



# ORDINARY MEETING OF COUNCIL

## MINUTES

18 APRIL 2018



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**MINUTES OF THE ORDINARY MEETING OF THE PORT PHILLIP  
CITY COUNCIL HELD 18 APRIL 2018 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, Cr Simic.

**IN ATTENDANCE**

Peter Smith, Chief Executive Officer; Claire Ferres Miles, General Manager Place Strategy and Development; Carol Jeffs, 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, Dennis O’Keeffe Chief Financial Officer, Brett Walters Manager Sustainability and Transport, Alistair McDonald Strategic Transport Planner, Craig McLean Manager Place & Design, Renae Walton Senior Sustainability Policy and Strategy Advisor, George Borg Manager City Development, John Bordignon Coordinator Building – MBS, Joanne McNeill Manager Asset Management and Property, Michelle Rysanek Senior Property Project Manager, Lili Rosic Manager Safety and Amenity.

*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**

Moved Crs Gross/Bond

That an apology was received and a leave of absence granted to Cr Pearl.

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

**2. CONFIRMATION OF MINUTES**

**MOVED Crs Simic/Bond**

That the minutes of the Ordinary Meeting of the Port Phillip City Council held on 4 April 2018 be confirmed.

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



### 3. DECLARATIONS OF CONFLICTS OF INTEREST

Nil.

### 4. PETITIONS AND JOINT LETTERS

#### Item 4.1 Parking Restrictions in Fishermans Bend Area 2

Three Petitions and a Joint Letter have been received, all relating to proposed changes to parking controls in Fishermans Bend.

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

#### Noel Turnbull

Stated he was speaking on behalf of family and residents and advised that the consultation process was deeply flawed. The proposed changes are based on what might be happening in 2027, not what is happening now. Council should wait until there is firm evidence that any changes are needed before conducting best practice community consultation.

#### Jon Moses

Stated he was representing Globe International, and asked the following questions:

1. In an area that is largely industrial is the 94% occupancy rate made up by employees parking for periods of longer than four hours per day?
2. How many of the car parking spaces are taken by people who work in the CBD?
3. If area 2 has to have parking restrictions, because of the restrictions in area 1, does that mean that cars are just shuffling around the area?
4. What is the forecasted revenue coming from these proposed parking restrictions?

*The Mayor, Cr Voss, deferred to Alistair McDonald, Strategic Transport Planner who responded that Council does not have exact numbers of commuters who are parking in the area due to the dispersed routes they can take into the CBD, but based on simple observations in the area, there are quite a few and spaces fill up well before 7am in the morning and tends to be in the northern area near the Montague exchange. Area 1 has a very high parking occupancy of 94%, which has a cascading effect into Area 2, making parking more difficult in those areas where Globe International is located and also for local residents. The project is about managing parking in an area which has very high parking occupancy rather than being revenue based. Best practice is when parking occupancy reaches 85% or above for a four hour period or more Council seeks to raise the parking restrictions or introduce fees. The revenue expected from parking fees would be around \$2.5M a year.*

*The Mayor, Cr Voss, deferred to Brett Walters, Manager Sustainability and Transport, who added that putting a price on parking that is being utilised by CBD workers who are avoiding paying for parking in the CBD is to motivate them to think about transport choices and to put a fair price on parking for that area. Mr Walters stated the amount of revenue would depend on the final pricing which will be reviewed as part of the community feedback process.*



**MOVED Crs Simic/Crawford**

That Council:

- 3.1 Receives and notes the three petitions and one joint letter,
- 3.2 Includes the petitions and joint letter information into evaluation of the Fishermans Bend parking control consultation; and
- 3.3 Receives a Council Report in June 2018 that will include an evaluation of the consultation for the Fishermans Bend parking controls implementation and comments on the issues raised in the petitions and joint letters.

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

## **5. SEALING SCHEDULE**

Nil.

## **6. PUBLIC QUESTION TIME**

### Aerial Manx

Stated that he was one of 116,00 homeless people in Australia today. Most Councils do not consider people living in their vehicles as homeless, but rather as a camper, thereby we constantly run the risk of incurring fines. Asked if Council would consider changing the camping laws and take a humanitarian stance towards the homeless and those sleeping in their vehicles?

*The Mayor, Cr Voss, deferred to Carol Jeffs, General Manager Community and Economic Development, who responded that Council has a Homelessness Action Plan and working with partner agencies in the City of Port Phillip. Council has a long and proud history of supporting all residents in the municipality. Ms Jeffs advised that people living in their vehicles were not fined by Council which fits with our philosophy of welcoming everyone and Ms Jeffs advised that officers are happy to talk to anyone who needs assistance or referrals in alignment with our Homelessness Action Plan.*

### Sam Tresise

Asked if Council would please postpone all the works, including changes in parking and parking spaces and the "Copenhagen" cycling proposition which will impact Moray Street, South Melbourne and all of the properties from City Road to Kingsway and Clarendon Street up to Albert Road? Asked why he had only been told about the project in person on Monday 16 April and that none of the neighbouring properties had been informed? Mr Tresise owns three businesses on Moray Street and not one of them received any notification of changes.

# MINUTES - ORDINARY MEETING OF COUNCIL - 18 APRIL 2018



*The Mayor, Cr Voss, deferred to Claire Ferres Miles, General Manager Place, Strategy and Development who responded that this project is being led by the Melbourne Metro Rail Authority (MMRA) and is part of the construction of the new Anzac Station and that MMRA are responsible for the construction, cost and consultation. Ms Ferres Miles advised that this and other projects are part of the early works, or construction enabling activities and the Moray Street area was identified as a link for a key bike diversion route to enable bikes to continue to access the South Melbourne area whilst the station is being constructed, it also the bike link works align with City of Port Phillip Sustainable Transport Policy which encourages bike use, and we have a focus on providing safe, separated bike access so many residents and workers feel safe to use their bikes.*

*Mr Craig McLean, Acting Manager Place and Design added that two options were put out for consultation with MMRA seeking feedback from residents between 22 August and 7 September last year. Their consultation included door knocking businesses along Moray Street, along with letter drops to businesses and residents, community information sessions and an online survey. The preferred option was the "Copenhagen" type kerbside separated bike lane, the alternative was a roadside bike path with line marking buffers. The feedback received was 78 responses were in favour of option 1 and 19 against, with 46 in favour of option 2 and 39 against; 7 responses were in favour of no change. MMRA selected a design option that was a combination of the two options and Council has supported this proposal for an improved bike path over the current situation, based on community feedback.*

The Mayor, Cr Voss, asked what was the level of consultation for businesses in Tope Street, Coventry Street and streets other than Moray Street?

*Mr McLean responded that he would take the Question on Notice.*

*Ms Ferres Miles advised Council in regards to car parking in the precinct. Officers understand there is a total loss of 45 parking spaces in the City of Port Phillip with regards to this proposal, 36 of these are within the commercial area north of Coventry Street and this is primarily due to the conversion of angle parking to parallel parking to provide sufficient space for the kerbside bike lane. Council officers have worked quite constructively with MMRA to minimise the loss of parking along Moray Street and have looked at converting long term parking to short term parking, because short term parking for local businesses is considered to be a higher value use than long term parking.*

**Cr Gross left the chamber at 7.29pm**

**Cr Gross returned to the chamber at 7.31pm**

## Virgil Hesse

Requested that Council change the current dog off leash area between the Royal Melbourne Yacht Squadron and Cowderoy Street outlet to on leash at all times, as the damage done by dogs is increasing the amount of dead organic material, causing pools of toxic waste.

*The Mayor, Cr Voss, responded that the question would be taken on notice and a response would be provided by officers.*



Karen Baynes

Asked, in relation to changed conditions in Albert Road North, South Melbourne relating to the Melbourne Metro Rail Authority (MMRA) works:

1. What is City of Port Phillip's traffic engineering consultation policy in relation to proposals for road changes affecting individual building's long term egress?
2. Why were residents at Domain Hill not informed by City of Port Phillip of the changes in writing?
3. Will City of Port Phillip expand the zone whereby those who hold on street resident or visitor parking permits are allowed to park so they are not disadvantaged by the loss of parking bays due to the construction of Anzac Station.

*The Mayor, Cr Voss, deferred to Craig McLean, Acting Manager Place and Design who responded that Council does not have a fixed policy on consultation. Council typically notifies building owners and occupiers and the type of consultation depends on the type of changes proposed. In this case, the changes relate to a MMRA project and it is their responsibility to manage their projects including traffic conditions. This plan is responding to identified safety risks. Council officers do work with MMRA and Cross Yarra Partnership (CYP), however it is MMRA and CYP's responsibility to inform and engage with residents on these works. Mr McLean advised he would take the question relating to parking on notice.*

## **PRESENTATION TO DEPARTING GENERAL MANAGER**

**The Mayor, Cr Voss, advised that prior to Councillor Question Time, and pursuant to Meeting Procedure Local Law, the Chief Executive Officer, Mr Peter Smith has requested consent to adding an agenda item to acknowledge the service given by Claire Ferres Miles, General Manager Place Strategy and Development, who has resigned to take up a position with Melbourne City Council.**

The Mayor acknowledged the outstanding contribution made by Ms Ferres Miles to the City of Port Phillip, it's residents, staff and Councillors, and wished her well in her new position. The Mayor then, on behalf of Councillors, presented Ms Ferres Miles with a gift.



**7. COUNCILLOR QUESTION TIME**

Nil.

**8. PRESENTATION OF CEO REPORT**

Nil.

**9. PEOPLE AND COMMUNITY**

Nil.

**10. TRANSPORT AND PARKING**

Nil.



## 11. SUSTAINABILITY

### 11.1 Endorsement of the Draft Sustainable Environment Strategy for release for public consultation

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

#### William Toliss

Thanked Council for sharing the draft strategy information, particularly by disclosing information on budgets. Commented specifically on water sensitive city incentives, the removal of pollutants, and transparency of methodology in waste management.

#### Helen Halliday

Stated the sustainability targets set in 2010 were realistic and achievable, and had they been fully supported would have met the 80% target, but have been drawn out. The Strategy will draw targets out even further, which is unacceptable.

#### Rhonda Small

Asked how the Cloudburst Master Plan could be integrated into the Sustainable Environment Strategy to better deal with flooding events in Port Phillip?

### 1. PURPOSE

- 1.1 This report presents '*A Sustainable Future*', the Draft Sustainable Environment Strategy for release for public consultation.

#### **MOVED Crs Gross/Crawford**

That Council:

- 3.1 Endorses the Draft of *A Sustainable Future* – the Sustainable Environment Strategy 2018-2028 for release to the public for consultation for a period of four weeks (Attachment 1).

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





## 11.2 Elster Creek Catchment 2018 Action Plan - Q1 Update

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

### Geoffrey Love

Spoke on behalf of the Elsternwick Park Coalition and Elwood Floods Action Group and stated that Bayside Council voted for Option 1a of the Deliberative Panel Recommendations relating to Elsternwick Park, which will mean enhanced flood mitigation and reduced pollution through expanded wetlands. Mr Love thanked Council and officers for their strong support.

### Isaac Hermann

Thanked Council for its advocacy for Option 1a relating to Elsternwick Park and for providing an update on the Elster Creek Catchment Forum. Mr Hermann asked if Council would consider the Catchment Forum's advocacy to extend into other developments within the Elster Creek Catchment?

## 1. PURPOSE

- 1.1 To provide Councillors and the community with an overview of action in Elwood and the Elster Creek Catchment, work underway and scheduled actions that have been undertaken in the areas of advocacy, collaboration, asset investigation and maintenance from January to March 2018, a Quarter 1 update on the Elster Creek Catchment 2018 Action Plan.

## **MOVED Crs Baxter/Crawford**

That Council:

- 3.1 Notes the information contained within the report and Quarter 1 status update of deliverables in the Elster Creek Catchment 2018 Action Plan.
- 3.2 Supports the community consultation and engagement activities within the Action Plan, noting this approach is being progressed to replace the bi-monthly community forums as previously resolved.
- 3.3 Continues to support officer involvement in work that supports and identifies actions regarding flood mitigation.
- 3.4 Acknowledges the positive engagement and commitment demonstrated by our partners Melbourne Water, City of Bayside, City of Glen Eira and City of Kingston in working together for initiatives in the Elster Creek catchment to improve downstream impacts.

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

The Mayor, Cr Voss, adjourned the meeting for a short break at 8.40pm.

The meeting resumed at 8.48pm.



## 12. PLANNING

### 12.1 Victorian Cladding Taskforce Pilot Audit Update

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

Leslie Rosenblatt

Stated he was due to move into a newly constructed apartment at the end of the March, however this move has been delayed due to a cladding audit and he has been unable to get any information from the developer – (Steller) or the Victorian Building Authority, as to when he may be able to move.

#### 1. PURPOSE

- 1.1 To inform the community about Council's involvement with two initiatives of the Victorian Cladding Taskforce that are currently underway to respond to the issue of non-compliant external wall cladding on buildings in Victoria, namely:
  - Pilot cladding audit program; and
  - Response to the Taskforce Interim Report and state-wide audit.

#### **MOVED Crs Gross/Copsey**

That Council:

- 3.1 Notes its role as a proactive partner with the Victorian Government to respond to all requests arising from the Victorian Cladding Taskforce, including all actions as determined by Council's Municipal Building Surveyor to fulfil Council's statutory responsibilities.

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



**12.2 St Kilda Marina Project - Draft Site Vision and Objectives, Draft Opportunities and Constraints Paper and Community and Stakeholder Engagement Plan**

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

Peter Tanner

Stated as a resident of Marine Parade, the most significant issue facing the St Kilda Marina project was the two large boat sheds facing the foreshore.

David Fried

Stated he was a member of the committee of St Kilda Motor Yacht Club, newly formed by a group of passionate boat owners who use the St Kilda Marina, who were very excited about the opportunities presented by this project. As key stakeholders in the site we are hopeful to be included in the process of community and stakeholder engagement, we are fully supportive that St Kilda Marina can become a key destination for locals, Melbournians and visitors.

Peter Holland

Stated he had six issues that require further discussion:

1. Is the project Disability Discrimination Act (DDA) compliant?
2. Can the weather station be relocated?
3. Can the non native Canary Island Date Palms be retained?
4. What happens if the dry boat storage cannot be preserved?
5. Can renewable energy be incorporated into the plan?
6. Where is the expansion of the marina going to take place?

**1. PURPOSE**

- 1.1 To present the draft Community and Stakeholder Engagement Plan for approval, and to seek approval to begin the first phase of engagement for the St Kilda Marina Project by releasing the Draft Site Vision and Objectives and Draft Opportunities and Constraints Paper for consultation.



**MOVED Crs Baxter/Brand**

That Council:

- 3.1 Approves the release of the Draft Vision and Site Objectives for consultation with the community and stakeholders (attachment 3).
- 3.2 Approves the Draft Opportunities and Constraints Paper (attachment 2) for release to the community and key stakeholders to help build an understanding of the site, waterfront developments and marina market to enable effective contribution to the establishment of the Site Vision and Objectives.
- 3.3 Approves the St Kilda Marina Project Community and Stakeholder Engagement Plan (attachment 4) including commencement of the first phase of engagement by the end of April 2018.
- 3.4 Approves the consultation document as the key method to inform and engage the community about the Draft Site Vision and Objectives.

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



## 13. ARTS CULTURE & ECONOMIC DEVELOPMENT

### 13.1 Endorsement of the Creative and Prosperous City Strategy

#### 1. PURPOSE

- 1.1 This report presents the draft Creative and Prosperous City Strategy for release for public consultation.

#### **MOVED Crs Copsey/Crawford**

That Council:

- 3.1 Endorses the draft Creative and Prosperous City Strategy for release to the public for consultation for a period of four weeks (Attachment 1).

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

#### **Cr Copsey requested a DIVISION**

<b>For</b>	<b>Against</b>
<b>Cr Copsey</b>	
<b>Cr Brand</b>	
<b>Cr Bond</b>	
<b>Cr Simic</b>	
<b>Cr Voss</b>	
<b>Cr Gross</b>	
<b>Cr Crawford</b>	
<b>Cr Baxter</b>	

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



## 14. ORGANISATIONAL PERFORMANCE

### 14.1 Proposed Lease – Kiosk 2, 6 Jacka Boulevard – Hearing of public submissions

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

Teresa Warren

Asked why the ban on glass containers from all kiosk cafes along the foreshore has not been included in this report?

*The Mayor, Cr Voss, deferred to Joanne McNeill, Manager Asset Management and Property who responded that she would take the question on notice.*

#### 1. PURPOSE

- 1.1 To seek Council's approval to finalise the proposed lease to Peter Spiropoulos as trustee for Spiropoulos Family Trust at Kiosk 2, 6 Jacka Boulevard, St Kilda VIC 3182 subject to completion of the statutory process under Local Government Act 1989.



**MOVED Crs Gross/Crawford**

That Council:

- 3.1 Not having received any submissions in response to the Notice of Intention to Lease Kiosk 2, 6 Jacka Boulevard, St Kilda VIC 3182 to Peter Spiropoulos as trustee for Spiropoulos Family Trust, resolves to conclude the statutory procedures under sections 190 and 223 of the Local Government Act 1989.
- 3.2 Authorises the Chief Executive Officer or delegate to execute a new lease agreement on the terms outlined below:
- Tenant: Peter Spiropoulos as trustee for Family Trust
  - Premises: Kiosk 2, 6 Jacka Boulevard, St Kilda VIC #182
  - Commencement 1 May 2018
  - Permitted Use: Operation of a kiosk and an outdoor area including the preparation, service and sale of food and non-alcoholic refreshments
  - Term: Five (5) Years
  - Further Term: NIL
  - Commencement Rental: \$46,750 per annum incl GST per annum with 3.5% annual increases
- 3.3 Notes that the proposed rent of \$46,750 + GST per annum represents a commercial market rental.

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



#### **14.2 Status of decisions made by Council since October 2016**

##### **1. PURPOSE**

- 1.1 To provide Councillors with an update on the status of all Resolutions passed by Council at Council and Planning Committee Meetings since October 2016, being all resolutions of the current Council term, to 7 March 2018.

##### **MOVED Crs Simic/Gross**

That Council:

- 3.1 Notes the implementation status of Council and Planning Committee Resolutions as contained in Attachments 1 - 4.

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

#### **14.3 Response to Victorian Ombudsman's investigation into the transparency of local government decision making**

##### **1. PURPOSE**

- 1.1 To present to Council for noting, Council's response to the Victorian Ombudsman's investigation into the transparency of local government decision making.

##### **MOVED Crs Gross/Simic**

That Council:

- 3.1 Notes the response to the Victorian Ombudsman's investigation into the transparency of local government decision making (attachment 1).

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





**14.4 Council Plan and Budget 2018/19: release of draft documents for public consultation**

**1. PURPOSE**

- 1.1 For Council to consider release of the draft version of the proposed amendments to the Council Plan 2017-27, including the draft Budget 2018/19, for public consultation

**MOVED Crs Gross/Baxter**

That Council:

- 3.1 Releases the draft amended Council Plan 2017-27, inclusive of the Municipal Health and Wellbeing Plan, 10-year Financial Plan, Strategic Resource Plan and draft Budget 2018/19 for a 28-day period of public consultation (refer Attachment 2)
- 3.2 Notes that the draft amended Council Plan 2017-27, should be read in conjunction with the two key draft strategies –A Sustainable Future- the Sustainable Environment 2018-2028; and Creative and Prosperous City 2018-22 – also included on the agenda for the meeting of Council held on 18 April 2018
- 3.3 Authorises a Public Notice to be published in The Age and an advertisement in the Port Phillip Leader, a display of the draft amended Council Plan 2017-27 including the draft Budget 2018/19 on Council's website, and availability of the Plan for inspection at town halls and municipal libraries, to ensure broad community awareness and invite public submissions pursuant to section 223 of the Local Government Act 1989 (refer Attachment 3).
- 3.4 Notes the findings resulting from recent community engagement at markets and venues in February 2018
- 3.5 Notes the activities that will be undertaken to support the proposed amended Council Plan and draft Budget 2018/19.
- 3.6 Will receive and hear submissions from the public at the Ordinary Council meeting on 6 June 2018, commencing 6.30 pm at the Port Melbourne Town Hall, prior to considering adoption of the amended Council Plan 2017-27, including Budget 2018/19, at the Ordinary Council Meeting on 20 June 2018 commencing 6.30 pm at the St Kilda Town Hall.

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



#### 14.5 Endorsement of Customer Experience Program

##### 1. PURPOSE

- 1.1 This report seeks Councillors endorsement and approval of the Customer Experience Program Business Case.

##### **MOVED Crs Crawford/Copsey**

That Council:

- 3.1 Approve the Customer Experience Program business case including a budget allocation totalling \$22.8M over the next 3 years.
- 3.2 Note that the Customer Experience Program will support and improve customer and employee experience and deliver financial and productivity benefits estimated at \$45M to \$50M over the life of the current 10 Year Financial Plan.

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

#### 14.6 Assembly of Councillors

##### 1. PURPOSE

- 1.1 The purpose of this item is to report to Council written records of Assemblies of Councillors at the City of Port Phillip as required by section 80A (2) (a) and (b) of the *Local Government Act 1989*.

##### **MOVED Crs Copsey/Baxter**

That Council:

- 2.1 Receives and notes the written records of Assemblies of Councillors (attached) as required by section 80A (2) (a) and (b) of the *Local Government Act 1989*.

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



## 15. NOTICES OF MOTION

### **Item 15.1 Dockless Bikes**

#### **MOVED Crs Gross/Bond**

That Council submits to the Municipal Association of Victoria (MAV) State Council, the following motion:

1. That the MAV advocate to the State Government to create a regulatory framework that sets and enforces standards so that dockless share bikes are safe and are not left in areas where they create a public hazard or nuisance.

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

### **Item 15.2 Elster Creek Catchment**

#### **MOVED Crs Gross/Baxter**

That Council submits to the Municipal Association of Victoria (MAV) State Council, the following motion:

1. That the MAV undertake a short study of how councils in the same catchment can collaborate to obtain better outcomes for the catchment.
2. That the MAV advocate that the State Government work with Councils in the Elster Creek Catchment to identify and deliver the infrastructure works needed so that no properties have an 'intolerable' (extreme) flood risk.

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

### **Item 15.4 Review of Local Government Act**

#### **MOVED Crs Gross/Simic**

That Council submits to the Municipal Association of Victoria (MAV) State Council, the following motion:

1. That the MAV advocate that the State Government retain the ability for councils to set appropriate rates rather than enshrine rate capping in the Local Government Act.
2. That the MAV advocate that the State Government retain the ability for councils to set the appropriate method for determining land value for ratings purposes for their community, rather than enshrine the mandatory use of capital improved value.

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



**Item 15.3 Health of the Bay**

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

Isaac Hermann

Believes that both monitoring and reporting needs to be strengthened and improved in line with the Port Phillip Bay Management Plan 2017-27.

**MOVED Crs Gross/Copsey**

That Council submits to the Municipal Association of Victoria (MAV) State Council, the following motion:

1. That the MAV advocate that the State Government increases the period of monitoring and reporting frequency to better direct and communicate human health risks from pathogens from 1 December to 31 March each year instead of December and January only and works with council to develop and implement strategies to improve the health of the bay.

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

**Cr Bond left the chamber at 10.24pm**

**Cr Bond returned to the chamber at 10.24pm**

**Item 15.5 Transfer Costs for Policing to Councils**

**MOVED Crs Gross/Crawford**

That Council submits to the Municipal Association of Victoria (MAV) State Council, the following motion:

1. Notes the late advice received from Victoria Police on 18 April 2018 in relation to the application of fees and charges.
2. Seeks further clarity from Victoria Police on 19 April 2018 to confirm that fees and charges will not be applied outside of their existing policy to charge fees for commercial events.
3. Moves the motion as printed in the Agenda:

That Council submits to the Municipal Association of Victoria (MAV) State Council, the following motion:

1. That the MAV advocate to the State Government that basic police protection of the community should not be provided on a fee-for-service basis and Councils and communities should not be required to pay twice for day-to-day community services such as the maintenance of law and order.
2. That the MAV advocate to the Police Minister and Victoria Police that proposals of user-pays and fee-for-service models should not be used to attempt to influence Councils' policy debate and outcomes.
4. Delegates to the Mayor and MAV delegate the ability not to submit part 3 of this motion to the MAV, if satisfactory advice is received from Victoria Police prior to Friday 20 April 2018 deadline to lodge motions for the MAV State Council.



## **AMENDMENT**

### **Moved Crs Simic/Baxter**

The above motion with the following replacement wording for 4:

4. Delegates to the Chief Executive Officer the ability not to submit part 3 of this motion to the MAV, if satisfactory advice is received from Victoria Police prior to Friday 20 April 2018 deadline to lodge motions for the MAV State Council.

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

**The AMENDMENT became the SUBSTANTIVE MOTION**

### **MOVED Crs Gross/Crawford**

That Council submits to the Municipal Association of Victoria (MAV) State Council, the following motion:

1. Notes the late advice received from Victoria Police on 18 April 2018 in relation to the application of fees and charges.
2. Seeks further clarity from Victoria Police on 19 April 2018 to confirm that fees and charges will not be applied outside of their existing policy to charge fees for commercial events.
3. Moves the motion as printed in the Agenda:  
That Council submits to the Municipal Association of Victoria (MAV) State Council, the following motion:
  1. That the MAV advocate to the State Government that basic police protection of the community should not be provided on a fee-for-service basis and Councils and communities should not be required to pay twice for day-to-day community services such as the maintenance of law and order.
  2. That the MAV advocate to the Police Minister and Victoria Police that proposals of user-pays and fee-for-service models should not be used to attempt to influence Councils' policy debate and outcomes.
4. Delegates to the Chief Executive Officer the ability not to submit part 3 of this motion to the MAV, if satisfactory advice is received from Victoria Police prior to Friday 20 April 2018 deadline to lodge motions for the MAV State Council.

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



## 16. REPORTS BY COUNCILLOR DELEGATES

Nil.

## 17. URGENT BUSINESS

Nil.

## 18. CONFIDENTIAL MATTERS

### **MOVED Crs Gross/Brand**

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:

#### **18.1 Melbourne Renewable Energy Project**

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.

#### **Late Report: South Melbourne Market Fire Sprinkler System**

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.**

The meeting was closed to the public at 10.48pm

The meeting was reopened to the public at 11.01pm

As there was no further business the meeting closed at 11.01pm.

Confirmed: 2 May 2018

Chairperson \_\_\_\_\_