

# Council Meeting

held at the Council Chamber, 32 Civic Drive, Greensborough  
on Tuesday 27 May 2025 commencing at 7:00 PM.

## Minutes

**Carl Cowie**  
**Chief Executive Officer**

Friday 30 May 2025

Distribution: Public

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## Nillumbik Shire Council

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**Nillumbik Shire Council**

**Minutes of the Meeting of Nillumbik Shire Council held Tuesday 27 May 2025.  
The meeting commenced at 7.02pm.**

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**Councillors present:**

Cr John Dumaresq	Wingrove Ward ( <b>Mayor</b> )
Cr Naomi Joiner	Bunjil Ward ( <b>Deputy Mayor</b> )
Cr Grant Brooker	Blue Lake Ward
Cr Kelly Joy	Edendale Ward
Cr Peter Perkins	Ellis Ward
Cr Kim Cope	Sugarloaf Ward
Cr Kate McKay	Swipers Gully Ward

**Officers in attendance:**

Carl Cowie	Chief Executive Officer
Claire Quinlan	Chief Operating Officer
Blaga Naumoski	Director Governance, Communications and Community Safety
Nichole Johnson	Acting Director Communities
Tania Treasure	Acting Director Planning, Environment and Strategy
Jeremy Livingston	Director Culture and Performance
Katia Croce	Manager Governance and Property

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**1. Welcome**

**2. Acknowledgement**

Acknowledgement of Country was read by the Mayor, Cr John Dumaresq.

**3. Good Governance Pledge**

The Good Governance Pledge was read by Cr Kate McKay.

**4. Prayer**

A prayer was read by Ellen Grabner from Living Faith Church, Greensborough.

**5. Apologies\Leave of Absence**

Nil

**6. Declarations of conflict of interest**

Nil

## 7. Presentations

### Condolence and Sporting Grants

- **Condolence** – Diana Bassett-Smith

*The Mayor, Cr John Dumaresq acknowledged that the sons of Dianna Bassett-Smith, Joe and Rob were in the gallery.*

*The condolence was read by Cr Kim Cope.*

We are deeply saddened to hear of the passing of long-time Nillumbik resident Diana Bassett-Smith. A descendant of pioneer settlers in Diamond Creek, she resided in Eltham following her marriage to Peter Bassett-Smith.

To say Diana was an active member of the community is an understatement. She was a founding member of the Eltham Rural Group in 1955 and still an active member 60 years later when it was awarded the 2015 Nillumbik Community Group of the Year.

Diana was a member and at times Treasurer of the Eltham Auxiliary formed to support residents of Melbourne City Mission's Judge Book Memorial Village.

In 1953 Diana formed the Eltham District Horse and Pony Club, only the fourth in Victoria at the time. She was also instrumental in the formation of the Pony Club Association of Victoria.

During 1964, her growing family re-located to Kangaroo Ground. In the same year Diana was a member of the Shillinglaw Cottage Preservation Committee and initiated the campaign to raise funds for the preservation and re-location of the historic cottage.

In 1967 Diana formed the Kangaroo Ground Pony Club. She was a founding member of Eltham District Historical Society and was also the first Vice President of the Kangaroo Ground Fire Brigade Auxiliary. I remember Peter and Diana from the fire brigade being a member of the CFA Kangaroo Ground Fire Brigade. And it was my honour to meet them.

Diana is remembered as an engaging bright personality with a keen interest in local history, current affairs and nursing.

Her notes about living in Eltham in the 1950s and 1960s remain a significant first-hand recollection in the Historical Society's collection and she contributed regular newsletter articles including Kangaroo Ground news updates.

Following the establishment of the Andrew Ross Museum in Kangaroo Ground, Diana sat on its executive committee, later Board for a number of years. She contributed to its accreditation as a museum – and the establishment of a coin collection!

During the International Year of Volunteers in 2001, Diana received an award for her civic participation and heritage activities. She was also profiled in the Nillumbik Shire Council's, Celebrating Nillumbik Women publication in 2009.

Diana was an Honorary Life Member of the Royal Agricultural Society of Victoria Limited and in 2015, she was awarded honorary life membership of the Historical Society in recognition of her contributions, including being a committee member for over 20 years.

In 2020, Andrew Ross Museum implemented the Bassett-Smith family story writing competition "My Place" in partnership with Kangaroo Ground Primary School.

Diana will be remembered as a driving force behind many community groups, not least of all the Eltham and Kangaroo Ground Pony Clubs and the Eltham District Historical Society.

On behalf of Nillumbik Shire Council, we pass on our condolences to Diana's family and friends.

**Sporting Grants**

**Carstens Beyers (Ellis Ward)** receives \$250 for being selected to represent Australia in Judo at the Malaga Junior European cup in Spain.

**Lawson Franzmann (Wingrove Ward)** was an apology.

*Carstens thanked Council and a photo was taken with Cr Peter Perkins, Ellis Ward Councillor.*

Nillumbik Shire Council wishes Carstens every success with their future sporting pursuits.

**8. Confirmation of Minutes**

**COM.001/25 Confirmation of Minutes Council Meeting held Tuesday 29 April 2025**

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Confirmation of the Minutes of the Council Meeting held on Tuesday 29 April 2025.

<b>Council Resolution</b>
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**MOVED: Cr Naomi Joiner**

**SECONDED: Cr Kim Cope**

**That** Council confirms the Minutes of the Council Meeting held on Tuesday 29 April 2025  
(Attachment 1).

**CARRIED UNANIMOUSLY**



**9. Petitions**

**10. Questions from the gallery**

Anne–Marie James - submitted the following question:

**Question**

Although National Road Safety Week has passed, could Nillumbik Council confirm its commitment to funding the currently unfunded School Safety Traffic Priority Program in the 2025/26 Financial Year? This includes considering urgent improvements to pedestrian safety at the Sunnyside Crescent entrance to Wattle Glen Primary School.

Since early 2025, I've been working with Council officers, our local Councillor, and state and federal MPs on pedestrian safety concerns on Sunnyside Crescent. There have been several near-misses involving children due to the lack of necessary pedestrian infrastructure. Action has been delayed due to funding limitations in the School Safety Traffic Priority Program, and I understand other schools face similar issues.

Will Council prioritise funding for this program to improve the safety of children walking to school?

**Response**

Council recognises the benefits of a crossing at the Sunnyside Crescent entrance to Wattle Glen Primary School. The Traffic and Transport Team is currently investigating a raised zebra crossing that could serve both the school and the wider community.

We are prioritising further community consultation to help shape detailed plans that will be used to gain a greater understanding of the project cost. Once this work is complete, we'll actively explore external funding opportunities alongside consideration in future Council budgets.

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11. Reports of Advisory Committees

AC.003/25      Advisory Committee Report - 27 May 2025

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**Distribution:**    Public

**Manager:**        Blaga Naumoski, Director Governance, Communications and  
Community Safety

**Author:**         Katia Croce, Manager Governance and Property

**Summary**

Council has a range of Advisory Committees which provide a formal mechanism for Council to consult with key stakeholders, seek specialist advice and enable community participation. Although they do not make any formal decisions, they provide valuable advice to Council.

In accordance with Advisory Committee Terms of Reference, the following minutes of Advisory Committee meetings are attached (**Attachment 1**) and presented to Council for noting:

1.    Recreation Trails Advisory Committee Minutes meeting held 19 March 2025; and
2.    Youth Council Minutes meeting held 7 April 2025.

<b>Council Resolution</b>
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**MOVED:**          Cr Kelly Joy

**SECONDED:**    Cr Kate McKay

**That** Council notes the Minutes of the Advisory Committee meetings reported (**Attachment 1**).

**CARRIED UNANIMOUSLY**

**11. Reports of Advisory Committees**

**AC.003/25      Advisory Committee Report - 27 May 2025**

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**12. Officers' reports**

**CM.047/25      Committee Report Consideration of Submissions - Draft Budget 2025-2026**

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**Distribution:    Public**

**Manager:        Melika Sukunda, Manager Finance, Assets and Procurement**

**Author:          Robert Malignaggi, Business Services Lead**

**Summary**

This report outlines submissions received from the public regarding the Draft Budget 2025-2026 for Council consideration.

Council adopted the Draft Budget 2025-2026 at the Council Meeting on 25 March 2025 for the purpose of community consultation. The Draft Budget was made available to the public for a period of 32 days. Thirteen written submissions were received.

The Planning and Consultation Committee considered the written submissions as well as verbal presentations from submitters at its meeting held on 13 May 2025.

The following people addressed the Committee with respect to the Draft Budget 2025-2026:

1. Janice Crosswhite OAM
2. Paul Northey
3. Sue Dyet on behalf of Eltham Community Action Group
4. Michael Burgess – President on behalf of the Greensborough Hockey Club
5. Wayne Kinrade
6. Natalie Duffy
7. Sue Rosenhain
8. Vicky Shukuroglou
9. Michael Smith
10. Don Vincent on behalf of Friends of Nillumbik (Virtual via Zoom)

After considering the submissions and presentations, the Committee resolved that this report be presented to Council.

<b>Council Resolution</b>
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**MOVED:          Cr Grant Brooker**

**SECONDED:    Cr Kim Cope**

**That Council:**

1. Notes that thirteen written submissions in relation to the Draft Budget 2025-2026 were received, and that these submissions were considered and submitters were provided with the opportunity to be heard by the Planning and Consultation Committee on 13 May 2025.

**12. Officers' reports**

**CM.047/25      Committee Report Consideration of Submissions - Draft Budget 2025-2026**

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2. Considers the matters contained in the submissions and the Committee's report during finalisation of the Budget 2025-2026.

**CARRIED UNANIMOUSLY**

**12. Officers' reports****CM.048/25 Adoption of Budget 2025-2026, declaration of rates and Charges**

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**Distribution: Public****Manager: Melika Sukunda, Manager Finance, Assets and Procurement****Author: Robert Malignaggi, Business Services Lead****Summary**

This report recommends that Council formally adopts the annual Budget, and declare the rates and charges for the 2025-2026 financial year.

Council commenced preparation of the 2025-2026 Budget in late 2024 in order to meet all legislative requirements.

The Draft Budget was exhibited for a period of 32 days and the community invited to make submissions. Written submissions were received and considered by a meeting of the Planning and Consultation Committee held on 13 May 2025.

**Rates and charges for 2025-2026**

The 2025-2026 Budget has been prepared in compliance with the rate capping legislation introduced by the Victorian Government.

The Budget proposes a 3.00 percent increase in rates, the maximum allowable set by the Minister under the Fair Go Rates System.

**Capital Works**

The Budget proposes a number of significant capital works projects that have been identified through planning and community consultation.

A full list of capital works projects is included in the draft Budget document (**Attachment 1**).

**Policy, planning and services initiatives**

The Budget also includes resources for a range of initiatives regarding policy, planning and services.

**Strategic Resource Plan**

The Strategic Resource Plan has also been reviewed and updated.

The Strategic Resource Plan shows that Council can maintain a balanced Budget within the anticipated rate cap, provided that the assumptions in the Plan are met.

<b>Council Resolution</b>
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**MOVED: Cr Grant Brooker****SECONDED: Cr Peter Perkins**

**That** Council having made publicly available the draft Annual Budget 2025-2026 and having considered all submissions received in respect of such Budget resolves:

1. To adopt as presented the 2025-2026 Budget (**Attachment 1**).

**12. Officers' reports****CM.048/25 Adoption of Budget 2025-2026, declaration of rates and Charges**

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2. The amount of rates and charges intended to be raised is:
- a) An amount of \$82,467,929 million (or such greater amount as is lawfully levied as a consequence of this recommendation being adopted) be declared as the amount which Council intends to raise by general rates and annual service charge (described later in this recommendation). The amount declared is calculated as follows:

General Rates                      \$66,810,649

Annual Service Charge      \$15,657,280

**General Rates**

3. That general rates be declared in respect of the 2025-2026 Financial Year.
4. That it be further declared that the general rates be raised by the application of differential rates.
5. That a differential rate be respectively declared for rateable land having the respective characteristics specified below, which characteristics will form the criteria for each differential rate so declared.

I. Farm Land

Any land which is 'farm land' within the meaning of section 2(1) of the *Valuation of Land Act 1960*.

II. Commercial/Industrial Land

Any land which is used or adapted to be used primarily for commercial or industrial purposes.

III. Vacant Land – General Residential / Activity Centre Zone / Neighbourhood Residential Zone and Specified Low Density Residential Zones.

Any land located in a General Residential / Activity Centre Zone / Neighbourhood Residential Zone, or in the Low Density Residential Zone (LDRZ) to which DPO4 applies, on which no habitable dwelling is erected.

IV. Other Land

Any land which is not:

- Farm Land
- Commercial/Industrial Land or
- Vacant Land – General Residential / Activity Centre Zone / Neighbourhood Residential Zone and Specified Low Density Residential Zones.

6. That the quantum of rates payable in respect of each rateable land will be determined by multiplying the Capital Improved Value of such land (categorised by the characteristics described in point 6 above) by the relevant rates indicated in the following table:



## 12. Officers' reports

## CM.048/25 Adoption of Budget 2025-2026, declaration of rates and Charges

Category	Rate in Dollar
Farm Land	0.002026 (or 0.2026 cents in the dollar of Capital Improved Value)
Commercial / Industrial Land	0.002765 (or 0.2765 cents in the dollar of Capital Improved Value)
Vacant land – General Residential / Activity Centre Zone / Neighbourhood Residential Zone and Specified Low Density Residential Zones	0.003576 (or 0.3576 cents in the dollar of Capital Improved Value)
General Rate / Other Land	0.002384 (or 0.2384 cents in the dollar of Capital Improved Value)

7. That it be recorded that Council considers that each differential rate will contribute to the equitable and efficient carrying out of Council functions, and that the:
  - I. respective objectives, uses and levels of each differential rate be those specified in section 4.1.1 of the Budget document (**Attachment 1**).
  - II. respective types or classes of land which are subject to each differential rate be those defined in part 7. above.
8. That it be confirmed that no amount is fixed as the minimum amount payable by way of general rate in respect of each rateable land within the municipal district.
9. That in accordance with section 4(4) of the *Cultural and Recreational Lands Act 1963*, the amount of rates payable in respect of each of the rateable lands to which that Act applies be determined by multiplying the Capital Improved Value of that rateable land by 0.000930 (or 0.0930 cents in the dollar of Capital Improved Value).

**Annual Service Charge**

10. That an annual service charge be declared in respect of the 2025-2026 Financial Year for the purpose of waste management functions.
11. That except in the case of elderly persons units, the amount of the annual service charge so declared is dependent upon the option chosen by the owner of the land.
12. That the options of the annual service charge are:
 

Option 1: \$679.87 per service in respect of the following three bins:

  - 120 litre green waste bin
  - 240 litre recycling bin
  - 120 litre landfill bin.

**12. Officers' reports****CM.048/25 Adoption of Budget 2025-2026, declaration of rates and Charges**

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Option 2: \$543.90 per service in respect of the following three bins:

- 120 litre green waste bin
- 240 litre recycling bin
- 80 litre landfill bin.

Option 3: \$951.82 per service in respect of the following four bins:

- 120 litre green waste bin
- 240 litre recycling bin
- 2 x 120 litre landfill bins.

Option 4: \$747.86 per service in respect of the following three bins:

- 120 litre green waste bin
- 240 litre recycling bin
- 140 litre landfill bin.

Option 5: \$1,223.77 per service in respect of the following three bins:

- 120 litre green waste bin
- 240 litre recycling bin
- 120 litre landfill bin – weekly collection.

13. That the amount of the annual service charge so declared in respect of elderly persons units, being units occupied by elderly persons or persons with a disability where the applicable form of declaration has been received by Council, is \$169.97.
14. That for each rateable land or non-rateable land in respect of which an annual service charge may be levied, the annual service charge will apply irrespective of whether the owner or occupier of the land avails himself, herself or itself of the service.
15. That the annual service charge is not declared in respect of, and is not be levied on, any land on which no habitable dwelling is erected.

**Rebates – Sustainable Agricultural Land**

16. That it be recorded that subject to point 6 of this recommendation, Council may grant a rebate to each owner (or, where applicable, occupier) of land which:
  - i) is not less than 30 hectares in area.
  - ii) is otherwise 'farm land' under section 2(1) of the *Valuation of Land Act 1960*.
17. That the rebate be granted to:
  - i) assist the proper development of the municipal district.
  - ii) preserve places within the municipal district which are of environmental interest.

**12. Officers' reports****CM.048/25 Adoption of Budget 2025-2026, declaration of rates and Charges**

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- iii) restore or maintain places of environmental importance within the municipal district.
  - iv) more generally achieve the objectives outlined in the Sustainable Agricultural Rebate (SAR) Guidelines.
18. That the grant of the rebate be:
- i) subject to the criteria detailed in the SAR Guidelines.
  - ii) set at a level based on the following two components:
    - Component A - a single fixed amount of \$100 per eligible property (or per single aggregate of 'continuous' properties, as defined in section 13 DC (6) of the *Valuation of Land Act 1960*).
    - Component B - \$15 per hectare of 'productive agricultural land' across each eligible property. The area of productive agricultural land is calculated for each property by subtracting the apparent area of bushland and domestic use from the total property area. Landowners will be given a single opportunity to challenge this area calculation, after which that figure will be set and documented within the relevant Property Management Plan. Any future change in bushland area will not change the set figure for productive agricultural land.
  - iii) subject to development of an approved Property Management Plan (PMP) for each eligible property. The development of a PMP will replace the need for an annual SAR application form, yet each Plan must satisfy the following conditions:
    - PMP Condition A - The PMP must be submitted for approval to the Environment Department of Council. The approval date for each ratified PMP will be noted and a copy of the document will be retained for Council records.
    - PMP Condition B - A separate PMP will be required for each property or aggregate of properties where the owner receives the \$100 fixed payment component of the SAR.
    - PMP Condition C - Landowners who have previously received the SAR must return their PMP by the date indicated in correspondence that has been sent to the recipient (further detail regarding this point can be obtained from the Sustainability and Environment Unit of Council).
    - PMP Condition D - All SAR applicants who have not previously received the SAR will require an approved PMP prior to being eligible for the rebate.
    - PMP Condition E - All PMPs will need to be revised by the owner and submitted for re-approval every four years (approximately). Council's Environment Team will notify landholders when PMP revision is required and will allow ample time and assistance to facilitate this process. The approval date for the revised ratified PMP will be noted and a copy of the document will be retained for Council records.

12. Officers' reports

CM.048/25 Adoption of Budget 2025-2026, declaration of rates and Charges

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**Payment**

19. That in accordance with section 167 of the *Local Government Act 1989*, Council determines that rates and charges may be paid by four equal quarterly instalments due on:

30 September 2025

30 November 2025

28 February 2026

31 May 2026

**Consequential further actions**

20. That the Manager Finance, Assets and Procurement be authorised to levy and recover the general rates and annual service charge in accordance with the *Local Government Act 1989 and the Local Government Act 2020*.
21. That pursuant to section 172(1) of the *Local Government Act 1989*, Council records that it will require the payment of interest on any amounts of rates and charges which have not been paid by the date specified under section 167 of the said Act for their payment.
22. To authorise the Manager Finance, Assets and Procurement to write to all those who have made a submission on the 2025-2026 Budget, thanking them for their input and advising them of Council's decision and reasons for the decision.

**CARRIED**

For: Crs Grant Brooker, Kim Cope, John Dumaresq, Naomi Joiner, Kate McKay and Peter Perkins

Against: Cr Kelly Joy

12. Officers' reports

CM.049/25      2025 Annual Community Survey Results

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**Distribution:**    Public

**Manager:**        Jeremy Livingston, Director Culture and Performance

**Author:**         Craig King, Manager Customer Experience and Business Performance

**Summary**

This report provides an overview of the results from the 2025 Annual Community Survey conducted in February 2025.

The survey is designed to measure community satisfaction with a range of Council services, facilities and activities, and to measure community sentiment on key issues affecting the Nillumbik community.

The survey also assists Council in meeting the Victorian Government's performance reporting requirements by measuring community satisfaction in a number of areas covered by this survey.

<b>Council Resolution</b>
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**MOVED:**         Cr Kate McKay

**SECONDED:**    Cr Grant Brooker

**That** Council notes the results and findings from the 2025 Annual Community Survey.

**CARRIED UNANIMOUSLY**

**12. Officers' reports**

**CM.049/25      2025 Annual Community Survey Results**

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**12. Officers' reports****CM.050/25      Proposed sale of Council land at 311A Yan Yean Road, Plenty**

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**Distribution:    Public****Manager:        Blaga Naumoski, Director Governance, Communications and  
Community Safety****Author:          Katia Croce, Manager Governance and Property****Summary**

At its Council Meeting on 25 February 2025, Council endorsed to commence the statutory procedures in accordance with section 114 of the *Local Government Act 2020* (the Act), to give public notice and undertake a community engagement process in regard to the proposed sale of the land known as 311A Yan Yean Road, Plenty, being the land contained in Certificate of Title Volume 11371 Folio 358 and shown as Reserve 1 on Plan of Subdivision PS416599M on the plan in **Attachment 1 (Reserve)**, subject to terms outlined in this Report.

In accordance with the Act, Council also resolved to consider any submissions received on the proposed sale of the Reserve at a Planning and Consultation Committee Meeting following the conclusion of the community engagement period and prior to making any final decision on whether to proceed with the sale of the Reserve.

Community consultation occurred on the proposal to sell the Reserve between Friday 28 February to Friday 28 March 2025.

Council received no written submissions on the proposal to sell the Reserve known as 311A Yan Yean Road, Plenty. A report was provided to Planning and Consultation Committee on 8 April 2025 to advise that no written submissions were received. At this meeting no verbal submissions were heard.

Given that no submissions were received on the proposed sale of the Reserve, it is now recommended that Council resolve to sell the Reserve by private treaty to the adjoining landowner of 311 Yan Yean Road, Plenty for the current market value of \$10,000 plus GST, subject to the conditions outlined in the Recommendation.

<b>Council Resolution</b>
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**MOVED:          Cr Grant Brooker****SECONDED:    Cr Naomi Joiner****That Council:**

1. Notes that no submissions were received in response to Council's public notice and community engagement process, which was undertaken in accordance with section 114 of the *Local Government Act 2020* (the Act), regarding the proposed sale of the land known as 311A Yan Yean Road, Plenty, being the land contained in Certificate of Title Volume 11371 Folio 358 and shown as Reserve 1 on Plan of Subdivision PS416599M on the plan in **Attachment 1 (Reserve)**.
2. Resolves to proceed with the sale of the Reserve by private treaty to the adjoining landowner of 311 Yan Yean Road, Plenty (**Adjoining Owner**) for the current market value of \$10,000 plus GST.

12. Officers' reports

CM.050/25 Proposed sale of Council land at 311A Yan Yean Road, Plenty

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The proposed sale of the Reserve will be conditional on:

- a) Council removing the reserve status from the land under section 24A of the *Subdivision Act 1988*;
  - b) the Adjoining Owner:
    - i) consolidating the Reserve with the balance of the land at 311 Yan Yean Road, Plenty; and
    - ii) constructing a new fence on the boundary of the Reserve and the adjoining road reserve, within 6 months after the Settlement Date; and
  - c) the Adjoining Owner paying all of Council's costs incurred in connection with the removal of the reserve status of the Reserve and the sale of land.
3. Authorises the Chief Executive Officer to sign on behalf of Council, the Contract of Sale, transfer of land documents, and other documents relating to the sale of land.

**CARRIED UNANIMOUSLY**



**12. Officers' reports**

**CM.051/25**      **Indara lease proposal for telecommunications infrastructure at Eltham Lower Park**

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**Distribution:**    **Public**

**Manager:**        **Blaga Naumoski, Director Governance, Communications and Community Safety**

**Author:**         **Katia Croce, Manager Governance and Property**

**Summary**

Council has received a proposal from Downer Group, on behalf of Indara Corporation Pty Ltd (Optus), to enter into a lease with Council to install mobile telecommunications infrastructure at Eltham Lower Park to improve mobile coverage and network issues in the Eltham area.

Indara has been engaged by Optus to address mobile coverage and network issues by establishing additional sites to support Optus' increasing customer demand.

Eltham has been identified as a black spot, and Downer have determined that Eltham Lower Park is a key location for new infrastructure to enhance telecommunications services.

Downer initially provided Council with a few options for the infrastructure at Eltham Lower Park, however following assessment by Council and further discussions with Downer, the preferred location for the telecommunications infrastructure at Eltham Lower Park is shown in **Attachment 1**. This location is to ensure the oval remains clear for sports spectators, the telecommunications cabinet is hidden away from the main park area near trees, and ongoing maintenance of the cabinet will not impact on the park's patrons.

This report outlines the proposal and seeks Council's endorsement to initiate the statutory process, in accordance with Section 115 of the *Local Government Act 2020* (the Act), to conduct community engagement in line with Council's Community Engagement Policy, prior to entering into a lease agreement with Indara Corporation Pty Ltd for the land at Eltham Lower Park, as shown in **Attachment 1**.

<b>Council Resolution</b>
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**MOVED:**            **Cr Naomi Joiner**

**SECONDED:**      **Cr Peter Perkins**

**That Council:**

1. Resolves to commence the statutory procedures in accordance with section 115 of the *Local Government Act 2020* (the Act), to undertake a community engagement process in accordance with the Council's community engagement policy as outlined in **Attachment 2** in respect to the proposal to enter into a lease with Indara Corporation Pty Ltd for part of the land at 570-576 Main Road, Eltham known as Eltham Lower Park shown on the Plan in **Attachment 1**, on the following terms and conditions:
  - a) Term of lease: 10 years, with one further term of 10 years.
  - b) Rent amount: \$25,000 per annum plus GST.

**12. Officers' reports****CM.051/25      Indara lease proposal for telecommunications infrastructure at Eltham Lower Park**

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- c) Rent review: Fixed 3 percent (3%) per annum increase on the anniversary of the commencement date for 10 years, then a market rental review at the end of the first 10 year period.
  - d) Permitted Use: To construct, maintain and operate a communications facility including but not limited to installing, inspecting, constructing, storing, operating, repairing, maintaining, altering, upgrading and replacing the Tenant's equipment, in accordance with any applicable planning permit.
  - e) Tenant's outgoings: All outgoings including but not limited to; structure and maintenance of all the Tenant's assets on the leased land, building and public liability insurance, utility supply and usage charges, and reinstatement of land at end of the lease.
  - f) Relevant approvals received: Ministerial Approval from the Minister or their delegate responsible for the Crown Land (*Reserves Act*) 1978 must be received on the proposed lease terms and conditions (Grant and Purpose Approval) and then the final agreement (terms and conditions approval), as Council is the Committee of Management for the land. The Tenant must also receive any other relevant approvals including but not limited to planning permit approvals.
2. Considers any submissions on the proposed lease at a future Planning and Consultation Committee Meeting following the conclusion of the community engagement period and prior to making any final decision on whether to proceed with the lease of land to Indara Corporation Pty Ltd.

**CARRIED UNANIMOUSLY**

**12. Officers' reports****CM.052/25 Council Plan Quarterly Performance Report 2024-2025 - Quarter 3**

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**Distribution: Public****Manager: Jeremy Livingston, Director Culture and Performance****Author: Craig King, Manager Customer Experience and Business Performance****Summary**

The purpose of this report is to present the Council Plan Quarterly Performance Report for noting. These reporting updates are received by Council on a quarterly basis to exhibit in a practicable and tangible way how the Council Plan 2021-2025 is being delivered to the community.

The Council Plan Quarterly Performance Report provides the third update on delivery progress and performance of the 2024-2025 Annual Action Plan actions, which align to delivery of the fourth and final year of the Council Plan 2021-2025.

Of the 30 actions in the 2024-2025 Annual Action Plan, three actions are completed, 25 actions are 'on track' for completion and two actions are experiencing minor issues (**Attachment 1**).

The overall position reflected in the report suggests that Council continues to make solid progress in delivering on key actions of the Council Plan and significant outcomes for the community.

Council has commenced a process for developing the 2025-2029 Council Plan, which will be a key strategy document reflecting Council's priorities, aspirations and outcomes in the 2025-2029 Council term. Public exhibition of the new draft Council Plan is anticipated to commence in late June.

<b>Council Resolution</b>
---------------------------

**MOVED: Cr Grant Brooker****SECONDED: Cr Kim Cope**

**That** Council receives and notes the Council Plan Quarterly Performance Report for the third quarter of 2024-2025.

**CARRIED UNANIMOUSLY**

**12. Officers' reports**

**CM.052/25      Council Plan Quarterly Performance Report 2024-2025 - Quarter 3**

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**12. Officers' reports****CM.053/25      BMX dirt jumps and Community Recreation Park project**

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**Distribution:    Public****Manager:        Claire Quinlan, Chief Operating Officer****Author:          Mike Dean, Acting Manager Recreation and Leisure  
                      Steven Blight, Manager Capital and Infrastructure****Summary**

The BMX dirt jumps and Community Recreation Park project was originally planned to be constructed at 145 Allendale Road, Diamond Creek. Due to Cultural Heritage requirements and flood impacts, the project cannot proceed at this location. A new site, Challenger Street Reserve, has been identified and proposed as the new location. This location is outside the floodplain and is not an area of Cultural Sensitivity.

<b>Council Resolution</b>
---------------------------

**MOVED:        Cr Kelly Joy****SECONDED:   Cr Peter Perkins**

**That** Council endorses Challenger Street Reserve as the new site selection for the BMX dirt jumps and Community Recreation Park project.

**CARRIED UNANIMOUSLY**

**12. Officers' reports**

**CM.053/25      BMX dirt jumps and Community Recreation Park project**

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**12. Officers' reports**

**CM.054/25      Proposal to rename a section of Duffs Road, Panton Hill to Welton View**

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**Distribution:    Public**

**Manager:        Blaga Naumoski, Director Governance, Communications and Community Safety**

**Author:          Katia Croce, Manager Governance and Property**

**Summary**

At its Council Meeting on 25 March 2025, Council endorsed to commence public consultation process on the proposed renaming of a section of Duffs Road, Panton Hill to Welton View as shown on the plan in **Attachment 1 and 2**, as required under Section 7 of the Naming Rules for Places in Victoria – 2022 (Naming Rules) and Council's Community Engagement Policy.

Council also resolved to consider any submissions received on the proposed road renaming at the Planning and Consultation Committee Meeting before making a final decision on the road renaming proposal at a future Council meeting.

Community consultation occurred on the road renaming proposal between Friday 28 March to Sunday 27 April 2025.

In response to the Community Engagement process, Council received 32 submissions, with 31 of these supportive of the road renaming proposal. All submissions are included in **Attachment 3 (redacted)** and **Attachment 4 (unredacted)**. Council considered these submissions at the Planning and Consultation Committee Meeting held on 13 May 2025. No submitters spoke on behalf of their submission.

Following evaluation of all responses received, it is recommended that the section of Duffs Road, Panton Hill as shown in **Attachment 1 and 2** be renamed 'Welton View'.

<b>Council Resolution</b>
---------------------------

**MOVED:        Cr Naomi Joiner**

**SECONDED:   Cr Kim Cope**

**That Council:**

1. As part of the public consultation process required under Section 7 of the Naming Rules for Places in Victoria – 2022 (Naming Rules) and Council's Community Engagement Policy, notes that 31 out of the 32 submissions received and reviewed supported the proposed renaming of a section of Duffs Road in Panton Hill to Welton View, as depicted in the plans in **Attachment 1 and 2**.
2. Considers the submissions in **Attachment 3 and 4** and notes that all submitters were provided with the opportunity to be heard by the Planning and Consultation Committee on 13 May 2025.
3. Resolves to submit the road renaming for the section of Duffs Road to Welton View (shown in **Attachment 1 and 2**) to the Registrar of Geographic Names Victoria for consideration and inclusion in VICNAMES register.
4. Advises all submitters and all relevant parties of the outcome on the road renaming proposal for the section of Duffs Road, Panton Hill.

12. Officers' reports

CM.054/25      Proposal to rename a section of Duffs Road, Panton Hill to Welton View

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5. Resolves the confidential un-redacted copy of the written submissions to the naming proposal (**Attachment 4**) remain confidential on the grounds specified in the definition of confidential information in section 3(1)(f) of the *Local Government Act 2020*.

**CARRIED UNANIMOUSLY**



## 12. Officers' reports

## CM.055/25      Endorsement of new Youth Council 2025-2027

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**Distribution: Public****Manager: Corrienne Nichols, Director Communities****Author: Nichole Johnson, Manager Community Partnerships****Summary**

The Nillumbik Youth Council acts as a Formal Advisory Committee of Council, consisting of up to fifteen young people aged 15-25 years of age who are passionate about their community and represent the views, ideas and needs of young people in the municipality.

Recruitment for the Youth Council 2025-2027 opened on 26 February 2025 and closed on Sunday 30 March 2025.

This report presents Council with a full copy of the assessment outcomes (see **Attachment 1**) against the 14 applications that were received for Youth Council 2025-2027 and assessed individually against the selection criteria by an internal assessment panel.

A total of 14 applicants are being recommended for the Nillumbik Youth Council Advisory Committee.

<b>Recommendation</b>
-----------------------

**That Council:**

1. Endorses the 14 applicants listed (**Attachment 1**) onto the Nillumbik Youth Council Advisory Committee:
  - (a) Applicant 1 \_\_\_\_\_ for their role as a Youth Council Advisory Committee Member
  - (b) Applicant 2 \_\_\_\_\_ for their role as a Youth Council Advisory Committee Member
  - (c) Applicant 3 \_\_\_\_\_ for their role as a Youth Council Advisory Committee Member
  - (d) Applicant 4 \_\_\_\_\_ for their role as a Youth Council Advisory Committee Member
  - (e) Applicant 5 \_\_\_\_\_ for their role as a Arts and Cultural Advisory Committee Member
  - (f) Applicant 6 \_\_\_\_\_ for their role as a Youth Council Advisory Committee Member
  - (g) Applicant 7 \_\_\_\_\_ for their role as a Arts and Cultural Advisory Committee Member
  - (h) Applicant 8 \_\_\_\_\_ for their role as a Youth Council Advisory Committee Member
  - (i) Applicant 9 \_\_\_\_\_ for their role as a Youth Council Advisory Committee Member

**12. Officers' reports****CM.055/25      Endorsement of new Youth Council 2025-2027**

- 
- (j) Applicant 10\_\_\_\_\_ for their role as a Youth Council Advisory Committee Member
  - (k) Applicant 11\_\_\_\_\_ for their role as a Youth Council Advisory Committee Member
  - (l) Applicant 12\_\_\_\_\_ for their role as a Youth Council Advisory Committee Member
  - (m) Applicant 13\_\_\_\_\_ for their role as a Youth Council Advisory Committee Member
  - (n) Applicant 14\_\_\_\_\_ for their role as a Youth Council Advisory Committee Member
- 2. Acknowledges and thanks all community members who submitted applications to the Youth Council Advisory Committee.
  - 3. Resolves that the Assessment Outcome (**Attachment 1**) are to remain confidential on the grounds specified in the definition of confidential information in section 3(1)(f) of the *Local Government Act 2020*.

<b>Council Resolution</b>
---------------------------

**MOVED:          Cr Kate McKay**

**SECONDED:      Cr Naomi Joiner**

**That Council:**

- 1. Endorses the 14 applicants listed (**Attachment 1**) onto the Nillumbik Youth Council Advisory Committee:
  - (a) Applicant 1 Aashini Rastogi for their role as a Youth Council Advisory Committee Member
  - (b) Applicant 2 Alexandra Laidlaw for their role as a Youth Council Advisory Committee Member
  - (c) Applicant 3 Ang Gartland for their role as a Youth Council Advisory Committee Member
  - (d) Applicant 4 Anushka Gupta for their role as a Youth Council Advisory Committee Member
  - (e) Applicant 5 Eleanor Risley for their role as a Arts and Cultural Advisory Committee Member
  - (f) Applicant 6 Gianna Andreoli for their role as a Youth Council Advisory Committee Member
  - (g) Applicant 7 Jessica Brown for their role as a Arts and Cultural Advisory Committee Member
  - (h) Applicant 8 Kris van der Kamp for their role as a Youth Council Advisory Committee Member

12. Officers' reports

CM.055/25      Endorsement of new Youth Council 2025-2027

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- (i) Applicant 9 Lucas Fox for their role as a Youth Council Advisory Committee Member
  - (j) Applicant 10 Rose Jarvis for their role as a Youth Council Advisory Committee Member
  - (k) Applicant 11 Samuel Lochner for their role as a Youth Council Advisory Committee Member
  - (l) Applicant 12 Sonya Radchenko for their role as a Youth Council Advisory Committee Member
  - (m) Applicant 13 Soren Kean for their role as a Youth Council Advisory Committee Member
  - (n) Applicant 14 Tahlia Edmonds for their role as a Youth Council Advisory Committee Member
- 2. Acknowledges and thanks all community members who submitted applications to the Youth Council Advisory Committee.
  - 3. Resolves that the Assessment Outcome (**Attachment 1**) are to remain confidential on the grounds specified in the definition of confidential information in section 3(1)(f) of the *Local Government Act 2020*.

**CARRIED UNANIMOUSLY**

**12. Officers' reports**

**CM.055/25      Endorsement of new Youth Council 2025-2027**

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**12. Officers' reports**

**CM.056/25      Positive Ageing Advisory Committee - endorsement of new membership**

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**Distribution:    Public**

**Manager:        Corrienne Nichols, Director Communities**

**Author:          Narelle Hart, Manager Community Programs**

**Summary**

The Positive Ageing Advisory Committee (PAAC) was established to provide a formal mechanism for Council to consult with community representatives and organisations, and provides a platform whereby these representatives can discuss, advise on and action ideas that support positive ageing in Nillumbik.

Following the endorsement of the Terms of Reference (**Attachment 1**) for the PAAC at Council meeting on 25 February 2025, recruitment for the new PAAC membership opened on 3 March 2025 and closed on 7 April 2025.

There are 14 PAAC membership positions available and 14 nominations were received, assessed and shortlisted against the selection criteria by an internal assessment panel.

This report updates Council on the proposed ten community nominees and four service provider nominees (**Attachment 2**) and seeks formal endorsement of the recommended new members.

<b>Recommendation</b>
-----------------------

**That Council:**

1. Endorse the 14 recommended applicants listed for appointment to the 2025-2027 PAAC (**Attachment 2**) as a PAAC member:
  - a) Applicant 1
  - b) Applicant 2
  - c) Applicant 3
  - d) Applicant 4
  - e) Applicant 5
  - f) Applicant 6
  - g) Applicant 7
  - h) Applicant 8
  - i) Applicant 9
  - j) Applicant 10
  - k) Applicant 11
  - l) Applicant 12
  - m) Applicant 13 and
  - n) Applicant 14

**12. Officers' reports****CM.056/25      Positive Ageing Advisory Committee - endorsement of new membership**

- 
2. Acknowledges and thanks all community members and service providers who submitted an expression of interest to the PAAC.
  3. Resolves that the panel recommendation and scoring (**Attachment 2**) remain confidential on the grounds specified in the definition of confidential information in section 3(1)(f) of the *Local Government Act 2020*.
  4. Resolves that the successful applicants be named.

<b>Council Resolution</b>
---------------------------

**MOVED:            Cr Peter Perkins**

**SECONDED:    Cr Grant Brooker**

**That Council:**

1. Endorse the 14 recommended applicants listed for appointment to the 2025-2027 PAAC (**Attachment 2**) as a PAAC member:
  - a) Applicant 1 - Alexander Price - Yarra Plenty Regional Library
  - b) Applicant 2 - Tamsyn Guerrero - Holstep Health
  - c) Applicant 3 - Natalie Francis - HealthAbility
  - d) Applicant 4 - Tanya Cottrell - St Vincents Healthy Ageing
  - e) Applicant 5 - Ann Hutchinson
  - f) Applicant 6 - Tom Fischer
  - g) Applicant 7 - Kathleen Puls
  - h) Applicant 8 - Steve Jenkinson
  - i) Applicant 9 - Marlwood Ryder
  - j) Applicant 10 - Julie Cassim
  - k) Applicant 11 - Marcel Saxone
  - l) Applicant 12 - Sophie Broughton
  - m) Applicant 13 - Stella Huet and
  - n) Applicant 14 - Jacqui Sweeney
2. Acknowledges and thanks all community members and service providers who submitted an expression of interest to the PAAC.
3. Resolves that the panel recommendation and scoring (**Attachment 2**) remain confidential on the grounds specified in the definition of confidential information in section 3(1)(f) of the *Local Government Act 2020*.
4. Resolves that the successful applicants be named.

**CARRIED UNANIMOUSLY**

**12. Officers' reports**

**CM.057/25      Inclusion and Access Advisory Committee - endorsement of new membership**

---

**Distribution:    Public**

**Manager:        Corrienne Nichols, Director Communities**

**Author:          Narelle Hart, Manager Community Programs**

**Summary**

The Inclusion and Access Advisory Committee (IAAC) provides a formal mechanism for Council to consult with key stakeholders, seek specialist advice and enable community participation to promote disability inclusion.

Council endorsed the revised Terms of Reference (**Attachment 1**) for the 2025-2027 Inclusion and Access Advisory Committee and the proposed 2025 expression of interest process on 25 February 2025.

Council called for Expressions of Interest for the new Inclusion and Access Advisory Committee via a public Expression of Interest (EOI) process from 3 March – 7 April 2025.

There are 14 IAAC membership positions available and 21 nominations were received, assessed and shortlisted against the selection criteria by an internal assessment panel.

Assessments were undertaken by each panel member independently, with member recommendations proposed based on the assessment matrix (**Attachment 2**).

Following the 6 May 2025 Councillor Briefing, IAAC membership is now recommended.

Proposed membership includes nine community nominees, one community group and four service provider nominees (**Attachment 2**).

<b>Recommendation</b>
-----------------------

**That Council:**

1. Endorses the fourteen recommended applicants listed for appointment to the 2025-2027 Inclusion and Access Advisory Committee (**Attachment 2**) as an Inclusion and Access Advisory Committee member:
  - Nine community members:
    - a) Applicant 1
    - b) Applicant 2
    - c) Applicant 5
    - d) Applicant 6
    - e) Applicant 7
    - f) Applicant 8
    - g) Applicant 10
    - h) Applicant 11
    - i) Applicant 12

**12. Officers' reports****CM.057/25      Inclusion and Access Advisory Committee - endorsement of new membership**

- 
- Four disability organisation representatives:

- j) Applicant 1
- k) Applicant 2
- l) Applicant 3
- m) Applicant 4

- One community group:

- n) Applicant 1

**2. Notes:**

- Applicants 14, 15 and 16 have served two Committee terms and are ineligible for a further term on this occasion.
- Applicant 4 has withdrawn their application.
- Applicants 3, 9 and 13 ranked 15th 16th and 17th and are therefore unsuccessful on this occasion.

**3. Acknowledges and thanks all who submitted expressions of interest to the Inclusion and Access Advisory Committee.****4. Resolves that the Panel Recommendations and Scoring (**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*.****5. Resolves that the successful applicants be named.**

<b>Council Resolution</b>
---------------------------

**MOVED:            Cr Peter Perkins****SECONDED:      Cr Grant Brooker****That Council:****1. Endorses the fourteen recommended applicants listed for appointment to the 2025-2027 Inclusion and Access Advisory Committee (**Attachment 2**) as an Inclusion and Access Advisory Committee member:**

- Nine community members:
  - a) Applicant 1 - Michelle Molinaro
  - b) Applicant 2 - Linda Kelly
  - c) Applicant 5 - Jade McAlear
  - d) Applicant 6 - Gina Lloyd-Thomas
  - e) Applicant 7 - Sylvana Scibilia
  - f) Applicant 8 - Naomi Bishop
  - g) Applicant 10 - Richard Kottek



12. Officers' reports

**CM.057/25      Inclusion and Access Advisory Committee - endorsement of new membership**

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- h) Applicant 11 - Jennifer Johnsen
- i) Applicant 12 - Kirsten Bate
- Four disability organisation representatives:
  - j) Applicant 1 - St John of God Accord (Courtney Walsh)
  - k) Applicant 2 - Araluen (Brandi Rutherford)
  - l) Applicant 3 - Yarra Plenty Regional Library (Chantel Blitenthall)
  - m) Applicant 4 - Brotherhood of St Laurence (Aaron Williams)
- One community group:
  - n) Applicant 1 - Different Journeys (Seane Cumming/Mel Spencer)

2. Notes:

- Applicants 14, 15 and 16 have served two Committee terms and are ineligible for a further term on this occasion.
- Applicant 4 has withdrawn their application.
- Applicants 3, 9 and 13 ranked 15th 16th and 17th and are therefore unsuccessful on this occasion.

3. Acknowledges and thanks all who submitted expressions of interest to the Inclusion and Access Advisory Committee.

4. Resolves that the Panel Recommendations and Scoring (**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*.

5. Resolves that the successful applicants be named.

**CARRIED UNANIMOUSLY**

**12. Officers' reports**

**CM.057/25      Inclusion and Access Advisory Committee - endorsement of new membership**

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**12. Officers' reports****CM.058/25      Endorsement of Recreation Trails Advisory Committee 2025-2027**

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**Distribution:    Public****Manager:        Claire Quinlan, Chief Operating Officer****Author:          Mike Dean, Acting Manager Recreation and Leisure****Summary**

The Recreation Trails Advisory Committee (RTAC) is a group of Nillumbik community members, who gather to disseminate and consider information in order to support Council on the development of recreation trail strategies and plans.

Council endorsed the revised RTAC Terms of Reference (**Attachment 2**) and the proposed 2025 expression of interest (EOI) process on 25 February 2025.

Council called for EOIs from the community to join the RTAC with the EOI process running from 3 March – 7 April 2025.

The process aimed to attract a diverse group of community members who could represent a broad range of interests, including walking, cycling, horse riding, land care, tourism, advocacy for people with disabilities and general community involvement with recreational trails

This report presents the outcomes of the EOI process, including recommended appointments to the RTAC.

<b>Recommendation</b>
-----------------------

**That Council:**

1.    Endorses the nine recommended applicants listed for appointment to the 2025-2027 RTAC as detailed in the EOI evaluation (**Attachment 1**):
  - a)    Applicant 1
  - b)    Applicant 2
  - c)    Applicant 3
  - d)    Applicant 4
  - e)    Applicant 5
  - f)    Applicant 6
  - g)    Applicant 7
  - h)    Applicant 8
  - i)    Applicant 9
2.    Acknowledges and thanks all community members who submitted an expression of interest to join the RTAC.
3.    Resolves that the panel recommendation and scoring (**Attachment 1**) remain confidential on the grounds specified in the definition of confidential information in section 3(1)(f) of the Local Government Act 2020.
4.    Resolves that the successful applicants be named.

## 12. Officers' reports

CM.058/25      Endorsement of Recreation Trails Advisory Committee 2025-2027

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<b>Motion</b>
---------------

**MOVED:            Cr Naomi Joiner****SECONDED:    Cr Peter Perkins****That Council:**

1.    Endorses the **eleven** recommended applicants listed for appointment to the 2025-2027 RTAC as detailed in the EOI evaluation (**Attachment 1**):
  - a)    Applicant 1
  - b)    Applicant 2
  - c)    Applicant 3
  - d)    Applicant 4
  - e)    Applicant 5
  - f)    Applicant 6
  - g)    Applicant 7
  - h)    Applicant 8
  - i)    Applicant 9
  - j)    Applicant 10**
  - k)    Applicant 11**
2.    Acknowledges and thanks all community members who submitted an expression of interest to join the RTAC.
3.    Resolves that the panel recommendation and scoring (**Attachment 1**) remain confidential on the grounds specified in the definition of confidential information in section 3(1)(f) of the Local Government Act 2020.
4.    Resolves that the successful applicants be named.

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

<b>Council Resolution</b>
---------------------------

**MOVED:            Cr Naomi Joiner****SECONDED:    Cr Peter Perkins****That Council:**

1.    Endorses the eleven recommended applicants listed for appointment to the 2025-2027 RTAC as detailed in the EOI evaluation (**Attachment 1**):
  - a)    Applicant 1 - Andrew Chau
  - b)    Applicant 2 - Cathy Giles
  - c)    Applicant 3 - Andrew Bakos
  - d)    Applicant 4 - Serena Marriott

12. Officers' reports

CM.058/25      Endorsement of Recreation Trails Advisory Committee 2025-2027

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- e) Applicant 5 - Bill Penrose
  - f) Applicant 6 - Mark Hood
  - g) Applicant 7 - Andrew McMahon
  - h) Applicant 8 - Louise Barry
  - i) Applicant 9 - Graham Jackson
  - j) Applicant 10 - Daryl Snowdon
  - k) Applicant 11 - Julie Seamer
2. Acknowledges and thanks all community members who submitted an expression of interest to join the RTAC.
  3. Resolves that the panel recommendation and scoring (**Attachment 1**) remain confidential on the grounds specified in the definition of confidential information in section 3(1)(f) of the Local Government Act 2020.
  4. Resolves that the successful applicants be named.

**CARRIED**

For:            Crs Grant Brooker, Kim Cope, John Dumaresq, Naomi Joiner, Kate McKay and Peter Perkins

Against:    Cr Kelly Joy

**12. Officers' reports**

**CM.058/25      Endorsement of Recreation Trails Advisory Committee 2025-2027**

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**12. Officers' reports****CM.059/25      Expression of Interest Process - Arts and Culture Advisory Committee**

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**Distribution:    Public****Manager:        Corrienne Nichols, Director Communities****Author:          Nichole Johnson, Manager Community Partnerships****Summary**

In June 2025, the current two year term for five committee members will end, and Council will call for Expressions of Interest for Arts and Cultural Advisory Committee for seven members to serve two year terms from 2025-2027.

This report presents the Terms of Reference 2025-2027 (**Attachment 1**) and outlines the expressions process that will open on 30 May and close on 20 June 2025.

Endorsement of the successful applicants for the 2025-2027 committee member will be presented at a Council Meeting scheduled for 26 August 2025.

<b>Council Resolution</b>
---------------------------

**MOVED:        Cr Kim Cope****SECONDED:    Cr Kate McKay****That Council:**

1.    Endorses the Terms of Reference 2025-2027 (**Attachment 1**).
2.    Approves the commencement of the expression of interest process from 30 May to 20 June 2025.

**CARRIED UNANIMOUSLY**

**12. Officers' reports**

**CM.059/25      Expression of Interest Process - Arts and Culture Advisory Committee**

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## 12. Officers' reports

### CM.060/25 Tender Report - Contract 2425-002 Bulk Fuels and Fuel Cards via Procurement Australia Agency Arrangement

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**Distribution:** Public

**Manager:** Claire Quinlan, Chief Operating Officer

**Author:** Jeff Saker, Manager Operations Centre

#### Summary

This report recommends the awarding of contract 2425-002 for Bulk Fuels and Fuel Cards via Procurement Australia (PA) Agency Arrangement.

The Agency contract term is for an initial period of 2 years, with 2 x 1 year options to extend the contract. The total duration of the contract, including the exercise of any options, shall not exceed 4 years.

The Procurement Australia Tender Evaluation Panel (TEP) has assessed all submissions and this report provides a summary of their evaluation in recommending the awarding of the contract for 2425-002 for Bulk Fuels and Fuel Cards via Procurement Australia.

Pursuant to the Instrument of Delegation to the Chief Executive Officer, the value of this contract exceeds the specified financial limits and a Council resolution is therefore required to award the contract.

<b>Recommendation</b>
-----------------------

#### That Council:

1. Accepts the tender submitted by the **preferred tenderer** as per the schedule of rates disclosed in (**Attachment 1**) and enter into the following contract:  
Number: 2425-002  
Title: Bulk Fuels and Fuel Cards via Procurement Australia Agency Arrangement.  
Term: 1 April 2025 to 31 March 2027  
Options: Term extensions up to 31 March 2029
2. Authorises the Chief Operating Officer to finalise and execute the contract documentation.
3. Authorises the Chief Operating Officer to approve contract term extensions.
4. Authorises the Chief Operating Officer to approve changes to operational requirements throughout the term of the contract.
5. Advises Procurement Australia of Councils decision.
6. Makes public the decision regarding this contract but **Attachment 1** - Preferred Tenderer Information and **Attachment 2** – 2703-0110 Bulk Fuels & Fuel Cards (Member Report prepared by Procurement Australia) remain confidential on the grounds specified in the definition of confidential information in section 3(1)(g) of the *Local Government Act 2020*.
7. Resolves that the preferred tenderer be named.

## 12. Officers' reports

**CM.060/25      Tender Report - Contract 2425-002 Bulk Fuels and Fuel Cards via Procurement Australia Agency Arrangement**

<b>Council Resolution</b>
---------------------------

**MOVED:            Cr Grant Brooker****SECONDED:    Cr Kim Cope****That Council:**

1.    Accepts the tender submitted by the preferred tenderer Ampol Australia Petroleum Pty Ltd as per the schedule of rates disclosed in (**Attachment 1**) and enter into the following contract:  
Number:        2425-002  
Title:           Bulk Fuels and Fuel Cards via Procurement Australia Agency Arrangement.  
Term:           1 April 2025 to 31 March 2027  
Options:        Term extensions up to 31 March 2029
2.    Authorises the Chief Operating Officer to finalise and execute the contract documentation.
3.    Authorises the Chief Operating Officer to approve contract term extensions.
4.    Authorises the Chief Operating Officer to approve changes to operational requirements throughout the term of the contract.
5.    Advises Procurement Australia of Councils decision.
6.    Makes public the decision regarding this contract but **Attachment 1** - Preferred Tenderer Information and **Attachment 2** – 2703-0110 Bulk Fuels & Fuel Cards (Member Report prepared by Procurement Australia) remain confidential on the grounds specified in the definition of confidential information in section 3(1)(g) of the *Local Government Act 2020*.
7.    Resolves that the preferred tenderer be named.

**CARRIED UNANIMOUSLY**

**12. Officers' reports****CM.061/25      Tender Report - Contract 2425-010 Eltham North Reserve Car Park Extension - Construction**

---

**Distribution:    Public****Manager:        Claire Quinlan, Chief Operating Officer****Author:          Steven Blight, Manager Capital and Infrastructure****Summary**

This report recommends the awarding of contract 2425-010 for Eltham North Reserve Car Park Extension - Construction.

This project is for the extension of the existing car park located at Eltham North Reserve, the works include civil construction works and the installation of public lighting.

The Contacted works will commence 29 May 2025 with an intended practical completion date of 28 November 2025.

The Tender Evaluation Panel (TEP) has assessed all submissions and this report provides a summary of their evaluation in recommending the awarding of the contract for 2425-010 for Eltham North Reserve Car Park Extension - Construction.

Pursuant to the Instrument of Delegation to the Chief Executive Officer, the value of this contract exceeds the specified financial limits and a Council resolution is therefore required to award the contract.

<b>Recommendation</b>
-----------------------

**That Council:**

1. Accepts the tender submitted by the **preferred tenderer** for the sum of **[\$[Redacted]]** plus **[\$[Redacted]]** for contingency (exclusive of GST) as disclosed in (**Attachment 1**) and enter into the following contract:  
Number:        2425-010  
Title:           Eltham North Reserve Car Park Extension - Construction  
Term:           29 May 2025 to 28 November 2025  
Options:        Nil
2. Authorises the Chief Operating Officer to finalise and execute the contract documentation.
3. Authorises the Chief Operating Officer to approve additional cost variations that are a result of unknown latent site conditions or changes to operational requirements throughout the term of the contract with a value of no more than the total approved budget for the project.
4. Notes that any variations that exceed the agreed approved budget will require a further Council resolution.
5. Advises all tenderers accordingly.

**12. Officers' reports****CM.061/25      Tender Report - Contract 2425-010 Eltham North Reserve Car Park Extension - Construction**

- 
6. Makes public the decision regarding this contract but the Tender Evaluation Report 2425-010 (**Attachment 1**) remain confidential on the grounds specified in the definition of confidential information in section 3(1)(g) of the *Local Government Act 2020*.
  7. Resolves that the preferred tenderer be named.

<b>Council Resolution</b>
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**MOVED:            Cr Naomi Joiner****SECONDED:    Cr Kim Cope****That Council:**

1. Accepts the tender submitted by the preferred tenderer MJ Construction Group Pty Ltd for the sum of \$555,211.00 plus \$83,281.65 for contingency (exclusive of GST) as disclosed in (**Attachment 1**) and enter into the following contract:  
Number:        2425-010  
Title:            Eltham North Reserve Car Park Extension - Construction  
Term:            29 May 2025 to 28 November 2025  
Options:        Nil
2. Authorises the Chief Operating Officer to finalise and execute the contract documentation.
3. Authorises the Chief Operating Officer to approve additional cost variations that are a result of unknown latent site conditions or changes to operational requirements throughout the term of the contract with a value of no more than the total approved budget for the project.
4. Notes that any variations that exceed the agreed approved budget will require a further Council resolution.
5. Advises all tenderers accordingly.
6. Makes public the decision regarding this contract but the Tender Evaluation Report 2425-010 (**Attachment 1**) remain confidential on the grounds specified in the definition of confidential information in section 3(1)(g) of the *Local Government Act 2020*.
7. Resolves that the preferred tenderer be named.

**CARRIED UNANIMOUSLY**

## 12. Officers' reports

**CM.062/25**      **Instrument of Appointment and Authorisation (Planning and Environment Act 1987)**

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**Distribution:**    **Public**

**Manager:**        **Blaga Naumoski, Director Governance, Communications and Community Safety**

**Author:**          **Katia Croce, Manager Governance and Property**

**Summary**

Section 224 of the *Local Government Act 1989* provides for the appointment of Authorised Officers for the purposes of the administration and enforcement of any Act, regulations or local laws which relate to the functions and powers of the Council.

The Chief Executive Officer makes these appointments by authority conferred by Instrument of Delegation by Council dated 25 March 2025.

Section 147(4) of the *Planning and Environment Act 1987* provides for the appointment and authorisation of Council Officers for the purpose of the *Planning and Environment Act 1987*.

To strengthen Council's decision making and enforcement processes, appointment of authorisation under the *Planning and Environment Act 1987* is being recommended by Council Resolution.

<b>Council Resolution</b>
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**MOVED:**            **Cr Kate McKay**

**SECONDED:**      **Cr Grant Brooker**

**That** Council in the exercise of the powers conferred by s147(4) of the *Planning and Environment Act 1987*, resolves that:

1. The Nillumbik Shire Council staff referred to in the Instrument of Appointment and Authorisation (*Planning and Environment Act 1987*) (**Attachment 1**) be appointed and authorised as set out in the instrument.
2. The common seal of Council be affixed to the Instrument.
3. The Instrument comes into force immediately after the common seal of Council is affixed to the Instrument and remains in force until Council determines to vary or revoke it.

**CARRIED UNANIMOUSLY**

**12. Officers' reports**

**CM.062/25      Instrument of Appointment and Authorisation (Planning and Environment Act 1987)**

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## 12. Officers' reports

CM.063/25 Informal Meetings of Councillors Records - 27 May 2025

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**Distribution: Public****Manager: Blaga Naumoski, Director Governance, Communications and Community Safety****Author: Katia Croce, Manager Governance and Property****Summary**

In accordance with *Item 20 of Council's Governance Rule – Meeting Procedures*, adopted on 25 July 2023, Council is required to report as soon as practicable to a Council Meeting a record of each Informal Meeting of Councillors held.

This report lists Informal Meetings of Councillors Records submitted since the matter was last reported to Council on 29 April 2025.

An Informal Meeting of Councillors Record was kept for the following meetings (**Attachment 1**):

1. Arts and Cultural Advisory Committee held 17 February 2025;
2. Youth Council held 7 April 2025;
3. Environment and Sustainability Advisory Committee held 16 April 2025;
4. Councillor Briefing held 22 April 2025;
5. Council Meeting Pre-Meet held 29 April 2025;
6. Inclusion and Access Advisory Committee held 2 May 2025;
7. Councillor Briefing held 6 May 2025; and
8. Planning and Consultation Committee meeting Pre-meet held 13 May 2025.

<b>Council Resolution</b>
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**MOVED: Cr Kate McKay****SECONDED: Cr Kim Cope**

**That** Council, in accordance with *Item 20 of Council's Governance Rule – Meeting Procedures*, receives the Informal Meetings of Councillors Records (**Attachment 1**) for the meetings held.

**CARRIED UNANIMOUSLY**

**12. Officers' reports**

**CM.063/25      Informal Meetings of Councillors Records - 27 May 2025**

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**13. Notices of Motion**

Nil

**14. Delegates' Reports**

Nil

**15. Supplementary and urgent business****Council Resolution****MOVED: Cr Kate McKay****SECONDED: Cr Naomi Joiner**

**That** Council, in accordance with Clause 57 of the Governance Rule Meeting Procedure, admit the item of urgent business relating to the Emergency Services and Volunteer Fund Levy.

**CARRIED UNANIMOUSLY****CM.064/25 Emergency Services and Volunteer Fund Levy**

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**Distribution: Public****Manager: Jeremy Livingston, Director Culture and Performance****Author: Melika Sukunda, Chief Financial Officer****Summary**

On 1 July 2025, Victoria will replace the Fire Services Property Levy (FSPL) with the Emergency Services and Volunteers Fund (ESVF). This change is formalised in the Fire Services Property Amendment (Emergency Services and Volunteers Fund) Bill 2025, which amends the Fire Services Property Levy Act 2012 to establish the ESVF.

The Emergency Services and Volunteers Fund will have a significant and detrimental financial impact to the majority of ratepayers across the Shire, in particular, primary producers and commercial and industrial property holders, many of whom own and operate the small businesses that service our community.

**Recommendation****That Council:**

1. Notes the introduction of the Emergency Services Levy (ESVF) by the Victorian Government, which significantly expands the scope and structure of the former Fire Services Property Levy.
2. Expresses its strong concern about the impact of the ESVF on the local government sector, in particular:
  - a) The shift in administrative and financial burden onto councils to act as levy collectors on behalf of the State Government.
  - b) The potential for inequitable impacts on rural communities and primary producers within the Shire.

- c) The departure from the original intent of the Fire Services Property Levy, as recommended by the 2009 Victorian Bushfires Royal Commission.
3. Resolves to write to the Premier of Victoria, the Treasurer, the Minister for Emergency Services and the Minister for Emergency Management to:
  - a) Reaffirm Council's opposition to councils being the collection agent for the State Government under the ESVF.
  - b) Call for the State Revenue Office to take responsibility for collecting the Principal Place of Residence (PPR) component of the ESVF.
  - c) Request that the Victorian Government fully reimburse councils for the costs associated with the collection, reporting and debt recovery functions of the levy.
  - d) Request that the Victorian Government improve transparency and undertake the community engagement directly with communities regarding the ESVF's implementation and operation.
  - e) Request that the structure of the ESVF be reviewed to ensure it is equitable and does not disproportionately burden rural communities or primary producers.
  - f) Request that the rationale for broadening the scope of the levy, beyond fire services to fund agencies such as Triple Zero, Victoria State Emergency Services (VICSES), State Control Centre, Forest Fire Management Victoria, and Emergency Recovery Victoria be publicly explained and reconsidered in the context of the Royal Commission's original intent.

**Attachments**

Nil

**Discussion**

1. The Fire Services Property Amendment (Emergency Services and Volunteers Fund) Bill 2025 was introduced into the Victorian Parliament in March 2025.
2. From 1 July 2025, the Emergency Services and Volunteers Fund (ESVF) will replace the Fire Services Property Levy (FSPL).
3. The ESVF will fund a broader range of emergency services, including Victoria State Emergency Service (VICSES), Triple Zero Victoria, the State Control Centre, Forest Fire Management Victoria, and Emergency Recovery Victoria, in addition to the Country Fire Authority (CFA) and Fire Rescue Victoria (FRV).
4. The ESVF will be calculated based on two components:
  - Fixed Charge: A standard levy applied to all properties, regardless of their value.
  - Variable Charge: A levy calculated as a percentage of the property's capital improved value (CIV), which is the market value of the land and improvements.
5. The specific rates for these charges will be determined annually by the Victorian State Government Treasurer.
6. The vacant land category will be abolished, with vacant land allocated to its corresponding land use classification (e.g. vacant industrial land will be reclassified as industrial land).
7. Variable rates will increase to raise additional revenue to fund the services being covered by the ESVF.

8. From 1 July 2026 a new category will be created for residential principal place of residence (PPR). Non-PPR residential properties will incur the non-residential fixed charge.
9. Of particular note, concerns have been raised by councils as to how PPR will be determined and applied consistently.
10. Based on the rates currently proposed by the Treasurer, and on Council's median property values as at 1 January 2025, the indicative ESVF charge would be approximately:

	Median Property Value 2025	Current NSC Median liability (\$) FSPL	Proposed NSC Median liability (\$) ESVF	Difference
<b>Residential PPR</b>	1,000,000	219	309	90
<b>Commercial</b>	667,500	710	1,164	454
<b>Industrial</b>	800,000	916	1,340	424
<b>Primary Production</b>	1,450,000	683	1,317	634

11. Certain property owners may be eligible for exemptions or concessions under the ESVF:
  - Emergency Services Volunteers: Active volunteers and life members will be exempt from paying the ESVF on their primary place of residence.
  - Pensioners: Eligible pensioners may receive a concession on the fixed charge component.
  - Community and Charitable Organisations: Properties owned and used by registered charities or not-for-profit organisations may qualify for exemptions or reduced rates.
12. As with the existing FSPL, the ESVF will be collected by councils and will appear on rates notices.
13. The ESVF will have a significant and detrimental financial impact to the majority of ratepayers across the Shire, in particular, primary producers and commercial and industrial property holders, many of whom own and operate the small businesses that service our community.
14. The administrative and financial burden associated with implementing and managing the proposed scheme is likely to be significant for councils. While it is difficult to quantify the full impact at this stage due to the lack of detailed guidance, the uncertainty itself underscores the need for support from the State. Without a clearly defined framework, councils may be required to take on complex collection, reporting, and debt recovery functions without adequate resources or systems in place to do so efficiently.

### **Related Council decisions**

15. Not applicable.

### **Options**

16. The following two options are available to Council:
  - a) Council chooses to proceed with the recommendation outlined in this report; or

- b) Council does not choose to proceed with the recommendation outlined in this report.

**Council plans and policies**

17. This report directly supports the achievement of the Council Plan 2021-2025 strategy:
- We act in the best interests of our community.

**Access, Equity and Inclusion**

18. Not applicable.

**Sustainability implications**

19. Not applicable.

**Community engagement**

20. Not applicable.

**Innovation and continuous improvement**

21. Not applicable.

**Collaboration**

22. Not applicable.

**Budget considerations**

23. Not applicable.

**Relevant law**

24. *Local Government Act 1989*  
25. *Local Government Act 2020*  
26. *Local Government Legislation Amendment (Rating and Other Matters) Act 2022*  
27. *Fire Services Property Levy Act 2012*  
28. *Local Government (General) Regulations 2015.*

**Regional, state and national plans and policies**

29. Not applicable.

**Conflicts of interest**

30. All officers involved in the preparation of this report have made a declaration that they do not have a conflict of interest in the subject matter of this report.

<b>Council Resolution</b>
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**MOVED: Cr Grant Brooker**

**SECONDED: Cr Kate McKay**

**That Council:**

1. Notes the introduction of the Emergency Services Levy (ESVF) by the Victorian Government, which significantly expands the scope and structure of the former Fire Services Property Levy.

2. Expresses its strong concern about the impact of the ESVF on the local government sector, in particular:
  - a) The shift in administrative and financial burden onto councils to act as levy collectors on behalf of the State Government.
  - b) The potential for inequitable impacts on rural communities and primary producers within the Shire.
  - c) The departure from the original intent of the Fire Services Property Levy, as recommended by the 2009 Victorian Bushfires Royal Commission.
3. Resolves to write to the Premier of Victoria, the Treasurer, the Minister for Emergency Services and the Minister for Emergency Management to:
  - a) Reaffirm Council's opposition to councils being the collection agent for the State Government under the ESVF.
  - b) Call for the State Revenue Office to take responsibility for collecting the Principal Place of Residence (PPR) component of the ESVF.
  - c) Request that the Victorian Government fully reimburse councils for the costs associated with the collection, reporting and debt recovery functions of the levy.
  - d) Request that the Victorian Government improve transparency and undertake the community engagement directly with communities regarding the ESVF's implementation and operation.
  - e) Request that the structure of the ESVF be reviewed to ensure it is equitable and does not disproportionately burden rural communities or primary producers.
  - f) Request that the rationale for broadening the scope of the levy, beyond fire services to fund agencies such as Triple Zero, Victoria State Emergency Services (VICSES), State Control Centre, Forest Fire Management Victoria, and Emergency Recovery Victoria be publicly explained and reconsidered in the context of the Royal Commission's original intent.

**CARRIED UNANIMOUSLY**

## **16. Confidential reports**

Nil

## **17. Close of Meeting**

The meeting closed at 8.49pm.

Confirmed: \_\_\_\_\_

Cr John Dumaresq, Mayor