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MINUTES OF THE ORDINARY COUNCIL MEETING

Held on Monday 31 January 2022

Released to the public on 7 February 2022

**LIVE STREAMING OF THE COUNCIL MEETING WAS MADE AVAILABLE ON
COUNCIL'S INTERNET SITE.**



ACKNOWLEDGEMENT OF TRADITIONAL OWNERS AND ABORIGINAL AND TORRES STRAIT ISLANDER COMMUNITIES IN DAREBIN

Darebin City Council acknowledges the Wurundjeri Woi-Wurrung people as the Traditional Owners and custodians of the land we now call Darebin and pays respect to their Elders, past, present and emerging.

Council pays respect to all other Aboriginal and Torres Strait Islander communities in Darebin.

Council recognises, and pays tribute to, the diverse culture, resilience and heritage of Aboriginal and Torres Strait Islander people.

We acknowledge the leadership of Aboriginal and Torres Strait Islander communities and the right to self-determination in the spirit of mutual understanding and respect.



English

These are the Minutes for the Council Meeting. For assistance with any of the items in the minutes, please telephone 8470 8888.

Arabic

هذه هي محاضر اجتماع المجلس. للحصول على المساعدة في أي من البنود في المحاضر، يرجى الاتصال بالهاتف 8470 8888.

Chinese

这些是市议会会议纪要。如需协助了解任何纪要项目，请致电8470 8888。

Greek

Αυτά είναι τα Πρακτικά της συνεδρίασης του Δημοτικού Συμβουλίου. Για βοήθεια με οποιαδήποτε θέματα στα πρακτικά, παρακαλείστε να καλέσετε το 8470 8888.

Hindi

ये काउंसिल की बैठक का सारांश है। सारांश के किसी भी आइटम में सहायता के लिए, कृपया 8470 8888 पर टेलीफोन करें।

Italian

Questo è il verbale della riunione del Comune. Per assistenza con qualsiasi punto del verbale, si prega di chiamare il numero 8470 8888.

Macedonian

Ова е Записникот од состанокот на Општинскиот одбор. За помош во врска со која и да било точка од записникот, ве молиме телефонирајте на 8470 8888.

Nepali

यी परिषद्को बैठकका माइन्युटहरू हुन्। माइन्युटका कुनै पनि वस्तुसम्बन्धी सहायताका लागि कृपया 8470 8888 मा कल गर्नुहोस्।

Punjabi

ਇਹ ਕੌਂਸਲ ਦੀ ਮੀਟਿੰਗ ਵਾਸਤੇ ਸੰਖੇਪ ਸਾਰਾਂਸ਼ ਹੈ। ਸੰਖੇਪ ਸਾਰਾਂਸ਼ ਵਿਚਲੀਆਂ ਕਿਸੇ ਵੀ ਆਈਟਮਾਂ ਸੰਬੰਧੀ ਸਹਾਇਤਾ ਵਾਸਤੇ, ਕਿਰਪਾ ਕਰਕੇ 8470 8888 ਨੂੰ ਟੈਲੀਫੋਨ ਕਰੋ।

Somali

Kuwaani waa qodobadii lagaga wada hadlay Fadhiga Golaha. Caawimada mid kasta oo ka mid ah qodobada laga wada hadlay, fadlan la xiriiir 8470 8888.

Spanish

Estas son las Actas de la Reunión del Concejo. Para recibir ayuda acerca de algún tema de las actas, llame al teléfono 8470 8888.

Urdu

یہ کاؤنسل کی میٹنگ کی روداد کے نقاط ہیں۔ روداد کے کسی بھی حصے کے بارے میں مدد کے لیے براہ مہربانی 8470 8888 پر فون کریں۔

Vietnamese

Đây là những Biên bản Họp Hội đồng Thành phố. Muốn có người trợ giúp mình về bất kỳ mục nào trong biên bản họp, xin quý vị gọi điện thoại số 8470 8888.

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**MINUTES OF THE ORDINARY MEETING OF THE
DAREBIN CITY COUNCIL HELD VIRTUALLY ON MONDAY 31
JANUARY 2022**

THE MEETING OPENED AT 6.06PM

The Mayor advised that the meeting was being streamed live and that audio and video would be made available on Council's website.

1. OPENING OF MEETING AND MEMBERSHIP

Councillors

Cr. Lina Messina (Mayor) (Chairperson)

Cr. Trent McCarthy (Deputy Mayor)

Cr. Emily Dimitriadis

Cr. Gaetano Greco

Cr. Tom Hannan

Cr. Tim Laurence

Cr. Susanne Newton

Cr. Susan Rennie

Cr. Julie Williams

Council Officers

Sue Wilkinson - Chief Executive Officer

Sam Hewett - General Manager Operations and Capital

Rachel Ollivier - General Manager City Sustainability and Strategy

Jodie Watson - General Manager Governance and Engagement

Shadi Hanna – Acting General Manager Communities

Wendy Mason – Manager Governance & Corporate Strategy

Srini Vasan – Acting Chief Finance Officer

Sarah Noel – Chief People and Culture Officer

Anthea Kypreos – Manager Asset and Capital delivery

Lizzy Skinner – Acting Coordinator Building and Leisure

Oliver Nellessen – Senior Project Manager

Stephen Mahon - Coordinator Council Business

Rachna Gupta Singh - Senior Council Business Officer

Georgina Steele - Council Business Officer

Rebecca Papoulias - Council Business Officer

2. ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

The Chairperson, Mayor Messina, opened the meeting with the following statement:

Darebin City Council acknowledges the Wurundjeri Woi-Wurrung people as the Traditional Owners and custodians of the land and waters we now call Darebin and pays respect to their Elders, past, present and emerging.

Council pays respect to all other Aboriginal and Torres Strait Islander communities in Darebin.

Council recognises, and pays tribute to, the diverse culture, resilience and heritage of Aboriginal and Torres Strait Islander people.

We acknowledge the leadership of Aboriginal and Torres Strait Islander communities and the right to self-determination in the spirit of mutual understanding and respect.

3. APOLOGIES

Nil

4. DISCLOSURES OF CONFLICTS OF INTEREST

The Chief Executive Officer declared a general conflict of interest in item 8.7 – Appointment of Independent HR Advisor

5. CONFIRMATION OF THE MINUTES OF COUNCIL MEETINGS

Officer Recommendation

That the Minutes of the Ordinary Meeting of Council held on 15 December 2021, the Special Council Meeting held on 23 December 2021 at 5pm and the Special Council Meeting held on 23 December at 6pm be confirmed as a correct record of business transacted.

Council Resolution

MINUTE NO. 22-001

MOVED: Cr. G Greco
SECONDED: Cr. J Williams

That the Minutes of the Ordinary Meeting of Council held on 15 December 2021, the Special Council Meeting held on 23 December 2021 at 5pm and the Special Council Meeting held on 23 December at 6pm be confirmed as a correct record of business transacted

CARRIED UNANIMOUSLY

Councillor Gaetano Greco made a statement of condolence to recognise and acknowledge the recent passing of Mr Geoff Richards, a well-known and much-loved community member.

6. QUESTION AND SUBMISSION TIME

The Chairperson, Cr Messina, responded to the following questions submitted for Public Question Time.

- **Renato Maddalena of Northcote**

Question 1:

For the laneway behind 5 Howitt Street, why does a unmade laneway determination put maintenance and duty-of-care on abutting residents who do not own the laneway that was offered by Darebin council to be bought by them decades ago and never occurred?

Question 2:

If maintenance and care of the laneway behind 5 Howitt Street is the responsibility of abutting properties, how can people in their 70s with health issues carry out these tasks. Particularly, when the soil is up to 150mm in depth in some sections.

Question 3:

Can Council advise when the laneway behind 5 Howitt Street became classified as an unmade laneway; when residents were notified; and how this classification puts the onus of maintenance and care of the laneway onto the residents who do NOT own this land?

Response

Typically, roads that are on the register of public roads receive maintenance services from the Council. Currently this laneway is not on the register.

However, Council staff have reviewed the status of the laneway behind Howitt St Northcote and have decided that it warrants being added to the register, and as such, it will now be added to the Council schedule for maintenance and cleaning.

We're hopeful that it will receive its first service within the next 4 – 6 weeks

- **Brian Fairman of Preston South**

I have lived in Darebin my entire life, at various addresses.

Its Time (a familiar phrase) to resolve the traffic hazard on Milton Cres. Preston South.

I have driven this curving road for many years and witnessed near misses many times. I have even seen a car swerve to miss a 3 year old child run down the street (near a children's playground)

However, today Thursday 25th January, it was my misfortune to experience an accident. I approached the 'dangerous' corner with great caution, and a car from the opposite direction entered my side of the road. I stopped and was stationary, however the car kept coming and drove into me.

I request that the Council take 'action' to minimise the harm caused to my fellow Darebeens?

Action could include:

Gathering evidence of past 'accidents' on this road, to support a VicRoads application for change.

Changing the 'parking' arrangements in the street, particularly near the corners and bends in

the road.

Change the speed limit on the road, or prohibit traffic to one-direction under the Local Government Act Schedule 11.

Write a letter to the Victorian Roads Authority requesting a 'one-way' direction be placed on Milton Cres.

At the moment I am gathering Petitioners to support some form of action, Council could do the same!

What will Council do to resolve this long standing traffic problem?

Response

A review of the crash data shows that there have not been any reported accidents on Milton Crescent from 2014 to 2020 (the latest year for which data is available).

The posted speed limit on Milton Crescent is 50km/h. Council continues to advocate to Department of Transport to reduce speed limits in residential areas to 40km/h, but this process takes time. Milton Crescent is not included in the areas being considered for changes this year.

Traffic data collected in late 2016 found that most vehicles on Milton Crescent are already travelling at a speed of less than 30km/h. This is unsurprising given that it is a narrow street with a number of bends. Parked cars can also help to encourage slower driving. The same dataset also shows traffic volumes on the street are within and acceptable range for the type of road and does not suggest that Milton Crescent is being used as a rat-run for through traffic.

There are plans to investigate parking changes on Milton Crescent. Letters will be sent out to all households and businesses on the street in February 2022 to notify them of the process and give them instructions on how to participate.

The Your Street, Your Say project will provide an opportunity to consider more significant changes to the street in 2022/23.

- **Brian Fairman of Preston South**

We, the concerned residents in Milton Cres and surrounds, request that Milton Cres be included immediately in the current: 'Your Street Your Say' consultation process, either inclusive with, or separate to, Part A consultations.

Response

I'm sorry, but we aren't able to bring forward the Milton Crescent investigation into the current financial year's investigations.

Council is planning to investigate the Milton Crescent area soon. We will investigate and consult on needs for transport and safety next financial year via the Your Street Your Say program. Officers are also planning to approach residents of Milton Crescent and surrounds in early 2022 to consider possible improvements to parking.

I hope this gives you a path forward.

- **Serena O'Meley of Reservoir**

On 4 September 2019, Terry Mason represented the Ruthven Community Reference Group (CRG) in a meeting with the Darebin Aboriginal Advisory Committee (DAAC) to discuss recommendations for naming the park at the site of the former Ruthven Primary School. On 29 October 2019 members of the CRG met with Darebin's Aboriginal Contact Officer, and

representatives from the Wurundjeri Land Council for a site tour and to further discuss the naming in the Woiwurrung language.

On 24 May 2021, I asked at a meeting of Darebin Council that naming of the site be treated with some urgency to overcome confusion with W.R. Ruthven V.C. Reserve, both in terms of emergency services which may be called to the site, and in relation to securing government grants for the improvement of the park. I was told in response that the naming was in progress. Since that time, a bridge and a sports stadium have been named but not the former Ruthven Primary School site.

On 28 January 2022, a Council Officer emailed me as follows, "Renaming of Ruthven Park – preliminary works have commenced with internal staff to start this process in the new financial year, subject to adoption of the budget."

Because the site does not have an existing name there are far less hoops to jump through in terms of the Geographic Place Names Committee; if the name is unique it should be quickly accepted. Therefore, this further indefinite delay is unacceptable.

Question 1

Can you explain if/why the process for naming the former Ruthven Primary School site is apparently being started from scratch and why the Council Officer believes there are budget implications attached to the naming?

Response

The Parks and Open Space unit is following the renaming process as determined by the Wurundjeri Woi- Wurrung Heritage Corporation. The process to rename the former Ruthven Primary School in the Woi Wurrung language recognises the Wurundjeri Woi Wurrung as the Traditional Custodians of the land and waters in this area.

This process has commenced, and Officers are optimistic that the complete naming process will be finalised by late 2022, however this may be earlier.

Following the statutory process for renaming sites, the shortlisted names will go through a community consultation process. Following determination of the selected name by Wurundjeri Woi-Wurrung Cultural Heritage Aboriginal Corporation, we will make application to Geographic Names Victoria (GNV). GNV is currently in the process of releasing it's the Naming Rules for Places which is expected in February 2022.

Question 2:

What expense is likely to be involved and if there is an expense why it is not already budgeted?

Response

The cost associated with the application to Wurundjeri Woi- Wurrung Heritage Corporation for names and the ongoing licence is approximately \$3,000. There are no budget implications that will affect this process.

Question 3:

What steps will Darebin Council take to hasten the naming process so that it can take effect in this financial year?

Response

Darebin City Council is following the statutory process applicable to this matter and is unable to influence the timeline, however as stated above we are keen to complete the process promptly.

- Louise Kenney-Shen of Reservoir

A question was received from Louise Kenny Shen regarding the Love Your Local card initiative which is the subject of a Notice of Motion on tonight's agenda and thus will not be read out as our Governance Rules disallow this. Officers have been in touch with Ms Kenny-Shen and will respond to her questions separately.

- Al Cossar of Reservoir

A question was received from Al Cossar regarding Clements Reserve which is the subject of a Notice of Motion on tonight's agenda and thus will not be read out as our Governance Rules disallow this. Officers have been in touch with Mr Cossar and will respond to his question separately.

7. PETITIONS

Nil

8. CONSIDERATION OF REPORTS

8.1 GOVERNANCE REPORT - JANUARY 2022

EXECUTIVE SUMMARY

The matters covered under the Governance Report for the month of January 2022 are:

- Summary of Advisory Committees, Councillor Briefing and other informal meetings of Councillors;
- Reports by Mayor and Councillors;
- Responses to the questions taken on notice during Public Question Time at the Council Meeting held on 15 December 2021;
- Change the name of 'Darebin Women's Advisory Committee' to 'Gender Equity Advisory Committee';
- Administrative Protocol for the Conduct of Virtual Council Meetings

Officer Recommendation

That Council:

- (1) Notes the Governance Report – January 2022.
- (2) Notes the Summary of Advisory Committees, Councillor Briefings and other Informal Meetings of Councillors at **Appendix A** to this report, for incorporation in the minutes of this meeting.
- (3) Notes that reports by Mayors and Councillors submitted prior to the meeting and circulated to Councillors, will be incorporated in the minutes of this meeting.
- (4) Notes the responses to the questions taken on notice during Public Question Time at the Council meeting held on 15 December 2021, at **Appendix B** to this report.
- (5) Endorses changing the name of 'Darebin Women's Advisory Committee' to 'Gender Equity Advisory Committee'
- (6) Approves the 'Administrative Protocol for the Conduct of Virtual Council Meetings' at **Appendix C** to this report.

Council Resolution

MINUTE NO. 22-002

MOVED: Cr. S Rennie
SECONDED: Cr. S Newton

That Council:

- (1) Notes the Governance Report – January 2022.
- (2) Notes the Summary of Advisory Committees, Councillor Briefings and other Informal Meetings of Councillors at **Appendix A** to this report, for incorporation in the minutes of this meeting.
- (3) Notes that reports by Mayors and Councillors submitted prior to the meeting and circulated to Councillors, will be incorporated in the minutes of this meeting.
- (4) Notes the responses to the questions taken on notice during Public Question Time at the Council meeting held on 15 December 2021, at **Appendix B** to this report.
- (5) Endorses changing the name of 'Darebin Women's Advisory Committee' to 'Gender Equity Advisory Committee'
- (6) Approves the 'Administrative Protocol for the Conduct of Virtual Council Meetings' at **Appendix C** to this report.

CARRIED UNANIMOUSLY

REPORTS FROM MAYOR AND COUNCILLORS**REPORT OF CR. LINA MESSINA, MAYOR**

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

- Darebin Community Awards Selection Panel Meeting 2
- Metropolitan Local Government Waste Forum
- State Chairs WRRG Workshop
- Council briefing
- State Chairs Strategic workshop
- Special Council Meeting x 2
- Special Council Meeting Planning
- Cr Hannon | One on One Councillor Meeting with the Mayor
- Statewide Chairs election - State-wide LG Waste Forum
- Cr Newton One on One Councillor meeting
- Councillor Only Session Dinner and Meeting
- Meeting with Darebin Business owners

- Meeting with Governance
- Meeting with Officers re council Advocacy
- Cr Rennie One on One
- Meeting with Minster Leane and Advisors
- Meeting with M9 and Minister Leane
- Several meetings with CEO
- CEO Employment Matters Committee Meeting
- Discussion with Independent Chair CEO Employment Matters Committee

REPORT OF CR. GAETANO GRECO

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

- Councillors on line meeting
- Special Council Meetings
- Council Briefing

REPORT OF CR. TIM LAURENCE

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

- Council meeting
- Planning meeting
- Consultation with CEO re NOM's
- Consultation with EPA, Local Govt Victoria, and residents on Clements reserve
- Consultation with residents on maintenance and open space issues

REPORT OF CR. SUSANNE NEWTON

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

- Preston Cricket Club Special Tournament
- Meeting with Tom Madden, President of Reservoir Sporting Club
- Mentoring session with mentee Samantha Citroen
- Mentoring session with mentee Jessica Marsh
- Focus group for Cranlana alumni program
- Councillor briefing
- Weekly Councillor meetings

- A plan for a creative community-building hub - meeting with Tom Holloway and Jamie Clennett
- Special council meetings x2
- One on one meeting with Mayor Messina
- Victorian Local Governance Association (VLGA) board meeting and board and staff end of year dinner

REPORT OF CR. SUSAN RENNIE

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

- MAV rules review session
- Catch up with Councillors
- Meeting with the Mayor
- Special Council meeting
- CEO employment matters committee
- Councillor Briefing
- All Nations clean up with Save Our Streets
- Emails and phone calls with residents

REPORT OF CR. TRENT MCCARTHY

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

- Merri Creek Visioning Project
- Meetings with residents and traders re Northcote Golf Course, planting in parks, Merri Creek path and bridge, Edwardes Lake, Bundoora Park, level crossing removal projects, COVID recovery
- Councillor briefing
- Special Council meeting
- Monthly Council meeting

REPORT OF CR. EMILY DIMITRIADIS

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

- Attended Council briefings
- Attended the two Special Meetings 23 December 2021
- Contact from residents regarding: parking permits, waste charge, Preston Market, Greek Story Time at Darebin libraries, dog parks, parking amendments without consultation in Thornbury, upgrade to Northcote Tennis Club courts, planting of trees, John Cain Memorial Park, Fairfield Village.

- Attended official Council meeting (online).
- Meeting with CATA (Creative Art Therapy Australia) founder Caroline at their Fairfield store.
- Attended the Cutting of the Vasilopita event by the Hellenic Women's Federation of Victoria.
- Attended Fijian Association. Inc multicultural event

REPORT OF CR. TOM HANNAN

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

- Contact (phone / online) with residents about their concerns, eg, proposed developments, family violence, electric vehicles,
- Attended Darebin Arts Summer Series - Dawn Ragas
- One on one meeting with Mayor Messina
- Councillor briefing
- Special Council meeting
- Monthly Council meeting

REPORT OF CR. JULIE WILLIAMS

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

- Special Councillor meeting
- Council briefing
- CEO Employment matters Committee
- Spoken to residents regarding, love local supporting businesses, Northcote golf course.

8.2 PROPERTY MATTERS (DEFERRED FROM 15/12/2021)

EXECUTIVE SUMMARY

This report provides Council an update on the completion of the statutory procedures to discontinue the road adjoining 1 and 3 Merrilands Road and 4 Hughes Parade, Reservoir.

The report further recommends the land from the discontinued road be sold to the owners of 4 Hughes Parade, Reservoir, by private treaty in accordance with Council Policy.

Officer Recommendation

Discontinued road adjoining 1 and 3 Merrilands Road and 4 Hughes Parade, Reservoir

That Council:

1. Notes that following completion of the statutory procedures under section 206 and clause 3 of Schedule 10 to the Local Government Act 1989 for the discontinuance and sale of the road adjoining the rear of 1 to 11 Merrilands Road, 4 to 10 Hughes Parade and 12 Asquith Street, Reservoir, the owners of both 1 and 3 Merrilands Road, Reservoir have declined to purchase from Council the land adjoining their properties shown as Lots 10 and 8 respectively on Title Plan TP967921V (version 8) in **Appendix A**.
2. Directs that the land from the discontinued road, shown as Lot 5 on Title Plan TP967921V (version 6) in **Appendix A** be sold to the owners of 4 Hughes Parade, Reservoir, by private treaty in accordance with Council Policy.
3. Authorises the Chief Executive Officer to sign all documents relating to the sale of the land.
4. Transfers to itself any land from the road not sold.
5. Authorises the Chief Executive Officer to undertake all actions required to transfer to Council any land not sold.

Council Resolution

MINUTE NO. 22-003

MOVED: Cr. G Greco
SECONDED: Cr. T McCarthy

That Council:

1. Notes that following completion of the statutory procedures under section 206 and clause 3 of Schedule 10 to the Local Government Act 1989 for the discontinuance and sale of the road adjoining the rear of 1 to 11 Merrilands Road, 4 to 10 Hughes Parade and 12 Asquith Street, Reservoir, the owners of both 1 and 3 Merrilands Road, Reservoir have declined to purchase from Council the land adjoining their properties shown as Lots 10 and 8 respectively on Title Plan TP967921V (version 8) in **Appendix A**.
2. Directs that the land from the discontinued road, shown as Lot 5 on Title Plan TP967921V (version 6) in **Appendix A** be sold to the owners of 4 Hughes Parade, Reservoir, by private treaty in accordance with Council Policy.
3. Authorises the Chief Executive Officer to sign all documents relating to the sale of the land.
4. Transfers to itself any land from the road not sold.
5. Authorises the Chief Executive Officer to undertake all actions required to transfer to Council any land not sold.

CARRIED UNANIMOUSLY

8.3 PROPERTY MATTERS

EXECUTIVE SUMMARY

This report provides Council an update on the completion of the statutory procedures for the proposed sale of the discontinued right of way/road adjoining 7 Dumbarton Street and 55 Dundee Street, Reservoir.

The report also seeks Council approval to commence statutory procedures for the following property matters:

- (1) Discontinued road at the rear of 16 Furzer Street and 17 Hosken Street, Reservoir.
- (2) Proposed discontinuance and sale of right of way/road at the rear of 116 Leamington Street and Units 3 and 4/105 Barton Street, Reservoir; and

Officer Recommendation

Recommendation 1: Discontinued road adjoining 7 Dumbarton Street and 55 Dundee Street, Reservoir

That Council:

Having given notice of intention under section 114 of the Local Government Act 2020 to sell the land from the discontinued road adjoining the rear of 7 Dumbarton Street and 55 Dundee Street, Reservoir, shown hatched on the site plan in **Appendix A** and shown as Lot 15 on Title Plan TP884494Y in **Appendix A** and having received no submissions in respect of this proposal:

1. Directs that the land be sold by private treaty to the owner of 7 Dumbarton Street, Reservoir, in accordance with Council policy.
2. Authorises the Chief Executive Officer to sign all documents relating to the sale of the land.

Recommendation 2: Road at the rear of 16 Furzer Street and 17 Hosken Street, Reservoir

That Council:

1. Commences the statutory procedures under section 114 of the Local Government Act 2020 to sell the land from the discontinued road adjoining 16 Furzer Street and 17 Hosken Street, Reservoir, shown as being part of Lot 2 (in two parts) shown hatched on Title Plan TP877742W **Appendix A** to the owners of 16 Furzer Street, Reservoir, by private treaty in accordance with Council Policy.
2. Gives notice of its intention to sell the land on Council's website and in such notice states that Council proposes to sell the land from the former road to the owners of 16 Furzer Street, Reservoir, by private treaty and transfer to itself any land not sold, in accordance with Council policy.
3. As part of its community engagement process, Council invites both written and verbal submissions on the proposed sale and deal with any submissions received in line with the principles set out in section 223 of the Local Government Act 1989.
4. That any submissions received be considered by Council's Hearing of Submissions Committee at a meeting to be held on 15 March 2022.

Recommendation 3: Road at the rear of 116 Leamington Street and Units 3 and 4/105 Barton Street, Reservoir

That Council:

1. Commences the statutory procedures under section 206 and clause 3 of Schedule 10 to the *Local Government Act 1989* to discontinue and sell the Road at the rear of 116 Leamington Street and Units 3 and 4/105 Barton Street, Reservoir, shown hatched in Figure 1 in **Appendix A**, and section 114 of the *Local Government Act 2020* to sell the land from the Road; and
2. Gives public notice under section 223 of the *Local Government Act 1989* and section 114 of the *Local Government Act 2020* in the appropriate newspapers and on Council's website of the intention to discontinue the road and sell the land to the owner of 116 Leamington Street, Reservoir by private treaty and transfer to itself any land from the Road not sold in accordance with Council policy.
3. As part of its community engagement process, Council invites both written and verbal submissions on the proposed sale and deal with any submissions received in line with the principles set out in section 223 of the *Local Government Act 1989*.
4. That any submissions received be considered by Council's Hearing of Submissions Committee at a meeting to be held on 15 March 2022.

Council Resolution**MINUTE NO. 22-004**

MOVED: Cr. T Laurence

SECONDED: Cr. T McCarthy

1: Discontinued road adjoining 7 Dumbarton Street and 55 Dundee Street, Reservoir

That Council:

Having given notice of intention under section 114 of the *Local Government Act 2020* to sell the land from the discontinued road adjoining the rear of 7 Dumbarton Street and 55 Dundee Street, Reservoir, shown hatched on the site plan in **Appendix A** and shown as Lot 15 on Title Plan TP884494Y in **Appendix A** and having received no submissions in respect of this proposal:

1. Directs that the land be sold by private treaty to the owner of 7 Dumbarton Street, Reservoir, in accordance with Council policy.
2. Authorises the Chief Executive Officer to sign all documents relating to the sale of the land.

2: Road at the rear of 16 Furzer Street and 17 Hosken Street, Reservoir

That Council:

1. Commences the statutory procedures under section 114 of the *Local Government Act 2020* to sell the land from the discontinued road adjoining 16 Furzer Street and 17 Hosken Street, Reservoir, shown as being part of Lot 2 (in two parts) shown hatched on Title Plan TP877742W **Appendix A** to the owners of 16 Furzer Street, Reservoir, by private treaty in accordance with Council Policy.
2. Gives notice of its intention to sell the land on Council's website and in such notice

states that Council proposes to sell the land from the former road to the owners of 16 Furzer Street, Reservoir, by private treaty and transfer to itself any land not sold, in accordance with Council policy.

3. As part of its community engagement process, Council invites both written and verbal submissions on the proposed sale and deal with any submissions received in line with the principles set out in section 223 of the Local Government Act 1989.
4. That any submissions received be considered by Council's Hearing of Submissions Committee at a meeting to be held on 15 March 2022.

3: Road at the rear of 116 Leamington Street and Units 3 and 4/105 Barton Street, Reservoir

That Council:

1. Commences the statutory procedures under section 206 and clause 3 of Schedule 10 to the *Local Government Act 1989* to discontinue and sell the Road at the rear of 116 Leamington Street and Units 3 and 4/105 Barton Street, Reservoir, shown hatched in Figure 1 in **Appendix A**, and section 114 of the *Local Government Act 2020* to sell the land from the Road; and
2. Gives public notice under section 223 of the *Local Government Act 1989* and section 114 of the *Local Government Act 2020* in the appropriate newspapers and on Council's website of the intention to discontinue the road and sell the land to the owner of 116 Leamington Street, Reservoir by private treaty and transfer to itself any land from the Road not sold in accordance with Council policy.
3. As part of its community engagement process, Council invites both written and verbal submissions on the proposed sale and deal with any submissions received in line with the principles set out in section 223 of the Local Government Act 1989.
4. That any submissions received be considered by Council's Hearing of Submissions Committee at a meeting to be held on 15 March 2022.

CARRIED UNANIMOUSLY

8.4 INVESTMENTS RELATING TO NUCLEAR WEAPONS

EXECUTIVE SUMMARY

In response to a Notice of Motion at the Council meeting on 23 August 2021, a review of Council's investments in term deposits portfolio was undertaken to check on banks and financial institutions who have either direct or indirect investments with companies associated with production of Nuclear weapons. Of the fifteen banks and financial institutions where Council holds term deposits, eight of them are either Nuclear weapons free or in the process of excluding Nuclear weapons from their investments. The remaining seven have Nuclear weapons related investments.

To ensure embedding exclusions of nuclear weapons in Council investment policies in alignment with the Climate Emergency Plan (Key Direction 6 – Fossil Fuel Divestment), It is proposed that the following wording could be incorporated to give effect to the intent of the Notice of Motion.

“Treaty on the Prohibition of Nuclear Weapons

Council does not invest directly in companies that produce nuclear weapons. Wherever practical, Council preferences financial institutions and investment products that do not directly or indirectly fund any activities in the Arms industry.”

The Investment Policy is reviewed annually by the Audit and Risk Committee and was last reviewed in March 2021. The Investment policy is an operational policy approved by the CEO and was last presented to Council at its meeting on 19 June 2017.

It is recommended that the draft Investment Policy at **Appendix A** be adopted by Council.

Officer Recommendation

That Council:

- (1) Note that Council does not currently invest directly in companies that produce nuclear weapons.
- (2) Note the assessment that Council currently has investments with 6 institutions that have investments associated with nuclear weapons.
- (3) Note the recommended inclusion in the draft Investment Policy at **Appendix A** to inform all future investment decisions, stating *“Council does not invest directly in companies that produce nuclear weapons. Wherever practical, Council preferences financial institutions and investment products that do not directly or indirectly fund any activities in the Arms industry.”*
- (4) Adopt the draft Investment Policy (**Appendix A**).
- (5) Note the advice outlined as to how Council can advocate to ensure Council's preferred super fund excludes nuclear weapons from its investment portfolio.
- (6) Note the advice on further advocacy to encourage other councils, organisations and communities to take action to prohibit nuclear weapons.

Motion

MOVED: Cr. G Greco
SECONDED: Cr. T Laurence

That Council:

- (1) Note that Council does not currently invest directly in companies that produce nuclear weapons.
- (2) Note the assessment that Council currently has investments with 6 institutions that have investments associated with nuclear weapons.
- (3) Note the recommended inclusion in the draft Investment Policy at Appendix A to inform all future investment decisions, stating “Council does not invest directly in companies that produce nuclear weapons. Wherever practical, Council preferences financial institutions and investment products that do not directly or indirectly fund any activities in the Arms industry.”
- (4) Adopt the draft Investment Policy (**Appendix A**).
- (5) Request that a further review of the Investment Policy be undertaken to strengthen and align the commitment regarding investments with institutions that hold nuclear related investments to the provisions for Fossil Fuel in advance of the annual review by the Audit and Risk Committee in March 2022 and receive the updated policy in April for adoption.
- (6) Note the advice outlined as to how Council can advocate to ensure Council’s preferred super fund excludes nuclear weapons from its investment portfolio.
- (7) Note the advice on further advocacy to encourage other councils, organisations and communities to take action to prohibit nuclear weapons.
- (8) Request that officers take action to commence divestment from institutions who have nuclear related investments, with a briefing provided to Councillors with an overview of any financial implications by April 2022.

The motion was put and carried.

Council Resolution**MINUTE NO. 22-005**

MOVED: Cr. G Greco
SECONDED: Cr. T Laurence

That Council:

- (1) Note that Council does not currently invest directly in companies that produce nuclear weapons.
- (2) Note the assessment that Council currently has investments with 6 institutions that have investments associated with nuclear weapons.
- (3) Note the recommended inclusion in the draft Investment Policy at Appendix A to inform all future investment decisions, stating "Council does not invest directly in companies that produce nuclear weapons. Wherever practical, Council preferences financial institutions and investment products that do not directly or indirectly fund any activities in the Arms industry."
- (4) Adopt the draft Investment Policy (**Appendix A**).
- (5) Request that a further review of the Investment Policy be undertaken to strengthen and align the commitment regarding investments with institutions that hold nuclear related investments to the provisions for Fossil Fuel in advance of the annual review by the Audit and Risk Committee in March 2022 and receive the updated policy in April for adoption.
- (6) Note the advice outlined as to how Council can advocate to ensure Council's preferred super fund excludes nuclear weapons from its investment portfolio.
- (7) Note the advice on further advocacy to encourage other councils, organisations and communities to take action to prohibit nuclear weapons.
- (8) Request that officers take action to commence divestment from institutions who have nuclear related investments, with a briefing provided to Councillors with an overview of any financial implications by April 2022.

CARRIED UNANIMOUSLY

8.5 FINANCIAL REPORT FOR THE THREE MONTHS ENDED 30 SEPTEMBER 2021

EXECUTIVE SUMMARY

The Q1 financial review assessed the financial performance of Council's year-to-date to 30 September 2021.

The outcome of the review indicates that Council has achieved a year-to-date operating surplus of \$104.55 million, which is \$5.83 million ahead of the year to date budget. The Q1 capital works expenditure was \$6.61 million, which is \$0.6 million behind the budget.

The forecast result for the year ending 30 June 2022 is an operating surplus of \$5.49 million and capital works expenditure of \$64.22 million. The forecast underlying result for the year ending 30 June 2022 is a surplus of \$0.2 million.

This report was deferred from the 15 December 2021 Council meeting for consideration in January 2022.

Officer Recommendation

That Council:

- (1) Note that the Quarter One financial report ended 30 September 2021 was presented to Council on 15 December 2021 and deferred to the January 2022 Council meeting.
- (2) Receives the Quarter One financial report ended 30 September 2021 as **Appendix A** to this report and notes the year to date financial results against budget.

Council Resolution

MINUTE NO. 22-006

MOVED: Cr. T Hannan
SECONDED: Cr. T McCarthy

That Council:

- (1) Note that the Quarter One financial report ended 30 September 2021 was presented to Council on 15 December 2021 and deferred to the January 2022 Council meeting.
- (2) Receives the Quarter One financial report ended 30 September 2021 as **Appendix A** to this report and notes the year to date financial results against budget.

CARRIED UNANIMOUSLY

8.6 CONTRACT AWARD - CT2021114 - DAREBIN RESOURCE RECOVERY CENTRE - CONCRETE RETAINING WALL, PAVEMENT AND DRAINAGE CONSTRUCTION

PURPOSE

The purpose of this report is to award contract CT2021114 for Darebin Resource Recovery Centre - Concrete Retaining Wall, Pavement and Drainage Construction.

EXECUTIVE SUMMARY

The replacement of the existing waste transfer deck retaining wall at the Darebin Resource Recovery Centre (DRRC) was identified as high priority infrastructure work due to the deteriorated condition of the existing structure. Since completion of the original structural assessment, one section of the retaining wall has been further damaged by a truck impact and another has failed as a result of the September 2021 earthquake.

The appointment of an experienced contractor for the construction of the altered design for the replacement of the inadequate civil infrastructure at the DRRC separation facility was sought through a public open tender process in accordance with Council's Social and Sustainable Procurement Policy and procurement guidelines.

The new works will be undertaken successively over four phases to minimise any interruption to the recycling operations of the operators of the DRRC. A tender evaluation panel has completed a detailed evaluation process, financial checks, risk assessment and recommends awarding the contract to the preferred tenderer.

Officer Recommendation**That Council:**

1. Rescinds its decision to award contract CT202068 on 7 December 2020 to complete the construction works on the retaining wall at the Darebin Resource Recovery Centre.
2. Awards contract No. CT2021114 Darebin Resource Recovery Centre to _____ for the contract sum of _____ (inclusive of GST)
3. Approves a contingency amount of _____ (inclusive of GST), being approximately 10% of the contract sum, to be used if required for variations and other unforeseen items as part of contract No. CT2021114 and authorise the Chief Executive officer to vary the contract;
4. Authorises the Chief Executive Officer to finalise and execute the contract documentation.

Motion

MOVED: Cr. S Rennie
SECONDED: Cr. S Newton

That Council:

1. Rescinds its decision to award contract CT202068 on 7 December 2020 to complete the construction works on the retaining wall at the Darebin Resource Recovery Centre.
2. Awards contract No. CT2021114 Darebin Resource Recovery Centre to **Eastern Property Services Pty Ltd** for the contract sum of **\$2,199,869.10** (inclusive of GST)
3. Approves a contingency amount of **\$220,000** (inclusive of GST), being approximately 10% of the contract sum, to be used if required for variations and other unforeseen items as part of contract No. CT2021114 and authorise the Chief Executive officer to vary the contract;
4. Authorises the Chief Executive Officer to finalise and execute the contract documentation.

The motion was put and carried.

Council Resolution

MINUTE NO. 22-007

MOVED: Cr. S Rennie
SECONDED: Cr. S Newton

That Council:

1. Rescinds its decision to award contract CT202068 on 7 December 2020 to complete the construction works on the retaining wall at the Darebin Resource Recovery Centre.
2. Awards contract No. CT2021114 Darebin Resource Recovery Centre to **Eastern Property Services Pty Ltd** for the contract sum of **\$2,199,869.10** (inclusive of GST)
3. Approves a contingency amount of **\$220,000** (inclusive of GST), being approximately 10% of the contract sum, to be used if required for variations and other unforeseen items as part of contract No. CT2021114 and authorise the Chief Executive officer to vary the contract;
4. Authorises the Chief Executive Officer to finalise and execute the contract documentation.

CARRIED UNANIMOUSLY

Declaration of Conflict of Interest

7.22 pm The Chief Executive Officer declared a general conflict of interest in item 8.7, Appointment of Independent HR Advisor and left the meeting prior to Council commencing its determination of this matter.

8.7 APPOINTMENT OF INDEPENDENT HR ADVISOR

EXECUTIVE SUMMARY

At its meeting on 15 December 2021, the CEO Employment and Remuneration Policy was adopted by Council. This Policy aligns to the Local Government Act 2020 and requires that independent professional HR advice be made available. Through the report presented to Council at this meeting it was noted that implementation would require a process to appoint independent professional HR advice.

Previous requirement for advice has been minimal in recent times and has been secured for discreet pieces of support only. This report outlines an approach to appoint an independent HR advisor for a 12 month period to provide consistency and flexibility based on the CEO Employment Matters Committee requirements.

Following discussion and subsequent review of the quotations, the CEO Employment Matters Committee provided a recommendation to Council to appoint **CogNative Solutions** for a period of 12 months.

The Mayor adjourned the meeting for a brief break at 7.23 pm.

The Meeting recommenced at 7.30 pm

Officer Recommendation

That Council:

- 1) Note the recommendation of the CEO Employment Matters Committee to appoint..... to provide independent professional HR advice for the next 12months, following a quotation process in accordance with Councils Social and Sustainable Procurement Policy.
- 2) Endorse the appointment of to provide independent professional HRadvice for the next 12 months and delegate the General Manager Governance and Engagement to do all things necessary to confirm this appointment.

Motion**MOVED: Cr. J Williams****SECONDED: Cr. S Rennie****That Council:**

- 1) Note the recommendation of the CEO Employment Matters Committee to appoint '**CogNative Solutions**' to provide independent professional HR advice for the next 12months, following a quotation process in accordance with Councils Social and Sustainable Procurement Policy.
- 2) Endorse the appointment of '**CogNative Solutions**' to provide independent professional HR advice for the next 12 months and delegate the General Manager Governance and Engagement to do all things necessary to confirm this appointment.

The motion was put and carried.

Council Resolution**MINUTE NO. 22-008****MOVED: Cr. J Williams****SECONDED: Cr. S Rennie****That Council:**

- 1) Note the recommendation of the CEO Employment Matters Committee to appoint '**CogNative Solutions**' to provide independent professional HR advice for the next 12months, following a quotation process in accordance with Councils Social and Sustainable Procurement Policy.
- 2) Endorse the appointment of '**CogNative Solutions**' to provide independent professional HR advice for the next 12 months and delegate the General Manager Governance and Engagement to do all things necessary to confirm this appointment.

CARRIED UNANIMOUSLY**7.48 pm** The Chief Executive Officer returned to the meeting.

9. NOTICES OF MOTION

9.1 IMPLEMENTATION REPORT ON LOVE LOCAL CARD

That Council:

Receives an report at the March 2022 Council meeting regarding the Love Local Card. The report should include (but not be limited to) information and an analysis on the following:

- a) General uptake by residents of the \$30 Love Local Card.*
- b) Number of pensioners, concession card holders and other eligible residents that have taken up the \$50 Love Local Card.*
- c) Postcode and SEIFA location analysis of all recipients.*
- d) Feedback and complaints registered by residents and participating businesses.*
- e) Improvements to make the Love Local Card more equitably accessible.*

Motion

MOVED: Cr. G Greco
SECONDED: Cr. E Dimitriadis

That Council:

Receives a report at the March 2022 Council meeting regarding the Love Local Card. The report should include (but not be limited to) information and an analysis on the following:

- a) General uptake by residents of the \$30 Love Local Card.*
- b) Number of pensioners, concession card holders and other eligible residents that have taken up the \$50 Love Local Card.*
- c) Postcode and SEIFA location analysis of all recipients.*
- d) Feedback and complaints registered by residents and participating businesses.*
- e) Improvements to make the Love Local Card more equitably accessible.*
- f) Whether a cashless card system was the best mechanism for delivery of the program*
- g) Whether the provider of the Love Local Cards has business practices which are consistent with Council's Sustainable Procurement Policy and how issues of consistency with the policy can be identified in complex situations.*

Council Resolution**MINUTE NO. 22-009**

MOVED: Cr. G Greco
SECONDED: Cr. E Dimitriadis

That Council:

Receives a report at the March 2022 Council meeting regarding the Love Local Card. The report should include (but not be limited to) information and an analysis on the following:

- a) General uptake by residents of the \$30 Love Local Card.
- b) Number of pensioners, concession card holders and other eligible residents that have taken up the \$50 Love Local Card.
- c) Postcode and SEIFA location analysis of all recipients.
- d) Feedback and complaints registered by residents and participating businesses.
- e) Improvements to make the Love Local Card more equitably accessible.
- f) Whether a cashless card system was the best mechanism for delivery of the program
- g) Whether the provider of the Love Local Cards has business practices which are consistent with Council's Sustainable Procurement Policy and how issues of consistency with the policy can be identified in complex situations.

CARRIED

For: Cr's. Dimitriadis, Greco, Hannan, Laurence, McCarthy, Messina, Rennie and Williams (8)

Against: Cr. Newton (1)

9.2 EXTENDING PENSIONER RATE REBATE TO OFFSET INTRODUCTION OF WASTE CHARGES (DEFERRED FROM 15/12/2021)

That Council:

Receives a report at the February 2022 Council meeting on financial modelling to extend the pensioner rate rebate that equates to no net increase as a result of the separation of charges.

Motion

MOVED: Cr. G Greco
SECONDED: Cr. T Laurence

That Council:

Receives a report as part of the 2022-23 Budget deliberations process, on financial modelling to extend the pensioner rate rebate that equates to no net increase as a result of the separation of charges.

The motion was put and lost.

LOST

For: Cr's. Dimitriadis, Greco, Laurence and Williams (4)

Against: Cr's. Hannan, McCarthy, Messina, Newton and Rennie (5)

9.3 UNNAMED LANEWAY (DEFERRED FROM 15/12/2021)

That Council:

1. Notes that the laneway between 2 Gooch Street and 1 Raleigh Street in Thornbury, 3071 remains unnamed.
2. Notes that the Road and Place Naming Policy states under Section 8, that a name to a road or place “should have some sense of connection or relevance to the local areas having regard to the historical and cultural significance of the area.”
3. Notes that the Road and Place Naming Policy states under Section 9, that “in respect to the naming or renaming of roads, places and localities, consideration shall be given to... the Cultural and ethnic diversity of Darebin i.e. its migration history and multicultural groups”.
4. Notes that the multicultural group, Papaflessas, has written to Council and provided submissions on numerous occasions suggesting to Council that the laneway be named “Kalamata Place” due to its cultural and historical significance when thousands of Greek migrants settled in Thornbury from the 1950’s from towns in Kalamata where there was a street named ‘Papaflessas’ after their local hero.
5. Notes that this laneway is adjacent to the Papaflessas’ Club local heritage home at 2 Gooch Street Thornbury.
6. Receives a report on the request by the multicultural group, Papaflessas to name the laneway Kalamata Place, following the consultation guidelines of the Road and Place Naming Policy, at the February 2022 Council meeting.

Motion

MOVED: Cr. E Dimitriadis
SECONDED: Cr. G Greco

That Council:

1. Notes that the laneway between 2 Gooch Street and 1 Raleigh Street in Thornbury, 3071 remains unnamed.
2. Notes that the Road and Place Naming Policy states under Section 8, that a name to a road or place “should have some sense of connection or relevance to the local areas having regard to the historical and cultural significance of the area.”
3. Notes that the Road and Place Naming Policy states under Section 9, that “in respect to the naming or renaming of roads, places and localities, consideration shall be given to... the Cultural and ethnic diversity of Darebin i.e. its migration history and multicultural groups”.
4. Notes that the multicultural group, Papaflessas, has written to Council and provided submissions on numerous occasions suggesting to Council that the laneway be named “Kalamata Place” due to its cultural and historical significance when thousands of Greek migrants settled in Thornbury from the 1950’s from towns in Kalamata where there was a street named ‘Papaflessas’ after their local hero.
5. Notes that this laneway is adjacent to the Papaflessas’ Club local heritage home at 2 Gooch Street Thornbury.
6. Receives a report on the request by the multicultural group, Papaflessas to name the laneway Kalamata Place, following the consultation guidelines of the Road and Place Naming Policy, at the February 2022 Council meeting.

The Mayor adjourned the meeting for a brief break at 8.27 pm.

The Meeting recommenced at 8.30 pm

Amendment

MOVED: Cr. T McCarthy

SECONDED: Cr. S Newton

That the point 6 of the Motion be amended as follows:

6. Receives a report at the February Council meeting on:
 - a) the request by the multicultural group Papaflessas to name the laneway Kalamata Place, and;
 - b) what steps Council must take to consider this request in line with Road and Place Naming Policy.

The mover of the motion did not consent to the amendment.

The amendment was put and lost.

LOST

For: Cr's. Hannan, McCarthy, Newton and Rennie (4)

Against: Cr's. Dimitriadis, Greco, Laurence, Messina and Williams (5)

The motion before the Council was put and carried.

Council Resolution**MINUTE NO. 22-010****MOVED: Cr. E Dimitriadis****SECONDED: Cr. G Greco****That Council:**

1. Notes that the laneway between 2 Gooch Street and 1 Raleigh Street in Thornbury, 3071 remains unnamed.
2. Notes that the Road and Place Naming Policy states under Section 8, that a name to a road or place “should have some sense of connection or relevance to the local areas having regard to the historical and cultural significance of the area.”
3. Notes that the Road and Place Naming Policy states under Section 9, that “in respect to the naming or renaming of roads, places and localities, consideration shall be given to... the Cultural and ethnic diversity of Darebin i.e. its migration history and multicultural groups”.
4. Notes that the multicultural group, Papaflessas, has written to Council and provided submissions on numerous occasions suggesting to Council that the laneway be named “Kalamata Place” due to its cultural and historical significance when thousands of Greek migrants settled in Thornbury from the 1950’s from towns in Kalamata where there was a street named ‘Papaflessas’ after their local hero.
5. Notes that this laneway is adjacent to the Papaflessas’ Club local heritage home at 2 Gooch Street Thornbury.
6. Receives a report on the request by the multicultural group, Papaflessas to name the laneway Kalamata Place, following the consultation guidelines of the Road and Place Naming Policy, at the February 2022 Council meeting.

CARRIED**For:** Cr’s. Dimitriadis, Greco, Hannan, Laurence, McCarthy, Messina, Rennie and Williams (8)**Against:** Cr. Newton (1)

9.4 PRESTON MARKET (DEFERRED FROM 15/12/2021)

That Council:

1. *Notes that in September 2021, it called for a report by February 2022 “to provide an update on the progress of the VPA’s Preston Market project, the findings of the Standing Advisory Committee and to consider any new advice or issues that may arise in the months that follow” and calls for this report to include:*
 - a) *The response by the Minister for Planning to Council’s Preston Market petition which strongly demonstrates the strength of the community’s response to protect the existing market.*
 - b) *The response by the VPA to council’s request that the Standing Advisory Committee panel must include expertise on heritage, markets, and members with an understanding of the cultural significance of this market now and in the past for Melbourne’s multicultural and migrant communities.*
 - c) *A review and analysis of the 386 submissions made to the VPA*
 - d) *The outcome of the Mayor’s meetings to date with various state parliamentary representatives*
 - e) *Council’s response to the Save the Preston Market Action Group’s request for information and consideration regarding public acquisition of the Preston Market as a way of safe guarding the Market into the future against demolition and over development*
 - f) *What further advocacy actions and activities Council can take to raise community awareness to protect the existing Preston Market.*
2. *Writes to the VPA requesting that it consider broader issues in its review of community submissions and detailed in Council’s own submission that go beyond “building structure and building form”*

Motion

MOVED: Cr. G Greco
SECONDED: Cr. J Williams

That Council:

1. Notes that in September 2021, it called for a report by February 2022 “to provide an update on the progress of the VPA’s Preston Market project, the findings of the Standing Advisory Committee and to consider any new advice or issues that may arise in the months that follow” and calls for this report to include:
 - a) The response by the Minister for Planning to Council’s Preston Market petition which strongly demonstrates the strength of the community’s response to protect the existing market.
 - b) The response by the VPA to council’s request that the Standing Advisory Committee panel must include expertise on heritage, markets, and members with an understanding of the cultural significance of this market now and in the past for Melbourne’s multicultural and migrant communities.
 - c) A review and analysis of the 386 submissions made to the VPA
 - d) The outcome of the Mayor’s meetings to date with various state parliamentary representatives
 - e) Council’s response to the Save the Preston Market Action Group’s request for information and consideration regarding public acquisition of the Preston Market as a way of safe guarding the Market into the future against demolition and over development
 - f) What further advocacy actions and activities Council can take to raise community awareness to protect the existing Preston Market.
2. Writes to the VPA requesting that it consider broader issues in its review of community submissions and detailed in Council’s own submission that go beyond “building structure and building form”

Council Resolution**MINUTE NO. 22-011**

MOVED: Cr. G Greco
SECONDED: Cr. J Williams

That Council:

1. Notes that in September 2021, it called for a report by February 2022 “to provide an update on the progress of the VPA’s Preston Market project, the findings of the Standing Advisory Committee and to consider any new advice or issues that may arise in the months that follow” and calls for this report to include:
 - a) The response by the Minister for Planning to Council’s Preston Market petition which strongly demonstrates the strength of the community’s response to protect the existing market.
 - b) The response by the VPA to council’s request that the Standing Advisory Committee panel must include expertise on heritage, markets, and members with an understanding of the cultural significance of this market now and in the past for Melbourne’s multicultural and migrant communities.
 - c) A review and analysis of the 386 submissions made to the VPA
 - d) The outcome of the Mayor’s meetings to date with various state parliamentary representatives
 - e) Council’s response to the Save the Preston Market Action Group’s request for information and consideration regarding public acquisition of the Preston Market as a way of safe guarding the Market into the future against demolition and over development
 - f) What further advocacy actions and activities Council can take to raise community awareness to protect the existing Preston Market.
2. Writes to the VPA requesting that it consider broader issues in its review of community submissions and detailed in Council’s own submission that go beyond “building structure and building form”

CARRIED UNANIMOUSLY

9.5 EXTENDING CONCESSIONS TO ALL RESIDENTIAL PROPERTY OWNERS (DEFERRED FROM 15/12/2021)

Councillor Greco requested the Chair to consider combining Notice of Motions listed at 9.5 - Extending Concessions to all Residential Property Owners and 9.6 - Exploring options to respond to the State wide Recycling Victoria Reforms as they were related.

The Chair consented to this.

That Council receives a report at the February 2022 Council meeting on a further concession to owner-occupiers in residential properties valued over \$500,000 by the Valuer General that equates to no net increase as a result of the separation of waste charges.

9.6 EXPLORING OPTIONS TO RESPOND TO THE STATE WIDE RECYCLING VICTORIA REFORMS (DEFERRED FROM 15/12/2021)

That Council receives a preliminary report at the February 2022 Council meeting on possible rating options (apart from separating waste service cost recovery from general rates) accompanied with summary financial information to respond to the State wide Recycling Victoria Reforms

Motion

MOVED – Cr Greco

That Council receives a report at as part of the budget deliberations on

- (a) further concessions to owner-occupiers in residential properties valued over \$500,000 by the Valuer General that equates to no net increase as a result of the separation of waste charges, and*
- (b) on possible rating options (apart from separating waste service cost recovery from general rates) accompanied with summary financial information to respond to the State wide Recycling Victoria Reforms*

The motion was not seconded and lapsed for want of seconder.

**9.7 SEPARATE WASTE CHARGE (DEFERRED FROM
 15/12/2021)**

That Council provides a report on:

- a) *The feasibility of not charging pension card holders;*
- b) *The total number of all concession cardholders who are home owners in Darebin;*
- c) *The adequacy of the current eligibility criteria for Councils Hardship Policy, in view of the introduction of the new waste charge and its impact on the most disadvantaged in our community*

Motion

MOVED: **Cr. J Williams**
SECONDED: **Cr. G Greco**

That Council provides a report on:

- a) The feasibility of not charging pension card holders;
- b) The total number of all concession cardholders who are home owners in Darebin;
- c) The adequacy of the current eligibility criteria for Councils Hardship Policy, in view of the introduction of the new waste charge and its impact on the most disadvantaged in our community

The motion was put and lost.

LOST

For: Cr's. Dimitriadis, Greco, Laurence and Williams (4)

Against: Cr's. Hannan, McCarthy, Messina, Newton and Rennie (5)

**9.8 CLEMENTS RESERVE SOIL CONTAMINATION
COMMUNITY UPDATE**

Take notice that at the Council Meeting to be held on 31 January 2022, it is my intention to move:

That Darebin Council:

1. *Writes to update residents within 300 metres of Clements Reserve following a response being received from the Environmental Protection Agency, on how residents can access the detailed report that was made public at 23/12/2021 special council meeting that shows the extent of lead and asbestos soil contamination and any other information recommended by the EPA.*
2. *Update the onsite signs around the fenced off soil contamination areas so that the signs inform park users that the area has had lead contamination detected there.*
3. *Council officers report back on advice, recommended action and precautionary measures recommended by the EPA following receipt of the EPA's response.*

Motion

MOVED: Cr. T Laurence
SECONDED: Cr. E Dimitriadis

That Darebin Council:

1. Writes to update residents within 300 metres of Clements Reserve following a response being received from the Environmental Protection Agency, on how residents can access the detailed report that was made public at 23/12/2021 special council meeting that shows the extent of lead and asbestos soil contamination and any other information recommended by the EPA.
2. Update the onsite signs around the fenced off soil contamination areas so that the signs inform park users that the area has had lead contamination detected there.
3. Council officers report back on advice, recommended action and precautionary measures recommended by the EPA following receipt of the EPA's response.
4. Council officers report back on the value of precautionary measures such as providing free lead testing for residents who have lived within 300 metres of Clements Reserve in the last 20 years in conjunction with appropriate health partners such as Darebin Community Health or other health agencies

EXTENSION OF TIME**Council Resolution****MINUTE NO. 22-012**

MOVED: Cr. G Greco
SECONDED: Cr. E Dimitriadis

9.58 pm That the Council meeting continue after 10.00pm for 30 minutes.

CARRIED UNANIMOUSLY**Amendment**

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

That point 4 of the motion be deleted.

The mover of the motion did not consent to the amendment.

The Mayor adjourned the meeting for a brief break at 10.14 pm.

The Meeting recommenced at 10.20 pm

The amendment was put and carried.

CARRIED

For: Cr's. Hannan, McCarthy, Messina, Newton and Rennie (5)

Against: Cr's. Dimitriadis, Greco, Laurence and Williams (4)

EXTENSION OF TIME**Council Resolution****MINUTE NO. 22-013**

MOVED: Cr. G Greco
SECONDED: Cr. S. Rennie

10.27 pm That the Council meeting continue after 10.30pm for 30 minutes.

CARRIED UNANIMOUSLY

The Mayor adjourned the meeting for a brief break at 10.28 pm.

The Meeting recommenced at 10.31 pm

Amendment

MOVED: Cr. G Greco
SECONDED: Cr. E Dimitriadis

That motion be amended to include an additional point 4 as below:

4. Council receive a report on the option to write to residents within 300 metres of Clements Reserve advising that the Prenza report has identified contamination in the reserve and that residents may want to consult their doctors on undertaking a lead poisoning test as a precautionary measure.

The mover and seconder of the motion consented to the amendment.

The amendment was put and carried.

CARRIED

For: Cr's. Dimitriadis, Greco, Laurence, Messina and Williams (5)

Against: Cr's. Hannan, McCarthy, Newton and Rennie (4)

The amendment became the substantive motion before Council was put and carried.

Council Resolution

MINUTE NO. 22-014

MOVED: Cr. G Greco
SECONDED: Cr. E Dimitriadis

That Darebin Council:

1. Writes to update residents within 300 metres of Clements Reserve following a response being received from the Environmental Protection Agency, on how residents can access the detailed report that was made public at 23/12/2021 special council meeting that shows the extent of lead and asbestos soil contamination and any other information recommended by the EPA.
2. Update the onsite signs around the fenced off soil contamination areas so that the signs inform park users that the area has had lead contamination detected there.
3. Council officers report back on advice, recommended action and precautionary measures recommended by the EPA following receipt of the EPA's response.
4. Council receive a report on the option to write to residents within 300 meters of Clements reserve advising that the Prenza report has identified that contamination in the reserve and that residents may want to consult their doctors on undertaking a lead poisoning test as a precautionary measure.

CARRIED

For: Cr's. Dimitriadis, Greco, Laurence, Messina and Williams (5)

Against: Cr's. Hannan, McCarthy, Newton and Rennie (4)

10. URGENT BUSINESS

The Mayor advised that an Item of Urgent Business regarding the commemoration of the 50th anniversary of the Aboriginal Tent Embassy in Canberra from Cr Greco had been accepted by the Chief Executive Officer pursuant to the Governance Rules and distributed to all Councillors prior to the meeting.

ADMISSION OF ITEM OF URGENT BUSINESS

Council Resolution

MINUTE NO. 22-015

MOVED: Cr. G Greco
SECONDED: Cr. S Rennie

That an Urgent Business item regarding the commemoration of the 50th anniversary of the Aboriginal Tent Embassy be admitted to the agenda.

CARRIED UNANIMOUSLY

Urgent Business Motion

MOVED: Cr. G Greco
SECONDED: Cr. S Rennie

That Council writes to Aboriginal Tent Embassy to express its support and solidarity on the occasion that marks its 50th year anniversary since it was established in the 26th January in 1972 on the lawn of the old Parliament House in Canberra.

The Aboriginal Tent Embassy represented an iconic moment in the history of the struggle for justice for Aboriginal people in Australia. It continues to play a significant role in drawing national and international attention to Aboriginal sovereignty and land rights claims. It is now recognised as a site of special significance by the Australian Heritage Commission and is the longest continually run protest site in the world.

Council Resolution

MINUTE NO. 22-016

MOVED: Cr. G Greco
SECONDED: Cr. S Rennie

That Council writes to Aboriginal Tent Embassy to express its support and solidarity on the occasion that marks its 50th year anniversary since it was established in the 26th January in 1972 on the lawn of the old Parliament House in Canberra.

The Aboriginal Tent Embassy represented an iconic moment in the history of the struggle for justice for Aboriginal people in Australia. It continues to play a significant role in drawing national and international attention to Aboriginal sovereignty and land rights claims. It is now recognised as a site of special significance by the Australian Heritage Commission and is the longest continually run protest site in the world.

CARRIED UNANIMOUSLY

11. CONSIDERATION OF REPORTS CONSIDERED CONFIDENTIAL

Nil

12. CLOSE OF MEETING


The meeting closed at 10.44pm.

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