



**ORDINARY  
MEETING OF  
COUNCIL**

**MINUTES**

**23 NOVEMBER 2009**

**MINUTES OF THE ORDINARY MEETING OF THE PORT PHILLIP  
CITY COUNCIL HELD ON 23 NOVEMBER, 2009 IN THE COUNCIL  
CHAMBER, ST KILDA TOWN HALL**

The meeting opened at 6.10pm.

**PRESENT**

Cr O'Connor (Chairperson), Cr Bolitho, Cr Klepner, Cr Middleton, Cr Powning, Cr Thomann, Cr Touzeau.

**IN ATTENDANCE**

Kay Rundle Chief Executive Officer, Mark Brady General Manager Corporate Services, Sue Wilkinson General Manager Environment and Planning, Vanda Iaconese General Manager Cultural and Community Development, John Hicks General Manager City Infrastructure Services, Sam Hewett Manager Asset Services, Ian Hicks Manager Culture & Recreation, Mike McIntosh Acting Manager Parking, Health & Enforcement, Cathy Henderson Manager Governance and Risk Management, Paul Smith Manager Environment & Renewal, David Filmlter Chief Financial Officer, Katrina Terjung Coordinator Strategic Planning, Murray Chick Coordinator Governance, Deidre Pellizzer Coordinator Arts & Festivals, Jeff Sharam Project Manager Parking Systems and Norm McClelland Governance Advisor.

*Council pays its respects to the people and elders, past and present, of Yalukit Wilam and the Kulin Nation. We acknowledge and uphold their relationship to this land.*

**1. APOLOGIES**

Nil.

**2. CONFIRMATION OF MINUTES**

**MOVED** Crs Thomann/Powning

That the Minutes of the Ordinary Meeting of the Port Phillip City Council held on 9 November 2009 be confirmed.

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

**3. DECLARATIONS OF CONFLICTS OF INTEREST**

Nil.

#### **4. PUBLIC QUESTION TIME**

*\*The Chairperson advised members of the gallery that public questions dealing with items on the agenda will be dealt with during the discussion of those particular items.*

**5. COUNCILLOR QUESTION TIME**

Nil.

## 6. PRESENTATION OF REPORTS

- 6.5 NORTH PORT OVAL REDEVELOPMENT
- 6.2 DOG OFF-LEASH REVIEW
- 6.4 CARLISLE STREET ACTIVITY CENTRE STRUCTURE PLAN AND URBAN DESIGN FRAMEWORK - CONSIDERATION OF SUBMISSIONS AND ADOPTION
- 6.6 ST KILDA ESPLANADE MARKET REVIEW - FURTHER CONSULTATION
- 6.12 TENANT REQUEST FOR LEASE EXTENSION
- 6.1 PORT MELBOURNE WATERFRONT URBAN DESIGN FRAMEWORK COMMUNITY REFERENCE COMMITTEE
- 6.3 SUPPLY AND INSTALLATION OF PAY AND DISPLAY PARKING MACHINES CONTRACT
- 6.7 MUNICIPAL EMERGENCY MANAGEMENT PLAN
- 6.8 COUNCIL DELEGATIONS TO MEMBERS OF COUNCIL STAFF
- 6.9 AUDIT COMMITTEE ACTIVITIES UPDATE
- 6.10 MEETING PROCEDURE LOCAL LAW – REVIEW SUBMISSIONS
- 6.11 COUNCIL MEETING DATES FOR 2010
- 6.13 PROPOSED LEASE AGREEMENT TO SOUTH MELBOURNE COMMUNITY CHEST INC.
- 6.14 QUARTERLY MANAGEMENT REPORT
- 6.16 PROPERTY POLICY
- 6.15 222-228 BANK STREET LEASE

## 5 NORTH PORT OVAL REDEVELOPMENT

### Purpose

This report presents to Council more detail of the works proposed to be undertaken at North Port Oval as part of a \$4.7m redevelopment of the facility and indicates in what manner and to what extent Council's stated objectives for the project are proposed to be achieved.

The following speaker made a verbal submission in relation to this item:

- Alec Hill (on behalf of the Port Melbourne Cricket Club) – stated that he is aware that North Port Oval is primarily used as a football facility which he believes is good for the community and also that the Port Melbourne Football Club, along with other organisations are putting in a significant amount of money for the proposed redevelopment. The Port Melbourne Cricket Club wants to remain at North Port Oval and requests Council to provide funding in the redevelopment for permanent training facilities to assist keeping the Cricket Club together. The Cricket Club also wants to be involved in discussions on the redevelopment of the Norm Goss Stand so that the Club is allocated suitable and separate change room and social facilities.

### MOVED Crs Bolitho/Thomann

That Council, acting as committee of management:

- 2.1 Agrees to a contribution up to a maximum of \$1.7M by the City of Port Phillip toward the redevelopment of North Port Oval, in accordance with the terms of this report, and in response to the contribution of the Port Melbourne Football Club Ltd, Sport and Recreation Victoria and Australian Football league Victoria that will deliver a total investment of \$4.7M, which will deliver significant community benefit.
- 2.2 At a Council meeting in 2010, receive the final detailed design drawings for the works at North Port Oval, and the final draft proposed lease prior to entering into any works or a lease agreement for North Port Oval.
- 2.3 Be briefed on the final schematic designs of the proposed redevelopment prior to undertaking any required statutory planning processes, including advertising and public consultation.
- 2.4 Delegate authority to the Chief Executive Officer to sign a memorandum of understanding between the City of Port Phillip and Australian Football League Victoria for a grant of \$500,000 toward the North Port Project on terms and conditions consistent with those contained within this report.

- 2.5 Delegate authority to the Chief Executive Officer to sign a Funding and Management Agreement between the City of Port Phillip and Port Melbourne Football Club Ltd confirming the City of Port Phillip's contribution of \$1.7M particularly in relation to the benefit of the broader Port Phillip Community, and Port Melbourne Football Club Ltd's contribution of \$1.5M toward the North Port Project, on terms and conditions consistent with those contained within this report.

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

## **2 DOG OFF-LEASH REVIEW**

### **Purpose**

This report presents key recommendations in response to the proposed changes to Dog Off Leash areas and community feedback.

The following speakers made a verbal submission in relation to this item:

- Liz Burke (on behalf of Alma Dogs) – Supports the recommendations contained in the Council report and requested that the Animal Management Community Reference Group be formed as a matter of priority so that current and future issues can be discussed.
- Steve Clifford – Expressed concerns relating to the notion of Council favouring kite boarders over dog owners and asked what was the rationale behind Council considering changes to limiting the dog off leash areas in the first place? He congratulated Council on how it has listened to all submissions during a genuine consultation process and believes that the current recommendation is a fair result. Reminded Council that as part of its agreed process that it is to review the restrictions during next year.

### **MOVED Crs Klepner/Thomann**

That Council:

- 2.1 Authorises the proposed Council Order No 3, the instrument that controls dog off leash areas, which will revoke Council Order No 2 and make changes to it, namely:
  - 2.1.1 Amending the definition of effective control;
  - 2.1.2 Allowing temporary on or off leash areas;
  - 2.1.3 Removing West Port Foreshore Reserve, Port Melbourne as an off leash area;
  - 2.1.4 Reducing the off leash area at Garden City Reserve, Port Melbourne;
  - 2.1.5 Increasing off leash Beach C, Port Melbourne;
  - 2.1.6 Increasing off leash Beach B, St Kilda;
  - 2.1.7 Increasing off leash Beach A, St Kilda;
  - 2.1.8 Amending the definition of the no dog zone at West Beach to indicate the high tide line as the end of the area;
  - 2.1.9 Including Albert Park Reserve on and off leash areas.

- 2.2 Notes that the proposed changes are to take effect from 1 April 2010.
- 2.3 Continues to upgrade Dogs Off Leash signage across the municipality.
- 2.4 Refers the following issues to be considered as part of the next review of dog off leash areas, commencing April 2010;
  - 2.4.1 Further consideration of the hours for beach access;
  - 2.4.2 The registration of professional dog walkers.
- 2.5 Endorses the establishment of an Animal Management Community Reference Group (the “Group”).

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

**MOVED Crs Bolitho/ Klepner - MOTION ARISING**

That Council explores ways to improve community understanding of the safe use of shared paths across the municipality.

**A vote was taken and the MOTION ARISING was CARRIED.**

**4 CARLISLE STREET ACTIVITY CENTRE STRUCTURE PLAN AND URBAN DESIGN FRAMEWORK - CONSIDERATION OF SUBMISSIONS AND ADOPTION**

**Purpose**

It is recommended that Council adopt the Structure Plan and Urban Design Framework (with changes) and proceed to implementation, including the preparation of an amendment to the Port Phillip Planning Scheme.

The following speakers made a verbal submission in relation to this item:

- Hilary Adair – Advised that side streets around the Safeway / Coles Supermarkets are full of parked cars from shoppers and staff and expressed concerns regarding parking availability in the Safeway and Coles Supermarkets carpark during the construction period and also asked what are Council's plans regarding temporary car parking?
- Konrad Winkler – Expressed concerns regarding the Concept Plan for the redevelopment of the Coles carpark that would result in the loss of open space. In relation to the St Kilda civic precinct stated that there is poor signage to indicate that there is a public art gallery in the St Kilda Town Hall and said there is a great opportunity to open up the 'gallery' side of the St Kilda Town Hall to the public.
- Morris Mark – Supports the Structure Plan but would like to change the zoning around Nightingale Street, Balaclava, from 'industrial' to 'mixed use' zone. Requested a definition of 'medium' term as contained in the Structure Plan.

**MOVED Crs Powning/Middleton**

That Council:

- 2.1 Adopt the Carlisle Street Activity Centre Structure Plan and Carlisle Street Urban Design Framework, subject to the changes recommended in Attachment 6.
- 2.2 Resolve to prepare Amendment C80 to the Port Phillip Planning Scheme to implement the Carlisle Street Activity Centre Structure Plan and Carlisle Street Urban Design Framework, through the Local Planning Policy Framework and scheme provisions, in line with the Planning Scheme Control Framework outlined in the Structure Plan.
- 2.3 Authorise the General Manager Environment and Planning to prepare amendment documentation and to request the Minister for Planning to authorise the preparation and exhibition of Amendment C80 to the Port Phillip Planning Scheme, pursuant to section 8(a) of the Planning and Environment Act 1987.
- 2.4 Request the Minister for Planning to introduce interim planning controls; including Local Planning Policy, and Design and Development Overlay provisions, pursuant to section 20(4) of the Planning and Environment Act 1987.

- 2.5 Resolve to prepare an Implementation Plan for the Carlisle Street Activity Centre Structure Plan to facilitate the delivery of projects and program initiatives through Council business planning and budget processes.
- 2.6 Authorise the General Manager Environment and Planning to make minor changes necessary to ensure accuracy and consistency in finalising the Structure Plan and Urban Design Framework, but which do not alter the intent of the documents.
- 2.7 Write to all submitters advising of Council's decision and again thank them for their interest and input to the Structure Plan.

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

## 6 ST KILDA ESPLANADE MARKET REVIEW - FURTHER CONSULTATION

### Purpose

This report provides Council with an overview of the submissions received in regard to the review of the management and governance of St Kilda Esplanade Market.

Ms Suzanne Zagroon asked the following question:

*'Can Council correct the omission in the report of any mention of funding for the market association, and given the Mayor's declaration at the last public meeting on 21/10 of Council's intention to support the association through this reform period, is it possible to make available immediate financial assistance for the payment of public liability insurance, operational costs and much needed advertising prior to Christmas, since the association has suffered a total lack of funding for nearly one year due to the non collection of the advertising levy?'*

The Mayor responded as follows:

***This report addresses the responses to the review of the governance and management of the Esplanade Market only and does not specifically discuss the finances of the Market. Council officers ceased to collect the 'advertising levy' fee because the Committee did not comply with the requests for full financial reporting regarding the advertising levy; it should be noted the Association Committee has been free to collect their own 'advertising levy' fee during this period. The Committee has had access to income from casual stallholders so there should be some funds available. If Council goes ahead with the proposed implementation of the review recommendations, discussions can be held with all stakeholders including the Committee to address immediate as well as long term needs of the Market such as insurance, operational needs and advertising. Ideas for pre Christmas advertising include specifically designed brochures and web-based opportunities such as Tourism Victoria.***

The following speaker made a verbal submission in relation to this item:

- Suzanne Zagroon (on behalf of Yunis Tmeizeh President of the St Kilda Esplanade Art and Craft Association) – Advised that there was an error in the Council report and clarified that the Association's submission in regards to the Market Representation on the Advisory Group could be either committee or non committee members drawn from the Association membership. Stated that the submission was based on stallholder input and representative of the majority of their views. Expressed concerns that all submissions were weighted equally. Stated that she was advised by Council that her request for full copies of individual submissions can be directed through an FOI application to ensure that personal information is protected. Expressed general support for a Market Manager however it is inappropriate that this person be a member of the Advisory Group with voting rights. If the advertising levy is reinstated or incorporated with the stallholder fee, a proportion should be returned to the Association.

\*Ms Zagroon tabled the following documents in regards to this submission:

-Minutes of the 7<sup>th</sup> and 8<sup>th</sup> St Kilda Esplanade Art and Craft Association Committee Meetings; and

-Esplanade Market Newsletter.

***The Mayor commented that the notion of a Stallholders Association is an important factor in the Market subject to it operating to the satisfaction of Council. In regards to the lack of access to the detailed submissions from members of the public, it is Council's practice to summarise these submissions and that their identity and privacy should be protected. The Mayor advised that Councillors have received full copies of all submissions and have read all of them in detail.***

Ms Yvonne Moloney asked the following question:

*'Given that the report recommends that Council take over the management of the market from the association for the suggested period of 2 years, is it Council's intention that the association be recognised as having some governance role, and if so, might this be reflected more specifically in recommendations that the committee of the association be consulted on key decisions of the advisory group and the activities of the proposed Market Manager?'*

***Mr McIntosh advised that the intention of the Advisory Group is to consult with all affected stakeholders.***

***The Mayor commented that the ongoing notion of a Stallholders Association is important in the long term, we would like to make sure that the Stallholder's Association was involved in the process over these 2 years, while the issues raised and identified through the consultants report are put in place to Council's satisfaction.***

The following speaker made a verbal submission in relation to this item:

- Yvonne Moloney – Expressed concerns regarding the type of membership of the Advisory Group with only 4 of the 12 members being stallholders. Stated that 3 of those 4 stallholder members should be elected by the Market Association. Stated that the Market Manager should not be on the Advisory Group nor have any voting rights.

***The Mayor commented that this group is an Advisory Group and not a decision making group and the membership that is being recommended, has been developed to provide the best possible advice. The Market Manager is a key part of that structure.***

Ms Kairen Buxton asked the following question and made the following comments:

*'I am an ordinary member of the St Kilda Esplanade Art and Craft Association. I have two requests. Firstly, I would like to ask the Council to take over the public liability Insurance policy from the Association as soon as possible. Secondly, I would like to point out that there is a high degree of ignorance within the committee of the procedural matters necessary to operate an Association effectively. So I would ask that the current committee be endowed with some form of monetary grant from Council but would also ask that it be specifically and contractually for the purpose of training the committee.'*

The following speakers made a verbal submission in relation to this item:

- Haim Zagroon – Said in relation to the issue of Association membership, that a member of Port Phillip staff advised some stallholders not to sign up for Association membership.
- Dave Fernandes – Requested Council to maintain the ratio of the proposed stallholders in the Advisory Group in accordance with current ratio of Association and non Association members. Requested consideration of the role of the Market Manager in the Advisory Group to be similar to the relationship between the CEO and Council i.e. takes part in discussion and actively provides advice but does not have any voting rights. Asked how many submissions were received in a 'Form' letter format?

***The Mayor advised that this question will be taken on notice.***

- Edward Faingold – Supported the concept of the formation of the Advisory Group.

**MOVED Crs Thomann/Touzeau**

2.1 That Council:

- 2.1.1 Receives all submissions received to the Review of St Kilda Esplanade Market.
- 2.1.2 Acknowledges the work and efforts of the St Kilda Market Association and its committee and look forward to their ongoing future role.
- 2.1.3 After consideration of the submissions proceed with the implementation of the review recommendation of the Esplanade Art and Craft Market Governance and Management Review Part A, Part B and Part C.
- 2.1.4 Assumes responsibility for managing the market for a period of 2 years, to be reviewed at the end of that period.
- 2.1.5 Develops a Market Policy to guide the future support for semi-permanent markets in the City of Port Phillip.
- 2.1.6 Develops a 3 - 5 year Strategic Plan for the Esplanade Market.
- 2.1.7 Develops a Business and Operational Plan for the Esplanade Market.
- 2.1.8 Reviews and updates the local laws relating to the management and operations of the market to provide clear, unambiguous rules, transparent processes and an understanding of rights, responsibilities and processes.
- 2.1.9 Establishes an Advisory Group as per the terms of reference attached.

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

## 12 TENANT REQUEST FOR LEASE EXTENSION

### **Purpose**

The tenant at 174 Nott Street, Port Melbourne has requested a lease extension for a further 9 years to 9 September 2022.

The following member of the public made a verbal submission in relation to this item:

- John Tei – Concerns in relation to the future of his current business and believed it was in everyone's best interests to grant an extension to the lease at 174 Nott Street, Port Melbourne.

### **MOVED Crs Klepner/Powning**

That Council:

- 2.1 Advises Teifal Proprietary Limited, the current tenant at 174 Nott Street, Port Melbourne, that a lease extension, as requested, from 9 September 2013 to 9 September 2022 will not be granted.
- 2.2 Further considers the potential future uses for the property by June 2010.

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

**1 PORT MELBOURNE WATERFRONT URBAN DESIGN FRAMEWORK COMMUNITY REFERENCE COMMITTEE**

**Purpose**

This report recommends to establish the Port Melbourne Waterfront Urban Design Framework Community Reference Committee.

**MOVED Crs Bolitho/Powning**

That Council:

- 2.1 Establish the Port Melbourne Waterfront Urban Design Framework Community Reference Committee as an advisory Committee of the Council.
- 2.2 Adopt the Terms of Reference for the Port Melbourne Waterfront Urban Design Framework Committee included in Attachment 1.
- 2.3 Appoint Councillor Bolitho as chairperson and Councillor O'Connor to the Port Melbourne Waterfront Urban Design Framework Community Reference Committee.
- 2.4 Seek expressions of interest from the community to nominate for the Port Melbourne Waterfront Urban Design Framework Community Reference Committee.
- 2.5 Appoint members to the Port Melbourne Waterfront Urban Design Framework Community Reference Committee in February 2010.
- 2.6 Convene the first meeting of the Port Melbourne Waterfront Urban Design Framework Community Reference Committee in March 2010.

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

**3 SUPPLY AND INSTALLATION OF PAY AND DISPLAY PARKING MACHINES CONTRACT**

**Purpose**

This report provides information for consideration of the proposed three year contract for the supply and installation of pay and display ticket machines.

Cr Thomann left the meeting at 8.32pm.

Cr Thomann returned to the meeting at 8.35pm.

**MOVED Crs Middleton/Thomann**

That Council:

- 2.1 Approve the proposed tender for a three year contract for the supply and installation of pay and display ticket machines.

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

## **7 MUNICIPAL EMERGENCY MANAGEMENT PLAN**

### **Purpose**

This report seeks to update Council on the review of the Municipal Emergency Management Plan (MEMP) as well as outlining Emergency Management activities undertaken in 2009.

### **MOVED Crs Powning/Thomann**

That Council:

- 2.1 Commences a review of its Municipal Emergency Management Plan and advertises the review in both local papers inviting submissions and comment from interested members of the public.
- 2.2 Notes the emergency management activities undertaken in 2009.

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

## 8 COUNCIL DELEGATIONS TO MEMBERS OF COUNCIL STAFF

### **Purpose**

This report proposes to update Council delegations to members of Council staff to take into account recent changes to legislation including planning for the commencement of the Public Health and Wellbeing Act 2008 as at 1 January 2010 and for changes to officer titles as a result of the recent organisational structure review.

Cr Klepner left the meeting at 8.40pm.

### **MOVED Crs Middleton/Powning**

That Council:

2.1 Notes the forthcoming introduction of the Public Health and Wellbeing Act 2008.

2.2 Adopts:

- 2.2.1 Attachment 1, the Instrument of Delegation from Council to Members of Council Staff, and authorises the signing of the Instrument of Delegation under Council seal.
- 2.2.2 Attachment 2, the schedule of fees for Council Services provided under the Public Health and Wellbeing Act 2008 which are effective from 1 January 2010.
- 2.2.3 A twelve month registration period commencing on 1 January each calendar year for registrable premises under the Public Health and Wellbeing Act 2008.

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

Cr Klepner returned to the meeting at 8.45pm.

## 9 AUDIT COMMITTEE ACTIVITIES UPDATE

### Purpose

The purpose of this report is to bring to the attention of Council the matters discussed at the October 2009 meeting of the City of Port Phillip Audit Committee.

Cr Powning left the meeting at 8.46pm.

### MOVED Crs Klepner/Middleton

That Council:

- 2.1 Receives and notes the report outlining the matters dealt with at the October 2009 meeting of the City of Port Phillip Audit Committee, including a review of:
  - 2.1.1 Council's investment policy;
  - 2.1.2 Internal Audit Coverage Plan 2009 - 2013;
  - 2.1.3 The progress to implement audit recommendations from previous audits;
  - 2.1.4 The Asset Management and Capital Works Audit and the Building Maintenance Review undertaken by Council's Internal Audit contractor;
  - 2.1.5 The Management Letter for the audit of the Annual Accounts for 2008/2009 undertaken by the External Auditor;
  - 2.1.6 The implementation of the recommendations within the Ombudsman's report into City of Port Phillip, August 2009; and
  - 2.1.7 Rates levied for 2008/2009 and rates outstanding as at 30 June 2009.

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

**10 MEETING PROCEDURE LOCAL LAW – REVIEW SUBMISSIONS**

**Purpose**

This report facilitates the consideration of public submissions by the Council.

Cr Powning returned to the meeting at 8.48pm.

**MOVED Crs Klepner/Powning**

That Council:

- 2.1 Review, hear and consider submissions to the Draft Meeting Procedure Local Law No 2/2009; and
- 2.2 Having considered submissions, proposes to adopt a new Meeting Procedure Local Law at its meeting on 14 December 2009.

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

**11 COUNCIL MEETING DATES FOR 2010**

**Purpose**

Council to approve the Ordinary Meeting of Council and the Statutory Planning Committee Meeting Dates for 2010.

**MOVED Crs Thomann/Powning**

That Council:

- 2.1 Adopts the Ordinary Council / Statutory Planning Committee meeting timetable for 2010 as contained in Attachment 1.

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

**13 PROPOSED LEASE AGREEMENT TO SOUTH MELBOURNE COMMUNITY CHEST INC.**

**Purpose**

This report recommends that Council commence procedures under the Local Government Act 1989 with respect to the grant of a lease to SMCC for use of the ground floor at 200-202 Bank Street South Melbourne for a period of 5 years.

**MOVED Crs Klepner/Powning**

That Council:

- 2.1 Resolves to commence the statutory procedures under Section 190 and 223 of the Local Government Act 1989 ("the Act") and publish a notice in local newspapers advising of Council's intention to grant a lease and inviting interested persons to make a submission under Section 223 of the Act for the proposed lease of Ground Floor, 200-202 Bank Street, South Melbourne to the South Melbourne Community Chest Inc on the following terms:

Area: Ground floor, approximately 250 square metres.

Permitted use: Office and shop for charitable purposes.

Term: 5 years.

Rental: \$104.00 per annum plus GST.

- 2.2 Resolves to hear and consider any submissions received at an Ordinary Meeting of Council on 8 February 2010.

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

## 14 QUARTERLY MANAGEMENT REPORT

### **Purpose**

To provide Council with information on the financial, capital works, service and internal performance on the organisation.

### **MOVED Crs Bolitho/Thomann**

That Council:

- 2.1 Receives and notes the first 2009/10 Quarterly Report, and congratulates Council staff on the style and quality of the report.
- 2.2 Endorses the recommendations made by the General Manager City and Infrastructure Services outlined in Attachment 3 Table 1 – Capital Works Project Board Recommendations October 2009.

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

## 16 PROPERTY POLICY

### **Purpose**

This report proposes that Council adopts a Property Policy which sets out an approach to managing its properties. It is proposed that this policy replace the policy adopted by Council at its meeting held on 28 April 2008.

### **MOVED Crs Klepner/Touzeau**

That Council:

- 2.1 Adopts the attached Property Policy which sets out a framework for how Council will make decisions about property noting that this replaces the previous Property Policy adopted by Council on 28 April 2008.

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

**15 222-228 BANK STREET LEASE**

**Purpose**

It is proposed to run an open competitive process by EOI, to find a suitable tenant for the site.

**MOVED Crs Klepner/Touzeau**

That Council:

- 2.1 Resolves to commence the statutory procedures under Section 190 and 223 of the Local Government Act 1989 (“the Act”) and publish a notice in the Port Phillip Leader and the Emerald Hill Weekly local newspapers advising of Council’s intention to grant a lease and inviting interested persons to make a submission under Section 223 of the Act for the proposed lease of 222-228 Bank Street, South Melbourne.

Area: Total Ground & First floor, approximately 873 square metres, with car parking.

Permitted use: Office/Commercial.

Term: up to 4 years.

Rental: To be determined by Expression of Interest process.

- 2.2 Resolves to hear and consider any submissions received at an Ordinary Meeting of Council on 8 February 2010.

- 2.3 Resolves that an Expression of Interest process be undertaken concurrently to find a suitable tenant.

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

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

Nil.

**8. URGENT BUSINESS**

Nil.

As there was no further business the meeting closed at 9.10pm

Confirmed: 14 December 2009

Chairperson: \_\_\_\_\_