

Minutes of the Ordinary Meeting of Council



Held on the 19 July 2021

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MINUTES

The Meeting opened at 7.00pm.

Acknowledgement of the Traditional Custodians

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

Diversity Statement

The Mayor read Council's statement on its commitment to diversity and its principles.

Present

Mayor Cr Rick Garotti, Cr Peter Castaldo, Cr Alison Champion, Cr Peter Dimarelos, Cr Mark Di Pasquale, Cr Alida McKern, Cr Tom Melican, Cr Fiona Mitsinikos, Cr Elizabeth Nealy

Apologies

Nil

Leave of Absence

Nil

Confirmation of Minutes

That the following Minutes be confirmed:

Ordinary Meeting of Council held 28 June 2021

Moved: Cr Tom Melican

Seconded: Cr Fiona Mitsinikos

CARRIED

Disclosure of Interests

Nil

1. URGENT BUSINESS

Nil

2. PETITIONS

Nil

3. PEOPLE – COMMUNITY STRENGTHENING AND SUPPORT

3.1 COVID-19 SUPPORT FOR SEASONAL SPORTCLUBS - REDUCTION OF WINTER SPORT ALLOCATION FEES.

SUMMARY

1. On 16 March 2020 a State of Emergency was declared in Victoria in relation to the COVID-19 pandemic which was subsequently extended until 29 July 2021.
2. Local government plays a critical role in supporting its community during this unprecedented time.
3. Council's budget for the 2020/21 financial year included a \$10.5M COVID-19 Support Package for a targeted hardship package and support for those in need.
4. During the last financial year, Council continued to provide targeted support for those in need, including ratepayers, local businesses, community and sporting organisations.
5. All sporting clubs' fees were waived for the 2020/21 financial year due to the impacts that State Government restrictions had on community sport.
6. As the State of Victoria continues to feel the impacts of the COVID-19 pandemic and moves in and out of lockdown and restrictions, Council also made a provision of \$1.5M in its 2021/22 Budget adopted on 28 June 2021 for continued hardship support to business and ratepayers.
7. The State of Victoria went into a further lockdown from the 28 May 2021, with several restrictions in place that had an impact on community sport including the ability to play games and the inclusion of spectators for a three-week period.
8. This report recommends a 20% reduction in the Winter Season Allocations fees for the winter sporting clubs to assist with the financial burden the current restrictions has placed on clubs.

Resolution (CO2021/136)

That Council:

1. Notes the impacts of the latest COVID-19 restrictions on the Winter Season Sports Clubs and the provisions of games and inclusions of spectators.
2. Allocates a 50 percent (50%) reduction in the 2021 Winter Seasonal Fees for impacted clubs.
3. Writes to all winter seasonal clubs to notify them of this discount and support.

Moved: Cr Tom Melican

Seconded: Cr Alison Champion

CARRIED

4. PLANET – ENVIRONMENTAL SUSTAINABILITY

Nil

5. PLACE – SUSTAINABLE AMENITY AND BUILT ENVIRONMENT

5.1 ROSANNA LIBRARY PROJECT - CONSULTATION UPDATE AND NEXT STEPS

A written statement was read on behalf of Emilia Williams. Pre-recorded video and audio was played of Natasha Reifschneider, Zoe Cassar, Susan Martin and Alicia Curry speaking on the item.

SUMMARY

1. Council entered into a “Heads of Agreement” (HoA) with Woolworths to progress a partnership project which will deliver a new 1,300sqm Rosanna Library on the corner of Turnham Avenue and Douglas Street, Rosanna alongside a supermarket in Turnham Avenue (the Project).
2. The Project involves the sale of approximately 828m² of land to Woolworths, which will be subject to formal statutory processes whilst Woolworths will in turn deliver a new library in accordance with a plan to be agreed. The library and supermarket are subject to planning approval.
3. Council has completed stages 1 and 2 of the Community Engagement Plan (CEP) which aimed to inform the community and key stakeholders about the Project and to gain input to inform the redevelopment of the Library and ancillary projects within the Turnham Avenue precinct.
4. The Community Engagement to date has included a range of public information and engagement activities, individual stakeholder meetings, distribution of flyers to over 8000 properties, a social media campaign and a dedicated project page on Councils Shaping Banyule website.
5. On the basis of the consultation feedback provided to date, it is considered that there is broad community support for the Project and that it should now proceed to the next stage.
6. Council needs to decide whether or not to commence statutory procedures under section 114 of the *Local Government Act 2020* giving public notice of its intention to sell part of Council land described as Lot 1 on PS703973P contained in Certificate of Title volume 11562 folio 072, and known as 72 Turnham Avenue Rosanna (**Rosanna Library Site**) to Fabcot Pty Ltd (wholly owned subsidiary of Woolworths limited).
7. This statutory process will deliver on stage 3a of the CEP which aims to provide formal opportunities for community input associated with the sale of the land.

Resolution (CO2021/137)

That Council:

1. Receive the Community Engagement Report, noting the extensive engagement undertaken to date and broad community support for the Rosanna Library Project overall and library redevelopment specifically.
2. Progress the proposal to sell part of the Council-owned land described as Lot 1 on PS703973P, contained in certificate of title volume 11562 folio 072, and known as 72 Turnham Avenue, Rosanna (*Subject Land*) to Fabcot Pty Ltd for the proposed development of a new Woolworths Supermarket, a new undercover carpark and a new two storey, 1,300m² building (to a ‘warm shell’ stage) to be occupied by the new Rosanna Library (*Proposed Development*) on the Subject Land, the balance of the

Council-owned land at 72 Turnham Avenue, Rosanna, (*Balance Land*) and the land owned by Fabcot at 44 Turnham Avenue and 47-51 Douglas Street, Rosanna (*Fabcot Land*).

3. Confirm that the Subject Land, being 828m² in area and being part of the land described in Certificate of Title Volume 11562 Folio 072 (Lot 1 on PS703973P) and known as (part) 72 Turnham Avenue, Rosanna, is not required for any current or reasonably anticipated Council projects.
4. Acting under section 114 of the *Local Government Act 2020* (the Act):
 - a. Determine that the required statutory procedures be commenced prior to consideration of the sale of the Subject Land;
 - b. Direct that, in accordance with s114 of the Act, Council:
 - i. place a public notice of the proposed sale on Council's website;
 - ii. in accordance with Council's Community Engagement Process:
 - A. place an explanatory note which outlines the Proposed Development on Council's website;
 - B. place on the Subject Land a sign containing a copy of the public notice of the proposed sale; and
 - C. provide a copy of the public notice to any persons directly affected by the sale of the Subject Land; and
 - iii. obtain a valuation of the Subject Land;
 - c. Confirm that the public notice to be given as part of Council's Community Engagement Process should state that Council proposes to sell the Subject Land to Fabcot Pty Ltd for no less than market value plus GST and that submissions in relation to the proposed sale of the Subject Land be addressed to the Chief Executive Officer, Banyule City Council;
 - d. Authorise the Chief Executive Officer to undertake the administrative procedures necessary to enable Council to carry out its functions under the Act in relation to this matter;
 - e. Confirm that any submissions received pursuant to the Community Engagement Process be heard at the Council meeting on 30 August 2021, if required; and
5. Note that once all public submissions have been considered, a further report will be presented to Council on 20 September 2021 to decide whether to proceed with the proposed sale.
6. Progress the design and components for the fit out of the library based on the community feedback for finalisation subject to the land being sold.
7. Ensure that the streetscape plan for Turnham Avenue and landscape plan for the corner of Turnham Avenue and Douglas Street includes retention of vegetation where appropriate and enhanced planting of new trees.

Moved: Cr Tom Melican

Seconded: Cr Elizabeth Nealy

CARRIED

5.2 10 THE BOULEVARD, IVANHOE (SPARKS RESERVE) - PROPOSED GRANTING OF EASEMENT

SUMMARY

1. Council is the owner of the land at 10 The Boulevard, Ivanhoe (Sparks Reserve).
2. Yarra Valley Water (YVW) have a sewer main adjacent to the Darebin Creek at Sparks Reserve which requires relocation. The current sewer is partially collapsed due to erosion of the creek bank and is at risk of becoming dysfunctional.
3. YVW have a proposed alignment away from the Creek, proposing to traverse Council land. A new sewage easement will need to be created.
4. Council will effectively be disposing of its interest in the land and can do so under Section 116 of the *Local Government Act 2020* which stipulates that Council has the power to transfer, exchange or lease any land to any public body without consideration.
5. Following the proposed relocation of the sewer line, Melbourne Water will be undertaking erosion control works along the Creek.

Resolution (CO2021/138)

That Council:

1. Grants an easement in favour of Yarra Valley Water Corporation for sewage purposes of 196.3m² over the land at 10 The Boulevard, Ivanhoe (Sparks Reserve).
2. Notes that no compensation is payable for the granting of the easement over Council's land, pursuant to Section 116 of the *Local Government Act 2020*.
3. Authorises Council's legal practitioner to execute the documentation in relation to the Creation of Easement and attend to registration at the appropriate time.

Moved: Cr Alida McKern

Seconded: Cr Peter Castaldo

CARRIED

6. PARTICIPATION – COMMUNITY INVOLVEMENT IN COMMUNITY LIFE

6.1 BANYULE COMMUNITY VISION 2041

SUMMARY

1. Since November 2020, as part of the Banyule 2041 Shaping Our Future Project, Council has been undertaking an extensive deliberative consultation process to inform the development of a Community Vision, Council Plan, Long-Term Financial Plan and Asset Plan, in accordance with the *Local Government Act 2020* (the Act). The Act requires that these documents be developed and adopted by 31 October 2021.
2. Banyule 2041 Shaping Our Future Project (the Project) has been delivered in a number of stages. The Stage 1 key findings report was endorsed at the Ordinary Council Meeting on 22 March 2021.
3. In Stage 2 of the Project, Council called upon community members to join the Banyule 2041 Community Working Group (CWG), a representative sample of the Banyule community. The CWG came together over four sessions to develop the Community Vision and key themes. The CWG members worked together to prepare the 2041 Community Vision Statement, and 6 supporting Vision Themes.
4. The Community Vision and its 6 Themes provide a road map for Council to achieve the Community Vision via the Council Plan and other strategic plans. The Banyule Community Vision 2041 (the Vision) (Attachment 2) is now ready for Council adoption. In accordance with the Act, the Vision takes effect from 1 July 2021.
5. A Journey Report on the Banyule 2041 – CWG has also been prepared and is being tabled for Council endorsement (Attachment 1). The report details the process of forming the CWG and the work undertaken to develop the Community Vision and Themes. Also included in the Journey Report is the CWG's members evaluation of the engagement process.
6. The Council Plan and Long-term Financial Plan to support the implementation of the Vision are in development phase and will be put on public exhibition from mid-August, for adoption by Council as a package in October 2020.

Resolution (CO2021/139)

That Council:

1. In accordance with Section 88 (4) of the *Local Government Act 2020* (the Act) adopt the Banyule Community Vision 2041 (the Vision).
2. Note that in accordance with S88 (5) of the Act, the Vision takes effect from 1 July 2021.
3. Promote and exhibit the Vision.
4. Receives and endorses the Banyule 2041 – Community Working Group Journey Report
5. Share the Community Working Group Journey Report with participants and wider community through Shaping Banyule and Council's Website

6. Note that the Council Plan and Long-term Financial Plan documents are in development phase and will be put on public exhibition from mid-August, for adoption by Council in October 2021.

Moved: Cr Alida McKern
 Seconded: Cr Tom Melican

CARRIED

6.2 COUNCIL ADVISORY COMMITTEES 2021-23 - PROPOSED NOMINATIONS

SUMMARY

1. At the meeting of 24 May 2021, Council resolved to approve a new Advisory Committee structure for a two-year period of 1 July 2021 to 30 June 2023 and commence an Expression of Interest process for membership for the committees.
2. Following an Expression of Interest process and Council officer assessment against the respective terms of reference, this report now seeks Council approval for the selected nominees for the advisory and population committees to serve for two years from July 2021 to June 2023.
3. Nominees are being appointed to the following committees:
 - Reconciliation Action Plan Advisory Committee;
 - Arts and Culture Advisory Committee;
 - Banyule Environment and Climate Action Advisory Committee;
 - Multicultural Committee;
 - Disability and Inclusion Committee;
 - LGBTIQ+ Committee; and
 - Age Friendly City Committee.
4. All nominations have been selected against the selection criteria stated in the terms of reference which included:
 - Live, work or study, or have a relevant connection with Banyule.
 - Knowledge and understanding of the needs and issues related to the committee to which they are nominating for.
 - Interest and involvement in local and/or broader projects, social and economic participation, inclusion, human rights and change-based advocacy or networks.
 - Direct links to local community populations and/or relevance organisations in Banyule.

Resolution (CO2021/140)

That Council:

1. Endorse the following nominees to the Committees for the period July 2021 to June 2023

Reconciliation Action Plan Advisory Committee	Arts and Culture Advisory Committee
Shelley Ware	Janelle Dunstan

Maddi Miller Julio Estorninho Tom Conley Shane Grigg Owen Butler Charles Pakana Catherine Bradley (Ngarra Jarra Aboriginal Health Program- Austin Health) Banyule Reconciliation Group Banyule Community Health	Genelle Ryan Craig Eloranta Caroline Wall Kevin Ritchie Lefa Singleton Norton Leah Crossman Paul Higgins June Gassin Joanne O'Hara Deb Lemke Amy Stephenson
Banyule Environment & Climate Action Advisory Committee	Multicultural Committee
Michelle Giovas Denise Fernando Paul Gale Baker Vicky Rowe Kellie Watson Trivess Moore Jack Ellis Jacinta Humphrey Alex Tzikas Linus Mayers Lynne Siejka	Linda Liwewe Raj Ramanathan Louisa Ong Naaz Fahmida Susan Zhou Baljit Singh Ginger (Lan) Jiang Samira Liban Mandira Panday Saqib Awan Alaa Elzokm (Heidelberg Mosque) Albert Fatileh/ Ansam Sadik (Victoria Police) Susan Crenlin (Olympic Adult Education)
Disability and Inclusion Committee	LGBTIQ+ Committee
Kerryn Burgoyne Elizabeth Parry Angela Blazevic Donna Pritchard Sam Cartledge Allan Leenaerts Parvin Ahadi Alisha Rotella Nick Bamford Anthea Miles Sharon Solomidid Laila Fernandez Ros Melling Emma Lowe Dani Stramandinoli	Amber Ryder Will Delaney David Landis-Morse Richard Peterson Shev Lara Hunter Jason Turner Nathan S. Gabriel Rehmtulla Fleassy Malay Morganne Blackburn Harper Figliomeni Nicole El-Hage Michelle McNamara Nevena Spirovska
Age-Friendly City Committee	
Mary Stringer, Susan Bell Veronica Lee Stewart Morritt Glen Swafford Marcello D'Amico Karlene Lang Catherine Corbett Jim Brewer	

- Writes to applicants advising the outcome of their Expression of Interest application for the Banyule Advisory Committees for the period July 2021 to June 2023.

Moved: Cr Elizabeth Nealy

Seconded: Cr Alison Champion

CARRIED

7. PERFORMANCE - USE OUR RESOURCES WISELY

7.1 CARTMELL STREET, HEIDELBERG - PROPOSED MULTI-DECK CARPARK AND MIXED-USE DEVELOPMENT - PROJECT UPDATE

SUMMARY

- The existing Cartmell Street public carpark site is 3,310m² with 94 at grade public carparking spaces which are extensively used by local traders and the public visiting the Burgundy Street shopping precinct as well as nearby hospitals and medical offices.
- With an increase in the scale of built form and more intensive residential and mixed uses emerging in and around the carpark, demand for public car parking in the area has increased. In addition, the current Heidelberg Precinct Structure Plan identifies the site as a strategic redevelopment site.
- Council cannot deliver increased public carparking and a mixed-use development on its own, hence a decision was made to support progression towards securing a development partner via an Expression of Interest (EoI) process.
- The EoI was issued on 3 May 2021. Submissions were received on 1 June 2021 and assessed by the Evaluation Panel against selection criteria previously agreed by Council on 12 April 2021.
- A shortlist of respondents has been agreed by the Panel. A probity advisor has had overview of the process and was present at the evaluation assessment meeting.
- This report provides an update on the shortlisted respondents agreed by the Panel and details for the next stage of the process to select the preferred developer through a Request for Proposal (RfP) process.

Resolution (CO2021/141)

That Council:

- Notes the outcome of the Expression of Interest (EoI) process for the delivery of a new public carpark and mixed use development at the Cartmell Street carpark site located at 7-11 Cartmell Street, Heidelberg which will result in the provisions of a significant increase in publicly available car parking on the site as the primary objective of the project.
- Supports the progression of the sale of the land to the Request for Proposal (RfP) phase by:
 - Inviting the shortlisted respondents selected by the Evaluation Panel to participate in the Request for Proposal (RfP) process;
 - Including a Contract of Sale and a draft Section 173 Agreement, which outlines key deliverables for the development including a significant increase in publicly available car parking on the site, as part of the RfP documentation.

- c. Completing due diligence works with reports appended to the RfP to assist the shortlisted respondents with preparation of a binding submission.

3. Notes the timeline to be followed for the selection of the preferred developer, with the Contract of Sale to be awarded at a Council meeting in December 2021.

Moved: Cr Peter Castaldo

Seconded: Cr Alida McKern

CARRIED

7.2 BANYULE'S REVISED STRATEGIC RISKS

SUMMARY

1. Risk management is viewed as central to Council's management process, having relevance and linkage to budget planning, corporate planning, performance, quality, safety and strategic planning.
2. As part of the ongoing evolution of Council's risk management framework, further consideration and scrutiny has been undertaken to delineate between Strategic risk and Enterprise (operational risk).
3. Strategic Risks are the risks where Council has little to no control or influence over the risk materialising. Conversely, Enterprise risk focuses on those risks where Council has significant control/influence in relation to the risk materialising.
4. This delineation allows for Council to effectively focus on and consider the Strategic context in which it is operating to provide the constraints and limitations that guide the CEO and Council officers to respond appropriately to any changes that arise in the strategic environment. Council has utilised ISO31000:2018 (Risk Management - Guidelines) in revising its Strategic Risks.
5. At a workshop held 23 April 2021, Councillors and senior management met to discuss and workshop Council's revised Strategic Risks, noting this shift in strategic focus.
6. Seven new risks were identified, details are provided in Attachment 1.
7. The Audit and Risk Committee meeting held 18 June 2021 considered and endorsed the Strategic Risks for Council adoption.

Resolution (CO2021/142)

That Council:

1. Note the work undertaken in revising Council's Strategic Risks.
2. Note Council's Audit and Risk Committee endorsement the revised Strategic Risks.
3. Adopt the revised Council Strategic Risks.

Moved: Cr Tom Melican

Seconded: Cr Rick Garotti

CARRIED

7.3 PROPERTY TRANSACTIONS REPORT - FOR 6 MONTH PERIOD ENDING 30 JUNE 2021

SUMMARY

1. At its Ordinary Meeting on 11 July 2016, Council requested six monthly reports identifying all land acquired, disposed, transferred or exchanged by Council.
2. This report provides an update to the Council and the community where settlement of land and property transactions occurred in the six-month period from 1 January 2021 to 30 June 2021.
3. During this term three Council properties were disposed, which resulted from one strategic property sale, one road discontinuance and one North East Link Project land divestment.
4. This information is presented to Council in February and July/August yearly.

Resolution (CO2021/143)

That Council:

1. Notes this report which identifies the land and property acquired, transferred, exchanged or sold by Council in the preceding six months ending on 30 June 2021.

Land and property sold

Address	Zone	Description	Area m ²	Price Incl. GST
14 Ivanhoe Parade, Ivanhoe	GRZ1	Lot on plan	616	\$2,650,000
Adjacent to 247 Waterdale Road, Ivanhoe	GRZ2	Road	70	\$32,550
Watsonia Station car park, Greensborough Highway, Watsonia	RDZ1 PUZ4	Road	9,810	\$505,000

2. Receive a further report in February 2022 identifying the land and property acquired, disposed, transferred or exchanged by Council in the preceding six months ending 31 December 2021.

Moved: Cr Alison Champion

Seconded: Cr Tom Melican

CARRIED

7.4 RECORD OF COUNCILLOR MEETINGS

SUMMARY

The *Local Government Act 1989* previously required that Assembly of Councillors (meetings of Councillors held outside of the formal Council Meeting program) were to be reported to the next available Council meeting, this section has now been repealed.

In accordance with the *Local Government Act 2020*, Council at its meeting on 17 August 2020 adopted the Banyule Governance Rules which include the requirement to report to Council on Councillor attendance at Briefings and Advisory Committees.

Record of Meetings

1	Date of Meeting:	21 June 2021 – 6.30pm
	Type of Meeting:	Councillor Briefing Session
	Matters Considered:	
	<ul style="list-style-type: none"> • Rosanna Library Project Update • Assets & City Services Directorate Efficiencies • Draft Banyule Investment Strategy • Strategic Property Strategy 	
	Councillors Present:	
	Peter Castaldo Alison Champion Peter Dimarelos Mark Di Pasquale Rick Garotti Alida McKern Fiona Mitsinikos Elizabeth Nealy	
	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> Kath Brackett – <i>Director Community Programs</i> Kerryn Woods – <i>Executive & Councillors Team Leader</i> Ruth Robles McColl – <i>Senior Project Manager</i>		
Others Present:		
Nil		
Conflict of Interest:	Nil	

2	Date of Meeting:	28 June 2021 – 5.37pm
	Type of Meeting:	Council Meeting Pre-Briefing
	Matters Considered:	
Items listed on the agenda for Council Meeting 28 June 2021 as below:		
2.1 Petition - Montmorency Community Hub		
4.1 Power Purchase Agreement (PPA) - Commencement of 100% Green Power		

	<p>5.1 Adoption of Road Management Plan 2021</p> <p>5.2 Temporary Outdoor Dining Parklets</p> <p>5.3 Consideration of Submissions and Objections - Heidelberg Central Shopping Precinct Special Charge</p> <p>5.4 Ivanhoe Library and Cultural Hub Project Close out Report</p> <p>5.5 Rosanna Station Integrated Development Opportunity</p> <p>5.6 Major Transport Projects Update</p> <p>6.1 Virtual Meeting Participation - Consultation Paper</p> <p>7.1 Proposed Budget 2021/22 - Declarations</p> <p>7.2 Adoption of Revenue and Rating Plan 2021-2025</p> <p>7.3 Adoption of Banyule City Council Budget 2021-202573</p> <p>7.4 2020 Banyule Election Report</p> <p>7.5 Record of Councillor Meetings</p>		
	<p>Councillors Present:</p> <p>Peter Castaldo Alison Champion Peter Dimarelos Mark Di Pasquale Rick Garotti Alida McKern Tom Melican Fiona Mitsinikos Elizabeth Nealy</p>		
	<p>Staff Present:</p> <p>Allison Beckwith - <i>Chief Executive Officer</i> Geoff Glynn – <i>Director Assets & City Services</i> Marc Giglio – <i>Director Corporate Services</i> Jonathan Risby – <i>Acting Director City Development</i> Kath Brackett – <i>Director Community Programs</i> Gina Burden – <i>Manager Governance & Communication</i> Emily Outlaw – <i>Council Business Team Leader</i> Samuel Moore – <i>Council Business Officer</i></p>		
	<p>Others Present:</p> <p>Nil</p>		
	<table border="1"> <tr> <td>Conflict of Interest:</td> <td>Nil</td> </tr> </table>	Conflict of Interest:	Nil
Conflict of Interest:	Nil		

3	Date of Meeting:	5 July 2021 – 6.30pm
	Type of Meeting:	Councillor Briefing Session
	Matters Considered:	
	<ul style="list-style-type: none"> • Australian Community Foundation • Urban Forest Strategy Revision • Retail Activity Centres Marketing and Management Schemes • Gift Card Program • Corporate Services Directorate Improvements and Efficiencies 	

Councillors Present:	
Peter Castaldo Alison Champion Mark Di Pasquale Rick Garotti Alida McKern Tom Melican Fiona Mitsinikos Elizabeth Nealy	
Staff Present:	
Allison Beckwith - <i>Chief Executive Officer</i> Darren Bennett – <i>Director Assets & City Services</i> Marc Giglio – <i>Director Corporate Services</i> Scott Walker – <i>Director City Development</i> Kath Brackett – <i>Director Community Programs</i> Vivien Ferlaino – <i>Governance Coordinator</i> Roberta Colosimo - <i>Manager Family and Youth</i> Ana Caicedo – <i>Acting Manager Parks & Open Spaces</i> Ben De Klepper – <i>Urban Forestry Coordinator</i> Erica Hardie – <i>Senior Project Manager, Economic Development</i> Michelle Isherwood - <i>Economic Development Coordinator</i>	
Others Present:	
Olivia Clark-Moffatt and Maree Sidey from Australian Community Foundation	
Conflict of Interest:	Nil

Resolution (CO2021/144)

That the Record of Councillor meetings report be received.

Moved: Cr Elizabeth Nealy

Seconded: Cr Alison Champion

CARRIED

8. SEALING OF DOCUMENTS

Nil

9. NOTICES OF MOTION

Nil

10. GENERAL BUSINESS**10.1 CONDOLENCE - GEORGE FARRINGTON OAM**

Cr Tom Melican raised an item of general business relating to the passing of Mr Harry Norman George Farrington – Founder of Open House. Cr Melican expressed Council's condolences and highlighted Mr Farrington's achievements, significant support and contribution to the Banyule community.

10.2 VIEWBANK SCOUTS - 100 YOUTH SIGNED UP

Cr Fiona Mitsinikos raised an item of general business relating to the Viewbank Scouts. Cr Mitsinikos congratulated Viewbank Scouts on having 100 registered members at one time which is a record for the organisation.

10.3 EID WITH COLOURS

Cr Alison Champion raised an item of general business relating to EID with Colours, an event held on 4 July 2021. Cr Champion attended the cultural event and celebrated organisers and participants of various backgrounds.

10.4 COVID RESTRICTIONS - APPOINTMENT CANCELLATIONS

Cr Alida McKern raised an item of general business relating to COVID Restrictions that the celebratory working bee for Friends of Wilson Reserve scheduled for 25 July 2021 has been cancelled.

10.5 NATIONAL TREE DAY

Cr Alida McKern raised an item of general business relating to National Tree Day. Cr McKern highlighted 3 planting projects organised by Parks & Gardens on 3 August 2021.

10.6 DRAFT IVANHOE SPORTS PRECINCT PLAN CONSULTATION

Cr Alida McKern raised an item of general business relating to the Draft Ivanhoe Sports Precinct Plan Consultation extension. Consultation on the Plan has been extended to 30 August 2021. Visit the Shaping Banyule page online for further information.

10.7 EXPRESSION OF APPRECIATION OF THE CEO AND EXECUTIVE TEAM

Cr Tom Melican raised an item of general business relating to a recent exposure incident and extended appreciation of the CEO and Executive Team. Cr Melican acknowledged and commended Council officers for their conduct during the challenging time.

10.8 JOBS ROUNDTABLE

Cr Rick Garotti raised an item of general business relating to the Jobs Roundtable. Cr Garotti listed the guests and participants and also thanked the CEO and Council officers for hosting the successful event.

Closure of Meeting

The Meeting was closed at 8.17pm.

DATED: DAY OF 2021

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MAYOR

The next Ordinary Meeting of Council will be held on Monday, 9 August 2021.

PUBLIC QUESTIONS

1	<p>Name & Suburb</p> <p>Marcus Wigan - Eaglemont</p>
	<p>Question:</p> <p>Please report on the steps taken to stop to overdeveloped sites in eaglemont (eg mount st) and the positive steps to support and approve low density proposals(eg castle st)</p>
	<p>Response:</p> <p>The Neighbourhood Character Strategy, first prepared by Banyule Council nearly 20 years ago and reviewed on a number of occasions over the years since then, sets the framework for residential character. The associated neighbourhood character guidelines and complementary environmental, landscape and vegetation controls in the planning scheme are also important to guiding the outcome for new developments, but must also be considered in the broader context of the State Planning requirements and other objectives of the planning system. The requirements of the planning scheme identify the important elements, such as front setbacks, trees, building form and rear setbacks but do not act as rigid controls that prevent development but rather manage the change that is taking place over time and in a considered way. Unfortunately, the strength of the neighbourhood character measures is not always given the weighting desired by Council in all cases, especially when decisions are challenged at the Victorian Civil and Administrative Tribunal.</p> <p>Council is currently working with the community to develop a new community vision. The community feedback to date confirms the importance of neighbourhood character and in particular trees to many in the community. This visioning work will help underpin further reviews of the Council Planning Scheme, Housing Framework, Neighbourhood Character and vegetation controls planned for the next few years to establish opportunities to further strengthen the Planning Framework which guides new developments.</p> <p><i>Scott Walker – Director City Development</i></p>

2	<p>Name & Suburb</p> <p>Alicia Waters - Rosanna</p>
	<p>Question:</p> <p>Could council advise in a table how many parking fines were issued for each of the last 4 financial years by suburb and include revenue generated?</p>
	<p>Response:</p> <p>The following table details the number of parking infringements issued for the last 4 financial years and the net revenue generated. A breakdown by suburb is not available.</p>

	No of parking infringements issued including warnings	Revenue (value of infringements issued less cost)
20/21	20443	\$82,138
19/20	27014	\$1,093,121
18/19	34192	\$1,570,299
17/18	34842	\$1,723,608

Please note not all infringements get paid, so revenue is higher than actual income received.

Scott Walker – Director City Development

3	Name & Suburb									
	Anonymous									
	Question:									
	Could council advise in a table how many resident parking permits were issued for each of the last 4 financial yrs by suburb & incl revenue generated									
	Response:									
	The following table details the number of residential parking permits issued for the last 2 financial years and the income generated. Net revenue is not calculated for this service as costs are embedded across the administration within the Transport Service Unit. Data for the 18/19 and 17/18 financial years is not available due to system changes. A breakdown by suburb is not available.									
	<table border="1"> <thead> <tr> <th></th> <th>No of parking permits issued</th> <th>Income from permits issued</th> </tr> </thead> <tbody> <tr> <td>20/21</td> <td>1961</td> <td>\$29,831</td> </tr> <tr> <td>19/20</td> <td>2262</td> <td>\$36,026</td> </tr> </tbody> </table>		No of parking permits issued	Income from permits issued	20/21	1961	\$29,831	19/20	2262	\$36,026
	No of parking permits issued	Income from permits issued								
20/21	1961	\$29,831								
19/20	2262	\$36,026								
	<i>Scott Walker – Director City Development</i>									

4	Name & Suburb
	Alicia Curry - Rosanna
	Question:
	With removal of s223 of the LGA (1st July 2021), what legislation mandates the right of the public to address council directly in council meetings?

	<p>Response:</p> <p>The new <i>Local Government Act 2020</i> moved from a prescriptive to a principles-based approach. A key principle of the new Act is Community Engagement. All Councils were required to adopt a Community Engagement Policy by 31 March 2021. Council adopted the Banyule Community Engagement Policy 2020 at its meeting on 21 September 2020.</p> <p>This key principle aims to ensure the community have the opportunity to engage with their council on local priorities and the future of their community.</p> <p>Councils must, at a minimum, apply their community engagement policy in the development of the following:</p> <ul style="list-style-type: none"> • planning and financial management • community vision • council plan • financial plan <p>Banyule’s Community Engagement policy outlines the core values for public participation. Participation is not limited to addressing Council.</p> <p>Whilst there is no legal requirement that mandates Council to hear from the public directly at a council meeting, Council is committed to ensuring genuine engagement to develop and implement policies, programs and services.</p> <p>It covers a wide variety of Council/community interactions, ranging from information sharing through to active participation in policy development, decision making and advocacy processes.</p> <p>Such participation involves committees, reference groups, community forums, surveys and submissions via the engagement platform Shaping Banyule.</p> <p>A copy of the Policy is available at https://www.banyule.vic.gov.au/About-us/Policies-plans-strategies/Council-plans-and-strategies/Community-Engagement-Policy-Toolkit-and-Resources</p> <p>Section 223 of the <i>Local Government Act 1989</i> still exists for certain statutory requirements such as special charge schemes.</p> <p><i>Marc Giglio – Director Corporate Services</i></p>
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5	<p>Name & Suburb</p> <p>Anonymous</p>
	<p>Question:</p> <p>What allows council to continually change & constrict public questions, now limited to 150 characters?</p>
	<p>Response:</p>

	<p>Council has received feedback on the use of the public question form and in response has made a number of changes.</p> <p>The changes include two separate fields to capture background information which is provided to Councillors and staff to assist with a response to the question.</p> <p>The changes to the question field has been positive with increased questions being valid in line with the Public question time guidelines.</p> <p><i>Marc Giglio – Director Corporate Services</i></p>
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6	<p>Name & Suburb</p> <p>Anonymous</p>
	<p>Question:</p> <p>What status do the Wildlife Corridors Program and Banyule's Climate (Emergency) Action Plan have in the Banyule Planning Scheme ?</p>
	<p>Response:</p> <p>The Wildlife Corridors Program (2000) is a Background Document to the Banyule Planning Scheme and is referenced in the Environmental Significance Overlay (ESO) at Schedules 1 and 2 (Clauses 42.01 Schedule 01 (or S01) and Clause 42.01 S02. It provides background context but carries no formal status from a decision-making perspective. The Climate (Emergency) Action Plan is a Council position and identifies a range of actions that Council will look to implement but it has no status (and isn't referenced) in the Banyule Planning Scheme.</p> <p><i>Scott Walker – Director City Development</i></p>