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MINUTES OF THE COUNCIL MEETING

Held on Monday 13 August 2018

Released to the public on Thursday 16 August 2018



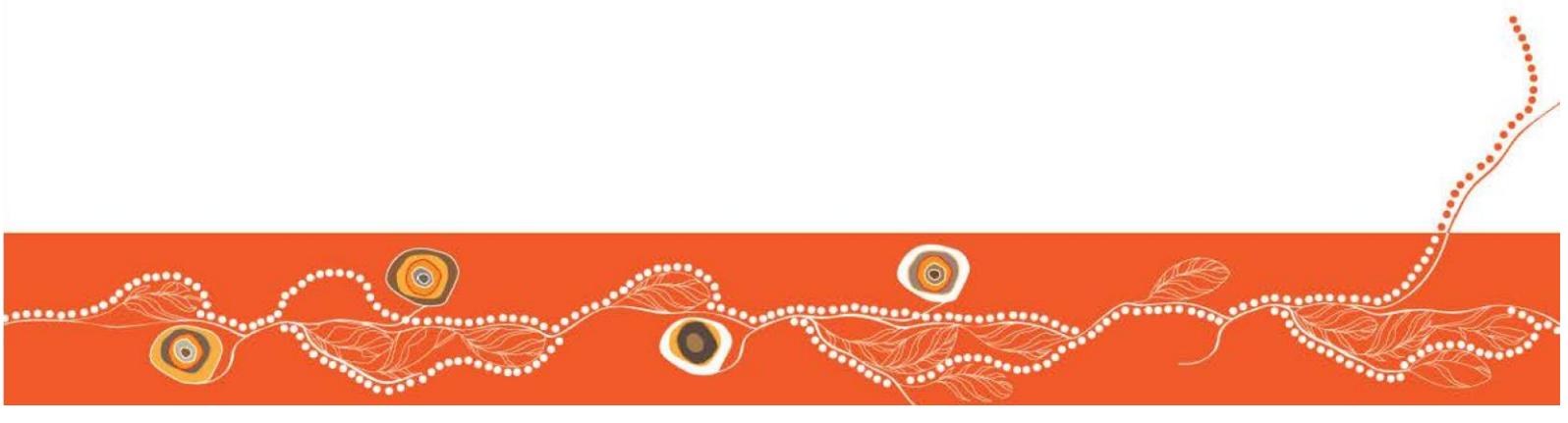
ACKNOWLEDGEMENT OF TRADITIONAL OWNERS AND ABORIGINAL AND TORRES STRAIT ISLANDER COMMUNITIES IN DAREBIN

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.

Table of Contents

Item Number	Page Number
1. PRESENT	1
2. APOLOGIES.....	1
3. DISCLOSURES OF CONFLICTS OF INTEREST.....	2
4. CONFIRMATION OF THE MINUTES OF COUNCIL MEETINGS.....	2
5. QUESTION AND SUBMISSION TIME	2
6. PETITIONS	10
6.1 TABLING OF PETITION.....	10
6.2 TABLING OF PETITION.....	11
6.3 TABLING OF PETITION.....	11
7. URGENT BUSINESS.....	12
8. CONSIDERATION OF REPORTS.....	13
8.1 COUNCIL PLAN ACTION PLAN 2018–19 AND STRATEGIC RESOURCE PLAN 2018–22	13
8.2 ANNUAL REPORT ON MEMORANDUM OF UNDERSTANDING BETWEEN MERRI CREEK MANAGEMENT COMMITTEE AND DAREBIN CITY COUNCIL.....	14
8.3 LANDFILL LEVY.....	15
8.4 DELEGATIONS OF POWER, DUTIES AND FUNCTIONS TO COUNCIL STAFF	16
8.5 SIX MONTH PROGRESS REPORT FOR COMMUNITY ADVISORY COMMITTEES WITH COUNCILLOR REPRESENTATION	17
8.6 CT201842 - SUPPLY AND INSTALLATION OF SOLAR PV SYSTEMS FOR THE DAREBIN SOLAR SAVER PROGRAM 2018 - 2021.....	18
9. CONSIDERATION OF RESPONSES TO PETITIONS, NOTICES OF MOTION AND GENERAL BUSINESS	21
NIL	
10. NOTICES OF MOTION.....	22
10.1 GOVERNANCE LOCAL LAW AND PLANNING COMMITTEE CHARTER.....	22
10.2 COMMUNITY SPONSORSHIP PROGRAM.....	24
10.3 PUBLIC COUNCIL POSITION PAPER ON THE FUTURE OF PRESTON MARKET.....	26
10.4 REQUEST FOR DEMOLITION CONTROLS TO SAFE GUARD PRESTON MARKET.....	30
10.5 PROMOTION OF RECYCLING.....	33
11. REPORTS OF STANDING COMMITTEES.....	34

Table of Contents

Item Number		Page Number
	NIL	
12.	RECORDS OF ASSEMBLIES OF COUNCILLORS	35
	12.1 ASSEMBLIES OF COUNCILLORS HELD	35
13.	REPORTS BY MAYOR AND COUNCILLORS	36
14.	CONSIDERATION OF REPORTS CONSIDERED CONFIDENTIAL.....	39
15.	CLOSE OF MEETING	39

**MINUTES OF THE ORDINARY MEETING OF THE
DAREBIN CITY COUNCIL HELD AT DAREBIN CIVIC CENTRE,
350 HIGH STREET PRESTON ON MONDAY 13 AUGUST 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. Susanne Newton
Cr. Susan Rennie
Cr. Julie Williams

Council Officers

Sue Wilkinson - Chief Executive Officer
Vito Albicini - General Manager Operations and Capital
Ingrid Bishop - General Manager Governance and Engagement
Cathy Henderson - General Manager Community
Rachel Ollivier - General Manager City Sustainability and Strategy
Darren Rudd - Manager City Development
Sally Moxham - Manager Environment and Sustainable Transport
Melinda Viksne - Manager Governance and Performance
Jim Barrett - Coordinator Planning and Reporting
Karlee Ferrante - Acting Coordinator Governance, Council Business and Civic Services
Jody Brodribb - Council Business and Governance Officer
Milan Nagda - Service Desk Support Officer

2. APOLOGIES

Cr. Tim Laurence is on an approved leave of absence.

3. DISCLOSURES OF CONFLICTS OF INTEREST

Nil

4. CONFIRMATION OF THE MINUTES OF COUNCIL MEETINGS

Council Resolution

MINUTE NO. 18-198

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

That the Minutes of the Ordinary Meeting of Council held on 23 July 2018 be confirmed as a correct record of business transacted.

CARRIED

5. QUESTION AND SUBMISSION TIME

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

- **Anne Laver - Northcote**

I note that the Governance laws are before council tonight.

I have experienced less transparency of late with the local laws.

Will the Council please consult with the community when they are drafted and provide a list easily obtainable in plain English for the community?

Response from Mayor, Cr. Le Cerf:

Thank you for your question Anne.

There is a statutory requirement for Councils to conduct public consultation as part of any review or change to its local laws.

If the Local Law is reviewed, your suggestion that any proposed changes be provided to the community in plain English is very sensible and I support it.

- **Anne Laver - Northcote**

I fully support the Darebin Council Recommendations to the State Government to return the Landfill Levy and I will be writing to the Minister of the Environment again regarding this and Waste Management and Recycling.

Will the Darebin Council I it consider copying the Hume Council by using the form of asphalt called Plastiphalt which is made out of plastic bags and glass bottles?

The Darebin Council could likewise seek a tender from the makers which is Collaboration between the following companies: "Downer, Close the Loop" and the "Red Group."

Response from Mayor, Cr. Le Cerf:

Thanks again Anne. I can confirm that council plans to use recycled material in its asphalt this year. Plans include using recycled plastic asphalt on Edwardes Street, Preston; and recycled toner cartridges in the asphalt for the road resurfacing along Gower Street, Preston, between High and Plenty Road (eastbound). The experience gained from of these projects will help council to expand its use of recycled materials in asphalt.

- **Leon Zembekis - Reservoir**

Over the years I have exchanged numerous letters and emails with Councillors and council staff, I am still experiencing censorship of posters and flyers from being exhibited on the learning centre and library noticeboards of your facilities. I call them yours because there is almost no scope for activists like me, the Australian Conservation Foundation and other groups to display public notices. City of Darebin pays exceptional lip service to support for refugees, Climate Change and the prevention of war - however posters containing such content are disallowed for display. How is this consistent with council values and the need to inform the public about such community events?

Response from Mayor, Cr. Le Cerf:

Thankyou for the question Mr Zembekis. I note this is a topic which you have raised previously and staff have written to you a number of times on this topic.

Darebin Library community noticeboards are currently managed in a way to prioritise the promotion of local community events and activities. Some items are excluded from the noticeboards which include racist, sexist, homophobic or potentially defamatory material. Staff have also generally not permitted items which are promoting what are perceived to be political activities, political groups or religious groups. This has been the approach taken in good faith by Library staff.

This approach is currently under review and staff will notify Mr Zembekis of the outcome.

- **Simon Hrycyszyn - Northcote**

1. Do council agree there is a speeding issue on Separation St Northcote?
2. Do council believe a reduction in speed limit will prevent cars and trucks coming through residences fences as previously have occurred on multiple occasions including the most recent incident on the 3rd of June 2018?

Response from Mayor, Cr. Le Cerf:

Yes we agree that reducing the speed in this location is likely to contribute to a safer road environment and is a priority in our Speed Reduction Program. We are currently seeking funding through the Federal Black Spot Fund which would allow us to complete this in 2018/19.

Council has also committed funding for a new set of pedestrian lights on Separation Street, near the intersection of Oamaru Street, which is expected to be constructed in the 2018/19 financial year.

- **Robert Atanasovski – Northcote**

Apart from reducing the speed limit to 40km/hr, which is to be funded under the VicRoads Blackspot Program, what other traffic calming and accident preventive measures can be implemented by Darebin Council to ensure motorists abide by and stick to the speed limit on Separation Street?

Response from Mayor, Cr. Le Cerf:

The new pedestrian operated traffic signals funded by Council on Separation Street near Oamaru Street will include a raised platform that will contribute to reducing vehicle speeds. This project is expected to be constructed by May 2019.

- **Terry Mason – Reservoir**

Monsanto has recently been levied \$289 million following a court case concerning the carcinogenic outcomes of exposure to a worker in the course of their work.

The use of glyphosate chemicals such as Roundup by Darebin Council has been raised on several occasions with no definitive response.

1. What steps have been taken to find alternatives to chemicals harmful to the environment, staff, members of the public, pets and the waterways?
2. What is the anticipated timeframe council plans to accomplish this replacement and ensure the workplace safety of staff?

Response from Mayor, Cr. Le Cerf:

Council always endeavours to provide a safe work environment for the public, environment, animals and water ways in the way Council provides services through the development of safe work practices and the use of appropriate plant, equipment and materials. All chemicals used by Council Employees are carried out in accordance with manufactures requirements and in line with safe work methods procedures.

Council is however reviewing its current practice of the use of herbicides through the review of the Integrated Weed Management Strategy. The review will consider best practice sustainable land management that can be incorporated into Council's existing policies and work practices. The review will also consider a reduction of the use of chemicals for weed control as well as the phasing out of glyphosate. The review is currently being undertaken and expected to be by December 2018.

- **Helen Jennings on behalf of Emily Physic, Eileen Keene, Stacey Bonfield, Peta Lunt and park users**

Darebin Council have recently rerouted the Northern Pipe Trail bicycle path through GE Robinson reserve. The path previously followed the park path before exiting through a little used laneway.

Earlier this Year Darebin conducted a consultation into the Northern Pipe Trail. The results of this consultation (according to the Darebin website) were due to be published in April 2018 but have not been published to date. When local residents became aware of plans to reroute the path attempts were made to by residents and park users to engage Council (both elected representatives and officers) about this work were politely rebuffed. No specific engagement regarding the rerouting was undertaken.

As a result of this work:

- A significant part of this small and very well used park is now unavailable to local residents for quiet enjoyment – this is at a time when significant housing development in the area makes the need for green space even more important. This is a significant loss of usable public open space to the area.

- Bicycles can ride through this park extremely quickly putting other users at risk – particularly children – this path does not go any other community parks. It is a high speed commuting path designed particularly for commuting cyclists, it is not a gentle shared pathway, cyclists using this path can be very aggressive towards other path users.
- A new and very ugly permanent fence has been erected – this makes it more difficult to access the park from the south and removes the view of the city from the park.
- The bicycle now path accesses directly onto the road – visibility is poor and this is particularly dangerous for children – many of whom use the park to learn how to cycle.

Council did not engage or consult any local residents before undertaking this work and as a result have created an ugly, dangerous facility.

- (1) Can Council, as a matter of urgency, committee to undertaking a genuine community engagement process, and implementing any recommendations, focusing on
 - The needs of the local community, who use GE Robinson Reserve in regards to public open space.
 - The development of a masterplan to protect GE Robinson reserve from further inappropriate development.
 - The opportunities to reroute the Northern Pipe Trail out of GE Robinson reserve to a more suitable location.
 - Other issues raised as part of the community engagement process.
- (2) Will the Mayor and ward councillors meet with affected community members on site to understand the issues created by this project?

Response from Mayor, Cr. Le Cerf:

The recent upgrades to the GE Robinson Park were undertaken to address a key safety issue where the previous arrangement required walkers and cyclists accessing GE Robinson Park from Crawley Street to do so via a Right of Way with a blind corner. This was unsafe and was flagged in a safety audit of the path.

The new pedestrian fence is required to protect path users from the steep slope to the west of the path. An assessment has been undertaken of the pedestrian fence and we are working with Melbourne Water to reduce the extent of the fence at the northern end.

Council does not consider a full community engagement process or the development of a master plan is warranted in this instance. Council officers will be in touch with you to arrange a meeting with you to discuss the various alignments for the shared path that were explored and to further discuss the other items you have raised.

Northern Pipe Trail

The Northern Pipe Trail (NPT) Master Plan aims to create a masterplan for the entire shared path from Merri Creek to Reservoir Station and presents the perfect opportunity to workshop and test other options for the alignment of the shared path.

This Master Plan will include sections of the path in GE Robinson Reserve. Council encourages you to participate in this process. A project update will be shared with the community in late September.

- **Chris Erlandsen – Preston**

I believe that Darebin is considering developing a significant tree register, like other Councils – Maribyrnong being the most recent.

1. Can Council please provide a timeline of events to get this into action?
2. Is Council developing steps to penalise offenders who cut down significant trees well before permits have been applied for?

Response from CEO, Sue Wilkinson:

We are working towards progress for tree protection and will hopefully have something in place by the end of the year.

We have lots of options as do other Councils. We are still working on the mechanisms as they are unclear at this stage. In terms of non-compliance with tree permits, they will be worked through at the same time. So stay tuned.

- **Geoff Richards – Reservoir**

I refer to two previous questions to which action appears to still be pending – extracts from same are below:

1. Abandoned vehicles on public and private property – Feb 28 2018

“There seems to be an ongoing, and it appears growing, practice of non-disposal of vehicles that are no longer in use. Instead – on site dumping occurs. Also sighted in the past have been other un-wanted items. By way of examples(s) –

- **No 153 North Rd:** has 6 vehicles in the front garden area and driveway + 1 – 2 currently in use + another derelict car in the street, outside this address
- **No 158 North Rd:** has 2 vehicles, part covered by tarpaulin, one is a large open tray truck loaded with empty polystyrene open boxes as used by a fruit & vegetable type of business. Adjacent, there is a smaller commercial style vehicle.
- **37 Northernhay St:** Note : since earlier advice there are now 4 dumped vehicles adding to the numerous other items filling the entire front yard.

2. Reserve at 49 Storey Road Reservoir – Fencing – 9th April 2018

“This Reserve is small, one block in size, with a children’s playground. Fencing exists on all sides with one side being newly erected by a site developer on the opposite long side – adjacent to a walkway – the side fence to 47 Storey Road, which is 10 years old, has not been maintained and boards are rotting, paint is peeling and splintering wood rails exist. The Owners Corporation is aware of the issue but no action to date.”

Since the earlier advice a section of fencing has collapsed in the interior laneway connecting to Northernhay St.

Response from Mayor, Cr. Le Cerf:

I’m sorry you haven’t received the responses yet. The CEO will follow that up for you. In relation to the car issue it had been followed up but perhaps because it is an ongoing issue – we will need to go out there and have a look at it again.

We will follow up the previous issue in relation to fencing that was raised.

- **John Nugent – Epping**

1. Recently I had discussion with Council Officers for more seats around Oval 1 Donath Reserve and extension to the terracing.

Council are now drip feeding this project. If this project was down in the south of city this masterplan would be sufficiently funded and not drip fed.

Response from Mayor, Cr. Le Cerf:

I understand you met up with one of our General Managers last week. Council are progressively making improvements based on our masterplan which includes tree planting and new play spaces being built. The 2018-19 financial year implementation of the masterplan will continue and Council is working through the list to prioritise what goes first. There is always many good ideas than funds available. The Officers will pass your query onto the Community Reference group and they can consider your deliberation.

- **John Nugent – Epping**

2. If Council are looking out for the ratepayer over the pokies and through the sporting club, why aren't Council looking out for the children of the city being charged a fee by the NFL to play finals? What is the difference?

Response from Mayor, Cr. Le Cerf:

You have asked this question before. I have actually answered this already. Representations have been made to the NFNL and it's up to them to decide how much their fees are. At the end of the day, it is up to them. We can encourage and talk to them to ensure that their sports are affordable however, the decision is very much controlled by the Committee and based on costs incurred by how they run their business.

- **Dina Marcon**

The item in relation to the dangerous traffic conditions on Separation Street Northcote – the proximity of Oamaru and Hakatere Streets on the North side and Tanner Grove and Thames Street on the South side.

Will you be addressing/actioning suggested preventative measures listed and signed on petition? i.e. speed humps on Separation street as per above proximity.

Response from Mayor, Cr. Le Cerf:

There is a petition that will be tabled by Cr McCarthy tonight and if the motion goes through then the Officers will look at the options that you have presented and provide solutions to those options and we will update you.

The following questions were submitted by John Nugent in writing and taken on notice by the Chairperson, Mayor, Cr. Le Cerf:

1. My question is about the Dole Donath Masterplan. About 2 years ago – Council started putting a pathway around No. 1 Oval – it was never completed.

Council Officers informed me that Council has budgeted only for \$100,000 for 2018/19. When will this work be completed?

2. Could you please advise are all Clubs charge the same rate in \$ (for their Pavilions Costs)?

Is there any discounts for clubs in social disadvantaged areas? Is Council considering a fairer system of charging clubs?

3. Could you please advise, why is ground No 3 at Donath West is not being used at all for soccer, but the club use No 5 ground at Donath West to play soccer.

Council has gone to some expense to build a large fence approx. (10 metres high and 30 metres long).

Response to Public Question taken on notice at the Council meeting on 23 July 2018.

At the Council meeting held on 23 July 2018, the following questions from Maria Poletti were taken on notice by the Chairperson, Mayor, Cr. Le Cerf:

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

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

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

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

Response:

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

My questions tonight are:

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

Letter in response sent to Maria Poletti via email dated 16 August 2018, provided by Rachel Ollivier General Manager City Sustainability and Strategy.

Thank you for your submission to Public Question Time at the 23 July 2018 Council Meeting. I apologise for the lateness of our reply and now provide the following information.

Submission

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

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

*Will Council correct the record and admit that they have not yet and will not accept the outcomes of the Compulsory Conference or reach an agreement with the developer?
Will Council reassure the community that this leak aimed at undermining the "fair go" process for objectors did not come from any council representative?*

Response:

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

Questions

My questions tonight are:

1. What was the outcome of that criminal investigation?

Response:

Any investigation would be a matter for the Registrar of VCAT to initiate. Council is not aware of any investigation being undertaken. We are now able to answer questions and have done so below.

2. Will Council now answer the two questions put and reassure the community that the leak did not come from a council representative?

Response

This matter was decided by VCAT on 27 October 2017 and now that it is concluded, Council is able to discuss the Compulsory conference (which is not allowed when in progress).

In response to the question 1 of 17 July 2017:

We can confirm that Council did not have the opportunity to endorse any agreement from the compulsory conference.

We note however that compulsory conferences are a standard part of the planning process and often create opportunities for Council to secure better outcomes for the community than would be achieved otherwise as they provide Council a further opportunity to advocate for community benefit and influence VCAT's decision.

In response to question 2 of 17 July 2017:

Council shares your concern about maintaining confidentiality when it's needed. We have no information about the source of the leak in this case.

6. PETITIONS

6.1 TABLING OF PETITION – TRAFFIC MANAGEMENT ON SEPARATION STREET, NORTHCOTE

Council Resolution

MINUTE NO. 18-199

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

That the petition:

“Excessive speed of traffic and poor traffic management has led to serious collisions and damage to property on Separation Street, Northcote. In particular, the proximity of Oamaru and Hakatere Streets on the North side and Thames St and Tanner Grove on the South side. This has caused considerable concern among the nearby residents and the risk of a fatality needs to be mitigated.

Action:

Traffic calming and accident preventative measures including, but not limited to the following:

- *Reduced speed from 50 km/h to 40 km/h*
- *Additional signage and road markings*
- *Introduce a curfew to remove Heavy Goods Vehicles during the night*
- *Ban Heavy Goods Vehicles from travelling down Separation Street, enabling the installation of speed humps*
- *Introduce speed/red-light cameras at Separation St and Victoria Rd and High St and Separation St intersections.”*

be tabled and referred to the Chief Executive Officer for action.

CARRIED

SUSPENSION OF STANDING ORDERS

Motion

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

That Standing Orders be suspended due to allow the submitters of the following petitions to speak to the petitions.

The motion was put to the vote and lost.

The Chairperson, Mayor Cr. Le Cerf declared the motion to be lost.

6.2 TABLING OF PETITION – NORTHERN SCHOOL FOR AUTISM

Council Resolution

MINUTE NO. 18-200

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

That the petition:

“We the undersigned parents of the Northern School for Autism petition Darebin Council to keep our old children's crossing supervisor for the ongoing benefit and safety our autistic children who thrive on routine, familiarity and predictable surroundings.

To our great disappointment and for no apparent reason Council has replaced our crossing supervisor after only six months making it difficult for our autistic children to familiarise themselves with a new crossing supervisor.

Council appointed our first ever supervisor at the start of February 2018 after more than two years of lobbying. Not only were we relieved as parents, but day by day our autistic children became more comfortable and confident with road crossing and the supervisor. Under friendly instruction they would wait at the yellow line for supervisor's whistle before crossing the road and with his encouragement some children would even stop and spell out STOP to their parents and give high S's which is a sign of how comfortable they had become with the supervisor. Not only was the supervisor very professional he even learnt all the children's names and developed an excellent relationship with them. His understanding of the children's needs and their safety has been remarkable. This continuity and dedication is very important as our children who are on the Spectrum of Autism don't like change as their life is based on daily routines and familiar surroundings. As parents we live and breathe what it means to have autistic children so we know what's best for them.

We are therefore call on Council to immediately reinstate the old crossing supervisor for the benefit and safety of our children.”

be tabled and referred to the Chief Executive Officer.

CARRIED**6.3 TABLING OF PETITION – AGED CARE SERVICES**

Council Resolution

MINUTE NO. 18-201

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

That the petition:

“We the undersigned residents and ratepayers of Darebin, petition Council to publically commit to maintaining its current role as a provider of aged care services including transport, cleaning, personal care, meals, home maintenance and respite care into the future.

We urge Council not to abandon its role in providing the above aged care services in view of the Federal Government's privatisation agenda of aged care services. We are proud that

Darebin City Council is a long-standing provider of high quality aged care services and has built a strong and trusted reputation as a preferred provider with elderly residents and their families in the community.

In Darebin, 25,534 people (18.8% of the total population) are aged over 60 and many are receiving, or will soon require, support services to enable them to remain in their home. We firmly believe that current and future aged community members should continue to have the choice to receive home care services directly from trusted and committed Darebin Council staff."

be tabled and referred to the Chief Executive Officer.

CARRIED

7. URGENT BUSINESS

Nil

8. CONSIDERATION OF REPORTS

8.1 COUNCIL PLAN ACTION PLAN 2018–19 AND STRATEGIC RESOURCE PLAN 2018–22

Author: Coordinator Planning and Reporting

Reviewed By: General Manager Governance and Engagement

PURPOSE

To seek Council's endorsement of the Council Plan Action Plan for the 2018–19 year, in conjunction with the supporting Strategic Resource Plan.

EXECUTIVE SUMMARY

Council is required by the *Local Government Act 1989* ('the Act') to prepare a Council Plan (the 'Plan') that contains the strategic objectives of Council, strategies for achieving those objectives and indicators to monitor the achievement of those objectives. It is also required to include a Strategic Resource Plan containing, among other things, a series of standard financial statements.

At the Council meeting of 22 June 2017, Council also adopted for the first time at Darebin, an Action Plan that sets out in more detail how the objectives of the Plan will be achieved. Preparation of an Action Plan is not covered by the Act, but it does enable Council to respond with more flexibility to meet the challenges of the Plan. At its meeting on 22 June 2017, Council resolved that "an Action Plan will be developed with Council annually over the four year Council Plan period to ensure all objectives are met by 2021". This report is in response to that resolution.

Council Resolution

MINUTE NO. 18-202

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

That Council:

- (1) Adopts the Council Plan Action Plan for 2018–19 (**Appendix A**).
- (2) Adopts the revised Strategic Resource Plan 2018–22 (**Appendix B**), which incorporates the amendments made in adopting the 2018–19 Budget on 12 June 2018.
- (3) Adjusts the Council Plan 2017–21 by replacing the existing Strategic Resource Plan with the Strategic Resource Plan 2018–22 (**Appendix B**).

CARRIED

8.2 ANNUAL REPORT ON MEMORANDUM OF UNDERSTANDING BETWEEN MERRI CREEK MANAGEMENT COMMITTEE AND DAREBIN CITY COUNCIL**Author:** Coordinator Bushland Management**Reviewed By:** General Manager Operations and Capital

PURPOSE

The purpose of this report is to advise Council of the Merri Creek Management Committee's performance against the key performance indicators set out in the Memorandum of Understanding (MOU) between Darebin City Council (DCC) and Merri Creek Management Committee (MCMC).

EXECUTIVE SUMMARY

Merri Creek Management Committee and Darebin City Council have just completed the first year of their Memorandum of Understanding 2017-2020. This report reviews the works undertaken in relation to the key performance indicators. The MOU covers operational works, strategic management and Waterwatch activities. The work encompasses the Merri Creek and its Environs. Merri Creek Management Committees operational, strategic and Waterwatch activities have been completed in line with the desired levels set out in the MOU.

Council Resolution

MINUTE NO. 18-203**MOVED:** Cr. T McCarthy**SECONDED:** Cr. S Rennie**That Council:**

- (1) Note this Annual report on the Memorandum of Understanding between the Merri Creek Management and Darebin.
- (2) Continue to fund the Memorandum of Understanding between the Merri Creek Management and Darebin for the financial year 2018/2019.

CARRIED

Cr. Williams left the meeting during discussion of the above item at 6.54pm.

8.3 LANDFILL LEVY**Author:** Coordinator Water and Waste Strategy**Reviewed By:** General Manager City Sustainability and Strategy

PURPOSE

This report provides information to Council on withholding payment of the Landfill Levy and provides an update on past and potential future Landfill Levy advocacy.

EXECUTIVE SUMMARY

At its meeting of 20 March 2017 Council requested a report on options available to withhold its Landfill Levy payment and potential advocacy actions on the Landfill Levy.

As part of its contract, Council pays Hanson Landfill (Hanson) to dispose of waste at their landfill site. The Landfill Levy is part of this payment - it is not separated out. Hanson advised that if Council withheld Levy payment, Council would be in breach of its contract and Council's waste would no longer be accepted at the landfill. Hanson would still be legally required to pay the withheld amount of Levy to the State Government.

Council and others have advocated on the Levy for many years. Since its meeting of 20 March 2017, Council's advocacy has included requests for improved transparency on Levy spending/allocation and increased funding to councils for action on climate change, waste reduction, recycling and illegal dumping.

Actions since the 20 March 2017 meeting have included letters to the Premier of Victoria, the Minister for Energy, Environment and Climate Change and nine local MPs; driving Levy issues forward in meetings with state government, at workshops and in forums; and proposing/supporting motions to the Municipal Association of Victoria (MAV) 2017 and 2018 State Councils and the Metropolitan Waste and Resource Recovery Group's Local Government Forum (MWRRG LG Forum).

There is an opportunity for more coordinated local government regional or state wide advocacy. This could provide the opportunity for joint campaigns, more strategic communications and has the potential to be more effective.

To initiate a coordinated approach, it is proposed that Darebin lead the establishment of a council officer Landfill Levy Advocacy Working Group.

Council Resolution

MINUTE NO. 18-204**MOVED:** Cr. L Messina
SECONDED: Cr. T McCarthy**That Council:**

- (1) Calls on the State Government to return Landfill Levy funds to communities via councils, to take action on the climate emergency, recycling, waste reduction, littering, impact of single use plastics, and illegal dumping.
- (2) Maintains its advocacy on the Landfill Levy and leads the establishment of a Landfill Levy Advocacy Working Group.

CARRIED

Cr. Williams returned to the meeting during discussion of the above item at 7pm.

8.4 DELEGATIONS OF POWER, DUTIES AND FUNCTIONS TO COUNCIL STAFF**Author:** Council Business and Governance Officer**Reviewed By:** General Manager Governance and Engagement

PURPOSE

To seek Council's delegation of powers, duties and functions to Council staff.

EXECUTIVE SUMMARY

In seeking to achieve its purposes under the *Local Government Act 1989* (the Act), one of Council's powers is to delegate decision-making to appropriate levels within the organisation.

The Act allows both Council and the Chief Executive Officer to delegate to members of staff, by instrument of delegation, certain powers, duties and functions under any Act administered by Council.

In the context of local government, delegation is the giving of decision-making power by Council or the Chief Executive Officer to members of staff.

The previous instrument of delegation was approved by Council on 18 September 2017. This report takes into account recent legislative amendments and changes in positions within the organisation, and seeks approval by Council for the revised instrument of delegation.

Council Resolution

MINUTE NO. 18-205**MOVED:** Cr. S Amir
SECONDED: Cr. S Newton

That in the exercise of the powers conferred by section 98(1) of the *Local Government Act 1989* and the other legislation referred to in the attached instrument of delegation, Council resolves that:

- (1) There be delegated, to the members of Council staff holding, acting or performing the duties of the offices or positions referred to in the attached instrument of delegation, to members of Council staff, the powers, duties and functions set out in that instrument attached as **Appendix A**, subject to the conditions and limitations specified in that instrument.
- (2) The instrument comes into force immediately when the common seal of Council is affixed to the instrument.
- (3) On the coming into the force of the instrument, all previous delegations to members of Council staff (other than the Chief Executive Officer) are revoked.
- (4) The duties and functions set out in the instrument must be performed, and the powers set out in the instrument must be executed, in accordance with any guidelines or policies of Council that it may from time-to-time adopt.

CARRIED

8.5 SIX MONTH PROGRESS REPORT FOR COMMUNITY ADVISORY COMMITTEES WITH COUNCILLOR REPRESENTATION**Author:** Coordinator Planning and Reporting**Reviewed By:** General Manager Governance and Engagement

PURPOSE

The purpose of the report is to provide Councillors with an update of the 19 Community Advisory Committees with Councillor representation.

EXECUTIVE SUMMARY

This report provides a six-month progress update for the 19 Community Advisory Committees with Councillor representation for the period 1 December 2017 to 31 May 2018.

The attached Committee reports provide the following information for each Community Advisory Committee:

- Committee summary
- progress of key issues and challenges
- progress of activities and outcomes
- future plans for the next six months.

Council Resolution

MINUTE NO. 18-206**MOVED:** Cr. S Rennie
SECONDED: Cr. S Amir

That Council notes the six-month progress update from the 19 Community Advisory Committees for the period 1 December 2017 to 31 May 2018, attached in **Appendix A** to this report.

CARRIED

8.6 CT201842 - SUPPLY AND INSTALLATION OF SOLAR PV SYSTEMS FOR THE DAREBIN SOLAR SAVER PROGRAM 2018 - 2021**Author:** Energy Project Officer**Reviewed By:** General Manager City Sustainability and Strategy

PURPOSE

To recommend:

- Appointment of a panel of contractors for each of two streams of work for contract number CT201842 for the supply and installation of Solar PV Systems for the Darebin Solar Saver Program.
- Appointment of a contractor (selected from the panel of contractors above), to deliver stage 1 work under contract number CT201842 for the supply and installation of Solar PV Systems for the Darebin Solar Saver Program for residential and small, non-residential installations for systems between 1.5-10kW, and
- Adjustments be made to the Solar Saver Program to complete implementation of Council's previous resolution from 18 September 2017.

EXECUTIVE SUMMARY

Council resolved on 18 September 2017 to expand the Solar Saver Program to all Darebin residential properties and has budgeted in 2018-19 to achieve this. The current delivery contract will finish on 31 December 2018 and is only for systems of up to 5kW in capacity.

To implement Council's decision to expand the Solar Saver Program, this report recommends the appointment of two supply panels and then selection of a contractor for the residential offering (Supply Panel 1 Stage 1) to provide installations between 1 January 2019 to 30 June 2019. To fully implement Council's previous decision to expand the Solar Savers Program, this report also recommends extending the maximum solar system size to 30kW to ensure that the needs of most residential households are met, and also to allow commercial participants to be eligible.

This report recommends appointment of a panel of contractors for each of two supply panels starting 20 August 2018 and concluding by 30 June 2021, subject to the final execution of the contracts. The two supply panels are for the following:

- Supply Panel 1 - residential and small, non-residential systems: 1.5-10kW
- Supply Panel 2 - non-residential systems: 10-30kW.

A Request for Tender (RFT) for contract number CT201842 for the supply and installation of Solar PV Systems for the Darebin Solar Saver Program was advertised from Saturday 24 March 2018 to Tuesday 24 April 2018 for the provision of supply and installation services of Solar PV Systems under the Darebin Solar Saver Program ranging from 1.5kW – 30kW.

A total of 7 submissions were received for each supply panel.

The Tender Evaluation details and scoring for the evaluation are contained in **Appendix A – CT201842 Supply and Installation of Solar PV systems for Darebin Solar Saver Program 2018 -2021 - Confidential Report**, attached under separate cover.

Recommendation**That Council:**

- (1) Offers the Darebin Solar Saver Program to all residential properties, with no interest charged as part of the special charge scheme for the contract period.
- (2) Authorises inclusion in the Darebin Solar Saver Program of non-residential properties up to 30kW in size, with no interest charged as part of the special charge scheme for the contract period.
- (3) Awards the appointment of _____, _____ and _____ as supply panel membership of contract number CT201842 for the supply and installation of Solar PV Systems for the Darebin Solar Saver Program for Supply Panel 1 - residential and small, non-residential installations: 1.5-10kW systems. The contract terms are to commence on 20 August 2018 and conclude on 30 June 2021 with a contract sum of \$16,134,030 GST inclusive.
- (4) Awards the appointment of _____, _____ and _____ as supply panel membership of contract number CT201842 for the supply and installation of Solar PV Systems for the Darebin Solar Saver Program for Supply Panel 2 - non-residential installations: 10-30kW systems. The contract terms are to commence on 20 August 2018 and conclude on 30 June 2021 with a total contract sum of \$1,980,000 GST inclusive.
- (5) Approves the award of Stage 1 of implementation for Supply Panel 1 – residential and small non-residential Solar PV Systems to _____ to deliver the supply and installation of solar PV systems between 1 January 2019 and 30 June 2019 with a total contract sum of \$2,406,030 GST inclusive.
- (6) Authorises the Chief Executive to finalise and execute the supply panel membership contracts on behalf of Darebin Council, and Stage 1 of implementation for Supply Panel 1 - Residential and Small, non-residential Solar PV systems.

Council Resolution**MINUTE NO. 18-207**

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

That Council:

- (1) Offers the Darebin Solar Saver Program to all residential properties, with no interest charged as part of the special charge scheme for the contract period.
- (2) Authorises inclusion in the Darebin Solar Saver Program of non-residential properties up to 30kW in size, with no interest charged as part of the special charge scheme for the contract period.
- (3) Awards the appointment of Solargain PV Pty Ltd; The Environment Shop Pty Ltd as the trustee for Environment Futures Trust, trading as Enviro Group; and Flextronics Australia Pty Ltd trading as Energy Matters as supply panel membership of contract number CT201842 for the supply and installation of Solar PV Systems for the Darebin Solar Saver Program for Supply Panel 1 - residential and small, non-residential installations: 1.5-10kW systems. The contract terms are to commence on 20 August 2018 and conclude on 30 June 2021 with a contract sum of \$16,134,030 GST inclusive.
- (4) Awards the appointment of Solargain PV Pty Ltd; The Environment Shop Pty Ltd as the

trustee for Environment Futures Trust, trading as Enviro Group; and Flextronics Australia Pty Ltd trading as Energy Matters as supply panel membership of contract numberCT201842 for the supply and installation of Solar PV Systems for the Darebin SolarSaver Program for Supply Panel 2 - non-residential installations: 10-30kW systems. The contract terms are to commence on 20 August 2018 and conclude on 30 June 2021 with a total contract sum of \$1,980,000 GST inclusive.

- (5) Approves the award of Stage 1 of implementation for Supply Panel 1 – residential and small non-residential Solar PV Systems to Solargain PV Pty Ltd to deliver the supply and installation of solar PV systems between 1 January 2019 and 30 June 2019 with a total contract sum of \$2,406,030 GST inclusive.
- (6) Authorises the Chief Executive to finalise and execute the supply panel membership contracts on behalf of Darebin Council, and Stage 1 of implementation for Supply Panel 1 - Residential and Small, non-residential Solar PV systems.

CARRIED

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

Nil

10. NOTICES OF MOTION

10.1 GOVERNANCE LOCAL LAW AND PLANNING COMMITTEE CHARTER

Councillor: Julie WILLIAMS

NoM No.: 354

Take notice that at the Council Meeting to be held on 13 August 2018, it is my intention to move:

That Council:

- (1) *Officers immediately conduct a review of the Darebin City Council Governance Local Law 2017 with a view of improving transparency and governance around Council and Planning Committee meeting procedures.*
- (2) *Officers immediately conduct a review of the Planning Committee Charter 2017 with a view of improving transparency around planning applications and the process by which applications are brought to the Planning Committee for consideration.*
- (3) *Officers provide a report on both reviews and the statutory requirements to amend the Governance Local Law at the 24 September 2018 Ordinary meeting of Council.*

Notice Received: 31 July 2018

Notice Given to Councillors 6 August 2018

Date of Meeting: 13 August 2018

Motion

MOVED: Cr. J Williams
SECONDED: Cr. L Messina

That Council:

- (1) Officers immediately conduct a review of the Darebin City Council Governance Local Law 2017 with a view of improving transparency and governance around Council and Planning Committee meeting procedures.
- (2) Officers immediately conduct a review of the Planning Committee Charter 2017 with a view of improving transparency around planning applications and the process by which applications are brought to the Planning Committee for consideration.
- (3) Officers provide a report on both reviews and the statutory requirements to amend the Governance Local Law at the 24 September 2018 Ordinary meeting of Council.

Cr. Rennie proposed to the mover that the motion be amended as follows.

That Council:

- (1) Calls for a briefing on the Darebin City Council Governance Local Law 2017 and Planning Committee Charter 2017 to be held by the end of September 2018.
- (2) Prepares a subsequent report on possible changes and processes to be considered at an ordinary Council meeting before 31 December 2018.

- ~~(1) Officers immediately conduct a review of the Darebin City Council Governance Local Law 2017 with a view of improving transparency and governance around Council and Planning Committee meeting procedures.~~
- ~~(2) Officers immediately conduct a review of the Planning Committee Charter 2017 with a view of improving transparency around planning applications and the process by which applications are brought to the Planning Committee for consideration.~~
- ~~(3) Officers provide a report on both reviews and the statutory requirements to amend the Governance Local Law at the 24 September 2018 Ordinary meeting of Council.~~

This was not accepted by the mover, Cr. Williams.

Amendment

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

That Council:

- (1) Calls for a briefing on the Darebin City Council Governance Local Law 2017 and Planning Committee Charter 2017 to be held by the end of September 2018.
- (2) Prepares a subsequent report on possible changes and processes to be considered at an ordinary Council meeting before 31 December 2018.

THE AMENDMENT WAS PUT AND CARRIED.

THE MOTION BEFORE THE CHAIR IS AS FOLLOWS:

Motion

MOVED: Cr. J Williams
SECONDED: Cr. L Messina

That Council:

- (1) Calls for a briefing on the Darebin City Council Governance Local Law 2017 and Planning Committee Charter 2017 to be held by the end of September 2018.
- (2) Prepares a subsequent report on possible changes and processes to be considered at an ordinary Council meeting before 31 December 2018.

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

Council Resolution

MINUTE NO. 18-208

MOVED: Cr. J Williams
SECONDED: Cr. L Messina

That Council:

- (1) Calls for a briefing on the Darebin City Council Governance Local Law 2017 and Planning Committee Charter 2017 to be held by the end of September 2018.
- (2) Prepares a subsequent report on possible changes and processes to be considered at an ordinary Council meeting before 31 December 2018.

CARRIED

10.2 COMMUNITY SPONSORSHIP PROGRAM**Councillor: Gaetano GRECO****NoM No.: 355**

Take notice that at the Council Meeting to be held on 13 August 2018, it is my intention to move:

That Council:

- (1) *Proudly reaffirms Darebin as a local government area that welcomes refugees.*
- (2) *Supports an expanded and improved Community Sponsorship Program as a means of supporting the organised humanitarian entry of refugees into Australia, where the specific refugee would be assisted by their sponsoring local community to settle and integrate with greater ease than otherwise.*
- (3) *Calls on the federal government to improve and expand the Community Sponsorship Program to ensure the program:*
 - a. *Does not take places from others in need on the Humanitarian entry waiting lists.*
 - b. *Provides access to adequate support and other services to facilitate easier settlement.*
 - c. *Limits the costs imposed on sponsors.*
 - d. *Allows community, family and businesses to act as sponsors.*
 - e. *Creates more places for people in need of protection to settle in Australia.*

Notice Received: 1 August 2018

Notice Given to Councillors 7 August 2018

Date of Meeting: 13 August 2018

With leave of the Chairperson, Mayor Cr. Le Cerf, Cr. Greco amended his Notice of Motion as follows:

Motion

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

That Council:

- (1) Proudly reaffirms Darebin as a local government area that welcomes refugees.
 - (2) Supports an expanded and improved Community Sponsorship Program as a means of supporting the organised humanitarian entry of refugees into Australia, where the specific refugee would be assisted by their sponsoring local community to settle and integrate with greater ease than otherwise.
 - (3) Writes to the Prime Minister of Australia, The Hon Malcolm Turnbull and the Minister of Home Affairs, the Hon Peter Dutton, to call on the federal government to improve and expand the Community Sponsorship Program to ensure the program:
-

- a. Does not take places from others in need on the Humanitarian entry waiting lists.
 - b. Provides access to adequate support and other services to facilitate easier settlement.
 - c. Limits the costs imposed on sponsors.
 - d. Allows community, family and businesses to act as sponsors.
 - e. Creates more places for people in need of protection to settle in Australia.
- (4) Works with the Darebin Ethnic Communities Council and other local support networks to promote the Community Sponsorship Program amongst Darebin community members including trader associations, the Darebin Intercultural Centre, Customer Service and other Council facilities.
- (5) Promotes the Community Sponsorship Program through our internal and external communication channels.

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

Council Resolution

MINUTE NO. 18-209

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

That Council:

- (1) Proudly reaffirms Darebin as a local government area that welcomes refugees.
- (2) Supports an expanded and improved Community Sponsorship Program as a means of supporting the organised humanitarian entry of refugees into Australia, where the specific refugee would be assisted by their sponsoring local community to settle and integrate with greater ease than otherwise.
- (3) Writes to the Prime Minister of Australia, The Hon Malcolm Turnbull and the Minister of Home Affairs, the Hon Peter Dutton, to call on the federal government to improve and expand the Community Sponsorship Program to ensure the program:
 - a. Does not take places from others in need on the Humanitarian entry waiting lists.
 - b. Provides access to adequate support and other services to facilitate easier settlement.
 - c. Limits the costs imposed on sponsors.
 - d. Allows community, family and businesses to act as sponsors.
 - e. Creates more places for people in need of protection to settle in Australia.
- (4) Works with the Darebin Ethnic Communities Council and other local support networks to promote the Community Sponsorship Program amongst Darebin community members including trader associations, the Darebin Intercultural Centre, Customer Service and other Council facilities.
- (5) Promotes the Community Sponsorship Program through our internal and external communication channels.

CARRIED

10.3 PUBLIC COUNCIL POSITION PAPER ON THE FUTURE OF PRESTON MARKET**Councillor: Gaetano GRECO****NoM No.: 356**

Take notice that at the Council Meeting to be held on 13 August 2018, it is my intention to move:

That Council:

- (1) Notes that the Planning Minister has designated the VPA as the Planning Authority for the Preston market site and charged them with the responsibility for preparing a planning scheme amendment that would alter the planning controls that apply to the site.*
- (2) In view of the above, resolves to prepare a public Council position paper on the future vision of the Preston Market for consideration by Council by the end of September 2018.*
- (3) Makes the draft position paper publically available for community comment before endorsing it and submitting it to the Minister for planning and the VPA by 31st October for consideration as part of their review process regarding the decisions concerning future planning controls and planning scheme amendment changes.*

Notice Received: 1 August 2018**Notice Given to Councillors 7 August 2018****Date of Meeting: 13 August 2018**

Motion

MOVED: Cr. G Greco
SECONDED: Cr. J Williams**That Council:**

- (1) Notes that the Planning Minister has designated the VPA as the Planning Authority for the Preston market site and charged them with the responsibility for preparing a planning scheme amendment that would alter the planning controls that apply to the site.
- (2) In view of the above, resolves to prepare a public Council position paper on the future vision of the Preston Market for consideration by Council by the end of September 2018.
- (3) Makes the draft position paper publically available for community comment before endorsing it and submitting it to the Minister for planning and the VPA by 31st October for consideration as part of their review process regarding the decisions concerning future planning controls and planning scheme amendment changes.

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

That Council:

- (1) Notes that the Planning Minister has designated the VPA as the Planning Authority for the Preston market site and charged them with the responsibility for preparing a planning scheme amendment that would alter the planning controls that apply to the site.
- ~~(2) In view of the above, resolves to prepare a public Council position paper on the future vision of the Preston Market for consideration by Council by the end of September 2018.~~
- ~~(3) Makes the draft position paper publically available for community comment before endorsing it and submitting it to the Minister for planning and the VPA by 31st October for consideration as part of their review process regarding the decisions concerning future planning controls and planning scheme amendment changes.~~
- (2) Notes that phase 2 of community engagement for the Review of Planning Controls is nearing completion and that a summary of the engagement findings will be reported formally to Council for consideration on 3 September 2018.
- (3) Receives a report outlining options on how to best continue to engage the community, traders, the land owners and the VPA on the development of planning controls for the Preston Market Site on 3 September 2018 with the view of ultimately forming a Council position on the future of the Preston Market (at a time informed by the process).

The mover, Cr. Greco accepted the change to point (2) but did not accept the change to point (3).

THE AMENDED MOTION THEN READ AS FOLLOWS:

Amended Motion

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

That Council:

- (1) Notes that the Planning Minister has designated the VPA as the Planning Authority for the Preston market site and charged them with the responsibility for preparing a planning scheme amendment that would alter the planning controls that apply to the site.
- (2) Notes that phase 2 of community engagement for the Review of Planning Controls is nearing completion and that a summary of the engagement findings will be reported formally to Council for consideration on 3 September 2018.
- (3) Makes the draft position paper publically available for community comment before endorsing it and submitting it to the Minister for planning and the VPA by 31st October for consideration as part of their review process regarding the decisions concerning future planning controls and planning scheme amendment changes.

Amendment

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

That Council:

(1) And (2) As per Amended Motion.

~~(3) Makes the draft position paper publically available for community comment before endorsing it and submitting it to the Minister for planning and the VPA by 31st October for consideration as part of their review process regarding the decisions concerning future planning controls and planning scheme amendment changes.~~

(3) Receives a report outlining options on how to best continue to engage the community, traders, the land owners and the VPA on the development of planning controls for the Preston Market Site on 3 September 2018 with the view of ultimately forming a Council position on the future of the Preston Market (at a time informed by the process).

THE AMENDMENT WAS PUT AND CARRIED.

THE FURTHER AMENDED MOTION BEFORE THE CHAIR IS AS FOLLOWS:

Further Amended Motion

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

That Council:

(1) Notes that the Planning Minister has designated the VPA as the Planning Authority for the Preston market site and charged them with the responsibility for preparing a planning scheme amendment that would alter the planning controls that apply to the site.

(2) Notes that phase 2 of community engagement for the Review of Planning Controls is nearing completion and that a summary of the engagement findings will be reported formally to Council for consideration on 3 September 2018.

(3) Receives a report outlining options on how to best continue to engage the community, traders, the land owners and the VPA on the development of planning controls for the Preston Market Site on 3 September 2018 with the view of ultimately forming a Council position on the future of the Preston Market (at a time informed by the process).

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

Council Resolution

MINUTE NO. 18-210

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

That Council:

(1) Notes that the Planning Minister has designated the VPA as the Planning Authority for the Preston market site and charged them with the responsibility for preparing a planning scheme amendment that would alter the planning controls that apply to the site.

- (2) Notes that phase 2 of community engagement for the Review of Planning Controls is nearing completion and that a summary of the engagement findings will be reported formally to Council for consideration on 3 September 2018.
- (3) Receives a report outlining options on how to best continue to engage the community, traders, the land owners and the VPA on the development of planning controls for the Preston Market Site on 3 September 2018 with the view of ultimately forming a Council position on the future of the Preston Market (at a time informed by the process).

CARRIED

10.4 REQUEST FOR DEMOLITION CONTROLS TO SAFE GUARD PRESTON MARKET**Councillor: Gaetano GRECO****NoM No.: 357**

Take notice that at the Council Meeting to be held on 13 August 2018, it is my intention to move:

That Council:

- (1) *Notes that while the Planning Minister has introduced interim height controls over the footprint of the market, there are NO demolition controls over the existing market building structures which reputed heritage experts have identified that certain structures could have having strong grounds for future heritage protection.*
- (2) *Notes that there is currently in course a community sponsored heritage listing application being seriously considered by Heritage Victoria.*
- (3) *Accordingly, notes that under the above circumstances Preston Market potentially remains exposed to demolition by the owner/developers before Heritage Victoria makes its final determination.*
- (4) *As a matter of urgency, immediately writes to the Minister for Planning requesting that he apply temporary demolition controls over the footprint of the market preventing it from being subject to demolition with a proper review process till such time that Heritage Victoria makes a determination on the heritage value of Preston market.*

Notice Received: 1 August 2018

Notice Given to Councillors 7 August 2018

Date of Meeting: 13 August 2018

Motion

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

That Council:

- (1) Notes that while the Planning Minister has introduced interim height controls over the footprint of the market, there are NO demolition controls over the existing market building structures which reputed heritage experts have identified that certain structures could have having strong grounds for future heritage protection.
- (2) Notes that there is currently in course a community sponsored heritage listing application being seriously considered by Heritage Victoria.
- (3) Accordingly, notes that under the above circumstances Preston Market potentially remains exposed to demolition by the owner/developers before Heritage Victoria makes its final determination.
- (4) As a matter of urgency, immediately writes to the Minister for Planning requesting that he apply temporary demolition controls over the footprint of the market preventing it from being subject to demolition with a proper review process till such time that Heritage Victoria makes a determination on the heritage value of Preston market.

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

That Council:

- (1) Notes that while the Planning Minister has introduced interim height controls over the footprint of the market, there are NO demolition controls over the existing market building structures which reputed heritage experts have identified that certain structures could have having ~~strong~~ grounds for future heritage protection.
- (2) Notes that there is currently in course a community sponsored heritage listing application being ~~seriously~~ considered by Heritage Victoria.
- (3) Accordingly, notes that under the above circumstances Preston Market potentially remains exposed to demolition by the owner/developers before Heritage Victoria makes its final determination.
- ~~(4) As a matter of urgency, immediately writes to the Minister for Planning requesting that he apply temporary demolition controls over the footprint of the market preventing it from being subject to demolition with a proper review process till such time that Heritage Victoria makes a determination on the heritage value of Preston market.~~
- (4) Write to the Minister for Planning requesting a demolition control be added by amending the Priority Development Zone.

The changes were not accepted by the mover, Cr. Greco.

Amendment

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

That Council:

- (1) Notes that while the Planning Minister has introduced interim height controls over the footprint of the market, there are NO demolition controls over the existing market building structures which reputed heritage experts have identified that certain structures could have having grounds for future heritage protection.
- (2) Notes that there is currently in course a community sponsored heritage listing application being considered by Heritage Victoria.
- (3) Accordingly, notes that under the above circumstances Preston Market potentially remains exposed to demolition by the owner/developers before Heritage Victoria makes its final determination.
- (4) Write to the Minister for Planning requesting a demolition control be added by amending the Priority Development Zone.

THE AMENDMENT WAS PUT AND CARRIED.

THE MOTION BEFORE THE CHAIR IS AS FOLLOWS:

Motion

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

That Council:

- (1) Notes that while the Planning Minister has introduced interim height controls over the footprint of the market, there are NO demolition controls over the existing market building structures which reputed heritage experts have identified that certain structures could have having grounds for future heritage protection.

- (2) Notes that there is currently in course a community sponsored heritage listing application being considered by Heritage Victoria.
- (3) Accordingly, notes that under the above circumstances Preston Market potentially remains exposed to demolition by the owner/developers before Heritage Victoria makes its final determination.
- (4) Write to the Minister for Planning requesting a demolition control be added by amending the Priority Development Zone.

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

Council Resolution

MINUTE NO. 18-211

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

That Council:

- (1) Notes that while the Planning Minister has introduced interim height controls over the footprint of the market, there are NO demolition controls over the existing market building structures which reputed heritage experts have identified that certain structures could have having grounds for future heritage protection.
- (2) Notes that there is currently in course a community sponsored heritage listing application being considered by Heritage Victoria.
- (3) Accordingly, notes that under the above circumstances Preston Market potentially remains exposed to demolition by the owner/developers before Heritage Victoria makes its final determination.
- (4) Write to the Minister for Planning requesting a demolition control be added by amending the Priority Development Zone.

CARRIED

10.5 PROMOTION OF RECYCLING**Councillor: Julie WILLIAMS****NoM No.: 358**

Take notice that at the Council Meeting to be held on 13 August 2018, it is my intention to move:

***That** Council receive a report to be brought back to a Council meeting outlining current and future activities to promote recycling in Darebin, including producing stickers for household bins explaining which goods are recyclable.*

Notice Received: 1 August 2018**Notice Given to Councillors 7 August 2018****Date of Meeting: 13 August 2018**

With leave of the Chairperson, Mayor Cr. Le Cerf, Cr. Williams amended the Notion of Motion as follows:

Motion

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

That Council receive a report to be brought back to a Council meeting on 15 October 2018 outlining current and future activities to promote recycling in Darebin, including producing stickers for household bins explaining which goods are recyclable.

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

Council Resolution

MINUTE NO. 18-212**MOVED: Cr. J Williams**
SECONDED: Cr. S Rennie

That Council receive a report to be brought back to a Council meeting on 15 October 2018 outlining current and future activities to promote recycling in Darebin, including producing stickers for household bins explaining which goods are recyclable.

CARRIED

11. REPORTS OF STANDING COMMITTEES

Nil

12. RECORDS OF ASSEMBLIES OF COUNCILLORS

12.1 ASSEMBLIES OF COUNCILLORS HELD

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

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

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

An Assembly of Councillors record was kept for:

- Darebin Disability Advisory Committee – 4 June 2018
- Darebin Community Awards Advisory Committee – 11 July 2018
- Councillor Briefing Session – 16 July 2018
- Darebin Education Committee – 25 July 2018
- Climate Emergency Darebin – 26 July 2018
- Councillor Briefing Session – 30 July 2018

Council Resolution

MINUTE NO. 18-213

MOVED: Cr. T McCarthy
SECONDED: Cr. J Williams

That the record of the Assembly of Councillors held on 4 June, 11, 16, 25, 26 and 30 July 2018 and attached as **Appendix A** to this report, be noted and incorporated in the minutes of this meeting.

CARRIED

Cr. McCarthy requested that the Assembly of Councillors for the Council Briefing Session held on 30 July 2018 be amended to correct the spelling of Cr. Laurence's name.

13. REPORTS BY MAYOR AND COUNCILLORS

Council Resolution

MINUTE NO. 18-214

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

That Council note the Reports by Mayor and Councillors.

CARRIED**REPORT OF CR. KIM LE CERF, MAYOR**

Cr. Le Cerf withdrew her report to make amendments and will re-submit it at the next Council meeting.

REPORT OF CR. STEPH AMIR

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

- Meeting with General Manager Community
- Meeting with Acting Manager Community Empowerment & Engagement
- Darebin Play Map Launch - Preston North East Primary School
- Meeting with Adrian Whitehead re: climate emergency
- Meeting with CEO
- Council briefing 6 August 2018
- Meeting with Kim Powell re: Victorian Roller Derby League
- Darebin Nature Trust meeting

REPORT OF CR. GAETANO GRECO

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

- Council Briefings
- Meeting with Acting CEO, Cathy Henderson
- Darebin Interfaith Council meeting
- Active Healthy and Ageing Board Meeting
- Launch of Play Maps, St Gabriel's Reservoir
- Attended to resident's concerns re:
- Planning issues
- Preston Market
- Aged Care Services review
- Overhanging trees and roots
- Northern School for Autism children's crossing

REPORT OF CR. TRENT MCCARTHY

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

- NAIDOC March
- Council Briefing Sessions
- First meeting of the Darebin Nature Trust
- Launch of We Rock the Spectrum Sensory Gym
- One on one with CEO Sue Wilkinson
- Launch of Darebin Play Maps
- Please note: on official leave for two weeks during this period

REPORT OF CR. LINA MESSINA

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

- Council Briefings
- Individual resident complaints and emails
- Celebration event at Ged Kearney's office for creation of seat of Cooper
- Metropolitan Waste and Recovery Forum
- Breakfast with the Mayor

REPORT OF CR. SUSANNE NEWTON

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

- Living Cities Forum – Naomi Milgrom Foundation
- VLGA Board Meeting
- Opening night of Contest by Emilie Collyer
- Celebration event at Ged Kearney's office for creation of seat of Cooper
- Council briefing session
- Darebin Disability Advisory Committee Meeting
- First meeting of the Darebin Nature Trust
- Opening night of Oil Babies by Petra Kalive
- Launch of We Rock the Spectrum Sensory Gym
- Healthy and Active Ageing Board – Meeting with expert panel
- One on one with CEO Sue Wilkinson
- Speech at launch of A1 Darebin Art Salon – Bundoora Homestead Arts Centre

REPORT OF CR. SUSAN RENNIE

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

- Mayors Unite for Pokies Reform event
- Community Talks Safe Spaces
- Contest by Emilie Collyer

- Celebration event at Ged Kearney's office for creation of seat of Cooper
- Council briefing session x 2
- Meeting with Spark health
- Metropolitan Transport Forum
- Post pokies forum at RMIT
- Managing conflicts of interest – VLGA
- Climate Emergency Darebin Governance Group meeting
- Climate Emergency Darebin Steering Committee
- Launch of Darebin Play May Preston South PS
- One on one catch up with CEO
- Homeless Week Event Haven Home Safe
- MAV metropolitan forum and dinner
- Oil Babies and panel discussion
- We Rock the Spectrum opening event
- Railway Place Drop in Session
- Council meeting

REPORT OF CR. JULIE WILLIAMS

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

- Council Meeting
- Council Briefing session
- Ged Kearney MP to celebrate the renaming of the electorate of Cooper
- IT catch up and home support
- Meeting with EMT Preston Association to discuss establishment of Home Work Club
- Darebin Disability Advisory Committee
- Council Briefing session
- Homelessness Week Event in Preston
- One on One Catch Up with CEO
- Opening of We Rock the Spectrum Kids Gym for children with special needs
- Attended to matter and discussions with residents regarding:
 - Parking, traffic management, Northland, noise of compactor, Preston Market, AH Capp reserve, opening a new business, development in the area, planning

REPORT OF CR. TIM LAURENCE

- Cr. Laurence is on an approved leave of absence.

14. CONSIDERATION OF REPORTS CONSIDERED CONFIDENTIAL

Nil

15. CLOSE OF MEETING

The meeting closed at 8.58pm.