

Minutes of the Ordinary Meeting of Council



Held on the 5 September 2022

**Nellie Ibbott Chambers, Ivanhoe Library and Cultural
Hub, 275 Upper Heidelberg Road, Ivanhoe 3079**

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MINUTES

The Meeting opened at 7:05pm.

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

Allison Beckwith – *Chief Executive Officer*, Natasha Swan – *Director City Development*, Marc Giglio – *Director Corporate Services*, Kath Brackett – *Director Community Wellbeing*, Darren Bennett – *Director Assets & City Services*, Gina Burden – *Manager Corporate Governance & Communications*, Krysten Forte – *Governance Coordinator*, Amy Woollcombe – *Council Business Officer*, Jonathan Risby – *Manager Transport & Environment*, Leonie Farrell – *Youth Services Coordinator*, Duncan Stephen – *Jets Facility & Technical Administrator*, Jaime Anderson – *YouthFest Officer*, Courtney Blackney – *Arts & Culture Program Support Officer*

Apologies

Cr Fiona Mitsinikos

Leave of Absence

Nil

Confirmation of Minutes

That the following Minutes be confirmed:

Ordinary Meeting of Council held 15 August 2022

Moved: Cr Mark Di Pasquale

Seconded: Cr Rick Garotti

CARRIED

Disclosure of Interests

Cr. Peter Dimarelos declared a Conflict of Interest in item 5.1 – 157 -162 Lower Heidelberg Road, Ivanhoe – Proposed 5 Storey Retirement Village

Presentation

1. **Outcomes from 2022 Youth Summit Report Card** – Leza Cullen – *Youth Engagement Officer* with four young people: Evey, Leroy Troy and Ethan presented outcomes from the 2022 Youth Summit Report Card which addressed issues important to them including gender, equality, cultural diversity, consent, racism, education, Somali Australian young people, mental health, LGBTIAQ+ and the environment
2. **MAV Technology Awards for Excellence 2022 – (People’s Choice Award): Internet of Things (IoT) Smart Cities Asset Management Initiatives project** – Marc Giglio – *Director Corporate Services* presented the award celebrating the efforts and achievement of a broad range of stakeholders who overcame a variety of technical challenges and delays due to COVID-19
3. **Procurement Australia - Collaboration and Innovation in Procurement Award 2020-2022** – Marc Giglio - *Director Corporate Services* presented the award recognising the fresh approach and innovation applied to develop the first ever regional procurement policy that enables collaboration, whilst still allowing operational flexibility for each Council within the Northern Council Alliance.

Councillor Melican left the Chamber at 7:33 pm.

Councillor Melican returned to the Chamber at 7:34pm.

1. URGENT BUSINESS

Nil

2. PETITIONS

Nil

AMEND ORDER OF BUSINESS

(CO2022/147)

Resolution

That the order of business be amended so that the following items are to be considered in this order: 3.4, 3.1, 3.2, 3.3 and the ordering of the agenda as published to follow thereafter.

Moved: Cr Alison Champion

Seconded: Cr Tom Melican

CARRIED

3. OUR INCLUSIVE AND CONNECTED COMMUNITY

3.1 IVANHOE AQUATIC CENTRE STAGE 2 REDVELOPMENT - CONSULTATION FEEDBACK AND REVISED CONCEPT DESIGN

SUMMARY

1. The Ivanhoe Aquatic and Recreation Centre is a key leisure facility for the residents of the City of Banyule that is managed by Council.
2. A staged multimillion-dollar masterplan was developed in 2012 to bring the ageing facility up to standard. Stage one of the Masterplan was completed in 2016.
3. The Stage 2 redevelopment is focused on expanding and improving the aquatics spaces to meet increasing community requirements. The project will also deliver on Council's commitment to net zero through an all-electric, 5 Star Green Star accredited facility outcome.
4. Council endorsed the Ivanhoe Aquatic Centre Stage 2 concept plan for community consultation at its 11 April 2022 Council meeting, **Attachment 1**.
5. The consulted option - Ivanhoe Aquatic Centre Stage 2 (Option 1) has been preliminary costed at \$21.6 million.
6. The consultation feedback received on Option 1 strongly supports that a further expansion of the aquatics spaces is needed to meet future demand.
7. Based on this feedback, peer review of both concepts and industry benchmarking, a revised concept (Option 2), **Attachment 2**, has been developed and preliminary costed at \$28.7 million. This responds to the feedback to deliver increased water spaces for learn to swim, lap swimming and aquatics programming.
8. Both options have been independently analysed to assess the financial, economic, social and health impacts that will be stimulated.
9. Option 1 has been assessed as delivering a facility that will only address the short term, immediate needs of the centre. Option 2 has been assessed as delivering a facility that will address both the immediate demand and the long-term growth projections, delivering a centre that will service the needs of the community for the next 30-50 years.
10. Proceeding with detailed design on Option 2 is a commitment to keep the project progressing and becoming shovel ready.
11. The current budget allocation over three financial years is \$12.7 million. Council will be advocating for funding opportunities from external bodies throughout the design development process and refer any shortfall to future budget processes.
12. Council will receive a further report on the outcome of the funding strategy that presents options to respond to the project budget shortfall, to successfully deliver Stage 2.

Resolution (CO2022/148)

That Council defer the item to the next Ordinary Council Meeting scheduled for 26 September 2022 to review viability options of the current Concept Plan.

Moved: Cr Alida McKern
Seconded: Cr Rick Garotti

CARRIED

3.2 IVANHOE AQUATIC CENTRE STAGE 2 REDEVELOPMENT - CONTRACT VARIATION

SUMMARY

1. This report is to be considered in conjunction with the Ivanhoe Aquatic Centre Stage 2 Redevelopment – Consultation Feedback and Revised Concept Design Report listed as Item 3.1 in the agenda for the 5 September 2022 Ordinary Meeting of Council.
2. This report recommends a revised concept be endorsed for a design that expands on the original scope in order to meet the current and future needs of the community for the next 30 – 50 years.
3. Due to the proposed increase in project scope from the consulted concept plan to concept Option 2 (\$28.7 million), a variation in the architectural fees of \$334,000 is being sought to progress to detailed design.
4. The variation to the contract will exceed the CEO's delegation and this report seeks Council approval to delegate its power to the CEO to approve the variation under delegation.

Resolution (CO2022/149)

That Council defers the decision on the Ivanhoe Aquatic Centre Stage 2 Redevelopment – Contract Variation to a future Council meeting when the officer report on the Ivanhoe Aquatic Centre Stage 2 Redevelopment Concept Plan is presented back to Council for consideration.

Moved: Cr Alida McKern
Seconded: Cr Rick Garotti

CARRIED

3.3 INCLUSIVE BANYULE

Melissa Murphy addressed Council in person
Lee O'Mahoney addressed Council in person
David Landis-Morse addressed Council in person
Anna Durante addressed Council in person
Randall Crocker addressed Council in person
Sarah Hockey addressed Council in person

SUMMARY

1. In recognition that our communities continue to face barriers to inclusion, Inclusive Banyule 2022-26 seeks to:
 - o Clearly articulate Council's legislative responsibilities and role in uplifting inclusion.
 - o Better understand, acknowledge and value Banyule's diverse communities and how different groups experience access, equity, participation and the upholding of human rights.
 - o Implement meaningful and purposeful steps to address barriers to inclusion over time.
2. The draft Inclusive Banyule plan underwent a six-week public consultation process, resulting in significant changes to the final draft Inclusive Banyule 2022-26, as represented in **Attachment 1**.
3. Whilst the three inclusion objectives and drivers of change remain the same, consultation findings demonstrate that community would like to see a more specific link between intent and strategy. As a result, Inclusive Banyule 2022-26 was adapted to strengthen the linkage between strategy, outcomes and indicators.
4. A specific 2022-23 Integrated Action Plan was developed to highlight the next steps Council will take to uplift inclusion, as represented in **Attachment 2**.

Motion

That Council:

1. Defers the adoption of the Inclusive Banyule Plan 2022-2026
2. In recognition of the need to deliver actions associated with the Draft Plan, and as discussed with Council's Advisory and Population committees, adopts the Inclusive Banyule 2022-2023 Integrated Action Plan to ensure implementation of priority actions.

Moved: Cr Mark DiPasquale
Seconded: Cr Rick Garotti

LOST

Resolution (CO2022/150)

That Council having considered the community feedback on the draft Inclusive Banyule Plan 2022-26,

1. Adopts the final Inclusive Banyule 2022-2026 and the Inclusive Banyule- 2022 - 2023 Integrated Action Plan at attachment one to this report with the following additional actions:

Action	Purpose	Role of Committees	Delivery partners	Measures of success	Strategic links
Establish a dedicated Banyule website or landing page, that is specifically tailored to providing advice, information and support to people with disabilities and their carers.	One of the largest barriers facing people with disabilities is information on local services, supports and opportunities. For example, many people with disabilities are not aware of the Banyule Inclusive Jobs Program.	Consultation and advice.	We will work in partnership with advisory committees and partner with organisations and groups with subject matter expertise.	A dedicated, easy-to-use website is established. Meeting held with BSL to advocate for their ongoing support of the website	This action responds to feedback provided by the Disability Inclusion Advisory Committee across three dedicated working groups.
Actively engage advisory committees in community consultation for major developments of over \$5M	Council investment in major projects must address the needs and aspirations of groups experiencing structural disadvantage.	Consultation and advice.	We will work in partnership with advisory committees and partner with organisations and groups with subject matter expertise.	Establish a system for community advisory committees to participate and be recognised and remunerated for their contributions. Council is to consider remunerating all advisory and population committee members and receive a report on this within three months.	This action responds to feedback provided by the Disability Inclusion Advisory Committee across three dedicated working groups.
Provide opportunities for advisory committees to inform, and if appropriate, review key changes and upgrades to Council's Website.	To ensure Council resources are accessible to our diverse community, particularly for community members with a disability.	Consultation and advice.	We will work in partnership with advisory committees and partner with organisations and groups with subject matter expertise.	Deliver an Accessible Communications Practice Guide to establish best practice changes to communication channels including the website.	This action responds to feedback provided by the Disability Inclusion Advisory Committee across three dedicated working groups.
Develop a community data base to better inform the community of opportunities to participate or receive services. This will include options such as disability friendly programs. The database will be available on the dedicated Banyule disability website.	To better inform the community of opportunities to participate or receive services, particularly for community members with a disability.	Consultation and advice.	We will work in partnership with advisory committees and partner with organisations and groups with subject matter expertise.	Deliver a data base/directory of local services and programs that is accessible to our diverse community. Work with communications to implement a compatible data capturing system. Map all current disability specific networks and groups in Banyule.	This action responds to feedback provided by the Disability Inclusion Advisory Committee across three dedicated working groups.

2. Authorises officers to meet with the Brotherhood St Lawrence as the funded agency to advocate to ensure that up to date information regarding advice, information and support to people with disabilities and their carers is available;
3. Notes that Council is mapping non-NDIS support groups and networks in the community and will provide links to this information on the Council website.
4. Receives report to be presented at a future meeting of Council on or before December 2022 to consider the remuneration options of Advisory and Population Committee members.

5. Approves an additional allocation of up to \$200,000 in the 2022/2023 operating budget to establish a dedicated Banyule website or landing page that is specifically tailored to providing advice, information and support to people with disabilities and their carers; and
6. Receives a Year 1 Outcomes Report on the delivery of actions of the Inclusive Banyule 2022 -2023 Integrated Action Plan in the first quarter of the 2023- 2024 financial year.

Moved: Cr Rick Garotti

Seconded: Cr Alison Champion

CARRIED

Councillor Garotti left the Chamber at 8:33 pm.

Councillor Garotti returned to the Chamber at 8:34 pm.

3.4 BANYULE YOUTH SUMMIT RECOMMENDATIONS 2022 REPORT CARD SUMMARY

1. The Banyule Youth Summit is a biannual event hosted by Banyule City Council. The purpose of the Summit is to provide a platform for Banyule young people to discuss and identify issues important in their lives. The Youth Summit model comprises a two-year cycle as follows:
 - **Year 1** - the preparation and delivery of the Youth Summit and development of key recommendations by young people;
 - **Year 2** - implementation of the key recommendations and delivery of a “Report Card” to the community about Council work undertaken and achieved.
2. On 18 May 2021, the fourth Banyule Youth Summit was held, with over 100 young people from across twenty secondary schools in and around Banyule participating to discuss issues identified by both themselves and their peers, during pre-summit workshops coordinated by Council’s Youth Services team.
3. The main topics identified by young people for discussion were the environment, mental health, racism & cultural diversity, LGBTIQ+, gender equality, education, all abilities and Somali-Australian young people.
4. Twenty-one key desired recommendations were made on the day and subsequently incorporated for action as part of the Youth Services Annual Planning process for 2021/22.
5. On 2 August 2022, Council hosted a Youth Summit Report Card event to share and celebrate the outcomes of the 2021 Summit Recommendations. The event was hosted by young people who took part in the 2021 Youth Summit. They were joined by representatives from local schools, services and organisations who heard from the young people present, who showcased and discussed the projects in which they had participated.

Resolution (CO2022/151)

That Council:

1. Receives the Report Card of the 2021 Banyule Youth Summit.
2. Continues to work in partnership with young people to ensure they have an authentic opportunity to actively express their ideas and opinions.
3. Thanks the participants for their input and enthusiasm and the Council Staff for supporting this fantastic process.

Moved: Cr Tom Melican

Seconded: Cr Alison Champion

CARRIED

3.5 REVIEW OF COUNCIL'S ADVISORY AND POPULATION COMMITTEES

SUMMARY

1. This report provides an update on the review of Council's advisory and population committees.
2. At the 24 May 2021 Council Meeting Council's advisory committees were reviewed and a new committee structure endorsed.
3. Between July 2021 and June 2022, four advisory and five population committees met, with an average attendance rate of 78%.
4. The Banyule Advisory and Population Committee report (the Report) highlights that each committee has made progress in line with the Terms of Reference, with key achievements related to informing Council policy and strategy agendas, supporting days of significance, informing community grants, progressing discussions on social policy issues and influencing improvements to public spaces, **Attachment 1**.
5. The Report also identifies seven continuous improvement opportunities to improve the experiences of members and amplify outcomes for Council.

Resolution (CO2022/152)

That Council:

1. Receives the Banyule Advisory and Population Committee report.
2. Acknowledges the contribution of committee members in their first year of the 2021-2023 committee term.
3. Receives an Advisory and Population Committee Achievements Report in June 2023.

Moved: Cr Tom Melican

Seconded: Cr Peter Dimarelos

CARRIED

4. OUR SUSTAINABLE ENVIRONMENT

Nil

5. OUR WELL-BUILT CITY

5.1 157-163 LOWER HEIDELBERG ROAD, IVANHOE - PROPOSED 5 STOREY RETIREMENT VILLAGE (P779/2022)

Daniel De Fazio addressed Council in person

A written statement was read out on behalf of Peter Greenham

Councillor Peter Dimarelos declared a General Conflict of Interest in the item as his company has engaged the services of Daniel DeFazio's firm, Human Habitats, in his private work capacity.

Councillor Dimarelos left the Chamber at 8:43pm and was not present for the discussion or vote on the matter.

SUMMARY

1. The proposal is for the development of a five storey building, to be used for a retirement village. The building will accommodate 56 independent living units and communal recreation areas. Car parking will be provided at basement level.
2. The subject site is located within the General Residential Zone (Schedule 2) within an area identified by the policy framework as an incremental area approximately midway between the Ivanhoe and Ivanhoe East shopping centres. Due to its size and proximity to services, it is considered an appropriate strategic redevelopment site.
3. A total of 54 objections were received during the public notification period (prior to completion of this report), raising concerns relating to the scale of the building, impacts of amenity, inadequate car parking and impacts on vegetation. A community information session was held on 9 August 2022.
4. The proposal can generally be supported in relation to the use, site layout, design of built form and opportunities for landscaping. The development also appropriately retains and protects more significant trees within and adjoining the site and a high standard is achieved in relation to Environmentally Sustainable Development (ESD), with proposed initiatives including all electric, solar PV and electric vehicle infrastructure.
5. However, the proposed five storey development is not considered appropriate in the context of the surrounding built form and strategic context:
 - Being a residential area consisting entirely of one to three storey development and well removed from an activity centre. This provides a poor transition between the development and the adjoining lower scale development and will adversely impact the outlook of adjoining neighbours.
 - The mandatory height for residential development on the subject site and surrounding area is three storeys. The proposed height is at odds with what is allowed under the mandatory heights and the existing scale of development in this area which includes the Beauview Heritage Estate.
6. The proposal should therefore be refused in its current form.

Resolution (CO2022/153)

That Council having complied with Section 52, 58, 60, 61 and 62 of the *Planning and Environment Act 1987*, resolves to issue a **Refusal to Grant a Planning Permit** in respect of Application No. P779/2022 for Use and development of land for a retirement village, removal of vegetation and alteration of access to a road in a Transport Zone 2 at 157-163 Lower Heidelberg Road IVANHOE EAST, on the following grounds:

Building Height & Scale

1. The height and scale of the proposed building does not appropriately respond to the local context, including the broader incremental residential area and areas of heritage significance, and is inconsistent with the strategic expectations for the scale of development (such as mandatory height requirements) for the General Residential Zone, contrary to Clauses 15.01-1S – Urban Design, 15.01-2S – Building Design, 21.06 – Built Development, 21.06-2 – Residential Areas Framework and 32.08 – General Residential Zone (Schedule 2) of the Banyule Planning Scheme.
2. The height of the proposed building does not provide an appropriate transition to, and is at odds with the immediately adjoining residential dwellings and the broader incremental residential area and fails to make a positive contribution to the character of the area, contrary to Clauses 15.01-1S – Urban Design, 15.01-2S – Building Design, 21.06 – Built Development, 21.06-2 – Residential Areas Framework and 32.08 – General Residential Zone (Schedule 2) of the Banyule Planning Scheme.
3. The height and scale of the proposed development will have an overbearing physical impact on the outlook from neighbouring properties and will have an adverse impact upon local residential amenity contrary to Clauses 15.01-1S – Urban Design, 15.01-2S – Building Design and 21.06 – Built Development of the Banyule Planning Scheme.
4. The height and scale of the proposed development will have a detrimental impact upon the streetscape of Lower Heidelberg Road.

Parking and Access

5. The proposed access arrangements (specifically lack of provision of a turning lane for right turn movements into the site) will result in unreasonable delays to motorists using Lower Heidelberg Road, contrary to Clause 52.29 – Land Adjacent to the Principal Transport Network of the Banyule Planning Scheme.
6. Inadequate manoeuvring space has been provided within the basement parking area to serve the development, contrary to Clause 52.06 – Car Parking of the Banyule Planning Scheme.

Moved: Cr Peter Castaldo
Seconded: Cr Alida McKern

CARRIED

Councillor Dimarelos returned to the Chamber at 8:56 pm and resumed his seat.

5.2 HURSTBRIDGE RAIL - LANDSCAPE AND ACTIVE TRANSPORT FEASIBILITY STUDY – FINAL

John Walkley addressed Council in person

A written statement was read out on behalf of Jennie Ramage

SUMMARY

1. In June 2021, Council engaged the services of a consultant (Stantec/Outlines) to develop the Hurstbridge Rail Feasibility Study in Banyule. The Banyule section of the Hurstbridge Rail Corridor is 18km long and extends from Darebin station to Montmorency station.
2. The Study is intended to inform and support future work to develop the options for the provision of landscaping and walking and cycling facilities. It will also support future transport advocacy for State Government provision of these where appropriate.
3. A draft Hurstbridge Feasibility Study was presented to Council on 28 February 2022 and approval obtained to commence community consultation. This was undertaken during the six-week period from 14 March 2022 to 22 April 2022.
4. The social media campaign was highly effective in achieving a click through rate of 4.3% (anything over 3% is considered very engaging). It reached 26,736 people and generated 751 views of the Shaping Banyule page. In total 3613 views of the Shaping Banyule page resulted in 374 contributions
5. A presentation on the draft feasibility study was provided to the Department of Transport. DOT provided feedback that has been incorporated into the final study and will assist into the future in strengthening the understanding and alignment between Council and DOT aims.
6. The feedback obtained from community and stakeholder consultation has been incorporated into a consultation summary document (at **Attachment 1**) and incorporated into the final Hurstbridge Rail Feasibility Study as provided at **Attachment 2**.
7. The finalised study will be used to undertake advocacy, inform Council's Capital Works Program and inform future policy and strategy work.

Resolution (CO2022/154)

That Council:

1. Endorse the use of the Hurstbridge Rail Feasibility Study to inform further work to develop the identified options for the provision of landscaping and walking and cycling facilities including where appropriate in advocacy to State Government agencies.
2. Provide the Hurstbridge Rail Feasibility Study to the Department of Transport and to the Department of Environment, Land, Water and Planning.
3. Notes that there is an error in the Consultation Summary Paper – Social Map Individual section which reported on page 14 that there were ‘no pins’ dropped in the Darebin to Ivanhoe Station section. It is to be noted that there were 16 pins dropped regarding investment, maintenance, planting and connections, and further the Consultation Summary Paper has been updated and will be uploaded onto Shaping Banyule.
4. Notes the opportunity to work with State Government to improve walking, cycling and landscaping outcomes and requests a meeting to discuss these opportunities and a review of the Strategic Cycling Corridors.
5. Receives a future report to identify the process and resources to undertake an implementation plan that sets out priority projects for referral to future budgets.

Moved: Cr Tom Melican

Seconded: Cr Peter Castaldo

CARRIED

The Mayor called for a short break to proceedings at 9.13pm
The meeting resumed at 9.20pm

5.3 TREE REMOVAL ASSOCIATED WITH REDMOND COURT WETLANDS RESERVE UPGRADE - P641/2022

SUMMARY

1. The applicant seeks permission for removal of trees associated with the Redmond Court Wetlands Reserve Upgrade Project.
2. The Wetland Upgrade seeks to address functionality issues with the wetland and to refresh the parkland for all community members. There has been a significant consultation process undertaken as part of the project.
3. Trees of higher retention values and a dead tree of environmental and character significance are being retained as part of the project. These trees are predominantly located in the open space area to the east of the reserve.
4. 220 site trees are proposed for removal, plus 2 street trees. 59 trees require permission to remove under the Vegetation Protection Overlay – Schedule 5.
5. The proposed tree removal facilitates the replacement of very low, low and low-moderate retention value trees, including a number of weeds, non-native vegetation with a proposed native replacement planting schedule. No high retention value trees are proposed for removal.
6. Proposed replacement planting includes 101 new canopy trees, 237 shrubs, 1,336 native grasses/tufting/tussocks, 274 groundcover plantings.
7. The proposal should be supported subject to permit conditions, including additional tree planting.

Resolution (CO2022/155)

That Council having complied with Section 52, 58, 60, 61 and 62 of the *Planning and Environment Act 1987*, resolves to issue a **Planning Permit** in respect of Application No. P641/2022 for Removal of 59 protected trees within the Vegetation Protection Overlay (VPO5) at 12 Redmond Court BUNDOORA (Redmond Court Reserve) subject to the following conditions:

Amended Plans

1. Before the development permitted by this permit commences, amended plans to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plans will be endorsed and will then form part of the permit. The plans must be drawn to scale with dimensions and be submitted in an electronic format acceptable to the Responsible Authority. The plans must be substantially in accordance with the advertised plans prepared by **Banyule City Council**, marked **Revision B** dated **02/08/2022** but modified to show:
 - (a) The Landscaping Plan (DD-401 & DD-402) amended to include the following;
 - i. An additional 17 replacement canopy trees, equating to a 2:1 replacement for trees requiring permits to remove. A minimum total of 118 replacement canopy trees are to be provided;
 - ii. The proposed *eucalyptus leucoxyton* 'Euky Dwarf' replaced with *eucalyptus ovata* or alternative indigenous species, to the satisfaction of the Responsible Authority;

- iii. The proposed *casuarina cunninghamiana* replaced with species *allocasuarina littoralis* or alternative indigenous species, to the satisfaction of the Responsible Authority;
 - iv. The five trees proposed nearby the property boundary with 3 Hayden Court to be replaced with a smaller species such as;
 - Tree Violet – *Melicytus dentatus*
 - Sweet Bursaria – *Bursaria spinosa*
 - v. An increased diversity of proposed grasses, to also include;
 - Wallaby grasses – *Rytidosperma spp.*
 - Kangaroo grass – *Themeda triandra*
 - vi. The proposed *acacia cognata* replaced with species *acacia acinacea*;
 - vii. All trees to have species and planting locations carefully selected to avoid canopy or root conflicts with overhead wires, easements, existing trees and neighbouring property;
- (b) Tree protection fencing required by condition 5 of this permit;

Replacement Planting Requirements

2. Within twelve (12) months of the completion of construction works associated with the Wetlands Upgrade Project, replacement planting in accordance with the endorsed landscaping plan must be undertaken within the property. These plantings must be provided to the satisfaction of the Responsible Authority and thereafter maintained to the satisfaction of the Responsible Authority. All replacement tree plantings must be:
 - Established in accordance with *AS 2303-2015 Tree Stock for Landscape Use*;
 - Planted as advanced specimens with a minimum pot-size of 20 centimetres;
 - Sourced from a qualified tree grower or tree nursery.

General

3. The development as shown on the endorsed plans or described in the endorsed documents must not be altered or modified except with the written consent of the Responsible Authority.

Tree Protection

4. Except with the further written consent of the Responsible Authority, no vegetation (other than that indicated on the endorsed plan, or exempt from planning permission under the provisions of the Banyule Planning Scheme) shall be damaged, removed, destroyed or lopped.
5. Unless otherwise approved in writing by the Responsible Authority, prior to the commencement of any building and or demolition works on the land, a Tree Protection Zone (TPZ) must be established and maintained during and until completion of all buildings and works including landscaping, around all trees shown to be retained on endorsed plans, including **Trees #3-9, #11, #40, #55, #67-71, #75-80** to the satisfaction of the Responsible Authority:

Tree protection zone measures are to be established in accordance with Australian Standard 4970-2009 as calculated within the arborist report submitted with the application authored by **Tree Logic** dated **13 October 2021**.

-
- (a) Tree protection zone measures are to be established in accordance to Australian Standard 4970-2009 and including the following:
- i. Erection of solid chain mesh or similar type fencing at a minimum height of 1.8 metres held in place with concrete feet.
 - ii. Signage placed around the outer edge of perimeter fencing identifying the area as a TPZ. The signage should be visible from within the development, with the lettering complying with AS 1319-1994.
 - iii. Mulch across the surface of the TPZ to a depth of 100mm and undertake supplementary watering in summer months as required.
 - iv. No excavation, constructions works or activities, grade changes, surface treatments or storage of materials of any kind are permitted within the TPZ unless otherwise approved within this permit or further approved in writing by the Responsible Authority.
 - v. All supports, and bracing should be outside the TPZ and any excavation for supports or bracing should avoid damaging roots where possible.
 - vi. No trenching is allowed within the TPZ for the installation of utility services unless tree sensitive installation methods such as boring have been approved by the Responsible Authority.
 - vii. Where construction is approved within the TPZ, fencing and mulching should be placed at the outer point of the construction area.
 - viii. Where there are approved works within the TPZ, it may only be reduced to the required amount by an authorised person only during approved construction within the TPZ and must be restored in accordance with the above requirements at all other times.
 - ix. For street trees, protection must be to the extent of the entire nature strip where the Calculated Tree Protection Zone (TPZ) occurs (not obstructing a footpath or cross-over).
 - x. For neighbouring trees, protection must be to the extent of the calculated Tree Protection Zone (TPZ) where it occurs within the subject Land.
 - xi. Ground protection must be laid down where access is required through a TPZ outside the fenced area detailed in (a). It must consist of a permeable membrane beneath a layer of mulch or crushed rock with rumble boards on top. Rumble boards should be of a suitable thickness to prevent soil compaction and root damage. Ground protection must only be removed once all buildings and works have been completed.
 - xii. Once installed a TPZ must be maintained until the conclusion of all works on site, including landscaping to the satisfaction of the responsible authority.

At least 14 days prior to commencement of works, you must submit a 'Statement of Compliance' (from a suitably qualified Arborist - AQF Level 5) which must include photographic evidence of the installed TPZ requirements. Submission must be made to enquiries@banyule.vic.gov.au referencing the address and planning permit number.

- (b) During the construction of any buildings or works, the following tree protection requirements must be carried out to the satisfaction of the responsible authority.

- i. A suitably qualified project Arborist (AQF Level 5) must ensure that any pruning, root severance or buildings and works within a TPZ does not adversely impact the health and or stability of any retained tree now or into the future.
- ii. Any tree pruning is to confirm to AS4373-2007 *Pruning of Amenity Trees*, all work is to be performed by a suitably qualified Arborist (AQF Level 3, minimum) and must be restricted to the removal of no greater than 15% of the total live canopy of individual trees unless otherwise agreed in writing by the responsible authority.
- iii. Any root severance within a TPZ must be undertaken by a suitably qualified Arborist (AQF Level 3, minimum) in accordance with the Australian Standard AS4373-2007 *Pruning of Amenity Trees*, using sterilised, specialised tree root pruning equipment. There must be no root pruning within the SRZ of any tree. There must be no works undertaken within the TPZ other than those endorsed by the responsible authority.
- iv. The project arborist, site manager and builders must ensure that all conditions relating to Tree Protection Measures are being adhered to throughout the entire building process, including site demolition, levelling and landscape works.

Time Limits

6. In accordance with section 68 of the *Planning and Environment Act 1987*, this permit will expire if one of the following circumstances applies:
 - (a) The development is not commenced within two years of the date of this permit;
 - (b) The development is not completed within four years of the date of this permit.In accordance with section 69 of the *Planning and Environment Act 1987*, the Responsible Authority may extend the periods referred to if a request is made in writing:
 - (a) Before the permit expires, or
 - (b) Within six months afterwards, or
 - (c) Within 12 months afterwards if the development started lawfully before the permit expired.

PERMIT NOTES

(A) Expiry of Permit

In the event that this permit expires or the subject land is proposed to be used or developed for purposes different from those for which this permit is granted, there is no guarantee that a new permit will be granted. If a permit is granted then the permit conditions may vary from those included on this permit having regard to changes that might occur to circumstances, planning scheme provisions or policy.

(B) Supervision of works undertaken on Council Assets

Council's Construction Department must supervise all works undertaken on Council assets within private property, Council Reserves, easements, drainage reserves and/or road reserves, including connection of the internal drainage system to the existing Council assets. Prior to the commencement of any works, an application must be made and a permit received for:

- A “Memorandum of Consent for Works” for any works within the road reserve; and/or
- A “Drainage Connection Permit” for any works other than within a road reserve.

(C) Completion of Development

Immediately upon completion of the development permitted by this permit, the contractor or council department responsible for development of the subject land must notify Council’s Development Planning Section that the development is complete and complies with all requirements of the permit. The development will then be inspected to ensure compliance.

(D) Previous Planning Approvals

This Planning Permit must be read in conjunction with previous permits that may affect the site.

Moved: Cr Rick Garotti

Seconded: Cr Peter Dimarelos

CARRIED

6. OUR VALUED COMMUNITY ASSETS AND FACILITIES

Nil

7. OUR THRIVING LOCAL ECONOMY

7.1 INCLUSIVE EMPLOYMENT PROGRAM 2021/22FY - END OF PROGRAM UPDATE

SUMMARY

1. Council's Inclusive Employment Program (Program) for the 2021-22 financial year concluded 3 June 2022. Fourteen participants successfully completed the program and strong outcomes were achieved. Ten participants gained further employment and four participants joined Council's casual pool.
2. An external evaluation of the Program was undertaken to assess the impact and outcomes of the Program for participants and Council. The findings highlighted that very positive outcomes for participants continue to occur. Participants felt supported, more confident and are satisfied with their employment experience at Banyule.
3. The evaluation also reviewed the 4 target population groups supported by the Program to understand any recommended adjustment. The evaluation found that the current four groups: Aboriginal and Torres Strait Islander people, culturally and linguistically diverse people, people living with a disability and young people, are still experiencing the most barriers to employment; therefore, no changes are recommended.
4. Some opportunities for improvement of the Program were also highlighted. This includes boosting efforts to engage with Aboriginal & Torres Strait Islander peoples prior to the 2022-23FY program commencing.
5. In response to the evaluation completed, a number of continuous improvement initiatives have been prioritised – some are already fully or partially complete, and others are planned for completion within the 2022-23 financial year.
6. Preparations for the Program to be delivered in the 2022-23 financial year have commenced; with up to 15 new placements available.
7. Council continues to lead advocacy among the local government sector for the Program's expansion beyond Banyule.

Resolution (CO2022/156)

That Council:

1. Notes the achievements of the Inclusive Employment Program and continues to support its implementation.
2. Receives a further Council Report update on the Inclusive Employment Program following the conclusion of the 2022-23 financial year program.

Moved: Cr Rick Garotti
Seconded: Cr Tom Melican

CARRIED

7.2 SUPPORT FOR BANYULE RETAIL CENTRES – REVIEW**Noella Jacobs addressed Council in person****Jeremy Richards addressed Council in person****John Walkley addressed Council in person****A written statement was read out on behalf of Yvette Standfield****SUMMARY**

1. For almost 30 years, Banyule Council has provided structured programs and support that has facilitated growth, revitalisation, strategic marketing and management of its 11 key retail centres through its special rate and charge schemes and associated Council funding support.
2. These schemes facilitate the annual distribution of \$1.16 million across 11 retail Traders' Associations, to deliver collective marketing, management and beautification initiatives.
3. Despite the strengths of the schemes, several issues and opportunities have been identified and a comprehensive review was instigated.
4. The review aimed to determine whether Banyule's Special Rate and Charge model was working effectively for both Council and its 11 Trader Associations and whether the approach was contemporary and the most effective model in delivering the highest level of economic and social benefits to businesses and the community.
5. The review is the first of its kind since the inception of the program and a result of Council's new *Local Government Act 2020* obligations, the release of the Banyule Community Vision 2041, and the development of the Economic Development Strategy 2023-2028. It occurred as part of Council's new responsibilities to manage programs where we provide funding.
6. Recommendations by consultants Premier Retail Marketing and Urban Enterprise underpinned the suite of reforms to be piloted over an approximate two and a half year period commencing October 2022 and ending February 2025.
7. Council officers have met with each Centre Manager and at least one Committee representative from each of the 11 trader associations between 11 July 2022 and 17 August 2022 to discuss the reforms. Of the 11 Trader Associations, eight were supportive and three were unsupportive.
8. Feedback from the engagement process was considered and informed the final reforms.
9. The changes to the Funding Agreements seek to set Council and the associations up for success through genuine collaboration and a focus on outcomes. Council will work closely with committees to implement changes.
10. Council will review the model in two and a half years' time and may consider transitioning to an alternative model, pending the outcome of the review.

Motion

That Council defer the item to a future Ordinary Council Meeting

Moved: Cr Mark DiPasquale

Seconded: Cr Rick Garotti

LOST

Resolution (CO2022/157)

That Council:

1. Having considered the contents of this report and its attachments, resolves to endorse the suite of reforms through a two-year pilot, as follows:
 - a) A Council officer be appointed to each Trader's Association Committee as an ordinary Committee member;
 - b) Consistent key performance indicators (KPIs) are investigated and implemented across all centres;
 - c) Funding agreements are modified to include clear and measurable KPIs that must be met for funding to be released to the Association;
 - d) The Economic Development Team is to report on centre manager performance following the annual general meeting of each Association;
 - e) Council to participate in strategic planning with centres undergoing a renewal and cover business planning costs for smaller centres;
 - f) Implement maximum tenures for office bearers in the three larger centres being Heidelberg, Ivanhoe and Greensborough;
 - g) Strengthen governance processes across all Trader Associations (procurement, conflict of interest, code of conduct and contracts);
 - h) Introduce a defined hourly rate range for Centre Managers and capped annual average of benchmarked hours per week to carry out core marketing and administrative duties.
 - i) Engage with Centre Managers to undertake specialised industry workshops; and
 - j) Endorse additional resources (2 EFT) for a two-and-a-half-year period to achieve and monitor each of the short-term recommendations. The EFT resourcing is to be funded within the existing operating budget without any additional operating funding.
 - k) That Trader Associations invite their Ward Councillor to attend and provide a brief address at their Annual General Meetings.
2. Notes that these reforms will form part of the new Funding Agreements between Council and the Trader Associations that govern the expenditure of special rate and charge funds and associated Council contributions.
3. Receives a Report assessing the reforms at the conclusion of the pilot.

Moved: Cr Rick Garotti

Seconded: Cr Tom Melican

CARRIED

8. OUR TRUSTED AND RESPONSIVE LEADERSHIP

8.1 COUNCIL MEETING DATES 2023

SUMMARY

1. In accordance with *The Local Government Act 2020* and Council's *Governance Rules* (adopted 17 August 2020), Council is required to fix the date, time and place of Council Meetings and provide notice of the Meeting schedule of an Ordinary Meeting or Unscheduled Meeting (previously known as Special Meeting).
2. To assist in forward planning, dates for the next year are generally determined in each August/September the year prior.
3. The dates and venues of Council Meetings are published in the Council Calendar, Banner and Council's website to ensure transparency on forthcoming meetings and organisational and community planning.
4. The proposed dates for 2023 are based on a Council meeting cycle for a meeting to occur approximately every 3 weeks where possible.
5. The schedule considers Public Holidays, the requirements for the adoption and consideration of the Annual Budget, Strategic Integrated Planning Documents and Council Plan timetable (June 2022); Annual Report, the Election of Mayor and Deputy Mayor requirements, and the Australian Local Government Association (ALGA) National General Assembly anticipated Assembly schedule.
6. The proposed dates have allowed for 15 Ordinary Council meetings for 2023, with an additional one (1) statutory meeting for the Election of the Mayor and Deputy Mayor scheduled.
7. Planning or Unscheduled (formally known as Special Council Meetings) can be scheduled, when required in accordance with Council's Governance Rules.
8. It is recommended that all Council Meetings for 2023 be held in the Council Chambers at 275 Upper Heidelberg Road, Ivanhoe subject to any COVID-19 restrictions in place at the time. Alternatively, and pending the ability for virtual council meetings to be enshrined in Council's Governance Rules, Council may continue to hold Meetings virtually or via a hybrid approach when required and in line with Rules direction.
9. From time to time Council may opt to change the location of the Council Meetings and will communicate the change of location via Council's website and social media and other communication methods as necessary.
10. The purpose of this report is to consider and approve a schedule of meeting dates for the Council Meetings for 2023. Council may by resolution amend these dates as required.

Resolution (CO2022/158)

That Council:

1. Approve for the Council Meetings for 2023 to be held at 275 Upper Heidelberg Road Ivanhoe unless COVID -19 restrictions apply, in which case alternate arrangements will be made; and
2. Adopt the following meeting dates for 2023 calendar year for Ordinary Council Meetings for the Banyule City Council as per the table listed below:

Month	Date (Monday)
February	6 27
March	20
April	17
May	8 29
June	26
July	17
August	7 28
September	25
October	9 30
November	13 (Mayoral and Deputy Mayor Election only) 20
December	11

3. Note that the meeting time will commence a 7:00pm for Council Meetings, unless otherwise notified.

Moved: Cr Tom Melican

Seconded: Cr Alison Champion

CARRIED

Councillor Di Pasquale left the Chamber at 9:49 pm.

8.2 DRAFT GOVERNANCE RULES

Councillor Di Pasquale returned to the Chamber at 9:51 pm.

SUMMARY

1. Banyule City Council's Governance Rules (including the Election Period Policy) were prepared and adopted on 17 August 2020 as required under the *Local Government Act 2020* (the LG Act 2020), after a period of public exhibition and community consultation was undertaken.
2. On 30 November 2021, the *Regulatory Legislation Amendment (Reform) Bill 2021* was introduced into Parliament, foreshadowing a change to the *Local Government Act 2020* that would require all councils to alter their Governance Rules by the end of August 2022 to include processes for conducting Council meetings by electronic means of communication.
3. It is important to note that Council has the ability under Chapter 2, Division 15 part 61 in the current Governance Rules to be able to undertake electronic meetings: 'Meetings conducted remotely'.
4. However, with any adopted Council position, rule or policy it is important to remain contemporary and reflect industry standards and best practice that meets the needs for Banyule Council, as well as take learnings from the last two (2) years where the organisation and Council have facilitated a mix of wholly in person, wholly remote or partially in person and partially electronic (hybrid) Council meetings.
5. In recognition of the requirement to amend Council's Governance Rules (including the requirement to undertake a community engagement process as part of the process to engage on proposed changes), together with the opportunity to reflect on the first 18 months of operation of the Rules, Officers have commenced the review of the Rules accordingly.

Resolution (CO2022/159)

That Council:

1. Endorse the Banyule City Council Draft Governance Rules (including Election Period Policy) as attached to this Report;
2. Approve for community consultation on the Draft Governance Rules to commence from 6 September 2022 to 27 September 2022 pursuant to section 60(4) of the *Local Government Act 2020* and Council's Community Engagement Policy; and
3. Note that a report will be presented to Council in November 2022 to consider and adopt the final Banyule City Council Governance Rules under section 60 of the *Local Government Act 2020*.

Moved: Cr Rick Garotti
Seconded: Cr Alida McKern

CARRIED

8.3 AUDIT & RISK COMMITTEE - BI-ANNUAL REPORT AND CHARTER REVIEW SUMMARY

1. The *Local Government Act 2020* (LGA) section 53 requires all councils to establish an Audit Committee.
2. The Committee operates under a Charter determined by Council and based on the best practice guide from Local Government Victoria. It is an advisory committee of Council.
3. The Audit & Risk Committee's role is to report to the Council and provide appropriate advice and recommendations on matters relevant to its Charter (adopted 17 September 2020) in order to facilitate decision making by the Council in relation to the discharge of its responsibilities.
4. It is also a requirement of the *Local Government Act 2020* (the Act) for the Audit & Risk Committee to:
 - a) review its Charter annually and report any changes to Council for adoption.
 - b) prepare a bi-annual report indicating how the Committee has discharged its responsibilities, as set out in the Audit & Risk Charter, for the previous 6 months.
5. At the Audit & Risk Committee meeting held 17 June 2022, the Committee provided feedback on its Charter and endorsed the revised Charter for Council adoption on 5 September 2022.

Resolution (CO2022/160)

That Council:

1. Adopt the bi-annual report indicating how the Audit & Risk Committee has discharged its responsibilities for the 6-month period 1 December 2021 to 30 May 2022, as required by the *Local Government Act 2020*.
2. Adopt the changes to the Audit & Risk Charter as endorsed by the Audit & Risk Committee at its meeting held 17 June 2022.

Moved: Cr Tom Melican

Seconded: Cr Peter Dimarelos

CARRIED

8.4 AWARDING OF CONTRACT NO: 1202-2022 FOR THE PROVISION OF INTERNAL AUDIT SERVICES**SUMMARY**

1. This report is to advise Council on the awarding of Contract No 1202-2022 for the Provision of Internal Audit Services.
2. The purpose of the Internal Audit function is to provide independent and objective assurance and advisory services that add value and improve financial and operational controls for Council.
3. The Tender Evaluation Panel (TEP) has recommended awarding the contract to Pitcher Partners Consulting Pty Ltd in accordance with the tender and conditions as determined by Council.
4. Tenders were received from four companies.
5. The contract will commence 1 October 2022. The Initial Contract Term shall be for a maximum initial period of three (3) years with the option to extend for further periods of any duration up to a maximum extension period of two (2) years based on satisfactory performance and meeting Council objectives.

Resolution (CO2022/161)

That Council:

1. Award Contract No. 1202-2022- Provision of Internal Audit Services to Pitcher Partners Consulting Pty Ltd for \$467,500.00 (ex. G.S.T) for a maximum period of five (5) years.
2. Authorise the Director of Corporate Services to sign the contract and any other associated documents following a meeting with Pitcher Partners representatives, the Mayor and the Chief Executive.
3. review the Contractor's performance and Council's business needs, at the conclusion of the initial three (3) year contract term and receive a recommendation report, endorsed by the Audit and Risk Committee, on whether to award the contract extension.
4. Note that when the review of the Instrument of Delegation from Council to the Chief Executive Officer (CEO) (s5) is next undertaken that a condition and limitation is set to ensure a council decision on the awarding of internal audit contract is to come to Council and not be made under delegation by the CEO or alternate delegate on the basis of a recommendation from the Audit and Risk Committee.
6. Advise the Audit and Risk Committee of this resolution.

Moved: Cr Rick Garotti
Seconded: Cr Tom Melican

CARRIED

**8.5 PROCUREMENT AUSTRALIA (PA 2406-0713) IT SERVICES CONTRACT
SUMMARY**

1. This report is to consider the awarding of Contract PA 2406-0713 for Provision of Information Technology Products and Services and Multi-Functional Devices.
2. This contract has a total of 6 categories that will allow Council to purchase goods and services providing value for money.
3. The new contract is for the period 1 July 2022 to 30 June 2024 with the option of a one (1) twelve (12) month extension until 2025.

Resolution (CO2022/162)

That Council:

1. Approve the use of Procurement Australia contract PA 2406-0713 to purchase information technology products and services, and multi-functional devices, as required.
2. Note the new contract is for the period 1 July 2022 to 30 June 2024 with the option of a one (1) twelve (12) month extension until 2025.
3. Authorise the Director of Corporate Services to sign and execute any associated documents and contracts.

Moved: Cr Rick Garotti

Seconded: Cr Tom Melican

CARRIED

8.6 RECORD OF COUNCILLOR MEETINGS**SUMMARY**

1. In accordance with section 60 of *the Local Government Act 2020*, Council at its meeting on 17 August 2020 adopted the Banyule Governance Rules. The Governance Rules, Chapter 6 Miscellaneous requires the Chief Executive Officer to ensure that a summary of the matters that are discussed, meet the following definition:
2. If there is a meeting of Councillors that:
 - Is scheduled or planned for the purposes of discussing the business of Council or briefing Councillors;
 - Is attended by at least one member of Council staff; and
 - Is not a Council meeting, Delegated Committee Meeting or a Community Asset Committee Meeting
3. Are tabled at the next convenient Council Meeting and are recorded in the meeting minutes of that Council meeting.

Record of Meetings

1	Date of Meeting:	8/8/2022
	Type of Meeting:	Councillor Briefing
	Matters Considered:	
	<ul style="list-style-type: none"> • Census Data presentation • Graffiti management expansion program update – presentation • General business and CEO update <ul style="list-style-type: none"> ○ put a lid on it • Rates and valuation update <ul style="list-style-type: none"> ○ understanding rates brochure ○ valuation process ○ what makes up rate bill • Overview of agenda items for 15 August 2022 Council Meeting 	
Councillors Present:		
Peter Castaldo Peter Dimarelos 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> Natasha Swan – <i>Director City Development</i> Kath Brackett – <i>Director Community Wellbeing</i> Krysten Forte – <i>Governance Coordinator</i> Sherryn Prinzi – <i>Community Impact Coordinator</i> Hariklia Kessarlis – <i>Data Support & Analysis Officer</i> Claudia Oqueli – <i>Operations Infrastructure Coordinator</i> Adam Khoweiss – <i>Infrastructure Maintenance Engineer</i> Kathy Hynes – <i>Manager Operations</i>	
Others Present:	
Nenad Petrovic – <i>Demographic Consultant, Informed Decisions</i>	
Conflict of Interest:	Nil

2	Date of Meeting:	15/8/2022
	Type of Meeting:	Pre-meeting briefing
	Matters Considered:	
	Development Planning and Building Activities Report – January to June 2022 Greville Road Shopping Precinct – Request to Install Bollards Wallace Street, Ivanhoe Traffic Speed and Volume Concerns Investigation 2 Beverley Road, Heidelberg – Reconstruction of Warrigal Park Oval (P704/2022) Consideration of Submissions – Greensborough Town Centre Special Rate and Charge Consideration of Submissions – Watsonia Special Charge Consideration of Submissions – Eaglemont Village Special Charge Consideration of Submissions – Macleod Special Charge Property Transactions Report for the Six Month Period Ending 20 June 2022 Award of Contract No 1198-2022 “Reconstruction of Beverley Rd Oval” Financial Management Report – Preliminary June 2022 Performance Australia Local Government Association – National General Assembly 19-22 June 2022 Audit & Risk Committee Minutes 17 June 2022 Record of Councillor Meetings Volunteer Guidelines for Friends of Groups who operate on Council owned or managed land Cartmell Street Project – Additional Public Assets Information	
Councillors Present:		
Peter Castaldo Alison Champion Rick Garotti Alida McKern Tom Melican Fiona Mitsinikos Elizabeth Nealy		
Staff Present:		

Darren Bennett – <i>Acting Chief Executive Officer</i> Greg Gale – <i>Acting Director Assets & City Services</i> Marc Giglio – <i>Director Corporate Services</i> Natasha Swan – <i>Director City Development</i> Kath Brackett – <i>Director Community Wellbeing</i> Gina Burden – <i>Manager Governance & Communication</i> Krysten Forte – <i>Governance Coordinator</i> Danie Fantin – <i>Major Property Projects Coordinator</i> Lucy Rasdell – <i>Manager Strategic Properties & Projects</i> Jonathan Risby – <i>Manager Transport & Environment</i>	
Others Present:	
Nil	
Conflict of Interest:	Nil

3	Date of Meeting:	17/8/2022
	Type of Meeting:	Advisory Committee Meeting Multicultural Committee Meeting
Matters Considered:		
Banyule Waste Services Changes (FOGO) consultation Inclusive Banyule endorsement and Action Plan Collaborative project opportunity Advisory Committee review Inclusive Banyule Grants Youth Summit Report Card Inclusive Employment Program Census data		
Councillors Present:		
Fiona Mitsinikos		
Staff Present:		
Jo Wilson – <i>Manager Resilient & Connected Communities</i> Laura Mannix – <i>Social Policy & Planning Team Leader</i> Lisa King – <i>Community & Social Planner</i> Alana Shepherd – <i>Rethink Centre Coordinator</i> Andrew Croft – <i>Waste Management Coordinator</i>		
Others Present:		
Jeyarajah Ramanathan Louisa Ong Linda Liwewe Naaz Fahmida		

	Susan Zhou Ginger (Lan) Jiang Samira Liban Mandira Panday Saqib Awan Alaa Elzokm Ansum Sadik Albert Fatileh
Conflict of Interest:	Nil

4	Date of Meeting:	22/8/2022
	Type of Meeting:	Councillor Briefing
	Matters Considered:	Council Meeting Dates & Schedule - 2023 Mid Term Councillor Induction: Module 1: Councillor Conduct Obligations Review of Governance Rules Urban Forest Strategy – Draft Community Infrastructure Plan- Progress update Inclusive Banyule 2022-2026 update
	Councillors Present:	Peter Castaldo Alison Champion Mark Di Pasquale Rick Garotti Alida McKern Tom Melican Elizabeth Nealy
	Staff Present:	Darren Bennett – <i>Acting Chief Executive Officer</i> Greg Gale – <i>Acting Director Assets & City Services</i> Marc Giglio – <i>Director Corporate Services</i> Kath Brackett – <i>Director Community Wellbeing</i> Gina Burden – <i>Manager Governance & Communication</i> Krysten Forte – <i>Governance Coordinator</i> Linda Chapple – <i>Strategic Procurement Coordinator</i> Michael Tanner – <i>Manager Parks & Natural Environment</i> Cameron Schmelitschek – <i>Urban Forestry Strategic Officer</i>
	Others Present:	Kate Oliver – <i>Lawyer, Maddocks Legal Firm</i>
	Conflict of Interest:	Nil

Resolution (CO2022/163)

That Council receives and notes the Record of Councillor Meetings report.

Moved: Cr Alison Champion
Seconded: Cr Tom Melican

CARRIED

9. SEALING OF DOCUMENTS

Nil

10. NOTICES OF MOTION

Nil

Councillor Castaldo left the Chamber at 10:01 pm.

Councillor Castaldo returned to the Chamber at 10:04 pm.

11. GENERAL BUSINESS**11.1 CITIZENSHIP CEREMONY**

On 24 August 2022 Cr Alison Champion attended a Citizenship Ceremony held by Banyule City Council and Jika Jika. One hundred and seventy (170) new citizens were welcomed to Australia from over 20 countries. Cr Champion mentioned that the next Citizenship Ceremony will be held in November this year.

11.2 DAREBIN CREEK MANAGEMENT COMMITTEE TOUR OF DAREBIN CREEK

Cr Alida McKern attended a tour of new vegetation sites held by the Darebin Creek Management Committee. Cr McKern congratulated the Banyule Bushland Management Unit on their work.

11.3 IVANHOE BOWLS CLUB SEASON OPENER

Cr Alida McKern attended the Ivanhoe Bowls Club season opener on 3 September 2022. Season opening of Ivanhoe bowls club on Saturday. Cr McKern spoke on the recent adoption by Council of the Ivanhoe Sports Precinct Plan, particularly as it relates to the Ivanhoe Bowls Club

11.4 CHELSWORTH WARD MEETING

Cr Alida McKern issued an invitation for Councillors and residents to attend the next Chelsworth Ward Meeting which will be held at Ivanhoe Library and Cultural Hub on 13 September 2022 from 6.30-8.30pm.

PUBLIC QUESTION TIME

1	<p>Name & Suburb</p> <p>Anonymous</p>
	<p>Question:</p> <p>How many trees are being planned to offset in Rosanna Parklands by North East Link, the Woolworths & Rosanna Library council partnership and are there any other offsets planned in Rosanna Parklands?</p>
	<p>Response:</p> <p>There is no proposal at this stage associated with the North East Link or Rosana Library project to provide planting or offset planting in the Rosanna Parklands.</p> <p><i>Natasha Swan – Director City Development</i></p>

2	<p>Name & Suburb</p> <p>Alicia Curry, Rosanna</p>
	<p>Question:</p> <p>Although I am in favour of best environmental outcomes for North East Link, recently, Banyule council initiated a petition to state government called “Lid the Link” - However, does this qualify against state government guidelines as no addresses are captured and there are no checks to ensure it is actual people signing up either online or on the response cards - as they only request a name and postcode and don't even mandate an email address?</p>
	<p>Response:</p> <p>The Lid the Link campaign is not a petition to the State Government. It is a community advocacy campaign designed to inform the community about the NEL proposal and Council's alternative proposal for the northern section of North East Link. Council is asking the community if it supports the proposal and will share that feedback when asked to respond to the designs for that section of the road. While a small number of residents have sent the postcard back to Council, most have used to the QR code to provide their comments online and our systems do identify comments coming from the same IP address. Whilst the numbers or respondents are recorded, it's the unique comments that will assist Council in forming its response on behalf of our community when we present to the chosen alliance who will be building the North East Link and to our local members to ensure the new package of works takes into consideration what our residents/their constituents have told us is important about their neighbourhood.</p> <p><i>Gina Burden – Manager Corporate Governance & Communications</i></p>

3	<p>Name & Suburb</p> <p>Anonymous</p>
	<p>Question:</p> <p>Could council please print the conditions on the last Woolworths Rosanna permit issued as I'm struggling to understand the changes requested?</p>
	<p>Response:</p> <p>A copy of the current Planning Permit for the proposed development of a new Woolworths is currently being displayed through our Website under the Planning Application Page.</p> <p><i>Natasha Swan – Director City Development</i></p>

Closure of Meeting to the Public

That in accordance with Section 66(2)(a) of the *Local Government Act 2020*, Council close the Meeting to members of the public prior to considering the confidential matters in 12.1 Cartmell Street Project.

Moved: Cr Alison Champion
 Seconded: Cr Tom Melican

CARRIED

The Meeting was closed to the public at 10.04pm in order to discuss Item 12.1 Cartmell St Project.

Item 12.1 was designated confidential pursuant to section 3(g) of the Local Government Act 2020, as it contains confidential information relating to private commercial information, being information provided by a business, commercial or financial undertaking that relates to trade secrets' or if release would unreasonable expose the business, commercial or financial undertaking to disadvantage.

Council did not determine to release any of the resolution relation to 12.1 Cartmell St Project to the public and therefore the resolution is not included in the meeting minutes in line with Council's obligations under section 125 of the Local Government Act 2020.

Closure of Meeting

The Meeting was closed at 10.43pm.

DATED: DAY OF 2022

.....
 MAYOR

The next Ordinary Meeting of Council will be held on Monday, 26 September 2022 .