

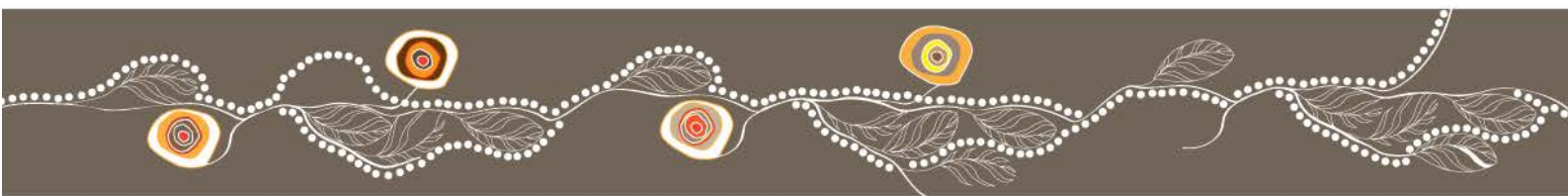


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MINUTES OF THE COUNCIL MEETING

Held on Monday 17 July 2017

Released to the public on Thursday 20 July 2017



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 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.



Italian

Questo è il verbale della riunione del Consiglio Comunale di Darebin tenutasi nella data riportata sulla prima pagina di questo documento. Se desiderate informazioni sul verbale in lingua italiana, siete pregati di chiamare la Linea Telefonica Multilingue del Comune al 8470 8888.

Greek

Αυτά είναι τα πρακτικά της συνεδρίασης του Δημοτικού Συμβουλίου Darebin, που έγινε την ημερομηνία που φαίνεται στο εξώφυλλο αυτού του εγγράφου. Αν θα θέλατε πληροφορίες στα Ελληνικά σχετικά με αυτά τα πρακτικά, παρακαλούμε καλέστε την Πολυγλωσσική Τηλεφωνική Γραμμή του Δήμου στον αριθμό 8470 8888.

Chinese

這是一份戴瑞濱市議會的會議記錄，其開會日期顯示於此文件之封面。如果您欲索取有關此會議記錄的中文資料，敬請致電8470 8888 聯絡市議會的多語種電話專線。

Arabic

هذا هو المحضر الرسمي لوقائع اجتماع مجلس بلدية داربيبن الذي عقد في التاريخ الوارد في الصفحة الأولى من هذه الوثيقة. إذا أردت الحصول على معلومات في اللغة العربية حول هذا المحضر فيرجى الاتصال برقم هاتف البلدية المتعدد اللغات 8470 8888.

Macedonian

Ова е записникот за состанокот на Општината на Градот Даребин, одржан на датумот покажан на предната корица од овој документ. Ако Ви се сакаат некои информации, на Македонски јазик, за записников, Ве молиме повикајте ја Општинската Повеќејазична Телефонска Линија на 8470 8888.

Vietnamese

Đây là biên bản buổi họp của Hội đồng Thành phố Darebin; ngày họp có ghi ở trang bì tài liệu này. Muốn có thông tin về biên bản buổi họp này bằng Việt ngữ, xin gọi cho Đường dây Điện thoại Đa Ngôn ngữ của Hội đồng Thành phố qua số 8470 8888.

Bosnian

Ovo je zapisnik sa sastanka Gradske općine Darebin čiji je datum održavanja naznačen na prvoj strani ovog dokumenta. Ako želite više informacija o ovom zapisniku na bosanskom jeziku, molimo nazovite općinsku višejezičnu telefonsku službu na 8470 8888.

Croatian

Ovo je zapisnik sa sastanka održanog u Darebin City Council dana koji je naveden na prednjem ovitku ovog dokumenta. Ako želite informacije o ovom zapisniku na hrvatskom jeziku, molimo da nazovete Council Multilingual Telephone Line (Višejezičnu telefonsku liniju) na 8470 8888.

Portuguese

Estas são as anotações sobre a reunião da Câmara Municipal de Darebin, realizada na data que consta na capa deste documento. Se você deseja informação em Português sobre estas anotações, por favor ligue para a Linha Telefônica Multilíngue da Câmara no 8470 8888.

Serbian

Ово је записник са састанка Darebin City Council-а (Градско веће Darebin) који је одржан дана наведеног на насловној страни овог документа. Ако желите информације на српском о овом записнику, молимо вас да назовете Council Multilingual Telephone Line (Вишејезичку телефонску линију Већа), на 8470 8888.

Somali

Kuwani waa qodabadii lagaga Hadley shirkii Degaanka Degmada Darebin oo la qabtay taariikhda ku xusan boga ugu sareeya ee qoraalkan. Haddii aad doonysid inaad heshid qodobadan oo ku qoran Af-Somali, fadlan ka wac Khadka Taleefanka Afafka ee Golaha oo ah 8470 8888.

Table of Contents

Item Number	Page Number
1. PRESENT	1
2. APOLOGIES	1
3. DISCLOSURES OF CONFLICTS OF INTEREST	1
4. CONFIRMATION OF THE MINUTES OF COUNCIL MEETINGS	2
5. QUESTION AND SUBMISSION TIME	2
6. CONSIDERATION OF REPORTS	5
6.1 PRESTON MARKET PARKING AGREEMENT	5
6.2 PROPOSED GOVERNANCE LOCAL LAW 2017.....	7
6.3 STATUTORY PROCESS FOR THE PROPOSED RENAMING OF BATMAN PARK TO GUMBRI PARK	9
6.4 PROCESS OF APPLYING A PUBLIC ACQUISITION OVERLAY AT STRATHALLAN GOLF COURSE.....	11
6.5 DECLARATION OF RESERVOIR VILLAGE SPECIAL RATE LEVY	15
6.6 JOHN CAIN MEMORIAL PARK MASTER PLAN - ENDORSEMENT TO COMMENCE COMMUNITY CONSULTATION	19
6.7 SUB-REGIONAL INDOOR SPORTS NEEDS ANALYSIS REPORT	21
6.8 DAREBIN ABORIGINAL AND TORRES STRAIT ISLANDER EMPLOYMENT STRATEGY AND ACTION PLAN 2017-2021.....	23
6.9 COMMUNITY SUBMISSIONS TRAINING/WORKSHOPS	25
6.10 PROPOSED ROAD DISCONTINUANCE ADJOINING 203 EDWARDES STREET AND 44 SPRATLING STREET RESERVOIR.....	28
6.11 PROPOSED ROAD DISCONTINUANCE REAR OF 9 JUNCTION STREET, PRESTON.....	30
7. CONSIDERATION OF RESPONSES TO PETITIONS, NOTICES OF MOTION AND GENERAL BUSINESS	32
NIL	
8. NOTICES OF MOTION	32
NIL	
9. URGENT BUSINESS.....	32
10. GENERAL BUSINESS	32
NIL	
11. PETITIONS	32
12. REPORTS OF STANDING COMMITTEES	32
NIL	

Table of Contents

Item Number		Page Number
13.	RECORDS OF ASSEMBLIES OF COUNCILLORS.....	33
	13.1 ASSEMBLIES OF COUNCILLORS HELD.....	33
14.	REPORTS BY MAYOR AND COUNCILLORS	34
15.	CONSIDERATION OF REPORTS CONSIDERED CONFIDENTIAL	38
	15.1 REPLACEMENT OF SYNTHETIC SOCCER PITCHES AT DISC - CONTRACT AWARD.....	39
16.	CLOSE OF MEETING.....	40

**MINUTES OF THE ORDINARY MEETING OF THE
DAREBIN CITY COUNCIL HELD AT DAREBIN CIVIC CENTRE,
350 HIGH STREET PRESTON ON MONDAY 17 JULY 2017**

THE MEETING OPENED AT 6.00PM

WELCOME

The Chairperson, 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 (6.02pm)
Cr. Gaetano Greco (Deputy Mayor)
Cr. Trent McCarthy
Cr. Lina Messina
Cr. Susanne Newton
Cr. Susan Rennie
Cr. Julie Williams

Council Officers

Phil Shanahan - Acting Chief Executive Officer
Andrew McLeod - Director Corporate Services
Jacinta Stevens - Director Civic Governance and Compliance
Oliver Vido - Director Operations and Environment
Joanna Cuscaden - Manager City Design and Strategic Planning
Katia Croce - Coordinator Council Business
Jody Brodribb - Council Business and Governance Officer
Dave Bell - Senior Media Advisor

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. 17-250

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

That the Minutes of the Ordinary Meeting of Council held on 3 July 2017 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.

- **Frank Mangano, Reservoir (Attending)**

My question is regarding Vehicles that are parked 24/7 by businesses on Radford Road Reservoir, these vehicles are unregistered and have been parked on road for quite some time.

What is the Council doing about these vehicles?

Response:

Thank you for raising your concern.

We are aware that there are some vehicles in poor condition which have been parked up on Radford Rd for some months. These vehicles have been noted to be correctly displaying Unregistered Vehicle Permits. This means Council is unable to take any direct action to have them moved.

We do feel however, that these cars are not using the Unregistered Vehicle Permits as it was intended by the road authority. On this basis, we are writing to VicRoads to seeking them to take any action within their powers. We will keep you informed of VicRoads response.

- **Chris Erlandsen, DADA**

In February this year council unanimously refused the Stage 1B and 1C planning applications for the redevelopment of the Preston Market. At the Planning Committee Meeting, June 13th council then reviewed and strengthened the reasons for refusal of both planning applications.

1. *Will Council commit to continued support of the community and their own unanimous refusal of the Preston Market planning applications by rejecting any further amended plans from the applicant before the scheduled VCAT hearing for August 14th?*

Response:

Council's position on this matter remains the same as its decision on 13 June 2017, Council has not requested or is in receipt of amended plans. Should Council receive amended plans the Planning & Environment Act (1987) requires Council to consider these plans on merit and any decision would be made publicly by the Council or the Planning Committee.

2. *How many expert witnesses and in what specializations will Council be calling for the VCAT hearing on Preston Market?*

Response:

Council plans to disclose this information when required to do so by VCAT which is 7 days prior to the hearing scheduled to begin on 14 August 2017. To release this information any earlier would be prejudicial to Council's position of opposing the grant of planning permit.

- **Maria Poletti, DADA**

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.'

1. *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?*
2. *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.

- **Lori-Anne Sharp**

*On July 13th the Leader newspaper reported, I quote '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.'*

1. *Will Darebin Council confirm that the only definitions of social and affordable housing they use are those in the 'Darebin Housing Strategy' 2013 to 2030?*

Response:

The Darebin Housing Strategy 2013 to 2030 and the Responding to Housing Stress – a Local Action Plan 2013-2017 provide clear and specific definitions of social and affordable housing. Both strategies are currently being reviewed.

2. *If they are not will Council develop an agreed definition of social and affordable housing to be used in the Darebin Housing Strategy and the Darebin Planning Scheme?*

Response:

Currently, there is no land use definition of social or affordable housing in the Planning Scheme. As land use definitions are set by the State Government, Council cannot use the planning scheme to direct social and affordable housing. Council will continue to advocate to the Victorian State Government for a definition of affordable and social housing to be included within the Planning Scheme.

- **Submission from Brian Sanaghan, West Preston**

I wish to inform council that for the immediate future I will not be attending question time. I have been threatened with legal action by the CEO in relation to questions I have asked of him and I'm no longer prepared to endanger my liberty by attending council meetings in order to ask a question.

I believe that my constitutional right to freedom of speech has been breached by this council. I will take that matter up in due course.

I wish to apologise to all of those ratepayers who voted for me last year in the expectation that I would be a voice for them on council. It is not a task I can do without fear of legal action from council.

Response:

Council can confirm that at the last Council meeting, Mr Sanaghan's behaviour was inappropriate, leaving me to adjourn the meeting and call for police assistance. The Chief Executive Officer then wrote to Mr Sanaghan advising him if he continued to behave in the same manner, Council would seek legal intervention to ban his attendance at Council meetings for the remainder of this Council term.

Cr. Amir entered the meeting during discussion Question and Submission Time at 6.02pm.

6. CONSIDERATION OF REPORTS

6.1 PRESTON MARKET PARKING AGREEMENT

Author: Coordinator Civic Compliance

Reviewed By: Director Civic Governance and Compliance

Report Background

On 17 October 2016, Council entered into an amended section 90D Agreement (Agreement) with the Preston Market management as a trial to undertake parking enforcement at the market. The Agreement expired on 27 April 2017 and Council subsequently approved to extend the trial for a further three month period until 29 July 2017, to allow the collection and analysis of data in order to determine if a longer term agreement is viable.

Previous Council Resolution

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

Previous Briefing(s)

This matter has not previously been to a Councillor Briefing.

Council Plan Goal/Endorsed Strategy

Goal 6 - Open and Accountable Democracy

Summary

The Parking Agreement with the Preston Market was extended by three months to 29 July 2017. This has allowed more data to be collected and a better analysis to be undertaken to inform Council as to whether or not to continue to enforce parking provisions at the Preston Market.

Results indicate that Council could generate approximately \$300k revenue from enforcement at the Preston Market per annum.

Recommendation

That Council:

- (1) Resolves to establish a new Parking Agreement with the Preston Market management commencing from 30 July 2017 for a three year period.
- (2) Endorses the Chief Executive Officer to sign the new agreement on behalf of Council.
- (3) Notes a further report with data analysis will be provided to Council prior to the expiry of the new Agreement on 29 July 2020.

Motion

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

That Council:

- (1) Resolves to establish a new Parking Agreement with the Preston Market management commencing from 30 July 2017 for a three year period.
- (2) Endorses the Chief Executive Officer to sign the new agreement on behalf of Council.
- (3) Notes a further report with data analysis will be provided to Council prior to the expiry of the new Agreement on 29 July 2020.

Cr. McCarthy proposed to the mover and seconder that point (4) be added to the motion as follows. This was accepted by Cr. Messina and Cr. Rennie.

- (4) Receives a further report on options for where expected revenue of \$300,000 per annum should be allocated.

THE AMENDED MOTION THEN READ AS FOLLOWS:

Amended Motion

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

That Council:

- (1) Resolves to establish a new Parking Agreement with the Preston Market management commencing from 30 July 2017 for a three year period.
- (2) Endorses the Chief Executive Officer to sign the new agreement on behalf of Council.
- (3) Notes a further report with data analysis will be provided to Council prior to the expiry of the new Agreement on 29 July 2020.
- (4) Receives a further report on options for where expected revenue of \$300,000 per annum should be allocated.

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

Council Resolution

MINUTE NO. 17-251

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

That Council:

- (1) Resolves to establish a new Parking Agreement with the Preston Market management commencing from 30 July 2017 for a three year period.
- (2) Endorses the Chief Executive Officer to sign the new agreement on behalf of Council.
- (3) Notes a further report with data analysis will be provided to Council prior to the expiry of the new Agreement on 29 July 2020.
- (4) Receives a further report on options for where expected revenue of \$300,000 per annum should be allocated.

CARRIED

6.2 PROPOSED GOVERNANCE LOCAL LAW 2017**Author:** Manager Governance and Corporate Information**Reviewed By:** Director Civic Governance and Compliance

Report Background

Section 91 of the *Local Government Act 1989* (the Act), requires Councils to make a local law which governs the conduct of meetings of Council and special committees. In addition, the Governance Local Law regulates the use of the common seal and provides for the election of the Mayor and Deputy Mayor.

The Governance Local Law is reviewed each time a new Council is elected.

Previous Council Resolution

At its meeting held on 19 August 2013, Council resolved:

That:

- 1. Public Notice be given in accordance with sections 129 and 223 of the Local Government Act 1989 of Council's intention to adopt, at an Ordinary Meeting of Council proposed to be held at 7pm on Monday 15 August 2013, the proposed Governance Local Law (Appendix A) presented to this meeting.*
- 2. Any person who makes a written submission in relation to the proposed Governance Local Law be heard in support of the written submission, be heard by Council's Hearing of Submissions Committee at a meeting to be held in the Council Chamber, Darebin Civic Centre, 350 High Street Preston at 7pm on Monday 12 August 2013.'*

Previous Briefing(s)

Councillor Briefings – 20 February, 6 March, 26 April and 26 May 2017.

Council Plan Goal/Endorsed Strategy

Goal 6 – A well governed Council

Summary

Section 111(1) of the Act, gives Council the power to make local laws. Further, section 91(1) requires Councils to make local laws governing the conduct of meetings of the Council and special committees.

The attached draft Governance Local Law meets the requirements under the Act and will replace the City of Darebin Governance Local Law 2013 once the legislative requirements for making a local law have been met, namely giving notice in the Government Gazette and public notice stating the purpose and general purport of the proposed local law, making the draft local law available for public submission and making it available with any explanatory document at the Council office.

Council Resolution

MINUTE NO. 17-252

MOVED: Cr. S Rennie

SECONDED: Cr. S Amir

That Council:

- (1) Endorses the draft Governance Local Law 2017, attached at **Appendix A** for public submission.
- (2) Notes public submissions can be made between 19 July 2017 and 16 August 2017. Any person who makes a written submission in relation to the draft Governance Local Law 2017 and requests to be heard in support of the written submission, will be heard by the Hearing of Submissions Committee at a date and time to be fixed no earlier than 7 days after the submission closing date of 16 August 2017.
- (3) Notes officers will give notice in the Government Gazette and public notice in accordance with sections 223 of the *Local Government Act 1989* of Council's intention to adopt, the Governance Local Law 2017 at an Ordinary meeting of Council in October 2017.

CARRIED

6.3 STATUTORY PROCESS FOR THE PROPOSED RENAMING OF BATMAN PARK TO GUMBRI PARK**Author:** Property Manager**Reviewed By:** Director City Futures and Assets

Report Background

This report provides Council with the outcome of the 2016 community consultation and engagement process and information on the statutory process for the potential renaming of Batman Park to Gumbri Park.

Previous Council Resolution

At its meeting held on 16 December 2013, Council resolved:

'That Council:

- (1) notes and supports recent calls by Wurundjeri Elders and other local Aboriginal leaders to change the name of the Federal seat of Batman, in the spirit of reconciliation.*
- (2) commits to working with the Wurundjeri Tribe Land and Compensation Council, the Darebin Aboriginal Advisory Committee and the Australian Electoral Commission to develop and advocate for options for consideration by the Australian Electoral Commission.*
- (3) receives a report on the results of consultation with the Wurundjeri Tribe Land and Compensation Council, the Darebin Aboriginal Advisory Committee and the Australian Electoral Commission, along with the process and timeframe for making a submission.*
- (4) also occur around other relevant locations such as Batman Park.'*

At its meeting held on 15 February 2016, Council resolved:

'That Council:

- (1) note the report and endorse the proposed revised plan outlined in this report to progress the proposal to change the name of the Federal Seat of Batman and Batman Park.'*

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

'That Council:

- (1) endorse the establishment of the Batman Park Naming Committee to advise Council on a recommended name change for Batman Park.*
 - (2) endorse the composition of the Batman Park Naming Committee as follows:*
 - The Mayor*
 - Any interested Councillors*
 - A representative from the Wurundjeri Council*
 - A representative from the Darebin Aboriginal Advisory Committee*
 - A representative from the local Historical Society or similar community based agency*
 - An officer representative from the Property Unit*
 - An officer representative from the Community Development Directorate.'*
-

Previous Briefing(s)

- 15 June 2017
- 20 February 2017

Council Plan Goal/Endorsed Strategy

Goal: Healthy and Connected Communities
Strategy: 2.9 Equity, diversity and inclusion
Darebin Aboriginal Action Plan 2012-2017
Darebin Equity and Inclusion Policy 2012- 2016

Summary

This report provides the outcome of the community consultation and engagement process undertaken by Council in conjunction with the Wurundjeri Tribe Land Compensation and Cultural Heritage Council Inc. (Wurundjeri Council) around the potential renaming of Batman Park, late in 2016, as well as information on the statutory process for the potential renaming of Batman Park to Gumbri Park.

In the spirit of reconciliation with the Darebin Aboriginal and Torres Strait Islander community, Council sought to investigate the renaming of Batman Park to better recognise and reflect the Wurundjeri history of the local area. The consultation process indicated strong community support for the renaming of Batman Park, with overwhelming support for the name Gumbri. Gumbri, also known as Jessie Hunter, was a much loved and respected Wurundjeri Elder who had a great passion for Wurundjeri people and Country. Earlier this year the Wurundjeri Council formally endorsed the name.

In accordance with the *Geographic Place Name Act 1998* and the *Names rules for places in Victoria – Statutory requirements for naming roads, features and localities 2016*, Council is required to undergo a statutory process before a public road, feature or locality can be named or renamed.

Council Resolution

MINUTE NO. 17-253

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

That Council:

- (1) Formally thank the Wurundjeri Council and in particular the exemplary commitment and diligence shown by Wurundjeri Elders who actively took part in the community consultation and engagement process.
- (2) Thank the Darebin community for its support in working towards reconciliation with our local indigenous population.
- (3) Endorse Gumbri Park as the preferred option for renaming Batman Park.
- (4) Commence the statutory process in accordance with the requirements of the Geographic Place Name Act 1998 and the Names rules for places in Victoria – Statutory requirements for naming roads, features and localities 2016 for the proposed renaming of Batman Park to Gumbri Park.
- (5) Receive a further report and recommendations from the Batman Park Naming Committee following the completion of the statutory process.

CARRIED

6.4 PROCESS OF APPLYING A PUBLIC ACQUISITION OVERLAY AT STRATHALLAN GOLF COURSE

Author: Manager City Design and Strategic Planning

Reviewed By: Director City Futures and Assets

Report Background

This report is in response to Council Resolution Minute No. 17-209 from the Council meeting held on 19 June 2017, specifically items 5 and 9 below. Other resolution items have been addressed previously or are well advanced.

The attendees for the Strathallan Open Space Community Group meeting (Item 9) held on Friday 30 July 2017 included the Darebin Mayor, Councillors, CEO and officers, Strathallan Golf Club representatives, Save Strathallan Open Space Community Coalition representatives, Springthorpe Owners Corporation representatives and the Member for Bundoora, Hon Colin Brooks MP.

Previous Council Resolution

At its Ordinary meeting on 19 June 2017, it was resolved that Council:

- (1) *Notes the land has inherent environmental, ecological and open space values.*
 - (2) *Notes that a petition for the retention of this open space with over 4,700 signatures has already been submitted to the La Trobe University Council.*
 - (3) *Reaffirms that a petition for the retention of the open space provided by the Strathallan Golf Course land and re-emphasises the original intentions for this land to serve as a habitat buffer between local conservation reserves and residential development when this land was first declared public open space by the Victorian Government.*
 - (4) *Recognises this green open space as an essential part of Darebin's Open Space network and ensures that this is emphasised in the new Open Space Strategy.*
 - (5) **Receives a report in July 2017 on the process and time lines to make an amendment to the Darebin Planning Scheme to introduce a Public Acquisition Overlay to the land which will require approval by the Planning Minister.**
 - (6) *Writes to the Minister for Planning requesting that the state government consider using their Planning powers to compulsorily acquire the land due to its significance as a regional open space network.*
 - (7) *Writes to all local MP requesting letters of support urging the Minister for Planning to compulsorily acquire the land.*
 - (8) *Convenes an urgent meeting in June 2017 with representatives of relevant community stakeholder groups including the Save Strathallan Open Space Community Coalition Inc., the Springthorpe Owners Corporation and representatives from Strathallan Golf Club and other known interested parties to discuss a shared advocacy approach to protecting the open space value of the Strathallan Golf Course.*
 - (9) **Based on the outcome of the above urgent stakeholder meeting Council officers prepare a report for Council in July 2017 on advocacy actions and appropriate funding and in-kind communication support which Council can provide to support the retention of the site.**
 - (10) *Provides a submission to the Victorian Governments consultation processes for both the Statewide Golf Course Strategy and the Metropolitan Open Space Strategy supporting its position that the land occupied by the Strathallan Golf Course positively contributes to open space values in the City of Darebin.*
-

Previous Briefing(s)

This matter has not previously been to a Councillor Briefing.

Council Plan Goal/Endorsed Strategy

Darebin Council Plan 2017 - 2021

- Goal 1 – A sustainable City
 - Target 1.3 – we will expand and improve our network of open and green spaces, parks and natural environments to provide the lungs for our city and reduce the impacts of climate change.

Relevant Endorsed Strategy

- Darebin Planning Scheme
- Open Space Strategy (2007) – *under review*

Summary

In accordance with Council's resolution of 19 June 2017, this report provides an outline of the process and timelines to amend the Darebin Planning Scheme to introduce a Public Acquisition Overlay to the land (Item 5), and reports on the stakeholder meeting (Item 9) which was held on Friday 30 July.

This report also provides options for advocacy actions and in-kind communication support, to support the ongoing use of the land as open space.

The following people made submissions and were thanked by the Chairperson, Cr. Le Cerf:

- Geoff Blackwood, Bundoora
- John Berriman, Bundoora

Recommendation

That Council:

- (1) Notes this report.
- (2) Reaffirms its commitment to the protection of public open space.
- (3) Writes to the Minister for Energy, Environment and Climate Change to request the state government undertake an appropriately detailed environmental and biodiversity values assessment of the land.
- (4) Writes to the Minister for Planning and Local Members of Parliament to seek their support to urge the Minister for Energy, Environment and Climate Change to undertake the values assessment.
- (5) Writes a letter of support for the Strathallan Golf Club, recommending to the Latrobe University that the current lease of the golf course portion of the land be extended until such time that the future of the land is determined.

Motion**MOVED: Cr. S Newton****SECONDED: Cr. G Greco****That Council:**

- (1) Notes this report.
- (2) Reaffirms its commitment to the protection of public open space.
- (3) Asks the Minister for Energy, Environment and Climate Change to undertake an appropriately detailed environmental and biodiversity values assessment of the land, and offers to contribute to this study.
- (4) Asks the Minister for Planning and Local Members of Parliament to urge the Minister for Energy, Environment and Climate Change to undertake the values assessment.
- (5) Encourages the La Trobe University to follow through on their stated intention to extend the current lease of the golf course portion of the land until such time that the future of the land is determined.
- (6) Seeks independent legal advice to fully understand the risk and liabilities associated with the potential of publically acquiring the land.
- (7) Receives further updates on this matter from Officers as appropriate.
- (8) Notes that Council has written to the Minister for Planning requesting that the state government consider using their Planning powers to compulsorily acquire the land due to its significance as a regional open space network.

Cr. McCarthy proposed to the mover and seconder that point (5) and point (8) be amended as follows. This was accepted by Cr. Newton and Cr. Greco.

- (5) Encourages the La Trobe University to follow through on their stated intention to extend the current lease of the golf course portion of the land until such time that the future of the land is determined.
- (8) Notes that Council has written to the Minister for Planning requesting that the state government consider using their Planning powers to compulsorily acquire the land due to its significance as **a part of the** regional open space network.

THE AMENDED MOTION THEN READ AS FOLLOWS:

Amended Motion**MOVED: Cr. S Newton****SECONDED: Cr. G Greco****That Council:**

- (1) Notes this report.
- (2) Reaffirms its commitment to the protection of public open space.
- (3) Asks the Minister for Energy, Environment and Climate Change to undertake an appropriately detailed environmental and biodiversity values assessment of the land, and offers to contribute to this study.
- (4) Asks the Minister for Planning and Local Members of Parliament to urge the Minister for Energy, Environment and Climate Change to undertake the values assessment.

- (5) Encourages La Trobe University to follow through on their stated intention to extend the current lease of the golf course portion of the land until such time that the future of the land is determined.
- (6) Seeks independent legal advice to fully understand the risk and liabilities associated with the potential of publically acquiring the land.
- (7) Receives further updates on this matter from Officers as appropriate.
- (8) Notes that Council has written to the Minister for Planning requesting that the state government consider using their Planning powers to compulsorily acquire the land due to its significance as a part of the regional open space network.

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

Council Resolution

MINUTE NO. 17-254

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

That Council:

- (1) Notes this report.
- (2) Reaffirms its commitment to the protection of public open space.
- (3) Asks the Minister for Energy, Environment and Climate Change to undertake an appropriately detailed environmental and biodiversity values assessment of the land, and offers to contribute to this study.
- (4) Asks the Minister for Planning and Local Members of Parliament to urge the Minister for Energy, Environment and Climate Change to undertake the values assessment.
- (5) Encourages La Trobe University to follow through on their stated intention to extend the current lease of the golf course portion of the land until such time that the future of the land is determined.
- (6) Seeks independent legal advice to fully understand the risk and liabilities associated with the potential of publically acquiring the land.
- (7) Receives further updates on this matter from Officers as appropriate.
- (8) Notes that Council has written to the Minister for Planning requesting that the state government consider using their Planning powers to compulsorily acquire the land due to its significance as a part of the regional open space network.

CARRIED

6.5 DECLARATION OF RESERVOIR VILLAGE SPECIAL RATE LEVY**Author:** Business Development Coordinator**Reviewed By:** Director City Futures and Assets

Report Background

The Reservoir Village Trader Association has written to Council asking that Council renew the Special Rate for the Reservoir Village Business District. This will in effect continue on from the current Special Rate which ceases on 30 June 2017. The new scheme is proposed to run for five years from 1 July 2017 to 30 June 2022.

Previous Council Resolution

At its meeting held on 3 April 2017, Council resolved:

'That Council: In accordance with section 163(1), (1A), (1B) and (1C), and Section 163B(3) of the Local Government Act 1989 („the Act“), Council gives public notice in the “Preston Leader” and the “Northcote Leader” newspapers pending Council’s endorsement of this recommended form of communication to the local businesses, notifying of its intention to make a declaration of a Special Rate for the encouragement of business and commerce in the Reservoir Village Business District and that a copy of the public notice be sent to each person who will be liable to pay the Special Rate.

- 1) *Council specifies the following for the purposes of section 163(2), 163 (2A) and 163 (2B) of the Act:*
 - a. *The total amount of the Special Rate to be levied is -*
 - i. *For the first year of the Special Rate - \$75,000*
 - ii. *For each of the subsequent years the Special Rate remains in force - the previous year’s amount to be levied plus that amount multiplied by the Consumer Price Index Rate provided by the Australian Bureau of Statistics for the previous financial year.*
 - b. *The total amount of the Special Rate which may be levied is not to exceed the following, which is calculated in accordance with section 163(2A) of the Act:*
 - i. *For the first year of the Special Rate - \$75,000*
 - ii. *For each of the subsequent years the Special Rate remains in force - the previous year’s total amount of the Special Rate calculated in accordance with section 163(2A) of the Act plus that amount multiplied by the Consumer Price Index Rate provided by the Australian Bureau of Statistics for the previous financial year.*
 - c. *For the purposes of 2(b) above:*
 - i. *The „benefit ratio” (R) to be levied on liable persons is 100 per cent for properties*
 - ii. *There are no properties receiving a special benefit from the Special Rate which are not to be levied the Rate;*
 - iii. *The „community benefit” from the Special Rate is zero.*
 - d. *The criteria to be used as the basis for levying the Special Rate is:*

- i. *For the first year of the proposed Special Rate – each Rateable property included in the Special Rate is to pay the amount as specified in Appendix B calculated on the respective property's Capital Improved Value with a rate of 0.00106921 applied.*

*The manner in which the Special Rate is assessed (that is, the criteria to be used as the basis for levying the Special Rate) is: For the first year and subsequent years of the Special Rate – each commercially zoned property included in the Special Rate is to pay the amount calculated in **Appendix A** of the respective property's Capital Improved Value.*

- 2) *Council facilitates a Reservoir Village business information session in line with the Notice of Intention to Declare.*
- 3) *A Hearing of Submissions Committee meeting comprising all Darebin Councillors be held to hear any submissions lodged. Any persons who wish to be heard in support of their submissions will be heard at a Hearing of Submissions Committee meeting on 8 June 2017, if required.*
- 4) *Following this, a further report will be made to Council outlining all submissions or objections. Council will then resolve to either adopt or abandon the Scheme.*
- 5) *If the Scheme is adopted, affected persons then have a period of 30 days to lodge an objection with the Victorian Civil and Administrative Tribunal.*
- 6) *Authorises the necessary execution of the agreement documents when available.'*

Introduction

At its meeting on 3 April 2017, Council resolved to give public notice of its Intention to Declare a Special Rate for the Reservoir Village Business District at its Council meeting on 17 July 2017. The public notice was advertised in the Preston and Northcote Leader newspapers on Monday and Tuesday 10 and 11 April 2017. A letter and a copy of the public notice were sent to all business owners and occupiers within the Reservoir Business District, advising of Council's Intention to Declare a Special Rate.

Any person required to pay the proposed Special Rate Scheme was invited to make a written submission or objection to Council within the 28 days of the publication of the public notice.

Previous Briefing(s)

Councillor Briefing – 13 July

Council Plan Goal/Endorsed Strategy

Council Plan 2017 - 2021 Goal 4: Support and attract a diversity of local businesses and industries by fostering an environment in which they can thrive.

Tourism Strategy 2016 – 2021: Increase awareness of the diversity of experiences on offer in our City.

Summary

This report seeks Council's endorsement of the Declaration of the Reservoir Village Business District Special Rate Scheme 2017-2022.

- A Special Rate for the purposes of marketing, promotion and development of the Reservoir Village Business District has been in place since 1999. The current Special Rate Scheme expires on 30 June 2017.

- On 3 April 2017, Council gave public notice of its intention to declare a Special Rate for the Reservoir Village Business District at its Council meeting on 17 July 2017.
- The new scheme is proposed to run for five years from 1 July 2017 to 30 June 2022 and raise \$75,000 in its first year for the promotion and marketing of Reservoir Village.
- A public notice was advertised and forwarded to all property owners and businesses within the Reservoir Village Business District.
- There were no submissions received.

Council Resolution

MINUTE NO. 17-255

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

That Council:

- (1) In accordance with Section 163(1), (1A), (1B) and (1C), and Section 163B(3) of the *Local Government Act 1989* ('the Act'), Council resolves to give public notice in the 'Preston Leader' and the 'Northcote Leader' newspapers, notifying the Declaration of a Special Rate for the encouragement of business and commerce in the Reservoir Village Business District and that a copy of the public notice be sent to each person who will be liable to pay the Special Rate.
- (2) Specify the following for the purposes of Section 163(2), 163(2A) and 163(2B) of the Act:
 - a) The total amount of the Special Rate to be levied is -
 - i) For the first year of the Special Rate - \$75,000
 - ii) For each of the subsequent years the Special Rate remains in force - the previous year's amount to be levied plus that amount multiplied by the Consumer Price Index Rate provided by the Australian Bureau of Statistics for the previous financial year.
 - b) The total amount of the Special Rate which may be levied is not to exceed the following, which is calculated in accordance with Section 163(2A) of the Act:
 - i) For the first year of the Special Rate - \$75,000
 - ii) For each of the subsequent years the Special Rate remains in force - the previous year's total amount of the Special Rate calculated in accordance with Section 163(2A) of the Act plus that amount multiplied by the Consumer Price Index Rate provided by the Australian Bureau of Statistics for the previous financial year.
 - c) For the purposes of 2(b) above:
 - i) The 'benefit ratio' (R) to be levied on liable persons is 100 per cent for properties
 - ii) There are no properties receiving a special benefit from the Special Rate which are not to be levied the Rate;
 - iii) The 'community benefit' from the Special Rate is zero.
 - d) The criteria to be used as the basis for levying the Special Rate is:
 - i) For the first year of the proposed Special Rate – each Rateable property included in the Special Rate is to pay the amount as specified in **Appendix A** calculated on the respective property's Capital Improved Value with a rate of 0.00106921 applied.

- ii) The manner in which the Special Rate is assessed (that is, the criteria to be used as the basis for levying the Special Rate) is: For the first year and subsequent years of the Special Rate – each commercially zoned property included in the Special Rate is to pay the amount calculated in **Appendix A** of the respective property's Capital Improved Value.

CARRIED

**6.6 JOHN CAIN MEMORIAL PARK MASTER PLAN -
ENDORSEMENT TO COMMENCE COMMUNITY
CONSULTATION****Author:** Coordinator Leisure Services**Reviewed By:** Director Community Development

Report Background

This is an officer generated report relating to the development and future adoption of a master plan for the John Cain Memorial Park (JCMP) sporting precinct.

Previous Council Resolution

At its meeting held on 21 September 2015 (**Appendix A**) it was resolved:

That Council

- (1) *Resolve to endorse the development of the Darebin Multi-Sports Stadium at John Cain Memorial Park, Thornbury by June 2020 or by 2018 subject to external funding.*
- (2) *Note the consultation and site selection process attached at Appendix A (MSS consultation summary) and Appendix B (MSS volume 2).*
- (3) *Note officers will commence the detailed planning and procurement processes for the project and arrange a number of Councillor workshops at key stages throughout the project.*
- (4) *Note a further report will be provided at a future Council meeting on the adoption of Planning Scheme Amendment C148 with the inclusion of the Darebin Multi-Sports Stadium project at John Cain Memorial Park, Thornbury.*
- (5) *Note a second round of consultation will commence in the coming months on the proposed development at John Cain Memorial Park, Thornbury. The consultation will extent to existing tenants of the precinct, tiers of government, other key stakeholders and the Darebin community.*
- (6) *Receive a further report and briefing in February 2016 on the master-plan of the John Cain/Disc precinct. Including the possibility for elite sports on the site.*
- (7) *Resolve that in line with the public use zone, apartments will not form part of the proposal.*
- (8) *Develop a communication strategy to keep community and stakeholders updated with progress of the project.*

Previous Briefing(s)

Councillor Briefing – 26 June 2017

Council Plan Goal/Endorsed Strategy

Goal 2 - Healthy and Connected Community

Darebin Leisure Strategy 2010 – 2020 and Darebin Leisure Action Plan 2015 - 2020

Summary

This report discusses the development and adoption of a new master plan for the John Cain Memorial Park (JCMP) sporting precinct to guide development of the site and future Council financial investment.

The draft JCMP master plan (**Appendix B**) has been developed following consultation with existing site tenants and key stakeholders. Council approval to commence a broader community consultation and information process to develop and finalise the master plan for JCMP is sought.

An endorsed master plan for the JCMP sporting precinct is required prior to commencement of detailed planning for the construction of the Darebin Multi Sports Stadium (MSS)

In support of the Council commitment to the construction of a Darebin MSS at JCMP the submission of a funding application to Sport and Recreation Victoria's (SRV) Better Indoor Stadiums Fund 2017-2018 is recommended.

Council Resolution

MINUTE NO. 17-256

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

That Council:

- (1) Endorses commencement of a community consultation and information process for development of a master plan for the John Cain Memorial Park sporting precinct.
- (2) Reconfirms their commitment to construction of the Darebin Multi Sports Stadium at John Cain Memorial Park Thornbury, within the area proposed per **Appendix B**.
- (3) Endorses submission of an application for the Darebin Multi Sports Stadium project to Sport and Recreation Victoria's Better Indoor Stadiums Fund 2017-2018.
- (4) Notes that stage one of the Multi Sports Stadium development will commence with construction of outdoor netball courts, with expected completion of this component by October 2018.

CARRIED

6.7 SUB-REGIONAL INDOOR SPORTS NEEDS ANALYSIS REPORT**Author:** Acting Manager Leisure and Community Facilities**Reviewed By:** Director Community Development

Report Background

La Trobe University is proposing to undertake construction of a sporting precinct that will include a six court indoor stadium at its Bundoora campus. The stadium is expected to be completed in late 2019. It will have a significant impact on the supply and demand of highball courts across the sub-region. As a result the Darebin, Banyule and Nillumbik Councils jointly commissioned Otium Planning Group to conduct a needs analysis for indoor courts in the sub-region to ascertain the impact of the La Trobe University stadium on court provision and usage across the sub-region. Netball Victoria and Basketball Victoria were also actively involved in this project. The draft sub-regional indoor sports needs analysis is presented for Council endorsement. The findings and recommendations of the sub-regional indoor sports needs analysis independently verifies Council's decision of September 2015 to invest in the development of a multi sports stadium at John Cain Memorial Park by 2020.

Previous Council Resolution

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

Previous Briefing(s)

This matter has not previously been to a Councillor Briefing.

Council Plan Goal/Endorsed Strategy

Goal 3 - A liveable city
Darebin Leisure Strategy 2010 - 2020

Summary

The draft Sub-regional indoor sports needs analysis report findings concur with consultation feedback from the Darebin Leisure Strategy 2010-2020 and the Darebin Multi Sport Stadium consultation processes, that there is significant shortage of indoor high ball court sporting facilities across the three inner north-east metropolitan area, including Darebin.

The report recommends that Darebin City Council continues with its plans to invest in the development of a Multi-Sport Stadium at John Cain Memorial Park, Thornbury to cater to existing and future demand for court space in the south of the municipality; as well as to monitor the use of the Darebin Community Sports Centre to ensure access by Darebin-based associations. Discussions with La Trobe University are recommended in relation to securing community access to the proposed indoor courts being developed as part of the sporting precinct.

Recommendation

That Council notes the finding and recommendations of the draft Sub-regional indoor facility needs analysis study.

Council Resolution

MINUTE NO. 17-257

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

That Council:

- (1) Notes the finding and recommendations of the draft Sub-regional indoor facility needs analysis study.
- (2) Writes to La Trobe University in relation to securing community access to the proposed indoor courts being developed a part of the sporting precinct.

CARRIED

6.8 DAREBIN ABORIGINAL AND TORRES STRAIT ISLANDER EMPLOYMENT STRATEGY AND ACTION PLAN 2017-2021**Author:** Coordinator Equity and Diversity**Reviewed By:** Director Community Development

Report Background

The Darebin Aboriginal and Torres Strait Islander Employment Strategy and Action Plan 2017-2027 (the Strategy) is a long-term strategy aimed at building an organisational foundation to increase employment outcomes for Aboriginal and Torres Strait Islander communities in Darebin. Informed by findings of consultations undertaken with the Darebin Aboriginal Advisory Committee (DAAC), community members and other internal and external stakeholders, the Strategy builds on and leverages off Council's years of building relationships and the development of collaborative partnerships supporting equity, health and wellbeing outcomes.

Previous Council Resolution

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

Previous Briefing(s)

This matter has not previously been to a Councillor Briefing.

Council Plan Goal/Endorsed Strategy

- Darebin Council Plan 2017-2021
- Darebin Equity and Inclusion Policy 2012-2017
- Darebin Aboriginal Action Plan 2012-2017

Summary

Darebin is the homeland of many significant Aboriginal organisations and Council has a perfect opportunity to learn and share in the living history of both Traditional Owner groups and the many other Aboriginal and Torres Strait Islander groups and nations that have now settled in Preston and whom contribute to the growing local economy of Darebin.

This initiative aligns with strategic goals set out in the Equity and Inclusion Policy that Council has endorsed:

1. To build an **organisation within Council** that is inclusive and reflective of Darebin's diverse communities
2. To build **services and programs** that are inclusive, responsive, accessible and equitable
3. To contribute to building inclusive and empowered Darebin **communities**

Council Resolution

MINUTE NO. 17-258

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

That Council endorse the Darebin Aboriginal and Torres Strait Islander Employment Strategy and Action Plan 2017-2027.

CARRIED

6.9 COMMUNITY SUBMISSIONS TRAINING/WORKSHOPS**Author:** Manager People and Development**Reviewed By:** Director Corporate Services

Report Background

This report is in response to the Council Resolution made on 20 March 2017.

Previous Council Resolution

At its meeting held on 20 March 2017, Council resolved:

'That Council:

...'

(10) Receive a report in May 2017 on the options available for the community to attend public workshops on community submissions and advance writing skills.'

Previous Briefing(s)

This matter has not previously been to a Councillor Briefing.

Council Plan Goal/Endorsed Strategy

Goal 2 - We will improve the wellbeing of people in our community by providing opportunities for them to live their lives well

2.3 We will expand lifelong-learning opportunities, to enable local people to learn, develop their interests, and secure good quality work.

Goal 4 We will support and attract a diversity of local businesses and industries by fostering an environment in which they can thrive

4.1 We will foster an environment that ensures our local businesses succeed - from large industries to microbusiness and freelancers.

Summary

Council acknowledges the process of applying for grants is complex and confusing and requires a specialist skill set; therefore requested a report outlining options that will support our community to improve and enhance their ability to secure grants and write submissions.

The organisation through People and Development is not currently resourced to provide training to community members, however a number of options are available.

This report outlines the options available to Council, inclusive of indicative costs of providing training/workshops and resources to community members to increase capability to apply for grant funding through Council, Australian Federal Government, State Government bodies, and private organisations.

Recommendation

That Council:

- (1) Approves a pilot program for the 2017/2018 financial year, acknowledging that the funding for the pilot will be reprioritised from the existing learning and development budget.
- (2) Approves a review 12 months from the commencement of the pilot, after which a further recommendation in relation to ongoing viability and future funding is presented to Council for consideration.

Motion

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

That Council:

- (1) Approves a pilot program for the 2017/2018 financial year, acknowledging that the funding for the pilot will be reprioritised from the existing learning and development budget.
- (2) Approves a review 12 months from the commencement of the pilot, after which a further recommendation in relation to ongoing viability and future funding is presented to Council for consideration.

Cr. Greco proposed to the mover and seconder that point (3) be added to the motion as follows. This was accepted by Cr. McCarthy and Cr. Amir.

- (3) Invites the Darebin Ethnic Communities' Council to also partner with Council to facilitate face to face tailored training for our culturally diverse community.

THE AMENDED MOTION THEN READ AS FOLLOWS:

Amended Motion

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

That Council:

- (1) Approves a pilot program for the 2017/2018 financial year, acknowledging that the funding for the pilot will be reprioritised from the existing learning and development budget.
- (2) Approves a review 12 months from the commencement of the pilot, after which a further recommendation in relation to ongoing viability and future funding is presented to Council for consideration.
- (3) Invites the Darebin Ethnic Communities' Council to also partner with Council to facilitate face to face tailored training for our culturally diverse community.

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

Council Resolution

MINUTE NO. 17-259

MOVED: Cr. T McCarthy

SECONDED: Cr. S Amir

That Council:

- (1) Approves a pilot program for the 2017/2018 financial year, acknowledging that the funding for the pilot will be reprioritised from the existing learning and development budget.
- (2) Approves a review 12 months from the commencement of the pilot, after which a further recommendation in relation to ongoing viability and future funding is presented to Council for consideration.
- (3) Invites the Darebin Ethnic Communities' Council to also partner with Council to facilitate face to face tailored training for our culturally diverse community.

CARRIED

6.10 PROPOSED ROAD DISCONTINUANCE ADJOINING 203 EDWARDES STREET AND 44 SPRATLING STREET RESERVOIR**Author:** Property Manager**Reviewed By:** Director City Futures and Assets

Report Background

This report provides Council with information relating to the outcome of preliminary investigations into the proposed discontinuance and sale of part of the road reserve on the south-east corner of the intersection of Edwardes Street and Spratling Street, Reservoir.

Previous Council Resolution

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

Previous Briefing(s)

15 June 2017

Council Plan Goal/Endorsed Strategy

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

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

Summary

This report provides the history and background relating to part of the road reserve on the south-east corner of the intersection of Edwardes Street and Spratling Street Reservoir, adjoining 203 Edwardes Street and 44 Spratling Street, shown hatched on the site plan in **Appendix A** (Road), as well as the outcome of the preliminary investigations into its proposed discontinuance.

In 2015, Council received an enquiry from the owner of 203 Edwardes Street and 44 Spratling Street Reservoir requesting the discontinuance and sale of the Road.

Although the Road is listed on Council's Register of Public Roads and remains a 'road' on title, it is not used for vehicular or pedestrian passage. In recent years it has been used, with the appropriate Council permits, as part of the alfresco dining area at the front of the applicant's property known as Off the Boat Pizzeria.

Council Resolution

MINUTE NO. 17-260**MOVED: Cr. S Newton****SECONDED: Cr. G Greco****That Council:**

- (1) Commences the statutory procedures under section 206 and clause 3 of Schedule 10 to the Local Government Act 1989 (“the Act”) to discontinue part of the road reserve on the south-east corner of Edwardes Street and Spratling Street, Reservoir, adjoining 203 Edwardes Street and 44 Spratling Street, shown hatched on **Appendix B**.
- (2) Gives public notice under sections 207A and 82A and 223 of the Act of the proposed discontinuance in the appropriate newspapers and on Council’s website and such notice state that if discontinued, Council proposes to sell the land from the road reserve to the adjoining property owner at 203 Edwardes Street and 44 Spratling Street, Reservoir by private treaty or transfer to itself any land from the discontinued road if not sold to the adjoining property owner.

CARRIED

6.11 PROPOSED ROAD DISCONTINUANCE REAR OF 9 JUNCTION STREET, PRESTON**Author:** Property Manager**Reviewed By:** Director City Futures and Assets

Report Background

This report provides Council with information relating to the outcome of preliminary investigations into the proposed discontinuance and sale of part of the right-of-way adjoining the rear of 9 Junction Street Preston.

Previous Council Resolution

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

Previous Briefing(s)

Councillor Briefing – 15 June 2017

Council Plan Goal/Endorsed Strategy

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

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

Summary

This report provides the history and background relating to the right-of-way/road adjoining 9 Junction Street and 270 Raglan Street, Preston, shown hatched on the site plan in **Appendix A** (Road), as well as the outcome of the preliminary investigations into its proposed discontinuance.

In 2016, Council received an enquiry from the owner of 9 Junction Street requesting the discontinuance and sale of the Road adjoining 9 Junction Street and 270 Raglan Street, Preston. Initial investigations identified that the Road is not constructed or used for access and appears to have been enclosed within the property boundary of 9 Junction Street, Preston for many years. The Road is not listed on Council's Register of Public Roads; however it remains a road on title.

Council Resolution

MINUTE NO. 17-261

MOVED: Cr. J Williams**SECONDED:** Cr. S Rennie**That** Council:

- (1) Commences the statutory procedures under section 206 and clause 3 of Schedule 10 to the *Local Government Act 1989* (*"the Act"*) to discontinue the road adjoining 9 Junction Street and 270 Raglan Street, Preston shown hatched on **Appendix B**.
- (2) Gives public notice under sections 207A and 82A and 223 of the Act of the proposed discontinuance in the appropriate newspapers and on Council's website and such notice state that if discontinued, Council proposes to sell the land from the road to the adjoining property owners by private treaty and transfer to itself any land from the road not sold to the adjoining property owners.

CARRIED

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

Nil

8. NOTICES OF MOTION

Nil

9. URGENT BUSINESS

Nil

10. GENERAL BUSINESS

Nil

11. PETITIONS

Nil

12. REPORTS OF STANDING COMMITTEES

Nil

13. RECORDS OF ASSEMBLIES OF COUNCILLORS

13.1 ASSEMBLIES OF COUNCILLORS HELD

An Assembly of Councillors is defined in section 3 of the *Local Government Act 1989* (the Act) 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:

- Councillor Briefing session – 26 June 2017

Council Resolution

MINUTE NO. 17-262

MOVED: Cr. L Messina

SECONDED: Cr. S Amir

That the record of the Assembly of Councillors held on 26 June 2017 and attached as **Appendix A** to this report, be noted and incorporated in the minutes of this meeting.

CARRIED

14. REPORTS BY MAYOR AND COUNCILLORS

Council Resolution

MINUTE NO. 17-263

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

That Council note the Reports by Mayor and Councillors.

CARRIED

REPORT OF CR. KIM LE CERF, MAYOR

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

- Meeting with resident regarding right of way
- Victoria Police NAIDOC Week Celebration 2017
- 2017 NAIDOC State Government Reception
- VCAT Compulsory Conference – Preston Market
- Darebin Women's Leadership Program
- Community consultation – Proposed Sale of Council Land at 2 Dole Avenue, Reservoir (Keon Park Children's Hub)
- NAIDOC March
- Northcote Football Club Luncheon
- High Tea Luncheon Hosted by Northern Falcons Football Club
- Regular Meeting with Communications
- Regular Meeting with A/Chief Executive Officer
- INNLEN Jobs for Youth Campaign Launch
- Ethnic Press Briefing
- Audit Committee Meeting No 3
- Proposed Consultation for the Northland Urban Renewal Precinct
- Council Meeting

REPORT OF CR. STEPH AMIR

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

- VCAT compulsory conference – Preston Market
- VCAT compulsory conference – Knox St development
- Interview with CEO candidate
- Victorian Roller Derby League 10 year anniversary bouts at Darebin Community Sports Stadium
- Gambling Campaign Planning meeting with Kelvin Thomson
- Aged Care Reforms Working Group

- Planning Committee meeting
- Meeting with youth team regarding possible partnership with Minus 18
- Council regular briefing session
- Meeting regarding proposed consultation for the Northland Urban Renewal Precinct

REPORT OF CR. GAETANO GRECO

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

- La Trobe Ward Meeting
- Council briefing
- Community consultation re: proposed sale of 2 Dole Avenue Reservoir
- Final interview re: CEO
- NAIDOC Ball
- Aged care reforms working group
- Planning committee
- Councillor Briefing
- Book Launch "Respect"

REPORT OF CR. TRENT McCARTHY

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

- CEO Interviews
- NAIDOC March
- NAIDOC Ball
- Planning Committee Meeting
- Council Briefing Session
- Meeting with Friends of Penders Park
- Media Interviews regarding Changes to Australia Day in Darebin
- Jobs for Youth Campaign

REPORT OF CR. LINA MESSINA

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

- Council briefings
- Planning Committee Meetings
- Individual resident complaints and emails.
- Preston Business Association Committee
- Matchworks Celebrating NAIDOC week
- NAIDOC Ball

- Broadsheet Business Seminar
- Darebin Women's Leadership Program
- CEO Interview

REPORT OF CR. SUSANNE NEWTON

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

- Matchworks Celebrating NAIDOC Week event
- Invitation to Broadsheet Business Seminar
- CEO Candidate Interview
- NAIDOC Week March to Parliament House
- NAIDOC Week Ball
- Campaign Planning Meeting with Kelvin Thomson, Campaign Organiser Alliance for Gambling Reform
- Aged Care Reforms Working Group
- Planning Committee Meeting
- La Trobe Ward Meeting
- Council Briefing Session

REPORT OF CR. SUSAN RENNIE

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

- Council discussions and follow up - CEO recruitment
- NAIDOC ball
- Aged Care reforms working group
- Planning meeting
- Council briefing session
- Audit committee
- Northcote city football club event
- Meetings, phone calls and emails with residents

REPORT OF CR. JULIE WILLIAMS

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

- Council Meeting
- Special Council Meeting
- Northcote Magic Festival
- Preston Business Association Committee
- Interview shortlisted people for CEO position
- Preston Family Day at Preston City Oval

- NAIDOC Ball
- FAMSU Community Art show Islamic Museum
- Inside the Brick children with Special needs
- Meeting with Northland S.C and Preston Business
- Planning Meeting
- Wind in the Willows

REPORT OF CR. TIM LAURENCE

Cr. Laurence is on an approved leave of absence.

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

Council Resolution

MINUTE NO. 17-264

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

That in accordance with section 89(2) of the Local Government Act 1989, Council resolves to close the meeting to members of the public to consider the following items which relate to (d) contractual matters:

15.1 Replacement of Synthetic Soccer Pitches at DISC - Contract Award

CARRIED

The meeting was closed to the members of the public at 7.08pm.

Dave Bell, Senior Media Advisor, left the meeting at 7.08pm.

The Council considered and resolved on Report Item 15.1 which had been circulated to Councillors with the Council Agenda Paper.

RE-OPENING OF MEETING

Council Resolution

MINUTE NO. 17-265

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

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

CARRIED

The meeting was re-opened to the members of the public at 7.16pm.

**15.1 REPLACEMENT OF SYNTHETIC SOCCER PITCHES AT
DISC - CONTRACT AWARD****Author:** Project Manager**Reviewed By:** Director Operations and Environment

Council resolved 'in camera' that the following be made public:

Recommendation

That the Council report and resolution remain confidential with the exception of the successful tenderers name and contract period.

Council Resolution

MINUTE NO. 17-266**MOVED:** Cr. S Rennie
SECONDED: Cr. T McCarthy

That Council report and resolution remain confidential with the exception of the successful tenderer, the contract price, the period of the contract and points (4) and (5) of the resolution.

Successful Tenderer: Polytan Asia Pacific Pty. Ltd.

Contract Price: \$2,288,293 incl. GST

Contract Period: 1 September 2017 to 28 February 2018

- (4) Council explores options, to the extent that it does not interfere with contract arrangements, for reuse of old synthetic pitch by seeking expressions of interest from local schools, kindergartens or other community or sporting organisations to establish their interest in obtaining sections of the old ground surface.
- (5) Council receive a further report to facilitate a change to purchasing and contracting policies to require the re-use of materials locally wherever possible as per the Waste Hierarchy.

CARRIED

16. CLOSE OF MEETING

The meeting closed at 7.17pm

