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MINUTES OF THE COUNCIL MEETING

Held on Monday 15 August 2016

Released to the public on Thursday 18 August 2016

Table of Contents

Item Number	Page Number
1. PRESENT	1
2. APOLOGIES	2
3. DISCLOSURES OF CONFLICTS OF INTEREST	2
4. CONFIRMATION OF THE MINUTES OF COUNCIL MEETINGS.....	2
5. PUBLIC QUESTION TIME	3
6. CONSIDERATION OF REPORTS.....	7
6.1 SAY NO TO RACISM TRAINING PACKAGE.....	7
6.2 DAREBIN ELECTRONIC GAMING MACHINE POLICY – UPDATE ON ADVOCACY ACTIVITIES AND COMMUNITY EDUCATION / PREVENTION PROGRAMS.....	9
6.3 INCREASING THE PROVISION OF NETBALL COURTS IN DAREBIN - A VICTORIAN STATE GOVERNMENT PROGRAM.....	11
6.4 AMENDMENT GC42	14
6.5 PROPOSED ROAD DISCONTINUANCE REAR 33 TO 37 COOPER STREET AND 34 TO 38 ASLING STREET, PRESTON	17
6.6 APPOINTMENT OF EXTERNAL AUDIT COMMITTEE MEMBER	19
7. CONSIDERATION OF RESPONSES TO NOTICES OF MOTION AND GENERAL BUSINESS.....	20
7.1 MURALS AT RUBIE THOMSON RESERVE AND SMITH STREET, COLLINGWOOD	20
8. NOTICES OF MOTION.....	22
8.1 FUTURE OF PRESTON MARKET	22
8.2 FUNDING OF SCHOOL CROSSINGS IN DAREBIN	26
8.3 INCREASED POLICE NUMBERS IN DAREBIN	27
9. URGENT BUSINESS	29
10. GENERAL BUSINESS	29
11. PETITIONS.....	29
12. REPORTS OF STANDING COMMITTEES	29
13. RECORDS OF ASSEMBLIES OF COUNCILLORS	30
13.1 ASSEMBLIES OF COUNCILLORS HELD	30
14. REPORTS BY MAYOR AND COUNCILLORS.....	31
14.1 REPORT OF CR. VINCE FONTANA, MAYOR	31
14.2 REPORT OF CR. BO LI.....	31
14.3 REPORT OF CR. GAETANO GRECO.....	32
14.4 REPORT OF CR. TIM LAURENCE	32
14.5 REPORT OF CR. TRENT MCCARTHY	33
14.6 REPORT OF CR. OLIVER WALSH.....	33
14.7 REPORT OF CR. STEVEN TSITAS.....	33

Table of Contents

Item Number	Page Number
15. CONSIDERATION OF REPORTS CONSIDERED CONFIDENTIAL.....	34
15.1 LEGAL FEES	35
16. CLOSE OF MEETING	36

**MINUTES OF THE ORDINARY MEETING OF THE
DAREBIN CITY COUNCIL HELD AT DAREBIN CIVIC CENTRE,
350 HIGH ST, PRESTON ON MONDAY 15 AUGUST 2016**

THE MEETING OPENED AT 7.00 PM

1. PRESENT

Councillors

Cr. Vince Fontana (Mayor) (Chairperson)
Cr. Gaetano Greco
Cr. Tim Laurence
Cr. Bo Li
Cr. Trent McCarthy
Cr. Steven Tsitas
Cr. Oliver Walsh

Council Officers

Steve Hamilton – Acting Chief Executive
Katrina Knox – Director Community Development
Allan Cochrane – Acting Director Corporate Services
Sally Jones – Acting Director Culture, Leisure and Works
Jacinta Stevens – Executive Manager Corporate Governance and Performance
Verika Jokic – Senior Media Advisor
Katia Croce – Coordinator Council Business
Jody Brodribb – Council Business and Governance Officer

2. APOLOGIES

Cr. Villella is on an approved leave of absence.

An apology was lodged on behalf of Cr. Julie Williams.

3. DISCLOSURES OF CONFLICTS OF INTEREST

Nil

4. CONFIRMATION OF THE MINUTES OF COUNCIL MEETINGS

Council Resolution

MOVED: Cr. G. Greco
SECONDED: Cr. O. Walsh

THAT the Minutes of the Ordinary Meeting of Council held on 1 August 2016 be confirmed as a correct record of business transacted.

CARRIED

5. PUBLIC QUESTION TIME

MINUTE NO. 314

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

- **Anne Laver submitted the following question:**

“To the Mayor and the Council

I refer to the Audit Committee Report dated 6th June 16. Item 6.1 Matters arising from the previous minutes. Item 28 Internal Audit Report and page 24 for the Internal Audit Report.

My Question is when will the Council review this polity of self-authorisation of expenses? The policy is contrary to S3C of the Act to ensure transparency and accountability in Council decision making.”

The Chairperson, Cr. Fontana provided the following response:

“Section 3C of the Local Government Act (the Act) sets out the objectives of Council when facilitating Council business. As highlighted by Ms Laver one of the objectives is to ensure transparency and accountability in Council decision-making.

Section 75 of the Local Government Act requires Council’s to adopt and maintain a policy in relation to the reimbursement of expenses for Councillors and Committee members.

Council has appropriately adopted the Councillor Support and Expenses Policy 2013 (the Policy), as required under Section 75B of the Local Government Act adhering to its responsibility to ensure transparency and accountability in relation to expenses and reimbursements. The Policy provides that Councillors submit a signed declaration electronically or in hard copy for mobile phone and cab charges to the Corporate Governance and Performance Department within 14 days of the account being sent. With a further 14 days provided after submitting the declaration to make payment to the Council for any non-council related expenses incurred. The onus is on each individual councillor to make a true declaration before submitting it to the Governance Department for endorsement.

To ensure enhanced transparency in relation to expenses and reimbursements incurred by individual councillors, the information is published quarterly on Council’s website within one week of reporting the information to Council’s Audit Committee.”

- **Anne Laver submitted the following question:**

“I refer to the Audit Report dated 6th June 16 and Councillor Expenses and Support Policy. Item 12.1 Councillor Support and Expenses, S75b of the Act.

As at that date certain councillors had outstanding monies owing to the Council. When will this money be repaid?”

The Chairperson provided the following response:

“Officers have advised that there are currently no outstanding monies owed to Council by any councillor.”

- **Serena O'Meley of Reservoir submitted the following questions:**

1. (a) *Can you please confirm that only the former Ruthven Primary School site will be valued on a GRZ2 zoning and that the 1.8ha of land adjoining the Merri Creek at the former Lakeside Secondary College will be valued on an Industrial zoning?*
(b) *Why has the Education Department had to proceed independently with the valuation of these two parcels of land without instructions from Council?*
2. *Will you please note for the public record my acknowledgment of your offer of a meeting with the Mayor and CEO to discuss the Ruthven and Lakeside sites, and that my reason for declining is because I am concerned about perceptions regarding such a meeting when the State Ombudsman is investigating my complaint which relates to the two sites?*

The Chairperson, Cr. Fontana provided the following responses:

1. (a) *Representatives from the Department of Education and Training and the Department of Environment Land Water and Planning have advised Council that the Victorian Government seeks to obtain valuations on the basis outlined in your question.*
(b) *The answer to your question would be more appropriately answered by the Department of Education and Training, not Council.*
2. *Thank you Serena, your concerns have been publicly acknowledged.*

- **Peter Thomson of Reservoir submitted the following question:**

"Will you the city of Darebin boycott the consumption of any CUB products?"

The Chairperson advised that the question would not be responded pursuant to section 54(6) of the *Darebin Governance Local Law* as it relates to a matter outside the duties functions and powers of Council.

- **Manny Spiteri from the Preston Market Traders submitted the following question:**

"How and when as a result of this major amendment has the Council met with and consulted with traders as specified by this document (Darebin Planning Scheme C135) as by my research and questioning the Council has not met with the traders to implement the recommendations and actions specified under the amendment."

The Chairperson, Cr. Fontana advised that more information was required in relation to this matter and that a response would be provided in writing to Mr Spiteri.

- **David Lester of Reservoir submitted the following questions:**

1. *What measures do Council plan to ensure residents affected by the proposed closure of Cheddar Rd and Carol St to have ready access to their home while also allowing emergency services and access regress through, both north and south of Carrol St?*
2. *What measures will Council undertake to ensure procedural fairness and transparency planning decisions are made.*

- **Dulcie Hook of Reservoir submitted the following question:**

"My concern is regarding Council's proposed permanent closure of the central median strip on Cheddar Road at Carrol Street, Reservoir. I live in Carrol Street.

The letter dated 12 July 2016 – with queries or comments by 25 July 2016, was not received until 4 August 2016 with the 'Preston Leader'. Some folks have not seen it.

Why have you planned this action? I ask you Councillor's, and the Engineers, what points you considered before coming to your decision? Did you visit the site?

- I don't believe this intersection is a 'black spot' area. There is uninterrupted visibility to the left and to the right.*
- Carrol Street is not busy at the late afternoon peak time there is more traffic with vehicles diverting from Broadway along Carrol Street to avoid the top of Broadway congestion. Vehicles coming from Reservoir Station direction into Carrol Street would also be affected if the strip is closed.*

More traffic will need to wind through residential streets; those going further north will use the Crookston Road median strip. Do you plan to close that also? Then to close the two strips further north?

The letter also blatantly falsely states the Reservoir level crossing is to be grade separated by 2018. The State Government announced that work to start in 2018 – finish 2022 (i.e. if they really do as promised).

My request is that you meet with concerned people at the Cheddar Road, Carrol Street intersections and you also have community consultation.

We look forward to hearing from you in writing please."

Steve Hamilton, Acting Chief Executive Officer provided a combined response to Mr Lester and Ms Hook and advised that the proposed closure for the roads in question is no longer proceeding. Officers will consult with the effected residents in the normal course of operations. A written response will also be provided.

- **Amy Stubberfield of Reservoir submitted the following question:**

Does the Council currently have any plans, or future plans to address the gender pay gap amongst workers?

The Chairperson, Cr. Fontana advised that the question related to an operational matter and would be taken on notice.

- **Keith Coffey of Reservoir submitted the following question:**

- 1. Is there anyone who inspects the quality and workmanship of footpath replacement once completed? E.g. 93 Darebin Blvd, Reservoir. The footpath is uneven and tripping hazard.*
- 2. Is it possible to have lights installed along the walking path at Bundoora Park?*

The Chairperson, Cr. Fontana provided the following responses:

- 1. Inspections do occur after works but a further inspection will occur and a response provided.*
- 2. The question will be taken on notice and a written response provided.*

- **Nahin of Preston submitted the following question:**

- 1. What is the Council doing to maintain the culture at Preston Market?*
- 2. What is the Council doing all the parking loss due to the redevelopment of the Preston Market seeing the Council is taking over the responsibility of the market parking?*

The Chairperson, Cr. Fontana provided the following responses:

- 1. In relation to Preston Market, officers will liaise with owners of the market to ensure everyone is happy and working for the right reasons.*

2. *In relation to parking on site, there has not been any redevelopment commence. A recent presentation was made to Council by the owners of the market regarding proposed changes. Parking issues will be addressed once a planning application is received by Council. Council has recently commenced monitoring the parking at the market.*

- **Mahsa Hajjari of Heidelberg Heights submitted the following question:**

“Has any consultation occurred with the community regarding developments at the Preston Market?”

The Chairperson, Cr. Fontana provided the following responses:

“Once a full set of plans have been received regarding the developments, they will be assessed to determine how the plans comply with the Council’s suggestions for the market. There have been concerns from Councillors as have been raised in the past regarding the future of the market and what will be further offered in relation to community benefits.”

Response to Public Question taken on notice at the Council meeting on 1 August 2016

At the Council meeting held on 1 August 2016, the following question submitted from Peter Thomson of Reservoir was taken on notice by the Chairperson.

“To provide the old library in Ralph Street, Reservoir for the use as an office/cultural space for the Wurundjeri”.

In accordance section 54(12) of the Darebin Governance Local Law, the following written response has now been provided to Mr Thomson from the Acting Director Assets and Business Services:

“I refer to Council’s meeting of 1 August 2016, during which you raised a question during public question time, asking that Council provide the former Reservoir Library in Ralph Street, Reservoir for use as office/cultural space for the Wurundjeri Tribe Land Compensation and Cultural Heritage Council.

Thank you for your interest in locating within the Darebin City Council.

The former Reservoir Library in Ralph Street, Reservoir is currently surplus to Council requirements. The building itself is not presently fit for habitation as it requires re-roofing, flooring, essential safety measures and removal of internal hazardous materials (asbestos). Additionally, the former library building sits in the middle of a large parcel of land owned by Council which has significant potential for development in line with the Reservoir Structure Plan which has been approved by Council.

Officers previously presented a report to Council at its meeting of 16 May 2016 seeking Council approval to undertake a detailed assessment of options to redevelop the site. Consideration of the matter was deferred and it has rescheduled to the meeting of 5 September 2016.

Darebin has several facilities in the Reservoir/Bundoora area with spare capacity for hosting community groups. Should you or your organisation require access to community facilities or community space within the City of Darebin, please contact me with some specific details of the nature of the space you require (e.g. area in m², hours of use, access requirements, what it would be required for, community benefits and how the services align with Council’s strategic goals) and we will see what is available. Alternatively, we may be able to assist you to locate commercial office space in the Darebin area.”

6. CONSIDERATION OF REPORTS

6.1 SAY NO TO RACISM TRAINING PACKAGE

MINUTE NO. 315

Author: Manager Children, Family and Community

Reviewed By: Director Community Development

Report Background

This report provides an update in relation to the promotion and marketing of the Say NO to Racism Training (SNTR0 package as resolved at the council meeting held on 6 June 2016.)

Previous Council Resolution

At its meeting on 6 June 2016, Council resolved:

'That Council:

.....

(5) Write to Mr Robin Scott MP, State Minister for Multiculturalism, to consider using the training package to facilitate anti-racism training for staff in the Victorian public sector and for the Victorian community generally as proposed by the South Australian government.

(6) Request a further report be provided at the first Council meeting in August 2016 on how to promote the use of the successful training package to Federal Government departments and other organisations and groups.'

Previous Briefing

This matter has not previously been to a Councillor briefing.

Council Plan Goal/Endorsed Strategy

Darebin Anti-Racism Strategy 2012-2017

Summary

Following the development of the training package, 19 training sessions over the past 18 months have been delivered through local Councils and education providers, realising approximately one Say NO to Racism training session has been delivered every 4 weeks in the Victorian community since 2015.

Further work is now underway to respond to the reach of the program specifically with sporting clubs and state government agencies and departments. Council has begun working with Polykala on developing a Communication and Marketing plan to support efforts to increase the uptake of the program.

Council has written to Mr Robin Scott, Minister of Multicultural Affairs to encourage use of the training package across the Victorian Public Sector.

Council Resolution

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

That Council, note the activities to date and proposed future activities to support the ongoing promotion of the Say No to Racism training package into other sectors including sporting clubs, associations and Federal and State Government agencies and departments.

CARRIED

**6.2 DAREBIN ELECTRONIC GAMING MACHINE POLICY –
UPDATE ON ADVOCACY ACTIVITIES AND COMMUNITY
EDUCATION / PREVENTION PROGRAMS****MINUTE NO. 316****Author:** Manager Children, Families and Community**Reviewed By:** Director Community Development**Report Background**

Council endorsed the Darebin Electronic Gaming Machine Policy 2016-2019 on 18 April 2016. This report provides the details of the significant advocacy and community education activities that have taken place in support of the Policy.

Previous Council Resolution

There has been no previous Council resolution.

Previous Briefing(s)

Councillor E-Bulletin March 2016: 'Council's response to State Government's 'EGM Entitlements review'.

Councillor E-Bulletin May 2016: 'Council's contribution to the Alliance for Gambling Reform advocacy campaign'.

Council Plan Goal/Endorsed Strategy

Darebin Electronic Gaming Machine Policy 2016-2019

Summary

Council is engaged in a range of advocacy activities and community education and prevention programs to maximise the communities' capacity to prevent and address the harms associated with problem gambling including:

- A \$5,000 contribution to the Alliance for Gambling Reform (AGR) to continue their advocacy campaign;
- Becoming a signatory to the Gambling Alliance open letter to the Prime Minister Malcolm Turnbull and Federal Opposition Leader Bill Shorten supporting gambling reforms (**Appendix A**);
- Awareness raising and distribution of information resources in support of the Chinese Peer Connection program for problem gamblers; and
- The distribution of thirty (30) Ka – Ching education kits to local schools and community agencies as part of Council's preventative approach.

Recommendation

That Council note the report and the activities that support the Darebin Electronic Gaming Machine Policy 2016-2019.

Motion

MOVED: Cr. B. Li
SECONDED: Cr. T. McCarthy

That Council note the report and the activities that support the Darebin Electronic Gaming Machine Policy 2016-2019.

Cr. Greco proposed to the mover and seconder that the motion be amended as follows. This was accepted by Cr. Li and Cr. McCarthy.

That Council:

- (1) Note the report and the activities that support the Darebin Electronic Gaming Machine Policy 2016-2019.
- (2) Write to the Minister for Gaming requesting that Darebin receive a greater share of Community Support Funds to promote initiatives against problem gambling in the Darebin area.

THE AMENDED MOTION THEN READ AS FOLLOWS:

Amended Motion

MOVED: Cr. B. Li
SECONDED: Cr. T. McCarthy

That Council:

- (1) Note the report and the activities that support the Darebin Electronic Gaming Machine Policy 2016-2019.
- (2) Write to the Minister for Gaming requesting that Darebin receive a greater share of Community Support Funds to promote initiatives against problem gambling in the Darebin area.

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

Council Resolution

MOVED: Cr.
SECONDED: Cr.

That Council:

- (1) Note the report and the activities that support the Darebin Electronic Gaming Machine Policy 2016-2019.
- (2) Write to the Minister for Gaming requesting that Darebin receive a greater share of Community Support Funds to promote initiatives against problem gambling in the Darebin area.

CARRIED UNANIMOUSLY

Cr. Walsh temporarily left the meeting during discussion of the above item at 7.20 pm and returned at 7.24 pm.

6.3 INCREASING THE PROVISION OF NETBALL COURTS IN DAREBIN - A VICTORIAN STATE GOVERNMENT PROGRAM**MINUTE NO. 317****Author:** Manager Leisure and Public Realm**Reviewed By:** Director Community Development**Report Background**

To provide information to Council on the delivery of a \$9.6 million Victorian State Government program to build 64 compliant, competition ready outdoor netball courts in inner Melbourne.

Previous Council Resolution

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

Previous Briefing(s)

Councillor Briefing: 25 July 2016

Council Plan Goal/Endorsed Strategy

- **Council plan 2013 – 2017** strategies - 2.6 Community health and fitness; and access to opportunities; 2.10 Social and physical connectedness; 2.13 equitable access for all; 2.15 equity in sport; 5.2 access and inclusion
- **Darebin Health and Wellbeing Plan 2013 – 2017** goal 4 – build healthy, safe and accessible places for people to play and connect; goal 5 protect and promote Darebin people's physical health (5.3 – increase regular physical activity for all)
- **Darebin Leisure Strategy and Leisure Services Action Plan 2015 - 2020**

Summary

The Victorian State Government committed \$9.6 million in their pre-election commitments to the delivery of 64 compliant, competition ready outdoor netball courts across the municipalities of Melbourne, Moreland, Yarra and Darebin. It should be noted that this funding is specifically for the delivery of outdoor netball courts.

In conjunction with Sport and Recreation Victoria (SRV), Council officers are part of the Inner City Netball Steering Committee that has been working to deliver the election commitment and increase the provision of netball courts in Darebin. It is likely that Darebin can accommodate up to 23 compliant netball courts under this funding commitment, which equates to approximately \$3,450,000 in grant funding being received by Council across the financial years of 2016/2017, 2017/2018 and beyond. This grant funding is a once-off opportunity.

This report details the proposed locations for additional sports courts, subject to community consultation. Site investigation, detailed design and construction of the identified courts will commence from 1 July 2016.

The delivery of courts in Darebin has already occurred under this funding, with the full reconstruction of three outdoor courts at Darebin Community Sports Centre in 2015/2016.

Recommendation

That Council:

- (1) Notes the report detailing the State Government program to increase the provision of netball courts in Darebin.
- (2) Endorses the sites nominated in the report and notes the contribution additional courts will make in supporting Council's goal of increasing participation of girls and women in sporting activity.

Motion

MOVED: Cr. B. Li

SECONDED: Cr. T. McCarthy

That Council:

- (1) Notes the report detailing the State Government program to increase the provision of netball courts in Darebin.
- (2) Endorses the sites nominated in the report and notes the contribution additional courts will make in supporting Council's goal of increasing participation of girls and women in sporting activity.
- (3) Receives a report on how to improve the identified non-compliant courts with a view of making them compliant, including identifying possible funding sources and opportunities.

Cr. McCarthy proposed to the mover that the motion be amended as follows. This was accepted by Cr. Li.

- (4) Write to all local members of State and Federal Parliament requesting that they advocate to the Victorian Minister for Sport, John Eren, to expedite State Government approval of the Multi-Sports Stadium at John Cain Memorial Park.

THE AMENDED MOTION THEN READ AS FOLLOWS:

Amended Motion

MOVED: Cr. B. Li

SECONDED: Cr. T. McCarthy

That Council:

- (1) Notes the report detailing the State Government program to increase the provision of netball courts in Darebin.
- (2) Endorses the sites nominated in the report and notes the contribution additional courts will make in supporting Council's goal of increasing participation of girls and women in sporting activity.
- (3) Receives a report on how to improve the identified non-compliant courts with a view of making them compliant, including identifying possible funding sources and opportunities.

- (4) Write to all local members of State and Federal Parliament requesting that they advocate to the Victorian Minister for Sport, John Eren, to expedite State Government approval of the Multi-Sports Stadium at John Cain Memorial Park.

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

Council Resolution

MOVED: Cr. B. Li
SECONDED: Cr. T. McCarthy

That Council:

- (1) Notes the report detailing the State Government program to increase the provision of netball courts in Darebin.
- (2) Endorses the sites nominated in the report and notes the contribution additional courts will make in supporting Council's goal of increasing participation of girls and women in sporting activity.
- (3) Receives a report on how to improve the identified non-compliant courts with a view of making them compliant, including identifying possible funding sources and opportunities.
- (4) Write to all local members of State and Federal Parliament requesting that they advocate to the Victorian Minister for Sport, John Eren, to expedite State Government approval of the Multi-Sports Stadium at John Cain Memorial Park.

CARRIED

6.4 AMENDMENT GC42**MINUTE NO. 318****Author:** Manager City Development**Reviewed By:** Director Assets and Business Services**Report Background**

The purpose of this report is to consider the recommendations of the Amendment GC42 Panel Report (Environmentally Sustainable Development Local Planning Policy) to the Darebin Planning Scheme and to seek Council's endorsement to finalise the amendment for approval. The Panel Report was received on 16 June 2016 and follows the Panel Hearing on 6 June 2016 where the Cities of Darebin and Manningham made a joint submission to the Panel.

Previous Council Resolution

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

That:

HAVING prepared and exhibited Amendment GC42 to the Darebin Planning Scheme under section 19 of the Planning and Environment Act 1987.

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

HAVING considered all submissions to Amendment GC42 under Section 22 of the Planning and Environment Act 1987 in accordance with the separately distributed summary and recommendations.

Council resolves to:

- (1) Note all submissions received in response to Amendment GC42 to the Darebin Planning Scheme.*
- (2) Endorse the officers' recommended responses to the issues raised by submitters as shown in the table forming Appendix A.*
- (3) Endorse Amendment GC42 as exhibited, subject to the changes in Appendix B and Appendix C.*
- (4) Request that the Minister for Planning appoint an independent Panel under Part 8 of the Planning and Environment Act 1987 to consider all submissions received in response to Amendment GC42 to the Darebin Planning Scheme.*
- (5) Advise all submitters of Council's resolution.*
- (6) Include a feature item on this matter in the next Darebin Community News and a feature item on Council's Website.'*

Previous Briefing(s)

- Council briefing 30 November 2015.
- 7 December 2015 (seeking authorisation), and
- 18 April 2016 (seeking referral of amendment to Planning Panel).

Council Plan Goal/Endorsed Strategy

- Council Plan 2013-2017 Goal 3: Lead and work with our community and partners to achieve a rapid transition to an environmentally sustainable city.
- Darebin Housing Strategy 2013.
- Watershed: Towards a Water Sensitive Darebin, Darebin City Council Whole of Water Cycle Management Strategy 2015-2025.
- Watershed: Towards a Water Sensitive Darebin, Implementation Plan 2015-2025.

Summary

- Amendment GC42 proposes the introduction of ESD policies in the Darebin and Manningham Planning Schemes.
- Following a Panel Hearing in early June 2016, which mainly addressed an “in principle” objection from HIA, a Panel Report has been received which is supportive of the Amendment.
- The Panel was supportive of the Amendment and made three minor recommendations for changes to the amendment – the response to these is included in the report below.
- A revised Amendment GC42 is now presented to Council for adoption.
- Manningham City Council will consider their part of the amendment at the Meeting of 30 August 2016.

Council Resolution

MOVED: Cr. T. McCarthy
SECONDED: Cr. B. Li

That Council:

HAVING prepared and exhibited Amendment GC42 to the Darebin Planning Scheme under section 19 of the *Planning and Environment Act 1987*;

HAVING considered all submissions under section 22 of the *Planning and Environment Act 1987*; and

HAVING considered the report of the independent Panel for Amendment C136 under section 27 of the *Planning and Environment Act 1987*;

Resolves to:

- (1) Adopt Amendment GC42 to the Darebin Planning Scheme in accordance with section 29 of the *Planning and Environment Act 1987*, with changes Panel Recommendation 2.
- (2) Adopt Amendment GC42 to the Darebin Planning Scheme in accordance with section 29 of the *Planning and Environment Act 1987*, by adding to Panel Recommendation 3.
- (3) Note that Panel Recommendation 1 will be addressed by Manningham City Council.
- (4) Adopt the documents in **Appendices B and C** as the Amendment GC42 approval documents.
- (5) Submit Amendment GC42 to the Darebin Planning Scheme, together with the prescribed information, to the Minister for Planning in accordance with section 31 of the *Planning and Environment Act 1987*.

- (6) Authorise the Manager City Development to make minor editorial adjustments where necessary to the Amendments for the purpose of clarification, or strengthening Council position and in discussion with the Department of Environment, Land, Water and Planning to support approval.

CARRIED UNANIMOUSLY

6.5 PROPOSED ROAD DISCONTINUANCE REAR 33 TO 37 COOPER STREET AND 34 TO 38 ASLING STREET, PRESTON

MINUTE NO. 319

Author: Manager Assets and Properties**Reviewed By:** Director Assets and Business Services**Report Background**

This report is to advise Council on the outcome of the statutory procedures relating to the proposed discontinuance of the Road rear 33 to 37 Cooper Street and 34 to 38 Asling Street, Preston.

Previous Council Resolution

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

That Council:

- (1) *Commence the statutory procedures under section 206 and clause 3 of Schedule 10 to the Local Government Act 1989 ("the Act") to discontinue the road adjoining 33 to 37 Cooper Street and 34 to 38 Asling Street, Preston (**Appendix A**).*
- (2) *Give public notice under sections 207A and 82A and 223 of the Act of the proposed discontinuance in the appropriate newspapers and on Council's website and such notice state that if discontinued, Council proposes to sell the land from the discontinued road to the adjoining property owners by private treaty, provided however, that if the discontinued road or any part of the discontinued road, for whatever reason, is not capable of being sold to the adjoining property owners by private treaty, then Council will transfer to itself the discontinued road or any part of the discontinued road.'*

Previous Briefing(s)

25 July 2016

Council Plan Goal/Endorsed Strategy

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

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

Summary

This report provides the history and background relating to the right-of-way/road adjoining 33-37 Cooper Street and 34-38 Asling Street, Preston as shown in **Appendix A** as well as the outcome of the statutory procedures into its proposed discontinuance.

In 1997, Council resolved to discontinue and sell part of the right-of-way/road bound by Cooper, Fettling, Asling and Spring Streets in Preston. The part of the right-of-way/road adjoining 33-37 Cooper Street and 34-38 Asling Street, Preston (Road) was not included in the discontinuance at that time.

In 2015, Council received an enquiry from an adjoining property owner for the potential discontinuance and purchase of the Road. Initial investigations identified that the Road is occupied and although it is not listed in Council's Register of Public Roads it is a road on title.

All adjoining property owners were notified of the proposal. The owner of 33 Cooper Street has confirmed their interest in acquiring land from the Road at the rear of their property, if it were to be discontinued.

No objections have been received from adjoining property owners, service authorities or other Council departments in relation to the proposal.

At its Ordinary Meeting on 18 April 2016, Council resolved to commence the statutory procedures and give public notice of the proposed discontinuance of the Road.

Public notice of the proposal was given in Preston Leader and Northcote Leader newspapers on Tuesday, 24 May 2016. Notification was also given on Council's website. The notice period ended on Friday 24 June 2016 with no submissions received.

This report provides the outcome of the statutory procedures for the proposed discontinuance and sale of the section of Road rear 33 to 37 Cooper Street and 34 to 38 Asling Street, Preston, and, now upon their completion, recommends that the Road be discontinued and sold by private treaty in accordance with Council policy and transfer any land not sold to itself.

Council Resolution

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

That Council:

Having given public notice of a proposal to discontinue the road at the rear of 33 to 37 Cooper Street and 34 to 38 Asling Street, Preston, shown hatched on **Appendix A** to this report, and having received no submissions in respect of this proposal under section 223 of the *Local Government Act 1989*:

- (1) Discontinues the road in accordance with section 206 and schedule 10, Clause 3 to the *Local Government Act 1989*;
- (2) Directs that a notice be published in the Victoria Government Gazette;
- (3) Directs that the land from the road be sold by private treaty to the owners of the adjoining properties in accordance with Council policy and signed "in-principle" agreements;
- (4) Signs and seals all documents relating to the sale of any land from the discontinued road to the owners of the adjoining properties; and
- (5) Delegates power to the Chief Executive Officer to do all other acts to enable any land from the Road not sold to the adjoining property owners to be transferred to Council.

CARRIED

6.6 APPOINTMENT OF EXTERNAL AUDIT COMMITTEE MEMBER

MINUTE NO. 320

Author: Acting Director Corporate Services**Reviewed By:** Acting Chief Executive**Report Background**

The Audit Committee is an Advisory Committee appointed by the Council pursuant to section 139 of the *Local Government Act 1989* to assist Council in fulfilling its requirements relating to internal control mechanisms and external reporting requirements. The Committee comprises two Councillors and three external members, one of whom is currently the Chairperson.

Previous Council Resolution

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

Previous Briefing(s)

This matter has not previously been to a Councillor briefing.

Council Plan Goal/Endorsed Strategy

Open and Accountable Democracy

Summary

The Director Corporate Services commenced a selection process and, through an advertisement in *The Age* on 14 May 2016 and the *Preston and Northcote Leader* newspapers in the week immediately following 14 May 2016, sought expressions of interest for an external member appointment to the Audit Committee. Ten applications of a high calibre were received.

A short list of applicants was selected and the selection panel of the Mayor, Director Assets and Business Services and the Acting Director Corporate Services conducted interviews in the second week of July 2016.

Council Resolution

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

That Council endorses the appointment of Ms Lisa Tripodi as an external member of Council's Audit Committee for a three year term (concluding July 2019) with an option of a further one year term by mutual consent (concluding July 2020).

CARRIED

7. CONSIDERATION OF RESPONSES TO NOTICES OF MOTION AND GENERAL BUSINESS

7.1 MURALS AT RUBIE THOMSON RESERVE AND SMITH STREET, COLLINGWOOD

MINUTE NO. 321

Author: Manager Creative Culture

Reviewed By: Director Community Development

Report Background

This report is in response to Notice of Motion No. 275 from the Council meeting held 4 April 2016.

Previous Council Resolution

At its meeting on 4 April 2016, Council resolved:

That Council:

- (1) *Express dismay at the ongoing vandalism and tagging of the 'Youth' mural at Rubie Thomson Reserve, Northcote and the 'Northcote Women' mural in Smith Street, Fitzroy.*
- (2) *Consults with Megan Evans, Eve Glenn and other artists associated with these murals along with Darebin residents, Darebin Arts Ambassadors, Yarra City Council (specifically in relation to the 'Northcote Women' mural located in Fitzroy) and other stakeholders to explore the potential for restoration, recreation and/or re-imagination of each mural, drawing on Council's experience with the Northcote Koorie mural in St Georges Road. Councillors should also be invited to participate in this consultation process.*
- (3) *Receives a report on the results of this consultation process and the options available to Council by August 2016.'*

Previous Briefing(s)

This matter has previously been to a Councillor briefing on Monday 25 July 2016.

Council Plan Goal/Endorsed Strategy

- Darebin Arts Strategy 2014-2020
- Darebin Council Plan 2013-2017, Goal 4 – A Thriving Creative Culture

Summary

Darebin's youth mural in Rubie Thomson Reserve, Northcote, has been defaced beyond repair after vandals almost completely covered it in graffiti. This report presents to Council, options for consideration that explore the restoration or recreation of the youth mural. The options have cost implications ranging from \$15,000 to \$150,000.

In addition, the report details the City of Yarra's response to the defacing of the *Bomboniere to Barbed Wire* — also known as the Northcote women's mural — in Fitzroy that was destroyed by tagger Nost in February 2016.

Recommendation

That Council:

- (1) Notes the consultation and with the City of Yarra and outcomes in relation to the Bomboniere to Barbed Wire Mural.
- (2) Endorses Option 4 to install an Historic Marker within the Rubie Thomson Reserve that details the background and historical significance of the Youth Mural.

Council Resolution

MOVED: Cr. T. McCarthy

SECONDED: Cr. T. Laurence

That Council:

- (3) Notes the consultation and with the City of Yarra and outcomes in relation to the Bomboniere to Barbed Wire Mural.
- (4) Endorses Option 4 to install an Historic Marker within the Rubie Thomson Reserve that details the background and historical significance of the Youth Mural and to refer the other Options identified in the report to the 2017/2018 budget process.

CARRIED UNANIMOUSLY

8. NOTICES OF MOTION

8.1 FUTURE OF PRESTON MARKET

MINUTE NO. 322

NOTICE OF MOTION NO.

300

CR. GAETANO GRECO

Take notice that at the Ordinary meeting to be held on 15 August 2016, it is my intention to move:

That Council notes:

- (1) *The iconic significance Preston Market represents to the economic, social and multicultural life of Darebin and the broader northern region as noted in the Darebin Tourism Strategy.*
- (2) *Preston Market's more than 45 year history as an ongoing fresh food market, making it one of the oldest markets in Melbourne and a jewel of the north ranking only second to Victoria Market in Melbourne.*
- (3) *The Preston Market's critical role in providing accessible, affordable Australian grown fresh food and vegetables to Darebin residents including low socio economic families, a goal embedded in Darebin's Food Security Policy and Urban Food Production Strategy.*
- (4) *The enormous economic activity and the hundreds of ongoing jobs that over 150 small family business stall holders bring to Darebin making it the commercial life blood of the Preston activity centre.*
- (5) *The growing anxiety and strain many traders at Preston Market are now facing in light of the proposed redevelopment of the site by the owner/developers reported in numerous articles in the Leader newspaper.*

And that Council:

- (1) *Organise an urgent meeting to be held before the end of August at a suitable time and venue formally inviting all Preston Market stall holders to discuss their concerns about the future of the market. The meeting may be coordinated by the Economic Development unit of Council or other relevant officers, at the discretion of the Chief Executive.*
- (2) *The Mayor write to all five local state upper house members and local state MPs including local member for Preston Robin Scott urging the state government to acknowledge the potential economic value to the government and social and cultural benefits to the residents of Darebin and the broader northern community by purchasing the Preston Market and to safe guard it from private sector commercial and development interests.*

Notice Received:

2 August 2016

Notice Given to Councillors:

8 August 2016

Date of Meeting:

15 August 2016

Motion

MOVED: Cr. G. Greco

SECONDED: Cr. B. Li

That Council notes:

- (1) The iconic significance Preston Market represents to the economic, social and multicultural life of Darebin and the broader northern region as noted in the Darebin Tourism Strategy.
- (2) Preston Market's more than 45 year history as an ongoing fresh food market, making it one of the oldest markets in Melbourne and a jewel of the north ranking only second to Victoria Market in Melbourne.
- (3) The Preston Market's critical role in providing accessible, affordable Australian grown fresh food and vegetables to Darebin residents including low socio economic families, a goal embedded in Darebin's Food Security Policy and Urban Food Production Strategy.
- (4) The enormous economic activity and the hundreds of ongoing jobs that over 150 small family business stall holders bring to Darebin making it the commercial life blood of the Preston activity centre.
- (5) The growing anxiety and strain many traders at Preston Market are now facing in light of the proposed redevelopment of the site by the owner/developers reported in numerous articles in the Leader newspaper.

And that Council:

- (1) Organise an urgent meeting to be held before the end of August at a suitable time and venue formally inviting all Preston Market stall holders to discuss their concerns about the future of the market. The meeting may be coordinated by the Economic Development unit of Council or other relevant officers, at the discretion of the Chief Executive.
- (2) The Mayor write to all five local state upper house members and local state MPs including local member for Preston Robin Scott urging the state government to acknowledge the potential economic value to the government and social and cultural benefits to the residents of Darebin and the broader northern community by purchasing the Preston Market and to safe guard it from private sector commercial and development interests.

Cr. Li proposed to the mover that the motion be amended as follows. This was accepted by Cr. Greco.

- (3) Receives a report on the outcomes of the meeting and any possible actions to be facilitated by the Council.

With leave of the Chairperson, and upon receipt of advice from the Acting Chief Executive, Steve Hamilton, it was proposed to amend point (1) of section two of the motion as follows.

- (1) Organise an urgent meeting to be held **as soon as possible** ~~before the end of August~~ at a suitable time and venue formally inviting all Preston Market stall holders to discuss their concerns about the future of the market. The meeting may be coordinated by the Economic Development unit of Council or other relevant officers, at the discretion of the Chief Executive.

THE AMENDED MOTION THEN READ AS FOLLOWS:

Amended Motion

MOVED: Cr. G. Greco

SECONDED: Cr. B. Li

That Council notes:

- (1) The iconic significance Preston Market represents to the economic, social and multicultural life of Darebin and the broader northern region as noted in the Darebin Tourism Strategy.
- (2) Preston Market's more than 45 year history as an ongoing fresh food market, making it one of the oldest markets in Melbourne and a jewel of the north ranking only second to Victoria Market in Melbourne.
- (3) The Preston Market's critical role in providing accessible, affordable Australian grown fresh food and vegetables to Darebin residents including low socio economic families, a goal embedded in Darebin's Food Security Policy and Urban Food Production Strategy.
- (4) The enormous economic activity and the hundreds of ongoing jobs that over 150 small family business stall holders bring to Darebin making it the commercial life blood of the Preston activity centre.
- (5) The growing anxiety and strain many traders at Preston Market are now facing in light of the proposed redevelopment of the site by the owner/developers reported in numerous articles in the Leader newspaper.

And that Council:

- (1) Organise an urgent meeting to be held as soon as possible at a suitable time and venue formally inviting all Preston Market stall holders to discuss their concerns about the future of the market. The meeting may be coordinated by the Economic Development unit of Council or other relevant officers, at the discretion of the Chief Executive.
- (2) The Mayor write to all five local state upper house members and local state MPs including local member for Preston Robin Scott urging the state government to acknowledge the potential economic value to the government and social and cultural benefits to the residents of Darebin and the broader northern community by purchasing the Preston Market and to safe guard it from private sector commercial and development interests.
- (3) Receives a report on the outcomes of the meeting and any possible actions to be facilitated by the Council.

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

Council Resolution

MOVED: Cr. G. Greco

SECONDED: Cr. B. Li

That Council notes:

- (1) The iconic significance Preston Market represents to the economic, social and multicultural life of Darebin and the broader northern region as noted in the Darebin Tourism Strategy.

- (2) Preston Market's more than 45 year history as an ongoing fresh food market, making it one of the oldest markets in Melbourne and a jewel of the north ranking only second to Victoria Market in Melbourne.
- (3) The Preston Market's critical role in providing accessible, affordable Australian grown fresh food and vegetables to Darebin residents including low socio economic families, a goal embedded in Darebin's Food Security Policy and Urban Food Production Strategy.
- (4) The enormous economic activity and the hundreds of ongoing jobs that over 150 small family business stall holders bring to Darebin making it the commercial life blood of the Preston activity centre.
- (5) The growing anxiety and strain many traders at Preston Market are now facing in light of the proposed redevelopment of the site by the owner/developers reported in numerous articles in the Leader newspaper.

And that Council:

- (1) Organise an urgent meeting to be held as soon as possible at a suitable time and venue formally inviting all Preston Market stall holders to discuss their concerns about the future of the market. The meeting may be coordinated by the Economic Development unit of Council or other relevant officers, at the discretion of the Chief Executive.
- (2) The Mayor write to all five local state upper house members and local state MPs including local member for Preston Robin Scott urging the state government to acknowledge the potential economic value to the government and social and cultural benefits to the residents of Darebin and the broader northern community by purchasing the Preston Market and to safe guard it from private sector commercial and development interests.
- (3) Receives a report on the outcomes of the meeting and any possible actions to be facilitated by the Council.

CARRIED

Cr. Greco called for a Division:

<u>For</u>	<u>Against</u>
Cr. Bo Li	Cr. Steven Tsitas
Cr. Vince Fontana	Cr. Tim Laurence
Cr. Oliver Walsh	
Cr. Gaetano Greco	
Cr. Trent McCarthy	

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

Cr. Walsh temporarily left the meeting during discussion of the above item at 7.55 pm and returned at 7.56 pm.

8.2 FUNDING OF SCHOOL CROSSINGS IN DAREBIN

MINUTE NO. 323

NOTICE OF MOTION NO.

302

CR. OLIVER WALSH

Take notice that at the Ordinary meeting to be held on 15 August 2016, it is my intention to move:

That the Mayor write to the relevant state government minister seeking an urgent meeting regarding future funding of school crossings in Darebin.

Notice Received: 2 August 2016

Notice Given to Councillors: 8 August 2016

Date of Meeting: 15 August 2016

Motion

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

That the Mayor write to the relevant state government minister seeking an urgent meeting regarding future funding of school crossings in Darebin.

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

That the Mayor write to the relevant state government ministers seeking an urgent meeting regarding future funding of school crossing **supervisors** in Darebin.

THE AMENDED MOTION THEN READ AS FOLLOWS:

Amended Motion

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

That the Mayor write to the relevant state government ministers seeking an urgent meeting regarding future funding of school crossing supervisors in Darebin.

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

Council Resolution

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

That the Mayor write to the relevant state government ministers seeking an urgent meeting regarding future funding of school crossing supervisors in Darebin.

CARRIED UNANIMOUSLY

8.3 INCREASED POLICE NUMBERS IN DAREBIN

MINUTE NO. 324

NOTICE OF MOTION NO.

303

CR. OLIVER WALSH

Take notice that at the Ordinary meeting to be held on 15 August 2016, it is my intention to move:

That Council:

(1) Notes that:

- (a) Property and Deception offences have increased throughout Darebin as a whole
- (b) Justice and Procedures offences have increased in locations such as Bundoora, Kingsbury, Thornbury, Alphington and Fairfield.
- (c) Drug Offences have increased in locations such as Preston and Reservoir.
- (d) That Crimes against the person have increased in suburbs such as Northcote

(2) Resolves to write to the Minister for Police advocating for higher Police numbers in Darebin.

Notice Received:

2 August 2016

Notice Given to Councillors:

8 August 2016

Date of Meeting:

15 August 2016

Motion

MOVED: Cr. O. Walsh

SECONDED: Cr. T. Laurence

That Council:

(1) Notes that:

- (a) Property and Deception offences have increased throughout Darebin as a whole
- (b) Justice and Procedures offences have increased in locations such as Bundoora, Kingsbury, Thornbury, Alphington and Fairfield.
- (c) Drug Offences have increased in locations such as Preston and Reservoir.
- (d) That Crimes against the person have increased in suburbs such as Northcote

(2) Resolves to write to the Minister for Police advocating for higher Police numbers in Darebin.

With leave of the Chairperson, Cr. Fontana, Cr. Laurence withdrew his seconding of the motion.

Alternate Motion

MOVED: Cr. O. Walsh

SECONDED: Cr. B. Li

That the Notice of Motion be deferred to the next Council meeting.

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

Council Resolution

MOVED: Cr. O. Walsh
SECONDED: Cr. B. Li

That the Notice of Motion be deferred to the next Council meeting.

CARRIED

Cr. Tsitas temporarily left the meeting during discussion of the above item at 8.19 pm.

9. URGENT BUSINESS

Nil

10. GENERAL BUSINESS

Nil

11. PETITIONS

Nil

12. REPORTS OF STANDING COMMITTEES**12.1 HEARING OF SUBMISSIONS COMMITTEE****MINUTE NO. 325**

The Hearing of Submissions Committee is a Special Committee appointed by Council to hear and report to Council on submissions received by Council in accordance with section 223 of *the Local Government Act 1989*.

A meeting of the Hearing of Submissions Committee was held on 1 August 2016. The minutes of the meeting have been circulated to Councillors and are available to the public.

Council Resolution

MOVED: Cr. T. McCarthy**SECONDED: Cr. B. Li**

That report of the Hearing of Submissions Committee held on 1 August 2016 be received and the Committee Recommendations be adopted.

CARRIED

13. RECORDS OF ASSEMBLIES OF COUNCILLORS**13.1 ASSEMBLIES OF COUNCILLORS HELD****MINUTE NO. 326**

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

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

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

An Assembly of Councillors record was kept for:

- Darebin Education Committee – 19 July 2016
- Darebin Arts Ambassadors Reference Group – 19 July 2016
- Councillor Briefing session – 25 July 2016
- Councillor Special Meeting – 27 July 2016
- Darebin Disability Advisory Committee – 1 August 2016

Council Resolution

MOVED: Cr. T. McCarthy

SECONDED: Cr. B. Li

That the record of the Assembly of Councillors held on 19, 25 and 27 July 2016 and 1 August 2016 be noted and incorporated in the minutes of this meeting.

CARRIED

14. REPORTS BY MAYOR AND COUNCILLORS

MINUTE NO. 327

Council Resolution**MOVED: Cr. T. McCarthy****SECONDED: Cr. B. Li****That** Council note the Reports by Mayor and Councillors.**CARRIED****14.1 REPORT OF CR. VINCE FONTANA, MAYOR**

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

- Visited Fairfield's Lion Village
- Meeting with officers to discuss Annual Report
- MAV Metropolitan forum
- Abruzzo Club Alzheimer's fundraiser
- MAV annual dinner
- Met with Friends of Baucau regarding MOU
- Council Briefing session
- Planning Committee meeting
- Meeting with Aboriginal Advancement League delegates
- CALD press briefing
- Meeting with PBAC representatives
- Meeting with officers to discuss Mayoral event
- Citizenship ceremony
- Visit to RLS with David Feeney MP
- Photo-shoot at Preston City Oval
- Memorial service for Vietnam Vets in Greensborough
- Meeting with DHHS officials regarding Ruthven site
- CALD press meeting
- Catch up meetings with CEO and Directors
- Meeting with residents regarding traffic and planning matters in Normanby Avenue

14.2 REPORT OF CR. BO LI

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

- Funeral service for Mike Hill at City of Moreland
- Council briefing
- Planning committee meeting

- Sexuality, sex and gender diversity advisory committee meeting
- Meeting with residents regarding local development
- Meeting with resident regarding arts start up

14.3 REPORT OF CR. GAETANO GRECO

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

- Springthorpe residents' meeting
- Council Briefing
- Planning Committee meeting
- Himalayan Sport Club Awards
- Strategic Workshop
- Attended to residents' concerns regarding:
 - Preston market
 - Planning
 - Smart meters
 - McFadzean Village
 - Carrol Street
 - Northcote High School

14.4 REPORT OF CR. TIM LAURENCE

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

- Council Strategic Workshop
- Council meetings
- Met with family in Reservoir regarding childcare place issue
- Bundoora Homestead Meeting
- Council briefings
- Special meetings re CEO performance
- Planning Committee meetings
- Community member meeting with CEO
- Council Briefing on Urban renewal
- Hearing of Submissions Committee meeting
- MAV mayor and representatives forum meeting
- MAV mayor and representatives dinner meeting
- Meeting with Reservoir residents regarding C137 and Plenty Road
- Meeting with Reservoir traders regarding footpath and other issues
- Meeting with Reservoir residents regarding Gilbert Rd tram
- Pakistan Independence Day fundraiser by Pakistan Tehreek e Insaf

- Consultations with resident regarding drainage in Reservoir
- Hawker Brewery Imperial stout launch 167 Henty Street Reservoir
- Himalayan Sports Club presentation night

14.5 REPORT OF CR. TRENT MCCARTHY

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

- Hearing of Submissions Committee
- Council Briefing
- Planning Committee
- Strategic Workshop
- Council Briefing re Preston Market Redevelopment
- Various meetings with residents and traders regarding planning, open space, community services and amenity issues

14.6 REPORT OF CR. OLIVER WALSH

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

- Planning Committee meeting
- Councillor Briefing session
- Citizenship Ceremony
- INGT meeting with officers
- Local government reform meetings
- Autism Expo
- Various constituent matters

14.7 REPORT OF CR. STEVEN TSITAS

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

-

15. CONSIDERATION OF REPORTS CONSIDERED CONFIDENTIAL

CLOSE OF MEETING

MOVED: Cr. B. Li
SECONDED: Cr. T. Laurence

THAT in accordance with section 89(2) of the *Local Government Act 1989*, Council resolves to close the meeting to members of the public to consider the following item which relates to legal matters:

15.1 Legal Fees

CARRIED

Verica Jokic, Senior Media Advisor left the meeting at 8.24 pm

The meeting was closed to members of the public at 8.24 pm.

The Council considered and resolved on Report Item 15.1 (Legal Fees) which had been circulated to Councillors on 8 August 2016 with the Council Agenda Paper.

RE-OPENING OF MEETING

MOVED: Cr. B. Li
SECONDED: Cr. G. Greco

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 8.25 pm

CONFIDENTIAL**15.1 LEGAL FEES****MINUTE NO. 328****Author:** Acting Director Corporate Services**Reviewed By:** Acting Chief Executive**Report Background**

This report is in response to Notice of Motion No. 273 resolved by Council at its meeting held on 21 March 2016.

Previous Council Resolution

At its meeting held on day month year, Council resolved:

'That Council 'That officers table at the next council meeting of 2 May 2016 the amount council has spent on legal fees from the beginning of the current council term to end of March 2016. The data is to be itemized.'

Previous Briefing(s)

Councillor Briefing – 25 July 2016

Council Plan Goal/Endorsed Strategy

Goal 6 - Open and Accountable Democracy

Summary

This report outlines the amount expended on legal services during the current council term.

Recommendation

That the Council report and resolution remains confidential.

Council Resolution

MOVED: Cr. T. McCarthy
SECONDED: Cr. B. Li

That the following Council resolution:

"That Council defer the matter to the next Council meeting to be held on 5 September 2016."
be made public, but the report remain confidential.

CARRIED

Cr. Tsitas returned to the meeting during discussion of the above item at 8.24 pm.

16. CLOSE OF MEETING

The meeting closed at 8.26 pm.