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# MINUTES OF THE COUNCIL MEETING

Held on Monday 22 February 2016

Released to the public on Thursday 25 February 2016

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**MINUTES OF THE SPECIAL COUNCIL MEETING OF THE  
DAREBIN CITY COUNCIL HELD AT DAREBIN CIVIC CENTRE,  
350 HIGH ST, PRESTON ON MONDAY 22 FEBRUARY 2016**

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**THE MEETING OPENED AT 6.00 PM**

**1. PRESENT**

***Councillors***

Cr Vince Fontana (Mayor) (Chairperson)  
Cr Gaetano Greco  
Cr Tim Laurence  
Cr Bo Li  
Cr Trent McCarthy  
Cr Steven Tsitas  
Cr Angela Vilella  
Cr Oliver Walsh (Deputy Mayor)  
Cr Julie Williams

***Council Officers***

Steve Hamilton – Acting Chief Executive Officer  
Jacinta Stevens – Executive Manager Corporate Governance and Performance

**Public Notice – Special Council Meeting 22 February 2016**

Copies of the following Memorandum to the Mayor and Councillors dated 17 February 2016 from Jacinta Stevens, Executive Manager Corporate Governance and Performance were provided, via email, to each Councillor prior to the meeting:

*Councillors are asked to note that in order to consider the subject matter at the Special Council meeting on 22 February 2016, insufficient lead time was available to provide the required 7 days at least public notice before the meeting (Section 89 (4) of the Local Government Act 1989), public notice having been given in 'The Age' newspaper on 18 February 2016 (and published on Council's website on 18 February 2016), following the meeting being called at the Special Council meeting on 16 February 2016.*

*Notwithstanding the above requirement involving 7 days at least public notice, Section 89 (4A) of the Act provides that if urgent or extraordinary circumstances prevent compliance with this requirement, Council must give public notice as is practicable and specify in the minutes the urgent or extraordinary circumstances which prevented compliance.*

*For this purpose, it is intended to incorporate the contents of this Memorandum in the minutes of the meeting.*

**2. APOLOGIES**

Nil.

**3. DISCLOSURES OF CONFLICTS OF INTEREST**

There were no conflicts of interest declared by any Councillor.

**4. CONFIRMATION OF THE MINUTES OF COUNCIL MEETINGS**

**COUNCIL RESOLUTION**

**MOVED:** Cr. S. Tsitas  
**SECONDED:** Cr. A. Villella

**THAT** the Minutes of the Ordinary Meeting of Council held on 16 February 2016 be confirmed as a correct record of business transacted.

**CARRIED**

## 5. CONSIDERATION OF REPORTS CONSIDERED CONFIDENTIAL

### CLOSE OF MEETING

**MOVED:** Cr. T. McCarthy

**SECONDED:** Cr. J. Williams

**THAT** in accordance with section 89(2) of the Local Government Act 1989, Council resolves to close the meeting to members of the public to consider the following item which relates to a contractual matter:

5.1 Response to Local Government Investigations and compliance Directorate

**CARRIED**

The meeting was closed to members of the public at 6.02 pm.

*The Council considered and resolved on Report Item 5.1 (Response to Local Government Investigations and compliance Directorate) which had been previously been circulated to Councillors.*

### RE-OPENING OF MEETING

**MOVED:** Cr. B. Li

**SECONDED:** Cr. T. McCarthy

**THAT** the meeting be re-opened to the members of the public.

**CARRIED**

The meeting was re-opened to the members of the public at 6.55 pm

**CONFIDENTIAL****5.1 RESPONSE TO LOCAL GOVERNMENT INVESTIGATIONS  
AND COMPLIANCE INSPECTORATE****MINUTE NO. 107****Author:** Executive Manager Corporate Governance and Performance**Reviewed By:** Director Assets and Business Service**Report Background**

This report is in response to a letter received from the Local Government Investigations and Compliance Inspectorate (Inspectorate) in relation to an investigation they are currently undertaking.

**Previous Council Resolution**

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

**Previous Briefing(s)**

This matter has not previously been to a Councillor briefing.

**Council Plan Goal/Endorsed Strategy**

Nil

**Summary**

In response to the Inspectorate's letter, Council's assigned lawyer has prepared a response for Council's consideration.

**Recommendation**

**THAT** the Council Resolution and report remain confidential.

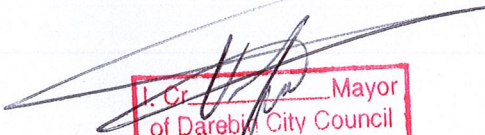
**Council Resolution**

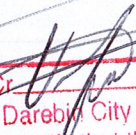
**MOVED:** Cr. T. McCarthy  
**SECONDED:** Cr. A. Villella

**THAT** the Council Resolution and report remain confidential.

**6. CLOSE OF MEETING**

The meeting closed at 6.55 pm.



J. Cr.  Mayor  
of Darebin City Council  
certify that these  
minutes have been  
confirmed as a true and  
correct record of the  
business transacted.