

# Planning and Consultation Committee Meeting

held at the Civic Centre, Civic Drive, Greensborough  
on Tuesday 13 April 2021 commenced at 7:01pm.

## Minutes

**Vince Lombardi**  
**Acting Chief Executive Officer**

Friday 16 April 2021

Distribution: Public

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**Nillumbik Shire Council**

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**Nillumbik Shire Council**

**Minutes of the Planning and Consultation Committee Meeting held  
Tuesday 13 April 2021. The meeting commenced at 7:01pm.**

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**Councillors present:**

Cr Richard Stockman    Blue Lake Ward  
Cr Peter Perkins        Ellis Ward (**Mayor**)  
Cr Ben Ramcharan      Sugarloaf Ward (**Chairperson Consultation Matters**)  
Cr Frances Eyre        Swipers Gully Ward (**Deputy Mayor**)  
Cr Geoff Paine         Wingrove Ward (**Chairperson Planning Matters**)

**Officers in attendance:**

Vince Lombardi        Acting Chief Executive Officer  
Hjalmar Philipp        Director Operations and Infrastructure  
Katia Croce            Acting Executive Manager Governance, Communications and  
Engagement  
Corrienne Nichols     Executive Manager Communities  
Emma Christensen     Senior Governance Officer

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**1. Welcome by the Chair**

The Chairperson, Cr Ben Ramcharan welcomed everyone to the first Planning and Consultation Committee meeting which has replaced the Future Nillumbik Committee meetings.

**2. Acknowledgement of Country**

Acknowledgement of Country was read by the Chairperson, Cr Ben Ramcharan.

**3 Apologies**

Apologies for this meeting were received from Cr Natalie Duffy and Cr Karen Egan.

**Committee Resolution**

**MOVED:        Cr Peter Perkins**

**SECONDED:    Cr Frances Eyre**

**That** the apologies for Cr Natalie Duffy and Cr Karen Egan be noted.

**CARRIED UNANIMOUSLY**

The Mayor, Peter Perkins read the following statement from Cr Natalie Duffy:

*“It is with regret that I cannot attend tonight’s Planning and Community Consultation Meeting and I ask Council to accept my apology. Yesterday I was readmitted to hospital via Emergency with complications from my first round of chemotherapy treatment. The past two weeks have been extremely difficult and I am expecting that the months ahead will be tough with ups and downs. I will remain in hospital for a few more days.*

*For the community please know that I remain committed to doing a good job to represent you and am pleased that on tonight’s agenda my efforts to advocate for a safe signalised pedestrian crossing over the Hurstbridge Line between Edendale Farm and Allendale Road, Eltham North is gaining traction. Cr Eyre and I have worked together on this for 9 months listening to the experiences of local families dodging the rails to access schools, public transport and recreation each day.*

*We are pleased that local member Vicki Ward MP fully supports this investigation and acknowledge the 124 people who signed our community petition for Nillumbik Council to call on the State Government to fund a community led solution to this problem.*

*Thank you for good wishes from the community regarding my health. It is certainly helping to keep my spirits lifted.*

*Best wishes,*

*Cr Natalie Duffy  
Edendale Ward”*

**4 Confirmation of minutes**

Confirmation of minutes of the Future Nillumbik Committee Meeting held on Tuesday 9 March 2021.

**Committee Resolution**

**MOVED: Cr Geoff Paine**  
**SECONDED: Cr Richard Stockman**

**That** the minutes of the Future Nillumbik Committee Meeting held on Tuesday 9 March 2021 be confirmed (**Attachment 1**).

**CARRIED UNANIMOUSLY**

**5 Disclosure of conflicts of interest**

Nil

6. Officers' reports

PCC.001/21 Positive Ageing Advisory Committee Membership Endorsement

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**Item:** Consultation Matter

**Distribution:** Public

**Manager:** Corrienne Nichols, Executive Manager Communities

**Author:** Fiona Vuong, Positive Ageing Officer

**Summary**

The Positive Ageing Advisory Committee (PAAC) provides a formal mechanism for Council to consult with key stakeholders, seek specialist advice and enable community participation in initiatives, policies and strategies concerning older residents of Nillumbik.

On 25 August 2020, Council endorsed the revised PACC Terms of Reference (TOR) and approved the issue of a public invitation seeking community representatives to nominate to join the committee. Nominees have been sought and received. All nominees have been assessed and interviewed.

Council endorsement of seven new members, and nine standing members, and an amended Terms of Reference is now recommended. This report also recommends that Council acknowledge all submissions received and thank each nominee for their expression of interest.

**Recommendation**

**That** the Committee (acting under delegation from Council):

1. Endorses the seven new applications listed (**Attachment 2**) onto the Positive Ageing Advisory Committee:
  - (a) Applicant A \_\_\_\_\_ for their role as a Positive Ageing Advisory Committee Member
  - (b) Applicant B \_\_\_\_\_ for their role as a Positive Ageing Advisory Committee Member
  - (c) Applicant C \_\_\_\_\_ for their role as a Positive Ageing Advisory Committee Member
  - (d) Applicant D \_\_\_\_\_ for their role as a Positive Ageing Advisory Committee Member
  - (e) Applicant E \_\_\_\_\_ for their role as a Positive Ageing Advisory Committee Member
  - (f) Applicant F \_\_\_\_\_ for their role as a Positive Ageing Advisory Committee Member
  - b) Applicant G \_\_\_\_\_ for their role as a Positive Ageing Advisory Committee Member.
  
2. Reconfirm the nine listed committee members who tendered their reapplication (**Attachment 2**) onto the Positive Ageing Advisory Committee:
  - (a) Applicant L \_\_\_\_\_ for their role as a Positive Ageing Advisory Committee Member
  - (b) Applicant M \_\_\_\_\_ for their role as a Positive Ageing Advisory Committee Member

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- (c) Applicant N \_\_\_\_\_ for their role as a Positive Ageing Advisory Committee Member
  - (d) Applicant O \_\_\_\_\_ for their role as a Positive Ageing Advisory Committee Member
  - (e) Applicant P \_\_\_\_\_ for their role as a Positive Ageing Advisory Committee Member
  - (f) Applicant Q \_\_\_\_\_ for their role as a Positive Ageing Advisory Committee Member
  - (g) Applicant R \_\_\_\_\_ for their role as a Positive Ageing Advisory Committee Member
  - (h) Applicant S \_\_\_\_\_ for their role as a Positive Ageing Advisory Committee Member
  - (i) Applicant T \_\_\_\_\_ for their role as a Positive Ageing Advisory Committee Member.
3. Resolves that the Evaluation table and assessment (**Attachment 2**) to remain confidential on the grounds specified in the definition of confidential information in section 3(1)(f) of the *Local Government Act 2020*.
  4. Confirms amended Terms of Reference for the Positive Ageing Advisory Committee (**Attachment 1**).
  5. Acknowledges and thanks all community members who submitted expressions of interest to the Positive Ageing Advisory Committee.

<b>Motion</b>
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**MOVED: Cr Frances Eyre**

**SECONDED: Cr Geoff Paine**

**That** the Committee (acting under delegation from Council):

1. Endorses the seven new applications listed (**Attachment 2**) onto the Positive Ageing Advisory Committee:
  - (a) Applicant A **Sue Riley** for their role as a Positive Ageing Advisory Committee Member
  - (b) Applicant B **Max Lee** for their role as a Positive Ageing Advisory Committee Member
  - (c) Applicant C **Janice (Jan) Taylor** for their role as a Positive Ageing Advisory Committee Member
  - (d) Applicant D **Sandra Verdam** for their role as a Positive Ageing Advisory Committee Member
  - (e) Applicant E **Janice Crosswhite** for their role as a Positive Ageing Advisory Committee Member
  - (f) Applicant F **Joy Ferguson** for their role as a Positive Ageing Advisory Committee Member
  - (g) Applicant G **Tianjian Shen** for their role as a Positive Ageing Advisory Committee Member

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2. Reconfirm the nine listed committee members who tendered their reapplication (**Attachment 2**) onto the Positive Ageing Advisory Committee:
  - (a) Applicant L **Anne Fitzpatrick** for their role as a Positive Ageing Advisory Committee Member
  - (b) Applicant M **David Nicholls** for their role as a Positive Ageing Advisory Committee Member
  - (c) Applicant N **Deanna Finn** for their role as a Positive Ageing Advisory Committee Member
  - (d) Applicant O **Gertraud McDonald** for their role as a Positive Ageing Advisory Committee Member
  - (e) Applicant P **Pamela Johnson** for their role as a Positive Ageing Advisory Committee Member
  - (f) Applicant Q **Philip Green** for their role as a Positive Ageing Advisory Committee Member
  - (g) Applicant R **Ray Carroll** for their role as a Positive Ageing Advisory Committee Member
  - (h) Applicant S **Richard Kottek** for their role as a Positive Ageing Advisory Committee Member
  - (i) Applicant T **Sabi Buehler** for their role as a Positive Ageing Advisory Committee Member.
  
3. Resolves that the Evaluation table and assessment (**Attachment 2**) to remain confidential on the grounds specified in the definition of confidential information in section 3(1)(f) of the *Local Government Act 2020*.
  
4. Confirms amended Terms of Reference for the Positive Ageing Advisory Committee **updated March 2021 (see revised Attachment 1)**.
  
5. Acknowledges and thanks all community members who submitted expressions of interest to the Positive Ageing Advisory Committee.

THE MOTION WAS PUT TO THE VOTE AND CARRIED AND BECAME THE COMMITTEE RESOLUTION AS FOLLOWS:

<b>Committee Resolution</b>
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**MOVED: Cr Frances Eyre**  
**SECONDED: Cr Geoff Paine**

**That** the Committee (acting under delegation from Council):

1. Endorses the seven new applications listed (**Attachment 2**) onto the Positive Ageing Advisory Committee:
  - (a) Applicant A Sue Riley for their role as a Positive Ageing Advisory Committee Member
  - (b) Applicant B Max Lee for their role as a Positive Ageing Advisory Committee Member

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- (c) Applicant C Janice (Jan) Taylor for their role as a Positive Ageing Advisory Committee Member
  - (d) Applicant D Sandra Verdarn for their role as a Positive Ageing Advisory Committee Member
  - (e) Applicant E Janice Crosswhite for their role as a Positive Ageing Advisory Committee Member
  - (f) Applicant F Joy Ferguson for their role as a Positive Ageing Advisory Committee Member
  - (g) Applicant G Tianjian Shen for their role as a Positive Ageing Advisory Committee Member
2. Reconfirm the nine listed committee members who tendered their reapplication (**Attachment 2**) onto the Positive Ageing Advisory Committee:
- (a) Applicant L Anne Fitzpatrick for their role as a Positive Ageing Advisory Committee Member
  - (b) Applicant M David Nicholls for their role as a Positive Ageing Advisory Committee Member
  - (c) Applicant N Deanna Finn for their role as a Positive Ageing Advisory Committee Member
  - (d) Applicant O Gertraud McDonald for their role as a Positive Ageing Advisory Committee Member
  - (e) Applicant P Pamela Johnson for their role as a Positive Ageing Advisory Committee Member
  - (f) Applicant Q Philip Green for their role as a Positive Ageing Advisory Committee Member
  - (g) Applicant R Ray Carroll for their role as a Positive Ageing Advisory Committee Member
  - (h) Applicant S Richard Kottek for their role as a Positive Ageing Advisory Committee Member
  - (i) Applicant T Sabi Buehler for their role as a Positive Ageing Advisory Committee Member.
3. Resolves that the Evaluation table and assessment (**Attachment 2**) to remain confidential on the grounds specified in the definition of confidential information in section 3(1)(f) of the *Local Government Act 2020*.
4. Confirms amended Terms of Reference for the Positive Ageing Advisory Committee updated March 2021 (see revised Attachment 1).
5. Acknowledges and thanks all community members who submitted expressions of interest to the Positive Ageing Advisory Committee.

**CARRIED UNANIMOUSLY**



6. Officers' reports

PCC.002/21 Motions to the Municipal Association of Victoria - State Council Meeting 2021

**Item:** Consultation Matter

**Distribution:** Public

**Manager:** Blaga Naumoski, Executive Manager Governance, Communications and Engagement

**Author:** Katia Croce, Governance Lead

**Summary**

The Municipal Association of Victoria (MAV) State Council meets to consider matters of state-wide significance. The deadline for motions to be submitted for consideration at the 21 May 2021 State Council Meeting is 23 April 2021.

Motions must have state-wide significance or relevance across the Victorian Local Government sector and be related to issues and initiatives that affect the livelihood and wellbeing of the Nillumbik community.

Officers have prepared two motions that are consistent with the items submitted to the National General Assembly.

This report is seeking Councillor endorsement to lodge the motions to the MAV State Council Meeting to be held on 21 May 2021.

**Recommendation**

**That** the Committee (acting under delegation from Council):

1. Resolves to adopt the following two motions to the Municipal Association of Victoria's State Council Meeting to be held on 21 May 2021:
  - a) *'That the Municipal Association of Victoria:*
    - i) *Endorses a Notice of Motion from the Nillumbik Shire Council to the 2021 National General Assembly of the Australian Local Government Association requesting the Commonwealth Government to work closely with state and local government to develop appropriate funding mechanisms to enable local governments to establish community hubs for the co-location of key services such as education, youth services, counselling and community health, in order to deliver comprehensive, integrated support to local communities, as they recover from the COVID-19 pandemic; and*
    - ii) *Seeks State Government support and advocacy for this Motion.'*
  - b) *'That the Municipal Association of Victoria:*
    - i) *Endorses a Notice of Motion from the Nillumbik Shire Council to the 2021 National General Assembly of the Australian Local Government Association requesting the Australian Government to work closely with state and local government to develop appropriate implementation frameworks and make available greater funding – either through the extension of its Smart Cities and Suburbs program or a new initiative, to enable local governments and their communities to implement the latest*

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PCC.002/21 Motions to the Municipal Association of Victoria - State Council Meeting 2021

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*networking and monitoring technology in their efforts to improve bushfire preparedness and climate resilience; and*

ii) *Seeks State Government support and advocacy for this Motion.'*

2. Resolves to lodge motions and rationale (**Attachment 1**) to the Municipal Association of Victoria's State Council Meeting to be held on 21 May 2021.

**Motion**

**MOVED: Cr Peter Perkins**

**SECONDED: Cr Richard Stockman**

**That** the Committee (acting under delegation from Council):

1. Resolves to adopt the following two motions to the Municipal Association of Victoria's State Council Meeting to be held on 21 May 2021:

a) *'That the Municipal Association of Victoria:*

i) *Endorses a Notice of Motion from the Nillumbik Shire Council to the 2021 National General Assembly of the Australian Local Government Association **and strongly advocates to the Australian** Government to work closely with state and local government to develop appropriate funding mechanisms to enable local governments to establish community hubs for the co-location of key services such as education, youth services, counselling and community health, in order to deliver comprehensive, integrated support to local communities, as they recover from the COVID-19 pandemic; and*

ii) *Seeks State Government support and advocacy for this Motion.'*

b) *'That the Municipal Association of Victoria:*

i) *Endorses a Notice of Motion from the Nillumbik Shire Council to the 2021 National General Assembly of the Australian Local Government Association **and strongly advocates to the Australian** Government to work closely with state and local government to develop appropriate implementation frameworks and make available greater funding – either through the extension of its Smart Cities and Suburbs program or a new initiative, to enable local governments and their communities to implement the latest networking and monitoring technology in their efforts to improve bushfire preparedness and climate resilience; and*

ii) *Seeks State Government support and advocacy for this Motion.'*

2. Resolves to lodge motions and rationale (**Attachment 1**) to the Municipal Association of Victoria's State Council Meeting to be held on 21 May 2021.

THE MOTION WAS PUT TO THE VOTE AND CARRIED AND BECAME THE COMMITTEE RESOLUTION AS FOLLOWS:

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PCC.002/21 Motions to the Municipal Association of Victoria - State Council Meeting 2021

Committee Resolution
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**MOVED: Cr Peter Perkins**

**SECONDED: Cr Richard Stockman**

**That** the Committee (acting under delegation from Council):

1. Resolves to adopt the following two motions to the Municipal Association of Victoria's State Council Meeting to be held on 21 May 2021:
  - a) *'That the Municipal Association of Victoria:*
    - i) *Endorses a Notice of Motion from the Nillumbik Shire Council to the 2021 National General Assembly of the Australian Local Government Association and strongly advocates to the Australian Government to work closely with state and local government to develop appropriate funding mechanisms to enable local governments to establish community hubs for the co-location of key services such as education, youth services, counselling and community health, in order to deliver comprehensive, integrated support to local communities, as they recover from the COVID-19 pandemic; and*
    - ii) *Seeks State Government support and advocacy for this Motion.'*
  - b) *'That the Municipal Association of Victoria:*
    - i) *Endorses a Notice of Motion from the Nillumbik Shire Council to the 2021 National General Assembly of the Australian Local Government Association and strongly advocates to the Australian Government to work closely with state and local government to develop appropriate implementation frameworks and make available greater funding – either through the extension of its Smart Cities and Suburbs program or a new initiative, to enable local governments and their communities to implement the latest networking and monitoring technology in their efforts to improve bushfire preparedness and climate resilience; and*
    - ii) *Seeks State Government support and advocacy for this Motion.'*
2. Resolves to lodge motions and rationale (**Attachment 1**) to the Municipal Association of Victoria's State Council Meeting to be held on 21 May 2021.

**CARRIED UNANIMOUSLY**



6. Officers' reports

**PCC.003/21      Extension of the Project Area for the Hurstbridge Line Duplication Project - Request for feedback from the LXR**

**Item:              Consultation Matter**

**Distribution:    Public**

**Manager:        Rosa Zouzoulas, Executive Manager Planning and Community Safety**

**Author:          Paul Fyffe, Senior Strategic Planner  
                       Lawrence Seyers, Lead Transport Planner  
                       Leigh Northwood, Strategic Planning Lead**

**Summary**

This report presents and considers a request to Council from the Level Crossing Removal Project (LXR) to provide feedback on a proposed minor increase in the project area for the Hurstbridge Line Duplication Project.

Subject to the requirements of Clause 52.03 (Level Crossing Removal Project) of planning schemes, the project area defines the area in which planning approval has been provided by the Minister for Planning for certain LXR projects, including the Hurstbridge Line Duplication Project. Further, subject to the requirements of the clause, some prior consultation should be conducted on the proposed boundary of a project area, including with the relevant Council.

On 9 March 2021, Council received a letter from LXR advising that it proposes to extend the existing project area for the duplication project to include a portion of private land located at 203 Main Hurstbridge Road, Diamond Creek (refer to **Attachments 1 and 2**). The purpose of the inclusion is to support work operations by providing for site amenities, storage of materials and machinery etc.

The letter from LXR advises that all trees in the extended project area will be retained and protected and further, traffic management during use of the site will be appropriately managed in consultation with the Department of Transport. In discussions with LXR, Council officers have emphasised that the land in question is green wedge land that contributes to an important visual rural break between the townships of Diamond Creek and Wattle Glen. LXR officers have verbally advised that the land, once no longer required for the project, will be properly re-instated. Council officers consider it prudent that Council's resolution formally requests that this occurs.

**Recommendation**

**That** the Committee (acting under delegation from Council) requests the CEO write to LXR advising that Council has no objection to the proposed extension of the project area for the Hurstbridge Line Duplication Project to include part of 203 Main Hurstbridge Road, Diamond Creek, subject to the land being properly re-instated once use of the site by LXR ceases, particularly to retain the contribution the land currently makes to a rural break between Diamond Creek and Wattle Glen.

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**PCC.003/21 Extension of the Project Area for the Hurstbridge Line Duplication Project - Request for feedback from the LXR**

**Motion**

**MOVED: Cr Peter Perkins**

**SECONDED: Cr Geoff Paine**

**That** the Committee (acting under delegation from Council) requests the **Mayor** writes to LXR advising that Council:

1. Has no objection to the proposed extension of the project area for the Hurstbridge Line Duplication Project to include part of 203 Main Hurstbridge Road, Diamond Creek, subject to the land being properly **rehabilitated back to its current condition upon project completion, noting the land is within the Green Wedge, is zoned Rural Conservation Zone Schedule 3 and positively contributes to biodiversity and the rural break between Diamond Creek and Wattle Glen.**
2. **Reiterates the 15 September 2020 Council Resolution that Council does not support temporary commuter car parking within the road reserve at Main Hurstbridge Road Diamond Creek, as the identified carparks are already at capacity. Council does support temporary commuter parking at Coventry Oval, Diamond Creek.**
3. **Requests as part of the works to widen and upgrade Platform 2 at Diamond Creek railway station, that LXR provide a safe pedestrian connection to the adjacent Diamond Creek Station Shopping Centre from that Platform.**
4. **Requests the Victorian Government provide a safe signalised pedestrian crossing of the Hurstbridge Train line between Edendale Farm & Allendale Road at Eltham North to address community concerns regarding the lack of safe crossings for access to schools, public transport and recreation.**
5. **Notes LXR’s commitment in their letter to the CEO dated 3 March 2021, that all existing trees within and surrounding the sites, including within the road reservation, will be retained and protected.**

THE MOTION WAS PUT TO THE VOTE AND CARRIED AND BECAME THE COMMITTEE RESOLUTION AS FOLLOWS:

**Committee Resolution**

**MOVED: Cr Peter Perkins**

**SECONDED: Cr Geoff Paine**

**That** the Committee (acting under delegation from Council) requests the Mayor writes to LXR advising that Council:

1. Has no objection to the proposed extension of the project area for the Hurstbridge Line Duplication Project to include part of 203 Main Hurstbridge Road, Diamond Creek, subject to the land being properly rehabilitated back to its current condition upon project completion, noting the land is within the Green Wedge, is zoned Rural Conservation Zone Schedule 3 and positively contributes to biodiversity and the rural break between Diamond Creek and Wattle Glen.

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**PCC.003/21 Extension of the Project Area for the Hurstbridge Line Duplication Project - Request for feedback from the LXP**

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2. Reiterates the 15 September 2020 Council Resolution that Council does not support temporary commuter car parking within the road reserve at Main Hurstbridge Road Diamond Creek, as the identified carparks are already at capacity. Council does support temporary commuter parking at Coventry Oval, Diamond Creek.
3. Requests as part of the works to widen and upgrade Platform 2 at Diamond Creek railway station, that LXP provide a safe pedestrian connection to the adjacent Diamond Creek Station Shopping Centre from that Platform.
4. Requests the Victorian Government provide a safe signalised pedestrian crossing of the Hurstbridge Train line between Edendale Farm & Allendale Road at Eltham North to address community concerns regarding the lack of safe crossings for access to schools, public transport and recreation.
5. Notes LXP's commitment in their letter to the CEO dated 3 March 2021, that all existing trees within and surrounding the sites, including within the road reservation, will be retained and protected.

**CARRIED UNANIMOUSLY**

**7. Supplementary and urgent business**

Nil

**8. Confidential reports**

Nil

**9. Close of Meeting**

The meeting closed at 7:22pm.

Confirmed: \_\_\_\_\_  
Cr Ben Ramcharan, Chairperson