

Minutes of the Ordinary Meeting of Council



Held on the 6 April 2020

**Olympia, Hawdon & Ibbott Rooms
Level 4, 1 Flintoff Street, Greensborough**

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MINUTES

The Meeting opened at 7.02pm.

Acknowledgement of the Traditional Custodians

The Mayor read an acknowledgement of the traditional custodians, the Wurundjeri Wo-wurrung people.

Present

Mayor Cr Alison Champion, Cr Peter Castaldo, Cr Mark Di Pasquale, Cr Rick Garotti, Cr Craig Langdon, Cr Tom Melican, Cr Wayne Phillips.

Apologies

Nil

Leave of Absence

Nil

Confirmation of Minutes

That the following Minutes be confirmed:

Ordinary Meeting of Council held 16 March 2020

Moved: Cr Mark Di Pasquale

Seconded: Cr Tom Melican

CARRIED

Disclosure of Interests

Nil

Presentation

Nil

1. URGENT BUSINESS

Nil

2. PETITIONS

Nil

3. PEOPLE – COMMUNITY STRENGTHENING AND SUPPORT

3.1 BANYULE CITY COUNCIL'S RESPONSE TO COVID-19

Statements were read out on behalf of Mr Brian Grace, Mr David Mulholland, Mr Jeremy Ilton, Mr Kevin Biaggini and Mr Kevan Hill.

EXECUTIVE SUMMARY

On 16 March 2020, a State of Emergency was declared in Victoria in relation to the COVID-19 pandemic, since this announcement further measures have been put in place.

At the time of finalising this report, the National Cabinet (this includes Premiers and Chief Ministers of the States and Territories who coordinate the national response) took another big step and implemented Stage 2 and 3 which includes restrictions on non-essential venues and activities and further restrictions on 'gatherings'. In Victoria, those began at midnight Wednesday 25 March 2020 (Stage 2) and midnight Tuesday 31 March 2020 (Stage 3).

Local Government plays a critical role in supporting its community during this unprecedented time.

Banyule has been responding to the measures with a review of services and ensuring information is made available to our community.

In response to the emergency, Council is working to a five-point plan. This plan ensures support for Councillors, staff and the community as follows:

1. Protect staff health and wellbeing
2. Minimise Council service disruption
3. Maintain financial sustainability
4. Support the local community
5. Support the local economy

There are a number of financial implications arising from impacts of service decisions both made by Banyule and those imposed by the Federal Government.

The proposed Budget 2020/21 and Council Plan 2017-2021 (year 4) timetable was noted by Council at its meeting on 19 October 2019. Due to the declared State of Emergency, the timetable will need to be amended and adjusted for new planning and budgetary considerations. A special meeting for Monday 4 May 2020 will need to be scheduled for a new proposed Budget and Council Plan.

Council is exploring options to provide appropriate and timely assistance to the community, ratepayers and local businesses who may experience hardship associated with the adverse economic implications of COVID-19.

To support businesses, officers are continuing to work on a Banyule Economic Stimulus Package that aims to complement both the Australian and Victorian Government's packages. It is proposed that the package would be a two-step approach including:

- Immediate relief from 6 April 2020 – 30 June 2020
- Medium term assistance from 1 July 2020 – 30 June 2021

Recent announcements have impacted Council's regular services. The availability of individual services Council offer considers health advice and measures introduced by the Victorian Government to limit the spread of coronavirus (COVID-19).

Council are continuously monitoring advice from the Department of Health and Human Services and consider the services that operate regularly.

Council Meetings

Both the Local Government Act 1989 and the new Local Government Act 2020 require councillors to be physically in attendance at a council meeting in order to participate in council decision-making. If there isn't a majority of councillors in attendance, councils cannot make a quorum and the meetings cannot proceed.

The Municipal Association of Victoria (MAV) are advocating strongly for councils to be able to meet remotely to safeguard public health and set an example for the community in social distancing.

In the interests of providing access to Council meetings and protecting members of the community, Councillors and staff, the last Council meeting held on 16 March was livestreamed and options were provided to submitters who didn't wish to physically attend.

This report considers changes to the Council meetings including:

- All Council meetings be livestreamed during the emergency period.
- To ensure compliance with the Government's new COVID -19 Stage 3 rules for gatherings, members of the public **must not attend** the meeting. There will be no provisions made to accommodate members of the public.
- Amendments to Council's Request to Speak process with speakers being able to submit a statement that will be read out in the Council meeting and;
- Suspending Council's Public Questions process to reduce the overall time of meetings.

Any new announcements made by the Federal or Victorian State Government in relation to social distancing or Council meetings since the publication of this agenda could impact the running of the Council Meeting and Council services. Such new advice will be provided on our website, social media and communicated to our regular Council meeting attendees and those impacted by any specific reports listed in the Agenda.

Resolution (CO2020/53)

That Council:

1. Notes the national COVID-19 emergency is ever changing and requires Council to make urgent decisions as new stages are introduced. Council will endeavor to provide public notice in advance where possible.
2. Notes the operational and financial impacts of the COVID-19 emergency are significant and that Council officers are closely monitoring high risk areas and providing continuous reporting to Council to inform sound decision making in the best interests of the community.
3. Notes that officers are in the process of making significant changes since drafting the Budget and Council Plan to account for the impacts on Council's finances. In this context, Council:
 - a. Postpones adopting of the proposed Budget 2020/21 and Council Plan 2017-2020 (Year 4) for public exhibition.

- b. Sets a Special Meeting of Council for Monday 4 May 2020 to adopt the proposed Budget 2020/21 and Council Plan 2017-2020 (Year 4) for public exhibition.
4. Implements changes to its Council meetings to provide for the safety and well-being of our staff and members of the public and to ensure compliance with the Government's Emergency Stage 3 restrictions, including:
 - a. Livestream all open Council meetings during the emergency period so that members of the public can engage in the meetings without having to physically attend;
 - b. Temporary changes to the Request to speak and Public Questions procedures to remove the need for members of the public to attend meetings in person to assist in reducing the duration of Council meetings preferably to a maximum of 2 hours, including reducing speaking times for Councillors and the public.
 - c. Actively encourage members of the public to stay at home and view the meetings via livestream.
5. Notes the comprehensive five-point plan Council has to deal with the unprecedented social and economic challenges that the COVID-19 emergency is creating for our community. The plan involves:
 - a. Protecting staff health and well-being;
 - b. Minimising Council service disruption;
 - c. Maintaining financial sustainability;
 - d. Supporting the local community; and
 - e. Supporting the local economy.

Full details on the plan are covered in the officer's report.

6. Recognises that through prudent financial management over many years Council will provide strong financial and economic assistance to our community during this emergency. Council will not cut back on any of our services or infrastructure to our community. There may be some rebalancing of priorities to ensure we are putting the immediate needs of our community first.
7. Recognises that wherever possible, Council will redeploy staff who have been prevented from undertaking their regular duties into other service areas (i.e. customer service.)
8. As part of the five-point plan, Council implements a comprehensive economic support package for ratepayers, businesses and the local economy.

The economic support package is based on the following principles:

- (i) providing strong, targeted and immediate support to ratepayers, residents and businesses that are most impacted;
- (ii) supporting the broader local community;
- (iii) maintaining our key services and infrastructure delivery to the community;
- (iv) ensuring we are well positioned to support State and Federal Governments through the recovery phase of this crisis; and
- (v) maintaining the long-term financial sustainability of the Council.

The economic support package is set-out as follows:

Support for ratepayers:

- a. Defer rates for ratepayers experiencing financial hardship. The deferral will take into account the individual needs of rate payers and could apply for a period of up to 15

months (i.e. from the final quarter of 2019/20 to the fourth quarter of 2020/21). Officers will develop clear criteria for ratepayer financial hardship, amend Council's Financial Hardship Policy and communicate these to the community by the week ending Friday 10 April 2020. There will be no interest charged for the period of the deferral.

- b. As we assist those in the community in greatest need, investigate the opportunity to provide financial support including cash rebates to Banyule rate payers with the amount and breakdown to be determined. A follow-up report on this opportunity and how it may be delivered is to be provided to Council as soon as practical.
- c. Extend animal registration renewal dates from 10 April to 10 June 2020 and delegate to officers to decide on any further deferrals or concessions in response to COVID-19 hardship for animal registration fees.

Support for local business:

- d. Refund street trader permits fees paid in advance for the April – June 2020 period to those traders directly affected by stage three restrictions.
- e. Waive Street Trading Permits for those traders directly affected by stage three restrictions for the 2020/2021 financial year
- f. Provide rent relief for the 2019/20 last quarter and the 2020/21 first quarter for eligible tenants in Council owned buildings impacted by stage three restrictions
- g. Waive Health Act Registration Fees for those traders directly affected by stage three restrictions for the 2020/2021 financial year.
- h. Provide additional funding for the special rates and charges scheme by paying the business contribution for 2019/20 last quarter and the 2020/21 first and second quarters. A key requirement will be for the trader's associations to deliver a 'shop local' campaign.
- i. Immediately introduce five business day payment terms for all suppliers to Banyule City Council until at least 31 December 2020.
- j. Investigate the opportunity to provide further community-driven assistance to our local businesses to support them in the recovery phase of the emergency as restrictions on social distancing begin to be removed.
- k. Provide an additional grant program to assist business moving online to:
 - Sell products online and receive payments
 - Open businesses to new markets
 - Increase brand awareness through digital marketing
 - Website design and development
- l. Expanding the reach of Banyule's Employment Assistant Program (EAP) by an additional 100 hours so that small and medium size business owners in Banyule can access this professional counselling service.
- m. Provide an additional Business Support Officer from 1 July to 31 December 2020 to provide one-on-one support and advice for small and medium size Banyule businesses. The Business Support Officer will also assist businesses who are not members of a Trader's Association to develop a 'shop local' campaign.
- n. Provide additional subsidised training to include a digital solutions package including mentoring, workshops and webinars.

- o. Consider opportunities to fast track “shovel ready” local infrastructure projects that will stimulate local construction activity, particularly where there funding support is available from State and Federal Governments.

Support for community groups:

- p. Waive fees, charges and rent (where applicable for Council tenants) for all local community groups for a period of six months commencing immediately from 1 April 2020.
 - q. Investigate opportunities to provide further assistance to local community groups, particularly those providing much needed advice, advocacy and support services. Funding for the 2020 Community Grants program, which will be difficult to deliver Due to COVID-19 restrictions, could be re-directed to assisting local community groups. A follow-up report on opportunities is to be provided to Council as soon as practical.
9. Recognises that Councillors have a collective and individual responsibility to stand in solidarity with our community during these times. Councillors are taking individual action to directly support family and community during this time.
10. Communicates this resolution, particularly the economic support package, to the community through all appropriate communications channels.

Moved: Cr Rick Garotti

Seconded: Cr Tom Melican

CARRIED

4. PLANET – ENVIRONMENTAL SUSTAINABILITY

4.1 SOLAR AND BATTERIES IN BANYULE COUNCIL'S CLIMATE ACTION PROGRAM

Statements were read out on behalf of Mr David Mulholland and Mr Douglas Munro.

EXECUTIVE SUMMARY

Following Banyule Council's climate action resolution on 10 December 2018, a target of carbon neutrality by 2028 (without the purchase of offsets) was established. As outlined within Banyule's Corporate Emissions Reduction Plan 2020 (CERP), solar photovoltaics (PV) are a key component in realising this ambitious target.

This report outlines the current status of solar on Banyule Council owned buildings, recommends an approach to maximise solar (size for roof capacity) for all Scope 2 Council buildings (where Council pays the bills for electricity or pays the bills initially and then passes the cost onto a third party) and clarifies when solar- battery systems for Council owned buildings will be considered.

The installation of solar on Scope 3 Council buildings (where Council does not pay the energy bills and therefore has less influence over the site's operation - such as leased facilities) will be confirmed when the draft Community Emissions Reduction Plan is finalised.

This approach will allow Council to move forward with the solar installation program, contribute to Council's carbon neutrality target, provide certainty for suppliers and provide a pipeline of work to help stimulate the economy.

Resolution (CO2020/54)

That:

1. Council:
 - a. Confirm the maximise solar approach (size for roof capacity) for all Scope 2 Council buildings (where Council pays the bills for electricity or pays the bills initially and then passes the cost onto a third party).
 - b. Note that the approach for Scope 3 Council buildings (where Council does not pay the energy bills such as leased facilities) will be confirmed when the draft Community Emissions Reduction Plan is finalised.
 - c. Consider adding battery storage to solar systems for buildings where strong financial business cases exist or for other important non environmental outcomes such as energy reliability for relief centres.

2. A further report be submitted to Council to confirm:
 - a. the approach to Scope 3 Council buildings (where Council does not pay the energy bills such as leased facilities);
 - b. the financial implications for Scope 3 buildings;
 - c. funding options to support the delivery of solar on Scope 3 buildings.

Moved: Cr Peter Castaldo
Seconded: Cr Tom Melican

CARRIED

5. PLACE – SUSTAINABLE AMENITY AND BUILT ENVIRONMENT**5.1 NOTICE OF INTENTION TO DECLARE A SPECIAL RATE - THE BELL STREET MALL SHOPPING CENTRE**

A statement was read out on behalf of Mr Kevan Hill.

EXECUTIVE SUMMARY

The Bell Street Mall is one of eleven retail precincts located in the City of Banyule that benefits from a Special Rate or Charge program, which enables traditional shopping strips and the trader associations and businesses located within them to strategically plan, market and manage as a collective group.

Operating since 1992 over a number of schemes, the Bell Street Mall's current five year program is set to expire on 30 June 2020. Accordingly, Council has received formal correspondence from the Bell Street Mall Traders' Association requesting that Council declare, by way of renewal, a new Special Rate Scheme for a period of five years, raising \$55,000 annually.

The Bell Street Mall Traders Association further requests Council's continued support by way of a Council contribution amount of \$50,000 per annum to supplement the amount raised by the proposed Scheme.

Directly and indirectly, it is considered that the viability of the Bell Street Mall (the Mall) as a commercial and retail precinct will be further enhanced through increased economic activity facilitated by a renewed Special Rate Scheme that will enable:

1. Continued collective marketing and promotion of the Mall as a whole, which will assist to create a greater awareness and profile of the area, including what it has to offer to the community and its customers,
2. All businesses to benefit from the continuation of a resourced and supported Traders Association that coordinates the daily management of activities and drives the overall strategic direction of the Mall with the support of Council, and
3. Enhanced property values and improved use, enjoyment and occupation of properties and overall business goodwill within the Mall.

This report presents the first statutory requirement in facilitating a renewed Scheme and details the official notice of intention to declare, background and consultative engagement that forms part of the robust assessment process before Council decides whether to support the continuation of the Scheme in July 2020.

At the Ordinary Meeting of Council held on the 16 March 2020, Council noted that the Victorian State Government has declared a state of Emergency across the entire State in response to COVID-19, and that Council is exploring options to provide appropriate and timely assistance to ratepayers and local businesses who may experience financial hardship associated with the adverse economic implications of COVID-19.

Resolution (CO2020/55)

That:

1. Council notes the letter received from the Bell Street Mall Traders' Association requesting the reintroduction of a Special Rate for the Bell Street Mall and the initial letter sent by

- Council to the owners and occupiers of the properties included in the Mall proposing the reintroduction of a Rate (being **Attachments 1 and 2 respectively**).
2. Council commences the statutory process under the *Local Government Act 1989 (Act)* to reintroduce a Special Rate to and for the properties within the defined Shopping Centre, this Rate to raise an amount of \$55,000 per annum for a period of five years, commencing on 1 July 2020 and ending on 30 June 2025.
 3. Public notice be given a newspaper generally circulating in the Banyule municipal district of the intention of Council to declare a Special Rate at its ordinary meeting to be held on 27 July 2020 in accordance with the Proposed Declaration of Special Rate (being **Attachment 3**).
 4. Separate letters enclosing a copy of the public notice be sent to the owners and the occupiers referred to and set out in the listing of rateable properties in Schedule 2 to the Proposed Declaration of Special Rate advising:
 - a) of the intention of Council to declare the Special Rate at its ordinary meeting to be held on 27 July 2020,
 - b) the amount for which the property owner or the occupier (being a person who as a condition of a lease under which the person who occupies the property is required to pay the Special Rate) will be liable, and
 - c) the basis of the calculation and distribution of the Special Rate and notifying such persons that submissions and/or objections in writing in relation to the Proposed Declaration of Special Rate will be considered and/or taken into account by Council in accordance with the Act.
 - d) as part of Council's response to COVID19, confirm its commitment to provide additional funding for the special rates and charges scheme by paying the business contribution for last quarter of the 2019/20 financial year, the first and second quarters of the 2020/21 financial year.
 5. Council advises the Traders Association of the matters specified in paragraphs 1, 2 and 3 of this resolution.
 6. Council notes the funding implications of the Rate and further, that these will be considered as a part of Council's 2020 to 2025 budgeting process.
 7. Council authorises the appropriate members of Council's staff:
 - a) to carry out any and all other administrative procedures necessary to enable Council to carry out its functions under the Act; and
 - b) to prepare a funding agreement between Council and the Traders Association to formalise the administrative operations of the Special Rate.
 8. The agreement specified in paragraph 7(b) of this resolution be subsequently submitted to Council for approval and sealing before the proceeds of the Special Rate, or any part of them, are paid to the Traders Association for the purposes for which the Special Rate has been made.

Moved: Cr Craig Langdon
Seconded: Cr Tom Melican

CARRIED

5.2 NOTICE OF INTENTION TO DECLARE A SPECIAL CHARGE - ROSANNA VILLAGE SHOPPING CENTRE

A statement was read out on behalf Ms Emilia Williams.

EXECUTIVE SUMMARY

Rosanna Village Shopping Centre is one of eleven retail precincts located in the City of Banyule that benefits from a special rate or charge program, which enables traditional shopping strips and the trader associations and businesses located within them to strategically plan, market and manage as a collective group.

Operating since 2003, the current seven year program for Rosanna Village is set to expire on 30 June 2020. Accordingly, Council has received formal correspondence from the Rosanna Traders Association requesting that Council declare, by way of renewal, a new Special Charge Scheme for a period of five years, raising \$40,000 annually.

The Rosanna Traders Association further requests Council's continued support by way of a Council contribution amount of \$39,000 per annum to supplement the amount raised by the proposed Scheme.

Directly and indirectly, it is considered that the viability of the Rosanna Village Shopping Centre as a commercial and retail precinct will be further enhanced through increased economic activity facilitated by a renewed Special Charge Scheme that will enable:

1. Continued collective marketing and promotion of the Shopping Centre as a whole, which will assist to create a greater awareness and profile of the area, including what it has to offer to the community and its customers;
2. All businesses to benefit from the continuation of a resourced and supported Traders' Association that coordinates the daily management of activities and drives the overall strategic direction of the Shopping Centre with the support of Council; and
3. Enhanced property values and improved use, enjoyment and occupation of properties and overall business goodwill within the Shopping Centre.

This report presents the first statutory requirement in facilitating a renewed Scheme and details the official notice of intention to declare, background and consultative engagement that forms part of the robust assessment process before Council decides whether or not to support the continuation of the Scheme in July 2020.

At the Ordinary Meeting of Council held on the 16 March 2020, Council noted that the Victorian State Government has declared a state of Emergency across the entire State in response to COVID-19 and that Council is exploring options to provide appropriate and timely assistance to ratepayers and local businesses who may experience financial hardship associated with the adverse economic implications of COVID-19.

Resolution (CO2020/56)

That:

1. Council notes the letter received from the Rosanna Traders' Association requesting the reintroduction of a Special Charge for the Rosanna Village Shopping Centre and the initial letter sent by Council to the owners and occupiers of the properties included in the Shopping Centre proposing the reintroduction of a Charge (being **Attachments 1 and 2 respectively**).

2. Council commences the statutory process under the *Local Government Act 1989 (Act)* to reintroduce a Special Charge to and for the properties within the defined Shopping Centre, this Charge to raise an amount of \$40,000 per annum for a period of five years, commencing on 1 July 2020 and ending on 30 June 2025.
3. Public notice be given a newspaper generally circulating in the Banyule municipal district of the intention of Council to declare a Special Charge at its ordinary meeting to be held on 27 July 2020 in accordance with the Proposed Declaration of Special Charge (being **Attachment 3**).
4. Separate letters enclosing a copy of the public notice be sent to the owners and the occupiers referred to and set out in the listing of rateable properties in Schedule 2 to the Proposed Declaration of Special Charge advising:
 - a) of the intention of Council to declare the Special Charge at its ordinary meeting to be held on 27 July 2020;
 - b) the amount for which the property owner or the occupier (being a person who as a condition of a lease under which the person who occupies the property is required to pay the Special Charge) will be liable; and
 - c) the basis of the calculation and distribution of the Special Charge and notifying such persons that submissions and/or objections in writing in relation to the Proposed Declaration of Special Charge will be considered and/or taken into account by Council in accordance with the Act.
 - d) as part of Council's response to COVID - 19, confirm its commitment to provide additional funding for the special rates and charges scheme by paying the business contribution for last quarter of the 2019/20 financial year, the first and second quarters of the 2020/21 financial year.
5. Council advises the Traders Association of the matters specified in paragraphs 1, 2 and 3 of this resolution.
6. Council notes the funding implications of the Charge and further, that these will be considered as a part of Council's 2020 to 2025 budgeting process.
7. Council authorises the appropriate members of Council's staff:
 - a) to carry out any and all other administrative procedures necessary to enable Council to carry out its functions under the Act; and
 - b) to prepare a funding agreement between Council and the Traders Association to formalise the administrative operations of the Special Charge.
8. The agreement specified in paragraph 7(b) of this resolution be subsequently submitted to Council for approval and sealing before the proceeds of the Special Charge, or any part of them, are paid to the Traders Association for the purposes for which the Special Charge has been made.

Moved: Cr Tom Melican
Seconded: Cr Craig Langdon

CARRIED

6. PARTICIPATION – COMMUNITY INVOLVEMENT IN COMMUNITY LIFE

6.1 ADVISORY COMMITTEES' REPORTS

A statement was read out on behalf Mr Kevin Biaggini.

EXECUTIVE SUMMARY

Advisory Committees are made up of Councillors and community members. They have terms of references and meet to discuss issues, advise Council, and oversee the implementation of Council's strategic plan for their respective issue.

Advisory Committees provide important linkages between Council, Community and State agencies and interest groups. Following an Advisory Committee meeting, a report is submitted to Council to note the minutes.

Recommendations to Council from Advisory Committees will generally be made to the next Council meeting.

The following minutes are presented for noting from February meetings:

1. Banyule Disability and Inclusion Advisory Committee
2. Age-friendly City Advisory Committee
3. Banyule Arts and Culture Advisory Committee
4. Banyule Lesbian Gay Bisexual Transgender Intersex Queer Plus (LGBTIQ+) Advisory Committee
5. Multicultural Advisory Committee
6. Banyule Environment Advisory Committee
7. Banyule Aboriginal and Torres Strait Islander Advisory Committee

Resolution (CO2020/57)

That:

- 1 Council notes the following minutes/reports:
 - a. Banyule Disability and Inclusion Advisory Committee meeting on 12 February 2020
 - b. Banyule Age-friendly City Advisory Committee on 24 February 2020
 - c. Banyule Arts and Culture Advisory Committee on 4 February 2020
 - d. Banyule Lesbian Gay Bisexual Transgender Intersex Queer Plus (LGBTIQ+) Advisory Committee meeting on 6 February 2020.
 - e. Banyule Multicultural Advisory Committee meeting on 18 February 2020.
 - f. Banyule Environment Advisory Committee meeting on 19 February 2020
 - g. Banyule Aboriginal and Torres Strait Islander Committee meeting on 25 February 2020.
2. A report be submitted to Council which considers the Disability and Inclusion, and the Multicultural Advisory Committees' recommendation to Council regarding the Religious Discrimination Bill proposed by the Federal Government.

Moved: Cr Craig Langdon

Seconded: Cr Rick Garotti

CARRIED

7. PERFORMANCE - USE OUR RESOURCES WISELY**7.1 MONASH 2020077 - PROVISION OF LINE MARKING AND PAVEMENT SERVICES CONTRACT****EXECUTIVE SUMMARY**

This report is to consider the awarding of Contract No Monash 2020 for "Provision of Line Marking and Pavement Services".

Banyule City Council participated in a collaborative tendering process with 7 other councils including Boroondara City Council, Knox City Council, Nillumbik Shire Council, Manningham City Council, Monash City Council, Whitehorse City Council and Yarra Ranges Shire, to seek submissions from suitably qualified and capable contractors to provide line marking and pavement services to the 8 municipalities.

Tenderers were also requested to submit a response that delivers social and economic initiatives to the Northern Region Community, providing employment for residents from disadvantaged backgrounds such as young school leavers, new migrants, long term unemployed etc.

The Contract term sought is 5 years, with an initial period of three years and the option to extend for 2 periods of 1 year each.

The Banyule City Council Tender Evaluation Panel (TEP) has recommended awarding the contract to Roadmaster Linemarking Pty Ltd on a schedule of rates basis in accordance with the tender and conditions as determined by Council.

Resolution (CO2020/58)

That:

1. Contract No. Monash 2020077 for the "Provision of Line Marking and Pavement Services" and be awarded to Roadmaster Linemarking Pty Ltd on a schedule of rates basis.
2. The Contract term is for an initial 3 year period with the option to extend for 2 periods of 1 year each at Council's discretion.
3. The Director of Assets and City Services be authorised to sign the contract and any other associated documents.
4. The Director of Assets and City Services be authorised to award an extension of this Contract, subject to review of the Contractor's performance and Council's business needs, at the conclusion of the initial 3 year Contract term.

Moved: Cr Rick Garotti

Seconded: Cr Craig Langdon

CARRIED

7.2 ASSEMBLY OF COUNCILLORS**EXECUTIVE SUMMARY**

Under the Local Government Act 1989 an Assembly of Councillors is defined as:

A meeting of an advisory committee of the Council, if at least one Councillor is present or; A planned or scheduled meeting of at least half of the Councillors and one member of Council staff which considers matters that are intended or likely to be:

- a) *the subject of a decision of the Council or;*
- b) *subject to the exercise of a function, duty or power of the Council that has been delegated to a person or committee.*

In accordance with Section 80A of the Local Government Act 1989 Council is required to report as soon as possible to an Ordinary Meeting of Council a record of any assemblies of Councillors held. Below is the latest listing of notified assemblies of Councillors held at Banyule City Council.

RECORD OF ASSEMBLIES

1	Date of Assembly:	16 March 2020, 5.30pm
	Type of Meeting:	Councillor Briefing
	Matters Considered:	
	Items on the Council Agenda for the Ordinary Meeting of 16 March 2020 (excluding confidential items) as listed below:	
	1.1 Urgent Business - Banyule's response COVID-19	
	2.1 Petition - Request for a Traffic Management Plan for Waterdale Road between Lower Heidelberg Road and Norman Road	
	2.2 Petition for Zero Charge for Waste Management Services of Apartments & Townhouses	
	2.3 Petition for Safety Improvement Along Kenilworth Lane Ivanhoe	
	3.1 Age-Friendly Australia National Forum	
	4.1 Yarra River Strategic Plan	
	5.1 Building Communities, Connecting People: Northern Horizons 2020	
	5.2 169 Burgundy Street, HEIDELBERG - Development of a Mixed Use Six Storey Building - P1330/2018	
	5.3 175 Cape Street, HEIDELBERG - Proposed Two Storey Apartment Building (8 dwellings) - P865/2019	
	5.4 New Telstra Payphones and Electronic Signage - Various Locations	
	7.1 Bellfield Project Update: Delivery of Market Housing, Social Housing and Community Hub	
	7.2 Proposed Discontinuance and Sale of Land Adjoining 247 Waterdale Road Ivanhoe	
	7.3 Procurement Policy	
	7.4 Adoption of Banyule City Council's Rating Strategy 2020/2021	
	7.5 Contract 1008-2020 - Supply and Delivery of Up to Seven 22m3 Side Loading Refuse Trucks	
	7.6 Assembly of Councillors	
	9.1 Koala Habitat in Banyule	

Councillors Present:	
Peter Castaldo Alison Champion Mark Di Pasquale Rick Garotti Craig Langdon Tom Melican Wayne Philips	
Staff Present:	
Allison Beckwith - <i>Chief Executive Officer</i> Geoff Glynn – <i>Director Assets & City Services</i> Marc Giglio – <i>Director Corporate Services</i> Scott Walker – <i>Director City Development</i> Lisa Raywood – <i>Acting Director Community Programs</i> Gina Burden – <i>Manager Governance & Communication</i> Emily Outlaw – <i>Council Business Team Leader</i> Lucy Rasdell – <i>Strategic Property Manager</i> Tania O'Reilly – <i>Manager Finance & Procurement</i> Joel Elbourne – <i>Manager Planning & Building</i> Shawn Neilsen – <i>Communications Coordinator</i> David Moon – <i>Development Planning Coordinator</i>	
Others Present:	
Nil	
Conflict of Interest:	Nil

2	Date of Assembly:	23 March 2020, 6.30pm
	Type of Meeting:	Councillor Briefing
Matters Considered:		
<ul style="list-style-type: none"> • Election Period Policy Update • Covid-19 Update 		
Councillors Present:		
Peter Castaldo Alison Champion Mark Di Pasquale Rick Garotti Craig Langdon Tom Melican Wayne Philips		
Staff Present:		
Allison Beckwith - <i>Chief Executive Officer</i> Marc Giglio – <i>Director Corporate Services</i> Vivien Ferlaino – <i>Governance Coordinator</i> Emily Outlaw – <i>Council Business Team Leader</i>		
Others Present:		
Tony Raunic, Hunt & Hunt Lawyers		
Conflict of Interest:	Nil	

Resolution (CO2020/59)

That the Assembly of Councillors report be received.

Moved: Cr Peter Castaldo
Seconded: Cr Tom Melican

CARRIED

8. SEALING OF DOCUMENTS

Nil

9. NOTICES OF MOTION

Nil

10. GENERAL BUSINESS**10.1 DENNIS (“DOC”) O’CONNELL**

Cr Langdon acknowledged the passing of Dennis (“Doc”) O’Connell on 21 February 2020.

Dennis became involved with the local community everywhere he lived including serving as a Councillor between 1987-1990 representing South Williamstown and as an active member of 3068 when living in Clifton Hill. Finally in 2008 becoming a member of Friends of Banyule. Dennis served as President from 2014-2019.

Dennis was a frequent attendee of Council and spoke with sincerity and knowledge on the matters he chose to contribute to. He also had 38 letters published in the Age.

Dennis’ passion for Banyule Flats and Warringal Parklands must be acknowledged, as was his tireless opposition against the worst impacts of the North East Link.

Cr Melican and Cr Langdon attended the funeral on behalf of Council. Cr Castaldo’s partner also attended.

Cr Langdon expressed condolences to Dennis’ wife Toni, daughters Allison and Anita, and his entire family.

10.2 ACKNOWLEDGEMENT FOR OUR COMMUNITY OF THE IMPACTS WITH COVID-19

Cr Langdon acknowledged the difficulties our residents are having in dealing with the COVID-19 outbreak, the isolation that has occurred and the financial strain it is putting on everyone.

In particular Cr Langdon acknowledged those of the Christian faith that would have been attending church services over Easter, and those of the Muslim faith who are about to enter the holy month of Ramadan and would be attending mosques. Cr. Langdon commented that this is a difficult time, and that not being able to attend religious services is an additional strain.

Closure of Meeting

The Meeting was closed at 8.30pm.

PUBLIC QUESTION TIME

In accordance with Council's resolution in item 3.1 4b, Public Questions were not read out in the interests of reducing the meeting duration. However, the questions submitted, and answers provided, are being made publicly available in the minutes.

1	Name & Suburb
	David Mulholland - Heidelberg Heights
	<p>Question:</p> <p><i>Does Smart Commercial Group Pty Ltd or any related entities have any contracts or agreements (current and past) with Banyule Council and if so what is the quantum of these contracts or agreements?</i></p>
	<p>Response:</p> <p><i>Marc Giglio – Director Corporate Services</i></p> <p><i>Smart Commercial Group Pty Ltd have not been and are not a contracted supplier to Council. They have been engaged on an ad-hoc basis in Graffiti removal and anti-graffiti top coats after a request for quotations has been requested</i></p>

2	Name & Suburb
	Kevin Biaggini - Ivanhoe
	<p>Question:</p> <p><i>Council at a recent meeting advised that it did not have to sell any properties to fund the Ivanhoe Library and Community Hub development. If this is so why has Council sold the Hatch in Ivanhoe Pde for \$2.65 Million?</i></p>
	<p>Response:</p> <p><i>Scott Walker – Director City Development</i></p> <p><i>Proceeds from sale of Council properties are retained within a Strategic Property Reserve which then enables investment in major community projects such as the Ivanhoe Library and Community Hub. The Hatch Building at 14 Ivanhoe Parade, Ivanhoe is a property that has been earmarked for sale with the proceeds to be included in the Strategic Property Reserve for future investment in wider community facilities.</i></p>

3	<p>Name & Suburb</p> <p>Kevan Hill – Ivanhoe</p>
	<p>Question:</p> <p><i>BRAG® is aware that there is a commercial dispute between Banyule Council and the contractor for the Ivanhoe Library and community hub project over significant variations. What is the total value of variations being requested by the contractor?</i></p>
	<p>Response:</p> <p><i>Geoff Glynn - Director Assets & City Services</i></p> <p><i>As with all contracts Council manages, any commercial or contract discussions between the contractor and Council are confidential as any public disclosure may prejudice either party. This is common practice across all government and commercial contracts.</i></p> <p><i>In regard to variations on contracts, it is common in construction projects that variations arise while in the construction phase of the project. The Ivanhoe Library and Cultural Hub project has project contingencies in place for any variations.</i></p>

4	<p>Name & Suburb</p> <p>Emma Samuel - Ivanhoe</p>
	<p>Question:</p> <p><i>Given the COVID 19 pandemic is causing more garbage to be generated at home, will Council now overturn Council's move to a fortnightly garbage collection?</i></p>
	<p>Response:</p> <p><i>Geoff Glynn - Director Assets & City Services</i></p> <p><i>Council has a weekly garbage service and has not made a decision to move to a fortnightly garbage collection.</i></p>

DATED: DAY OF 2020

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MAYOR

The next Ordinary Meeting of Council will be held on Monday, 27 April 2020.