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MINUTES OF THE COUNCIL MEETING

Held on Wednesday 7 November 2018

Released to the public on Monday 12 November 2018




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

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

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

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

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



English - Minutes

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

Arabic

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

Chinese

这是市议会会议纪要。如需协助了解其中的任何事项，请致电8470 8888。

Greek

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

Hindi

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

Italian

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

Macedonian

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

Somali

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

Vietnamese

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

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**MINUTES OF THE ORDINARY MEETING OF THE
DAREBIN CITY COUNCIL HELD AT DAREBIN CIVIC CENTRE,
350 HIGH STREET PRESTON ON WEDNESDAY 7 NOVEMBER 2018**

THE MEETING OPENED AT 6.01pm

WELCOME

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

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

1. PRESENT

Councillors

Cr. Kim Le Cerf (Mayor) (Chairperson)

Cr. Steph Amir

Cr. Gaetano Greco

Cr. Trent McCarthy

Cr. Lina Messina (Deputy Mayor)

Cr. Susan Rennie

Cr. Julie Williams

Council Officers

Sue Wilkinson - Chief Executive Officer

Vito Albicini - General Manager Operations and Capital

Cathy Henderson - General Manager Community

Rachel Ollivier - General Manager City Sustainability and Strategy

Sally Moxham - Manager Environment and Sustainable Transport

Darren Rudd - Manager City Development

Melinda Viksne - Manager Governance and Performance

Sunny Haynes - Manager City Futures

Alexis King - Acting Coordinator Governance, Council Business and Civic Services

Michelle Martin - Council Business Officer

Hemamali Hettihewa - Service Desk Support Officer

Sophie Jordan - Senior Strategic Planner

Susan Speechley - Senior Media Advisor

2. APOLOGIES

Cr. Tim Laurence and Cr. Susanne Newton are on an approved leave of absence.

3. DISCLOSURES OF CONFLICTS OF INTEREST

Cr. Messina disclosed a conflict of interest in Item 8.3 - Aged Care and National Competition Policy

4. CONFIRMATION OF THE MINUTES OF COUNCIL MEETINGS

Council Resolution

MINUTE NO. 18-301

MOVED: Cr. J Williams

SECONDED: Cr. S Rennie

That the Minutes of the Ordinary Meeting of Council held on 15 October 2018 be confirmed as a correct record of business transacted.

.CARRIED

5. QUESTION AND SUBMISSION TIME

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

- **Demi Karamzalis - Preston**

How do you propose to ensure that the following do not become an issue in the community should the affordable housing be passed to be built?

1. Reducing the crime rate - evidence in many other suburbs shows that this can increase
2. Reducing the current congestion of vehicles / parking in the inner Preston near High Street?
3. How will you avoid such a large building overshadowing other residents and standing out like a massive tower in the central area?
4. What guarantee can you provide that the heritage of the buildings will still continue to be managed?

Response from Mayor, Cr. Le Cerf:

Thank you for questions Demi, an Officer will provide a written response to you.

- **Brian Sanaghan – West Preston**

This is a question directed to Councillor Trent McCarthy. You are a high profile public figure. You are a Darebin City Councillor and therefore accountable to the ratepayers of this city.

In addition you are actively involved with the Falcons women's and girls' Australian rules football club.

Will you tell me and my fellow ratepayers the expiry date on your clearance to work with children certificate?

Response from Mayor, Cr. Le Cerf:

Public question time is directed to the Chair, which is myself, and I am happy to respond to that question.

I would like to clarify that Councillor Trent McCarthy has not refused to answer the question as I have not asked him about the question yet.

Mr Sanaghan I would like to ask you to not yell at us. You are here to ask questions in a respectful manner and I am happy to respond in a respectful way and you're not allowing that to happen and if you continue to do that I will have to ask you to leave. I will give you one last chance.

Please move onto your second question.

Mr Sanaghan I will have to ask you to leave now. I have given you a warning.

AJOURNMENT – 6.05pm

The Chairperson, Mayor Le Cerf, adjourned the meeting for 5 minutes.

The meeting recommenced at 6.10pm.

- **Michael Brennan – Reservoir**

Question 1:

Would you as councillors of the Melbourne City Council have the temerity to insert an Early Learning Centre or Hub into the botanical gardens of the inner suburban gardens of Melbourne?

Question 2:

This is our botanical gardens, would you as councillors, insert an Early Learning Centre on our botanical gardens?

Response from Mayor, Cr. Le Cerf:

Response 1 and 2:

Thank you for your question. We are considering a report on this tonight. I will take your question as a submission and I understand that you do not want an early learning centre on the site.

Please stay for the debate and decision shortly.

- **Anne Laver - Northcote**

Question 1:

The food waste trial was successful and is welcome

Question: Will the Council advise whether it intends to reduce Rubbish Collections to Fortnightly? And if so will there be a subsequent reduction in rates, which is only fair?

Question 2:

My question is about item 11.1, the Audit Committee report.

As the Audit report is confidential, it is impossible to gauge how many items which the Auditors have raised are yet to be completed at this point in time. The attached minutes of the meeting in the Agenda tonight seem to indicate that there is still much to be implemented by Council including all the waste management plans, for example the Traffic and Road Management, the Stormwater plan, the Open Space plan which includes the tree register, the Building Asset Plan which incorporates developer contribution plan. The Council also haven't finished implementing improvements and changes to policies and procedures, uses of technology, data collection the role of the Local Laws, the bond process, debtor management controls, purchase card controls, and the complaints process.

The outcomes of the audit are important as I believe it lets the community know how well the Council is run and if there are any concerns relating to governance. The minutes of the Audit indicated that the internal Auditor Contract period has been concluded and the tender for the new provider has been drawn up.

My question is how many items are yet to be resolved, has the new Auditor been appointed and will the Council release the Audit report.

Response from Mayor, Cr. Le Cerf:**Response 1:**

Thank you for your question.

I'm really pleased to hear about the results of the trial too. It has allowed us to turn resident's food waste into compost and mulch for farmers, instead of going to landfill – which is a great outcome.

Our current plans are continue rubbish collections weekly. However we are reviewing our waste strategy to look at options to improve services and to significantly cut greenhouse gas emissions. We're looking at all sort of options for this.

We know that right now we send more than half of all the waste we collect from households to landfill – and in 2018 this is too much. A lot of this is food waste and some of it is recyclables. We are determined to find a better way and to make recycling easier for the community.

We are currently in the research phase of the waste strategy and there will be updates and community consultation as this progresses.

I can also let you know that across Melbourne, the cost of waste management has been increasing for a number of years. In 2018-19, Council adsorbed the additional cost within the rate cap.

Response 2:

Thank you for that question. In June, a regular report outlining outstanding audit actions was provided to the Audit committee, this is not available for release, at that time, a total of 50 open internal audit recommendations existed across many audits. The request for tender for the provisions of audit services has been advertised and it closes on the 23 November, so in a few weeks' time, and it is expected that the internal auditor will be appointed in the early new year in 2019.

- **Andrew Barrett - Northcote**

Question 1:

My question is about item 8.3 which is on tonight's Agenda in relation to the Aged Care and National Competition Policy.

We understand that Councillors have had legal advice about the so called Competitive Neutrality Principles, maybe starting to apply in the future, which may mean that the Council will be in competition with private providers.

We welcome the fact that Council has written to the powers of the bee, regarding this and seeking to gain an exemption for Council run programs.

My question is if the exemption isn't given, will the Council consider setting themselves up as provider in its own right to continue at a cost effective run rate as so far as possible?

Question 2:

There are many companies who film in and around Darebin for TV and Movies including at the top of Rucker Hill. My Question in two parts is:

Does this filming generate revenue for the Darebin Council i.e.; do film crews pay a fee to Darebin Council?

Response from Mayor, Cr. Le Cerf:**Response 1:**

Thank you for your question. The short answer to your question is that Council will make a decision about the future of the Aged Care service provision in 2019 and we can't preempt the decision at this stage. But I can reassure you that the possibility of Darebin Council continuing as a service provider is definitely being considered.

The longer answer is you will probably know that in May 2018 this year, Council commissioned the Aged Friendly Darebin review – this review was in response to the Federal Government reforms to the funding of aged care services, reforms which are currently expected to take effect from mid-2020.

The independent panel who are conducting the review are still engaging in consultation and we will not have a final report and recommendations to Council until about March or April 2019. Once Council has received this report, Council will make a decision at that time on our role in providing aged care services after 2020.

If Council in 2019 has decided to continue to be a provider of Commonwealth home support programs services, if there was no state change to the applications of national competition policy, then Council would need to carry out the National Competition policy public interest test to consider whether it was in the public interests to apply fully cost reflective pricing as you said, on the basis of the public interest test, we would decide whether the fully cost reflective pricing would be applied to these services or not, so in short we can't preempt tonight the decision in response to the review and we can't preempt what that outcome of the public interest test might be, of course in the meantime we will continue to provide these services to our community.

Response 2:

A \$324.00 application fee for filming applies, and additional parking fees are also applicable when required. There were 47 applications received this year and were generally requests for various locations but included sites in Northcote and Fairfield.

I can confirm that there are provision in place in the Planning Scheme for the views from Rucker's Hill to be preserved. The main way the Planning scheme does this is through a design and development overlay for the Northcote Major activity centre. This ensures that valued public views and vistas are retained and protected from unreasonable encroachment by nearby buildings including the view from Rucker's Hill to the central city skyline and if you are interested in understanding this in more detail the Planning staff are happy to run through this with you.

- **Marion Harper - Reservoir**

Question 1:

Changes to Council Meetings:

Ward Meetings

Question Time

Genuine Consultation

Open meetings except where financial or personal issues are identified.

The above are an integral part of the democratic process of Local Government, and are of particular and growing importance to the community, particularly at a time when democracy in our nation is under threat. There is a growing view according to social media comments and discussions at Progress Association meetings, that these important forums are being undermined by Council changes which will contribute to undermining our rights as citizens in a democracy.

Council needs to be broadening and facilitating moves toward greater participation by the people not less. To meet these concerns, will council agree to implement a process in consultation with concerned ratepayers. to ensure that the above are guaranteed, are conducted in an open and respectful manner and are not diminished or changed in a way that doesn't meet with community approval and fullest ability to participate, and will Council agree to arrange meetings with interested groups and individuals to facilitate the protection of current processes and improved access to Council decision making, for example before making changes to fortnightly council meeting and ensuring that secret decision making does not replace open government.?

Question 2:

We are all aware of the crisis of housing in Darebin and across the country.

Homelessness is increasing nationally, Over 105, 000, people are homeless of whom 26,000 are Aboriginal and Torres Strait Islanders, 31,000 born overseas, single women are the fastest growing group among the homeless. Poverty is increasing, 3 million now live below the established poverty line. Women in full time paid work still earn 14.6% less than their male counterparts and 33% of workers on low incomes live in poverty

Councils, however well meaning cannot solve the housing crisis.

HOUSING is the responsibility of Federal Governments where the main base of taxation is collected. Not for profit housing is part of the whole privatisation process and serves to remove the responsibility of government to house its people. Such programmes allow State and Federal governments to opt out of their role. We believe that council or public land should not be handed over to private or not for profit development, but should be part of a collaborative programme with government for publicly owned housing. Councils should be lobbying for a genuine solution to the housing crisis.

Will Darebin Council undertake to implement a call through its peak bodies, on the State and Federal Governments for an urgent National Summit to provide a genuine plan to end homelessness and housing poverty once and for all. Councils need to be the catalyst for a genuine national plan to meet the housing needs of the Australian people and not for ad hoc small proposals for social housing which will not solve the massive housing problems we face?

Response from Mayor, Cr. Le Cerf:**Response 1:**

Thank you for your question Marion.

Ward meetings are currently being planned for 2019 and the dates will be made available shortly – they will be advertised in the Leader newspapers and on the Darebin website. We will conduct evaluations of these meetings to gather feedback and to ensure they are delivering the best value for the community.

The procedures for Public Question Time are outlined in the Governance Local Law 2017. Council is currently reviewing this Local Law and a drop-in session has been scheduled for 28 November 2018, for members of the public to provide input into this review. Community members will also have an opportunity to comment on the draft Local Law when it is made available for public submissions in early 2019.

Council will be considering the forward schedule of meetings at tonight's meeting. There is no change recommended to the current three-weekly meeting cycle in the report that is before Council for consideration.

Based on the data on the Victorian Government's *Know Your Council* website, Darebin City Council's performance on transparency of decision-making is well above average. In 2017–18, 4.11% of Council decisions were made at meetings that were closed to the public. This compares to 7.40% for similar councils in Victoria and 9.29% for all councils in Victoria.

Response 2:

Thank you Marion for the question.

Council agrees that housing and homelessness are at the level of crisis across the country, and here in Darebin. It is our position that it is the responsibility of all levels of government to respond to this crisis. We are responding to the crisis in three ways.

- **One** – strongly advocating to state and federal government for more public housing, in partnership with other lobby groups and councils.
- **Two** - exploring the use of our own assets to provide affordable housing in partnership with others.
- **Three** – developing a Housing Strategy which canvasses multiple roles, options and partnerships for Council to further enable affordable housing

We would like to see more of all forms of affordable housing as we believe a multitude of solutions are needed to respond to the levels of need that we currently see within the community.

- **Serena O'Maley - Reservoir**

Question 1:

Will Darebin Council ensure that reference to Ruthven Park as a site for a children's hub will be formally retracted from Darebin's Strategic Plan 2017-2021, and that the site will be protected in its entirety and permanently as public open space?

Question 2:

Will Darebin Council formally add the Ruthven Park site in its entirety to the Darebin Open Space Strategy which is currently under consultation?

Response from Chairperson, Mayor Cr. Le Cerf:**Response 1:**

A recommendation is presented tonight which seeks to change the focus of the master plan for former Ruthven Primary School site and Big Action 6 in the Council Plan, Darebin 2021.

Council will discuss this further during Item 8.2 and make a decision this evening.

A detailed response to your question will be provided following tonight's resolution.

Response 2:

The draft Darebin Open Space Strategy is an overarching framework providing strategic direction for public open space planning in Darebin. It does not provide park specific recommendations.

Officers are still finalising the draft Darebin Open Space Strategy, which will be released in the coming weeks for community feedback.

- **Parrish Charles - Thornbury**

Question 1:

- I would ask the Darebin City Council to formally consider terminating the current facilities management contract held by YMCA Victoria, with the running of the NARC and where human rights breaches have been tabled against YMCA Vic with respect to Disabled Residents and participants who hold current NDIS agreements:Code of Conduct/Charter
- Door always open

And when will Council make a decision to bring open NARC back into 'in-house' as has been raised numerous meetings before?

Response from Chairperson, Mayor Cr. Le Cerf:

So we will have to take that question on notice and officers will have a conversation with you directly about that question after the meeting.

A further response has since been provided to parish Charles via email from Felicity Leah, Manager Recreation and Libraries, dated 8 October 2018.

Many thanks for taking the time to raise this matter with Council in person.

In acknowledgement of the difficulties you are experiencing with speaking, and not wanting to further exacerbate your condition, Council officers will not contact you by phone regarding this matter. Instead, Council will work constructively with the Victorian Equal Opportunity and Human Rights Commission (VEOHRC) through their investigation of the issues that you have raised. Contact has been made with the VEOHRC this morning to relay this intent.

Therefore Council will not, at this stage, consider termination of the YMCA/NARC contract. We will instead engage in good faith with the VEOHRC and consider any recommendations or outcomes of the process that they will run in relation to this matter.

Council has no current plans to change the management of NARC from the existing contractual arrangement with the YMCA to an 'in-house' option.

- **Dulcie Hook - Reservoir**

Question 1:

Several times during the past few months I have pointed out to Council Staff that Council's access and mobility leaflets contain incorrect information in Council premises/libraries.

The leaflets say they are "designed" to help people with a disability or mobility difficulties to get around" But, for example, the Broadway and Edwardes Street leaflets say the 553 and 558 buses go into the bus stations on the east side of the rail line. Those buses DO NOT go there – in fact the 558 does not get to the station!

One time I said it would create difficulty for a person with a disability to find himself/herself in the wrong area – what could they do? I was told by the staff member they would have to get the family to help them!! Surely the answer should have been that Council should put out correct information?

A more recent leaflet 'Older and Active in Darebin's events information says one gets to Northcote Town Hall on "68 Tram" - no, it should be 86 tram and it would surely be helpful to include the tram stop numbers.

Is it that Darebin Council just does not care?

Question 2:

Are you prepared to fix these matters and ensure Darebin Council becomes a more professional organisation?

Response from CEO, Sue Wilkinson:

Thank for the questions Ms Hook and thank you also for providing myself with the corrections for the transport options to the city. It's great to get feedback from the community to help us be the best that we can. I absolutely am fully committed to making sure that the information that is provided to the community is correct and accurate and I really apologise unreservedly for the inaccuracies of those documents. I will make sure that they are fixed as quickly as possible. Please keep your eyes and ears out for us, we always appreciate the help because from time to time we do get it wrong. Thank you again for pointing this out, I will follow this up and have it fixed tomorrow.

- **John Nugent - Epping**

Question 1:

Madam Mayor,

I'd just like to ask you a quick question about tonight's Agenda. You have the NWH Robinson Reserve Sport Pavillion. Can you tell me what club occupies that pavilion?

Question 2:

Madam Mayor,

Last time I checked Keon Park still comes under the City of Darebin. Madam Mayor, I'd like to know the Council had input to the railway crossing at Oakover Avenue, Murray Road. The Keon Park railway crossing would have more traffic than the previous 2 crossings.

Could you please advise what is happening at the Keon Park Railway crossing?

Response from Chairperson, Mayor Cr. Le Cerf:**Response 1:**

That pavilion is in West Preston, and the Darebin Falcons occupy that pavilion and that item in particular was because the contractor went bankrupt and we needed to appoint a new contractor.

Response 2:

As far as I'm aware the Keon Park level crossing will remain as is, Council did a feasibility study a number of years ago to look at options of removing different level crossings within the municipality and advocate for the removal of some of them as you have pointed out and I guess that was based on the feasibility, taking into account the traffic and the area of which those level crossings were placed, and Council made a decision to advocate the specific ones at Oakover, Cramer and Murray at the time, during those deliberations it was never put to us that we should be advocating for the Keon Park Level crossing's removal.

We take it back and have a look at the studies to see if there was anything considered in relation to that.

Responses to Public Questions taken on notice at the Council meeting on 15 October 2018.

At the Council meeting held on 15 October 2018, the following questions were taken on notice by the Chairperson, Mayor Le Cerf:

- **Robin Vote – Preston**

A group of Darebin residents concerned that Council may withdraw from aged care service provision has been circulating a petition for several months in 2018. Signed petitions have been tabled at Council meetings on a monthly basis ever since.

How many signatures does Council acknowledge receiving to date?

In future the numbers of petition signatures tabled at meeting must be shown in the Council meeting minutes so that residents are made aware of the importance of the aged care service issue in the community.

Cathy Henderson, General Manager Community has provided the following written response via email to Robin, dated 7 November 2018.

Dear Robin

In relation to the number of signatures we have received for the aged care petition, if our numbers differ from your numbers I'm very happy to sit down and work out any discrepancy.

Our records show a total of 1,767 lines or signatures were filled out, across 172 pages. Names and signatures have not been vetted in any way for this count. No lines have been excluded from this count due no signature, no address or no surname. If you excluded any of those categories then the total signatures would be a little less than 1,767.

(The only signatures/lines that have been excluded from this count of 1,767 are those that were already crossed out before the petition was submitted.)

Below are our records of the count. If any of this doesn't look correct to you then we are happy to discuss and sort it out.

Date of Council meeting	Number of pages submitted + scanned	Name on top of first page	Number of lines or signatures filled out
30 April 2018	86	G Mills	875
21 May 2018	12	Julie Hodges	145
13 August 2018	22	Dianne Roper	203
3 Sept 2018 (part 1)	17	Matteo Villani (cover sheet) / Bruni Giuseppina (1 st page of petition)	174
3 Sept 2018 (part 2)	19	Wei Shen	196
15 October 2018	16	Jasmine Van Aken	174
Total			1767

Thanks very much.

- **Josephine Gambaro on behalf of Mario Gambaro - Preston**

We have become aware that there's a development proposal at 1019 High Street, Reservoir.

To date there's never been a sign out the front of the property informing the public about the proposal, so the public can have their say, what is Council going to do to enforce developers to abide by procedure of planning permits instead of building town houses in a single dwelling area

Rachel Ollivier, General Manager City Sustainability and Strategy has provided the following written response, dated 22 October 2018.

Dear Ms Gambaro

Thank you for your question submitted during Public Question Time at the 15 October 2018 Council meeting.

I understand that our officer Jolyon Boyle has been in touch with you to respond to your question to confirm that the advertising was completed as normal. We investigated following your question and found photos showing the advertising signs as we would expect.

Thank you for the question. Should you have any further queries the best first contact point is Council's Customer Service Centre on 8470 8888.

- **John Nugent - Epping**

Question 1:

Madam Mayor,

I believe fees and charges for pavilion costs is unfair on a rating system. I have written to Cathy Henderson to voice my concerns.

Madam Mayor my question is about a meeting I had with the previous CEO, he agreed that a further discount should be given to Clubs in socially disadvantaged areas.

When will this happen and will this be backdated to the winter season?

Question 2:

Madam Mayor,

I refer to a letter received from Rachel Ollivier re – Dole Donath Master Plan. In the letter it states "A Community reference group has been formed to assist Council in prioritising future action associated with the Master Plan.

Madam Mayor, this is totally unfair to me personally. When they first call for consultation for the Mater Plan I gave my opinion. Now appears the Dole Reserve is finished – part of Donath West is finished – Johnson Street half pipe, a half basketball court seats, table. Central West finished with bbq shelter seats and tables. All this was done by the Council no the reference group.

The Reference group was formed about when the budget was released this year.

I had a meeting with the former Manager of Recreation and advised her and two people from Planning what I believe that need be done around oval No. 1.

I firmly believe that this is a slap in the face by Council if we have to wait for the Reference group. Why can't this be done now?

Rachel Ollivier, General Manager City Sustainability and Strategy has provided the following written response, dated 1 November 2018.

Dear John

Re: Public Question time

I am writing to respond to your questions submitted at the 15 October 2018 Council meeting and to acknowledge receipt of your letter received 29 October 2018. I also note our phone discussion of 16 October 2018.

Fees for Pavilion Costs

Question:

"I believe fees and charges for pavilion costs is unfair on a rating system. I have written to Cathy Henderson to voice my concerns. Madam Mayor my question is about a meeting I had with the previous CEO, he agreed that a further discount should be given to Clubs in socially disadvantaged areas. When will this happen and will this be backdated to the winter season?"

Response:

Council adopted the *Sporting Fees, Charges, Occupancy & Agreement Policy* in 2014. Clubs with a diverse participation (including juniors, females, CALD), and show good governance and growth are able to gain up to 50 percent discount on their fees. The fees charged by Darebin City Council to our sporting clubs are comparable to other local government areas.

As previously advised, the use of the insurable value of the pavilion in calculating licence fees is a means by which we ensure that the fees charged to Clubs reflect the quality, amenity and size of the pavilion and is therefore a means by which equity in charges is applied across the municipality. Note that only 0.15 percent of the insurable value is used to calculate the fees; it is a minimal amount but a means by which the quality and size of each pavilion (which can vary significantly) is reflected in the fees charged.

At this time there are no immediate plans to review the *Sporting Fees, Charges, Occupancy and Agreement Policy*, however all Council policies are reviewed from time to time and when this occurs will involve community consultation to inform the review. Any feedback (including yours) will be included in any future reviews and I can advise that to date we have not received any feedback from Clubs and/or Sporting Associations that the methodology we use is inappropriate or should change in any way.

You advise that the previous CEO told you that he believed a further discount should be given to clubs in disadvantaged areas, however as we have previously advised, we can find no record of any work requested or action taken in relation to any view the CEO may have held about this matter. There are no immediate plans to pursue this given that the existing performance subsidy methodology.

Community Reference Group Donath Dole Reserve

Question:

"I refer to a letter received from Rachel Ollivier re – Dole Donath Master Plan. In the letter it states "A Community reference group has been formed to assist Council in prioritising future action associated with the Master Plan. Madam Mayor, this is totally unfair to me personally."

When they first call for consultation for the Master Plan I gave my opinion. Now appears the Dole Reserve is finished – part of Donath West is finished – Johnson Street half pipe, a half basketball court seats, table. Central West finished with bbq shelter seats and tables. All this was done by the Council no the reference group.

The Reference group was formed about when the budget was released this year. I had a meeting with the former Manager of Recreation and advised her and two people from planning what I believe that need be done around oval No. 1.

I firmly believe that this is a slap in the face by Council if we have to wait for the Reference Group. Why can't this be done now?"

Response:

The Donath and Dole Community Reference Group was developed after a request by Council at the 12 December 2016 Council meeting and whilst the CRG had no direct role in the development of the master plan, their role is to work with Council to prioritise actions from the master plan against capital works funding.

The Donath Dole Community Reference Group first met on 9 May 2018 and has now met a total of four times. A consultation process will be conducted as required for works associated with the master plan, and the capital funding for this financial year will see improvements before June 2019.

As stated previously, we have provided your feedback directly to the CRG. Your opinions and requests for specific projects at Donath Oval 1 have now been noted and you do not need to bring them to our attention again.

Lastly, and as outlined in my letter of 12 October 2018, the person who contacts you to respond to your queries will be capable and will usually be an officer rather than a Manager. We ask that you deal with the staff member who has contacted you as it's not always possible to make a specific person available. Alice Potter can receive your questions and will collate a response.

Yours sincerely

- **Ketih Coffey – Reservoir**

I spoke to one of the Council managers about a group of young mothers and their baby who were meeting at the Hub in Dole Avenue, after a few months they were told they would have to pay \$27.00 an hour that is why they asked me to inquire about it I have not had any response and the group never had any response. They are disgusted that young mothers are not looked after in the company of other young mums and it looks like Council doesn't care.

Cathy Henderson, General Manager Community has provided the following written response via email to Keith, dated 7 November 2018.

Dear Keith

Thankyou for raising the issue of the group of young mothers and their babies who were meeting at the Hub in Dole Avenue, and after a while were told they would have to pay for room hire.

Firstly, in relation to the wider issue of whether people and groups are getting the correct access to venue hire grants, I absolutely agree that we need to be helping the people that most need help and would most benefit from free room hire.

So, as discussed I am referring this issue to the current review of Council grants programs. This review is being conducted by our Manager, Equity & Wellbeing and we are currently inviting community feedback. Information is here <https://www.yoursaydarebin.com.au/grantsprogramreview>

As discussed, I will make sure the issue you have raised is included in the review considerations. But if you want to submit your feedback separately as well please do. The deadline for this stage of feedback is 13 November but if you need a bit more time I can arrange that.

Then there will be further consultation, on the recommended changes to Council's grants program. This further consultation will probably take place from December, with a report coming back to Council for consideration in February 2019. These are the current draft timelines – they may change a bit (to become later not earlier).

In terms of the specific group you're talking about, the background is that Council nurses from our Maternal and Child Health Service facilitate six week "New Parents Group" support groups. We run eight of these programs each year in the Keon Park Childrens Hub. As part of the program, the nurses give educational talks and offer support during the group sessions, and the group also provides social connection. After the six week program is finished, then there are two more weeks of free use of the room provided for each New Parents Group. After that, groups are asked to pay – in this case it should likely have been a cost of \$16.50 per hour plus public liability insurance costs.

I am not sure if this specific group was quoted the wrong fee. And I don't know why they weren't given the option of applying for a venue hire grant but I will make sure that staff are aware that this is a possibility. The existing venue hire grant scheme of course does have criteria and so I am not certain if the group would have been successful if they had applied. (As we discussed, the current grants review will consider whether the venue hire grants scheme is targeted correctly and whether it needs to be changed to better meet people's needs.)

I am glad to hear from you today that the group has found a free room to use elsewhere. I'm sorry that you, and the group, were disappointed by the insistence on a room hire fee. I will ensure this is considered as part of the current review.

Thanks very much for raising this issue. My apologies for the delay in responding.

Best wishes,

6. PETITIONS

Nil

7. URGENT BUSINESS

Nil

The following people made submissions in relation to this item and were thanked by the Chairperson, Mayor Le Cerf:

- Demi Tsipras
- Anne Laver
- Robert Douglas
- Peter Speranza (submission read out by the Mayor)

8. CONSIDERATION OF REPORTS

8.1 PROPOSED LEASE OF 52-60 TOWNHALL AVENUE, PRESTON FOR AFFORDABLE HOUSING

Author: Strategic Planner

Reviewed By: General Manager City Sustainability and Strategy

EXECUTIVE SUMMARY

Council has long held strong aspirations to help address the affordable housing crisis and has been exploring the use of Council-owned land for affordable housing, in line with adopted policies, including *the Darebin Housing Strategy 2013, Responding to Housing Stress - a Local Action Plan 2013-2017* and *The Darebin Council Plan 2017-2020*.

As required under the *Local Government Act 1989* ("the Act"), notice of Council's proposal to lease 52-60 Townhall Avenue, Preston (the site) was given and submissions were invited from 25 June to 26 July 2018.

A total of 309 submissions were received. The submissions highlight strong sentiment in relation to the proposed development, with 39 per cent of submissions supporting and 61 per cent not supporting the overall proposal.

The opinions expressed in submissions are similar to those raised in response to other development proposals in Darebin, and also reflect the findings from consultation from other affordable housing developments in Australia¹. Common themes raised in the submissions include car parking, height and built form outcomes, the perceived impact of the development on property values, and concerns over increased rates of crime and the kinds of residents that submitters perceived would live in affordable housing. Officers have undertaken research and analysis of the issues raised, and have found that some have a stronger evidence base than others.

This report outlines findings of analysis in regards to these themes and the extent to which work in progress is expected to address them, or if research supports that no action is necessary. In response to two common issues raised by the submissions, officers have recommended that Council require specific measures to address these in any future development.

¹ Davison, G., Legacy, C., Liu, E., Han, H., Phibbs, P., Nouwelant, R., Darcy, M. and Piracha, A. (2013) Understanding and addressing community opposition to affordable housing development, AHURI Final Report No. 211, Australian Housing and Urban Research Institute Limited, Melbourne, <https://www.ahuri.edu.au/research/final-reports/211>.

Council has a number of options to consider at this point. The first is to proceed with leasing the site and with identifying a preferred tenant. The second is to undertake further investigation and community and stakeholder engagement. The third is to halt the proposal.

It is recommended that Council proceed with leasing the site, and commence an EOI process to identify a tenant capable of developing the site for the purpose of affordable housing (being a registered housing association or other charitable organisation).

Recommendation

That Council:

- (1) Having complied with Section 190 and Section 223 of the *Local Government Act 1989*, and having considered all submissions received, resolves to enter into a lease (at a nominal rental) in relation to land at 52-60 Townhall Avenue, for the purpose of affordable housing, with a tenant identified through an Expression of Interest process, in accordance with the terms and conditions detailed in the statutory advertisement;
- (2) Commences an Expression of Interest process to identify a suitable tenant for the site, such tenant to be a registered housing association or a charitable organisation capable of delivering affordable housing on the site;
- (3) In response to particular issues raised in submissions, commits to the following:
 - a. Retaining public car parking on site;
 - b. Retaining access through the site to the adjacent site and rear laneway;
 - c. Ensuring that car parking demand for the precinct is investigated and parking management measures are introduced, as appropriate, before any future construction commences;
 - d. Minimising overlooking from the building to adjoining properties;
 - e. Ensuring a high quality, environmentally sustainable design comprising a diversity of dwellings, that is integrated with and responds to its surroundings, and fosters a sense of community both within the development and the broader community;
- (4) Writes to all submitters and inform them of Council's decision, with the reasons for the decision, in accordance with Section 223(d)(ii) of the *Local Government Act 1989*, the reasons being as follows:
 - a. Council is committed to increasing the supply of affordable housing in Darebin and acknowledges that there are more than 80,000 people waiting for social housing in Victoria, 20,000 of whom are children;
 - b. The site is currently under-utilised and has been identified as a suitable location for affordable housing; and
 - c. Council has considered all submissions and is of the view that, on balance, the benefit created by an affordable housing development on the site outweighs the cost and impact of such a development.

Motion

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

That Council:

- (1) Having complied with Section 190 and Section 223 of the *Local Government Act 1989*, and having considered all submissions received, resolves to enter into a lease (at a nominal rental) in relation to land at 52-60 Townhall Avenue, for the purpose of affordable housing, with a tenant identified through an Expression of Interest process, in accordance with the terms and conditions detailed in the statutory advertisement;
- (2) Commences an Expression of Interest process to identify a suitable tenant for the site, such tenant to be a registered housing association or a charitable organisation capable of delivering affordable housing on the site;
- (3) In response to particular issues raised in submissions, commits to the following:
 - a. Retaining public car parking on site;
 - b. Retaining access through the site to the adjacent site and rear laneway;
 - c. Ensuring that car parking demand for the precinct is investigated and parking management measures are introduced, as appropriate, before any future construction commences;
 - d. Minimising overlooking from the building to adjoining properties;
 - e. Ensuring a high quality, environmentally sustainable design comprising a diversity of dwellings, that is integrated with and responds to its surroundings, and fosters a sense of community both within the development and the broader community;
- (4) Writes to all submitters and inform them of Council's decision, with the reasons for the decision, in accordance with Section 223(d)(ii) of the *Local Government Act 1989*, the reasons being as follows:
 - a. Council is committed to increasing the supply of affordable housing in Darebin and acknowledges that there are more than 80,000 people waiting for social housing in Victoria, 20,000 of whom are children;
 - b. The site is currently under-utilised and has been identified as a suitable location for affordable housing; and
 - c. Council has considered all submissions and is of the view that, on balance, the benefit created by an affordable housing development on the site outweighs the cost and impact of such a development.

Cr. Greco proposed to the mover and seconder changes to points 2 and 3a be amended as follows:

- (2) Commences an Expression of Interest process to identify a suitable tenant for the site, such tenant to be a registered housing association or a charitable organisation capable of delivering social housing on the site;
- (3) In response to particular issues raised in submissions, commits to the following:
 - a. Retaining public car parking on site and consider underground parking to increase public parking on site;

This was accepted by the mover (Cr. Amir) and seconder (Cr. Rennie).

THE AMENDED MOTION THEN READ AS FOLLOWS:

Amended Motion

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

That Council:

- (1) Having complied with Section 190 and Section 223 of the *Local Government Act 1989*, and having considered all submissions received, resolves to enter into a lease (at a nominal rental) in relation to land at 52-60 Townhall Avenue, for the purpose of affordable housing, with a tenant identified through an Expression of Interest process, in accordance with the terms and conditions detailed in the statutory advertisement;
- (2) Commences an Expression of Interest process to identify a suitable tenant for the site, such tenant to be a registered housing association or a charitable organisation capable of delivering social housing on the site;
- (3) In response to particular issues raised in submissions, commits to the following:
 - a. Retaining public car parking on site and consider underground park to increase public car parking on site;
 - b. Retaining access through the site to the adjacent site and rear laneway;
 - c. Ensuring that car parking demand for the precinct is investigated and parking management measures are introduced, as appropriate, before any future construction commences;
 - d. Minimising overlooking from the building to adjoining properties;
 - e. Ensuring a high quality, environmentally sustainable design comprising a diversity of dwellings, that is integrated with and responds to its surroundings, and fosters a sense of community both within the development and the broader community;
- (4) Writes to all submitters and inform them of Council's decision, with the reasons for the decision, in accordance with Section 223(d)(ii) of the *Local Government Act 1989*, the reasons being as follows:
 - a. Council is committed to increasing the supply of affordable housing in Darebin and acknowledges that there are more than 80,000 people waiting for social housing in Victoria, 20,000 of whom are children;
 - b. The site is currently under-utilised and has been identified as a suitable location for affordable housing; and
 - c. Council has considered all submissions and is of the view that, on balance, the benefit created by an affordable housing development on the site outweighs the cost and impact of such a development.

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

Council Resolution

MINUTE NO. 18-302

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

That Council:

- (1) Having complied with Section 190 and Section 223 of the *Local Government Act 1989*, and having considered all submissions received, resolves to enter into a lease (at a nominal rental) in relation to land at 52-60 Townhall Avenue, for the purpose of affordable housing, with a tenant identified through an Expression of Interest process, in accordance with the terms and conditions detailed in the statutory advertisement;
- (2) Commences an Expression of Interest process to identify a suitable tenant for the site, such tenant to be a registered housing association or a charitable organisation capable of delivering social housing on the site;
- (3) In response to particular issues raised in submissions, commits to the following:
 - a. Retaining public car parking on site and consider underground park to increase public car parking on site;
 - b. Retaining access through the site to the adjacent site and rear laneway;
 - c. Ensuring that car parking demand for the precinct is investigated and parking management measures are introduced, as appropriate, before any future construction commences;
 - d. Minimising overlooking from the building to adjoining properties;
 - e. Ensuring a high quality, environmentally sustainable design comprising a diversity of dwellings, that is integrated with and responds to its surroundings, and fosters a sense of community both within the development and the broader community;
- (4) Writes to all submitters and inform them of Council's decision, with the reasons for the decision, in accordance with Section 223(d)(ii) of the *Local Government Act 1989*, the reasons being as follows:
 - a. Council is committed to increasing the supply of affordable housing in Darebin and acknowledges that there are more than 80,000 people waiting for social housing in Victoria, 20,000 of whom are children;
 - b. The site is currently under-utilised and has been identified as a suitable location for affordable housing; and
 - c. Council has considered all submissions and is of the view that, on balance, the benefit created by an affordable housing development on the site outweighs the cost and impact of such a development

CARRIED

Cr. Williams voted in opposition to the motion.

Cr. Williams temporarily left the meeting during discussion of the above item at 6.42pm and returned at 6.46pm.

Cathy Henderson, General Manager Community, temporarily left the meeting during discussion of the above item at 6.43pm and returned at 6.53pm.

The following people made submissions in relation to this item and were thanked by the Chairperson, Mayor Le Cerf:

- *Michael Brennan*
- *Terry Mason*
- *Serena O'Meley*
- *Paul Zamarian*
- *David Sealy*

8.2 REIMAGINING RUTHVEN MASTER PLAN UPDATE

Author: Urban Designer

Reviewed By: General Manager City Sustainability and Strategy

PURPOSE

The purpose of this report is for Council to consider its next steps in regards to planning for the long term future of the old Ruthven primary school in Reservoir.

EXECUTIVE SUMMARY

Council purchased the old Ruthven Primary School site in 2016 to provide a park for the community and Council has been engaging with the community to help shape the vision and to understand community aspirations, needs and ideas to help develop a master plan for this site into the future.

The scope of Council's work towards developing a master plan has included exploring development of a Children's hub at the site. Community feedback has shown that a significant proportion of the community do not want a building at the site and Council's technical investigations have also confirmed that there is not an immediate need for a Children's hub in this area, nor is this the only site in this community that could provide for facilities at a future point in time when additional services are expected to be needed.

Based on the findings of the community engagement work and technical work to date, Officers recommend adjusting the scope of the master planning and now focusing on planning for this site to be a local park with natural character for the long term, in line with community aspirations.

Officers also recommend undertaking some immediate upgrades in this financial year to include some new bins and introducing recycling at the park, seats, tree planting and a drinking fountain to make the site more accessible and usable straight away.

Working with the CRG, Officers would prepare the draft master plan focussing on creating a natural character local park over time and for the long term, and would also engage with the broad community including diverse groups. Officers would explore opportunities to enhance biodiversity and to support community involvement in the park, for example by getting the community involved in naming of the park and by exploring opportunities for community planting days.

There has been wide-ranging community participation in consultation and this included a Family Fun Day event attended by 350 people and the involvement of community members

in a Community Reference Group (CRG). It was clear that a significant proportion of the community oppose the idea of an early year's facility at the site.

Two other options could be considered by Council:

- Council could continue master planning on the basis that this site should provide an Early Years Hub in future years when there is expected to be a need for additional services. Officers advise this while this site could be used for this purpose, it is not required for this purpose, as there are other potential sites in area.
- Council could put master planning on hold until community infrastructure planning for the whole precinct is finished. Master planning would then be finalised during 2019-20 or later, rather than in 2018-19. This approach would provide Council with detailed information about the needs for services in the wider area and all the potential locations so it could consider the precinct as a whole before resolving plans for this particular site. Officers advise that current knowledge of the area is sufficient to understand that there are other potential sites in the area for community services in future, and this particular site is not required for this purpose.

Recommendation

That Council:

- (1) Confirms that its vision that the former Ruthven Primary School is for a local park of natural character that is open space for the long term.
- (2) Thanks the Community Reference Group for their advice and seeks their further advice to help complete development of a draft master plan for a local park of natural character and to prioritise some immediate upgrades to the site.
- (3) Formally responds to the Community Reference Group's submission as found in **Appendix B**.
- (4) Writes to the local community providing them with a project update.

Council Resolution

MINUTE NO. 18-303

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

That Council:

- (1) Confirms that its vision is that the entire former Ruthven Primary School (3.056 ha) is a local park of natural character that is open space for future generations.
- (2) Formally resolves not to proceed with the initiative identified in the Darebin Council Plan 2017-21 to use the Ruthven school site as a place for a children's hub, and to report this decision in the next Council Plan progress report against any relevant actions or goals.
- (3) Confirm that Council's long term plans do not include any large exclusive-use buildings on the Ruthven site.
- (4) Will include the whole of the Ruthven site in the new Darebin Open Space Strategy.
- (5) Will commit to ensuring the zone and planning controls reflect the long term plans for the whole site as an open space.
- (6) Thanks the Community Reference Group for their advice and seeks their further advice to help complete development of a draft master plan for a local park of natural

character and to prioritise some immediate upgrades to the site.

- (7) Formally responds to the Community Reference Group's submission as found in **Appendix B**.
- (8) Writes to the local community providing them with a project update.

CARRIED UNANIMOUSLY

Cr. Messina declared a conflict of interest in the following item describing the interest as an indirect financial interest as she is currently employed in the Aged Care Industry.

Cr. Messina left the meeting prior to discussions at 7.38 pm.

8.3 AGED CARE AND NATIONAL COMPETITION POLICY

Author: Manager Aged and Disability

Reviewed By: General Manager Community

PURPOSE

To advise Council of legal advice regarding National Competition Policy (NCP) as it may apply to Commonwealth funded home support services and to seek Council's endorsement for the release of legal advice.

EXECUTIVE SUMMARY

- Like all local governments, Darebin Council is obliged to comply with National Competition Policy. The competitive neutrality principles aim to ensure that significant government businesses and activities of councils do not have any net competitive advantages simply as a result of their public sector ownership.
- Common examples of such activities where National Competition Policy may apply in the local government sector include Council-provided child care services or gyms.
- The Federal Government intends to introduce major funding changes to Commonwealth Home Support Program (CHSP) aged care services from mid-2020. Darebin Council's home support services are substantially funded through this program. The Federal Government is planning to discontinue block funding of service providers, and introduce a competitive market of CHSP service providers from mid-2020.
- Darebin Council has sought legal advice from Maddocks on how competitive neutrality principles would impact on Council's home support services when the funding reforms are introduced.
- The legal advice states that, on balance, it is more likely than not that Council's CHSP services would be subject to competitive neutrality principles once the federal funding reforms are implemented.
- This may mean that Council would have to introduce cost-reflective pricing for the service (with no Council subsidy), or corporatise or commercialise the service.
- A public interest test could alternatively be applied which weighs up public benefits in terms of the relevant public policy objectives.
- While legal advice is usually confidential, in this case officers recommend that the legal advice be made public.

Recommendation

That Council:

- (1) Notes the legal advice provided as a confidential attachment.
- (2) Releases the legal advice to the public.
- (3) Writes to the Premier, Opposition Leader, the relevant minister and shadow minister, seeking a commitment to modify the application of National Competition Policy in Victoria, to exempt Council-run Commonwealth Home Support Program (CHSP) services from the requirement to comply with National Competition Policy.

With leave of the Chairperson, Cr. Greco proposed that the recommendation be split and that point 1 and 2 be dealt with first and the further points be addressed separately.

Motion

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

That Council:

- (1) Notes the legal advice provided as a confidential attachment.
- (2) Releases the legal advice to the public.

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

Council Resolution**MINUTE NO. 18-304**

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

That Council:

- (1) Notes the legal advice provided as a confidential attachment.
- (2) Releases the legal advice to the public.

CARRIED UNANIMOUSLY

CR. GRECO PROPOSED THE FOLLOWING AMENDMENTS BE MADE TO POINT 3 AND FURTHER POINTS BE ADDED.

Further Motion

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

That Council:

- 3) Immediately writes to Premier, Opposition Leader, Leaders of Minor Parties and Cross benchers in the State Parliament, local Federal and state members of parliament seeking a commitment to modify the application of The National Competition Policy in Victoria, to formally exempt Council run Commonwealth Home Support Program (CHSP) Services from the requirement to comply with National Competition Policy.
- 4) Immediately writes to all Victorian Mayors and requesting that they join Darebin Council in making firm representation to the above federal and state members of parliament including their respective local members seeking a commitment to modify the application of The National Competition Policy in Victoria, to formally exempt Council run Commonwealth Home Support Program (CHSP) Services from the requirement to comply with National Competition Policy.
- 5) Writes to other Councils Inviting them to establish a task force to lobby relevant government ministers and parliamentarian to seek a commitment to modify the application of The National Competition Policy in Victoria, to formally exempt Council run Commonwealth Home Support Program (CHSP) Services from the requirement to comply with National Competition Policy.
- 6) Immediately informs state and local media outlets of the actions Council will take as a result of this motion.
- 7) If indicated by the findings of the current Aged friendly Darebin review, Council commits to conducting a Public Interest test process at the appropriate time with a view of seeking an exemption from complying with the National Competition Policy regarding Council's home help aged care services.

Cr. Rennie proposed to the mover (Cr. Greco) and seconder (Cr. Williams) that an amendment be made to point 7.

If indicated by the findings of the current Aged friendly Darebin review, Council commits to conducting a Public Interest test process at the appropriate time.

This was accepted by Cr. Greco and Cr. Williams.

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

Council Resolution**MINUTE NO. 18-305**

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

- (3) Immediately writes to Premier, Opposition Leader, Leaders of Minor Parties and Cross benchers in the State Parliament, local Federal and state members of parliament seeking a commitment to modify the application of The National Competition Policy in Victoria, to formally exempt Council run Commonwealth Home Support Program (CHSP) Services from the requirement to comply with National Competition Policy.
- (4) Immediately writes to all Victorian Mayors and requesting that they join Darebin Council in making firm representation to the above federal and state members of parliament

including their respective local members seeking a commitment to modify the application of The National Competition Policy in Victoria, to formally exempt Council run Commonwealth Home Support Program (CHSP) Services from the requirement to comply with National Competition Policy.

- (5) Writes to other Councils Inviting them to establish a task force to lobby relevant government ministers and parliamentarian to seek a commitment to modify the application of The National Competition Policy in Victoria, to formally exempt Council run Commonwealth Home Support Program (CHSP) Services from the requirement to comply with National Competition Policy.
- (6) Immediately informs state and local media outlets of the actions Council will take as a result of this motion.
- (7) If indicated by the findings of the current Aged friendly Darebin review, Council commits to conducting a Public Interest test process at the appropriate time.

CARRIED

Cr. Messina returned to the meeting at 8.03pm.

8.4 OUTCOMES OF THE FOOD WASTE TRIAL**Author:** Environment Officer**Reviewed By:** General Manager City Sustainability and Strategy

PURPOSE

To outline the results of the food waste recycling trial which was recently completed.

EXECUTIVE SUMMARY

A food waste recycling trial (the trial) was held from December 2017 until June 2018 with more than 1000 Kingsbury residents. The trial involved residents placing food waste in green waste bins.

Key feedback from Darebin's food waste recycling trial in Kingsbury has found that it was welcomed by the large majority of people who completed the end-of-trial survey: 72% supported food waste recycling for the wider Darebin community. In the trial area, more than 30% of households that were invited participated in practice and a diversion rate for food waste of 6.7% was achieved, which is similar to other food waste trials and would be expected to increase over time.

Officers are now using the outcomes of Darebin's trial and recent experience from other Councils to develop a model for roll out of food waste recycling to users of Council's green waste service city-wide, in line with the 2018-19 Council Plan Action Plan. Detailed investigation into operational and communications approaches and associated cost forecasts is in progress and a report will come to Council in early 2019 for consideration. Roll out could start as soon as mid 2019 if Council chooses to proceed.

Rolling out food waste recycling as part of the green waste service would cut emissions in the short run, while also keeping options open to accommodate new waste processing technologies, which is currently being investigated as part of the Waste Strategy Review.

Recommendation

That Council:

- (1) Notes the strong support for food waste recycling for the wider Darebin community identified in the food waste recycling trial, and the other results of the trial.
- (2) Congratulates Kingsbury residents for diverting their food waste from landfill and thanks them for participating in the trial and for providing valuable feedback to inform the development of a final food waste collection model for Darebin.
- (3) Notes work is progressing to investigate and develop a model for roll out of food waste recycling to users of Council's green waste service city-wide, for consideration by Council in early 2019.

Motion**MOVED: Cr. J Williams****SECONDED: Cr. L Messina****That Council:**

- (1) Notes the strong support for food waste recycling for the wider Darebin community identified in the food waste recycling trial, and the other results of the trial.
- (2) Congratulates Kingsbury residents for diverting their food waste from landfill and thanks them for participating in the trial and for providing valuable feedback to inform the development of a final food waste collection model for Darebin.
- (3) Notes work is progressing to investigate and develop a model for roll out of food waste recycling to users of Council's green waste service city-wide, for consideration by Council in early 2019.

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

- (4) Develops and implements a comprehensive strategy to ensure Darebin's culturally diverse community are engaged in the roll-out of the food waste recycling program.

This was accepted by the mover (Cr. Williams) and seconder (Cr. Messina).

THE AMENDED MOTION THEN READ AS FOLLOWS:**Amended Motion****MOVED: Cr. J Williams****SECONDED: Cr. L Messina****That Council:**

- (1) Notes the strong support for food waste recycling for the wider Darebin community identified in the food waste recycling trial, and the other results of the trial.
- (2) Congratulates Kingsbury residents for diverting their food waste from landfill and thanks them for participating in the trial and for providing valuable feedback to inform the development of a final food waste collection model for Darebin.
- (3) Notes work is progressing to investigate and develop a model for roll out of food waste recycling to users of Council's green waste service city-wide, for consideration by Council in early 2019.
- (4) Develops and implements a comprehensive strategy to ensure Darebin's culturally diverse community are engaged in the roll-out of the food waste recycling program.

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

Council Resolution

MINUTE NO. 18-306**MOVED: Cr. J Williams****SECONDED: Cr. L Messina****That Council:**

- (1) Notes the strong support for food waste recycling for the wider Darebin community identified in the food waste recycling trial, and the other results of the trial.
- (2) Congratulates Kingsbury residents for diverting their food waste from landfill and thanks them for participating in the trial and for providing valuable feedback to inform the development of a final food waste collection model for Darebin.
- (3) Notes work is progressing to investigate and develop a model for roll out of food waste recycling to users of Council's green waste service city-wide, for consideration by Council in early 2019.
- (4) Develops and implements a comprehensive strategy to ensure Darebin's culturally diverse community are engaged in the roll-out of the food waste recycling program.

CARRIED UNANIMOUSLY

Sally Moxham, Manager Environment and Sustainable Transport left the meeting after the discussion of the above item at 8.25pm.

8.5 ADOPTION OF SAFE TRAVEL STRATEGY AND WALKING STRATEGY**Author:** Safe Travel Officer**Reviewed By:** General Manager City Sustainability and Strategy

PURPOSE

To adopt the Safe Travel Strategy 2018-2028 and Walking Strategy 2018-2028.

EXECUTIVE SUMMARY

The new Safe Travel Strategy 2018-2028 continues the work of the previous Safe Travel Strategy 2010-2015, with a focus on long term delivery of a complete suite of capital projects to meet our road safety objectives. The Strategy continues to focus on programs and initiatives aimed at making travel safer for Darebin's vulnerable road users.

The new Walking Strategy is an innovative document focused on improvement of streets for pedestrians and increasing the walkability of our municipality for transport, in particular in implementing improvements on the Principal Pedestrian Network (PPN). This Walking Strategy, for the first time, sets out a level of service expectation for pedestrian infrastructure provision, to create a cohesive and high quality pedestrian network.

While the Walking Strategy is focussed on ensuring the infrastructure and programs exist to support and encourage greater levels of walking, the Safe Travel Strategy plays a critical role in ensuring that pedestrians and cyclists – whom are the most vulnerable of our road users – can travel safely and without stress. Feedback received during the consultation phase of Strategy development reflected community agreement with the goals and suggested actions outlined in both Strategies, including a focus on the need for works to improve pedestrian safety, to reduce vehicle speeds, provide separated bike tracks, and add more greenery.

The two Strategies together with the Darebin Cycling Strategy and Darebin Transport Strategy, ensure that Council will progressively develop a quality sustainable transport network and is over time remove any barriers in accessing that network, perceived or otherwise.

It is important to note that the adoption of the strategies does not commit Council to funding works to implement the strategies in any particular timeline. Any decisions about funding implementation will occur on an annual basis as part of the budget process held each year and will be considered in the context of balancing multiple priorities and opportunities across all Council services and community needs.

Council Resolution

MINUTE NO. 18-307**MOVED:** Cr. T McCarthy**SECONDED:** Cr. S Amir**That Council:**

- (1) Adopts the Darebin Safe Travel Strategy 2018-2028 and Darebin Walking Strategy 2018-2028 as documents to guide transport planning within the municipality over the next 10 years, in line with Council's goal to increase sustainable transport through safer streets for walking and cycling (Council Plan Action 1.2)
-

- (2) Thanks the community and key stakeholders for providing valuable feedback to the process of developing the new Safe Travel Strategy and Walking Strategy.

CARRIED UNANIMOUSLY

8.6 FORMER PRESTON GIRLS SECONDARY COLLEGE**Author:** Property Manager**Reviewed By:** General Manager Governance and Engagement

PURPOSE

The purpose of this report is to provide Council with an update for noting on the process for the transfer of land to the State Government for educational purposes.

EXECUTIVE SUMMARY

The former Preston Girls Secondary College is located in Cooma Street, Preston on a 21,000m² site close to High Street and the Preston Market. The site is a collection of land parcels variously owned by the State Government and Council, as shown in **Appendix A**.

In 1924, Council resolved to offer land in Cooma Street to the Department of Education (the Department) for the development of a school in Preston. The school opened in 1929, operating for nearly 85 years. However, transfers of the Land were not affected at that time and the titles to the allotments remained in Council's name, despite the resolution. Notwithstanding this, legal advice indicates by Council's conduct, ownership of the Land had essentially passed to the Minister and as a result, formal transfer to the State is now underway.

Council Resolution

MINUTE NO. 18-308**MOVED:** Cr. J Williams**SECONDED:** Cr. G Greco

That Council notes the report on the transfer of land within the boundary of the former Preston Girls Secondary College to the State Government for educational purposes.

CARRIED

**8.7 COUNCIL MEETING DATES
2018 AND 2019****Author:** Manager Governance and Performance**Reviewed By:** General Manager Governance and Engagement

PURPOSE

To confirm the future Council meeting schedule.

EXECUTIVE SUMMARY

Section 89 of the *Local Government Act 1989* requires Council to provide public notice of meetings of the Council and special committees that solely comprise Councillors. In order to facilitate this public notice, a program of meetings for the upcoming year is required.

A schedule of meetings of the Council and Planning Committee has been prepared for consideration by the Council. Special meetings and Hearing of Submissions Committee meetings will be scheduled on an as needs basis in accordance with the provisions of the *Local Government Act 1989*.

Council Resolution

MINUTE NO. 18-309**MOVED:** Cr. S Rennie
SECONDED: Cr. T McCarthy**That** Council resolves:

- (1) To hold Ordinary Meetings of Council in the Council Chamber at Darebin Civic Centre (or other venues as determined) at 6.00 pm on 3 December 2018, 4 February 2019, 25 February 2019, 18 March 2019, 8 April 2019, 29 April 2019, 11 June 2019, 24 June 2019, 22 July 2019, 12 August 2019, 23 September 2019, 14 October 2019, 6 November 2019 and 16 December 2019.
 - (2) To hold Ordinary Meetings of Council in the Council Chamber at Darebin Civic Centre (or other venues as determined) at 1.00 pm on 20 May 2019 and 2 September 2019.
 - (3) That all committees established, all committee appointments made and all Council representatives appointed on 13 November 2017, continue until 3 December 2018, or until such time as Council makes a further resolution on those committees and appointments.
 - (4) To hold a Special Meeting of Council at the Preston City Hall (or other venue as determined) at 6.00 pm on 25 November 2019.
 - (5) To hold meetings of the Planning Committee in the Council Chamber at Darebin Civic Centre at 6.00 pm on 17 December 2018, 11 February 2019, 12 March 2019, 15 April 2019, 13 May 2019, 17 June 2019, 15 July 2019, 19 August 2019, 16 September 2019, 21 October 2019, 18 November 2019, 9 December 2019.
 - (6) To hold meetings of the Hearing of Submissions Committee as required and that public notice of those meetings be given in accordance with section 89 of the *Local Government Act 1989*
 - (7) To hold meetings of the Bundoora Homestead Board of Management at the Bundoora
-

Homestead on dates and times to be determined in due course.

CARRIED

Cr. Greco abstained from the vote.

8.8 PROPOSED LEASE FOR THE FORMER RESERVOIR LIBRARY**Author:** Property Manager**Reviewed By:** General Manager City Sustainability and Strategy

In September 2018, the State Government formally announced that works will commence early in 2019 on the removal of the Reservoir station level crossing at the junction of High Street, Spring Street and Cheddar Road, Reservoir.

Council received an enquiry from Level Crossing Removal Authority (LXRA) expressing interest in using Building for the purpose of office accommodation for up to 100 staff for a minimum term of two years, with access to parking for staff in the adjacent eastern side car park located on Ralph Street, Reservoir (Car Park). As the Building is not currently fit-for-purpose, LXRA has indicated that they would undertake refurbishment works to the value of approximately \$400,000 to make the Building compliant with the relevant requirements to enable it to be used for the prescribed purpose.

Parking supply in the area appears to be sufficient to meet current demand and to accommodate some use associated with the proposed lease; however, further analysis is being undertaken so that a holistic approach that considers all of the future impacts for the precinct may be employed. The provision of LXRA staff parking will not form part of the proposed lease, but would be considered separately as part of a future parking management plan for the precinct area.

Officers' assessment is that based on what is currently known, there is community benefit from leasing this site and on that basis, recommends progressing to notification and seeking submissions in line with the statutory requirements.

Council Resolution

MINUTE NO. 18-310**MOVED:** Cr. S Amir
SECONDED: Cr. J Williams**That Council:**

- (1) Commences the statutory process, under section 190 and section 223 of the *Local Government Act 1989*, to give effect of its intention to enter into a lease of the former Reservoir Library building located at 11–33 Ralph Street, Reservoir with John Holland Pty Ltd (in its capacity as a registered member of the North Western Program Alliance for and on behalf of LXRA) for the purpose of providing office accommodation during the Reservoir Level Crossing Removal Project under the terms and conditions provided in this report.
- (2) Gives public notice under section 190 and section 223 of the *Local Government Act 1989* seeking public submissions in relation to Council's intention to enter into a lease with John Holland Pty Ltd in the appropriate newspapers.
- (3) Notes any public submission that requests to be heard in relation to their submission will be presented at a Hearing of Submissions Committee meeting prior to a further report being presented to Council for a final decision.

CARRIED UNANIMOUSLY

**8.9 WH ROBINSON RESERVE SPORTS PAVILION
AWARDING OF CONTRACT- CT201878
COMPLETION OF EXTENSIONS/REFURBISHMENT WORKS**

Author: Coordinator Facility Design/Draft

Reviewed By: General Manager Operations and Capital

PURPOSE

To appoint a suitably qualified and experienced contractor to complete the refurbishment and extensions to the WH Robinson Reserve Pavilion.

EXECUTIVE SUMMARY

At its meeting on 2 October 2017, Council appointed Donnan Consulting under Contract CT201781 to construct works for the refurbishment and extension of the WH Robinson Reserve Pavilion.

On 12 June 2018 Donnan Consulting was placed into liquidation at the request of its creditors. The building was partly under construction at the time of liquidation. Donnan Consulting could not be re-engaged and in order for the project to be completed, a new public tender was required.

On 25 August 2018, a publicly advertised Request for Tender (RFT) was released for the completion of the refurbishment and extensions to the WH Robinson Reserve pavilion. This report recommends awarding the contract (CT201878) to a suitable building contractor.

Council Resolution

MINUTE NO. 18-311

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

That:

- (1) Council enters into a contract with Sherwood Construction Solutions for the completion of refurbishment and extensions to the WH Robinson Reserve pavilion (CT201878) for the lump sum of \$896,631.23 (inclusive of GST), for the period November 2018 and June 2019;
- (2) Council approves a contingency amount of \$89,650.00 (inclusive of GST), being approximately 10% of the contract amount, to be used if required for variations and other unforeseen items as part of Contract No. CT201878;
- (3) Council approves the allocation of additional funds of \$428,059.30 (exclusive GST) from savings across the Capital Works Program to fund the project and makes appropriate budget adjustments at Council's Mid -Year Budget review; and
- (4) Council authorises the Chief Executive Officer to finalise and execute the contract documentation on behalf of Council.

CARRIED UNANIMOUSLY

8.10 PROPOSED TRANSFER OF ROADS AND RESERVES FROM STATE TRUSTEES LIMITED**Author:** Property Manager**Reviewed By:** General Manager Governance and Engagement

PURPOSE

To consider the transfer of a number of roads and reserves from the State Trustees Limited (State Trustees) to Council.

EXECUTIVE SUMMARY

State Trustees has requested that Council accept the titles for a number of roads and reserves that formed part of an original plan of subdivision and which were previously registered in the name of (now) deceased persons. The State Trustees, in its capacity as legal personal representative for various deceased persons, proposes to transfer the titles to Council for nil consideration.

Council Resolution

MINUTE NO. 18-312**MOVED:** Cr. T McCarthy**SECONDED:** Cr. G Greco**That Council:**

- (1) Resolves to accept title to the roads and reserves shown highlighted yellow in **Appendix A** and **Appendix B** for nil consideration.
- (2) Authorises the Chief Executive Officer to execute relevant documents to facilitate the agreement for the transfer of the roads shown in **Appendix A** to Darebin City Council.
- (3) Authorises for the Chief Executive Officer to sign the relevant Transfer of Land documentation.

CARRIED UNANIMOUSLY

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

Nil

10. NOTICES OF MOTION

10.1 ESTABLISHMENT OF SPORTING CLUB PARTNERSHIP AGREEMENT PROGRAM

Councillor: Gaetano GRECO

NoM No.: 382

Take notice that at the Council Meeting to be held on 7 November 2018, it is my intention to move:

That Council:

- 1. Receives a report at a Council meeting in February on the feasibility of establishing a City Wide Sporting Club Partnership Agreement Program similar to the one recently granted to the Darebin Falcons to support other sporting clubs that agree to promote participation of girls, women and targeted disadvantaged groups that are underrepresented in sporting activity in the Darebin community*
- 2. In preparing the report Council should consult widely with all sporting clubs in Darebin with a view of gaining an insight into the needs of clubs and how a partnership agreement program can mutually aide clubs and Council achieving greater participation of girls, women, minority groups, disabled groups, other socio-economically disadvantaged youth and members of the community.*

Notice Received: 23 October 2018

Notice Given to Councillors 29 October 2018

Date of Meeting: 7 November 2018

Motion

That Council:

- 1. Receives a report at a Council meeting in February on the feasibility of establishing a City Wide Sporting Club Partnership Agreement Program similar to the one recently granted to the Darebin Falcons to support other sporting clubs that agree to promote participation of girls, women and targeted disadvantaged groups that are underrepresented in sporting activity in the Darebin community*
- 2. In preparing the report Council should consult widely with all sporting clubs in Darebin with a view of gaining an insight into the needs of clubs and how a partnership agreement program can mutually aide clubs and Council achieving greater participation of girls, women, minority groups, disabled groups, other socio-economically disadvantaged youth and members of the community.*

THE MOTION WAS PUT TO THE VOTE AND LOST.

10.2 ESTABLISHMENT OF A SUBSIDISED BASIC GARDEN MAINTENANCE PROGRAM FOR RESIDENTS ON LOW INCOMES WHO ARE INCAPACITATED

Councillor: Gaetano GRECO

NoM No.: 383

Take notice that at the Council Meeting to be held on 7 November 2018, it is my intention to move:

That Council receives a Council report in December on options on establishing a subsidised basic home gardening assistance program for low income residents who need assistance with basic gardening maintenance due to ill health or permanent incapacity.

Notice Received: 23 October 2018

Notice Given to Councillors 29 October 2018

Date of Meeting: 7 November 2018

Motion

MOVED: Cr. G Greco
SECONDED: Cr. L Messina

That Council receives a Council report in December on options on establishing a subsidised basic home gardening assistance program for low income residents who need assistance with basic gardening maintenance due to ill health or permanent incapacity.

Cr. Rennie proposed to the mover (Cr. Greco) and seconder (Cr. Messina) the following amended wording:

That Council receives as part of the 2019-2020 budget process options on establishing a subsidised basic home gardening assistance program for low income residents who need assistance with basic gardening maintenance due to ill health or permanent incapacity.

This was accepted by the mover and seconder.

THE AMENDED MOTION READ AS FOLLOWS:

Amended Motion

MOVED: Cr. G Greco
SECONDED: Cr. L Messina

That Council receives as part of the 2019-2020 budget process options on establishing a subsidised basic home gardening assistance program for low income residents who need assistance with basic gardening maintenance due to ill health or permanent incapacity.

THE AMENDED MOTION WAS PUT AND CARRIED AND BECAME THE COUNCIL

RESOLUTION AS FOLLOWS:

Council Resolution

MINUTE NO. 18-313

MOVED: Cr. G Greco
SECONDED: Cr. L Messina

That Council receives as part of the 2019-2020 budget process on options on establishing a subsidised basic home gardening assistance program for low income residents who need assistance with basic gardening maintenance due to ill health or permanent incapacity.

CARRIED

10.3 UPDATE ON WELCOMING CITIES PROJECT**Councillor: Gaetano GRECO****NoM No.: 384**

Take notice that at the Council Meeting to be held on 7 November 2018, it is my intention to move:

***That** Council receives a Council report in December on the implementation of the Welcoming Cities Project endorsed by Council in 2017.*

Notice Received: 23 October 2018**Notice Given to Councillors 29 October 2018****Date of Meeting: 7 November 2018**

Motion

***That** Council receives a Council report in December on the implementation of the Welcoming Cities Project endorsed by Council in 2017.*

THE MOTION WAS WITHDRAWN BY CR. GRECO.

10.4 UPDATE ON PLANNING REVIEW PROCESS**Councillor: Gaetano GRECO****NoM No.: 385**

Take notice that at the Council Meeting to be held on 7 November 2018, it is my intention to move:

***That** Council receives a Council report to update the Community on the implementation of the Planning Review Process project previously endorsed by Council and in particular what community consultation will be undertaken in informing the planning review.*

Notice Received: 23 October 2018**Notice Given to Councillors 29 October 2018****Date of Meeting: 7 November 2018**

Council Resolution

MINUTE NO. 18-314**MOVED: Cr. G Greco**
SECONDED: Cr. T McCarthy

***That** Council receives a Council report to update the Community on the implementation of the Planning Review Process project previously endorsed by Council and in particular what community consultation will be undertaken in informing the planning review.*

CARRIED

10.5 PRESTON MARKET**Councillor: Trent MCCARTHY****NoM No.: 386**

Take notice that at the Council Meeting to be held on 7 November 2018, it is my intention to move:

That Council:

- (1) *Amends Resolution No 379 "Request for Permanent Maximum Mandatory heights over existing footprint of the Preston Market" made on 15 October 2018 by deleting the words 'be made permanent' and replacing them with the words 'remain in place until after the current Review of Planning Controls at the Preston Market site is completed and any changes to the planning controls arising from the Review have been made' and therefore resolve in full "That Council as a matter of urgency writes to the Minister for Planning requesting that the interim height controls which apply a maximum mandatory height control of 9 metres to the existing footprint of the Preston Market remain in place until after the current Review of Planning controls at the Preston Market site is completed and any changes to the planning controls arising from the review have been made".*
- (2) *Notes the rich social heritage and importance of the market to the community, and reiterates Council's commitment to working to preserve the long term viability of the market.*
- (3) *Reiterates Council's commitment to working in partnership with the VPA to review the planning controls applicable to the Preston Market site and future opportunities for development of the site through a process of engagement with the community, key stakeholders and owners of the site.*

Notice Received: 24 October 2018**Notice Given to Councillors 29 October 2018****Date of Meeting: 7 November 2018****Council Resolution****MINUTE NO. 18-315****MOVED: Cr. T McCarthy****SECONDED: Cr. S Rennie****That Council:**

- (1) *Amends Resolution No 379 "Request for Permanent Maximum Mandatory heights over existing footprint of the Preston Market" made on 15 October 2018 by deleting the words 'be made permanent' and replacing them with the words 'remain in place until after the current Review of Planning Controls at the Preston Market site is completed and any changes to the planning controls arising from the Review have been made' and therefore resolve in full "That Council as a matter of urgency writes to the Minister for Planning requesting that the interim height controls which apply a maximum mandatory height control of 9 metres to the existing footprint of the Preston Market remain in place until after the current Review of Planning controls at the Preston Market site is completed and any changes to the planning controls arising from the review have been made".*

- (2) *Notes the rich social heritage and importance of the market to the community, and reiterates Council's commitment to working to preserve the long term viability of the market.*
- (3) *Reiterates Council's commitment to working in partnership with the VPA to review the planning controls applicable to the Preston Market site and future opportunities for development of the site through a process of engagement with the community, key stakeholders and owners of the site.*

CARRIED

Cr. Greco voted in opposition to the motion.

Hemamali Hettihewa, Service Desk Support Officer, temporarily left the meeting during discussion of the above item at 9.41pm and returned at 9.43pm.

10.6 COMMUNITY, EDUCATION AND BUSINESS OPPORTUNITIES DURING LEVEL CROSSING REMOVALS**Councillor:** Trent MCCARTHY**NoM No.:** 387

Take notice that at the Council Meeting to be held on 7 November 2018, it is my intention to move:

That the Mayor writes to the Level Crossing Removal Authority seeking their commitment to work with Council to facilitate opportunities for local businesses, social enterprises, education and training providers and community organisations during the removal of the Bell package of level crossings (Bell, Oakover, Cramer and Murray).

Notice Received: 25 October 2018**Notice Given to Councillors** 29 October 2018**Date of Meeting:** 7 November 2018

Motion

MOVED: Cr. T McCarthy**SECONDED:** Cr. L Messina

That the Mayor writes to the Level Crossing Removal Authority seeking their commitment to work with Council to facilitate opportunities for local businesses, social enterprises, education and training providers and community organisations during the removal of the Bell package of level crossings (Bell, Oakover, Cramer and Murray).

Cr. Greco proposed to the mover and seconder that the motion be amended as follows:

(Bell, Oakover, Cramer and Murray) and the Reservoir level crossing

This was accepted by the mover (Cr. McCarthy) and seconder (Cr. Messina).

THE AMENDED MOTION THEN READ AS FOLLOWS:

Amended Motion

MOVED: Cr. T McCarthy**SECONDED:** Cr. L Messina

That the Mayor writes to the Level Crossing Removal Authority seeking their commitment to work with Council to facilitate opportunities for local businesses, social enterprises, education and training providers and community organisations during the removal of the Bell package of level crossings (Bell, Oakover, Cramer and Murray) and the Reservoir level crossing.

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

Council Resolution

MINUTE NO. 18-316

MOVED: Cr. T McCarthy
SECONDED: Cr. L Messina

That the Mayor writes to the Level Crossing Removal Authority seeking their commitment to work with Council to facilitate opportunities for local businesses, social enterprises, education and training providers and community organisations during the removal of the Bell package of level crossings (Bell, Oakover, Cramer and Murray) and the Reservoir level crossing.

CARRIED

EXTENSION OF TIME

Council Resolution

MINUTE NO. 18-317

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

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

CARRIED**11. REPORTS OF STANDING COMMITTEES****11.1 AUDIT COMMITTEE REPORT**

The Audit Committee is an Advisory Committee appointed, pursuant to section 139 of the *Local Government Act 1989* (the Act), to assist Council in fulfilling its responsibilities relating to internal control mechanisms and external reporting requirements.

Meetings of the Audit Committee were held on 22 March 2018 and 4 June 2018. Summary minutes of these meetings are attached to this report as **Appendix A** and as the confidential attachment **Appendix B**.

Council Resolution

MINUTE NO. 18-318

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

That the report of the Audit Committee meetings held on 22 March 2018 and 4 June 2018 be received for noting.

CARRIED

Darren Rudd, Manager City Development and Sunny Haynes, Manager City Futures left the meeting during the discussion of the above item at 9.51pm.

12. RECORDS OF ASSEMBLIES OF COUNCILLORS

12.1 ASSEMBLIES OF COUNCILLORS HELD

An Assembly of Councillors is defined in section 3 of the *Local Government Act 1989* to include Advisory Committees of Council if at least one Councillor is present or, a planned or scheduled meeting attended by at least half of the Councillors and one Council Officer that considers matters intended or likely to be the subject of a Council decision.

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

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

An Assembly of Councillors record was kept for:

- Darebin Nature Trust Meeting – 13 September 2018
- Council Briefing – 8 October 2018
- Darebin Nature Trust Meeting – 8 October 2018
- ICAN Mural Public Art Commission Meeting – 10 October 2018
- Lifelong Learning Strategy Reference Group – 16 October 2018
- Darebin Aboriginal Advisory Committee – 17 October 2018
- Council Briefing – 22 October 2018
- Climate Emergency Darebin – 25 October 2018
- Council Briefing – 29 October 2018

Council Resolution

MINUTE NO. 18-319

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

That the record of the Assembly of Councillors held on 13 September and 8, 10, 16, 17, 22, 25 and 29 October 2018 are attached as **Appendix A** to this report, be noted and incorporated in the minutes of this meeting.

CARRIED

13. REPORTS BY MAYOR AND COUNCILLORS

Council Resolution

MINUTE NO. 18-320

MOVED: Cr. L Messina
SECONDED: Cr. S Rennie

That Council note the Reports by Mayor and Councillors.

CARRIED

SUSPENSION OF STANDING ORDERS

Council Resolution

MINUTE NO. 18-321

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

That Standing Orders be suspended to allow Cr. McCarthy to make a statement.

CARRIED

Cr. McCarthy made a statement noting that it was Cr. Le Cerf's last Council meeting as Mayor and thanked her for her contribution as Mayor during a very busy and challenging time.

All other Councillors also made statements to thank the Mayor.

RESUMPTION OF STANDING ORDERS

Council Resolution

MINUTE NO. 18-322

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

That Council resolves to resume Standing Orders.

CARRIED

14. CONSIDERATION OF REPORTS CONSIDERED CONFIDENTIAL

NIL

15. CLOSE OF MEETING

The meeting closed at 10.05pm.