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MINUTES OF THE COUNCIL MEETING

Held on Monday 19 March 2018

Public question time will
commence shortly after 6.00pm.



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 xiriiir tel: 8470 8888.

Vietnamese

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

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**MINUTES OF THE ORDINARY MEETING OF THE
DAREBIN CITY COUNCIL HELD AT DAREBIN CIVIC CENTRE,
350 HIGH STREET PRESTON ON MONDAY 19 MARCH 2018**

THE MEETING OPENED AT 6.04PM

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 (6.16pm)

Cr. Susan Rennie

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

Katia Croce - Coordinator Council Business

Jody Brodribb - Council Business and Governance Officer

Christina Plant - Council Business Officer

Dave Bell - Senior Media Advisor

2. APOLOGIES

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

An apology was lodged for Cr. Julie Williams and for the initial absence of Cr. Susanne Newton.

3. DISCLOSURES OF CONFLICTS OF INTEREST

Nil

4. CONFIRMATION OF THE MINUTES OF COUNCIL MEETINGS

Council Resolution

MINUTE NO. 18-077

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

That the Minutes of the Ordinary Meeting of Council held on 26 February 2018 be confirmed as a correct record of business transacted.

CARRIED

5. QUESTION AND SUBMISSION TIME

- **Andrew Apolloni, Thornbury (Not in attendance)**

(Question and response read out by Cr. Susan Rennie)

My question relates to Stott Street in Thornbury. Specifically the stretch of car parking between Hutton Street and Normanby Avenue.

Over the past 1 month I have reported on several occasions via social media (Facebook) the ever increasing problem of dumped rubbish within the space between the road and the train tracks.

Items that have been dumped within the past month include 3 couches, 2 washing machines and numerous garbage bags of household waste. As I write this questions, there are 3 bags of rubbish dumped beside the pedestrian rail crossing at Smith Street, a trolley full of rubbish lying in the car-parking spaces and several plastic milk cartons and food packings scattered across the gravel (these items have remained for 2 weeks now). This is not to mention the orange chair lodged up a tree above the Smith Street pedestrian rail crossing on the Clapham Street side of the tracks.

What will it require for the council to implement a strategy to combat this ever increasing issue? Are rate payers required to pick up for the council? Is a simple sweep and pick up of rubbish through the car parking one time a week excessive? Can this not be done?

Response:

An Authorised Officer has attended the site today. Unfortunately there is insufficient evidence for us to identify the offenders. As a result a request has been raised to Council's Street Cleansing Unit to remove the items which is expected to be cleanup within the next 48 hours.

Council have a comprehensive approach to dumped rubbish including: engagement, enforcement, and a collection service (where there is no enforcement possible) which is responsive to community reporting and observation.

Generally Council's service requires the Local Law Department to investigate the reported dump rubbish so as to ascertain and possibly prosecute the owner of the rubbish. Council will generally collect the dump rubbish within 48 hours after it has been investigated by Local Laws.

Council also provide a host of waste services to prevent dumping, including weekly collection and twice yearly hard rubbish services.

Council's Waste and Litter Strategy Action Plan 2017-2020 includes 58 Actions which target prevention and response to litter and dumped rubbish issues over the next three years. A key action in the next financial year is the development a municipality wide litter and dumped rubbish reduction campaign. Your comments will be considered as part of the development of this campaign.

Areas along the rail corridor are particular problems as much of the area is not managed by Council and responsibility may fall with metro or Victrack. Council can discuss anti-litter /dumping signage with them but it's unlikely to be effective, so ensuring the rubbish is picked up may be the best deterrent. An officer will be in touch with Metro, Victrack and Public Transport Victoria to discuss a joint approach to this issue.

As this location appears to be a hot spot for dumped rubbish, Council will review the positioning of CCTV cameras at this location. Officers will also increase the patrols in this area, particularly on weekends in an effort to deter further dumped rubbish.

- **Rosemary Popovska, Northcote (Not in attendance)**

(Question and response read out by Cr. Trent McCarthy)

I would like to ask if there is any intention to re develop Northcote Leisure Centre on Victoria Street. These facilities are in desperate need for an extensive renovation. The facilities are extremely poor!

Response:

Thank you for your question.

Council is currently undertaking a feasibility study to investigate the possibility including the extent of a redevelopment at the Northcote Aquatic and Recreation Centre. This study will be reviewed by Council in the coming months and the outcome will be communicated to the Darebin community.

If you would like more information on this please contact leisure at leisure@darebin.vic.gov.au.

A response will also be provided in writing.

- **Robin Vote, Preston (In attendance)**

What steps has Council undertaken to explore the options available to enable the continuation of the delivery of aged care services by Council beyond 2020?

Response (read out by Cr. Steph Amir):

City of Darebin has participated in a number of regional projects to explore impact of changes that the Commonwealth Aged Care Reforms introduces to the sector and what options local government providers will have when the reforms are fully rolled out by the Commonwealth in 2020.

In response to reforms that have come into effect already, we have aligned our programs to ensure that we continue to provide quality services and programs that meet the needs of older people in Darebin.

We are undertaking a large consultation project to understand the needs of older people in Darebin into the future and explore ways that allow us to continue to meet needs in a changing environment as further impacts of reform become evident. We are still informing the community about the changes we know so far and seeking their input to shape our services into the future.

This is an ongoing process as the final model of the Commonwealth reforms is not fully known yet, and no decision has been made.

SA: Can I ask what residents should do if they want to contribute to the feedback process?

Answer: Send all questions to the CEO if you would like to make a contribution to the feedback process.

- **Robin Vote, Preston (In attendance)**

Is there a councillor who works in the Aged Care Industry and if so, why is this Councillor not required to declare a Conflict of Interest when matters relating to aged Care or votes are taken relating to aged care at council?

Response (provided by Mayor, Cr. Kim Le Cerf):

The *Local Government Act* is quite clear on the process for declaring a Conflict of Interest. Whether or not and regardless of who works where, that is not an issue. It is up to each individual Councillor to either seek advice on whether they have a conflict and how best to manage that conflict themselves.

- **David Isdale, Preston (Not in attendance)**

(Question and response read out by Cr. Lina Messina)

As the Batman by-election has now concluded, please advise of the process undertaken by Council in reminding the respective parties of the removal of campaign signage and what the time period is for completion?

I note additionally that the "Stop ADANI" signage is sponsored and approved by the Greens and would be governed by the same process and presumably undertaken by them and at their cost.

Response:

A process started before the by-election to ask various parties to comply with the requirements of Councils Local Law. Now that the by-election has been conducted, Council will again follow up to ensure all inappropriate signage material is removed.

- **Lynton, Reservoir (Not in attendance)**

(Question and response read out by Mayor, Cr. Kim Le Cerf)

The Edwards Lake Athletics Track is in need for a refurbishment. There are bumps across the track which can affect results and the track is also very flat which makes the track very slow. Have the council thought about the idea for a long awaited new track for Edwards Lake? If the track gets given the all clear to be redeveloped, an idea would be to extend the track by 2 lanes. As an athlete, I would love a new track at Edwards Track for me to train and compete on.

Response:

Council has provided funding in the 2017/18 budget to review the existing conditions of the track and undertake site investigations in preparation for a potential track redevelopment in the 2018/19 financial year. So the investigations will be conducted this year, with potential redevelopment next year.

Council has worked closely with the user groups (Preston/ Reservoir Little Athletics Club and Preston Athletics Club) throughout this process to ensure the scope of works is beneficial to both the Athletes and the Local community.

Detailed design works are currently in progress and will be presented to Council for consideration in June.

Upon finalisation and endorsement of the detailed design, preparation for construction is scheduled to commence subject to budget funding.

NOTE: The following questions submitted by Tracy Tyrell, Chris Dureau and Karina Robinson were all in relation to the same issue. The Mayor, Cr. Le Cerf read out the questions on behalf of the residents and provided one complete response.

- **Tracy Tyrell, Northcote (In attendance)**

Can the following two questions please be submitted for question time at today's Council meeting in relation to Johnson Park, Bastings Street, Northcote.

1. Why was there no action taken in relation to the recommendation in the Council Meeting minutes 16 May, 2016 (Minute No. 215) Item 6.2 Proposed Dog Off Lead Area in Johnson Park Northcote?
2. Are Council willing to review the current situation at Johnson Park again, taking the views of all park users into account?

FYI - I have attached some analysis of Parks in Darebin in relation to accessibility to off-lead dog areas, showing how under-represented both Northcote and Fairfield are in relation to other suburbs in Darebin.

- **Chris Dureau, Northcote (In attendance)**

1. Given the history of community engagement and citizens taking responsibility for the care of Johnson Park, and the fact that there are variations in community opinion about the management of dogs in the Park, is Council willing to facilitate/mediate a meeting of representatives of all types of park users to reach mutual agreement on an acceptable solution?
2. Pending the final decision on which is the most suitable option, could the Council include a minimum \$20k in this year's budget to provide an off lead solution for Johnson Park including the possibility a dog friendly fenced area with multiple access gates, water source and dog bag dispenser?

- **Karina Robinson, Northcote (In attendance)**

1. Is Council aware that there are a large number of Johnson Park users who are very unhappy with the current dog policy, who have been trying for over 3 years now to get more equitable access to use Johnson Park with an off lead solution?

2. Is Council willing to work with the Johnson Park user groups to develop a layout of a fenced area for off lead dogs that meets all needs e.g. where gates should be, water source for dogs, bag dispensers?

Response:

In 2016, Council considered the use of Johnson Park as a dog off lead area, and as you know at that time, Council resolved not to create a dog off lead area.

Council are about to begin consultation on the Open Space Strategy which will look at the needs of the community across Darebin, in terms of their access to open space and the different types of uses they may need now and into the future. So through that process, I would encourage you to provide us with your feedback in order to take this issue forward.

- **Maria Poletti, DADA (In attendance)**

Last council meeting there was a question regarding the use of flammable cladding on buildings in Darebin. Thank you for the expression of concern in your answer, however there was no indication of if or when the public can see the data on the 48 buildings that were highlighted, for further inspection in the audit.

The council of 2016, your council, came to an agreement not to call for division in Planning Committee meetings, to protect the sensitivities of new councillors, with the effect that no votes on planning applications are ever recorded in the minutes.

Under your watch there was the decision to not advertise the planning application for stage 1B of the Preston Market redevelopment, effectively locking out third party objection rights. A decision later overturned at the VCAT appeal.

The public asked for a heritage study on Preston Market to be completed before the VCAT appeal. This study now completed, has been stamped confidential. Though too late to be of use for the VCAT appeal is still of interest to the public and the ratepayers.

The community has been promised on a number of occasions and is still waiting to be invited to consultation on the review of the MSS.

The new Planning Committee Charter has made it more difficult for third party objectors to be heard at Planning Committee because as well as at least 5 objections they need to convince three councillors to 'call in' planning applications. A review of the new Planning Committee Charter was promised.

It is evident that, so far, your council is less democratic, less open and less transparent than the last, especially on planning matters.

When will you act on promises made to be a more democratic, transparent and consultative and:

1. Release the addresses of the 48 buildings in Darebin with suspect and potential dangerous cladding
2. Record the voting on all decisions of Planning Committee
3. Begin the review of the Planning Committee Charter
4. Begin the review of the Darebin Planning Scheme and MSS in consultation with the community?
5. Release the Preston Market Heritage Study

Responses (provided by Sue Wilkinson, Chief Executive Officer):

1. Release the address of the 48 buildings in Darebin and suspect and potential and dangerous cladding

With regard to the release of the addresses of the buildings which potentially have some suspect or dangerous cladding, this is a process that is still very much in very early days. The state has appointed a task force to lead the response to this issue as a metropolitan, Victorian-wide process and in doing that, the task force are partnering with the Victorian Building Authority (VBA) who have done a pilot with five councils, Moreland was one, Darebin was not one of the five. So at this point the VBA are the ones that hold the information and Council actually doesn't have the addresses of the properties that are suspected. They are going through a data-cleansing process at the moment, so I do not have that information but we are very alive to the issue and very much staying in touch with the VBA, so that is the latest on that.

2. Release the Preston Market Heritage Study

With regard to the release of the Preston Market Heritage study, you would be aware that this is a matter for Council this evening via a notice of motion. What I can say though is that the Social Heritage Report was prepared by a consultant team and is a piece of unique and pioneering research which looks into the buildings and the social history of the market. Typically new research requires peer review and I think that that is probably really important given the significance of this topic for Council and the Community and this is in order to ensure that the findings are validated. At this point the report is confidential because the peer review has not been completed and we want to make sure that the report is as robust and defensible as possible when the time comes. We are working in partnership with the VBA and the community is well aware of that, on the review of the Preston Market planning controls and will share all relevant information with the VBA and the community when this report is finished. The consultation is currently at stage one. Which is focused on finding the unique and valued parts of the market, informed by the community's feedback.

3. Record the voting on all decision of Planning Committee

With regard to the recording of voting on all decisions of the Planning Committee, the Local Law provides for the Planning Committee as well, and provides for the recording of opposition voting to be made when requested by Council.

The Local Law was reviewed last year, and we are likely to review the Local Law again, once the new *Local Government Act* is passed which is expected later this year.

4. Begin the review of the Darebin Planning Scheme and MSS in consultation with the community

In regard to the question about the Darebin Planning Scheme and the MSS, I am delighted to advise that the review of the planning scheme has now commenced, and as you know the purpose of the review is to ensure that that the scheme can provide a more strategic response to address the communities expectation, balanced by the requirements of the state government. This process will be driven by a full engagement process during the 2018/19 years. So I am happy to be open and say that we are behind on schedule but we are hoping to catch up. So that is very much a piece in progress.

5. Begin the review of the Planning Committee Charter

The Planning Committee Charter was reviewed and updated in July 2017. The intent is not to review the Charter again but having said that, I would be very happy to take a discussion offline to understand what the specific concerns are, in order to understand them fully.

- **Maria Poletti made a submission in relation to Item 10.1 – Release of Confidential Heritage Study**
- **Chris Erlandsen, DADA (In attendance)**

My question is too about the Heritage Report and its release, and many of the questions have been addressed but I will read it anyway so because it has a slightly different intent.

The community urges Council to release the Heritage Report, to make the report public for all to read and to analyse the recommendations contained within.

As well, we would like to think that Council will make use of this Heritage Report to support and guide their own independent submission for the new incorporated plan that will be developed and presented to the VPA (Victorian Panels Authority).

If Council does not intend to implement or apply the recommendations contained in the Heritage Report in their own submission to the VPA, then what is the purpose of the report? Now if it was being prepared for VCAT, it missed that because it wasn't ready, and if it is not going to be applied in this current situation, which I would have thought is absolutely important for the implementation of the integrated plan.

Why was the Heritage Report delayed so long and why was it made confidential, considering that an earlier report was not made confidential?

Response (provided by Sue Wilkinson, Chief Executive Officer):

I do feel as though I have responded to those questions. Really the answer is that it is not finished at this point and so to release it would be premature and could actually prejudice the intent and the whole purpose of doing the report in the first place.

- **Chris Erlandsen, DADA (In attendance)**

Will Council use the Heritage Report to support an independent submission for the new Preston Central incorporated plan that will be developed and presented to the VPA, as the community has already done as part of the consultation process?

Response (provided by Sue Wilkinson, Chief Executive Officer):

Chris, I do feel as though I have responded to this question and I can't equivocally say that the purpose of the report is to inform Council of the position in regard to the market. So that is the whole purpose of conducting the report, but I have not read the report at this point, so I can't actually say what we will do, definitively, until I've read it. But certainly the purpose of the report is to inform Councils position, as we go through a process of working with the state and the community, to develop the planning controls for the site for the future.

- **Serena O'Meley, Reservoir (In attendance)**

Thankyou Madam Mayor, and I understand that you may take this question on notice.

Noting that the recently signed Comprehensive and Progressive Transpacific Partnership Agreement (CPTPP) was signed on 8 March 2018, and will impact council's ability to make future decisions due to the provisions of the Services Chapter and the risk of multinational corporations suing council using Investor State Dispute Settlement, will Darebin Council:

1. Work with sister councils, Moreland and Yarra to campaign against the CPTPP and submit individual and/or joint submissions to the public inquiry process?
2. Write to the Trade Minister, the Opposition, cross-benchers, Senator Derryn Hinch and the member for Batman to support (i) a Senate Inquiry into the CPTPP and (ii) support an independent assessment of the economic, health and environmental impacts of the CPTPP?

Response (provided by Mayor, Cr. Kim Le Cerf):

Thank you and we will take the question on notice, but I will say that through an Urgent Business Item that we are considering this evening, which will look at motions that we put through to the Australian Local Government Association Assembly, so that is an Assembly of all Local Governments across Australia who come together, it is proposed that we putting forward a motion about this to that assembly for their consideration. My only concern about that is the timing of that. But we will take that question on notice and consider the actions that you have asked, thank you.

- **Manny Spiteri (In attendance)**

A simple but a vex question Madam Mayor. Does the Council have a Code of Ethics Policy, is it advertised, and what happens if a whistle-blower wants to be ethical and how is that implemented by Council?

Responses (provided by Mayor, Cr. Kim Le Cerf (KLC) and Sue Wilkinson (SW), Chief Executive Officer):

KLC: I will refer the question to the CEO because there is legislation which responds to this and she is the Protected Disclosure Officer.

SW: Thank you for the question. So there is legislation specifically pertaining to protected disclosures and 'whistle-blower legislation' and at the moment I am actually the Protected Disclosure Officer so if someone wanted to raise a concern by that legislation, I am the person to contact. Alternatively, there are a number of other mechanisms to go through for example Local Government Victoria, through the Victorian Government Inspectorate, through IVAC, the broad-based anti-corruption organisation. So there are ample opportunities, the legislation and the Code of Conduct, is actually the *Local Government Act* which governs Council which is mentioned in the Code of Conduct, so there is a common act that governs Council which you might be well aware of, as well as a Code of Conduct, which talks to the ethics of Council's conduct and corruption is specifically prevented through legislative requirements.

KLC: There is a Code of Conduct that all the councillors sign up too at the start of our term, and if we don't we can't take our position as a Councillor.

- **John Nugent, Keon Park (In attendance)**

Thank you Madam Mayor, my question is about the Council re-structure, why is council getting rid of middle management when they are the backbone between bosses and the public. Last Friday we lost a good worker, who knew what was going on with the Council, but now I've asked a person a question and the person in question did not know the answer. Do I have to ring the CEO to get an answer or is there somebody now who will be able to answer the question that I have got.

Response (provided by Sue Wilkinson, Chief Executive Officer):

Thank you for the question John, there has certainly been a review of the organisation's structure that occurred quite extensively before Christmas and is in the process of being implemented.

Following the election of the new Council and the adoption of the new Council Plan, the Council has determined its priorities, and it was incumbent as me as the CEO to make sure that the organisation was organised structurally in such a way to ensure that we were able to be successful in delivering council and the communities aspirations for the future. So that is the purpose of the re-structure.

From an Industrial Relations perspective there are legal obligations to go through when you introduce change into an organisation. That is particularly true in Local Government and it is a heavily regulated space. So some positions have been spilled, and the extent of changes has been such that some positions have been vacated which necessitated going to market in an open merit-based process.

As a result of that process I am absolutely delighted by the calibre of the candidates that we are attracting and it has led to the appointment of a new executive team who I am pleased to introduce to you tonight. That is not to say that the people who have left the organisation have not been fine ambassadors for the City of Darebin, they absolutely have, and it is not to say that they do not have incredible skills. I won't talk to specific people because I don't think that that is ethical. But what I will do is say that they have left the Organisation on great terms, they can be incredibly proud of everything that they have achieved and they go with my absolute blessing and best wishes.

In terms of the period in-between when we settle in the new leadership team, certainly you might find that the person who used to call to answer all the questions is not the person you call. Hopefully I am not the person you call for all of the questions because you might find that I then have to call a few people but in the interim I am really happy to understand what the nature of the concern are and find the right person for you to speak to.

Cr. Newton entered the meeting at 6.12pm during Question and Submission Time.

PROCEDURAL MOTION

Council Resolution

MOVED: Cr. G Greco

SECONDED: Cr. S Amir

That Item 10.1 – Release of the Confidential Preston Market Heritage Study be heard directly after Item 7 – Urgent Business.

CARRIED

6. PETITIONS

Nil

7. URGENT BUSINESS

ADMISSION OF URGENT BUSINESS

Council Resolution

MINUTE NO. 18-078

MOVED: Cr. T McCarthy

SECONDED: Cr. S Rennie

That an Urgent Business item relating to 'MAV State Conference and ALGA National General Assembly' be admitted to the agenda and heard at Item 7.1.

CARRIED

7.1 MAV STATE CONFERENCE AND ALGA NATIONAL GENERAL ASSEMBLY

Author: Director Civic Governance and Compliance

Reviewed By: Chief Executive Officer

Report Background

This report provides Council with an opportunity to resolve any items it wishes to put forward to the MAV State Council to be held on 18 May 2018 and the ALGA National General Assembly to be held on 17 June 2018.

Previous Council Resolution

Council submitted two motions to the MAV State Council in May last year in respect of:

- The transparency and use of funds levied by the Victorian Government through the Landfill Levy
- Urging immediate response to the climate emergency.

A copy of those motions is attached.

Previous Briefing(s)

This matter has not previously been to a Councillor Briefing.

Council Plan Goal/Endorsed Strategy

This matter could address a variety of Council's goals and strategies depending upon the content of any resolution adopted.

Summary

Council has an opportunity to advocate for, and pursue, matters that impact on the livelihoods and well-being of the Darebin community working through these local government peak bodies to effect change.

Motions to be considered by the MAV State Council need to be submitted by 20 April 2018, and those motions submitted by 12 April will be distributed to MAV representatives on 13 April. In order to have motions fully impact the State Council it is recommended that any motions be resolved at today's Council Meeting so they are submitted prior to 12 April.

Motions to be considered by the ALGA National General Assembly need to be submitted by 30 March 2018. Similarly, such motions need to be resolved at today's Council Meeting in order to meet this deadline.

Recommendation

That Council consider and adopt any motions for submission to the MAV State Council or the ALGA National General Assembly at this meeting.

With leave of the Chairperson, Mayor Cr. Le Cerf, Cr. Greco proposed that each motion to be put to the MAV and the ALGA be voted on individually as follows:

Motion

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

That the following motion be put to the MAV State Conference:

That the MAV directly commissions and/or seeks state government funding to conduct annual reporting on the state of the Local Government Sector in Victoria.

The reports should include a consolidated picture of the structure, composition and demographic profile of local government workforces, executives, councillors and mayors.

Cr. Rennie proposed to the mover that the motion be amended as follows. This was not accepted by Cr. Greco.

That the following motion be put to the MAV State Conference:

That the MAV seek funding from state government to produce a report on the profile of Local Government similar to the existing "State of Public Service" report.

Amendment

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

That the following motion be put to the MAV State Conference:

That the MAV seek funding from state government to produce a report on the profile of Local Government similar to the existing "State of Public Service" report.

THE AMENDMENT WAS PUT AND CARRIED.

CR. GRECO VOTED AGAINST THE AMENDMENT.

THE MOTION BEFORE THE CHAIR IS AS FOLLOWS:

Motion

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

That the following motion be put to the MAV State Conference:

That the MAV seek funding from state government to produce a report on the profile of Local Government similar to the existing "State of Public Service" report.

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

Council Resolution**MINUTE NO. 18-079**

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

That the following motion be put to the MAV State Conference:

That the MAV seek funding from state government to produce a report on the profile of Local Government similar to the existing "State of Public Service" report.

CARRIED**Council Resolution****MINUTE NO. 18-080**

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

That the following motion be put to the MAV State Conference:

That the MAV:

- (1) *Writes to the Prime Minister, leader of the opposition, leaders of minor parties and independent members of parliament requesting that bulk funding from the Commonwealth for aged care services be maintained for local councils that want to continue delivering quality aged and home care services to their vulnerable and ageing communities.*
- (2) *Advocates for an analysis of impact on the gender pay gap of the introduction of My Aged Care, and the shift in service delivery away from local government.*

CARRIED**Council Resolution****MINUTE NO. 18-081**

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

That the following motion be put to the MAV State Conference:

That the MAV writes to the Prime Minister requesting that:

- a. *Australia abandons the current harsh and unjust policies of offshore detention which have resulted in 9 deaths and untold misery and despair with many people*

- developing serious mental illness;*
- b. Asylum seekers, including the 160 children held on Nauru, are returned to Australia;*
 - c. Asylum seeker men currently abandoned on Manus Island in Papua New Guinea are returned to Australia;*
 - d. Australia accepts the offer by New Zealand to provide protection for 150 people per year;*
 - e. The over 30,000 refugees living on bridging visas in our community with their futures in limbo should have a right to seek permanent protection;*
 - f. Asylum seekers seeking protection in Australia are not pressured to return to their home countries or unsafe places where they could be subject to persecution.*

CARRIED

Council Resolution

MINUTE NO. 18-082

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

That the following motion be put to the MAV State Conference:

That the MAV develops and implements a strategic marketing and advertising campaign to positively promote the activities and work of local councils across Victoria.

CARRIED

Council Resolution

MINUTE NO. 18-083

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

That the following motion be put to the ALGA National General Assembly:

That the ALGA establishes a Multicultural Advisory committee to provide strategic and policy advice to the ALGA Board on national immigration, settlement and multicultural issues that impacts on local governments across Australia.

CARRIED

Council Resolution

MINUTE NO. 18-084

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

That the following motion be put to the ALGA National General Assembly:

That the ALGA:

- (1) Writes to the Prime Minister, leader of the opposition, leaders of minor parties and independent members of parliament requesting that bulk funding from the Commonwealth for aged care services be maintained for local councils that want to continue delivering quality aged and home care services to their vulnerable*

and ageing communities.

- (2) *Advocates for an analysis of impact on the gender pay gap of the introduction of My Aged Care, and the shift in service delivery away from local government.*

CARRIED

Motion

MOVED: Cr. G Greco
SECONDED: -

That the following motion be put to the ALGA National General Assembly:

That the ALGA directly commissions and/or seeks Federal Government funding to conduct annual reporting on the state of the Local Government Sector in Australia. These annual reports should include a consolidated picture of the structure, composition and demographic profile of local government workforces, executives, councillors and mayors.

THE MOTION LAPSED FOR WANT OF A SECONDER

Alternate Motion

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

That the following motion be put to the ALGA National General Assembly:

That the ALGA seek funding from federal government to produce a report on the profile of Local Government similar to the existing "State of Public Service" report.

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

Council Resolution

MINUTE NO. 18-085

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

That the following motion be put to the ALGA National General Assembly:

That the ALGA seek funding from federal government to produce a report on the profile of Local Government similar to the existing "State of Public Service" report.

CARRIED

Council Resolution

MINUTE NO. 18-086

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

That the following motion be put to the ALGA National General Assembly:

That the ALGA write to the Prime Minister requesting that;

- a. *Australia abandons the current harsh and unjust policies of offshore detention which have resulted in 9 deaths and untold misery and despair, with many people developing serious mental illness.*
- b. *Asylum seekers, including the 160 children held on Nauru, are returned to Australia.*
- c. *Asylum seeker men, currently abandoned on Manus Island in Papua New Guinea, are returned to Australia.*
- d. *Australia accepts the offer by New Zealand to provide protection for 150 people per year.*
- e. *The over 30,000 refugees living on bridging visas in our community with their futures in limbo should have a right to seek permanent protection in Australia.*
- f. *Asylum seekers seeking protection in Australia are not pressured by Australian authorities to return to unsafe places where they could be subject to persecution.*

CARRIED

Council Resolution

MINUTE NO. 18-087

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

That the following motion be put to the MAV State Conference:

That the MAV:

- (1) *Writes to Victorian Premier, Daniel Andrews, requesting:*
 - a. *The Victorian Government recognises the lack of capacity in the local recycling industry and adopts policies and actions to encourage a sophisticated, independent, self-sustaining industry.*
 - b. *The Victorian Government allocates \$100 million from the \$2,077 million received from the sale of the State's shareholding in Snowy Hydro to a fund focussed on:*
 - *developing and enhancing the sustainability of domestic processing of recyclable waste within the state of Victoria*
 - *addressing the immediate local government funding shortfalls arising from the China Sword policy.*
 - c. *The Victorian Government works with local government to develop a self-sustaining, responsible recycling process addressing all elements from producer through consumer to recycler.*
- (2) *Obtains advice on:*
 - a. *The legality of the Victorian Government continuing to collect the Landfill Levy and withholding the collected funds, without disbursement for the purposes for which the levy was collected.*
 - b. *The ability of Councils to withhold payment of the Landfill Levy until such time as a plan is developed for its disbursement.*

And

That the following motion be put to the ALGA National General Assembly:

That the ALGA:

- (1) *Writes to Victorian Premier, Daniel Andrews, requesting:*
 - a. *The Victorian Government recognises the lack of capacity in the local recycling industry and adopts policies and actions to encourage a sophisticated, independent, self-sustaining industry.*
 - b. *The Victorian Government allocates \$100 million from the \$2,077 million received from the sale of the State's shareholding in Snowy Hydro to a fund focussed on:*
 - *developing and enhancing the sustainability of domestic processing of recyclable waste within the state of Victoria*
 - *addressing the immediate local government funding shortfalls arising from the China Sword policy.*
 - c. *The Victorian Government works with local government to develop a self-sustaining, responsible recycling process addressing all elements from producer through consumer to recycler.*
- (2) *Obtains advice on:*
 - a. *The legality of the Victorian Government continuing to collect the Landfill Levy and withholding the collected funds, without disbursement for the purposes for which the levy was collected.*
 - b. *The ability of Councils to withhold payment of the Landfill Levy until such time as a plan is developed for its disbursement.*

CARRIED

Council Resolution

MINUTE NO. 18-088

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

That the following motion be put to the ALGA National General Assembly:

That ALGA:

- (1) *Explore all the potential impacts that the TPP agreement may have which could limit the ability of councils to enter into a range of strategies and policies such as environmental initiatives, local procurement, jobs programs and insourcing*
- (2) *Develop an advocacy strategy as required to protect the role of local government now and in the future*
- (3) *Communicate to all councils information on the impacts that TPP may have on their operations*

CARRIED

Introduction

Council has an opportunity to work through these local government peak bodies to address issues on behalf of its community by moving motions at their governing councils.

Issues and Discussion

Motions to be considered by the MAV State Council:

- Submission by 20 April 2018
- Motions submitted by 12 April will be distributed to MAV representatives on 13 April.
- In order to have motions fully impact the Council, it is recommended that any motions be resolved at today's Council Meeting for submission prior to 12 April.

Motions to be considered by the ALGA National General Assembly:

- Submissions by 30 March 2018.
- Motions need to be resolved at today's Council Meeting in order to meet this deadline.

Options for Consideration

Council may resolve to put forward motions to these local government peak bodies or may decide not to do so at this time.

Financial and Resource Implications

Assistance to Council for the preparation and submission of motions is contained within budget resources.

Risk Management

Dependent upon any motions adopted

Policy Implications

Economic Development

Dependent upon any motions adopted

Environmental Sustainability

Dependent upon any motions adopted

Human Rights, Equity and Inclusion

Dependent upon any motions adopted

Other

Nil

Consultation and Advocacy

- Previous Council action

Related Documents

- Attached previous motions to MAV State Council

Attachments

- Notices of Motion MAV State Council (**Appendix A**)

Disclosure of Interest

Section 80C of the Local Government Act 1989 requires members of Council staff and persons engaged under contract to provide advice to Council to disclose any direct or indirect interest in a matter to which the advice relates.

The Officer reviewing this report, having made enquiries with relevant members of staff, reports that no disclosable interests have been raised in relation to this report.

NOTICES OF MOTION TO MAV STATE COUNCIL, MAY 2017

Two notices of motion were submitted by Council to the May 2017 MAV State Council. These motions are attached below.

MAV State Council Meeting – 12 May 2017

To submit a motion for consideration by State Council on 12 May 2017, please complete this form and email to [State Council](#), *no later than 14 April 2017*. Please note, motions received by **6 April** (early motions) will be distributed to all MAV representatives on **7 April**. Submitters may amend their own motions up to 5pm on **21 April 2017**.

MOTION [LAND FILL LEVY]
<i>Submitted by: Darebin City Council</i>
MOTION: That the MAV write to the Minister for Energy, Environment and Climate Change before the end of May and strongly advocate: <ol style="list-style-type: none">1. That the Minister commits to providing improved transparency regarding the spending and allocation of the landfill levy and provides expenditure plans for the unallocated funds from the landfill levy.2. That the State Government commit increased funding from the monies collected through the landfill levy to Victorian Councils to:<ul style="list-style-type: none">• take further action on climate change,• support waste reduction and programs to improve recycling, and• support programs to reduce illegal dumping.

APPENDIX A

RATIONALE:

The State Government introduced the landfill levy in 1992/93 at \$2 per tonne of metropolitan municipal waste which has risen to \$62.03 in the current year.

As of 30/6/16 there was \$466,252 million in unspent landfill levies and the 2016/2017 State Budget only earmarked \$136 million of this for expenditure over four years.

A 2016 Ministerial Advisory Committee independent investigation found that the landfill levy was failing to meet its environmental regulatory objectives.

The State Government should make more effective use of the funds in line with the objectives and accordingly provide a greater share of the levy funds for Councils to deliver local waste and climate change programs.

MAV State Council Meeting – 12 May 2017

To submit a motion for consideration by State Council on 12 May 2017, please complete this form and email to [State Council](#), *no later than 14 April 2017*. Please note, motions received by **6 April** (early motions) will be distributed to all MAV representatives on **7 April**. Submitters may amend their own motions up to 5pm on **21 April 2017**.

MOTION**[CLIMATE CHANGE]**

Submitted by: Darebin City Council

MOTION:

That the MAV recognise that:

- (a) we are in a state of climate emergency that requires urgent action by all levels of government, including local councils
- (b) human induced climate change stands in the first rank of threats to humans, civilisation and other species
- (c) it is still possible to restore a safe climate and prevent most of the anticipated long-term climate impacts – but only if societies across the world adopt an emergency mode of action that can enable the restructuring of the physical economy at the necessary scale and speed;
- (d) the MAV has a particular role in assisting local governments in this regard.

APPENDIX A

RATIONALE:

Climate change is already being felt in Victoria and beyond with an increase in extreme weather events and changes in rainfall and temperatures. Strong and urgent action is required to ensure that the world maintains a safe climate.

Local governments have local responsibilities but they can play a part in regional, national and international leadership. In the case of the climate emergency it is critical for local Councils to play a very strong role in building national and international leadership and commitment as fast as possible. With the support of the MAV, Councils in Victoria are well placed to achieve this. Most Victorian Councils are already working hard to reduce carbon emissions and put in place remedial programs to mitigate the impacts of climate change. However we need to accelerate actions. For this to happen, we need high level leadership which the MAV can assist with.

The value of recognising the emergency need for climate action is that it goes beyond business as-usual approach which is driving change but at a pace that not going to avert major catastrophic environmental disasters such as the loss of the Great Barrier Reef. Special features that flow from considering that we are in a state of climate emergency are:

- a very strong **focus** on the issue causing the emergency;
- strong **priority** for action and budgets relating to the issue causing the emergency;
- **special powers** (if needed);
- delivery of solutions as a **package** (rather than piecemeal, incremental change);
- delivery of solutions in a **strong enough** way to end the emergency condition ; and
- delivery of **temporary protection** and **adaptation measures** while prevention and restorative measures are put in place and while they achieve their full effect.

ADMISSION OF URGENT BUSINESS**Council Resolution****MINUTE NO. 18-089**

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

That an Urgent Business item relating to 'Letter to the Prime Minister of Australia' be admitted to the agenda and heard at Item 7.2.

CARRIED**7.2****LETTER TO THE PRIME MINISTER OF AUSTRALIA****Council Resolution****MINUTE NO. 18-090**

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

That the Mayor write to the Prime Minister, Malcolm Turnbull requesting that he reprimand the Home Affairs Minister Peter Dutton and other ministers for their comments regarding the fast tracking of visas for white South African Farmers which amount to double standards and are contrary to Australia's non-racial approach to immigration.

Furthermore the Prime Minister needs to give a clear undertaking that Australia will maintain a non-discriminatory migration policy that reflects Australian values of racial equality.

CARRIED

The following item was heard after the completion of Urgent Business as per the Procedural Motion on page 11.

10.1 RELEASE OF THE CONFIDENTIAL PRESTON MARKET HERITAGE STUDY

Councillor: Gaetano GRECO

NoM No.: 344

Take notice that at the Council Meeting to be held on 19 March 2018, it is my intention to move:

That Council:

- (1) *Notes the urgent call by the community and traders in 2016 for Council to prepare a Preston Market heritage study and the subsequent resolution unanimously passed by Council on the 27th February 2017 to conduct a heritage study to identify the historical, social and cultural significance of Preston Market.*
- (2) *Notes a confidential draft report prepared by independent heritage consultants was completed and provided to Council on 21st December 2017.*
- (3) *Notes the Victorian Planning Authority in collaboration with Council is currently conducting community and stakeholder consultation to review the 2007 Preston Market Incorporated Plan.*
- (4) *Resolves to make the confidential Preston Market Heritage Study's report and recommendations immediately available to the public for transparency reasons and to aid and inform the above community consultation process with an independent analysis of the historical, social and cultural significance of Preston Market.*

Notice Received: 7 March 2018

Notice Given to Councillors 13 March 2018

Date of Meeting: 19 March 2018

Motion

MOVED: Cr. G Greco

SECONDED: -

- (1) Notes the urgent call by the community and traders in 2016 for Council to prepare a Preston Market heritage study and the subsequent resolution unanimously passed by Council on the 27th February 2017 to conduct a heritage study to identify the historical, social and cultural significance of Preston Market.
 - (2) Notes a confidential draft report prepared by independent heritage consultants was completed and provided to Council on 21st December 2017.
 - (3) Notes the Victorian Planning Authority in collaboration with Council is currently conducting community and stakeholder consultation to review the 2007 Preston Market Incorporated Plan.
-

- (4) Resolves to make the confidential Preston Market Heritage Study's report and recommendations immediately available to the public for transparency reasons and to aid and inform the above community consultation process with an independent analysis of the historical, social and cultural significance of Preston Market.

THE MOTION LAPSED FOR WANT OF A SECONDER.

8. CONSIDERATION OF REPORTS

8.1 2017/18 MID-YEAR BUDGET REVIEW

Author: Acting Director Corporate Services

Reviewed By: Chief Executive Officer

Report Background

Under the *Local Government Act 1989*, at least every 3 months, the Chief Executive Officer must ensure that a statement comparing the budgeted revenue and expenditure for the financial year with the actual revenue and expenditure to date is presented to the Council at a Council meeting which is open to the public.

Council Plan Goal/Endorsed Strategy

Goal 6 - A well governed Council

Summary

The mid-year financial review assessed the financial performance of Council year-to-date to 31 December 2017.

The outcome of the review indicates that Council has achieved a year-to-date operating surplus of \$70.17 million, which is \$6.50 million ahead of budget. The year-to-date capital works expenditure was \$10.93 million, which is \$6.61 million behind the budget.

The forecast result for the year ending 30 June 2018 is an operating surplus of \$13.03 million and capital works expenditure of \$46.28 million. The forecast underlying result for the year ending 30 June 2018 is a surplus of \$5.26 million.

Recommendation

That Council:

- (1) Receives the contents of the "Financial report six months ended 31 December 2017" included as Appendix A to this report and notes the year to date financial results against budget;
 - (2) Adopts the recommended capital works budget adjustments as detailed in the "Mid-year Capital Works Projects requiring budget adjustment" included as Appendix 2 to this report;
 - (3) Endorses the establishment of the Major Capital Works Reserve noting that:
 - a. Except by Council resolution, funds in this reserve are to only be used for the construction of intergenerational infrastructure assets where the cost of the asset is in excess of \$10 million; and
 - b. Funds in this reserve can only be utilised through the resolution of Council.
 - (4) Endorses the transfer of the \$1.77 million in identified capital works savings to the Major Capital Works Reserve.
-

Motion**MOVED: Cr. G Greco****SECONDED: -****That Council:**

- (1) Receives the contents of the "Financial report six months ended 31 December 2017" included as Appendix A to this report and notes the year to date financial results against budget.
- (2) Adopts the recommended capital works budget adjustments as detailed in the "Mid-year Capital Works Projects requiring budget adjustment" included as Appendix 2 to this report, subject to the inclusion of \$150,000 for a feasibility study on the future upgrading and rebuilding of the Reservoir Leisure Centre.
- (3) Receive a report on establishing a Major Capital Works Reserve.

THE MOTION LAPSED FOR WANT OF A SECONDER.

Motion**MOVED: Cr. S Amir****SECONDED: Cr. S Rennie****That Council:**

- (1) Receives the contents of the "Financial report six months ended 31 December 2017" included as Appendix A to this report and notes the year to date financial results against budget;
- (2) Adopts the recommended capital works budget adjustments as detailed in the "Mid-year Capital Works Projects requiring budget adjustment" included as Appendix 2 to this report;
- (3) Endorses the establishment of the Major Capital Works Reserve noting that:
 - a. Except by Council resolution, funds in this reserve are to only be used for the construction of intergenerational infrastructure assets where the cost of the asset is in excess of \$10 million; and
 - b. Funds in this reserve can only be utilised through the resolution of Council.
- (4) Endorses the transfer of the \$1.77 million in identified capital works savings to the Major Capital Works Reserve.

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

Council Resolution**MINUTE NO. 18-091****MOVED: Cr. S Amir****SECONDED: Cr. S Rennie****That Council:**

- (1) Receives the contents of the "Financial report six months ended 31 December 2017" included as Appendix A to this report and notes the year to date financial results against budget.

- (2) Adopts the recommended capital works budget adjustments as detailed in the “Mid-year Capital Works Projects requiring budget adjustment” included as Appendix 2 to this report.
- (3) Endorses the establishment of the Major Capital Works Reserve noting that:
 - a. Except by Council resolution, funds in this reserve are to only be used for the construction of intergenerational infrastructure assets where the cost of the asset is in excess of \$10 million; and
 - b. Funds in this reserve can only be utilised through the resolution of Council.
- (4) Endorses the transfer of the \$1.77 million in identified capital works savings to the Major Capital Works Reserve.

CARRIED

Cr. Greco abstained from the vote.

8.2 PLANNING SCHEME AMENDMENT C161 - FAIRFIELD VILLAGE BUILT FORM AND HERITAGE CONTROLS**Author:** Principal Strategic Planner**Reviewed By:** Acting Director Corporate Services

Report Background

On 18 December 2017, Council adopted the *Fairfield Village Built Form Guidelines, 2017* and *Fairfield Village Heritage Assessment, 2017*, following a 12 month process which included a substantive community engagement program. The adopted documents provide a sound strategic policy basis for the preparation of formal built form and heritage planning scheme controls for Fairfield Village. The new controls will be implemented via Amendment C161 to the Darebin Planning Scheme, which is now presented to Council for consideration.

Previous Council Resolution

At its meeting held on 18 December 2017, Council resolved that:

“Council adopt the Fairfield Village Built Form Guidelines 2017 and the Fairfield Village Heritage Assessment 2017”.

Council Plan Goal/Endorsed Strategy

Goal 3 - A liveable city

Summary

Amendment C161 seeks to implement the recently adopted *Fairfield Village Heritage Assessment, 2017* and *Fairfield Village Built Form Guidelines, 2017* by translating them into a suite of planning scheme controls which will protect places of local heritage significance and set clear requirements for appropriate higher density development in the Centre.

The proposed controls, comprising a new Design and Development Overlay and inclusion of a new precinct and one individual site in the Heritage Overlay, will deliver built form outcomes in Fairfield Village which strike a balance between protection of its valued history and character with the need to accommodate growth over time, at a scale and intensity appropriate for a neighbourhood centre. The Amendment will also correct some minor zoning anomalies in the centre, and make minor relevant updates to the Local Planning Policy Framework.

This report outlines the details of the proposed Amendment C161 and seeks Council's endorsement to proceed with a formal authorisation request to the Department of Environment, Land, Water and Planning (DELWP) to commence the planning scheme amendment process. As part of this process there will be a formal public notification and exhibition period, and the community will have the opportunity to make submissions.

Council Resolution

MINUTE NO. 18-092

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

That Council:

- (1) Request under Section 8A (2) and (3) of the *Planning and Environment Act 1987* that the Minister for Planning authorise Darebin City Council to prepare Amendment C161 to the Darebin Planning Scheme;
- (2) When authorised by the Minister for Planning, exhibit Amendment C161 to the Darebin Planning Scheme for a period of one month and/or in accordance with notice requirements under Section 19 of the *Planning and Environment Act 1987*;
- (3) Authorise the Manager City Futures to make minor alterations and corrections, where necessary, to Amendment C161 material as attached at **Appendices A-G** prior to the lodgement of the authorisation request with the Minister for Planning and/or the exhibition period.

CARRIED

**8.3 DAREBIN CREATIVE AND CULTURAL INFRASTRUCTURE
FRAMEWORK (CCIF) AND IMPLEMENTATION PLAN****Author:** Strategic Planner**Reviewed By:** Acting Director Community Development

Report Background

The Creative and Cultural Infrastructure Framework and Implementation Plan has been developed to provide strategic direction on the delivery of cultural infrastructure and investment in Darebin.

Council Plan Goal/Endorsed Strategy

Goal 3 - A liveable city

- Arts Strategy 2014-2020
- Economic Land Use Strategy – September 2014
- Housing Strategy 2013 (Revised 2015)
- Tourism: A Destination Plan for Darebin Strategy 2016-2021

Summary

The Cultural and Creative infrastructure framework plan provides strategic direction on the delivery of cultural infrastructure and investment within Darebin. It will assist Council in its coordination and decision making on what is essential to effectively deliver new and support existing cultural infrastructure throughout the municipality.

The implementation plan contains the short, medium and long term actions that will deliver on the framework plans strategic directions.

Council Resolution

MINUTE NO. 18-093**MOVED:** Cr. L Messina
SECONDED: Cr. S Newton

That Council adopts the Darebin Creative and Cultural Infrastructure Implementation Plan (**Appendix A**) and the Darebin Creative and Cultural Infrastructure Framework (**Appendix B**).

CARRIED

8.4 NORTHLAND URBAN RENEWAL PRECINCT - COMMUNICATIONS AND ENGAGEMENT PLAN

Author: Strategic Planner

Reviewed By: Acting Director Corporate Services

Report Background

This report is to provide Council with an update on the Engagement Plan to guide preparation of the Structure Plan for the Northland Urban Renewal Precinct.

Previous Council Resolution

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

Council Plan Goal/Endorsed Strategy

Goal 1 - A sustainable city
Goal 3 – A liveable city
Goal 4 – A strong economy
Goal 5 – Involving our diverse community

Goal 3.1 of the Council Plan 2017-2021 includes a commitment to “finalise a vision for a new suburb in the Northland precinct...” The Council Action Plan 2017/2018 commits to:

- developing a structure plan.
- completing an economic and employment study to inform an *Economic and Employment Strategy*.
- consulting on, and preparing, a T.W. Blake Community Park concept plan.
- preparing a *Public Realm and Open Space Strategy* for community consultation.

The preparation of the Structure Plan is also in accordance with the following strategic documents:

- Plan Melbourne 2017-2050
- La Trobe National Employment and Innovation Cluster Draft Framework Plan
- Darebin Housing Strategy 2013

Summary

Setting a vision and general principles for a new urban neighbourhood in the Northland Urban Renewal Precinct (NURP) is a critical outcome that will assist the City of Darebin to plan for at least an additional 17,000 households (at least 40,000 new residents) in the next 20 years. Of this, it is anticipated that NURP could cater for 20,000 new residents.

Part of this best practice approach is ensuring the NURP project has genuine community input and support that will enable Council to influence changes in regard to providing housing and employment towards a sustainable future.

The Council Plan 2017-2021 identifies the need to improve community engagement capabilities to inform Council's decision making. It is apparent that traditional community consultation and engagement methods have a range of limitations which include:

- Some segments of the population dominate the engagement process while others struggle to have their voices heard, or simply do not participate in the engagement opportunities on offer.
- Minimal engagement methods such as; mail out to adjacent properties and/or notice in the local paper, are not always effective in gaining optimal engagement and participation by all people.
- Those participating do not often have the opportunity to hear the view and perspectives of others within the community.
- Those participating may not be aware of the complexity and resulting challenges that the NURP project presents to Council.

In November 2017, the NURP Steering Committee recommended that officers prepare a Communications Plan and Engagement Plan for NURP to ensure that any future strategic work is developed in partnership with the wider community.

The Engagement Plan is attached for Council endorsement at **Appendix A**. The Plan outlines a planned stakeholder engagement program over five phases and a detailed engagement timeline for the next 12-18 months.

The aim of the engagement process is to build awareness of the NURP project with the wider community; gauge the community's support and feedback for various elements of the project and ensure that groups whom Council traditionally finds hard to reach are identified by the Equity, Inclusion and Wellbeing Planning Audit Tool (EIWPAT). Feedback, ideas and solutions identified from the engagement process will be reported to Council in the project findings at the completion of each phase to guide Council decision making.

The engagement process will be guided by the IAP2 public participation spectrum that will clearly identify the level of influence in respect of Council decision making; the target stakeholders and the engagement techniques at each phase of the engagement process. This approach will ensure a human rights-based approach to community engagement is adhered to for the duration of the project.

Engagement techniques will include the establishment of a Community Reference Group; targeted workshops for groups whom Council traditionally finds hard to reach; meeting with advisory committees and introducing a wide range of engagement tools at different phases of engagement to increase the potential outreach and community input.

Council Resolution

MINUTE NO. 18-094

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

That Council endorses the NURP Engagement Plan to guide community engagement and the preparation of the Structure Plan attached at **Appendix A**.

CARRIED

Cr. Susan Rennie temporarily left the meeting at during discussion of the above item at 8.08pm and returned at 8.09pm.

8.5 MID-YEAR COUNCIL PLAN ACTION PLAN PROGRESS REPORT**Author:** Coordinator Council Plan and Performance**Reviewed By:** Director Civic Governance and Compliance

Report Background

This report presents an update on progress against the Council Plan Action Plan 2017/18.

Council Plan Goal/Endorsed Strategy

Goal 6 - A well governed Council

This is relevant to Council Plan Strategy 6.3 'We will communicate our progress on the actions in this Council Plan to residents, community leaders, community organisations, business, industry, and Victorian and Federal governments to ensure we can all act together.'

Summary

Council is required by the *Local Government Act 1989* ('the Act') to prepare a Council Plan containing the strategic objectives of Council, strategies for achieving those objectives, and indicators to monitor the achievement of those objectives. Council made a decision to include an overarching strategic vision in the Council Plan and support that with an annual Action Plan to detail the work to be undertaken to meet that vision.

Council Resolution

MINUTE NO. 18-095**MOVED:** Cr. S Rennie
SECONDED: Cr. T McCarthy

That Council notes the Mid-Year Council Plan Action Plan Progress Report (**Appendix A**).

CARRIED

Cr. Susanne Newton temporarily left the meeting at during discussion of the above item at 8.14pm and returned at 8.15pm.

8.6 CT 2017247 - SIMPSON STREET NORTHCOTE - ROAD REHABILITATION**Author:** Project Manager**Reviewed By:** General Manager Operations and Capital

Report Background

This report seeks Councils approval to award Contract No. CT 2017247 to Presta Construction Group in relation to road rehabilitation works at Simpson Street Northcote.

Council Plan Goal/Endorsed Strategy

Goal 1 - A sustainable city

We will manage local roads, buildings and public spaces to make our city safer, cleaner and more attractive.

Summary

The appointment of a suitable contractor for the Simpson Street Road Rehabilitation works (CT2017247) was sought from the Civil Construction Works Panel – CT2017100. A Request for Quote (RFQ) was asked from ten (10) of the major works contractors on the Civil Construction Works Panel. All contractors which were approached to quote showed an interest in the works and wanted to price.

On 18 December 2018, an RFQ was released for these works. The Works are to include underground drainage, kerb and channel, new nature strip and trees and speed and traffic calming humps.

On 30 January 2018, the RFQ closed with four (4) submissions being received. Presta Construction Group however due to new work commitments, submitted an alternative tender construction time frame, which would push the construction completion date into the 2018/2019 financial year. The Tender Evaluation Panel (TEP) evaluated the tenders and recommended that Presta Construction Group be awarded the contract as they ranked the highest with the lowest price.

The Tender Evaluation details and scoring for the evaluation is provided in Confidential **Appendix A**, attached under separate cover.

Council Resolution

MINUTE NO. 18-096**MOVED: Cr. T McCarthy****SECONDED: Cr. S Rennie****That Council:**

- (1) Adopts Option 1 and awards Contract No. CT 2017247 Simpson Street Northcote – Road Rehabilitation to Presta Construction Group for the total contract amount of \$500,836.05 including GST.
 - (2) Approves to carry forward the amount of \$450,000 (excl. GST) CT 2017247 for the Simpson Street Northcote – Road Rehabilitation project into 2018/2019.
-

- (3) Approves a contingency amount of \$60,100.33 (incl. GST), being approximately 11% of the contract, amount, to be used if required on Contract No.CT2017247.
- (4) Approves the reallocation of \$80,000 from identified savings from across the Capital Works Programs to allow for the additional costs and contingency as outlined in the Financial and Resource Implications Section of this Council Report.
- (5) Authorises the Chief Executive Officer to finalise and execute the contract documentation on behalf of Council (works to be carried out from 11 June 2018 to mid-August 2018).

CARRIED

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

9.1 ILMA GROVE NORTHCOTE ROAD REHABILITATION

Author: Civil Engineer

Reviewed By: General Manager Operations and Capital

Report Background

This report is in response to a petition from local residents regarding the proposed reconstruction of Ilma Grove Northcote tabled at Council 26 February 2018.

Previous Council Resolution

At its meeting on 26 February 2018, Council resolved:

'That the petition:

"We the undersigned oppose the following proposed changes to Ilma Grove Northcote:

- *Increasing parking spaces from 24 to 38 via the introduction of 'Angle Parking' of the North side.*
- *The introduction of pedestrian refuge islands at either end of the street.*
- *The proposed new kerb outstands near Waterloo Road intersection."*

be tabled and referred to the Chief Executive Officer.'

Council Plan Goal/Endorsed Strategy

Goal 1 - A sustainable city

Council Plan Goal 1.2 - We will increase sustainable transport through safer streets for walking and cycling and advocacy for public transport.

Rehabilitation/construction of roads will incorporate new / improved footpaths as required.

Council Plan Goal 3.3 - We will manage local roads, building and public spaces to make our city safer, cleaner and more attractive - maintain satisfaction with local roads above 80%.

Rehabilitation/construction will make the selected roads safer for both motorists and cyclists and will contribute to maintaining the level of customer satisfaction with sealed local roads.

Council Resolution

MINUTE NO. 18-097

MOVED: Cr. T McCarthy

SECONDED: Cr. S Rennie

That Council:

- (1) Reconstruct Ilma Grove in its current layout with no modifications to the kerb alignment or parking.
- (2) Write to residents to advise this decision

CARRIED

10. NOTICES OF MOTION

THE FOLLOWING ITEM WAS HEARD AFTER THE COMPLETION OF URGENT BUSINESS (SEE PAGE 25).

10.1 RELEASE OF THE CONFIDENTIAL PRESTON MARKET HERITAGE STUDY

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:

- Preston Business Advisory Committee – 7 February 2018
- Northcote Aquatic and Recreation Centre Redevelopment Workshop – 13 February 2018
- Council Briefing Session – 14 February 2018
- Darebin Women's Advisory Committee – 15 February 2018
- Council Briefing Session – 19 February 2018
- Arts Ambassadors – 21 February 2018
- Lifelong Learning Strategy Reference Group – 27 February 2018
- Councillor Budget Briefing Session – 28 February 2018
- Council Briefing Session – 5 March 2018
- Darebin Bicycle Advisory Committee – 6 March 2018

Council Resolution

MINUTE NO. 18-098

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

That the record of the Assembly of Councillors held on 7, 13, 14, 15, 19, 21, 27 and 28 February 2018, 5 and 6 March 2018 and attached as **Appendix A** to this report, be noted and incorporated in the minutes of this meeting.

CARRIED

Cr. Susanne Newton requested that the Assembly of Councillors for the Council Briefing Session on 14 February 2018 be updated to show that she was in attendance.

She also requested that the spelling of her name be corrected in the Council Briefing Sessions of 19 February and 5 March 2018 and the Arts Ambassadors Assembly on 5 March 2018.

13. REPORTS BY MAYOR AND COUNCILLORS

Council Resolution

MINUTE NO. 18-099

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

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 regarding Mayor's Event
- Ideas Hack – New Business Models to Meet the Needs of Older Residents
- Budget Briefings
- Northern Business Achievement Awards Breakfast
- Visit to CERES Fair Food Warehouse – Hon. Lily D'Ambrosio
- MAV Environment Committee Meeting
- Meeting with Ged Kearney, ALP Candidate for Batman
- Victorian Multicultural Commission North and West Regional Advisory Council Meeting
- Meeting with Darebin Falcons
- Preston High School Principal Selection Panel – Training
- Exhibition – People, Places, Images of Circumstances and Discovery
- Regular Meetings with Chief Executive Officer
- Regular Meetings with Communications/Media
- Council Briefing Session
- Discussions re Speech for "Say No To Racism"
- Darebin Education Committee
- Victoria Police Honours and Awards Ceremony
- Meet and Greet Meeting with Preston Mosque
- Preston High School Principal Selection Panel – Shortlisting
- Celebrate International Women's Day with Ministers Hon Marlene Kairouz MP and Hon Natalie Hutchins MP
- Preston Market Engagement – Trader Meeting
- Molly Hadfield Social Justice Oration – International Women's Day Event
- Weekly Meetings with Deputy Mayor
- Separation Street Planning Scheme Amendment – Affordable Housing

- Meeting to Discuss Speeches for DECC Event, Sustainability Matters and Women in Business
- Planning Committee
- Preston High School Principal Selection Panel - Interviews
- Welcome address at Freelance Conference
- Opening of Moon Rabbit Café (The Bridge Social Enterprise Café Launch)
- Behaviour Works Australia – Presentation on Dogs in Parks
- Meeting re Crunch Time Guest Chef Project
- Women Only Morning Tea at Islamic Museum of Australia
- Press Briefing
- Council Meeting
- Kingsbury Bowls 40th Birthday Celebration

REPORT OF CR. STEPH AMIR

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

- Meeting with Minus 18
- Meeting with David Toscano and Tour of Northern Community Church
- SSADG Meeting
- Aged Care Ideas Hack
- Budget Briefing - Feb 28
- Visit To Ceres Fair Food Warehouse For Budget Announcement
- Council Briefing
- Darebin Bicycle Advisory Committee
- Budget Briefing - March 7
- Launch of Powerful Placements Program
- Meeting with Resident Regarding Plastics
- Autonomous Demo at La Trobe University
- Planning Committee
- Mav Tiny Houses Conference
- Budget Briefing - March 14
- Launch of Moon Rabbit Cafe
- Women's Morning Tea at Islamic Museum Of Australia

REPORT OF CR. GAETANO GRECO

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

- Budget briefings
- Linh Son Buddhist festival

- Preston Market traders meeting
- Planning meeting
- Interfaith council meeting
- Meeting regarding fees and charges for aged care services

REPORT OF CR. TRENT MCCARTHY

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

- National Climate Leadership Conference
- Council Budget Briefings
- Council Briefing
- Various issues on behalf of residents and traders

REPORT OF CR. LINA MESSINA

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

- Council briefings
- Planning Committee Meeting
- Individual resident complaints and emails.
- Northern Business Achievement Breakfast
- Opening of Photography Exhibition – People Places and Circumstance and Discovery-Mauro Trentin
- Family Violence Prevention Legal Service Gala Event
- Kingsbury Bowls 40th Birthday Celebration
- School Visit Holy Name Primary School
- Bundoora Homestead Opening of Accession and We Exhibition
- Premiers Gala Dinner – Multi Cultural Event
- Radio Interview with Tony Tardio- Rete Italia
- Briefing with Il Globo for Interview

REPORT OF CR. SUSANNE NEWTON

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

- Sexuality, Sex and Gender Diversity Committee
- Ideas Hack: new business models to meet the needs of older residents
- Budget briefing x2
- Northern Business Achievement Awards Breakfast
- Meeting with Vito Albicini, GM
- Meeting with Sue Wilkinson, CEO

- Darebin Aboriginal Advisory Committee
- Planning Committee
- Meeting with Jim Cianter and Carlo re: Ruthven Site
- VLGA Leading the Agenda: Housing Affordability and Homelessness

REPORT OF CR. SUSAN RENNIE

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

- MAV Planning Committee
- MAV Human Services
- MAV tiny house presentation
- Yanada House Day
- Ideas Hack: new business models to meet the needs of older residents
- Budget briefing x2
- Meeting with Sue Wilkinson, CEO
- Darebin Aboriginal Advisory Committee
- Planning Committee
- VLGA Leading the Agenda: Housing Affordability and Homelessness
- Presentation to Westgarth Primary School students
- Opening of Moon Rabbit Café
- Molly Hadfield Social Justice Oration
- VACWS Chinese New Year lunch
- Morning Tea Islamic Museum of Australia

REPORT OF CR. JULIE WILLIAMS

Cr. Williams was an apology for the meeting.

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 8.22pm