



**ORDINARY
MEETING OF
COUNCIL**

AGENDA

4 OCTOBER 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 **Port Melbourne Town Hall** on **Wednesday, 4 October 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 19 September 2017.

3 DECLARATIONS OF CONFLICTS OF INTEREST

4 PETITIONS AND JOINT LETTERS

Nil

5 SEALING SCHEDULE

Nil

6 PUBLIC QUESTION TIME

7 COUNCILLOR QUESTION TIME

8 PRESENTATION OF REPORTS

8.1	<i>Outcomes of Audit and Risk committee 24 August 2017 and presentation of annual report 2016/17</i>	11
8.2	<i>Presentation of CEO Report - Issue 37</i>	15
8.3	<i>Petition Response - Public Drinking in Carlisle Street</i>	17
8.4	<i>Local Law No.1 (Community Amenity) Review - Community Consultation Submissions</i>	31
8.5	<i>Library Collection Contract</i>	41
8.6	<i>272-280 Normanby Road, South Melbourne</i>	51
8.7	<i>220 Ingles Street, Port Melbourne</i>	87
8.8	<i>Planning Permits Delegate Report - August 2017</i>	97

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10 REPORTS BY COUNCILLOR DELEGATES

11 URGENT BUSINESS

12 CONFIDENTIAL MATTERS 103

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 VCAT - Compulsory Conference 13 October 2017 (Confidential)



3. DECLARATIONS OF CONFLICTS OF INTEREST



4. PETITIONS AND JOINT LETTERS

Nil



5. SEALING SCHEDULE

Nil



6. PUBLIC QUESTION TIME



7. COUNCILLOR QUESTION TIME



8. PRESENTATION OF REPORTS

8.1	<i>Outcomes of Audit and Risk committee 24 August 2017 and presentation of annual report 2016/17</i>	11
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9. NOTICES OF MOTION

I, Councillor Ogy Simic, give notice that I intend to move the Motion outlined below at the Ordinary Meeting of Council on 04 October 2017:

That Council:-

1. Recognises the recent resolutions on marking Australia Day by Yarra City Council, Darebin City Council and Moreland City Council and congratulates them on their courage and leadership.
2. Acknowledges that for many January 26 marks the beginning of the British invasion of Aboriginal and Torres Strait Islander lands and oppression of the Aboriginal and Torres Strait Islander people.
3. Acknowledges the Aboriginal and Torres Strait Islander people never ceded sovereignty of their lands and have continuously cared for their country for over 60,000 years as the world's oldest living culture.
4. Review its activities on January 26 by;
 - a. commencing a formal consultation to seek advice from elders of the Yalukut Weelam clan of the Boon Wurrung, other local Aboriginal and Torres Strait Islander communities, and local indigenous organisations as to the best date to celebrate Australia Day, and how this might be best done to be inclusive of all Australians;
 - b. seeking feedback, through that consultation process, on the purpose and content of Council events and activities on January 26;
 - c. bringing a report to Council on the results of this consultation with proposed next steps;
5. Notes that the current arrangements of Australia day will continue as in the past until after the consultation is completed and council has considered the report.

Supporting Information

There is current debate around the role and nature of marking Australia Day on January 26 and what official events local governments should hold on that date.

The first Day of Mourning was held on January 26, 1938, being the 150th anniversary of the British invasion. The Day was attended by indigenous Australians and non-indigenous supporters in protest of the national holiday and the 'callous treatment' of Aboriginal people and continues to be held annually.

This motion seeks to establish a formal and transparent consultation process with the local Aboriginal and Torres Strait Islander community to build understanding of their view regarding this matter and options Port Phillip Council should consider moving forward.

The City of Port Phillip looks forward to continuing its strong and valued relationship with the local Boon Wurrung community, elders of the Yalukut Weelam clan and local indigenous organisations.



I, Councillor Tim Baxter, give notice that I intend to move the Motion outlined below at the Ordinary Meeting of Council on 04 October 2017:

That Council:-

- I. Calls for a report from officers on:
 - a. How Council is tracking against recommendations contained in the Ombudsman's report into the transparency of local government decision making, released December 2016.
 - b. Any recommendations on how Council may improve it's reporting of Councillor expenses.



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 VCAT - Compulsory Conference 13 October 2017 (Confidential)

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)(f). Legal advice.