

Minutes of the Ordinary Meeting of Council



Held on the 4 October 2021

Conducted online via Zoom

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MINUTES

The Meeting opened at 7.03pm.

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

Nil

Confirmation of Minutes

That the following Minutes be confirmed:

Ordinary Meeting of Council held 20 September 2021

Moved: Cr Peter Dimarelos

Seconded: Cr Tom Melican

CARRIED

Disclosure of Interests

Nil

Presentation

Nil

1. URGENT BUSINESS

Nil

2. PETITIONS

Nil

3. PEOPLE – COMMUNITY STRENGTHENING AND SUPPORT

3.1 CHRISTMAS DAY GATHERING FOR ISOLATED OR UNDERPRIVILEGED PEOPLE

SUMMARY

1. This report is in response to the Council resolution of 9 August 2021 on the feasibility of a Council-run or Council supported community Christmas lunch for socially isolated or disadvantaged community members.
2. Historically, there have been several activities and events held primarily by faith groups and local community groups to celebrate Christmas and deliver Christmas Day lunches to their own communities.
3. COVID-19 has had a significant impact on the ability and capability of churches and community groups who have had to cancel or reimagine their Christmas events in 2020 due to the pandemic. COVID restrictions continue to make effective planning difficult because of stretched resources and fatigue.
4. Council has an important role to facilitate and support current and future community endeavours in this space.
5. Given the extended pandemic and impact on the community, current groups and churches traditionally involved in these types of events have little capacity in 2021 to initiate a substantial response to the provision of social gatherings for isolated or disadvantaged people in Banyule.
6. Council officers are in ongoing discussions with community groups and churches to provide support should local conditions and availability of community resources change. Council support may include financial or in-kind resources as identified. Under such conditions, a short-term allocation will be made from existing budgets to ensure the delivery of gathering(s) in 2021.
7. Responding to people who are isolated and disadvantaged aligns with key Council strategies, specifically; the Council Plan, the Banyule 2041 Community Vision, Banyule Diversity Statement, and the Banyule Inclusion, Access and Equity Framework. Future planning for 2022 will also include a broader cultural and strategic approach to responding to these groups.

Resolution (CO2021/191)

That Council:

1. Note the findings of the feasibility review for a Council-run or Council supported community Christmas lunch for socially isolated or disadvantaged community members.
2. Note that, if required, support will be provided to groups to offer a 2021 Christmas lunch for socially isolate disadvantaged community members.
3. Allocate \$15,000 from the 2021/22 operational budget to provide a Christmas Day event or support for socially isolated or disadvantaged community members.
4. Support future work on establishing a broader cultural and strategic approach to responding to isolated and disadvantaged groups, particularly during periods significant cultural and religious significance.

5. Receives an evaluation of the 2021 Christmas Day event and support for socially isolated and disadvantaged community members
6. Receives a further report on establishing a broader cultural and strategic approach to responding to isolated and disadvantaged groups, particularly during periods of cultural and religious significance.

Moved: Cr Fiona Mitsinikos

Seconded: Cr Alida McKern

CARRIED

3.2 BELLFIELD SOCIAL ENTERPRISE CAFE

SUMMARY

1. The Bellfield Community Hub (BCH) Café provides Council with an opportunity to expand its work in supporting social enterprise development in the municipality and continue the work it is undertaking to create local jobs for local people experiencing barriers to employment.
2. Council has undertaken an Expression of Interest (Eoi) process for the lease of BCH café to identify a suitably qualified social enterprise operator.
3. Five Eoi submissions were received and assessed by an assessment panel. For Change Co. were identified as the preferred social enterprise operator.
4. A five-year lease agreement and partnership is proposed for Council endorsement to support the creation of 126 local job outcomes for local people experiencing barriers to employment and an additional 6 new local employment opportunities over the five-year term.
5. Council's award-winning Social Enterprise Partnership Program will provide the proposed social enterprise operator with additional specialist capacity building support to increase community awareness of and commercial engagement with the new café and its impact.

Resolution (CO2021/192)

That Council:

1. Notes an Expression of Interest process for the lease of Bellfield Community Hub (BCH) Café has been completed.
2. Notes the Assessment Panel selected For Change Co. as the preferred social enterprise operator.
3. Grants a five-year retail lease with For Change Co. to operate a social enterprise café at 'Ground Level, 230 Banksia Street, Bellfield', in line with the proposed lease schedule and terms.
4. Notes all unsuccessful Expression of Interest submitters will be formally advised that they have not been selected and thanked for their submission.
5. Authorise the Director Community Programs to execute the new retail lease.
6. Allocate a total of \$15,000 + GST to fund the cost of expected outgoings for the Bellfield Community Hub social enterprise café in years one and two.

Moved: Cr Peter Dimarelos
Seconded: Cr Elizabeth Nealy

CARRIED

3.3 REIMAGINING OLYMPIC LEISURE CENTRE

Written statements were read on behalf of Kev Hill and Julie Fechner.

SUMMARY

1. Council is committed to providing accessible, high quality and contemporary facilities that support our community to be active, engaged and healthy.
2. In 2020 an independent review of Olympic Leisure Centre (OLC) confirmed declining performance and identified some of the contributing factors through a comparative and industry situational analysis. It also highlighted some of the issues and constraints in terms of its future role as a facility to provides Aquatics in Banyule.
3. OLC is currently closed and has been since April 2020 due to emergency works needed to repair essential safety elements and leaking pools as well as Covid-19 restrictions.
4. Council has developed a Draft Aquatic Strategy to guide future direction and decision making around its aquatic facilities to ensure that future provision of facilities and services offered address current and future demands and needs of the Banyule community.
5. Council now has a unique opportunity to be proactive in its response to determine the future use, role and priorities for OLC.
6. The current state of the facility, community desire for other services and facilities, and the strategic direction outlined in the Draft Aquatic Strategy presents Council with an opportunity to re-imagine and upgrade OLC to be more in-line with community aspirations including what the community wants and needs today and into the future.
7. To do this successfully, Council is committed to genuinely involving and engaging with the community and key stakeholders by undertaking a co-design process that provides a clear and supported direction for the future of OLC.
8. This project involves three main components. These components are interconnected and happening simultaneously yet have separate outcomes.
 - o Short term: Activation of Olympic Village Precinct
 - o Short to medium term: Re-imagining OLC Co-design Process
 - o Long term: Heidelberg West Key Partners Collaborative Working Group
9. Following the community engagement process, Council will receive a report that outlines the key findings and presents Council with a feasible, outcomes orientated plan for the reimagining of Olympic Leisure Centre.
10. Project principles, aligned with the Banyule Community Vision, will be used to guide the Reimagining project:
 - o Sustainable & connected
 - o For everyone
 - o Flexible
 - o Transformational
 - o Predictive & proactive
 - o Collaborative

Resolution (CO2021/193)

That Council:

1. Note the Heidelberg West community has a long history of engagement and consultation on a range of issues and projects and the co-design approach for this project leverages off the existing data.
2. Endorse a community engagement plan that involves:
 - a. a co-design process to re-imagine Olympic Leisure Centre (OLC) with the community and key stakeholders;
 - b. call for Expressions of Interest from community to join the Reimagining OLC Co-design Team, to be convened by the ward Councillor with an invitation extended to all interested Councillors to attend;
 - c. the establishment of a Key Partners Collaborative Working Group to support the Olympic Leisure Centre project and to start exploring and planning longer-term possibilities for Heidelberg West;
 - d. the Key Partners Collaborative Working Group be convened and Co-Chaired by the ward Councillor and Mayor with an invitation to be extended to all interested Councillors; and
 - e. a series of activation activities for the Heidelberg West community commencing in January 2022
3. Endorse the Olympic Leisure Centre (OLC) Reimagining Project Principles:
 - a. Sustainable & connected
 - b. For everyone
 - c. Flexible
 - d. Transformational
 - e. Predictive & proactive
 - f. Collaborative
4. Approve bringing forward \$200,000 from the 2022-2023 capital works budget to the 2021-2022 budget to support the reimagining co-design process including engagement and activation activities in the Olympic Village Precinct, engagement of local community facilitators, and draft concept plans.
5. Receive a report in early 2022 following the community engagement process that outlines the key findings and presents Council with a feasible, outcomes orientated plan for the redevelopment of Olympic Leisure Centre.
6. Notes the Draft Aquatic Strategy currently does not include the Olympic Leisure Centre as part of the Aquatic Facilities for Banyule and will be finalised following conclusion of the Olympic Leisure Centre reimagining project.

Moved: Cr Peter Dimarelos
Seconded: Cr Alison Champion

CARRIED

4. PLANET – ENVIRONMENTAL SUSTAINABILITY

Nil

5. PLACE – SUSTAINABLE AMENITY AND BUILT ENVIRONMENT**5.1 GREENSBOROUGH NORTH EAST GATEWAY INTEGRATED STRATEGIC PLAN SUMMARY**

1. A *Greensborough North East Gateway Integrated Strategic Plan (ISP)* is under preparation which considered land use and public realm planning for Greensborough in the area generally between Para Road, Main Street, Grimshaw Street and Flintoff Street (referred to as East Main Street Precinct) and Poulter Reserve.
2. A background review that includes a draft vision and key principles has been completed to support the ISP. It is proposed that this background review will form the basis for consultation with key stakeholders in relation to future preferred outcomes for the Greensborough study area.
3. Confirmation of the new train station location by the Level Crossing Removal Authority now provides certainty to address whole-of-centre planning, accessibility, connectivity and legibility. However, there is concern that the State Government's planning misses the opportunity to address:
 - Whole-of-centre planning, accessibility, connectivity and legibility.
 - An integrated public transport interchange at the train station and a directly accessible shared-user trail into the heart of the activity centre which further segregates the Plenty River trail.
4. It is considered that Council should write to key Ministers and Government Departments seeking the appointment of either the Victorian Planning Authority or Development Victoria to help oversee integrated precinct planning on behalf of the State to ensure that this once in a generation opportunity achieves the best possible outcome for the community.

Resolution (CO2021/194)

That Council:

1. Note and support the background work *Greensborough North-East Gateway Integrated Strategic Plan - Background Review* (June 2021) at Attachment 1, including the working draft vision and principles for the purpose of commencing consultation with key stakeholders about future public realm outcomes.
2. Write to The Hon. Colin Brooks, State Member for Bundoora, Vicki Ward, State Member for Eltham, The Hon. Jacinta Allen, Minister for Transport and Infrastructure and The Hon. Ben Carroll, Minister for Roads and Road Safety to:
 - a) Request the appointment of an agency capable of overseeing whole-of-centre integrated land use and transport planning in partnership with Council
 - b) Secure further State Government investment into the centre, including commitment to an appropriate transport interchange as part of any activated mixed-use development and delivery of a shared Plenty River trail connection directly accessible from the heart of the activity centre.

Moved: Cr Mark Di Pasquale
Seconded: Cr Elizabeth Nealy

CARRIED

5.2 BANYULE PLANNING SCHEME AMENDMENT C107 (TREETOP CLIMBING FACILITY) AT 340 -680 THE BOULEVARD, IVANHOE EAST

A pre-recorded video was played of Andrew Kelly speaking on the item and written statements were read on behalf of Suzanne Lees and Jesse Pottage.

SUMMARY

1. The purpose of this report is to:
 - a. Advise Council of the findings and recommendations of the Planning Panel that considered submissions to Planning Scheme Amendment C107.
 - b. Establish Council's formal position in response to the Panel Report to provide clarity and certainty for all parties to move forward.
 - c. Seek Council's support for the amendment, subject to satisfactory resolution of cultural heritage management plan progression.
2. Between 29 October to 10 December 2020, Council exhibited the proponent-led planning scheme amendment C107 (C107) which is for the purpose of a tree-based adventure facility. 217 submissions were received (including late submissions). At its Ordinary Council Meeting of 1 March 2021, Council resolved to refer all submissions to an independent planning panel.
3. The Planning Panel was held between 5 July – 9 July 2021. The Panel's report was received by Council 19 August 2021 and released publicly on 2 September August 2021 (copy at Attachment 1).
4. The Planning Panel was a robust, fair and transparent process, enabling all submitters and parties to the amendment the opportunity to put forward submissions and evidence (including cross-examination) during an extensive five-day hearing.
5. In summary, the Planning Panel found that Council has followed a sound process and recommends that the amendment be adopted, noting the following key findings:
 - *The Panel concludes that the proposed use and development is an appropriate one on public land and is broadly consistent with its reservation status and location within the PCRZ.*
 - *The Amendment is supported by, and implements, the relevant sections of the Planning Policy Framework and is strategically justified subject to addressing a range of potential impacts including on cultural heritage and ecology.*
6. As per bullet point 2 above, the Panel found two 'threshold' issues that it considered needed a resolution before Council should adopt the amendment, being:
 - *the current lack of partnership with the Traditional Owners and consideration of potential cultural heritage impacts*
 - *the provision of offsets consistent with Clause 52.17 of the Planning Scheme.*
7. In summarising, the Panel notes that:

Provided these matters are resolved, the Panel considers the Amendment to be appropriate, having regard to the Yarra River protection principles, the YRP Act and the draft YSP. The application of the SCO is an appropriate approach and ensures that the underlying zoning and public land status of the land remains.
8. Of the two key 'threshold' matters identified by the Panel, the provision of off-sets is considered a relatively straightforward matter that the public land manager, Parks Victoria can resolve. On the other, cultural heritage will require time to progress,

recognising the significant time and financial burdens placed on the Wurundjeri Woi wurrung Cultural Heritage Aboriginal Corporation (the Corporation) to engage in such planning matters.

9. Council is not the public land manager nor the sponsor for the proposal and, as such, should expect Parks Victoria to lead the necessary discussions about cultural heritage sensitivity on State land with the Corporation. The proponent and Council can support this process.
10. The other Panel recommendations can all be readily accommodated into the final amendment documentation to manage the proposed use and development.
11. Council should take full confidence in the extensive process that has been followed and in the findings of the Planning Panel. For this reason, it is recommended that the amendment is supported subject to the adoption of the Panel recommendations in full.
12. The proposed use and development will add significantly to outdoor recreation opportunities in Banyule and enhance opportunities for health and wellbeing, local jobs and tourism and bring added vibrancy, safety and surveillance to this part of Yarra Flats.

Cr Peter Castaldo moved a motion

That Council:

1. Pursuant to Section 27 of the Planning and Environment Act, having considered Amendment C107 abandons the amendment on the basis that the proposal does not provide for an appropriate net community and environmental gain.
2. Notify the Minister for Planning of its decision and publishes the reasons for abandoning the amendment on its internet site for 10 days after informing the Minister.

Moved: Cr Peter Castaldo

Seconded: Cr Tom Melican

The motion was put to a vote and lost

Cr Alida McKern foreshadowed an alternate motion

That Council:

1. Note the findings and Recommendations 1 to 5 of the Planning Panel in respect of Amendment C107 contained in the '*Banyule Planning Scheme Amendment C107 Banyule Treetop Adventure Park, Yarra Flats Park, Ivanhoe East*' Panel Report (19 August 2021) at Attachment 1 and all pursuant to Section 27 of the Planning and Environment Act 1987.
2. Consider adoption of Amendment C107 to the Banyule Planning Scheme pursuant to Section 29(1) of the Planning and Environment Act 1987 at a future Council meeting once, Pursuant to Recommendation 1 of the Planning Panel Report (referenced in Recommendation 1), sufficient progress has been agreed in writing between the Wurundjeri Woi wurrung Cultural Heritage Aboriginal Corporation, Parks Victoria and the Proponent (Ecoline) to determine whether an appropriate outcome can be achieved—for the site through a cultural heritage management plan process (CHMP).

Moved: Cr Alida McKern

Seconded: Cr Rick Garotti

The alternate motion was put to a vote and lost.

A further motion was then raised for consideration:

Resolution (CO2021/195)

That:

1. Council note and accept in full the findings and Recommendations 1 to 5 of the Planning Panel in respect of Amendment C107 contained in the '*Banyule Planning Scheme Amendment C107 Banyule Treetop Adventure Park, Yarra Flats Park, Ivanhoe East*' Panel Report (19 August 2021) at Attachment 1 and all pursuant to Section 27 of the Planning and Environment Act 1987.
2. Council adopt Amendment C107 to the Banyule Planning Scheme pursuant to Section 29(1) of the Planning and Environment Act 1987 but subject to the following conditions:
 - a. Pursuant to Recommendation 1 of the Planning Panel Report (referenced in Recommendation 1), final adoption be delegated to Council's Chief Executive Officer (CEO) and shall only occur when sufficient progress has been agreed in writing between the Wurundjeri Woi wurrung Cultural Heritage Aboriginal Corporation, Parks Victoria and the Proponent (Ecoline) and any other group deemed appropriate by the CEO to demonstrate that an appropriate outcome can be progressed for the site through a cultural heritage management plan process (CHMP); and
 - b. In conjunction with the proponent, amend all relevant Amendment C107 documents (as appropriate) pursuant to recommendations 2 to 5 of the Planning Panel Report at Attachment 1.
3. Once adopted under Recommendation 2, the Amendment be submitted for approval to the Minister for Planning pursuant to Section 31(1) of the Planning and Environment Act 1987.

Moved: Cr Tom Melican

Seconded: Cr Mark DiPasquale

CARRIED

Cr Alida McKern called for a division:

FOR: Cr Mark Di Pasquale
Cr Rick Garotti
Cr Tom Melican
Cr Alison Champion
Cr Peter Dimarelos
Cr Elizabeth Nealy
Cr Fiona Mitsinikos

AGAINST: Cr Peter Castaldo
Cr Alida McKern

The Chairperson declared the motion

CARRIED

5.3 7-11 CARTMELL STREET, HEIDELBERG - PROPOSED SALE OF LAND**SUMMARY**

1. At its meeting of 20 September 2021, Council received and considered twelve written submissions including eight verbal submissions in accordance with Council's Community Engagement Policy and Plans pursuant to section 55 of the *Local Government Act 2020* ('the Act') regarding the proposed sale of part of the Council land at 7-11 Cartmell Street, Heidelberg ('Cartmell Street car park'). A number of late submissions were also received.
2. All twelve submissions received were against the proposal. The major issues of the submitters were:
 - o Overshadowing of the area and adjacent properties
 - o Increased pressure on infrastructure with adverse implications
 - o Loss of car parking spaces
 - o Opposition to high density development
 - o Car park was financed by traders, Council has no right
 - o Lack of transparency
 - o Inappropriate deal for Council to make
 - o No consideration for adjacent property owners
 - o Poor timing with COVID
3. The proposal involves the sale of approximately 3313m² of the Cartmell Street car park site located at 7-11 Cartmell Street, Heidelberg to a private developer to facilitate a private mixed-use development and associated car parking. In addition, the developer would be expected to construct and deliver a new public car park to agreed specifications on land to be retained by Council at an agreed construction cost. It is the air rights above this land is proposed to be sold.
4. Council gave notice of its intention to sell under Section 114 of *the Local Government Act 2020* (Act) to sell part of Council land by private treaty and can now make a decision whether or not to sell the Council Land.

Resolution (CO2021/196)

That Council:

1. Having complied with sections 55 and 114 of the *Local Government Act 2020*:
 - a. by giving public notice on Council's website and onsite;
 - b. by inviting written submissions and requests to be heard in support of any submissions at Council's Ordinary Meeting of 20 September 2021; and
 - c. by recording that twelve written submissions were received, including eight verbal submissions

is of the opinion that the 3313m² parcel of land being part of the Cartmell Street car park site at 7-11 Cartmell Street, Heidelberg described as Lot 1 on TP629723, contained in certificate of title volume 4300 folio 949, Lot 2 on TP 696642 contained in certificate of title volume 4088 folio 586, Lot 2 on TP 692735 contained in certificate of title volume 4642 folio 284, Lot 1 on TP 158982 contained in certificate of title volume 9381 folio 785, Lot 1 on TP 696642 contained in certificate of title volume 4088 folio 586, Lot 1 on TP 692735 contained in certificate of title volume 4642 folio 284, Lot 1 on TP 433160 contained in certificate of title volume 8777 folio 290 and Lot 2 on TP 413329 contained in certificate of title volume 8758 folio 166, known as 7-11 Cartmell Street, Heidelberg (Council Land) is not required or not suitable for any current, or reasonably anticipated, Council projects and resolves to sell the land to a private developer for no less than market value plus GST for the following reasons:

- d. The sale of the Council Land to a private developer will facilitate the development of the site which was identified as a strategic redevelopment site for mixed-use in the Structure Plan for the Heidelberg Precinct.
 - e. In return, the developer will construct a public car park which will be returned to Council ownership. The car park construction cost will be offset against the land purchase price.
2. Authorise the Chief Executive Officer to negotiate the sale of the Council Land for the intended purpose at the appropriate time and be authorised to sign the transaction documents following a further briefing of Council.
 3. Advise submitters of Council's resolution and reasons for its decision in accordance with Council's Community Engagement Policy and Plans pursuant to section 55 of the *Local Government Act 2020* ('the Act').
 4. Refer an allocation of \$200,000 from the sale of the land to the 2022/23 budget process for streetscape improvements in the Heidelberg area programmed in alignment with the Heidelberg Structure Plan key actions and delivered at an appropriate time in the project delivery.
 5. Update the community via Council's website in relation to the timing of future development, management of carparking unavailability during construction and opportunities to offset this.

Moved: Cr Peter Castaldo
Seconded: Cr Tom Melican

CARRIED

6. PARTICIPATION – COMMUNITY INVOLVEMENT IN COMMUNITY LIFE

Nil

7. PERFORMANCE - USE OUR RESOURCES WISELY**7.1 13 COOMALIE CRESCENT HEIDELBERG WEST - RENEWAL OF TELECOMMUNICATIONS LEASE WITH AXICOM****SUMMARY**

1. Axicom Pty Ltd (Axicom) currently lease the site at 13 Coomalie Crescent, Heidelberg West for the purposes of a telecommunication tower which forms part of the carpark adjoining The Bell St Mall. This lease is due to expire on 8 February 2023.
2. Axicom have requested early assurances of a new lease being entered into pending an application for a planning permit to increase the height of the telecommunications pole by an additional 4 metres to allow for an additional service provider.
3. Council is able to enter into a future lease, pending completion of negotiations and compliance with s.115(4) of the *Local Government Act 2020*.

Resolution (CO2021/197)

That Council subject to the requirements of s.115(4) of the *Local Government Act 2020*, authorises the Director City Development to undertake negotiations with Axicom Pty Ltd to enter into a new lease for a twenty-year term, commencing 9 February 2023 at market value rent. Negotiations should consider a shorter term with the ability to terminate the lease on the service of either a demolition or relocation notice.

Moved: Cr Peter Dimarelos
Seconded: Cr Elizabeth Nealy

CARRIED

7.2 BANYULE CITY COUNCIL'S ANNUAL PROCUREMENT PLAN - 2021/2022**SUMMARY**

1. Council approved the new Procurement Policy on 24 May 2021 to come into effect on 1 July 2021.
2. As part of the adoption of the new Procurement Policy, the CEO Delegation increased to \$1 million from \$0.5 Million. With an increased delegation limit, ensuring transparency on the awarding of contracts under delegation is important. Transparency will be supported via:
 - a. Ongoing reporting to Council on procurement contracts approved between \$0.5 million and \$1 million under the Chief Executive Officer's delegation is to be presented to Council annually;
 - b. Exemptions from public tender or expressions of interest is to be presented to Council annually;
 - c. An Annual Procurement Plan is to be presented to Council in the first quarter of each financial year.
3. The attached Annual Procurement Plan for the financial year 2021/22 incorporates all the currently known and planned sourcing events (as at 1 July 2021).
4. Sustainable procurement opportunities have also been considered against each known sourcing event.
5. The procurement plan is continually reviewed and updated throughout the year.

Resolution (CO2021/198)

That Council notes:

1. The Annual Procurement Plan for the financial year 2021/22 developed in collaboration between the Strategic Procurement unit and Business Units across the organisation;
2. The sustainable procurement opportunities for the known strategic sourcing events; and
3. That the procurement plan is continually reviewed and updated throughout the year.

Moved: Cr Tom Melican

Seconded: Cr Mark DiPasquale

CARRIED

7.3 COUNCIL MEETING DATES 2022**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 before. The dates and venues of Council Meetings are published in the Council Calendar, Banner and Council's website.
3. The proposed dates for 2022 are based on a meeting every 3 weeks, and take into consideration Public Holidays, the requirements for the Budget and Council Plan timetable; Annual Report, the Election of Mayor, and the Australian Local Government Association (ALGA) National General Assembly dates.
4. The proposed dates have allowed for 14 Ordinary Council meetings for 2022, including the Mayoral Election.
5. It is recommended that all Council Meetings for 2022 be held in the Council Chambers at 275 Upper Heidelberg Road, Ivanhoe subject to any COVID-19 restrictions in place at the time. Alternatively, Council can continue to hold Meetings online if restrictions prevent attendance in person.
6. The purpose of this report is to consider and approve a schedule of meeting dates for the Council Meetings for 2022. Council may by resolution amend these dates.

Resolution (CO2021/199)

That:

1. Council Meetings for 2022 be held at 275 Upper Heidelberg Road Ivanhoe unless COVID -19 restrictions apply, in which case alternate arrangements will be made; and
2. The meetings commence at 7.00pm on the dates listed below:

Month	Date (Monday)
February	7 28
March	21
April	11
May	9 30
June	27
July	18
August	15
September	5 26
October	17
November	7 (Mayoral Election only) 14
December	5

Moved: Cr Tom Melican
 Seconded: Cr Alison Champion

CARRIED

7.4 RECORD OF COUNCILLOR MEETINGS

SUMMARY

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

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

Record of Meetings

1	Date of Meeting:	3 September 2021, 5.50pm
	Type of Meeting:	Banyule Arts & Culture Advisory Committee
	Matters Considered:	
	<ul style="list-style-type: none"> Welcome & Introductions Banyule Arts & Culture Program Overview Cultural Vitality – discussion Arts & Culture Working Groups What's Coming Up 	
	Councillors Present:	
	Peter Dimarelos Alida McKern <i>arrived at 6.00pm</i> Elizabeth Nealy	
Staff Present:		
Kath Brackett – <i>Director Community Programs</i> Nicole Maslin – <i>Manager Leisure, Recreation & Culture</i> Hannes Berger – <i>Arts & Culture Team Leader</i> Steph Neoh – <i>Art Curator</i>		
Others Present:		
Kate Hansen Kevin Ritchie Genelle Ryan Craig Eloranta Joanne O'Hara June Gassin		
Janelle Dunstan Caroline Wall Leah Crossman Paul Higgins Deb Lemcke Amy Stephenson		
Conflict of Interest:	Nil	
2	Date of Meeting:	6 September 2021, 6.30pm
	Type of Meeting:	Councillor Briefing
	Matters Considered:	
<ul style="list-style-type: none"> Councillor Training - Conflicts of Interest 		

<ul style="list-style-type: none"> IT & Digital Transformation Quarterly Update 	
Councillors Present: Peter Castaldo Alison Champion Peter Dimarelos Mark Di Pasquale Rick Garotti Alida McKern Tom Melican Fiona Mitsinikos Elizabeth Nealy	
Staff Present: Allison Beckwith – <i>Chief Executive Officer</i> Darren Bennett – <i>Director Assets & City Services</i> Marc Giglio – <i>Director Corporate Services</i> Scott Walker – <i>Director City Development</i> Kath Brackett – <i>Director Community Programs</i> Gina Burden – <i>Manager Governance & Communication</i> Emily Outlaw – <i>Council Business Team Leader</i> Kerry Woods – <i>Executive & Councillors Team Leader</i> Deb Weiss – <i>Manager IT & Digital Transformation</i>	
Others Present: Tony Raunic – Hunt & Hunt Lawyers	
Conflict of Interest:	Nil

3	Date of Meeting:	9 September 2021, 6.15pm
	Type of Meeting:	Environment and Climate Action Advisory Committee meeting
	Matters Considered: <ul style="list-style-type: none"> Urban Forest Strategic Plan Better Score Project Community Led Energy Innovation Grants 	
	Councillors Present: Peter Castaldo Alida McKern Tom Melican	
	Staff Present: Jonathan Risby – <i>Manager Transport</i> Ellie Hall – <i>Sustainability Officer</i>	
	Others Present: Jacinta Humphrey Lynne Siejka Michelle Giovas Denise Fernando Alex Tzikas	
		Paul Gale Baker Trivess Moore Jack Ellis Kellie Watson Vicky Rowe

Linus Mayers	
Conflict of Interest:	Nil

4	Date of Meeting:	13 September 2021, 6.30pm
	Type of Meeting:	Councillor Briefing
	Matters Considered:	
	<ul style="list-style-type: none"> • Strategic Waste Update • Hawdon Hall • Olympic Leisure Centre 	
	Councillors Present:	
	Peter Castaldo Alison Champion Peter Dimarelos Mark Di Pasquale Rick Garotti Alida McKern Tom Melican Fiona Mitsinikos Elizabeth Nealy	
	Staff Present:	
Allison Beckwith - <i>Chief Executive Officer</i> Darren Bennett – <i>Director Assets & City Services</i> Marc Giglio – <i>Director Corporate Services</i> Joel Elbourne – <i>Acting Director City Development</i> Kath Brackett – <i>Director Community Programs</i> Gina Burden – <i>Manager Governance & Communication</i> Kerryn Woods – <i>Acting Governance Coordinator</i> Nicole Maslin – <i>Leisure Manager</i> Ruth Robles McColl – <i>Senior Project Manager</i>		
Others Present:		
Conflict of Interest:		

5	Date of Meeting:	15 September 2021, 5.30pm
	Type of Meeting:	Disability and Inclusion Committee Meeting
	Matters Considered:	
	<ul style="list-style-type: none"> • First meeting of 2021-2022 term of Disability Committee – review of aim of committee & code of conduct. • Disability action plan – overview of process to review current plan & develop the new plan • Initial discussion of barriers to disability access and inclusion in Banyule • Inclusive Banyule committee – invitation of Disability Committee representatives • Intergovernmental Panel on Climate Change 6th report 	

Councillors Present: Alison Champion Rick Garotti	
Staff Present: Kath Brackett – <i>Director Community Programs</i> Theonie Tacticos – <i>Coordinator, Community & Social Planning</i> Michael Uniacke – <i>Disability Planning Officer</i>	
Others Present: Nick Bamford Kerryn Burgoyne Sarah Hockey Elizabeth Parry Sam Cartledge Allan Leenaerts Parvin Ahadi Alisha Rotella	
Sharon Solomidid Laila Fernandez Ros Melling Emma Lowe Dani Stramandinoli, Daniel Hately - Auslan interpreter Mark Quinn - Auslan interpreter	
Conflict of Interest:	Nil

6	Date of Meeting:	20 September 2021, 5.30pm
	Type of Meeting:	Council Meeting Pre-Briefing
	Matters Considered: 2.1 Watsonia Town Square Proposal Support and Monopole Advocacy 2.2 Sale of Public Land - Rosanna Library 3.1 Safer Banyule Plan - Year 4 report 3.2 Watsonia After Dark Project Update 4.1 Integrated Water Management Plan for the Yarra 5.1 Cartmell Street carpark - 7-11 Cartmell Street, Heidelberg - Proposed part sale of land - Public submissions 5.2 Gloucester Drive and Bristol Street, Heidelberg - Temporary Road Closure 5.3 Draft Heidelberg Structure Plan - For Exhibition 5.4 72 Turnham Avenue, Rosanna - Rosanna Library - Proposed Part Sale of Land 5.5 Banyule Heritage Study 2020 Adoption and Planning Scheme Amendment for updated Heritage Overlay 5.6 Were Street, MONTMORENCY - Streetscape Upgrade (P883/2021) 6.1 Banyule Youth Summit Recommendations 2021 7.1 345-347 Bell Street, Bellfield - Proposed Sale of Land 7.2 Councillor Report on Conference attendance 7.3 Certification of the Financial Statements and Performance Statement for the Year Ended 30 June 2021 7.4 Proposed Road Discontinuance and sale of part RW243 at rear 7 Dunstan Street, Macleod 7.5 Record of Councillor Meetings	
Councillors Present: Peter Castaldo Alison Champion <i>arrived 5.43pm</i> Peter Dimarelos		

Mark Di Pasquale Rick Garotti Alida McKern <i>arrived 6.00pm</i> 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> Joel Elbourne – <i>Acting Director City Development</i> Kath Brackett – <i>Director Community Programs</i> Gina Burden – <i>Manager Governance & Communication</i> Emily Outlaw – <i>Council Business Team Leader</i> Kerry Woods – <i>Executive & Councillors Team Leader</i>	
Others Present:	
David Pascolo – Technical Analyst	
Conflict of Interest:	Nil

Resolution (CO2021/200)

That the Record of Councillor meetings report be received.

Moved: Cr Elizabeth Nealy
 Seconded: Cr Tom Melican

CARRIED

8. SEALING OF DOCUMENTS

Nil

9. NOTICES OF MOTION

Nil

10. GENERAL BUSINESS**10.1 EMOTIONAL INTELLIGENCE PROGRAM**

Cr Alison Champion raised an item of general business acknowledging the graduates of the Emotional Intelligence Program that her and Cr Tom Melican attended on Wednesday 30 September 2021. Cr Champion congratulated the graduates.

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 11.1.

Moved: Cr Alison Champion

Seconded: Cr Tom Melican

CARRIED

The Meeting was closed to the public at 8.31pm.

Closure of Meeting

The Meeting was closed at 8.41pm.

DATED: DAY OF 2021

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MAYOR

The next Ordinary Meeting of Council will be held on Monday, 25 October 2021.

PUBLIC QUESTION TIME

1	<p>Name & Suburb</p> <p>Julie Fechner, Montmorency</p>
	<p>Question:</p> <p>Why does Council continue to provide a 36 page Banyule Banner in hardcopy, costing ratepayers \$232,000 per annum and can Council advise how many CO2 emissions could be saved per annum by producing an online version only?</p>
	<p>Response:</p> <p><i>Gina Burden - Manager Governance and Communications</i></p> <p>The printed Banner continues to be an effective communication tool that receives a lot of positive feedback from the community, anecdotally and through our regular community satisfaction surveys we conduct with a large, representative sample of the community. Receiving a printed Banner continues to be the preferred way for the majority of people to receive their Council news.</p> <p>A specific figure on projected Co2 emissions reduction resulting from not printing and distributing the Banner was not available at the time of preparing a response to this question but will be made available to the submitter.</p>

2	<p>Name & Suburb</p> <p>Susan Martin, Rosanna</p>
	<p>Question:</p> <p>In council meeting 24 May, 2021 the mayor acknowledged that public questions that were regularly redacted or amended, was not in keeping with council policy, however where can the public find this written guarantee as it was not recorded as either an agenda item or recorded in the meeting minutes of 24 May?</p>
	<p>Response:</p> <p><i>Gina Burden - Manager Governance and Communications</i></p> <p>The criteria/guidelines for submitting Public Questions can be found on Council's website (select the Public Question Time tab) at the following link:</p> <p>https://www.banyule.vic.gov.au/About-us/Councillors-and-Council-meetings/Council-meetings/Get-involved-in-a-council-meeting</p> <p>It is Council's usual practice to notify submitters of public questions if their questions do not comply or need to be resubmitted or amended.</p>

3	Name & Suburb
	Anonymous
	<p>Question:</p> <p>Can council advise the cost of marketing for the May/June 2021 advertising for the Rosanna Library concept and design and include how much funding Woolworths contributed?</p>
	<p>Response:</p> <p><i>Joel Elbourne – Acting Director City Development</i></p> <p>The cost of ‘advertising’ for the Rosanna Library project throughout the community engagement period was \$17,235. This included printed materials such as posters, FAQ, video, survey, postcards, letterbox drop etc. Woolworths did not contribute any funding towards the Rosanna Library Concept plan engagement process.</p>

4	Name & Suburb
	Alicia Curry, Rosanna
	<p>Question:</p> <p>Who will be the policy holder / responsible for ensuring the basement car park of the Rosanna Library / Woolworths supermarket partnership development is adequately insured for events such as flooding etc when one or both become operational?</p>
	<p>Response:</p> <p><i>Joel Elbourne – Acting Director City Development</i></p> <p>Council will enter into a <i>car park management plan agreement</i> that confirms that Fabcot (Woolworths) will be responsible for repairs, maintenance and replacement of equipment in respect of the underground car park. The Contract of Sale and the <i>car park management plan agreement</i> are yet to be drafted and the details of insurance policies have not been finalised at this point.</p>

5	Name & Suburb
	Anonymous
	<p>Question:</p> <p>Could council advise which 'NEWS' items from council's homepage are subject to deletion, given that although the majority of items remain, the news items called 'notice of intention to sell land' for both Rosanna Library & Cartmell Street, Heidelberg have been deleted?</p>
	<p>Response:</p> <p><i>Gina Burden - Manager Governance and Communications</i></p> <p>Many news items have an expiry date set which will see those items removed from the news item list. Typically, public notice or news items that have set timeframes like statutory notices or notices of intention to sell land will have an expiry date listed that coincides with the end of the statutory notice. Details on the 2 projects mentioned remain online at Shaping Banyule (Rosanna Library) or the main website (Cartmell Street).</p>

6	Name & Suburb
	Sheldon Williams, Rosanna
	<p>Question:</p> <p>Will the new Cartmell Street public car park be paid (metered) or free parking like it currently is?</p>
	<p>Response:</p> <p><i>Joel Elbourne – Acting Director City Development</i></p> <p>Council has not yet considered what restrictions would apply to the public parking area at Cartmell Street. This consideration would be made at a future Council meeting and be dependent on the final number of public spaces available which is expected to be around 180 to 200. It is likely to be a mix of both short and long term parking.</p> <p>The Heidelberg Central and Bell Street Mall Parking Plan was adopted by Council in April 2016. A key finding was that if Council develop multi-deck car parks at Cartmell Street, consideration should be given to providing paid long term parking.</p>