



**ORDINARY
MEETING OF
COUNCIL**

AGENDA

6 SEPTEMBER 2017

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 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.

Each report is 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 general question time from members of the public. Questions relating to a topic on the agenda are not permitted during this time but can be asked prior to the discussion of that item.

If you would like to ask a question during Public Question Time, 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 / Question

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.

If you would like to address the Council and / or ask a question 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. The length of time available to each speaker will be at the Chairpersons discretion.



PORT PHILLIP CITY COUNCIL ORDINARY MEETING OF COUNCIL

To Councillors

Notice is hereby given that an **Ordinary Meeting of Council** of the **Port Phillip City Council** will be held in **South Melbourne Town Hall** on **Wednesday, 6 September 2017 at 6.30pm**. At their discretion, Councillors may suspend the meeting for a short break at 8pm and 10pm as required.

AGENDA

- 1 APOLOGIES**
- 2 MINUTES OF PREVIOUS MEETINGS**
Minutes of the Ordinary Meeting of Council of the Port Phillip City Council held on 16 August 2017.
- 3 DECLARATIONS OF CONFLICTS OF INTEREST**
- 4 PETITIONS AND JOINT LETTERS 6**
- 5 SEALING SCHEDULE**
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- 6 PUBLIC QUESTION TIME**
- 7 COUNCILLOR QUESTION TIME**
- 8 PRESENTATION OF REPORTS**
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 - 8.2 In Principle Approval of the Annual Financial Statements 2016/17 and Performance Statement 2016/17.....23*
 - 8.3 Post Budget Initiatives 2017-18.....33*
 - 8.4 New Leases - Childcare Centres and Kindergartens41*
 - 8.5 Proposed Discontinuance and Sale of Road Part R2975 Between 17 Coventry Place and 378 Coventry Street, South Melbourne.....49*
 - 8.6 Linden Gallery Upgrade Tender 2059.....55*
 - 8.7 MMRA Moray Street Bike Lane Upgrade63*
 - 8.8 92 Beach Street, and 2 & 4 Princes Street, Port Melbourne.....69*
 - 8.9 Planning Permits Delegate Report - July 2017..... 137*
 - 8.10 Review of Council delegations to staff 139*
 - 8.11 Appointment of Acting Mayor 149*
 - 8.12 Amendment C150: Request for Interim Heritage Controls - 77 Park Street, South Melbourne 151*
- 9 NOTICES OF MOTION**
Nil

AGENDA - ORDINARY MEETING OF COUNCIL - 6 SEPTEMBER 2017



10 REPORTS BY COUNCILLOR DELEGATES

11 URGENT BUSINESS

12 CONFIDENTIAL MATTERS 161

The information contained in the following Council reports is considered to be Confidential Information in accordance with Section 77(2)(a) and Section 89(2) of the Local Government Act 1989 (as amended).

12.1 Melbourne Renewable Energy Project (MREP)



3. DECLARATIONS OF CONFLICTS OF INTEREST



4. PETITIONS AND JOINT LETTERS

Item 4.1

An electronic Petition was received on 28 August 2017 from 11 signatories requesting a review of the rubbish bin storage by-law.

The Petition states the following:-

“We hope to see amended, the storage of rubbish bins By-Law. For many years, new planning applications have required bins to be stored in a matter not visible from the street. Surely, to be fair, and to improve the amenity of our municipality, it would not be unreasonable to require the same of all properties, where possible.”

OFFICER RECOMMENDATION

That Council:

- I. Receives the petition and notes that officers will provide a response to the petition at a future Council meeting.



Item 4.2

A petition signed by 28 residents with a covering letter from Nick Sotiriou was received by Council on 14 August 2017 calling on Council to not proceed with a trial of temporary speed humps on Tennyson Street, between Dickens Street and Milton Street, Elwood.

The Petition states the following:-

“The Petition of the following named residents draws attention of the Council to the proposal for installation of more temporary speed humps along Tennyson Street, between Dickens Street and Milton Street, in Elwood.

Over the years there have been numerous speed humps installed in Tennyson Street and other traffic calming treatments. For this stretch of Tennyson Street (between Byron Street to Blessington Street) there are now 10 traffic calming treatments and have controlled the flow of traffic to appropriate level of road safety.

The following Petitioners hereby request that:

- *The residents of Tennyson Street do not want any more speed humps installed along Tennyson Street, particularly between Milton Street and Dickens Street, in Elwood.*
- *The residents of Tennyson Street do not want any more traffic islands or other traffic calming measures in Tennyson Street, Elwood.*
- *The residents would like the Council to maintain the existing traffic controls located along Tennyson Street and maintain the status quo.*
- *The residents request Council to retain the posted 40km/h speed limit along Tennyson Street, Elwood.”*

OFFICER COMMENT

The temporary traffic management measures (speed cushions) proposed by Council officers was in response to an earlier petition from concerned community members observing speeding in the location.

A recent investigation undertaken by Council Officers to determine if additional traffic management measures were warranted found that low level speeding was indeed occurring along this section of Tennyson Street. A review of the crash history on this section of Tennyson Street (excluding intersections) shows no recorded causality accidents in the last 5 years.

The petition above outlines local community opposition to the proposed installation of temporary speed humps to address the issue of traffic speeds. In response, Council officers propose an alternative staged approach to reduce speeding, namely:

Stage 1: In 2017/18 install a painted 1.8m wide median along Tennyson Street, between Dickens Street and Milton Street, with raised rubber islands (similar to tree planter boxes) every 40m-50m with the aim to reduce traffic speeds.

During 2017/18 traffic surveys will be conducted to quantify the traffic speeds, to determine if the temporary traffic management measures have achieved the intended outcome of reduced traffic speeds.



Stage 2: Subject to the outcomes of Stage 1, if evidence supports a permanent traffic management measure, this section of Tennyson Street will be added to the 2018/19 Safer Streets program. Noting that streets are priority ranked within the municipality in order to fairly allocate funding based on vehicle speeds, traffic volumes and repeat crash history.

OFFICER RECOMMENDATION

That Council:

1. Receives the petition and acknowledges there is community opposition to the installation of three temporary rubber speed humps along Tennyson Street, between Dickens Street and Milton Street, Elwood.
2. Approves the installation in 2017/18 of a painted 1.8m wide median along Tennyson Street, between Dickens Street and Milton Street, with raised rubber islands every 40m-50m. Traffic surveys will be conducted to determine if this temporary measure has achieved the intended outcome of reduced speed limits to improve the safety and amenity for pedestrians and vulnerable road users.
3. Advises the petition organiser, Mr Nick Sotiriou, of the outcome.



Item 4.3

A Petition was received from 24 residents in Bath Street.

The Petition states the following:-

We, the residents of Bath Street St Kilda ask for parking in the Bath Street Carpark to be for longer than 2 hours while displaying a Bath Street Parking Permit due to a lack of Street Parking in Bath Street.

At present there are 11 houses along the Western side of the street opposite Pinaroo Village. Allowing for a couple of car spaces for each house, there are only 11 spaces in the street on the western side and residents of Pinaroo Village require spaces as well There are over 20 units there. One of these is a disable spot. And there are 3 spaces on the eastern side with permit parking except for NO STANDING between 5 – 9 am MONDAY TO FRIDAY. The gap between both sides of the road is a very narrow opening and cars parked there are in danger of being hit due to a lack of space. There are only 6.5 metres across the road at the section with parking on both sides. This includes 2 metres on each side for a car and 2.5 metres for a car to fit through the gap.

Several cars have already been hit and damaged so far if parked there.

This is costly and inconvenient for the residents of Bath Street.

RESIDENTS OF BOTH STREET NEED TO BE ALLOWED TO PARK IN THE ABATH STREET CARPARK FOR MOE THAN 2 HOURS WHILS DISPLAYING A VALID PERMIT.

OFFICER COMMENT

A petition signed by 24 residents representing 11 houses from Bath Street, St Kilda was received by Council on 2 August 2017. The petitioners are calling on Council to exempt parking permit holders from the two hour car parking restriction in the Bath Street car park.

The Petition states that Bath Street has 11 houses along the west side and Pinaroo Village with over 20 units on the opposite site. 11 (Permit Zone – resident parking only) spaces are located on the west side, one of these being a disabled space. The east side has three spaces that are 'No standing between 5 – 9am, Monday to Friday and Permit Zone all other times. The street is too narrow to accommodate comfortable and safe parking on both sides of the street. Several cars have been damaged, which is costly and inconvenient for residents of Bath Street. They are therefore seeking to be allowed to park in the Bath Street car park for more than the 2 hour restrictions while displaying a resident parking permit.

The Parking Permit Policy provides for eligible residents to park their private vehicles in designated residential parking areas within the proximity of their residence. The Policy applies in areas adjoining residential properties in the municipality where parking restrictions apply, including paid parking locations adjoining residential properties. The Policy does not apply in Clearways, No Stopping Areas, 5, 10 or 15 minute zones (unless permit holders exempted) and red parking signs other than 'Permit Zone', Shopping centres, off street carparks, outside non-residential properties, include commercial, industrial and community land uses.



Bath Street is a narrow residential street that has 10 Permit Zone (resident only parking) plus one full time disabled parking space on the west side. Because of its narrow width and the need to provide for deliveries and rubbish collection, the east side has no car parking allowed, except for three spaces that are in a slightly wider part of the street. These three spaces are restricted to No standing between 5am and 9am on Monday to Friday and Permit zone all other times. Pinaroo Village has 27 low cost housing units with on-site car parking for four vehicles.

The Bath Street car park is located at the rear of the Betty Day Community Centre and the Meals area that provides the meals on wheels services for the community. The car park has two parts:

- First part - closer to the Meals area that has two disabled parking spaces plus nine Permit Zone (Meals delivery staff) 9am to 2pm, Monday to Friday.
- Second part (subject of the petition) - at the end of Farmer Street that has 12 spaces restricted to two hours (2P) from 9am to 5pm, Monday to Friday.

The 2P restriction is to encourage the turnover of the spaces to provide for access to members of the community visiting the Betty Day or Meals area. Changing the restrictions to a longer term parking would impact access to the visitors of the community services.

Resident parking permits do not provide exemptions from any Council car parks in the municipality. Residents of Bath Street can park in Bath Street, Inkerman Street, Marriott Street and Farmer Street in Permit Zone or IP adjoining residential properties. They can also park in the second Bath Street car park after 3:01pm from Friday night, all weekend and up to 11:00am Monday morning, or from Monday to Thursday after 3:01pm up to 11:00am the following morning. However between 11am and 3pm, they cannot leave their vehicles in this public car park.

There are many residential streets in the municipality that residents are required to move their vehicles due to clearway and no standing restrictions that operate during peak hours. Public transport near Bath Street is good. Widening the street to provide for more on-street spaces would go against Council's objectives not to remove green space to provide for more on-street car parking. Exempting permit holders from Council car parks would limit turn-over of spaces that are required for customers of businesses or community centres and thus negatively impact on the services they provide. It would also be seen as an incentive to ever increasing the vehicle ownership.

Council is in the process of developing its Integrated Transport Strategy (ITS). The Parking Permit Policy review is expected as part of the ITS development.

OFFICER RECOMMENDATION

That Council:

1. Receives the petition.
2. Resolves not to provide exemptions to resident parking permit holders from car parking restrictions within Council car parks in line with the Parking Permit Policy.
3. Resolves not to change the existing 2P 9am to 5pm, Monday to Friday restrictions in Bath Street car park as it would impact on community access to services that the Betty Day and Meals on wheels provide.
4. Refers the petition for consideration under the anticipated review of the Parking Permit Policy as part of the development of Council's Integrated Transport Strategy.
5. Advises the petition organiser Ms J. Gleeson of the outcome.



5. SEALING SCHEDULE

Nil



6. PUBLIC QUESTION TIME



7. COUNCILLOR QUESTION TIME



8. PRESENTATION OF REPORTS

8.1	<i>Proposed Report of Operations for the Annual Report 2016/17</i>	16
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9. NOTICES OF MOTION

Nil



10. REPORTS BY COUNCILLOR DELEGATES



II. URGENT BUSINESS



12. CONFIDENTIAL MATTERS

RECOMMENDATION

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 Melbourne Renewable Energy Project (MREP)

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.