

CITY OF MELBOURNE

Council Meeting

Minutes

**Meeting Number 7
Tuesday 29 June 2021
5.30pm**

Melbourne Town Hall

Present

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

Apology

Councillor Jason Chang

Confirmed at the meeting of Council
on Tuesday 27 July 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.

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 two were confidential
- An apology had been received from Cr Chang.

Councillors Le Liu and Louey arrived at the meeting at 5.32pm.

The Chair, Lord Mayor, Sally Capp acknowledged the recent passing of Shane Scanlan, founding editor of Docklands News, CBD News, and Southbank News. The Lord Mayor recognised Shane's role in delivering community news on important and significant issues in Docklands and neighbouring precincts and noted that over and above all, Shane helped hold Council accountable, offering criticism and identifying shortcomings when necessary. Councillors and staff appreciated that all the effort that he put in, it was so create better outcomes for the community. The Lord Mayor offered condolences to Shane's family and to media professionals who Shane has mentored. The Lord Mayor noted that Melbourne is a better place for Shane Scanlan.

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 6, held on Tuesday 25 May 2021, be confirmed.

Seconded: Cr Le Liu

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

Submissions

In relation to Agenda item 6.2, **Economic Development Strategy 2031 - Melbourne's Thriving Economic Future**:

Item of correspondence:

- Chris Thrum.

5. Reports from Submissions (Section 223) Committee

There were two reports from Submissions (Section 223) Committee for consideration in the open session.

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5.1 Proposed discontinuance and sale of PL5208, North Melbourne

The purpose of this report was to recommend the discontinuance and sale of Private Lane PL5208, North Melbourne, pursuant to section 206(1) and clause 3 of schedule 10 of the Local Government Act 1989.

Moved: Cr Le Liu

1. *That Council:*

1.1. *Discontinue the road known as PL5208 shown on the plan in the public notice published in The Age of 17 April 2021 and sell the resulting Land to the abutting landowner, 8-10 Curzon Place Pty Ltd (Purchaser) for \$30,000 plus GST, subject to the Purchaser entering into an agreement with the Council under section 173 of the Planning and Environment Act 1987 to be registered on the land, requiring a minimum one metre wide unencumbered path on the land for use by the owner of 26 Little Curzon Street, North Melbourne to access their rear yard and gate, allow unimpeded access over the Land for the reasonable maintenance of the wall and fence and for the quiet enjoyment of the Land by the owner of 26 Little Curzon Street North Melbourne for the reasons that:*

1.1.1. *the section 173 agreement addresses the concern of the objector, the owner of 26 Little Curzon Street, North Melbourne and has been agreed to by the objector and the Purchaser*

1.1.2. *remnant private lanes are potential security risks to the community and the discontinuance and sale will also support the development at 8-10 Curzon Place.*

1.2. *Notify in writing every person who has lodged a separate submission of the decision and reasons for the decision.*

Seconded: Deputy Lord Mayor, Nicholas Reece

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

5.2 Proposed discontinuance of parts of Linlithgow Avenue, Melbourne in order to protect public open space

The purpose of this report was to recommend the discontinuance of parts of Linlithgow Avenue, Melbourne in order to protect public open space, pursuant to section 206(1) and clause 3 of schedule 10 of the Local Government Act 1989.

Moved: Cr Le Liu

1. *That Council:*

1.1. *Discontinue parts of Linlithgow Avenue, Melbourne as proposed on the plan in the public notice published in The Age of 17 April 2021, for the reasons that:*

1.1.1. *the Rockery Fountains occupying the two affected areas of road, are referred to in the Victorian Heritage Register for the Domain Parklands*

1.1.2. *the affected areas are already constructed as parks and discontinuance will not impact on adjoining roads or users of those roads*

1.1.3. *once discontinued, the resulting land can be reserved under the Crown Land (Reserves) Act 1978 in association with the adjoining Domain Parklands.*

1.2. *Notify in writing every person who has lodged a separate submission of the decision and reasons for the decision.*

Seconded: Deputy Lord Mayor, Nicholas Reece

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

6. Reports from management

There were 10 reports from management for consideration in the open session.

6.1 Adoption of the proposed Council Plan 2021–2025

The purpose of this report was to adopt the proposed Council Plan 2021–2025, incorporating the Community Vision and Municipal Public Health and Wellbeing Plan (the Council Plan), in accordance with the requirements of the Local Government Act 2020.

Moved: Lord Mayor, Sally Capp

1. *That Council:*

- 1.1 *Having considered the public feedback (Attachment 3 of the report from management) and the recommendations of the Special Future Melbourne Committee, adopts the Council Plan 2021–2025, incorporating the Community Vision and Municipal Public Health and Wellbeing Plan (Council Plan), including recommendations made from the Committee set out in Attachments 4 and 5.*
- 1.2 *Advises each of the providers of feedback of the Council's decision in relation to these matters and the reasons for the decision set out in Attachments 4 and 5.*
- 1.3 *Authorises the General Manager Governance and Organisational Development to make any further minor editorial changes to the Council Plan prior to publication.*
- 1.4 *Notes that, in accordance with the Council's Public Transparency Policy, the final Council Plan will be made available on the Council website, at the Council Offices or on request to Council.*

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

Note: Attachments 4 and 5 as referred to in the resolution above are attached to these minutes.

6.2 Economic Development Strategy 2031 - Melbourne's Thriving Economic Future

The purpose of this report was seek endorsement of the Economic Development Strategy (the Strategy), *Melbourne's Thriving Economic Future* following public consultation.

Moved: Lord Mayor, Sally Capp

1. *That Council;*

- 1.1 *Endorses the Economic Development Strategy, Melbourne's Thriving Economic Future (Attachment 2 of the report from management).*
- 1.2 *Authorises the General Manager City Economy and Activation to make any further minor editorial changes to the Economic Development Strategy, Melbourne's Thriving Economic Future prior to publication.*

Seconded: Cr Campbell

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

6.3 Adoption of the draft Budget 2021-22

The purpose of this report was to adopt the draft Budget 2021–22 in accordance with the requirements of the *Local Government Act 2020*.

Moved: Cr Le Liu

1. *That Council:*

- 1.1 *Having considered the public feedback (Attachment 3 of the report from management) and the recommendations of the Special Future Melbourne Committee, adopts the Budget 2021-22, including recommendations made from the Committee set out in Attachments 4 and 5.*
- 1.2 *Advises each of the providers of feedback of the Council's decision in relation to these matters and the reasons for the decision set out in Attachments 4 and 5.*
- 1.3 *Authorises the General Manager Finance and Corporate to make any further minor editorial changes to the Budget 2021-22 prior to publication.*
- 1.4 *Note that, in accordance with the Council's Public Transparency Policy, the final Budget 2021-22 will be made available on the Council website, at the Council Offices or on request to Council.*

Seconded: Deputy Lord Mayor, Nicholas Reece

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

Note: Attachments 4 and 5 as referred to in the resolution above are attached to these minutes.

6.4 Revenue and Rating Plan

The purpose of this report was to seek endorsement of the Revenue and Rating Plan (the Plan) following the conclusion of community consultation.

Moved: Cr Le Liu

1. *That Council*

- 1.1 *notes the Special Future Melbourne Committee considered the public feedback to the Revenue and Rating Plan and have recommended that the Revenue and Rating Plan be adopted with no changes.*
- 1.2 *endorses the Revenue and Rating Plan (Attachment 2 of the report from management).*

Seconded: Deputy Lord Mayor, Nicholas Reece

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

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6.5 Social Partnerships Program 2021-23 Panel Recommendations

The purpose of this report was to seek Council's endorsement of the recommendations of the external Assessment Panel (Panel) for the Social Partnerships Program (SPP) 2021–2023.

Councillors Dr Ball and Leppert declared a material conflict of interest in this matter pursuant to section 127/128 of the *Local Government Act 2020*. A grant applicant made a donation to the councillor' 2020 election campaign.

Councillors Dr Ball and Leppert left the meeting at 6.42pm prior to any discussion taking place.

Moved: Cr Hakim

1. *That Council:*

- 1.1. *Approves the 2021–2023 Social Partnerships grants as detailed in Attachment 2 of the report from management.*
- 1.2. *Authorises the General Manager Community and City Services to approve funding for up to two reserve applications in the event that one or more of the recommended projects cannot proceed or declines funding.*
- 1.3. *Authorises management to enter into negotiations with successful applicants and authorises the General Manager Community and City Services to execute final funding agreements with each organisation in accordance with this Council resolution and the Community Grants and Partnerships Framework.*

Seconded: Cr Griffiths

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

Councillors Dr Ball and Leppert returned to the meeting at 6.46pm.

6.6 Funding Support Requests June 2021

The purpose of this report was seek direction from Council as to whether recent requests for funding should be funded from the discretionary fund.

Moved: Deputy Lord Mayor, Nicholas Reece

That Council approves the purchase of one table for the Committee for Melbourne Annual Dinner to be held on Wednesday 1 September 2021 to the value of \$6,500.

Seconded: Cr Le Liu

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

6.7 Precinct Program Year 1 Funding Report

The purpose of this report was to seek Council approval of funding recommendations for year one of the Business Precinct Program (BPP) 2021–25.

Moved: Cr Louey

1. *That Council:*

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- 1.1. Approves \$830,400 overall funding for year one of the Business Precinct Program 2021–25.
- 1.2. Notes that the funding will be distributed to each precinct in accordance with the Business Precinct Program 2021–25 Guidelines (Attachment 2 of the report from management), funding the following precincts: Carlton Inc., Chinatown Precinct Association, City Precinct, Collins Street Precinct Group, Docklands Chamber of Commerce, Greek Precinct Association, Kensington Business Association, Melbourne City North Association, North & West Melbourne Precinct Association and Yarra River Business Association.

Seconded: Lord Mayor, Sally Capp

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

6.8 Review of Delegations

The purpose of this report was for Council to review delegations which have been made under section 11 of the *Local Government Act 2020* (the Act), delegations by Council under other Acts and Council's general delegations policy (Policy).

Moved: Cr Le Liu

1. That Council:

- 1.1 Pursuant to section 11(7) of the *Local Government Act 2020* (LGA 2020), reviews its delegations which have been made under section 11 of the LGA 2020.
- 1.2 Dissolves the Gaming Planning Provision Committee and the C309 West Melbourne Structure Plan Committees and revokes the related instruments of delegation CCL-2020-6 and CCL-2020-7.
- 1.3 By instrument of delegation sealed by the Council under section 118(1) of the *Road Management Act 2004* (RMA), delegates to the persons from time to time holding the positions referred to in column 1 of Attachment 3 of the report from management, Council's powers and functions as a road authority under the RMA identified in column 2 and 3 of Attachment 3, subject to:
 - 1.3.1 the conditions and limitations identified in column 4 of Attachment 3
 - 1.3.2 the restrictions contained in section 118(1) of the RMA and section 11(2) of the LGA 2020
 - 1.3.3 compliance with Council's General Delegations Policy.
- 1.4 Revokes instrument of delegation CCL-2020-2 relating to the RMA, such revocation to take effect immediately after the execution of the instrument of delegation referred to in paragraph 7.3 above.
- 1.5 Revokes instrument of delegation CCL-2020-4 relating to the *Environment Protection Act 1970*, such revocation to take effect on 1 July 2021.
- 1.6 Amends its General Delegation Policy in accordance with the changes in Attachment 2 of the report from management subject to Section 2 Limitation on Financial Delegations being amended to provide for the Deputy CEO having a financial delegation amount of \$1.75 million.
- 1.7 By instrument of authorisation sealed by the Council under section 188 of the *Planning and Environment Act 1987* authorise the officers listed at Attachment 4 of the report from management, to carry out the duties and functions and exercise the

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powers of an 'authorised officer' within the meaning of the Planning and Environment Act 1987.

- 1.8 *Revokes the instrument of authorisation dated 25 August 2020 and previous appointments of authorised officers made under the Planning and Environment Act 1987, to take effect immediately after the execution of the instrument of authorisation referred to in paragraph 7.7 above.*

Seconded: Deputy Lord Mayor, Nicholas Reece

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

6.9 Referred documents from the 7 May 2021 Audit and Risk Committee meeting

The purpose of this report was to advise Council of the outcomes of the City of Melbourne Audit and Risk Committee (ARC) meeting held on 7 May 2021.

Moved: Cr Le Liu

That Council notes the minutes of the meeting of the Audit and Risk Committee held on 7 May 2021.

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

6.10 New Procurement Policy

The purpose of this report was to adopt the new Procurement Policy as set out in the *Local Government Act 2020*.

Moved: Cr Le Liu

1. *That Council:*

- 1.1 *Approves the new Procurement Policy (refer Attachment 2 of the report from management).*
- 1.2 *Notes that an implementation window of approximately three months after approval is required, to enable communication and change management.*
 - 1.2.1 *A review of the Procurement Policy will take place in 12 months.*
- 1.3 *Approves amendments to the Policy to include in Section 20 Sustainable Procurement Considerations the words "up to 10% evaluation weighting can be applied for sustainability considerations", consistent with the existing policy.*

Seconded: Deputy Lord Mayor, Nicholas Reece

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

7. General business

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

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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 Griffiths

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 the business to disadvantage by disclosing financial information to competitors.*

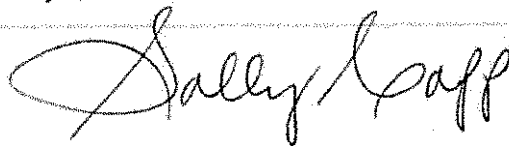
- 1.2 *Agenda item 14.2 as it contains the record of a meeting of the CEOEMC which was closed to the public and contains personal staffing information relating to the CEO.*

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

The Chair, Lord Mayor, Sally Capp, declared the meeting closed to the public at 7.50pm.

Confirmed at the meeting of Council on Tuesday 28 July 2021.



Chair
Council