

Minutes of the Ordinary Meeting of Council



Held on the 22 March 2021

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

PRESENT	3
APOLOGIES	3
LEAVE OF ABSENCE	3
CONFIRMATION OF MINUTES	3
DISCLOSURE OF INTERESTS	3
1. URGENT BUSINESS	3
2. PETITIONS	3
Nil	
3. PEOPLE – COMMUNITY STRENGTHENING AND SUPPORT	3
Nil	
4. PLANET – ENVIRONMENTAL SUSTAINABILITY	3
Nil	
5. PLACE – SUSTAINABLE AMENITY AND BUILT ENVIRONMENT	4
5.1 93 Watsonia Road WATSONIA - Packaged Liquor LicenCe (P1550/2020)	4
5.2 Minor Corrections to Amendment C120 - Postcode 3081 Urban Design Framework	5
6. PARTICIPATION – COMMUNITY INVOLVEMENT IN COMMUNITY LIFE	6
6.1 Banyule 2041 Shaping Our Future - Stage 1 Community Engagement Findings	6
6.2 Yarra Plenty Regional Library Board & Audit Committee Vacancy	7
7. PERFORMANCE - USE OUR RESOURCES WISELY	8
7.1 Proposed Leases - Skye Children's Cooperative Ltd and Children's Protection Society Inc t/as Kids First Australia (Fairy Hills Preschool)	8
7.2 Procurement of Energy through Power Purchase Agreements	10
7.3 Award of Contract No. 1089-2020 - Managed Tyre Service for Council Fleet	11
7.4 Award of Contract No. 1070-2020 - Automotive Smash Repairers, Vehicle Detailing and Towing Services	12
7.5 Award of Contract No. 1084-2020 - Provision of Hire of Plant and Operator	13
7.6 Award of Contract No. MAV NPN 2.15-2 - Provision of Heavy Plant Machinery and Equipment	14
7.7 Extension of Contract No. 0999-2020 - The Centre Ivanhoe - Venue Management, Catering and Hospitality Services	15
7.8 Highlights Report - New Council Term	16
7.9 Record of Councillor Meetings	17
8. SEALING OF DOCUMENTS	20
Nil	
9. NOTICES OF MOTION	20
Nil	
10. GENERAL BUSINESS	20
10.1 Heidelcare Discontinuance	20
10.2 Harmony Week Attendance & Book Launch	21
10.3 Significant Trees of Ivanhoe - Walking Tour	21
10.4 Yarra Junior Football League	22
CLOSURE OF MEETING	22
PUBLIC QUESTION TIME	23

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 1 March 2021

Moved: Cr Tom Melican

Seconded: Cr Peter Dimarelos

CARRIED

Disclosure of Interests

Nil

1. URGENT BUSINESS

Nil

2. PETITIONS

Nil

3. PEOPLE – COMMUNITY STRENGTHENING AND SUPPORT

Nil

4. PLANET – ENVIRONMENTAL SUSTAINABILITY

Nil

5. PLACE – SUSTAINABLE AMENITY AND BUILT ENVIRONMENT**5.1 93 WATSONIA ROAD WATSONIA - PACKAGED LIQUOR LICENCE (P1550/2020)**

A written statement was read on behalf of Chris McArdle.

SUMMARY

1. A planning permit was received by Council. The application seeks approval for a packaged liquor licence from the site at 93 Watsonia Road, Watsonia. Planning permission for a liquor licence is required in accordance with Clause 52.27 - Licensed Premises.
2. The following operating hours are proposed:

Monday – Saturday: 9am - 11pm
Sunday: 10am - 11pm
ANZAC Day: 12 noon - 11pm
Good Friday and Christmas Day: No trade
3. A total of 15 objections have been received during public notification. Amenity concerns regarding intensification of use as a function centre, noise, overflow car parking and disorderly behaviour were predominantly raised in the objections.
4. Subject to the conditions requiring reduced trading hours, it is considered that the proposal should be supported.

Resolution (CO2021/51)

That Council having complied with Section 52, 58, 60, 61 and 62 of the Planning and Environment Act 1987, resolve to issue a Refusal to Grant a Planning Permit in respect of Application No. P1550/2020 to allow the sale of packaged liquor at 93 Watsonia Road WATSONIA on the following grounds:

1. The proposed sale of packaged liquor would have an adverse impact on the amenity of the area due to the cumulative impact of the new licensed premise with the existing licensed premises in the Watsonia Activity Centre contrary to the provisions of Clause 52.27 – Licensed Premises of the Banyule Planning Scheme.
2. The proposed sale of packaged liquor would have an adverse impact on the amenity of the area due to the hours of operation of the new licensed premise having regard to the hours of the existing licensed premises in the Watsonia Activity Centre contrary to the provisions of Clause 52.27 – Licensed Premises of the Banyule Planning Scheme.

Moved: Cr Mark Di Pasquale

Seconded: Cr Rick Garotti

CARRIED

5.2 MINOR CORRECTIONS TO AMENDMENT C120 - POSTCODE 3081 URBAN DESIGN FRAMEWORK**SUMMARY**

1. Banyule Planning Scheme Amendment C120 (C120) implemented the built form and landscape guidance of the Postcode 3081 Urban Design Framework (UDF) in the Banyule Planning Scheme.
2. C120 was exhibited in 2018 before being referred to a Planning Panel for review. The Panel recommended changes to the amendment, which were adopted by Council.
3. The updated amendment was then sent to the Minister for Planning for approval. Further refinements were made during this approval process, which has resulted in some technical errors.
4. C120 was approved by the Minister and included in the Banyule Planning Scheme on 15 October 2020. The technical errors have since been identified.
5. Council can request that the Minister correct these errors through a streamlined amendment process known as a 'prescribed amendment'.
6. The corrections to be included will ensure that the controls in the Banyule Planning Scheme align with the controls that were supported by the Planning Panel and adopted by Council at its meeting on Monday 16 September 2019.

Resolution (CO2021/52)

That Council request the Minister for Planning prepare a prescribed amendment to correct the technical errors made during the approval of Planning Scheme Amendment C120.

Moved: Cr Peter Dimarelos
Seconded: Cr Fiona Mitsinikos

CARRIED

6. PARTICIPATION – COMMUNITY INVOLVEMENT IN COMMUNITY LIFE

6.1 BANYULE 2041 SHAPING OUR FUTURE - STAGE 1 COMMUNITY ENGAGEMENT FINDINGS

SUMMARY

1. The *Local Government Act 2020* (the Act) requires councils to undertake deliberative engagement to inform the development of the Community Vision, Council Plan, long-term Financial Plan and Asset Plan.
2. To fulfil the requirements of the Act and to continue Banyule's long and strong history of working collaboratively with the community, Banyule 2041 Shaping Our Future Project was endorsed on 7 September 2020.
3. Banyule 2041 Shaping Our Future - Stage 1 community engagement was delivered as planned from 30 November 2020 to 31 January 2021. Throughout this period, the Banyule community and stakeholders actively engaged with the Project through a range of tools and forums including online workshops, face to face focus groups, and online surveys.
4. The engagement response and participation to Banyule 2041 Stage 1 has been very positive, and consistent feedback has been received from the community and stakeholders. A brief summary of key findings includes:
 - The community values Open space, natural environment, strong sense of community, easy to get around location, facilities, service and Council's genuine commitment to their community were highly.
 - The Banyule community aspires for a sustainable future, and a community that is diverse, inclusive, active, healthy and engaged. A strong local economy, support for youth employment and diverse housing choices were also shared views for the future of Banyule.
 - In the coming years, the community expects Council to maintain focus on environmental sustainability, health and wellbeing of community, local jobs and economy, youth employment, provision of accessible and diverse housing choices, and good governance, advocacy and leadership.
 - Support for increasing revenue through increased fees for developments, increased spending in sustainability initiatives, waste management, health and wellbeing, local business was clearly articulated.
 - Maintaining current assets opposed to building new, borrowing funds to build infrastructure, and spending more on parks and open space were some of the consistent themes for capital works allocation in coming years
5. The Stage 1 engagement findings will now be shared with the participants and the wider community through Shaping Banyule and Council's Website.

Resolution (CO2021/53)

That Council:

1. Endorse the Banyule 2041 Shaping Our Future – Stage 1 Key Findings.
2. Share the key findings with Stage 1 participants and the wider Community through Shaping Banyule and Council's Website.

Moved: Cr Alison Champion
Seconded: Cr Elizabeth Nealy

CARRIED

6.2 YARRA PLENTY REGIONAL LIBRARY BOARD & AUDIT COMMITTEE VACANCY

SUMMARY

1. Annually Council appoints Councillor delegates to the Banyule Advisory Committees and other external committees where it is valuable for Banyule to have Council input.
2. In November 2020, Council resolved to appoint Cr Tom Melican and Cr Alison Champion as the delegates and; Cr Elizabeth Nealy substitute delegate for the Yarra Plenty Regional Library (YPRL) Board and the YPRL Audit Committee.
3. Cr Tom Melican has resigned from the position of delegate and therefore this position is vacant.
4. Council's appointment of a new delegate to the YPRL Board and the YPRL Audit Committee is required.

Resolution (CO2021/54)

That Council:

1. Appoint Councillor Elizabeth Nealy as delegate to the Yarra Plenty Regional Library Board and;
2. Appoint Councillor Elizabeth Nealy as delegate to the Yarra Plenty Regional Library Audit Committee.
3. Appoint Councillor Alida McKern as sub-delegate of the Yarra Plenty Regional Library Board and Audit Committee.

Moved: Cr Peter Castaldo
Seconded: Cr Alida McKern

CARRIED

7. PERFORMANCE - USE OUR RESOURCES WISELY**7.1 PROPOSED LEASES - SKYE CHILDREN'S COOPERATIVE LTD AND CHILDREN'S PROTECTION SOCIETY INC T/AS KIDS FIRST AUSTRALIA (FAIRY HILLS PRESCHOOL)****SUMMARY**

1. Council owns and leases the land and improvements at 9-11 Skye Street, Macleod (Skye Children's Cooperative Ltd ["Skye"] and 7 Thyer Road, Ivanhoe (Fairy Hills Preschool).
2. The lease for 9-11 Skye Street, Macleod expired on 31 December 2020.
3. 7 Thyer Road, Ivanhoe (Fairy Hills Preschool) is currently under an interim 12-month lease with Children's Protection Society Inc trading as Kids First Australia ["CPS"] which is due to expire on 27 August 2021.
4. Neither lease provided an option for a further term.
5. The interim 12-month lease for CPS is due to expire on the 27 August 2021.
6. It is proposed that Council enter into new leases with both Skye and CPS.
7. Under section 190 of the Local Government Act 1989 ('the Act') Council is required to give notice of its intention to lease where the lease is to be for 1 year or more and where the current market rental value of the land is \$50,000 or more a year. The statutory procedures under sections 190 and 223 of the Act by giving notice of Council's intention to enter a lease with Skye and CPS have been completed.
8. Public notice was given in the Herald Sun newspaper on Wednesday 6 January 2021. At the close of the submissions period on 11 February 2021 no submissions had been received.
9. This report seeks Council's consideration on the granting of leases for the following terms:

Entity	Council owned Land	Lease Term	Commencing Rent
Skye Children's Cooperative Ltd	9-11 Skye Street, Macleod	5 years commencing 1 January 2021	\$2,004.08 per annum plus GST (with 2% annual increments)
Children's Protection Society Inc t/as Kids First Australia (CPS)	7 Thyer Road, Ivanhoe (Fairy Hills Preschool)	3 years, 8 months, 2 days commencing 28 August 2020 and ending 30 April 2025 (end date to coincide with other Preschool Leases)	\$1,857.00 per annum plus GST (with 2% annual increments)

Both proposed leases have been prepared in accordance with Council's Lease and Licence Framework 2018.

Resolution (CO2021/55)

That:

1. Having complied with sections 190 and 223 of the *Local Government Act 1989*:
 - a. by giving public notice in the "*Herald Sun*" on Wednesday 6 January 2021;
 - b. by providing an opportunity to those who have requested to be heard at Council's Ordinary Meeting of 22 March 2021 to be heard at that meeting; and
 - c. by recording that no submissions were received;
 - o Council grants to Skye Children's Cooperative Ltd a lease of 9-11 Skye Street, Macleod for a term of five (5) years, commencing 1 January 2021 at the commencing rent of \$2,004.08 per annum plus GST; and
 - o Council grants to Children's Protection Society Inc t/as Kids First Australia, a lease of 7 Thyer Road, Ivanhoe (Fairy Hills Preschool) for a term of 3 years, 8 months and 2 days, commencing 28 August 2021, at the commencing rent of \$1,857.00 per annum plus GST.
2. Council authorises the Director Community Programs to execute the Lease deeds on behalf of the Council.

Moved: Cr Mark Di Pasquale

Seconded: Cr Tom Melican

CARRIED

7.2 PROCUREMENT OF ENERGY THROUGH POWER PURCHASE AGREEMENTS SUMMARY

1. Council has decided to procure 100% of electricity through power purchase agreements for renewably sourced electricity.
2. The turnaround times to confirm Council's acceptance of the contract offer for the Local Government Power Purchase Agreement (LG PPA) is compacted and does not allow time for a Council Report.
3. This report seeks Council's approval to delegate the contract authority to the CEO to enter into Contract to procure power under the LG PPA and to execute the agreement upon the successful completion of the tender process.

Resolution (CO2021/56)

That Council:

1. Authorise the Chief Executive Officer to sign the Local Government Power Purchasing Agreement, final Renewable Energy Sales Agreement and all other documents associated with the nominated Energy Retailer for the provision of renewable energy for the following: large sites electricity, small sites electricity and unmetered street lighting.
2. In exercising the delegation in 1 above, the Chief Executive Officer is to confirm Council's baseline energy cost and modelling of Business As Usual energy pricing and only sign the Agreement if the final Power Purchasing Agreement offer is less than the expected Business As Usual cost over the Power Purchasing Agreement contract period.

Moved: Cr Peter Castaldo

Seconded: Cr Alida McKern

CARRIED

7.3 AWARD OF CONTRACT NO. 1089-2020 - MANAGED TYRE SERVICE FOR COUNCIL FLEET**SUMMARY**

1. This report is to consider the awarding of Contract No. 1089-2020 – Managed Tyre Service for Council Fleet.
2. Tenders were received from five companies.
3. The Tender Evaluation Panel (TEP) has recommended awarding the contract to Goodyear & Dunlop Tyres (Australia) Pty Ltd in accordance with the tender and conditions as determined by Council.
4. The contract will commence 1 April 2021. The initial contract term shall be for a maximum initial contract term of one year with the option to extend for further periods of any duration up to a maximum extension period of four years based on satisfactory performance and meeting Council objectives.

Resolution (CO2021/57)

That Council:

1. Award Contract No. 1089–2020 - Managed Tyre Service for Council Fleet to Goodyear & Dunlop Tyres (Australia) Pty Ltd on a schedule of rates basis for an initial contract term of one year with an option to extend for further periods of any duration up to a maximum extension period of four years.
2. Authorise the Director of Assets and City Services to sign the contract and any other associated documents.
3. Authorise the Director of Assets and City Services to award extensions of this Contract, subject to review of the Contractor's performance and Council's business needs, at the conclusion of the initial one (1) year contract term and extension periods.

Moved: Cr Mark Di Pasquale

Seconded: Cr Tom Melican

CARRIED

7.4 AWARD OF CONTRACT NO. 1070-2020 - AUTOMOTIVE SMASH REPAIRERS, VEHICLE DETAILING AND TOWING SERVICES**SUMMARY**

1. This report is to consider the awarding of Contract No. 1070-2020 – Automotive Smash Repairers, Vehicle Detailing and Towing Services.
2. Tenders were received from 19 companies.
3. The Tender Evaluation Panel (TEP) has recommended awarding the contract in accordance with the tender and conditions as determined by Council to Bundoora Motor Panels, Rosanna Car Care & Watsmith Group for Passenger Vehicle Smash Repairs, Detailing & Towing Services; Modern Truck & Trailer Repairs for Heavy Haulage Trucks - Smash Repairs; and Modern Towing & Salvage (Aust) Pty Ltd for Heavy Haulage Trucks - Towing Services.
4. The contract will commence 1 April 2021, with an initial contract term of one (1) year with the option to extend for further periods of any duration up to a maximum extension period of four (4) years at Councils discretion.

Resolution (CO2021/58)

That Council:

1. Award Contract No. 1070-2020 – Automotive Smash Repairers, Vehicle Detailing and Towing Services for an initial contract term of one (1) year with the option to extend for further periods of any duration up to a maximum extension period of four (4) years, to:
 - a. Category 1: Passenger Vehicle Smash Repairs, Detailing & Towing Services
 - Bundoora Motor Panels
 - Rosanna Car Care
 - Watsmith Group
 - b. Category 2: Heavy Haulage Trucks - Smash Repairs
 - Modern Truck & Trailer Repairs
 - c. Category 3: Heavy Haulage Trucks - Towing Services
 - Modern Towing & Salvage (Aust) Pty Ltd.
2. Authorise the Director of Assets and City Services to sign the contract and any other associated documents.
3. Authorise the Director of Assets and City Services to award extensions of this Contract, subject to review of the Contractor's performance and Council's business needs, at the conclusion of the initial one (1) year contract term and extension periods.

Moved: Cr Fiona Mitsinikos

Seconded: Cr Elizabeth Nealy

CARRIED

7.5 AWARD OF CONTRACT NO. 1084-2020 - PROVISION OF HIRE OF PLANT AND OPERATOR**SUMMARY**

1. This report is to consider the awarding of Contract No. 2020/1084 – Provision of Hire of Plant and Operator.
2. Council sought tenders from experienced contractors to create a panel of service providers.
3. Tenders were received from six companies.
4. The Tender Evaluation Panel (TEP) has recommended awarding the contract to Jubilee Trial Pty Ltd and MJG Excavations Pty Ltd in accordance with the tender and conditions as determined by Council.
5. The contract will commence 1 April 2021. The Initial Contract Term shall be for a maximum initial period of 2 year(s) with the option to extend for 2 further periods of 2 years each based on satisfactory performance and meeting Council objectives.

Resolution (CO2021/59)

That Council:

1. Award Contract No. 1084-2020 - Provision of Hire of Plant and Operator to Jubilee Trial Pty Ltd and MJG Excavations Pty Ltd for an initial period of 2-years.
2. Authorise the Director Assets & City Services to sign the contract and any other associated documents.
3. Authorise the Director Assets & City Services to award extensions of this Contract, subject to review of the Contractor's performance and Council's business needs, at the conclusion of the initial two-year contract term and each extension period.

Moved: Cr Peter Castaldo
Seconded: Cr Tom Melican

CARRIED

7.6 AWARD OF CONTRACT NO. MAV NPN 2.15-2 - PROVISION OF HEAVY PLANT MACHINERY AND EQUIPMENT**SUMMARY**

1. This report is to consider the awarding of Contract No. MAV NPN 2.15-2 Provision of Heavy Plant Machinery and Equipment.
2. Council previously approved the use of Municipal Association of Victoria (MAV) Procurement, National Procurement (NPN) contracts, Procurement Australia (PA) and State Government Contracts. These contracts provide benefits of collective purchasing and to improve efficiency in the procurement process of Council's fleet.
3. In accordance with Section 186 of the *Local Government Act 1989*, Council opted into contract NPN 2.15 Provision of Heavy Plant Machinery Equipment via MAV, which expired in September 2020.
4. These services have now been renewed through a new public tender process undertaken by Local Buy Pty Ltd (LGA Queensland) and MAV to establish a Panel of Prequalified Suppliers under a Standing Offer Deed.
5. This Panel of Prequalified Suppliers will provide Council with the ability to purchase plant and fleet items, at the most cost-effective price ensuring that Council's operational expenses are minimised.
6. This Standing Offer Deed has been established for a period of 5 years commencing 1 November 2020 and ending 30 September 2022, with optional extension periods of 36 months in total.

Resolution (CO2021/60)

That Council:

1. Approves the use of the MAV NPN 2.15-2 Provision of Heavy Plant Machinery and Equipment Panel of Prequalified Suppliers to purchase Council's Truck and Truck Bodies for an initial contract term of 18 months ending 30 September 2022 with optional extension periods of 36 months in total.
2. Authorise the Director of Assets and City Services to sign the contract and any other associated documents.
3. Authorise the Director of Assets and City Services to award extensions of this Contract, subject to review of the Contractor's performance and Council's business needs, at the conclusion of the initial 18-month contract term and extension periods.

Moved: Cr Peter Dimarelos
Seconded: Cr Elizabeth Nealy

CARRIED

7.7 EXTENSION OF CONTRACT NO. 0999-2020 - THE CENTRE IVANHOE - VENUE MANAGEMENT, CATERING AND HOSPITALITY SERVICES**SUMMARY**

1. On the 16 December 2019 Council resolved to award Contract No. 0999-2020 - The Centre Ivanhoe - Venue Management, Catering & Hospitality Services to the Peter Rowland Group commencing on 1 January 2020 for an initial term of three (3) years to 31 December 2022 with the options for Council to extend the contract for a further period of two (2) x three (3) year terms
2. The commencement of this contract has been significantly delayed due to COVID-19 pandemic and the consequent negative impacts on business and the scheduled completion of the Ivanhoe Library and Cultural Hub
3. Peter Rowland Group have recently written to Council requesting an official extension of the initial term of contract for a period of one (1) year due so that the initial three (3) year term can commence from 1 January 2021 to make up for the lost year.
4. There is no financial impost to either party as a result of this extension request.

Resolution (CO2021/61)

That Council:

1. Approve an extension of the initial term of contract for a period of one (1) year so that the initial three (3) year term commences from 1 January 2021
2. A deed of variation is executed and issued to Peter Rowland Group (PRG) reflecting this change
3. Authorise the Director Community Programs to extend the contract for further periods of 2 x 3 years subject to satisfactory performance and the meeting of Council objectives and approve any variations.
4. Receive a further report in October 2021 on the negotiated Key Performance Indicators.
5. Receive a further report on the Contract Performance after the first term (3 years).

Moved: Cr Alison Champion

Seconded: Cr Tom Melican

CARRIED

7.8 HIGHLIGHTS REPORT - NEW COUNCIL TERM**SUMMARY**

1. The new Council term began after a General Election was held on the 24 October 2020.
2. Councillors were sworn into office on Monday 9 November 2020.
3. Banyule now operates with nine Councillors after an electoral review increased the number of wards and Councillors.
4. Council held its first Council Meeting 18 November 2020, since then a further 4 Council Meetings have been held including the Mayoral election meeting.
5. Six Councillor briefings have occurred to update the new Council on key projects and develop the 2021/2022 Budget.
6. Councillors have undertaken mandatory training which must be completed within six (6) months after a general election.
7. A major piece of engagement work is presently being undertaken - Banyule 2041 – Shaping Our Future. Council heard from many groups and individuals via a number of different ways.
8. Council has made several major decisions during a challenging time of changing in relation to the COVID pandemic.
9. Major decisions, and programs delivered by Council have centered on:
 - Community Strengthening & Support,
 - Support to our Community on the COVID-19 Impacts
 - Major Transport Projects and Advocacy
 - Local Government Act 2020 Implementations
 - Financial Management
 - Community engagement on Banyule 2041 – Shaping Our Future
10. This report provides high level highlights and updates on the projects and works undertaken to date.

Resolution (CO2021/62)

That Council note the range of significant projects and work undertaken to date in its first 100 days in office, which have included major decisions and programs relating to:

- Community Strengthening & Support,
- Support to our Community on the COVID-19 Impacts
- Major Transport Projects and Advocacy
- Local Government Act 2020 Implementations
- Financial Management
- Community engagement on Banyule 2041 – Shaping Our Future

Moved: Cr Tom Melican

Seconded: Cr Rick Garotti

CARRIED

7.9 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:	1 February 2021 – 6.30pm
	Type of Meeting:	Councillor Briefing Session
	Matters Considered:	
	<ul style="list-style-type: none"> • Food Organics Garden Organics - Service Implementation • Waste Service Charge: 'User-Pays' versus 'Service Rate' • Budget and Capital Works & Initiatives Program Development • Banyule Bus Shelter Contract - Next Steps • Update on Transition Process for Council Aged Services provided under the Commonwealth Home Support Program. • Bellfield Social Housing - Community Engagement Commenced • Preparation of Draft 2021-2025 Revenue and Rating Plan • Quarterly Financial Management Report - December 2020 	
	Councillors Present:	
	Peter Castaldo Alison Champion Peter Dimarelos Mark Di Pasquale Rick Garotti Alida McKern Tom Melican 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> Kerry Woods – <i>Executive and Councillor Team Leader</i> Megan Kemp – <i>Councillor Support and Civic Events</i> Russell Darling – <i>Manager Strategic Waste</i> James Kelly – <i>Manager Delivery & Assets</i> Tania O'Reilly – <i>Manager Finance and Procurement</i>	
	Others Present:	
	Nil	
	Conflict of Interest:	Nil

2	Date of Meeting:	19 February 2021 – 12pm
	Type of Meeting:	Site Visit – Yarra Flats Park, Ivanhoe East
	Matters Considered:	
	Site visit to Yarra Flats Park, Ivanhoe East, subject site of proposed Banyule Planning Scheme Amendment C107 - Treetop Adventure Park	
	Councillors Present:	
	Peter Castaldo Alison Champion Peter Dimarelos Rick Garotti Alida McKern Elizabeth Nealy	
Staff Present:		
Scott Walker – <i>Director City Development</i> Anthony Calthorpe – <i>City Futures Coordinator</i> Nicola Rooks – <i>Strategic Planner</i>		
Others Present:		
Rob Black – <i>Parks Victoria</i> Phillip Ross – <i>Parks Victoria</i> Brendan Sullivan – <i>Parks Victoria</i>		
Conflict of Interest:	Nil	

3	Date of Meeting:	26 February 2021 – 6.30pm
	Type of Meeting:	Submitter Meeting
	Matters Considered:	
	Banyule Planning Scheme Amendment C107 – Treetop Adventure Park in Yarra Flats (Opportunity to speak before Council)	
	Councillors Present:	
	Peter Castaldo Peter Dimarelos Rick Garotti Alida McKern Tom Melican Fiona Mitsinikos	
Staff Present:		
Scott Walker – <i>Director City Development</i> Nicola Rooks – <i>Strategic Planner</i> Laura Anderson – <i>Executive Assistant – Project Officer</i>		
Others Present:		
Sandrine Gaymard Suzanne Lees David Gentle Michelle Giovas John Cary Liz Vagg Janine Rizzetti Andrew Lees		

	Conflict of Interest:	Nil
4	Date of Meeting: Type of Meeting:	1 March 2021 – 5pm Council Meeting – Pre-Briefing
	Matters Considered:	<p>Items on the Council Agenda for the Ordinary Meeting of 1 March 2021 as listed below:</p> <p>Community Consultation Proposed Street Works - Buena Vista Drive and Surrounds of Montmorency South Primary School Social Enterprise Partnerships Program Update Dumped Rubbish and Litter Plan Implementation Progress Introduction of a Food Organics Garden Organics Service Draft Banyule Bicycle Strategy Planning and Building Activities Report (July - December 2020) Were Street Project - Streetscape and Reserve Upgrade Planning Scheme Amendment C107 - Treetops Adventure Park in Yarra Flats - Exhibition Outcome 197, 199 & 201-209 Para Road GREENSBOROUGH - Works associated with new Lovitt Technologies site (P805/2020) 220-224 Waterdale Road, IVANHOE - Liquor Licence for a Bar and associated reduction in car parking (P316/2020) State Government Funding Applications - Sport and Leisure Complaints Handling Policy Quarterly Financial Management Report - For the period ended 31 December 2020 Award of Contract No. MAV ST20092 - Provision of Trucks and Specialised Bodies Award of Contract No. 1062-2020 - Panel of People and Culture Consultancy Services Award of Contract No. 1086-2020 - Tree Planting & Establishment Services Award of Contract No. 1091-2020 - Construction of New Changerooms at Yulong Reserve and Pavilion Upgrade Works Award of Contract No. 1098-2020 - Supply of Advanced Tree Stock Record of Councillor Meetings</p>
	Councillors Present:	<p>Peter Castaldo Alison Champion Peter Dimarelos Mark Di Pasquale Rick Garotti Alida McKern Tom Melican Fiona Mitsinikos Elizabeth Nealy</p>
	Staff Present:	<p>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> Gina Burden – <i>Manager Governance & Communication</i></p>

Vivien Ferlaino – <i>Governance Coordinator</i> Emily Outlaw – <i>Council Business Team Leader</i>	
Others Present: Nil	
Conflict of Interest:	Nil

Resolution (CO2021/63)

That the Record of Councillor meetings report be received.

Moved: Cr Alison Champion
Seconded: Cr Fiona Mitsinikos

CARRIED

8. SEALING OF DOCUMENTS

Nil

9. NOTICES OF MOTION

Nil

10. GENERAL BUSINESS**10.1 HEIDELCARE DISCONTINUANCE**

Cr Tom Melican raised an item of General Business relating to the discontinuance of local community group 'Heidelcare':

The community group 'Heidelcare' has decided to discontinue and donate their funds to 3081 Angels and Exodus

Heidelcare was started in 1982, 38 years ago by a dedicated voluntary group of caring residents seeking to offer short term assistance to people living within the City of Banyule to assist the elderly, the disabled, the socially and economically disadvantaged, families in need and people living alone.

They provided vital transport for people with limited mobility or who needed assistance in doing basic tasks from shopping to medical appointments.

I was privileged to attend a farewell afternoon tea held on the 14 March 2021, to celebrate the achievements of the group over a very long period.

Alice Hyland was in attendance, who along with her late husband Bob, were founding members. Her achievements were particularly recognised along with long term Secretary and Volunteer Coordinator Rosemary Vecchies and current President Marilyn Kennealy.

The impact of the COVID-19 pandemic and with difficulties attracting younger drivers, the group had found continuing was not possible and very sadly, decided to close.

Heidelcare will be greatly missed and I would like to thank the many volunteers for their dedicated service to the Banyule community for over 38 years.

This highlights the need for Council to assist vulnerable and aging residents to have convenient and safe access to vital services in their area.

10.2 HARMONY WEEK ATTENDANCE & BOOK LAUNCH

Cr Alida McKern raised an item of General Business relating to Harmony Week and a book launch.

On Tuesday 16 March, Councillor Dimerehos, Councillor Melican and myself attended a Harmony Week event in the West Heidelberg Community Hub. One of the event highlights was the launch of the book TEARS OF THE TREES by Abdi-Wali Farah Qambi – who is an elder of the Somali Community of West Heidelberg.

The book is written as a fable about an axeman who chops down the village trees for his own gain and the subsequent damage it causes the village, its people, the land and the animals

Abdi-Wali Farah interweaves recent Somali history and culture into a message urging us all to value and protect our natural environment, particularly our trees. It's encouraging to see cross-cultural expressions promoting the value of our natural environment. My fellow Councillors and I wish to thank all the organisers and helpers of this fine event, with special thanks to Abdi-Wali Farah for his very valuable and very special book about why we need to care for our environment and our trees. Tears of the Trees will be available soon at Council's libraries.

10.3 SIGNIFICANT TREES OF IVANHOE - WALKING TOUR

Cr Alida McKern raised an item of General Business relating to a walking tour of Ivanhoe's significant trees.

Large canopy trees are the single most defining feature of Ivanhoe's neighbourhood character.

Last Sunday, 14 March, I was lucky enough to lead a walking tour with local heritage arborist John Fordham, to view 19 of Ivanhoe's significant trees-as listed on Council's Significant Tree Register. The tour was promoted by Sustainable Community Ivanhoe. Being a trial run, we had a group of 20 enthusiastic local residents who were captivated by the grandeur of native, indigenous and exotic trees ranging in age from 50 to 400+ years. The aims of the tour were to:

- Promote awareness and appreciation of Ivanhoe's large canopy trees,
- Engage discussion and community participation in protecting our trees by nominating more trees for the Banyule Significant Tree Register,
- Encourage more such tours for our residents--in Ivanhoe and all of Banyule.

Interested community groups or individuals wishing to express their support for this initiative, should contact their Banyule Councillors. I wish to thank everyone who participated on Sunday, with special thanks to Tania at SCI, John Fordham, and Ian McKern - who did a great job looking after the group making sure no one was left behind.

10.4 YARRA JUNIOR FOOTBALL LEAGUE SEASON LAUNCH

Cr Fiona Mitsinikos raised an item of General Business relating to Yarra Junior Football League Season Launch.

On Tuesday night (16 March), Cr Melican , Cr Castaldo, Cr McKern and myself attended the Yarra Junior Football League Season Launch. It was a great night to meet key figures in junior footy', such as the junior football club presidents, vice-presidents, secretaries and other volunteers. These people spend many hours behind the scenes getting our footy clubs ready so that all our kids can play. Local sports couldn't do it without them so thank you to all the volunteers out there.

I have a very excited child who returned from training a few weeks ago and is having his first game this weekend. Go Johnny!

Closure of Meeting

The Meeting was closed at 8.08pm.

DATED: DAY OF 2021

.....
MAYOR

The next Ordinary Meeting of Council will be held on Monday, 12 April 2021.

PUBLIC QUESTION TIME

1	<p>Name & Suburb</p> <p>Danny Johnson - Greensborough</p>
	<p>Question:</p> <p>What is the current action Council is doing about North East Links plan to make intersection of Greensborough Road and Nell Street one way only?</p>
	<p>Response:</p> <p>Council is continuing to work with local MPs, residents, traders and community groups to address concerns and advocate for a better design, maximum environmental protection and minimised impacts for our community.</p> <p>We have raised concerns regarding the truncating of a number of roads on the east side of the proposed North East link including Nell Street and requested changes to ensure adequate access is provided to residents and the Greensborough Secondary College.</p> <p>Currently we are waiting for the project design team and design proposal to be announced to see if the concerns raised have been addressed.</p> <p><i>Scott Walker – Director City Development</i></p>
2	<p>Name & Suburb</p> <p>Emma Samuel – Eaglemont</p>
	<p>Question:</p> <p>Why are Councillors and senior officers using disposable plastic bottles at every Council meeting and not reusable water bottles?</p>
	<p>Response:</p> <p>As part of the Council Meeting COVID safe plan, the sharing and handling of water jugs has been temporarily ceased. This means from time-to-time individual water bottles are required. Councillors and staff will be encouraged to use reusable bottles at future meetings.</p> <p><i>Marc Giglio – Director Corporate Services</i></p>

3	<p>Name & Suburb</p> <p>Matthew Goodman - Rosanna</p>
	<p>Question:</p> <p>Council provides a published list of significant trees, but does not include the exact location, age and reason for significance of the trees on the list. Is it possible for Council to publish a map with these extra details about its significant trees?</p>
	<p>Response:</p> <p>The Environmental Significant Overlay (ESO4) currently identifies each significant tree on a map along with a list of each tree listed within the Banyule Planning Scheme. Further detail on each tree is not currently available online.</p> <p>The significant tree database is updated from time to time and then the planning scheme amended to ensure the data is up to date. There is merit in providing further information about each tree online as a future project.</p> <p><i>Scott Walker – Director City Development</i></p>

4	<p>Name & Suburb</p> <p>Roger Marcus Fyfe - Ivanhoe</p>
	<p>Question:</p> <p>Precisely describe the process Council will follow consulting the community regarding the location of a pocket park in the Electorate of Ivanhoe, including:</p> <ul style="list-style-type: none"> * commencement and conclusion * Media used * on site meetings * background information (context) provided.
	<p>Response:</p> <p>The Ivanhoe Structure Plan 2014 identified seven possible locations for public squares to create safe and landscaped places that are attractive and accessible.</p> <p>One of the locations identified is Waterdale Road, Ivanhoe and funding has been obtained to develop a pocket park.</p> <p>Engagement to obtain community and stakeholder input on this specific location is expected to run for 5 weeks, from early April through to May and will include Shaping Banyule web page, social media, signs and postcards and a mail out to nearby streets and services.</p>

	<p>Meeting invitations will be issued to Ivanhoe Traders Association, Save Ivanhoe Association, Ivanhoe Uniting Church, adjacent property owners/tenants in addition to one pop-up meeting on site.</p> <p>Stakeholder and community feedback from the consultation will inform the final development of the design.</p> <p><i>Geoff Glynn – Director Assets & City Services</i></p>
--	--

5	<p>Name & Suburb</p> <p>Michelle Giovas - Heidelberg</p>
	<p>Question:</p> <p>Could you please detail the criteria that needs to be met for a project to be published on the "Shaping Banyule" website given that some large projects are not published there? Thank you.</p>
	<p>Response:</p> <p>Thank you for your enquiry. As Council's main online consultation platform, Shaping Banyule (SB) is a key methodology utilised to provide opportunity for community input into Council lead project.</p> <p>All Council projects with a consultative function, regardless of size, are able to utilise SB. The projects must be Council projects (eg. not State Govt, Govt agency, community agency, private business), have a consultative function and be open for whole of population input (i.e. not a targeted consultation with a particular cohort and closed to wider community).</p> <p>When undertaking community engagement planning for any given project, the project manager and Council Engagement Team will look at what the needs of the given project are and select a range of engagement methodologies that will be most suited to providing meaningful opportunity for community and stakeholders to have input. Shaping Banyule will always be in the selection of methodologies if the project impacts whole of population.</p> <p>The SB site consists of three sections 'Open', 'In Progress' and 'Closed', large scale projects will often move between these sections depending on their engagement phases. Some projects may span over the course of a year and be open for consultation at three different times during that period, as such the project will move between 'open' and 'in progress' depending on the project timelines/activity. This ensures that projects with active opportunity for input are immediately apparent to community i.e. at the top of the page, and also so that project information is always available for community sitting in either 'in progress' or 'closed'.</p> <p><i>Kath Brackett – Director Community Programs</i></p>

6	<p>Name & Suburb</p> <p>Emilia Williams - Rosanna</p>
	<p>Question:</p> <p>I recently received the Banyule Banner and was wondering, what is the annual cost to ratepayers for the production and the distribution of the Banyule Banner and how much paper is used in total for this 32-page A4 document?</p>
	<p>Response:</p> <p>The Banner is the primary communication tool for Banyule and the preferred communications channel that people use to stay informed about Council.</p> <p>The Banner costs approximately \$232,800 per annum to design, print and distribute.</p> <p>It is distributed to every household and business in Banyule which currently sees 57,500 copies distributed per edition.</p> <p>Editions vary in length. A 32-page edition print run uses 920,000 A4 pages.</p> <p><i>Marc Giglio – Director Corporate Services</i></p>

7	<p>Name & Suburb</p> <p>Nola McDowell – Ivanhoe</p>
	<p>Question:</p> <p>Council's prudent decision to audit the Ivanhoe Library & Cultural Hub project was inevitable.</p> <p>Please provide full details of the proposed audit, including the following information</p> <ul style="list-style-type: none"> • Name of External auditor appointed to conduct the audit • Proposed scope of the audit (hopefully this will include full details of the sequential public reporting of the project cost by Council and/or State Government). • Contract variations • Detailed description of contract variation/s sought by Buxton • Final additional cost for each contract variation
	<p>Response:</p> <p>Council's approved 2020/21 Strategic Internal Audit Plan includes a Project Management review and is scheduled to commence in March 2021. The Audit and Risk Committee nominated the Ivanhoe Library and Cultural Hub as the project to be included in the review.</p> <p>The scope of the Internal Audit is to review the adequacy of the processes and procedures surrounding Councils project management governance of the Ivanhoe Library & Cultural Hub. The Audit is to be conducted by Council's Internal Auditors, Findex (Aust) Pty Limited trading as Crowe.</p> <p><i>Geoff Glynn – Director Assets & City Services</i></p>

8	<p>Name & Suburb</p> <p>Anonymous</p>
	<p>Question:</p> <p>When Council uses extracts from various Ombudsman reports to support its recommendations, why is the Ombudsman report not included in any of the agendas or attachments to provide transparency to both the councillors and the public?</p>
	<p>Response:</p> <p>The official title of all reports are cited. Where relevant, a link is inserted allowing the report to be accessed online when reading the agenda. All Ombudsman reports can be accessed and searched online. It does not add value to have a full Ombudsman report, which can be very lengthy in size, added as an attachment to the Council agenda, particularly if only a small section is being quoted.</p> <p><i>Marc Giglio – Director Corporate Services</i></p>

9	<p>Name & Suburb</p> <p>Alicia Waters - Rosanna</p>
	<p>Question:</p> <p>Rosanna Village is an eyesore with ongoing works since early 2020 and still no end in sight, so can Council advise what are the issues and what actions are Council taking to resolve and support the traders in this already challenging time?</p>
	<p>Response:</p> <p>The delays regarding the Rossana Village Streetscape Project are due to the impact of COVID-19, contractual issues with the successful tenderer and utility service works being conducted throughout the project area. Council officers are meeting regularly with the contractor to get the works completed as soon as possible and minimise any further disruption to the traders. The works are scheduled to be complete in April 2021.</p> <p>Council is supporting all traders as we emerge from COVID-19 via additional funding to pay the business contribution for the special rate and charge scheme, waiving of fees and permits during the COVID-19 period, rate waivers and deferrals, planning permit fee reductions, business support grants and training and development opportunities. In addition, the investment in the Streetscape Upgrade also demonstrates Council's support for the Rosanna Traders.</p> <p><i>Geoff Glynn – Director Assets & City Services</i></p>