



**ORDINARY COUNCIL (TOWN PLANNING) MEETING OF  
THE HUME CITY COUNCIL**

**MONDAY, 22 JUNE 2020**

**VIRTUAL MEETING WAS LIVESTREAMED  
VIA [WWW.HUME.VIC.GOV.AU](http://WWW.HUME.VIC.GOV.AU)**

**CONFIRMED - 13 JULY 2020**



# HUME CITY COUNCIL

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**Minutes** of the  
**ORDINARY COUNCIL (TOWN PLANNING) MEETING OF THE HUME CITY COUNCIL**  
held on Monday, 22 June 2020  
**at 7:00 PM**

Virtual Meeting was livestreamed via [www.hume.vic.gov.au](http://www.hume.vic.gov.au)

To:	a: Council	Cr Carly Moore Cr Karen Sherry Cr Joseph Haweil Cr Jodi Jackson Cr Drew Jessop, OAM Cr Leigh Johnson Cr Geoff Porter Cr Ann Potter Cr Jana Taylor	Mayor Deputy Mayor
	b: Officers	Mr Domenic Isola Mr Hector Gaston Mr Michael Sharp Ms Roslyn Wai  Mr Peter Waite Mr Daryl Whitfort Mr Blake Hogarth-Angus  Mr Bruce Fordham Mr Andrew Johnson Mr Vishnu Krishna Ms Joanne Grindrod	Chief Executive Officer Director Community Services Director Planning and Development Director Communications, Engagement and Advocacy Director Sustainable Infrastructure and Services Director Corporate Services Acting Manager Statutory Planning and Building Control Services Manager Leisure Centres and Sports Manager Strategic Planning Business Analyst, Information Services Governance Support Officer

## **Proceedings to be Recorded**

The Mayor advised that the Council meeting was being livestreamed on Council's website and that an audio recording of the Council meeting would be made and published to Council's website within 2 working days of the meeting.

The Mayor advised that as Council is the owner of the copyright in the livestream and notwithstanding anything appearing on Council's website, any recording, copying or other use of the livestream is strictly prohibited and would therefore constitute a breach of Council's copyright.

The Mayor advised that as members of the gallery could not be in attendance at the meeting, any person wishing to make comment to reports listed on the Agenda, had been requested to submit their comments in advance of the meeting. Provided they are compliant with the *Governance Local Law 2013* and Council's Code of Meeting Procedures, with the exception of being present at the meeting, these comments would be read out by the Chief Executive Officer.

## ORDER OF BUSINESS

### 1. ACKNOWLEDGEMENT OF THE TRADITIONAL CUSTODIANS OF THIS LAND

The Mayor read the following:

*"I would like to acknowledge that we are meeting on Gunung-Willam-Balluk land. The Gunung-Willam-Balluk of the Wurundjeri are the first and original people of this land. I would like to pay my respects to their Elders, past and present, and the Elders from other communities who may be here today."*

### 2. PRAYER

The Mayor advised that Councillors would normally be asked to stand for the Prayer as a sign of respect, however given that the meeting is being conducted online Councillors would not be required to stand on this occasion.

The Mayor read the following:

*"Almighty God, we humbly beseech Thee to vouchsafe Thy blessing upon this Council. Direct and prosper its deliberations to the advancement of Thy glory and the true welfare of the people of the Hume City."*

Amen

### 3. APOLOGIES

Cr Naim Kurt - apology by suspension.

An apology was received from Cr Jack Medcraft

### 4. DISCLOSURE OF INTEREST

The Mayor drew Councillors' attention to the provisions of the *Local Government Act 1989* in relation to the disclosure of conflicts of interests. Councillors are required to disclose any conflict of interest immediately before consideration or discussion of the relevant item. Councillors are then required to leave the Chamber during discussion and not vote on the relevant item.

No Councillors declared any Conflict of Interest.

### 5. CONDOLENCE MOTIONS

Nil.

### 6. URGENT BUSINESS

**UB38**

**CORONAVIRUS IN HUME**

**Moved** Cr Ann Potter, **Seconded** Cr Leigh Johnson

- 1) **That Council writes to the Victorian Chief Health Officer, Professor Brett Sutton, to seek urgent clarification from the Department of Health and Human Services on the location of suburbs within Hume City where we have seen a spike in recent cases of the coronavirus; and**
- 2) **Request that the Department consider future identification of 'hotspots' by suburb, rather than Local Government Area in public health messaging on COVID-19.**

**CARRIED**

## 7. OFFICER'S REPORTS

Reports Identified as Requiring Individual Discussion

Report No.	Report	Page in Agenda
HE111	Community Sports Infrastructure Stimulus Program  Moved Cr Jana Taylor, <b>Seconded</b> Cr Karen Sherry	5
	<b>2.1 That Council:</b>	
	<b>2.1.1 Approves the submission of applications to the Community Sports Infrastructure Stimulus Program for the following projects:</b>	
	(a) Craigieburn Sports and Community Centre Redevelopment seeking \$6 million	
	(b) Craigieburn Softball Centre seeking \$2,000,000	
	(c) Gladstone Park Pavilion seeking \$1,353,868	
	<b>2.1.2 Notes the allocations of funding from the 2020/21 Council budget, including:</b>	
	(a) \$3,700,000 for the Craigieburn Softball Centre (Mt Aitken District Recreation Reserve Pavilion – Highlands and Mt Aitken District Recreation Reserve – Highlands)	
	(b) \$1,329,000 for the <i>Gladstone Park Reserve Sports Pavilion Upgrade</i>	
	<b>2.1.3 Approves bringing forward funding from the 4-Year indicative Capital Works Program for the <i>Craigieburn Sports and Community Centre Redevelopment</i> project, subject to a successful grant application.</b>	

CARRIED

Report No.	Report	Page in Agenda
HE112	Craigieburn Sports Stadium and Surrounds Master Plan - Stage One works  Moved Cr Joseph Haweil, <b>Seconded</b> Cr Drew Jessop	11
	<b>That Council endorse the Craigieburn Sports Stadium and Surrounds Master Plan – Stage One works.</b>	

CARRIED

Report No.	Report	Page in Agenda
SU487	Hume Housing Diversity Strategy - Community Consultation Outcomes and Final Strategy	169

The Chief Executive Officer read out a submitted statement to Council on behalf of Ms Charlise Bishop, Ms Shelly Rickards and Mr Chris Newman.

**Moved** Cr Karen Sherry, **Seconded** Cr Geoff Porter

**That Council:**

- 2.1 notes the report presenting the findings from the community consultation undertaken on the draft Hume Housing Diversity Strategy.**

- 2.2 adopt the Housing Diversity Strategy consistent with Attachment 1, but amend the extent of Moderate Change in Tullamarine by applying Gradual Change to properties west of Broadmeadows Road

CARRIED

Report No.	Report	Page in Agenda
GE440	Setting of Discretionary Parking Infringement Penalties	339

Moved Cr Joseph Haweil, **Seconded** Cr Karen Sherry

That Council set all discretionary penalty amounts for parking offences under the Road Safety Rules 2017 at 0.2 of a penalty unit.

CARRIED

Report No.	Report	Page in Agenda
CC113	Creative Community Strategy and revised Art in Public Places Policy	27

Moved Cr Leigh Johnson, **Seconded** Cr Ann Potter

That Council:

- 2.1 endorses the draft Creative Community Strategy (2020-2025) for stakeholder and community feedback (Attachment 1) from Tuesday 23 June to Wednesday 22 July 2020.
- 2.2 following the consultation period, consider the final Creative Community Strategy (2020-2025) at the 14 September 2020 Council meeting.
- 2.3 rescinds the Art in Public Places Policy (2015).
- 2.4 adopts the Art in Public Places Policy (2020).
- 2.5 endorses the budget implications relating to the Art in Public Places Policy (2020) as identified in section 4.4 of this report.

CARRIED

### Reports Not Otherwise Dealt With

Moved Cr Drew Jessop, **Seconded** Cr Ann Potter

Report No.	Report	Page in Agenda
SU482	6 Cassinia Crescent Meadow Heights - removal of a restrictive covenant	69
SU483	12 Leech Court, Jacana - The Development of Two Double Storey Dwellings and a Single Storey Dwelling	91
SU484	42 Field Street Craigieburn - The development of four double storey dwellings	113

SU485	35 Carroll Lane Greenvale, Multi Lot subdivision and removal of native vegetation	139
SU486	Statutory Planning Monthly Report - June 2020	157
GE436	Submission to the Sunbury Infrastructure Contribution Plan Amendment C243hume	287
GE437	Establishment of Council's Audit and Risk Committee and adoption of Audit and Risk Committee Charter	299
GE438	Procurement Policy Review - 2020	307
GE439	Adoption of Capital Investment Policy - 2020	329
GE441	Correspondence received from or sent to Government Ministers or Members of Parliament - May 2020	343

be adopted.

CARRIED

Report No.	Report	Page in Agenda
SU482	6 Cassinia Crescent Meadow Heights - removal of a restrictive covenant	69

Moved Cr Drew Jessop, **Seconded** Cr Ann Potter

That Council, having considered the application on its merits, resolves to issue a Notice of Decision to Refuse to Grant a Planning Permit for the removal of registered restrictive covenant contained in Instrument R199271S applies to Certificate of Title Vol. 09983 Fol. 713 at 6 Cassinia Crescent, Meadow Heights on the following grounds:

- 2.1 Council does not have power to grant a planning permit under Clause 52.02 of the *Hume Planning Scheme (Scheme)* allowing the removal of covenants created under s.14 of the *Urban Land Authority Act 1979*.
- 2.2 Section 6A(3) of the *Planning and Environment Act 1987* expressly excludes section 14 covenants from being prohibited or restricted by the planning schemes.
- 2.3 A section 14 covenant does not need a planning permit for its creation, removal or variation. A planning scheme cannot prohibit or restrict such creation, removal or variation.

CARRIED

Report No.	Report	Page in Agenda
SU483	12 Leech Court, Jacana - The Development of Two Double Storey Dwellings and a Single Storey Dwelling	91

Moved Cr Drew Jessop, **Seconded** Cr Ann Potter

That Council, having considered the application on its merits and the objections received, resolves to refuse the application for the development of two double storey dwellings and a single storey dwelling at 12 Leech Court, Jacana, for the following reasons:

- 2.1 The proposed development is contrary to the purpose of Clause 32.08 General Residential Zone 1, with regards to neighbourhood character and diversity of housing types.
- 2.2 The proposed development does not meet the objective or Standard B1 of Clause 55.02-1, with regards to neighbourhood character.
- 2.3 The proposed development does not meet the objective, Standard B5 or the decision guidelines of Clause 55.02-5, with regards to integration with the street.
- 2.4 The proposed development does not meet the objective or Standard B12 of Clause 55.03-7, with regards to safety.
- 2.5 The proposed development does not meet the objective or Standard B12 of Clause 55.03-8, with regards to Landscaping.
- 2.6 The proposed development does not meet the objective or Standard B25 of Clause 55.05-2, with regards to Accessibility.
- 2.7 The proposed development does not meet the objective or Standard B26 of Clause 55.05-2, with regards to Dwelling entry.
- 2.8 The proposed development does not meet the objective or Standard B27 of Clause 55.05-3, with regards to Daylight to new windows.
- 2.9 The proposed development does not meet the objective or Standard 31 of Clause 55.06-1, with regards to Design details.
- 2.10 The proposal is contrary to the objectives of the Planning and Environment Act 1987, as it does not provide for 'fair and orderly planning'.

**CARRIED**

Report No.	Report	Page in Agenda
SU484	42 Field Street Craigieburn - The development of four double storey dwellings	113

**Moved** Cr Drew Jessop, **Seconded** Cr Ann Potter

That Council, having considered the application on its merits and with regards to the objections, resolves to issue a Notice of Refusal to Grant a Planning Permit for the development of four double storey dwellings at 42 Field Street Craigieburn, on the following grounds:

- 2.1 The proposed development is contrary to the purpose of Clause 32.08 General Residential Zone 1, with regards to neighbourhood character and diversity of housing types.
- 2.2 The proposed development does not meet the objective or Standard B1 of Clause 55.02-1, with regards to neighbourhood character.
- 2.3 The proposed development does not meet the objective, Standard B7 or the decision guidelines of Clause 55.03-2, with regards to building height and visual impact.
- 2.4 The proposed development does not meet the objective or standard of Clause 55.03-5, with regards to energy efficiency.



- 2.5 The proposed development does not meet the objective or standard B15 of Clause 55.03-10, with regards to impacts of vehicular noise to habitable room windows.
- 2.6 The proposed development does not meet the objective or Standard 31 of Clause 55.06-1, with regards to design details.
- 2.7 The proposed development does not meet the objective or Standard 33 of Clause 55.06-3, with regards to common property.
- 2.8 The proposal does not make an appropriate response to Clause 55.03-4 Permeability and stormwater management objectives or *Clause 53.18 Stormwater management in urban design*.
- 2.9 The proposal is contrary to the objectives of the *Planning and Environment Act 1987*, as it does not provide for 'fair and orderly planning'.

CARRIED

Report No.	Report	Page in Agenda
SU485	35 Carroll Lane Greenvale, Multi Lot subdivision and removal of native vegetation	139

Moved Cr Drew Jessop, **Seconded** Cr Ann Potter

**THAT Council:**

- 2.1 Having considered the application on its merits, resolves to not support the proposed multi-lot subdivision and removal of native vegetation at 35 Carroll Road, Greenvale for the following reasons:
  - 2.1.1 The design and layout of the proposed subdivision does not respond to the site constraints and context. Specifically, the proposal does not adequately respond to the landscape character of the area and has not appropriately considered the landscape value of existing native, indigenous and exotic vegetation and fails to retain significant vegetation; which is contrary to the objectives and guidelines of the Greenvale Central Precinct Structure Plan.
  - 2.1.2 The proposal fails to comply with the requirements of clause 52.17 of the Hume Planning Scheme in regard to native vegetation.
- 2.2 Delegates officers to negotiate on the above points based on any additional and relevant information provided as part of the Victorian Civil and Administrative Tribunal compulsory conference scheduled for the application.

CARRIED

Report No.	Report	Page in Agenda
SU486	Statutory Planning Monthly Report - June 2020	157

Moved Cr Drew Jessop, **Seconded** Cr Ann Potter  
That the report be noted.

CARRIED

Report No.	Report	Page in Agenda
GE436	Submission to the Sunbury Infrastructure Contribution Plan Amendment C243hume	287

**Moved** Cr Drew Jessop, **Seconded** Cr Ann Potter

**That Council:**

- 2.1 forwards a submission to the Victorian Planning Authority indicating:
  - 2.1.1 support for the Sunbury ICP as exhibited;
  - 2.1.2 support for the inclusion of all infrastructure projects as proposed (design/costing/priority) within the standard and supplementary levy;
  - 2.1.3 support for the application of the Public Acquisition Overlay over the land required to deliver Yirrangana Road and the removal of the existing Public Acquisition Overlay; and
- 2.2 requests the opportunity to be involved in discussions between the Victorian Planning Authority and any submitting party prior to the resolution of any outstanding matters or any forthcoming Planning Panel for the amendment.
- 2.3 authorises the Manager Strategic Planning and the Coordinator Growth Area Planning to make submissions to any forthcoming Planning Panel and represent Council in discussions with the VPA and submitting parties to resolve outstanding matters.

**CARRIED**

Report No.	Report	Page in Agenda
GE437	Establishment of Council's Audit and Risk Committee and adoption of Audit and Risk Committee Charter	299

**Moved** Cr Drew Jessop, **Seconded** Cr Ann Potter

- 2.1 That the Audit Committee Instrument of Delegation authorised by a resolution of Council on 27 March 2017 be revoked.
- 2.2 That in accordance with section 53 of the *Local Government Act 2020*, Council establishes an Audit and Risk Committee.
- 2.3 That Council appoints the following members to the Audit and Risk Committee:
  - 2.3.1 Claire Filson as an independent member and chair until April 2021
  - 2.3.2 David Nairn as an independent member until April 2023
  - 2.3.3 Shannon Buckley as an independent member until April 2024
  - 2.3.4 Councillor Drew Jessop and Councillor Karen Sherry as Councillor members for the current term of Council.

- 2.4 That Council fixes the allowance paid to the independent members at:
- 2.4.1 Chairperson \$8,500 per annum
- 2.4.2 Member \$6,800 per annum
- 2.5 That in accordance with section 54 of the *Local Government Act 2020*, Council adopt the attached Audit and Risk Committee Charter.
- 2.6 The next review of the Audit and Risk Committee Charter take place within 12 months of the October 2020 Council election.

CARRIED

Report No.	Report	Page in Agenda
GE438	Procurement Policy Review - 2020	307
	Moved Cr Drew Jessop, <b>Seconded</b> Cr Ann Potter	
	2.1 That Council revoke the previous Procurement Policy adopted by Council on 24 June 2019 and adopt the attached Procurement Policy (the Policy).	
	2.2 That a copy of the Policy be made available for public inspection at Council customer service centres and on Council's website.	

CARRIED

Report No.	Report	Page in Agenda
GE439	Adoption of Capital Investment Policy - 2020	329
	Moved Cr Drew Jessop, <b>Seconded</b> Cr Ann Potter	
	That Council revoke the Capital Investment Policy adopted by Council on 10 April 2017 and adopt the attached Capital Investment Policy.	

CARRIED

Report No.	Report	Page in Agenda
GE441	Correspondence received from or sent to Government Ministers or Members of Parliament - May 2020	343
	Moved Cr Drew Jessop, <b>Seconded</b> Cr Ann Potter	
	That Council notes this report on correspondence received from or sent to Government Ministers or Members of Parliament.	

CARRIED

**8. CONFIDENTIAL MATTERS**

The Meeting may be closed to members of the public to consider confidential matters.

**Moved** Cr Geoff Porter, **Seconded** Cr Ann Potter

**THAT Council close the meeting to the public pursuant to section 66(2) of the Local Government Act 2020 to consider items, which were confidential for the purposes of section 77 of the Local Government Act 1989 as indicated:**

Report No.	Title	Reason for Confidential
COSU159	Contract - Sunbury Laneway Streetscape Renewal Project from Dacakis Lane to Evans Street, Sunbury	(d) contractual matter
COSU160	Contract - Civic Way, Broadmeadows - Public Realm Upgrade Works	(d) contractual matter
COGE286	Provision of Council's Insurance 2020/21	(d) contractual matter
COGE287	Designation of Information Provided at a Strategy and Policy Briefing as Confidential Information - June 2020	(h) any other matter which the Council or special committee considers would prejudice the Council or any person

**CARRIED**

The meeting was closed to the public at 8:15 pm.

The meeting did not reopen to the public.

**9. CLOSURE OF MEETING**

The meeting closed at 8:57 pm.

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**COUNCILLOR CARLY MOORE**  
**MAYOR**