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MINUTES OF THE COUNCIL MEETING

Held on Monday 25 February 2019

Released to the public on Thursday 28 February 2019

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 selfdetermination 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 8888 8470.

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 टेलीफ़ोन करें।

Italian

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

Macedonian

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

Somali

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

Vietnamese

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

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MINUTES OF THE ORDINARY MEETING OF THE DAREBIN CITY COUNCIL HELD AT DAREBIN CIVIC CENTRE, 350 HIGH STREET PRESTON ON MONDAY 25 FEBRUARY 2019

THE MEETING OPENED AT 6:01PM

WELCOME

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

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

1. PRESENT

Councillors

- Cr. Susan Rennie (Mayor) (Chairperson)
- Cr. Susanne Newton (Deputy Mayor)
- Cr. Steph Amir
- Cr. Gaetano Greco
- Cr. Tim Laurence
- Cr. Kim Le Cerf
- Cr. Trent McCarthy
- Cr. Julie Williams

Council Officers

Sue Wilkinson - Chief Executive Officer

Vito Albicini - General Manager Operations and Capital

Ingrid Bishop - General Manager Governance and Engagement

Cathy Henderson - General Manager Community

Rachel Ollivier - General Manager City Sustainability and Strategy

Allan Cochrane - Manager Finance

Jess Fraser – Manager Equity & Wellbeing

Sally Moxham - Manager Environment and Sustainable Transport

Melinda Viksne - Manager Governance and Performance

Jen Paterson – Property Manager

Jim Barrett - Coordinator Planning and Reporting

Avi Maharaj - Coordinator Governance, Council Business and Civic Services

Michelle Martin - Council Business Officer

Ram Sekharan - Service Desk Support Officer

2. APOLOGIES

AN APOLOGY WAS LODGED FOR CR. LINA MESSINA.

3. DISCLOSURES OF CONFLICTS OF INTEREST

Nil

4. CONFIRMATION OF THE MINUTES OF COUNCIL MEETINGS

Council Resolution

MINUTE NO. 19-014

MOVED: Cr. T McCarthy SECONDED: Cr. K Le Cerf

That the Minutes of the Ordinary Meeting of Council held on 4 February 2019 be confirmed as a correct record of business transacted.

CARRIED

5. QUESTION AND SUBMISSION TIME

Brian Sanaghan – West Preston (submitted for the 4 February 2019 meeting)

Mayor Rennie stated:

Please note that before I read the question submitted by Mr Sanaghan I want to advise that as per the local law I intend to slightly amend the language used in the questions he has submitted as I consider some elements to be inappropriate.

However, this does not adjust the intent of his questions.

- a) When is Council going to stop the damage of street trees whose growth patterns are incompatible with overhead power and data transmission infrastructure?
- b) When is Council going to begin the planning process to put all overhead infrastructure, power and data underground?

Response from the Chairperson, Mayor Rennie

In relation to Part A of your question, Council is required, under the Electric Line Clearance Regulations 2015 to maintain significant clearance between power lines and trees for safety reasons.

These regulations were introduced after the Black Saturday bushfires to reduce the risk of fires started by power lines.

We rely on arborists advice to inform pruning methods so as to limit damage to trees whilst also ensuring compliance with these regulations.

In addition, I am able to advise we select new trees to suit the street setting they are in. For large trees that have already been planted, we regard pruning as a better outcome than removing and regrowing the tree.

In relation to Part B of your question, Council considers undergrounding power lines when it is doing major reconfiguration of streetscapes or new precincts but the power lines are owned by the electricity distribution companies who have the final say.

While we would love there to be more power lines underground in streets across the city, it is extraordinarily expensive to retrofit a street that has overhead power lines with underground ones.

If Council were to fund this, it would take many years and Council would have to stop funding other activities that the community have consistently told us are most important.

Council meets regularly with the power distribution companies and will continue to advocate for the undergrounding of power lines

• Brian Sanaghan – West Preston

- 1) Did former mayor Kim Le Cerf take a \$9000 trip to Mexico and/or China during her first term as mayor on behalf of the Carbon Neutral Cities Alliance?
- 2) Was Darebin City Council, at that time, a member of the Carbon Neutral Cities Alliance?

Response from the Chairperson, Mayor Rennie

Cr Le Cerf travelled on behalf of Melbourne City Council (in her capacity as a staff member) to the Carbon Neutral Cities Alliance (CNCA) workshop in Mexico in November 2016.

This travel was booked prior to her election to Council and prior to her election as Mayor. There was no cost to Darebin City Council for this travel.

Cr Le Cerf has never been to China. A potential trip to China in June 2017 to attend a low carbon forum was approved by Council although there was also no cost to Council for this travel. Council approval for this trip was sought on the basis that Cr Le Cerf would have been attending in her role as Mayor. For external reasons the travel did not occur.

Darebin City Council is not a member of the Carbon Neutral Cities Alliance (CNCA). This membership is only available to a City Council of a State (such as the City of Melbourne and Sydney City Council).

• Lucinda Young - Thornbury

- What is Darebin City Council's plans on recycling waste management given that SKM May soon not have capacity/ability to accept waste? (SKM Recycling currently accepts recycling waste from Darebin City Council. 5 other councils they accept waste from have recently announced their recycling waste will be going to landfill until another viable option can be pursued SKM has limitations on how much waste it accepts currently)
- 2) Precisely when did the recycling waste begin to be diverted to landfill? (Where residents advised in advance or after the fact?)

Response from the Chairperson, Mayor Rennie

Thank you Lucinda for your questions regarding this difficult situation.

You are correct, Darebin is one of many Victorian councils affected by the Environment Protection Authority (EPA) decision to temporarily close the SKM recycled waste processing facilities at Laverton and Coolaroo.

Councils contract processor - SKM - have been ordered to carry out works to comply with EPA requirements.

SKM have advised that they are working as quickly as possible to rectify the situation but ultimately the EPA is the final arbiter and will determine when SKM can re-open

Council was only notified that the EPA had served notice on SKM late on Thursday 14 February.

Confirmation was subsequently provided late on Friday 15 February.

Due to the short notice, Council has had very limited time to find alternative arrangements.

After exhausting all possible options, unfortunately, Council had to divert the collection of household recycling bins to landfill from Monday 18 February.

Since this issue emerged, staff have been working hard on this issue including daily meetings with the MAV, Metropolitan Waste and Resource Recovery Group, EPA and other affected Councils both to clarify the status of SKM progress to achieving compliance as well as to understand our options.

Information regarding the recycled collection service was put onto Councils website from Tuesday 19 February and this information is being updated regularly as more information becomes available.

We will continue to collect recycling bins as normal for now. I want to urge residents to continue to put recyclables into their recycling bins and place the bins out for collection on their regular fortnightly collection day. It would be particularly helpful if the recycling bins were only put out when full, and that recycling material is squashed, squeezed and flattened to fit more in their bin.

This is a huge issue for all Victorian communities and we strongly believe that the State Government have a role to play to find a long term solution. In the meantime we will actively monitor the current situation and keep the community updated.

Parrish Charles – Thornbury

Council provides services to people living with disabilities, through its standalone services and through the provision of services that it operates with private contractors - government services and functions of government.

Council speaks about these through its Darebin Access and Inclusion Plan 2015 - 2019.

Some of these services include improving accessible transport options and 'provides a diverse range of accessible services and arts, cultural, sport and recreational activities and events'

- 1) How does Council take measures to achieve tangible positive changes in attitudes about disability as well as structural discrimination and raise community awareness about mental illness, discrimination and abuse?
- 2) Thinking about Councils Access Inclusion Plan for a moment and the Proposed Royal Commission. How has Council and its Councillors met their obligations under the Darebin Access and Inclusion Plan?

Response from the Chairperson, Mayor Rennie

Thank you Mr Charles for your question and for your interest in the Darebin Access and Inclusion Plan. To answer both your questions:

Darebin's Access and Inclusion Plan 2015-2019 (DAIP) is a practical, whole of-Council strategy that supports Darebin to be a more accessible and inclusive place, and remove the barriers experienced by people with a disability.

Goal 6 of the Access and Inclusion Plan is for "Freedom from discrimination into the future" and actions include:

- 1. regularly promoting local stories, events and activities to raise awareness of, and promote positive messaging about disability; and
- 2. ensuring the voice of people with a disability from diverse backgrounds are captured through community engagement processes.

Current and recent activities by Council include:

- Two community events celebrating the disability rights movement in December 2018, marking International Day of People with Disabilities and Human Rights Day
- Accessible features available at events, for instance the Darebin Community Kite Festival next month will include a portable Changing Place, Auslan interpreted events, "rest and recharge" zone, and low sensory areas;
- All major performances produced by Darebin include accessible and inclusive programming, such as Auslan interpreting, audio described and relaxed performances;
- Ongoing advice from the Darebin Disability Advisory Committee;
- Workshops for carers to be held in April 2019;
- Construction of Darebin's first Changing Place in Darebin on Kelvin Grove in Preston;
- Advocacy in relation to the level crossing removal project, accessible tram stops and minimum standards for accessibility in housing.
- Healing Practices Exhibition at Bundoora Homestead in March 2019 exploring the relationship between past trauma, mental health and the body, representation and memorialisation;
- Strutt Your Stuff Darebin in March 2019, an inclusive, all -abilities evening of fashion, creativity, and celebration of self-expression and the power of re-using and recycling;
- Autism awareness training for Council staff in April 2019;
- Last year Council was successful in applying for a State Government grant to support Darebin sporting clubs to be more inclusive of people with disability.
- Darebin's Customer Service team have recently been awarded the Communication Access Symbol from Scope because of their accessible communications;
- Other events, advocacy, and information resources throughout the year.

Darebin's Access & Inclusion Plan is implemented through actions in the Council Plan Action Plan, other work plans, and through regular reporting. In 2019 the current Access & Inclusion Plan will be reviewed, in consultation with the community.

• Clyde Daws - Preston

Brian Sanaghan is as we speak being forcibly detained by a private security firm employed by the CEO Sue Wilkinson without having been granted a fair hearing.

How much is it costing me as a ratepayer to have this man's democratic rights abused?

Response from the Chairperson, Mayor Rennie

Thank you for your question Mr Daws, which I note was actually submitted late last week.

As you are no doubt aware, Mr Sanaghan has been banned from attending Council meetings, Special Council meetings and Planning Committee meetings for a period of 12 months. This is because of his continued refusal to conduct himself appropriately in these forums.

This was a difficult decision and was not taken lightly but we have an overriding obligation to ensure that the both the community attending our meetings and Council staff feel safe under workplace safety laws.

At no point has Mr Sanaghan been forcibly detained by security guards or Council officers, nor have his democratic rights been abused.

I reject entirely this part of your statement.

In part because Mr Sanaghan's continued refusal to comply with the ban imposed on him, Council has been forced to engage security contractors to ensure the safety of Councillors, staff and members of the public at meetings.

This costs Council approximately \$334.40 per meeting.

Peter Tourogiannis from Thornbury

Mayor Rennie stated:

Thank you Mr Tourogiannis for your question – I will read out the parts of the question that

1) How does Council support people living with disabilities whom might report matters of abuse at Councils services and facilities, so that they do not become further victims for reporting such abuses?

Response from the Chairperson, Mayor Rennie

People with disabilities can report concerns or allegations of abuse by:

• Contacting the Commonwealth Ombudsman, or the Human Rights and Equal Opportunity Commissioner.

- Calling the National Disability Abuse and Neglect Hotline. This is a free, independent and confidential service for reporting abuse and neglect of people with disability. Anyone can contact the Hotline, including family members, friends, service providers or a person with disability. The Hotline works with callers to find appropriate ways of dealing with reports of abuse and neglect of people with disability. To make a report, contact the Hotline on 1800 880 052 or send an email to: hotline@workfocus.com.
- If the concern is about a Darebin Council service or program then people can address their concern to the relevant General Manager or to the Chief Executive Officer.

Finally, if there are concerns about a community member's immediate safety, then the police should be contacted.

2) Why does Council continue to support the YMCA's operations of its Darebin Council Facilities and recreation services

Response from the Chairperson, Mayor Rennie

In relation to question 2, Darebin Council has contracted both the Northcote Aquatic & Recreation Centre (NARC) and the Darebin Community Sports Stadium (DCSS) to the YMCA to run for the benefit of the community. These contracts are subject to regular reviews and to inform these reviews, Council Officers meet regularly with the YMCA to track the progress of the contracts.

When any issues regarding the YMCA management of either of these facilities are reported to Council they are investigated and as a matter of course the YMCA are asked to respond to the issues raised and to describe the context of the issue and any remediation actions that may need to take place as a result of the investigation. The complainant is then advised of the outcome of any investigations.

Council uses the complaints and comments received from community members to learn and improve on our service delivery. That is, the information collected through complaints is used by Council and shared with the YMCA to understand the community and customer experience in the centre.

Keith Coffey from Reservoir

I made several enquiries about the maintenance of our streets over the last 2 years. Being told that the street sweepers, sweep the streets every six weeks. This is incorrect information as they do not follow this schedule and have only been seen randomly throughout the year. The workers are only able to do so much in a shift. Due to the lack of maintenance in the area I myself have on several occasions filled my own green waste bin with the fallen debris outside my property leaving no room for my own green waste. I did this to prevent anyone from injuring themselves. As I have previously stated the weeds growing along the gutters, nature strips and plantations throughout the area are unsightly and dangerous. This creates the impression that the council does not equally respect each of the wards and is happy for this area to appear untidy.

- When will the Banff Street shops and Latrobe Ward areas be cleaned and maintain for safety as the gum nuts, leaves and fallen branches are creating an unsafe walking space?
- 2) Is the lack of maintenance due to a shortage of council workers in these areas?

Response from the Chairperson, Mayor Rennie

Thank you for your question regarding street / footpath sweeping within the Latrobe Ward.

There are a total of 21 sweeper zones which make up the Latrobe Ward and these zones are swept on a 6 weekly cycle. Over the past two months, changing weather patterns have resulted in unseasonal heavy leaf fall which has impacted the entire municipality.

Additional resources have been engaged to assist with the increased requirement for service. The area in question will be inspected within the week to determine if further sweeping is required outside of the scheduled sweeping program.

Council officers will be in contact with you following the inspection to provide an update on the sweeping program.

Anne Laver from Northcote

Question 1) Darebin Road Traffic Management

I have not heard back from Darebin Council or VicRoads regarding my question submitted at the last meeting on 4 Feb 2019 concerning the traffic management on Darebin Road with the opening of the new Bunnings Store

 Will Darebin Council please email me a copy of the letter they have sent to VicRoads this week please?

Response from the Chairperson, Mayor Rennie

I understand an officer been in contact with you today and sent through a copy of the letter. The officer team have asked that I pass on their apologies for not sending this through sooner.

Question 2) Recycling

I have long campaigned for better recycling by Darebin Council and the State Government and believe I have been given erroneous advice by both concerning the health of our recycling.

With the advent of the closure of SKM it is clear that contract Darebin has with this provider did not include sufficient clauses or performance measures to ensure items were recycled in a timely manner.

Now that it has been made clear that waste will not be recycled and will be sent to landfill the community now feel what is the point of diligently sorting their rubbish and trying to do the right thing.

I absolutely understand the high landfill levy charged by the Department of Environment and sympathise with the fact that the \$551M has not been redirected to councils to assist it creating better waste management programs.

Rubbish removal is one of Darebin Council's core responsibilities and its importance should not be downgraded:

- What are Darebin Council's plans in the short term to address this disaster and when are they going to inform the community
- What is the Council's Long-Term plan?

Response from the Chairperson, Mayor Rennie

Council's contract with our provider, SKM, is sound, but with 20 Councils affected and four recycling centres now temporarily closed, there is no alternate provider who could take our materials. We have considered all our options and many Councils are in the same position.

Council has informed our community via the website and social media (Facebook posts) and directly via emails and phone inquiries. We were informed of the closure on the night it occurred and received no notice from the State Government or our provider. The closure is temporary. We were first told that the sites may get clearance by the end of last week, but that has not been the case. We are regularly monitoring the situation and still seeking temporary alternatives. However we hope that SKM will be back on line soon. We will keep residents informed.

In the long term as the contract expires in June 2020, Council will establish a new contract and will retender at that time.

We will continue to work with partners in local government and the community to ask the Federal and State Governments for lasting solutions.

We're looking for the Federal Government and state governments to work together to stem the tide of packaging and waste through changes in policy such as product stewardship and to ensure there is an obligation to recycle materials when they are purchased.

We're also looking for looking for state and federal Government to change the rules of the market place to avoid the monopoly/duopoly/offshoring that currently takes place. It's also important for State Government to reconsider a container deposit scheme, which has been introduced in NSW recently. This would remove glass and aluminium from the recycling system and place an obligation on manufacturers to re-use materials.

David Schulz from Reservoir

Why will it cost \$200 to prune a tree myself, exactly what service is the council providing that costs \$200, or is this just an outside the rate cap revenue raiser?

Response from the Chairperson, Mayor Rennie

Thank you to your query regarding the proposed cost of the permit to prune/remove a significant tree in private property.

The cost of the permit (\$200) covers only the costs required to administrate the protection of significant trees in private property by the proposed local law.

This local law has been proposed in response to concerns raised by community members, about the removal of significant trees in private property and the impact to the shade and habitat these trees provide.

Leon Zembekis from La Trobe Ward

Can my questions be read out as I may not be present.

Point 1:

Has council's peak body MAV and associated partners not planned since the 2017 SKM fire, China not taking our rubbish and Climate emergency - planned to coordinate a business plan, where Victorian Council's jointly invest in creating plant to coordinate reuse of Darwin's waste without relying on the free market to purchase our waste?

If not are there local and peak body plans to locally deal with our consumerist consumptive waste via local reuse of single use packaging and containers?

Point 2:

Is Darebin Council on track to be Carbon Neutral by 2020 as reported in in 2009 policy aims? If not, why not and by what range is carbon neutrality missed by?

Will Darebin Council encourage local school children to participate in the 15 March Climate School Strike and send a support contingent in Climate Emergency support?

Page 18,

<u>file:///Users/leonzembekis/Downloads/7%20November%202011%20%20Community%20Climate%20Change%20Action%20Plan.pdf</u>

5.2 Darebin Community 2020 Greenhouse Gas Reduction Target 5.2.1 Community Target Darebin Council endorses a zero net greenhouse gas emissions target for the Darebin community by 2020. Achieving zero net emissions involves reducing emissions as much as possible by using energy only when necessary, using it as efficiently as possible and switching to renewables – any residual emissions are then offset by investment in accredited greenhouse absorption activities such as tree-planting or further greenhouse reduction activities outside of Darebin.

Response from the Chairperson, Mayor Rennie

Part 1

Thank you Leon.

Some elements of your questions have already been answered but I would add that over the last 18 months Darebin has been working with partners, including the MAV, on a joint response.

Darebin's contract with our supplier expires in June 2020, Council will establish a new contract and will retender at that time.

Council has long urged the State Government to look for long term solutions and we will continue to do so, both through the MAV and solo.

With only three large scale providers, no market for the recycled material and China's ban on contaminated waste, we are the middle of a market down turn. It is important to remember that the State Government currently has over \$551m sitting in a Landfill Levy which could be used to assist Councils and communities find a long term solution.

Part 2

Council won't send a support contingent of staff to the strike, but some staff and members of the Climate Emergency Darebin Advisory Committee may attend in their own time as interested individuals.

Council is also providing a venue and promoting a public meeting tomorrow on the climate emergency hosted by one of the groups involved in the strike, the Youth Environment Committee.

Parrish Charles from Thornbury

Hi I am Parrish Charles, thank you for answering my question earlier Mayor.

I haven't formed this question properly so it will be a work in progress as it comes out.

Speaking about the response you provided in regards to Brian Sanaghan and I've been here when he's acted in a manner that it is unacceptable in a Council workplace and I can confirm that I would support Councils' ban on him, however I think there are abuses of processes that can be hampered and Mr Tourogiannis asked a question before and he's entitle to asked that question, he can participate in a community through his charter rights and I think they were disrespected by Council.

I understand you have a Code of Conduct and expectations, that you expect a safe workplace and Mr Sanaghan is one of those but you can't abuse the process where there is a person with a disabilities asks for a response from Council and Council forms their own opinion and whether they should ask.....this is a place where the community gathers and we put questions to Council and Council provides responses but I think to be respectful to show respect to Mr Tourogiannis, Council should have responded to his question. I don't want to see abuses of processes and I've seen so many abuses of legislature in trying to get questions answered by Council and I've seen that they try to use their borders to escape answering questions.

We brought up questions in regards to the YMCA and the array of 70 people with disabilities and some of them have extremely bad outcomes.

I asked a question in regards to the Equal Opportunity Charter. So I think Council has obligations under the Charter and the Equal Opportunity Act.

When you responded and said well what Council did to the disability plan but you didn't show what your understanding is and how you complied to the EO Act and the Charter and disabilities rights within Victoria.

Response from the Chairperson, Mayor Rennie

Mr Charles, as the Mayor I do need to be confident that things that I say and thing that I read out are compliant with the Code of Conduct and particularly that no statements are defamatory or potentially untrue or open to dispute where they may be defamatory and for that reason I wasn't able to read the question.

I do believe that in terms of the intent of the question asked by Mr Tourogiannis that I conveyed that but we are happy of course to get you further responses offline out of this meeting and I can get someone to follow up. Thank you.

EXTENSION OF TIME - 6.36PM

Council Resolution

MINUTE NO. 19-015

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

That the Public Question Time be extended from 6.36pm for a further 15 minutes.

CARRIED

Roslyn de Winter from Northcote

Oldi's Gardens Westgarth Street:

How sad to see our local heritage garden in such a neglected state.

December $3^{\rm rd}$ last year, Anne Laver of Darebin Rate – Payers Society, asked about Oldi's and was assured that mulching and watering would happen within a fortnight. That has not happened.

What does "maintenance" mean? Isn't there any budget at all to maintain the large trees, the lawn areas with regular, generous mulching and with reseeding?

We can imagine if flourishing; the ivy and the ash trees rooted out – water catchments even, some passive irrigation, some water sensitive urban design in place.

Council states 'A Heritage Overlay has been applied to the site to ensure the heritage qualities are retained'. What could be more heritage in a agarden than the trees – currently not mulched, not watered, not helped in any way.

We do not understand why the duty of care has not applied.

Response from the Chairperson, Mayor Rennie

Thank you very much for your question Mrs Winter. As it was not submitted I will take it on notice and get information back to you about the plans and the garden.

• Peter Tourogiannis from Thornbury

Thank you for allowing me this chance to speak. You were talking about defamation before and I want to ask Council how have you come to that conclusion from the question I asked and you amended. At no time was there intent with defamation and if we are going on about defamation I don't understand why Council would put their name to a deed with no evidence which is against my name.

Response from the Chairperson, Mayor Rennie

Perhaps defamatory would be a better word, instead of defamation. I will just point you to the section in our Local Law that states the reasons why a question may be disallowed. I deem that there were elements of the question that didn't meet with that and I am happy to provide you with more details if you would like to know which bits of the question I felt were not appropriate.

Responses to Public Questions taken on notice at the Council meeting on 4 February 2019.

At the Council meeting held on 4 February 2019, the following questions were taken on notice by the Chairperson, Mayor Rennie:

Rose Nechwatal

Good evening my name is Rose Nechwatal. I am a resident in Thornbury and I have some concerns about demolition and asbestos exposure in our community.

I have some fairly good knowledge about asbestos and I have delivered asbestos removal and awareness training for 7 years and it appears to me in our community our buildings have been knocked down without prior asbestos removal. So that's my concern. Exposure to the public as well as to the workers who will be on site after the demolition because there will be asbestos dust present.

I have received a copy and looked for a copy of the demolition permit or application on your website and I was sent one by one of your staff and there's nothing on it that pertains to asbestos and that concerns me greatly. It also concerns me that when I was questioned about what age the building was and I mentioned that it was about a 1980 building I was told that there's probably no asbestos in there which is quite incorrect.

So I'm concerned we don't have enough asbestos awareness in our community for our workers, our tradespeople and our residents. There are a lot of road builders and demolition operators out there which is very concerning.

I just wondered what we can do about that.

A written response dated 21 February 2019 was provided to Rose Nechwatal by Rachel Ollivier, General Manager City Sustainability and Strategy.

Thank you for your question submitted at the 4 February 2019 Council meeting regarding asbestos removal. I understand that our Acting Coordinator Health Protection has been in touch with you to discuss your concerns.

As advised, Council's only regulatory role in the removal of asbestos is where it is being conducted by a resident removing a maximum of up to 1 0m2 of asbestos containing material. All removals which exceed 1 0m2 must be undertaken by a licensed asbestos removalist who are governed by Worksafe Victoria to ensure compliance with the Occupational Health and Safety Regulations 2017.

Council supports the community on this issue by working with Worksafe Victoria to ensure all - concerns about alleged incorrect removal of asbestos are referred quickly so that they can be acted on. With Council not having authority to regulate licensed asbestos removalists, conditions are therefore not contained within a demolition permit as they have no enforceability. Further information on the role of Worksafe Victoria in the regulation of asbestos can be found on their website.

In regards to material of less than 1 0m2, in 2015 Council moved to strengthen controls by incorporating asbestos removal into Clause 15 of the Darebin City Council General Local Law. This was in response to community consultation to ensure residents are further protected from any potential public health risks if removed incorrectly. Council also acts quickly to safely remove asbestos as it is occasionally dumped in public places.

Ana Montes-Valencia - Preston

Question One:

Good evening. My name is Ana and I live on Gertrude Street in Preston near Bell station. As you are aware, this wedge between High St and Plenty Road is known as the Junction.

I have lived here for the last six years with my husband and now our 2 girls, both of whom are under three.

My two questions concern the Junction Urban Master Plan.

We were happy when we received notification from Council in that the JUMP plan would be adopted from 2017, and became part of the community consultation group meeting with Darebin's urban planners supporting the median strips installed with safer respite areas for pedestrians crossing High Street, along with many trees and garden beds.

Since then however, we have not been aware of further progress being made and would like to know whether Council is still on target with the JUMP plan and whether it has been updated to take into consideration the considerable numbers of extra residents who are due to move into the area since many of the developers have taken plans to VCAT and been granted extra apartments

Question Two:

My second question leads on from this. We have seen that Page 26 of Darebin's Draft Open Space Strategy lists our section of the Junction as having "no park within 500 metres" while also anticipating "the largest increase in higher density housing (apartments) of all the precincts, with over 2000 additional dwellings by 2028." (P82-83) We have also noted that each developer is required to make available a sum of money to Council to be used to improve access to green space. Moreland City Council has recently committed to buying several old warehouses which they intend to turn into green space. Could Darebin make a similar commitment to create more parkland and community space in the Junction and help improve amenities for the influx of residents?

A written response dated 22 February 2019 was provided to Ana Montes-Valencia by Rachel Ollivier, General Manager City Sustainability and Strategy.

Thank you for your question at the Council Meeting of 4 February regarding the tree plantings and landscaping works along High Street in the vicinity of the Junction. We received several questions about the same area at the meeting and have provided the information below to all of these.

I can advise that the trees will be replaced during the next planting season (April- June) and the tree stock will be 2-3m tall. We are looking at the possibility of installing tree guards around the new and existing trees where necessary to reduce the risk of the trees being damaged by vehicles.

With regard to the garden beds the site will still be maintained by contractors and the visits will be fortnightly. Future works will include the removal of dead plants, rubbish removal and either works as required. Replanting of the beds will take place in April/May.

The Junction Urban Master Plan (JUMP), sets out Council's vision for the area over time, and all future works will be in line with this. The State Government has also recently announced the Bell Station redevelopment and we are advocating for upgrades to Tram Route 86.

Jemena who manage the street lighting has supported the removal of the light pole which will result in a better design outcome for the new Oakover public space, and works are now scheduled for March 2019. We also anticipate that construction of the new public space will commence in April/May, and the local community will be notified when works are scheduled to occur.

We are also aware that the State Government's commitment to elevated rail in the area will provide more access for pedestrians to open space on the other side of the rail line.

Please do not hesitate to contact Jennifer Loulie at jennifer.loulie@darebin.vic.gov.au if you have any further questions.

• Anna Cosgrave - Preston

Question One:

I am Anna Cosgrave and my husband and I live in Esther Street in the Junction.

My questions concern specifically the trees that have been planted along the median strips in High Street and the associated garden beds which have been planted along High Street where it intersects with the numerous side roads in the Junction.

Since planting took place, five tress have been lost to vandalism: one in Adeline Street, one on the corner of Oakover and High Streets and recently three in the median strips. On each occasion where the trees have been on the side streets, local residents have got together to try and pull trees upright and support them to give Council a chance to get them sorted out. Apart from the recent three, the time response from Council has been disappointing and slow which has meant that the trees have subsequently died. These trees have now been cut off at ground level by Council. My first question is when will these trees now be replaced with suitable mature trees and what steps will Council take to protect these and the existing trees from being deliberately driven into and attacked by vandals?

Question Two:

Secondly, the garden beds are not being adequately maintained. Many of the plants have been stolen and not replaced. The beds have become receptacles for rubbish and are now inundated with weeds. There seems to be confusion as to who is responsible for looking after these beds and local residents have been variously told it is Council or it is the contractors who installed them.

On several occasions we have noticed work parties raking over the beds, picking up some of the rubbish but failing to remove the weeds, and all in a very haphazard fashion while talking on mobile phones for much of the time. Could Council please make it clear who is responsible for the replacement of plants and the general maintenance of the garden beds so that they add to rather than detract from the amenity of the area.

A written response dated 22 February 2019 was provided to Anna Cosgrave by Rachel Ollivier, General Manager City Sustainability and Strategy.

Thank you for your question at the Council Meeting of 4 February regarding the tree plantings and landscaping works along High Street in the vicinity of the Junction. We received several questions about the same area at the meeting and have provided the information below to all of these.

I can advise that the trees will be replaced during the next planting season (April- June) and the tree stock will be 2-3m tall. We are looking at the possibility of installing tree guards around the new and existing trees where necessary to reduce the risk of the trees being damaged by vehicles.

With regard to the garden beds the site will still be maintained by contractors and the visits will be fortnightly. Future works will include the removal of dead plants, rubbish removal and other works as required. Replanting of the beds will take place in April/May.

The Junction Urban Master Plan (JUMP), sets out Council's vision for the area over time, and all future works will be in line with this. The State Government has also recently announced the Bell Station redevelopment and we are advocating for upgrades to Tram Route 86.

Jemena who manage the street lighting has supported the removal of the light pole which will result in a better design outcome for the new Oakover public space, and works are now scheduled for March 2019. We also anticipate that construction of the new public space will commence in April/May, and the local community will be notified when works are scheduled to occur.

We are also aware that the State Government's commitment to elevated rail in the area will provide more access for pedestrians to open space on the other side of the rail line.

Please do not hesitate to contact Jennifer Loulie at jennifer.loulie@darebin.vic.gov.au if you have any further questions.

Nicola Passaportis - Preston

My name is Nicky and I live in Gertrude Street, also in the Junction – my question concerns the closed off slip road on the Southern corner of the intersection of High Street and Oakover Road.

My husband and I moved to the Junction in 2015 and soon thereafter saw the installation of the pop-up park on the corner of High Street and Oakover Road. We so appreciated the efforts of Council in this regard that we volunteered to water the trees there twice a week over the holiday period and while doing so, received a lot of positive feedback from passersby, many of whom stopped for a chat.

With this in mind we approached Council to see whether the slip road could remain closed while further community consultation took place.

This was agreed and we attended several consultation sessions and finally canvassed the businesses along High Street to see what support there would be for a permanent small respite park in that location. We then presented a petition to Council that the area should be made into a permanent respite park and safe pedestrian crossing point.

Council voted in support of this and the plans were letter box dropped to the community in 2017. Since then we have seen no progress whatsoever and the corner has become an eyesore displeasing to the many pedestrians who would welcome a shady, safe respite along that very open section of High Street with clear markings around right of way, and also to the motorists who use that intersection.

My question is could Council please give us a time line of when the work will be started and the expected date of completion.

A written response dated 22 February 2019 was provided to Nicola Passaportis by Rachel Ollivier, General Manager City Sustainability and Strategy.

Thank you for your question at the Council Meeting of 4 February regarding the tree plantings and landscaping works along High Street in the vicinity of the Junction. We received several questions about the same area at the meeting and have provided the information below to all of these.

I can advise that the trees will be replaced during the next planting season (April- June) and the tree stock will be 2-3m tall. We are looking at the possibility of installing tree guards around the new and existing trees where necessary to reduce the risk of the trees being damaged by vehicles.

With regard to the garden beds the site will still be maintained by contractors and the visits will be fortnightly. Future works will include the removal of dead plants, rubbish removal and other works as required. Replanting of the beds will take place in April/May.

The Junction Urban Master Plan (JUMP), sets out Council's vision for the area over time, and all future works will be in line with this. The State Government has also recently announced the Bell Station redevelopment and we are advocating for upgrades to Tram Route 86.

Jemena who manage the street lighting has supported the removal of the light pole which will result in a better design outcome for the new Oakover public space, and works are now scheduled for March 2019. We also anticipate that construction of the new public space will commence in April/May, and the local community will be notified when works are scheduled to occur.

We are also aware that the State Government's commitment to elevated rail in the area will provide more access for pedestrians to open space on the other side of the rail line.

Please do not hesitate to contact Jennifer Loulie at jennifer.loulie@darebin.vic.gov.au if you have any further questions.

Geoffrey Richards - Preston

I refer to recent publicity regarding the "WAR ON WASTE" on TV and rejection of some of our 're-cycled' waste by overseas recipient(s).

It appears much of our carefully re-cycled materials may still not meet requirements.

Can Council provide more detailed information on what constitutes acceptable re-cycling materials?

Is Council looking at adding food scraps/waste to its re-cycling collections?

A written response dated 18 February 2019 was provided to Geoffrey Richards by Rachel Ollivier, General Manager City Sustainability and Strategy.

I'm writing to follow up the Mayor's response at the meeting and to provide you with a copy of our current guidance in regards to what can be recycled (attached).

We've noted your question about tissue boxes and will use this to help improve our education information in future.

Please do not hesitate to contact our Recycling and Waste Team if you have any further questions.

Melinda Viksne, Manager Governance and Performance left the meeting during discussions at 6:07pm and returned at 6.11pm.

Melinda Viksne, Manager Governance and Performance left the meeting during discussions at 6:14pm and returned at 6:29pm.

Ram Sekharan, Service Desk Support Officer left the meeting at 6:20pm and returned at 6:33pm.

6. PETITIONS

6.1 RESIDENTIAL PARKING PERMIT SCHEME PETITION, BEAUCHAMPSTREET

Council Resolution

MINUTE NO. 19-016

MOVED: Cr. G Greco SECONDED: Cr. K Le Cerf

That the petition:

"We, the undersigned residents of Beauchamp Street, hereby petition Darebin Council to introduce time parking restrictions in our street. The time and extent of our preferred parking restrictions are 8AM-7PM Mon-Sun."

be tabled and referred to the Chief Executive Officer.

CARRIED

6.2 RESIDENTIAL PARKING PERMIT SCHEME PETITION, MACLAGAN CRESCENT

Council Resolution

MINUTE NO. 19-017

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

That the petition:

"We, the undersigned residents of Maclagan Crescent, hereby petition Darebin Council to introduce timed parking restrictions in our street. The time and extent of our preferred parking restrictions are 4P, 8AM-5PM Mon-Fri."

be tabled and referred to the Chief Executive Officer.

CARRIED

6.3 RESIDENTIAL PARKING - RUCKERS HILL AGED CARE FACILITY

Council Resolution

MINUTE NO. 19-018

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

That the petition:

"We, the undersigned residents, visitors and staff of the Ruckers Hill Aged Care Facility at 14-24 Pearl Street, Northcote petition the City of Darebin to introduce a residential parking permit scheme into our street for the duration of construction at 26-30 Pearl Street which will result in residents, visitors and staff not being able to find parking near the Aged Care Facility. We propose for the parking restrictions to be for 1 hour Monday-Friday 8am to 4pm."

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

CARRIED

7. URGENT BUSINESS

Nil

8. CONSIDERATION OF REPORTS

8.1 INTENTION TO DECLARE A SPECIAL CHARGE - DAREBIN

SOLAR SAVER

Author: Climate Action Officer

Reviewed By: General Manager City Sustainability and Strategy

PURPOSE

To seek Council's declaration of intent to declare a Special Charge for the next Solar Saver round.

EXECUTIVE SUMMARY

The Solar Saver program is a key action of Council's Climate Emergency Plan. The proposed Special Charge scheme includes 237 properties and would add 1365.43kW of solar to Darebin. The program was open to all residents and low income residents, renters, pensioners and social housing residents have been prioritised.

The proposed Special Charge scheme totals over \$1,618,520.51 (\$2,479,363.49 including GST and pre STC claim) and these funds will be paid back to Council through the Special Charge scheme over 10 years. No interest is charged. These payments are more than offset by participants' savings on their energy bills, and therefore the program provides financial and environmental benefits.

Council Resolution

MINUTE NO. 19-020

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

That:

- (1) Council gives notice of its intention to declare a Special Charge in accordance with section 163 of the *Local Government Act 1989* (Act) as follows:
 - A Special Charge is declared for the period commencing on the day on which Council issues a notice levying payment of the special rate and concluding on the tenth anniversary of that day.
 - b) The Special Charge be declared for the purpose of defraying any expense incurred by Council in relation to the provision of solar energy systems on residential properties participating in the Solar Saver scheme, which project:
 - Council considers is or will be a special benefit to those persons required to pay the Special Charge (and who are described in succeeding parts of this resolution); and
 - ii. Arises out of Council's functions of advocating and promoting proposals which are in the best interests of the community and ensuring the peace, order and good government of Council's municipal district.

- c) The total:
 - i. Cost of performing the function described in paragraph 1(b) of this resolution be recorded as \$1,618,520.51; and
 - ii. Amount for the Special Charge to be levied be recorded as \$1,618,520.51, or such other amount as is lawfully levied as a consequence of this resolution
- d) If Council receives a rebate from the Victorian Government Solar Homes Program for any of the properties listed in **Appendix B**, the value of the Solar Homes rebate will be credited to the property owner's outstanding amount on their rates notice for Solar Saver.
- e) The Special Charge be declared in relation to all rateable land described in the table included as Appendix B to this report, in the amount specified in the table as applying to each piece of rateable land.
- f) The following be specified as the criteria which form the basis of the Special Charge so declared:
 - i. Ownership of any land described in paragraph 1(d) of this resolution.
- g) The following be specified as the manner in which the Special Charge so declared will be assessed and levied:
 - i. A Special Charge calculated by reference to the size of the solar energy system being installed and the particular costs of installation at each property participating in the Solar Saver scheme, in respect of which a Householder Agreement has been executed, totalling \$1,618,520.51, being the total cost of the scheme to Council:
 - ii. To be levied each year for a period of 10 years.
- h) Having regard to the preceding paragraphs of this resolution and subject to section 166(1) of the Act, it be recorded that the owners of the land described in paragraph 1(d) of this resolution will, subject to a further resolution of Council, pay the Special Charge in the amount set out in paragraph 1(f) of this resolution in the following manner:
 - i. Payment annually by a lump sum on or before one month following the issue by Council of a notice levying payment under section 163(4) of the Act: or
 - ii. Payment annually by four instalments to be paid by the dates which are fixed by Council in a notice levying payment under section 163(4) of the Act.
- (2) Council considers that there will be a special benefit to the persons required to pay the Special Charge because there will be a benefit to those persons that is over and above, or greater than, the benefit that is available to persons who are not subject to the proposed Special Charge, as a result of the expenditure proposed by the Special Charge, in that the properties will have the benefit of a solar energy system being installed.
- (3) Council, for the purposes of having determined the total amount of the Special Charge to be levied:
 - Considers and formally records that only those rateable properties included in the Solar Saver scheme as proposed will derive a special benefit from the imposition of the Special Charge, and there are no community benefits to be paid by Council; and

- b. Formally determines for the purposes of section 163(2) (a), (2A) and (2B) of the Act that the estimated proportion of the total benefits of the Special Charge to which the performance of the function or the exercise of the power relates (including all special benefits and community benefits) that will accrue as special benefits to the persons who are liable to pay the Special Charge is 100%.
- (4) Public notice be given the *Northcote Leader* and *Preston Leader* newspapers of Council's intention to declare, at its ordinary meeting to be held on 29 April 2019, the Special Charge in the form set out above.
- (5) Separate letters, enclosing a copy of this resolution, **Appendix B** to this report, and the public notice referred to in Paragraph 4 of this resolution, are to be sent to the owners of the properties included in the scheme, advising of Council's intention to levy the Special Charge, the amount for which the property owner will be liable, the basis of calculation of the Special Charge, and notification that submissions and/or objections in relation to the proposal will be considered by Council in accordance with sections 163A, 163B and 223 of the Act.
- (6) The Council's Hearing of Submissions Committee be convened, at a date and time to be fixed, to hear persons who, in their written submissions made under section 223 of the Act, advise that they wish to appear in person, or to be represented by a person specified in the submission, at a meeting in support of their submission.
- (7) Council's Manager Environment and Sustainable Transport be authorised to carry out any and all other administrative procedures necessary to enable Council to carry out its functions under sections 163A, 163(1A), (1B) and (1C), 163B and 223 of the Act.

CARRIED

8.2 GRANTS REVIEW AND PROPOSED GRANTS MODEL

Author: Manager Equity and Wellbeing

Reviewed By: General Manager Community

PURPOSE

This paper seeks Council's endorsement of the proposed grants model for 2019/2020 and beyond.

EXECUTIVE SUMMARY

Council has undertaken a review of the grants and funding agreements provided by Council to community groups and organisations. The review seeks to ensure that our grants and funding reflect Council's strategic objectives and the needs of our diverse community and are accessible and easy for community to navigate, while being distributed through a transparent and fair process.

An issues paper outlining recommendations and a proposed model was prepared outlining a number of recommended changes to the structure, processes, types of grants available and resource allocation. This paper and draft grants model was informed by a detailed review of the program, benchmarking of other Council grants programs and community consultation.

This paper (**Appendix A**) was presented as part of stage two of the community consultation process in December 2018. The feedback received during the period has informed a number of changes and shaped the development of the final model grants proposed for endorsement (**Appendix B**).

The review recommends increasing the total grants pool by \$102,861 which will create a total annual grants pool of \$516,300 (excluding quick response grants) and a three year partnership grants pool of \$354,000. If adopted, this would see a total cash pool of \$870,300 (excluding the \$15,000 for quick response grants). This model would also include a \$100,000 venue hire support funding pool.

Compared to the budget for grants and funding agreements in the 2018/19 financial year, the final proposed model requires an additional \$110,361 p.a. to fully implement. This would include the additional \$102,861 in grant and partnership funding and \$7,500 per annum to extend Council's existing Smarty Grants software licence.

It is proposed that the small and medium grants and venue hire support would open in early March 2019 with the three year partnership grants to commence in April 2019. Other grant programs would commence from July 2019.

Recommendation

That Council:

- (1) Notes the Grants Review Issues Paper.
- (2) Adopts the proposed annual grants model, effective from 2019/2020, which will include:
 - a) Small grants providing up to \$3,000 with a total pool of \$100,000
 - b) Medium grants providing up to \$15,000 with a total pool of \$225,000
 - c) Venue hire support of up to \$8000 per applicant per year with a total pool of \$100,000
 - d) Quick response grants, providing up to \$1000 in cash and /or venue hire support outside of the regular grants round, with a cash pool of \$15,000 and a venue hire pool to be determined following the closure of the main venue hire support program
 - e) Social Enterprise Grants with a total pool of \$40,000
 - f) Celebrating Darebin Grants with a total pool of \$50,000
 - g) Youth Projects Grants up to \$5,000 with a total pool of \$25,000
 - h) Leisure Minor Works Grants of up to \$10,000 with co- contribution required, with a total pool of \$66,300
 - i) End of year events grants of up to \$2500 for emergency relief organisations with a total pool of \$10,000
- (3) Honour the funding agreements currently in place for 2018/2019 with Your Community Health, Darebin Ethic Communities Council, Darebin Community Legal Centre, Darebin Information and Volunteer Resource Service, Preston Symphony Orchestra, Darebin City Brass Band, Reservoir Neighbourhood House, Brotherhood of St Laurence, but not renew these agreements beyond the 2018/19 term
- (4) Establish a Three Year Partnership Grants program with a total pool of \$354,000, spread across the categories of environment and sustainability, equity, inclusion and wellbeing, key cultural organisations and youth partnerships, to open every three years commencing in 2019
- (5) Authorise the Chief Executive to append \$6000 for the 'East Reservoir End of Year event' via a variation of agreement to the Operational and Program Delivery Funding Agreement with Reservoir Neighbourhood House for the term of 1 July 2018 to 30 June 2023, with the option to extend to 30 June 2026
- (6) Establish new Community Grants Guidelines that encompass the new grants model for endorsement by the Executive Management team
- (7) Approves the proposed net \$117,500 increase in community grants program operating expenditure to fund the above changes
- (8) Undertakes a review of the MOU in place with Darebin Ethnic Communities Council in order to develop a new MOU that reflects the 2017-2021 Council Plan and proposed grants model.

Council Resolution

MINUTE NO. 19-021

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

That Council:

- (1) Notes the Grants Review Issues Paper.
- (2) Adopts the proposed annual grants model, effective from 2019/2020, which will include:
 - a) Small grants providing up to \$3,000, with a total pool of \$150,000
 - b) Medium grants providing up to \$15,000, with a total pool of \$175,000
 - c) Venue hire support of up to \$8000 per applicant per year with a total pool of \$100.000
 - d) Quick response grants, providing up to \$1000 in cash and /or venue hire support outside of the regular grants round, with a cash pool of \$15,000 and a venue hire pool to be determined following the closure of the main venue hire support program
 - e) Social Enterprise Grants with a total pool of \$40,000
 - f) Celebrating Darebin Grants with a total pool of \$50,000
 - g) Youth Projects Grants up to \$5,000 with a total pool of \$25,000
 - h) Leisure Minor Works Grants of up to \$10,000 with co- contribution required, with a total pool of \$66,300
 - i) End of year events grants of up to \$2500 for emergency relief organisations with a total pool of \$10,000
- (3) Honour the funding agreements currently in place for 2018/2019 with Your Community Health, Darebin Ethic Communities Council, Darebin Community Legal Centre, Darebin Information and Volunteer Resource Service, Preston Symphony Orchestra, Darebin City Brass Band, Reservoir Neighbourhood House, Brotherhood of St Laurence, but not renew these agreements beyond the 2018/19 term
- (4) Establish a Three Year Partnership Grants program with a total pool of \$354,000, spread across the categories of environment and sustainability, equity, inclusion and wellbeing, key cultural organisations and youth partnerships, to open every three years commencing in 2019
- (5) Authorise the Chief Executive to append \$6000 for the 'East Reservoir End of Year event' via a variation of agreement to the Operational and Program Delivery Funding Agreement with Reservoir Neighbourhood House for the term of 1 July 2018 to 30 June 2023, with the option to extend to 30 June 2026
- (6) Establish new Community Grants Guidelines that encompass the new grants model for endorsement by the Executive Management team
- (7) Approves the proposed net \$110,361 increase in community grants program operating expenditure to fund the above changes
- (8) Undertakes a review of the MOU in place with Darebin Ethnic Communities Council in order to develop a new MOU that reflects the 2017-2021 Council Plan and proposed grants model.

CARRIED

8.3 HOMELESSNESS IN DAREBIN

Author: Acting Coordinator Community Wellbeing

Reviewed By: Manager Equity and Wellbeing

PURPOSE

This report responds to the Council resolution on 6 September 2018 regarding homelessness in Darebin. The report provides a snapshot of homelessness in Darebin, outlines the existing services and programs available and presents for consideration a number of opportunities to strengthen Council's role in services and facilities that support the health and wellbeing of people experiencing homelessness.

EXECUTIVE SUMMARY

This report details the nature of homelessness in Darebin and opportunities where Council can improve the wellbeing of those experiencing homelessness.

While Councils by themselves cannot prevent homelessness, local governments can play an important role in advocacy and coordination, working with direct service providers who are in the main funded by other levels of government and by the not-for-profit sector.

There are opportunities for Council to work in partnership with local homelessness and emergency relief agencies to improve wellbeing outcomes for people experiencing homelessness.

In particular this is through research, advocacy, the coordination of information and partnering with local organisations to extend the reach of Council's health and wellbeing programs.

Council can also continue to support efforts to reduce and prevent homelessness through its commitment to social and affordable housing and preventing violence against women.

Recommendation

That Council:

- (1) Notes the analysis of homelessness in Darebin and existing services that support the wellbeing of people experiencing homelessness.
- (2) Further scopes the potential of participating in a StreetCount to collect information about people sleeping rough within parks, on streets and in other locations.
- (3) Prepares a submission into the review of sunset clauses within the Victorian Public Health Act 2008.
- (4) Prepares a submission to the Royal Commission into Mental Health.
- (5) Develops a local homelessness service system information resource.
- (6) Incorporates future actions to address homelessness into Darebin's Health and Wellbeing Annual Action Plan, commencing 2019/2020.

Motion

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

That Council:

- (1) Notes the analysis of homelessness in Darebin and existing services that support the wellbeing of people experiencing homelessness.
- (2) Further scopes the potential of participating in a StreetCount to collect information about people sleeping rough within parks, on streets and in other locations.
- (3) Prepares a submission into the review of sunset clauses within the Victorian Public Health Act 2008.
- (4) Prepares a submission to the Royal Commission into Mental Health.
- (5) Develops a local homelessness service system information resource.
- (6) Incorporates future actions to address homelessness into Darebin's Health and Wellbeing Annual Action Plan, commencing 2019/2020.
- (7) An urgent report to come back to Council outlining a homelessness action plan using our existing structure and services to give temporary accommodation, showers and material relief.
- Cr. Laurence proposed to the mover and seconder an additional point (8) be added:
- (8) Reviews its processes in regard to rooming house compliance actions and the impact on homelessness in our city.

This was accepted by the mover and seconder.

THE AMENDED MOTION THEN READ AS FOLLOWS:

Amended Motion

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

That Council:

- (1) Notes the analysis of homelessness in Darebin and existing services that support the wellbeing of people experiencing homelessness.
- (2) Further scopes the potential of participating in a StreetCount to collect information about people sleeping rough within parks, on streets and in other locations.
- (3) Prepares a submission into the review of sunset clauses within the Victorian Public Health Act 2008.
- (4) Prepares a submission to the Royal Commission into Mental Health.
- (5) Develops a local homelessness service system information resource.
- (6) Incorporates future actions to address homelessness into Darebin's Health and Wellbeing Annual Action Plan, commencing 2019/2020.
- (7) An urgent report to come back to Council outlining a homelessness action plan using our existing structure and services to give temporary accommodation, showers and material relief.

(8) Reviews its processes in regard to rooming house compliance actions and the impact on homelessness in our city.

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

Council Resolution

MINUTE NO. 19-022

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

That Council:

- (1) Notes the analysis of homelessness in Darebin and existing services that support the wellbeing of people experiencing homelessness.
- (2) Further scopes the potential of participating in a StreetCount to collect information about people sleeping rough within parks, on streets and in other locations.
- (3) Prepares a submission into the review of sunset clauses within the Victorian Public Health Act 2008.
- (4) Prepares a submission to the Royal Commission into Mental Health.
- (5) Develops a local homelessness service system information resource.
- (6) Incorporates future actions to address homelessness into Darebin's Health and Wellbeing Annual Action Plan, commencing 2019/2020.
- (7) An urgent report to come back to Council outlining a homelessness action plan using our existing structure and services to give temporary accommodation, showers and material relief.
- (8) Reviews its processes in regard to rooming house compliance actions and the impact on homelessness in our city.

CARRIED

Allan Cochrane, Manager Finance temporarily left the meeting at 7.23pm and returned at 7.25pm.

8.4 2018–19 QUARTER 2 REPORT INCLUDING FINANCIALS

AND COUNCIL PLAN ACTION PLAN ITEMS

Author: Coordinator Planning and Reporting

Reviewed By: General Manager Governance and Engagement

PURPOSE

To report progress for the second quarter of the 2018-19 financial year (October–December 2018) for Council Plan Action Plan implementation and to endorse the second quarter financial statements, including the outcomes of the mid-year review.

EXECUTIVE 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.

Included in this second quarter report are the outcomes of a mid-year financial review, which assessed the financial performance of Council year-to-date to 31 December 2018.

The attached report provides a comprehensive summary of Council's activities, including progress towards achieving agreed Council Plan actions, financial performance and the delivery of the capital works program to 31 December 2018. The provision of an integrated report detailing outputs is a recent initiative and reflects Councils commitment to improved transparency.

Recommendation

That Council:

- (1) Notes the 2018–19 Quarter 2 Report.
- (2) Notes the year-to-date financial results against budget and endorses the Financial Report 6 months ended 31 December 2018 (commencing at page 61 in **Appendix A**), including the budget and financial adjustments, the capital works budget adjustments and the adjusted end-of-year forecast results.
- (3) Endorses the establishment of a Property Reserve, noting that:
 - a. This reserve will be funded from the net proceeds from the sale of real property owned by Council
 - b. Except by Council resolution, funds in this reserve are to only be used for the purchase of real property by Council
 - c. Funds in this reserve can only be utilised through the resolution of Council including the adoption of Council's annual budget.
- (4) Endorses the establishment of an Information Technology Reserve, noting that:
 - a. This reserve will be funded from the Accumulated Surplus and will reflect the amount of unexpended budget allocated to information technology transformation in the 2018–19 Annual Budget as at 30 June 2019

- b. Except by Council resolution, funds in this reserve are to only be used for information technology development and implementation
- c. Funds in this reserve can only be utilised through the resolution of Council including the adoption of Council's annual budget.
- (5) Endorses the establishment of an Unexpended Grant Funds Reserve, noting that:
 - a. This reserve will be funded from the Accumulated Surplus and will reflect the amount of unexpended grant funds as at 30 June each financial year and allow more accurate control of grant funds that are expended in a year subsequent to the receipt of the grant.
 - b. The funds from this reserve will be used only for the purpose agreed to in the funding agreement with the funding body or returned to the funding body in the event that the grant funds are unable to be spent in accordance with the funding agreement.

Motion

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

That Council:

- (1) Notes the 2018–19 Quarter 2 Report.
- (2) Notes the year-to-date financial results against budget and endorses the Financial Report 6 months ended 31 December 2018 (commencing at page 61 in Appendix A), including the budget and financial adjustments, the capital works budget adjustments and the adjusted end-of-year forecast results.
- (3) Endorses the establishment of a Property Reserve, noting that:
 - This reserve will be funded from the net proceeds from the sale of real property owned by Council
 - b. Except by Council resolution, funds in this reserve are to only be used for the purchase of real property by Council
 - c. Funds in this reserve can only be utilised through the resolution of Council including the adoption of Council's annual budget.
- (4) Endorses the establishment of an Information Technology Reserve, noting that:
 - a. This reserve will be funded from the Accumulated Surplus and will reflect the amount of unexpended budget allocated to information technology transformation in the 2018–19 Annual Budget as at 30 June 2019
 - b. Except by Council resolution, funds in this reserve are to only be used for information technology development and implementation
 - c. Funds in this reserve can only be utilised through the resolution of Council including the adoption of Council's annual budget.
- (5) Endorses the establishment of an Unexpended Grant Funds Reserve, noting that:
 - a. This reserve will be funded from the Accumulated Surplus and will reflect the amount of unexpended grant funds as at 30 June each financial year and allow more accurate control of grant funds that are expended in a year subsequent to the receipt of the grant.

b. The funds from this reserve will be used only for the purpose agreed to in the funding agreement with the funding body or returned to the funding body in the event that the grant funds are unable to be spent in accordance with the funding agreement.

Cr Greco proposed to the mover and seconder an amended point (3).

- 3) Endorses the establishment of a Property Reserve, noting that:
 - a. Council will not endorse the privatisation of any real property owned by Council.
 - b. The reserve will be funded from Council budget Accumulated Surplus.
 - c. Funds in this reserve will only be used for the purchase of real property by Council

This was not accepted by the mover.

Amendment

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

That Council:

- (1) Notes the 2018–19 Quarter 2 Report.
- (2) Notes the year-to-date financial results against budget and endorses the Financial Report 6 months ended 31 December 2018 (commencing at page 61 in Appendix A), including the budget and financial adjustments, the capital works budget adjustments and the adjusted end-of-year forecast results.
- (3) Endorses the establishment of a Property Reserve, noting that:
 - Council will not endorse the privatisation of any real property owned by Council.
 - b) The reserve will be funded from Council budget Accumulated Surplus.
 - c) Funds in this reserve will only be used for the purchase of real property by Council
 - d) Funds in this reserve can only be utilised through the resolution of Council including the adoption of Council's annual budget.
- (4) Endorses the establishment of an Information Technology Reserve, noting that:
 - a) This reserve will be funded from the Accumulated Surplus and will reflect the amount of unexpended budget allocated to information technology transformation in the 2018–19 Annual Budget as at 30 June 2019
 - b) Except by Council resolution, funds in this reserve are to only be used for information technology development and implementation
 - c) Funds in this reserve can only be utilised through the resolution of Council including the adoption of Council's annual budget.
- (5) Endorses the establishment of an Unexpended Grant Funds Reserve, noting that:
 - (1) This reserve will be funded from the Accumulated Surplus and will reflect the amount of unexpended grant funds as at 30 June each financial year and allow more accurate control of grant funds that are expended in a year subsequent to the receipt of the grant.
 - (2) The funds from this reserve will be used only for the purpose agreed to in the funding agreement with the funding body or returned to the funding body in the event that the grant funds are unable to be spent in accordance with the funding agreement.

THE AMENDMENT WAS PUT TO THE VOTE AND LOST. THE SUBSTANTIVE MOTION BEFORE THE CHAIR IS AS FOLLOWS:

Motion

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

That Council:

- (1) Notes the 2018–19 Quarter 2 Report.
- (2) Notes the year-to-date financial results against budget and endorses the Financial Report 6 months ended 31 December 2018 (commencing at page 61 in Appendix A), including the budget and financial adjustments, the capital works budget adjustments and the adjusted end-of-year forecast results.
- (3) Endorses the establishment of a Property Reserve, noting that:
 - a. This reserve will be funded from the net proceeds from the sale of real property owned by Council
 - b. Except by Council resolution, funds in this reserve are to only be used for the purchase of real property by Council
 - c. Funds in this reserve can only be utilised through the resolution of Council including the adoption of Council's annual budget.
- (4) Endorses the establishment of an Information Technology Reserve, noting that:
 - a. This reserve will be funded from the Accumulated Surplus and will reflect the amount of unexpended budget allocated to information technology transformation in the 2018–19 Annual Budget as at 30 June 2019
 - b. Except by Council resolution, funds in this reserve are to only be used for information technology development and implementation
 - c. Funds in this reserve can only be utilised through the resolution of Council including the adoption of Council's annual budget.
- (5) Endorses the establishment of an Unexpended Grant Funds Reserve, noting that:
 - a. This reserve will be funded from the Accumulated Surplus and will reflect the amount of unexpended grant funds as at 30 June each financial year and allow more accurate control of grant funds that are expended in a year subsequent to the receipt of the grant.
 - b. The funds from this reserve will be used only for the purpose agreed to in the funding agreement with the funding body or returned to the funding body in the event that the grant funds are unable to be spent in accordance with the funding agreement.

Cr. Le Cerf proposed an amendment to point (3) as follows:

(3) Consider the establishment of a property reserve at the time that Council considers the property management framework.

This was accepted by the mover and seconder.

- Cr. Greco proposed a further amendment to point (3) as follows:
- (3) Consider the establishment of a property reserve at the time that Council considers the property management framework, with a view of ensuring that Council does not endorse the privatisation of any real property owned by Council

This was not accepted by the mover.

THE AMENDED MOTION THEN READ AS FOLLOWS:

Amended Motion

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

That Council:

- (1) Notes the 2018–19 Quarter 2 Report.
- (2) Notes the year-to-date financial results against budget and endorses the Financial Report 6 months ended 31 December 2018 (commencing at page 61 in Appendix A), including the budget and financial adjustments, the capital works budget adjustments and the adjusted end-of-year forecast results.
- (3) Consider the establishment of a property reserve at the time that Council considers the property management framework.
- (4) Endorses the establishment of an Information Technology Reserve, noting that:
 - a) This reserve will be funded from the Accumulated Surplus and will reflect the amount of unexpended budget allocated to information technology transformation in the 2018–19 Annual Budget as at 30 June 2019
 - b) Except by Council resolution, funds in this reserve are to only be used for information technology development and implementation
 - c) Funds in this reserve can only be utilised through the resolution of Council including the adoption of Council's annual budget.
- (5) Endorses the establishment of an Unexpended Grant Funds Reserve, noting that:
 - a) This reserve will be funded from the Accumulated Surplus and will reflect the amount of unexpended grant funds as at 30 June each financial year and allow more accurate control of grant funds that are expended in a year subsequent to the receipt of the grant.
 - b) The funds from this reserve will be used only for the purpose agreed to in the funding agreement with the funding body or returned to the funding body in the event that the grant funds are unable to be spent in accordance with the funding agreement.

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

Council Resolution

MINUTE NO. 19-023

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

That Council:

- (1) Notes the 2018–19 Quarter 2 Report.
- (2) Notes the year-to-date financial results against budget and endorses the Financial Report 6 months ended 31 December 2018 (commencing at page 61 in Appendix A), including the budget and financial adjustments, the capital works budget adjustments and the adjusted end-of-year forecast results.
- (3) Consider the establishment of a property reserve at the time that Council considers the property management framework.
- (4) Endorses the establishment of an Information Technology Reserve, noting that:
 - a) This reserve will be funded from the Accumulated Surplus and will reflect the amount of unexpended budget allocated to information technology transformation in the 2018–19 Annual Budget as at 30 June 2019
 - b) Except by Council resolution, funds in this reserve are to only be used for information technology development and implementation
 - c) Funds in this reserve can only be utilised through the resolution of Council including the adoption of Council's annual budget.
- (5) Endorses the establishment of an Unexpended Grant Funds Reserve, noting that:
 - a) This reserve will be funded from the Accumulated Surplus and will reflect the amount of unexpended grant funds as at 30 June each financial year and allow more accurate control of grant funds that are expended in a year subsequent to the receipt of the grant.
 - b) The funds from this reserve will be used only for the purpose agreed to in the funding agreement with the funding body or returned to the funding body in the event that the grant funds are unable to be spent in accordance with the funding agreement.

CARRIED UNANIMOUSLY

Jess Fraser, Manager Equity and Wellbeing left the meeting at 7.27pm.

8.5 SIX-MONTH PROGRESS REPORT FOR COMMUNITY

ADVISORY COMMITTEES

Author: Coordinator Planning and Reporting

Reviewed By: Manager Governance and Performance

PURPOSE

The purpose of the report is to provide Councillors with an update on the activities of Council's Community Advisory Committees.

EXECUTIVE SUMMARY

This report provides a six-month progress update for Community Advisory Committees for the period 1 June 2018 to 30 November 2018.

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

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

Council Resolution

MINUTE NO. 19-024

MOVED: Cr. S Amir SECONDED: Cr. S Newton

That Council:

- (1) Notes the six-month progress update from the Community Advisory Committees for the period 1 June 2018 to 30 November 2018, attached in **Appendix A** to this report.
- (2) Approves the extension of the current members of the Darebin Bicycle Advisory Committee and the Darebin Environmental Reference Group until 16 December 2019 or until such time as Council makes a further resolution on the matter, to allow for the consideration of recommendations from the upcoming review of Community Advisory Committees.
- (3) Approves the extension of the current members of the Darebin Aboriginal Advisory Committee for four months from 6 March to 5 July 2019 or until such time as Council makes a further resolution on the matter, to allow for a review of the terms of reference and for the implementation of an expression-of-interest process to appoint new members.

CARRIED

Melinda Viksne, Manager Governance and Performance left the meeting at 8.32pm and returned at 8.33pm.

8.6 AUDIT COMMITTEE MEMBERSHIP

Author: Manager Governance and Performance

Reviewed By: General Manager Governance and Engagement

PURPOSE

The purpose of this report is to recommend the appointment of Mr Terry Richards as an external member of the Audit Committee to 31 December 2019.

EXECUTIVE SUMMARY

Under the Audit Committee Charter, external committee members are appointed for a twoyear term, with an option for a further two years. There is a provision for the initial period of appointments to be adjusted to avoid the terms of external members expiring within close proximity of each other.

Mr Terry Richards was appointed as an external member of the Audit Committee on 5 November 2014 for a three-year term (to December 2017). The option for a further one-year term was exercised by Council on 21 August 2017, to December 2018.

It is proposed that Mr Richards continue as an external member of the committee for an additional period, to 31 December 2019, to allow for continuity of the committee and consistency of approach for the current governance matters under consideration.

Council Resolution

MINUTE NO. 19-025

MOVED: Cr. K Le Cerf SECONDED: Cr. T McCarthy

That Council resolves to appoint Mr Terry Richards to the Audit Committee from the date of Council approval until 31 December 2019.

CARRIED

Jim Barrett, Coordinator Planning and Reporting left the meeting at 8.35pm.

8.7 CLIMATE EMERGENCY DAREBIN COMMITTEE

MEMBERSHIP

Author: Climate Emergency Darebin Executive Officer

Reviewed By: General Manager City Sustainability and Strategy

PURPOSE

To seek Council's endorsement of a change to the Terms of Reference (ToR) for Climate Emergency Darebin, relating to Section 6, Members, and to align the approach to committee appointments with the normal approach to advisory committees.

EXECUTIVE SUMMARY

Climate Emergency Darebin (originally the Darebin Energy Foundation) was established by Darebin Council to help Council achieve the goals of the Darebin Climate Emergency Plan.

At a Council meeting in February 2018, the Terms of Reference were adopted for the Climate Emergency Darebin Advisory Committee (CED), and Councillor Representatives were appointed to the Committee. In April 2018 the Committee membership was appointed.

In December 2018, following the election of the new Mayor, the Councillor representation on CED was nominated and re-appointed by Council.

Section 6 of the Terms of Reference (Terms of Reference) for Climate Emergency Darebin outlines membership of the Committee. For Councillor Membership, the Terms of Reference stipulates:

- 2 Councillors The Darebin Mayor (ex officio), and a further Darebin Councillor appointed by Council
- The Chair is the Mayor, unless in the Mayor's absence; or at the Mayor's direction, the remaining Councillor member is appointed as Chair.

The current appointment of the Councillor members to CED does not reflect the Terms of Reference, with the Mayor appointed as a proxy member rather than an ex-officio voting member.

Climate Emergency Darebin has recommended that Council amend the Terms of Reference so that it is consistent with the current appointment of Councillors, as well as consistent with other Terms of Reference for other advisory committees.

Council Resolution

MINUTE NO. 19-026

MOVED: Cr. T McCarthy SECONDED: Cr. K Le Cerf

That Council amends Section 6 of the Climate Emergency Darebin Terms of Reference relating to Councillor Membership, to read:

6. Members

- The Committee shall have 9 voting members:
 - 2 Councillors appointed by Council
 - 6 Community or independent members appointed on the basis of the selection criteria and process below;
 - Council CEO (ex officio)
- A further Councillor can be appointed as a proxy member.
- The Committee may appoint to itself any number of non-voting members to ensure that special skills or capabilities are available to it in its decision-making sessions.
- The Chair is appointed by Council, chosen out of the Councillors appointed to the Committee. In the Chair's absence, a Councillor member will act as Chair, or in the absence of a Councillor member, the Committee will appoint a Chair.

CARRIED

8.8 BUNDOORA HOMESTEAD BOARD OF MANAGEMENT

ANNUAL REPORTS 2016/2017 AND 2017/2018

Author: Gallery Manager, Bundoora Homestead Art Centre

Reviewed By: General Manager Community

PURPOSE

To provide Council with the Bundoora Homestead Board of Management Annual Reports for the 2016/2017 and 2017/2018 financial years.

EXECUTIVE SUMMARY

The Bundoora Homestead Board of Management is a Section 86 Special Committee of the *Local Government Act 1989*.

Membership is specified in the Bundoora Homestead Board of Management Charter (**Appendix A**) and Councillor and staff representatives are appointed at the Special Meeting of Council each year.

The Board's purpose is:

A Special Committee appointed, pursuant to section 86 of the Local Government Act 1989, to manage the operation of Bundoora Homestead Art Centre.

The charter outlines the scope and delegated authority of the Board and specifies the following reporting requirements:

The Committee will provide an annual report to Council on its activities for the year. Specific proposals for consideration will be separately reported to Council.

This report accompanies the Board's Annual Report for 2016/2017 (Appendix B) and the Annual Report for 2017/2018 (Appendix C).

The Annual Report 2016/2017 outlines highlights, exhibitions, Darebin Art Collection acquisitions, outcomes, key statistics, financial overview and programming.

In 2017 the Board presented a report to Council titled "Future Sustainability of Bundoora Homestead Art Centre". The Annual Report 2017/2018 is the first report since Council's decision to increase funding to Bundoora Homestead in March 2017:

After this decision the board developed a new Operations Plan and People Plan that were adopted in 2017 and have now been implemented. The Annual Report 2017/2018 reflects this change and reports on the key outcomes listed in the new Operations Plan.

HIGHLIGHTS

- Visitation is increasing following Council's decision to increase funding
- The café is an integral piece of the business model and without a food offering visitation to this tourist destination drops dramatically

• Exhibitions standards have increased and funding is regularly secured from highly competitive funding bodies such as Australia Council for the Arts, Creative Victoria and private philanthropic trusts.

Recommendation

That Council notes the Bundoora Homestead Board of Management Annual Reports for 2016/2017 and 2017/2018.

Council Resolution

MINUTE NO. 19-027

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

That Council:

- a) Notes the Bundoora Homestead Board of Management Annual Reports for 2016/2017 and 2017/2018.
- b) Writes to the Board thanking them for their commitment and work over the past two financial years.

CARRIED

Cr. Le Cerf left the meeting during discussions at 8.39pm and returned at 8.41pm.

8.9 PUBLIC ART FRAMEWORK

Author: Manager Creative Culture and Events

Reviewed By: General Manager Community

PURPOSE

To recommend adoption of the draft Public Art Framework.

EXECUTIVE SUMMARY

The City of Darebin has long had strong policy position on Public Art. The Public Art Strategy adopted in 2006 has expired and this saw a discussion paper and community engagement process take place in 2017.

This process explored new thinking and perspectives about the role of public art in cities. A new public art framework is now ready for Council's finalisation and adoption (**Appendix A**).

The revised policy platform is driven by two key factors: by a fast changing public realm, and the growing expense of delivering and managing an annual program of temporary and permanent public art.

Council Resolution

MINUTE NO. 19-028

MOVED: Cr. S Newton SECONDED: Cr. S Amir

That Council adopts the Public Art Framework Overview.

CARRIED

Cr. Williams requested that her vote against the above motion be noted.

Ingrid Bishop, General Manager Governance and Engagement, left the meeting at 8.56pm and returned at 8.58pm.

8.10 PROPOSED SALE OF LAND AT THE REAR OF 28K

HUGHES PARADE, RESERVOIR

Author: Property Officer

Reviewed By: General Manager Governance and Engagement

PURPOSE

To complete the statutory procedures for the proposed sale of a parcel of land from a discontinued road at the rear of 28K Hughes Parade and 3K Morris Street, Reservoir, shown cross-hatched on the site plan in **Appendix A** and in orange in the aerial view in **Appendix B** (Land) and to seek approval from Council to finalise the statutory procedures for the proposed sale.

EXECUTIVE SUMMARY

On 3 September 2018, Council resolved to commence the statutory procedures and give public notice of the proposed sale of the Land to adjoining property owners. The process provided the community and all abutting property owners with the opportunity to make comment on the proposal.

Public notice of the proposal was given in the *Preston Leader* and *Northcote Leader* newspapers on 9 and 10 October 2018 respectively. Notification was also given on Council's website. The notice period ended on 9 November 2018, with no submissions received.

Council Resolution

MINUTE NO. 19-029

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

That Council:

Having given public notice of the proposal under section 189 of the *Local Government Act* 1989 ('the Act') to sell the Land from the discontinued road adjoining the rear of 28K Hughes Parade and 3K Morris Street, Reservoir, shown hatched on **Appendix A**, contained within Certificate of Title Volume 4984 Folio 723 and shown as Lot 5 on Title Plan 015228X **Appendix C**:

- (1) Directs that the land from the road be sold by private treaty to the owners of 28K Hughes Parade, Reservoir, in accordance with Council policy.
- (2) Authorises the Chief Executive Officer to sign all documents relating to the sale of the Land.
- (3) Transfers to itself any land from the road not sold
- (4) Authorises the Chief Executive Officer to undertake all actions required to transfer any land not sold to Council.

CARRIED

Cr. Laurence left the meeting during discussions at 9.07pm.

8.11 PROPOSED SALE OF LAND ADJOINING THE REAR OF 18

LIVINGSTONE STREET AND 15A NOCTON STREET,

RESERVOIR

Author: Property Officer

Reviewed By: General Manager Governance and Engagement

PURPOSE

To complete the statutory procedures into to the proposed sale of a Council-owned parcel of land from a drainage and sewerage reserve adjoining the rear of 18 Livingstone Street and 15A Nocton Street, Reservoir, shown hatched on the site plan in **Appendix A** and orange in the aerial view in **Appendix B** (Land), and to seek approval from Council to finalise statutory procedures for the proposed sale.

EXECUTIVE SUMMARY

On 3 September 2018, Council resolved to commence the statutory procedures and give public notice of the proposed sale of the Land to adjoining property owners. The process provided the community and all abutting property owners with the opportunity to make comment on the proposal.

Public notice of the proposal was given in the *Preston Leader* and *Northcote Leader* newspapers on 9 and 10 October 2018 respectively. Notification was also given on Council's website. The notice period ended on 9 November 2018, with no submissions received.

Council Resolution

MINUTE NO. 19-030

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

That Council:

Having given public notice of the proposal under section 189 of the *Local Government Act* 1989 ('the Act') to sell the land from the discontinued road adjoining 18 Livingstone Street and 15a Nocton Street Reservoir, shown hatched on **Appendix A**, contained within Certificate of Title Volume 05318 Folio 488 and shown as lot 1 in Plan of Subdivision PS814100J **Appendix C**:

- (1) Directs that the land be sold by private treaty to the owners of 18 Livingstone Street, Reservoir, in accordance with Council Policy.
- (2) Authorises the Chief Executive Officer to sign all documents relating to the sale of the Council land from the drainage and sewerage reserve.

CARRIED

Cr. Laurence returned to the meeting at the 9.09pm. Jen Paterson, Property Manager left the meeting at 9.07pm. 8.12 FREE EXERCISE IN THE PARK

Author: Manager Recreation and Libraries

Reviewed By: Manager Recreation and Libraries

PURPOSE

This report is in response to a Council resolution calling for options about increasing participation in Council's Get Active in Darebin Program.

EXECUTIVE SUMMARY

The Get Active in Darebin program seeks to address the low participation rates in physical activity in Darebin by offering a diverse range of activities for people to gain confidence in, by trying them in different settings.

The program is designed and promoted to target priority populations that are underrepresented in mainstream and traditional sporting and physical activities. Last year, there were about 500-800 attendances each quarter, from about 200-250 people.

Increasing the participation of priority populations such as social and public housing estate residents in physical activities is important, and achieving this outcome is inherently challenging.

Exercise programs have previously been trialled on Darebin's public housing estates, including Walker Street. This suggested that the location of the class was *not* the key factor for attendance success. Connection with and trust in the service provider did appear to be important.

This report suggests that if the Get Active in Darebin program was to be expanded significantly, then partnership with neighbourhood houses and community organisations through a grants program would probably provide the best outcomes. This would require significant additional investment.

Alternatively, the program can continue its current efforts and increase promotion to those living in social and public housing, working with neighbourhood houses to target participation by these groups.

Recommendation

That Council seeks to increase participation by residents of social and public housing in the Get Active in Darebin Program by working with key stakeholders (neighbourhood houses, DHHS, housing organisations, and community health providers) to improve and increase targeted program communication and promotion.

Council Resolution

MINUTE NO. 19-031

MOVED: Cr. G Greco SECONDED: Cr. K Le Cerf

That this report be deferred to a Council briefing for consideration of a wider range of options.

CARRIED

8.13 CONTRACT NO. CT20188 FOR INTERNAL AUDIT

SERVICES

Author: Manager Governance and Performance

Reviewed By: General Manager Governance and Engagement

PURPOSE

The purpose of this report is to seek Council's approval to award Contract No. 20188 for the Provision of Internal Audit Services.

EXECUTIVE SUMMARY

The appointment of a suitably qualified independent internal auditor assists Council in its management of risk and compliance obligations, the maintenance and effective operation of internal controls and the efficient operation of its activities and operations.

The scope of the services covers:

- Development of an annual internal audit plan
- Delivery of audits in the agreed annual plan
- Attendance at audit committee meetings
- Provision of advice to council and management.

The proposed contract arrangement is for a period of three years, with options for two one-year extensions.

Recommendation

delivered under the contract.

That Council:

(1)	Awards Contract No. CT20188 for the Provision of Internal Audit Services to
	for a period of three years, with options for two one-year
	extensions, for a total contract sum of (GST inclusive).
(2)	Approves a contingency amount of (inclusive of GST), being 10% of the
	contract amount, to be used if required for additional advice requested to be

(3) Authorises the Chief Executive Officer to finalise and execute the contract documentation on behalf of Council.

Council Resolution

MINUTE NO. 19-032

MOVED: Cr. K Le Cerf SECONDED: Cr. T McCarthy

That Council:

- (1) Awards Contract No. CT20188 for the Provision of Internal Audit Services to HLB Mann Judd (Vic) Pty Ltd for a period of three years, with options for two one-year extensions, for a total contract sum of \$773,160 (GST inclusive).
- (2) Approves a contingency amount of \$77,316 (inclusive of GST), being 10% of the contract amount, to be used if required for additional advice requested to be delivered under the contract.
- (3) Authorises the Chief Executive Officer to finalise and execute the contract documentation on behalf of Council.

CARRIED

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

Nil

10. NOTICES OF MOTION

Nil

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:

- Council Briefing Session 29 January 2019
- Climate Emergency Darebin Advisory Committee 31 January 2019
- Darebin Interfaith Council Advisory Committee 8 February 2019
- Council Briefing Session 11 February 2018

Council Resolution

MINUTE NO. 19-033

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

That the record of the Assembly of Councillors held on 29 & 31 January and 8 & 11 February 2019 and attached as **Appendix A** to this report, be noted and incorporated in the minutes of this meeting.

CARRIED

13. REPORTS BY MAYOR AND COUNCILLORS

Council Resolution

MINUTE NO. 19-034

MOVED: Cr. K Le Cerf SECONDED: Cr. J Williams

That Council note the Reports by the Mayor and Councillors.

CARRIED

REPORT OF CR. SUSAN RENNIE, MAYOR

CR. RENNIE REPORTED ON HER ATTENDANCE AT THE FOLLOWING FUNCTIONS/ACTIVITIES:

- COUNCIL MEETING
- OUTLOOK SITE VISIT CEO & COUNCILLORS
- MAV STRATEGIC PLANNING SESSION
- INNER NORTH COMMUNITY FOUNDATION FREE TO FEED THANK YOU EVENT
- PRESENTATION ON SOCIAL ENTERPRISE BY DEVITA DAVIDSON
- ELECTRIC BIKE TRAINING
- QUARTERLY MEETING BETWEEN GED KEARNEY MP CEO & MAYOR
- ANNUAL SPORTS CLUB BREAKFAST SPORTS CLUBS AND SPORTS ASSOCIATIONS
- WEEKLY CATCH UP MAYOR AND DEPUTY MAYOR X 2
- MEETING WITH DAREBIN CITY COUNCIL MR COLIN BROOKS
- WR WILLIAM RUSTY RUTHVEN MEMORIAL MEETING
- PLANNING MEETING TO DISCUSS TEAM BUILDING WORKSHOP OPTIONS
- ALPHINGTON FARMERS MARKET AND FOOD HUB EVENT
- DAREBIN FALCONS FAMILY FUN DAY
- NAGA EXECUTIVE MEETING
- ONE ON ONE WITH THE CEO
- 2019/20 PLANNING & ANNUAL BUDGET BRIEFING
- RESIDENT MEETING WITH MITCHELL STREET NORTHCOTE RE TREES
- SORRY DAY GATHERING ORGANISED BY VACCA
- LIBRARIES AFTER DARK STRATEGIC ADVISORY GROUP MEETING
- LOCAL GOVERNMENT MAYORAL TASKFORCE SUPPORTING PEOPLE SEEKING ASYLUM: MEETING
- BATMAN PARK RENAMING BRIEFING
- NORTHCOTE PARK FC MEETING BRIEFING
- SPEECH PROTOCOL / PROCESS DISCUSSION

- COUNCIL TO COUNCIL CED BOOKLET SCOPING
- ONE ON ONE WITH THE CEO
- DAREBIN NATURE TRUST / CED DISCUSSION
- COUNCIL BRIEFING
- ACTIVE AND HEALTHY AGEING STRATEGY PLANNING FOR 2019
- NORTHCOTE PARK FOOTBALL CLUB MEETING
- LGWGOG 2019
- PRE BUDGET MEETING WITH THE CEO
- 2019/20 PLANNING AND ANNUAL BUDGET BRIEFING
- MUNICIPAL EMERGENCY MANAGEMENT PLANNING COMMITTEE MEETING (MEMPC)
- PRESS BRIEFING CALD MEDIA
- DEVELOPMENT OF DAREBIN ABORIGINAL CULTURAL PROTOCOLS & SPECIFICALLY THE ACKNOWLEDGEMENT OF COUNTRY IN WOIWURRUNG
- ACTIVE AND HEALTHY AGEING ADVISORY BOARD MEETING
- MEETING WITH COUNCILLOR FROM BHARATPUR METROPOLITAN CITY, NEPAL
- MAV HUMAN SERVICES COMMITTEE
- PITCH IT VIDEO FILMING
- DEBRIEF ACTIVE AND HEALTHY AGEING ADVISORY BOARD
- SUSTAINABLE LIVING FESTIVAL
- REZZA + VOIR LANEWAY FESTIVAL
- INDIVIDUAL MEETING WITH CR LAURENCE
- INDIVIDUAL MEETING WITH CR GRECO
- INDIVIDUAL MEETING WITH CR MESSINA

REPORT OF CR. STEPH AMIR

CR. AMIR REPORTED ON HER ATTENDANCE AT THE FOLLOWING FUNCTIONS/ACTIVITIES:

- CLIMATE EMERGENCY DAREBIN DRAWDOWN MEETING
- DAREBIN NATURE TRUST STRATEGIC PLANNING DAY
- CAROLS IN ALL NATIONS PARK (SPEECH)
- ICAN MURAL COMMISSION LAUNCH
- COUNCILLOR BRIEFINGS (DECEMBER, JANUARY AND FEBRUARY)
- DAREBIN COUNCIL CHRISTMAS PARTY
- PLANNING COMMITTEE MEETING
- SITE VISIT WITH LXRA TO MERNDA STATION
- NORTHERN COMMUNITY CHURCH COMMUNITY CHRISTMAS DINNER

- 1:1 MEETING WITH MAYOR RENNIE
- DAREBIN NATURE TRUST JANUARY MEETING
- OPENING OF PRESTON HIGH SCHOOL
- MEETING AND TOUR WITH FRANCES TRIMBOLI
- DAREBIN FALCONS FAMILY FUN DAY
- BUDGET BRIEFINGS (2)
- RESERVOIR LANEWAY FESTIVAL
- MEETING WITH OAKHILL TRADERS
- MCMC SITE VISIT BEVERIDGE
- MERRI CREEK MANAGEMENT COMMITTEE AGM
- MERRI CREEK MANAGEMENT COMMITTEE MEETING
- INFORMAL CONVERSATIONS WITH COUNCILLORS FROM MORELAND, BANYULE AND PORT PHILLIP
- PHONE CONVERSATIONS AND SITE VISITS WITH RESIDENTS REGARDING LOCAL ISSUES

REPORT OF CR. GAETANO GRECO

CR. GRECO REPORTED ON HIS ATTENDANCE AT THE FOLLOWING FUNCTIONS/ACTIVITIES

(COUNCIL MEETING – 4 FEBRUARY 2019)

- COUNCILLOR BRIEFINGS
- STAFF CHRISTMAS PARTY
- MEETING WITH RESIDENTS
- DECC STEERING COMMITTEE MEETING
- ASYLUM SEEKER STUDYING OPPORTUNITIES MEETING
- ACTIVE AND AGING ADVISORY BOARD
- PLANNING COMMITTEE MEETING

(COUNCIL MEETING – 25 FEBRUARY 2019)

- DAREBIN INTERFAITH COUNCIL MEETING
- ANNUAL BUDGET BRIEFINGS X 2
- DONATH AND DOLE COMMUNITY REFERENCE GROUP MEETING
- DONATH AND DOLE COMMUNITY REFERENCE GROUP COMMUNITY MEETING
- REZA+VOIR LANEWAY FESTIVAL
- FULL MOON FESTIVAL AT LINH SON BUDDHIST TEMPLE
- COUNCIL BRIEFING
- MEETING WITH MAYOR
- ACTIVE AND HEALTHY AGEING ADVISORY BOARD MEETING

DAREBIN ETHNIC COMMUNITY'S COUNCIL

REPORT OF CR. TRENT MCCARTHY

CR. MCCARTHY REPORTED ON HIS ATTENDANCE AT THE FOLLOWING FUNCTIONS/ACTIVITIES:

- PLANNING COMMITTEE MEETINGS
- COUNCIL BRIEFINGS
- BUDGET BRIEFINGS
- CLIMATE EMERGENCY DAREBIN STALL AT SUSTAINABLE LIVING FESTIVAL
- DAREBIN NATURE TRUST STRATEGIC PLANNING WORKSHOP
- CLIMATE EMERGENCY DAREBIN COMMITTEE MEETING
- DAREBIN NATURE TRUST COMMITTEE MEETING
- DAREBIN FALCONS COMMUNITY FUN DAY
- NORTHERN ALLIANCE FOR GREENHOUSE ACTION EXECUTIVE COMMITTEE MEETING
- NORTHERN ALLIANCE FOR GREENHOUSE ACTION ADVOCACY COMMITTEE MEETING
- MUNICIPAL ASSOCIATION OF VICTORIA STRATEGIC PLANNING WORKSHOP
- MELBOURNE INNOVATION CENTRE BOARD MEETING
- VARIOUS ISSUES ON BEHALF OF RESIDENTS AND TRADERS

REPORT OF CR. LINA MESSINA

CR. MESSINA IS LISTED AS AN APOLOGY.

REPORT OF CR. SUSANNE NEWTON

CR. NEWTON REPORTED ON HER ATTENDANCE AT THE FOLLOWING FUNCTIONS/ACTIVITIES:

- FILM AND FOOTY FUN DAY AT DAREBIN NORTH EAST COMMUNITY HUB IN BUNDOORA
- INTERVIEW WITH CHARLES PAKANA ON 3KND RADIO 3 KOOL AND DEADLY
- 2019/20 PLANNING AND ANNUAL BUDGET BRIEFING X2
- ARTS AMBASSADORS MEETING
- COUNCILLOR BRIEFING
- DOLE RESERVE WETLAND MEET AND GREET
- SPEECH MADE AT FULL MOON FESTIVAL AT LINH SON BUDDHIST TEMPLE ON BEHALF OF THE MAYOR WITH THE VIETNAMESE COMMUNITY
- REZZA+VOIR LANEWAY FESTIVAL
- VLGA BOARD MEETING

DONATH AND DOLE RESERVE COMMUNITY REFERENCE GROUP MEETING

- SPEECH MADE AT DAMPHU SAANJH 2019/ SONAM LHOCHHAR 2855 NEW YEAR OF THE PIG CELEBRATIONS WITH THE NEPALESE COMMUNITY ON BEHALF OF THE MAYOR
- WEEKLY MEETINGS WITH MAYOR RENNIE

REPORT OF CR. KIM LE CERF

CR. LE CERF REPORTED ON HER ATTENDANCE AT THE FOLLOWING FUNCTIONS/ACTIVITIES:

- ANNUAL SPORTS CLUB BREAKFAST
- DAREBIN CREEK MANAGEMENT COMMITTEE RECRUITMENT OF EXECUTIVE OFFICER
 - ANNUAL PLANNING AND BUDGET BRIEFING X 2
- CLIMATE EMERGENCY DAREBIN COUNCIL TO COUNCIL MEETING
- ONE ON ONE WITH CEO
- DAREBIN NATURE TRUST AND CLIMATE EMERGENCY DAREBIN GOVERNANCE MEETING
- COUNCIL BRIEFING
- CLIMATE EMERGENCY DAREBIN PREPARATION OF MEETING AGENDA
- COMMITTEE FOR MELBOURNE METROPOLITAN COLLABORATION TASKFORCE
- STEERING COMMITTEE MEETING
- COUNCIL MEETING

REPORT OF CR. JULIE WILLIAMS

CR. WILLIAMS REPORTED ON HER ATTENDANCE AT THE FOLLOWING FUNCTIONS/ACTIVITIES

- OUTLOOK VISIT
- MEETING LOCAL BUSINESS REGARDING POP UP SHOPS
- ANNUAL SPORTS CLUBS SPORTS ASSOCIATIONS
- PENDERS PARK CINEMA
- PLANNING & ANNUAL BUDGET BRIEFING
- LAUNCH OF NEW VAN FOR ORANGE SKY
- REZZA+VOIR LANEWAY FESTIVAL
- COUNCIL BRIEFING
- CATCH UP MEETING WITH RACHEL EMT
- PLANNING & ANNUAL BUDGET BRIEFING
- MEETING WITH OAKHILL LOCAL SHOP BUSINESSES
- ATTENDED TO MATTER AND DISCUSSIONS WITH RESIDENTS REGARDING:

 MERRI HEALTH, PARKING, SHOPPING STRIP, GRAFFITI, BUSINESS CONCERNS, RESERVOIR LEVEL CROSSING, PLANNING DEPARTMENT, DEVELOPMENT IN THE AREA, ELECTION QUIRES,

REPORT OF CR. TIM LAURENCE

- COUNCIL BRIEFING
- BUDGET BRIEFING
- COMMUNITY REFERENCE GROUP, DONATH AND DOLE MASTER PLAN
- COUNCIL MEETING 4 FEBRUARY 2019
- MEETING WITH MAYOR RE: RETURN TO WORK.
- MEETING WITH MAYOR RE: BUDGET
- MEETING WITH SPORTS CLUB MEMBERS
- MEETING WITH NEPALESE COMMUNITY
- CONSULTATION WITH MEMBERS OF COMMUNITY RE: LOTE MATERIALS
- MEETING WITH LOCAL RESERVOIR RESIDENTS REGARDING HOMELESSNESS
- MEETING WITH LONDON CITY COUNCILLOR REGARDING SOCIAL INCLUSION AND CLIMATE CHANGE
- MEETING WITH SOCIAL INCLUSION UNIT OF MADRID CITY COUNCIL TO BE BRIEFED ON THE RESPONSES TO HOMELESSNESS AND ASSISTANCE TO REFUGEES.
- MADE PERSONAL SUBMISSION TO VICTORIAN STATE GOVERNMENT RE:
 MENTAL HEALTH ROYAL COMMISSION.

14. CONSIDERATION OF REPORTS CONSIDERED CONFIDENTIAL

Nil

15. CLOSE OF MEETING

The meeting closed at 9.19pm..