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MINUTES OF THE COUNCIL MEETING

Held on Monday 23 July 2018

Released to the public on Friday 27 July 2018



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

Darebin City Council acknowledges the Wurundjeri people as the traditional owners and custodians of the land we now call Darebin and pays respect to their Elders, past, present and future.

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

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

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



English - Minutes

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

Arabic

وهذه هي محاضر اجتماع المجلس. للحصول على المساعدة في أي من البنود في المحضر، يرجى الاتصال بالرقم 8470 8888.

Chinese

这是市议会会议纪要。如需协助了解其中的任何事项，请致电8470 8888。

Greek

Αυτά είναι τα πρακτικά της συνεδρίασης του Δημοτικού Συμβουλίου. Για βοήθεια σε οποιοδήποτε θέμα των πρακτικών, παρακαλούμε τηλεφωνήστε στο 8470 8888.

Hindi

ये काउंसिल की बैठक का ब्यौरा है. ब्यौरे के किसी भी आइटम के साथ सहायता के लिए कृपया 8470 8888 पर टेलीफोन करें।

Italian

Questo è il verbale per la riunione municipale. Per assistenza su uno dei punti del verbale chiamate il numero 8470 8888

Macedonian

Ова е записникот од состанокот на Советот на Општината. За помош за било која точка во записникот, ве молиме телефонирајте на 8470 8888.

Somali

Warbixintan koobani waa wixii lagaga wada hadlay kulankii Golaha Degmada. Wixii caawima ah oo ku saabsan qodob kasta oo ku jira warbixintan kooban, fadlan la xiriir tel: 8470 8888.

Vietnamese

Đây là biên bản buổi họp của Hội đồng Thành Phố. Muốn biết thêm các thông tin về biên bản buổi họp, xin hãy gọi số 8470 8888.

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**MINUTES OF THE ORDINARY MEETING OF THE
DAREBIN CITY COUNCIL HELD AT DAREBIN CIVIC CENTRE,
350 HIGH STREET PRESTON ON MONDAY 23 JULY 2018**

THE MEETING OPENED AT 6.02PM

WELCOME

The Chairperson, Mayor Cr. Le Cerf opened the meeting with the following statement:

“I would like to acknowledge the traditional owners and custodians of the land on which we stand here today, the Wurundjeri people, and pay my respects to their Elders, past and present, as well as to Elders from other communities who may be with us today.”

1. PRESENT**Councillors**

Cr. Kim Le Cerf (Mayor) (Chairperson)

Cr. Steph Amir

Cr. Gaetano Greco

Cr. Susanne Newton

Cr. Susan Rennie

Cr. Julie Williams

Council Officers

Sue Wilkinson - Chief Executive Officer

Vito Albicini - General Manager Operations and Capital

Ingrid Bishop - General Manager Governance and Engagement

Cathy Henderson - General Manager Community

Rachel Ollivier - General Manager City Sustainability and Strategy

Sally Moxham – Manager Environment and Sustainable Transport

Melinda Viksne – Manager Governance and Performance

Karlee Ferrante - Acting Coordinator Governance, Council Business and Civic Services

Alexis King – Acting Council Business Officer

Milan Nagda – Service Desk Support Officer

2. APOLOGIES

Cr. Laurence and Cr. McCarthy are on an approved leave of absence.

Cr. Messina was noted as an apology.

3. DISCLOSURES OF CONFLICTS OF INTEREST

Cr. Amir disclosed a conflict of interest relating to Item 8.1 – Solar Saver Special Charge Declaration.

4. CONFIRMATION OF THE MINUTES OF COUNCIL MEETINGS

Council Resolution

MINUTE NO. 18-181

MOVED: Cr. S Amir
SECONDED: Cr. S Newton

That the Minutes of the Ordinary Meeting of Council held on 2 July 2018 be confirmed as a correct record of business transacted.

CARRIED

5. QUESTION AND SUBMISSION TIME

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

- **Anne Laver, Northcote**

Why is there no monies set aside in the Budget for Waste Management? And has the new Recycling Contract being awarded?

Response from Chairperson, Mayor Cr. Le Cerf

Thank you for your questions Anne.

A total of \$13.626 m is included in the 18/19 Council budget for Council waste services. This is an operating expense rather than a capital expense. Page 10 of the budget papers includes information regarding this item.

I am also pleased to advise that Council has also included \$100,000.00 in the budget to conduct a full review of our Waste Strategy.

In relation to our recycling contracts – thanks again for your ongoing interest in this topic. Council has recently exercised the contract option to extend our current recycling services contracts which expire in 2020 which is a great result and will ensure ongoing collections for our community.

Thank you very much for the information you have provided regarding tips on recycling. This material will be very valuable and I have asked that it be considered as part of the review of our Waste Strategy and also as part of our ongoing communications to our community.

- **Maria Poletti, DADA President**

The minutes of the Council Meeting of July 17th 2017 regarding questions about the leaking of confidential information from the VCAT compulsory conference for Preston Market planning applications Stage 1B and 1C, reads as follows:

“On July 13th the Leader newspaper reported, ‘Leader can reveal that Darebin Council reached an agreement with the developer to proceed with the permit, with 15 per cent of dwellings reserved for affordable housing, according to sources with knowledge of the meeting.’

Will Council correct the record and admit that they have not yet and will not accept the outcomes of the Compulsory Conference or reach an agreement with the developer?

Will Council reassure the community that this leak aimed at undermining the “fair go” process for objectors did not come from any council representative?

Response:

Council will not comment about matters that may be the subject of a criminal investigation, noting that any details relating to a compulsory conference at VCAT are strictly confidential.”

My questions tonight are:

1. What was the outcome of that criminal investigation?
2. Will Council now answer the two questions put and reassure the community that the leak did not come from a council representative?

Response from Chairperson, Mayor Cr. Le Cerf

Thank you for your submission to Public Question Time on 23 July 2018. Your question has been taken on notice and a written response will be provided.

6. PETITIONS

6.1 DRAINAGE IN ANDREW STREET NORTHCOTE

Council Resolution

MINUTE NO. 18-182

MOVED: Cr. S Rennie
SECONDED: Cr. S Amir

That the petition:

We the undersigned residents of Andrew Street Northcote are requesting Council consider the allocation of funds in the next budget, or sooner if funds permit, for the construction of an underground storm water drainage system and associated stormwater side entry pits running north in Andrew Street between Bastings Street and Brooke Street.

In times of heavy rains the 90mm outlet pipes connecting to the kerb and channel are inadequate to cope with the flow. Being at the lower end of Rucker's Hill ground water tends to exacerbate the effects of the reactive clay soil and is the cause of foundation movement to varying degrees in some residences.

The northern length of Andrew Street between Bastings and Mitchell and further north between Mitchell and Separation Street has been serviced with an underground system. Similarly all surrounding streets such as Brooke Street, Waterloo Road, Derby Street, Clarke Street, Bastings Street and Mason Street have all been provided with underground drainage.

Your consideration and support for this request would be appreciated.

be tabled and dealt with at Item 9.1 – Petition Response to Drainage in Andrew street Northcote.

CARRIED

7. URGENT BUSINESS

Nil

Cr. Amir disclosed a conflict of interest, being an indirect financial interest, based on her property being listed in the program.

Cr. Amir left the chamber prior to consideration of the item at 6.09pm.

8. CONSIDERATION OF REPORTS

8.1 SOLAR SAVER SPECIAL CHARGE SCHEME DECLARATION

Author: Coordinator Energy and Adaptation

Reviewed By: General Manager City Sustainability and Strategy

PURPOSE

To consider the declaration of a Special Charge in relation to the Solar Saver program.

EXECUTIVE SUMMARY

The Solar Saver program is a key action of the Council Plan and Council's Climate Emergency Plan. Key aspects of the program include:

- The program is open to all residential rate payers for solar systems up to 5kW
- Council undertakes procurement of good value solar systems and installation with 10 year warranties
- Council declares a Special Charge and pays the upfront cost of the solar system and installation for participants when the solar systems are installed
- Solar Saver participants pay the Special Charge over a 10 year period to reimburse council's upfront payment – which is more than offset by savings on their energy bills.

The proposed Special Charge Scheme includes 477 properties and would add 2,040kW of solar capacity to Darebin, doubling the total of Council's previous similar programs. The program was open to all residents. Low income residents, pensioners and social housing tenants have been prioritised.

This report recommends that Council declare a Special Charge Scheme under section 163 of the *Local Government Act 1989* for the purposes of defraying expenses relating to the provision of solar energy systems on residential properties participating in the Solar Saver scheme.

No objections were received in response to the public notification process.

Council Resolution

MINUTE NO. 18-183

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

That Council:

- (1) Having complied with the requirements of sections 163A, 163B and 223 of the *Local Government Act 1989* ("Act"), and otherwise according to law, declare a Special Charge ("Special Charge") under section 163 of the Act as follows:
- a) A Special Charge is declared for the period commencing on the day on which Council issues a notice levying payment of the special rate and concluding on the tenth anniversary of that day.
 - b) The Special Charge is declared for the purpose of defraying any expense incurred by Council in relation to the provision of solar energy systems on residential properties participating in the Solar Saver scheme, which project:
 - i. Council considers is or will be a special benefit to those persons required to pay the Special Charge (and who are described in succeeding parts of this resolution); and
 - ii. Arises out of Council's functions of advocating and promoting proposals which are in the best interests of the community and ensuring the peace, order and good government of Council's municipal district.
 - c) The total:
 - i. Cost of performing the function described in paragraph 1(b) of this resolution be recorded as \$2,492,700.37; and
 - ii. Amount for the Special Charge to be levied be recorded as \$2,492,700.37, or such other amount as is lawfully levied as a consequence of this resolution.
 - d) The Special Charge is declared in relation to all rateable land described in the table included as **Appendix A** to this report, in the amount specified in the table as applying to each piece of rateable land.
 - e) The following list is specified as the criteria that form the basis of the Special Charge so declared:

Ownership of any land described in paragraph 1(d) of this resolution.
 - f) The following is specified as the manner in which the Special Charge so declared will be assessed and levied:
 - i. A Special Charge calculated by reference to the size of the solar energy system being installed and the particular costs of installation at each property participating in the Solar Saver scheme, in respect of which a Householder Agreement has been executed, totalling \$2,492,700.37, being the total cost of the scheme to Council
 - ii. To be levied each year for a period of 10 years.
 - g) Having regard to the preceding paragraphs of this resolution and subject to section 166(1) of the Act, let it be recorded that the owners of the land described in paragraph 1(d) of this resolution will pay the Special Charge in the amount set out in paragraph 1(f) of this resolution in the following manner:
 - i. Payment annually by a lump sum on or before one month following the issue by Council of a notice levying payment under section 163(4) of the Act; or

- ii. Payment annually by four instalments to be paid by the dates which are fixed by Council in a notice levying payment under section 163(4) of the Act.
- (2) Council considers that there will be a special benefit to the persons required to pay the Special Charge because there will be a benefit to those persons that is over and above, or greater than, the benefit that is available to persons who are not subject to the proposed Special Charge, as a result of the expenditure proposed by the Special Charge, in that the properties will have the benefit of a solar energy system being installed.
- (3) Council, for the purposes of having determined the total amount of the Special Charge to be levied:
 - a) Considers and formally records that only those rateable properties included in the Solar Saver scheme as proposed will derive a special benefit from the imposition of the Special Charge, and there are no community benefits to be paid by Council; and
 - b) Formally determines for the purposes of section 163(2)(a), (2A) and (2B) of the Act that the estimated proportion of the total benefits of the Special Charge to which the performance of the function or the exercise of the power relates (including all special benefits and community benefits) that will accrue as special benefits to the persons who are liable to pay the Special Charge is 100%.
- (4) Council directs that notice be given to all owners and occupiers of properties included in the Scheme in writing of the decision of Council to declare and levy the Special Charge, and the reasons for the decision. For the purposes of this paragraph, the reasons for the decision of Council to declare the Special Charge are that:
 - a) There is no objection to the Scheme and it is otherwise considered that there is a broad level of support for the Special Charge from all property owners and occupiers
 - b) Council considers that it is acting in accordance with the functions and powers conferred on it under the *Local Government Act 1989*, having regard to its role, purposes and objectives under the Act, particularly in relation to its functions of advocating and promoting proposals which are in the best interests of the community and ensuring the peace, order and good government of Council's municipal district
 - c) All persons who are liable or required to pay the Special Charge and the properties respectively owned or occupied by them will receive a special benefit of a solar energy system being installed at the property.
- (5) Where a Householder wishes to withdraw from the Scheme, Council agrees to such withdrawal where the Householder has given written notice of their desire to withdraw from the Scheme before Council has incurred any expenditure in relation to the Householder's solar system.

CARRIED

Sally Moxham, Manager Environment and Sustainable Transport left the meeting at the conclusion of the above item at 6.17pm.

Cr. Amir returned to the meeting at the conclusion of the above item at 6.17pm.

Elly Krambias made a submission in relation to the following item and was thanked by the Chairperson, Mayor Le Cerf.

**8.2 PLANNING SCHEME AMENDMENT C161
FAIRFIELD VILLAGE
CONSIDERATION OF SUBMISSIONS**

Author: Principal Strategic Planner

Reviewed By: General Manager City Sustainability and Strategy

PURPOSE

To consider the submissions received regarding Amendment C161 to the Darebin Planning Scheme which seeks to introduce built form and heritage controls in Fairfield Village.

EXECUTIVE SUMMARY

Amendment C161 primarily seeks to implement the adopted *Fairfield Village Heritage Assessment 2017* and *Fairfield Village Built Form Guidelines* into the Darebin Planning Scheme by introducing a Heritage Overlay and Design and Development Overlay controls to protect places of local heritage significance and set clear requirements for appropriate higher density development in the Centre.

Amendment C161 was publicly exhibited from 15 May 2018 to 18 June 2018 and submissions invited during this period. A total of 10 submissions have been received, including 4 in support of the Amendment. Key issues raised by the submissions include the merits of the proposed individual and precinct heritage overlays, inclusion of non-significant/non-contributory properties in the heritage precinct, identification of valued street facades, rationale for maximum height requirements and impacts of the proposed design controls on development viability.

Council Resolution

MINUTE NO. 18-184

MOVED: Cr. S Rennie
SECONDED: Cr. S Amir

That Council:

Having prepared and exhibited Amendment C161 to the Darebin Planning Scheme under Section 19 of the *Planning and Environment Act 1987*:

- (1) Notes all submissions received in response to Amendment C161 to the Darebin Planning Scheme.
- (2) Endorses the response to submissions outlined in this report and attached at **Appendix A** to this report, to form the basis of Council's submission to an independent Planning Panel.
- (3) Endorses Amendment C161 as exhibited with policy-neutral modifications to Design and Development Overlay (Schedule 21) to meet conditions of authorisation from the Department of Environment, Land Water and Planning, as attached at **Appendix B** to this report.

- (4) Endorses further post-exhibition changes to the Design and Development Overlay (Schedule 21) and Clause 21.02 Built Environment to correct minor errors, as attached at **Appendix B** to this report.
- (5) Requests that the Minister for Planning appoint an independent Panel under Part 8 of the *Planning and Environment Act 1987* to consider submissions to Amendment C161 to the Darebin Planning Scheme.
- (6) Authorises the Manager City Futures to make any further changes to Amendment C161 that may be required as part of Council's submission to the Panel.
- (7) Advise all submitters of Council's resolution.

CARRIED

**8.3 PLANNING SCHEME AMENDMENT C167
SHOWERS STREET BUILT FORM CONTROL****Author:** Strategic Planner**Reviewed By:** General Manager City Sustainability and Strategy

PURPOSE

To seek support to request authorisation and exhibition of Amendment C167 to the Darebin Planning Scheme.

EXECUTIVE SUMMARY

On 4 September 2017, Council adopted the Showers Street design guidelines as an addendum to the *Urban Design Framework 2015 St Georges Road and Plenty Road Corridors* reference document in the Darebin Planning Scheme.

The adopted Showers Street design guidelines provided the basis to prepare specific design and built form requirements for new development in Showers Street, Preston as documented in the *Showers Street Design Guidelines – Background Report (June 2018)* by David Lock Associates Pty Ltd. These requirements are now proposed to be implemented in the Darebin Planning Scheme as a Design and Development Overlay control via Darebin Planning Scheme Amendment C167.

Council Resolution

MINUTE NO. 18-185**MOVED:** Cr. S Amir
SECONDED: Cr. J Williams**That Council:**

- (1) Adopts the *Showers Street Design Guidelines – Background Report (June 2018)* David Lock Associates as attached at **Appendix G**;
- (2) Request under section 8A (2) and (3) of the *Planning and Environment Act 1987* that the Minister for Planning authorise Darebin City Council to prepare Amendment C167 to the Darebin Planning Scheme;
- (3) When authorised by the Minister for Planning, exhibit Amendment C167 to the Darebin Planning Scheme for a period of one month and/or in accordance with notice requirements under section 19 of the *Planning and Environment Act 1987*;
- (4) Authorise the Manager City Futures to make minor alterations and corrections, where necessary to, Amendment C167 material as attached at **Appendices A-G** prior to the lodgement of the authorisation request with the Minister for Planning and/or exhibition period.

CARRIED

**8.4 WH ROBINSON RESERVE
REQUIREMENTS TO COMPLETE PAVILION WORKS****Author:** Coordinator Facility Design/Draft**Reviewed By:** General Manager Operations and Capital

PURPOSE

To inform Council of the insolvency of Donnan Consulting, the builder appointed under Contract CT201781 involving the refurbishment and extension of the WH Robinson Reserve Pavilion and to seek support to retender for the completion of the remaining building work.

EXECUTIVE SUMMARY

Donnan Consulting, the builder appointed by Council under Contract CT201781 for the refurbishment and extension of the WH Robinson Reserve Pavilion were placed into liquidation at the request of its creditors on the 12 June 2018.

The works at the pavilion are not complete.

Council Resolution

MINUTE NO. 18-186**MOVED: Cr. S Amir**
SECONDED: Cr. S Rennie**That Council:**

- (1) Notes that Donnan Consulting have been placed into liquidation and cannot complete the refurbishment and extension of the WH Robinson Pavilion;
- (2) Authorises the General Manager Operations and Capital to re-tender for the completion of the remaining refurbishment and extension works at WH Robinson Pavilion;
- (3) Lodge a "proof of debt" claim with the Donnan Consulting liquidators at the completion of the building works; and
- (4) Refer to **Appendix A** (confidential report).

CARRIED

8.5 CT2017239 PROVISION OF FIRE, MECHANICAL AND ELECTRICAL MAINTENANCE SERVICES**Author:** Building Strategy Advisory**Reviewed By:** General Manager Operations and Capital

PURPOSE

To seek Council's endorsement to engage the supplier/s for the supply of Fire, Mechanical and Electrical Maintenance Services under CT2017239.

EXECUTIVE SUMMARY

Darebin City Council is seeking to appoint suitably qualified, experienced and appropriately registered contractors to provide Fire, Mechanical, and Electrical Maintenance Services across the City of Darebin.

The scope of the Fire, Mechanical, and Electrical Maintenance services covers all on-going (cyclical) maintenance and servicing of related equipment in Council owned structures in addition to ad hoc (reactive) services requirements.

Council has identified 1,370 items of mechanical (HVAC) equipment, over 12,000 items of electrical equipment, over 3,600 emergency and exit lights and over 2,000 items of fire systems equipment across 261 structures within the municipality.

Recommendation

That Council:

- (1) Enters into a contract with _____ for the supply of fire maintenance services under service contract CT2017239A Fire Maintenance Services for - a two year fixed term with options to extend for 3 terms of one year each - the lump sum of \$_____ for Year 1 cyclic maintenance and the Schedule of Rates as per **Appendix H** - the total estimated cumulative amount of up to \$_____ (inclusive of GST) over 5 years if all options were exercised.
 - (2) Enters into a contract with _____ for the supply of mechanical maintenance services under service contract CT2017239B Mechanical Maintenance Services for - a two year fixed term with options to extend for 3 terms of one year each - the lump sum of \$_____ for Year 1 cyclic maintenance and the Schedule of Rates as per **Appendix H** - for the total estimated cumulative amount of up to \$_____ (inclusive of GST) over 5 years if all options were exercised.
 - (3) Enters into a contract with _____ for the supply of electrical maintenance services under service contract CT2017239C Electrical Maintenance Services for - a two year fixed term with options to extend for 3 terms of one year each - the lump sum of \$_____ cyclic maintenance and the Schedule of Rates as per **Appendix H** - for the total estimated cumulative amount of up to \$_____ (inclusive of GST) over 5 years if all options were exercised.
 - (4) Notes that terms of the above contracts are to commence 1 August 2018 and end on 31 July 2023 if all options to extend are exercised.
-

- (5) Authorises the Chief Executive Officer to finalise and execute the contract documentation on behalf of Council.
- (6) Authorises the Chief Executive Officer to execute any contract extension options.

Council Resolution

MINUTE NO. 18-187

MOVED: Cr. S Newton
SECONDED: Cr. S Amir

That Council:

- (1) Enters into a contract with A G Coombs for the supply of fire maintenance services under service contract CT2017239A Fire Maintenance Services for - a two year fixed term with options to extend for 3 terms of one year each - the lump sum of \$47,217 for Year 1 cyclic maintenance and the Schedule of Rates as per Appendix H - the total estimated cumulative amount of up to \$526,624 (inclusive of GST) over 5 years if all options were exercised.
- (2) Enters into a contract with A G Coombes for the supply of mechanical maintenance services under service contract CT2017239B Mechanical Maintenance Services for - a two year fixed term with options to extend for 3 terms of one year each - the lump sum of \$123,732 for Year 1 cyclic maintenance and the Schedule of Rates as per Appendix H - for the total estimated cumulative amount of up to \$1,839,520 (inclusive of GST) over 5 years if all options were exercised.
- (3) Enters into a contract with A G Coombes for the supply of electrical maintenance services under service contract CT2017239C Electrical Maintenance Services for - a two year fixed term with options to extend for 3 terms of one year each - the lump sum of \$47,563 for Year 1 cyclic maintenance and the Schedule of Rates as per Appendix H - for the total estimated cumulative amount of up to \$3,143,343 (inclusive of GST) over 5 years if all options were exercised.
- (4) Notes that terms of the above contracts are to commence 1 August 2018 and end on 31 July 2023 if all options to extend are exercised.
- (5) Authorises the Chief Executive Officer to finalise and execute the contract documentation on behalf of Council.
- (6) Authorises the Chief Executive Officer to execute any contract extension options.

CARRIED

8.6 CT2017263 - MERRILANDS COMMUNITY CENTRE - EAST BUILDING ALTERATIONS**Author:** Project Manager**Reviewed By:** General Manager Operations and Capital

PURPOSE

To seek endorsement to award Contract No. CT2017263 – Merrilands Community Centre to facilitate accessibility improvements and internal renewal works to the building.

EXECUTIVE SUMMARY

The appointment of a suitable contractor for the Merrilands Community Centre - Contract No. CT2017263 was sought from an open public tender. A Request for Tender (RFT) was advertised on 24 March 2018.

The works for the Merrilands Community Centre Project are to include:

- Accessibility upgrades - construction of a new accessible ramp and stairs and relocation of the accessible car parking bay;
- Accessible toilet upgrades;
- Car parking, line marking and external works (new bin enclosures, replacement of pit grates with new heel guard grates, new concrete and asphalt paving); and
- Building renewal works – kitchen repairs and upgrades, lighting upgrade, new floor finishes, painting.

The RFT closed on 24 April 2018 with two (2) submissions being received.

The Tender Evaluation Panel (TEP) evaluated the tenders on Tuesday 15 May 2018.

The Tender Evaluation details and scoring for the evaluation is provided as a Confidential Report under separate cover.

The proposed contract arrangement is a lump sum contract. Works are expected to be completed by December 2018.

Recommendation

That Council:

- (1) Awards Contract No. CT 2017263 for Building Alteration works at the Merrilands Community Centre East to _____ for the contract sum of \$_____ GST inclusive for the period July 2018 – December 2018.
 - (2) Approves a project contingency amount of \$_____ GST inclusive, for Contract CT2017263 (being 15% of the project cost and within Council's budget)
 - (3) Authorises the Chief Executive to finalise and execute the contract documentation on behalf of Council.
-

Council Resolution

MINUTE NO. 18-188

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

That Council:

- (1) Awards Contract No. CT 2017263 for Building Alteration works at the Merrilands Community Centre East to AA Turner Pty Ltd for the contract sum of \$628,969 GST inclusive for the period July 2018 – December 2018.
- (2) Approves a project contingency amount of \$94,345.35 GST inclusive, for Contract CT2017263 (being 15% of the project cost and within Council's budget).
- (3) Authorises the Chief Executive to finalise and execute the contract documentation on behalf of Council.

CARRIED

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

9.1 PETITION RESPONSE FOR DRAINAGE IN ANDREW STREET NORTHCOTE

Author: Manager Assets and Capital Delivery
Drainage Engineer/Project Manager

Reviewed By: General Manager Operations and Capital

PURPOSE

The purpose of this report is for Council to review a petition for the construction of Council stormwater drainage along Andrew St between Bastings St and Brooke St and to consider this report from Council officers in response to the petition.

A copy of the petition will be tabled as a confidential document - **Appendix A**.

EXECUTIVE SUMMARY

A petition representing fifteen properties in Andrews St, Northcote has been received requesting Council to consider the allocation of funds in the next budget or sooner for the construction of stormwater drainage along Andrews St between Bastings St and Brooke St.

It is standard procedure for petitions to be tabled and considered by Council.

Recommendation

That Council advise the petitioners that there are no current plans for drainage upgrade works in Andrew St, Northcote between Bastings St and Brooke St, however the provision of such drainage will be considered in due process as part of Council's ongoing road rehabilitation program.

Motion

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

That Council:

- (1) Notes that the petition was not tabled at the last Council meeting due to an administrative oversight.
- (2) Notes that the process for receiving petitions is being reviewed to ensure that the required procedures are observed in future
- (3) Writes to the petitioners and advise that there are no current plans for draining upgrade works in Andrew Street, Northcote between Bastings Street and Brooke Street, however the provision of such drainage will be considered in due course as part of Councils road rehabilitation program.

Cr. Greco proposed to the mover and seconder that a point (4) be added to the motion as follows:

- (4) *And be referred to the mid-year budget review process and the 2019–20 budget process for consideration.*

This was accepted by Cr. Newton and Cr. Rennie.

THE AMENDED MOTION THEN READ AS FOLLOWS:

Amended Motion

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

That Council:

- (1) Notes that the petition was not tabled at the last Council meeting due to an administrative oversight.
- (2) Notes that the process for receiving petitions is being reviewed to ensure that the required procedures are observed in future
- (3) Writes to the petitioners and advise that there are no current plans for draining upgrade works in Andrew Street, Northcote between Bastings Street and Brooke Street, however the provision of such drainage will be considered in due course as part of Councils road rehabilitation program.
- (4) *And be referred to the mid-year budget review process and the 2019–20 budget process for consideration.*

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

Council Resolution

MINUTE NO. 18-189

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

That Council:

- (1) Notes that the petition was not tabled at the last Council meeting due to an administrative oversight.
- (2) Notes that the process for receiving petitions is being reviewed to ensure that the required procedures are observed in future
- (3) Writes to the petitioners and advise that there are no current plans for draining upgrade works in Andrew Street, Northcote between Bastings Street and Brooke Street, however the provision of such drainage will be considered in due course as part of Councils road rehabilitation program.
- (4) *And be referred to the mid-year budget review process and the 2019–20 budget process for consideration.*

CARRIED

10. NOTICES OF MOTION**10.1 SCHOOL STUDENT INVOLVEMENT IN LOCAL DEMOCRATIC PROCESSES****Councillor:** Susan RENNIE**NoM No.:** 353

Take notice that at the Council Meeting to be held on 23 July 2018, it is my intention to move:

That Council:

- 1) Recognises the value in encouraging participation in local democratic processes by children and young people.
- 2) Requests that officers work with local schools to identify suitable dates in 2019 when council meetings could be held during school hours, with a view to school students being encouraged to attend.
- 3) Incorporates three dates for daytime meetings into the planned schedule of meetings for 2019 to be endorsed at the statutory council meeting in November 2018.

Notice Received: 13 July 2018**Notice Given to Councillors** 16 July 2018**Date of Meeting:** 23 July 2018

Council Resolution

MINUTE NO. 18-190**MOVED:** Cr. S Rennie**SECONDED:** Cr. S Amir

That Council:

- 1) Recognises the value in encouraging participation in local democratic processes by children and young people.
- 2) Requests that officers work with local schools to identify suitable dates in 2019 when council meetings could be held during school hours, with a view to school students being encouraged to attend.
- 3) Incorporates three dates for daytime meetings into the planned schedule of meetings for 2019 to be endorsed at the statutory council meeting in November 2018.

CARRIED

11. REPORTS OF STANDING COMMITTEES

Nil

12. RECORDS OF ASSEMBLIES OF COUNCILLORS

12.1 ASSEMBLIES OF COUNCILLORS HELD

An Assembly of Councillors is defined in section 3 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 Bicycle Advisory Committee – 29 May 2018
- Climate Emergency Darebin Advisory Committee – 28 June 2018
- Councillor Briefing Session – 9 July 2018

Council Resolution

MINUTE NO. 18-191

MOVED: Cr. S Amir
SECONDED: Cr. S Rennie

That the record of the Assembly of Councillors held on 29 May 2018, 28 June 2018 and 9 July 2018 and attached as **Appendix A** to this report, be noted and incorporated in the minutes of this meeting.

CARRIED

13. REPORTS BY MAYOR AND COUNCILLORS

Council Resolution

MINUTE NO. 18-192

MOVED: Cr. S Rennie
SECONDED: Cr. S Amir

That Council note the Reports by Mayor and Councillors.

CARRIED

REPORT OF CR. KIM LE CERF, MAYOR

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

- Victorian Alliances for Greenhouse Action Conference
- VLGA Local Government Working Group on Gambling Meeting
- NAGA Advocacy Working Group Meeting
- Visit to 8 Star House in Preston
- Press Briefing at Northland Youth Hub
- Meeting with Regional Director, ICLEI
- Photo at the Ice HQ and Islamic Museum
- Meeting regarding Community Safety
- Meeting with Strategic Advisor to CEO of Melbourne Polytechnic
- Darebin Community Awards Advisory Committee Meeting
- Preston Police Station Open Day – Celebrating NAIDOC Week
- Lunch with 10 local businesses and the Inner North Community Foundation
- Meeting with incoming CEO of Football Federation Victoria
- Council Briefing Sessions
- Managers' Induction Program
- Connect: Big Night of Business
- Meeting with Executive Officer, NAGA re Greenhouse Alliances Conference
- Climate Emergency Darebin Strategic Planning Day
- ICLEI Council/Global Executive Committee Meeting
- ICLEI World Congress Conference (19–22 June)
- Regular Catch Up with Chief Executive Officer
- Regular Catch Up Meeting with Deputy Mayor
- Regular Catch Up with Media and Communications
- Regular Catch Up with Executive Support
- Planning Committee Meeting

- Darebin Creek Management Committee Meeting
- Meeting with Mayor of City of Yarra regarding Rushall Reserve Shared Path
- Launch of People of Preston Market
- Climate Emergency Darebin Committee Meeting
- Leave of absence 29 June to 7 July (inclusive)

REPORT OF CR. STEPH AMIR

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

- Regular meeting with CEO
- Discussions with residents about individual issues – footpaths and boarding houses
- Farewell afternoon tea for Anna and Di
- Council Briefing
- Inner north Greens Councillor forum
- Opening night of the Mikado at Darebin Arts Centre
- Opening of ICE HQ skating rink

REPORT OF CR. GAETANO GRECO

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

- Assisting residents with safety issues

REPORT OF CR. TRENT MCCARTHY

Cr. McCarthy is on approved leave of absence.

REPORT OF CR. LINA MESSINA

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

- Council briefings
- Planning Committee Meeting
- Individual resident complaints and emails
- Meeting with Sunny Hayes, City Futures
- NAIDOC Flag Raising Mantra Bell City
- NAIDOC Flag Raising Aboriginal Advancement League
- Aboriginal Elders Lunch Aboriginal Advancement League
- Opening Ice Staking Rink – ICEHQ
- Meeting with Fifteen Pounds Owner
- Meeting with residents William St

- Meeting with residents re Gellibrand Kindergarten
- Meeting with Northern Blues
- Meeting with Preston Bullants
- Nepal Business and Tourism Promotion Night 2018
- Meeting with the CEO Sue Wilkinson
- Meeting with Cathy Henderson and Rachel Ollivier
- Preston Market Community Reference Group.
- Community Consultation VPA Preston Market
- Meeting with resident re Reservoir Rooming house
- Meeting with residents Oakhill Estate
- People of the Preston Market Launch
- Latrobe University Masterplan Meeting
- Meeting with FFV, CEO and Mayor
- Book Launch Costante Imports Preston

REPORT OF CR. SUSANNE NEWTON

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

- Meeting with Peter Burak re La Trobe Hockey Club and KP Hardiman Reserve
- Meeting with Helen Snookes Milller, Reservoir Primary Principal re. student safety at school crossings
- Meeting with Sandy Forster from BamBams Reservoir re. safety, amenity and activation of Keon Park
- Meeting with resident about co-housing
- Meeting with resident about rubbish
- Judge and attendee at 'Koori Idol' with 3KND
- NAIDOC Week March
- Council briefing session
- Retirement Farewell for Anna Giuliani and Dianne Jamieson
- Darebin Aboriginal Advisory Committee Meeting
- Immigration Museum Community Consultation

REPORT OF CR. SUSAN RENNIE

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

- Briefing Session x 2
- NAIDOC event at AAL
- Farewell afternoon tea for Anna and Di

- “The Talk” by Misha Gregor at Northcote Town Hall
- CED communication working group
- Preparation with Marc Chung for Mayer Park community reference group
- Mayer Park community reference group
- Visit to resident’s 9-star house with CEO and Mayor
- Darebin Aboriginal Advisory Committee
- Immigration Museum Reimagining session
- Pender’s Park Community Drop in session
- Official opening of Ice HQ
- Meeting with resident to discuss aged care

REPORT OF CR. JULIE WILLIAMS

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

- Council meeting
- Chongqing Delegation - Food business expo taking place
- Preston Business Advisory Committee
- Homemade Food & Wine Festival - Awards Presentation
- Council Briefing session
- EPIC College Iftar Dinner
- Preston Business Advisory catch-up
- Anna & Di Afternoon tea
- IT catch up and home support
- Ice H' Ice Rink Official Opening
- Meeting and discussions with residents regarding: Parking, traffic management, Queen street, new Substation, Preston Library, homework group

REPORT OF CR. TIM LAURENCE

Cr. Laurence is on approved leave of absence.

14. CONSIDERATION OF REPORTS CONSIDERED CONFIDENTIAL

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

14.1 CT201062 - Recyclables Acceptance and Sorting

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

14.2 Contract Authorisation for the Integration Platform

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

14.3 Preston Market Update

This item is designated confidential because it contains legal advice pursuant to Section 89(2) (f) of the Act.

CLOSE OF MEETING

Council Resolution

MINUTE NO. 18-193

MOVED: Cr. S Rennie
SECONDED: Cr. S Amir

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

CARRIED

The meeting was closed to the members of the public at 7.02pm.

The Council considered and resolved on Report Items 14.1, 14.2 and 14.3 which had been circulated to Councillors with the Council Agenda Paper.

RE-OPENING OF MEETING

Council Resolution

MINUTE NO. 18-194

MOVED: Cr. S Rennie
SECONDED: Cr. S Amir

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

CARRIED

The meeting was re-opened to the members of the public at 7.37pm.

15. CLOSE OF MEETING

As there was no further business, the meeting closed at 7.37pm.