



MEETING OF THE PORT PHILLIP CITY COUNCIL

MINUTES

7 SEPTEMBER 2022



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MINUTES OF THE MEETING OF THE PORT PHILLIP CITY COUNCIL HELD 7 SEPTEMBER 2022 IN PORT MELBOURNE TOWN HALL

The meeting opened at 6:30pm.

PRESENT

Cr Pearl (Chairperson), Cr Baxter, Cr Bond, Cr Clark, Cr Copsey, Cr Crawford, Cr Cunsolo, Cr Martin, Cr Sirakoff.

IN ATTENDANCE

Peter Smith, Chief Executive Officer, Kylie Bennetts, General Manager City Growth and Development, Allison Kenwood, General Manager Community Wellbeing and Inclusion, Chris Carroll, General Manager Customer Operations and Infrastructure, Joanne McNeill, Acting General Manager Governance and Organisational Capability, Lachlan Johnson, Executive Manager Construction, Contracts and Operations, Brian Tee, Executive Manager City Planning and Sustainability, Jessica Ladlow, Senior Heritage Planner, Emily Williams, Council Business Advisor, Mitch Gillett, Workplace Experience Lead.

The City of Port Phillip respectfully acknowledges the Traditional Owners of this land, the people of the Kulin Nations. We pay our respect to their Elders, past and present. We acknowledge and uphold their continuing relationship to this land.

1. APOLOGIES

Nil.

2. CONFIRMATION OF MINUTES

MOVED Crs Pearl/Bond

That the minutes of the Meeting of the Port Phillip City Council held on 17 August 2022 be confirmed

A vote was taken and the MOTION was CARRIED unanimously.

3. DECLARATIONS OF CONFLICTS OF INTEREST

Councillor Clark declared a conflict of interest in relation to confidential item 17.2 M9 Waste and Recycling Business Case

Peter Smith, Chief Executive Officer declared an interest in relation to confidential item 17.2 M9 Waste and Recycling Business Case

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4. PUBLIC QUESTION TIME AND SUBMISSIONS

Public questions are summarised below. The submissions were made verbally and can be listened to in full on our website.: <http://webcast.portphillip.vic.gov.au/archive.php>

Public Question Time:

- **Campbell Spence:** relating to the new two tiered waste collection charge from 1st July 2022. All properties have been charged \$176.20 for waste collection and an additional waste collection charge of \$88.10 has been levied on properties eligible for kerbside FOGO collection.

Why are residents required to pay an \$88.10 surcharge for a service that is not expected to be delivered after January 2023? How can the COPP justify charging a full year's fee for a service that it is planning to deliver for 6 months or less? Can the CEO provide the dates that residents will receive the new kerbside FOGO bins and when will kerbside FOGO collections commence? COPP is expected to raise an additional \$800,000 in revenue based on COPP's information that kerbside FOGO will be rolled out to about 18,000 properties. This is \$800,000 that COPP are not entitled to receive.

Will council correct error by providing refunds to residents? Will Council pro-rata the amount if there are delays in rolling out the kerbside FOGO service?

Lachlan Johnson, Executive Manager Construction, Contracts and Operations advised that Council is excited to be rolling out this new Food Organic Garden Organic (FOGO) recycling service, which is highly valued by our community and is key to meeting our sustainability targets such as landfill diversion. We have been able to introduce new FOGO and glass recycling services, absorb greater than the rates cap increases to waste contracts, and the 19% increase in landfill levy payable to the State Government within the rates cap increase of 1.75%

Whilst the service will not commence until early 2023, Council is required to include all rates and charges in the rates notice sent out in August.

Council is charging the full year's fee due to initial implementation costs such as one-off caddies and liners. Note, it is only a part cost recovery.

Residents will receive their FOGO bin in early 2023. We are currently working to confirm delivery dates across the City. Residents receiving a FOGO bin will be provided with further information later this year including when the bins will be delivered and the FOGO service commencement date.

The FOGO charge is part of the waste charges that have been separated from general rates this year. The FOGO charge of \$88.10 and the Waste Charge of \$176.20, collectively recover the \$13.7 million of direct cost of waste services for this financial year. We have not raised additional review from the FOGO charge.

There is no error to the kerbside FOGO charge therefore no refund will be provided to residents.

- **Sarah Phillipson:** What by laws or clauses relate to dog barking on council owned dog parks? There is clause 52 which states that a person must not behave in a manner than interferes with the quiet enjoyment of those living in close proximity to council land. I have been told this clause doesn't apply to dog parks, so what noise regulations are there for barking dogs on council land given there are 17 dogs parks in Port Phillip?

Kylie Bennetts, General Manager City Growth and Development advised that in relation to Council land there is no legislation that directly deals with this particular matter. Clause 52 of

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Council's local law Behaviour on Council Land relates to the conduct of a person and cannot be applied to animal behaviour. The Domestic Animals Act 1994 does have a provision that relates to dog barking however that clause is direct to the owner of the land that keeps a dog on that land. Council is the owner of the land but is not the keeper of the dogs on that land, so the legislation doesn't apply. Council's animal management unit does what it can within available resources to patrol dog parks including Eastern Reserve to ensure dogs are under effective control as much as possible. Council is undertaking a review of all current off-leash dog parks across the municipality this financial year. The feedback provided on Eastern Reserve will be considered through that process and consultation will be open later this financial year. The best way for members of the community to keep up to date and be advised of the consultation is to register for Have Your Say.

The Mayor advised that responses to the following questions would be provided after the meeting via email:

- **Michael Strugnell:** In relation to the Eastern Road North Reserve which is now a fenced off-leash dog park but was once a community space. Why is Council so intent on keeping this very small park in this location instead of seeking a better place for it that's away from local residents and better suits dog owners who use this park?
Secondly, if the EPA has a recommendation that a commercial dog kennel must not be located within 500 metres of a residential area due to the noise impact on residents nearby how can the City of Port Phillip in all good conscience allow residents within 500 metres of this park, an open-air kennel, to bear the brunt of the constant noise?
- **Adrian Jackson:**
 1. In relation to traffic calming measures within Port Phillip. I support the thicker yellow lines on the road. In St Kilda there are raised solid strips instead of yellow lines. Cats Eyes are a cost effective and practical idea. They are best placed on TOP of the kerb extension nearer to the road where they can be seen better and are less likely to be damaged. Will Council look at these traffic calming measures to get the best outcome for ratepayers and road users?
 2. In relation to consultants, Why do ratepayers pay for well paid consultants when, in most cases, council staff and councillors are well equipped to produce good outcomes for ratepayers and residents at a better price?
 3. In relation to the two large metal "emperor" penguin sculptures on St Kilda foreshore. Why did the council waste ratepayers' funds on something that was not needed, poorly thought out and will likely be vandalised in the future?

Council Report Submissions:

Item 10.1 Moubray Street Community Park - Road Closure

- Matt Evans

Item 10.5 Enhancing Elwood Foreshore: Site Plan consultation feedback

- John Bailey
- Glenys Fraser

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Item 10.6 St Kilda Triangle – Next Steps

- Patrick Donovan
- Serge Thomann
- David Blakeley
- Robert Buckingham
- Krystyna Kynst
- David Brand

Item 10.7 Review of Heritage Overlay 7 and Surrounds (Amendments C206port and C209port)

- Juliette Rea
- Michael Camarri
- Tania Davidge
- Rosemary Tovey
- Kerry Percil
- Mathew Kraan
- Nina Zhang
- Joel Burstyner
- Mary Larecki

Item 10.8 Lagoon Reserve Pavilion & Sports Field – Design Options

- Adi Harcinovic

Item 10.9 Pop Up Bike Lanes

- Una Steele
- Peter Krashow
- Campbell Spence
- Cameron Smith
- Jan Talacko
- Sarah Crowest
- Julie Clutterbuck

Item 12.1 Events Strategy and Outdoor Events Policy 2023-26

- Louisa Williams

Item 14.1 Notice of Motion – Councillor Bond – Banff Outdoor Parklet on Fitzroy Street

- Martin Carr
- Fiona Williams

Item 14.3 Notice of Motion – Councillor Bond – North Port Oval Capacity

- Paul Malcolm

5. COUNCILLOR QUESTION TIME

Nil.

6. SEALING SCHEDULE

Nil.

7. PETITIONS AND JOINT LETTERS

Nil.

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ACKNOWLEDGMENT OF SERVICE

The Mayor acknowledged the last meeting of Peter Smith, Chief Executive Officer. The Mayor expressed Council's sincere appreciation for the work ethic Peter brought to the City since he joined in May 2017, the passion he brought to areas of his interest and also the Council plans which he both implemented and developed under this term of Council. He extended Council's best wishes as Peter commenced his new role with the City of Darebin and looked forward to Peter continuing to advocate for matters that were dear to his heart. On behalf of the Council staff, the community and the Councillors, the Mayor thanked Peter for his service to the City. Councillors Baxter, Crawford, Martin and Copey also paid tribute, commending Peter's leadership during COVID lockdowns in providing support to the community, his impartiality, depth of knowledge, and ability to deliver strategic solutions to wicked problems.

In response Peter observed he had been privileged to lead a dedicated team of people, with particular thanks to the Executive team, especially during the pandemic. He recognised the people in the community who he had partnered with, noting that Port Phillip is an amazing municipality and great community. He wished the Council all the best.

The Mayor adjourned the meeting for a break at 7:55pm.

The meeting resumed at 8:03pm

The Mayor advised the order of business within "Presentation of Reports" would be altered to consider items where there is public interest.

10. LIVEABLE PORT PHILLIP

10.7 Review of Heritage Overlay 7 and Surrounds (Amendments C206port and C209port)

Purpose

- 1.1 To inform Councillors of the outcome of the consultation undertaken on the Review of Heritage Overlay 7 and surrounds (**the Review**).
- 1.2 To determine whether to request authorisation from the Minister for Planning to prepare and exhibit an amendment to the Port Phillip Planning Scheme to implement the recommendations of the Review on a permanent basis.
- 1.3 To determine whether to request the Minister for Planning approve interim heritage controls for properties not already included in the Heritage Overlay while permanent controls are progressed.

MOVED Crs Copey/Crawford

That Council:

- 3.1 Endorses the two consultant reports (**Attachments 2 and 3**) as the strategic basis for additional and modified heritage controls proposed by Amendments C206port and C209port.

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- 3.2 Authorises the Chief Executive Officer (or delegate) to:
 - 3.2.1 Seek authorisation from the Minister for Planning to prepare and exhibit Amendment C206port as shown in **Attachment 6** to this report, pursuant to Sections 8A of the *Planning and Environment Act 1987* (the Act).
 - 3.2.2 Place Amendment C206port to the Port Phillip Planning Scheme on exhibition, in accordance with Section 19 of the Act, subject to Ministerial Authorisation.
 - 3.2.3 Request the Minister for Planning to prepare and approve Amendment C209port to the Port Phillip Planning Scheme pursuant to Section 20(4) of the Act to apply interim heritage controls to the properties identified in **Attachment 7**.
 - 3.2.4 Write to the Minister for Planning and request that Amendment C189port be withdrawn, as the interim heritage control request for 12 Hotham Grove, Ripponlea will be included in Amendment C209port.
 - 3.2.5 Finalise the documentation and Ministerial requests for Amendment C206port and C209port, including making minor changes that do not change its intent.

A vote was taken and the MOTION was CARRIED.

10.9 Pop-up Bike Lanes

Purpose

- 1.1 To provide an update on the Department of Transport's (DoT) response to Council's resolution of 20 July 2022 in which Council requested that DoT review and make changes to parts of the pop-up bike lanes program in Port Phillip.

MOVED Crs Bond/Clark

*The Mayor advised that the voting would be taken in parts.
Items 3.7, 3.10, 3.11 and 3.12 & 3.13 would be voted on separately.*

That Council having considered the Department of Transport's response of 31 August 2022 to the Council resolution of 20 July 2022:

- 3.1 Notes that the Department of Transport conducted a **road safety audit** reviewing the concerns raised by the community, Council and other stakeholders and no high-risk items were identified.
- 3.2 Notes that the Department of Transport has **agreed to Council's request to reinstate** the dedicated **left turn from Bridge Street into Williamstown Road** in Port Melbourne.
- 3.3 Notes that the Department of Transport **agreed to Council's request to end the trial of the central bike lane treatment** installed on **Bridge Street** in Port Melbourne between Princes Street and Evans Street.
- 3.4 Supports the Department of Transport's proposal to work with Council on alternative designs to address bike safety on **Bridge Street**, Port Melbourne, and requests that

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- any concept requiring the removal of on-street parking spaces be brought to Councillors immediately and for community consultation to be undertaken prior to any implementation.
- 3.5 Supports the Department of Transport's proposal to monitor the current trial treatments on **Westbury Street**, St Kilda East, and to work with Council officers to explore alternative designs. and requests that any concept requiring the removal of on-street parking spaces would be brought to Councillors immediately and for community consultation to be undertaken prior to any implementation.
- 3.6 Notes the proposal by the Department of Transport to reinstate the dedicated **left turn from Bridge Street into Bay Street** in Port Melbourne
- b. **Option 2** – Council supports the reinstatement of the dedicated **left turn from Bridge Street into Bay Street** in Port Melbourne and investigates other options to improve safety for bike riders at this location.

The following items were voted on separately:

- 3.7 Council requests that DoT reviews the treatments of dedicated left turn lanes from minor roads in CoPP during the implementation of the rollout of the recent DoT Pop Up Bike Lanes, such as the ones in Dickens St at Brighton Rd in Elwood, Mitchell St at Carlisle St in St Kilda, and Blessington Way at Carlisle St in St Kilda, and, where these and other left turn lanes removals have resulted in a loss of safety to pedestrians, cyclists and motorists, seek agreement from CoPP for the removal of these treatments and reinstatement back to the original conditions.

A vote was take and the MOTION was CARRIED.

Cr Clark called for a DIVISION.

FOR: Crs Cunsolo, Bond, Sirakoff, Martin, Pearl and Clark

AGAINST: Crs Baxter, Crawford and Copsey

The MOTION was CARRIED.

- 3.8 Supports the proposal of the Department of Transport to carry out reviews across all routes to **assess speed cushions and other infrastructure placement** and work with Council officers on the review and share review outcomes.
- 3.9 Supports the proposal of the Department of Transport to remove the speed cushion adjacent to the Bubup Womindjeka Family and Children's Centre (provided within the presentation to Councillors on the 24 August 2022 and not included in the letter on 31 August 2022).
- 3.10 Supports the Department of Transport's proposal to improve the visual amenity at **Lyons Street, between Bridge Street and Esplanade West**, with a focus on kerb and bollard removal.

A vote was take and the MOTION was CARRIED.

- 3.11 Supports the Department of Transport's proposal to improve the visual amenity at the intersection of **Dickens Street and Glen Huntly Road on Marine Parade.**

A vote was take and the MOTION was CARRIED.

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- 3.12 Supports the Department of Transport's proposal to end the trial on **Armstrong Street** and reinstate to the original road configuration.
- 3.13 Supports the proposal to end the trial on **Nelson Road** and reinstate to the original road configuration.

A vote was taken and the MOTION was CARRIED.

- 3.14 Supports the Department of Transport proposal to continue to engage the community.
- 3.15 Writes to the Department of Transport,
 - 3.15.1 thanking them for their collaborative approach in working with Council to address community concerns about the pop-up bike lane program, and
 - 3.15.2 requests that the Department of Transport implement the proposals identified in their letter of 31 August 2022 and supported in this recommendation.
- 3.16 Requests an update on implementation of the delivery of the Department of Transport proposals as soon as possible and no later than December 2022.

A vote was take and the OVERALL MOTION was CARRIED.

10.6 St Kilda Triangle - Next Steps

Purpose

- 1.1 To report back to Council, as requested by Council on 18 August 2021, on a proposed approach to undertake planning and initial market sounding for the St Kilda Triangle.

MOVED Crs Bond/Sirakoff

That Council:

- 3.1 Notes that Officers, as requested by Council on the 18 August 2021 have prepared a report to Council on the costs, high level approach and broad timeframes required to undertake planning and initial market sounding for the St Kilda Triangle site.
- 3.2 Notes that initial discussions have begun with State Government about support to deliver the St Kilda Triangle Masterplan, including the development of a business case for investment in the St Kilda Triangle.
- 3.3 Notes that the St Kilda Triangle feasibility assessment is not currently funded in the 2022/23 Council budget or organisational workplan and may require redirection of resources away from existing work. This may impact delivery of existing Council priorities or require reprioritisation of effort, which will be flagged with Council through the quarterly review process.
- 3.4 Notes that there are three options for Council to consider and that these are described in Attachment One. These are:
 - 3.4.1 Option One - Proceed with the feasibility work (as described for Option 1 in Attachment 1 for Stage 1 of the project) for the St Kilda Triangle to assess

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the viability of a live music led development, inform Council decision making about investment, and support subsequent stages should Council decide to progress. In addition, consider the opportunity for both long term and temporary outcomes for the site. Allocation of project budget, estimated at \$558,000 (excluding internal resources required to support the project), to be considered by Council through the quarterly budget review process. The Mayor to write to the Victorian Government to advise them of Council's decision and to seek a funding commitment for this project.

- 3.4.2 Option Two – Proceed with the feasibility work (as described for Option 2 in Attachment 1 for Stage 1 of the project) for the St Kilda Triangle to assess the viability of a live music led development, inform Council decision making about investment, and support subsequent stages should Council decide to progress, noting that this option does not include environmental technical investigations into ground conditions or initial community engagement. In addition, consider the opportunity for both long term and temporary outcomes for the site. Allocation of project budget, estimated at \$378,000 (excluding internal resources required to support the project), to be considered by Council through the quarterly budget review process. The Mayor to write to the Victorian Government to advise them of Council's decision and to seek a funding commitment for this project.

- 3.4.3 Option Three- Not pursue the St Kilda Triangle at this point in time.

3.5 Endorses **Option Two**.

- 3.6 Authorises the CEO (or delegate) to deliver the endorsed option, including allocation of budget and resources to the project as described in the report, and to report back to Council at the completion of the work.

A vote was taken and the MOTION was CARRIED.

The Mayor adjourned the meeting for a break at 9:41pm.

The meeting resumed at 9:52pm

10.5 Enhancing Elwood Foreshore: Site Plan consultation feedback

Purpose

- 1.1 To report the submissions received on Council's Elwood Foreshore Site Plan.

MOVED Crs Crawford/Pearl

That Council:

- 3.1 Notes that it has sought and received feedback on the Elwood Foreshore Site Plan.
- 3.2 Notes the submissions of response received.
- 3.3 Thanks the submitters for the submissions.
- 3.4 Notes that Officers will consider the submissions and report a modified Site Plan to a subsequent Ordinary Meeting of Council.

A vote was taken and the MOTION was CARRIED unanimously.

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8. PRESENTATION OF CEO REPORT

8.1 Presentation of CEO Report – Issue 88

Purpose

- 1.1 To provide Council with a regular update from the Chief Executive Officer regarding Council's activities and performance.

MOVED Crs Crawford/Pearl

That Council:

- 3.1 Notes the CEO Report Issue 88 (provided as Attachment 1).

A vote was taken and the MOTION was CARRIED unanimously.

9. INCLUSIVE PORT PHILLIP

Nil.

10. LIVEABLE PORT PHILLIP (CONT'D)

10.1 Moubray Street Community Park - Road Closure

The Mayor noted that Attachment 1, which contained a map of the location under consideration, had not been distributed prior to the meeting and was projected on the screen.

Purpose

- 1.1 The purpose of this report is to:
 - to consider removing the road known as part of Moubray Street, between Withers Street and Bridport Street West, Albert Park, shown coloured blue on the plan contained in Attachment 1 to this report (Road) from Council's Register of Public Roads (Register); and
 - to commence the statutory procedures to consider discontinuing the Roads pursuant to Clause 3 of Schedule 10 of the Local Government Act 1989 (Vic) (Act) noting that if the Road is discontinued, the Road will vest in Council in fee simple.

MOVED Crs Pearl/Copsey

That Council:

- 3.1 Acting under section 17(4) of the *Road Management Act 2004* (Vic), resolves to remove the Road known as part Moubray Street, between Withers Street and Bridport Street West, Albert Park, shown coloured blue on the plan contained in Attachment 1 to this Report from Council's Register of Public Roads on the basis that the Road is no longer reasonably required for general public use for the reasons set out in the report.

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- 3.2 Acting under clause 3 of Schedule 10 of the *Local Government Act 1989 (Vic) (Act)*,
 - 3.2.1 resolves that statutory procedures be commenced to discontinue the Road;
 - 3.2.2 directs that under sections 207A and 223 of the Act, public notice of the proposed discontinuance of the Road be given in The Age newspaper;
 - 3.3.3 resolves that the public notice required to be given under sections 207A and 223 of the Act should state that if the Road is discontinued, the Road will revert to Council for the purposes of a public park and public recreation
 - 3.3.4 authorises the Chief Executive or delegate to undertake the administrative procedures necessary to enable Council to carry out its functions under section 223 of the Act in relation to the matter; and
 - 3.3.5 resolves to hear and consider any submissions received pursuant to section 223 of the Act at a future Council meeting to be determined at a later date.

A vote was taken and the MOTION was CARRIED unanimously.

10.8 Lagoon Reserve Pavilion & Sports Field - Design Options

Purpose

- 1.1 To seek Council endorsement to progress to detailed design for a two-storey pavilion and viewing balcony (option 3), sportsgrounds and park infrastructure at Lagoon Reserve Pavilion.
- 1.2 To Seek Councils endorsement of additional funding of \$8.35m in 2023/24 financial year to deliver the project.
- 1.3 To seek Council endorsement to commence community consultation in late 2022 on the pavilion proposed concept designs and project timelines.

MOVED Crs Martin/Clark

That Council:

- 3.1 Endorses progressing the detailed design for a two-storey pavilion and viewing balcony (option 3) for the Lagoon Reserve Pavilion.
- 3.2 Approves additional funding of \$8.35m in 2023/24 financial year budget for the Lagoon Reserve Pavilion and Sports Field Upgrade construction.
- 3.3 Endorses Officers to commence community consultation in late 2022 on the pavilion concept designs and project timelines.

A vote was taken and the MOTION was CARRIED.

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EN BLOC MOTION

MOVED Crs Pearl/Bond

That Council moves the following items en bloc:

- 10.2 South Melbourne Town Hall – Lease Negotiation with ANAM update
- 10.3 Grand Prix Trial Traffic Management Approach Evaluation
- 10.4 Parking Management Policy 1 Year Review Approach
- 12.1 Events Strategy and Outdoor Events Policy 2023-26
- 13.1 Councillor Expenses Monthly Reporting May – July 2022
- 13.2 Status of Council Decisions and Questions Taken on Notice 1 April 2022 – 30 June 2022
- 13.3 Records of Informal Meetings of Council
- 13.4 Update to Governance Rules

A vote was taken and the MOTION was CARRIED unanimously.

10.2 South Melbourne Town Hall - lease negotiation with ANAM - update

Purpose

- 1.1 To provide an update on the negotiation with Australian National Academy of Music (“ANAM”) for their potential new lease of the South Melbourne Town Hall, and to recommend further time for negotiation.

MOVED Crs Pearl/Bond

That Council:

- 3.1 Authorises relevant Officers to continue negotiations with ANAM for a new long-term lease of the South Melbourne Town Hall, the outcome of which is to be reported publicly to Council.
- 3.2 Allows a maximum negotiation period of up to 6 months – to 6 March 2023.
- 3.3 Authorises the CEO (or their delegate) to adjust the maximum negotiation period, should that be necessary due to major disruption – for instance due to pandemic.
- 3.4 Instructs that any potential agreement arising from the negotiations is to address the Principal Items of Negotiation identified in Attachment 1 of this report.
- 3.5 Notes that should a potential agreement for a new long term lease be reached, pursuant to section 115 of the *Local Government Act 2020 (Victoria)*, Council is to undertake a community engagement process on the proposal in accordance with its Community Engagement Policy.

A vote was taken and the MOTION was CARRIED unanimously.

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10.3 Grand Prix Trial Traffic Management Approach Evaluation

Purpose

- 1.1 To consider the Grand Prix 2022 Traffic Management Trial and Local Impact Evaluation Report, Attachment 1 including recommendations and approach for future events.

MOVED Crs Pearl/Bond

That Council:

- 3.1 Notes the findings from the Grand Prix Trial Traffic Management Approach Evaluation Report 2022 as outlined in Attachment 1 and Attachment 2.
- 3.2 Endorses temporary parking changes in the areas most likely to be impacted by the event as the traffic management approach for the 2023 Grand Prix.
- 3.3 Requests the CEO to address the recommendations outlined in the Grand Prix Trial Traffic Management Approach where feasible and practicable.
- 3.4 Requests the CEO undertakes discussions with the Australian Grand Prix Corporation on the management of parking and traffic, and other Council services, for future Grand Prix events.

A vote was taken and the MOTION was CARRIED unanimously.

10.4 Parking Management Policy 1 Year Review Approach

Purpose

- 1.1 To endorse the scope and approach of the one-year implementation review of the Parking Management Policy 2020.

MOVED Crs Pearl/Bond

That Council:

- 3.1 Thanks, the community for their feedback on the Parking Management Policy over the first year of implementation.
- 3.2 Endorses the scope of the one-year review to include those parts of the Parking Management Policy that have been implemented since July 2021 with a particular focus on the following items parking permits provisions, parking permit types and definitions, residential parking areas, hierarchy of parking allocation, driveway removal clarification, permit eligibility review, monitoring evaluation framework and opportunities more broadly to improve communication and understanding of the Policy.
- 3.3 Endorses the principles by which any proposed changes to the Parking Management Policy will be assessed to include: -
 - 3.3.1 Address the City's existing and future growth and transport challenges.
 - 3.3.2 Provide fairer and more reliable access to parking in all locations and at all

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times.

- 3.3.3 Be clear and easy for the community and Council officers to interpret and apply.
- 3.3.4 Be fair and reasonable in both the outcomes it achieves and how it is implemented.
- 3.3.5 Be flexible to suit different circumstances across Port Phillip, and responsive to changing needs as the City grows.
- 3.3.6 Be consistent with surrounding and other similar municipalities.
- 3.3.7 Be realistic and practical to implement, including consideration of Council resources (including the administrative efficiency of the solution).
- 3.4 Endorses the approach for undertaking the one-year review of the Parking Management Policy to be informed by data collected over the first year of implementation of the Policy and include community, councillor and other feedback received and issues that have emerged from the day-to-day management of parking permits, parking enforcement and parking controls since July 2021.
- 3.5 Provides an additional community feedback opportunity for the community on the implemented Policy settings through Council's Have Your Say website.
- 3.6 Notes the outcome of the one-year review of the Parking Management Policy will be brought back to Council at the earliest possible opportunity.

A vote was taken and the MOTION was CARRIED unanimously.

11. SUSTAINABLE PORT PHILLIP

Nil.

12. VIBRANT PORT PHILLIP

12.1 Events Strategy and Outdoor Events Policy 2023 - 26

The Mayor took the following question on notice in relation to this item:

Louisa Williams: In regards to the shutdown of the lane between Bay Street and Post Office Place, this is the third year that a shutdown is being requested. The first two years were attributed to COVID and assurances given that it would no longer occur when COVID measures ceased. In this third year a shutdown has been requested for the entire long weekend of the Grand Final with the full lane shut. We were not informed prior to approval. The pub has two storeys to cater to their patrons, Bay Street frontage and the chain it owns hosts the Beach Exchange on the dog beach over summer, so they're not shy of public space. We're also concerned about access for emergency vehicles, which cannot access our place from Bay Street, as well as Rouse Street bottlenecks. There are impacts to the pub closing the public place to both the schools, the Albert Park College campus and the gym. We've dealt over the years with anti-social behavior and have provided many photos and submissions to Council.

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We would like to know why the views of the residents are being ignored as there has been extensive information contributed by 44 residents. Where else are residential areas being shut down for a pub extension and why are residents not being notified or having a say?

Purpose

- 1.1 To present the results of further community consultation on the draft Events Strategy and Outdoor Events Policy 2023 – 2026 and key document amendments in response to feedback provided.
- 1.2 To recommend adoption of the Events Strategy and Outdoor Events Policy 2023 – 2026.

MOVED Crs Pearl/Bond

That Council:

- 3.1 Notes the results of the broad community consultation via Have Your Say on events in the municipality as presented in this Report and as Attachment Three.
- 3.2 Adopts the Events Strategy 2023 – 2026 (Attachment One) and delegates to the CEO the ability to make changes that do not alter the substantive content of the document.
- 3.3 Adopts the Outdoor Events Policy 2023 – 2026 (Attachment Two) and delegates to the CEO the ability to make changes that do not alter the substantive content of the document.
- 3.4 Rescinds the Events Strategy and Outdoor Events Policy 2018-2022.

A vote was taken and the MOTION was CARRIED unanimously.

13. WELL GOVERNED PORT PHILLIP

13.1 Councillor Expenses Monthly Reporting - May to July 2022

Purpose

- 1.1 To report on the expenses incurred by Councillors during May, June and July 2022, in accordance with the Councillor Expenses and Support Policy.

MOVED Crs Pearl/Bond

That Council:

- 3.1 Notes the monthly Councillor expenses report for May 2022 (**Attachment 1**) and that this will be made available on Council's website.
- 3.2 Notes the monthly Councillor expenses report for June 2022 (**Attachment 2**) and that this will be made available on Council's website.
- 3.3 Notes the monthly Councillor expenses report for July 2022 (**Attachment 3**) and that this will be made available on Council's website.

A vote was taken and the MOTION was CARRIED unanimously.

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13.2 Status of Council Decisions and Questions Taken on Notice recorded by Council: 1 April 2022 - 30 June 2022

Purpose

- 1.1 To provide Councillors with an update on the status of all Resolutions passed by Council at Council and Planning Committee Meetings between 1 April 2022 and 30 June 2022 and the status of actions that were previously reported as outstanding in the last quarterly status report.
- 1.2 To provide Council with an update on the status of Questions Taken on Notice during Council Meetings from 1 April 2022 and 30 June 2022 and the status of questions taken on notice that were previously reported as outstanding in the last quarterly status report..

MOVED Crs Pearl/Bond

That Council:

- 3.1 Notes the implementation status of Council and Planning Committee Resolutions as contained in Attachments 1 and 2.
- 3.2 Notes the response status of questions taken on notice during Council Meetings as contained in Attachment 3

.A vote was taken and the MOTION was CARRIED unanimously.

13.3 Records of Informal Meetings of Council

Purpose

- 1.1 The purpose of this item is to report to Council written records of Informal Meetings of Councillors at the City of Port Phillip as required by the Governance rules

MOVED Crs Pearl/Bond

That Council

- 2.1 Receives and notes the written records of Informal Meetings of Council (attached) as required by the Governance Rules.

A vote was taken and the MOTION was CARRIED unanimously.

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13.4 Update to Governance Rules

Purpose

- 1.1 To present to Council for adoption proposed updates to the Governance Rules to make express provision for requesting and approval of attendance at Council and Delegated Committee meetings by electronic means of communication as required in the Local Government Act 2020.

MOVED Crs Pearl/Bond

That Council:

- 3.1 Adopt the updated Governance Rules (Attachment 1).
- 3.2 Notes that the updated Governance Rules address the requirement in the Local Government Act 2020 to make express provision for requesting and approval of attendance at Council and Delegated Committee meetings by electronic means of communication.
- 3.3 Notes that community engagement is required in relation to developing or amending the Governance Rules under the Local Government Act 2020 and will occur from 8 September through to 7 October 2022.
- 3.4 Notes that a second report will be brought to Council with the results of the consultation and any recommended changes to the Governance Rules for consideration by Council.

A vote was taken and the MOTION was CARRIED unanimously.

14 NOTICES OF MOTION

14.1 Notice of Motion - Councillor Andrew Bond – Banff Outdoor Parklet on Fitzroy Street

The following question was taken on notice during discussion of the item:

Councillor Copsey: Some of the comments from the public this evening were about impacts that the parklet is having on parking occupancy. Is there existing enforcement in that area specifically? If we are not doing enforcement would officers consider increasing enforcement to improve parking availability?

Kylie Bennetts, General Manager City Growth and Development took the question on notice.

MOVED Crs Bond/Clark

That Council:

1. Allows the outdoor parklet on Fitzroy St currently occupied by Banff to remain in the current permit.
2. Notes that the grounds on which neighbours can deny consent for parklet permits will be considered under the new parklet guidelines, currently under creation.

A vote was taken and the MOTION was CARRIED unanimously.

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14.2 Notice of Motion - Councillor Andrew Bond – Port Phillip Sporting Fields

MOVED Crs Bond/Pearl

That Council:

1. Reviews the current condition of Councils sporting fields at JL Murphy Reserve (including the baseball field), North Port Oval, Lagoon Reserve, Peanut Farm, Alma Park and Elwood Foreshore, and reports back to Council on the current condition of these same sporting fields.
2. Reviews the current maintenance schedule for all Council sporting fields listed above, and reports back to Council on the adequacy and effectiveness of this current maintenance schedule including a review of the scheduled verses actual maintenance with regards to these sporting fields.

A vote was taken and the MOTION was CARRIED unanimously.

14.3 Notice of Motion - Councillor Andrew Bond – North Port Oval Capacity

MOVED Crs Bond/Martin

That Council:-

1. Permits crowds of up to 6,000 people to attend sporting events at North Port Oval.
2. Reviews the current Port Phillip Council imposed restrictions and limitations on crowd numbers at North Port Oval due to insufficient toilets and ground emergency egress requirements and comes back to Council with a plan to address these concerns.

AMENDMENT

MOVED Crs Pearl/Cunsolo

That item 2 be amended as indicated:

2. Reviews the current ~~Port Phillip Council imposed~~ restrictions and limitations on crowd numbers at North Port Oval due to insufficient toilets and ground emergency egress requirements and comes back to Council with a plan to address these concerns.

A vote was taken and AMENDMENT was CARRIED.

The AMENDMENT became the SUBSTANTIVE MOTION.

That Council:-

1. Permits crowds of up to 6,000 people to attend sporting events at North Port Oval.
2. Reviews the current restrictions and limitations on crowd numbers at North Port Oval due to insufficient toilets and ground emergency egress requirements and comes back to Council with a plan to address these concerns.

A vote was taken and the SUBSTANTIVE MOTION was CARRIED.

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15. REPORTS BY COUNCILLOR DELEGATES

Nil.

16. URGENT BUSINESS

Nil.

17. CONFIDENTIAL MATTERS

MOVED Crs Pearl/Sirakoff

That Council resolves to move into confidential to deal with the following matters pursuant to section 66(2) of the Local Government Act 2020:

17.1 Strategic Project Delivery

- 3(1)(a) *Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released*
- 3(1)(g(ii)) *private commercial information, being information provided by a business, commercial or financial undertaking that if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage*
- 3(1)(h) *a matter which the Council or special committee considers would prejudice the Council or any person.*

17.2 M9 Waste and Recycling Business Case

- 3(1)(a) *Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released*

A vote was taken and the MOTION was CARRIED unanimously.

The meeting closed to members of the public at 10:40pm.

The meeting reopened at 10:52pm.

As there was no further business the meeting closed at 10:52pm.

Confirmed: 6 October 2022

Chairperson

A handwritten signature in black ink, written over a horizontal line, representing the Chairperson's confirmation of the minutes.