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MINUTES OF THE COUNCIL MEETING

Held on Monday 4 July 2016

Released to the public on Thursday 7 July 2016

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**MINUTES OF THE ORDINARY MEETING OF THE
DAREBIN CITY COUNCIL HELD AT DAREBIN CIVIC CENTRE,
350 HIGH ST, PRESTON ON MONDAY 4 JULY 2016**

THE MEETING OPENED AT 7.00 PM

1. PRESENT

Councillors

Cr Vince Fontana (Mayor) (Chairperson)

Cr Tim Laurence

Cr Bo Li

Cr Trent McCarthy

Cr Steven Tsitas (7.01 pm)

Cr Angela Villella (7.01 pm)

Cr Oliver Walsh (7.02 pm)

Cr Julie Williams

Council Officers

Rasiah Dev – Chief Executive

Katrina Knox – Director Community Development

Steve Hamilton – Director Assets and Business Services

Gavin Cator – Director Corporate and Planning Services

Verica Jokic – Senior Media Advisor

Katia Croce – Coordinator Council Business

Jody Brodribb – Council Business and Governance Officer

2. APOLOGIES

Cr. Greco is on an approved leave of absence.

3. DISCLOSURES OF CONFLICTS OF INTEREST

Nil

4. CONFIRMATION OF THE MINUTES OF COUNCIL MEETINGS

Council Resolution

MOVED: Cr. J. Williams
SECONDED: Cr. T. McCarthy

THAT the Minutes of the Ordinary Meeting of Council held on 20 June 2016 be confirmed as a correct record of business transacted.

CARRIED

Council Resolution

MOVED: Cr. T. McCarthy
SECONDED: Cr. B. Li

That the Minutes of the Special Meetings of Council held on 27 and 28 June 2016 be confirmed as a correct record of business transacted.

CARRIED

Cr. Vilella and Cr. Tsitas entered the meeting at 7.01 pm.

5. PUBLIC QUESTION TIME**MINUTE NO. 269**

The Mayor, Cr. Fontana, responded to the following questions submitted for Public Question Time:

- Nathaniel Ramm of Thornbury submitted a question in relation to restoring the lights along Bracken Avenue, Thornbury. The Chairperson, Cr. Fontana advised that new lighting would be installed as soon as possible and a written response would be provided.
- Serena O'Meley of Reservoir submitted five (5) questions in relation to the former Ruthven and Lakeside sites. The Chairperson, Cr. Fontana responded to the first two questions and advised that a written response would be provided in relation to the remaining questions.
- Terry Mason of Reservoir submitted two (2) questions in relation to the former Ruthven and Lakeside sites. The Chairperson, Cr. Fontana responded to the first two questions and advised that a written response would also be provided.
- Geoffrey Richards of Northcote submitted a question in relation to trees at Northcote Golf Club which border the Victoria Gardens Retirement Village. The Chairperson, Cr. Fontana responded to the question and advised officers would inspect the trees and provide a report to Mr Richards.

The Chairperson, Cr. Fontana, also advised the gallery that commencing at the Council meeting to be held on 18 July 2016, public questions from the gallery would recommence. The revised guidelines for public question time will be available in Council agenda's and on Councils website.

Cr. Walsh entered the meeting during discussion of the above item at 7.02 pm.

Cr. Walsh temporarily left the meeting during discussion of the above item at 7.05 pm and returned at 7.06 pm.

6. CONSIDERATION OF REPORTS

6.1 DAREBIN LEISURE STRATEGY: ACTION PLAN 2015 – 2020 ANNUAL IMPLEMENTATION UPDATE

MINUTE NO. 270

Author: Manager Leisure and Public Realm

Reviewed By: Director Community Development

Report Background

This paper provides Council with an update on the implementation of the Darebin Leisure Strategy: 2015 – 2020 Action Plan.

Previous Council Resolution

At its meeting held on 5 October 2015, Council resolved:

- (1) *Adopts the 2015 – 2020 Leisure Action Plan attached as **Appendix A** to this report.*
- (2) *Receives annual reports on how Council is achieving the targets.'*

Previous Briefing(s)

Councillor Briefings – 14 June 2016

Council Plan Goal/Endorsed Strategy

The Darebin Leisure Strategy: 2015 – 2020 Action Plan relates to:

- Council Plan: Healthy and Connected Community - Strategies - 2.6 Community health and fitness; and access to opportunities; 2.10 Social and physical connectedness; 2.13 equitable access for all; 2.15 equity in sport; 5.2 access and inclusion
- Darebin Health and Wellbeing Plan: Goal 4 – Build healthy, safe and accessible places for people to play and connect; Goal 5 - Protect and promote Darebin people's physical health (5.3 – Increase regular physical activity for all)

Summary

The Darebin Leisure Strategy: 2015 – 2020 Action Plan (the Action Plan) was adopted by Council on 5 October 2015. The published plan is available at (**Appendix A**).

This report summarises achievements and outcomes from the first year of implementation of this five year Action Plan. Council will be provided with annual implementation updates throughout the life of the Action Plan, until 2020.

| |
|---------------------------|
| Council Resolution |
|---------------------------|

MOVED: Cr. B. Li
SECONDED: Cr. Oliver Walsh

That Council note the report and the achievements against the Action Plan during 2015/2016.

CARRIED

6.2 DAREBIN CHILD FRIENDLY CITY FRAMEWORK

MINUTE NO. 271

Author: Manager Children, Families and Community**Reviewed By:** Director Community Development**Report Background**

This report presents the progress of the development of a Child Friendly City Framework for Darebin by the Advisory Committee. In late 2013 Council endorsed the establishment of the Darebin Child Friendly City Advisory Committee. The Advisory Committee has met regularly and has been informed by the work of other Councils that are adopting a Child Friendly City approach, both in Victoria and internationally.

Previous Council Resolution

At its meeting of 16 December 2013 Council resolved.

“That:

.....

- (3) *Once the Darebin Child Friendly City Advisory Committee and the Terms of Reference has been established, the Committee define the age of the child and report back to a Councillor briefing session”.*

Previous Briefing(s)

Councillor Briefings – 27 October 2014 and 14 June 2016

Council Plan Goal/Endorsed Strategy

Council Goal 2: Healthy and Connected Community

Summary

This report provides details of the process undertaken in developing a Darebin Child Friendly City Framework for Council’s consideration, and outlines recommendations from the Child Friendly City Advisory Committee.

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|-----------------------|
| Recommendation |
|-----------------------|

That:

- (1) Council endorses the Child Friendly City Framework attached as **Appendix A**.
- (2) A report on the progress of the Action Plan and the work achieved be provided to Council in 12 months.

Motion

MOVED: Cr. S. Tsitas
SECONDED: Cr. T. McCarthy

That:

- (1) Council endorses the Child Friendly City Framework attached as **Appendix A**.
- (2) A report on the progress of the Action Plan and the work achieved be provided to Council in 12 months.

Cr. McCarthy proposed to the mover that point (2) of the motion be amended as follows. This was accepted by Cr. Tsitas.

- (2) A report on the progress of the Action Plan and the work achieved be provided in ~~12 months~~ **at the start of the next Council term**.

THE AMENDED MOTION THEN READ AS FOLLOWS:

Amended Motion

MOVED: Cr. S. Tsitas
SECONDED: Cr. T. McCarthy

That:

- (1) Council endorses the Child Friendly City Framework attached as **Appendix A**.
- (2) A report on the progress of the Action Plan and the work achieved be provided at the start of the next Council term.

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

Council Resolution

MOVED: Cr. S. Tsitas
SECONDED: Cr. T. McCarthy

That:

- (1) Council endorses the Child Friendly City Framework attached as **Appendix A**.
- (2) A report on the progress of the Action Plan and the work achieved be provided at the start of the next Council term.

CARRIED

6.3 COUNCILS SUPPORT TO SAFE SCHOOLS COALITION MEMBERS IN DAREBIN

MINUTE NO. 272

Author: Manager Children, Families and Community**Reviewed By:** Director Community Development**Report Background**

This report follows Council's decision to become a Safe Schools Coalition (SSC) supporter in light of the nation-wide debate around SSC and the impact on the health and wellbeing of the lesbian, gay, bisexual, transgender, intersex and queer (LGBTIQ) community, particularly vulnerable young people in Darebin.

Previous Council Resolution

At its meeting on 21 March 2016, Council resolved that:

“.....

- (3) *Council receive a report as soon as practicable on ways in which the council can assist in ensuring the ongoing operations and advocacy of the Safe Schools program in Darebin.*
- (4) *Officers should consult with relevant council committees and schools in Darebin as part of the report.”*

Previous Briefing(s)

This matter has not previously been to a Councillor briefing.

Council Plan Goal/Endorsed Strategy

- Council Plan Goal 2: Healthy and Connected Community
- Equity and Inclusion Policy
- Sexuality, Sex and Gender Diversity Action Plan

Summary

The Safe Schools Coalition (SSC) is an evidence-based whole-of-school program aiming to assist schools to become supportive and inclusive environments for all students, particularly those experiencing homophobic and transphobic bullying. The program drew criticism from some Members of Parliament prompting the Federal Government to review it.

In line with Darebin's commitment to social inclusion and community cohesion, Council expressed its support for SSC by becoming an official supporter organisation on 21 March, 2016.

This report looks at the developments surrounding SSC since 21 March and the ways in which Council can strengthen our support to SSC, in particular ways in which we can assist the SSC schools in Darebin.

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| Council Resolution |
|---------------------------|

MOVED: Cr. B. Li

SECONDED: Cr. Angela Villella

That Council:

- (1) Notes the report on Council's Support to Safe Schools Members in Darebin.
- (2) Continues to support schools in Darebin that belong to the Safe Schools Coalition by:
 - a) Continuing to advocate for, and make public statements of support in favour of, Safe Schools and our LGBTIQ community more generally as the need arises.
 - b) Council/Councillor representation at events organised by schools in support of same-sex attracted, intersex, trans and gender diverse (SSAITGD) students, staff and families;
 - c) Responding to schools' requests and providing ad hoc assistance with school projects related to Safe Schools Coalition.

CARRIED

Cr. Laurence called for a Division:

For

Cr. Bo Li

Cr. Trent McCarthy

Cr. Julie Williams

Cr. Steven Tsitas

Cr. Vince Fontana

Cr. Tim Laurence

Cr. Angela Villella

Against

Cr. Oliver Walsh

The Chairperson, Cr. Fontana declared the motion to be carried.

6.4 UPDATE ON GREEN STREET PEDESTRIAN PATH

MINUTE NO. 273

Author: Senior Coordinator Transport Management**Reviewed By:** Director Assets and Business Services**Report Background**

On 7 December 2015 a petition was submitted regarding the Green Street pedestrian path to Council, this resulted in the following resolution:

'That the petition:

"Create a safe and legal thoroughfare for the Community. We the residents of Westgarth petition Darebin Council to pave and fence the informal Green Street pedestrian path.

This path is regularly used by residents to access east-west along the railway line, Dennis Station and the primary school, shops, cafes and parks over the railway line. By restricting access, a long standing amenity and important access to public transport has been significantly diminished.

Formalising this path will make it the same as the other public thoroughfares at Knowles, Harper and Rathmines Streets.

I urge the Darebin Council to indefinitely lease the land from PTV/Vic Track so that they can then create a safe and legal thoroughfare to Dennis Station and beyond by early 2016."

be tabled and a report be presented to Council at its February 2016 meeting.'

Previous Council Resolutions

In response to the petition, a report was presented to Council on 1 February 2016 providing information on the status of the Green Street pedestrian path. At this meeting Council resolved:

'That:

- (1) Council continues to advocate on behalf of the community to retain pedestrian access through the VicTrack owned land at the end of Green Street, Northcote.*
- (2) The Mayor writes to the Minister for Transport, Member for Northcote, CEO of VicTrack and CEO of Metro Trains Melbourne requesting that VicTrack owned land at the end of Green Street be leased to Council at no cost and that these agencies consider contributing to the cost of constructing a path as per the community petition.*
- (3) Council receives a further report in time for the 2016/2017 Budget deliberations regarding costs associated with leasing and path construction.*
- (4) Council explore whether the petitioning for a Board of Inquiry to be established by the Governor in Council under section 9 of the Local Government Act, if there is no formal dispute resolution mechanism available under the Act which regulates VicTrack.'*

This report responds to that resolution.

Previous Briefing(s)

This matter has not previously been to a Council briefing.

Council Plan Goal/Endorsed Strategy

- Darebin Transport Strategy (DTS)

- Darebin Safe Travel Strategy (DSTS)

Summary

- In October 2015, Council received reports that signs were erected around the Green Street pedestrian path (between Green Street and Dennis Train Station), indicating that the path was closed to the public.
- In response, a petition was submitted to Council calling for Council to lease the land and formalise the path.
- Subsequent investigations by Council have identified that the signs have been removed.
- Council officers have investigated the merits of formalising the path. This investigation indicates that whilst the route offers a local connection to the train station, it does not form part of a strategic link in the pedestrian network.
- In line with item 2 of the Council resolution, Council has written to the Chief Executive of VicTrack, copied to the Minister for Public Transport, Member for Northcote and CEO of Metro Trains advocating to retain the access along this route, requesting the land be leased at no cost, and that these agencies consider contributing to the cost of constructing a path. VicTrack have agreed to waive the assessment fee, and charge only a nominal licence fee.
- Council has applied to VicTrack to lease the land from the end of Green Street to the rail reserve, and along the rail reserve to Simpson Street, in order to construct a 1.5m granitic sand pedestrian path with a 1.8m fence along the rail line. VicTrack have progressed the application, indicating they will support it, and MTM approvals are now required.
- The cost of formalising the path would be in the order of \$115,000 and it is expected that the design and construction phases would be in the order of 12 months.
- If approvals for a path are obtained from the relevant agencies, a submission will need to be made to the 2017/18 capital works budget to construct the path.

Recommendation

That Council note this report on the Green Street Pedestrian Path.

Council Resolution

MOVED: Cr. T. McCarthy

SECONDED: Cr. S. Tsitas

That Council:

- (1) Notes this report on the Green Street Pedestrian Path
- (2) Notes that \$300,000 has been included in the 2016/2017 Council budget for local-state active transport projects to enable co-funding for such projects.
- (3) Writes to the Minister for Public Transport and local MP's (both Houses) requesting that the Government also contribute to the cost of this path.

CARRIED

Gavin Cator, Director Corporate Services temporarily left the meeting during discussion of the above item at 7.34 pm.

**6.5 INSTRUMENT OF APPOINTMENT AND AUTHORISATION
TO APPOINT AUTHORISED OFFICERS TO ENFORCE THE
PLANNING AND ENVIRONMENT ACT 1987**

MINUTE NO. 274

AUTHOR: Coordinator Council Business**REVIEWED BY:** Manager Corporate Governance and Performance**Report Background**

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, by authority conferred by instrument of delegation from Council dated 17 March 2015, makes these appointments. Maddocks Lawyers' model *Instrument of Appointment and Authorisation* developed for Victorian councils is used for this purpose.

Maddocks Lawyers have a separate *Instrument of Appointment and Authorisation* specifically for authorised officers appointed under the *Planning and Environment Act 1987*. This *Instrument of Appointment and Authorisation* provides for councils (rather than CEO's by delegation) to appoint officers by a resolution.

This report therefore presents for Council approval the *Instrument of Appointment and Authorisation* to appoint authorised officers for the purposes of enforcing the *Planning and Environment Act 1987*.

Previous Council Resolution

At its meeting held on 18 April 2016, Council resolved:

'That in the exercise of the powers conferred by section 147 (4) of the Planning and Environment Act 1987 and section 232 of the Local Government Act 1989, Darebin City Council resolves that:

- a) *The member of Council staff referred to in the Instrument attached as Appendix A be appointed and authorised as set out in the instrument.*
- b) *The instrument comes into force immediately the common seal of Council is affixed to the instrument, and remains in force until Council determines to vary or revoke it.'*

Previous Briefing(s)

This matter has not previously been to a Councillor briefing.

Council Plan Goal/Endorsed Strategy

Open and Accountable Democracy

Summary

This report seeks approval by Council for Council staff to be appointed and authorised to enforce the *Planning and Environment Act 1987*.

| |
|---------------------------|
| Council Resolution |
|---------------------------|

MOVED: Cr. T. Laurence

SECONDED: Cr. O. Walsh

THAT in the exercise of the powers conferred by section 147 (4) of the *Planning and Environment Act 1987* and section 232 of the *Local Government Act 1989*, Darebin City Council resolves that:

- a) The member of Council staff referred to in the Instrument attached as **Appendix A** be appointed and authorised as set out in the instrument.
- b) The instrument comes into force immediately the common seal of Council is affixed to the instrument, and remains in force until Council determines to vary or revoke it.

CARRIED

Gavin Cator, Director Corporate Services returned to the meeting during discussion of the above item at 7.36 pm.

7. CONSIDERATION OF RESPONSES TO NOTICES OF MOTION AND GENERAL BUSINESS

7.1 VISION SUPER'S INVESTMENTS IN FOSSIL FUEL AND ASSOCIATED INDUSTRIES

MINUTE NO. 275

Author: Director Corporate Services

Reviewed By: Chief Executive

Report Background

This report is in response to Notice of Motion No. 263 from the Council meeting held on 7 March 2016

Previous Council Resolution

"That Council resolves to:

- (1) *Write to Vision Super expressing Council's concern about Vision Super's investments in fossil fuel and associated industries, ask that Vision Super share with Council what plans they have in place for divestment from fossil fuel companies and infrastructure and what steps Vision Super is taking to manage climate risk for its members including:*
 - a) *Quantify and manage climate risk to its current portfolio*
 - b) *Disclose fossil fuel exposed holdings to its members*
 - c) *Divest from pure play fossil fuel companies*
 - d) *Increase investment in renewable energy and energy efficiency*
 - e) *Engage with diversified companies and companies at risk and encourage them to phase out fossil fuel exposure*
 - f) *Minimisation of fossil fuel exposure in portfolio by divesting from diversified companies that continue to do business in fossil fuels without a plan for avoiding stranded assets and climate risk.*
 - g) *Ongoing reporting to members of climate risk and fossil fuel exposure as the above steps are undertaken.*
 - h) *Justify their high fees in comparison to other funds.*
- (2) *Write to all Councils in Victoria, the Australian Services Union (ASU), Municipal Association of Victoria (MAV) and Victorian Local Governance Association (VLGA) outlining Council's position on fossil fuel divestment and its support for divestment from fossil fuel investments by superannuation companies and request their support for this action."*

Council Plan Goal/Endorsed Strategy

Lead and work with our community and partners to achieve a rapid transition to an environmentally sustainable city

Summary

As resolved on 7 March 2016 a letter was written to all Councils in Victoria, the Australian Services Union (ASU), Municipal Association of Victoria (MAV) and Victorian Local Governance Association (VLGA) outlining Council's position on fossil fuel divestment and its support for divestment from fossil fuel investments by superannuation companies and request their support for this action.

This report provides the responses that have been received as at 1 June 2016.

Council Resolution

MOVED: Cr. T. McCarthy

SECONDED: Cr. S. Tsitas

That Council receive and note the report on Vision Super's investments in fossil fuel and associated industries.

CARRIED UNANIMOUSLY

Cr. Walsh temporarily left the meeting during discussion of the above item at 7.38 pm and returned at 7.40 pm.

7.2 FOSIL FUEL INVESTMENTS POLICY**MINUTE NO. 276****Author:** Director Corporate Services**Reviewed By:** Chief Executive**Report Background**

This report is in response to Notice of Motion No. 270 from the Council meeting held on 7 March 2016

Previous Council Resolution

“That Council receives a report in May on a draft Fossil Fuel Divestment Strategy, drawing on the work of other councils, such as Moreland City Council.”

Council Plan Goal/Endorsed Strategy

Lead and work with our community and partners to achieve a rapid transition to an environmentally sustainable city

Summary

As resolved on 7 March 2016 to receive a report on a draft Fossil Fuel Divestment strategy and following investigations of the work of other councils it was decided to prepare a Fossil Fuel Investment Policy and bring this to Council for its determination.

Council Resolution**MOVED:** Cr. T. McCarthy**SECONDED:** Cr. B. Li

That Council adopt the Fossil Fuel Investment Policy attached as **Appendix A** to this report.

CARRIED UNANIMOUSLY

Cr. Walsh temporarily left the meeting during discussion of the above item at 7.44 pm.

7.3 DAREBIN'S POP-UP PARKS**MINUTE NO. 277****Author:** Manager Leisure and Public Realm**Reviewed By:** Director Community Development**Report Background**

This report responds to the Notice of Motion No. 268, resolved at the Council meeting held on 7 March 2016 and the petition tabled at Council on 4 April 2016.

Previous Council Resolution

At the Council meeting on 7 March 2016 Council resolved:

"That:

- (1) Council put a freeze on any further pop up parks in the City of Darebin.*
- (2) Council receive a report on the current unexpended funds in this budget year and be redirected to increasing our urban forest canopy cover with increased plantings on council owned and publicly owned parklands and open space.*
- (3) Council officers report back to council on the location of any additional plantings across the city.*
- (4) The report also contains the year to date expenditure on the pop up program."*

At the Council meeting on 4 April 2016 the following petition as tabled and referred to the Chief Executive:

"We, the undersigned, live and work in the area of Preston known as "The Junction." We are committed to working alongside the Darebin City Council in the proposed plans to convert this part of Preston into a more pedestrian friendly neighbourhood where the traffic is calmer and the sense of community is enhanced by the planting of trees and general up-grade of the amenities.

We understand the pop-up park at the corner of Oakover and High Street was a temporary fixture and that the park would be moved at the beginning of April 2016.

We would like to ask the Darebin Council to consider leaving the slip road for vehicles turning left from High Street from High Street into Oakover Road closed to traffic for the time being to allow for further community discussion about the future use of this space."

Previous Briefing(s)

The matter has been considered at the following Council briefing and meeting sessions:

- Citizen's Jury Councillor Briefing Sessions: Conducted in 2014
- Citizen's Jury Project: Adoption, Council Meeting 15 September 2014
- Reservoir Streetscape Master Plan: Councillor briefings
- Junction Urban Master Plan: Councillor briefings
- Pop-up parks at Broadway and within JUMP have been the subject of 11 items in Councillor e-Bulletins distributed across 2015 and 2016.

Council Plan Goal/Endorsed Strategy

Council Plan: Goal 1 - Vibrant City and Innovative Economy; Goal 2 - Healthy and Connected Community; Goal 3 - Sustainable and Resilient Neighbourhoods and Goal 4 - Thriving and Creative Culture.

- GreenStreets Streetscape Strategy 2012-2020
- Urban Forest Strategy 2013
- Open Space Strategy 2007-2017
- Junction Urban Master Plan 2014
- Reservoir Streetscape Master Plan 2014

Summary

Following the outcome of Darebin's inaugural Citizen's Jury recommendation that a moveable 'Pop-Up Piazza kit' be created and funded by Council, two Pop-Up parks have been installed in support of Master Plans:

- The JUMP Pop-Up Park at the corner of Oakover Road and High Street; and
- The Broadway Pop-up Park.

The Council allocation to these projects has been expended through the purchase of both re-usable elements and temporary items such as soils, trees and other plantings. With the closure of the JUMP Pop-Up Park some of the re-usable items (ie soil, trees) have been relocated in a number of locations across the city.

One of elements of the JUMP project was to test the closure of the 'slip lane' at the corner of Oakover Road and High Street. Following the removal of the Pop-Up Park community members through a petition requested that the closure of the 'slip lane' be maintained to enable community discussion. The request to retain the closure was agreed and will remain until community consultation and a traffic study has been completed with a report to Council to follow.

With the current success and acceptance of the Broadway Pop-Up Park following further community consultation and review the option for a permanent new open space at the current location will be considered and if supported will be referred to the 2017/2018 budget.

Council Resolution

MOVED: Cr. A. Villella

SECONDED: Cr. B. Li

That Council:

- (1) Note this report on Darebin's Pop-Up Parks.
- (2) Endorse Option 1 and Option 3 as detailed in this report that:
 - (a) Consider the implementation of Pop-Up Parks on an individual basis. These parks would respond to Master Plan recommendations and/or community request for 'trial parks'. Council endorsement would be sought prior to the installation of any future Pop-Up Parks. This approach would enable the re-use of the items purchased as part of the Pop-Up Piazza Kit.

- (b) Maintain the closure of the Oakover Road and High Street 'slip lane' to enable community consultation and a detailed traffic study to be conducted. This will enable a full analysis of the issues to be addressed with a report provided to Council on the outcomes with recommendations for consideration.

CARRIED

Cr. Laurence called for a Division:

| <u>For</u> | <u>Against</u> |
|---------------------|--------------------|
| Cr. Bo Li | Cr. Julie Williams |
| Cr. Trent McCarthy | Cr. Steven Tsitas |
| Cr. Vince Fontana | Cr. Tim Laurence |
| Cr. Oliver Walsh | |
| Cr. Angela Villella | |

The Chairperson, Cr. Fontana, declared the motion to be carried.

Cr. Walsh returned to the meeting during discussion of the above item at 7.46 pm.

7.4 IMPACT OF NORTH-EAST TRUCK CURFEW ON DAREBIN

MINUTE NO. 278

Author: Senior Coordinator Transport Management**Reviewed By:** Director Assets and Business Services**Report Background**

In response to concerns regarding truck traffic on Rosanna Road, the State Government introduced a Truck Curfew on Greensborough Highway and Rosanna Road between Grimshaw and Banksia Streets in Banyule from 10 pm-6 am, seven days a week on a 12 month trial. This trial commenced on 21 August 2015.

VicRoads have recently released pre and post curfew truck data for key roads within Darebin and these results are presented below.

Previous Council Resolution

At the ordinary Council meeting on 6 July 2015 Council resolved:

'That Council receive a report by the end of September on the likely impact on Darebin's road network of the State Government's decision to introduce a night-time truck ban in the Banyule area. The report should also recommend any actions that Council should consider.'

Previous Briefing(s)

This matter has not previously been to a Councillor briefing.

Summary

In August 2015 VicRoads implemented a truck curfew for a 12 month period in the North-East of Melbourne. 'Before' and 'After' surveys have been undertaken by VicRoads which indicates that as a consequence of the truck curfew, truck drivers have been diverting to other arterial routes, including roads within Darebin.

VicRoads will continue to review the truck curfew and seek feedback from Stakeholders via the Community Reference Group. This feedback will provide an indication of the success of the trail and play a part in determining its future.

Recommendation

That Council continues to provide feedback to VicRoads on the Truck Curfew via the Community Reference Group.

Motion

MOVED: Cr. T. McCarthy

SECONDED: Cr. S. Tsitas

That Council:

- (1) Continues to provide feedback to VicRoads on the Truck Curfew via the Community Reference Group.

- (2) Writes to the Minister for Roads and all local members (both Houses) expressing alarm at the massive increase in truck traffic on Darebin roads as a direct result of the introduction of a night time truck curfew in Banyule. The letter should also ask the Minister to consider extending the night time truck curfew to Darebin roads if the curfew remains in Banyule.

Cr. Laurence proposed to the mover and seconder that point (3) be added as follows. This was accepted by Cr. McCarthy and Cr. Tsitas.

- (3) Receives a further report on the increase in truck impacts on routes in Darebin that are residential and some comparative data on these routes in comparison to Rosanna Road in Banyule.

THE AMENDED MOTION THEN READ AS FOLLOWS:

Amended Motion

MOVED: Cr. T. McCarthy

SECONDED: Cr. S. Tsitas

That Council:

- (1) Continues to provide feedback to VicRoads on the Truck Curfew via the Community Reference Group.
- (2) Writes to the Minister for Roads and all local members (both Houses) expressing alarm at the massive increase in truck traffic on Darebin roads as a direct result of the introduction of a night time truck curfew in Banyule. The letter should also ask the Minister to consider extending the night time truck curfew to Darebin roads if the curfew remains in Banyule.
- (3) Receives a further report on the increase in truck impacts on routes in Darebin that are residential and some comparative data on these routes in comparison to Rosanna Road in Banyule.

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

Council Resolution

MOVED: Cr. T. McCarthy

SECONDED: Cr. S. Tsitas

That Council:

- (1) Continues to provide feedback to VicRoads on the Truck Curfew via the Community Reference Group.
- (2) Writes to the Minister for Roads and all local members (both Houses) expressing alarm at the massive increase in truck traffic on Darebin roads as a direct result of the introduction of a night time truck curfew in Banyule. The letter should also ask the Minister to consider extending the night time truck curfew to Darebin roads if the curfew remains in Banyule.
- (3) Receives a further report on the increase in truck impacts on routes in Darebin that are residential and some comparative data on these routes in comparison to Rosanna Road in Banyule.

CARRIED

8. NOTICES OF MOTION**8.1 M40 PROJECT: FAST TRACKING OF CLOSURE OF NON-SIGNALISED ROADS****MINUTE NO. 279****NOTICE OF MOTION NO. 291 CR. BO LI**

Take notice that at the Ordinary meeting to be held on 4 July 2016, it is my intention to move:

That Council:

- (1) *Notes the closure of non-signalised crossings along St George's Road shared path as part of the M40 project.*
- (2) *Resolves to write to VicRoads, the Minister for Roads and Roads Safety, local MPs and all upper house members for the Northern Region advocating for the fast tracking of the permanent closures of non-signalised crossings as part of the M40 project.*
- (3) *Hosts one or more community workshops in conjunction with Melbourne Water in order to update and inform community members of the M40 project.*

Notice Received: 20 June 2016**Notice Given to Councillors: 27 June 2016****Date of Meeting: 4 July 2016****Council Resolution****MOVED: Cr. B. Li**
SECONDED: Cr. T. McCarthy**That Council:**

- (1) Notes the closure of non-signalised crossings along St George's Road shared path as part of the M40 project.
- (2) Resolves to write to VicRoads, the Minister for Roads and Roads Safety, local MPs and all upper house members for the Northern Region advocating for the fast tracking of the permanent closures of non-signalised crossings as part of the M40 project.
- (3) Hosts one or more community workshops in conjunction with Melbourne Water in order to update and inform community members of the M40 project.

CARRIED

Cr. Li called for a Division:

| <u>For</u> | <u>Against</u> |
|---------------------|------------------|
| Cr. Bo Li | Cr. Tim Laurence |
| Cr. Trent McCarthy | |
| Cr. Julie Williams | |
| Cr. Steven Tsitas | |
| Cr. Vince Fontana | |
| Cr. Oliver Walsh | |
| Cr. Angela Villella | |

The Chairperson, Cr. Fontana, declared the motion to be carried.

9. URGENT BUSINESS

Nil

10. GENERAL BUSINESS

Nil

11. PETITIONS

Nil

12. RECORDS OF ASSEMBLIES OF COUNCILLORS**12.1 ASSEMBLIES OF COUNCILLORS HELD****MINUTE NO. 280**

An Assembly of Councillors is defined in section 76AA of the *Local Government Act 1989* to include Advisory Committees of Council if at least one Councillor is present or, a planned or scheduled meeting attended by at least half of the Councillors and one Council Officer that considers matters intended or likely to be the subject of a Council decision.

Written records of Assemblies of Councillors must be kept and include the names of all Councillors and members of Council staff attending, the matters considered, any conflict of interest disclosures made by a Councillor attending, and whether a Councillor who has disclosed a conflict of interest leaves the assembly.

Pursuant to section 80A (2) of the Act, these records must be, as soon as practicable, reported at an ordinary meeting of the Council and incorporated in the minutes of that meeting.

An Assembly of Councillors record was kept for:

- Council Briefing – 14 June 2016
- Strategic Workshop – 20 June 2016

Council Resolution

MOVED: Cr. S. Tsitas
SECONDED: Cr. T. McCarthy

That the record of the Assembly of Councillors held on 14 and 20 June 2016 and be noted and incorporated in the minutes of this meeting.

CARRIED

13. REPORTS BY MAYOR AND COUNCILLORS

MINUTE NO. 281

Council Resolution

MOVED: Cr. O. Walsh
SECONDED: Cr. J. Williams

That Council note the Reports by Mayor and Councillors.

CARRIED**13.1 REPORT OF CR. VINCE FONTANA, MAYOR**

Cr. Fontana reported on his attendance at the following functions/activities:

- CEO review meeting with consultant
- Darebin Business Leaders Awards event
- Meeting with VLGA rep
- Bell Primary Bike presentation
- CALD press briefing with officers
- Catch up with CEO
- Council Briefing session
- Special Council meeting (Adoption of Budget)
- Planning Committee meeting
- CALD press meeting
- Special Council meeting (Adoption of Councillor Code of Conduct)
- Darebin Creek Management Committee meeting
- Community Forum for Batman candidates
- Visited Northcote Juniors FC
- NURP briefing with officers
- Bruce Street briefing
- NAIDOC event at Darebin Community Health
- Photo shoot with Leader newspapers & Mayors re planning fees
- Radio interview on 3AW
- NAIDOC flag raising ceremony at Mantra
- NPFC vs West Preston match at Moore Park

13.2 REPORT OF CR. BO LI

Cr. Li reported on his attendance at the following functions/activities:

- Inaugural Iftar dinner at East Preston Islamic College
- CEO performance review: meeting with consultant
- World refugee week event at Intercultural Centre
- Darebin Business Leaders lunch
- Launch of Active Spaces business Mister Morris
- Councillor Briefing session
- Special Council meeting (Adoption of Budget)
- Planning Committee meeting
- Special Council meeting (Adoption of Councillor Code of Conduct)
- Community forum for Batman candidates
- MAV Decade of Healthy Living
- NAIDOC week celebrations at Darebin Community Health
- Residential issues including planning, building site safety, local business and youth job seeking

13.3 REPORT OF CR. ANGELA VILLELLA

Cr. Villella reported on her attendance at the following functions/activities

- Special Council meeting (Adoption of Budget)
- Special Council meeting (Adoption of Councillor Code of Conduct)
- Planning Committee meeting
- Council Briefing session

13.4 REPORT OF CR. JULIE WILLIAMS

Cr. Williams reported on her attendance at the following functions/activities:

- Strategic Workshop
- Councillor Meeting
- Special Strategic workshop
- Active & Healthy Ageing Board
- Budget meeting with EMT
- "Evolutionary" at Westside Circus
- Strategic Workshop
- Councillor Meeting
- Special Strategic workshop
- CEO's Performance Review - Discussions with Consultant

- Business Leaders Lunch - Announcement of Business Award for Community Contribution
- Council Briefing Session
- Planning Committee Meeting
- Budget Special Council Meeting
- Good Samaritan Inn - Ladies Lunch
- Various Constituent matters

13.5 REPORT OF CR. TIM LAURENCE

Cr. Laurence reported on his attendance at the following functions/activities

- Council meeting
- Council Strategic workshop
- Planning Committee meeting
- Special Council meeting (Adoption of Budget)
- Special Council meeting (Adoption of Councillor Code of Conduct)
- Federal election candidate community forum

13.6 REPORT OF CR. TRENT MCCARTHY

Cr. McCarthy reported on his attendance at the following functions/activities:

- Toward Zero Emissions Forum
- Batman Community Forum
- Tour of Melbourne Markets
- Darebin Enterprise Centre Board meeting
- Special Council meeting (Adoption of Budget)
- Planning Committee meeting
- Council Briefing session
- Meetings with residents regarding various developments
- Westside Circus performance
- Hearing of Submissions Committee meeting
- Tourism in Darebin meeting
- Darebin Environmental Reference Group meeting
- Various issues on behalf of residents and traders

13.7 REPORT OF CR. OLIVER WALSH

Cr. Walsh reported on his attendance at the following functions/activities:

(Including for the period ending 20 June 2016)

- Batman Park event
- Planning Committee meeting
- Councillor Briefing session
- Audit committee
- Special council meeting (Adoption of Councillor Code of Conduct)
- Special Council meeting (Adoption of Budget)
- Samoan event
- INGT board meeting
- Met with Northcote Sri Lankan Businesses with Senate Candidate Karina Okotel
- Various constituent matters

13.8 REPORT OF CR. STEVEN TSITAS

Cr. Tsitas reported on his attendance at the following functions/activities:

-

14. CONSIDERATION OF REPORTS CONSIDERED CONFIDENTIAL

Nil

15. CLOSE OF MEETING

The meeting closed at 8.15 pm.