to the Chief Executive Officer are revoked.
4. The duties and functions set out in the instrument must be performed, and the powers set out in the instruments must be executed, in accordance with any guidelines or policies of Council that it may from time to time adopt.

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

- Instruments of Delegation represent the formal delegation of powers by Council under the *Local Government Act 2020* (the Act) and enables the business of Council to be carried out efficiently, effectively and in line with Council approved policies.
- Delegations are assigned to positions within Council, rather than to natural people. When executing power under delegation, all staff are also limited and bound by Council policies and procedures.
- The revised Instrument of Delegation to Chief Executive Officer is based upon the previous Instrument considered by Council at its Ordinary Council Meeting on 30 May 2022.
- As per advice received from the Maddocks Delegation and Authorisation In Depth Service, the regular review of delegations, irrespective of changes, is important for the good governance of Council and ensures that Council regularly reviews their delegated powers and that legislative reform and organisation restructures are captured.
- Regular review also promotes transparency and accountability to the community on the powers, duties and functions of Council to all staff, including the Chief Executive Officer.
- The revised Instrument details the powers and matters bestowed upon the Chief Executive Officer, including conditions and limitations on what the Chief Executive Officer must not determine, action, or do.
- Examples of the conditions and limitations that are set out in the Instrument include, but are not limited to: the ability to enter into a contract exceeding the value of \$1,000,000 excl GST; appointing an Acting Chief Executive officer for a period exceeding 28 days; electing a Mayor or Deputy Mayor; granting a reasonable request for leave under s 35 of the Act; making any decision in

INSTRUMENT OF DELEGATION FROM COUNCIL TO THE CHIEF EXECUTIVE OFFICER cont'd

relation to the employment, dismissal or removal of the Chief Executive Officer; or approving and amendment of the Council Plan.

- Proposed changes to the Instrument of Delegation – s5 relate to the conditions and limitations placed on the Chief Executive Officer's decision making authority relating to the approval of the internal audit provider and expenditure below \$1M outside of Council budget.
- At the Council Meeting on 5 September 2022, Council resolved the following in relation to the awarding of the Internal Audit Service:

“Note that when the review of the Instrument of Delegation from Council to the Chief Executive Officer (CEO) (s5) is next undertaken that a condition and limitation is set to ensure a council decision on the awarding of internal audit contract is to come to Council and not be made under delegation by the CEO or alternate delegate on the basis of a recommendation from the Audit and Risk Committee.”

- As such, the condition and limitation has been enshrined in the Instrument.

KEY ISSUES

- An important part of Council's effective decision-making framework is the ability to delegate its powers to members of Council Staff directly, and to the Chief Executive Officer, to ensure the continued transaction of Council business in a timely and efficient manner.
- Council subscribes to the Maddocks (Lawyers) Delegation and Authorisation In Depth Service which provides regular updates on legislation and assurance to local government. This Delegations update service mitigates the risks involved in oversight of the many reforms to legislation that govern the operations of Council.
- The Instrument of Delegation from the Council to the Chief Executive Officer (s5) is not the only the instrument of delegation Council can execute, or that the Chief Executive Officer or other officers can execute.
- A summary of other instruments is detailed below:
 - s6 - Instrument of Delegation from Council to Members of Council Staff
 - s7- Instrument of Sub - Delegation from the Chief Executive Officer to Members of Council Staff
 - s12- Instrument of Delegation and Authorisation from the Municipal Building Surveyor (MBS) under the Building Act 1993 and the Building Regulations 2018.
 - s13 – Instrument of Delegation from the Chief Executive Officer to Staff of CEO Powers.
 - s14 – Instrument of Delegation from the Chief Executive Officer to Staff (VicSmart Applications).
 - s16 – Instrument of Delegation from Council to staff -Bushfire Reconstruction Applications
 - s18 – Instrument of Sub-Delegation under the Environment Protection Act 2017.

INSTRUMENT OF DELEGATION FROM COUNCIL TO THE CHIEF EXECUTIVE OFFICER cont'd

- s19A Instrument of Delegation from Municipal Fire Prevention Officer under the Country Fire Authority Act 1958.
- s19B Instrument of Delegation from Municipal Fire Prevention Officer under the Fire Rescue Victoria Act 1958.
- Attached to this Report are the following documents:
 - The proposed Instrument of Delegation from Council to the Chief Executive Officer

SUPPORTING REPORT DETAILS

Legal Consideration

- Reviewing Council's delegations ensures Council continues to comply with its obligations under various Acts and Regulations and enables the business of Council to be carried out efficiently.
- Updating and managing instruments of delegation ensures compliance with Section 11 of the *Local Government Act 2020*.
- Councils are required to maintain a register of all the instruments of delegation that are in force in accordance with S11 of the *Local Government Act 2020*.

Human Rights Charter

- It is considered that the subject matter does not raise any human rights issues.

Financial Implications

- There are no financial implications associated with this report.
- Council's subscription to the Maddocks (Lawyers) Delegations and Authorisation In Depth Service is allocated in Council's operating budget.

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	S5 - Instrument of Delegation from Council to Chief Executive Officer - Proposed	

8.2 **INSTRUMENT OF DELEGATION FROM COUNCIL TO MEMBERS OF COUNCIL STAFF**

Author: Linda Chapple - Governance and Council Business Specialist, Executive

SUMMARY

1. Instruments of Delegation represent the formal delegation of powers by Council under Section 11 of the *Local Government Act 2020* and enable the business of Council to be carried out efficiently and in line with Council approved policies.
2. Council subscribes to Maddocks (Lawyers) Delegations and Authorisations In-Depth Service which provides a range of schedules for Council to utilise and modify according to their organisational needs in line with relevant legislation.
3. One of the instruments that Maddocks structure and prepare in their service is the Instrument of Delegation from Council to Members of Council staff, also known as Schedule 6 or s6.
4. Council last adopted the s6 on the 30 May 2022 and it was executed on 31 May 2022. In July 2022 Maddocks released, via their In-Depth Service, amendments to the s6 and other instruments in accordance with legislative change and reform.
5. All changes made from the current s6 (adopted 30 May 2022) can be found via track changes in **Attachment 1** – proposed s6).
6. The s6 has been prepared for Council's consideration and provides a schedule of the legislation that only Council can delegate directly to Members of Council staff, and that the Chief Executive Officer is unable to sub delegate under the *Local Government Act 2020*.
7. Members of Council staff from across the organisation have been involved in the consultation process to inform the relevant positions within Council to be 'delegated' the right duties, powers and functions under each respective piece of legislation to support the implementation of Council's decisions and transact the business of Council effectively and efficiently in line with the laws of the day.
8. Details of key updates made to the s6 are detailed in the body of this Report.
9. Updating and reviewing the Instrument, along with other instruments of delegation Council prepares, is part of the Instrument of Delegation Review Project and supports the good governance, accountability, and transparency principles of the Act.
10. The revised Instrument of Delegation from Council to Members of Council Staff (s6) is presented to Council for consideration as attached to this Report.

RECOMMENDATION

That Council in the exercise of the powers conferred by the legislation referred to in the attached instrument (**Attachment 1**) of delegation, resolves that -

INSTRUMENT OF DELEGATION FROM COUNCIL TO MEMBERS OF COUNCIL STAFF cont'd

1. There be delegated to the members of Council staff holding, acting in, or performing the duties of the offices or positions referred to in the attached Instrument of Delegation to members of Council staff, the powers, duties and functions set out in that instrument, subject to the conditions and limitations specified in that Instrument.
2. The instrument comes into force immediately the common seal of Council is affixed to the instrument.
3. On the coming into force of the instrument all previous delegations to members of Council staff (other than the Chief Executive Officer) are revoked.
4. The duties and functions set out in the instrument must be performed, and the powers set out in the instruments must be executed, in accordance with any guidelines or policies of Council that it may from time to time adopt.

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

- Instruments of Delegation represent the formal delegation of powers by Council under the *Local Government Act 2020* (the Act) and enables the business of Council to be carried out efficiently, effectively and in line with Council approved policies.
- Delegations are assigned to positions within Council, rather than to natural people. When executing power under delegation, all staff are also limited and bound by Council policies and procedures.
- The s6 Instrument of Delegation from Council to Members of Council Staff is used by a Council to delegate to members of its staff those powers that are contained in legislation which have their own power of delegation (but no express power of sub-delegation).
- Where the Chief Executive Officer is listed means that position is also able to exercise these powers.
- The legislation that is captured in the s6 Instrument of Delegation from Council to Members of Council Staff includes the following legislation: *Cemeteries and Crematoria Act 2003, Domestic Animals Act 1994, Food Act 1984, Heritage Act 2017, Local Government Act 1989, Planning and Environment Act 1987, Residential Tenancies Act 1997, Road Management Act 2004, Cemeteries and Crematoria Regulations 2015, Planning and Environment Regulations 2015, Planning and Environment (fees) Regulations 2016, Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2020, Road Management (General) Regulations 2016, and the Road Management (Works and Infrastructure) Regulations 2015.*

INSTRUMENT OF DELEGATION FROM COUNCIL TO MEMBERS OF COUNCIL STAFF cont'd

- Where the powers under legislation are not required to be delegated, the column 'delegate' is populated with 'not delegated'.
- As per advice received from the Maddocks Delegation and Authorisation In Depth Service, the regular review of delegations, irrespective of changes, is important for the good governance of Council and ensures that Council regularly reviews their delegated powers and that legislative reform and organisation restructures are captured.
- Regular review also promotes transparency and accountability to the community on the powers, duties and functions of Council to all staff, including the Chief Executive officer.
- The Instrument of Delegation from Council to Members of Council Staff (s6) is attached to this report at **Attachment 1**.

KEY ISSUES

- An important part of Council's effective decision-making framework is the ability to delegate its powers to members of Council Staff directly, and to the Chief Executive Officer, to ensure the continued transaction of Council business in a timely and efficient manner.
- Council subscribes to the Maddocks (Lawyers) Delegation and Authorisation In Depth Service which provides regular updates on legislation and assurance to local government. This Delegations update service mitigates the risks involved in oversight of the many reforms to legislation that govern the operations of Council.
- The Instrument of Delegation from the Council Members of Council Staff (s6) is not the only the instrument of delegation Council can execute, or that the Chief Executive Officer or other officers can execute.
- A summary of other instruments is detailed below:
 - S5 - Instrument of Delegation from Council to the Chief Executive Officer
 - s7- Instrument of Sub - Delegation from the Chief Executive Officer to Members of Council Staff
 - s12- Instrument of Delegation and Authorisation from the Municipal Building Surveyor (MBS) under the Building Act 1993 and the Building Regulations 2018.
 - s13 – Instrument of Delegation from the Chief Executive Officer to Staff of CEO Powers.
 - s14 – Instrument of Delegation from the Chief Executive Officer to Staff (VicSmart Applications).
 - s16 – Instrument of Delegation from Council to staff -Bushfire Reconstruction Applications
 - s18 – Instrument of Sub-Delegation under the Environment Protection Act 2017.
 - s19A – Instrument of Delegation from Municipal Fire Prevention Officer under the Country Fire Authority Act 1958.

INSTRUMENT OF DELEGATION FROM COUNCIL TO MEMBERS OF COUNCIL STAFF cont'd

- s19B – Instrument of Delegation from Municipal Fire Prevention Officer under the Fire Rescue Victoria Act 1958.
- Attached to this Report (**Attachment 1**) is the proposed Instrument of Delegation from Council to Members of Council Staff (s6) as prepared by Council Officers.
- There have been a number of minor changes to the Cemeteries and Crematoria Act 2003. These include:
 - Section 74 of the Act has been amended to insert subsection (3) and remove reference to provision commencing on 1 March 2022.
 - Sections 83(2) and 110(1A) of the Act have been amended to remove reference to the provision commencing on 1 March 2022.
 - Section 84I(4) of the Act has been inserted by virtue of the Cemeteries and Crematoria Amendment Act 2021, which relates to the power to exercise the rights of a holder of a right of interment.
- The following changes have been made to the Planning and Environment Act 1987:
 - Section 4I of the Act has been amended to refer to the duty to make a copy of the Victorian Planning Provisions and other documents available in accordance with the public available requirements.
 - Amendment of a typographical error at s 14 of the Act.
 - Sections 18, 21(2), 26(2) and 46V(3) of the Act have been amended to include a note as to the period the documents must be made available in accordance with the public availability requirements.
 - Section 22(1) of the Act has been amended to clarify which submissions must be considered.
 - Section 22(2) of the Act has been inserted in two parts, which relate to the power to consider late submissions and the separate duty to consider late submissions.
 - Section 96J of the Act has been amended to refer to the duty rather than as a power.
 - Section 185B of the Act has been inserted, which relates to the duty to comply with a request from the Minister for information.
- Via the internal consultation process on these draft delegations, the Strategic Planning Department requested the inclusion of the following sections which are either predominantly procedural or urgent/interim matters when difficult to bring the matter to Council in time:
 - Section 20(4) inserted which relates to the Power to request Minister to prepare an amendment with exemption from notice.
 - Section 20A(4)(a) inserted which relates to the Power to request Minister to prepare a planning scheme amendment.
 - Section 30(1)(ii) inserted which relates to Power to request Minister to allow a longer period for adoption of amendment.

INSTRUMENT OF DELEGATION FROM COUNCIL TO MEMBERS OF COUNCIL STAFF cont'd

SUPPORTING REPORT DETAILS

Legal Consideration

- Reviewing Council's delegations ensures Council continues to comply with its obligations under various Acts and Regulations and enables the business of Council to be carried out efficiently.
- Updating and managing instruments of delegation ensures compliance with Section 11 of the *Local Government Act 2020*.
- Councils are required to maintain a register of all the instruments of delegation that are in force in accordance with S11 of the *Local Government Act 2020*.

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.

Financial Implications

- There are no financial implications arising from the recommendation contained in this report.
- Council's subscription to the Maddocks (Lawyers) Delegations and Authorisation In Depth Service is allocated in Council's Operating Budget.

Collaboration

- Council's Senior Management Teams were engaged through training and development, and integral in the preparation of the s6 Instrument of Delegation. Each respective department was involved in providing input and advice on which positions within Council were required to be delegated certain powers, duties and functions to enable the business of Council to be transacted.
- Collaboration and engagement is a key element of the review of Instruments of Delegation.

Key Considerations

- Delegating certain powers, duties and functions under the legislation as captured in Instruments creates the ability for Council to manage its business effectively and for technical experts employed to support the community to undertake their obligations within their position descriptions and achieve elements of the Council Plan and other key documents.
- Effective decision making in a local government context is the power to delegate and delegate effectively to support the outcomes for the Community.

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.

**INSTRUMENT OF DELEGATION FROM COUNCIL TO MEMBERS OF COUNCIL
STAFF cont'd**

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

ATTACHMENTS

No.	Title	Page
1	S6 Instrument of Delegation Council to Members of Council Staff Proposed	

8.3 INSTRUMENT OF APPOINTMENT TO AUTHORISED OFFICERS UNDER THE PLANNING AND ENVIRONMENT ACT 1987

Author: Linda Chapple - Governance and Council Business Specialist, Executive

SUMMARY

1. The appointment of authorised officers enables appropriate staff within the organisation to administer and enforce various Acts, Regulations or Council local laws in accordance with the powers granted to them under legislation or a local law.
2. Instruments of Appointment and Authorisation are prepared based on advice from the Maddocks (Lawyers) Authorisations and Delegations In Depth Service, which Council subscribes to.
3. Whilst the appointment and authorisation of authorised officers under other relevant legislation is executed by the Chief Executive Officer under delegation, Maddocks recommend that officers enforcing the *Planning and Environment Act 1987* and the *Environment Protection Act 2017* be authorised by Council resolution.
4. Maddocks recommends that Council execute the appointment and authorisation of authorised officers under the *Planning and Environment Act 1987* because these Acts place limitations on what powers can be sub-delegated, so by issuing the authorisation direct from Council, the risk of decisions being challenged on the basis that the authorisation was not appropriate is mitigated.
5. Authorisations are different to delegations whereby the appointment is made to a natural person that holds a statutory position giving the appointed officer the ability to undertake the necessary functions listed in the instrument. Delegations on the other hand are made to positions within Council.
6. The Instrument is presented regularly to Council for the purposes of authorising new staff members who have commenced, and their role requires them to do the things necessary as set out in the authorisation.
7. Officers that have also departed the organisation have been removed from the Instrument. No additional powers or duties or authorisations have been added to the Instrument template.

RECOMMENDATION

That Council in the exercise of the powers conferred by s 147(4) of the *Planning and Environment Act 1987*, resolves that:

1. The members of Council staff referred to in the instrument as attached at **Attachment 1** be appointed and authorised as set out in the instrument;

INSTRUMENT OF APPOINTMENT TO AUTHORISED OFFICERS UNDER THE PLANNING AND ENVIRONMENT ACT 1987 cont'd

2. The instrument comes into force immediately as it is signed by Council's Chief Executive Officer and remains in force until Council determines to vary or revoke it.

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

- Instruments of Appointment and Authorisation empower relevant staff to exercise the powers granted to authorised officers by legislation or a local law.
- The Instruments of Appointment and Authorisation prepared for Council's consideration are based on advice from the Maddocks Authorisations and Delegations In Depth Service.
- Maddocks recommend that officers enforcing the *Planning and Environment Act 1987* and the *Environment Protection Act 2017* be authorised by Council resolution and that Instruments of Appointment and Authorisation be refreshed on a regular basis.
- The Instrument of Appointment to Authorised Officers under the *Planning and Environment Act 1987* have been prepared by the Governance Team after consultation with the internal departments of Council.
- The Instruments of Appointment to Authorised Officers that do not relate to the *Planning and Environment Act 1989* will be executed by the Chief Executive Officer as per legislation.

KEY ISSUES

- There are no legislative changes to the authorisation under the *Planning and Environment Act 1989*.
- The instrument has been updated in line with the revised organisation structure.
- They are delegated to natural people and not positions.
- The instrument has been updated to reflect staff changes due to departures and new appointments.

SUPPORTING REPORT DETAILS

Legal Consideration

- Council subscribes to the Maddocks Authorisations and Delegations Service, and relevant advice has been considered in the preparation of this report.
- The report complies with Council's obligations under the *Planning and Environment Act 1987* and the *Local Government Act 2020*.

INSTRUMENT OF APPOINTMENT TO AUTHORISED OFFICERS UNDER THE PLANNING AND ENVIRONMENT ACT 1987 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

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

Financial Implications

- The preparation of this report and Council's subscription to Maddocks Delegations and Authorisations In-Depth Services is within Council's operating budget. There are no other financial considerations that are required in relation to the preparation of this report.

Collaboration

- This Instrument of Appointment and Authorisation has been prepared following feedback from relevant departments within Council.

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	S11A - Instrument of Appointment and Authoriation PE Act	

8.4 INSTRUMENT OF SUB -DELEGATION AND APPOINTMENT AND AUTHORISATION- ENVIRONMENT PROTECTION ACT 2017

Author: Linda Chapple - Governance and Council Business Specialist, Executive

SUMMARY

1. The *Environment Protection Act 2017* (the Act) and *Environment Protection Regulations 2021* (the Regulations) came into effect on 1 July 2021.
2. Under the new Act and Regulations, the scope of Council's role as a regulator has not changed however, there have been changes to the laws and powers of councils, including a new delegation of powers directly from the Environment Protection Authority Victoria (EPA) to councils.
3. Pursuant to section 437(1) of the Act, the EPA has issued an Instrument of Delegation dated 4 June 2021 directly to Council.
4. Following this, Maddocks (Lawyers) advised that Council should now sub-delegate these powers, as conferred by section 437(2) of the Act to Council officers.
5. The attached Instrument of Sub-Delegation from Council to Members of Council Staff reflects this advice and is presented to Council for adoption.
6. Council at its Meeting on 30 May 2022 approved and issued this Instrument for the first time since the legislative change. There are no changes or updates to the current Instrument, however, as part of the current review of Council's suite Instruments of Delegation it being re-presented to Council to ensure all of the Instruments have a consistent review and execution date.
7. It is important to note that the powers contained in the Instrument of Sub-delegation can only be delegated to council staff who are authorised under section 242(2) of the Act.
8. For this reason, both the Instrument of Delegation and the Instrument of Appointment to Authorised Officers are also presented to Council for adoption (**Attachment 1 and Attachment 2**) to this report.

RECOMMENDATION

That Council In the exercise of the power conferred by s 437(2) of the *Environment Protection Act 2017* and the Instrument of Delegation of the Environment Protection Authority under the Act dated 4 June 2021, Banyule City Council (Council) resolves that:

1. There be delegated to the members of Council staff holding, acting in or performing the duties of the offices or positions referred to in the attached Instrument of Delegation (**Attachment 1**) to members of Council staff the powers, duties and functions set out in that instrument, subject to the conditions and limitations specified in that Instrument.
2. The instrument comes into force immediately after the Council's Chief Executive Officer and the Mayor signature is affixed to the instrument.

**INSTRUMENT OF SUB -DELEGATION AND APPOINTMENT AND
AUTHORISATION- ENVIRONMENT PROTECTION ACT 2017 cont'd**

3. The duties and functions set out in the instrument must be performed, and the powers set out in the instruments must be executed, in accordance with any guidelines or policies of Council that it may from time to time adopt.
4. In the exercise of the power conferred by s 242(2) of the *Environment Protection Act 2017* and the Instrument of Delegation of the Environment Protection Authority under the Act dated 4 June 2021, resolves that:
 - a) The members of Council staff referred to in the instruments be appointed and authorised as set out in the instrument (**Attachment 2**).
 - b) The instrument comes into force immediately the Council's Chief Executive Officer and the Mayor signature is affixed to the instrument and remains in force until Council determines to vary or revoke it.

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

- The *Environment Protection Act 2017* (the Act) and Environment Protection Regulations 2021 (the Regulations) came into effect on 1 July 2021.
- Council received formal notification from the EPA in June to advise that they had delegated new powers to councils under the Act. The delegation applies to the regulation of:
 - on-site wastewater management systems not exceeding 5000 litres on any day; and
 - noise from construction, demolition and removal of residential premises.
- The EPA's Governing Board approved the Instrument of Delegation and the Instrument of Direction on 4 June 2021. These Instruments enable Council to take necessary steps to assume the new powers under the Act and the Regulations.
- Council at its Meeting on 30 May 2022 approved and issued this Instrument for the first time since the legislative change. There are no changes or updates to the current Instrument, however, as part of the current review of Council's suite Instruments of Delegation it being re-presented to Council to ensure all of the Instruments have a consistent review and execution date.

**INSTRUMENT OF SUB -DELEGATION AND APPOINTMENT AND
AUTHORISATION- ENVIRONMENT PROTECTION ACT 2017 cont'd**

KEY ISSUES

- By virtue of section 437(2) of the Act, Council has the power to sub-delegate the powers contained in the EPA's Governing Board approved Instrument of Delegation to members of Council staff.
- The powers, duties and functions described and summarised in the Schedule as attached to this report, are only delegated for the purpose of regulating:
 - onsite wastewater management systems with a design or actual flow rate of sewage not exceeding 5000 litres on any day; and
 - noise from the construction, demolition or removal of residential premise.
- Where Council has sub-delegated EPA powers and functions under s437(2) of the Act, the members of Council staff must be authorised officers under s242(2) of the Act.
- As such, new Instruments of Appointment and Authorisation are included and attached to this report.
- Delegations are necessary to facilitate effective functioning of councils as they enable day-to-day decisions to be made in relation to routine administrative and operational matters.
- In granting delegations, Council is not granting unfettered power to Council staff or relinquishing its own powers.
- A delegate must comply with the conditions of delegation as well as any policies of Council and any legislative framework.
- Council can still exercise any delegated power, duty or functions itself by resolution in the Chamber.
- Further, authorised officers must exercise the powers in accordance with the EPA's approved Instrument of Direction.
- The attached Instrument of Sub-Delegation (and Instruments of Appointment and Authorisation) are recommended for the effective and efficient operations of Council's activities, as well as to enable routine and administrative tasks to be carried out with consistency and certainty.

SUPPORTING REPORT DETAILS

Legal Consideration

- This report has been prepared in line with the *Environment Protection Act 2017* (the Act) and *Environment Protection Regulations 2021* (the Regulations) came into effect on 1 July 2021.

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*.

**INSTRUMENT OF SUB -DELEGATION AND APPOINTMENT AND
AUTHORISATION- ENVIRONMENT PROTECTION ACT 2017 cont'd**

Financial Implications

- There are no financial implications associated with this report.
- Council's subscription to the Maddocks (Lawyers) Delegations and Authorisation In Depth Service is allocated in Council's operating budget.

Collaboration

- Council subscribes to the Maddocks Authorisations and Delegations In-Depth Service, which provides advice regarding legislative amendments and template instruments.
- Consultation with the relevant departments within the organisation has taken place in the preparation of the proposed Instruments.
- There have been no material changes made.

Key Considerations

- By virtue of section 437(2) of the Act, Council has the power to sub-delegate the powers contained in the EPA's Governing Board approved Instrument of Delegation to members of Council staff.
- The powers, duties and functions described and summarised in the Schedule as attached to this Report are only delegated for the purpose of regulating:
 - onsite wastewater management systems with a design or actual flow rate of sewage not exceeding 5000 litres on any day; and
 - noise from the construction, demolition or removal of residential premises.

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	S18 Instrument of Sub-Delegation EPA Act 2017 - Proposed	
2	S11B Instrument of Appointment and Authorisation EPA 2017- Proposed	

8.5 AWARD OF CONTRACT NO. 1168-2022 PROVISION OF SMART ACCESS CONTROL AND SECURITY SOLUTION INCLUDING MANAGED SERVICES

Author: Joan Ying - IT Infrastructure Project Manager, Corporate Services

SUMMARY

- This report is to consider the awarding of Contract No. 1168-2022 - Provision of Smart Access Control and Security Solution including Managed Services.
- Council has traditional and basic access control systems and a range of different closed-circuit television (CCTV) solutions with no standard hardware at Council buildings. Council is keen to transform these buildings with smart technology that provides enhanced capabilities and functionality and improves reliability and security at Council sites.
- The Tender Evaluation Panel (TEP) has recommended awarding the contract to PMT Security Systems Pty Ltd (PMT) in accordance with the tender and conditions as determined by Council.
- Council released an EOI to the market to create a shortlist of suitably qualified and experienced contractors for the Provision of Smart Access Control and Security Solution including Managed Services for Council buildings in late 2021. 74 prospective companies downloaded the tender documents and 25 companies submitted their expressions of interest.
- Through the EOI evaluation a panel of 6 shortlisted vendors were invited to proceed to a select tender. Council received 2 tender responses for those who were invited to submit a tender.
- The contract will commence 19 December 2022. The Initial Contract Term shall be for a maximum initial period of four (4) years with the option to extend for further periods of any duration up to a maximum extension period of four (4) years based on satisfactory performance and meeting Council objectives.

RECOMMENDATION

That Council:

1. Award Contract No. 1168-2022 – Provision of Smart Access Control and Security Solution including Managed Services to PMT Security Systems Pty Ltd for \$1,358,590.42 (ex. G.S.T) for an initial period of four (4) years with an option to extend for a further four (4) years.
2. Authorise the Director of Corporate Services to sign the contract and any other associated documents.

**AWARD OF CONTRACT NO. 1168-2022 PROVISION OF SMART ACCESS CONTROL AND SECURITY SOLUTION INCLUDING MANAGED SERVICES
cont'd**

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| 3. Authorise the Director of Corporate Services to award extensions of this Contract, subject to review of the Contractor's performance and Council's business needs, at the conclusion of the initial four (4) years contract term and extension periods. |
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COUNCIL PLAN

This report is in line with Banyule's Council Plan key direction to *"plan and manage the systems and assets that support Council's service delivery"*.

TENDER DETAILS

Contract Period	8 years
Contract Type	Lump Sum Contract
Advertising Period	Saturday 10 September 2022 to Wednesday 5 October 2022 on Council's eTender website
Tenders Closed	Wednesday 5 October 2022
Works/Project	Smart Buildings and Security project
No. of tender documents downloaded	6 (Select tender to 6 vendors shortlisted from Expression Of Interest (EOI))
Tender Evaluation Panel	Senior Procurement Partner IT Infrastructure & Operations Coordinator IT Infrastructure Project Manager IT Technical Specialist Building Maintenance Coordinator
Tender Evaluation Criteria	<ul style="list-style-type: none">• Tendered price• Capacity and capability of Tenderer to undertake the services including demonstrated previous experience, expertise, specialist knowledge, resources and qualifications• Local and social sustainability, including economic and environmental• Existence of Accredited Management Systems and procedures Quality & OH&S• Solution design, project implementation plan, Service Level Agreement (SLA)/Service Level Rebate (SLR) and maintenance & support service plan• Any other factors considered relevant by Council.
Other Background	<ul style="list-style-type: none">• Council sought Tenders to provide the goods and services including:<ul style="list-style-type: none">○ Supply, design and implement a new access control system that includes biometrics recognitions and CCTV surveillance for 24 Council buildings○ Manage the component procurement, supplier coordination, project milestones, and installation

AWARD OF CONTRACT NO. 1168-2022 PROVISION OF SMART ACCESS CONTROL AND SECURITY SOLUTION INCLUDING MANAGED SERVICES
cont'd

	<p>procedure to ensure the successful delivery of the project</p> <ul style="list-style-type: none">○ Provide maintenance and warranty of the access control and CCTV systems. <ul style="list-style-type: none">● The expected benefits from the new smart access control and CCTV solution are:<ul style="list-style-type: none">○ Centralised, modern and secure access control system at Council staffed sites○ Centralised and enhanced CCTV using modern technology for video analytics with 24x7 remote access○ Improved reliability and safety for buildings, staff and visitors○ Provide staff high security access to Council buildings○ Automated data collection and enhanced reporting and alerting functionality○ Internal staff time saving for access control and CCTV system management and maintenance
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TENDER/QUOTATION EVALUATION

- Prior to this tender, Council released an EOI to the market to create a shortlist of suitably qualified and experienced contractors for the Provision of Smart Access Control and Security Solution including Managed Services for Council buildings in late 2021. 74 prospective companies downloaded the tender documents and 25 companies submitted their expressions of interest.
- Through the EOI evaluation a panel of 6 shortlisted vendors were invited to proceed to a select tender. Council received 2 tender responses for those who were invited to submit a tender.
- Prior to receiving the tenders, the tender evaluation panel convened to set the weightings for each of the evaluation criteria and establish how the tenders would be evaluated using the weighted evaluation matrix. A tender evaluation plan was developed and signed by all panel members.
- The tender submission includes a requirement for the contractor to complete a questionnaire which seeks clarifications on how they have included/considered sustainable procurement aspects of the contract which covers, Environmental, Economic and Social Sustainability. The TEP assesses this information as part of the weighted score for each tenderer and this forms part of the overall evaluation and recommendation for awarding of the contract.
- The TEP individually scored the tenders and then a tender evaluation panel meeting was held to agree on the consensus scores.

The weighted score for the tender was:

AWARD OF CONTRACT NO. 1168-2022 PROVISION OF SMART ACCESS CONTROL AND SECURITY SOLUTION INCLUDING MANAGED SERVICES
cont'd

Table 1 – Tenders received and weighted scores	
Contractor	Weighted Score
Tenderer A	58.74
Tenderer B	82.92

- Following an initial evaluation, the TEP shortlisted the following tenderer for tender interview:
 - PMT Security Systems Pty Ltd
- At the tender interview, tender exclusions and other conditions stated in the tender submission of 1 tenderer was discussed.
- The shortlisted contractor was requested to present their solution design and project implementation plan, provide technical demonstrations and respond to the specific questions of clarification sought by the TEP.
- 1 contractor was subsequently requested to explain price exclusions that were listed in their tender submission and submit their revised prices.
 - PMT submitted a revised tender price of \$1,358,590.42 (ex. G.S.T)
- Council also undertook independent financial and reference checks on the contractor after which the Evaluation Team carried out a further evaluation, using the weighted evaluation matrix.

Following is the final score of the preferred contractors:

Contractor	Weighted Scores
PMT Security Systems Pty Ltd	82.92
Tenderer A	58.74

- It is evident from the above weighted scores that PMT Security Systems Pty Ltd has obtained the highest score and will deliver best value for money to Council.

SUPPORTING REPORT DETAILS

Legal Consideration

- Section 108 of the *Local Government Act 2020* requires councils to undertake a competitive process to test the market by giving public notice and invite tenders before entering into a contract when the value of the contract is equal to or greater than \$300,000 (including GST) for contracts for the purchases of works, goods or services.
- The awarding of this contract complies with the tendering provisions of Section 108 of the *Local Government Act 2020*.

**AWARD OF CONTRACT NO. 1168-2022 PROVISION OF SMART ACCESS CONTROL AND SECURITY SOLUTION INCLUDING MANAGED SERVICES
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

- Environmental Sustainability

PMT has environmental objectives and targets set for 2025:

- 20% reduction in greenhouse gas & CO2 emissions from 2022
- 35% of hardware recycled
- 40% of fleet hybrid vehicles.

In 2014, PMT implemented an Environmental Management System developed in accordance with ISO14005:2004 and maintains this system in accordance with ISO14005:2015.

- Economic Sustainability

PMT is centrally located in Tullamarine and 100% of the works will be undertaken by team members based within the Northern Metropolitan Region.

PMT have partnered with a Group Training organisation Mi-Gas for over 5 years where both the apprentice and their host employer are provided with ongoing administrative support and mentorship through to completion, as well as comprehensive Workplace Health and Safety induction and ongoing practical assessment.

- Social Sustainability

PMT has developed their Corporate Social Responsibility. PMT's civic engagement efforts reflect their commitment to the local communities. PMT consistently contributes to charitable events and regularly employs apprentices. Their Social Responsibility is evident in their green and eco-friendly practices and also extends to their suppliers by establishing strong relationships with companies that also have a Corporate Social Responsibility. PMT monitors the social impact of their products and business operations on the community and assesses quarterly to ensure they stay on targets to reduce the carbon footprint.

Financial Implications

- Council has allocated sufficient funds in its 2022/23 to 2024/25 Initiatives Budget for the supply and installation of the smart access control and CCTV systems plus sufficient operational budget for ongoing support and maintenance.

Additional information

- Attachment 1, as circulated in the confidential section of the agenda attachments. The information is designated as Confidential Information in accordance with Section 66(2)(a) of the *Local Government Act 2020* (as amended); as it contains confidential information relating to private commercial information being

AWARD OF CONTRACT NO. 1168-2022 PROVISION OF SMART ACCESS CONTROL AND SECURITY SOLUTION INCLUDING MANAGED SERVICES cont'd

information provided by a business, commercial or financial undertaking that if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage.

- This item has been included in the public agenda to facilitate transparency and accountability in Council's decision making.

Banyule Procurement Policy

- Council's Procurement Policy is made under *Section 108 of the Local Government Act 2020*. *The Local Government Act 2020* and Councils Procurement Policy are the primary reference points for how all procurement should be performed.
- The Policy specifies the principles, processes and procedures applying in respect of the purchase of goods and services by the Council.
- The process for inviting quotations and evaluation was undertaken in accordance with the Policy.

Officer Declaration of Conflict of Interest

- The *Local Government Act 2020* requires members of Council staff, and persons engaged under contract who 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.
- In undertaking the assessment, all members of the TEP completed and signed the Conflict of Interest and confidentiality declaration, and no conflicts were declared.

ATTACHMENTS

No.	Title	Page
1	1168-2022 Provision of Smart Access Control and Security Solution Including Managed Services - CONFIDENTIAL	

8.6 RECORD OF COUNCILLOR MEETINGS

Author: Amy Woollcombe - Council Business Officer, Executive

SUMMARY

In accordance with section 60 of *the Local Government Act 2020*, Council at its meeting on 14 November 2022 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:	3/11/2022
	Type of Meeting:	Banyule Arts and Culture Advisory Committee Meeting
	Matters Considered:	<ul style="list-style-type: none"> • Welcome & Apologies • Creative Banyule 2030 (Arts & Culture strategic plan workshop)
	Councillors Present:	Mayor Cr Elizabeth Nealy Cr Tom Melican
	Staff Present:	Kath Brackett – <i>Director Community Wellbeing</i> Cheree Hunter – <i>Manger Inclusive & Creative Communities</i> Hannes Berger – <i>Arts & Culture Coordinator</i> Hiroki Kobayashi Blackney – <i>Arts & Cultural Development Officer</i> Jade Lillie – <i>Creative Industries consultant</i>
	Others Present:	<ul style="list-style-type: none"> • Kate Hansen • June Gassin • Janelle Dunstan

RECORD OF COUNCILLOR MEETINGS cont'd

	<ul style="list-style-type: none"> • Genelle Ryan • Craig Eloranta • Amy Stephenson • Caroline Wall • Leah Crossman • Deb Lemcke • Kevin Ritchie 		
	<table border="1" style="width: 100%;"> <tr> <td style="width: 30%;">Conflict of Interest:</td> <td>Nil</td> </tr> </table>	Conflict of Interest:	Nil
Conflict of Interest:	Nil		

2	<table border="1" style="width: 100%;"> <tr> <td style="width: 30%;">Date of Meeting:</td> <td>7/11/2022</td> </tr> <tr> <td>Type of Meeting:</td> <td>Pre-Briefing of Statutory Council</td> </tr> </table>	Date of Meeting:	7/11/2022	Type of Meeting:	Pre-Briefing of Statutory Council
Date of Meeting:	7/11/2022				
Type of Meeting:	Pre-Briefing of Statutory Council				
	<p>Matters Considered:</p> <ul style="list-style-type: none"> • Mayoral Term • Election of Mayor • Election of Deputy Mayor • Appointment of Councillors on Committees 				
	<p>Councillors Present:</p> <p>Cr Alida McKern Cr Alison Champion Cr Elizabeth Nealy Cr Fiona Mitsinikos Cr Mark Di Pasquale Cr Peter Castaldo Cr Peter Dimarelos Cr Rick Garotti Cr Tom Melican</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 Wellbeing</i> Gina Burden – <i>Manager Governance & Communication</i> Krysten Forte – <i>Governance Coordinator</i> Amy Woollcombe - <i>Council Business Officer</i> Linda Chapple - <i>Governance & Council Business Specialist</i> Megan Kemp - <i>Strategic Executive Assistant to CEO & Mayor</i></p>				
	<p>Others Present:</p> <p>Nil</p>				
	<table border="1" style="width: 100%;"> <tr> <td style="width: 30%;">Conflict of Interest:</td> <td>Nil</td> </tr> </table>	Conflict of Interest:	Nil		
Conflict of Interest:	Nil				

3	<table border="1" style="width: 100%;"> <tr> <td style="width: 30%;">Date of Meeting:</td> <td>14/11/2022</td> </tr> </table>	Date of Meeting:	14/11/2022
Date of Meeting:	14/11/2022		

RECORD OF COUNCILLOR MEETINGS cont'd

Type of Meeting:	Pre-Briefing Council
Matters Considered:	
<ul style="list-style-type: none"> • Petition - Request to seal Stephens Street, Montmorency • Inclusive Local Jobs Strategy/Action Plan Year Two Update • Social Enterprise Strategy/Action Plan Year Two Update • Proposed adoption of Banyule City Council Governance Rules • Debt Collection Policy 2022-2026 • Award of Contract 1220-2022 Construction of Montmorency Bowling Club Pavilion • Audit & Risk Committee Minutes 21 September 2022 & 6 October 2022 • IBAC Investigation – Operation Watts – Close out of Banyule Actions • Quarterly Financial Management Report - September 2022 • Record of Councillor Meetings 	
Councillors Present:	
<p>Mayor Cr Peter Castaldo Deputy Cr Alida McKern Cr Alison Champion Cr Elizabeth Nealy Cr Fiona Mitsinikos Cr Mark Di Pasquale Cr Peter Dimarelos Cr Rick Garotti Cr Tom Melican</p>	
Staff Present:	
<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 Wellbeing</i> Gina Burden – <i>Manager Governance & Communication</i> Megan Kemp – <i>Strategic Executive Assistant CEO & Mayor</i> Linda Chapple – <i>Governance and Council Business Specialist</i></p>	
Others Present:	
Nil	
Conflict of Interest:	Nil

RECORD OF COUNCILLOR MEETINGS cont'd

4	Date of Meeting:	21/11/2022
	Type of Meeting:	Councillor Briefing
	Matters Considered:	
	<ul style="list-style-type: none"> • Reconciliation Action Plan / New Strategy Discussion • Olympic Leisure Centre - Re-imagining and Banyule Aquatic Strategy Update and Next Steps • Urban Forest Strategy - Revised Draft • Proposed Budget Community Engagement & Timetable 2023-2027 • People & Culture Quarterly Report • Banyule Climate Action Quarterly Report Q1 2022/23 • Wallace Street, Ivanhoe - Speed Reduction Treatment Consultation • East Ivanhoe Preschool - redevelopment update • Banyule Retail Centres - Reform Update • Banyule Leisure - Cease Creche Operations, Ivanhoe Aquatic Centre 	
	Councillors Present:	
<p>Mayor Cr Peter Castaldo (Via Teams) Deputy Cr Alida McKern Cr Alison Champion Cr Elizabeth Nealy Cr Fiona Mitsinikos Cr Mark Di Pasquale Cr Peter Dimarelos Cr Rick Garotti Cr Tom Melican</p>		
Staff Present:		
<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 Wellbeing</i> Megan Kemp – <i>Strategic Executive Assistant CEO & Mayor</i> Zali Mifsud – <i>First Nations Lead</i> Nicole Maslin – <i>Manager Heathy and Active Community</i> Michael Tanner – <i>Manager Parks & Natural Environment</i> Ben De Klepper – <i>Urban Forestry Coordinator</i> Cameron Schmelitschek – <i>Urban Forestry Strategic Officer</i> Tania O'Reilly – <i>Manager Finance & Procurement</i></p>		
Others Present:		
Nil		
Conflict of Interest:	Nil	

RECORD OF COUNCILLOR MEETINGS cont'd

5	Date of Meeting:	28/11/2022
	Type of Meeting:	Pre-Briefing
	Matters Considered:	
	<ul style="list-style-type: none"> • North East Link 	
	Councillors Present:	
	Mayor Cr Peter Castaldo (Via Teams) Deputy Cr Alida McKern Cr Alison Champion Cr Elizabeth Nealy Cr Fiona Mitsinikos Cr Mark Di Pasquale Cr Tom Melican	
Staff Present:		
Allison Beckwith - <i>Chief Executive Officer</i> Darren Bennett – <i>Director Assets & City Services</i> Megan Kemp – <i>Strategic Executive Assistant CEO & Mayor</i> Jonathan Risby – <i>Manager Transport and Environment</i>		
Others Present:		
Michelle Giovas Adriano Murone Celeste Murone		
Conflict of Interest:	Nil	

RECORD OF COUNCILLOR MEETINGS cont'd

6	Date of Meeting:	28/11/2022
	Type of Meeting:	Councillor Briefing
	Matters Considered:	
	<ul style="list-style-type: none"> • News From Our Neighbourhood - distribution options • Strategic Waste Briefing - November 2022 • IT Quarterly Update July-September 2022 • Capital Works Quarterly Update • Budget 2023-2027 Financial Plan Parameters (Principles and Assumptions) • Monthly Financial Management Report - October 2022 • Strategic Planning Update and VCAT Summaries October - November • 2022-2023 Banyule Community Grants Allocation • Banyule Community Bus Pilot Project Update • Draft Council Agenda for 5 December 2022 	
	Councillors Present:	
	Mayor Cr Peter Castaldo (Via Teams) Deputy Cr Alida McKern Cr Alison Champion Cr Elizabeth Nealy Cr Fiona Mitsinikos Cr Mark Di Pasquale Cr Rick Garotti Cr Tom Melican	
Staff Present:		
Allison Beckwith - <i>Chief Executive Officer</i> Darren Bennett – <i>Director Assets & City Services</i> Natasha Swan – <i>Director City Development</i> Kath Brackett – <i>Director Community Wellbeing</i> Marc Giglio – <i>Director Corporate Services</i> Jonathan Risby – <i>Manager Transport and Environment</i> Shawn Neilson - <i>Communications, Advocacy and Engagement Coordinator</i> Krysten Forte – <i>Governance Coordinator</i> Joty Singh – <i>Head of Digital and IT Transformation</i> Andrew Last – <i>Building Maintenance Coordinator</i> Kathy Hynes – <i>Manager Operations</i> Greg Gale – <i>Manager Delivery Assets</i> Tania O'Reilly – <i>Manager Finance & Procurement</i>		
Others Present:		
Nil		
Conflict of Interest:	Nil	

RECORD OF COUNCILLOR MEETINGS cont'd

RECOMMENDATION

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

ATTACHMENTS

Nil

8.7 AWARD CONTRACT NO. 1222-2022- IMPLEMENTATION OF MICROSOFT DYNAMICS 365 CRM AND MANAGED SERVICES

Author: Lyn Windsor - IT Program Manager, Corporate Services

SUMMARY

- This report is to consider the awarding of Contract No. 1222-2022 - Implementation of Microsoft Dynamics 365 Customer Relationship Management (CRM) Platform. Microsoft Dynamics was selected as Banyule's Customer Experience platform in December 2021.
- In alignment with Council's Digital Transformation Strategy, IT & Digital Transformation Department will be implementing a Customer Experience Platform (CXP) to provide an end-to-end digital experience for the majority of customer facing services. By implementing the CXP and widening the focus to provide a holistic digital customer service experience, Council will be able to meet growing customer needs and expectations and improve efficiencies in Council systems.
- The Tender Evaluation Panel (TEP) has recommended awarding the contract to Fusion5 in accordance with the tender and conditions as determined by Council.
- Tenders were received from five companies. Three of these companies were asked to provide product demonstrations.
- The contract will commence in February 2023. The Initial Contract Term shall be for a maximum initial period of one (1) year with the option to extend for further periods of any duration up to a maximum extension period of two years based on satisfactory performance and meeting Council objectives.

RECOMMENDATION

That Council:

1. Award Contract No. 1222-2022- Implementation of Microsoft Dynamics 365 CRM and Managed Services to Fusion5 for \$1,504,904 (ex. G.S.T) for a period of 1 year with an option to extend for 2 years.
2. Authorise the Director of Corporate Services to sign the contract and any other associated documents.
3. Authorise the Director of Corporate Services to award extensions of this Contract, subject to review of the Contractor's performance and Council's business needs, at the conclusion of the initial 1 year contract term and extension periods.

AWARD CONTRACT NO. 1222-2022- IMPLEMENTATION OF MICROSOFT DYNAMICS 365 CRM AND MANAGED SERVICES cont'd

COUNCIL PLAN

This report is in line with Banyule’s Council Plan key direction to “invest in new technology and innovative digital solutions to deliver seamless and responsive services”.

TENDER DETAILS

Contract Period	1 year
Contract Type	Contract/Service
Advertising Period	Saturday 3/09/2022 to Wednesday 28/09/2022 in the Age
Tenders Closed	Wednesday 28/09/2022
Works/Project	CRM implementation
No. of tender documents downloaded	26
Tender Evaluation Panel	<p>Procurement Lead (non-scoring)</p> <p>IT Program Manager</p> <p>Manager Customer Experience and Business Improvement</p> <p>IT Enterprise Architect</p> <p>Technical Specialist</p>
Tender Evaluation Criteria	<ul style="list-style-type: none"> • Tendered price • Capacity and capability of Tenderer to undertake the services including demonstrated previous experience, expertise, specialist knowledge, resources and qualifications • Local and social sustainability, including economic and environmental • Existence of Accredited Management Systems and procedures Quality & OH& S • Solution designs, implementation/migration plan, project plan and Service Level Agreement (SLA) /Service Level Rebate (SLR) • Level of customer service and support services provided
Other Background	<ul style="list-style-type: none"> • Council sought Tenders from Microsoft implementation partners to appoint an experienced and qualified vendor for the implementation of the CRM. The services/works include, but are not limited to, the following: <ul style="list-style-type: none"> ○ design, provisioning, implementation and migration of Council's existing services to the CRM platform solution, to provide a central hub and source of truth for customer data ○ provision of ongoing managed support services for the CRM platform. • The expected benefits from the CRM solution include:

AWARD CONTRACT NO. 1222-2022- IMPLEMENTATION OF MICROSOFT DYNAMICS 365 CRM AND MANAGED SERVICES cont'd

	<ul style="list-style-type: none"> ○ improved Council responsiveness, efficiency, and service delivery, and the ability to offer 24/7 online services to customers ○ provision of an integrated view for all interactions and relationships Council holds with its residents, local businesses and customers resulting in an enhanced customer experience ○ improved and streamlined workflows and automated processes where possible ○ reduction of double-handling and manual workloads providing time for employees to focus on higher priorities, whilst increasing the efficiency and savings for the organization ○ provision of online digital options to Council's customers allowing them to engage and interact with Council using various digital channels and self-service functions ○ provision of a contemporary and user-friendly interface allowing Council staff to perform their roles efficiently and effectively. ○ implementation of a system that integrates with Council's Standard Operating Environment (SOE) using standard out-of-the-box system and application interfaces
--	---

TENDER EVALUATION PROCESS

- Prior to receiving the tenders, the tender evaluation panel convened to set the weightings for each of the evaluation criteria and establish how the tenders would be evaluated using the weighted evaluation matrix. A tender evaluation plan was developed and signed by all panel members.
- The tender submission includes a requirement for the contractor to complete a questionnaire which seeks clarifications on how they have included/considered sustainable procurement aspects of the contract which covers, Environmental, Economic and Social Sustainability. The TEP assesses this information as part of the weighted score for each tenderer and this forms part of the overall evaluation and recommendation for awarding of the contract.
- The TEP individually scored the tenders and then a tender evaluation panel meeting was held to agree on the consensus scores.

The weighted score for the tender was:

Table 1 – Tenders received and weighted scores	
Contractor	Weighted Score
Tenderer A	0 (Non-Conforming)
Tenderer B	70.21

AWARD CONTRACT NO. 1222-2022- IMPLEMENTATION OF MICROSOFT DYNAMICS 365 CRM AND MANAGED SERVICES cont'd

Tenderer C - Fusion5	71.65
Tenderer D	63.64
Tenderer E	60.38

- Tenderer A was deemed to be non-conforming because they did not meet the mandatory requirements of the tender response schedule.
- Tenderer E had the lowest price, however, they could not demonstrate the ability to deliver the service.
- Following an initial evaluation, the TEP shortlisted the following tenderers for tender interviews:
 - Tenderer B
 - Fusion5
 - Tenderer D
- At the tender interviews, tender exclusions and other conditions stated in the tender submissions of 3 tenderers were discussed.
- 1 contractor was subsequently requested to explain price exclusions that were listed in their tender submission and submit their revised prices.
- Fusion 5 listed the most concise list of resources that met council requirements at a more mature level than other tenderers.
- Tenderer B presented a very short timeline opposed to Tenderer C – Fusion 5 who presented a more realistic timeline for Council’s business requirements.
- Council also undertook independent financial and reference checks on the contractors after which the Evaluation Team carried out a further evaluation, using the weighted evaluation matrix.

TENDER EVALUATION OUTCOME

Following is the final score of the preferred contractors:

Contractor	Weighted Scores
Tenderer B	70.21
Fusion5	71.65
Tenderer D	63.64

- It is evident from the above weighted scores that Fusion5 has obtained the highest score and will deliver best value for money to Council.
- Whilst Tenderer B obtained a relatively high score, their short implementation timeline and limited implementation experience with local government clients deemed them a less suitable fit for Banyule.

AWARD CONTRACT NO. 1222-2022- IMPLEMENTATION OF MICROSOFT DYNAMICS 365 CRM AND MANAGED SERVICES cont'd

- Tenderer D did not fully address the specification criteria or have experience in implementation within a local government setting. Their cost was also significantly higher than other tenderers.

SUPPORTING REPORT DETAILS

Legal Consideration

Section 108 of the *Local Government Act 2020* requires councils to undertake a competitive process to test the market by giving public notice and invite tenders before entering into a contract when the value of the contract is equal to or greater than \$300,000 (including GST) for contracts for the purchases of works, goods or services.

The awarding of this contract complies with the tendering provisions of Section 108 of the *Local Government Act 2020*.

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

- Council has allocated sufficient funds from its 2022/23 Initiative Program budget for the purchase and implementation of the CRM. The implementation is planned in a number of phases and will be proportionally tendered.

Additional information

- Attachment 1, as circulated in the confidential section of the agenda attachments. The information is designated as Confidential Information in accordance with Section 66(2)(a) of the *Local Government Act 2020* (as amended); as it contains confidential information relating to private commercial information being information provided by a business, commercial or financial undertaking that if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage.
- This item has been included in the public agenda to facilitate transparency and accountability in Council's decision making.

Banyule Procurement Policy

- Council's Procurement Policy is made under *Section 108 of the Local Government Act 2020*. *The Local Government Act 2020* and Councils Procurement Policy are the primary reference points for how all procurement should be performed.

AWARD CONTRACT NO. 1222-2022- IMPLEMENTATION OF MICROSOFT DYNAMICS 365 CRM AND MANAGED SERVICES cont'd

- The Policy specifies the principles, processes and procedures applying in respect of the purchase of goods and services by the Council
- The process for inviting quotations and evaluation was undertaken in accordance with the Policy.

Officer Declaration of Conflict of Interest

- The *Local Government Act 2020* requires members of Council staff, and persons engaged under contract who 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.
- In undertaking the assessment, all members of the TEP completed and signed the Conflict of Interest and confidentiality declaration, and no conflicts were declared.

ATTACHMENTS

No.	Title	Page
1	1222-2022 Tender Evaluation Matrix - CONFIDENTIAL	

10.1 **INTERNATIONAL WOMEN'S DAY EVENT - 2023**

Author: Cr Alida McKern

TAKE NOTICE that it is my intention to move:

1. That a Report be presented to Council for consideration in February 2023 that provides the associated costings, planning and resource implications for Council to host an International Women's Day Event in March 2023 for the Banyule Community.

Explanation

- International Women's Day (IWD) is a significant day across the globe held on March 8 each year to celebrate the achievements and reinforce a commitment to women's equality.
- IWD celebrates the social, economic, cultural, and political achievements of women.
- Council is committed to gender equality and recognise the importance of celebrating International Women's Day in our Banyule Community.
- Our Commitment is enshrined in legislation such as, including but not limited to:
 - *The Gender Equality Act 2020; and*
 - *The Local Government Act 2020; and*
 - *The Victorian Public Health and Wellbeing Act 2008.*
- The Chief Executive Officer and Executive Management Team champion gender equality through Council's implementation of Gender Equality Action Plan (GEAP) and Council support and advocate for equality for women throughout many of the objectives and strategies highlighted in Banyule's Council Plan and Municipal Public Health and Wellbeing Plan, such as
 - Our Trusted and Responsive Leadership; and
 - Our Inclusive and Connected Community.
- Our Council Plan has a specific strategy focusing on International Women's Day: 1.6 Promote community awareness and support a diverse, connected, and inclusive community that respects and celebrates different cultures, beliefs, abilities, bodies, ages, sexualities, genders and identities with an annual target measure to develop campaigns during International Women's Day, Week Without Violence, and 16 Days of Activism Against Gender Based Violence delivered.

INTERNATIONAL WOMEN'S DAY EVENT - 2023 cont'd

- Council has a role to play to continually advocate, celebrate and be leaders in the space of empowering women and celebrating equality.
- It would be appropriate to host an International Women's Day event in March 2023 that has a focus on gender equity and aligns to the International Women's Day campaign theme for 2023 which is #EmbraceEquity.
- It is recognised that the budget and resourcing required to support, plan, and execute such event needs to be considered.
- This notice of motion calls for a report from Officers that details the feasibility of Council hosting an IWD event, alignment to Council's Plan and Objectives, and key outcomes the International Women's Day Event will provide for the broader Banyule Community.

CR ALIDA MCKERN

ATTACHMENTS

Nil

10.2 NJ TELFER RESERVE LONG-TERM ELECTRICITY POWER REQUIREMENTS FOR SOLAR AND BUILDING

Author: Cr Rick Garotti

TAKE NOTICE that it is my intention to move:

That a Report be presented to Council at the earliest opportunity on the required actions and resource implications to address the long-term main supply power constraints at NJ Telfer Reserve.

Explanation

- The Chief Executive has advised that there is insufficient power supply from the main electricity grid to accommodate new solar on the buildings in the NJ Telfer Reserve precinct and any expansion of the size or scope of the existing buildings.
- The Chief Executive confirmed some occupants in the precinct are seeking to install solar on their buildings (i.e., the Bundoora Scouts Group). The CE also confirmed that Council has long-term plans to expand the buildings in the precinct, in particular the existing pre-school and the maternal and child health facilities.
- This Notion of Motion seeks a report from officers on the required actions and resource implications to address the long-term main supply power constraints at NJ Telfer Reserve.

CR RICK GAROTTI
Grimshaw Ward

ATTACHMENTS

Nil

10.3 **SUPPLY CHAIN INTEGRITY**

Author: Cr Rick Garotti

TAKE NOTICE that it is my intention to move:

That a Report be presented to Council on the policies, procedures, and day-to-day controls that Council has in place to ensure the integrity of its supply chain in line with the Modern Slavery Act 2018 requirements.

Explanation

- Modern slavery describes serious exploitation. It can occur in every industry and sector and has severe consequences for victims. Modern slavery also distorts global markets, undercuts responsible business, and can pose significant legal and reputational risks to entities.
- Entities have a responsibility to respect human rights in their operations and supply chains, as outlined in the United Nations Guiding Principles on Business and Human Rights. This includes taking steps to assess and address modern slavery risks.
- Taking action to combat modern slavery is good business sense. Local councils have a critical role to play in taking action to combat modern slavery in their operations and supply chains and to help improve the integrity and quality of the nation's supply chains.
- The Commonwealth Modern Slavery Act 2018 entered into force on 1 January 2019. The Act established a national Modern Slavery Reporting Requirement which applies to large businesses and other entities in the Australian market with annual consolidated revenue of at least AUD\$100 million.
- Officers have advised that Victorian Government Councils are not required to report under the Modern Slavery Act 2018.
- Banyule City Council has an operating budget more than \$150m per annum. There is a strong, and growing, community expectation that Council will ensure the integrity of its supply chains.
- This Notice of Motion seeks a report from Officers on the policies, procedures, and day-to-day controls that Council has in place to ensure

SUPPLY CHAIN INTEGRITY cont'd

the integrity of its supply chain in line with the Modern Slavey Act 2018 requirements.

- The report could identify any deficiencies, areas for improvement to ensure best practice, and the associated resource implications.

CR RICK GAROTTI
Grimshaw Ward

ATTACHMENTS

Nil

10.4 **BANYULE BLITZ**

Author: Cr Rick Garotti

TAKE NOTICE that it is my intention to move:

That a Report be presented to Council for consideration as part of the 2023-24 budget process on a “blitz” of renewal activity across Banyule to focus on the renewal of roads, footpaths and shared fences, graffiti removal and general tidy-up. This “blitz” would comprise renewal activity that is over-and-above currently scheduled works in Council’s existing operating and capital works budgets.

Explanation

- A review of customer requests has been undertaken to consider emerging issues being raised by Banyule residents.
- The issues raised have led to the following considerations:
 - The state of roads and footpaths across the municipality, in particular the emergence of a number cracked pavements and potholes following the recent heavy rains;
 - Ongoing resident concerns regarding graffiti and the state of some shared Council fencing particularly in lane ways and shared paths;
 - The current high cost of major project delivery, particularly for new buildings, and the consequent need for Council to review major initiatives; and
 - The opportunities for Council to consider re-prioritising capital funding to focus-in on smaller, more targeted renewal of roads, footpaths, and other Council infrastructure such as shared fencing with private residents.
- To address these issues, consideration should be made as part of the 2023-24 budget process, for a “blitz” of renewal activity across Banyule that will focus on the renewal of roads, footpaths and shared fences, graffiti removal and general tidy-up. The blitz - would comprise renewal activity that is over-and-above currently scheduled works in Council’s existing operating and capital works budgets.
- This Notice of Motion seeks a report from officers to consider the associated costings, planning and resource implications for Council to undertake this “blitz.”
- Consultation with the Chief Executive has indicated this approach aligns with Council’s place-based planning which should include an approach to wholistic

BANYULE BLITZ cont'd

maintenance of places to achieve high impact and demonstrate good value to community.

CR RICK GAROTTI
Grimshaw Ward

ATTACHMENTS

Nil