



**ORDINARY  
MEETING OF  
COUNCIL**

**AGENDA**

**18 DECEMBER 2008**

## 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 the public to be involved in the decision making process of Council.*

## 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 at a Committee Meeting, these items are known as Orders of the Day. The agenda may also include supplementary reports which provide additional information requested by Council. Recommendations from Council's Strategy and Policy Review Committee and at times the Statutory Planning Committee (which both have met during the month) will also be presented.*

*Each Order of the Day and supplementary information will have reports 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.*

## Public Question Time

*Provision is made at the beginning of the meeting for question time from members of the public. Question time is limited to 20 minutes unless the meeting resolves to extend this time.*

*If you would like to ask a question tonight, please fill in the blue 'Do You Wish to ask a Question or make a Public Comment' form located outside the chamber and give it to the Administrative Officer.*

## Public Comment

*Any person who has made a written submission on an item and requested that she or he be heard in support of that written submission pursuant to section 223 of the Local Government Act will be entitled to address Council. Any other public comment at this meeting is at the discretion of the Chairperson.*

*If you would like to address the Council on any of the items being discussed tonight, please fill in the blue 'Do You Wish to ask a Question or make a Public Comment' form located outside the chamber and give it to the Administrative Officer.*

*When your item is being discussed the Chairperson will call your name and ask you to address the Council. You will have 3 minutes to speak. If somebody has already raised an issue you agree with, there is no need to repeat it.*



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, 18 December 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 24 November 2008.
  - Minutes of the Special Meeting of the Port Phillip City Council held on 8 December 2008.
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 – Nil.
  - Reports of the Statutory Planning Committee - Nil.
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  
15 December 2008

**3. PETITIONS AND JOINT LETTERS**

#### 4. SEALING SCHEDULE

The following documents are submitted for signature and sealing:

SECTION 173 AGREEMENT between PORT PHILLIP CITY COUNCIL and KIM GRAHAM LOWMAN and LYNETTE ANNE WATSON

To ensure according to Condition 12 of Planning Permit 173/2008 (issued 08/04/08) that upon the construction of a new triple storey garage/studio at 34 BEACONSFIELD PARADE, ALBERT PARK, it be subject to a section 173 Agreement preventing its use as a separate (second) dwelling.

Item not previously considered by Council.

**Responsible Manager:** George Borg, Manager City Development

SECTION 173 AGREEMENT between PORT PHILLIP CITY COUNCIL and MALCOLM WHITE and PETER RUJANOSKI

To ensure that prior to the issue of a Statement of Compliance, the owner shall enter into the above agreement under which it specifically covenants that:-

a) The land at 246 STOKES STREET, PORT MELBOURNE shall only be developed in accordance with the plans endorsed under Planning Permit No. 749/2007 dated 27/3/2008; and

b) 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 City Development

SECTION 163 AGREEMENT between PORT PHILLIP CITY COUNCIL and JOHNSTON SONI PTY LTD.

To ensure the owner of 462 ST KILDA ROAD, MELBOURNE be granted modifications by the Building Appeals Board subject to conditions, ie in this instance modifications have been granted and any proposed openings to the proposed building are to be brought into compliance with the building regulations should there be any development on the adjoining land.

Item not previously considered by Council.

**Responsible Manager:** George Borg, Manager City Development

## AGENDA - ORDINARY MEETING OF COUNCIL - 18 DECEMBER 2008

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TRANSFER OF LAND between PORT PHILLIP CITY COUNCIL and HOWARD CHARLES McLEAN DAWSON and MEGAN ANNE WILKINS, for the sale & transfer of land (drainage reserve) at rear of 19 Austin Avenue, Elwood.

<i>Councillor Note</i>	<i>18 December 2007</i>
<i>Advertising</i>	<i>12 February 2008</i>
<i>Council Report</i>	<i>28 March 2008</i>

**Responsible Manager:** Cathy Henderson, Manager Governance

### **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 19 November 2008 and 15 December 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 FOR  
DECEMBER 2008**

NO MEETING HELD

**8(B) REPORTS OF THE STATUTORY PLANNING COMMITTEE FOR DECEMBER 2008**

NO MEETING HELD

**9. CHIEF EXECUTIVE OFFICER'S REPORT**

## **10. ORDERS OF THE DAY**

### **ORDER OF THE DAY 1**

**PROPOSED DISCONTINUANCE AND SALE OF A SECTION OF RIGHT OF WAY  
NO.R2791 (510) AT THE REAR OF 208 ALBERT RD, SOUTH MELBOURNE**

*(Refer to attached report)*

### **ORDER OF THE DAY 2**

**APPOINTMENT OF COUNCILLORS TO INTERNAL AND EXTERNAL COMMITTEES AND  
BODIES**

*(Refer to attached report)*

### **ORDER OF THE DAY 3**

**COUNCIL/COMMITTEE MEETING DATES FOR 2009**

*(Refer to attached report)*

### **ORDER OF THE DAY 4**

**LUNA PARK INTERCHANGE RENEWAL**

*(Refer to attached report)*

### **ORDER OF THE DAY 5**

**FAMILY AND CHILDREN'S SERVICES SPECIAL PROJECTS - PROGRESS REPORT**

*(Refer to attached report)*

### **ORDER OF THE DAY 6**

**ST KILDA SKATE PARK**

*(Refer to attached report)*

**ORDER OF THE DAY 7  
FEDERAL INFRASTRUCTURE GRANTS**

*(Refer to attached report)*

**ORDER OF THE DAY 8  
AUSTRALIAN NATIONAL ACADEMY OF MUSIC (ANAM) AND SOUTH MELBOURNE  
TOWN HALL (SMTH) UPDATE**

*(Refer to attached report)*

**ORDER OF THE DAY 9  
MUNICIPAL VALUATIONS CONTRACT NO. 0946 - 2 YEAR OPTION EXTENSION  
(CONFIDENTIAL)**

*(Note item is classified as a confidential report in accordance with Section 89 2 (d) of the  
Local Government Act 1989)*

*(Refer to attached Confidential report)*

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

**12. URGENT BUSINESS**

### **13. CONFIDENTIAL MATTERS**

**ORDER OF THE DAY 9**

**MUNICIPAL VALUATIONS CONTRACT NO. 0946 - 2 YEAR OPTION EXTENSION  
(CONFIDENTIAL)**

*(Note item is classified as a confidential report in accordance with Section 89 2 (d) of the Local Government Act 1989)*