



MINUTES OF THE COUNCIL MEETING

HELD ON

MONDAY, 2 JUNE 2014

RELEASED TO THE PUBLIC ON THURSDAY 5 JUNE 2014

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**MINUTES OF THE ORDINARY MEETING OF THE
DAREBIN CITY COUNCIL HELD AT DAREBIN CIVIC CENTRE,
350 HIGH ST, PRESTON ON MONDAY 2 JUNE 2014**

THE MEETING OPENED AT 7.02 PM

WELCOME

The Chairperson, Cr. Greco, in opening the meeting acknowledged the Wurundjeri people, the traditional owners of the land.

Cr. Greco welcomed 7 students in the gallery from Thornbury High School, St John's College and Reservoir High School observing local government practices a program run by City of Darebin's Youth Services Unit with local schools.

Cr Greco also acknowledged and paid Council's respect on the passing of Harry Nash former Councillor and Cos Brizzi who ran the Preston Reservoir Boxing Club

1. PRESENT

Councillors

Cr Gaetano Greco (Mayor) (Chairperson)
Cr Vince Fontana
Cr Tim Laurence
Cr Bo Li
Cr Trent McCarthy
Cr Steven Tsitas
Cr Angela Villella
Cr Oliver Walsh (7.05 pm)
Cr Julie Williams (Deputy Mayor)

Municipal Monitor

Peter Lewinsky

Council Officers

Rasiah Dev – Chief Executive

Paul Crapper – Director Corporate and Planning Services

Daniel Freer – Director Culture, Leisure and Works

Katrina Knox – Director Community Development

Steve Hamilton – Director Assets and Business Services

Darren Rudd – Manager City Development

Jacinta Stevens – Manager Corporate Governance and Performance

Maureen Devlin – Senior Communications Advisor

Katia Croce – Coordinator Council Business

Jody Brodribb – Council Business and Governance Officer

Cr. Walsh entered the meeting – 7.05 pm

2. APOLOGIES

Nil

3. DISCLOSURES OF CONFLICTS OF INTEREST

Rasiah Dev, CEO, disclosed a conflict of interest in item 8.7 (CEO Employment Matters Committee).

4. CONFIRMATION OF THE MINUTES OF COUNCIL MEETINGS**COUNCIL RESOLUTION**

MOVED: Cr. S. Tsitas
SECONDED: Cr. A. Villella

THAT the Minutes of the Ordinary Meeting of Council held on 19 May 2014 be confirmed as a correct record of business transacted.

CARRIED

5. REPORTS BY MAYOR AND COUNCILLORS

MINUTE NO. 287

5.1 REPORT OF CR. BO LI

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

- Northland Steering Committee meeting
- Darebin Transport Advocacy Committee meeting
- Planning Committee meeting
- Councillor Briefing session
- Transport Forum at Melbourne Town Hall: What makes liveable cities liveable?
- Community consultation workshop regarding Oakover Village traffic management
- Regional Kitchen Board meeting
- Asylum seeker benefit gig: The Darebin response
- Community planting day at Northcote station/Hartington St
- Audit Committee meeting
- Residential matters including
 - Local traffic management
 - Protection of trees
- Meeting with residents of Oakover Village re Planning Amendment C136 Precinct 7

After presenting his Councillor report, Cr. Li tabled a petition regarding the proposed changes to the Darebin Planning Scheme as set out in Amendment C136 (precinct 7 Oakover Village in the St Georges Road Corridor of the Urban Design Framework).

TABLING OF PETITION

MINUTE NO. 288

COUNCIL RESOLUTION

MOVED: Cr. B. Li
SECONDED: Cr. V. Fontana

THAT the petition 'regarding the proposed changes to the Darebin Planning Scheme as set out in Amendment C136 (precinct 7 Oakover Village in the St Georges Road Corridor of the Urban Design Framework' be received by Council and referred to the Chief Executive Officer for follow-up.

CARRIED

5.2 REPORT OF CR. JULIE WILLIAMS

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

- Council Meeting
- Northland Steering Committee
- Meeting with Resident and Council Officers re: ROW
- VLGA – Screening Film Think Aboriginal Women for Local Government
- Citizenship Ceremony
- Meetings on various governance matters
- Meeting with Reservoir Colts Footy Club
- Meeting with residents regarding fencing at Sullivan Reserve
- Pre Planning
- Planning Committee
- Council Briefing
- Domestic Animal Management – Cancelled
- Briefing meeting with CEO
- Attended Residents issues regarding dumped Rubbish, Tree Planting, planning concerns and Budget.

5.3 REPORT OF CR. VINCE FONTANA

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

- Sports Fees & Charges Temporary Reference Group meeting – 7 April 2014
- Planning Committee – 14 April 2014
- Council Special meeting – 14 April 2014
- Councillor Briefing session – 26 April 2014
- Darebin Enterprise Centre Limited meeting
- Intercultural Centre celebrating the Nepalese Cultural Night
- VAFA flag unfurling of Northern Blues Football club
- West Preston vs Lower Plenty 1st Division football match
- Planning Committee meeting
- Landscape & Architecture Workshop / Information Session in Banyule

Cr. Fontana also extended condolences on the passing of Cos Brizzi and Harry Nash.

5.4 REPORT OF CR. OLIVER WALSH

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

- Planning Committee meeting
- Councillor Briefing session
- Council meeting
- MAV Future of Local Government conference
- MAV Inner Melbourne Regional Representatives meeting
- INGT Board Meeting
- INGT 30 year celebration
- Constituent issues

Cr. Walsh also extended condolences on the passing of Cos Brizzi and Harry Nash.

5.5 REPORT OF CR. STEVEN TSITAS

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

- Planning Committee meeting
- Councillor Briefing session
- Council meeting
- Constituent issues

Cr. Tsitas also extended condolences on the passing of Harry Nash.

5.6 REPORT OF CR. TIM LAURENCE

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

- Council meeting
- Planning Committee meeting
- Councillor Briefing session
- Consultation on location re traffic and dumping issues in MacLeod and Bundoora

Cr. Laurence also extended condolences on the passing of Harry Nash.

5.7 REPORT OF CR. ANGELA VILLELLA

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

- Participatory Budget session 1
- Meeting with officers to discuss proposed Northern Women's Forum
- Meeting with CEO
- Planning Committee and Pre planning briefing
- Council briefing
- DECC Steering Committee meeting
- Darebin Homemade Wine and Food Festival
- DERG committee meeting
- Workshop on Impact of Higher Density Housing Development on Infrastructure and Services.

5.8 REPORT OF CR. TRENT MCCARTHY

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

- Workshop on impact of higher density developments on infrastructure and services
- Meeting with residents regarding Northcote Station beautification
- Meeting with parents concerned about lack of netball facilities in Darebin's south
- Meeting with resident regarding traffic management on Victoria Road, Northcote
- Meeting with resident regarding traffic management on Dennis Street, Northcote
- Planning Committee meeting
- Councillor Briefing session
- Congratulations to the graduates of Spectrum MRC's Healthy Relationships Program
- Congratulations to Northcote Community Garden for celebrating 15 years and now planning an extension
- Passing of Glen Ochre, Thornbury resident, founder of the GroupWork Institute and pioneer in the field of facilitation
- Passing of Harry Nash, Westgarth and Thornbury resident
- Whitelion Bail Out fundraiser - over \$350,000 raised for youth support programs. Thanks to Darebin residents involved.

After presenting his Councillor report, Cr. McCarthy tabled the following two petitions:

TABLING OF PETITION**MINUTE NO. 289****COUNCIL RESOLUTION**

MOVED: Cr. T. McCarthy
SECONDED: Cr. A. Villella

THAT the petition calling for Council action to implement a traffic management and speed reduction program in the Dennis Street/St David Street precinct in Northcote be received and presented to the next Ordinary meeting of Council for discussion.

CARRIED**TABLING OF PETITION****MINUTE NO. 290****COUNCIL RESOLUTION**

MOVED: Cr. T. McCarthy
SECONDED: Cr. A. Villella

THAT the petition regarding the current lack of a safe pedestrian crossing in Victoria Road, Northcote, near the intersection of Clifton Street be received and presented to the next Ordinary meeting of Council for discussion.

CARRIED

5.9 REPORT OF CR. GAETANO GRECO

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

- Pre-Planning Discussion
- Planning Committee
- Councillor Briefing Session
- Council Meeting
- Catch Ups with CEO
- Press Meetings
- MAV “The Future of Local Government” 10th Anniversary National Summit
- Sexuality, Sex & Gender Diversity Advisory Committee
- Citizenship Ceremony
- DECC Steering Committee
- MAV – Dealing with Difficult People and Difficult Situations
- The Piave Legend Confederazione Fanti D’Italia ANSI Cavalieri della Patria Lunch
- Briefing re ECCV Forum “Let’s Talk About Gambling in Multicultural Communities”
- Inner Northern LLEN AGM
- Panel Member at “Let’s Talk About Gambling in Multicultural Communities” Forum
- Guest Speaker at 30th Anniversary of “intowork” Australia (Inner Northern Group Training Ltd)
- Meeting - Joe Scarcella from the Eric Street Estate, Preston
- Municipal Emergency Management Planning Committee Meeting
- Mayor’s Event – Planning Meeting
- “Walk Through Bethlehem” Officer Briefing
- 1st Inner Northern Youth Employment Strategy Taskforce
- Unveiling of Plaque Acknowledging the Wurundjeri People (Reconciliation Week Event)
- Walker Street Housing Estate
- Citizen Jury – Participatory Budgeting
- Briefing re Darebin Disability Advisory Committee Agenda
- Darebin Disability Advisory Committee
- Audit Committee Meeting
- Meeting with Jacinta
- Inspect Venue at Merrilands
- Fund Raiser for Nepalese Community
- Darebin Response – Asylum Seeker Benefit Event

6. PUBLIC QUESTION TIME

MINUTE NO. 291

The Mayor, Cr. Greco, invited questions from members of the public gallery.

There were no questions from the public gallery.

7. RECORDS OF ASSEMBLIES OF COUNCILLORS

7.1 ASSEMBLIES OF COUNCILLORS HELD

MINUTE NO. 292

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

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

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

An Assembly of Councillors record was kept for:

- Darebin Local Safety Committee – 1 May 2014
- Darebin Health Steering Committee – 1 May 2014
- Workshop - Impact of development on services and infrastructure - 6 May 2014
- Council Briefing Session 12 May 2014
- Workshop - Impact of development on services and infrastructure - 13 May 2014
- Darebin Environment Reference Group - 14 May 2014
- Northland Structure Plan – 20 May 2014
- Sexuality, Sex and Gender Diversity Advisory Committee - 21 May 2014
- Darebin Transport Advocacy Committee – 21 May 2014

COUNCIL RESOLUTION

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

THAT the record of the Assembly of Councillors held on 1, 6, 12, 13, 14, 20 and 21 May 2014 and be noted and incorporated in the minutes of this meeting.

CARRIED



ASSEMBLY OF COUNCILLORS PUBLIC RECORD

ASSEMBLY DETAILS:	Title:	Darebin Local Safety Committee
	Date:	1 May 2014
	Location:	Reservoir Community Corrections
PRESENT:	Councillors:	Cr Gaetano Greco
	Council Staff:	Jess Fraser, Community Wellbeing Team Leader, Patrick Buchanan, Community safety, Teneille Summers, PVAW.
	Other:	Representatives from Darebin Community health, Victoria Police, VLGA, Department of Justice
APOLOGIES:		Cr Trent McCarthy

The Assembly commenced at 11.00 am

MATTERS CONSIDERED		DISCLOSURES AND COMMENTS
1	Community Corrections program	No disclosures were made
2	Darebin PSA issues of concern	No disclosures were made
3	Begging in high street Preston	No disclosures were made
4	Project updates and info sharing	No disclosures were made

The Assembly concluded at 1.00 pm

RECORD COMPLETED BY:	Officer Name:	Jess Fraser
	Officer Title:	Community Wellbeing Team Leader



ASSEMBLY OF COUNCILLORS PUBLIC RECORD

ASSEMBLY DETAILS:	Title:	Darebin Health Steering Committee
	Date:	1 May 2014
	Location:	City of Darebin Council Chambers
PRESENT:	Councillors:	Cr Gaetano Greco,
	Council Staff:	Dalal Smiley, Manager Community Planning Partnerships and Performance Jess Fraser, Community Wellbeing Team Leader, Community Wellbeing, Bhensri Naemiratch, Russell Higgins, Healthy Communities Officers, Donna Karmis, Family and Children, Robyn Mitchell, Aged and Disability.
	Other:	Representatives from Darebin Community health, North east PCP, Medicare Local, NEAMI
APOLOGIES:		Cr Bo Li, Cr Julie Williams

The Assembly commenced at 3.30 pm

MATTERS CONSIDERED		DISCLOSURES AND COMMENTS
1	Darebin heatwave strategy and cooling centres	No disclosures were made
2	Darebin public education enquiry	No disclosures were made
3	Information sharing	No disclosures were made

The Assembly concluded at 5.00 pm

RECORD COMPLETED BY:	Officer Name:	Jess Fraser
	Officer Title:	Community Wellbeing Team Leader



ASSEMBLY OF COUNCILLORS PUBLIC RECORD

ASSEMBLY DETAILS:	Title:	Workshop – Impact of development on services and infrastructure
	Date:	6 May 2014
	Location:	Function Room
PRESENT:	Councillors:	Cr Gaetano Greco (5.50 pm), Cr Tim Laurence (5.50 pm and left at 6.20 pm), Cr Trent McCarthy (6.18 pm and left at 7.00 pm), and Cr Angela Villella (6.10 pm)
	Council Staff:	Paul Crapper and Darren Rudd
	Other:	SGS Economic and Planning Staff – Marcus Spiller, Yilong Shi and Terry Rawnsley
APOLOGIES:		Cr Fontana on approved leave of absence, Cr Li and Cr Williams

The Assembly commenced at 5.50 pm

MATTERS CONSIDERED		DISCLOSURES AND COMMENTS
1	Confirmation of the Issues - Each Councillor expressed a key number of development related issues.	No disclosures were made
2	What are the Costs and benefits of development?	No disclosures were made
3	SGS Presentation	No disclosures were made
4	Final thoughts	No disclosures were made Purpose of discussion was to inform future scope of project

The Assembly concluded at 7.46 pm

RECORD COMPLETED BY:	Officer Name:	Darren Rudd
	Officer Title:	Manager City Development



ASSEMBLY OF COUNCILLORS PUBLIC RECORD

ASSEMBLY DETAILS:	Title: Councillor Briefing Session Date: Monday 12 May 2014 Location: Function Room and Conference Room, Darebin Civic Centre
PRESENT:	Councillors: Cr Gaetano Greco (Mayor), Cr Tim Laurence, Cr Bo Li, Cr Angela Villella, Cr Trent McCarthy Cr Julie Williams (Deputy Mayor), Cr Oliver Walsh, Cr Steven Tsitas. Council Staff: Rasiah Dev, Daniel Freer (from 7.12pm) Paul Crapper, Steve Hamilton, Katrina Knox, (all until 8.30 pm), Kerrie Jordan (to 7.05 pm), Darren Rudd (to 7.20 pm), Rosie Thomas (7.12 pm to 7.42 pm) Jacinta Stevens. Other: Peter Lewinsky
APOLOGIES:	Cr Vince Fontana on approved leave of absence

The Assembly commenced at 6.30 pm with a recess at 7.05 pm. Resumed at 7.12 pm

MATTERS CONSIDERED		DISCLOSURES AND COMMENTS
1	New Democracy Foundation presentation on the participatory budget process	No disclosures were made
2	Amendment C130 Preston Central Precinct J (Western Gateway Revisions)	No disclosures were made
3	Sports Fees and Charges Temporary Reference Group	No disclosures were made
4	Regional Grade Separation Project	Cr Trent McCarthy disclosed an interest due to his status as an endorsed candidate for the 2014 Victorian State election. Cr Walsh was absent from 7.45 pm to 7.49 pm
5	Northcote Golf Course Future Amendments (Confidential)	No disclosures were made Cr Tsitas was absent from 8.01 pm to 8.06 pm. Cr Villella was absent from 8.08 pm to 8.10 pm

MATTERS CONSIDERED		DISCLOSURES AND COMMENTS
6	Preston Mausoleum Update (Confidential)	No disclosures were made Cr McCarthy was absent from 8.16 pm to 8.20 pm
7	Planning Policy Framework Review Submission	No disclosures were made
8	Property Asset Management Strategy	No disclosures were made
9	Proposal to Change the Name of the Federal Seat of Batman	No disclosures were made
10	Extending Clearway Times at Westgarth	No disclosures were made
11	Heatwave Strategies Report	No disclosures were made
12	Proposed Discontinuance of Right of Way Adjoining 22 Gower Street, Preston	No disclosures were made
13	Proposed Sale of Land Rear 3/6 Reservoir Street and Adjoining 204 Spring Street, Reservoir (Confidential)	No disclosures were made
14	CEO Employment Matters Committee	No disclosures were made

The Assembly concluded at 9.10 pm

RECORD COMPLETED BY:	Officer Name:	Katrina Knox
	Officer Title:	Director Community Development



ASSEMBLY OF COUNCILLORS PUBLIC RECORD

ASSEMBLY DETAILS:	Title:	Workshop – Impact of development on services and infrastructure
	Date:	13 May 2014
	Location:	Council Chambers
PRESENT:	Councillors:	Cr Gaetano Greco (5.50 pm), Cr Bo Li (5.45 pm) , Cr Oliver Walsh (6.29 pm and was absent 7.06 pm – 7.08 pm, 7.27 pm – 7.31 pm and 7.35 pm – 7.42 pm), and Cr Angela Villella (5.45 pm)
	Council Staff:	Paul Crapper and Darren Rudd
	Other:	SGS Staff – Yilong Shi and Terry Rawnsley
APOLOGIES:		Cr Laurence, Cr McCarthy, Cr Fontana on approved leave of absence and Cr Williams

The Assembly commenced at 5.45 pm

MATTERS CONSIDERED		DISCLOSURES AND COMMENTS
1	Brief re-cap of last week's discussion	No disclosures were made.
2	Discussion on Key issues raised last week?	No disclosures were made.
3	SGS Presentation on key consideration and possible approach to further work.	No disclosures were made.
4	Final thoughts	No disclosures were made.
6	Critical questions	No disclosures were made.
7	Scenario discussion	No disclosures were made.
8	Discussion on financial analysis and determination of net community benefit.	No disclosures were made.
9	Final Questions	No disclosures were made.

The Assembly concluded at 7.50 pm

RECORD COMPLETED BY:	Officer Name:	Darren Rudd
	Officer Title:	Manager City Development



ASSEMBLY OF COUNCILLORS PUBLIC RECORD

ASSEMBLY DETAILS:	Title:	Darebin Environment Reference Group
	Date:	Wednesday 14 May 2014
	Location:	Conference Room, Preston
PRESENT:	Councillors:	Cr Angela Villella
	Council Staff:	Libby Hynes, Gavin Mountjoy and Lee Tozzi.
	Other:	Members of the Darebin Environmental Reference Group
APOLOGIES:		Cr Trent McCarthy

The Assembly commenced at 7:04 pm

MATTERS CONSIDERED		DISCLOSURES AND COMMENTS
1	Welcome and apologies	No disclosures were made
2	Minutes and matters arising	No disclosures were made
3	Sustainable Food – Urban Food Production Strategy.	No disclosures were made
4	Water Strategy.	No disclosures were made
5	Update on Solar \$aver and Solar Bulk Buy programs	No disclosures were made
6	General issues and project updates	No disclosures were made
7	Next meeting	No disclosures were made

The Assembly concluded at 8:49 pm

RECORD COMPLETED BY:	Officer Name:	Gavin Mountjoy
	Officer Title:	Environmental Strategy Coordinator



ASSEMBLY OF COUNCILLORS PUBLIC RECORD

ASSEMBLY DETAILS:	Title: Northland Urban Renewal Project Steering Committee Meeting Date: Tuesday 20 May 2014 Location: Red Room, Darebin Council Offices
PRESENT:	Councillors: Cr Julie Williams, Cr Bo Li Council Staff: Paul Crapper, Yvonne Rust, Joerg Langeloh, Felipe Carvajal Other: Representatives from City of Banyule
APOLOGIES:	Cr Vince Fontana on approved leave of absence, Banyule Cr Craig Langdon, Representatives from Department Transport, Planning and Local Infrastructure, Northern College of the Arts and Technology and Colonial First State Global Asset Management.

The Assembly commenced at 4.00 pm

MATTERS CONSIDERED		DISCLOSURES AND COMMENTS
1	Northland Urban Renewal Project	No disclosures were made.

The Assembly concluded at 5:45 pm

RECORD COMPLETED BY:	Officer Name: Joerg Langeloh Officer Title: Strategic Planner
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ASSEMBLY OF COUNCILLORS PUBLIC RECORD

ASSEMBLY DETAILS:	Title:	Darebin Sexuality, Sex and Gender Diversity Advisory committee
	Date:	Wednesday 21 May 2014
	Location:	Council Chambers, 350 High Street, Preston
PRESENT:	Councillors:	Cr Gaetano Greco
	Council Staff:	Cécile Taché, Shanaka Perera, Craig Rogers, Gillian Damonze, Katherine Middleton
	Other:	Members of the Sexuality, Sex and Gender Diversity advisory committee
APOLOGIES:		Cr Trent McCarthy, Cr Angela Villella

The Assembly commenced at 6.10 pm

MATTERS CONSIDERED		DISCLOSURES AND COMMENTS
1	Research: preliminary results from Household Survey	No disclosures were made
2	Arts and Culture update	No disclosures were made – Cr Greco left the meeting during discussion of this item at 6.50 pm (to attend a citizenship ceremony)
3	Exploring issues for ageing LGBTI people	No disclosures were made
4	Update on SSGD Action Plan and actions arising from previous meetings	No disclosures were made
5	Update on LGBTI leadership program	No disclosures were made
6	Guidance on advocacy	No disclosures were made
7	Other business	No disclosures were made

The Assembly concluded at 8.45 pm

RECORD COMPLETED BY:	Officer Name:	Cécile Taché
	Officer Title:	Diversity Policy Officer



ASSEMBLY OF COUNCILLORS PUBLIC RECORD

ASSEMBLY DETAILS:	Title:	Darebin Transport Advocacy Committee
	Date:	Wednesday 21 May 2014
	Location:	Function Room, Preston Offices
PRESENT:	Councillors:	Cr Bo Li
	Council Staff:	Nathan Moresi, Che Sutherland, Amanda Tobin
	Other:	Representative of the Darebin Progress Association, and members of the public
APOLOGIES:		Cr Angela Villella.

The Assembly commenced at 6.30 pm

MATTERS CONSIDERED		DISCLOSURES AND COMMENTS
1	Update on progress on campaigns by Council Officers and committee members	No disclosures were made
2	Discussion of preferred petition / community engagement technology	No disclosures were made
3	Discussion of launch date and plans	No disclosures were made
4	Discussion of what the group needs from Council	No disclosures were made

The Assembly concluded at 8.45 pm

RECORD COMPLETED BY:	Officer Name:	Che Sutherland
	Officer Title:	Team Leader Transport Strategy

8. CONSIDERATION OF REPORTS

8.1 YOUTH SERVICES

MINUTE NO. 293

AUTHOR: Manager Libraries, Learning and Youth

REVIEWED BY: Director Community Development

SUMMARY:

Darebin Youth Services deliver a wide range of programs and activities that support young people aged 12 – 25 across the municipality. Over the next 12 months the youth services unit will continue to implement the Darebin Youth Engagement Strategy 2012 – 2017 while also creating opportunities to further listen to the voice of young people. This will ensure the current service model and breadth of programs, activities and events are meeting the current and future needs and trends associated with young people throughout Darebin.

CONSULTATION:

- Youth Services Coordinator

COUNCIL RESOLUTION

MOVED: Cr. O. Walsh
SECONDED: Cr. A. Villella

THAT Council accepts this report as an accurate update on key actions Darebin Youth Services will implement over the next 12 months.

CARRIED UNANIMOUSLY

REPORT

INTRODUCTION AND BACKGROUND

Darebin Youth Services support young people aged 12 – 25 from across the municipality through a range of programs, activities and events. Young people experience significant change as they transition from dependent childhood through to independent adulthood. As a result a diverse range of programs, activities and events are delivered by Darebin Youth Service's unit to support young people's transition through this period of their life.

A key platform to direct this service delivery is the Youth Engagement Strategy 2012 – 2017. The strategy sets out the principles and strategic direction that guides Darebin's engagement with the young people. This is achieved through the strategy vision;

'Young people as valued citizens who all have opportunities to develop to reach their full potential'

Over the next 12 months Darebin Youth Services will deliver a range of programs, activities and events that will provide opportunities for youth to become valued citizens and reach their full potential. These opportunities are delivered across four priority areas that include; Health Promotion, Recreation and Arts, Education and Training and Information, Advocacy and Coordination.

ISSUES AND DISCUSSION

As detailed, the Darebin Youth Engagement Strategy 2012 – 2017 provides the strategic direction for the youth services and the engagement with young people across the municipality. The strategy provides a strong commitment to the support and growth of young people across Darebin with particular focus on targeting groups of young people who are at risk of exclusion.

The programs, activities and events currently delivered align to four key program areas, these include; (1) Health Promotion, (2) Recreation and Arts, (3) Education and Training and (4) Information, Advocacy and Coordination. This model provides a responsive approach to ensuring young people are supported and have the opportunity to develop their personal and social skills to reach their full potential.

Existing Programs and Services

The Darebin Youth Services model has been developed based on a number of traditional programs. They remain relevant to young people and provide entry level engagement with many youth across Darebin. These existing services and programs will continue to be delivered across the next 12 months. They are described as place based (e.g. Northland Youth Centre and Decibels Youth Music Centre) and community based (Yute Crew Outreach Program) and both provide meaningful engagement opportunities with young people.

Some of the existing programs and activities that will continue to be delivered over this period include; Drop In Program, Young Mums Support Programs, Peer Leadership, FReeZA Music Event, Decibels Records Program and events at skate parks and public spaces. These types of programs, activities and events ensure young people have a chance to experience a wide range of opportunities that supports their growth and development in a safe, fun and supportive environment.

New and Reframed Programs and Services

Over the next 12 months a number of new programs, initiatives and developments are to be delivered. These are results from identified services gaps while also reframing of existing programs to meet the changing needs of young people across Darebin. Developments included;

- The relocation back to Reservoir Civic Centre. This provides significant partnership and programming opportunities with Darebin Libraries through this space more opportunities will become available to engage with young people.
- Expansion of a number of youth leadership initiatives to increase the reach and opportunities for young people to develop these skills and experiences. The delivery of such initiatives ensures as a community young people are equipped to lead discussion and advocate for change. The programs that are included in the stream include; Darebin Junior Council pilot program, Youth Advisory Group and the Darebin Youth Summit.

- Increasing the reach of current and new music opportunities for young people. The Decibels Youth Music Centre will investigate and pilot further opportunities to deliver music and arts based activities that allow young people to express themselves through music and art.
- The reframing of the Darebin Schools Road Show Program in which lunch time activities are delivered at a number of schools and education providers. This initiative provides significant opportunities to engage with young people in a school setting while fostering the positive relationships with schools across Darebin.
- The continued delivery of a number of new personal development programs. These are partnership based initiatives delivered with internal and external stakeholders. The Northland Youth Diversionary Program is one that will continue to be implemented to address antisocial behaviour at Northland Shopping Centre through personal growth activities that address young people's attitudes and behaviours.
- Teenage holiday activities will be reframed from all day program based activities to a more flexible youth focused event and activities schedule. Regular activities and events that are no cost and engage all young people are to be piloted across the school holidays. With changing trends and needs traditional programs need to transform this approach will ensure enhanced reach and impact on Darebin youth is achieved.

Policy and Partnership Developments

To support the existing, new and reframed programs, activities and events a number of policy projects and partnership developments will be implemented over the next 12 months. These initiatives will provide the supporting evidence along with increased avenues to program sustainability through mutually beneficial partnerships.

The voice of young people is a clear service gap that has been identified over the previous financial year. To ensure further programs, activities and events are targeted and meeting the needs of young people regular conversations and consultation is needed. Over the next 12 months some detailed conversations with all young people with particular focus on those who are at risk to exclusion will commence. These conversations will inform further service delivery while also reinforce the anecdotal evidence and feedback received from young people and service providers.

To further complement the voices and conversations with young people of Darebin a service benchmarking exercise will be undertaken to examine current programs, activities and events in further detail compared against other like council services. It is recognised that to remain relevant to young people ongoing reflection and learning to meet the ever changing needs is essential.

Finally partnerships are to be reviewed and developed across each of the four key program areas that have been discussed previously. Particular focus will be directed at health, education and training partnerships. It is recognised that these are key determinants of health and can impact on a young person's future wellbeing more significantly than other areas. These partnerships are to be based upon mutual benefits that can add value to existing programs, activities and events that are currently delivered.

POLICY IMPLICATIONS

Environmental Sustainability

There are no environmental implications associated with this report.

Human Rights, Equity and Inclusion

Darebin Youth Engagement Strategy 2012 – 2017 and associated service model is based upon social inclusion principles. The vision of the strategy reinforces the commitment as young people are valued citizens who all have opportunities to develop to reach their full potential. Ongoing consideration is given to groups of young people who are at risk of exclusion as detailed within this report.

Economic Development

There are no economic implications associated with this report.

Other

Nil

FINANCIAL AND RESOURCE IMPLICATIONS

There are no financial and resource implications associated with this report.

CONCLUSION

Youth services will continue to deliver services that meet the changing needs of young people across the municipality. There is an acknowledgement that all programs, activities and events need to remain relevant to young people and ensure voice of young people from across the municipality is sought.

FUTURE ACTIONS

- Youth services to provide council with an annual update on the progress of the Youth Engagement Strategy 2012 – 2017 outcomes and achievements.

DISCLOSURE OF INTERESTS

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.

RELATED DOCUMENTS

- Youth Engagement Strategy 2012 – 2017

**8.2 PROPOSED RIGHT-OF-WAY (ROAD) DISCONTINUANCE
ADJOINING 227 GOWER STREET, PRESTON****MINUTE NO. 294****AUTHOR: Manager Assets and Property****DIRECTOR: Director Assets and Business Services****SUMMARY:**

Council at its meeting on 3 March 2014 resolved to commence the statutory procedures for the discontinuance and sale of the 3.05m wide section of right-of-way (road) adjoining 227 & 229 Gower Street, Preston, to the owners of adjoining 227 Gower Street by private treaty.

Statutory procedures under the Local Government Act 1989 have been completed and this report recommends that the road be discontinued and sold by private treaty.

CONSULTATION:

- Macquarie Local Government Lawyers
- Owners of adjoining properties and their legal advisors
- Statutory Authorities
- Council Departments

COUNCIL RESOLUTION**MOVED: Cr. J. Williams****SECONDED: Cr. V. Fontana**

THAT Council, having given public notice of a proposal to discontinue the road adjoining the side of 227 Gower Street, Preston, shown hatched on the site plan attached as **Appendix B** to this report, and having received no submissions in respect of this proposal under section 223 of the *Local Government Act 1989*:

- (1) Discontinues the road in accordance with section 206 and Schedule 10, Clause 3 of the *Local Government Act 1989*;
- (2) Directs that a notice be published in the Victoria Government Gazette.
- (3) Directs that the land from the road be sold by private treaty to the owner of 227 Gower Street, Preston, in accordance with Council policy guidelines.
- (4) Signs and seals all documents relating to the sale of any land from the discontinued road to the owner of the adjoining property.

CARRIED UNANIMOUSLY

REPORT**INTRODUCTION AND BACKGROUND**

Council received an application from the owner of 227 Gower Street, Preston for the discontinuance and sale of the road located at the rear of his property which is shown hatched in the aerial photo (**Appendix A**) and site plan (**Appendix B**).

Council officers commenced investigations and commissioned Macquarie Lawyers to undertake the process to facilitate the possible discontinuance and sale of the 3.05m wide section of right of way (Road).

The Road is not listed on Council's Register of Public Roads, is not constructed and the section proposed for discontinuance is enclosed within the property at 227 Gower Street and used as part of a driveway to the rear yard.

ISSUES AND DISCUSSION

At its ordinary meeting on 3 March 2014, Council resolved to commence the statutory procedures for the proposed discontinuance and sale of the 3.05m wide road adjoining 227 Gower Street, Preston.

Public notice of the proposal was given in the Preston and Northcote Leader newspapers on Wednesday, 19 March, 2014. Notification was also given on Council's website.

Owners and occupiers of all of the adjoining properties were notified in writing and were advised that submissions, in writing, would be considered by Council pursuant to the provisions of section 223 of the *Local Government Act 1989*. No submissions have been received.

Council departments and Service Authorities were consulted in respect to the proposal and no objections have been received. Whilst Council does not have any assets in the road at present it will require an easement for drainage purposes to be created on the title issued for the land when sold.

POLICY IMPLICATIONS**Environmental Sustainability**

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

Human Rights, Equity and Inclusion

Consultation with the immediate adjoining owners has been undertaken and the statutory procedures will extend this by giving public notice of the proposal.

Economic Development

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

Other

This report has been prepared having regard to Council's "Right of way and Road Closure Policy".

FINANCIAL AND RESOURCE IMPLICATIONS

The owner of 227 Gower Street, Preston, has agreed to acquire the land at its current market value and to also meet all of Council's reasonable costs associated with undertaking the discontinuance.

CONCLUSION

It is considered that the section of road adjoining 227 Gower Street is no longer reasonably required as a road for public use. It is enclosed within the property boundary of 227 Gower Street and no other adjoining property owner objects to the proposed discontinuance and sale.

No submissions were received regarding the proposal sale during the statutory process.

On this basis, it would be practicable for Council to proceed to discontinue the Road and sell the land to the owners of 227 Gower Street, Preston.

FUTURE ACTIONS

Notice to be published in the Victoria Government Gazette and the land to be sold and transferred to the owner of 227 Gower Street, in accordance with Council policy guidelines.

DISCLOSURE OF INTERESTS

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.

RELATED DOCUMENTS

- Aerial photo of the section of the road proposed to be discontinued and sold and the surrounding (**Appendix A**)
- Section of road proposed to be discontinued and sold (**Appendix B**)
- *Local Government Act 1989*
- *Road Management Act 2004*
- Council's Right-of-Way and Road Closure Policy
- Council Minutes – 3 March 2014

8.3 EXTENDING CLEARWAY TIMES AT WESTGARTH**MINUTE NO. 295****AUTHOR: Acting Manager Major Projects Engineering and Transport****REVIEWED BY: Director Assets and Business Services****SUMMARY:**

In response to parked cars on High Street causing congestion during the AM peak, particularly when trams are in the area, the possibility of extending the existing Clearway times for the city bound lanes from 7:00 am – 9:00 am to 6:30 am – 9:00 am has been investigated. At its meeting held on 17 February 2014 Council resolved that:

'Council officers provide a report back at the 7 April 2014 meeting on the potential for extending the existing AM clearway times to start at 6:30 am along High Street between Union Street and Westgarth Street, Westgarth. The report should incorporate:

- *Consultation with the local traders to confirm support of the proposed extension of AM clearways*
- *Identify any internal issues in relation to enforcing the proposed extended restrictions*
- *Liaising with the tram operator and PTV to identify existing issues for tram operating in this area and the likely improvements that may be achieved through the extension of the clearway restrictions*
- *An outline of the process for altering the existing clearway restrictions along with implications on the remaining length of High Street that may result.'*

CONSULTATION:

- Transport Management
- Traffic Enforcement
- Economic Development
- Local Business Owners
- Yarra Trams
- Public Transport Victoria

COUNCIL RESOLUTION

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

THAT Council:

- (1) Retain the existing clearway times on High Street Westgarth as noted in this report.
- (2) Continue to monitor High Street in Westgarth to ensure that traffic congestion does not impact the operation of the road network.

CARRIED UNANIMOUSLY

REPORT**INTRODUCTION AND BACKGROUND**

High Street Westgarth is subject to Clearway restrictions in the city bound direction between 7:00 am to 9:00 am and away from the city in the afternoon from 4:00 pm to 6:00 pm.

As part of the Route 86 tram improvement project it was proposed to introduce extended Clearway times (6:30 am to 10:00 am and 3:00 pm to 7:00 pm) along the section of High Street between Westgarth Street and Union Street to improve tram travel times. This was not however implemented due to a change of Government.

Under current practise VicRoads refers every requested Clearway change to the Minister for Roads, who appears reluctant to approve any Clearway amendments. Historically there has not been support from the traders in the area for any extension to clearways. Given that the current proposal is to extend the Clearway to start earlier, the impact on traders would be minimised.

The *Code of Practice for Clearways on Declared Arterial Roads* details the process VicRoads must follow if it is to add/amend Clearways. The process requires that VicRoads notify Council and all abutting property owners and occupiers likely to be affected by the proposed change, undertake consultation and then consider any feedback received prior to making a decision.

Therefore, any change to the existing Clearway on High Street would firstly require VicRoads agreement to undertake the process, and would then depend on the result of the process whether the Clearway change is approved and implemented.

Prior to making any representation to VicRoads to alter the existing clearway restrictions, Council officers, in line with the Council resolution of 17 February 2014, have assessed the merits and support for the proposed alteration. This is outlined below.

ISSUES AND DISCUSSION

Consultation with the local traders to confirm support of the proposed extension of AM clearways

On 28 March 2014 an opinion survey was sent to traders regarding the proposal to have the Clearway extended in the morning starting at 6:30 am. A total of 6 out of 77 businesses (8%) responded to the survey. Of those that responded 33% supported the extension of the Clearway.

Due to the very low response rate, on 10 April 2014 a traffic management officer and economic development officer door knocked businesses in the area. A further 17 responded during this process with one trader very strongly opposed to the morning Clearway extension proposal as it would have a major impact on their trading. The rest did not oppose the proposal as it did not affect their trading hours.

Given the low response rates, it is difficult to conclude whether the traders in the area support or oppose clearway extension.

Identify any internal issues in relation to enforcing those proposed extended restrictions

Traffic enforcement shifts are Monday – Wednesday 7:00 am – 6:00 pm, Thursday – Friday 7:00 am – 10 pm and Saturday 9:00 am – 11:00 pm. Whilst officers are able to commence enforcement earlier they will either need to finish earlier, leaving a period in the evening where no enforcement would be undertaken or be paid overtime. With no Officers patrolling in the morning, it would be difficult for the Clearway to be enforced.

Liaising with the tram operator and PTV to identify existing issues for trams operating in this area and the likely improvements that may be achieved through the extension of the clearway restrictions

Council understands that Public Transport Victoria supports the extended Clearway times on High Street. However, Yarra Trams experiences the greatest delays on High Street between 8:00 am to 9:30 am rather than during the earlier period. The earlier Clearway start time would assist in tram travel times, but the critical time is between 9:00 am and 9:30 am where an extended Clearway would improve punctuality and travel times.

An outline of the process for altering the existing clearway restrictions along with implications on the remaining length of High Street that may result

The process requires Council to write to VicRoads requesting the Clearway changes. VicRoads would then consult with local traders before implementing the extended Clearway times if approved.

Based on recent experience it is difficult to add new Clearways, and there is a desire to maintain consistency in regards to the Clearway times (7:00 am to 9:00 am for High Street). If changes were implemented for this section of High Street, VicRoads would likely expect that the extended clearways would be rolled out further along High Street to ensure that the full benefit of the Clearway is received and consistent Clearway times exist along High Street.

POLICY IMPLICATIONS

Environmental Sustainability

There are no environmental sustainability issues

Human Rights, Equity and Inclusion

There are no Human Rights, Equity and Inclusion issues

Economic Development

The extension of the clearways may impact on the operation of businesses within the Westgarth area due to a reduction in available parking.

Other

This report has considered the *Darebin Transport Strategy 2007-2027*.

FINANCIAL AND RESOURCE IMPLICATIONS

An extension of Clearway times is likely increase staff costs for the Traffic Enforcement team as they presently have their shifts scheduled around a 7:00 am start time to coincide with the start of the Clearways and a shift change over at 6:00 pm to coincide with the end of the Clearways.

CONCLUSION

Council officers have investigated the implications of extending the clearway on High Street, Westgarth during the AM peak. Whilst there may be some benefit in reducing delays for trams, this is considered to be marginal. The extended clearway will impact on car parking availability in the area and the consultation to date has highlighted one strong objection to the extension. However most of the business along High Street between Union Street and Westgarth Street are not affected by this proposal as they are normally open 10:00 am or later.

The extended clearway would be difficult to enforce as it would require alterations to the existing shift times for traffic enforcement officers.

At this stage the Clearway can only be changed when a formal request has been submitted to VicRoads which is then given to the Minister of Roads to approve of the alteration. Approval for a change to an existing Clearway has not occurred for some time and it is unlikely that the Minister would approve a change at this time.

Given the investigations undertaken and the information provided within this report, and that there does not appear to be any material benefit in altering the Clearway times, it is recommended that the existing clearway times be retained.

FUTURE ACTIONS

Council will continue to monitor High Street in Westgarth to ensure that traffic congestion does not impact the operation of the road network.

DISCLOSURE OF INTERESTS

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 Author of the Briefing Paper, having made enquiries with relevant members of staff, reports that no disclosable interests have been raised in relation to this briefing paper.

RELATED DOCUMENTS

- Section 29 of the Road Management Act 2004
- Code of Practice for Clearway on Declared Arterial Roads
- VicRoads Traffic Engineering Manual Volume 1 Chapter 9: Parking
- Council Minutes – 17 February and 7 April 2014

8.4 PLANNING SCHEME AMENDMENT C135 – CONSIDERATION OF SUBMISSIONS**MINUTE NO. 296****AUTHOR: Manager City Development****REVIEWED BY: Director Corporate and Planning Services****SUMMARY**

Amendment C135 proposes to convert the 'Auto Alley' area in Precinct H, north of Preston Central, from an area predominated by car dealerships to a mixed use Northern Gateway precinct. To achieve this, the current precinct-specific restriction on residential uses in the Priority Development Zone Schedule 2 needs to be removed.

Fourteen submissions to Amendment C135 were received at the close of exhibition. This report outlines submissions to the amendment and recommends that they be referred to an independent panel for consideration in accordance with section 23 (1b) of the *Planning and Environment Act 1987*.

CONSULTATION

- Department of Transport, Planning and Local Infrastructure
- Internal Council Departments
- Affected and adjoining landholders and occupiers
- Relevant departments and agencies

COUNCIL RESOLUTION**MOVED: Cr. J. Williams****SECONDED: Cr. B. Li****THAT:**

Having prepared and exhibited Amendment C135 to the Darebin Planning Scheme under Section 19 of the *Planning and Environment Act 1987*.

In accordance with Section 12 of the *Planning and Environment Act 1987* had regard to the Minister's directions and the Victoria Planning Provisions, and taken into account any significant effects which the planning scheme might have on the environment or that the environment might have on use and development envisaged in the planning scheme and taken into account the social and economic effects.

Having considered all submissions to Amendment C135 under section 22 of the *Planning and Environment Act 1987* in accordance with the separately distributed summary and recommendations;

Council resolves to:

- (1) Refer all submissions to Amendment C135 to the Darebin Planning Scheme under section 23 of the *Planning and Environment Act 1987* to an independent panel appointed under Part 8 of the *Planning and Environment Act 1987*.
- (2) Adopt the outlined summary of submissions to Amendment C135 as Council's position on the submissions that will be presented to an independent panel.

CARRIED

REPORT

INTRODUCTION AND BACKGROUND

Amendment C135 proposes to remove the current prohibition on dwellings in this section of the Priority Development Zone 2 (Precinct H in the Preston Central Structure Plan), allowing dwellings above ground floor level without the need for a planning permit and ground floor dwellings with a planning permit. This proposed change will facilitate the redevelopment of Precinct H for a wider range of mixed uses than is presently allowed, bringing the precinct in line with other precincts in the Preston Central Structure Plan and allowing for the regeneration of the precinct to complement the mixed-use function of the broader locality.

Associated changes to the *Preston Central Structure Plan 2006* have also been exhibited with Amendment C135 to align the plan with the exhibited proposed amendment.

ISSUES AND DISCUSSION

Plan Melbourne outlines the State Government's vision for the future of Melbourne to be transformed into a polycentric city of vibrant, economically robust suburbs. This vision is placing onus on Councils to identify strategic sites for renewal, areas to accommodate additional housing growth and to find innovative ways to manage growth and bring housing and jobs closer together. Proposed Amendment C135 will assist in meeting this new revised vision.

This amendment will help facilitate the conversion of the 'Auto Alley' area from a limited and declining commercial area to a mixed use area with a residential component, promoting urban renewal and a wider range of building development style and use.

As required by Council in its resolution of 17 June 2013, the public exhibition of the amendment has been completed in accordance with section 29 of the *Planning and Environment Act 1987*.

Fourteen submissions were received in relation to the amendment. A summary of the submissions, with officer recommendations, is attached at **Appendix A**. Of these submissions, ten fully support the amendment as moving towards a mixed use precinct which will provide benefits to both business and residential users. Several submissions conditionally support the amendment however raise concerns about the current maximum building height of 4 storeys in this precinct and seek changes to the height limit.

These requests to vary this current provision cannot be considered or met through Amendment C135 as the amendment has not proposed to amend this part of the current planning controls for Preston Central. Instead, this would be referred to a more comprehensive review of the Preston Central Structure Plan.

Two submissions from residents outside of Precinct H object to the amendment and have raised concerns with building heights, overlooking and overshadowing, the lack of recreation land, negative impact on traffic and road safety, loss of privacy and amenity and impacts on Council resources. These submissions are fundamentally questioning the role of Preston Central as an Activity Centre and thus the appropriateness of a more intensive mix of uses in Precinct H compared with the nearby residential areas. These points are outside the scope of the amendment and also opposed to State Planning Policy which aims to develop activity centres as a focus for a mix of uses including forms of higher density housing. Other issues in these submissions relate to detailed site planning and may be assessed and met through future applications for planning permit.

Despite discussions with submitters, the two objecting submissions and the other submissions conditionally supporting the amendment cannot be resolved. Unresolved submissions should be referred to a panel to independently assess and make recommendations to Council on them. Given that a panel is being requested, it considered appropriate that all of the submissions be referred to it to allow the issues relevant to the amendment to be fully considered in context.

POLICY IMPLICATIONS

Environmental Sustainability

There are no additional environmental sustainability matters to report since the previous reports were made.

Human Rights, Equity and Inclusion

There are no additional Human Rights, Equity and Inclusion matters to report since the previous reports were made.

Economic Development

The amendment will facilitate and promote enhanced economic activity and prosperity in this precinct and Preston and the municipality generally.

Other

Although the proposal generally meets the *Preston Central Structure Plan 2006*, associated changes have also been exhibited in conjunction with Amendment C135 to align the plan with the exhibited proposed amendment.

The proposal meets Minister's Direction No 9, *Metropolitan Strategy*, and *Plan Melbourne: Metropolitan Planning Strategy*.

FINANCIAL AND RESOURCE IMPLICATIONS

Some staff resources have been required to prepare and service the amendment. Fees will be incurred for an independent panel to consider submissions. This is likely to take place in 2014/2015 financial year with resources allocated within the proposed 2014/2015 budget to conduct and pay Planning Panels Victoria for the panel hearing process.

CONCLUSION

Council has successfully concluded the public exhibition of Amendment C135 as directed by Council and in accordance with the requirements of the *Planning and Environment Act*. A total of 14 submissions were received.

The majority of submissions are supportive of the amendment though there is a strong encouragement and/or expectation that a more comprehensive review of the preferred building heights for Precinct H will follow. The objecting submissions on the other hand are fundamentally questioning the role of Precinct H as part of the Preston Central Structure Plan which is outside the scope of this amendment and not supported by State planning policy.

As a number of matters cannot be resolved, it is recommended that all submissions should therefore be referred to the panel. As an independent advisory body, the panel will consider the submissions and offer recommendations for the council to consider when adopting the amendment. The ultimate decision on the amendments will be made by the Minister for Planning.

On this basis, it is recommended that Council continues to support Amendment C135 and undertake the following:

- Formally request an Independent Planning Panel be appointed under Section 23 (1b) of the Planning and Environment Act 1987 to hear submissions and provide recommendations;
- Refer submissions and documentation to the Planning Panel.

FUTURE ACTIONS

- Refer all submissions to Planning Panels Victoria;
- Attend a Panel Directions Hearing – Late June 2014;
- Provide a copy of the submission to Panel;
- Present at a Panel Hearing – July 2014;
- Review recommendations of Panel Report and present Amendments to Council for Adoption; and
- Seek approval for Amendments to Minister for Planning.

DISCLOSURE OF INTERESTS

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.

RELATED DOCUMENTS

- Preston Central Structure Plan 2006.
- Preston Central Incorporated Plan March 2007.
- City of Darebin Integrated Housing Strategy, October 2002.
- Darebin Economic Land Use Strategy 2012.
- Darebin Housing Strategy 2013.
- Darebin Planning Scheme Review Report 2012.
- Darebin Planning Scheme.
- Draft revised Darebin Planning Scheme (Amendment C138).
- Summary Table of Submissions and Response (**Appendix A**)
- Council Minutes – 17 June 2013.

Cr. Walsh temporarily left the meeting during discussion of the above item at 7.37 pm and returned at 7.38 pm.

8.5 JOINT LOCAL GOVERNMENT STATEMENT ON ASYLUM SEEKERS**MINUTE NO. 297****AUTHOR: Manager Community Planning and Customer Service****REVIEWED BY: Director Community Development****SUMMARY:**

On 7 April 2014, Council unanimously carried a resolution to acknowledge the achievements of the implementation of the Darebin Asylum Seekers Support Project. The resolution included the following recommendations:

THAT Council:

- (1) *Notes the achievements of the Darebin Asylum Seekers Support Project.*
- (2) *Supports the proposal for a Local Government Forum on Asylum Seekers targeting local government areas who have signed up as Refugee Welcome Zones.*

This report details the arrangements for a Local Government Forum on Asylum Seekers and seeks Council's endorsement of a proposed Joint Local Government Statement on Asylum Seekers to be tabled at that forum.

BACKGROUND

One measure taken by Darebin City Council to express its support for asylum seekers was to grant \$29,500 dollars for the establishment and implementation of the Darebin Asylum Seekers Support Project (DASSP) at its meeting on the 3 June 2013. The aim of DASSP is to enable the social inclusion of asylum seekers into the Darebin Community and it is inclusive of all asylum seekers – those on Bridging Visa E (arrived by boat); those on Bridging Visa A (arrived by plane); and those in Community Detention managed by the Department of Immigration and Border Protection.

The project is implemented through a Service Agreement with the Darebin Ethnic Communities Council (DECC) and it is currently supporting an estimated two hundred asylum seekers. This includes single males, single females and family groups from various ethnic, cultural and religious backgrounds from Iran, Myanmar (Burma), Sri Lanka and Afghanistan.

CONSULTATION:

- Director Community Development
- Darebin Ethnic Communities Council

COUNCIL RESOLUTION

MOVED: Cr. B. Li
SECONDED: Cr. A. Villella

THAT Council:

- (1) Endorse the proposed Joint Local Government Statement on Asylum Seekers attached to this report as (**Appendix A**).
- (2) Seek endorsement of the proposed Joint Statement from Victorian Councils with approval to send the signed statement to the Minister of Immigration and Border Protection.

CARRIED UNANIMOUSLY

REPORT**INTRODUCTION**

The political context in relation to Asylum Seekers in Australia has resulted in a lack of clarity and confusion both within the implementation of Federal Government policy and the application of supports for Asylum Seekers at a State and local levels.

Currently, Victoria receives approximately 40-45% of all Asylum Seekers released out of Detention Centres. The destination for most of these persons is the North and West of Melbourne, resulting in the regular arrival of new persons into our community.

One of the objectives of the Darebin Asylum Seekers Support Project (DASSP) and the Refugee Welcome Zone Declaration is to foster collaboration at all levels of government and between Local Government and the community at large to advocate for the rights and to support asylum seekers both in detention and those who live in the community on bridging visas.

The Darebin Council has enabled the provision of practical support to meet the needs of asylum seekers through a broad community partnership. The experience gained over the last eight months, through the DASSP places Darebin in a good position to both host a local government forum and coordinate a local government response building on a recent MAV resolution through the discussion and endorsement of a Joint Local Government Statement on Asylum Seekers.

The proposed Joint Statement on Asylum Seekers points to some of the key issues affecting asylum seekers and calls the government for a more humane approach to the reception and status determination of asylum seekers in accordance with Australia's international obligations and the human rights of asylum seekers.

ISSUES AND DISCUSSION

Municipal Association of Victoria State Conference Resolution

At the recent state conference of The Municipal Association of Victoria on 16 May the following resolution was passed:

That this State Council determine that the Municipal Association of Victoria advocate to the Federal Government on behalf of all asylum seekers and request that:

- a) *the visa applications of asylum seekers, currently living in our respective communities on bridging visas, be processed as soon as possible; and*
- b) *if the process in (a) above legitimises their status as refugees, that they be afforded the opportunity of permanent residency.*
- c) *the upholding of their human rights, family reunion and work rights.*

Key points raised by various councils in support of the above resolution were as follows:

- Australia has approximately 20,000 asylum seekers in the community denied working rights. The number of asylum seekers in this category has increased due to those who arrived pre-12 August 2012 who had working rights under their Temporary Protection Visas have had them revoked once their TPV expired and given new extended bridging visas. Anecdotally, approximately 40% of asylum seekers move to Victoria.
- Australia has signed the Refugee Convention and has international responsibilities in that regard.
- A person has a right to seek asylum and should be treated in accordance with respect to that right.
- For people to actually be provided with support, understanding and acknowledgement of the experiences they have been subjected to, is economically less expensive than keeping them marginalised and continually in a state of insecurity.
- Continual confinement, no knowledge of where they belong and the overall state of uncertainty has been found to precipitate costly mental health issues.
- The current system is not reflective of the respected history of Australia which has always been generous and welcomed people from other countries around the world when they have been dislodged by war, civil unrest, natural disaster or other calamity.
- A significant number of Councils (currently 85) across Australia have signed up to the "Welcome Refugee Zone Charter" which serves to signify the extensive community support for treating refugees with respect
- The Australian Government has reaffirmed its commitment to place people who arrived "illegally" by boat or plane onto temporary visas, denying them the right to have their protection visas processed regardless of whether they are refugees. These conditions will now apply to all of our asylum seekers living in Victorian communities.
- Under the proposed temporary humanitarian concern visa (THCV), people can work and remain in the country for a period of three years. The condition is that they can never gain permanent residency in this country and will never be able to bring family members to Australia.
- If asylum seekers choose not to sign the THCV, benefits and access to mainstream services will be denied which, with a ban on employment, means that life in a detention centre or deportation looms large.

- Most asylum seekers living in our communities travelled here by boat. Most were detained in detention centres both offshore and onshore. They were placed in our communities on bridging visas. Some are not allowed to work and exist on an allowance which is less than the Newstart allowance. Others are here on their own with working rights but with little or no chance of ever bringing their families to Australia. If they visit their families they put their lives at risk and will never be able to return to Australia under the THCV.
- The asylum seekers will never have their applications for protection processed under the THCV. Refugee status is denied. This is a denial of human rights. Many of these people are well educated with professional backgrounds, trades or have run a business. Their children are attending our schools and kindergartens. It makes no sense to legislate in an inhumane way against our new arrivals.

A proposed joint statement by local government forwarded to the Federal government will provide further weight to the MAV state conference resolution.

Local Government Forum on Asylum Seekers

In support of Council's resolution of 7 April 2014 a letter was circulated to all Victorian Councils who are Refugee Welcome Zones proposing a forum with an offer to host the forum. The response has been positive with the forum to be held on 19 June 2014 during Refugee Week with Julian Burnside as guest speaker.

POLICY IMPLICATIONS

Equity and Inclusion Policy 2012 – 2015

This policy addresses the various barriers to achieving equity and inclusion experienced by Darebin's citizens in a holistic way and based on a human rights approach. It seeks to strengthen Council's efforts to include groups at risk of exclusion. This includes asylum seekers.

Multicultural Affairs Action Plan 2012 – 2015

This action plan guides Council's work in service provision, planning and engagement with its culturally diverse communities. In particular it contains actions committing Council to work in collaboration with local stakeholders to identify gaps in service provision to refugee and asylum seekers, create welcoming spaces for newly arrived communities, developing services and programs that respond to their needs and to play an active role in the North-East Regional Settlement Issues Network (NERSIN).

Human Rights Action Plan 2012 - 2015

This action plan seeks to build and strengthen capacities across all levels of Council to plan, develop, provide services and advocate for the human rights of Darebin citizens and communities. It contains actions aimed at outreaching, promoting and responding to diverse community groups and community based organisations on human rights learning and advocacy. This includes advocating for the rights of refugees and asylum seekers.

Anti-Racism Strategy 2012-2015

The vision of this strategy is to work towards a racism-free Darebin, where the diversity of the Darebin community is valued, celebrated, respected, embraced and leveraged. Members of Culturally and Linguistically Diverse Communities and members of religious minorities were found to be amongst the most discriminated against groups in Darebin. The strategy seeks to foster a community where racism and race-based discrimination are not acceptable and where there is a shared vision that citizens should be free from racism.

Economic Development

The Darebin Asylum Seekers Support project contains actions aimed at building individual capacity regarding financial literacy and job seeking. One of the key actions in this project is to offer asylum seekers volunteering opportunities in the community to enable them to gain job skills and experience. This is relevant to Council's commitment to social inclusion and diversity in employment opportunities.

FINANCIAL AND RESOURCE IMPLICATIONS

There are no funding implications from the report. All actions and activities will be achieved within current budgets.

CONCLUSION

Asylum seekers continue to experience the severe impacts of the current policies of the Australian Government.

The proposed joint statement following from the endorsement of the MAV resolution is a positive approach for Council along with other Victorian Local Governments to voice their disapproval of the current arrangements with the Federal Government.

FUTURE ACTIONS

- Host the Local Government forum on asylum seekers
- Continued implementation of the DASSP Service Agreement

DISCLOSURE OF INTERESTS

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.

RELATED DOCUMENTS

- Joint Statement on Asylum Seekers (**Appendix A**)
- Darebin Equity and Inclusion Policy 2012-2015
- Multicultural Action Plan 2012-2015
- Human Right Action Plan 2012-2015
- DASSP / DECC-Darebin Council Service Agreement

Darren Rudd, Manager City Development left the meeting at the conclusion of the above item – 7.42 pm.

8.6 100 YEARS OF THE CITY OF NORTHCOTE**MINUTE NO. 298****AUTHOR: Acting Manager Creative Culture****REVIEWED BY: Director Culture, Leisure and Works****SUMMARY**

At its meeting held on 7 April 2014 a 'General Business' item of Council requested a report into what activities could be held to commemorate the 100th anniversary since the founding of the former City of Northcote. This report outlines the proposed activities held to celebrate the anniversary and includes information regarding locations, promotional strategies and timelines.

CONSULTATION

- Council Briefing 26 May 2014
- Strategy and Business Advisor, Libraries and Learning
- Darebin Libraries and Creative Culture staff
- Water and Waste Strategy Coordinator
- Diversity Policy Officer

RECOMMENDATION

THAT Council notes this report.

MOTION

MOVED: Cr. T. McCarthy

SECONDED: Cr. S. Tsitas

THAT Council:

- (1) Notes this report.
- (2) Invites local organisations, residents and traders to propose events and activities to commemorate the centenary and that Council receives a further report to consider supporting and / or promoting these proposals.

Cr. McCarthy proposed to the seconder (Cr. Tsitas) that point (2) be amended by adding the word 'schools' and a new point (3) be added as follows. This was accepted by Cr. Tsitas.

- (2) Invites local organisations, schools, residents and traders to propose events and activities to commemorate the centenary and that Council receives a further report to consider supporting and / or promoting these proposals.
- (3) Invite Mr Andrew Lemon to contribute to the centenary activities.

THE AMENDED MOTION THEN READ AS FOLLOWS:

AMENDED MOTION

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

THAT Council:

- (1) Notes this report.
- (2) Invites local organisations, schools, residents and traders to propose events and activities to commemorate the centenary and that Council receives a further report to consider supporting and / or promoting these proposals.
- (3) Invite Mr Andrew Lemon to contribute to the centenary activities.

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

COUNCIL RESOLUTION

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

THAT Council:

- (1) Notes this report.
- (2) Invites local organisations, schools, residents and traders to propose events and activities to commemorate the centenary and that Council receives a further report to consider supporting and / or promoting these proposals.
- (3) Invite Mr Andrew Lemon to contribute to the centenary activities.

CARRIED

A Division was called:

For

Cr. J. Williams
Cr. V. Fontana
Cr. O. Walsh
Cr. S. Tsitas
Cr. A. Villella
Cr. T. McCarthy
Cr. G. Greco, Chairperson

Against

Cr. B. Li
Cr. T. Laurence

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

REPORT

INTRODUCTION AND BACKGROUND

At its meeting on 7 April 2014 a 'General Business' item of Council requested a report into what activities could be held to commemorate the 100th anniversary of the founding of the former City of Northcote.

The City of Northcote was officially proclaimed in March 1914. The early 1900s in the Northcote area saw improved public transport facilities, which brought a new era of suburban development to Darebin. Large numbers of people started moving out from the crowded inner northern suburbs, and a new wave of development began in and around Northcote. By 1914, Northcote's growth was sufficient for the municipality to be raised in status, from a Shire to a City.

ISSUES AND DISCUSSION

Northcote 100 Years Exhibition

To commemorate the 100th anniversary of the founding of the former City of Northcote, it is proposed to jointly curate and host an exhibition of memorabilia and information. For Northcote 100 Years, exhibition materials will be split between the LibArt gallery at Northcote Library and the Glass Gallery at Northcote Town Hall ensuring greater number of visitors to the exhibition.

The exhibition will be held in October 2014 as part of History Week which runs from 19-26 October and will feature a range of materials, documents and information regarding the proclamation including pictures of the event, newspaper articles and a leader newspaper special edition focusing on the proclamation.

Materials are currently being sourced from the Darebin History Collection with additional information being sought from the National Archives of Australia, National Library of Australia, Public Record Office Victoria, the State Library of Victoria as well as the National Film and Sound Archives and the general public.

Promotional Strategy

Promotion for the exhibition will include targeted press and working closely with internal and external partners to ensure coverage to the wider Darebin community. Creative Culture and Darebin Libraries databases and e-newsletters will be used for promotion and social media from across the organisation will also be used.

The Mayor's Message column in Leader Newspaper will be used to promote the exhibition as well as Council's on hold message and the Council website. A special Northcote 100 Years exhibition webpage will be created and promoted via www.darebinlibraries.vic.gov.au and www.darebinarts.com.au. It is proposed that a press briefing also be held prior to the exhibition launch with local media.

Community Engagement

Members of the community will be invited to submit memorabilia, references and other related items to be considered as part of the exhibition.

Civic Monuments

Council Officers will assess maintenance and other minor works that are required to improve the appearance and recognition of the Civic Monuments within the former City of Northcote to ensure they are well presented for this significant anniversary.

Timeline

May - September	Sourcing information and materials for the exhibition
June - July	Branding and artwork design begins
August	Marketing and publicity campaign developed
September	Marketing and publicity campaign rollout
October	Northcote 100 Years exhibition

POLICY IMPLICATIONS

Environmental Sustainability

The Northcote 100 Years exhibition will follow Waste Wise event strategies and will consider environmental sustainability when developing the exhibition content and materials. A publicity campaign will be developed to promote the exhibition and this will focus predominantly on online and web promotion as well as social media content to reduce paper and waste.

Human Rights, Equity and Inclusion

Officers will work to ensure the marketing and publicity campaign for the Northcote 100 Years exhibition reaches Darebin's diverse communities. The exhibition is being held at both the Northcote Town Hall and Northcote Library and therefore will be free to enter ensuring people from disadvantaged communities can participate. Diversity and gender will be considered and explored while developing exhibition content and an Indigenous acknowledgement will be included as part of the exhibition.

Economic Development

The Northcote 100 Years exhibition will provide an opportunity for economic development through promotion. Information will be provided on both the Darebin Libraries and Darebin Arts web pages promoting High Street, Northcote and the exhibition may attract additional visitors to the precinct.

Other

One of Darebin's goals as part of the Darebin Council Plan 2014/2017 commitment to creating a thriving and creative culture is to support arts and culture festivals that enhance social connection and inclusion, pride of place, a sense of belonging and cultural tourism.

FINANCIAL AND RESOURCE IMPLICATIONS

The Northcote 100 Years Exhibition will be delivered via the existing Creative Culture and Darebin Libraries budget. There will be no staffing implications and the exhibition will not impact on current programs and services.

CONCLUSION

To commemorate the 100th anniversary of the founding of the former City of Northcote, Creative Culture and Darebin Libraries propose to jointly curate and host an exhibition of memorabilia and information. The exhibition will be held jointly at the Northcote Library and Northcote Town Hall in October 2014.

FUTURE ACTIONS

- Continue to source information and materials for the exhibition
- Branding and artwork development
- Marketing and publicity campaign developed
- Marketing and publicity campaign rollout
- Northcote 100 Years exhibition held

DISCLOSURE OF INTERESTS

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.

RELATED DOCUMENTS

- Darebin Council Plan 2014/2017
- Council Minutes – 7 April 2014

Rasiah Dev, Chief Executive Officer, disclosed a conflict of interest in the following matter, describing the interest as a direct interest as the matter directly refers to his employment. Mr Dev left the meeting prior to discussion of the item – 8.06 pm

8.7 CEO EMPLOYMENT MATTERS COMMITTEE

MINUTE NO. 299

AUTHOR: Manager Corporate Governance and Performance

REVIEWED BY: Director Corporate and Planning Services

SUMMARY

At its meeting on 19 May 2014 Council resolved:

'That Council defer consideration of this report until the next full Council meeting in 2 weeks so that the motion can be considered by all nine Councillors'.

This report seeks endorsement of a Chief Executive Officer Employment Matters Committee (Committee) prior to and in accordance with the proposed *Local Government Amendment (Governance and Conduct) Bill 2014* (Bill).

When passed through Parliament, Clause 11 of the Bill will insert new section 94AA into the *Local Government Act 1989* to provide that it mandatory for a Council to establish a Committee, with an independent, suitably qualified chair.

CONSULTATION

- Councillor Briefing – 12 May 2014

RECOMMENDATION

THAT Council:

- (1) Endorse the establishment of a Chief Executive Officer Employment Matters Committee.
- (2) Nominate the following two Councillors, Cr _____ and Cr _____ to be members of the Chief Executive Employment Matters Committee.
- (3) Note the Chief Executive Officer Employment Matters Committee will conduct the 2013/2014 Chief Executive Performance review and make recommendations to Council.
- (4) Adopt the Chief Executive Employment Matters Committee Charter attached as **Appendix A** to this report.
- (5) Note the appointment of an independent chairperson to the Chief Executive Employment Matters Committee is subject to a Confidential Council report.

MOTION

MOVED: Cr. T. Laurence
SECONDED: Cr. V. Fontana

THAT Council:

- (1) Defers any consideration of the establishment of a Chief Executive Officer Employment Matters Committee until the Victorian Parliament considers the matter within the expected Local Government reform bills later in 2014.
- (2) Note the Chief Executive Employment Matters Committee Charter attached as **Appendix A** to this report.
- (3) Resolves in the absence of a specific Victorian legislative framework for a Chief Executive Officer Employment Matters Committee to continue with the current process with our HR consultants to survey all 9 Councillors on the performance of the CEO.
- (4) Delegates to the Director of Corporate and Planning Services with assistance from the Governance Manager the final briefing of our HR consultants to finalise and complete the performance review survey process.
- (5) Will consider the results of the performance review process once it is completed in a timely manner in line with the CEO contract and consider this matter in a special meeting of council meeting.

THE MOTION WAS PUT AND LOST

The Chairperson, Cr. Greco, declared the motion to be lost.

CR. LI PROPOSED THE FOLLOWING MOTION NOMINATING HIMSELF AS ONE OF THE TWO COUNCILLORS IN ITEM (2) AND CR. FONTANA NOMINATED HIMSELF TO BE THE OTHER COUNCILLOR

MOTION

MOVED: Cr. B. Li
SECONDED: Cr. S. Tsitas

THAT Council:

- (1) Endorse the establishment of a Chief Executive Officer Employment Matters Committee.
- (2) Nominate the following two Councillors, Cr Li and Cr Fontana to be members of the Chief Executive Employment Matters Committee.
- (3) Note the Chief Executive Officer Employment Matters Committee will conduct the 2013/2014 Chief Executive Performance review and make recommendations to Council.
- (4) Adopt the Chief Executive Employment Matters Committee Charter attached as **Appendix A** to this report.

- (5) Note the appointment of an independent chairperson to the Chief Executive Employment Matters Committee is subject to a Confidential Council report.

Cr. Laurence proposed to the mover (Cr. Li) and the seconder (Cr. Tsitas) that point (2) be amended as follows.

- (2) Nominate the following five Councillors, Cr Li, Cr Fontana, Cr. Walsh, Cr. Williams and Cr. Laurence to be members of the Chief Executive Employment Matters Committee.

The proposed amendment to the motion was not accepted by Cr. Li and Cr. Tsitas.

CR. LAURENCE PROPOSED AN AMENDMENT TO POINT (2) TO INCLUDE FIVE COUNCILLORS. THE AMENDMENT READ AS FOLLOWS:

AMENDMENT

MOVED: Cr. T. Laurence
SECONDED: Cr. O. Walsh

THAT Council:

- (1) Endorse the establishment of a Chief Executive Officer Employment Matters Committee.
- (2) Nominate the following five Councillors, Cr Li, Cr Fontana, Cr. Walsh, Cr. Williams and Cr. Laurence to be members of the Chief Executive Employment Matters Committee.
- (3) Note the Chief Executive Officer Employment Matters Committee will conduct the 2013/2014 Chief Executive Performance review and make recommendations to Council.
- (4) Adopt the Chief Executive Employment Matters Committee Charter attached as **Appendix A** to this report.
- (5) Note the appointment of an independent chairperson to the Chief Executive Employment Matters Committee is subject to a Confidential Council report.

THE MOTION WAS PUT AND LOST

The Chairperson, Cr. Greco, declared the motion to be lost.

THE MOTION BEFORE THE CHAIR IS AS FOLLOWS:

MOTION

MOVED: Cr. B. Li
SECONDED: Cr. S. Tsitas

THAT Council:

- (1) Endorse the establishment of a Chief Executive Officer Employment Matters Committee.
- (2) Nominate the following two Councillors, Cr Li and Cr Fontana to be members of the Chief Executive Employment Matters Committee.

- (3) Note the Chief Executive Officer Employment Matters Committee will conduct the 2013/2014 Chief Executive Performance review and make recommendations to Council.
- (4) Adopt the Chief Executive Employment Matters Committee Charter attached as **Appendix A** to this report.
- (5) Note the appointment of an independent chairperson to the Chief Executive Employment Matters Committee is subject to a Confidential Council report.

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

COUNCIL RESOLUTION

MOVED: Cr. B. Li
SECONDED: Cr. S. Tsitas

THAT Council:

- (1) Endorse the establishment of a Chief Executive Officer Employment Matters Committee.
- (2) Nominate the following two Councillors, Cr Li and Cr Fontana to be members of the Chief Executive Employment Matters Committee.
- (3) Note the Chief Executive Officer Employment Matters Committee will conduct the 2013/2014 Chief Executive Performance review and make recommendations to Council.
- (4) Adopt the Chief Executive Employment Matters Committee Charter attached as **Appendix A** to this report.
- (5) Note the appointment of an independent chairperson to the Chief Executive Employment Matters Committee is subject to a Confidential Council report.

CARRIED

A Division was called:

For

Cr. B. Li
Cr. J. Williams
Cr. V. Fontana
Cr. O. Walsh
Cr. S. Tsitas
Cr. A. Villella
Cr. T. McCarthy
Cr. G. Greco, Chairperson

Against

Cr. T. Laurence

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

REPORT

INTRODUCTION AND BACKGROUND

The *Local Government Amendment (Governance and Conduct) Bill 2014* was recently introduced in the Victorian Parliament. The Bill makes several key improvements to the *Local Government Act 1987* in relation to the governance of Councils.

One of the improvements is a new requirement for Councils to have a Chief Executive Employment Matters Committee. This Committee will be responsible for making recommendations to Council on contractual matters relating to the appointment, remuneration, and renewal of CEO's and also for conducting CEO performance reviews.

Councils will be required to have a Chief Executive Officer Employment Matters Committee from the date the requirement comes into operation. Subject to Parliamentary process, that may be any of the following dates: 4 June, 18 June or 2 July 2014.

ISSUES AND DISCUSSION

As Council will be conducting the CEO performance review in June and the new requirements may commence before the requirements come into effect, it is recommended that Council implement the new requirements as a matter of priority.

The establishment of the Committee will ensure the upcoming CEO performance review is done in accordance with the proposed legislation.

In accordance with the proposed legislation, the Committee's role and responsibilities are as follows:

Recruitment and Contract commencement

- a) The Committee should undertake the recruitment process* adopted for the CEO and any person to act as the CEO. The Committee must make recommendations to Council on contractual matters of the:
 - CEO
 - Person to act as CEO

This includes making recommendations on:

- Appointment
- Remuneration and other conditions of employment

**It is open to Council to contract a recruiter. If so, the Committee should oversee the appointment of that person or organisation and subsequent steps in the recruitment process.*

Annual Review

- a) The Committee must conduct a performance review of the CEO and make recommendations to Council on matters including whether:
 - The CEO meets the performance criteria in the contract
 - Implement incremental remuneration increases

- Vary performance criteria, remuneration, or other terms of conditions of the contract

Note: A performance criteria for a person acting as the CEO is optional. If included in a contract, this should be reviewed by the Committee.

Contract Expiry

- a) As part of a performance review of the CEO* the Committee must make recommendations on whether:
- To reappoint the CEO (6 months leading up to termination of the CEO's contract of employment)
 - Exercise an option to renew the contract
 - Early termination of the contract where warranted
 - To terminate in accordance with the contract

**The Committee should also make recommendations on termination of an acting CEO following a performance review.*

POLICY IMPLICATIONS

Environmental Sustainability

Nil

Human Rights, Equity and Inclusion

Nil

Economic Development

Nil

Other

The establishment of the CEO Employment Matters Committee has been established in accordance with the proposed *Local Government Amendment (Governance and Conduct) Bill 2014*.

FINANCIAL AND RESOURCE IMPLICATIONS

There will be a cost of approximately \$9,000 associated with the recruitment and retention of an independent chairperson.

CONCLUSION

That Council endorse the establishment of the CEO Employment Matters Committee and associated Charter.

FUTURE ACTIONS

- Recruit an independent chairperson

Cr. Villella temporarily left the meeting during discussion of the above item at 8.29 pm and returned at 8.30 pm

Cr. Tsitas temporarily left the meeting at the conclusion of the above item – 8.37 pm

Mr Dev returned to the meeting at the conclusion of the above item – 8.37 pm

8.8 STATUS REPORT ON REPORTS AND 'GENERAL BUSINESS' ITEMS OUTSTANDING

MINUTE NO. 300

AUTHOR: Manager Corporate Governance and Performance

REVIEWED BY: Director Corporate and Planning Services

SUMMARY:

This report provides a summary of the status of reports and 'General Business' items outstanding as at May 2014.

COUNCIL RESOLUTION

MOVED: Cr. T. McCarthy

SECONDED: Cr. A. Villella

THAT the status report on Reports and 'General Business' items outstanding as at May 2014, attached as **Appendix A** to this report, be received and noted.

CARRIED

REPORT

INTRODUCTION AND BACKGROUND

The status of outstanding reports and actions requested by Council resolution is reported to Council monthly.

ISSUES AND DISCUSSION

A schedule of the reports and actions outstanding as at May 2014 is attached as **Appendix A**.

The list of reports requested includes items raised by Councillors under 'General Business'.

Items are deleted from the list once the report or action has been completed and the completed status has been noted by the Council.

POLICY IMPLICATIONS**Environmental Sustainability**

Nil

Human Rights, Equity and Inclusion

Nil

Economic Development

Nil

Other

Nil

FINANCIAL AND RESOURCE IMPLICATIONS

Nil

CONCLUSION

It is recommended that this status report on Reports and 'General Business' items outstanding as at May 2014 be received and noted.

FUTURE ACTIONS

The next status report will be submitted to Council at its meeting on 7 July 2014.

DISCLOSURE OF INTERESTS

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.

RELATED DOCUMENTS

- Minutes of previous meetings of the Council

9. NOTICES OF MOTION

Nil

10. URGENT BUSINESS

Nil

11. GENERAL BUSINESS

Cr. Laurence disclosed a conflict of interest in the following item, after the mover (Cr. McCarthy) spoke to his motion, describing the interest as an indirect interest by close association as his son plays basketball in Darebin. Cr. Laurence left the meeting at 8.41 pm

11.1 NETBALL AND BASKETBALL FACILITIES IN SOUTHERN HALF OF DAREBIN**MINUTE NO. 301****COUNCIL RESOLUTION**

MOVED: Cr. T. McCarthy
SECONDED: Cr. O. Walsh

THAT Council receive a report in July on progress against the 2010-2020 Leisure Strategy, specifically in relation to the provision of netball and basketball facilities in the southern half of Darebin and support for girls and women in sport.

CARRIED UNANIMOUSLY

Cr. Tsitas returned to the meeting at the conclusion of the above item – 8.44 pm

Cr. Laurence returned to the meeting at the conclusion of the above item – 8.44 pm

11.2

SPECTRUM MIGRANT RESOURCE CENTRE

MINUTE NO. 302

MOTION

MOVED: Cr. O. Walsh
SECONDED: Cr. V. Fontana

THAT officers prepare a report that examines opportunities for partnerships and amalgamation of services (ie the Intercultural Centre) with Spectrum Migrant Resource Centre.

Cr. McCarthy proposed to the mover (Cr. Walsh) and seconder (Cr. Fontana) that the motion be amended as follows. This was accepted by Cr. Walsh and Cr. Fontana.

That officers prepare a report that examines opportunities for partnerships and combined service delivery with Spectrum Migrant Resource Centre.

WITH LEAVE OF THE CHAIRPERSON, CR. GRECO SUGGESTED TO CR. WALSH IF HE PREFERRED THE REPORT COME BACK TO COUNCIL OR TO A BRIEFING

THE AMENDED MOTIONS READ AS FOLLOWS:

AMENDED MOTION

MOVED: Cr. O. Walsh
SECONDED: Cr. V. Fontana

THAT officer's prepare a report to a briefing that examines opportunities for partnerships and combined service delivery with Spectrum Migrant Resource Centre.

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

COUNCIL RESOLUTION

MOVED: Cr. O. Walsh
SECONDED: Cr. V. Fontana

THAT officer's prepare a report to a briefing that examines opportunities for partnerships and combined service delivery with Spectrum Migrant Resource Centre.

CARRIED

11.3

DIFFERENTIAL RATES FOR BUSINESSES IN DAREBIN

MINUTE NO. 303

MOTION

MOVED: Cr. O. Walsh
SECONDED: Cr. V. Fontana

THAT officers prepare a report to briefing into the feasibility of reducing the differential rate for Businesses in Darebin.

Cr. Li proposed to the mover (Cr. Walsh) and seconder (Cr. Fontana) that the motion be amended as follows. This was accepted by Cr. Walsh and Cr. Fontana.

THAT officers prepare a report to briefing into the feasibility of reducing the differential rate for Businesses in Darebin in preparation for the 2015/2016 draft budget.

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

COUNCIL RESOLUTION

MOVED: Cr. O. Walsh
SECONDED: Cr. V. Fontana

THAT officers prepare a report to briefing into the feasibility of reducing the differential rate for Businesses in Darebin in preparation for the 2015/2016 draft budget.

CARRIED UNANIMOUSLY

12. CONSIDERATION OF REPORTS CONSIDERED CONFIDENTIAL

CLOSE OF MEETING

MOVED: Cr. S. Tsitas
SECONDED: Cr. J. Williams

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 following items which relate to contractual and personnel matters:

- 12.1 Proposed Sale of Land Rear 3/6 Reservoir Street and Adjoining 204 Spring Street, Reservoir
- 12.2 2014 Darebin Community Awards
- 12.3 Northcote Golf Course
- 12.4 CEO Employment Matters Committee – Independent Chairperson

CARRIED

Maureen Devlin, Senior Communications Advisor left the meeting at the conclusion of the above item – 8.57 pm

The meeting was closed to members of the public – 8.58 pm.

The Council considered and resolved on Report Item 12.1 (Proposed Sale of Land Rear 3/6 Reservoir Street and Adjoining 204 Spring Street, Reservoir), Item 12.2 (2014 Darebin Community Awards), Item 12.3 (Northcote Golf Course Future Arrangements) and Item 12.4 (CEO Employment Matters Committee – Independent Chairperson) which had been circulated to Councillors on 29 May 2014 with the Council Agenda Paper.

RE-OPENING OF MEETING

MOVED: Cr. A. Vilella
SECONDED: Cr. V. Fontana

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

CARRIED

The meeting was re-opened to the members of the public – 9.15 pm

ADOPTION OF SEVERAL REPORT RECOMMENDATIONS 'EN BLOC'

MINUTE NO: 304

COUNCIL RESOLUTION

MOVED: Cr. B. Li
SECONDED: Cr. J. Williams

THAT Council agree to consider the adoption of the 'Recommendations' contained in Report Item Nos. 12.1, 12.2, 12.3 and 12.4 'en bloc'.

CARRIED

COUNCIL RESOLUTION

MOVED: Cr. B. Li
SECONDED: Cr. J. Williams

THAT the 'Recommendations' contained at Item Nos 12.1, 12.2, 12.3 and 12.4 be adopted 'en bloc'.

CARRIED

CONFIDENTIAL**12.1 PROPOSED SALE OF COUNCIL LAND REAR 3/6
RESERVOIR STREET AND REAR 204 SPRING STREET,
RESERVOIR****MINUTE NO. 305****AUTHOR: Manager Assets and Property****REVIEWED BY: Director Assets and Business Services****SUMMARY:**

On 18 February 2002, Council resolved to discontinue and sell land from the Right-of-Way rear 2 to 6 Reservoir Street and adjoining 204 Spring Street, Reservoir. At that time no parcels of land were sold and all three lots remained vested with Council.

Council received an expression of interest to purchase land from the discontinued Right-of-Way identified as lots 1,2 & 3 on Title Plan TP023498V (the Land). Following an extensive consultation process, both properties adjoining the discontinued Right-of-Way expressed interest in purchasing the Land. However as no agreement could be reached regarding the division of the Land, each owner was requested to make a financial submission for the purchase of the Land.

This report recommends that the Land be sold by private treaty to the abutting owner at 3/6 Reservoir Street, Reservoir.

CONSULTATION:

- Owner of 3/6 Reservoir Street, Reservoir
- Owner of 204 Spring Street, Reservoir
- Council's City Valuer

RECOMMENDATION

THAT the Council Resolution be made available to the public but the report remain confidential.

COUNCIL RESOLUTION

MOVED: Cr. B. Li
SECONDED: Cr. J. Williams

THAT the following Council Resolution:

“That Council:

- (1) Directs the land from the former Right-of-Way identified as Lot 3 on title plan TP023498V be sold by private treaty to the abutting owner at 3/6 Reservoir Street, Reservoir for \$21,995.00 (inclusive of GST) plus the payment of fees and disbursements associated with the sale;*
- (2) Authorises the Manager Assets and Properties to finalise the sale of the land from the former Right-of-Way identified as Lot 3 on title plan TP023498V to the owners of 3/6 Reservoir Street, Reservoir in accordance with financial submission;*
- (3) Signs and seals all documents relating to the sale of the land from the former Right-of-Way identified as Lot 3 on title plan TP023498V to the owners of 3/6 Reservoir Street; Reservoir; and*
- (4) Advises the owner of 204 Spring Street, Reservoir of Council’s decision to sell the land from the former Right-of-Way identified as Lot 3 on title plan TP023498V to the owner of 3/6 Reservoir Street, Reservoir.*

be made available to the public but the report remain confidential.

CARRIED
REFER MINUTE NO 304

CONFIDENTIAL

Cr. Walsh declared an 'interest' in the following item as he has an association with a board member of Wise Employment.

12.2 2014 DAREBIN COMMUNITY AWARDS**MINUTE NO. 306****AUTHOR: Manager Community Planning and Customer Service****REVIEWED BY: Director Community Development****SUMMARY:**

The Darebin Community Awards recognise and support the contribution that individuals, groups and businesses have made to address disadvantage, address racism, promote social inclusion and improve safety and wellbeing in the Darebin community. The awards provide an incentive for residents and community organisations to develop and implement innovative community projects that build stronger neighbourhoods.

The 2014 Darebin Community Awards included two categories, the Darebin Business Award for Community Contribution and the Better Neighbourhoods Awards, which focused on the theme of youth mental health promotion. The program was implemented between March and May 2014.

This report outlines the 2014 Darebin Community Awards program process and seeks Council's endorsement of the Selection Committee's recommendations for the Better Neighbourhood Award and Darebin Business Award for Community Contribution.

CONSULTATION:

- Business Development Coordinator
- Candy Brown, Snap Printing Preston
- Community Wellbeing Team Leader
- Community Safety Officer
- Youth Services Coordinator
- Acting Manager, Creative Culture
- Aboriginal Affairs Officer

RECOMMENDATION

THAT the Council Resolution and the report remain confidential.

COUNCIL RESOLUTION

MOVED: Cr. B. Li
SECONDED: Cr. J. Williams

THAT the Council Resolution and the report remain confidential.

CARRIED
REFER MINUTE NO 304

CONFIDENTIAL**12.3 NORTHCOTE GOLF COURSE FUTURE ARRANGEMENTS****MINUTE NO. 307****AUTHOR: Manager Leisure and Public Realm****REVIEWED BY: Director Culture, Leisure and Works****SUMMARY:**

At its meeting in September 2013 Council resolved to approve the Chief Executive to negotiate contract terms with Leisure Management Services Ltd Pty for the maintenance and management of Northcote Golf Course for a period of four years and nine months with a further four year option. An agreement was entered into for the first nine months with negotiation on terms for the following four years to be completed in 2014. This report provides an update on those negotiations.

A Risk Assessment for the Northcote Golf Course has also been completed and the report identified the various health and safety risks and their severity. The risk report makes a number of risk control recommendations with indicative costings which are considered within this report.

CONSULTATION:

- Northcote Golf Club
- Leisure Management Services

RECOMMENDATION

THAT the Council Resolution and the report remain confidential.

COUNCIL RESOLUTION

MOVED: Cr. B. Li
SECONDED: Cr. J. Williams

THAT the Council Resolution and the report remain confidential.

CARRIED
REFER MINUTE NO 304

Rasiah Dev, Chief Executive Officer, disclosed a conflict of interest in the following matter, describing the interest as a direct interest as the matter directly refers to his employment. Mr Dev left the meeting prior to discussion of the item – 9.10 pm

The Director Corporate and Planning Services Paul Crapper, Director Community Development Katrina Knox, Director Culture, Leisure and Works Daniel Freer, Director Assets and Business Services Steve Hamilton, Coordinator Council Business Katia Croce, Council Business and Governance Officer Jody Brodribb left the meeting prior to discussion of the item – 9.10 pm.

The Manager Corporate Governance and Performance, Jacinta Stevens remained in attendance.

CONFIDENTIAL

12.4 CEO EMPLOYMENT MATTERS COMMITTEE – APPOINTMENT OF INDEPENDENT CHAIRPERSON

MINUTE NO. 308

AUTHOR: Manager Corporate Governance and Performance

REVIEWED BY: Director Corporate and Planning Services

SUMMARY

This report seeks endorsement to appoint an independent chairperson to the CEO Employment Matters Committee.

The appointment is pending the outcome of an earlier report before Council in relation to the establishment of a CEO Employment Matters Committee.

CONSULTATION

- Manager Organisational Development

RECOMMENDATION

THAT the Council Resolution be made public and the report remain confidential.

COUNCIL RESOLUTION

MOVED: Cr. B. Li
SECONDED: Cr. J. Williams

THAT the following Council Resolution:

“That Council:

- (1) *Endorse the appointment of Mr Lyndon M Webb FAIC FIEAust FLGPro FIPAA as the independent chairperson of the CEO Employment Matters Committee for a period of two (2) years with an optional extension period of two (2) years.*
- (2) *Note that Mr Lyndon M Webb is not available to commence until 9 July 2014.’*

be made available to the public but the report remain confidential.

CARRIED
REFER MINUTE NO 304

13. CLOSE OF MEETING

The meeting closed at 9.16 pm.