

Confirmed minutes



Council Meeting Minutes

**Meeting Number 45
Tuesday 26 March 2024
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 Roshena Campbell
Councillor Jason Chang
Councillor Elizabeth Doidge
Councillor Davydd Griffiths
Councillor Jamal Hakim
Councillor Philip Le Liu
Councillor Rohan Leppert
Councillor Kevin Louey

Confirmed at the meeting of Council
on Tuesday 30 April 2024

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 governed by the City of Melbourne, the Wurundjeri Woi Wurrung and Bunurong / Boon Wurrung peoples of the Kulin, and advised that:

- the meeting was being streamed live and a recording will be made available on the City of Melbourne website.

2. Disclosures of conflicts of interest

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

3. Confirmation of minutes of the previous meeting

Moved: Cr Le Liu

That the minutes of meeting No 44 held on Tuesday 27 February 2024 be confirmed.

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, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, 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 5.1, '**Proposed Public Highway Declaration Shands Lane and PT5202, North Melbourne**':

Items of correspondence:

- Anthony and Guat Beng Shea
- Thomas Harper
- Sarah Kendell.

In relation to Agenda item 7.1, '**Proposed participation in the Korea Foundation Invitation Program, April 2024**':

Item/s of correspondence:

- Chris Thrum.

5. Reports from Committee

There were three reports from Committee.

5.1 Proposed Public Highway Declaration Shands Lane and PT5202, North Melbourne

The purpose of this report was to recommend the Public Highway Declaration of Shands Lane and PT5202, North Melbourne (Roads) pursuant to section 204(1), 207A(c) and 223 of the Local Government Act 1989 (the Act), as shown hatched on the attached plan.

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Moved: Deputy Lord Mayor

1. *That Council:*

- 1.1. *Declare Shands Lane and PT5202, North Melbourne, as shown hatched on the public notice dated 8 November 2023 (Roads) as public highways, for the reasons that:*
 - 1.1.1. *the Roads are already considered to be public highways at common law and the southern and Eastern portions of Shands Lane having been maintained by Council for many decades*
 - 1.1.2. *the submissions received are generally supportive*
 - 1.1.3. *the declaration will provide a greater ability for the Council to manage the competing needs of adjoining owners*
 - 1.1.4. *the declaration will make clear the Council is responsible for maintenance of Roads including a portion of common property forming part of the Roads*
 - 1.1.5. *if the Roads had been public highways under Council's care and management at the time of commencement of the development of 39 Erskine Street, North Melbourne, a traffic management plan would have been required which would have managed traffic issues arising from large vehicles accessing the development site and their hours of use*
- 1.2. *Request management investigate options to address safety issues arising from the narrowness of the Roads.*
- 1.3. *Notify in writing every person who has lodged a separate submission of the decision and reasons for the decision.*

Seconded: Cr Leppert

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, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

5.2 Proposed Public Highway Declaration Erskine Place North Melbourne

The purpose of this report was to recommend the Public Highway Declaration Erskine Place North Melbourne (Road) pursuant to section 204(1), 207A(c) and 223 of the Local Government Act 1989 (the Act), as shown hatched on the attached plan.

Moved: Deputy Lord Mayor

1. *That Council:*

- 1.1. *Declare Erskine Place, North Melbourne, as shown hatched on the public notice dated 8 November 2023 (Road) as a public highway, for the reasons that:*
 - 1.1.1. *the Road is already considered to be a public highway at common law, with the Council having relaid the bluestone for the entire Road in 2007*
 - 1.1.2. *declaring the Road as a public highway will not alter the current ability of the public to use the Road, but will assist the Council in managing the competing needs of adjoining owners in terms of enforcement and the application of the greening your laneway program and confirm Council is responsible for cleaning and maintenance.*
 - 1.1.3. *the declaration will make clear the Council is responsible for maintenance of the Road including a portion of common property forming part of the Roads.*
- 1.2. *Request management investigate options to address safety issues arising from the narrowness of the Road.*
- 1.3. *Notify in writing every person who has lodged a separate submission of the decision and reasons for the decision.*

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Seconded: Cr Leppert

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, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

5.3 Proposed Public Highway Declaration Victoria Place and Coleman Place, Carlton

The purpose of this report was to recommend the Public Highway Declaration Victoria Place and Coleman Place Carlton (Roads) pursuant to section 204(1), 207A(c) and 223 of the Local Government Act 1989 (the Act), as shown hatched on the attached plan.

Moved: Deputy Lord Mayor

1. That Council:

- 1.1. *Declare Victoria Place and Coleman Place, Carlton, as shown hatched on the public notice dated 8 November 2023 (Roads) as a public highway, for the reasons that:*
 - 1.1.1. *the Roads are already considered to be public highways at common law*
 - 1.1.2. *whilst most of the Roads are owned by Council on title, the declaration will address a sliver of land that is part of Victoria Place as constructed in 1871 but is not under the Transfer of Land Act 1958*
 - 1.1.3. *in respect to the garden bed and adjoining area used for parking a car:*
 - 1.1.3.1. *as most of the area is already owned by the Council, the declaration will not alter the Council's powers over the area*
 - 1.1.3.2. *declaring the area is consistent with the original layout of the Roads*
 - 1.1.3.3. *the issue of parking controls and enforcement will not be effected by the declaration*
 - 1.1.3.4. *whilst respecting the garden bed, its purpose and history, it is important the Council be aware of its maintenance responsibilities*
- 1.2. *Request management:*
 - 1.2.1. *investigate the parking controls applying to the area immediately adjoining the garden bed including the possibility of allowing parking by holders of residential parking permits*
 - 1.2.2. *contact the owner of 32 Neil Street, Carlton to discuss the on-going maintenance of the garden bed.*
- 1.3. *Notify in writing every person who has lodged a separate submission of the decision and reasons for the decision.*

Seconded: Cr Leppert

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, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

6. Reports from management

There were three reports from management.

6.1 Refresh of City of Melbourne Customer Service Charter

The purpose of this report was to seek endorsement of the updated City of Melbourne Customer Service Charter (Charter). The organisation first introduced the Charter in 2013 and amended it in 2020.

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

Moved: Cr Le Liu

1. That Council:

- 1.1. endorses the refreshed Customer Service Charter*
- 1.2. authorises the Chief Operating Officer to make any further minor editorial changes to the Customer Service Charter prior to publication.*

Seconded: Deputy Lord Mayor

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, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

6.2 Proposed sale of 34 – 60 Little Collins Street, Melbourne

The purpose of this report was to seek Council approval to commence the statutory process to sell the Council owned property at 34-60 Little Collins Street, Melbourne (the Land).

Moved: Cr Le Liu

1. That Council:

- 1.1. Proposes to sell the council owned land at 34-60 Little Collins Street, Melbourne (the Land).*
- 1.2. Pursuant to section 114 of the Local Government Act 2020:*
 - 1.2.1. authorises notices of Council's intention to sell the Land to be placed on Council's website*
 - 1.2.2. undertakes a community engagement process (Community Engagement Process) in accordance with Council's Community Engagement Policy in relation to the proposed sale of the Land.*
- 1.3. Notes the Community Engagement Process on the proposed sale will be carried out by management under delegation.*
- 1.4. Notes the results of the Community Engagement Process on the proposed sale and resulting recommendations by management in respect to the proposed sale will be the subject of a further report to Council.*

Seconded: Deputy Lord Mayor

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, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

6.3 Procurement Australia Ltd – Trading results to 30 September 2023

The purpose of this report was to present the annual results of Procurement Australia Ltd (the Company) for the period 1 October 2022 to 30 September 2023.

Moved: Cr Le Liu

That Council notes the annual results of Procurement Australia Ltd for the financial year ended 30 September 2023.

Seconded: Deputy Lord Mayor

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, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

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7. General business

There was one item of general business.

7.1 Proposed participation in the Korea Foundation Invitation Program, April 2024

The purpose of this report was to seek approval for Councillor Phillip Le Liu to travel to South Korea to participate in the Korea Foundation Invitation Program (Program) between 31 March and 6 April 2024.

Cr Le Liu declared a material conflict of interest in this matter pursuant to section 128 of the Local Government Act 2020. Cr Le Liu left the meeting at 6.08pm prior to discussion taking place and did not return to the meeting.

Moved: Cr Louey

1. That Council:

- 1.1. Approves Councillor Phillip Le Liu's proposed travel to South Korea to participate in the Korea Foundation Invitation Program and other meetings in April 2024 at a cost to CoM of \$420.
- 1.2. Notes that the Councillor Le Liu will prepare a report to the Future Melbourne Committee or Council within 60 days of return from travel.

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, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

8. Urgent business

There were no items of urgent business.

9. Closure of meeting

The Lord Mayor declared the meeting closed at 6.12pm.

Confirmed at the meeting of Council on Tuesday 30 April 2024.



Chair
Council