

# Minutes of the Ordinary Meeting of Council



**Held on the 8 February 2021**

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

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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 Wo-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**

### **Confirmation of Minutes**

That the following Minutes be confirmed:

*Ordinary Meeting of Council held 14 December 2020*

Moved: Cr Tom Melican  
Seconded: Cr Fiona Mitsinikos

CARRIED

### **Disclosure of Interests**

Nil

In relation to Item 7.8, 'Execution of Agreements for Contract No. 2020/23 - Waste Facilities for Use by Participating Councils', The Mayor noted that Cr Tom Melican is a Director of the Metropolitan Waste and Recovery Group (MWRG). In accordance with the *Local Government Act 2020* a conflict of interest does not arise where a Councillor is a director of a Waste and Resource Recovery Group established under the *Environment Protection Act 1970*.

## **1. URGENT BUSINESS**

### **Presentations**

Nil

## **2. PETITIONS**

Nil

### 3. PEOPLE – COMMUNITY STRENGTHENING AND SUPPORT

#### 3.1 SAFER BANYULE PLAN 2017-2021 - YEAR 3 REPORT (2019/2020)

##### SUMMARY

- Council endorsed the Safer Banyule Plan 2017-2021 (the Plan), **Attachment 1** to guide its work in continuing to improve and maintain community safety in the City of Banyule.
- There are five priority areas outlined in the Plan which guide the work of Council, inclusive of:
  - a. Building community connection and confidence;
  - b. Place management and activation;
  - c. Planning, maintaining and enhancing the public realm across Banyule including Crime Prevention through Environmental Design (CPTED) principles are applied;
  - d. Crime prevention;
  - e. Addressing emerging social policy imperatives.
- This report provides a summary of Year 3 of the Plan, **Attachment 2**.
- Council plays a central role in responding to community safety needs and concerns through strong relationships within Council and across the local community, building collaborative partnerships internally and across different government agencies and community service providers.
- At the height of COVID-19, support services were stretched and could not fill demand, particularly in the areas of housing, mental health, drug and alcohol and family violence. The challenge moving in to Year 4 of the Plan will be to maintain flexibility to ensure emerging issues and priorities are addressed.
- The final year will also include the development of a new plan for the next four years. The new plan will focus on strengthening community resilience, connectedness and confidence in perceptions of safety. The plan will continue to embed consistent approaches to community safety across all relevant areas of Council business to maximise Council's response to identified priorities.

##### **Resolution (CO2021/13)**

That Council

1. Receives the Safer Banyule Plan 2017-2021 - Report on Year 3.
2. Notes that a fourth and final report on the Safer Banyule Report 2017-2021 will be presented to Council for consideration in August 2021.
3. Supports the development of a draft Safer Banyule Plan 2022-2026 which will be presented to Council seeking approval for a four-week public consultation period in the last quarter of 2021.

Moved: Cr Peter Dimarelos

Seconded: Cr Tom Melican

CARRIED

### 3.2 SHOP 48 THE HARMONY CENTRE: 2019-2020 ANNUAL REPORT

#### SUMMARY

- Council entered into a 10-year commercial lease in 2014 to establish Shop 48 The Harmony Centre (S48HC) in the Mall, Heidelberg West. The facility opened to the public in 2016 and has developed into a welcoming and busy community space with substantial progress made in both the refurbishment, use of the space and diversity of tenancies.
- COVID-19 resulted in the closure of S48HC from the 26 March 2020. It reopened to the public on Monday 23 November 2020. During its closure, essential services delivering emergency relief and material aid continued to operate on site in line with the Victorian Government staged restrictions.
- The *Shop 48 The Harmony Centre – 2019-2020 Annual Report (Attachment 1)* which is being presented to Council for noting, provides a summary of the 2019/20 financial year activities. It provides information based on the key service functions:
  - a. A **Community Information Referral and Support Service** delivered by Banyule Support and Information Centre (BANSIC) and funded by Council to provide residents with access to information and referrals on a broad range of activities, services and entities. It also includes emergency relief and material aid.
  - b. A range of **co-located and out posted community services** appropriate to and engaged with the local community.
  - c. **Bookable spaces** – a range of spaces which can be used by the community for a variety of reasons, including meetings, education, and activities.
  - d. **Activities and Programs** – a range of learning, supportive, social and recreational opportunities aimed at engaging the community.

#### Resolution (CO2021/14)

That Council:

1. Note the 2019/20 Annual Report on Shop 48 - The Harmony Centre
2. Write to the current tenants of Shop 48 to acknowledge the vital community services work that they have provided throughout the COVID-19 pandemic.

Moved: Cr Peter Dimarelos

Seconded: Cr Alison Champion

CARRIED

**3.3 FORD PARK, 244 - 268 BANKSIA STREET, BELLFIELD - PROPOSED LEASE AND LICENCE WITH YARRA JUNIOR FOOTBALL LEAGUE****SUMMARY**

- Discussions have occurred with North East Link (NEL) and the Yarra Junior Football League (YJFL) for the opportunity for YJFL to relocate from their premises at Bulleen Park, Bulleen to Ford Park, Bellfield.
- Council has successfully negotiated with NEL to provide substantial capital funding for the upgrade of Ford Park to accommodate this relocation.
- The YJFL seeks a long-term lease at Ford Park to provide security of tenure for the league's operations and administrative headquarters.
- It is proposed to offer YJFL a Lease for occupancy of part of the new sports pavilion and a licence for shared space within the pavilion.
- Ford Park is currently the home to the Ivanhoe Junior Football Club and Bellfield Cricket Club. Both clubs will continue occupation at the site.
- The proposed Lease and Licence would run for a term of five years with a four-year option.
- The Ford Park upgrade is expected to be completed by mid-2021.

**RECOMMENDATION**

That Council:

1. Grants a Lease to the Yarra Junior Football League Inc. (YJFL) for occupancy and use of part of the new Ford Park sports pavilion for office administration purposes for an initial term of five years commencing on 1 July 2021 with an option for a further four years at a commencing annual rent of \$7,500 plus GST.
2. Notes that a Licence agreement will be negotiated with the YJFL for shared space within the pavilion on a similar term to the Lease.
3. Authorises the Director Community Programs to execute both the Lease Deed and Licence Agreement.

**Resolution (CO2021/15)**

That Council defer the item and schedule a meeting between Banyule CEO and Manningham CEO to discuss both sites impacted by NELINK.

Moved: Cr Alida McKern

Seconded: Cr Tom Melican

CARRIED

#### 4. PLANET – ENVIRONMENTAL SUSTAINABILITY

##### 4.1 CLIMATE ACTION - ANNUAL UPDATE

###### SUMMARY

- In December 2019, Council endorsed the Corporate Emissions Reduction Plan (CERP) as the roadmap to achieving the carbon neutrality target by 2028. Council's further plan for the municipality was endorsed in August 2020, with the aim of working towards a target of a Carbon Neutral community by 2040.
- A Monitoring and Reporting Framework is a core component of Council's two climate action plans. This has now been established to identify agreed and consistent key performance indicators that will be used to track Council's performance in achieving the two neutrality targets.
- The State of the Environment Report (SOE) will be used to communicate this information to the community, alongside case studies and key highlights across Council's media platforms (**Attachment 1**).

###### Resolution (CO2021/16)

That Council note:

1. The Banyule State of the Environment Report for 2019/20 and promote the results via Council media platforms.
2. Request the following information be included in the next State of Environment Report:
  - a. Greater detail regarding proposed key initiatives, key contributors to emission reductions, and time frames that will make significant steps toward Banyule City Council's target of zero net emissions by 2028.
  - b. Key challenges and lessons learnt between reporting periods.
  - c. The overall capacity and total generation of solar resulting from Council initiatives within Banyule as well as the amount of solar generation that contributes to Council's zero net emissions by 2028.
3. Future annual environment monitoring updates will be submitted to Council in accordance with a financial year rather than calendar year reporting cycle.
  - a. The next State of Environment report will be presented in October 2021.

Moved: Cr Peter Castaldo  
Seconded: Cr Peter Dimarelos

CARRIED



**5. PLACE – SUSTAINABLE AMENITY AND BUILT ENVIRONMENT****5.1 LOCAL ROADS AND COMMUNITY INFRASTRUCTURE PROGRAM****SUMMARY**

- In May 2020 the Australian Government committed to the Local Road and Community Infrastructure Program (LRCI Program). Banyule was successful in receiving \$617,878 from this initiative.
- Further to this grant Council was notified that the program funding was being extended, and that Banyule had been awarded an additional funding allocation of \$3,872,081 that must be expended by the end of the 2021 calendar year.
- Three key projects have been identified that meets the strict criteria outlined in the grant guidelines.
  - Darebin Creek Trail (50% contribution) \$1,272,081  
 Stage 3 Southern Road to Gona Street  
 Stage 4 Gona Street to Poplar Street  
 Stage 5 Gona Street to Bell Street total
  - Footpath Renewal \$2,400,000
  - Ivanhoe Golf Course carpark – Upgrade & Resurfacing \$200,000
- In addition to this funding Council is currently seeking 50% funding for Darebin Creek as part of the Community Sport Infrastructure Stimulus Program round 2. If this is successful it is proposed to reallocate this funding to the footpath renewal program within capital works projects.

**Resolution (CO2021/17)**

That Council:

1. Endorses the allocation of Local Road and Community Infrastructure Program grant funding to the following projects:
  - a. Darebin Creek Trail (50% contribution) - \$1,272,081  
 Stage 3 Southern Road to Gona Street  
 Stage 4 Gona Street to Poplar Street  
 Stage 5 Gona Street to Bell Street
  - b. Footpath Renewal - \$2,600,000
2.
  - a. Refer \$20,000 to the 2021/22 Capital works program for the concept/design of Upgrade & resurfacing of the Ivanhoe Golf Course carpark; the concept design to include consultation with Councillors and community prior to final approval.
  - b. Refer \$200,000 to the 2022/23 Capital works program for the construction of Upgrade & resurfacing works for the Ivanhoe Golf Course carpark .
3. Endorses the reallocating of funding from Darebin creek stages 3-5 to Footpath Renewal should funding be granted for Darebin creek through the Community Sport Infrastructure Stimulus Program round 2.
4. Write to the Federal Government and local Federal Members of Parliament to congratulate them for the funding program initiative and request that the program be extended for future years.

Moved: Cr Alida McKern

Seconded: Cr Peter Dimarelos

CARRIED

## 5.2 STATE GOVERNMENT ROADMAP FOR ENVIRONMENTALLY SUSTAINABLE DEVELOPMENT IN VICTORIA'S PLANNING SYSTEM

### SUMMARY

- The Department of Environment, Land, Water and Planning (DELWP) have released a Roadmap outlining the Victorian Government's agenda for supporting Environmentally Sustainable Development (ESD) through Victoria's planning system.
- Stage 1 involves updates to the Planning Policy Framework (PPF) to more comprehensively incorporate ESD considerations in the Planning Scheme to better reflect the current range of government policy objectives.
- Stage 2 of the work will focus on development of new ESD objectives and standards to give effect to the strategies set out in planning policy. Broad public and stakeholder consultation on these detailed provisions will be facilitated by DELWP by mid-2021.
- It is considered that a submission should be made recognising the benefits in strengthening ESD in Planning Schemes Across Victoria and that Council should proactively pursue an appropriate ESD position in the Banyule Planning Scheme consistent with Council's Community Climate Action Plan.

### Resolution (CO2021/18)

That Council:

1. Note the Victorian Government's "Environmentally sustainable development of buildings and subdivisions: A roadmap for Victoria's planning system".
2. Make a submission in relation to Stage 1 of the Victorian Government's "Environmentally sustainable development of buildings and subdivisions: A roadmap for Victoria's planning system" which:
  - a) Recognises and supports the benefits in strengthening Environmentally Sustainable Development (ESD) policy in Planning Schemes Across Victoria to create greater consistency and clarity of intent.
  - b) Indicates general overall support for the process.
  - c) Notes the importance of a review of Building Regulations and the National Construction Code alongside Victoria's planning system.
  - d) Notes that Council supports the Built Environment Sustainability Scorecard (BESS) as an assessment tool to support the Sustainable Design Assessment in the Planning Process (SDAPP) framework and a consistent and streamlined process for Councils and planning permit applicants.
3. Proactively pursue an appropriate Environmentally Sustainable Development (ESD) position in the Banyule Planning Scheme, which is consistent with Council's Community Climate Action Plan, through Stage 2 of the process outlined by the State Government noting that this is where more detailed planning mechanisms are to be developed through a consultative process.
4. Continue membership of the Council Alliance for a Sustainable Built Environment (CASBE) and support improvements to the Built Environment Sustainability Scorecard (BESS).

5. Submit an expression of interest to be a member of the stakeholder holder reference group at the appropriate point.

Moved: Cr Alida McKern

Seconded: Cr Alison Champion

CARRIED

**6. PARTICIPATION – COMMUNITY INVOLVEMENT IN COMMUNITY LIFE**

Nil

**7. PERFORMANCE - USE OUR RESOURCES WISELY****7.1 COUNCILLOR CODE OF CONDUCT****SUMMARY**

- Section 139 of the *Local Government Act 2020* (the Act), replaces section 76C of the *Local Government Act 1989*, which requires a Councillor Code of Conduct.
- To be compliant with the new requirements of the Act the Councillor Code of Conduct (the Code):
  - must include the standards of conduct prescribed by the regulations expected to be observed by Councillors; and
  - must include any provisions prescribed by the regulations; and
  - may include any other matters which the Council considers appropriate, other than any other standards of conduct.
- Councils must adopt a Code and be compliant with the requirements of the Act within four months of the general election with the final deadline being 24 February 2021. In the interim the existing code continues to operate.
- The Code is designed to assist Councillors in maintaining the highest standards of conduct and behaviour as well as provide a means for dealing with conflicts which may occur. The Code is also intended to assist the Mayor, Deputy Mayor and Councillors to discharge their public office appropriately.
- One of the new standards of conduct is the 'Treatment of others' to ensure a Councillor takes positive action to eliminate discrimination, sexual harassment and victimisation in accordance with the *Equal Opportunity Act 2010*. With the release of the report from the Victorian Auditor General's Office on Sexual Harassment in Local Government on 9 December 2020, the changes to the Code support some of the recommendations. Training at least twice per council term for all Councillors is recommended, including access to support information and the Employee's Assistance Program (EAP).
- A draft Code is attached (**Attachment 1**), the former Code has been updated with the new Act provisions.
- The Code has also been drafted with new provisions on the use of social media and strengthening of planning protocols.
- Given the tight timeframes, the Code has been updated with the legislated requirements with Councillors committing to undertake further work on revising the values contained within the Code. This further work could include Council reviewing its performance annually much like a Board review.
- Banyule's Councillors have all made a declaration which has been noted in the minutes of the 18 November 2020 meeting that they will abide by the Code. This is a requirement of the Act. Council could annually attest its commitment to abiding by the Code which could occur at the annual election of the Mayor Council meeting.
- Once the values are revised (expected to be within the next 6 months), the updated Code will again be resubmitted to Council for approval.

**Resolution (CO2021/19)**

**RECOMMENDATION**

That Council:

1. Adopt the Councillor Code of Conduct (the Code) and commit to reviewing the Values contained in the Code within 6 months.
2. Commit to undertake training and awareness on sexual harassment prevention twice per Council term.
3. Commit to the ongoing review of its performance on an annual basis, and annually attest to the Oath/Affirmation of Office made at the commencement of the Council term.

Moved: Cr Tom Melican

Seconded: Cr Fiona Mitsinikos

**CARRIED**

## 7.2 REVIEW AND DETERMINATION OF MAYOR AND COUNCILLOR ALLOWANCES SUMMARY

- Mayors and Councillors receive an allowance for conducting their duties, dependent on the council classification under Local Government Victoria guidelines and must resolve the specific allowance amount. As well as the fixed allowance, all Victorian councils provide reimbursement for expenses incurred as part of the role.
- Within 6 months of a general election, Council must determine the level of the Mayoral and Councillor allowance as per section 74 (1) of the *Local Government Act 1989 (the 1989 Act)*.
- Section 39 of the *Local Government Act 2020 (the 2020 Act)* provides that Mayoral and Councillor allowances be determined by the Victorian Independent Remuneration Tribunal under the *Victorian Independent Remuneration Tribunal and Improving Parliamentary Standards Act 2019*, repealing section 74 of the *1989 Act*.
- Until the first determination is made by the Victorian Independent Remuneration Tribunal, section 74 of the 1989 Act continues to apply despite being repealed. There has been no determination made on Mayoral and Councillor allowances by the Victorian Independent Remuneration Tribunal meaning Council must determine the level of Mayoral and Councillor Allowance.
- Banyule City Council is considered a category 3 Council following an alteration by the Minister for Local Government in 2016 based on a points system combining population and recurrent revenue figures. The following allowance range and limit currently apply to category 3 Councils:
  - Mayors: up to \$100,434 per annum
  - Councillors: between \$13,123 and \$31,444 per annum
- Banyule in the past has chosen to pay the Mayoral and Councillor allowances at the top of the range amounts for the four-year term.
- This report is to review and determine allowances payable to the Mayor and Councillors and seek public comment as required under the *1989 Act*.

### Resolution (CO2021/20)

That:

1. In accordance with Section 223 of the *Local Government Act 1989*, Council seek community comment on the Mayor and Councillor Allowances being fixed at the top of the range for Category 3 for the next 4 year term of Council to end in October 2024, currently \$100,434 for the Mayor and \$31,444 for the Councillors per annum, payable monthly in advance.
2. A further report be prepared for 12 April 2021, to consider any submissions received.

Moved: Cr Alison Champion  
Seconded: Cr Peter Castaldo

CARRIED

**7.3 AUDIT & RISK COMMITTEE - CHAIRPERSON'S REPORT 2020****SUMMARY**

- The *Local Government Act 2020* requires all Councils to establish an Audit & Risk Committee and prepare and approve a committee charter.
- The Audit & Risk Charter must specify the functions and responsibilities of the Audit & Risk Committee.
- Section 54 of the *Local Government Act 2020* specifies the Chairperson will prepare a report to Council through the Chief Executive Officer on the Audit & Risk Committee's activities twice per annum.
- One of these reports will be prepared after the meeting at which the annual financial report and the annual performance statement have been considered and recommended to Council for adoption, indicating how the Committee has discharged its responsibilities, as set out in the Audit & Risk Charter, for the previous year.

**Resolution (CO2021/21)**

That Council adopt the Chairperson's Report indicating how the Audit & Risk Committee has discharged its responsibilities for the 2020 year, as required by the Audit & Risk Charter.

Moved: Cr Peter Dimarelos  
Seconded: Cr Peter Castaldo

CARRIED

**7.4 AUDIT & RISK COMMITTEE MINUTES - MEETING 11 DECEMBER 2020**

A pre-recorded video was played of Kevan Hill speaking on the item.

**SUMMARY**

- The Audit & Risk Committee is an Advisory Committee and its role is determined by the *Local Government Act 2020*. The responsibilities and terms of reference of the Audit & Risk Committee are defined in the Committee's Charter.
- The *Audit & Risk Committee Charter* states the minutes of each meeting of the Audit & Risk Committee are required to be reported to a Council Meeting.
- Consequently, the Minutes of the meeting held on the 11 December 2020 are being circulated for noting by Council, though they are subject to confirmation by the Audit & Risk Committee at its meeting being held on 12 March 2021.

**Resolution (CO2021/22)**

That Council note the unconfirmed Minutes of the Audit & Risk Committee meeting held on the 11 December 2020.

Moved: Cr Mark Di Pasquale  
Seconded: Cr Peter Dimarelos

CARRIED



**7.5 AMENDMENT TO RESOLVED DATE TO CHARGE PENALTY INTEREST ON UNPAID RATES AND CHARGES****SUMMARY**

- Council resolved on 14 December 2020 to re-commence the penalty interest charges on overdue rates from the 1 March 2021, one day after the third rates instalment payment is due, after having paused the calculating of penalty interest on overdue rates since 11 March 2020.
- The pause in calculating penalty interest was to assist ratepayers, who may be in hardship due to the COVID-19 pandemic, adequate time to apply for a rates deferral under Council's Coronavirus Pandemic Rates Financial Hardship Assistance Policy.
- Council's adopted Rating Strategy specifies that Council will charge penalty interest on the sixth business day after the due date of each instalment, now void by the resolution by Council on 14 December 2020, to charge penalty interest on the first business day after the due date of the third instalment (28 February 2021).
- It is recommended that Council resolve to charge penalty interest on the sixth business day after the due date of each instalment in accordance with the adopted Rating Strategy.

**Resolution (CO2021/23)**

That Council:

1. Note that those ratepayers who have applied for a deferral of their payments under Council's Coronavirus Pandemic Rates Financial Hardship Assistance Policy will not be charged interest on arrears or overdue rates and charges until 1 July 2021.
2. Apply penalty interest on overdue rates on the sixth business day after the due date of each instalment, calculated from the last date that penalty interest was charged, 11 March 2020 (excluding balances that have been deferred formally via the COVID-19 deferral process).

Moved: Cr Mark Di Pasquale  
Seconded: Cr Elizabeth Nealy

CARRIED

## 7.6 REPORT ON PROPERTY TRANSACTIONS FOR THE SIX MONTHS ENDING 31 DECEMBER 2020

### SUMMARY

- At its Ordinary Meeting on 11 July 2016, Council requested six monthly reports identifying all land acquired, disposed, transferred or exchanged by Council.
- 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 June 2020 to 31 December 2020.
- This information is presented to Council in February and August yearly.

### Resolution (CO2021/24)

That Council notes:

1. This report which identifies the land and property acquired, transferred, exchanged or sold by Council in the preceding six months ending on 31 December 2020.

#### Land and property sold

Address	Zone	Description	Area m <sup>2</sup>	Price Incl. GST
<b>Lots 4,5,6 and 7 Ailsa Grove, Ivanhoe</b>	GRZ1	Lot on plan	146	\$72,270

#### Land and property acquired

Address	Zone	Description	Area m <sup>2</sup>	Price Incl. GST
<b>16 Palara Court, Montmorency</b>	NRZ3	Reserve (Open Space)	607	\$590,000
<b>Part 1-9 John Street, Ivanhoe</b>	PPRZ	Lot on plan (Open Space)	520	Expenses only

2. That a further report will be presented to Council in August 2021 identifying the land and property acquired, disposed, transferred or exchanged by Council in the preceding six months ending 30 June 2021.
3. That a separate report will be presented to Council identifying the Council land impacted by North East Link permanent and temporary land acquisitions.

Moved: Cr Alison Champion

Seconded: Cr Mark Di Pasquale

CARRIED

**7.7 AWARD OF MAV-NPN CONTRACT NO. NPN2.17-3 - MICROSOFT ARRANGEMENT FOR LICENSING****SUMMARY**

- This report is to consider the awarding of MAV-NPN Contract No NPN2.17-3 - Microsoft Arrangement.
- In accordance with Section 186 of the *Local Government Act 1989*, Council opted into contract MS4333-2017 Provision of Microsoft Licensing via the Municipal Association of Victoria (MAV) for the current Microsoft Licensing arrangement.
- The MAV contract provides benefits of collective purchasing and improves efficiency in the procurement process of Council's Microsoft licensing commitments.
- Council's current Microsoft Licensing arrangement was signed with Data#3 on 30 April 2018 for 36 months and expires 30 April 2021. These services have now been renewed through a new public tender process undertaken by National Procurement Network (NPN) and MAV, who have established a panel of five suppliers.
- The Tender Evaluation Panel (TEP) recommends awarding the contract to Crayon Australia Pty Ltd in accordance with the tender and conditions as determined by Council.
- The MAV Standing Offer arrangement with Crayon expires on 27 March 2022. Council's contract (Customer Contract) with Crayon will extend beyond this expiry, for a further period of 25 months till 30 April 2024. This is in line with the MAV Contract Terms and Conditions, which allow individual Customer Contract arrangements to continue beyond the Standing Offer expiry of 27 March 2022, provided that the signed Customer Contract is executed prior to this expiry date.

**Resolution (CO2021/25)**

That Council:

1. Enters into the MAV – NPN Contract NPN2.17-3 for Microsoft Arrangement, and that the Contract be awarded to Crayon Australia Pty Ltd for an estimated value of \$1,690,043.39 (ex. G.S.T). for a contract term of 36 months beginning 1st May 2021.
2. Authorise the Director Corporate Services to sign the contract and any other associated documents.
3. Authorise the Director Corporate Services to vary the contract licensing and value as required to ensure that Council is always fully compliant.

Moved: Cr Peter Dimarelos

Seconded: Cr Fiona Mitsinikos

CARRIED

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**7.8 EXECUTION OF AGREEMENTS FOR CONTRACT NO. 2020/23 - WASTE FACILITIES FOR USE BY PARTICIPATING COUNCILS****SUMMARY**

- This report is to consider entering into agreements with the Metropolitan Waste and Resource Recovery Group for Contract No 2020/23 - Waste Facilities for use by Participating Councils.
- The Metropolitan Waste and Resource Recovery Group (MWRRG) undertook a collective procurement tender process for the provision of waste facilities including landfill services on behalf of Council and 29 other metropolitan councils.
- Tenders were received from eight companies covering landfill services, transfer services and alternative technology offers.
- Based on the Tender Evaluation Panel (TEP) report, officers have recommended executing Agreements with Cleanaway Pty Ltd and Hanson Landfill Services Pty Ltd.
- The contract will commence 1 April 2021. The Initial Contract Term shall be for a maximum initial period of 4 year(s) with the option to extend for 2 further periods of 2 years each based on satisfactory performance and meeting Council objectives.

**Resolution (CO2021/26)**

That Council:

1. Execute Agreements with the Metropolitan Waste and Resource Recovery Group for Contract No. 2020/23 - Waste Facilities for use by Participating Councils to Cleanaway Pty Ltd on a 12-month guaranteed basis for a period of four years.
2. Execute Agreements with the Metropolitan Waste and Resource Recovery Group for Contract No. 2020/23 - Waste Facilities for use by Participating Councils to Hanson Landfill Services Pty Ltd on a 4-year guaranteed basis for a period of four years.
3. Execute Agreements with the Metropolitan Waste and Resource Recovery Group for Contract No. 2020/23 - Waste Facilities for use by Participating Councils to Cleanaway Pty Ltd on a non-guaranteed basis for a period of four years.
4. Authorise the Director Assets & City Services to sign the Agreements and any other associated documents.
5. 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 four-year contract term and extension periods.

Moved: Cr Peter Castaldo

Seconded: Cr Mark Di Pasquale

CARRIED

**8. SEALING OF DOCUMENTS**

Nil

**9. NOTICES OF MOTION****9.1 COUNCIL-RUN COMMUNITY BUS SERVICE**

**Cr Rick Garotti submitted a Notice of Motion.**

**Resolution (CO2021/27)**

That a report be presented to Council:

1. On the feasibility of a Council-run or Council supported community bus service to support residents, particularly older people and those with disabilities, to access local shopping and activity areas; and
2. Considers any potential opportunities to partner with and support existing community bus operations in Banyule. This may include options to pilot a Council supported community bus service in a particular area of Banyule to establish the feasibility of an overall city-wide service.

Moved: Cr Alison Champion

Seconded: Cr Rick Garotti

CARRIED

**9.2 DEVELOPMENT OF A COMMUNITY SERVICES AND FACILITIES INFRASTRUCTURE PLAN**

**Cr Elizabeth Nealy submitted a Notice of Motion.**

**Resolution (CO2021/28)**

That a report be presented to Council regarding the development of a community services and facilities infrastructure plan.

Moved: Cr Elizabeth Nealy

Seconded: Cr Alison Champion

CARRIED

**9.3 ADDITIONAL OFF-LEAD DOG AREAS IN BANYULE**

**Cr Rick Garotti submitted a Notice of Motion.**

**Resolution (CO2021/29)**

That a report be presented to Council on the possible establishment of additional off-lead dog areas in Banyule including a dedicated off-lead dog area at Binnak Park, Bundoora.

Moved: Cr Alison Champion

Seconded: Cr Rick Garotti

CARRIED

**10. GENERAL BUSINESS****10.1 LITTLE SOCIAL CAFÉ OPENING**

Cr Tom Melican raised an item of General Business relating to the opening of the Little Social café.

The Little Social is a social enterprise café, run by Youth Projects and supported by Council. Youth projects are committed to breaking the cycle of disadvantage and changing lives. This partnership is part of Council's long term commitment to actively support and create jobs for people who experience employment barriers.

While serving coffee and light meals, The Little Social also provides training and employment opportunities for disadvantaged young people in Banyule and the northern region.

Already two local people have been employed.

**10.2 DIAMOND CREEK CYCLING TRAIL TO LINK HURSTBRIDGE TO CBD**

Cr Tom Melican raised an item of General Business relating to Diamond Creek Cycling Trail to Link Hurstbridge to CBD.

On the 6 February 2021, the State Government announced that the works on the Diamond Creek Trail extension has entered its final stage. This trail extension will link up with the Main Yarra Trail to form a continuous 55 kilometre trail from Melbourne's CBD to Hurstbridge – allowing cyclists better connections and supporting cyclists to commute to the CBD.

**10.3 BELLFIELD COMMUNITY HUB**

Cr Peter Dimarelos raised an item of General Business relating to the turning of the sod at Bellfield Community Hub.

On Friday 5 February, a "turning of the first sod" celebration occurred to mark the beginning of the Bellfield Community Hub. State member for Ivanhoe, Anthony Carbines, joined Councillors in the celebration

Construction will continue throughout 2021 and is expected to be completed in early 2022. The hub will be home to a range of community facilities and services including a kindergarten, maternal child health, community rooms, a café and a community garden. It forms one part of the broader rejuvenation project in Bellfield with social housing and market housing as well as an urban farm.

**Closure of Meeting**

The Meeting was closed at 8.12pm.

DATED: ..... DAY OF ..... 2021

.....  
MAYOR

*The next Ordinary Meeting of Council will be held on Monday, 1 March 2021.*

## PUBLIC QUESTION TIME

<b>1</b>	<p><b>Name &amp; Suburb</b></p> <p>Glenise Michaelson - Montmorency</p>
	<p><b>Question:</b></p> <p>A question regarding the proposed sale of the former Eltham Montmorency Uniting Church situated on the corner of Mountain View Rd and Rattray Rd Montmorency. What is the position that the Banyule Council has in regards to the selling of this property?</p>
	<p><b>Response:</b></p> <p><b>Council was aware that the property was for sale late last year, however it is understood that the property has now been sold. There are approved plans for the site for a 63-place childcare centre. Any future use of the site will need to meet relevant planning requirements.</b></p> <p><i>Scott Walker – Director City Development</i></p>
<b>2</b>	<p><b>Name &amp; Suburb</b></p> <p>Alicia Curry - Rosanna</p>
	<p><b>Question:</b></p> <p>Would council advise if there is a program for replanting the many large trees removed from Rosanna Parklands 3-4 months ago - or is council using the parklands as a tree planting offset site for developments, as they did for Woolworths Rosanna?</p>
	<p><b>Response:</b></p> <p><b>In 2020, Council removed a number of large pine trees from Rosanna Parklands as they were infested with Giant Pine Scale. It is planned to replant suitable replacement trees in the upcoming planting season in 2021.</b></p> <p><b>Council will continue to explore other options for offset planting to enhance tree planting in the Rosanna Parklands as part of other developments in the area as they arise.</b></p> <p><i>Geoff Glynn – Director Assets &amp; City Services</i></p>