



MEETING OF THE PORT PHILLIP CITY COUNCIL

MINUTES

2 DECEMBER 2020



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**MINUTES OF THE MEETING OF THE PORT PHILLIP CITY COUNCIL
HELD 2 DECEMBER 2020 IN PORT MELBOURNE TOWN HALL**

The meeting opened at 6:30pm.

PRESENT

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

IN ATTENDANCE

Peter Smith, Chief Executive Officer, Lili Rosic, General Manager Development Transport and City Amenity, Anthony Traill, Acting General Manager Community Wellbeing and Inclusion, Chris Carroll, General Manager Customer Operations and Infrastructure, Kylie Bennetts, General Manager City Growth and Organisational Capability, Rachel Russell, Manager Governance and Organisational Performance, Kirsty Pearce, Head of Governance, Rebecca Purvis, Governance Officer, Emily Williams, Council Meetings Officer, Brian Tee, Manager Partnerships and Transport, John Bartels, Head of Transport Projects – Domain Precinct, Thomas Mason, Project Manager – Domain, Joanne McNeill, Executive Manager Property and Assets, Emma Murdoch, Head of Property and Workplace Operations, Lisa Davis, Manager Safety and Amenity, Dirk Cummins, Coordinator Local Laws and Animal Management, Donna D’Alessandro, Acting Executive Manager Construction Contracts and Operations, Mauro Vella, Coordinator Waste Management Services, Stefan Mitrik, Coordinator Transport Safety, Carol Tu, Coordinator Strategic Engagement, Carine Bourcier, Industry Development Coordinator, Lauren Bialkower, Manager City Growth and Culture, George Borg, Manager City Development, Dennis O’Keeffe, Chief Financial Officer.

The City of Port Phillip respectfully acknowledges the Yalukut Weelam Clan of the Boon Wurrung. We pay our respect to their Elders, both past and present. We acknowledge and uphold their continuing relationship to this land.

1. APOLOGIES

Nil.

2. CONFIRMATION OF MINUTES

MOVED Crs Copsey/Baxter

That the minutes of the Meeting of the Port Phillip City Council held on 18 November 2020 be confirmed.

A vote was taken and the MOTION was CARRIED unanimously.



3. DECLARATIONS OF CONFLICTS OF INTEREST

Cr Rhonda Clark declared a conflict in item *11.1 Contract 1747, 1748 & 1749 Kerbside Waste, Recycling, Hard Waste and Dumped Rubbish - Contract extensions.*

Cr Marcus Pearl advised of an interest in Item *7.4 Petition Response - Request to investigate alternative options to make the Kerferd Road Crossover at Herbert Street safer* and noted he would make a statement at the time of consideration of the item.

CONDOLENCE MOTION

DESMOND CLARK

Moved Crs Pearl/Bond

That Council:

- Expresses its deep regret on the passing of Des Clark;
- Offers its sincere condolences to his family;
- Places on record its appreciation for his service to the City of Port Phillip.

A vote was taken and the MOTION was CARRIED unanimously.

4. PUBLIC QUESTION TIME AND SUBMISSIONS

The following submissions were made verbally during the virtual council meeting and can be listened to in full on our website <http://webcast.portphillip.vic.gov.au/archive.php>

A copy of written submissions has also been made available on the website.

Council Report Submissions

7.4 Petition Response - Request To Investigate Alternative Options To Make The Kerferd Road Crossover At Herbert Street Safer

- John Sutherland
- Craig Wright
- Norbert Oberholzner
- David Gallichio
- Chris Wallis
- Andrew Perkins



7.5 Petition Response - Request to annul the decision to approve planning application 875/2019

- Bruce Howlett
- Sergei Yukhnevich
- Kaye Hilliar

14.1 Financial Update: First Quarter 2020-21 Financial Review Including Live Love Local Funding And Budget 2021/22 Rate Capping Consideration

- Kirsty Hillhouse
- Brenda Forbath
- Michelle Nicol
- Deb Stewart
- Phillipa Devine
- Rhonda Small

14.3 Proposed Tenancy Agreement – Port Melbourne Soccer Club Completion of Statutory Procedures

- John Turnbull

The following submissions were submitted prior to the meeting and were read out in summary by the Head of Governance. The full submissions can be found on the website <https://www.portphilip.vic.gov.au/about-the-council/council-meetings/2020-meetings-and-agendas>

Public Question Time

- Alessandro Trevin

My query goes to the capital construction rates paid by the Council, and also the type of capital projects it undertakes – does the Council think it gets fair value for rate payers' money, and does the Council spend its money wisely on projects that are actually needed?

I draw attention to two items:

1. The reconstruction of the intersect at Montague Street and Park Street in South Melbourne which occurred in the first half of the 2020 calendar year.
 - A. This intersection was in perfect working order prior to the reconstruction and the works was labelled a 'streetscape improvement.'
 - B. The project essentially involved:
 - i. The raising of zebra crossings on the west and northern sides and repainting the crossings
 - ii. New plants at the north east and south west corners
 - iii. Replacement of some curbing, and
 - iv. A storm water pit and associated 'raingarden'
2. Replacement or resetting of perfectly good bluestone street gutters



- A. I have noticed this occur on several occasions in the South Melbourne area over a few years

The 'streetscape improvement' at the intersect at Montague street and Park Street in South Melbourne was delivered at a cost of \$250,000 – the cost of materials used in the project would, at my guess, be in the low tens of thousands of dollars leaving the remainder to labour costs and a margin for the contractor. In my experience, capital projects incur a materials and equipment cost roughly half of total cost, and the other half is incurred in the installation. – seemingly totally different to your cost proportions.

With the resetting of bluestone gutters, it seems that these are in perfectly good working order and do not need replacement.

I can understand the importance of keeping the jobs associated with these types of projects, and I think that the teams that physically work on these projects are particularly good at what they do. However, it is difficult to understand and accept the cost associated with these projects. Does the Council think it is getting a competitive set of offers when tending capital works, undertaking capital works which are not required, and is it spending the rate payers' money wisely?

The question was taken on notice for response.

Council Report Submissions

14.1 Financial Update: First Quarter 2020-21 Financial Review Including Live Love Local Funding And Budget 2021/22 Rate Capping Consideration

- Fiona Symonds
- Tamara Jungwirth
- Jacque Robinson
- Ella Caldwell
- James McCaughey

7.2 Petition Response - Speeding Vehicles And Excessive Traffic Noise In Port Phillip

- Anglea Lees

7.4 Petition Response - Request to investigate alternative options to make the Kerferd Road Crossover at Herbert Street safer

- Pete Hennessy
- Brigid Kahanoff

5 COUNCILLOR QUESTION TIME

Nil

6 SEALING SCHEDULE

Nil



7 PETITIONS AND JOINT LETTERS

Item 7.1 Joint Petition Response - Request to Retain the Temporary Play Equipment erected in Murchison Street, St Kilda East and Request to Stop the Removal of a Child Sized tree, Page Street, Albert Park

Petition 1: Request to retain the temporary play equipment erected in Murchison Street, St Kilda East

A Petition containing 126 signatures was previously received from residents of St Kilda East.

Petition 2: Request to stop the removal of a child sized tree, Page Street, Albert Park'

A petition containing 333 signatures was previously received from residents in Albert Park.

MOVED Crs Baxter/Bond

That Council:

1. Thanks, the community for their petition and acknowledge the community benefits and social connectiveness these assets have created.
2. Notes that the current infrastructure constructed or attached to trees is not in accordance with Local Law 49 and cannot be supported or retained.
3. Notes that Officers have considered the legal and/or policy mechanisms that Council could implement to allow child swings in nature strip trees
4. Notes that Officers advice is that the safety, legal and financial risks to Council cannot be sufficiently mitigated to implement those legal and/or policy mechanisms
5. Resolves to leave the Local law unchanged so that swings and other structures in trees on nature strips are not allowed
6. Notes any other sites or future installations within trees will also be asked to remove for consistency.
7. Requests Officers to consider increasing swing infrastructure as part of our future parks and playground upgrade projects.

A vote was taken and the MOTION was CARRIED unanimously.

Item 7.2 Petition Response - Speeding Vehicles and excessive traffic noise in Port Phillip

A change.org Petition containing 523 signatures was previously received from local residents.

MOVED Crs Copsey/Baxter

That Council:

- Acknowledges the concerns of the community in relation to speeding, hoon activities and noisy vehicles along main roads such as Beach Road corridor.



- Notes that Council officers will continue to meet with Victoria Police and the Department of Transport to discuss these issues and investigate options such as road safety cameras, variable message signs and other treatments to deter this behaviour.
- Requests the Department of Transport review the speed limit and road safety signs along main roads such as Beach Road corridor.
- Offers assistance for any joint operations run by Victoria Police and the Department of Transport.
- Advises the petition organiser of this resolution.

A vote was taken and the MOTION was CARRIED unanimously.

Item 7.3 Petition Response - Request for the removal of rubbish bin and the installation of two recycle bins at either end of shopping strip on Tennyson Street Elwood

A Petition containing 407 signatures, was previously received from local residents.

MOVED Crs Crawford/Copsey

That Council:

1. Acknowledge the concerns raised in the Petition.
2. Notes that what the petitioners are requesting, removal of the public rubbish bin in the middle of the shopping strip will remain in the short term, until the new arrangements are in place appropriately.

A vote was taken and the MOTION was CARRIED unanimously.

Item 7.4 Petition Response - Request to investigate alternative options to make the Kerferd Road Crossover at Herbert Street safer

Cr Pearl advised the meeting that he has an interest in this matter, however, does not have a conflict of interest on the grounds specified in the exemption provisions of the Local Government Act 2020 that the interest is in common with other ratepayers and so insignificant that it could not reasonably be regarded as capable of influencing consideration of, and voting on, the item.

A change.org Petition containing 258 signatures, was previously received from local residents.

MOVED Crs Bond/Martin

That Council:

1. Notes Council's previous decision at the 1 July 2020 Ordinary Council meeting to implement the Kerferd Road Safety Improvement Trial.
2. Notes the concerns of the signatories to the new petition formally received by Council on 18 November 2020 and in direct contact made with Council officers.

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3. Endorsed Council officers to proceed with the installation of temporary traffic management measures and painted lines, detailed in points four (4) and five (5) below as a trial. This will include closing the central median to motor vehicles, at the intersection of Kerferd Road with Montague and Herbert Streets, consistent with the findings of the independent Road Safety Audit. The purpose of this trial is to: a) deter through traffic b) encourage compliance with the speed limit and c) improve the safety for people walking, bike riding and driving on these local streets.
4. Notes the installation of this temporary kerbing and line marking will result in the following changes to traffic management at this intersection being trialled:
 - a. No right turns into Kerferd Road from Montague or Herbert Streets
 - b. No Through movements from Montague Street into Herbert Street
 - c. No Through movement from Herbert Street into Montague Street
 - d. Left in and left out vehicle movements only at the intersection of Kerferd Road and Montague Street.
 - e. Left in and left out vehicle movements only at the intersection of Kerferd Road and Herbert Street.
 - f. Painted kerb extensions to shorten pedestrian crossing distances over Kerferd Road and Herbert Street.
5. Endorses Council officers to implement the following short-term recommendations identified in the Road Safety Audit to address identified road safety risks:
 - a. improve the regulatory signage and refreshing the road and line marking
 - b. remove bollards on Kerferd Road that have been identified as striking hazards and replace with rubber kerbing or equivalent to maintain the same traffic management function.
6. Endorses the Trial for a period of six months, noting an evaluation of the trial will be undertaken and the findings will be presented to a subsequent ordinary Council meeting in 2021, to consider whether the temporary treatments are retained, modified or removed.
7. Allocates a total budget of \$45,000 including \$35,000 in 20/21 and \$10,000 in 21/22 financial years. This will be used to implement the safety risk mitigation measures and evaluate the trial.
8. Notes that DELWP have agreed to contribute up to \$25,000 funding toward the installation of temporary traffic management measures contained in points four (4) above.
9. Notes Council officers will evaluate the success of the trial through a combination of qualitative and quantitative methods. This will include seeking community feedback on the temporary traffic management measures via a dedicated page on Council's Have Your Say site and transport data collection whilst the trial is underway and at the end of the trial.
10. Notes Council officers will notify the local community of the trial's implementation by February 2021, including:

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- a. advising those community members that had previously been in contact about the trial, for whom Council has contact details
 - b. notifying the properties located on the streets surrounding the Kerferd Road intersection with Herbert and Montague Streets consistent with Council's standard practice. The notification of properties will be via letterbox drop and will include details of the Trial, the changes to traffic management to be implemented, the timing of installation, next steps and links to the Have Your Say survey and frequently asked questions.
11. Delegates to the CEO (or his delegate) the ability to make minor adjustments to the design of the above temporary traffic management measures to respond to learnings and community feedback received via Council's Have Your Say page, as long as it is consistent with the purpose of Trial, contained in point three (3) above.
 12. Notes Council officers will continue to work in partnership with DELWP as the lead agency for the Shrine to Sea project and the Department of Transport for opportunities to improve safety for all users of Kerferd Road.
 13. Thanks, the signatories of both petitions lodged with Council and requests Council officers to notify the head representatives of both petitions of Council's resolution decision.

A DIVISION was called:

FOR: Crs Baxter, Crawford, Cunsolo, Bond, Copsey, Martin and Pearl

AGAINST: Crs Sirakoff and Clark

A vote was taken and the MOTION was CARRIED.

Item 7.5 - Request to annul the decision to approve planning application 875/2019

A Petition containing 15 signatures, was received from local residents.

MOVED Crs Copsey/Bond

That Council:

1. Receives and notes the Petition.
2. Inform the petition organiser of Council's inability to annul its decision.
3. Advises the petitioner that this matter is scheduled to be considered by VCAT, at a three day hearing commencing on 3 May 2021 (or any rescheduled date) and further advises the process for members of the public to be heard at the VCAT hearing.

A vote was taken and the MOTION was CARRIED unanimously.



8. PRESENTATION OF CEO REPORT

8.1 Presentation of CEO Report - Issue 70

Purpose

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

MOVED Crs Pearl/Copsey

That Council:

- 3.1 Notes the CEO Report Issue 70 (provided as Attachment 1) including changes to budget forecasts and project portfolio identified in October 2020.

A vote was taken and the MOTION was CARRIED unanimously.

9. PEOPLE AND COMMUNITY

Nil.

10. TRANSPORT AND PARKING

Nil.

11. SUSTAINABILITY

11.1 Contract 1747,1748 & 1749 Kerbside Waste, Recycling, Hard Waste and Dumped Rubbish - Contract extensions.

Cr Clark declared a conflict in this item due to her employment with a commercial competitor, and left the meeting at 8.29pm.

Purpose

- 1.1 For Council to consider endorsing an eighteen (18) month contract extension (1 January 2021 to 30 June 2022) for the Residential kerbside waste collection (Contract Number 1747), Residential recycling collection (Contract Number 1748) and Hard waste booked collection and proactive dumped rubbish collection services (Contract Number 1749).

MOVED Crs Bond/Copsey

That Council:

- 3.1 Exercises the eighteen (18) month extension to the value of \$4,563,971 excluding GST (\$5,020,368 including GST), for the provision of the Residential Kerbside Waste Collection Contract Number 1747, to Four Seasons Waste Pty Ltd.



- 3.2 Exercises the eighteen (18) month extension to the value of \$3,547,403 excluding GST (\$3,902,143 including GST), for the provision of the Residential Recycling Collection Contract Number 1748, to Four Seasons Waste Pty Ltd.
- 3.3 Exercises the eighteen (18) month extension to the value of \$1,929,591 excluding GST (\$2,122,550 including GST), for the provision of the Hard Waste Booked Collection and Proactive Dumped Rubbish Collection Services Contract Number 1749, to Four Seasons Waste Pty Ltd.

A vote was taken and the MOTION was CARRIED.

Cr Clark returned to the Meeting at 8.31pm

12. PLANNING

Nil.

13. ARTS CULTURE & ECONOMIC DEVELOPMENT

Nil.

14. ORGANISATIONAL PERFORMANCE

14.1 Financial Update: First Quarter 2020-21 Financial Review including Live Love Local funding and Budget 2021/22 Rate Capping Consideration

Purpose

- 1.1 To provide Council with an overview of the results of the first quarter 2020/21 performance to budget and seek approval for several unbudgeted items to be funded from the surplus.
- 1.2 To note Council's financial strategy, which includes not applying for a higher rates cap for Budget 2021/22 (which Council is required to inform the Essential Services Commission of by 31 January 2021).

The Mayor advised that due to the complexity of the item, the motion would be taken in parts.

PART 1

MOVED Crs Baxter/Bond

That Council:

- 3.1 Notes that following the first quarter 2020/21 budget review the organisation is projecting a full year cumulative cash surplus of \$1.05 million which is \$0.09 million unfavourable compared to budget of \$1.14 million.
- 3.2 Notes attachment 1 – Financial Statements with accompanying explanatory notes and Aged Debtor Balance Report.



- 3.3 Approves up to \$0.715 million of additional funding request (see attachment 2 – Budget Requests September 2020 for more details) including:
- 3.3.1 \$0.40 million Summer Management Program (noting application for Victorian Government funding in progress)
 - 3.3.2 \$0.11 million Heritage Program
 - 3.3.3 \$0.17 million Pressure Cleaning of Key Hospitality Sites
 - 3.3.4 \$0.035 million Kerferd Road (Herbert and Montague Streets) Safety Trail
- 3.4 Approves the re-allocation of the \$0.27 million of Local Roads and Community Infrastructure Program funding to the Rotary Park Upgrade so that Stage 2 (playground) could be brought forward and delivered with Stage 1.

A vote was taken and the MOTION was CARRIED unanimously.

PART 2

MOVED Crs Bond/Baxter

- 3.5 Approves the re-prioritisation of the \$1.7m budget previously allocated to the St Kilda Festival to the Live Love Local program to support the local economy including the following initiatives in 2020/21 (refer to attachment 3 – Proposed Social and Economic Recovery Initiatives):
- 3.5.1 Reduction of registration fees (\$166,412)
 - 3.5.2 Waiving of footpath trading fees (\$284,000)
 - 3.5.3 Further rental waivers for Council tenants (capped) (\$300,000)
 - 3.5.4 Temporary hostile vehicle mitigation – Acland St (\$5,700)

A vote was taken and the MOTION was CARRIED unanimously.

PART 3

MOVED Crs Martin/Baxter

- 3.5.5 Data and measurement – core (\$20,000)

A vote was taken and the MOTION was CARRIED.

PART 4

MOVED Crs Baxter/Crawford

- 3.5.6 Additional shopfront activations (\$100,000)

A DIVISION was called:

FOR: Crs Baxter, Crawford, Copsey and Martin

AGAINST: Crs Cunsolo, Bond, Sirakoff, Pearl and Clark

A vote was taken and the MOTION was LOST.



PART 5

MOVED Crs Baxter/Martin

3.5.7 Seed funding for activity centres (\$100,000)

A DIVISION was called:

FOR: Crs Baxter, Crawford, Copsey and Martin

AGAINST: Crs Cunsolo, Bond, Sirakoff, Pearl and Clark

A vote was taken and the MOTION was LOST.

PART 6

MOVED Crs Martin/Copsey

3.5.8 COVID Safe community and live music event support (\$200,000)

A DIVISION was called:

FOR: Crs Baxter, Crawford, Copsey, Cunsolo and Martin

AGAINST: Crs Bond, Sirakoff, Pearl and Clark

A vote was taken and the MOTION was CARRIED.

PART 7

MOVED Crs Crawford/Baxter

3.5.9 Further Arts Rescue Grants (\$100,000)

A DIVISION was called:

FOR: Crs Baxter, Crawford, Copsey, Cunsolo and Martin

AGAINST: Crs Bond, Sirakoff, Pearl and Clark

A vote was taken and the MOTION was CARRIED.

PART 8

MOVED Crs Pearl/Crawford

3.5.10 Carlisle Art Space fee waiver (\$15,000)

A vote was taken and the MOTION was CARRIED unanimously.

PART 9

MOVED Crs Baxter/Crawford

3.5.11 One-off recovery grants for COPP's key Arts Organisations (\$120,000)

A DIVISION was called:

FOR: Crs Baxter, Crawford, Copsey, Cunsolo and Martin



AGAINST: Crs Bond, Sirakoff, Pearl and Clark

A vote was taken and the MOTION was CARRIED.

PART 10

MOVED Crs Copsey/Baxter

3.5.12 Shop Local Marketing Campaign (\$100,000)

A DIVISION was called:

FOR: Crs Baxter, Crawford, Copsey and Cunsolo

AGAINST: Crs, Martin, Bond, Sirakoff, Pearl and Clark

A vote was taken and the MOTION was LOST.

PART 11

MOVED Crs Copsey/Baxter

- 3.6 Approves cost increases for three existing projects (Garden City Shared Paths \$0.43 million, Wattie Watson Soil contamination \$0.30 million and City-wide Spatial Economic & Employment Framework \$0.12 million) to be included in Budgets 2021/22 and 2022/23 so that tenders can be awarded, and projects progressed this year.
- 3.7 Notes Council will receive \$3.2 million of Commonwealth Government Local Roads and Community Infrastructure Program Extension for projects that provide short-term employment and community benefits through improved roads, accessibility or amenity. Officers are developing a project list that meets the criteria (cost increases for Garden City Shared Bike Path and Wattie Watson Oval Construction considered).
- 3.8 Notes Council will be allocated a share of the Victorian Government's recently announced \$13 million of new and improved cycling routes program.
- 3.9 Notes Officers have applied for and received a 25% refund to the 2020 Congestion Levy already paid to the Victorian Government.
- 3.10 Notes Council's Financial Strategy and in particular not applying for an above rates cap variation for Budget 2021/22.

A vote was taken and the MOTION was CARRIED unanimously.

The Mayor adjourned the Meeting for a break at 9.51pm.

The Meeting resumed at 10.01pm.

14.2 Port Melbourne Business Association 2021-2026 Special Rate Review - Consider Submissions

Purpose

- 1.1 To consider the written submissions and objections received by Council and to hear persons speaking in support of their submissions and objections pursuant to the



statutory process to renew the Port Melbourne Special Rate and Charge Scheme for 2021 – 2026.

MOVED Crs Pearl/Bond

That Council:

- 3.1 Considers all written submissions and objections and hears persons who have requested to speak in support of their submissions and objections in respect to the renewal of the Port Melbourne Special Rate and Charge Scheme 2021-2026 and in accordance with sections 163A, 163B and 223 of the *Local Government Act 1989*.
- 3.2 Notes it will make a formal decision on this matter at its ordinary meeting in February 2021 as to whether to declare the Port Melbourne Special Rate and Charge Scheme 2021-2026 for the Port Melbourne Business Precinct.

A vote was taken and the MOTION was CARRIED unanimously.

14.3 Proposed Tenancy Agreement - Port Melbourne Soccer Club Completion of Statutory Procedures

Purpose

- 1.1 To seek Council's approval to complete the statutory procedures under the *Local Government Act 1989 (Vic) (Act)* and finalise the proposed tenancy agreement (**Proposed Tenancy Agreement**) with Port Melbourne (Nea Ellas) Soccer Club Inc. trading as Port Melbourne Soccer Club (**PMSC**) at 430 Plummer Street, Port Melbourne (part of JL Murphy Reserve).

MOVED Crs Martin/Bond

That Council:

- 3.1 After considering submissions in response to the Notice of Intention to Lease for the property at 430 Plummer Street, Port Melbourne to Port Melbourne (Nea Ellas) Soccer Club Inc. trading as Port Melbourne Soccer Club, resolves to conclude the statutory procedures under section 190 and 223 of the *Local Government Act 1989 (Vic) (Act)* and approves the following proposed tenancy agreement with key terms summarised as follows:

3.2

Tenant	Port Melbourne (Nea Ellas) Soccer Club Inc. trading as Port Melbourne Soccer Club
Premises	430 Plummer Street, Port Melbourne (part of JL Murphy Reserve)
Permitted Use	Soccer and associated club activities
Commencement Date	1 July 2020
Term	Three (3) years expiring 30 June 2023

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Rent	Pavilion - \$16,000 per annum plus GST reduced to \$3,200 per annum plus GST in recognition of the Tenant's continuing support of the wider community. Pitches – On a seasonal permit at a starting rate of \$4,300 per annum plus GST.
Outgoings	Tenant to pay for all outgoings associate with the pavilion and the Tenants use of premises.
Insurance	Tenant to obtain public liability insurance of \$20m and reimburse Council for annual building insurance.
Maintenance	Pavilion - All operational and non-structural maintenance excluding essential services maintenance. Grounds - Maintenance over and above minimum service level standards set by Council are to be undertaken at the Tenants cost.
Community Benefits	The Tenant must provide the following community benefits through this agreement: <ul style="list-style-type: none"> • Make the Pavilion available to the community • Support neighbouring groups • Increase in participation of people at risk of non-participation • Increase participation of women in Soccer • Increase in participation in Sport and Recreation across a range of informal activities.
Annual Reporting	Tenant is to provide reporting annually including an operational report covering the operations of the club including financial performance, participation data, membership information (including member postcodes), public liability insurance, liquor licenses and any other details of how it is meeting its requirements under the tenancy agreement and providing broader community benefit.

3.3 Notes that the tenancy agreement will include exclusive use over the Pavilion and non-exclusive use over the three soccer pitches which will operate on a seasonal permit. The seasonal permit for the pitches will be for an additional \$4,300 per annum plus GST.

3.4 Notes that under the tenancy agreement, the Port Melbourne Soccer Club must use reasonable endeavours to develop and implement environmentally sustainable practices, including reducing landfill and litter within and around the tenancy area. These should be developed in consultation with the committee of Dig In Community Garden.

3.5 Notes that that under the tenancy agreement the Port Melbourne Soccer Club must develop a partnership with the Sporting Club Governance Body at JL Murphy Reserve and report to Council on the community activities provided for the exclusive use of the pavilion. This should include Port Melbourne Soccer Club being considered for Associate Membership or a similar membership level of the Body.



- 3.6 Notes that under this agreement that the Tenant must make the toilets reasonably available to the general public at the cost of the club, but may continue to use the informal car parking area to generate income from game days.
- 3.7 Notes that Officers work with the PMSC to undertake the following fencing works to improve accessibility and amenity up to the existing budget allocation of \$40k, with anything above that to meet NSL requirements to be met by the PMSC:
- Removal of the carpark fencing with a new alignment and post and rail system at the entry
 - Additional 1.8m fencing between the carpark and Pitch 1
 - Maintain fencing along Williamstown Road for safety.
 - Installation of a 4 metre double gate to the Pitch 2 baseline perimeter fence that adjoins the DigIn Community Gardens.
 - Installation of two ten metre retractable gates between Pitch 2 and Pitch 3 to improve community access to pitches 1 and 2.
 - Require all perimeter gates to be locked open except for a period commencing two hours before kick-off and ending an hour after kick-off on match days where paying spectators are attending games.
- 3.8 Authorises the Chief Executive Officer or delegate to execute such tenancy agreement.

A vote was taken and the MOTION was CARRIED unanimously.

14.4 Informal Meetings (Assemblies) of Council

Purpose

- 1.1 The purpose of this item is to report to Council written records of Assemblies of Councillors at the City of Port Phillip as required by the Local Government Act.

MOVED Crs Pearl/Baxter

That Council receives and notes the written records of Assemblies of Councillors (attached) as required by the Local Government Act.

A vote was taken and the MOTION was CARRIED unanimously.

14.5 Status of Council Decisions and Questions Taken on Notice recorded by Council: 1 July - 24 October 2020

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 July and 24 October 2020 (being the last day of the term of the previous Council), 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 July to 24 October 2020.



MOVED Crs Copsey/Bond

That Council:

- 3.1 Notes the implementation status of Council and Planning Committee Resolutions as contained in Attachments 1 - 3.
- 3.2 Notes the response status of questions taken on notice during Council Meetings as contained in Attachment 4.

A vote was taken and the MOTION was CARRIED unanimously.

14.6 Council and Planning Committee meeting timetable for 2021

MOVED Crs Copsey/Baxter

That Council:

- 3.1 Adopts the Ordinary Council and Planning Committee meeting timetable for 2021 as contained in Attachment 1.
- 3.2 Notes that under the Governance Rules the Chief Executive Officer, after consultation with the Mayor, in the case of an administrative matter or an emergency situation, may alter the date, time or location of or cancel a Council meeting by giving such notice to the Councillors and the public as is practicable.

A vote was taken and the MOTION was CARRIED unanimously.

14.7 Draft Community Engagement Policy - endorsement of draft policy for consultation

Purpose

- 1.1 This report presents a draft Community Engagement Policy to Council and seeks endorsement to release the draft policy for consultation with our community prior to adopting the policy in line with requirements under section 55 of the *Local Government Act 2020*.

MOVED Crs Baxter/Copsey

That Council:

- 3.1 Endorses for community consultation the draft Community Engagement Policy required under section 55 of the *Local Government Act 2020* (Attachment 1) and invites community feedback on the draft Community Engagement Policy until 23 December 2020
- 3.2 Delegates authority to the Chief Executive Officer to make amendments to the document to correct any minor drafting errors that do not materially alter the intent of the policy.

A vote was taken and the MOTION was CARRIED unanimously.



14.8 Appointments of Councillors to Committees

Purpose

- 1.1 To appoint Councillors to delegated committees, advisory committees and external committees until December 2021.

MOVED Crs Copsey/Baxter

- 3.1 Appoints Councillor representatives to delegated, advisory and external boards and committees as per Attachment 1, effective from the date of this resolution until December 2021.
- 3.2 Appoints Councillor Cunsolo as one of two Councillor representatives on the South Melbourne Market Committee, effective from the date of this resolution until December 2021.
- 3.3 Appoints Councillor Pearl as one of two Councillor representatives on the South Melbourne Market Committee, effective from the date of this resolution until December 2021.
- 3.4 Notes the Councillors appointed to the roles outlined in Recommendations 3.1-3.3, will also fulfil the requirements of any sub-groups or sub-committees formed by these bodies where Councillor representation is required. In the event the Councillor representative is not able to fulfil this role, a Councillor representative will be determined by the Mayor or brought back to Council for resolution.

A vote was taken and the MOTION was CARRIED unanimously.

15. NOTICES OF MOTION

Nil.

16. REPORTS BY COUNCILLOR DELEGATES

Nil.

17. URGENT BUSINESS

Moved Crs Bond/Pearl

That Council considers an item of urgent business relating to pressure washing services.

A vote was taken and the MOTION was CARRIED.

Moved Crs Bond/Pearl

That Council:

Request officers to report back to Council in February 2021 on the Street and Beach service review plus outlining the options required to continue pressure washing services permanently including any additional budget requirements.

A vote was taken and the MOTION was CARRIED unanimously.



CONFIDENTIAL URGENT BUSINESS

The Mayor advised of two confidential property items to be considered as urgent business.

The Mayor advised members of the public that there being no further open items to be discussed, the public meeting will be concluded and thanked the public for joining the meeting.

MOVED Crs Bond/Pearl

That in accordance with the Local Government Act 2020, the meeting be closed to members of the public in order to deal with the following matters, that are considered to be confidential in accordance with Section 3 of the Act, for the reasons indicated:

Report No.	Report Title	Confidentiality Reasons
17.1	Property Matter	<i>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.</i>
17.2	Property Lease Matter	<i>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.</i>

The vote was taken and the MOTION was CARRIED unanimously.

As there was no further business open to the public the meeting closed at 10.35pm.

The confidential meeting concluded at 10.54pm

Confirmed: 3 February 2021

Chairperson _____