



# **ORDINARY MEETING OF COUNCIL**

## **MINUTES**

**17 MAY 2017**



## MINUTES OF THE ORDINARY MEETING OF THE PORT PHILLIP CITY COUNCIL HELD 17 MAY 2017 IN ST KILDA TOWN HALL

The meeting opened at 6:32pm.

### PRESENT

Cr Voss (Chairperson), Cr Baxter, Cr Bond, Cr Brand, Cr Copsey, Cr Crawford, Cr Gross (8.04 pm), Cr Pearl, Cr Simic.

### IN ATTENDANCE

Carol Jeffs, Interim Chief Executive Officer; Brett Walters, Acting General Manager Place Strategy and Development; Vanessa Schernickau, Acting General Manager Community Development; Fiona Blair, General Manager Infrastructure and Amenity; Harry Polydorou, Senior Project Manager – Fishermans Bend; Murray Chick, Coordinator Governance, Lisa Paton, Acting Manager Sustainable Transport; Stefan Mitrik, Coordinator Transport Safety Engineering; Katina Terjung, Manager Strategy & Growth, Anthony Traill, Manager Parks and Open Space.

*The City of Port Phillip respectfully acknowledges the Yalukit Willam 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

The Mayor, Cr Voss, advised that Cr Gross would be running late.

## 2. CONFIRMATION OF MINUTES

**Moved Crs Bond/Simic**

That the minutes of the Ordinary Meeting of the Port Phillip City Council held on 3 May 2017 be confirmed.

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

## 3. DECLARATIONS OF CONFLICTS OF INTEREST

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Nil.





#### **4. PETITIONS AND JOINT LETTERS**

Nil.



## **5. SEALING SCHEDULE**

Nil.



## 6. PUBLIC QUESTION TIME

Meni Christofakis

In regarding Bayside City Council's decision not to support Plan IA for Elsterniwisk Park:

- I. What plans does Council have to address this specific decision by Bayside?

*The Mayor, Cr Voss, deferred to Brett Walters, Acting General Manager Place Strategy and Development who responded that planned CEO Forum regarding Elster Creek was meeting next week, which will be an opportunity for that matter to be discussed at CEO level for municipalities and Melbourne Water.*



## 7. COUNCILLOR QUESTION TIME

Cr Simic, in the context of the international IDAHOBIT day, asked if the Council took any steps to stand against discrimination and support gay, lesbian, bisexual, transgender and intersex colleagues, family and community?

*The Mayor, Cr Voss, deferred to Vanessa Schernickau, Acting General Manager Community Development, who responded that yes, the council had provided an educational lunch event for staff, where people were encouraged to wear purple, and a screening was shown of Georgie Stone, an advocator for transgender teenagers.*

Cr Copsey regarding the Council's use of the Commonwealth Bank of Australia, asked the officers to provide information on concerns from the community regarding the Bank's affiliation with the Adani Group, having no policy ruling out funding fossil fuel projects, and potentially funding of the mine.

*The Mayor, Cr Voss, deferred to Carol Jeffs, Interim Chief Executive Officer, who responded that the Council has a specific policy, where practical, the Council prefers financial institutions that do not directly or indirectly support fossil fuel companies. At 30 April 2017, 85% of Council's investment portfolio was with fossil fuel-free investment options. The Commonwealth Bank of Australia has recently been appointed as the provider of transactional services to Council for a five year term, as ratified by the Council. Officers have communicated with the bank requesting a response to these issues regarding the level of community interest. Council is yet to receive a response, but this will continue to be monitored.*

Cr Pearl asked a question regarding Montague Community Park, has the State Government updated the planning scheme to allow the construction to commence, and when this will happen?

*The Mayor, Cr Voss, deferred to Anthony Traill, Manager Parks and Open Space, who responded that they had not received notification on the planning scheme, but that it had been endorsed. Regarding the construction, a tender to demolish the building at 2-4 Buckhurst St has recently been awarded, with demolitions commencing in June.*

Cr Simic asked if officers had received the outcomes of the survey conducted by VicRoads in February regarding resident support for a truck curfew around the area of Beaconsfield Parade?

*The Mayor, Cr Voss, deferred to Brett Walters, Acting General Manager Place Strategy and Development, who responded that there had been no update in recent times, and that results were due to be released in mid-2017. However officers can make another direct query of VicRoads in the coming days.*

Cr Simic asked for clarification on the response – officers could or will make a query?

*The Mayor, Cr Voss, deferred to Brett Walters, Acting General Manager Place Strategy and Development, who responded that Council will be making a query, and that he will be requesting this directly from the regional director tomorrow.*



## **8. PRESENTATION OF REPORTS**

Discussion took place in the following order:

- 8.1 Fishermans Bend Community Forum - Renewal and Review of Terms of Reference
- 8.2 Elster Creek Catchment Collaboration - Memorandum of Understanding
- 8.3 Motorcycle Parking Trial in St Kilda
- 8.4 Review of Mayoral and Councillor allowances
- 8.5 Mechanical Services Maintenance





## 8.1 Fishermans Bend Community Forum - Renewal and Review of Terms of Reference

### Purpose

- To consider extending the Fishermans Bend Community Forum until 30 June 2018 and the approval of a revised Terms of Reference for the Fishermans Bend Community Forum.
- To thank and acknowledge the valuable input and contribution of Forum members over the last two years.

### Moved Crs Brand/Simic

That Council:

- I.1 Approve the Terms of Reference provided in Attachment 1; and extend the Fishermans Bend Community Forum until 30 June 2018.
- I.2 Makes the appointments of the following Councillors as representatives to the Fishermans Bend Community Forum for the next term in the capacity of alternating Chairpersons, unless otherwise determined by Council:
  - Cr David Brand
  - Cr Ogy Simic
  - Cr Bernadene Voss
- I.3 Renews the current membership of the following representatives to the Fishermans Bend Community Forum:
  - Alex Njoo on behalf of Older Persons Consultative Committee
  - Andrew Willis on behalf of Toyota as a business representative
  - Chris Schwarze as a business representative
  - Bill Fisher on behalf of Beacon Cove Neighbourhood Association
  - Greg Hansen on behalf of the Port Melbourne Historical and Preservation Society
  - Geoffrey Love on behalf of the Sustainability Community Action Network
  - George Kompos as a Port Melbourne local resident
  - Graham Brawn as an architect and design professional
  - Helen Halliday on behalf of the Fishermans Bend Network
  - Ian Gould on behalf of the Social Health Inclusion Port Project (SHIP)
  - Janet Bolitho on behalf of Port Places
  - Karl Slotboom as a land owner and development industry representative
  - Neil Smith on behalf of Planetshakers Church
  - Richard Roberts on behalf of unChain Inc.
  - Rowan Groves on behalf of Port People Inc.
  - Trisha Avery on behalf of the Montague Community Alliance



- A selected South Melbourne Primary School representative when in operation.
- I.4 Appoints the following new members to the Fishermans Bend Community Forum:
- Alysia Nenna on behalf of Goodman as a land owner and development industry representative
  - Anne Laing on behalf of the City of Melbourne (or other nominated representative)
  - Lucas Riley on behalf of R. Corporation as a land owner and development industry representative
  - Roger Joyce as part of Beacon Cove Neighbourhood Association
- I.5 Acknowledges that members may be added or removed to the Fishermans Bend Community Forum membership in line with the Terms of Reference for this Forum.
- I.6 Invites the general public to attend the Fishermans Bend Community Forum as registered observers, in line with the requirements outlined in the Terms of Reference.
- I.7 Formally thanks and acknowledges the valuable input, contribution and dedicated attendance of Fishermans Bend Community Forum members over the last two years.

## AMENDMENT

### Moved Crs Voss/Bond

That Council make an amendment to the recommendation to include:

I.6.1 Requests officers actively recruit to increase the diversity of the Committee.

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

**Cr Pearl requested a DIVISION.**

**For:**

**Cr Voss**

**Cr Copsey**

**Cr Gross**

**Cr Brand**

**Cr Simic**

**Cr Bond**

**Cr Baxter**

**Cr Crawford**

**Against:**

**Cr Pearl**



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

**Moved Crs Brand/Simic**

That Council:

- I.1 Extends the Fishermans Bend Community Forum until 30 June 2018.
- I.2 Approves the Terms of Reference of the Fishermans Bend Community Forum provided in Attachment 1, subject to amending Section 5 (Forum Membership) to include:
  - a) the Community Alliance of Port Phillip (CAPP), and
  - b) the Boon Wurrung Foundation (after receiving their confirmation).
- I.3 Makes the appointments of the following Councillors as representatives to the Fishermans Bend Community Forum for the next term in the capacity of alternating Chairpersons, unless otherwise determined by Council:
  - Cr David Brand
  - Cr Ogy Simic
  - Cr Bernadene Voss
- I.4 Renews the current membership of the following representatives to the Fishermans Bend Community Forum:
  - Alex Njoo on behalf of Older Persons Consultative Committee
  - Andrew Willis on behalf of Toyota as a business representative
  - Chris Schwarze as a business representative
  - Bill Fisher on behalf of Beacon Cove Neighbourhood Association
  - Greg Hansen on behalf of the Port Melbourne Historical and Preservation Society
  - Geoffrey Love on behalf of the Sustainability Community Action Network
  - George Kompos as a Port Melbourne local resident
  - Graham Brawn as an architect and design professional
  - Helen Halliday on behalf of the Fishermans Bend Network
  - Ian Gould on behalf of the Social Health Inclusion Port Project (SHIP)
  - Janet Bolitho on behalf of Port Places
  - Karl Slotboom as a land owner and development industry representative
  - Neil Smith on behalf of Planetshakers Church

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- Richard Roberts on behalf of unChain Inc.
  - Rowan Groves on behalf of Port People Inc.
  - Trisha Avery on behalf of the Montague Community Alliance
  - A selected South Melbourne Primary School representative when in operation.
  - A selected representative from the Community Alliance of Port Phillip (CAPP).
- 1.5 Appoints the following new members to the Fishermans Bend Community Forum:
- Alysia Nenna on behalf of Goodman as a land owner and development industry representative
  - Anne Laing on behalf of the City of Melbourne (or other nominated representative)
  - Lucas Riley on behalf of R. Corporation as a land owner and development industry representative
  - Roger Joyce as part of Beacon Cove Neighbourhood Association
  - A selected representative from the Boon Wurrung Foundation (subject to confirmation being received that they wish to join the Forum).
- 1.6 Acknowledges that members may be added or removed to the Fishermans Bend Community Forum membership in line with the Terms of Reference for this Forum.
- 1.6.1 Requests officers actively recruit to increase the diversity of the Committee.
- 1.7 Invites the general public to attend the Fishermans Bend Community Forum as registered observers, in line with the requirements outlined in the Terms of Reference.
- 1.8 Formally thanks and acknowledges the valuable input, contribution and dedicated attendance of Fishermans Bend Community Forum members over the last two years.

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

**Cr Pearl requested a DIVISION.**

**For:**

**Cr Voss  
Cr Copsey  
Cr Gross  
Cr Brand  
Cr Simic  
Cr Bond  
Cr Baxter**

**Against:**

**Cr Pearl**

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**Cr Crawford**

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



## 8.2 Elster Creek Catchment Collaboration - Memorandum of Understanding

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

### Meni Christofakis

- Representative of the EFLAG community group.
- Delighted with the recommendations, and congratulates council on its work.
- Hopes that this new recommendation will be very productive.

### Purpose

- To provide a report back on the outcomes of the first Elster Creek CEO forum.
- To request Council's endorsement of the draft Memorandum of Understanding including a statement of intent outlining a collaborative and shared approach and a commitment to work together.

### Moved Crs Baxter/Crawford

That Council:

- 1.1 Endorses the Memorandum of Understanding (Attachment 1) that:
  - Defines the drainage problem of concern to communities in the Elster Creek Catchment
  - Sets out the core principles to promote collaboration, a shared approach and a commitment to work together, being expressed by Melbourne Water, City of Port Phillip, City of Glen Eira, City of Kingston and City of Bayside, to enable investigation of improvement opportunities.
- 1.2 Authorises the Mayor to sign the Memorandum of Understanding
- 1.3 Authorises the Chief Executive Officer to represent Council to progress collaborative action on the Elster Creek Catchment in accordance with the principles outlined in the MoU.

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



### 8.3 Motorcycle Parking Trial in St Kilda

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

John Eacott

- Vice-Chair of Victorian Motorcycle Association, and member of the Australian Motorcycle Council.
- Stated State Government is encouraging motorcyclists to ease congestion – a 10% conversion to motorcycles will result in a 40% reduction in congestion.
- Stated only 1% of motorcyclist are causing a disturbance.
- Stated 145/188 of survey submissions from Acland street traders didn't support a permanent ban.
- Asked why have a 24hr ban when the problem only occurs at certain times?
- Stated that the outcomes of recommendation are limited, and there needs to be a compromise to achieve a balance which will benefit all parties involved.

Steven Armstrong

- Speaking as a member of the community, and agrees with the points made by the previous speaker.
- Stated that the motorcycles will just move around – this recommendation will not solve the issue.
- Stated that enforcement should be a police domain.

### Purpose

The purpose of this report is to provide Councillors the background of the Motorcycle Parking Trial in St Kilda and to present a summary of assessment of the Trial for consideration.

### Moved Crs Bond/Crawford

That Council:

- I.1 Thanks the community for their feedback on the Trial.
- I.2 Resolves to:
  - Maintain motorcycle parking restrictions on the footpath from outside of the main entrance to Luna Park, along the Esplanade and Acland Street outside the

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Vineyard and in Shakespeare Grove on the Luna Park side up to the car park entrance opposite Chaucer Street;

- Remove the trial motorcycle parking restrictions from the car park entrance opposite Chaucer Street to the end of Shakespeare Grove.
- I.3 Informs the key stakeholders of the decision in writing and advises the community via Council's 'Have Your Say' website and e-newsletter.
- I.4 Requests officers to explore options for a defined motorcycle parking area in the vicinity of the Acland Street Precinct.

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





#### 8.4 Review of Mayoral and Councillor allowances

##### Purpose

To determine the level of Mayoral and Councillor allowances for the next four years.

##### Moved Crs Pearl/Bond

That Council:

- I.1 Having called for and considered submissions in relation to the review of Mayoral and Councillor allowances as required by section 74 of the Local Government Act 1989 (the Act), determines the following allowances:
  - I.1.1 Mayoral allowance of \$94,641 per annum.
  - I.1.2 Councillor allowance of \$29,630 per annum.
- I.2 Notes that Mayoral and Councillor allowances are also subject to the addition of the equivalent of the superannuation guarantee (currently 9.5%).
- I.3 Notes that these allowances are applicable from the date of this Council resolution for the next four years subject to annual reviews by the Minister for Local Government.

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



## 8.5 Mechanical Services Maintenance

### Purpose

#### Moved Crs Baxter/Bond

That Council:

- I.1 Awards Contract No. 2041 to provide Mechanical Services Maintenance to the City of Port Phillip for a three year period commencing on 12 June 2017 to 11 June 2020 to: Pioneer Pty Ltd.
- I.2 Notes that the contract sum is based on a lump sum and schedule of rates, with a projected expenditure for a three year period of \$925,501.81 exclusive of GST.
- I.3 Affixes the Common Seal of the Port Phillip City Council to Contract No. 2041 between the City of Port Phillip and Pioneer Pty Ltd.

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



## 9. NOTICES OF MOTION

### Item 9.1

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

#### Meni Christofakis:

- Stated that plastic bags are a significant contribution to the pollution in the ocean, and that she supports the motion.

#### **Moved Crs Baxter/Copsey**

That Council:

1. Supports the current campaign by *The Project* and Keep Australia Beautiful calling on the State Government to join South Australia, Tasmania, Northern Territory, the ACT and Queensland in passing legislation to ban the distribution of free single use plastic bags.
2. Notes that banning of single use plastic bags is particularly relevant to the Port Phillip community due to the environmental damage caused to the municipality's foreshore, waterways and parklands.
3. Writes to the Premier, Daniel Andrews to formally endorse the campaign and to request that the State Government pass the draft *Environment Protection Amendment (Banning plastic bags, packaging and microbeads) Bill (2016)* or an alternative legislation to prevent the distribution of free single use plastic bags.

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



## 9. NOTICES OF MOTION (Cont.)

### Item 9.2

#### **Moved Crs Bond/Gross**

That Council:

1. Reaffirms its commitment to reviewing the heritage protection of socially significant places across the municipality that are currently not covered by a Heritage Overlay.
2. Acknowledge that recent requests for heritage protection of the London Hotel and Greyhound Hotel have highlighted a lack of clear State guidance as to the threshold for local social significance.
3. Writes to DELWP, Heritage Victoria, the MAV, and the IMAP Councils seeking their support to work in partnership to develop:
  - 3.1. a comprehensive set of policy guidelines around the application of local significant social heritage places;
  - 3.2. a comprehensive list of at risk potentially socially significant places; and
  - 3.3. the application of the Heritage Overlay to at risk places that meet the criteria established under the policy guidelines developed under 3.1 above.
4. Requests that Officers prepare a submission from City of Port Phillip for all of the pubs/hotels across the Municipality, and include the submissions of any supporting Inner Melbourne Action Plan (IMAP) municipalities who are interested, requesting that pubs/hotels be protected as a group on the grounds of State cultural social significance due to the key role that they have played in Victoria's history and social development.

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



## 10. REPORTS BY COUNCILLOR DELEGATES

Cr Simic reported on the attending a full day of strategic planning with the Port Phillip Housing Association, the organisation is going from strength to strength, with many new initiatives and projects in store for the future.

Cr Brand reported that he had attended the annual general and board meeting of Linden New Art, and is looking forward to the next eight or nine months in their temporary new location at Domain House as a time to be full of great innovation, energy and rejuvenation.

Cr Copsey reported on the developments of the Cultural Development Fund; applications have recently closed, with a report coming to Council shortly.

Cr Gross reported having attended the Municipal Association of Victoria State Council Meeting and advised that the three motions put up by Port Phillip City Council were carried.

Cr Gross reported that the Metropolitan Waste Management and Resource Recovery Group had its quarterly forum with the usual business having been transacted.

The Mayor, Cr Voss, reported on the first Cultural Heritage Reference Committee meeting for the new committee, with issues discussed being the wording for new plaques, the accessibility of historical building plans, and updates on the memorial and monument restoration plans, Open House and Living Heritage. The Mayor, Cr Voss, stated that she would like to table for the minutes the Committee's achievements from the last two years in public recognition of the work they have done. This is as follows:

### **Cultural Heritage Reference Committee (CHRC) achievements 2014-2016**

The purpose of the Cultural Heritage Reference Committee is to assist Council by providing advice and feedback in relation to Cultural Heritage and Local History through:

- Input to policies which impact on cultural heritage and history
- Serve as a resource for Council in relation to build heritage where relevant
- Suggestions on improving access to heritage services for residents
- Assisting in the development of city-wide programs to highlight historical and heritage assets of the city
- Accessing community resources where relevant to support heritage services

### **Programs and activities initiated and supported by the CHRC include:**

#### **Emerald Hill Library & Heritage Centre**

- Contributions to programs and projects
- Introduction of family history stream of programs

#### **Heritage website**

- Ongoing feedback into content

#### **Open House Melbourne**

- Ongoing support for CoPP involvement



- Feedback for selection of buildings

### External Partnerships

- Painted (ghost) signs project 2014 and 2015  
A collaboration between University of Melbourne conversation students, the Port Phillip community and City of Port Phillip recording historic painted (ghost) signs in the Port Phillip area and logging them on Historypin
- Ongoing support of University of Melbourne Citizen Heritage 'PastPort'

### Heritage Recognition Program

- Seven sites selected across the municipality

### Recognition of Living Heritage

- Initiation of oral history program

### Monuments and memorials

- Feedback to capital works program
  - Women's Welcome Home Rotunda conversation 2015
  - Point Ormond Navigational Beacon rebuild 2015
  - O'Donnell Fountain conservation 2015-16
  - Albert Jacka interpretative plaque 2016-2017
  - Maskell and McNabb Railway Accident Memorial 2016-17
- Endorsement of Victorian Association for Jewish ex-Servicemen and Women (VAJEX) memorial 2014, unveiled November 2015
- Ongoing support for Lemnos Gallipoli Commemorative Committee memorial, unveiled October 2015
- Endorsement of Anthony (Tony) Stewart plaque 2015
- Endorsement of Hungarian Memorial acknowledging the gratitude of refugees to Australia 2016

### Sites of Aboriginal significance

- Initiative to build on existing knowledge and capture information, and research to include this topic in the Municipal Strategic Statement
- Support for commissioning a study to identify areas of archaeological significance

### South Melbourne naming of lanes, park and forecourt

- Selection and support for the naming of
  - Harold Alexander – EHL&HC forecourt
  - Doris Condon – lane leading to reserve
  - Edythe McCallum – reserve
  - Tom Uren – lane leading to reserve

### Historic planning and building files

- Identification of this as a priority project and ongoing support to develop methodology to manage and provide access



**World War I Centenary Commemorative Community Committee (subcommittee)**

- Farewell to War: event to commemorate the embarkation of the first convoy to World War I
- Homefront Hearts exhibition at The Gallery, St Kilda Town Hall
- Series of programs and events over the four year commemoration

**Built Heritage Subcommittee**

- Initiation of a built heritage subcommittee to provide feedback and advocacy to Council. This has now been integrated into the CHRC.

The Mayor, Cr Voss, reported on attending the Inner-South Metropolitan Mayor's Group Committee, where their key project was looking at areas of over-lap across the five Council Plans and determining future priorities for advocacy.

The Mayor, Cr Voss, reported attending the Bubup Womindjeka monthly board meeting which is doing very well with a continued focus on achieving their strategic plan.

The Mayor, Cr Voss, reported on attending the Ministerial Advisory Committee for Fishermans Bend, to advance the community's interest in Fishermans Bend.

The Mayor, Cr Voss, reported on attending South Melbourne Market Meeting with Cr Bond, where they are overseeing the implementation of the strategic plan, and that it is going very well.



## **II. URGENT BUSINESS**

Nil.





## 12. CONFIDENTIAL MATTERS

### Moved Crs Bond/Crawford

That in accordance with Section 77(2)(a) of the Local Government Act 1989 (as amended), 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 89(2) of the Act, for the reasons indicated:

#### 12.1 Tender Evaluation Panel Recommendation regarding Tender No 2053 Coin Collection, Counting and Banking Services - Parking Machines

The information in this report is considered to be confidential in accordance with the Local Government Act 1989 (as amended), as it relates to:

89(2)(d). Contractual matters.

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

The Meeting was closed to members of the public at 8.32 pm.

The Meeting was reopened to members of the public at 8.34 pm.

As there was no further business the meeting closed at 8.34 pm.

Confirmed: 7 June 2017

Chairperson \_\_\_\_\_