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## AGENDA

Council Meeting to be held  
at Darebin Civic Centre,  
350 High Street Preston  
on Monday, 17 July 2017  
at 6.00 pm.

Public question time will  
commence shortly after 6.00 pm.

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# Agenda

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## 1. MEMBERSHIP

Cr. Kim Le Cerf (Mayor) (Chairperson)

Cr. Steph Amir

Cr. Gaetano Greco (Deputy Mayor)

Cr. Trent McCarthy

Cr. Lina Messina

Cr. Susanne Newton

Cr. Susan Rennie

Cr. Julie Williams

## 2. APOLOGIES

Cr Tim Laurence is on an approved leave of absence.

## 3. DISCLOSURES OF CONFLICTS OF INTEREST

## 4. CONFIRMATION OF THE MINUTES OF COUNCIL MEETINGS

<b>Recommendation</b>
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**That** the Minutes of the Ordinary Meeting of Council held on 3 July 2017 be confirmed as a correct record of business transacted.

## 5. QUESTION AND SUBMISSION TIME

Members of the public can participate in ordinary Council meetings in two ways: they can lodge questions for Council to answer during Question Time or they can make a Comment or Submission prior to a specific item listed on the Agenda.

### HOW TO LODGE YOUR QUESTION OR REGISTER TO MAKE A COMMENT OR SUBMISSION

Council encourages the early lodgement of Questions, to enable preparation of a considered response, and early registration if you wish to make a Comment or Submission. These may be done in the following ways:

#### 1. Electronic Lodgement

- By sending an email to [Q&S@darebin.vic.gov.au](mailto:Q&S@darebin.vic.gov.au); or
- By logging onto Council's website at [www.darebin.vic.gov.au/questionsandsubmissions](http://www.darebin.vic.gov.au/questionsandsubmissions)

#### 2. In-Person Lodgement:

- At the Preston Customer Service Centre at 274 Gower Street, Preston by 3pm on the day of the Council meeting; or
- With a Council Officer between 5.45pm and 6pm on the day of the meeting at Council Chambers.

The lodgement of a question or registration to make a comment or submission should include the name, address and contact telephone number of the individual and, in the case of a submission, the agenda item to which he or she wishes to speak to. This will allow Council officers to follow up your Question, if required, and to inform the Chairperson of any registered person wishing to make a Comment or Submission in relation to specific agenda items.

Residents do not need to attend the meeting for a question to be answered. Council meetings can be viewed at the [Watch Council and Planning Committee meetings](#) page.

The Agenda for each meeting is available for viewing on Council's website at the [Meeting Agendas and Minutes](#) page by 5pm, up to 6 days prior to the date of the meeting. Copies are also available at Customer Service centres and libraries.

Further information about Question and Submission Time can be found at [www.darebin.vic.gov.au/questionsandsubmissions](http://www.darebin.vic.gov.au/questionsandsubmissions).

## 6. CONSIDERATION OF REPORTS

### 6.1 PRESTON MARKET PARKING AGREEMENT

**Author:** Coordinator Civic Compliance

**Reviewed By:** Director Civic Governance and Compliance

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#### Report Background

On 17 October 2016, Council entered into an amended section 90D Agreement (Agreement) with the Preston Market management as a trial to undertake parking enforcement at the market. The Agreement expired on 27 April 2017 and Council subsequently approved to extend the trial for a further three month period until 29 July 2017, to allow the collection and analysis of data in order to determine if a longer term agreement is viable.

#### Previous Council Resolution

This matter is not the subject of a previous Council resolution.

#### Previous Briefing(s)

This matter has not previously been to a Councillor Briefing.

#### Council Plan Goal/Endorsed Strategy

Goal 6 - Open and Accountable Democracy

#### Summary

The Parking Agreement with the Preston Market was extended by three months to 29 July 2017. This has allowed more data to be collected and a better analysis to be undertaken to inform Council as to whether or not to continue to enforce parking provisions at the Preston Market.

Results indicate that Council could generate approximately \$300k revenue from enforcement at the Preston Market per annum.

<b>Recommendation</b>
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**That Council:**

- (1) Resolves to establish a new Parking Agreement with the Preston Market management commencing from 30 July 2017 for a three year period.
  - (2) Endorses the Chief Executive Officer to sign the new agreement on behalf of Council.
  - (3) Notes a further report with data analysis will be provided to Council prior to the expiry of the new Agreement on 29 July 2020.
-

## Introduction

Private parking enforcement agreements are entered into by Council to help prevent illegal or unauthorised parking on privately owned land and to encourage compliance with parking rules and regulations. The benefit to the community in enforcing parking restrictions on private land at the Preston Market is to enable visitors to access the Market and to prevent commuters and others occupying spaces on an all-day basis, thus restricting parking availability for market shoppers.

A Parking Agreement to enforce parking provisions at the Preston Market car park commenced on 17 October 2016. The Agreement was signed under officer delegation and in accordance with section 90D of the *Road Safety Act 1986* which provides the context for agreements between private land owners and their respective municipal council for the provision of parking services, including the issuing of infringement notices. The Parking Agreement was subsequently extended in April for a further three month period in order for more data to be collected and better analysis to inform Council as to whether or not to continue to enforce parking provisions at the Preston Market.

## Issues and Discussion

The benefit to the community in enforcing parking restrictions at the Preston Market is to enable visitors to access the Market and to prevent commuters and others occupying spaces on a daily basis.

The potential misuse of limited parking spaces in this premium location will have a consequential impact on Preston Market Traders.

The Preston Market management has indicated their desire to enter into a new Agreement with Council for the provision of parking enforcement activities.

Council has received no complaints in relation to enforcement of parking restrictions at the Preston Market under the current arrangements.

## Financial and Resource Implications

The table below shows parking enforcement infringements issued at the Preston Market from 18 February 2017 to 18 June 2017 inclusive.

Offence Type	Dollar Value of Offence	Number of Infringements	Total Dollar Value
Parked - Failed to Pay fee	\$78.00	2017	\$157,326.00
Parked - Not Completely Within a Parking Bay	\$78.00	18	\$1,404.00
Parked for a period longer than indicated	\$78.00	9	\$702.00
Stopped on a painted Island	\$93.00	14	\$1,302.00
Stopped - In a loading zone	\$155.00	54	\$8,370.00
Stopped - In a loading Zone Longer than 30 Minutes	\$155.00	17	\$2,635.00
Stopped - In a no stopping area	\$155.00	224	\$34,720.00
Stopped - In a parking area for people with disabilities	\$155.00	7	\$1,085.00
<b>TOTAL</b>		<b>2360</b>	<b>\$207,544.00</b>

A conservative clearance rate based on 70% (currently 82%) would yield revenue of \$145,280 over a four month period.

The Traffic Officer worked for a period 17 weeks during this period at a total cost of \$22,406. The cost to process each PIN is \$10.36 resulting in a total processing cost of \$25,016.



The outcome is therefore a \$97,858 return to Council over a four month period. It could therefore be assumed that Council would generate approximately \$300k revenue from parking enforcement at the Market per annum.

### **Risk Management**

The data indicates that enforcement of parking restrictions at the Preston Market yields a positive return to Council.

### **Policy Implications**

#### **Economic Development**

Enforcement of parking restrictions is intended to make it easier for customers to access parking at the Preston Market. This will in turn provide economic benefit to traders by increasing the number of visitors to the Preston Market.

#### **Environmental Sustainability**

There are no factors in this report which impact upon environmental sustainability.

#### **Human Rights, Equity and Inclusion**

The principles and values that underpin Darebin Council's Equity and Inclusion Policy and associated Equity and Inclusion Tool have been applied to the changes introduced to parking procedures at the Preston Market.

The parking instructions on the signs are easily visible, clear and in simple English. Drivers from CALD who have attained a suitable Drivers licence are unlikely to be challenged by the language on the parking signs. The parking signs (like most of the traffic and street parking signs in proximity to the market) meet the requirements for people with low vision.

In summary the parking procedures at the Preston Market do not breach the spirit or intent of Council's Equity and Inclusion Policy.

#### **Other**

There are no other factors which impact on this report.

#### **Future Actions**

- Confirm Council's support for establishing a new three year Parking Agreement with the Preston Market Developments Pty Ltd in accordance with section 90D of the *Road Safety Act 1986*.
- Conduct a thorough review into the viability of providing parking enforcement services at the Preston Market prior to the expiry of the new Parking Agreement.

#### **Consultation and Advocacy**

- Preston Market Developments Pty Ltd
- Coordinator Civic Compliance
- Coordinator Equity and Diversity

**Related Documents**

- Section 90D Parking Agreement
- *Road Safety Act 1986*

**Attachments**

Nil

**Disclosure of Interest**

Section 80C of the *Local Government Act 1989* requires members of Council staff and persons engaged under contract to provide advice to Council to disclose any direct or indirect interest in a matter to which the advice relates.

The Officer reviewing this report, having made enquiries with relevant members of staff, reports that no disclosable interests have been raised in relation to this report.

**6.2 PROPOSED GOVERNANCE LOCAL LAW 2017****Author:** Manager Governance and Corporate Information**Reviewed By:** Director Civic Governance and Compliance

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**Report Background**

Section 91 of the *Local Government Act 1989* (the Act), requires Councils to make a local law which governs the conduct of meetings of Council and special committees. In addition, the Governance Local Law regulates the use of the common seal and provides for the election of the Mayor and Deputy Mayor.

The Governance Local Law is reviewed each time a new Council is elected.

**Previous Council Resolution**

At its meeting held on 19 August 2013, Council resolved:

*That:*

- 1. Public Notice be given in accordance with sections 129 and 223 of the Local Government Act 1989 of Council's intention to adopt, at an Ordinary Meeting of Council proposed to be held at 7pm on Monday 15 August 2013, the proposed Governance Local Law (Appendix A) presented to this meeting.*
- 2. Any person who makes a written submission in relation to the proposed Governance Local Law be heard in support of the written submission, be heard by Council's Hearing of Submissions Committee at a meeting to be held in the Council Chamber, Darebin Civic Centre, 350 High Street Preston at 7pm on Monday 12 August 2013.'*

**Previous Briefing(s)**

Councillor Briefings – 20 February, 6 March, 26 April and 26 May 2017.

**Council Plan Goal/Endorsed Strategy**

Goal 6 – A well governed Council

**Summary**

Section 111(1) of the Act, gives Council the power to make local laws. Further, section 91(1) requires Councils to make local laws governing the conduct of meetings of the Council and special committees.

The attached draft Governance Local Law meets the requirements under the Act and will replace the City of Darebin Governance Local Law 2013 once the legislative requirements for making a local law have been met, namely giving notice in the Government Gazette and public notice stating the purpose and general purport of the proposed local law, making the draft local law available for public submission and making it available with any explanatory document at the Council office.

<b>Recommendation</b>
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**That Council:**

- (1) Endorses the draft Governance Local Law 2017, attached at **Appendix A** for public submission.
  - (2) Notes public submissions can be made between 19 July 2017 and 16 August 2017. Any person who makes a written submission in relation to the draft Governance Local Law 2017 and requests to be heard in support of the written submission, will be heard by the Hearing of Submissions Committee at a date and time to be fixed no earlier than 7 days after the submission closing date of 16 August 2017.
  - (3) Notes officers will give notice in the Government Gazette and public notice in accordance with sections 223 of the *Local Government Act 1989* of Council's intention to adopt, the Governance Local Law 2017 at an Ordinary meeting of Council in October 2017.
- 

**Introduction**

The *Local Government Act 1989* (the Act), requires Councils to make a local law which regulates the use of the common seal and governs the conduct of meetings of Council and Special Committees.

**Issues and Discussion**

The statutory procedure for making or amending a local law is governed by section 119 of the Act. Council is also required under section 223 of the Act to give public notice, providing the opportunity for community members to make a written submission, and a further opportunity for any submitters (who request to be heard) to speak to a committee of Council in support of their written submission.

Workshops held with Councillors covered the Meeting Procedures outlined in the Governance Local Law such as:

- Public Question Time
- Speaking times
- Process for motions and amending motions
- Notice of Motions and General Business
- Behaviour
- Petitions

It is proposed to update the Governance Local Law to reflect current governance practices at Darebin such as Councils commitment to transparency and accountability as well as encouraging greater community involvement with a view to enhancing Council's decision making processes. Other proposed amendments improve clarity and remove out of date requirements and terminology.

To ensure there were no inconsistencies with the Act, confirmation on the amendments, to the draft Governance Local Law was sought from Councils lawyers.

The draft Governance Local Law regulates use of the common seal of the Council, the conduct of meetings of the Council and its Committees and the election of the Mayor, Deputy Mayor and Committee Chairpersons.

### **Options for Consideration**

The draft Governance Local Law 2017 be endorsed and public notice be given in accordance with section 223 of the *Local Government Act 1989*. This is the preferred option.

The draft Governance Local Law 2017 is not endorsed and Council continue to conduct meetings of Council, special committees in accordance with the current Governance Local Law 2013. This is not the preferred option.

### **Financial and Resource Implications**

Nil

### **Risk Management**

Nil

### **Policy Implications**

#### **Economic Development**

There are no economic development policy implications arising from this report.

#### **Environmental Sustainability**

There are no environmental sustainability policy implications arising from this report.

#### **Human Rights, Equity and Inclusion**

There are no social inclusion and diversity policy implications arising from this report.

#### **Other**

Nil

### **Future Actions**

- Give notice in the Government Gazette
- Give public notice in The Age and Leader Newspapers.
- Make the proposed Governance Local Law 2017 available for inspection during ordinary business hours.

### **Consultation and Advocacy**

- Chief Executive Officer
- Councillors
- Maddocks Lawyers

### **Related Documents**

- Governance Local Law 2013

- *Local Government Act 1989*
- Council Minutes – 19 August 2013

**Attachments**

- Draft Governance Local Law 2017 (**Appendix A**)

**Disclosure of Interest**

Section 80C of the *Local Government Act 1989* requires members of Council staff and persons engaged under contract to provide advice to Council to disclose any direct or indirect interest in a matter to which the advice relates.

The Officer reviewing this report, having made enquiries with relevant members of staff, reports that no disclosable interests have been raised in relation to this report.

**6.3 STATUTORY PROCESS FOR THE PROPOSED RENAMING OF BATMAN PARK TO GUMBRI PARK****Author:** Property Manager**Reviewed By:** Director City Futures and Assets

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**Report Background**

This report provides Council with the outcome of the 2016 community consultation and engagement process and information on the statutory process for the potential renaming of Batman Park to Gumbri Park.

**Previous Council Resolution**

At its meeting held on 16 December 2013, Council resolved:

*'That Council:*

- (1) notes and supports recent calls by Wurundjeri Elders and other local Aboriginal leaders to change the name of the Federal seat of Batman, in the spirit of reconciliation.*
- (2) commits to working with the Wurundjeri Tribe Land and Compensation Council, the Darebin Aboriginal Advisory Committee and the Australian Electoral Commission to develop and advocate for options for consideration by the Australian Electoral Commission.*
- (3) receives a report on the results of consultation with the Wurundjeri Tribe Land and Compensation Council, the Darebin Aboriginal Advisory Committee and the Australian Electoral Commission, along with the process and timeframe for making a submission.*
- (4) also occur around other relevant locations such as Batman Park.'*

At its meeting held on 15 February 2016, Council resolved:

*'That Council:*

- (1) note the report and endorse the proposed revised plan outlined in this report to progress the proposal to change the name of the Federal Seat of Batman and Batman Park.'*

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

*'That Council:*

- (1) endorse the establishment of the Batman Park Naming Committee to advise Council on a recommended name change for Batman Park.*
- (2) endorse the composition of the Batman Park Naming Committee as follows:*
  - The Mayor*
  - Any interested Councillors*
  - A representative from the Wurundjeri Council*
  - A representative from the Darebin Aboriginal Advisory Committee*
  - A representative from the local Historical Society or similar community based agency*

- *An officer representative from the Property Unit*
- *An officer representative from the Community Development Directorate.'*

### Previous Briefing(s)

- 15 June 2017
- 20 February 2017

### Council Plan Goal/Endorsed Strategy

Goal: Healthy and Connected Communities  
Strategy: 2.9 Equity, diversity and inclusion  
Darebin Aboriginal Action Plan 2012-2017  
Darebin Equity and Inclusion Policy 2012- 2016

### Summary

This report provides the outcome of the community consultation and engagement process undertaken by Council in conjunction with the Wurundjeri Tribe Land Compensation and Cultural Heritage Council Inc. (Wurundjeri Council) around the potential renaming of Batman Park, late in 2016, as well as information on the statutory process for the potential renaming of Batman Park to Gumbri Park.

In the spirit of reconciliation with the Darebin Aboriginal and Torres Strait Islander community, Council sought to investigate the renaming of Batman Park to better recognise and reflect the Wurundjeri history of the local area. The consultation process indicated strong community support for the renaming of Batman Park, with overwhelming support for the name Gumbri. Gumbri, also known as Jessie Hunter, was a much loved and respected Wurundjeri Elder who had a great passion for Wurundjeri people and Country. Earlier this year the Wurundjeri Council formally endorsed the name.

In accordance with the *Geographic Place Name Act 1998* and the *Names rules for places in Victoria – Statutory requirements for naming roads, features and localities 2016*, Council is required to undergo a statutory process before a public road, feature or locality can be named or renamed.

### Recommendation

**That Council:**

- (1) Formally thank the Wurundjeri Council and in particular the exemplary commitment and diligence shown by Wurundjeri Elders who actively took part in the community consultation and engagement process.
- (2) Thank the Darebin community for its support in working towards reconciliation with our local indigenous population.
- (3) Endorse Gumbri Park as the preferred option for renaming Batman Park.
- (4) Commence the statutory process in accordance with the requirements of the *Geographic Place Name Act 1998* and the *Names rules for places in Victoria – Statutory requirements for naming roads, features and localities 2016* for the proposed renaming of Batman Park to Gumbri Park.
- (5) Receive a further report and recommendations from the Batman Park Naming Committee following the completion of the statutory process.



## Introduction

In the spirit of reconciliation with the Darebin Aboriginal and Torres Strait Islander community, Council sought to investigate the renaming of Batman Park to better recognise and reflect the Wurundjeri history of the local area. The Wurundjeri tribe are the Traditional Owners of the land on which Darebin stands today.

Batman Park is located at 152-154 St Georges Road, Northcote and is shown on the attached plan in **Appendix A**.

Between July-September last year Council, together with the support from Wurundjeri Elders, consulted with the community on three names for Batman Park. This consultation process indicated strong community support for the renaming of Batman Park, with overwhelming support for the name Gumbri. Gumbri, also known as Jessie Hunter, was a much loved and respected Wurundjeri Elder who had a great passion for Wurundjeri people and Country.

On 1 March 2017, the preferred community name was formally endorsed by the Wurundjeri Council.

## Issues and Discussion

### 1. 2016 Community Consultation and Engagement

A comprehensive community consultation and engagement process was undertaken by Council in conjunction with the Wurundjeri Council around the potential renaming of Batman Park, late in 2016. The summary findings, which are contained in **Appendix B**, suggest that:

- There is an appetite and a positive disposition across the municipality for actions which support reconciliation and acknowledgement of Traditional Owners.
- The community living around Batman Park support and are ready for a name change in the spirit of reconciliation.
- Having Elders lead the discussions was powerful and significant in many ways – to the community who attended and to the Elders themselves. Community members were keen to honour and defer to Elders, while Elders were genuinely surprised and delighted by the response they received.
- The true history of the Park is not erased by the renaming ('it's our shared history') and that Batman's name and legacy are captured and memorialised in some way within the Park – and that this may also be an important consideration when selecting other potential sites for naming or renaming.
- In the spirit of the community sentiment expressed throughout this project, the composition of the Darebin Naming Committee will provide Council with a range of community views on each naming proposal and will be supported by technical advice from Council staff.

Given the high level of community interest and active support shown during the community consultation and engagement process for the proposed renaming of Batman Park to Gumbri Park there is merit in thanking the Darebin Community on its support for working towards reconciliation with our local indigenous population.

### 2. Legislation

The *Geographic Place Names Act 1998* (Act) which commenced in 1999, gave the responsibility for investigation and determination of geographic names and the notification of new or altered geographic names for inclusion in the Geographic Names Register to local governing and administering bodies.

Geographic names include suburbs, streets, reserves schools, parks and other geographic features, including pedestrian bridges.

When considering the naming/renaming of a road, feature or locality, the Darebin City Council (Council), as a naming authority, is required to comply with the *Names rules for places in Victoria – Statutory requirements for naming roads, features and localities 2016* (Rules), as well as its Road and Place Naming Policy October 2014 (Policy).

The renaming of a road, feature or locality does not remove a previous name. That name becomes the historical name, which is retained in VICNAMES - Register of Geographic Names.

### **3. Statutory Process**

Council would co-ordinate the process to name/rename geographic roads, features and localities, to ensure that appropriate consultation has occurred. After considering all information, Council may choose to make a formal resolution to apply to the Registrar of Geographic Names to consider renaming the park. If the name is accepted/endorsed by the Registrar and included in the Victoria Government Gazette then it would become the official name. Council must wait for formal notification from the Registrar before using the name.

The statutory process would provide the community with an opportunity to express their opinion about the proposal within the 30 day consultation period. People can object to the proposal, support it or provide comment on it without expressing support or opposition. Submissions must explain why a proposal is opposed/supported and include the signatories printed name and address. It would include:

- An information flyer being circulated to surrounding residents and businesses within a 500 metre radius of the park (**Appendix C**); and
- Public notices being placed on Council's web page and in the local papers.

Following the conclusion of the statutory process, the Batman Park Naming Committee (the Committee), which includes the Mayor, Councillors and officers along with representatives from the Wurundjeri Council, Darebin Aboriginal Advisory Committee and La Trobe University's history unit, would assess any submissions received and provide a recommendation to Council for consideration. Council would then consider all information provided, including all submissions, prior to deciding on whether to support the proposal and lodge it with the Registrar of Geographic Names.

### **Options for Consideration**

#### **Option 1 – Abandon the Proposal or Do Nothing**

Council could resolve to abandon the proposal, take no action or may make no resolution on the matter. This option would mean that the status quo would continue and the park would continue to be known as Batman Park. Failing to progress the proposal may be seen as a contradiction of Council's stated objectives in the new Council plan with regard to reconciliation.

Council may, at some time in the future, resolve to commence the statutory process.

#### **Option 2 – Commence the Statutory Procedures (Recommended)**

Council could resolve to commence the statutory process to potentially rename Batman Park to Gumbri Park. This would demonstrate Council's commitment to reconciliation and acknowledge the Traditional Owners of the land for which Darebin stands today.

It would extend the consultation to the wider community and provide them with the opportunity to make a submission. This option would assist Council in obtaining further insight into the overall consensus of surrounding property owners and the community prior to any decision being made to actually rename the park.

### **Financial and Resource Implications**

This work will be undertaken within current budget parameters.

### **Risk Management**

Risks associated with each option are covered under the analysis of each option.

### **Policy Implications**

#### **Economic Development**

There are no factors in this report which impact upon economic development.

#### **Environmental Sustainability**

There are no factors in this report which impact upon environmental sustainability.

#### **Human Rights, Equity and Inclusion**

- Comprehensive community consultation and engagement with the surrounding community and park users has been undertaken. The statutory procedures will extend this to the whole community by giving public notice of the proposal and providing the opportunity to anyone to make a formal submission to Council regarding the proposal.

The report has been informed by:

- Darebin Council Plan 2013-2017
- Darebin Equity and Inclusion Policy 2012-2016
- Darebin Equity and Inclusion Policy 2012-2016
- Darebin Human Rights Action Plan 2012-2016

#### **Other**

There are no other factors which impact on this report.

#### **Future Actions**

- Commence the statutory process for the potential renaming of Batman Park to Gumbri Park.

#### **Consultation and Advocacy**

- Council Departments
- Darebin residents, businesses and community
- Wurundjeri Tribe Land and Compensation Cultural Heritage Council
- Office of Geographic Names

**Related Documents**

- Darebin Council Plan 2013-2017
- Darebin Equity and Inclusion Policy 2012-2016
- Darebin Human Rights Action Plan 2012-2016
- Council's Road and Place Naming Policy 2014
- *Geographic Place Names Act 1998*
- *Local Government Act 1989*
- Naming Rules for Places in Victoria – Statutory requirements for naming roads, features and localities – 2016
- Council Minutes – 16 December 2013, 15 February 2016 and 18 July 2016

**Attachments**

- 2017 Aerial Map (**Appendix A**)
- Batman Park Renaming: Summary Report on Findings from Community Consultation - 2016 (**Appendix B**)
- Information Flyer - Statutory Process for the Proposed Renaming of Batman Park to Gumbri Park (**Appendix C**)

**Disclosure of Interest**

Section 80C of the *Local Government Act 1989* requires members of Council staff and persons engaged under contract to provide advice to Council to disclose any direct or indirect interest in a matter to which the advice relates.

The Officer reviewing this report, having made enquiries with relevant members of staff, reports that no disclosable interests have been raised in relation to this report.

## 6.4 PROCESS OF APPLYING A PUBLIC ACQUISITION OVERLAY AT STRATHALLAN GOLF COURSE

**Author:** Manager City Design and Strategic Planning

**Reviewed By:** Director City Futures and Assets

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### Report Background

This report is in response to Council Resolution Minute No. 17-209 from the Council meeting held on 19 June 2017, specifically items 5 and 9 below. Other resolution items have been addressed previously or are well advanced.

The attendees for the Strathallan Open Space Community Group meeting (Item 9) held on Friday 30 June 2017 included the Darebin Mayor, Councillors, CEO and officers, Strathallan Golf Club representatives, Save Strathallan Open Space Community Coalition representatives, Springthorpe Owners Corporation representatives and the Member for Bundoora, Hon Colin Brooks MP.

### Previous Council Resolution

At its Ordinary meeting on 19 June 2017, it was resolved that Council:

- (1) *Notes the land has inherent environmental, ecological and open space values.*
- (2) *Notes that a petition for the retention of this open space with over 4,700 signatures has already been submitted to the La Trobe University Council.*
- (3) *Reaffirms that a petition for the retention of the open space provided by the Strathallan Golf Course land and re-emphasises the original intentions for this land to serve as a habitat buffer between local conservation reserves and residential development when this land was first declared public open space by the Victorian Government.*
- (4) *Recognises this green open space as an essential part of Darebin's Open Space network and ensures that this is emphasised in the new Open Space Strategy.*
- (5) **Receives a report in July 2017 on the process and time lines to make an amendment to the Darebin Planning Scheme to introduce a Public Acquisition Overlay to the land which will require approval by the Planning Minister.**
- (6) *Writes to the Minister for Planning requesting that the state government consider using their Planning powers to compulsorily acquire the land due to its significance as a regional open space network.*
- (7) *Writes to all local MP requesting letters of support urging the Minister for Planning to compulsorily acquire the land.*
- (8) *Convenes an urgent meeting in June 2017 with representatives of relevant community stakeholder groups including the Save Strathallan Open Space Community Coalition Inc., the Springthorpe Owners Corporation and representatives from Strathallan Golf Club and other known interested parties to discuss a shared advocacy approach to protecting the open space value of the Strathallan Golf Course.*
- (9) **Based on the outcome of the above urgent stakeholder meeting Council officers prepare a report for Council in July 2017 on advocacy actions and appropriate funding and in-kind communication support which Council can provide to support the retention of the site.**

- (10) Provides a submission to the Victorian Governments consultation processes for both the Statewide Golf Course Strategy and the Metropolitan Open Space Strategy supporting its position that the land occupied by the Strathallan Golf Course positively contributes to open space values in the City of Darebin.

### Previous Briefing(s)

This matter has not previously been to a Councillor Briefing.

### Council Plan Goal/Endorsed Strategy

#### Darebin Council Plan 2017 - 2021

- Goal 1 – A sustainable City
  - Target 1.3 – we will expand and improve our network of open and green spaces, parks and natural environments to provide the lungs for our city and reduce the impacts of climate change.

#### Relevant Endorsed Strategy

- Darebin Planning Scheme
- Open Space Strategy (2007) – *under review*

### Summary

In accordance with Council's resolution of 19 June 2017, this report provides an outline of the process and timelines to amend the Darebin Planning Scheme to introduce a Public Acquisition Overlay to the land (Item 5), and reports on the stakeholder meeting (Item 9) which was held on Friday 30 June 2017.

This report also provides options for advocacy actions and in-kind communication support, to support the ongoing use of the land as open space.

<b>Recommendation</b>
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#### That Council

- (1) Notes this report.
  - (2) Reaffirms its commitment to the protection of public open space.
  - (3) Writes to the Minister for Energy, Environment and Climate Change to request the state government undertake an appropriately detailed environmental and biodiversity values assessment of the land.
  - (4) Writes to the Minister for Planning and Local Members of Parliament to seek their support to urge the Minister for Energy, Environment and Climate Change to undertake the values assessment.
  - (5) Writes a letter of support for the Strathallan Golf Club, recommending to the Latrobe University that the current lease of the golf course portion of the land be extended until such time that the future of the land is determined.
-

## **Introduction**

The Strathallan site comprises an 18 hectare piece of land (the land) which is known as 100 Main Drive, Bundoora (vol. 10232 fol. 736), being Lot B on Plan of Subdivision 328980H. This land forms part of a larger network of open space in Bundoora, which includes conservation reserves and a wildlife sanctuary.

La Trobe University, the owner of the land, has advised the Strathallan Golf Club, who currently occupies a portion of the land, that their lease would not be renewed once it ends in January 2019.

Given the land's community and environmental values, its supporting habitat role in the region, and due to the current use of the land as a 9-hole golf course (servicing both golf club members and the general public), there is significant community interest in the future of the land.

No current development applications or plans for the site have been received by Council, however there is currently significant uncertainty regarding the future of the land.

## **Issues and Discussion**

The following addresses items 5 and 9 of the resolution from the Ordinary meeting of 19 June 2017.

## **Process of Acquisition**

### **General**

Compulsory acquisition means that the land can be acquired despite the fact that the landowner may not consent to the acquisition. The power to compulsorily acquire land is therefore strictly regulated.

All transactions involving the purchase or acquisition of land by Victorian Government agencies, authorities and representatives must take place in accordance with the *The Victorian Government Land Transactions Policy and Guidelines*.

The Policy sets out what is required of Victorian Government agencies when they buy, sell or lease land. It also sets out what is required when agencies provide compensation under the *Land Acquisition and Compensation Act 1986* and Part 5 of the *Planning and Environment Act 1987*.

The Victorian Government Land Monitor provides government with an assurance of accountability, impartiality, transparency and integrity in land transactions.

### **Public land acquisition**

The *Land Acquisition and Compensation Act 1986* places strict obligations on an acquiring authority in relation to the broader process of acquisition. This includes the timing of the service of notices, when and how offers must be made and when and how possession may be taken.

### **Land to be reserved under the Planning Scheme**

Before commencement of the acquisition process, the land must first be reserved under the planning scheme, providing the acquiring authority with an intention to acquire the land.

Generally, this will involve a planning scheme amendment to apply a Public Acquisition Overlay (PAO) to the land.

This process follows the typical planning scheme amendment process of:

- 1) Requesting and gaining authorisation from the Minister for Planning to commence the Planning Scheme Amendment process;
- 2) Exhibition of the amendment to all affected landholders and stakeholders;
- 3) Review of the planning scheme amendment by an Independent Panel, including submissions from interested landholders and stakeholders;
- 4) Final approval by the Minister for Planning.

This process can take anywhere between 18-24 months, particularly given the complexity of this amendment and the requirement to justify the use of the PAO on the land.

It is very important to note, that even if the application of a PAO is justifiable and achievable, the acquiring authority will likely become liable to risks associated with planning and financial loss compensation. This is a critical step in the acquisition process, as it will determine the potential financial liability.

It is important to note that prior to a PAO application it would be prudent to research, compile and confirm the inherent site condition and values of the land, which would then be used as part of the PAO process.

### **Strathallan Open Space community group meeting:**

On Friday 30 June 2017, Council met with the Strathallan Open Space community group and other representatives of the Strathallan Golf Club, and interested stakeholders. The meeting purpose was to further understand the issues, concerns and desired outcomes of the different groups, and importantly, to discuss roles and future actions.

A key concern for the community is the importance of the valued environmental significance of the site, and the contribution it provides to both local residents and visitors. This was acknowledged by Council, and further discussions with the Victorian Government and LaTrobe university need to continue in order to ensure that the valued environmental significance is retained in the future.

Ongoing advocacy is required to ensure the best possible chance of the land being protected from environmental and community loss.

### **Options for Consideration**

#### **Option 1 – Do nothing**

Council could decide to take no further action at this time.

Taking no action is likely to be seen by the community as Council failing to fulfil its role of representing community interests.

#### **Option 2 – Ongoing Advocacy (Recommended)**

Council could continue with its advocacy activities and engagement with the various community groups, La Trobe University, and the Victorian Government to seek protection of the land.



Actions could include the request for a detailed environmental values and biodiversity (or similar) assessment of the site be undertaken. This survey would determine the native flora and fauna values, general ecological status of the area, identify areas of remnant vegetation and scattered trees and determine if a Habitat Hectares assessment is required. The assessment would provide invaluable information as to the environmental significance of the land, particularly in the consideration of a PAO process.

It is also noted that work is currently underway on updating Darebin's Open Space Strategy (2007), which will see greater recognition and emphasis placed on this land as part of Darebin's open space network. The updated Open Space Strategy is due for Council briefing and consideration at an Ordinary meeting in August / September 2017. This information will also form part of any ongoing advocacy effort.

As no applications or development plans have been received by Council for the land, it is appropriate to consider advocacy support for the Strathallan Gold Club - to seek an extension of the lease term and conditions until such time that the future of the land can be determined. This would give some surety to the Club and its members in the medium term, and also enable any future plans for the club to be better explored in a more timely manner.

It is also important for Council to consider its role as the Planning Authority with regard to any future planning applications for the site (yet to be received). Any decisions on future actions of Council should be made cognisant of this, and any possible impact or conflict with this responsibility.

### **Option 3 – Commence the public acquisition process (Not Recommended)**

Before Council decide to commence work on publically acquiring the land themselves, it is highly recommended that Council obtain evidence as to the site conditions and values, and receive a special briefing by an independent legal specialist, in order for Council to fully understand the potential risks and liabilities associated with this process.

### **Financial and Resource Implications**

Should Council request that officers commence the planning scheme amendment process to apply a Public Acquisition Overlay; this will result in significant investment of staff and is currently an un-budgeted project in 2017/2018. The planning scheme amendment process can require between \$60,000 and \$150,000 in project funding, particularly if an independent planning panel is required. This is also dependent upon the amount of legal expertise required which is unknown at this stage.

### **Risk Management**

The highest risk when entering into a compulsory acquisition process, is the potential compensation for financial loss.

If Council intend to investigate opportunities for publically acquiring land further, it is suggested that Council gather or gain access to further information on the sites condition and values, and receive a briefing from legal professionals around the potential risks and liabilities so an informed decision can be made.

### **Policy Implications**

#### **Economic Development**

There are no factors in this report which impact upon economic development.

### **Environmental Sustainability**

Issues surrounding environmental sustainability, with particular regard to the open space value of the land, biodiversity and linkages are covered within the body of the report

### **Human Rights, Equity and Inclusion**

There are no factors in this report which impact on human rights, equity and inclusion.

### **Other**

There are no other factors which impact on this report.

### **Future Actions**

- Further meetings with community representatives as required.
- Submission to Statewide Golf Courses Strategy consultation.
- Submission to Metropolitan Open Space Strategy consultation.
- Submission to La Trobe University consultation on future of Strathallan Golf Course land.

### **Consultation and Advocacy**

#### Internal consultation:

- Manager Planning and Building
- Manager Strategic Asset Management
- Executive Manager City Plan & Transformation
- Acting Manager Transport and Public Places
- Director City Futures and Assets

#### External consultation:

- Strathallan Golf Club
- Save Strathallan Open Space Community Coalition
- Springthorpe Owners Corporation
- Member for Bundoora

### **Related Documents**

Nil

### **Attachments**

Nil

### **Disclosure of Interest**

Section 80C of the *Local Government Act 1989* requires members of Council staff and persons engaged under contract to provide advice to Council to disclose any direct or indirect interest in a matter to which the advice relates.

The Officer reviewing this report, having made enquiries with relevant members of staff, reports that no disclosable interests have been raised in relation to this report.

**6.5 DECLARATION OF RESERVOIR VILLAGE SPECIAL RATE LEVY****Author:** Business Development Coordinator**Reviewed By:** Director City Futures and Assets

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**Report Background**

The Reservoir Village Trader Association has written to Council asking that Council renew the Special Rate for the Reservoir Village Business District. This will in effect continue on from the current Special Rate which ceases on 30 June 2017. The new scheme is proposed to run for five years from 1 July 2017 to 30 June 2022.

**Previous Council Resolution**

At its meeting held on 3 April 2017, Council resolved:

*'That Council: In accordance with section 163(1), (1A), (1B) and (1C), and Section 163B(3) of the Local Government Act 1989 („the Act“), Council gives public notice in the “Preston Leader” and the “Northcote Leader” newspapers pending Council’s endorsement of this recommended form of communication to the local businesses, notifying of its intention to make a declaration of a Special Rate for the encouragement of business and commerce in the Reservoir Village Business District and that a copy of the public notice be sent to each person who will be liable to pay the Special Rate.*

- 1) *Council specifies the following for the purposes of section 163(2), 163 (2A) and 163 (2B) of the Act:*
  - a. *The total amount of the Special Rate to be levied is -*
    - i. *For the first year of the Special Rate - \$75,000*
    - ii. *For each of the subsequent years the Special Rate remains in force - the previous year’s amount to be levied plus that amount multiplied by the Consumer Price Index Rate provided by the Australian Bureau of Statistics for the previous financial year.*
  - b. *The total amount of the Special Rate which may be levied is not to exceed the following, which is calculated in accordance with section 163(2A) of the Act:*
    - i. *For the first year of the Special Rate - \$75,000*
    - ii. *For each of the subsequent years the Special Rate remains in force - the previous year’s total amount of the Special Rate calculated in accordance with section 163(2A) of the Act plus that amount multiplied by the Consumer Price Index Rate provided by the Australian Bureau of Statistics for the previous financial year.*
  - c. *For the purposes of 2(b) above:*
    - i. *The „benefit ratio“ (R) to be levied on liable persons is 100 per cent for properties*
    - ii. *There are no properties receiving a special benefit from the Special Rate which are not to be levied the Rate;*
    - iii. *The „community benefit“ from the Special Rate is zero.*
  - d. *The criteria to be used as the basis for levying the Special Rate is:*

- i. *For the first year of the proposed Special Rate – each Rateable property included in the Special Rate is to pay the amount as specified in Appendix B calculated on the respective property's Capital Improved Value with a rate of 0.00106921 applied.*

*The manner in which the Special Rate is assessed (that is, the criteria to be used as the basis for levying the Special Rate) is: For the first year and subsequent years of the Special Rate – each commercially zoned property included in the Special Rate is to pay the amount calculated in **Appendix A** of the respective property's Capital Improved Value.*

- 2) *Council facilitates a Reservoir Village business information session in line with the Notice of Intention to Declare.*
- 3) *A Hearing of Submissions Committee meeting comprising all Darebin Councillors be held to hear any submissions lodged. Any persons who wish to be heard in support of their submissions will be heard at a Hearing of Submissions Committee meeting on 8 June 2017, if required.*
- 4) *Following this, a further report will be made to Council outlining all submissions or objections. Council will then resolve to either adopt or abandon the Scheme.*
- 5) *If the Scheme is adopted, affected persons then have a period of 30 days to lodge an objection with the Victorian Civil and Administrative Tribunal.*
- 6) *Authorises the necessary execution of the agreement documents when available.'*

## **Introduction**

At its meeting on 3 April 2017, Council resolved to give public notice of its Intention to Declare a Special Rate for the Reservoir Village Business District at its Council meeting on 17 July 2017. The public notice was advertised in the Preston and Northcote Leader newspapers on Monday and Tuesday 10 and 11 April 2017. A letter and a copy of the public notice were sent to all business owners and occupiers within the Reservoir Business District, advising of Council's Intention to Declare a Special Rate.

Any person required to pay the proposed Special Rate Scheme was invited to make a written submission or objection to Council within the 28 days of the publication of the public notice.

## **Previous Briefing(s)**

Councillor Briefing – 13 July 2017

## **Council Plan Goal/Endorsed Strategy**

Council Plan 2017 - 2021 Goal 4: Support and attract a diversity of local businesses and industries by fostering an environment in which they can thrive.

Tourism Strategy 2016 – 2021: Increase awareness of the diversity of experiences on offer in our City.

## **Summary**

This report seeks Council's endorsement of the Declaration of the Reservoir Village Business District Special Rate Scheme 2017-2022.

- A Special Rate for the purposes of marketing, promotion and development of the Reservoir Village Business District has been in place since 1999. The current Special Rate Scheme expires on 30 June 2017.

- On 3 April 2017, Council gave public notice of its intention to declare a Special Rate for the Reservoir Village Business District at its Council meeting on 17 July 2017.
- The new scheme is proposed to run for five years from 1 July 2017 to 30 June 2022 and raise \$75,000 in its first year for the promotion and marketing of Reservoir Village.
- A public notice was advertised and forwarded to all property owners and businesses within the Reservoir Village Business District.
- There were no submissions received.

<b>Recommendation</b>
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**That Council:**

- (1) In accordance with Section 163(1), (1A), (1B) and (1C), and Section 163B(3) of the *Local Government Act 1989* ('the Act'), Council resolves to give public notice in the 'Preston Leader' and the 'Northcote Leader' newspapers, notifying the Declaration of a Special Rate for the encouragement of business and commerce in the Reservoir Village Business District and that a copy of the public notice be sent to each person who will be liable to pay the Special Rate.
- (2) Specify the following for the purposes of Section 163(2), 163(2A) and 163(2B) of the Act:
  - a) The total amount of the Special Rate to be levied is -
    - i) For the first year of the Special Rate - \$75,000
    - ii) For each of the subsequent years the Special Rate remains in force - the previous year's amount to be levied plus that amount multiplied by the Consumer Price Index Rate provided by the Australian Bureau of Statistics for the previous financial year.
  - b) The total amount of the Special Rate which may be levied is not to exceed the following, which is calculated in accordance with Section 163(2A) of the Act:
    - i) For the first year of the Special Rate - \$75,000
    - ii) For each of the subsequent years the Special Rate remains in force - the previous year's total amount of the Special Rate calculated in accordance with Section 163(2A) of the Act plus that amount multiplied by the Consumer Price Index Rate provided by the Australian Bureau of Statistics for the previous financial year.
  - c) For the purposes of 2(b) above:
    - i) The 'benefit ratio' (R) to be levied on liable persons is 100 per cent for properties
    - ii) There are no properties receiving a special benefit from the Special Rate which are not to be levied the Rate;
    - iii) The 'community benefit' from the Special Rate is zero.
  - d) The criteria to be used as the basis for levying the Special Rate is:
    - i) For the first year of the proposed Special Rate – each Rateable property included in the Special Rate is to pay the amount as specified in **Appendix A** calculated on the respective property's Capital Improved Value with a rate of 0.00106921 applied.

- ii) The manner in which the Special Rate is assessed (that is, the criteria to be used as the basis for levying the Special Rate) is: For the first year and subsequent years of the Special Rate – each commercially zoned property included in the Special Rate is to pay the amount calculated in **Appendix A** of the respective property's Capital Improved Value.
- 

## Introduction

At its meeting on 3 April 2017, Council resolved to give public notice of its Intention to Declare a Special Rate for the Reservoir Village Business District at its Council meeting on 17 July 2017. The public notice was advertised in the Preston and Northcote Leader newspapers on Monday 10 and Tuesday 11 April 2017. A letter and a copy of the public notice was sent to all business owners and occupiers within the Reservoir Village Business District, advising of Council's Intention to Declare a Special Rate.

Any person required to pay the proposed Special Rate Scheme was invited to make a written submission or objection to Council within the 28 days of the publication of the public notice.

## Consultation

Council has consulted extensively with the Reservoir Village businesses. The following was undertaken:

- A survey was distributed to every business involved in the Reservoir Village Business District (total of 95).
- Distributed information regarding Special Rates and five year update of the benefits provided to the Reservoir businesses.
- At the Reservoir Village Traders Association meeting, provided information about the Intention to Declare process.
- Advertisements were placed in the Preston and Northcote Leader newspapers.
- Individual letters sent to property owners and businesses who are required to pay the Special Rate Levy.
- A small number of enquiries were received from business owners.
- No submissions were received.

## Discussion

The success of local shopping centres such as the Reservoir Village Business District is important to the local community. A vibrant, active and successful shopping centre can provide the following benefits to the community:

- Local employment.
- Diversity of businesses.
- Space for community to socialise and shop.
- Meeting places.
- Expressions of various cultures.
- Entertainment.
- Social inclusion.

- Strengthen the unique characteristics of reservoir village.
- Assist with the implementation of the reservoir masterplan.

For the past 18 years, the Reservoir Village Business District has had a Special Rate Scheme in place for the properties used for retail and commercial purposes within the Centre. The area to be included within the Special Rate is attached as **Appendix B**.

The scheme has been re-introduced every five years and in the final year of the current scheme the levy has raised around \$72,050.

The Association has proposed a budget of \$75,000 for its programs in the first year of the Special Rate, with the annual CPI increases for each of the subsequent years after the first year. The funds raised by the Reservoir Village Business District Special Rate have been used by the Reservoir Village Trader Association over the last five years for:

- promotional and marketing events
- promotional advertising, marketing and public relations material
- branding of the Centre
- employment of a Centre Coordinator
- installation of Centre décor and displays
- works (in addition to those provided generally by Council) to enhance the appearance and amenity of the Centre.

The Reservoir Village Trader Association believes the Special Rate amount will provide the necessary funding to sustain a pro-active marketing approach and promotional campaign to assist Reservoir Village Business District to remain competitive.

The viability of the Reservoir Village Business District as one of Darebin's Major Activity Centres will be dependent on its ability to be represented as a cohesive management group of businesses.

The Reservoir Village Trader Association wishes to remain self-sufficient and to have the ability to provide a cohesive, holistic approach to marketing, promotion and to provide services to the Centre over and above Council's standard services.

It has been practice with all Council's Special Rate schemes for 100% of the money raised by the scheme to be paid directly to the business association's elected account, over instalments throughout the year. The relevant association spends the funds as specified in the Declaration and in accordance with an agreement between them and Council which requires annual budgets, regular financial reporting and audited annual financial statements.

### **Options for Consideration**

Option 1 – That Council endorse the Declaration of a Special Rate Levy for the encouragement of business and commerce in the Reservoir Village Business District.

Option 2 – That Council do not endorse the Declaration of a Special Rate for Reservoir Village.

### Financial and Resource Implications

- Council's contribution in providing resources for the set up and administration over the five years of the Special Rate Scheme is estimated to be \$10,000. This amount will not be received from the Reservoir Village Trader Association. It will be absorbed in Council's Economic and Business Development budget.
- The Capital Improved Value (CIV) of commercial properties used to calculate the Special Rate Scheme is based on Council's 2016 valuations.

### Risk Management

If the Reservoir Village Special Rate Levy is not endorsed there is a risk that:

- Centre economic viability and presentation will decline
- Customer numbers and overall performance of the retail precinct will decrease.
- Council's reputation will be negatively impacted.

### Policy Implications

#### Legislative

The *Local Government Act 1989* requires that Council must determine a number of matters when considering declaring a new Special Rate or Special Rate Renewal. These include:

- a) The total cost of the Special Rate

The total cost of implementing this Rate would include:

- The annual amount which the Association has budgeted to spend on various marketing, promotional and other activities; and
- Council's own administrative costs in relation to the scheme.

With regard to the Association's programs, as stated above it has budgeted to spend \$75,000 in the first year of the scheme and requests that this amount rise each subsequent year in line with CPI increases, for the remainder of the scheme.

- b) The total amount of the Special Rate to be levied

In addition to the total cost of the Scheme, Council must then decide the maximum amount that is able to be levied on liable property owners. Once this amount is set, Council cannot levy any amount greater than this figure.

The Act provides that Council must calculate the above amount in accordance with the following formula:

$$R \times C = S$$

**R** is the 'benefit ratio' which is the percentage of the total cost that Council determines is able to be levied. It takes into account whether there are properties Council believes will derive a 'special benefit' and are to be levied, and others which also receive such a benefit but which aren't to be levied (such as non-commercial community facilities).

Council must also determine if there is a clear, direct and tangible 'community benefit' provided by the scheme that cannot be rated to the shops. This must be attributed to, and paid for, by Council.



The community benefit **C** has been assessed and equates to zero.

**C** is the 'community benefit ratio' which is calculated in circumstances where Council considers that the services and activities to be provided from the proceeds of the Special Rate, all being for the purpose of marketing, management and development of the Centre, will only benefit the commercial properties (all of which are rateable land) included in the Scheme area.

**S** is the maximum amount that can be levied. With regard to the 'benefit ratio', it is considered that all the commercially zoned properties (ground floor only) shown on the map and detailed in the list annexed to the attached proposed declaration, will receive a special benefit through increased economic activity. There are no rateable properties identified within this area which should not be levied in the Rate renewal. Also, it is considered that there are no separate 'community benefits' that can be measured which might accrue from the existence of the scheme. Any benefits to people visiting the businesses in the Centre will accrue to the businesses themselves.

Therefore, the total maximum amount that can be levied on liable property owners would be 100% of the total cost of the Scheme.

It has however been practice in previous schemes for Council to not recover its administrative costs from liable properties, and to only levy those costs incurred by the Association. It is proposed that this practice continue for the new scheme. Council's contribution is \$10,000 over the life of the scheme; by providing its own resources towards the benefit of the Centre is not inconsiderable and is highlighted for the record.

c) The criteria to be used as the basis for declaring the Special Rate

Council needs to specify the methodology it will use in determining how the payment of the Rate is to be apportioned amongst the benefiting properties. In this instance, it is proposed that all properties will pay a specific amount calculated against the rate in the dollar of their Capital Improved Value, in order to raise the total amount to be levied for each year to meet the Reservoir Village Trader Association's annual budget.

The Reservoir Village Business District includes the following properties:

- 1 – 77 Edwardes Street (inclusive)
- 2AA – 84B Edwardes Street (inclusive)
- 251 – 325 Spring Street (inclusive)
- 1 and 2 Ralph Street (inclusive)
- 2A Byfield Street

### **Statutory Process**

The Act requires Council to give public notice of Declaration of the Special Rate and write to all people who will be liable to contribute. The Declaration for this Special Rate has been prepared in accordance with the Act.

Owners (or occupiers who would pay the rate as a condition of their lease) may object to the proposal within 28 days.

**Economic Development**

The outcomes facilitated by a Special Rate are essential to promoting the character of the Reservoir Village Business District to the local and wider community. The events, marketing and promotional activities that are held in Reservoir attract people from neighbouring suburbs and provides a boost to the local economy which is key to maintaining a strong and vibrant centre.

**Environmental Sustainability**

There are no factors in this report which impact on environmental sustainability.

**Human Rights, Equity and Inclusion**

There are no factors in this report which impact on human rights, equity and inclusion.

**Other**

There are no other factors which impact on this report

**Future Actions**

Should Council resolve to proceed with the Declaration of the Special Rate Levy, the following would occur:

- Public Notice of Council's Declaration of the Special Rate will be advertised in The Preston Leader and Northcote Leader newspapers, and individual notices, including a copy of the public notice, will be sent to all property owners and businesses.
- If the scheme is adopted, affected persons then have a period of 30 days to lodge an objection with the Victorian Civil and Administrative Tribunal.
- An agreement for management of the Special Rate between Darebin City Council and Reservoir Village Traders Association will be signed and authorised.
- Within three to six months the Reservoir Village Traders Association's will develop a five year business plan.

**Consultation and Advocacy**

- Reservoir Village property and business owners (95)
- Reservoir Village Trader Association
- Retail Development Officer
- Business Development Coordinator
- Revenue Coordinator
- Executive Manager City Plan and Transformation

**Related Documents**

- *Local Government Act 1989*
- Tourism Strategy : A Destination Plan for Darebin 2016-2021
- Reservoir Master Plan
- Council report – 3 April 2017

**Attachments**

- Proposed Amounts Calculated for Each Property (**Appendix A**)
- Reservoir Village Business District Map (**Appendix B**)

**Disclosure of Interest**

Section 80C of the *Local Government Act 1989* requires members of Council staff and persons engaged under contract to provide advice to Council to disclose any direct or indirect interest in a matter to which the advice relates.

The Officer reviewing this report, having made enquiries with relevant members of staff, reports that no disclosable interests have been raised in relation to this report.

**6.6 JOHN CAIN MEMORIAL PARK MASTER PLAN -  
ENDORSEMENT TO COMMENCE COMMUNITY  
CONSULTATION****Author:** Coordinator Leisure Services**Reviewed By:** Director Community Development

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**Report Background**

This is an officer generated report relating to the development and future adoption of a master plan for the John Cain Memorial Park (JCMP) sporting precinct.

**Previous Council Resolution**

At its meeting held on 21 September 2015 (**Appendix A**) it was resolved:

*That Council*

- (1) *Resolve to endorse the development of the Darebin Multi-Sports Stadium at John Cain Memorial Park, Thornbury by June 2020 or by 2018 subject to external funding.*
- (2) *Note the consultation and site selection process attached at Appendix A (MSS consultation summary) and Appendix B (MSS volume 2).*
- (3) *Note officers will commence the detailed planning and procurement processes for the project and arrange a number of Councillor workshops at key stages throughout the project.*
- (4) *Note a further report will be provided at a future Council meeting on the adoption of Planning Scheme Amendment C148 with the inclusion of the Darebin Multi-Sports Stadium project at John Cain Memorial Park, Thornbury.*
- (5) *Note a second round of consultation will commence in the coming months on the proposed development at John Cain Memorial Park, Thornbury. The consultation will extent to existing tenants of the precinct, tiers of government, other key stakeholders and the Darebin community.*
- (6) *Receive a further report and briefing in February 2016 on the master-plan of the John Cain/Disc precinct. Including the possibility for elite sports on the site.*
- (7) *Resolve that in line with the public use zone, apartments will not form part of the proposal.*
- (8) *Develop a communication strategy to keep community and stakeholders updated with progress of the project.*

**Previous Briefing(s)**

Councillor Briefing – 26 June 2017

**Council Plan Goal/Endorsed Strategy**

Goal 2 - Healthy and Connected Community

Darebin Leisure Strategy 2010 – 2020 and Darebin Leisure Action Plan 2015 - 2020

## Summary

This report discusses the development and adoption of a new master plan for the John Cain Memorial Park (JCMP) sporting precinct to guide development of the site and future Council financial investment.

The draft JCMP master plan (**Appendix B**) has been developed following consultation with existing site tenants and key stakeholders. Council approval to commence a broader community consultation and information process to develop and finalise the master plan for JCMP is sought.

An endorsed master plan for the JCMP sporting precinct is required prior to commencement of detailed planning for the construction of the Darebin Multi Sports Stadium (MSS).

In support of the Council commitment to the construction of a Darebin MSS at JCMP the submission of a funding application to Sport and Recreation Victoria's (SRV) Better Indoor Stadiums Fund 2017-2018 is recommended.

<b>Recommendation</b>
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**That** Council:

- (1) Endorses commencement of a community consultation and information process for development of a master plan for the John Cain Memorial Park sporting precinct.
  - (2) Reconfirms their commitment to construction of the Darebin Multi Sports Stadium at John Cain Memorial Park Thornbury, within the area proposed per **Appendix B**.
  - (3) Endorses submission of an application for the Darebin Multi Sports Stadium project to Sport and Recreation Victoria's Better Indoor Stadiums Fund 2017-2018.
  - (4) Notes that stage one of the Multi Sports Stadium development will commence with construction of outdoor netball courts, with expected completion of this component by October 2018.
- 

## Introduction

John Cain Memorial Park (JCMP) is a 17.34 hectare sporting reserve and home of the Darebin International Sports Centre (DISC) - the State Centre for lawn bowls, cycling and soccer. It is located at 281 Darebin Road Thornbury and was redesigned in 2004 to provide lawn bowls, cycling and football (soccer) facilities for the 2006 Commonwealth Games.

Beyond this it was envisaged the facility would contribute to the state's major sporting facilities, maximise the Victoria's ability to attract high profile sporting events and provide significant opportunities for community level sports participation. This venue is one of the most significant multi-sport precincts in Melbourne and currently serves as a state home for Cycling Victoria, Football Federation Victoria (matches only) and Lawn Bowls Australia, as well as Darebin's only National Premiers Leagues Victoria (NPL) club the Northcote City Soccer Club.

The current master plan for this sporting precinct was adopted in 2008. A number of changes to users, sporting trends and facility use have occurred since this time. A renewed master plan that reflects current and anticipated trends and opportunities for the site is required.

In September 2015 Council voted unanimously for a new multi-sport stadium (MSS) to be built at JCMP. The master plan must also consider the development and integration of this new sporting facility and future impacts on operations at the site.

## Issues and Discussion

### Background

- The purpose of the master plan is to investigate scope and evaluate options to improve current sporting opportunities at JCMP, identify the future needs and development opportunities for the precinct including additional sporting and leisure options and ensure local sporting user requirements are considered.
- Development and adoption of a new master plan is timely as the previous master plan was adopted in 2008 and is out-dated.
- Current tenants and sport users have all expressed a range of needs and demands consistent with the current situation of their sport and facilities at the precinct. These have been reflected in the draft master plan and will be included in a full consultation summary as part of the finalised master plan.

### Links to other projects – Darebin multi sports stadium

- Council undertook previous community consultation in May/June 2015 regarding the location to build a proposed multi-sports stadium within the city. There was broad level community support for the MSS to be constructed at JCMP.
- In September 2015 Council voted unanimously for the MSS to be built at John Cain Memorial Park (**Appendix A**). There is broad level community anticipation for construction to commence on this project.
- In their 2015-2016 budget Council funded the development of a master plan for the JCMP sporting precinct. Due to interdependencies with the development of the Darebin Multi-Sport Stadium (MSS) and a number of other projects the JCMP master plan project has been on hold since September 2015. However following recent resolution of other independencies, Council is now in a position to recommence the JCMP master plan project.
- The new master plan must consider the development of the new MSS sporting facility and future impacts on operations and tenants at JCMP.
- One of the key drivers governing the development of this site is provision of car parking. It is estimated that in excess of 800 car parks are required to cater for the current and future needs of the precinct. This will be considered in the master plan design and further design stages of the MSS facility.
- The Victorian State Government 'Better Indoor Stadiums Fund' is currently open, closing 16 August 2017. This fund offers grants of up to \$3million to develop new or expand existing stadiums. The City of Darebin's multi-sport stadium project constitutes a strong application and it is recommended that Council endorses officers to lodge an application for this funding grant.

### Consultation process

- Council appointed a consultant in 2015 to undertake the development of a master plan for this site. This plan was drafted and placed on hold in mid-2016 pending the resolution of a number of related issues. These have now been resolved and the master plan processes recommenced.

- Consultation with existing site tenants and other key stakeholders with an interest in the John Cain Memorial Park was re-commenced in May 2017. A draft master plan has now been developed (**Appendix B**) which is presented to stimulate discussion and ideas as part of the broader community consultation and information process.
- This report seeks endorsement from Council to commence broader Council and community consultation to input into the development of a finalised master plan
- The four week consultation period proposed is 21 July to 17 August 2017. The consultation plan is included as **Appendix C**.

### **Finalised JCMP master plan document**

- Development of an updated plan is timely as current tenants and sport users have all expressed a range of needs and demands consistent with the current situation of their sport and facilities at the precinct
- The finalised master plan will consist of three parts:
  - A document containing discussions/documentation of values and principles (set through consultation process), existing conditions, present uses and opportunities/constraints
  - Visual Master Plan showing areas for upgrade/actions
  - Series of realistic actions prioritised and laid out over 5 to 10 years, as well as indicative costings for implementation
- Council is seeking community feedback and input on the components of the proposed master plan
- The recommendations made in the master plan will be a result of consultation with Darebin community members, and crucially the main tenants and stakeholders at JCMP including but not limited to:
  - Darebin City Bowls Club
  - Football Federation Victoria
  - Cycling Victoria
  - Northcote City Soccer Club
  - Royal Victorian Bowls Association
  - Bowls Australia
  - Sport and Recreation Victoria
  - Netball Victoria and Basketball Victoria (and other high ball sports state bodies) due to development of MSS complex
  - Darebin City Council Councillors and internal departments
- It is intended that the finalised JCMP master plan will be presented for Council consideration at their meeting of 25 September 2017.

### **Options for Consideration**

1. Council endorse the commencement of a community consultation and information period for the master plan and the submission of an application for the Darebin Multi Sports Stadium project to Sport and Recreation Victoria's Better Indoor Stadiums Fund 2017-2018.

2. Council not endorse the commencement of a community consultation and information period for the masterplan and the submission of an application for the Darebin Multi Sports Stadium project to Sport and Recreation Victoria's Better Indoor Stadiums Fund 2017-2018.

### **Financial and Resource Implications**

- The cost to develop the JCMP master plan is \$30,000 and is funded within current budgets.
- Future development options for the site will be indicatively costed and presented to Council for endorsement as part of the adoption of the plan.

### **Risk Management**

- Progress of the Darebin Multi Sports Stadium project is interdependent with the JCMP master plan

### **Policy Implications**

#### **Economic Development**

The JCMP sporting precinct has significant potential to provide improved economic benefits to the city. Additional sporting infrastructure including the Darebin MSS will provide increased economic benefits to the Darebin community and broader sporting community.

#### **Environmental Sustainability**

Environmental sustainability recommendations will be included as part of the recommended master plan.

#### **Human Rights, Equity and Inclusion**

The master plan does not have direct human rights, equity and inclusion implications, but the use of the facilities at JCMP provide significant health and wellbeing benefits to the community.

#### **Other**

In the present condition the JCMP sporting precinct presents an underutilised sporting asset. Upgrades to amenity and functionality that will be outlined in the master plan will have immense benefits to the overall useability and functionality of the precinct.

#### **Future Actions**

With Council endorsement to commence community consultation the following timeline is proposed:

- 4 week community consultation period from - 21 July to 17 August 2017
- Feedback integrated and final master plan compiled
- Master plan presented for Council adoption – 25 September 2017

#### **Consultation and Advocacy**

- The proposed consultation plan for this project is attached at **Appendix C**.



**Related Documents**

- Council Minutes – 15 September 2015

**Attachments**

- MSS Council decision - Council Meeting Minutes 21 September 2015 (**Appendix A**)
- JCMP draft master plan (**Appendix B**)
- Consultation and communications plan - JCMP master plan consultation June 2017 (**Appendix C**)

**Disclosure of Interest**

Section 80C of the *Local Government Act 1989* requires members of Council staff and persons engaged under contract to provide advice to Council to disclose any direct or indirect interest in a matter to which the advice relates.

The Officer reviewing this report, having made enquiries with relevant members of staff, reports that no disclosable interests have been raised in relation to this report.

**6.7 SUB-REGIONAL INDOOR SPORTS NEEDS ANALYSIS REPORT****Author:** Acting Manager Leisure and Community Facilities**Reviewed By:** Director Community Development

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**Report Background**

La Trobe University is proposing to undertake construction of a sporting precinct that will include a six court indoor stadium at its Bundoora campus. The stadium is expected to be completed in late 2019. It will have a significant impact on the supply and demand of highball courts across the sub-region. As a result the Darebin, Banyule and Nillumbik Councils jointly commissioned Otium Planning Group to conduct a needs analysis for indoor courts in the sub-region to ascertain the impact of the La Trobe University stadium on court provision and usage across the sub-region. Netball Victoria and Basketball Victoria were also actively involved in this project. The draft sub-regional indoor sports needs analysis is presented for Council endorsement. The findings and recommendations of the sub-regional indoor sports needs analysis independently verifies Council's decision of September 2015 to invest in the development of a multi sports stadium at John Cain Memorial Park by 2020.

**Previous Council Resolution**

This matter is not the subject of a previous Council resolution.

**Previous Briefing(s)**

This matter has not previously been to a Councillor Briefing.

**Council Plan Goal/Endorsed Strategy**

Goal 3 - A liveable city  
Darebin Leisure Strategy 2010 - 2020

**Summary**

The draft Sub-regional indoor sports needs analysis report findings concur with consultation feedback from the Darebin Leisure Strategy 2010-2020 and the Darebin Multi Sport Stadium consultation processes, that there is significant shortage of indoor high ball court sporting facilities across the three inner north-east metropolitan area, including Darebin.

The report recommends that Darebin City Council continues with its plans to invest in the development of a Multi-Sport Stadium at John Cain Memorial Park, Thornbury to cater to existing and future demand for court space in the south of the municipality; as well as to monitor the use of the Darebin Community Sports Centre to ensure access by Darebin-based associations. Discussions with La Trobe University are recommended in relation to securing community access to the proposed indoor courts being developed as part of the sporting precinct.

**Recommendation**

**That** Council notes the finding and recommendations of the draft Sub-regional indoor facility needs analysis study.

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**Introduction**

The northern sub-region of Melbourne, which covers the local government areas of Banyule, Darebin and Nillumbik, has a significant undersupply of multi court indoor sporting facilities to service the community. Many existing facilities are at capacity which has resulted in the limitation of participation numbers in indoor sports such as basketball, netball, volleyball and futsal.

The lack of available courts, coupled with relatively high occupancy levels at existing facilities, supports the future provision of additional indoor sports courts to cater for the current and expected future participation growth. This is particularly applicable to basketball and netball programs.

La Trobe University is proposing to undertake construction of a sporting precinct that will include a six court indoor stadium at its Bundoora campus.

Otium Planning Group was jointly engaged Darebin, Banyule and Nillumbik Councils to conduct a needs analysis for indoor courts in the sub-region to ascertain the impact of the La Trobe University stadium on court provision and usage across the sub-region.

**Issues and Discussion**

The northern sub-region of Melbourne, which covers the local government areas of Banyule, Darebin and Nillumbik, will experience an approximate increase in population of 24% (78,900 people) by 2036. The Darebin municipality is forecast to experience the highest population increase of 34.4%.

**Current Facility Provision**

There are currently 12 facilities comprising 15 courts within the municipality. It should be noted that the majority of these facilities are not compliant with state sporting association and OHS compliance regulations.

Of the current facilities, 7 courts are part of school facilities – two are independent schools and the Department of Education and Training owns five. Six of the facilities are not available for community use.

Darebin Community Sports Centre's four indoor courts are the only multi court facility in the City of Darebin. A number of outdoor netball courts have recently been upgraded as part of the Inner City Netball Funding Program and there is the potential for several more additional outdoor courts to be developed as part of the program, however this was not specifically part of the analysis.

During weekday peak usage time Darebin Community Centre has a 71% occupancy level with limited capacity to meet current or future participation need or growth. The centre is currently being used by the Whittlesea Basketball Association and for roller derby, which restricts use by the Darebin Basketball Association and Darebin Netball Association.

Other existing single court facilities across the municipality have limited capacity for additional use and primarily serve as training facilities. Single court facilities are ineffective and inefficient for the operations of a quality indoor sports program.

Discussions with council officers indicated that the planned relocation of the synthetic hockey pitch from the Darebin Community Sports Centre to La Trobe University will not occur. A proposal which is currently being explored includes the provision of a second synthetic pitch at Hardiman Reserve adjacent to the existing hockey pitch at the Darebin Community Sports Centre. Information on this feasibility study will be provided to Council later in 2017. Configuration of this potential future facility can be aligned to provide future expansion capacity for DCSS, if Council decides to increase the provision of indoor courts at this facility from the existing four courts.

### **Participation**

Current indoor sport participation in the sub-region is approximately 20,865 players. 2,668 participants (12.8%) are part of Darebin indoor sports clubs.

This participation represents approximately 1.8% of current population, which is low when compared to state and national averages (2.3% netball and 4.8% basketball average state participation rates).

The Ivanhoe Knights and Darebin Basketball Association recently entered into a partnership to support player pathway opportunities. The partnership is mutually beneficial as Darebin provides the representative arm and the Knights provide the base of juniors.

The Darebin Netball Association has approximately 1,465 registered participants. A review of the Netball Victoria postcode data indicates there are a total of 2,359 Darebin residents registered with Netball Victoria.

### **Recommended Strategic Directions**

The Darebin Community Sports Centre services the needs of residents in the north of the municipality. The partnership between the Darebin Basketball Association and the Ivanhoe Knights Basketball Club has the potential to significantly increase basketball participation as the relationship provides the sport's development pathway.

The proposed La Trobe University development that includes 6 indoor courts is located within the City of Darebin and will also service the needs of residents in the north of the municipality. The development, however, will not attract players from the south. As a result it is recommended that the development of the proposed facility in the south of the municipality be progressed.

### **Options for Consideration**

- Council to endorse this report
- Council may opt to postpone endorsement of the report.

### **Financial and Resource Implications**

The Multi-Sport Stadium budget total is indicatively costed at \$25M. \$1.58M has been allocated to the project for planning and design in 2017/2018.

## **Risk Management**

A comprehensive risk management strategy will be created as part of the development of the Multi-Sport Stadium project.

## **Policy Implications**

### **Economic Development**

Development of a Multi-Sport Stadium will have direct and continuing economic benefit to the Darebin municipality.

### **Environmental Sustainability**

There are no factors in this report which impact upon environmental sustainability.

### **Human Rights, Equity and Inclusion**

The report endorses development of a Multi-Sport Stadium in the south of the municipality that will encourage participation diversity in sport, particularly for local females and young people.

### **Other**

There are no other factors which impact on this report.

## **Future Actions**

- Continued planning of the development of the Multi-Sport Stadium at John Cain Memorial Park.
- Discussions with La Trobe University to commence in relation to securing community access to the proposed indoor courts being developed as part of the sporting precinct.

## **Consultation and Advocacy**

The report included consultation with:

- Key sporting user groups across the sub-region and in Darebin (Darebin Netball Association, Darebin Basketball Association).
- La Trobe University.
- State Sporting Associations – Basketball Victoria, Netball Victoria, Volleyball Victoria, Football Federation Victoria, Gymnastics Victoria.
- Sub-regional LGA's (Darebin, Nillumbik, Banyule).
- Other LGA's (Boroondara, Yarra, Moreland, Whittlesea).

## **Related Documents**

- Nil

## **Attachments**

- Draft Sub- Regional Indoor Sports Needs Analysis Report (**Appendix A**)

**Disclosure of Interest**

Section 80C of the *Local Government Act 1989* requires members of Council staff and persons engaged under contract to provide advice to Council to disclose any direct or indirect interest in a matter to which the advice relates.

The Officer reviewing this report, having made enquiries with relevant members of staff, reports that no disclosable interests have been raised in relation to this report.

**6.8 DAREBIN ABORIGINAL AND TORRES STRAIT ISLANDER EMPLOYMENT STRATEGY AND ACTION PLAN 2017-2021****Author:** Coordinator Equity and Diversity**Reviewed By:** Director Community Development

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**Report Background**

The Darebin Aboriginal and Torres Strait Islander Employment Strategy and Action Plan 2017-2027 (the Strategy) is a long-term strategy aimed at building an organisational foundation to increase employment outcomes for Aboriginal and Torres Strait Islander communities in Darebin. Informed by findings of consultations undertaken with the Darebin Aboriginal Advisory Committee (DAAC), community members and other internal and external stakeholders, the Strategy builds on and leverages off Council's years of building relationships and the development of collaborative partnerships supporting equity, health and wellbeing outcomes.

**Previous Council Resolution**

This matter is not the subject of a previous Council resolution.

**Previous Briefing(s)**

This matter has not previously been to a Councillor Briefing.

**Council Plan Goal/Endorsed Strategy**

- Darebin Council Plan 2017-2021
- Darebin Equity and Inclusion Policy 2012-2017
- Darebin Aboriginal Action Plan 2012-2017

**Summary**

Darebin is the homeland of many significant Aboriginal organisations and Council has a perfect opportunity to learn and share in the living history of both Traditional Owner groups and the many other Aboriginal and Torres Strait Islander groups and nations that have now settled in Preston and whom contribute to the growing local economy of Darebin.

This initiative aligns with strategic goals set out in the Equity and Inclusion Policy that Council has endorsed:

1. To build an **organisation within Council** that is inclusive and reflective of Darebin's diverse communities
2. To build **services and programs** that are inclusive, responsive, accessible and equitable
3. To contribute to building inclusive and empowered Darebin **communities**

<b>Recommendation</b>
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**That** Council endorse the Darebin Aboriginal and Torres Strait Islander Employment Strategy and Action Plan 2017-2027.

## Introduction

Development of the Darebin Aboriginal and Torres Strait Islander Employment Strategy and Action Plan has been a 12 month community and Council collaboration that has seen Council, for the first time, formalise our commitment to improving employment pathways and economic outcomes for local communities over the longer term.

Informed by findings of consultations undertaken with the Darebin Aboriginal Advisory Committee (DAAC), community members and other internal and external stakeholders, the Strategy builds on and leverages off Council's years of building relationships and the development of collaborative partnerships supporting equity, health and wellbeing outcomes.

## Issues and Discussion

Both the DAAC and Council recognise the importance of this employment strategy being the key to providing a long term economic starting base for Aboriginal and Torres Strait Islander people, in a workplace where they will feel respected, valued, and culturally safe and get to share in the same opportunities for skill and career development on parity to all other peoples. The Strategy has been designed to have agility and measurable outcomes delivered through an annual action that will be monitored and reviewed regularly.

## Strategic alignment

The Strategy is underpinned by the Municipal Association of Victoria Local Government Aboriginal Employment Framework and aligns with commitments set out in the Victorian Indigenous Affairs Framework.

## Strategic objectives

The long-term strategic objectives that build long term and meaningful employment underpinning the Strategy are to:

- Provide a supportive, safe and culturally inclusive work environment for Aboriginal and Torres Strait Islander people;
- Attract and recruit Aboriginal and Torres Strait Islander people through providing culturally appropriate and flexible recruitment and selection processes;
- Implement support mechanisms and provide flexible working arrangements and career development opportunities; and
- Effectively resource the strategy/action plan to ensure its sustainability and success.

## Identified Settings

The Strategy is implemented across two identified settings (or action areas) as detailed in the Action Plan. These interconnected settings are:

**Internal Focus** – what we can achieve as an organisation as set out in the Action Plan objectives:

**Objective 1:** Create a culturally safe workplace

**Objective 2:** Attract, recruit and retain Aboriginal and Torres Strait Islander employees

**External Focus** – how we can help foster and support employment and economic participation for local communities in Darebin through the following objective:

**Objective 3:** Strengthen procurement investment in regional Aboriginal and Torres Strait Islander businesses and promotion of local employment opportunities.



## Implementation

The Strategy is intended to be a foundational guide for the whole of Council. This first version of the Strategy is designed as part one of two clear phases with phase one supported by an action plan to be reviewed after the first 12 months and adjusted as required. Phase one has a primary focus on building foundations and as such employment targets and quotas have not been set for this period. This will be reviewed after 12 months.

The successful implementation of the Strategy relies on the support of Council's leadership team and a commitment across Council to incorporate the Strategy into Council's business strategy and planning processes. The successful recruitment of an Aboriginal Employment Officer, the formation of the Strategy Working Group and provision of adequate resourcing all allow the Strategy to be operationalized. DAAC will have membership in the Working Group as the key Aboriginal and Torres Strait Islander community voice in Council and receive regular progress updates, along with EMT/Council as a form of monitoring and accountability.

## Internal working group

The development of the Strategy has been supported through an internal working group comprising of representatives from People and Development, Business Development, Creative Culture and Events, Procurement and Contracting and Community Development. This working group will evolve into the Strategy Working Group with a representative of DAAC and reporting back to DAAC and Executive on a regular basis.

## Options for Consideration

The endorsement of the Darebin Aboriginal and Torres Strait Islander Employment Strategy and Action Plan 2017-2027 is proposed.

## Financial and Resource Implications

- The People and Development Department (Human Resources) has budget responsibility including carriage of the Aboriginal Employment Officer Position and coordination of the annual corporate training program that includes the training deliverables set out in this Strategy and coordination of mentoring programs for employees.
- Individual departments are responsible for budget allocations in consultation with the Strategy Working group and aligned with budget planning cycles.

## Risk Management

There is evidence that Aboriginal and Torres Strait Islander people have much lower employment rates than non-indigenous Australians. We also know that when organisations have dedicated strategies and policies and practices whereby people feel respected, valued, culturally safe and get to share in the same opportunities for skill and career development on parity employment opportunities exist and other indigenous people are more likely to apply for positions within the same organisation.

Without a dedicated strategy the organisation risks continuing a business as usual approach which may result in less than adequate opportunities to collaborate, address, and create opportunities that lead to sustained employment outcomes for Aboriginal and Torres Strait Islander people.

## Policy Implications

### Economic Development

Employment equity is a key determinant of positive health and wellbeing outcomes that lead to a more harmonious, strong and dynamic Aboriginal and Torres Strait Islander community.

### Environmental Sustainability

There are no Environmental Sustainability impacts related to this report.

### Human Rights, Equity and Inclusion

Both the DAAC and Council recognise the importance of this employment strategy as it is the key to providing a long term economic starting base for Aboriginal and Torres Strait Islander people, in a workplace where they will feel respected, valued, culturally safe and get to share in the same opportunities for skill and career development on parity to all other peoples.

The DAAC acknowledges that employment equity is a key determinant of positive health and wellbeing and consequences that lead to a more harmonious, strong and dynamic Aboriginal and Torres Strait Islander community.

### Other

Nil

### Future Actions

- Design/artwork
- Launch/promotion
- Implementation supported through internal working group

### Consultation and Advocacy

Consultants Social Compass were engaged to undertake scoping and consultation with key Council employees (Aboriginal and Torres Strait Islander and non-Aboriginal and Torres Strait Islander) across departments, Aboriginal and Torres Strait Islander community members and peak bodies with findings informing direction.

The Strategy has a particular focus on the local Aboriginal and Torres Strait Islander community and consultation with the DAAC, which plays a critical role as a bridge between Community and Council, informs strategic direction, allowing Council to take Community and Cultural guidance from local Aboriginal and Torres Strait Islander people, and providing key expert advice on the implementation of Council's Aboriginal and Torres Strait Islander specific projects and initiatives.

Internal Consultations	External Consultations
<b>Groups and Business Units</b>	<b>Groups and Organisations</b>
Equity and Diversity Team	Darebin Aboriginal Advisory Committee
Executive Management Team	Municipal Association of Victoria
Managers Group	City of Whittlesea
Leadership Forum	

Internal Consultations	External Consultations
<b>Individuals</b>	<b>Individuals</b>
Coordinator, Equity and Diversity Unit	Cathy Austen – Previous employee
Aboriginal Contact Officer, Equity and Diversity Unit	Salina Bernard - Previous employee
Community Renewal Officer, Health and Wellbeing	Carol Harrison - Previous employee
Coordinator, Health and Wellbeing Unit	Troy Austen - Previous employee
Manager, Advocacy and Communication	
Coordinator, Children and Community Development	
Human Rights Officer, Equity and Diversity Unit	
Business Development Coordinator, City Plan and Transformation	
Manager, People and Development	
Director, Community Development	
Director, City Futures and Assets	
Manager, Creative Culture and Events	
Executive Manager, City Plan and Transformation	
Coordinator, Procurement and Contracting	
Best Start Project Leader, Families, Diversity and Community	
Casual Business Support Officer - Aboriginal staff member, Equity and Diversity Unit	

### Related Documents

Nil

### Attachments

- Aboriginal and Torres Strait Islander Employment Strategy and Action Plan 2017-2021 (**Appendix A**)

### Disclosure of Interest

Section 80C of the *Local Government Act 1989* requires members of Council staff and persons engaged under contract to provide advice to Council to disclose any direct or indirect interest in a matter to which the advice relates.

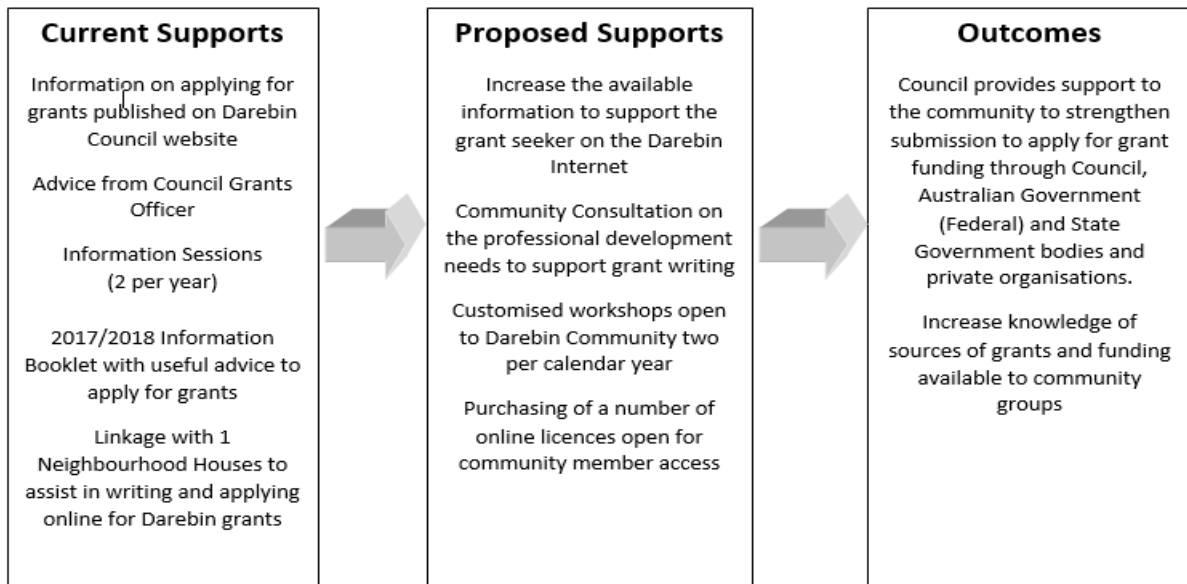
The Officer reviewing this report, having made enquiries with relevant members of staff, reports that no disclosable interests have been raised in relation to this report.





**Options For Consideration**

Listed below are the current, proposed supports and expected outcomes.



**Proposed Face to Face Option**

It is proposed, Council Officer’s invite the following companies to submit a quote for the provision of a minimum of two tailored training programs that will support community members to develop the capability to source, prepare, submit and respond to available grants.

Organisation	Training Product	Cost
Our Community Matters	3.5 hour customised seminar	\$2,200.00 per session
Strategic Grants	3.5 hour customised seminar	\$2,200-\$3,300.00 per session
Non Profit Training	3.5 hour customised seminar	\$1,650.00 per session

Facilitators engaged by the organisations above are experienced, engaging community sector practitioners who are actively involved as board, committee members and volunteers and understand the complex issues associated with grant seeking processes and submissions to Royal Commissions and regulatory bodies.

**Proposed Online Options**

It is proposed, the following online resources currently available on Council’s Intranet, be adapted for community use and be made available via Council’s Darebin Internet Site (subject to copyright). This would supplement the Grant Seeker Handbook which is currently available to community members:

- A toolbox with Grant Application writing resources, tips and advice for grant seeking and applying
- Grant FAQs
- Grant ResearchTemplate
- Where to find Grant Opportunities
- The Grants Procedures
- Useful links

In addition to the online resources, it is proposed Council purchase licences for the online Strategic Grant's Community Grant Seeker program at a cost of \$275.00 per licence, and provide one licence to interested community groups. The online program has been specifically developed for community groups, voluntary and grassroots not for profit organisations and consists of five modules that support the grant seeker to prepare and write applications through:

- a step-by-step guide to preparing grant applications
- the completion of tasks by the user to assist them to build a strong application
- providing practical examples, checklists and downloadable templates for the user to use both now and for future applications

### Financial and Resource Implications

The estimated costs below are based on a minimum of two face to face programs, the purchase of up to 30 e-learning licences, promotion and development of material and information that will be made available on Council's internet and administrative costs.

<b>Proposed Budget</b>	<b>\$0.00</b>
Workshops	
On line licences	
Development of online materials for Intranet	
Customisation of face to face program	
Registration and Administration	\$20,000
Promotional material and advertising	\$2,500
Catering	\$1,500
<b>Total</b>	<b>\$24,000</b>

Research of other programs offered by neighbouring Local Government Authorities indicates an interest in programs of this type. Face to face workshops typically attract up to 40 community members.

### Risk Management

The use of qualified trainers will minimise risk of programs being ineffective and impractical.

Council will also ensure compliance with current OH&S policies and legislation to minimise risk exposure.

### Policy Implications

#### Economic Development

Providing workshops, online resources and tools to Darebin community members will support them to develop skills to write and submit strategic grant submissions and secure funding, which should result in improved economic outcomes for the groups and subsequently the community.

#### Environmental Sustainability

There are no factors in this report which impact upon environmental sustainability.

**Human Rights, Equity and Inclusion**

Council funded training and support will assist in increasing people's capacity to actively engage in community life and strengthening the social fabric.

**Other**

There are no other factors which impact on this report.

**Future Actions**

- Consultation with relevant internal stakeholders to determine project scope, deliverables and plan.
- Procure training provider based on best fit for community needs.
- Purchase elearning licences.
- Invite Neighbourhood Houses to partner with Council to host future programs.
- Promote programs and tools to Darebin Community Members.
- Evaluate the effectiveness of the pilot program and report back to Council in relation to ongoing viability and funding.
- Future briefings to Council.

**Consultation and Advocacy**

- Advocacy and Stakeholder Relationship Officer
- Our Community Matters
- Strategic Grants
- Non Profit Training

**Future Consultation**

- Darebin Neighbourhood Houses
- Inner North Community Foundation
- Advocacy and Communications
- Community Wellbeing
- Arts and Cultural Development
- Economic and Business Development
- Community Grants Officer

**Related Documents**

- Council Minutes – 20 March 2017

**Attachments**

Nil



**Disclosure of Interest**

Section 80C of the *Local Government Act 1989* requires members of Council staff and persons engaged under contract to provide advice to Council to disclose any direct or indirect interest in a matter to which the advice relates.

The Officer reviewing this report, having made enquiries with relevant members of staff, reports that no disclosable interests have been raised in relation to this report.

**6.10 PROPOSED ROAD DISCONTINUANCE ADJOINING 203 EDWARDES STREET AND 44 SPRATLING STREET RESERVOIR****Author:** Property Manager**Reviewed By:** Director City Futures and Assets

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**Report Background**

This report provides Council with information relating to the outcome of preliminary investigations into the proposed discontinuance and sale of part of the road reserve on the south-east corner of the intersection of Edwardes Street and Spratling Street, Reservoir.

**Previous Council Resolution**

This matter is not the subject of a previous Council resolution.

**Previous Briefing(s)**

15 June 2017

**Council Plan Goal/Endorsed Strategy**

Goal: Excellent Service

Strategy: 5.4 Long term responsible financial planning  
Property Asset Management Strategy – May 2015

Goal: Vibrant City and Innovative Economy

Strategy: 1.4 Strategic Land Use and Sustainable Transport Planning Policies

**Summary**

This report provides the history and background relating to part of the road reserve on the south-east corner of the intersection of Edwardes Street and Spratling Street Reservoir, adjoining 203 Edwardes Street and 44 Spratling Street, shown hatched on the site plan in **Appendix A** (Road), as well as the outcome of the preliminary investigations into its proposed discontinuance.

In 2015, Council received an enquiry from the owner of 203 Edwardes Street and 44 Spratling Street Reservoir requesting the discontinuance and sale of the Road.

Although the Road is listed on Council's Register of Public Roads and remains a 'road' on title, it is not used for vehicular or pedestrian passage. In recent years it has been used, with the appropriate Council permits, as part of the alfresco dining area at the front of the applicant's property known as Off the Boat Pizzeria.



## **Service Authorities / Council Departments**

Internal departments and the Service Authorities were consulted regarding the proposal and no objections were received. Yarra Valley Water and Council Engineering have advised that no easements will be required, if discontinued. Council's Transport Management Unit has advised, from a traffic engineering perspective, there appears to be no use for this section of road.

## **Implementation**

The statutory procedures require Council to give public notice of its intention to discontinue and sell the road reserve and invite submissions from affected parties. Submitters may request to be heard by Council prior to a decision being made to proceed or otherwise with the proposal. In addition, all abutting property owners would be advised of the proposal in writing and informed of their right to make a submission. Following which, a report would be presented to Council for a decision whether to discontinue the Road, part of the Road or not to discontinue the Road.

## **Options for Consideration**

### **Option 1 – Abandon the Proposal or Do Nothing**

Council could resolve to abandon the proposal, take no action or may make no resolution on the matter. This option would mean that the Road would continue to vest in Council and the status quo would remain with the adjoining property owners continuing to use/occupy the road reserve as the seating area for the adjoining restaurant.

Council may be perceived as knowingly encouraging and enabling property owners to continue to occupy other roads or rights-of-way within Darebin to the detriment of the community (whether financially or as a benefiting right).

Council may, at some time in the future, resolve to commence the discontinuance process.

### **Option 2 – Commence the Statutory Procedures (Recommended)**

Council could resolve to commence the statutory procedures to potentially discontinue the section of road reserve. This would extend the consultation to the wider community and enable all affected property owners a formal opportunity to make a submission. This option would assist Council in obtaining further insight into the overall consensus of surrounding property owners and the community in relation to the road reserve. It would also enable Council to make an informed assessment on the future of the road reserve, to discontinue part or all of the road and sell the land from the road reserve (if discontinued) to the adjoining property owner or transfer to itself any land from the discontinued road if not sold to the adjoining property owner.

Benefits of commencing the statutory procedures depend on Council's decision on the future of the Road, and the ongoing protection of a public asset, the asset being open to the public and used for its prescribed purpose, and potential revenue from the sale of part or all of the land from the road reserve.

## **Financial and Resource Implications**

There are no financial or resource implications as a result of commencing the statutory procedures as contained in this report.

Costs associated with undertaking the statutory process would be recoverable from the purchaser, should Council decide in future to discontinue the road reserve and sell the land. Should Council decide not to proceed with either the discontinuance or the sale, then the costs associated with conducting the statutory process would be funded from existing allocations.

### **Risk Management**

Risks associated with each option are covered under the analysis of each option.

### **Policy Implications**

#### **Economic Development**

There are no factors in this report which impact upon economic development.

#### **Environmental Sustainability**

There are no factors in this report which impact upon environmental sustainability.

#### **Human Rights, Equity and Inclusion**

There are no factors in this report which impact on human rights, equity and inclusion.

#### **Other**

This report has been prepared having regard to Council's Sale of Minor Council Property Assets Policy.

#### **Future Actions**

Arrange for the statutory procedures for the discontinuance and sale of the section of Road to be undertaken pursuant to the provisions of section 206 and clause 3 of Schedule 10 and section 223 of the *Local Government Act 1989*.

#### **Consultation and Advocacy**

- Council Departments
- Macquarie Local Government Lawyers
- Owners of adjoining properties
- Statutory Authorities

#### **Related Documents**

- *Local Government Act 1989*
- *Road Management Act 2004*
- Sale of Minor Council Property Assets Policy, Darebin City Council, 2015

#### **Attachments**

- Site Plan (**Appendix A**)
- Discontinuance Plan (**Appendix B**)
- 2016 Aerial Photo (**Appendix C**)

- Title Plan TP958346F (**Appendix D**)

**Disclosure of Interest**

Section 80C of the *Local Government Act 1989* requires members of Council staff and persons engaged under contract to provide advice to Council to disclose any direct or indirect interest in a matter to which the advice relates.

The Officer reviewing this report, having made enquiries with relevant members of staff, reports that no disclosable interests have been raised in relation to this report.

**6.11 PROPOSED ROAD DISCONTINUANCE REAR OF 9 JUNCTION STREET, PRESTON****Author:** Property Manager**Reviewed By:** Director City Futures and Assets

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**Report Background**

This report provides Council with information relating to the outcome of preliminary investigations into the proposed discontinuance and sale of part of the right-of-way adjoining the rear of 9 Junction Street Preston.

**Previous Council Resolution**

This matter is not the subject of a previous Council resolution.

**Previous Briefing(s)**

Councillor Briefing – 15 June 2017

**Council Plan Goal/Endorsed Strategy**

Goal: Excellent Service – Strategy 5.4 Long term responsible financial planning  
Strategy: Property Asset Management Strategy – May 2015.

Goal: Vibrant City and Innovative Economy – Strategy 1.4  
Strategy: Strategic Land Use and Sustainable Transport Planning Policies.

**Summary**

This report provides the history and background relating to the right-of-way/road adjoining 9 Junction Street and 270 Raglan Street, Preston, shown hatched on the site plan in **Appendix A** (Road), as well as the outcome of the preliminary investigations into its proposed discontinuance.

In 2016, Council received an enquiry from the owner of 9 Junction Street requesting the discontinuance and sale of the Road adjoining 9 Junction Street and 270 Raglan Street, Preston. Initial investigations identified that the Road is not constructed or used for access and appears to have been enclosed within the property boundary of 9 Junction Street, Preston for many years. The Road is not listed on Council's Register of Public Roads; however it remains a road on title.

<b>Recommendation</b>
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**That Council:**

- (1) Commences the statutory procedures under section 206 and clause 3 of Schedule 10 to the *Local Government Act 1989* (“the Act”) to discontinue the road adjoining 9 Junction Street and 270 Raglan Street, Preston shown hatched on **Appendix B**.
  - (2) Gives public notice under sections 207A and 82A and 223 of the Act of the proposed discontinuance in the appropriate newspapers and on Council’s website and such notice state that if discontinued, Council proposes to sell the land from the road to the adjoining property owners by private treaty and transfer to itself any land from the road not sold to the adjoining property owners.
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**Introduction**

In 2016 Council received an enquiry from the adjoining property owner requesting the discontinuance and sale of the right-of-way/road shown hatched on the plan in **Appendix A** and coloured yellow on the aerial photo in **Appendix C** (Road).

Investigations identified that the Road is not constructed or used for access, is enclosed within the property boundary of 9 Junction Street, Preston and appears to have been occupied for many years with built structures built on some of the land. The Road is not listed on Council’s Register of Public Roads; however it remains a road on title.

Once initial investigations confirmed the feasibility of the proposed discontinuance, Macquarie Lawyers were commissioned to undertake further consultation with a view to Council commencing the statutory procedures to facilitate the possible discontinuance and sale of the 3.05m wide section of Road.

**Issues and Discussion****Consultation with owners / purchase price / land allocation**

All the immediate adjoining owners have been consulted regarding the proposal and no objections have been received. The dimensions and proposed allocation/division of the land from the Road are shown in the Title Plan provided in **Appendix D**.

The owner of 9 Junction Street has confirmed an interest in acquiring the land shown as Lot 1 in the Title Plan provided in **Appendix D** at current market value as well as meeting all of the reasonable costs associated with Council discontinuing the Road. Should the sale of land not take place Council will take title to the land.

**Service Authorities / Council Departments**

Internal departments and the Service Authorities were consulted regarding the proposal and whilst no objections were received. Council engineers have advised that an easement would be required to provide for existing drainage assets within the land from the Road, if discontinued. Yarra Valley Water has advised they do not require an easement over the land.



## Implementation

The statutory procedures require Council to give public notice of its intention to discontinue and sell the Road and invite submissions from affected parties.

Submitters may request to be heard by Council prior to a decision being made to proceed or otherwise with the proposal. In addition, all abutting property owners would be advised of the proposal in writing and informed of their right to make a submission. Following which, a report would be presented to Council for a decision whether to discontinue the Road, part of the Road or not to discontinue the Road.

## Options for Consideration

### Option 1 – Abandon the Proposal or Do Nothing

Council could resolve to abandon the proposal, take no action or may make no resolution on the matter. This option would mean that the Road would continue to vest in Council and the status quo would remain with the adjoining property owners continuing to occupy the Road.

Council may be perceived as knowingly encouraging and enabling property owners to continue to occupy other roads or rights-of-way within Darebin to the detriment of the community (whether financially or as a benefiting right). Additionally Council may lose future rights to the Road if adjoining property owners are able to accrue possessory rights.

Council may, at some time in the future, resolve to commence the discontinuance process.

### Option 2 – Commence the Statutory Procedures (Recommended)

Council could resolve to commence the statutory procedures to potentially discontinue the Road. This would extend the consultation to the wider community and enable all affected property owners a formal opportunity to make a submission. This option would assist Council in obtaining further insight into the overall consensus of surrounding property owners and the community in relation to the Road. It would also enable Council to make an informed assessment on the future of the Road, to potentially open part or all of the Road, discontinue part or all of the Road and sell the land from the Road (if discontinued) to the adjoining property owners and/or take title to any land not sold.

Benefits of commencing the statutory procedures depend on Council's decision on the future of the Road, and the ongoing protection of a public asset, the asset being open to the public and used for its prescribed purpose, and potential revenue from the sale of part or all of the land from the Road.

## Financial and Resource Implications

There are no financial or resource implications as a result of commencing the statutory procedures as contained in this report.

Costs associated with undertaking the statutory process would be recoverable from the purchaser, should Council decide in future to discontinue the road and sell the land. Should Council decide not to proceed with either the discontinuance or the sale, then the costs associated with conducting the statutory process would be funded from existing allocations.

## Risk Management

Risks associated with each option are covered under the analysis of each option.

## Policy Implications

### Economic Development

Risks associated with each option are covered under the analysis of each option.

### Environmental Sustainability

There are no factors in this report which impact upon environmental sustainability.

### Human Rights, Equity and Inclusion

There are no factors in this report which impact on human rights, equity and inclusion.

### Other

This report has been prepared having regard to Council's Sale of Minor Council Property Assets Policy.

### Future Actions

Arrange for the statutory procedures for the discontinuance and sale of the section of Road to be undertaken pursuant to the provisions of section 206 and clause 3 of Schedule 10 and section 223 of the *Local Government Act 1989*.

### Consultation and Advocacy

- Council Departments
- Macquarie Local Government Lawyers
- Owners of adjoining properties
- Statutory Authorities

### Related Documents

- *Local Government Act 1989*
- *Road Management Act 2004*
- Sale of Minor Council Property Assets Policy, Darebin City Council, 2015

### Attachments

- Site Plan (**Appendix A**) [⇒](#)
- Discontinuance Plan (**Appendix B**) [⇒](#)
- 2016 Aerial Photo (**Appendix C**) [⇒](#)
- Title Plan TP958340T (**Appendix D**) [⇒](#)

### Disclosure of Interest

Section 80C of the *Local Government Act 1989* requires members of Council staff and persons engaged under contract to provide advice to Council to disclose any direct or indirect interest in a matter to which the advice relates.

The Officer reviewing this report, having made enquiries with relevant members of staff, reports that no disclosable interests have been raised in relation to this report.

**7. CONSIDERATION OF RESPONSES TO PETITIONS, NOTICES OF MOTION AND GENERAL BUSINESS**

Nil

**8. NOTICES OF MOTION**

Nil

**9. URGENT BUSINESS**

**10. GENERAL BUSINESS**

Nil

**11. PETITIONS**

**12. REPORTS OF STANDING COMMITTEES**

Nil

## 13. RECORDS OF ASSEMBLIES OF COUNCILLORS

### 13.1 ASSEMBLIES OF COUNCILLORS HELD

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An Assembly of Councillors is defined in section 3 of the *Local Government Act 1989* (the Act) 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:

- Councillor Briefing session – 26 June 2017

<b>Recommendation</b>
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**That** the record of the Assembly of Councillors held on 26 June 2017 and attached as **Appendix A** to this report, be noted and incorporated in the minutes of this meeting.

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#### Related Documents

- *Local Government Act 1989*

#### Attachments

- Assembly of Councillors - 17 July 2017 (**Appendix A**) [↗](#)

## 14. REPORTS BY MAYOR AND COUNCILLORS

<b>Recommendation</b>
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**That** Council note the Reports by Mayor and Councillors.

**15. CONSIDERATION OF REPORTS CONSIDERED CONFIDENTIAL**

The Chief Executive Officer, pursuant to section 77(2)(c) of the *Local Government Act 1989* (the Act), has designated the following item to be confidential:

**15.1 Replacement of Synthetic Soccer Pitches at DISC - Contract Award**

This item is designated confidential because it is a contractual matter pursuant to section 89(2)(d) of the Act.

**CLOSE OF MEETING****Recommendation**

**That** in accordance with section 89(2) of the *Local Government Act 1989*, Council resolves to close the meeting to members of the public to consider the items designated confidential by the Chief Executive Officer.

**RE-OPENING OF MEETING****Recommendation**

That the meeting be re-opened to the members of the public.

**16. CLOSE OF MEETING**