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MINUTES OF THE ORDINARY COUNCIL MEETING

Held on Monday 22 August 2022

Released to the public on 26 August 2022

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



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

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

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

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

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



English

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

Arabic

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

Chinese

这些是市议会会议纪要。如需协助了解任何纪要项目，请致电8470 8888。

Greek

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

Hindi

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

Italian

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

Macedonian

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

Nepali

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

Punjabi

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

Somali

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

Spanish

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

Urdu

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

Vietnamese

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

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**MINUTES OF THE ORDINARY MEETING OF THE
DAREBIN CITY COUNCIL HELD AT PRESTON TOWN HALL, 284
GOWER STREET, PRESTON ON MONDAY 22 AUGUST 2022**

THE MEETING OPENED AT 6.01 PM

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

1. OPENING OF MEETING AND MEMBERSHIP

Councillors

Cr. Lina Messina (Mayor) (Chairperson)
Cr. Trent McCarthy (Deputy Mayor) (*arrived at 6.02pm*)
Cr. Gaetano Greco
Cr. Tom Hannan
Cr. Tim Laurence
Cr. Susanne Newton
Cr. Susan Rennie
Cr. Julie Williams

Council Officers

Rachel Ollivier – Interim Chief Executive Officer
Jodie Watson - General Manager Governance and Engagement
Sam Hewett - General Manager Operations and Capital
Shadi Hanna - Acting General Manager Community
Vanessa Petrie – Acting General Manager City Sustainability & Strategy
Jacinta Stevens – Manager Corporate Governance
Rachna Gupta Singh – Acting Coordinator Council Business
Rebecca Papoulias – Council Business Officer
Danica Webster – Council Business Officer

Other Attendees

John Watson – Municipal Monitor (*arrived at 6.09pm*)

2. ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

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

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

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

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

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

3. APOLOGIES

Cr. Emily Dimitriadis was on approved leave of absence.

4. DISCLOSURES OF CONFLICTS OF INTEREST

Nil

5. CONFIRMATION OF THE MINUTES OF COUNCIL MEETINGS

Officer Recommendation

That the Minutes of the Ordinary Meeting of Council held on 25 July 2022 be confirmed as a correct record of business transacted.

Council Resolution

MINUTE NO. 22-062

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

That the Minutes of the Ordinary Meeting of Council held on 25 July 2022 be confirmed as a correct record of business transacted.

CARRIED UNANIMOUSLY

6. QUESTION AND SUBMISSION TIME

The following questions submitted for Public Question Time were resounded.

- **Amelie Blanchard-Walker of Northcote**

Question

Hi, my name is Amélie, and I am nine years old. My question is to do with hard rubbish. On the week end I went to Darebin Hard Rubbish Heroes ReLOVE shop. It was lovely. The ReLOVE shop is important because its reusing rubbish, the community was amazing, and they were all volunteers.

I was shocked to find out they had to pay rent their self! I think it's the council's responsibility to make sure recycling is easy. Darebin Hard Rubbish Heroes help people recycle.

In the city of Darebin's Waste and Recycling Strategy your key objective is to, "Address waste in the context of climate Emergency." The ReLOVE shop is doing exactly this!

So, my question is, is the council willing to pay for rent for the next shop in December and ongoing?

Response from Chairperson, Mayor Messina

Council thinks the work of the Hard Rubbish Heroes is fantastic and we were thrilled to learn of the Heroes' recent efforts to increase recycling rates through its ReLOVE shop in Northcote. Some Council staff and a Councillor visited the shop and saw their great work.

Council will continue to advocate for principles in our Waste and Recycling strategy – avoid, re-use, recycle and recover. We recently took over management of the Darebin Resource Recovery Centre and this will assist our efforts.

Unfortunately, Council is unable to contribute toward or pay for the rent of the ReLove shop, but we'd encourage the Hard Rubbish Heroes to apply for community grants when the opportunities arise.

- **Chris Wilkinson Of Reservoir**

Question

For the last 3 years hundreds of complaints have been made to EPA about the stink coming from the VISY factory in Reservoir. The daily stench to the immediate area is horrible and often stretches to other postcodes. So far EPA has done little more than give them a slap on the wrist. When will council step in and act on behalf of the thousands of locals who live nearby?

Response from CEO, Rachel Ollivier

Mr Wilkinson, thank you for raising this The EPA is the lead authority in this matter. Council has got a supporting role in ensuring enquiries essentially are directed to agency that can act. We understand that EPA has previously issued VISY with an improvement notice that in part required an odour management plan to reduce the impact of surrounding residents. What we'll do is have an officer reach out to you to ensure that you access to the public information that we understand is available and that you also have contact numbers to escalate it either with Visy or the EPA as appropriate

- **Peter Gonis of Reservoir**

Question

1. Does the Darebin City Council endorse the exclusion of a 50meter pool for Reservoir Leisure Centre based on migrant Communities.

2. Given its apparent that parts of confidential reports have been publicly mentioned by Councillors will these reports now be made public to clarify Darebin City Council's decisions.

3. Is the reading from a confidential Officers Report a breach of Darebin City Council's Policies

Response from Chairperson, Mayor Messina

1. In response to your first question, I can confirm that Council has undertaken an assessment of community needs for the Reservoir community and it took a holistic approach to health and wellbeing priorities. This information is needed to help plan for community infrastructure into the future.

At its meeting on 26 April 2022, Council resolved "that officers undertake investigation/early design work on options (with options for different size pools to respond to community needs) for the redevelopment of RLC, to present back to Council in April 2023."

Officers will now report back to Council following this work in April 2023.

2. In regard to your second question, without specific information about what parts of the confidential reports you are concerned about, I am unable to provide a response. I will ask the Manager Corporate Governance to contact you tomorrow to discuss the concerns you have raised.

3. In regard to your third question, release of information that is deemed confidential in accordance with section 3(1) of the Local Government Act is a breach of the Councillor Code of Conduct and the Local Government Act.

- **Tim Holdsworth of Northcote**

Question

1. Further to my question at the 27 June 2022 ordinary meeting and my email on the 15th August, can council please confirm if it applied for the 'Local Sports Infrastructure Fund' closing 12 July 2022 and if so, for which project(s).

2. Can council kindly provide an update to the community regarding the formation of the new golf holes, trail and 5.72ha park at Northcote Public Golf Course, including funding allocation to the various components. Can it also provide a briefing of the type and quality of greens, tees, paths, picnic tables, toilet facilities etc. that the community can expect and in what timeframe?

Response from CEO, Rachel Ollivier

1. I can confirm that Council has submitted an application for the Local Sports Infrastructure Fund. The project that we have applied for is the KP Hardiman Reserve Pavilion Redevelopment.

The redevelopment will meet the gender inclusive and accessibility criteria of the fund. I understand that when Tim asked his question in June, we indicated that we would be submitting two applications actually as we have worked through the detail, we haven't found that we got 2 projects that would meet the eligibility criteria.

We know there has been a lot of community interest in the sport grants and essentially we have a long history with working with these grants program but there are different

grant streams with different eligibility criteria and a particular challenge for us this year has been many of those streams require the design and the planning of a project to have already been complete. In this case we've been able to submit one application and we haven't had other projects that we have been able to meet the eligibility criteria with, but we look forward to working with the State Government into the future.

2. Council decision on 23 May 2022 included a financial table which outlined the specific budget aspects of the project. What officers are doing at the moment is working through the detailed planning. Things like the number of elements of furniture are still being worked through as is the quality of those.

We hope to have shared use of the site available on 1 January 2023 with other design work to be completed by 30 June 2023. There will be some works that will continue into the financial year following that

Mayor Messina added

The State Government local sport infrastructure Grants program only accepts one application for the project planning from local Government. Any other applications can only be for projects ready for where construction and where construction has not started. The other priorities councillors progressing the need for planning and design still need to be done and are ready in construction meaning they are not eligible under this particular grant project.

- **Serena O'Meley Of Reservoir**

Question

1. Which EPA approved model for remediation of contaminated soil at Clements Reserve is going to be adopted by Darebin Council?
2. Can you please give a progress report on the purchase of VicRoads land within Clements Reserve? If the land has not yet been purchased can you explain why?
3. Can you outline any further lobbying efforts which Darebin Council has undertaken this year with the State Government to protect the Dumbarton Street grasslands from development?

Response from CEO, Rachel Ollivier

1. Where that is up to at the moment is Darebin Council has engaged a specialist environmental consultant. That consultant is advising on the options of treatment for that site. The preliminary options are there's two options that are acceptable to the EPA. What needs to happen next is that the sites primary owner, which is VicRoads needs to consider those options, but at this stage I can't give you a specific answer but that will come.

2. To progress the purchase, VicRoads and Darebin Council are working together to progress the acquisition of the VicRoads land at Clements Reserve. One of the things that we are doing at the moment is factoring in estimated remediation costs.

As I mentioned earlier, Darebin Council jointly with Vic Roads have engaged Enviropacific which is the environment consultant they are preparing an estimate of remediation costs. The purchase of the land has been delayed by the complexity of

the contamination and the need for remediation and impact on land value, so it is taking longer than we had originally expected

3. The site at Dumbarton Street is being developed by the State government for a mix of social housing and market housing. Darebin Officers have continued our advocacy on Council's position and met the appointed builders in April 2022. The key thing Officers have been advocating for is the protection of significant patches of vegetation within the grasslands and we have called on the builders to undertake all the appropriate ecological studies ahead of development. The town planning formal process that will run has not yet started, and we will have an opportunity to advocate further through that process.

- Timothy Evetts of Preston

Question

1. Darebin Council allows applications for planning permits to build on flood-prone land. For the two periods between 9 May 2011 to 4 December 2016 and from 5 December 2016 to 22 August 2022, how many applications to build on flood-prone land have been received and of those, how many were approved?

2. The Victorian State Emergency Service (SES) has identified both old, low-capacity stormwater drains built under previous standards and increased run-off due to residential developments, as contributing to flash-flooding risks in Darebin. Since declaring a climate emergency in 2016, what actions has Darebin Council taken to upgrade stormwater drainage and decrease run-off from residential developments to help deal with the increased risk of flooding due to climate change?

3. The three waterways of Edgar's Creek, Merri Creek and Darebin Creek are known to flood during stormwater events and are at increased risk of flooding due to climate change. This puts the shared pathways along those creeks at risk. Other than the short pathway being built in Preston as part of the level-crossing removal, what projects has Darebin Council started to increase the use of active transport (such as cycling) within Darebin that will not be so vulnerable to flood events?

Response from Chairperson, Mayor Messina

Thank you for your questions Mr Evetts. I will respond to these three questions separately.

1. Council doesn't typically share the level of information you are seeking publicly due to the nature of the request.

You may be able to access the required information under Freedom of Information. Council's Freedom of Information officer will call you tomorrow to discuss the process.

2. Since 2016, Council has delivered several million dollars' worth of capital drainage upgrades to reduce the likelihood of flooding in roads and residential properties.

3. Drainage and flood levels are important considerations when designing creek trails.

Merri Creek and Darebin Creek trail can flood at times. Alternative bike routes are available.

Tonight, Council will consider a report about starting community engagement on a new Climate Emergency Plan. We encourage you to participate as we will be considering the best ways to address climate risks facing our community.

- **Peter Thomson of Reservoir**

Question

Mayor, Councillors and Council Officers,
Subject, Reinstatement of the Dysons Bus Service Route No 552 outbound.

Will you the Darebin Council review the Drainage works performed last year by I assume external contractors at the tee intersection of Black Street and Rathcown Road in Reservoir.

The works I am reliably informed occasioned their vehicles to suffer potential broken Windscreens and or rear window cracking as a result of the road surface transformation undertaken by your council.

Bearing in mind a Catholic Primary School being St Stephens in Black Street has also been denied access to what was easily accessible public transport.

I await your consideration to this matter at your earliest convenience

Response from Chairperson, Mayor Messina

Council is not aware of damage to vehicles occurring in this area as a result of the works.

In relation to the works themselves, the bus routes are controlled by the Department of Transport and it is best placed to answer your query.

The relevant officer will contact you tomorrow to help direct your query to this authority.

- **Joe Vero of Reservoir**

Question

Item 8.4 Review of Sale of Minor Council Property Assets Policy. Requesting clarification only.

1. I understand that those that have occupied the discontinued laneways for 12 years and over have the first right of refusal to purchase the land. The question is how is that land going to be valued for those residents that have occupied the land for 12 years or over that have had unfettered dues. What are the terms of reference will the evaluator be provided by Council?

2. What will the payment criteria be based on to those residents that have occupied the land for 12 years and over and how will that be assessed by the Manager of the department?

3. I understand in the policy it eludes to the fact that up to \$8000 approximately of costs will be borne by the purchaser that has to do with advertising costs legal costs that the City of Darebin will incur. Under normal conventions a vendor does not pass on their advertising

costs their legal costs. Why is City of Darebin passing on those costs to the potential purchaser of the set land especially for those that have occupied that land for 12 years or over

Response from General Manager, Jodie Watson

1. What I can offer to you at this stage and I can come back to you with more information if required tomorrow, my understanding is that in terms of the value will be based on current market value for the property that will be sold.

2. This question was taken on notice

3. What's outlined in the policy is that costs will be shared between both the purchaser and Council to share the cost of the sale.

- **Annette Kalkbrenner**

Question

1. Why did Darebin Council not adhere to the Environment Protection Act 2017 in preventing the destruction of trees, vegetation and protecting native wildlife to 49 Newman Street Thornbury?

2. Why has Darebin Council allowed & not fined a developer for working for 5 days without a permit to clear trees, vegetation and a 100-year-old frog pond?

3. In regard to the same property at 49 Newman St, why has no action been taken when you were notified of noncompliance of removal of asbestos?

Response from General Manager, Vanessa Petrie

Our planning investigation has commenced, and I will call you tomorrow morning to discuss this in detail

- **John Nugent of Epping**

Question

Could you please advise why this Council support the NFNL using the city oval in August and September over its rates payers and shopkeepers of the City of Preston. Council is well aware the leasing out of the city oval is causing the problem of parking in Market and costs the stall and shopkeepers a loss in their takings and parking. Mayor Messina one of the most annoying things is when you give the manager the answers or options to solve this problem and they do nothing

Response from CEO, Rachel Ollivier

We know it's close to finals time and obviously the finals at the oval are a big event and in fact almost every day that the markets are open is a big event too and so there is high demand at that time of the year.

Councils got strong support for both the market and for sporting clubs so in this case it's a case of trying to balance both needs and the benefits they bring to the community.

I know we have provided you with detailing in a couple of letters about the sorts of things we do to minimise that parking pressure, I don't have those details in front of me but I understand that certainly work done to encourage parking to happen offsite and away from the market to minimise that pressure and I know you have also written to us with some suggestions which are very welcome unfortunately the particular suggestion which I think was about the times of finals that you made recently isn't one that we can act on this time because of the quality of the lighting I believe.

EXTENSION OF PUBLIC QUESTION TIME

Council Resolution

MINUTE NO. 22-063

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

That the Public Question Time be extended for a further 30 minutes.

CARRIED UNANIMOUSLY

- **Louise Kenney-Shen**

Question

1. Fences and signages were put up at Clements reserve in Reservoir in late 2021, but any further actions taken still yet to be seen. Can we please have an update on what's going on with Clements Reserve?
2. Will DCC release timelines and distribution of spending for the allocated \$60 million or so to outline what amount is ACTUALLY being spent on the swim and leisure facilities RLC and what is going into the new Global Learning Hub in the Councils 2021 – 24 plan.
3. Given that we have had confidential reports appearing to be cited in the public sphere by Councillors referencing these in public meetings, will council also release the full reports around the redevelopment of RLC to ensure transparency and to ensure that Councillors are not perceived to be misleading people and bringing DCC into disrepute

Response from General Manager Operations & Capital, Sam Hewett

Questions 1 and 3 were taken on notice.

Response from CEO, Rachel Ollivier

2. When we write to you about the other matters what we will also do is check the detail that is in the public domain if you have anything that I haven't memorised.

We are at a reasonably early stage around the detailed planning for the Reservoir Leisure Centre and so the recent decision from Council was in April and what officers are doing at the moment is undertaking investigation in early design work on options. We will report back to Council in April 2023 and that's the next detailed level that Council will make a decision. There are quite a number of steps beyond that as well so it will take some time to work through that.

In terms of the relationship with the Global Learning Hub, they are very separate projects. They are both included in Councils 10 year Capital works program which forms apart of its annual budget and Council looks afresh from its long term of Capital work planning each year when it looks at the budget.

We will check for detail and make sure we share anything else we have in hand.

7. PETITIONS

Nil.

8. CONSIDERATION OF REPORTS

8.1 CLIMATE EMERGENCY PLAN COMMUNITY CONSULTATION

EXECUTIVE SUMMARY

The [Darebin Climate Emergency Plan](#) 2017 – 2022 (the world's first Climate Emergency Plan) sunsets in 2022. The Council Plan 2021 – 25 commits Council to developing an ambitious new pathway to zero emissions by 2030 via a new Climate Emergency Plan.

The new Plan will also deliver the Council Plan action to assess current and future climate risk facing our community and will identify initiatives that can provide maximum protection for people, property and the natural environment.

Officers have reviewed the 2017 - 2022 Climate Emergency Plan to identify progress that has been made to drive climate action, including reducing Council operational and community emissions and providing protection. By the end of 2022 Darebin will have progressed or achieved five of six of the Plan's goals. Of the 156 actions listed in the Plan, 94% of these actions have been delivered or are in progress and only 6% have not yet been started.

The new Plan will be informed by in-depth community engagement, including:

- Collaborating with First Nations communities on healing country
- Working with our community to identify initiatives that rapidly move us to zero emissions, and, support the whole community to adapt and develop resilience to the impacts of climate change

Officers are planning a 2-stage approach to community engagement:

- The first stage in September – October 2022 will inform the strategic direction and the priorities for Council in preparing a Draft Climate Emergency Strategy and Action Plan
- The second stage in February – March 2023 will seek feedback on the draft Strategy and Action Plan

Officer Recommendation

That Council:

- (1) Endorses the 2017-2022 Climate Emergency Plan Review Report at [Attachment A](#) to be released as part of the Climate Emergency Plan Community Consultation.
- (2) Endorses a two staged approach to community engagement to inform development of the new Climate Emergency Plan.

Council Resolution

MINUTE NO. 22-064

MOVED: Cr. T McCarthy**SECONDED:** Cr. S Rennie**That** Council:

- (1) Endorses the 2017-2022 Climate Emergency Plan Review Report at Attachment A to be released as part of the Climate Emergency Plan Community Consultation.
- (2) Endorses a two staged approach to community engagement to inform development of the new Climate Emergency Plan.

CARRIED UNANIMOUSLY**8.2 RENAMING OF THE FORMER RUTHVEN PRIMARY
SCHOOL SITE - RESULTS OF COMMUNITY
CONSULTATION**

This matter was deferred to the September Council Meeting.

8.3 DRAFT MEMORIALS POLICY 2022 - REVIEW OF THE CIVIC RECOGNITION (MONUMENTS AND MEMORIALS) POLICY

EXECUTIVE SUMMARY

On 18 April 2011, Council adopted the Civic Recognition (Monuments and Memorials) Policy. The Policy was used to assess proposals by individual or community groups for civic recognition.

The Memorial Policy (*formerly the Civic Recognition (Monuments and Memorials) Policy*) is now due for review. Following consultation with key internal stakeholders the policy has been reviewed and updated to reflect contemporary practices. The draft Memorial Policy 2022 (**Policy**) has been subject of an Equity Impact Assessment (EIA) and Gender Impact Assessment (GIA) with all feedback incorporated into the draft Policy.

The draft Policy was presented to Councillor briefing on 18 July 2022 for seeking Councillor feedback before it is presented to Council to be endorsed in principle and placed on public exhibition for community consultation prior to adoption by Council.

Officer Recommendation

That Council:

- (1) Endorse the draft Memorial Policy 2022 (Policy) attached at **Appendix A** to this report to proceed to community consultation.
- (2) Note that the Policy will be reported to Council in October 2022 for adoption following the community consultation period and consideration of community feedback.

Council Resolution**MINUTE NO. 22-065**

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

That Council:

- (1) Endorse the draft Memorial Policy 2022 (Policy) attached at **Appendix A** to this report to proceed to community consultation.
- (2) Note that the Policy will be reported to Council in October 2022 for adoption following the community consultation period and consideration of community feedback.

CARRIED UNANIMOUSLY

8.4 REVIEW OF SALE OF MINOR COUNCIL PROPERTY ASSETS POLICY

EXECUTIVE SUMMARY

The Sale of Minor Council Property Assets Policy was adopted in 2015. Following a Notice of Motion at the Council meeting on 26 July 2021 to update the policy, the Sale of Minor Council Property Assets Policy (2015) was reviewed in August and September 2021.

The review of the policy had regard to the new Local Government Act together with additional considerations towards social justice, equity for long term occupation and environmental factors that arose from a Council resolution on 26 July 2021.

Following the Policy review, the draft Sale of Minor Council Property Assets Policy (Appendix A) was endorsed by Council on 27 September 2021 to proceed to community consultation. Consultation which commenced on 12 November 2021 and ended on 31 January 2022.

This policy review provided minimal changes, with the main revision being:

1. The inclusion of a provision to benefit those who have occupied a property for more than 12 years to address the intent of fairness within the existing policy

Subsequent to considering the feedback from the Community Engagement, the following additional substantive changes were made:

1. The Purchaser will reimburse Council for 50% of the sale costs incurred by Council to facilitate the sale of land
2. The Purchaser will be required to consolidate the purchased land with its current land title within twelve months of acquiring the minor council property asset
3. Land can be sold for less than market value where a quantifiable community interest exists or where there is another equitable interest in the land, such as an adverse possession claim
4. Unless there is a Community Benefit the sale of land must provide a positive financial return to Council

Officer Recommendation

That Council:

- (1) Note the outcomes of community consultation (**Appendix B**) on the draft Sale of Minor Council Property Assets Policy.
- (2) Adopt the Sale of Minor Council Property Assets Policy (**Appendix C**), revoking the Sale of Minor Council Property Assets Policy adopted on 18 May 2015.

Motion

MOVED: Cr. T Laurence

SECONDED: Cr. T McCarthy

That Council:

- 1) Note the outcomes of community consultation (**Appendix B**) on the draft Sale of Minor Council Property Assets Policy.

- 2) Adjust section 2.4.3 Payment terms to read:

“The full purchase price and the purchaser’s share of the Sale Costs must be paid by the purchaser to Council prior to the signing of the Transfer of Land documents.

Instalment plans are available to extend the terms of payment of the purchase price, allowing for equal annual payments for a period of up to four (4) years for pensioners and Health Care Cardholders, instalment plans are available to extend the terms of payment of the purchase price, allowing for equal annual payments for a period of up to eight (8) years. An additional administration charge as added to the annual payments in order to cover the administration costs required to facilitate such instalment plans.

At the discretion of the Manager, Property & Business Improvement, after taking into consideration any personal circumstances and financial hardship, the standard instalment period of four (4) years may be extended up to a period of six (6) years. Instalment plans are made available at no interest or additional cost (other than Council’s Administration fee).”

- 3) Note the addition of a longer payment plan for Pensioners and Health Care Cardholders will impact the income budgeted for annually through the Right of Way program in the Annual Budget in future years.
- 4) Adopt the Sale of Minor Council Property Assets Policy (**Appendix C**) with the above change, revoking the Sale of Minor Council Property Assets Policy adopted on 18 May 2015.

The motion was put and carried.

Council Resolution

MINUTE NO. 22-066

MOVED: Cr. T Laurence**SECONDED:** Cr. T McCarthy**That** Council:

- 1) Note the outcomes of community consultation (**Appendix B**) on the draft Sale of Minor Council Property Assets Policy.
- 2) Adjust section 2.4.3 Payment terms to read:

“The full purchase price and the purchaser’s share of the Sale Costs must be paid by the purchaser to Council prior to the signing of the Transfer of Land documents.

Instalment plans are available to extend the terms of payment of the purchase price, allowing for equal annual payments for a period of up to four (4) years for pensioners and Health Care Cardholders, instalment plans are available to extend the terms of payment of the purchase price, allowing for equal annual payments for a period of up to eight (8) years. An additional administration charge as added to the annual payments in order to cover the administration costs required to facilitate such instalment plans.

At the discretion of the Manager, Property & Business Improvement, after taking into consideration any personal circumstances and financial hardship, the standard instalment period of four (4) years may be extended up to a period of six (6) years. Instalment plans are made available at no interest or additional cost (other than Council’s Administration fee).”
- 3) Note the addition of a longer payment plan for Pensioners and Health Care Cardholders will impact the income budgeted for annually through the Right of Way program in the Annual Budget in future years.
- 4) Adopt the Sale of Minor Council Property Assets Policy (**Appendix C**) with the above change, revoking the Sale of Minor Council Property Assets Policy adopted on 18 May 2015.

CARRIED UNANIMOUSLY

8.5 PROPERTY MATTERS

EXECUTIVE SUMMARY

This report seeks Council approval to declare the 3.05m wide road at the rear of 955 to 961 High Street and adjoining 2 Barry Street, Reservoir, a public highway pursuant to section 204(1) of the *Local Government Act 1989*.

Officer Recommendation

That Council:

- (1) Having given public notice of a proposal to declare the Road at the rear of 955 to 961 High Street and adjoining 2 Barry Street, Reservoir, a public highway and having received no submissions, declares the Road, shown hatched on the site plan in **Appendix A**, to be a public highway for the purposes of section 204(1) of the Local Government Act 1989 as and from the date of publication of the declaration in the Victoria Government Gazette.
- (2) Directs that notice of the declaration be published in the Victoria Government Gazette.
- (3) Delegates the Manager, Property and Business Improvement to arrange for publication of the notice of the declaration.

Council Resolution**MINUTE NO. 22-067**

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

That Council:

- (1) Having given public notice of a proposal to declare the Road at the rear of 955 to 961 High Street and adjoining 2 Barry Street, Reservoir, a public highway and having received no submissions, declares the Road, shown hatched on the site plan in **Appendix A**, to be a public highway for the purposes of section 204(1) of the Local Government Act 1989 as and from the date of publication of the declaration in the Victoria Government Gazette.
- (2) Directs that notice of the declaration be published in the Victoria Government Gazette.
- (3) Delegates the Manager, Property and Business Improvement to arrange for publication of the notice of the declaration.

CARRIED UNANIMOUS LY

8.6

PROPOSED GOVERNANCE RULES

EXECUTIVE SUMMARY

To meet legislative requirements Council is required to implement permanent electronic (virtual) meeting procedures into its Governance Rules no later than 2 September 2022.

This report seeks approval of the Proposed Governance Rules (Rules) that incorporate permanent electronic ('virtual') meeting procedures relating to electronic attendance and participation, and other general amendments and refinements to the existing Rules.

The proposed Rules have taken into consideration feedback following Community Consultation.

Officer Recommendation

That Council:

- (1) Approve the proposed Governance Rules
- (2) Note the amended Governance Rules will take effect from 23 August 2022
- (3) Note the feedback provided by the community in relation to the proposed Governance Rules as they apply to electronic meetings and attendance
- (4) Note that officers will thank individuals who provided feedback

Council Resolution**MINUTE NO. 22-068**

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

That Council:

- (1) Approve the proposed Governance Rules
- (2) Note the amended Governance Rules will take effect from 23 August 2022
- (3) Note the feedback provided by the community in relation to the proposed Governance Rules as they apply to electronic meetings and attendance
- (4) Note that officers will thank individuals who provided feedback

CARRIED

For: Cr's. Hannan, McCarthy, Messina, Newton, Rennie and Williams (6)

Abstained: Cr's. Greco and Laurence (2)

8.7 GOVERNANCE REPORT - AUGUST 2022

EXECUTIVE SUMMARY

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

- Summary of Advisory Committees, Councillor Briefing and other informal meetings of Councillors
- Reports by Mayor and Councillors
- Responses to questions taken on notice during Public Question Time at the Council Meeting held on 25 July 2022
- 2023 Council & Planning Meeting Schedule
- Extension of the Memorandum of Understanding (MOU) with the Islamic Society of Victoria (Omar Bin Al Khattab Mosque)
- CEO Corporate Credit Card expenses for approval
- The conclusion of the COVID Parklet program

Officer Recommendation

That Council:

- (1) Notes the Governance Report – August 2022.
- (2) Notes the Summary of Advisory Committees, Councillor Briefings and other Informal Meetings of Councillors at **Appendix A** to this report, for incorporation in the minutes of this meeting
- (3) Notes that reports by Mayors and Councillors submitted prior to the meeting and circulated to Councillors, will be incorporated in the minutes of this meeting
- (4) Notes the responses to questions taken on notice during Public Question Time at the Council meeting held on 25 July 2022, at **Appendix B** to this report
- (5) Resolves to hold the Ordinary Council, Planning Committee and Special Council Meetings for the remainder of 2022 until December 2023 as outlined in **Table 1** in this report
- (6) Endorses the extension of the Memorandum of Understanding (MOU) with the Islamic Society of Victoria (Omar Bin Al Khattab Mosque) from 2022-2025 to align with Council's term at **Appendix C** to this report
- (7) Notes that Council and Islamic Society of Victoria (Omar Bin Al Khattab Mosque) will conduct an official signing ceremony and authorise the Mayor to sign the MOU on behalf of the Council
- (8) Notes that an Action Plan will be developed between Council and Islamic Society of Victoria (Omar Bin Al Khattab Mosque) and reviewed annually
- (9) Approve the CEO Credit Card expenses for the period 1 January 2022 – 30 June 2022
- (10) Note that no further extensions for temporary 'parklets' will be offered beyond 30 September 2022 and that the 21 parklets currently in place across the Municipality shown in **Appendix D** will be removed in October 2022.
- (11) Thank the State Government for their support and funding for local businesses through the 'Parklet' program, enabling them to trade in accordance with density quotients through the worst of the pandemic.

Council Resolution

MINUTE NO. 22-069

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

That Council:

- (1) Notes the Governance Report – August 2022.
- (2) Notes the Summary of Advisory Committees, Councillor Briefings and other Informal Meetings of Councillors at **Appendix A** to this report, for incorporation in the minutes of this meeting
- (3) Notes that reports by Mayors and Councillors submitted prior to the meeting and circulated to Councillors, will be incorporated in the minutes of this meeting
- (4) Notes the responses to questions taken on notice during Public Question Time at the Council meeting held on 25 July 2022, at **Appendix B** to this report
- (5) Resolves to hold the Ordinary Council, Planning Committee and Special Council Meetings for the remainder of 2022 until December 2023 as outlined in **Table 1** in this report
- (6) Endorses the extension of the Memorandum of Understanding (MOU) with the Islamic Society of Victoria (Omar Bin Al Khattab Mosque) from 2022-2025 to align with Council's term at **Appendix C** to this report
- (7) Notes that Council and Islamic Society of Victoria (Omar Bin Al Khattab Mosque) will conduct an official signing ceremony and authorise the Mayor to sign the MOU on behalf of the Council
- (8) Notes that an Action Plan will be developed between Council and Islamic Society of Victoria (Omar Bin Al Khattab Mosque) and reviewed annually
- (9) Approve the CEO Credit Card expenses for the period 1 January 2022 – 30 June 2022
- (10) Note that no further extensions for temporary 'parklets' will be offered beyond 30 September 2022 and that the 21 parklets currently in place across the Municipality shown in **Appendix D** will be removed in October 2022.
- (11) Thank the State Government for their support and funding for local businesses through the 'Parklet' program, enabling them to trade in accordance with density quotients through the worst of the pandemic.

CARRIED UNANIMOUSLY

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

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

- Councillor Briefings
- Councillor only meetings
- Monthly Council meeting
- Special Council meetings

- Planning Committee meeting
- Councillor session with David Bryson
- Regular meetings with CEO
- Regular meetings with CE Office Staff
- Meeting with Sam Hewett to discuss works at Massey/Glasgow Ave
- Webinar: Electrify Webinar with Saul Griffith
- Meeting re: Speaking opportunities for FUSE Spring 2022
- Meeting re: Run through FUSE schedule
- Meeting with Mayor and Northern Indian Seniors Association
- Meeting with Amanda Morgan – Fungi Solutions
- Meeting with Jacinta Stevens
- Meeting with Age at Umberto Espresso Bar
- Video Shoot with Jeremy
- Meeting regarding planning item 169-171 Gower St, Preston
- Northern Bullants Ladies Day
- Strategic Stakeholder Engagement Evening – La Trobe University
- Meeting with the Monitor John Watson, Interim CEO Rachel Oliver
- Meeting with Emilio from Ela Rose
- 2022 Seminar Cocktail Event
- Preston Lions President Function
- Meeting with Resident: Shantie Del Mar
- Meeting with Sam Hewett re: Northcote Golf Course
- Darebin Art Speakeasy's Rhythmic Fictions by Siobhan McKenna – Opening Night Performance
- Introductions – Peter Smith, CEO and Councillors
- Meeting with Resident: Robert Stopajnik – All Gen Homes
- Meeting with Giovanni Butera – Festival at Edwardes Lake
- M9 Launch Event
- Phone Meeting with Elise Pulbrook – Rezza Recipe Book
- Order of Australia Association – North Central Suburbs Regional Group
- Big Housing Build Town Hall Ave

REPORT OF CR. GAETANO GRECO

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

- Weekly Councillor online meeting x 4
- Councillor Briefings x 3
- Planning meeting

- Introductory meeting with new CEO Peter Smith
- Strategic stakeholders meeting with La Trobe University
- Meeting with Monitor John Watson

REPORT OF CR. JULIE WILLIAMS

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

- 2 x Council Meeting
- 2 x Council Briefing session
- Introduction to meeting the new CEO
- Strategic Stakeholder Engagement Evening - La Trobe University
- Weekly online Councillor Teams meetings
- Northcote Town Hall open day
- Bullants ladies luncheon
- Attended to matter and discussions with residents regarding:
Northcote Golf Course, extra bin collection, RLC, Preston Market, Bell and Preston Train Station, graffiti, home help, community garden, Sports clubs grants, Louise Goode funding for sports clubs and meeting residents regarding visa citizenship.

REPORT OF CR. TIM LAURENCE

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

- Council meeting
- Councillor briefings
- Resident consulted re minor land sales
- Residents re planning matters
- Cr Tim Laurence report

REPORT OF CR. SUSANNE NEWTON

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

- Victorian Local Governance Association (VLGA) Board Meeting
- Victorian Local Governance Association (VLGA) Board and Staff Strategic Planning Day
- Weekly Councillor meetings
- Weekly Councillor briefings
- Local Government Mayoral Taskforce Supporting People Seeking Asylum Executive Meeting
- Strategic Stakeholder Engagement Evening - La Trobe University
- Introduction - Peter Smith (new CEO) to Acting CEO and Councillors
- Planning Committee meeting
- Friends of Baucau committee meeting

- Melbourne Transport Forum (MTF) State election transport forum
- Federal election debrief with Pathways to Politics 2022 federal election candidates

REPORT OF CR. SUSAN RENNIE

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

- Weekly Councillor meetings
- Weekly Councillor briefings
- Strategic Stakeholder Engagement Evening - La Trobe University
- Introduction - Peter Smith (new CEO) to Acting CEO and Councillors
- Planning Committee meeting
- Climate Rally
- Meeting with staff on Open Space Levy
- Discussion with Northcote Golf Club
- Darebin Speak East Rhythmic Frictions
- Darebin Council meeting

REPORT OF CR. TRENT MCCARTHY

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

- Northern Alliance for Greenhouse Action Executive Committee Meeting
- Weekly Councillors Meetings
- Councillor Briefings
- Northern Alliance for Greenhouse Action Advocacy Committee Meeting
- Merri Merri Wayi Project Meetings
- Planning Committee Meeting
- Meeting with incoming CEO Peter Smith
- Meeting with La Trobe University

REPORT OF CR. EMILY DIMITRIADIS

Cr. Dimitriadis is on approved leave of absence

REPORT OF CR. TOM HANNAN

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

- Contact (phone / online) with residents about their concerns, e.g., electric vehicle charging, street lighting, roads and laneways, building and planning, reservoir leisure centre (RLC), noise pollution, bins collection, funding for sports clubs
- Meeting with resident and planning staff about multi-generation homes
- Stakeholder dinner with Latrobe University
- Introduction meeting with new CEO

- Councillor briefings
- Councillor only meetings
- Planning Committee meeting
- Monthly Council meeting

8.8 CONTRACT AWARD - CT2021151 PLUMBING AND ASSOCIATED SERVICES PANEL

EXECUTIVE SUMMARY

This contract is required in order to ensure continuity of Council's obligations and to adhere to scheduled maintenance and reactive plumbing works across Darebin's broad portfolio of facilities. Council sought tenders from various plumbing companies to establish a panel of qualified and experienced providers, with the capability and expertise to perform a wide range of plumbing and associated works.

The provision of works under the contract is structured in two packages. Package A calls for contractors to undertake reactive and scheduled maintenance works for Council based tendered rates. Package B seeks to pre-qualify contractors to quote for a wide range of capital works and new plumbing installations.

The Request for Tender (RFT) for CT2021151 for Plumbing and Associated Services Panel was advertised publicly on 2 April 2022. The tender closed on 28 April 2022.

The purpose of this report is to recommend that Council awards contract CT2021151 for the Plumbing and Associated Services Panel to two service providers.

Officer Recommendation

That Council:

1. Awards contract CT2021151 Plumbing and Associated Services Panel – **Package A** Reactive and Scheduled Maintenance for a principal contract term of four years with a one-year option to extend commencing on 1 October 2022 (services to be charged as per tendered schedules of rates subject to CPI adjustments) to the following tenderers:
 - _____
 - _____
- 2) Awards contract CT2021151 Plumbing and Associated Services Panel – **Package B** Capital Works and New Installations for a principal contract term of four years with a one-year option to extend commencing on 1 October 2022 to the following tenderers:
 - _____
 - _____
- 3) Authorises the Chief Executive Officer to finalise and execute the contract documents on behalf of Council.
- 4) Authorises the Chief Executive Officer to review and approve the option to extend the contract subject to satisfactory performance reviews

Motion**MOVED: Cr. T McCarthy****SECONDED: Cr. J Williams****That** Council:

- 1) Awards contract CT2021151 Plumbing and Associated Services Panel – Package A Reactive and Scheduled Maintenance for a principal contract term of four years with a one-year option to extend commencing on 1 October 2022 (services to be charged as per tendered schedules of rates subject to CPI adjustments) to the following tenderers:
 - International Plumbing Solutions Pty Ltd, as Trustee for the New Plumbing Solutions Unit Trust
 - Shield Plumbing and Drainage Pty Ltd
- 2) Awards Contract CT2021151 Plumbing and Associated Services Panel – Package B Capital Works and New Installations for a principal contract term of four years with a one-year option to extend commencing on 1 October 2022 to the following tenderers:
 - International Plumbing Solutions Pty Ltd, as Trustee for the New Plumbing Solutions Unit Trust
 - Shield Plumbing and Drainage Pty Ltd
- 3) Authorises the Chief Executive Officer to finalise and execute the contract documents on behalf of Council.
- 4) Authorises the Chief Executive Officer to review and approve the option to extend the contract subject to satisfactory performance reviews

The motion was put and carried.

Council Resolution**MINUTE NO. 22-070****MOVED: Cr. T McCarthy****SECONDED: Cr. J Williams****That** Council:

- 1) Awards contract CT2021151 Plumbing and Associated Services Panel – Package A Reactive and Scheduled Maintenance for a principal contract term of four years with a one-year option to extend commencing on 1 October 2022 (services to be charged as per tendered schedules of rates subject to CPI adjustments) to the following tenderers:
 - International Plumbing Solutions Pty Ltd, as Trustee for the New Plumbing Solutions Unit Trust
 - Shield Plumbing and Drainage Pty Ltd
- 2) Awards Contract CT2021151 Plumbing and Associated Services Panel – Package B Capital Works and New Installations for a principal contract term of four years with a one-year option to extend commencing on 1 October 2022 to the following tenderers:
 - International Plumbing Solutions Pty Ltd, as Trustee for the New Plumbing Solutions Unit Trust
 - Shield Plumbing and Drainage Pty Ltd
- 3) Authorises the Chief Executive Officer to finalise and execute the contract documents on behalf of Council.
- 4) Authorises the Chief Executive Officer to review and approve the option to extend the contract subject to satisfactory performance reviews

CARRIED UNANIMOUSLY

9. NOTICES OF MOTION

Nil

10. URGENT BUSINESS

Nil

11. CONSIDERATION OF REPORTS CONSIDERED CONFIDENTIAL**CLOSE OF MEETING**

Council Resolution

MINUTE NO. 22-071**MOVED: Cr. S Rennie**
SECONDED: Cr. J Williams

In accordance with Section 66(2) of the *Local Government Act 2020*, Council may resolve to close the meeting to members of the public to consider the following items, designated confidential by the Interim Chief Executive Officer on the basis that the matters are confidential in accordance with Section 3(1) of the *Act*.

11.1 Preston Market SAC Panel Position

This item is designated confidential because it is land use planning information, being information that if prematurely released is likely to encourage speculation in land values and legal privileged information, being information to which legal professional privilege or client legal privilege applies, pursuant to Section 3(1) (c) and (e) of the *Act*.

CARRIED UNANIMOUSLY

The meeting was closed to the members of the public at 7.40 pm.

The Council considered and resolved on Item 11.1 – Preston Market SAC Panel Position in the closed meeting.

RE-OPENING OF MEETING

Council Resolution

MINUTE NO. 22-072**MOVED: Cr. S Rennie**
SECONDED: Cr. J Williams

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

CARRIED UNANIMOUSLY

The meeting was re-opened to the members of the public at 7.54pm

12. CLOSE OF MEETING


The meeting closed at 7.54pm.

**CITY OF
DAREBIN**

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