



CITY OF MELBOURNE

Council Meeting

Minutes

Meeting Number 13

Tuesday 23 November 2021

5.30pm

Melbourne Town Hall

Present

Lord Mayor Sally Capp
Deputy Lord Mayor Nicholas Reece
Councillor Dr Olivia Ball
Councillor Roshena Campbell
Councillor Jason Chang
Councillor Elizabeth Doidge
Councillor Davydd Griffiths
Councillor Jamal Hakim
Councillor Rohan Leppert
Councillor Kevin Louey

Apology

Councillor Philip Le Liu

Confirmed at the meeting of Council
on Tuesday 14 December 2021

C o n f i r m e d m i n u t e s

1. Commencement of meeting and apologies

The meeting commenced at 5.30pm.

Cr Leppert and Cr Dr Ball entered the meeting at 5.31pm.

The Chair, Lord Mayor Sally Capp, advised that:

- the meeting was being streamed live and that an audio and video recording would be made available on the City of Melbourne website before close of business tomorrow
- the agenda comprised of 12 reports from management, of which six were confidential.
- an apology had been received from Councillor Le Liu
- the Lord Mayor and Councillor Doidge were participating in the meeting virtually, with all other councillors participating in person.

2. Disclosures of conflicts of interest

The Chair Lord Mayor, Sally Capp, advised that conflicts of interest should be disclosed as they arose.

3. Confirmation of minutes of the previous meeting

Moved: Cr Griffiths

That the minutes of meeting No 12, held on Tuesday 26 October 2021, be confirmed.

Seconded: Cr Hakim

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor Sally Capp, Deputy Lord Mayor Nicholas Reece and Councillors Dr Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Leppert and Louey.

4. Matters arising from the minutes of the previous meeting

There were no matters arising from the minutes of the previous meeting.

Submissions/Correspondence

The Chair Lord Mayor, Sally Capp, advised that the following submissions had been received in accordance with the Council's Governance Rules.

Submissions

In relation to Agenda item 6.6, **Queen Victoria Market Pty Ltd Annual Report 2020-21:**

Item of Correspondence:

- Mary-Lou Howie, President Friends of Queen Victoria Market

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.

Confirmed minutes

6.1 Deliver the public art program

The purpose of this report was to provide a progress update on the delivery of City of Melbourne's public art program and seek endorsement of the draft Public Art Framework 2021-31.

Deputy Lord Mayor, Nicholas Reece, left the meeting at 5.37pm.

Deputy Lord Mayor, Nicholas Reece, returned to the meeting at 5.37pm.

Moved: Cr Hakim

1. *That Council:*
 - 1.1. *Notes the 2021-22 deliverables of the City of Melbourne's public art program.*
 - 1.2. *Endorses the Public Art Framework 2021-31 (refer Attachment 2 of the report from management).*
 - 1.3. *Authorises the General Manager City Economy and Activation to make any further minor editorial changes to the Public Art Framework 2021-31 prior to publication.*

Seconded: Cr Doidge

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor Sally Capp, Deputy Lord Mayor Nicholas Reece and Councillors Dr Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Leppert and Louey.

6.2 Quarterly performance reporting – Major Initiatives, Finances and Capital Program

The purpose of this report was to inform the community of the performance of the Council at the end of the first quarter of the financial year, as set out in the attachments to the report from management, outlining:

- 1.1. Council's quarterly performance against the Council Plan 2021–2025 strategic objectives.
- 1.2. The quarterly financial performance of the Council Works program, including the progress of Council's major projects.
- 1.3. The quarterly financial performance of the Council and Budget, in accordance with the *Local Government Act 2020* (Act).

Moved: Deputy Lord Mayor, Nicholas Reece

1. *That Council:*
 - 1.1. *Notes the Council Plan 2021-2025 quarter one summary report and performance report (refer Attachments 2 and 3 of the report from management) and the proposal to publish this information on a quarterly basis on the City of Melbourne website, authorising the Chief Executive Officer to make any further minor editorial changes to the report prior to publication.*
 - 1.2. *Notes the 2021-2022 Council Works Program quarter one summary report (Attachment 4).*
 - 1.3. *Endorses phasing adjustments from FY2021/22 to FY2022/23 (Attachment 5) proposed by management (within the overall adopted budget funding envelope) in the Council Works Program, as follows:*
 - 1.3.1. *Make Room (Project 20B0901N) from \$9,356,065 to \$1,000,000.*
 - 1.3.2. *Queen Victoria Market Precinct Renewal Project (QVMPPR) (Project 14G1301N) from \$50,191,117 to \$42,670,401.*
 - 1.3.3. *North and West Melbourne and Docklands Transport + Amenity Program (TAP) (Project 20B2301N) from \$6,500,000 to \$2,000,000.*

Confirmed minutes

- 1.3.4. *St Kilda Road – Metro Bike Lanes (Project 21B1367N) from \$5,000,000 to \$0.*
- 1.4. *Approves program adjustments in the Council Works Program, within the overall adopted budget funding envelope, as follows (Attachment 5):*
 - 1.4.1. *New budget allocation for –*
 - 1.4.1.1. *Fawkner Park Pasley Street North Entrance Improvement Works (Project 19B3336N) - \$1,580,000.*
 - 1.4.1.2. *Laneway Waste Management (Project 21B1803N) - \$400,000.*
 - 1.4.1.3. *Community Sports Pavilion Upgrade (Ryder Pavilion) (Project 21B4426N) - \$400,000.*
 - 1.4.1.4. *Event Fence Branding Wrap (Project 21B5113N) - \$110,000.*
 - 1.4.1.5. *Chinatown Illuminated Rectangular Mesh Panels (Project 21B2515N) - \$84,570.*
 - 1.4.1.6. *Melbourne Music Week – Hub venues theming and signage (Project 21B5112N) - \$65,000.*
 - 1.4.2. *Additional budget for –*
 - 1.4.2.1. *Pump Station Upgrade – Stubbs Street (Project 19B1355N) – from \$4,200,000 to \$5,500,000*
 - 1.4.2.2. *Major Streetscape Improvements to footpaths (Project 21B1351N) – from \$2,970,000 to \$3,470,000.*
 - 1.4.2.3. *Elizabeth St Streetscapes Improvements (Project 19B2601N) – from \$363,000 to \$663,000.*
 - 1.4.2.4. *Advance Stormwater Harvesting (Project 21B1366N) – from \$100,000 to \$160,000.*
- 1.5. *Endorses funding and accounting adjustments for:*
 - 1.5.1. *Birrarung Trial Floating Wetland (Project 21B2513M) – reduction in grant funding by \$600,000 and increase in council funding by \$638,746.*
 - 1.5.2. *Cycle Infrastructure (Project 19B1373N) – transfer from budget 20B1329N to 19B1373N of \$740,000.*
 - 1.5.3. *New Drainage Infrastructure (Project 21B1350N) reduction from \$310,000 to \$70,000 and Drains Renewal (Project 21B1339R) from \$2,007,000 to \$1,718,599 to fund, in part, the increase in Pump Station Upgrade – Stubbs Street (Project 19B1355N).*
 - 1.5.4. *Allocation of council funding in lieu of grant funding for Widen Footpath in Overcrowded Streets (Project 20B1347N) (\$445,000) and Improve Pedestrian Priority in Little Streets (Project 21B1365N) (\$310,000), both within approved budget.*
- 1.6. *Makes the following additional funding and accounting adjustment:*
 - 1.6.1. *Allocation of council funding in lieu of grant funding for 2021-22 Cycle Infrastructure (Project 21B1363N) (\$1,170,000), within approved budget.*
- 1.7. *Commits to ensuring that the gross expenditure on capital works, less external contributions, over the four year period, does not exceed the estimates set out in the 2021-22 Budget, and also responds to the realities of the Council's cash position, and to that end requests that management bring forward an options paper to the 2022-23 Budget-formation meetings in April 2022 which considers how the figure in 10.6.1 can be offset, and how the "Cycle Infrastructure" program can be delivered in full.*
- 1.8. *Notes the 2021-22 quarter one Financial Performance Report and the current forecast (Attachments 6 to 9).*

Seconded: Cr Hakim

Council – Tuesday 23 November 2021

Confirmed minutes

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor Sally Capp, Deputy Lord Mayor Nicholas Reece and Councillors Dr Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Leppert and Louey.

6.3 Queen Victoria Market Precinct Renewal (QVMPR) Program – Quarterly Report

The purpose of this report was to provide Council with a progress update and expenditure breakdown of the Queen Victoria Market Precinct Renewal (QVMPR) program for the period ending 30 September 2021.

Moved: Lord Mayor, Sally Capp

That Council accepts the Queen Victoria Market Precinct Renewal Program quarterly report which confirms a total program expenditure of \$87.2 million as at 30 September 2021 (refer to Attachment 2 of the report from management).

Seconded: Cr Campbell

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor Sally Capp, Deputy Lord Mayor Nicholas Reece and Councillors Dr Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Leppert and Louey.

6.4 Proposed discontinuance and sale of part of Coromandel Place Melbourne

The purpose of this report is to:

1. update Council on the outcome of the statutory public notification process for the proposed discontinuance of 27.1m² sub surface and 19.66m² above surface land of Coromandel Place (Road), adjacent to 130 Little Collins Street Melbourne, as shown in Attachment 2 and sale of the Road to 130 Little Collins Street Development Pty Ltd (the Applicant).
2. seek Council approval of management's recommendation to discontinue the Road and sell the resulting land to the Applicant, as outlined in Attachment 2 of the report from management.

Cr Hakim declared a material conflict of interest in this matter pursuant to section 128(3)(a) of the *Local Government Act 2020*. Cr Hakim owns property on Coromandel Place. Cr Hakim left the meeting at 6.05pm, prior to any discussion taking place.

Moved: Deputy Lord Mayor, Nicholas Reece

1. *That Council:*

- 1.1. *Discontinues 27.1m² of sub surface and 19.66m² of above surface land, being part of Coromandel Place (as shown on the plan in the public notice published in The Age of 17 September 2021 and on the plan attached in Attachment 2 of the report from management) and sell the resulting land to 130 Little Collins Street Development Pty Ltd for \$400,000 plus GST.*
- 1.2. *Authorises management to take all necessary actions and execute all necessary documents to implement the discontinuance and sale referred to in paragraph 1.1 above.*

Seconded: Cr Leppert

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor Sally Capp, Deputy Lord Mayor Nicholas Reece and Councillors Dr Ball, Campbell, Chang, Doidge, Griffiths, Leppert and Louey.

Cr Hakim returned to the meeting at 6.10pm.

C o n f i r m e d m i n u t e s

6.5 Citywide Service Solutions Pty Ltd Annual Report 2020-21

The purpose of this report was to note the Citywide Service Solutions Pty Ltd audited Annual Report for the financial year 2020–2021.

Moved: Deputy Lord Mayor, Nicholas Reece

That Council notes the Citywide Service Solutions Pty Ltd audited Annual Report for the financial year 2020–2021 (refer to Attachment 2 of the report from management).

Seconded: Cr Hakim

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor Sally Capp, Deputy Lord Mayor Nicholas Reece and Councillors Dr Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Leppert and Louey.

6.6 Queen Victoria Market Pty Ltd Annual Report 2020-2021

The purpose of this report was to note the Queen Victoria Market Pty Ltd audited Annual Report for the financial year 2020–2021.

Moved: Deputy Lord Mayor, Nicholas Reece

That Council notes the Queen Victoria Market Pty Ltd audited Annual Report for the financial year 2020–2021 (refer to Attachment 2 of the report from management).

Seconded: Cr Hakim

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor Sally Capp, Deputy Lord Mayor Nicholas Reece and Councillors Dr Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Leppert and Louey.

7. General business

In accordance with section 15.7 of the Governance Rules, Cr Leppert asked the following question without notice:

Councillors have been contacted by members of the community requesting longer notice periods for Future Melbourne Committee reports.

We indicated a few months ago that councillors and management would explore the issue of public notice periods for significant Committee reports, and that work has started. Can I request please an update on management's consideration of this issue, and any steps that are proposed to be taken?

Michael Tonta, Director Governance provided the following response:

Thank you for your question Cr Leppert.

Through the Lord Mayor, I can advise that Officers are currently reviewing the list of papers that are proposed to come to Council and the Future Melbourne Committee in the future with the intent of identifying items, particularly major strategic documents, that could be released to the public earlier than the current timeline of 5 days prior to the meeting, as set out in Council's Governance Rules.

Examples of major strategic documents include heritage studies, planning scheme amendments and strategy/policy items.

Whilst early release has occurred this year, most recently with the Macaulay Structure Plan earlier this month, it is proposed to ensure that opportunities for early public release of major strategic documents are identified sooner in the administrative process and programed, where possible and appropriate, more effectively in 2022.

Confirmed minutes

8. Urgent business

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

9. Closure of meeting to the public

Moved: Cr Campbell

1. *That pursuant to section 66 of the Local Government Act 2020 (Act), the meeting of the Council be closed to members of the public for the consideration of the items under the following categories:*
 - 1.1 *Agenda item 14.1 as it contains private commercial information, which if released, would unreasonably expose Council to disadvantage by disclosing the proposed contract sum to the unsuccessful tenderer prior to award.*
 - 1.2 *Agenda item 14.2, 14.3, 14.4 and 14.5 as they contain private commercial information, which if released, would unreasonably expose the business to disadvantage by disclosing financial information to competitors.*
 - 1.3 *Agenda item 14.6 as it contains personal information from a record of a meeting of the CEOEMC which was closed to the public and contains personal staffing information relating to the CEO.*

Seconded: Cr Chang

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor Sally Capp, Deputy Lord Mayor Nicholas Reece and Councillors Dr Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Leppert and Louey.

The Chair, Lord Mayor Sally Capp, declared the meeting closed to the public at 6.24pm.

Confirmed at the meeting of Council on Tuesday 14 December 2021.


Chair
Council

