



**ORDINARY
MEETING OF
COUNCIL**

AGENDA

26 MAY, 2008

Ordinary Meeting of Council

Welcome

Welcome to this Meeting of the Port Phillip City Council.

Council Meetings are an important way to ensure that your democratically elected representatives are working for you in a fair and transparent way. They also allow you to be involved in the process and work with Council towards making Port Phillip a great place to live and work.

About this meeting

There are a few things to know about tonight's meeting. The first page of tonight's Agenda itemises all the different parts to the meeting. Some of the items are administrative and are required by law. In the agenda you will also find a list of all the items to be discussed this evening.

The agenda may include new items that have not previously been considered before a Committee Meeting, these items are known as an Order of the Day. Recommendations from Council's two special committees of Councillors (which have met during the month) will also be presented.

Each item has a report written by a Council officer outlining the purpose of the report, all relevant information and a recommendation. Council will consider the report and either accept the recommendation or make amendments to it. All decisions of Council are adopted if they receive a majority vote from the Councillors present at the meeting.

Speaking at this meeting

Provision is made at the beginning of the meeting for a question time from members of the public.

Public comment at this meeting is at the discretion of the Chairperson. If you would like to request to address the Council on any Order of the Day, that is discussed tonight, please fill in the blue 'Do You Wish to Speak' form located outside the chamber and give it to the Administrative Officer or any Council officer present.

When your item is being discussed the Chairperson (at their discretion) will call your name and ask you to address the Council. You will have 3 minutes to speak. Council welcomes all contributions, however if somebody has already raised an issue you agree with, there is no need to repeat it. Rest assured we take everything on board!

It may seem intimidating to address the Council but we assure you, you're in a very relaxed environment! By attending this meeting you are playing a very important part in the democratic process. We hope it proves to be a rewarding experience.



CITY OF PORT PHILLIP

PORT PHILLIP CITY COUNCIL BUSINESS PAPER

To Councillors

Notice is hereby given that an **Ordinary Meeting** of the **Port Phillip City Council** will be held in the **Council Chamber, St Kilda Town Hall** on **Monday, 26 May 2008 at 6.00pm**.

AGENDA

1. **APOLOGIES**
2. **CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS**
 - Minutes of the Ordinary Meeting of the Port Phillip City Council held on 28 April 2008.
 - Minutes of the Statutory Planning Meeting of the Port Phillip City Council held on 12 May 2008 (Meeting cancelled).
3. **PETITIONS AND JOINT LETTERS**
4. **SEALING SCHEDULE**
5. **CORRESPONDENCE**
6. **PUBLIC QUESTION TIME**
7. **COUNCILLOR QUESTION TIME**
8. **PRESENTATION OF REPORTS AND RECOMMENDATIONS FROM S86 SPECIAL COMMITTEE MEETINGS**
 - Reports of the Strategy and Policy Review Committee - 5 May 2008.
 - Reports of the Statutory Planning Committee - 12 May 2008 (Meeting cancelled)
9. **CHIEF EXECUTIVE OFFICER'S REPORT**
10. **ORDERS OF THE DAY**
11. **REPORTS BY COUNCILLOR DELEGATES APPOINTED TO OTHER BODIES**
12. **URGENT BUSINESS**
13. **CONFIDENTIAL MATTERS**

Including reports considered at the Strategy and Policy Review Committee and the Statutory Planning Committee.

David Spokes
Chief Executive Officer
21 May 2008

3. PETITIONS AND JOINT LETTERS

Item 1

A Petition was received from 34 residents including 15 form letters in relation to a request for Council to resolve the issue of anti-social behaviour in the foreshore carpark adjoining Elwood Park and Head St by closing off access to the carpark.

The Petition states the following:

'We, residents of Head Street Brighton, wish to petition the City of Port Phillip for an effective and immediate solution to the longstanding and ongoing problem of anti-social behaviour in Elwood Park carpark and Head Street (the 'problem'). This problem has been the subject of considerable complaint to Council over a long period of time and is outlined in greater detail in the accompanying form letters to Council from Head Street residents.

In light of the failure of the permanent closure of the gate from Head Street to the southern entrance of the Elwood carpark to remedy the problem we request that:

- access to the majority of the Head Street side of the carpark be denied between 9pm and 5am;*
- through the installation of automatic bollards or gates which are self closing and self timing;*
- together with adequate signage warning people of closure.'*

****A copy of this Petition is attached for information.**

****A copy of this Petition has been forwarded to the Executive Director Community Development and Planning for appropriate actioning.**

4. SEALING SCHEDULE

The following documents are submitted for signature and sealing:

TRANSFER OF LAND between PORT PHILLIP CITY COUNCIL and MREEF PROJECT COMPANY NO 27 PTY LTD, for the sale of a right of way at the rear of 120 Princes Street, Port Melbourne.

Responsible Manager: Sally Calder, Executive Director Organisation Systems & Support Item previously considered by Council in February 2008.

<i>Councillor Note</i>	<i>31 October 2007</i>
<i>Advertising</i>	<i>18 December 2007</i>

TRANSFER OF LAND between PORT PHILLIP CITY COUNCIL and BARRY GARTH CHURCH and MARION JOHANNA CHURCH, for the sale of a right of way at the rear of 52 Page Street, Albert Park.

Responsible Manager: Sally Calder, Executive Director Organisation Systems & Support Item previously considered by Council in December 2007.

<i>Councillor Note</i>	<i>13 September 2007</i>
<i>Advertising</i>	<i>9 October 2007</i>

TRANSFER OF LAND between PORT PHILLIP CITY COUNCIL and JAMES AUSTIN BAKER and PETER JULIAN BAKER, for the sale of a right of way at the rear of 23 Alfred Street, Port Melbourne.

Responsible Manager: Sally Calder, Executive Director Organisation Systems & Support Item previously considered by Council in October 2006.

<i>Councillor Note</i>	<i>1 June 2006</i>
<i>Advertising</i>	<i>22 August 2006</i>

SECTION 173 AGREEMENT between PORT PHILLIP CITY COUNCIL and MELISSA ANNE MARY RUSH Condition 10 of Planning Permit No. 425/2006 for land at 14 Joyce Street Elwood states that the land shall only be developed in accordance with the plans endorsed under Planning Permit No. 776/2005 dated 5 January 2006 and it shall pay the Responsible Authority's Solicitor/client costs in respect to the preparation and registration of the agreement.

Item not previously considered by Council.

Responsible Manager: George Borg, Manager Planning, Building and Community Health

SECTION 173 AGREEMENT between PORT PHILLIP CITY COUNCIL and MARC VINCENT CANAVAN and RACHNA KHANIJOU Condition 10 of Planning Permit No. 1483/2007 for land at 72 Goldsmith Street Elwood states that the land shall only be developed in accordance with the plans endorsed under Planning Permit No. 1057/2007 dated 5 March 2008 and it shall pay the Responsible Authority's Solicitor/client costs in respect to the preparation and registration of the agreement.

Item not previously considered by Council.

Responsible Manager: George Borg, Manager Planning, Building and Community Health

RECOMMENDATION

That the Common Seal of the Port Phillip City Council be affixed to the above documents.

5. CORRESPONDENCE

Item 1

A copy of the Confidential List of Registered Correspondence for the Mayor and Councillors between the month of 23 April 2008 and 20 May 2008 is attached for information

6. PUBLIC QUESTION TIME

7. COUNCILLOR QUESTION TIME

**8. PRESENTATION OF REPORTS AND RECOMMENDATIONS
FROM S86 SPECIAL COMMITTEE MEETINGS**

**8(A) REPORTS OF THE STRATEGY AND POLICY REVIEW COMMITTEE HELD AT THE
ST KILDA TOWN HALL ON 5 MAY 2008.**

**A1 ST KILDA FAMILY AND CHILDREN'S CENTRE/ST KILDA TOWN HALL
PRECINCT PLAN
(See Supplementary Report)**

Purpose

Council to consider a new St Kilda Family and Children's Centre in the context of community/civic facilities in the St Kilda Town Hall Precinct.

COMMITTEE'S RECOMMENDATION

That Council having considered the recommendation of the Strategy and Policy Review Committee resolve that consideration of the report's recommendation is deferred until the Ordinary Council Meeting to be held on 26 May 2008.

A2 INNER MELBOURNE ACTION PLAN - ANNUAL REPORT 2006/07

Purpose

For Council to consider the IMAP Annual Report for the 2006/07 financial year which outlines the progress on implementation of this regional strategy, in partnership with the Cities of Melbourne, Stonnington and Yarra.

COMMITTEE'S RECOMMENDATION

That Council having considered the recommendation of the Strategy and Policy Review Committee resolve to:

1. Receive and note the Inner Melbourne Action Plan - Annual Report 2006/07.
2. Acknowledge the progress achieved on key IMAP actions as outlined in the Annual Report, and the demonstrated benefits of on-going regional collaboration between the IMAP Councils.
3. Confirm its on-going participation on the IMAP Implementation Committee and its commitment to the progressive implementation of IMAP actions throughout 2007/08 and 2008/09.

A3 QUARTERLY FINANCIAL REPORT & KEY PERFORMANCE INDICATOR REPORT

Purpose

To provide the Committee with an update on the Quarterly Financial Report and the Key Performance Indicator Report for the period ending March 2008.

COMMITTEE'S RECOMMENDATION

That Council having considered the recommendation of the Strategy and Policy Review Committee resolve:

- 1.1. That the Quarterly Financial Report from the CEO detailing Council's financial performance for the nine months ended 31 March 2008 be adopted.
- 1.2. That the Key Performance Indicator Report from the CEO detailing Council's performance for the six months ended 31 March 2008 be adopted.

**A4 PROPOSED DISCONTINUANCE AND SALE OF RIGHT OF WAY NO. R2117
REAR 121-123 ROUSE ST, PORT MELBOURNE**

Purpose

This report is to finalise the discontinuance and sale of Right of Way No.R2117 rear 121-123 Rouse St, Port Melbourne.

COMMITTEE'S RECOMMENDATION

That Council having considered the recommendation of the Strategy and Policy Review Committee resolve:

1. That the statutory procedures to discontinue the Right of Way at the rear of 121-123 Rouse St, Port Melbourne, be completed. That the land from the Road be sold to the owners of 121-123 Rouse St, Port Melbourne, subject to the land being consolidated to the property.

**A5 PROPOSED DISCONTINUANCE AND SALE OF RIGHT OF WAY NO. R3127
ABUTTING 8 HOTHAM ST, SOUTH MELBOURNE**

Purpose

This report is to finalise the discontinuance and sale of Right of Way no. R3127 abutting 8 Hotham St, South Melbourne.

COMMITTEE'S RECOMMENDATION

That Council having considered the recommendation of the Strategy and Policy Review Committee resolve::

1. That the statutory procedures to discontinue the Right of Way no.R3127 abutting 8 Hotham St, South Melbourne, be completed. That the land from the Road be sold to the owners of 8 Hotham St, South Melbourne, subject to the land being consolidated to the property.

**A6 PROPOSED DISCONTINUANCE AND TRANSFER OF A SECTION OF ROAD
 KNOWN AS RAGLAN ST, PORT MELBOURNE**

Purpose

This report is to finalise the discontinuance and transfer of a section of Road known as Raglan St, between Station St and the Light Rail, Port Melbourne.

COMMITTEE'S RECOMMENDATION

That Council having considered the recommendation of the Strategy and Policy Review Committee resolve:

1. That the statutory procedures to discontinue the section of Road known as Raglan St, between Station St and the Light Rail, Port Melbourne, be completed. That the land from the Road be reserved as part of the Park Reserve in accordance with the proposed Park development.

A7 AUDIT COMMITTEE ACTIVITIES UPDATE

Purpose

To advise Council of the matters addressed at the March 2008 meeting of the City of Port Phillip Audit Committee.

COMMITTEE'S RECOMMENDATION

That Council having considered the recommendation of the Strategy and Policy Review Committee resolve:

1. To receive and note the report outlining the matters considered by the City of Port Phillip Audit Committee at its March 2008 meeting, including issues such as the annual work plan, the internal audit program, excessive leave accruals, the December 2007 CEO Quarterly Report to Council, an update on risk and insurance matters, and review of the following audits, the Contract Management of Parking Services, Tendering Review and the Follow-up of Prior Year Audits.

**A8 RETURN OF 2008 GENERAL VALUATION
(See Supplementary Report)**

Purpose

To advise Council of the outcomes of the 2008 General Valuation.

COMMITTEE'S RECOMMENDATION

That Council having considered the recommendation of the Strategy and Policy Review Committee resolve:

1. That the report be received and that the document 'Schedule 3 – Valuation Return Municipal District of Port Phillip Year 2008 – General Valuation' as attached, be adopted by Council to fulfill the requirements of the Valuation of Land Act 1960 and the Local Government Act 1989.

A9 INKERMANS OASIS DEVELOPMENT – PROGRESS REPORT (CONFIDENTIAL)
(See Supplementary Report)

(Please refer to the Confidential section of the Agenda for Council's recommendation on this item)

**8(B) REPORTS OF THE STATUTORY PLANNING COMMITTEE HELD AT THE ST
KILDA TOWN HALL ON 12 MAY 2008.**

(Meeting cancelled)

9. CHIEF EXECUTIVE OFFICER'S REPORT

10. ORDERS OF THE DAY

ORDER OF THE DAY 1 9 NORMANDY ROAD, ELWOOD

(Refer to the attached report)

ORDER OF THE DAY 2 DELEGATE REPORT – MARCH 2008 AND APRIL 2008

(Refer to the attached report)

ORDER OF THE DAY 3 SOUTH MELBOURNE TOWN HALL REDEVELOPMENT

(Refer to the attached Confidential report)

(Note: This item is classified as a Confidential Item in accordance with Section 89 2 (d) of the Local Government Act 1989).

ORDER OF THE DAY 4 ELWOOD FORESHORE CONSTRUCTION TENDER

(Refer to the attached Confidential report)

(Note: This item is classified as a Confidential Item in accordance with Section 89 2 (d) of the Local Government Act 1989).

ORDER OF THE DAY 5 CONTRACT FOR THE SUPPLY OF ELECTRICITY TO METERED SITES

(Refer to the attached Confidential report)

(Note: This item is classified as a Confidential Item in accordance with Section 89 2 (d) of the Local Government Act 1989).

**11. REPORTS BY COUNCILLOR DELEGATES APPOINTED TO
OTHER BODIES**

12. URGENT BUSINESS

13. CONFIDENTIAL MATTERS

A9 INKERMANS OASIS DEVELOPMENT – PROGRESS REPORT (CONFIDENTIAL) (See Supplementary Report)

(Please refer to the Confidential section of the Agenda for Council's recommendation on this item)

ORDER OF THE DAY 3 SOUTH MELBOURNE TOWN HALL REDEVELOPMENT

(Refer to the attached Confidential report)

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