



CITY OF MELBOURNE

Council Meeting

Minutes

**Meeting Number 30
Tuesday 24 February 2015
5.30pm**

**Council Chambers
Level 2
Melbourne Town Hall**

Present

Lord Mayor, Robert Doyle
Deputy Lord Mayor, Susan Riley
Councillor Richard Foster
Councillor Rohan Leppert
Councillor Kevin Louey
Councillor Stephen Mayne
Councillor Ken Ong
Councillor Beverley Pinder-Mortimer
Councillor Jackie Watts
Councillor Arron Wood

Apology

Councillor Cathy Oke

Confirmed at the meeting of the Council meeting
on Tuesday 31 March 2015

1. Commencement of meeting and apologies

The meeting commenced at 5.30pm.

The Chair, Lord Mayor, Robert Doyle, advised that:

- the meeting was being recorded and the audio would be made available on the City of Melbourne website before close of business tomorrow
- the agenda comprised 15 reports from management, nine of which were confidential and three items of general business
- an apology had been received from Cr Oke.

2. Disclosures of conflicts of interest

The Chair, Lord Mayor, Robert Doyle, advised that conflicts of interest would be disclosed as they arose.

3. Confirmation of minutes of the previous meeting

Moved: Deputy Lord Mayor, Susan Riley

That the minutes of meeting No 29, held on Tuesday 16 December 2014 be confirmed.

Seconded: Cr Foster

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Susan Riley, Councillors Foster, Leppert, Louey, Mayne, Ong, Pinder-Mortimer, Watts and Wood.

4. Matters arising from the minutes of the previous meeting

In relation to Agenda item 7.3: *Notice of Motion, Cr Oke: Tram Stops Variation Plan*, Cr Leppert advised that the report would not be presented to Council until May or June 2015.

Submissions/correspondence

The Chair, Lord Mayor, Robert Doyle, advised that as at 3pm no submissions had been received in accordance with the Council's *Conduct of Meetings Local Law 2010*.

Status of confidential items

No Councillor wanted to discuss the confidential status of the confidential items 6.7, 6.8, 6.9, 6.10 and 6.11.

5. Reports from Committee

There were no reports from Committee for consideration in the open session.

6 Reports from management

There were six reports from management for consideration in the open session.

6.1 Record of Assemblies of Councillors

The purpose of this report was to present the most recent written records of assemblies of Councillors for Council to note.

Moved: Cr Ong

That Council notes the written records of the assemblies of Councillors as detailed in Attachment 2 of the report from management.

Seconded: Deputy Lord Mayor, Susan Riley

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Susan Riley, Councillors Foster, Leppert, Louey, Mayne, Ong, Pinder-Mortimer, Watts and Wood.

6.2 Proposed public highway declaration of Pender Alley and Cleve Lane, Melbourne

The purpose of this report was to seek endorsement of the proposed public highway declaration of Pender Alley and Cleve Lane, Melbourne pursuant to sections 204(1), 207A and 223 of the *Local Government Act 1989*.

Moved: Cr Ong

1. *That Council:*

1.1. *Declares as public highways Pender Alley and Cleve Lane, Melbourne as shown hatched in the public notice dated 29 October 2014 for the following reasons:*

1.1.1. *The majority of the affected roads are already on the Council's road register maintained under the Road Management Act 2004 having been constructed by the Council in the late 1800s and maintained by the Council since.*

1.1.2. *The declaration of the small private portion of Pender Lane (private lane) is an express requirement of condition 17 of a planning permit issued by the Minister for Planning on 1 September 2014 in respect to the adjoining development at 605–613 Lonsdale Street, Melbourne.*

1.1.3. *The use of the private lane for rubbish disposal purposes by the interested parties at 600 Little Bourke Street, Melbourne, can be managed through the processes under Council's Activities Local Law 2009.*

1.2. *Notifies the applicant and submitter in writing of the decision and reasons for the decision.*

Seconded: Cr Wood

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Susan Riley, Councillors Foster, Leppert, Louey, Mayne, Ong, Pinder-Mortimer, Watts and Wood.

6.3 Proposed discontinuance and sale of private roads at 226–232 Faraday Street, Carlton

The purpose of this report was to advise Council of a request for the discontinuance and sale of remnant pieces of private roads received from SCR Development Company on behalf of King and Godfree Pty Ltd.

Moved: Cr Mayne

1. *That Council:*

1.1 *Requests management prepare a report for council on the proposed sale of land at 226–232 Faraday Street (the 'full value' parcel) referred to in paragraph 4 of the management report to Council.*

1.2 *Defers consideration of this item until the same Council meeting in which the report referred to in the previous paragraph comes to Council.*

- 1.3 *Acknowledges that these proposed land transfers are two separate legal processes but requests they both come to open Council on the same night to achieve maximum transparency.*

Seconded: Cr Leppert

The motion was put and lost with the following Councillors voting for the motion: Councillors Foster, Leppert, Mayne and Watts and the following Councillors voting against the motion: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Susan Riley, Councillors Louey, Ong, Pinder-Mortimer and Wood.

Moved: Lord Mayor, Robert Doyle

1. *That Council:*

- 1.1. *discontinues and sells the private roads at 226–232 Faraday Street, Carlton as shown hatched in the public notice dated 29 October 2014 subject to:*

- 1.1.1. *deletion of the western portion of the land adjoining 232–234 Faraday Street, Carlton highlighted in yellow as identified in the alternative proposal in option 2 in the management report to the Submissions (Section 223) Committee*
- 1.1.2. *to maintain access to 232–234 Faraday Street, Carlton, the area highlighted in green as identified in the alternative proposal in option 2 in the management report be encumbered by a carriageway easement limited in height to five metres above the current site level*

for the following reasons:

- 1.1.3. *the modified proposal will substantially deal with a piece of remnant land by incorporating it into the adjoining land owned by King & Godfree Pty Ltd and enabling the redevelopment of the latter land*
- 1.1.4. *the area to be discontinued has been occupied and used in association with the land owned by King & Godfree Pty Ltd for many years*
- 1.1.5. *modifying the proposal by removing the western portion and requiring the carriageway easement will ensure the preservation of the right of access to Tyne Street by the property at 232–234 Faraday Street, Carlton.*
- 1.2. *notifies the applicant and submitter in writing of the decision and reasons for the decision.*

Seconded: Cr Ong

The motion was put and carried with the following Councillors voting for the motion: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Susan Riley and Councillors Foster, Leppert, Louey, Ong, Pinder-Mortimer and Wood and the following Councillors voting against the motion: Councillors Mayne and Watts.

6.4 MAPS Group Ltd: trading results for 30 September 2014

The purpose of this report was to present the annual results of MAPS Group Ltd (now trading as Procurement Australia) for the period 1 October 2013 to 30 September 2014.

Moved: Deputy Lord Mayor, Susan Riley

That Council notes the annual results of MAPS Group Ltd for the trading period 1 October 2013 to 30 September 2014.

Seconded: Cr Mayne

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Susan Riley, Councillors Foster, Leppert, Louey, Mayne, Ong, Pinder-Mortimer, Watts and Wood.

6.5 2014–2015 Council Works Program second quarter report

The purpose of this report was to inform the Council of the financial performance of the 2014–15 Council Works Program at the end of the second quarter of the financial year.

Moved: Cr Ong

1. *That Council:*

- 1.1. *Notes the 2014–15 Council Works Program second quarter report.*
- 1.2. *Approves the program adjustments to the 2014–15 Council Works Program that are included in Attachment 4 of the report from management.*

Seconded: Cr Leppert

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Susan Riley, Councillors Foster, Leppert, Louey, Mayne, Ong, Pinder-Mortimer, Watts and Wood.

6.6 Review of Submissions (Section 223) Committee

The purpose of this report was to review the timing of Council's Submissions Committee meeting dates.

Moved: Lord Mayor, Robert Doyle

That Council resolves the Submissions (Section 223) Committee, meet (when required) on any Thursday between 15 January and 15 December each year commencing at 3pm at the Melbourne Town Hall Administration Building.

Seconded: Cr Wood

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Susan Riley, Councillors Foster, Leppert, Louey, Mayne, Ong, Pinder-Mortimer, Watts and Wood.

7. General business

There were three items of general business for consideration in the open session.

7.1 Post travel report by Councillor Arron Wood, USA, November 2014

Moved: Deputy Lord Mayor, Susan Riley

1. *That Council:*

- 1.1. *Notes this report and the attached summary of benefits and outcomes.*
- 1.2. *Advocates for the delivery of a long term Flood Management Plan for Melbourne.*
- 1.3. *Notes that the City of Melbourne has recently joined the Compact of Mayors and will implement the newly standardised measurement system to report on Council's progress towards its targets.*
- 1.4. *Continues to pursue opportunities to expand leadership roles for the City of Melbourne in the C40 network and 100 Resilient Cities Network.*
- 1.5. *Pursues opportunities for the City of Melbourne to be represented in advocacy bodies in the lead up to COP21.*
- 1.6. *Continues working with the City of Boston to deliver a renewed Melbourne-Boston sister city MOU and pursues the opportunity of a student internship through the Initiative on Cities Student Fellowship – Boston.*

Seconded: Cr Wood

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Susan Riley, Councillors Foster, Leppert, Louey, Mayne, Ong, Pinder-Mortimer, Watts and Wood.

7.2 Proposed travel report for Councillor Oke: ICLEI World Congress, Seoul, South Korea, April 2015

Moved: Lord Mayor, Robert Doyle

1. *That Council:*
 - 1.1. *Approves Councillor Oke's participation in the ICLEI World Congress 2015 between 8 and 12 April 2015.*
 - 1.2. *Approves an amount of \$2390.50 to cover accommodation and incidental costs.*
 - 1.3. *Notes that Councillor Oke will prepare a report to the Future Melbourne Committee or Council within 60 days of return from travel.*

Seconded: Cr Wood

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Susan Riley, Councillors Foster, Leppert, Louey, Mayne, Ong, Pinder-Mortimer, Watts and Wood.

7.3 Notice of Motion, Cr Mayne: Revised Budget Procedures for 2015–16 and 2016–17

Moved: Cr Mayne

1. *That Council agrees:*
 - 1.1 *To the public release of the draft year 3 actions at the Future Melbourne Committee meeting to be held on 14 April 2015 to allow an additional period of public ventilation before the release of the draft 2015–16 budget in May 2015.*
 - 1.2 *The adoption of the final budget at a special council meeting in June is to include the full budget document, not just a summary of submissions and any proposed changes to the draft budget.*

Seconded: Lord Mayor, Robert Doyle

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Susan Riley, Councillors Foster, Leppert, Louey, Mayne, Ong, Pinder-Mortimer, Watts and Wood.

8. Urgent business

There were no items of proposed Urgent business for consideration in the open session.

9. Closure of meeting

Moved: Deputy Lord Mayor, Susan Riley

That pursuant to sections 89(2)(a), (d), (e), (f) and (h) of the Local Government Act 1989, the meeting of the Council be closed to members of the public for the consideration of the reports under the following categories:

- *6.7. as they contain information which if released would prejudice the Council or any person*
- *6.8 as it contains information relating to a proposed development*
- *6.9 as it contains information relating to a personnel matter*

- 6.10 as they contain information relating to contractual matters
- 6.11 as it contains information relating to legal advice.

Seconded: Cr Wood

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Susan Riley, Councillors Foster, Leppert, Louey, Mayne, Ong, Pinder-Mortimer, Watts and Wood.

The Chair, Lord Mayor, Robert Doyle, declared the open meeting closed at 6.02pm.

Confirmed at the Council meeting on Tuesday 31 March 2015.



Chair
Council

