



Ordinary Meeting of Council
Council Chambers, Service Centre
275 Upper Heidelberg Road, Ivanhoe
14 December 2015 commencing at 7.45pm

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EXTENSION OF PUBLIC FORUM

(CO2015/440)

Resolution

That the Public Forum be extended until 8.00pm

Moved: Cr Jenny Mulholland

Seconded: Cr Steven Briffa

CARRIED

The Meeting opened at 8.00pm.

Acknowledgement of the Traditional Owner, the Wurundjeri willam people

The Mayor read an acknowledgement of the traditional land owners, the Wurundjeri willam people.

Present

Mayor Cr Craig Langdon, Cr Steven Briffa, Cr Wayne Phillips, Cr Mark Di Pasquale, Cr Tom Melican, Cr Jenny Mulholland.

Apologies

Nil

Leave of Absence

Cr Rick Garotti

Confirmation of Minutes

That the following Minutes be confirmed:

Ordinary Meeting of Council held 30 November 2015

Moved: Cr Jenny Mulholland

Seconded: Cr Tom Melican

CARRIED

Disclosure of Interests

Nil

Presentations

There was a presentation of “scarfing up” to Cr Steven Briffa by the Montmorency Scouts as a thank you for continued support.

PROCEDURAL MOTION**Resolution (CO2015/440)**

That items 4.2, 5.1, 6.1, 6.3, 6.4, 6.6, and 6.7 be considered in block and before all other items listed on the agenda.

Moved: Cr Jenny Mulholland

Seconded: Cr Steven Briffa

CARRIED

4.2 REVISIONS TO THE OUTDOOR ADVERTISING POLICY**EXECUTIVE SUMMARY**

At its meeting on 5 October 2015 Council adopted an amended Outdoor Advertising Policy. Amendments were made to the policy to facilitate the opportunity for Banyule sporting clubs to increase their revenue streams.

Since adopting the amended policy it has become apparent that there are some inconsistencies in the criteria and requirements for advertising signs at sporting grounds which could cause confusion for sporting clubs. As such, it is considered that revisions to be policy should be made. These revisions are shown highlighted in **Attachment 1**.

This report also discusses the issuing of a planning permit for a 'Promotion Sign' on the corner of Para Road and Flintoff Street in Greensborough.

Resolution (CO2015/441)

That Council:

1. Adopt a revised Outdoor Advertising Policy which corrects inconsistencies and provides clearer guidance for long term signs on Council land.
2. Await a further report detailing expression of interests received from the commercial advertising industry in relation to leasing the 'Promotion Sign' on the corner of Para Road and Flintoff Street, Greensborough.

Moved: Cr Jenny Mulholland

Seconded: Cr Steven Briffa

CARRIED

5.1 ANNUAL SOMALI COMMUNITY FESTIVAL**EXECUTIVE SUMMARY**

At the ordinary meeting of Council held on the 30 November 2015 Council resolved the following:

"That a report be prepared and presented to Council on the 14 December 2015 regarding potential Council support for the Football (soccer component) of the Annual Somali Cultural Celebration."

The Annual Somali Cultural Celebration is an initiative of the Youth Activating Youth Inc. The primary objective of this organisation is to enhance the social inclusion of marginalised and disadvantaged youth in multicultural communities. Youth Activating Youth Inc. has requested Council consider the following additional support:

- \$5,000 cash grant to assist with the cost of the overall festival
- \$3,000 in-kind support for the possible ground renovations
- \$1,500 in-kind support for the additional rubbish bins and collection

Officers have met with representatives from the Youth Activating Youth Inc. to discuss the proposal and are currently assisting the group to finalise an event permit application. The organisers are expecting between 350-500 people each day of the event. Youth Activating Youth Inc. has indicated support from the Victorian Police has been confirmed and police and security will be on site during the event.

Given the Community Grant application process has closed for 2015 officers have suggested Youth Activating Youth Inc. apply for funding during the 2016 funding round for future events.

Officers have also discussed the proposal with the Heidelberg United Football Club (HUFC) who are the primary seasonal tenant at Olympic Park and also hold a lease that covers the main grandstand within the complex. The HUFC supports the proposal however have identified a number of additional items that will need to be considered such as ground marking, ground set up (nets and corner flags and cleaning of the home and away dressing rooms/showers and public toilets).

The provision of in-kind support for ground renovations which may be required after the event and additional provision of rubbish bins and collection service is considered appropriate support for this group however a cash donation outside the Community Grant process is not supported. The final logistics for the event will be finalised during a further meeting with the organisers.

Resolution (CO2015/442)

That Council:

1. Provide in-kind support up to the value of \$3,000 for ground renovations which may be required after the event.
2. Provide in-kind support up to the value of \$1,500 for additional rubbish bins and collection service.

Moved: Cr Jenny Mulholland

Seconded: Cr Steven Briffa

CARRIED

6.1 PROPOSED DISCONTINUANCE AND SALE OF SECTION OF RW028 ADJACENT TO THE REAR OF 4/98 LOWER HEIDELBERG ROAD, IVANHOE

EXECUTIVE SUMMARY

Consistent with Council's resolution of 21 September 2015 (Item CO2015/320), the statutory procedures were commenced to give public notice of Council's intention to discontinue the section of 'road' (known as RW028 on Council's Road Register) currently enclosed within the property fence line at the rear of Unit 4, 98 Lower Heidelberg Road, Ivanhoe (unused 'road').

Public notice was given in the "*Heidelberg Leader*" on 6 October 2015, with submissions on the proposal invited in accordance with section 223 of the *Local Government Act* 1989. The submission period closed on 3 November 2015. Three (3) submissions were received; one (1) of which included a request to be heard. All three (3) submissions on the proposal were

received and considered by Council on 30 November 2015.

The proposal has been considered having regard to the current and potential future uses of the unused 'road'. The unused 'road' shows no evidence of being used by the public. It has been enclosed within the property fence line at the rear of Unit 4, 98 Lower Heidelberg Road, Ivanhoe, for many years. Accordingly, there appears to be no impediment to Council forming the view that the unused 'road' is no longer reasonably required as a 'road' for public use.

This report seeks Council's decision to discontinue the unused 'road' and to then consider a further report in relation to the sale of the resultant land to the abutting owner of Unit 4, 98 Lower Heidelberg Road, Ivanhoe.

Resolution (CO2015/443)

That:

1. Having complied with sections 207A(a) and 223 of the *Local Government Act 1989*:
 - a. by giving public notice in the "*Heidelberg Leader*" on 6 October 2015;
 - b. by providing an opportunity to those who have requested to be heard at Council's Ordinary Meeting of 30 November 2015 to be heard at that meeting; and
 - c. by recording that three (3) submissions were received and considered and the submitter heard by Council at its Ordinary meeting of 30 November 2015;Council forms the view that section of 'road' (known as RW028 on Council's Road Register), being the unused 'road' currently enclosed within the fence line of Unit 4 98 Lower Heidelberg Road Ivanhoe (unused 'road') is no longer reasonably required as a 'road' for public use for the following reasons:
 - the unused 'road' does not portray the physical characteristics of a 'road';
 - the proposal will not impact on the movement of pedestrians or vehicles within the vicinity of the unused 'road';
 - the Service Authority assets will be protected;
 - the proposal does not involve the destruction or removal of native vegetation; and
 - the discontinuance of the unused 'road' will not affect physical access.
2. The unused 'road' be discontinued and the resultant land sold to the property owner of Unit 4, 98 Lower Heidelberg Road, Ivanhoe.
3. The discontinuance of the unused 'road' and sale of the resultant land will not affect any right, power or interest held by Council or Yarra Valley Water Ltd in connection with drains or pipes under the control of Council or Yarra Valley Water Ltd in or near the unused 'road'.
4. Council's resolution be published in the Victoria Government Gazette.
5. Council consider a further report in relation to the sale of the resultant land to the abutting owner of Unit 4, 98 Lower Heidelberg Road, Ivanhoe.

Moved: Cr Jenny Mulholland

Seconded: Cr Steven Briffa

CARRIED

6.3 SALE OF 14A BANNERMAN AVENUE, GREENSBOROUGH**EXECUTIVE SUMMARY**

At its Ordinary Meeting of 19 October 2015, Council resolved that the drainage reserve known as 14A Bannerman Avenue, Greensborough was surplus to Council's and the community's needs and directed that:

1. *An application be lodged under Part 4 of the Planning and Environment Act 1987 seeking to remove the reservation status from the land at 14A Bannerman Avenue, Greensborough pursuant to Section 24A of the Subdivision Act 1988.*
2. *In accordance with sections 189 and 223 of the Local Government Act 1989 (Act), Council commence the statutory procedures to sell the subject land as it is surplus to Council's and the community's needs, by giving public notice and inviting written submissions on the proposal in the "Diamond Valley Leader" on 28 October 2015.*
3. *Council receive written submissions and hear submissions on the proposal, from persons who have made a written request to be heard in person or by a party representing them as specified in their submission and in accordance with the Act at its ordinary meeting of Council on 14 December 2015 beginning at 7.45pm to be held in the Council Chambers, 275 Upper Heidelberg Road Ivanhoe.*
4. *If no submissions are received, Council may, at its ordinary meeting on 14 December 2015, decide whether or not to sell the subject land.*

The purpose of this report is for Council to consider any written submissions received and hear from submitters who have made a written request to be heard before a meeting of Council. The submission period closed at 5:00 pm on 25 November 2015 with no submissions being received.

Resolution (CO2015/444)

That:

1. Having complied with sections 189 and 223 of the Local Government Act 1989:
 - a. by giving public notice;
 - b. providing an opportunity to be heard at Council's Ordinary Meeting of 14 December 2015;
 - c. and no submissions having been received; Council offers the sale of the former drainage reserve known as 14A Bannerman Avenue, Greensborough (the subject land) to the owners of 14 and 18 Bannerman Avenue, Greensborough.
2. A further report be considered in relation to the sale terms associated with the land.

Moved: Cr Jenny Mulholland

Seconded: Cr Steven Briffa

CARRIED

6.4 AUDIT COMMITTEE CHARTER**EXECUTIVE SUMMARY**

A Council must establish an Audit Committee in accordance with Section 139 of the *Local Government Act 1989*. It is an Advisory Committee of Council.

The Audit Committee Charter outlines the role of the Committee and terms of reference. The Audit Committee plays a vital role in reviewing Council's governance arrangements and includes oversight responsibilities on financial reporting, compliance requirements, internal control systems and risk and fraud prevention management systems.

The two-year appointment for Council's current Independent Representative and Chairperson, Hugh Parkes, is due to conclude as at 31 December 2015.

This Report seeks to review the appointment term for Hugh Parkes, Independent Representative and Chairperson, on Council's Audit Committee.

Resolution (CO2015/445)

That Council reappoint Hugh Parkes as an Independent Representative and Chairperson on Council's Audit Committee for a one-year period effective from the 1 January 2016.

Moved: Cr Jenny Mulholland

Seconded: Cr Steven Briffa

CARRIED

6.6 ASSEMBLY OF COUNCILLORS**EXECUTIVE SUMMARY**

Under the Local Government Act 1989 an Assembly of Councillors is defined as:

*A meeting of an advisory committee of the Council, if at least one Councillor is present or;
A planned or scheduled meeting of at least half of the Councillors and one member of Council staff which considers matters that are intended or likely to be:*

- a) *the subject of a decision of the Council or;*
- b) *subject to the exercise of a function, duty or power of the Council that has been delegated to a person or committee.*

In accordance with Section 80A of the Local Government Act 1989 Council is required to report as soon as possible to an Ordinary Meeting of Council a record of any assemblies of Councillors held. Below is the latest listing of notified assemblies of Councillors held at Banyule City Council.

RECORD OF ASSEMBLIES

1	Date of Assembly:	23 November 2015
	Type of Meeting:	Confidential Councillor Briefing
	Matters Considered:	- Confidential Matters
	Councillors Present:	Steven Briffa Mark Di Pasquale Craig Langdon Jenny Mulholland
	Staff Present:	Simon McMillan – Chief Executive Officer

	<p>Others Present:</p> <p>Conflict of Interest:</p>	<p>Allison Beckwith – Director Community Programs Scott Walker – Director City Development Geoff Glynn – Director Assets & City Services Joseph Tabaco – Manager, Property & Economic Development Jeanette Kringle – Coordinator, Property Carol Richards - Scouts Association Victoria Jan Ryan - Scouts Association Victoria John De Wijin - Scouts Association Victoria</p> <p>Nil</p>
2	<p>Date of Assembly:</p> <p>Type of Meeting:</p> <p>Matters Considered:</p> <p>Councillors Present:</p> <p>Staff Present:</p> <p>Others Present:</p> <p>Conflict of Interest:</p>	<p>23 November 2015</p> <p>Councillor Briefing</p> <ul style="list-style-type: none"> • Local Government (Improved Governance) Amendment Act 2015 • Local Government Act Review <p>Steven Briffa Mark Di Pasquale Craig Langdon Jenny Mulholland Rick Garotti</p> <p>Simon McMillan – Chief Executive Officer Allison Beckwith – Director Community Programs Scott Walker – Director City Development Peter Utri – Acting Director Corporate Services Geoff Glynn – Director Assets & City Services Vivien Ferlino – Governance Coordinator Gina Burden – Manager, Governance & Communication James Kelly – Manager, Assets & Infrastructure</p> <p>Nil</p> <p>Nil</p>
3	<p>Date of Assembly:</p> <p>Type of Meeting:</p> <p>Matters Considered:</p>	<p>30 November 2015</p> <p>Councillor Briefing</p> <p>Items on the Council Agenda for the Ordinary Meeting of 30 November 2015 as listed below:</p> <ol style="list-style-type: none"> 1.1 Divest Banyule City Council from Fossil Fuels 2.1 Supervised Children's Crossings 2.2 Traffic Investigation - Frye Street, Meakin Street and Trist Street, Watsonia North 4.1 State Government Review of Metropolitan Planning Strategy - Plan Melbourne Refresh 4.2 Martins Lane, Viewbank - Proposed Children's Crossing 4.3 Planning Scheme Amendment C110 – Greensborough Activity Centre Review 4.4 Alphington Paper Mills Proposal - Revised Development Plan 4.5 Grimshaw Street and Flintoff Street, Greensborough - Proposed Traffic Treatment 5.1 Macleod Recreation and Fitness Centre Master Plan

	<p>Councillors Present:</p> <p>Staff Present:</p> <p>Others Present:</p> <p>Conflict of Interest:</p>	<p>5.2 General Code of Conduct - Public Meetings</p> <p>5.3 Banyule Arts and Cultural Advisory Committee - appointment of members</p> <p>6.1 Section of Road (RW028) Adjacent to the Rear of 4/98 Lower Heidelberg Road Ivanhoe - Proposed Discontinuance and Sale - Hearing of Submissions</p> <p>6.2 The rear of 43 Haig Street Heidelberg Heights - Proposed Road Discontinuance and Sale of Land</p> <p>6.3 Creation of Plantation Lane</p> <p>6.4 Proposed Lease to Montmorency, Ivanhoe and Rosanna Bowling Clubs Permission - commence statutory procedures</p> <p>6.5 Air rights over Forge Lane between 37 Burgundy and 4 Villa Street Heidelberg - Licence</p> <p>6.6 Assembly of Councillors</p> <p>8.1 Annual Somali Community Festival</p> <p>Steven Briffa Craig Langdon Jenny Mulholland Tom Melican</p> <p>Allison Beckwith – Director Community Programs Scott Walker – Director City Development Peter Utri – Acting Director Corporate Services Geoff Glynn – Director Assets & City Services Joseph Tabaco – Manager, Property & Economic Development Joel Elbourne- Manager, Urban Planning & Building Daniel Kollmorgen – Manager Transport, Sustainability & Municipal Laws Gina Burden – Manager, Governance & Communication Emily Outlaw – Governance Officer</p> <p>Nil</p> <p>Nil</p>
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4	<p>Date of Assembly:</p> <p>Type of Meeting:</p> <p>Matters Considered:</p> <p>Councillors Present:</p> <p>Staff Present:</p>	<p>7 December 2015</p> <p>Councillor Briefing</p> <p>Amendment C107 - Planning Matters</p> <p>Steven Briffa Mark Di Pasquale Craig Langdon Tom Melican Jenny Mulholland Wayne Phillips</p> <p>Simon McMillan – Chief Executive Officer Allison Beckwith – Director Community Programs Scott Walker – Director City Development Peter Utri – Acting Director Corporate Services Geoff Glynn – Director Assets & City Services Joel Elbourne – Manager, Urban Planning & Building</p>
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	Others Present:	Sarah Lockyer – Ecoline Dean Savage – FR Perry Rob Black – Parks Victoria Gary French – Parks Victoria
	Conflict of Interest:	Nil
5	Date of Assembly:	7 December 2015
	Type of Meeting:	Confidential Councillor Briefing
	Matters Considered:	Confidential Matters
	Councillors Present:	Steven Briffa Mark Di Pasquale Craig Langdon Tom Melican Jenny Mulholland Wayne Phillips
	Staff Present:	Simon McMillan – Chief Executive Officer Allison Beckwith – Director Community Programs Scott Walker – Director City Development Peter Utri – Acting Director Corporate Services Geoff Glynn – Director Assets & City Services Joseph Tabaco – Manager, Property & Economic Development
	Others Present:	Nil
	Conflict of Interest:	Nil
6	Date of Assembly:	7 December 2015
	Type of Meeting:	Councillor Briefing
	Matters Considered:	<ul style="list-style-type: none"> • One Flintoff Update • Anniversary of Long Tan • La Trobe Sporting Precinct Masterplan • Banksia Street Community Stadium Update • Parking Permit Policy
	Councillors Present:	Steven Briffa Mark Di Pasquale Craig Langdon Tom Melican Jenny Mulholland Wayne Phillips
	Staff Present:	Simon McMillan – Chief Executive Officer Allison Beckwith – Director Community Programs Scott Walker – Director City Development Peter Utri – Acting Director Corporate Services Geoff Glynn – Director Assets & City Services Joseph Tabaco – Manager, Property & Economic Development Daniel Kollmorgen – Manager Transport, Sustainability & Municipal Laws Bailey Byrnes – Team Leader, Transport Planning Arun Chopra – Manager, Capital Projects Kate Chapell – Coordinator, Greensborough Office Project

Others Present:	Tom Zappulla – Coordinator, Leisure Facilities Darren Bennett – Manager, Leisure, Recreation & Culture Services Natalie Macdonald – La Trobe University Susan Davies - La Trobe University Russ Hoyle - La Trobe University
Conflict of Interest:	Nil

Resolution (CO2015/446)

That the Assembly of Councillors report be received.

Moved: Cr Jenny Mulholland

Seconded: Cr Steven Briffa

CARRIED

6.7 AWARD OF CONTRACT FOR PANEL OF CONSULTANTS FOR TRAFFIC, TRANSPORT, DRAINAGE AND CIVIL WORKS DESIGN SERVICES - CONTRACT 0853-2016

EXECUTIVE SUMMARY

This report considers the awarding of contracts to a panel of 13 engineering consultants across three categories for a period of one (1) year commencing on 1 January 2016 with the option to extend each contract for a further four (4) x one (1) year periods subject to continued satisfactory performance of the individual contractor.

Council's previous panel for traffic and transport engineering services expired on 1 January 2015. The panel has been extended to provide investigation, concept and detailed design services and support across three engineering categories: traffic and transport engineering, drainage engineering, and civil design services.

The tender document required each tenderer to submit a schedule of rates, details on current and past projects, project personnel and evidence of environmental management and OHS processes. A total of 27 tenders were received.

Thirteen (13) tenderers are recommended for the panel and have been selected on the basis of their respective scores from the tender evaluation matrix.

Resolution (CO2015/447)

That:

1. The following contract be awarded for the provision of traffic, transport, drainage and civil works to Banyule City Council:

Contact No: 0853-2016

Allocate contracts to the following panel of 13 engineering contractors for one year commencing 1 January 2016 with the option to extend the contracts by a further four (4) x one-year periods.

Transport Services

- Traffix Group Pty Ltd
- Trafficworks Pty Ltd

- One Mile Grid Pty Ltd

Drainage Services

- BMT WBM Pty Ltd
- Cardno Victoria Pty Ltd
- Engeny Management Pty Ltd
- Water Technology Pty Ltd

Civil Works Services

- CRE Consulting Engineers Pty Ltd
- Civil Road Solutions Pty Ltd
- Argot Consultants Pty Ltd
- FMG Engineering
- Van der Meer Consulting
- Inframangement Pty Ltd

2. The Common Seal of the Banyule City Council be affixed to the above Contracts accordingly.
3. Council authorise the Chief Executive Officer or delegate to negotiate more favourable terms if available.
4. Council authorise the Chief Executive Officer to approve future extensions under the existing agreements.

Moved: Cr Jenny Mulholland

Seconded: Cr Steven Briffa

CARRIED

1. PETITIONS**1.1 ADDITIONAL PATRONS IN FOOTPATH TRADING AREA FOR 'GRAPE AND HOP' IN WERE STREET MONTMORENCY****EXECUTIVE SUMMARY**

A petition with 94 signatures has been received seeking a review of the number of patrons able to use the footpath trading area outside of the 'Grape and Hop' bar in Were Street Montmorency.

A footpath trading permit has been issued to the premises allowing 12 patrons to occupy the area.

It is considered appropriate to review the circumstances surrounding the site and assess whether any adjustments to existing permits are acceptable.

The petition prayer is as follows:

"We, the undersigned, demand that Council reconsider the restriction on the number of people allowed to stand within the confines of the licenced outdoor area of the "Grape and Hop" bar in Were Street. We find this restriction limits our enjoyment of the amenity that this venue provides us."

Resolution (CO2015/448)

That Council:

1. Receives and notes the petition;
2. Amend the Local Law permit for Footpath Trading at 10 Were Street Montmorency to allow for 24 patrons to occupy the footpath trading area for a trial period of three (3) months.
3. Investigate the results of the trial of 24 patrons in the Footpath Trading area at 10 Were Street, Montmorency and report back to Council.
4. Advise the primary petitioner of the resolution.

Moved: Cr Steven Briffa

Seconded: Cr Wayne Phillips

CARRIED

1.2 BARCLAY PARK, GREENSBOROUGH

Mr Brian Grace spoke on the item.

EXECUTIVE SUMMARY

A petition with 31 signatures has been received from residents in relation to the rezoning of Barclay Park Greensborough to public open space. The request replicates a petition lodged with Council in June 2014, which was acknowledged at Council's ordinary meeting on 7 July 2014.

The petition prayer is as follows:

"We the undersigned residents of Banyule respectfully request the Council undertake the last step in ensuring Barclay Park remains in the hands of the local community. Namely, that Council officially rezone the parkland to Public Open Space."

Resolution (CO2015/449)

That Council:

1. Receives and notes the petition.
2. Reaffirm its decision of 7 July 2014, which stated that Council retain the land at 1-3 McKenzie Court, Greensborough as Residential 1 Zone until a review of Council's Public Open Space Strategy has been completed.
3. Notify the primary petitioner of this decision.

Moved: Cr Mark Di Pasquale

Seconded: Cr Steven Briffa

CARRIED

2. PEOPLE – COMMUNITY STRENGTHENING AND SUPPORT

2.1 BANYULE BESTBIZ AWARDS REPORT

EXECUTIVE SUMMARY

This report provides a summary and evaluation of the 2015 Banyule BestBiz Awards, and recommendations for their continuation in future years. The awards proved a resounding success and demonstrated: that customers value Banyule businesses; that businesses are enthusiastic about celebrating their success, and; that there is an appreciation of the role Council plays in coordinating and providing business support.

The awards were a people's choice format that attracted in excess of 4000 online votes across 9 categories. A Mayoral Choice was also awarded providing a total of 10 individual awards. 700 different businesses were voted as people's favourites and three finalists in each category were invited to attend the awards presentation evening. A total of 170 guests attended the function that included special guest comedian Frank Woodley as well as a presentation by the Economic Development team on the new Economic Development Plan 2015-2020.

Despite the very tight timelines Council had to develop and produce the awards, they were a success and the feedback from participants, finalists and winners has been very positive. Participants valued the local profile, recognition and prestige of being nominated by their customers and appreciate that their Council is acknowledging and encouraging this. Importantly, it has also provided another mechanism for Council to connect with small business and market the range of programs, services and support that Council provides.

Overall the Banyule BestBiz Awards provide a great opportunity for Council to support, celebrate and connect with local small businesses and to complement the range of activity it provides through its Economic Development and 'Banyule Business' function.

Council allocated a budget of \$27,000 at the meeting on 3 August 2015 for the 2015 Banyule Biz Awards, however Council does not currently have an allocated budget to continue the awards in 2016/17 or beyond. A budget allocation of \$30,000 to provide the awards in 2016 is required.

Resolution (CO2015/450)

That:

1. Council continue with the Banyule BestBiz Awards in 2016 with a similar people's choice format to that delivered in 2015.
2. A budget allocation of \$30,000 be considered in the 2016/17 budget to enable the awards to be adequately resourced and delivered in 2016.
3. Non-electronic based voting options be introduced to complement the existing online voting system.

Moved: Cr Jenny Mulholland

Seconded: Cr Craig Langdon

CARRIED

2.2 WOMEN'S PARTICIPATION - GENDER EQUALITY

EXECUTIVE SUMMARY

The Federal and State Governments have both legislated in the areas of Sex discrimination and human rights and have played an important role in changing community attitudes and helping advance gender equality in Australia. Despite this progress, women and girls continue to experience inequality and discrimination in many important parts of their lives, which can limit the choices and opportunities available to them.

Local government is in a unique position to encourage and foster women's leadership and decision-making, and ensure that women have equal representation.

A notice of motion called by Councillor Mulholland on participation of women in government and business was considered by Council which resolved to investigate supporting frameworks that can be implemented within Banyule to encourage and support participation of Women and further requested that a report be presented to Council on possible actions/outcomes.

The Municipal Association of Victoria (MAV) along with the Victorian Local Government Association (VLGA) developed a Women's Charter. It is recommended that Council endorse the Charter and that a Charter Champion also be nominated.

This report outlines the key actions and programs Council undertakes in encouraging participation of women in the workplace, business and preventing violence against women. Council also has an opportunity to respond to a call for submissions from the Victorian Government on forming a Gender Equity Strategy.

Resolution (CO2015/451)

That:

1. Council note the current work undertaken in encouraging women in business and government and continue to promote Gender equity for its community.
2. Council endorse the Victorian Local Government Women's Charter and nominate Cr Mulholland as Charter Champion.
3. The MAV be advised and the Charter be displayed on Councils website.
4. A report be presented to Council in early 2016 on a possible submission to the Victorian State Government on the Gender Equality Strategy for Victoria.

Moved: Cr Jenny Mulholland

Seconded: Cr Steven Briffa

CARRIED

3. PLANET – ENVIRONMENTAL SUSTAINABILITY

3.1 SCREENING AND CARPARKING AT COUNCIL'S OPERATIONS CENTRE IN WATERDALE ROAD, BELLFIELD

Mr Kevin Biaggini spoke on the item.

EXECUTIVE SUMMARY

The Council Operations Centre is an essential facility for the provision of the many physical services that Council provides to the community. The site includes a waste recovery centre, material recovery facility, weighbridge, fleet workshop, storage and vehicle parking. It is also where many of Council's essential services such as waste collections, street sweeping, drainage and infrastructure maintenance are managed.

The Centre has residential interfaces to the north and south across Perkins Avenue and Banksia Street and the Waratah Special Development School on its western boundary. The Heidelberg Repatriation Hospital is across Waterdale Road on the eastern side. There is also a new residential development being constructed on the south west corner of Banksia Street and Waterdale Road, directly across the road from the Centre.

At its meeting on the 9 November 2015, Council called for a report on improving screening and car parking at the Council Operations Centre in Waterdale Road, Bellfield.

An assessment of the perimeter landscaping along Banksia Street, Waterdale Road and Perkins Avenue has been undertaken and design plans prepared to improve the visual interface with the surrounding area.

This report outlines the feature of the proposed landscaping works, some of the broader benefits to the community and built environment and funding implications.

Further investigation needs to be undertaken on improving car parking at the Operations Centre and a future report provided to Council.

Resolution (CO2015/452)

That:

1. Council approve a budget of \$65,000 in the 2015/16 financial year to undertake tree removal, fencing replacement and landscaping works on the Banksia Street boundary of the Operations Centre site, Bellfield.
2. Funding be considered in future capital works budgets to complete the screening and landscaping around the Centre:
 - \$35,000 in 2016/17 for the Waterdale Road frontage.
 - \$50,000 in 2017/18 for Perkins Avenue frontage and to extend the sound wall in the southern part of the site on the Banksia Street frontage.
3. A further report be presented to Council on options for additional car parking facilities in and around the Operations Centre to service the operational needs for the Centre.

Moved: Cr Wayne Phillips
Seconded: Cr Craig Langdon

CARRIED

3.2 SUSTAINABILITY FUND - PRIORITY STATEMENT

EXECUTIVE SUMMARY

The Victorian State Government implemented a landfill levy system in July 2001 to provide integral support for the waste management framework by providing the funds to translate Victoria's waste management vision into reality. The levy is collected through the gate fee paid by Council to the landfill operator for the disposal of waste. The levy commenced at a relatively low level of \$4 per tonne, but has increased by about 572% since 2009/10 to \$60.52 per tonne currently. The landfill levy now represents over 57% of Banyule's cost of disposing waste at landfill.

All landfill levies are paid into the Environment Protection Fund. Levy funds are shared between regional waste management groups (RWMGs), Sustainability Victoria and EPA. Levy funds are also allocated by the Premier and the Minister for Environment and Climate Change through the Sustainability Fund.

Early in November 2015, The Premier Hon Daniel Andrews and Minister for Environment, Climate Change and Water Hon Lisa Neville released a revised 'Sustainability Fund – Priority Statement' (attachment A). The Priority Statement sets out the priorities of the Victorian government within the legislated areas of waste, resource recovery and climate change and how funds in the Sustainability Fund will be invested..

While the proposed priorities are all directed towards environmental initiatives, some of it may be directed away from the waste sector that generates it. Also distribution of funds to Local Government is through a competition based model meaning that while all municipalities contribute to the fund, there is no guarantee that councils will get funding in return for waste management initiatives when they are planned.

Officers believe there is opportunity to adjust the model whereby some funding is returned to all municipalities that contribute to the levy each year, to be used for behaviour changing initiatives either through education or enforcement

The State Government is calling for submissions to the 'Sustainability Fund – Priority Statement' by the 20 December 2015. It is proposed that Banyule City Council provides an online submission as per recommendation.

Resolution (CO2015/453)

That :

1. Council prepares an online submission to the 'Sustainability Fund – Priority Statement' requesting:
 - a. A greater proportion of Landfill Levy funds be directed to Local Government, with the ultimate objective of achieving net-community benefit.
 - b. All Landfill Levy funds are used for environmental- sustainability purposes, particularly the purpose set out in the Victorian waste policy titled Getting Full Value: the Victorian Waste and Resource Recovery Policy, to divert waste from landfill and promote recycling and recovery in line with community expectations about the appropriate management of waste.
 - c. All of the current waste hierarchy principles – *Avoid, Reduce, Reuse, Recycle* – are given due strategic regard and support.
 - d. Collection and distribution of Landfill Levy funds be reported transparently to the public.

2. A summary of the submission be published in the Council Banner.

Moved: Cr Tom Melican

Seconded: Cr Craig Langdon

CARRIED

4. PLACE – SUSTAINABLE AMENITY AND BUILT ENVIRONMENT

4.1 APPROVAL OF ENVIRONMENTALLY SUSTAINABLE DEVELOPMENT POLICY

EXECUTIVE SUMMARY

After a long and challenging process that started in 2009, Amendment C73 has finally been approved by the Minister for Planning. The Amendment introduces an Environmentally Sustainable Development (ESD) Policy into the Banyule Planning Scheme (Attachment 1).

The ESD Policy will provide Council's Urban Planners, landowners and developers with a clear guide of Council's expectations for development to achieve appropriate ESD standards. New development proposals will need to address a range of ESD principles including: energy requirements, water resources, indoor/outdoor quality, stormwater management, and urban ecology.

The achievement of the ESD Policy places Banyule, along with 5 other Councils involved in this project, at the forefront of sustainable urban planning practice in Victoria.

Resolution (CO2015/454)

That Council note that the Minister for Planning has approved Banyule Planning Scheme Amendment C73 and that notice of the approval was published in the *Victorian Government Gazette* on Thursday, 19 November 2015.

Moved: Cr Tom Melican

Seconded: Cr Craig Langdon

CARRIED

Item 4.2 was considered prior to item 1.1.

4.3 VICTORIAN CYCLING STRATEGY - SUBMISSION

EXECUTIVE SUMMARY

The Victorian Government has commenced consultation on a review of directions of the Victorian Cycling Strategy. These include improving cyclist safety, encouraging cycling participation, growing the cycling economy, strategically planning networks and prioritising investment, and highlighting the environmental benefits of cycling.

The revised strategy will include the establishment of Active Transport Victoria to oversee the strategy implementation.

The proposed strategy directions are in line with and supported by Council's City Plan, Integrated Transport Plan, Bicycle Strategy and Economic Development Plan. A Council submission supporting the proposed strategy update has been prepared (to be submitted by 16 December) and is attached to this report. Banyule's Bicycle Advisory Committee (BBAC) has contributed to the submission.

This is an appropriate time to request the construction of the Greensborough Highway missing link in the Principle Bicycle Network.

Resolution (CO2015/455)

That Council:

1. Lodge a submission to support the proposed Victorian Cycling Strategy update generally in accordance with Attachment 1, but amended to include:
 - a. A request for a greater maintenance commitment.
 - b. A request for the provision of bicycle facilities along these priority routes:
 - East West Power Easement – from Plenty Road, Bundoora through to the Plenty River Tail, Yallambie along the existing power easement.
 - Banksia Street to Burke Road North
 - Heidelberg Road, Darebin Creek to Lower Heidelberg Road
 - Livingstone Street - from Darebin Creek Trail to Upper Heidelberg Road
 - c. Standardisation of the treatment of pits and drains within the road surface.
2. Write to VicRoads and the Minister for Roads and Road Safety to request the construction of the Greensborough Highway missing link in the Principal Bicycle Network.
3. Write to all Mayors of connecting Councils and request that they urge the City of Boroondara to progress the Darebin Creek Trail to connect with the Yarra Main Trail and thence to the CBD.

Moved: Cr Tom Melican

Seconded: Cr Mark Di Pasquale

CARRIED

4.4 PROPOSED MULTI-STOREY MIXED USE DEVELOPMENT UP TO 16 STOREYS IN HEIGHT AT 37-63 BELL STREET AND 45 LINDEN AVENUE, IVANHOE

Mr Paul Tramontana, Dr Coral Tudball, Mr Dennis O'Connell, Mr Kevin Biaggini, Dr Martyn Wild and Mr Luke Chamberlain spoke on the item.

ADJOURNMENT**Resolution (CO2015/456)**

That the Meeting be adjourned for 5 minutes at 9.41pm.

Moved: Cr Jenny Mulholland

Seconded: Cr Steven Briffa

CARRIED

The meeting resumed at 9.53pm.

EXECUTIVE SUMMARY

The proposal seeks to construct a mixed use development up to 16 storeys above ground which will have a maximum height of 53.57 metres on land at 37-63 Bell Street and 45 Linden Avenue, Ivanhoe. The building would include a medical centre, aged care facility (151 beds), independent living units (89), apartment dwellings (224), child care centre (90 places), residential hotel (156 rooms) and bistro (100 seats) and a gymnasium. Five levels of basement car parking are also proposed to accommodate 542 car parking spaces, 190 bicycle spaces and associated building services. While 541 car parking spaces are proposed to be provided, this is 166 less than the standard Banyule Planning Scheme requirement.

A key consideration for Council in determining this application is the extent to which it proposes an alternative response to the height and building form set out in both the Structure Plan for the Heidelberg Precinct 2007 and the Banyule Planning Scheme (Design and Development Overlay Schedule 5). The proposal before Council is a significant departure from these guidelines and controls which include guidelines indicating that the building should:

- Be constructed to a maximum height of 16 metres.
- Set back from the eastern, western and southern site boundaries.

The proposal does not achieve a sufficient degree of compliance with the Guidelines for Higher Density Residential Development and in particular, there are concerns with the design detail proposed which is a critical consideration given the scale of the development and the size of the site.

The distribution of short and long term car and bicycle parking spaces within the development and resultant potential demand for on street car parking in the surrounding residential area and risk to the safety of cyclists is also a significant concern.

On the basis of the assessment undertaken it is considered that the proposal should not be supported.

Resolution (CO2015/457)

That:

1. The item be deferred
2. An Urgent Special Meeting of Council be called for 21 December 2015 at 7pm at 275 Upper Heidelberg Road, Ivanhoe to consider the matter.

Moved: Cr Wayne Phillips

Seconded: Cr Mark Di Pasquale

CARRIED

4.5 MIXED USE DEVELOPMENT AT 9-11 MARTIN STREET & 12 POWLETT STREET AND 230 BURGUNDY STREET HEIDELBERG

Dr Coral Tudball, Mr Dennis O'Connell, Ms Julie Macpherson, Mr Kevin Biaggini, Mr Grant Davis, Ms Barbara Smith AM, Dr Erdogan Koken, Mrs Jeanette Santamaria and Ms Catherine Heggen spoke on the item.

EXECUTIVE SUMMARY

This application seeks approval for the development of the land for a multi-level building (up to 8 storeys) to include medical and café uses at ground level and 131 apartments above.

The application was amended in November to reduce the height from 10 storeys to 8 and increase some setbacks at the upper levels. While it is acknowledged that the development will result in a height that is greater than preferred under the Design and Development Overlay schedule 5, it is considered that the proposal is an acceptable response given the context of the site and the benefit of recently constructed buildings on Martin Street and the Burgundy Street multi-deck car park as well as provision of the correct number of car parking spaces.

Importantly the building setbacks proposed to the boundaries shared with residential properties to the north and west of the subject site generally align with the Rescode setback standard profile. This suggests an appropriate consideration of visual bulk impacts to these properties.

The proposal was advertised and 5 objections were received on the basis of the height and setbacks of the building, amenity impacts and car parking. A consultation meeting was convened to discuss these issues and present the amended proposal.

Appropriate planting can occur on site which will act to soften the development as viewed from the north and west (being the most sensitive interfaces) and will result in an appropriate mix of uses including café, medical and residential. Conditions will be required to ensure the amenity of neighbouring properties is adequately protected.

Resolution (CO2015/458)

That Council having complied with Section 52, 58, 60, 61 and 62 of the Planning and Environment Act 1987, resolves that a Notice of Decision to Grant a Planning Permit be issued in respect of Application No. P417/2015 for Buildings and works to construct a multi-storey development, (up to 8 storeys), removal of vegetation, reduction of loading bay requirements, variation of easement and use the land for dwellings (131 apartments) and food and drink premises (café) at 9-11 Martin Street and 12 Powlett Street and 230 Burgundy Street HEIDELBERG, subject to the following conditions:

1. Before the use and development permitted by this permit starts, any agreements and

amended plans to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plans and agreement will be endorsed and will then form part of the permit. The plans must be drawn to scale with dimensions and three copies must be provided. The plans must be generally in accordance with the amended plans submitted on 5 November 2015 but modified to show:

- (a) All dwellings to have an outdoor area of at least 8m² with a minimum depth of 1.6 metres;
 - (b) Appropriate screening measures included on the west elevation to avoid overlooking of secluded private open space and habitable room windows of 16 Powlett Street;
 - (c) The ground floor layout amended to accord with the plan submitted for discussion and described as 'Proposed ground floor plan Edition M' which generally reduces the size of the café and results in a total of at least 173 car parking spaces on site;
 - (d) The ground floor layout amended to remove reference to 'Medical, shops and retails' and replaced with 'Medical';
 - (e) An area provided at ground level with convenient access from the street for the storage of residential hard waste;
 - (f) Relocation of bicycle parking spaces to provide for at least 13 visitor parking spaces in a location conveniently accessed by visitors;
 - (g) Landscaping as required by Condition 2 of this permit;
 - (h) Engineering plans showing a properly prepared design with computations for the internal drainage and method for of disposal of stormwater from all roofed areas and sealed areas including:
 - (i) The use of an On-site Stormwater Detention (OSD) system;
 - (ii) The connection to the Council nominated legal point of discharge;
 - (iii) The outfall drainage works necessary to connect the subject site to the Council nominated Legal Point of Discharge;
 - (iv) The integration, details and connections of all Water Sensitive Urban Design features in accordance with the endorsed Sustainable Management Plan and STORM report and include drainage details as a result of landscaping.
1. Please note the Engineering plans must show all protected and/or retained trees on the development site, on adjoining properties where tree canopies encroach the development site and along proposed outfall drainage and roadway alignments (where applicable) and every effort must be made to locate services away from the canopy drip line of trees and where unavoidable, details of hand work or trenchless installation must be provided.
- (i) A schedule of external building materials and colours, including details of cladding and roofing materials; the schedule should be presented on a separate sheet and must include colour samples;
 - (j) Where sustainable design features outlined in the Sustainable Management Plan cannot be visually shown, include a notes table providing details of the requirements (i.e. energy and water efficiency ratings for heating/cooling systems and plumbing fittings and fixtures, etc);

Landscaping Plan

- 2. The development permitted by this permit must not be commenced until a satisfactory detailed landscaping plan is submitted to and approved by the Responsible Authority. Such plan must be prepared by a person suitably qualified or experienced in landscape

design and shall include:

- (a) A schedule of all proposed trees, shrubs and ground cover, which includes the location and size at maturity of all plants, the botanical names of such plants and the location of all areas to be covered by grass, lawn or other surface material as specified;
- (b) Medium and small sized trees provided along the northern and eastern elevations so as to provide a suitable visual buffer to residents to the north;
- (c) Location and details of paving, steps, retaining walls, water tanks, clotheslines, fence design details and other landscape works including cut and fill.
- (d) Location, details and cross section drawings of all Water Sensitive Urban Design features in accordance with the endorsed Sustainable Design Assessment/Sustainable Management Plan and STORM report, with reference to connection details on the engineering plans

Prior to occupation

3. Unless otherwise agreed in writing by the Responsible Authority the proposed development must not be occupied until:-
 - (a) The parking area(s) shown on the endorsed plan(s) have been constructed to the requirements and satisfaction of the Responsible Authority;
 - (b) The garden and landscape area(s) shown on the endorsed plan(s) have been planted to the requirements and satisfaction of the Responsible Authority;
 - (c) Drainage works have been undertaken and completed to the requirements and satisfaction of the Responsible Authority; and
 - (d) The bicycle parking area and end-of-trip facilities are made available for residents and commercial tenants.
 - (e) Basement and under-croft lighting is installed in accordance with the relevant Australian Standards.

Maintenance and Urban Design

4. The walls of the development on the boundary of adjoining properties must be cleaned and finished in a manner to the satisfaction of the Responsible Authority.
5. Any air-conditioning or cooling units, condensers and the like located on balconies must be concealed to the satisfaction of the Responsible Authority.
6. All pipes (except down-pipes), fixtures, fittings and vents servicing any building on the site must be concealed in service ducts or otherwise hidden from external view to the satisfaction of the Responsible Authority.
7. All telecommunications and power connections (where by means of a cable) and associated infrastructure to the land must be underground to the satisfaction of the Responsible Authority.
8. Unless otherwise agreed in writing by the Responsible Authority, the landscaping areas shown on the endorsed plans must be used for landscaping and no other purpose and any landscaping must be maintained to the satisfaction of the Responsible Authority, including that any dead, diseased or damaged plants are to be replaced.

Graffiti prevention measures

9. Any walls or spaces accessible to the public must be treated in accordance with Safer Design and CPTED (Crime Prevention Through Environmental Design) Principles. Where appropriate the following measures must be implemented to the satisfaction of the Responsible Authority:
 - (a) textured or rough services that make it difficult to apply graffiti;

- (b) permeable fencing instead of solid walls;
 - (c) buildings with high-density, low absorbency materials;
 - (d) anti-graffiti coating to protect the surface when building or revitalising the walls (including façade);
 - (e) sensor lighting and/or enhanced surveillance to deter graffitists;
 - (f) the break up of large surfaces to minimise the canvas available for graffitists; and
 - (g) measures to make surfaces less liable to graffiti.
10. The permit holder/occupier must promptly remove or obliterate any graffiti on the subject site which is visible to the public and keep the site free from graffiti at all times to the satisfaction of the Responsible Authority.

Waste Collection

11. Prior to the commencement of the development, an amended Waste Management Plan prepared by a suitably qualified person must be submitted to and approved to the satisfaction of the Responsible Authority. Such plan must specify that collection is to be by way of private contractor and detail:
- (a) How waste and recycling materials are to be managed within the site and collected from the subject site;
 - (b) Anticipated frequency, hours and duration of collection(s) having regard to the areas provided for bin storage.
 - (c) How bin storage areas will be maintained to ensure there is no unreasonable emission of odour or noise;
- Once approved, this management plan must be adhered to by the owner(s), permit holder(s) and operator(s) of the dwellings at all times unless otherwise approved by the responsible authority.
12. No receptacles for any form of rubbish or refuse (other than public waste bins) may be placed or allowed to remain in view from a public road or thoroughfare and odour must not be emitted from any such receptacle(s) so as to cause offence to any person(s) outside the subject land.
13. Unless otherwise agreed in writing by the Responsible Authority, prior to the occupation of the development, the owner of the land at 9-11 Martin Street and 12 Powlett Street HEIDELBERG must enter into an agreement with the Responsible Authority pursuant to Section 173 of the Planning and Environment Act 1987 to the satisfaction of the Responsible Authority and such agreement must state:
- (a) The owner acknowledges that all waste collection from the land will be carried out by a private provider.

Construction Management Plan

14. Unless otherwise agreed in writing, prior to the commencement of the development hereby approved, a detailed Construction Management Plan must be submitted to and approved by the Responsible Authority. The plan must provide for:
- (a) An Environmental Management Plan (which must include measures to be taken to minimise the waste generated during construction of the building and any recycling of materials);
 - (b) An operational site management plan;
 - (c) A Site Access and Delivery Management Plan;
 - (d) An Asset Protection Plan;

- (e) An Emergency Action Plan;
- (f) A Site Security Plan;
- (g) A Work Methodology Plan and Works Program;
- (h) A Construction Phase Parking Plan that addresses parking and traffic arrangements associated with construction vehicles.

Once approved, this management plan will be endorsed to be read in conjunction with all other endorsed documents and must be adhered to by the owner(s), permit holder(s) and operator(s) of any use at all times unless otherwise approved by the Responsible Authority.

Car Parking Management Plan

15. Unless otherwise agreed in writing, prior to the commencement of the use hereby approved, a Car Park Management Plan must be prepared and approved to the satisfaction of the Responsible Authority. Such a plan must clearly identify, although is not limited to outlining:
- (a) Unless otherwise agreed in writing, parking must be allocated as follows:
 - (i) Four spaces to the food and drink (café) premises to be set aside.
 - (ii) 12 spaces to the medical centre set aside for staff and patient parking.
 - (iii) One space to each of the dwellings.
 - (b) Details of any warning light / boom gate systems etc. to control and manage the movement of vehicles in the basement.
 - (c) Where storage enclosures are provided at the end of a car space, the enclosure must be allocated to the dwelling or commercial tenancy that has been allocated the car space.
 - (d) Details as to how it will be brought to the attention of prospective purchasers that occupants of the dwellings or commercial premises on the land have no entitlement to on-street or off-street parking by way of a resident or trader vehicle parking permit.

Car Parking / Access

16. Areas set aside for the parking of vehicles together with the aisles and access lanes must be properly formed to such levels that they can be utilised in accordance with the endorsed plans and must be drained and provided with an all weather seal coat. The areas must be constructed, drained and maintained in a continuously useable condition to the satisfaction of the Responsible Authority.
17. Areas set aside for the parking and movement of vehicles as shown on the endorsed plan(s) must be made available for such use and must not be used for any other purpose.
18. The boundaries of all car spaces, access and egress lanes and the direction in which vehicles should proceed along the access lanes must at all times be clearly indicated on the ground to the satisfaction of the Responsible Authority.
19. Vehicular access or egress to the subject land from any roadway or service lane must be by way of a vehicle crossing constructed in accordance with Council's Vehicle Crossing Specifications to suit the proposed driveway(s) and the vehicles that will use the crossing(s). The location, design and construction of the vehicle crossing(s) must be approved by the Responsible Authority. Any existing unused crossing(s) must be removed and replaced with concrete kerb, channel and naturestrip to the satisfaction of the Council prior to occupation of the building. All vehicle crossing works are to be carried out with Council Supervision under a Memorandum of Consent for Works which

must be obtained prior to commencement of works.

20. The loading and unloading of goods from vehicles and the delivery of goods must at all times be carried out within the boundaries of the subject land.

Loading and Unloading

21. Unless with the prior written consent of the Responsible Authority the loading and unloading of goods associated with the operation of the commercial and medical premises must not occur outside of the hours of 7.00am to 10.00pm.

Amenity

22. Outdoor lighting must be designed, baffled and located to the satisfaction of the Responsible Authority such that no direct light is emitted outside the boundaries of the subject land.
23. Noise emissions from the food and drink premises must comply with State Environment Protection Policy (Control of Noise from Commerce, Industry and Trade) No. N-1, State Environment Protection Policy (Control of Music Noise from Public Premises) No. N-2, the Environment Protection Authority's Noise Control Guidelines Publication 1254, October 2008 and the Public Health and Wellbeing Act 2008.
24. Effluent or polluted drainage must not be allowed to discharge beyond the boundaries of the subject land onto other land or any street or road or directly or indirectly into any watercourse.

Food and Drink Premises (café)

25. Except with the prior written consent of the responsible authority, the food and drink premises hereby permitted must not be open to the public except between 7.00am and 10.00pm Monday to Sunday.

Medical Centre

26. a. The number of medical practitioners on site must not exceed 1 to each five parking spaces (or 1 to three spaces for a subsequent practitioner where more than one practitioner is employed in a given medical centre). A total of 12 parking spaces are allocated to medical centre use on site.
- b. No more than 3 practitioners on the site at any one time.

Time Limits

27. In accordance with section 68 of the *Planning and Environment Act 1987*, this permit will expire if one of the following circumstances applies:
- The development is not commenced within two years of the date of this permit;
 - The development is not completed within four years of the date of this permit;
 - The use is not commenced within four years of the date of this permit; or
 - The use is discontinued for a period of two years.

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. Building Permit Required

Building Permit must be obtained prior to the commencement of any works associated with the proposed development.

C. Building over Easements

No structure, including sheds and water tanks shall be built over any easement on the subject land except with the consent of the relevant Responsible Authority.

D. Completion of Development

Immediately upon completion of the development permitted by this permit, the owner or developer 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.

An early inspection process will ensure that the subdivision approvals including the Statement of Compliance can be issued without delay.

E. Street Numbering

Please note that property addresses are allocated by Council. This is usually formalised at the time of the issue of a certified plan.

F. Memorandum of Consent for Works

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.

G. Building Site Code of Practice

All construction works must comply with the requirements of the 'Building Site Code of Practice – Banyule City Council'. A copy of the Code is available on the Banyule City Council website or at Council Service Centres.

Moved: Cr Wayne Phillips
Seconded: Cr Jenny Mulholland

CARRIED

PROCEDURAL MOTION**Resolution (CO2015/459)**

That item 7.1 be considered prior to item 4.6 to hear speakers.

Moved: Cr Tom Melican

Seconded: Cr Steven Briffa

CARRIED

7.1 SEALING OF DOCUMENTS

Ms Wendy Hames and Mr Bill McKenna spoke on the item.

Resolution (CO2015/460)

That the Common Seal of the Banyule City Council be affixed to:

1. The Deed of Renewal and Variation of the agreement between Banyule City Council and Willinda Park Management Committee Inc for the management of the Willinda Park athletic track and pavilion located at 21a Talbot Street, Greensborough for the term of ten (10) years commencing 31 March 2014 and ending 30 March 2024.
2. The Deed of Surrender of Lease between Banyule City Council and Royal District Nursing Service Limited for the land and improvements located at 100 Oriel Road, Bellfield.
3. Contract No: 0855-2016, Construction of Timber Paling, Chain Wire and other Fences.
4. Jonathan Atkinson, Student Planner and Mitchell Goodfellow, Planning Technical Officer be appointed and authorised as set out in the Instrument of Authorisation and the Common Seal of the Banyule City Council be affixed to the Instrument.
5. The Deed of Variation of Lease between Council and the Retuned Services League of Australia Inc as Trustee for the Montmorency RSL Sub-Branch Building Patriotic Fund to limit the number of gaming machines to 50.
6. The Deed of Variation of the Trust Deed between Council and the Montmorency-Eltham RSL Sub-Branch Inc (Sub-Branch) to increase the contributions to \$50,000 per annum.

Moved: Cr Steven Briffa

Seconded: Cr Wayne Phillips

CARRIED

4.6 MULTI DWELLING DEVELOPMENT AT 33 AIRLIE ROAD, MONTMORENCY (P715/2015)

EXECUTIVE SUMMARY

This report considers planning permit application P715/2015 which seeks approval for a multi-dwelling development (2 double storey dwellings) at 33 Airlie Road, Montmorency. It is considered that a permit should be issued subject to standard conditions as well as specific changes which seek to address non-compliance with Council's Residential Neighbourhood Character Policy. This includes removal of an upper level cantilevered element from dwelling 1 which is suggested could present as top heavy and inconsistent with the Airlie Road streetscape.

The proposed tree removals from the site largely include non-protected weed species. The removal of trees on site is compensated for by a high level of replacement planting including large and medium trees. Replacement planting will ensure the site positively contributes to the established and preferred neighbourhood character.

Resolution (CO2015/461)

That Council having complied with Section 52, 58, 60, 61 and 62 of the Planning and Environment Act 1987, issue a Planning Permit in respect of Application No. P715/2015 for development of two double storey dwellings, fence within 10m of the boundary and associated tree removal at 33 Airlie Road MONTMORENCY subject to the following conditions:

Plans

1. Before the development permitted by this permit starts, 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 three copies must be provided. The plans must be generally in accordance with the advertised plans submitted with the application but modified to show:
 - (a) Muted earthy tones applied to the upper floor of Dwelling 1.
 - (b) The upper level of Dwelling 2 to be recessed at least 0.5m from the lower level as it presents to the north.
 - (c) The east facing upper floor window of Dwelling 2 serving bedroom 2 provided with fixed screening to a height of 1.7m above finished floor level with not more than 25% transparency.
 - (d) Landscaping as required by Condition 2 of this permit;
 - (e) Engineering plans showing a properly prepared design with computations for the internal drainage and method for of disposal of stormwater from all roofed areas and sealed areas including:
 - (i) The use of an On-site Stormwater Detention (OSD) system;
 - (ii) The connection to the Council nominated legal point of discharge;

Please note the Engineering plans must show all protected and/or retained trees on the development site, on adjoining properties where tree canopies encroach the development site and along proposed outfall drainage and roadway alignments (where applicable) and every effort must be made to locate services away from the canopy drip line of trees and where unavoidable, details of hand work or trenchless installation must be provided.

- (f) The Tree Preservation Fencing in accordance with Condition 11 of this permit;
 - (g) Landscape and tree zones to be clearly marked with hatching, colour coding or similar and distinguished from useable open space areas;
 - (h) A plan notation indicating that no building works or facilities are to be provided within the dedicated landscape areas
 - (i) A schedule of external building materials and colours, including details of cladding and roofing materials; the schedule should be presented on a separate sheet and must include colour samples.
 - (j) The provision of a rainwater storage tank for each of the dwellings including its location, sizing and a notation of the connections and end use.
 - (k) Provision of 2 advanced street trees to each street frontage to the cost of the developer and to the satisfaction of Councils Parks and Gardens Department.
 - (l) A corner splay or area at least 50 per cent clear of visual obstructions extending at least 2m along the frontage road from the edge of the exit lane and 2.5m along the exit lane from the frontage, to provide a clear view of pedestrians on the footpath of the frontage road. The area clear of visual obstructions may include an adjacent entry or exit lane where more than one lane is provided.
 - (i) Council may consider allowing solid structures (including letterboxes, meter boxes, fences and retaining walls) to be located within the 2m x 2.5m splayed area adjacent to the driveway entrance provided they are constructed to a maximum height of 900mm, to ensure adequate sight distance to pedestrians.
2. The development permitted by this permit must not be commenced until a satisfactory detailed landscaping plan is submitted to and approved by the Responsible Authority. Such plan must be modified to reflect the changes required as per Condition 1 and generally in accordance with the landscaping plan prepared by MEMLA pty ltd titled Revision B dated 21/8/2015 Drawing LC submitted with the application.

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.
4. Unless otherwise agreed in writing by the Responsible Authority the development permitted by this permit must not be commenced until:
- (a) The tree protection measures required by Condition 11 are installed to the satisfaction of the Responsible Authority.
 - (b) The necessary approvals and associated fee for the removal and replacement of the existing street tree(s) *insert trees*, which is/are shown on the plans to be removed, must be obtained and paid to the Responsible Authority (Banyule Tree Care Department).
5. Unless otherwise agreed in writing by the Responsible Authority the development permitted by this permit must not be occupied until the development has been completed to the satisfaction of the Responsible Authority in accordance with the permit and endorsed plans (including, but not limited to built form and layout, parking, landscaping, drainage, street numbering, replacement of street trees).

Urban Design / External Appearance

6. The walls of the development on the boundary of adjoining properties must be cleaned and finished in a manner to the satisfaction of the Responsible Authority.

Car Parking / Access

7. Areas set aside for the parking of vehicles together with the aisles and access lanes must be properly formed to such levels that they can be utilised in accordance with the endorsed plans and must be drained and provided with an all weather seal coat. The areas must be constructed, drained and maintained in a continuously useable condition to the satisfaction of the Responsible Authority.
8. Areas set aside for the parking and movement of vehicles as shown on the endorsed plan(s) must be made available for such use and must not be used for any other purpose.
9. Vehicular access or egress to the subject land from any roadway or service lane must be by way of a vehicle crossing constructed in accordance with Council's Vehicle Crossing Specifications to suit the proposed driveway(s) and the vehicles that will use the crossing(s). The location, design and construction of the vehicle crossing(s) must be approved by the Responsible Authority. Any existing unused crossing(s) must be removed and replaced with concrete kerb, channel and naturestrip to the satisfaction of the Council prior to occupation of the building. All vehicle crossing works are to be carried out with Council Supervision under a Memorandum of Consent for Works which must be obtained prior to commencement of works.

Tree Protection / Landscaping

10. 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.
11. Unless otherwise agreed in writing by the Responsible Authority, prior to the commencement of works (including demolition) on the site Tree Preservation Zones must be established around . You must contact Council's Development Planning Arborist on 9457 9878 once the Tree Preservation Fencing is erected so that an inspection of the fencing can be carried out. Once installed and inspected the Tree Preservation Zones must be maintained to the satisfaction of the Responsible Authority, and meet the following requirements:
 - (a) Extent

Tree Preservation Zones are to be provided to the extent of the canopy of Tree #10 indicated as being retained on the endorsed plan.
 - (b) Weed control

Any weeds located within the Tree Preservation Zone are to be removed and the area mulched with 100mm of composted coarse grade woodchips.
 - (c) Fencing
 - (i) Vegetation Preservation fences with a minimum height of 1.2 to 1.5 metres of chain mesh or like and a top line of high visibility plastic hazard tape must be erected around the perimeter of the zone.
 - (ii) The posts must be strong enough to sustain knocks from onsite excavation

equipment.

- (iii) The fences must not be removed or relocated without the prior consent of the Responsible Authority.

(d) Signage

Fixed signs are to be provided on all visible sides of the Tree Preservation Fencing, stating "Tree Preservation Zone – No entry without permission from the City of Banyule".

(e) Irrigation

The area must be irrigated during the summer months with 1 litre of clean water for every 1 cm of trunk girth measured at the soil / trunk interface on a weekly basis.

(f) Access to Tree Preservation Zone

- (i) No persons, vehicles or machinery are to enter the Vegetation Protection Zone except with the consent of the Responsible Authority;
- (ii) No fuel, oil dumps or chemicals are allowed to be used or stored within the Vegetation Preservation Zone and the servicing and re-fuelling of equipment and vehicles must be carried out away from the root zones;
- (iii) No storage of material, equipment or temporary building is to take place within the Vegetation Preservation Zone;
- (iv) Nothing whatsoever, including temporary services wires, nails, screws or any other fixing device, is to be attached to any tree.

NOTE:

Requests for consent of the Responsible Authority (City of Banyule) pursuant to this Condition should be directed to Council's Arborist – Development Planning on 9457 9878. Consent for the conduct of works within the Tree Protection Zone, where granted, may be subject to conditions. Such conditions may include a requirement that:

- Any underground service installations within the Tree Protection Zone be bored to a depth of 1.5 metres;
- All root excavation be carried out by hand digging or with the use of 'Air-Excavation' techniques;
- Roots required to be cut are to be severed by saw cutting and undertaken by a qualified arborist.

Or other conditions, as relevant, to ensure the ongoing health and stability of the subject tree/s.

12. Unless otherwise agreed in writing by the Responsible Authority, the landscaping areas shown on the endorsed plans must be used for landscaping and no other purpose and any landscaping must be maintained to the satisfaction of the Responsible Authority, including that any dead, diseased or damaged plants are to be replaced.

Time Limits

13. 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) *Additional approvals required*

Building Permit Required

A Building Permit must be obtained prior to the commencement of any works associated with the proposed development.

Building over Easements

No structure (including but not limited to sheds, retaining walls, eaves, water tanks, paving and landings) shall be built over any easement on the subject land except with the consent of the relevant Responsible Authority.

Access to Council Reserve

No permission can be granted either temporary or otherwise by Council and/or its employees with respect to access to the adjacent Council owned land (including the road reserve) for any purposes relating to the proposal (eg. parking of surplus vehicles, delivery of materials etc.), without application being made for the requisite permit (ie. Local Law Permit).

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. .

Asset Inspection Fee

Prior to the commencement of building works on site in accordance with Local Law 1, a

non-refundable Asset Inspection Fee is payable to Council for the inspection of existing Council assets. For further information in relation to this process and the relevant fee please contact Council's Construction Department on 9490 4222.

(C) Action on/for completion

Completion of Development

Immediately upon completion of the development permitted by this permit, the owner or developer 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.

An early inspection process will ensure that the subdivision approvals including the Statement of Compliance can be issued without delay.

Street Numbering

Please note that property addresses are allocated by Council. This is usually formalised at the time of the issue of a certified plan, however it is Council's intention to number the proposed allotments as follows:

Dwelling 1	33 Airlie Road MONTMORENCY
Dwelling 2	2 McColl Street MONTMORENCY

Moved: Cr Steven Briffa

Seconded: Cr Jenny Mulholland

CARRIED

4.7 NORTH EAST LINK - QUARTERLY REPORT

EXECUTIVE SUMMARY

There has been no indication by the State Government and VicRoads of any progress on planning for the proposed North East Link in the three months since last reported to Council. VicRoads indicated recently that they currently have no plans or direction to commence planning for the North East Link.

Council will continue to advocate for the North East Link as a direct orbital link between the Metropolitan Ring Road and Eastlink in line with the recently adopted Banyule Integrated Transport Plan 2015-2035. This position was reinforced by Council at a briefing of Council by VicRoads on 23 November 2015. Additionally, many community members requested an orbital North East Link at a recent community meeting held in connection with the Bolton Street upgrade.

Resolution (CO2015/462)

That Council

1. Note that the State Government and VicRoads have not progressed planning for the proposed North East Link and that Council continues to advocate for the North East Link as a direct orbital link between the Metropolitan Ring Road and Eastlink in line with the recently adopted Banyule Integrated Transport Plan 2015-2035.
2. Write to VicRoads requesting that any information about the outcomes of the truck curfew be made public as soon as the information is known.

Moved: Cr Tom Melican
 Seconded: Cr Jenny Mulholland

CARRIED

5. PARTICIPATION – COMMUNITY INVOLVEMENT IN COMMUNITY LIFE

Item 5.1 was considered prior to item 1.1.

6. PERFORMANCE - USE OUR RESOURCES WISELY

Items 6.1, 6.3, 6.4, 6.6 and 6.7 were considered prior to item 1.1.

6.2 SCOUTS ASSOCIATION OF AUSTRALIA VICTORIAN BRANCH - LEASE

EXECUTIVE SUMMARY

The Scouts Association of Australia Victorian Branch (Scouts), many years ago, constructed a number of scout hall buildings on Council-owned land within the municipality. The former Heidelberg, Diamond Valley and Eltham Councils leased the land on which the buildings were constructed to the Scouts under separate leases.

The leases have now expired and, in lieu of preparing individual leases, it is proposed that the separate leases be consolidated into one lease for the term of five (5) years commencing 1 July 2015. The lease applies to the following council owned land:

Yandell Reserve	37 St Helena Road, Greensborough
Rossi Park	48 Ford Street, Ivanhoe
Chelsworth Park	18 Irvine Road, Ivanhoe
Willinda Park	21A Talbot Street, Greensborough
AK Lines Reserve	10 Peters Street, Watsonia
Telfer Reserve	20 Noorong Avenue, Bundoora
De Winton Park	1 Grove Road, Rosanna
Donaldsons Creek Reserve	49 Hawker Street, Ivanhoe
	16 Mountain View Road, Montmorency
Petrie Park	
Alma Play Park	10 Para Road, Lower Plenty

The proposal triggers the need to give public notice under section 190 and section 223 of the *Local Government Act 1989* (Act). For the purposes of giving public notice for this proposal it is noted that the "*Heidelberg Leader*" and the "*Diamond Valley Leader*" are the newspapers that are generally circulated within the municipality.

Council will decide at a future meeting whether or not to grant the lease.

Resolution (CO2015/463)

That:

1. Pursuant to section 190 and section 223 of the *Local Government Act 1989*, the statutory procedures be commenced to give public notice in the "*Heidelberg Leader*" on 12 January 2016 and the "*Diamond Valley Leader*" on 13 January 2016, and invite submissions on Council's intention to grant a lease to the Scouts Association of Australia Victorian Branch for the term of five years commencing on 1 July 2015 of the

Council-owned land known as:

Yandell Reserve	37 St Helena Road Greensborough
Rossi Park	48 Ford Street Ivanhoe
Chelsworth Park	18 Irvine Road Ivanhoe
Willinda Park	21A Talbot Street Greensborough
AK Lines Reserve	10 Peters Street Watsonia
Telfer Reserve	20 Noorong Avenue Bundoora
De Winton Park	1 Grove Road Rosanna
Donaldsons Creek Reserve	49 Hawker Street Ivanhoe
Petrie Park	16 Mountain View Road Montmorency
Alma Play Park	10 Para Road Lower Plenty

in the locations generally in accordance with the plans in Attachment 1 (“subject sites”).

2. Written submissions on the proposal be received and persons who have made a written request to be heard in person or by a party representing them as specified in their written submission and in accordance with the Act, be heard at the Ordinary Meeting of Council on 7 March 2016 beginning at 7.45pm to be held in the Council Chambers, 275 Upper Heidelberg Road, Ivanhoe.
3. Council will decide on whether or not to grant the Lease at a future meeting, after considering any written submissions received and hearing from those persons who have requested to be heard in support of their submission.
4. If no submissions are received, Council may decide, at its meeting of 7 March 2016, whether or not to grant the Lease.
5. Council write to the Scouts Association asking whether they would be prepared to contribute to Council’s costs in preparation of the leases within Banyule for the individual Scout groups.

Moved: Cr Wayne Phillips

Seconded: Cr Craig Langdon

CARRIED

6.5 LOCAL GOVERNMENT ACT 1989 REVIEW - SUBMISSION

EXECUTIVE SUMMARY

The Victorian Government is conducting the first comprehensive review of local government in a quarter of a century.

This review responds to calls from the local government sector for legislative reform after over 90 amending acts have resulted in hundreds of individual amendments to the *Local Government Act 1989* (the Act) in the past 25 years. The outcome of the review will result in a new Local Government Act likely to be proclaimed in 2018.

The review will consider all aspects of the Act and will result in updated legislation that modernises the relationship between the state and local government sectors to better reflect essential roles and responsibilities.

The review will involve the release of various consultation papers and invitations for submissions over coming months. The first of these submissions based on the Discussion Paper released in early October is being sought by 18 December 2015; though there will continue to be opportunities for submissions to be made following this period and again

during the early part of next year following the release of Direction Papers.

A number of sector bodies have indicated that they will be making submissions, with the Municipal Association of Victoria (MAV) recently releasing its draft submission for comment from member councils. The MAV submission is representative generally of the views of councils and the proposed position on the major themes has been summarised in this report.

As the review of the Act is a significant piece of work and will cover all aspects of the Act, at this stage of the process it is considered reasonable to only make a general submission on behalf of Banyule Council indicating the direction Council would like to see the Act take. More detailed submissions would be appropriate upon release of the numerous, more specific, Direction Papers in the first half of next year.

Resolution (CO2015/464)

That Council:

1. Notes the release of the Review of the *Local Government Act 1989* - Discussion Paper and the call for initial submissions by 18 December 2015.
2. Acknowledges its broad support for a thorough review of the Act
3. Forwards a submission to Local Government Victoria on the Discussion Paper which generally endorses the views contained in the Municipal Association of Victoria's submission and expresses the following specific matters raised in this report which are considered relevant to Banyule Council:
 - The role of Councils
 - Local Laws
 - Procurement
 - Consultation & Engagement
 - Service Delivery and Financial Decision Making
 - General Matters (clarity, purpose statement, guidance material)

The submission to note Council's concerns on candidate "How to Vote" material distributed in the VEC elections packs in a postal election as it may encourage "dummy candidates".

Moved: Cr Tom Melican
Seconded: Cr Wayne Phillips

CARRIED

7. SEALING OF DOCUMENTS

Item 7.1 was considered prior to item 4.6.

8. NOTICES OF MOTION

8.1 MALAHANG RESERVE SURVEY

Cr Craig Langdon submitted a Notice of Motion.

Resolution (CO2015/465)

That:

1. (a) Council survey the next stage of the Masterplan covering Malahang Reserve to

-
- the 3081 postcode area north of Bell Street; and
 - (b) The survey includes the possibility of paving the car park, creating a kiosk/café (possibly for the purposes of a training facility or social enterprise) including new toilet facilities near the playground, extending the Bike Shed as well as the existing proposal.
2. A report be prepared on the cost and feasibility of
 - (a) constructing the Malahang Reserve carpark;
 - (b) extending the Bike Shed;
 - (c) building a kiosk/cafe as well as replacing the existing old toilet block.
 3. The matter be subject to a business case.
 4. The survey includes the contact details of the Ward Councillor.

Moved: Cr Jenny Mulholland
Seconded: Cr Craig Langdon

CARRIED

8.2 MAYORAL DUTIES AND ATTENDANCE 1 JULY - 16 NOVEMBER 2015

Cr Craig Langdon submitted a Notice of Motion.

Resolution (CO2015/466)

That Council notes the report from the Mayor on the meetings he has attended from 1 July – 16 November 2015 (end of 2014/15 Mayoral term).

Moved: Cr Steven Briffa
Seconded: Cr Craig Langdon

CARRIED

8.3 SOUND BARRIERS ALONG GREENSBOROUGH HIGHWAY

Cr Mark Di Pasquale submitted a Notice of Motion.

Resolution (CO2015/467)

That Council:

1. Recognise that VicRoads is the responsible authority for sound barriers associated with declared Main Roads like the Greensborough Highway.
2. Advocate to VicRoads that the amenity needs of the residents surrounding Greensborough Highway be respected and appropriate noise barriers be installed.
3. Request VicRoads review:
 - a. The standard of sound barriers along the Greensborough Bypass/Greensborough Highway in comparison with relevant standards and guidelines as well as to more recently installed barriers along similar roads.
 - b. Measures along the Greensborough Highway in the Macleod area where sound

barriers don't exist and traffic is travelling directly outside residential dwellings and other areas that are not protected by sound barriers and have only wire mesh fencing.

- c. Whether the bridge that is above Kempston Street Greensborough should also be fitted with sound barriers to minimise noise travelling down the valley.
- d. The possibility of tree planting within residential areas along the existing sound barriers to create a 'green' screen. Where there are existing trees they may require maintenance or replacement.

Moved: Cr Mark Di Pasquale

Seconded: Cr Steven Briffa

CARRIED

9. General Business

9.1 YPRL SOCIAL EVENT

Cr Mulholland acknowledged the Yarra Plenty Regional Library Social event that she attended along with Cr Steven Briffa on Friday 4 December 2015.

9.2 HEIDELBERG TRADERS CHRISTMAS EVENT

Cr Mulholland noted the Heidelberg Traders Christmas event held on Tuesday 8 December at Sir Henry Barkly's.

Cr Mulholland noted that the networking event was attended by over 80 traders.

9.3 OLDER ADULTS CHRISTMAS EVENT

Cr Mulholland noted that along with Crs Langdon and Melican she attended the Christmas event held on 9 December 2015 for the Older Adults group.

9.4 HACC AGED SERVICES CHRISTMAS

Cr Mulholland acknowledged the HACC Aged Services Christmas event held on Thursday 10 December at the Old Shire Office in Heidelberg. Cr Langdon was also in attendance.

9.5 EAST IVANHOE VILLAGE CELEBRATES CHRISTMAS

Cr Mulholland noted the Christmas Event held at East Ivanhoe Village on Saturday 12 December 2015.

9.6 CAROLS BY CANDLELIGHT

Cr Mulholland acknowledged the Carols by Candlelight event at Ivanhoe park on Saturday 12 December 2015.

Cr Mulholland noted that she attended the event along with Cr Langdon, Cr Melican and Cr

Di Pasquale and 1,500 community members.

Cr Mulholland thanked all involved with the evening.

9.7 THE BOULEVARD LIGHTS

Cr Mulholland noted she attended the Boulevard Lights over the weekend and commented on how great she believed the displays to be this year.

9.8 EAGLEMONT VILLAGE FAIR

Cr Jenny Mulholland noted the upcoming Eaglemont Village Fair to be held on 19 December 2015.

10. Urgent Business

Nil

Closure of Meeting to the Public

That in accordance with Section 89(2) of the *Local Government Act 1989*, Council close the Meeting to members of the public and adjourn for five minutes to allow the public to leave the Chamber prior to considering confidential items 11.1, 11.2 and 11.3.

Moved: Cr Steven Briffa

Seconded: Cr Jenny Mulholland

CARRIED

The Meeting was adjourned at 12.23am.

The Meeting was closed to the public at 12.28am.