



CITY OF MELBOURNE

Future Melbourne Committee

Minutes

Meeting Number 70

Tuesday 4 February 2020

5.30pm

Council Meeting Room

Level 2

Melbourne Town Hall

Present

Lord Mayor, Sally Capp
Deputy Lord Mayor, Arron Wood
Councillor Nicolas Frances Gilley
Councillor Philip Le Liu
Councillor Rohan Leppert
Councillor Kevin Louey
Councillor Cathy Oke
Councillor Beverley Pinder-Mortimer
Councillor Nicholas Reece
Councillor Susan Riley

Apology

Councillor Jackie Watts

Confirmed at the meeting of the Future Melbourne Committee
on Tuesday 18 February 2020

1. Commencement of meeting and apologies

The meeting commenced at 5.30pm.

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 six reports from management and one item of general business
- an apology had been received from Councillor Watts.

Statements by Lord Mayor, Sally Capp

The Lord Mayor, Sally Capp made a number of statements on behalf of Councillors of the City of Melbourne in relation to the devastating and unprecedented bushfires in our state and country and the global impact of the Novel Coronavirus.

The Lord Mayor, Sally Capp paid tribute to the late John Cain and his contribution to Melbourne and Victoria, particularly as Premier in the 80s and early 90s.

2. Disclosures of conflicts of interest

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

3. Confirmation of minutes of the previous meeting

Moved: Deputy Lord Mayor, Arron Wood

That the minutes of meeting No 69, held on Tuesday 3 December 2019, be confirmed.

Seconded: Cr Pinder-Mortimer

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Sally Capp, Deputy Lord Mayor, Arron Wood and Councillors Frances Gilley, Le Liu, Leppert, Louey, Oke, Pinder-Mortimer, Reece and Riley.

4. Matters arising from the minutes of the previous meeting

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

5. Public questions

Chris Thrum explained that before European Settlement, the Kulin Nation managed the land and water in a very successful manner and did back-burning, when required. Mr Thrum noted that after 60,000 years' experience, they knew when to back burn to manage the environment. Mr Thrum asked if City of Melbourne could have a posture of taking this approach into meetings in recognition of First Nations policies in relation to land management.

Lord Mayor, Sally Capp advised that Chris' suggestion would be taken on board and the City of Melbourne would endeavour to incorporate when appropriate going forward.

Cr Oke added that the *City with Nature Strategy* states the City of Melbourne's support for the Caring for Country principles in the city.

Mr Thrum noted Cr Reece's travel report of attendance at the C40 Global Mayors summit and asked whether the Lord Mayor, Sally Capp and Cr Oke could address school children and advise them that the City of Melbourne is sincere about combating climate change.

Lord Mayor, Sally Capp advised that last year the City of Melbourne declared a Climate Emergency and as part of that motion a report will be brought back to the Future Melbourne Committee that demonstrates how we are responding to the emergency.

6. Reports from management

The Chair, Lord Mayor, Sally Capp, advised that the following submissions had been received in accordance with the Council's *Meeting Procedures Code*.

Submissions/Correspondence

In relation to **Agenda item 6.1, 'Ministerial Planning Referral: TPMR-2019-9, 539-557 Collins Street and 43-61 King Street, Melbourne':**

Requests to speak:

- Simon Stockfield, Charter Hall
- Simon Haussegger, Cox Architecture.

Items of Correspondence:

- Simon Stockfield, Charter Hall
 - Simon Haussegger, Cox Architecture
 - Daniel Soussan, Tract Consultants.
-

In relation to **Agenda item 6.2, 'Ministerial Planning Referral: TPM-2017-11/A, 3-43 Waterfront Way, Docklands':**

Request to speak:

- Elle Harrington, SJB Architecture and Planning.

Item of Correspondence:

- Elle Harrington, SJB Architecture and Planning.
-

In relation to **Agenda item 6.3, 'TPM-2019-22, 102-115, 107-109, 115-117 Boundary Road and part of 59-101 Alfred Street North Melbourne':**

Item of Correspondence:

- Geoff Leach.
-

In relation to **Agenda item 6.4, 'Planning Scheme Amendment C372 – North Melbourne Football Club Signage (204 to 206 Arden Street, North Melbourne)':**

Request to speak:

- Chris Thrum.

Item of Correspondence:

- Chris Thrum.
-

In relation to **Agenda item 6.5, 'Planning Scheme Amendment C278 Sunlight to Public Parks':**

Request to speak:

- Rupert Myer.

Items of Correspondence:

- David Gentle
- Christine Christian
- Dorothy Williams
- John and Margaret Coyne
- Anne Findlay
- Tanya Piccolotto

- Christine Croyden
- Hans Henrik Dahl
- Denis Munari
- Nick Howden
- Shirley Frost
- David Fames
- Russel Taylor
- P Walsh
- Marion Hunt
- Norman Tickner
- Frank Novak
- Karen Latimer
- Victoria Strutt
- Karen Plastow
- Ri Scarborough
- Eveline Fallshaw
- Adrienne Clarke
- John and Judith Lannen
- Rupert Myer
- Valerie Wilson
- Angelo Labriola
- Geoff Hopkins
- Ray Cowling
- Eileen Sheridan.

In relation to **Agenda item 6.6, 'Post travel report by Councillor Louey: Business Partner City Roundtable: Bandung, Indonesia and Kuala Lumpur, Malaysia, November 2019':**

Item of Correspondence:

- Chris Thrum

Procedural motion

Moved: Cr Leppert

That the Future Melbourne Committee, in accordance with Clause 3.11 of the Conduct of Meetings Local Law 2019, resolves that the order of business be amended to allow the consideration of agenda item 6.5, Planning Scheme Amendment C278 Sunlight to Parks, prior to consideration of the other reports from management.

Seconded: Deputy Lord Mayor, Arron Wood

The motion was put and carried unanimously with the following Councillors present: The Chair, Councillor Reece, Lord Mayor, Sally Capp, Deputy Lord Mayor, Arron Wood and Councillors Frances Gilley, Le Liu, Leppert, Louey, Oke, Pinder-Mortimer and Riley.

Planning Portfolio

Cr Reece assumed the role of Chair for the Committee to consider five reports from management in relation to the Planning Portfolio.

6.5 Planning Scheme Amendment C278 Sunlight to Public Parks

The purpose of this report was to present the outcomes of the public exhibition of Planning Scheme Amendment C278 and to recommend that the Future Melbourne Committee requests that the Minister for Planning appoint an independent Planning Panel to consider all submissions.

Councillor Leppert declared an indirect conflict of interest in relation to this item and left the meeting at 5.52pm. The conflict of interest was due to receipt of an applicable gift under section 78C of the *Local Government Act 1989*. Cr Leppert received an election campaign donation from a property owner impacted by the proposed Amendment.

Councillor Oke declared an indirect conflict of interest in relation to this item and left the meeting at 5.52pm. The conflict of interest was due to a conflicting duty under section 78B of the *Local Government Act 1989*. Cr Oke is employed by the University of Melbourne who is affected by the proposed Amendment.

The Deputy Lord Mayor, Arron Wood and Councillors Le Liu, Louey, Pinder-Mortimer and Riley all declared indirect conflicts of interest in relation to this item. The conflicts of interests were due to receipt of applicable gift under section 78C of the *Local Government Act 1989*. All Councillors received an election campaign donation from a property owner affected by the proposed Amendment. Cr Pinder-Mortimer left the meeting at 5.52pm. Deputy Lord Mayor, Arron Wood and Councillors Le Liu and Riley left the meeting at 5.53pm. Cr Louey left the meeting at 5.54pm.

Lord Mayor, Sally Capp, declared an indirect conflict of interest in relation to this item and left the meeting at 5.53pm. The conflict of interest was due to receipt of an applicable gift under section 78C of the *Local Government Act 1989*. The Lord Mayor, Sally Capp, received an election campaign donation from a submitter to the proposed Amendment.

Councillor Reece declared two indirect conflicts of interest in relation to this item and left the meeting at 5.54pm. The conflicts of interest were due to a conflicting duty and receipt of applicable gift under sections 78B and 78C of the *Local Government Act 1989*. Cr Reece received an election campaign donation from a property owner affected by the proposed Amendment. Cr Reece is also employed by University of Melbourne who is affected by the proposed Amendment.

All Councillors who declared conflicts of interest left the meeting prior to discussion taking place.

Due to the number of Councillors declaring conflicts of interest for Agenda 6.5, *Planning Scheme Amendment C278 Sunlight to Public Parks*, the quorum for the meeting was lost and the agenda item will now be dealt with by an officer under delegation. The decision made under delegation will be in accordance with the management recommendation printed in the agenda papers. For transparency, the details of the decision will be published on the C278 page on Council's Participate Melbourne site, as soon as practicable.

Lord Mayor, Sally Capp, Deputy Lord Mayor, Arron Wood and Councillors Oke, Le Liu, Leppert, Louey, Pinder-Mortimer, Riley and Reece returned to the meeting at 6pm.

6.1 Ministerial Planning Referral: TPMP-2019-9, 539-557 Collins Street and 43-61 King Street, Melbourne

The purpose of this report was to advise the Committee of a Ministerial Planning Application seeking approval to demolish the existing multi storey building and construct buildings and works for the purpose of a multi-storey building to be constructed in two stages at 539-557 Collins Street and 43-61 King Street, Melbourne.

Cr Frances Gilley left the meeting at 6.02pm and returned at 6.03pm.

The following people addressed the Committee:

- Simon Stockfield, Charter Hall
- Simon Haussegger, Cox Architecture.

Moved: Cr Reece

That the Future Melbourne Committee resolves to advise the Department of Environment, Land, Water and Planning that the Melbourne City Council does not object to the application subject to conditions outlined in the delegate report (refer to Attachment 4 of the management report).

Seconded: Cr Leppert

The motion was put and carried unanimously with the following Councillors present: The Chair, Councillor Reece, Lord Mayor, Sally Capp, Deputy Lord Mayor, Arron Wood and Councillors Frances Gilley, Le Liu, Leppert, Louey, Oke, Pinder-Mortimer and Riley.

6.2 Ministerial Planning Referral: TPM-2017-11/A, 3-43 Waterfront Way, Docklands

The purpose of this report was to advise the Committee of a Ministerial Planning Referral that seeks to amend Ministerial Permit PA1700219 for land at 3-43 Waterfront Way, Docklands.

Elle Harrington, SJB Architecture and Planning, addressed the Committee.

Moved: Cr Reece

That the Future Melbourne Committee resolves to advise the Department of Environment, Land, Water and Planning that the Melbourne City Council supports the application subject to the conditions outlined in the delegate report (refer to Attachment 4 of the report from management).

Seconded: Cr Leppert

The motion was put and carried unanimously with the following Councillors present: The Chair, Councillor Reece, Lord Mayor, Sally Capp, Deputy Lord Mayor, Arron Wood and Councillors Frances Gilley, Le Liu, Leppert, Louey, Oke, Pinder-Mortimer and Riley.

6.3 TPM-2015-22, 102-115, 107-109, 115-117 Boundary Road and part of 59-101 Alfred Street, North Melbourne

The purpose of this report was to advise the Committee of a Ministerial Planning Application seeking approval for construction of two twelve-storey buildings plus basements and rooftops, including shop, office and food and drink uses, a reduction of car parking requirements and alterations to a road in a Road Zone, Category 1 at 103-105, 107-109, 115-117 Boundary Road and part of 59-101 Alfred Street, North Melbourne.

Moved: Cr Reece

1. *That the Future Melbourne Committee resolves to:*
 - 1.1. *Advise the Department of Environment, Land, Water and Planning (DELWP) that Melbourne City Council objects to the proposal on the grounds outlined in the delegate report (refer Attachment 4 of the report from management).*
 - 1.2. *Prepare an addendum to Melbourne City Council's Statement of Grounds outlining Council's reasons for contesting the VCAT application and submit it to VCAT and all parties to the proceeding.*

Seconded: Cr Leppert

The motion was put and carried unanimously with the following Councillors present: The Chair, Councillor Reece, Lord Mayor, Sally Capp, Deputy Lord Mayor, Arron Wood and Councillors Frances Gilley, Le Liu, Leppert, Louey, Oke, Pinder-Mortimer and Riley.

6.4 Planning Scheme Amendment C372 – North Melbourne Football Club Signage (204 to 206 Arden Street, North Melbourne)

The purpose of this report was to recommend that the Committee request the Minister for Planning to prepare and approve Amendment C372 pursuant to section 20(4) of the *Planning and Environment Act 1987*.

Councillor Frances Gilley declared an indirect conflict of interest in relation to this item. The conflict of interest was due to receipt of applicable gift under section 78C of the *Local Government Act 1989*. Cr Frances Gilley attended a Grand Final Breakfast hosted by the North Melbourne Football Club. He left the meeting at 6.39pm prior to discussion taking place.

Chris Thrum addressed the Committee.

Moved: Cr Reece

1. *That the Future Melbourne Committee:*
 - 1.1. *Requests the Minister for Planning to prepare and approve Amendment C372 under section 20(4) of the Planning and Environment Act 1987 in accordance with Attachment 2 of the report from management but with a new condition added to the proposed amended incorporated document after condition 3, with other conditions renumbered, to read: "4. Any signage must maintain clear views from Macaulay Road to the oval, and from the club forecourt to the oval".*

- 1.2. *Authorises the General Manager, Strategy, Planning and Climate Change to make any further minor editorial changes to Amendment C372, and requests that the change described in the previous paragraph be made, prior to submitting to the Minister for Planning for approval.*

Seconded: Cr Leppert

The motion was put and carried unanimously with the following Councillors present: The Chair, Councillor Reece, Lord Mayor, Sally Capp, Deputy Lord Mayor, Arron Wood and Councillors Le Liu, Leppert, Louey, Oke, Pinder-Mortimer and Riley.

Cr Frances Gilley returned to the meeting at 6.46pm after the vote had been taken.

Prosperous City Portfolio

Cr Louey assumed the role of Chair for the Committee to consider one report from management in relation to the Prosperous City Portfolio.

6.6 Post travel report by Councillor Kevin Louey: Business Partner City Roundtable: Bandung, Indonesia and Kuala Lumpur, Malaysia, November 2019

The purpose of this report was to report to the Committee on the travel undertaken by Councillor Louey to the Business Partners Cities meeting in Kuala Lumpur, Malaysia and Bandung, Indonesia from 17 to 23 November 2019.

Cr Le Liu left the meeting at 6.47pm and returned at 6.49pm

Moved: Cr Louey

That the Future Melbourne Committee notes this report and attached summary of benefits and outcomes of Councillor Louey's visit to Bandung and Kuala Lumpur.

Seconded: Cr Riley

The motion was put and carried unanimously with the following Councillors present: The Chair, Councillor Louey, Lord Mayor, Sally Capp, Deputy Lord Mayor, Arron Wood and Councillors Frances Gilley, Le Liu, Leppert, Oke, Pinder-Mortimer, Reece and Riley.

Lord Mayor, Sally Capp resumed the role of Chair for the remainder of the meeting.

7. General business

There was one item of General business for consideration.

7.1 Participation by Councillor Nicholas Reece in C40 Global Mayors Summit, Copenhagen, Denmark, October 2019

The purpose of this report was to report to the Committee on travel undertaken by Councillor Nicholas Reece to participate in the C40 Global Mayors Summit held in Copenhagen, Denmark in October 2019.

Moved: Cr Reece

1. *That the Future Melbourne Committee:*

- 1.1. *Notes the report by Councillor Nicholas Reece on travel undertaken to Copenhagen in October 2019 to participate in the C40 Global Mayors Summit and related activities.*
- 1.2. *Requests management to consider and share with external stakeholders the observations and insights outlined in Attachment 2 of the report and explore potential opportunities for City of Melbourne.*

Seconded: Cr Oke

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Sally Capp, Deputy Lord Mayor, Arron Wood and Councillors Frances Gilley, Le Liu, Leppert, Louey, Oke, Pinder-Mortimer, Reece and Riley.

8. Urgent business

There was one item of proposed urgent business for consideration.

8.1 Council Representation on the Metropolitan Local Government Waste Forum

Moved: Deputy Lord Mayor, Arron Wood

That the Future Melbourne Committee resolves that the matter of Council representation on the Metropolitan Local Government Waste Forum (Forum) meets the criteria for urgent business as it has arisen since the distribution of the agenda, and cannot safely or conveniently be deferred until the next Council meeting.

Seconded: Cr Oke

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Sally Capp, Deputy Lord Mayor, Arron Wood and Councillors Frances Gilley, Le Liu, Leppert, Louey, Oke, Pinder-Mortimer, Reece and Riley.

Moved: Deputy Lord Mayor, Arron Wood

1. *That the Future Melbourne Committee:*
 - 1.1. *Appoints Councillor Susan Riley as Council's representative and Councillor Philip Le Liu as substitute representative to the Metropolitan Local Government Waste Forum.*
 - 1.2. *Notes that the appointment of Councillors Riley and Le Liu replace current representation by the Chair Environment.*
 - 1.3. *Requests that the appointment of Councillors Riley and Le Liu be ratified by Council at its meeting on 25 February 2020.*

Seconded: Cr Oke

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Sally Capp, Deputy Lord Mayor, Arron Wood and Councillors Frances Gilley, Le Liu, Leppert, Louey, Oke, Pinder-Mortimer, Reece and Riley.

9. Public questions

There were no public questions.

10. Closure of meeting

The Chair, Lord Mayor, Sally Capp, declared the meeting closed at 7.05pm.

Confirmed at the meeting of the Future Melbourne Committee on Tuesday 18 February 2020.



Chair
Future Melbourne Committee