



ORDINARY MEETING OF COUNCIL

MINUTES

3 APRIL 2019



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**MINUTES OF THE ORDINARY MEETING OF THE PORT PHILLIP
CITY COUNCIL HELD 3 APRIL 2019 IN PORT MELBOURNE TOWN
HALL**

The meeting opened at 6:31pm.

PRESENT

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

IN ATTENDANCE

Peter Smith, Chief Executive Officer; Lili Rosic, General Manager City Strategy and Sustainable Development; Tony Keenan, General Manager Community and Economic Development; Fiona Blair, General Manager Infrastructure and Amenity; Chris Carroll, General Manager Customer and Corporate Services; Kylie Bennetts, Director Office of the CEO, Peter Benazic, Manager Maintenance and Operations, Mauro Vella, Coordinator Waste Management Services, Joanne McNeill, Manager Asset Management and Property, Michelle Rysanek, Senior Property Project Manager.

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 Bond/Simic

That the minutes of the Ordinary Meeting of the Port Phillip City Council held on 20 March 2019 be confirmed.

A vote was taken and the MOTION was CARRIED unanimously.

3. DECLARATIONS OF CONFLICTS OF INTEREST

Nil.

4. PETITIONS AND JOINT LETTERS

Nil.



5. SEALING SCHEDULE

Nil.

6. PUBLIC QUESTION TIME

Bill Phelan

What instructions have been given to department heads about the need to reduce expenditure? In particular, the department that is responsible for the balloons or curb extensions within the municipality.

Peter Smith, Chief Executive Officer, responded that Council runs a very tight internal budget process and well before Christmas each department works through their service profiles which include business plans and plans for services, including priorities that they need to address that are in the Council Plan. We bake into start of budget the ongoing efficiency savings and then each department presents their budget proposals to the Executive Team. Through that process, the Executive Team and I identify where further costings or savings can be made in addition to the baked in efficiency dividends that we put into the budget each year. We go through this with our department heads multiple times before we begin the process of formally presenting the proposals to Council. We have a very stringent process where we ask department heads to find and identify savings and if they have not found adequate savings then we ask them to do further work through that internal review process. In relation to the department responsible for curb extensions, they have been through the same internal review process. At the end of the process we give Council a balanced budget in line with their long term financial plan and we have items above and below the line and it's up to Council to determine the final budget including the extent of efficiency savings and they will make those decisions before that budget is put out to draft consultation with the community. To clarify, through this process, we instruct department heads to find expenditure savings where we can and we emphasise the need to get best value for ratepayer dollars and at the same time deliver Council's agenda.

7. COUNCILLOR QUESTION TIME

Councillor Pearl asked officers to advise progress on Bill Phelan's questions taken on notice from the 20 March Council Meeting and when Mr Phelan can expect a response.

Fiona Blair, General Manager Infrastructure and Amenity, responded that officers are working on answers for Mr Phelan's questions and that he should expect a response prior to the next Council Meeting.

Councillor Voss asked a series of questions relating to the portable intrusion vehicle crash barriers that were purchased specifically for the St Kilda Festival and were to be used for other events in the City. Where are these being stored? Are officers being trained on how to use them? Have we been able to hire them out in order to recoup costs?

Tony Keenan, General Manager Community and Economic Development, advised that he would take these questions on notice.

MINUTES - ORDINARY MEETING OF COUNCIL - 3 APRIL 2019



Councillor Simic asked for an update on the Fitzroy Street benches. What process are we using to assess when the benches should be returned and when can we expect for this to take place.

Kylie Bennetts, Director Office of the CEO, responded that the Placemaking team have been working with the community around ideas for the Fitzroy Street area including the seat. A number of creative sessions have been held where a range of ideas were generated with several ideas developing into potential concepts that were presented to the last Fitzroy Street place planning session. At this session, further ideas were generated by the community and those present at the session were asked to indicate a preference for the idea they would like to see pursued. The idea that had the most interest at that point in time was a concept around a tile art project where individual ceramic tiles would be decorated by all members of the community. The intent is for the tiles to tell the rich history of each individual and then for these to be affixed back to the seat for reinstallation. Since the last place planning session, officers have been exploring how quickly an initiative like this could be implemented together with likely costs. We are however exploring a slight variant on this idea that is likely quicker and cheaper, which is to get members of the community to paint the slats on the current seat and surrounds to tell their story. We are currently seeking an artist that would be interested in participating in such a project. Once an artist has been found, we are intending to work closely with 'Voices of the South Side' to undertake inclusive and safe engagement with the community who use the space often, and to really seek their commitment and involvement in such a project. We are looking to progress this as quickly as possible. In addition to this, the placemaking team will soon be undertaking a walk along Fitzroy Street with a number of members of the community. Following a presentation to the Older Persons Consultative Committee this week, I understand that members of this important advisory group will also participate in that session with the intent to look at the street in its entirety and areas where it would be advantageous in the short, medium and long term for seats to be placed along the street.

Councillor Pearl asked for an update on the motion passed by Council to commence the processes to name the suburbs of Fishermans Bend.

Kylie Bennetts, Director Office of the CEO, responded that since the motion was passed, officers have undertaken a number of tasks including liaising with the Office of Geographic Names, Australia Post and Emergency Services around the proposal that Council considered in the chamber. We have had feedback around the boundaries that were proposed and we are currently working with the Fishermans Bend Taskforce around that and trying to coordinate engagement with the community which is a statutory requirement for the suburb naming proposal. We are currently timing our engagement with the Fishermans Bend Taskforce and we're looking to start engagement on that process before the end of this financial year.



8. PRESENTATION OF CEO REPORT

8.1 Presentation of CEO Report - Issue 53

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

Robbie Nyaguy

Mr Nyaguy queried the omission of the Library Action Plan within the CEO report and queried why the Action Plan has not come back to Council for consideration as yet. Mr Nyaguy also raised concerns around the level of community engagement on this issue.

The following question was taken on notice during the discussion of this item:

Councillor Pearl asked for an update on the security upgrade to Bubup Womindjeka Childcare Centre after a recent security review recommended the installation of security cameras in the front and foyer areas.

Tony Keenan, General Manager Community and Economic Development, advised that this project was on track. Mr Keenan advised he would take the question on notice in regards to the estimated completion date.

Purpose

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

MOVED Crs Simic/Voss

That Council:

- 3.1 Notes the CEO Report Issue 53 (provided as Attachment 1) including changes to budget forecasts and project portfolio identified in February 2019.

A vote was taken and the MOTION was CARRIED unanimously.

Recognition of Council staff member, Kate Incerti

Cr Louise Crawford asked that Council recognise City of Port Phillip's Team Leader of Housing and Homelessness, Kate Incerti, who was recently named Victoria's Social Worker of the Year.

The Australian Association of Social Workers developed the award to recognise one social worker in Victoria who makes an outstanding contribution to individuals, families and the community, and who exemplifies social work values, professional excellence and a commitment to social justice.

Councillors unanimously supported the comments made by Cr Crawford.



9. PEOPLE AND COMMUNITY

9.1 Acceptance of the City of Port Phillip Older Persons Consultative Annual Report 2018

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

Georgina Tsolidis

Ms Tsolidis addressed Council as Chair of the Older Persons Consultative Committee (OPCC) and thanked Council for the opportunity to present the 2018 Annual Report. Ms Tsolidis noted her appreciation for the professional support the Committee receives from Council, thanked her fellow OPCC colleagues and outlined the work undertaken by the Committee in 2018.

Purpose

- 1.1 To present to Council the Older Persons Consultative Committee (OPCC) Annual Report 2018. Refer to *Attachment 1 Older Persons Consultative Committee 2018 Annual Report*.

MOVED Crs Copsey/Baxter

That Council:

- 3.1 Receives the Older Persons Consultative Committee (OPCC) Annual Report 2018.
- 3.2 Acknowledges and thanks the OPCC for their work and achievements.

A vote was taken and the MOTION was CARRIED unanimously.

10. TRANSPORT AND PARKING

Nil.



11. SUSTAINABILITY

11.1 Outline Metropolitan Waste and Resource Recovery Group collective procurement of Residual Waste Disposal Services for Metropolitan Councils

Purpose

- 1.1 For Council to endorse Council's participation in the Collective procurement process for residual waste disposal services (landfill and alternate waste solutions).

MOVED Crs Crawford/Pearl

That Council:

- 3.1 Resolves to enter a memorandum of understanding (MOU) with the Metropolitan Waste and Resource Recovery Group, for the procurement of landfill facilities and alternative waste treatment solutions.
- 3.2 Notes that the contract will commence in 1 April 2021 for four years plus two-year options.
- 3.3 Notes that a report will be presented to Council in March 2020 for Council to endorse the contract.

A vote was taken and the MOTION was CARRIED unanimously.



12. PLANNING

12.1 St Kilda Marina Interim Lease

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

Peter Holland

Mr Holland spoke against the officers recommendation and stated his belief that the current proposal should not be accepted for a variety of reasons, of which he has outlined. Mr Holland stated that a 1 year x 1 year x 1 year lease would be the most appropriate option in this situation.

Robbie Nuaguy

Mr Nuaguy spoke on behalf of the Community Alliance of Port Phillip and spoke against the proposed interim lease and the process that has been undertaken in seeking community submissions on this issue.

Purpose

- 1.1 To seek Council approval to grant the proposed short term three-year lease for the St Kilda Marina with Australian Marinas (A'Asia) Pty Ltd to support continued operations of the site whilst work is undertaken to procure a new long-term lease and seek Governor in Council approval to the grant of the lease.

MOVED Crs Bond/Gross

That Council:

- 3.1 Authorises the Chief Executive Officer or his delegate to execute a new lease agreement on the terms outlined below:
 - 3.1.1 Proposed Tenant: Australian Marinas (A/Asia) Proprietary Limited, the existing St Kilda Marina Lease Holder.
 - 3.1.2 Demised Premises: St Kilda Marina
 - 3.1.3 Permitted Use: Marina
 - 3.1.4 Commencement Date: 1 May 2019 (to follow on from the current lease expiry)
 - 3.1.5 Term: 3 years
 - 3.1.6 Rental: \$134,000 per annum plus 7% of gross receipts associated with car parking, boat launching, rental of boat pens, parking of cars with trailers and dry storage rentals (subject to deductions).
- 3.2 Seeks approval from the Governor in Council to the grant of the lease, in accordance with the St Kilda Land Act 1965.

A vote was taken and the MOTION was CARRIED.



13. ARTS CULTURE & ECONOMIC DEVELOPMENT

Nil.

14. ORGANISATIONAL PERFORMANCE

14.1 Proposed Tenancy Agreements - Gasworks Arts Park

Purpose

- 1.1 To seek Council's approval to commence the statutory procedures for proposed tenancy agreements to Gasworks Arts Inc ("Tenant") for the following premises at the Gasworks Arts Park:
 - 1.1.1 premises owned by Council at part of 21 Graham Street, Albert Park and
 - 1.1.2 premises owned by the Crown at part of 1-35 Graham Street, Albert Park.

MOVED Crs Pearl/Bond

That Council:

- 3.1 Resolves that the statutory procedures be commenced under section 190 of the *Local Government Act 1989 (Act)* for the proposed tenancy agreements with Gasworks Arts Inc ("**Tenant**") by publishing a notice in the local newspaper inviting interested persons to make a submission under section 223 of the Act, on the following terms:
 - 3.1.1 Proposed Tenant: Gasworks Arts Inc
 - 3.1.2 Demised Premises:
 1. Part of 21 Graham Street, Albert Park (Council freehold premises)
 2. Part of 1-35 Graham Street, Albert Park(Crown land premises)
 - 3.1.3 Permitted Use: Arts related purposes
 - 3.1.4 Commencement date: From the grant and purpose approval date
 - 3.1.5 Expiry date: 30 June 2020
 - 3.1.6 Rent: \$104 per annum plus GST
- 3.2 Authorises the Chief Executive Officer to or delegate to undertake the administrative procedures necessary to enable Council to carry out its functions under section 223 of the Act;
- 3.3 Resolves to hear and consider any submissions received pursuant to section 223 of the Act at a future Council meeting;
- 3.4 Notes that whilst the market rental estimate for the Council freehold premises is \$530,000 excluding GST for the Council freehold premises and \$123,000 excluding GST for the Crown land premises, a discounted rent of \$104 per annum plus GST for each is proposed to support the provision of art, cultural and creative programs and services to the community and to allow for the implementation of the Property Policy and a review to be undertaken on the future use of the assets.

A vote was taken and the MOTION was CARRIED unanimously.



15. NOTICES OF MOTION

Nil.

16. REPORTS BY COUNCILLOR DELEGATES

Councillor Voss reported that the cruise ship season is now coming to an end and noted that the Waterfront Welcomers have done a fantastic job welcoming over 9,000 crew and passengers from 45 cruise ships over the cruise ship season.

17. URGENT BUSINESS

Nil.

18. CONFIDENTIAL MATTERS

Nil.

As there was no further business the meeting closed at 8.10pm.

Confirmed: 17 April 2019

Chairperson _____