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MINUTES

Hearing of Submissions meeting to be held
at Darebin Civic Centre,
350 High Street Preston
on Monday, 1 August 2016
at 6.45 pm.

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**MINUTES OF THE MEETING OF THE HEARING OF SUBMISSIONS
COMMITTEE OF THE DAREBIN CITY COUNCIL
HELD AT DAREBIN CIVIC CENTRE,
350 HIGH ST, PRESTON ON 1 AUGUST 2016**

THE MEETING OPENED AT 6.45 PM

1. PRESENT

Councillors

Cr. Vince Fontana (Mayor) (Chairperson)

Cr. Tim Laurence

Cr. Bo Li

Cr. Trent McCarthy

Cr. Steven Tsitas

Cr. Angela Villella

Cr. Oliver Walsh (6.49 pm)

Cr. Julie Williams (6.47 pm)

Council Officers

Rasiah Dev – Chief Executive

Jacinta Stevens – Executive Manager Corporate Governance and Performance

Jennifer Paterson – Property Manager

Katia Croce – Coordinator Council Business

2. APOLOGIES

An apology was lodged for Cr. Gaetano Greco and the initial absence of Cr. Walsh and Cr. Williams.

3. DISCLOSURES OF CONFLICTS OF INTEREST

Nil

**4. CONFIRMATION OF THE MINUTES OF THE PREVIOUS HEARING OF
SUBMISSIONS COMMITTEE MEETING**

Committee Decision

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

THAT the Minutes of the Hearing of Submissions Committee meeting held on 9 June 2016 be confirmed as a correct record of business transacted.

CARRIED

5. CONSIDERATION OF REPORTS

5.1 PROPOSED DISCONTINUANCE OF ROAD AT REAR OF 15-25A BRUCE STREET AND 10-20 HERBERT STREET, PRESTON

Author: Assets and Properties

Reviewed By: Director Assets and Business Services

Report Background

This report provides a summary of submissions received as part of the statutory process to investigate the proposed discontinuance of a right-of-way (road) at the rear of 15-25A Bruce Street and 10-20 Herbert Street, Preston.

Previous Council Resolution

At its meeting held on 21 March 2016, Council resolved:

“That Council:

- (1) Record its objection to the occupation of the section of road adjacent to 20 Herbert Street, Preston.*
- (2) Declare the section of road adjacent to 20 Herbert Street, Preston to reasonably required for public use and that the road be reopened to public traffic.*
- (3) Officers take action within their existing delegated authorities to effect Council’s resolution that the section of road adjacent to 20 Herbert Street, Preston be reopened to public traffic.”*

At its meeting held on 16 May 2016, Council resolved:

“That Council

- (1) “Having received further information following the decision made at its ordinary meeting of Council held on 21 March 2016 regarding the use of the road beside 20 Herbert Street, Preston, withdraws its objection and directs that the recently cancelled Notice to Comply sent to the occupier of 20 Herbert Street is not to be reissued unless directed by Council.*
- (2) Commence the statutory process to discontinue and sell to the adjoining owners in accordance with Council’s Sale of Minor Council Property Assets Policy, the whole of the road at the rear of 15 - 25 Bruce Street and 10 - 20 Herbert Street and beside 20 Herbert Street, Preston (Road).*
- (3) Will decide whether to discontinue part or all of the Road after considering any written submissions received in relation to the proposal and after hearing from any submitters who have elected to speak to their submissions.”*

Previous Briefing

Councillor Briefing – 22 February 2016

Council Plan Goal/Endorsed Strategy

Goal: Excellent Service – Strategy 5.4 Long term responsible financial planning

Strategy: Property Asset Management Strategy- May 2015

Summary

Public notice of the proposal was given in Preston Leader and Northcote Leader newspapers on the 14 June 2016 and 15 June 2016 respectively. Notification was also given on Council's website. The notice period ended on 14 July 2016.

Two submissions have been received regarding the proposal and the submitters have requested to be heard in support of their submission.

Following consideration of the submissions, it is proposed that Council would make a decision on whether or not to open or discontinue the road and whether or not and when to sell any surplus land from the discontinuance, should it proceed.

PRESENTATION

At the invitation of the Chairperson, Cr. Fontana, Mr Robert Cauchi, spoke on behalf of Mr and Mrs Georgiadis in support to their written submission dated 11 July 2016.

Committee Decision

MOVED: Cr. T. McCarthy

SECONDED: Cr. B. Li

That Council:

- (1) Officers present a further report to Council appraising the written submissions received and verbal presentation heard by the Committee in respect of the proposed discontinuance and sale of right of way (road) 15 – 25A Bruce Street and 10 - 20 Herbert Street and beside 20 Herbert Street, Preston (Road).
- (2) Thank submitters in writing for addressing the Committee in support of their written and/or verbal submissions.

CARRIED

Cr. Williams entered the meeting during discussions of the above item at 6.47 pm.

Cr. Walsh entered the meeting during discussions of the above item at 6.49 pm.

6. CLOSE OF MEETING

The meeting closed at 6.52 pm.