

Confirmed minutes



CITY OF MELBOURNE

Council Meeting

Minutes

**Meeting Number 37
Tuesday 29 August 2023
5.30pm**

**Council Chamber
Level 2
Melbourne Town Hall**

Present

Lord Mayor Sally Capp AO (Chair)
Deputy Lord Mayor Nicholas Reece
Councillor Dr Olivia Ball
Councillor Jason Chang
Councillor Elizabeth Doidge
Councillor Davydd Griffiths
Councillor Jamal Hakim
Councillor Rohan Leppert
Councillor Kevin Louey

Apologies

Councillor Roshena Campbell
Councillor Philip Le Liu

Confirmed at the meeting of Council
on Tuesday 26 September 2023

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.

The Chair, Lord Mayor Sally Capp, welcomed attendees to the meeting, acknowledged the Traditional Owners of the land, and advised that:

- the meeting was being streamed live and a recording will be made available on the City of Melbourne website before close of business Wednesday 30 August 2023.
- apologies were received from Councillors Campbell and Le Liu.

Condolence Statement – Fraser Brindley

Cr Leppert read the following:

Fraser Brindley died on the ninth of August. He would have been 50 next week.

Fraser was a Melbourne City Councillor in the 2004 to 2008 term of Council, and prior to that a Councillor for the Lygon Ward in what was then known as the City of Moreland.

He was the second Greens Councillor in this chamber, and he was a warrior for our party, having continued to serve as a senior and trusted political and economics advisor to the Greens Federal MPs after he moved from Melbourne to his home in Tasmania.

Fraser understood power and how it manifested in financial systems, in electoral systems, in patronage and in bureaucracies. And he knew how to influence those systems either subtly or by taking to them with a sledgehammer. No one was ever in any doubt about the direction Fraser's moral compass was taking him, and his extraordinary intellect and political instincts were apparent to everyone who met him.

He did not always enjoy his time on Melbourne City Council, impatient to address all of the injustices of the city and to shift Council's priorities ever faster, but he showed just how effective one person outside the majority bloc can be. As chair of the Environment Committee and many parks advisory committees he elevated the status and the political importance of the city's parks and natural systems, and he worked with the community to change the Council's position on the East West Link from support to opposition.

I want to say that I wouldn't be sitting here if it wasn't for Fraser. He was generous with his time and he was a very effective teacher. He introduced me to the world of local government and planning, demystifying the systems and showing me how to follow the money. I would sit in the gallery at Council meetings and look on as Fraser held sway over the debate in the chamber, and all I could think was: I want to be just like Fraser.

I pass on the condolences of the third Greens councillor to sit in this chamber, Cathy Oke, who took the baton from Fraser and continued his political legacy, as well as the entire association of Greens members who have lost a giant, and the community groups he worked with, to his four children and family, and his friends. On behalf of the Council, I honour his legacy and his contributions to this city.

Vale Fraser.

2. Disclosures of conflicts of interest

The Lord Mayor advised that conflicts of interest should be disclosed as they arise.

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

3. Confirmation of minutes of the previous meeting

Moved: Deputy Lord Mayor Nicholas Reece

That the minutes of meeting No 36 held on Tuesday 25 July 2023 be confirmed.

Seconded: Cr Doidge

The motion was put and carried unanimously with the following Councillors present: Lord Mayor Sally Capp, Deputy Lord Mayor Nicholas Reece and Councillors Dr Ball, 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 Lord Mayor advised that the following submissions had been received.

In relation to Agenda item 6.3, **Short-Term Rental Accommodation:**

Items of correspondence:

- Dan O’Keeffe, Secretary, Southbank Residents Association
- Jay Stewart
- Anonymous submitter
- Kirsty Clark
- Olga Quilty
- David McPherson
- Andrew Oscari.

5. Reports from Committee

There were no reports from Committee.

6. Reports from management

There were five reports from management.

6.1 Queen Victoria Market Precinct Renewal 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 program for the period ending 30 June 2023.

Moved: Lord Mayor Sally Capp

That Council accepts the Queen Victoria Market Precinct Renewal Program quarterly report which confirms a total program expenditure of \$119.4 million as at 30 June 2023.

Seconded: Cr Griffiths

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

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

6.2 Proposed New Local Laws 2023

The purpose of this report was to seek Council approval to commence the community engagement process to make the Activities Local Law 2023 and Environment Local Law 2023 under the *Local Government Act 2020*.

Moved: Cr Leppert

1. *That Council:*

- 1.1. *Proposes to make the Activities Local Law 2023 (Attachment 4 of the report from management) and Environment Local Law 2023 (Attachment 5 of the report from management) (Proposal) to be the subject of a community engagement process in accordance with section 73 of the Local Government Act 2020 (LGA 2020).*
- 1.2. *Notes the proposed local laws reflect the resolution of Council of 28 March 2023, and the changes from the current Activities Local Law 2019 (Attachment 2 of the report from management) and Environment Local Law 2019 (Attachment 3 of the report from management) will be provided to the public as a part of the Proposal.*
- 1.3. *Requests management give notice of the proposed local laws in accordance with the LGA 2020 and carry out a community engagement process in accordance with Council's Community Engagement Policy.*
- 1.4. *Notes the results of the community engagement process and recommendations on the Proposal will be the subject of a future report to Council.*

Seconded: Deputy Lord Mayor Nicholas Reece

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

6.3 Short-Term Rental Accommodation

The purpose of this report was to seek Council approval to establish a policy position and progress work to track and regulate the Short-Term Rental Accommodation industry.

Moved: Deputy Lord Mayor Nicholas Reece

1. *That Council:*

- 1.1. *Adopts the following policy position:*
There is a need to track and regulate the short-term rental accommodation industry to relieve a tight housing rental market by increasing the availability of housing being used for longer term homes for people.
- 1.2. *Approves in principle the implementation of a short-term rental accommodation Local Law by February 2024, that includes:*
 - 1.2.1. *An annual registration fee per property; and*
 - 1.2.2. *A day-per-year cap per property.*
- 1.3. *Requests management commence a consultation process to gather input from the community and stakeholders to inform the draft Local Law, and report back to Council on the outcomes of this consultation and next steps by November 2023.*
- 1.4. *Requests the Lord Mayor writes to the Treasurer and relevant Victorian Government Ministers in support of Council's policy position.*
- 1.5. *Requests management establish an approach, including relevant data points and metrics, to measure the success of the policy aspirations.*

Seconded: Lord Mayor Sally Capp

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

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

6.4 Funding Support Request August 2023

The purpose of this report was to seek approval from Council for a recent funding request via the discretionary fund.

Moved: Deputy Lord Mayor Nicholas Reece

That Council approves the purchase of one table for the Museum of Chinese Australian History, Community Champions 2023 Dinner on 27 October 2023, to the value of \$2500 including GST.

Seconded: Cr Louey

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

6.5 Withdrawn

This item was withdrawn by management prior to the meeting.

6.6 Audit and Risk Committee Charter

The purpose of this report was to recommend that Council adopts a revised Audit and Risk Committee Charter.

Moved: Cr Griffiths

1. *That Council:*

1.1. *Adopts the revised Audit and Risk Committee Charter (Charter), shown as Attachment 2 of the report from management, but with part 5.2e replaced with the following: "e. Where there are vacancies among the Councillor members of the Committee following a general election, and where the Council has not yet reviewed the Councillor membership of the Committee, the Lord Mayor has the authority to appoint Councillors to temporarily fill those vacancies."*

1.2. *Requests management publish the Charter on the Council website.*

Seconded: Cr Hakim

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

7. General business

There were no items of general business.

8. Urgent business

There were no items of urgent business.

Confirmed minutes

9. Closure of meeting to the public

Moved: Cr Dr Ball

1. *That pursuant to section 66 of the Local Government Act 2020, 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 Council business information which if released would prejudice the Council's position to continue negotiations with the state government.*
 - 1.2. *Agenda items 14.2 and 14.8 as they contain Council business information which if released would prejudice the Council's position in commercial negotiations.*
 - 1.3. *Agenda items 14.3, 14.4, 14.5, 14.6 and 14.7 as they contain private commercial information which if released would unreasonably expose the business to disadvantage by disclosing financial information to competitors.*

Seconded: Cr Hakim

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

The Lord Mayor declared the meeting closed to the public at 6.20pm.

Confirmed at the meeting of Council on Tuesday 26 September 2023.



Chair
Council