



CITY OF MELBOURNE

Council Meeting

Minutes

**Meeting Number 18
12 December 2017
5.30pm**

**Council Chambers
Level 2
Melbourne Town Hall**

Present

Lord Mayor, Robert Doyle
Deputy Lord Mayor, Arron Wood
Councillors Nicolas Frances Gilley
Councillor Philip Le Liu
Councillor Rohan Leppert
Councillor Kevin Louey
Councillor Cathy Oke
Councillor Nicholas Reece
Councillor Susan Riley

Apologies

Councillor Tessa Sullivan
Councillor Jackie Watts

Confirmed at the meeting of Council
on Tuesday 27 February 2018

1. Commencement of meeting and apologies

The meeting commenced at 5.30pm.

The Chair, Lord Mayor, Robert Doyle, advised that:

- the meeting was being recorded and the audio would be made available on the City of Melbourne website before close of business tomorrow
- the agenda comprised 20 reports from management, eight of which were confidential, and four items of general business
- apologies had been received from Councillors Sullivan and Watts.

2. Disclosure of conflicts of interest

The Chair, Lord Mayor, Robert Doyle, 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 17, held on Tuesday 28 November 2017, be confirmed.

Seconded: Cr Oke

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Arron Wood and Councillors Frances Gilley, Le Liu, Leppert, Louey, Oke, 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.

Submissions/Correspondence

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

In relation to Agenda item 6.2, '**Planning Application TP-2017-188, 123-127 and 129-135 Bouverie Street, Carlton**':

Items of correspondence:

- Ewan Ogilvy, Carlton Residents Association
- Stephanie Rennie
- Daniel Soussan, Tract Consultants.

In relation to Agenda item 6.3, '**Planning Application TP-2017- 743, Lady Huntingfield Children's Centre, 89-97 Haines Street, North Melbourne**':

Items of correspondence:

- Jim Weatherill
- Oscar O'Bryan
- Imogen Elsum
- Amy Lehpamer
- Henry Qian.

In relation to Agenda item 6.4, '**Planning Application TP-2017-606, 2-50 Elizabeth Street and 2-12 Barrett Street, Kensington (former Younghusband Wool Store)**':

Items of correspondence:

- Jonathan Hutchings, Allied Pinnacle
- Danny Almagor, Impact Investment Group
- Lisa Ingram.

In relation to Agenda item 6.7, '**Proposed Planning Scheme Amendment C320: 154-160 Leicester Street, Carlton (former Corkman Irish Pub)**':

Items of correspondence:

- Warren Green, Carlton Residents Association
- Tracie laws.

In relation to Agenda item 6.8, '**City of Melbourne submission to the Fishermans Bend Draft Framework and Planning Controls consultation**':

Items of correspondence:

- Shane Scanlan
- Lori Fellows
- Keith Sutherland
- Johanna Maxwell, Docklands Chamber of Commerce
- Chris Thrum
- Catherine Dawson, Yarra's Edge Class Action Committee
- Stephen Grech.

In relation to Agenda item 6.11, '**Confirmation of up to two Councillors to accompany the Lord Mayor on City of Melbourne business mission to Osaka, Japan and Beijing, Tianjin, Wuxi and Suzhou, China – March 2018**':

Item of correspondence:

- Chris Thrum.

5. Reports from Committee

There were no reports from Committee for consideration in the open session.

6. Reports from management

There were 12 reports from management for consideration in the open session.

6.1 Records of Assemblies of Councillors

The purpose of this report was to present the most recent written records of assemblies of Councillors for Council to note.

Moved: Cr Oke

That Council notes the written records of the assemblies of Councillors as detailed in Attachment 2 of the report from management.

Seconded: Cr Riley

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

6.2 Planning Permit Application TP-2017-188, 123-127 and 129-135 Bouverie Street, Carlton

The purpose of this report was to advise Council of planning permit application TP-2017-188 at 123-127 and 129-135 Bouverie Street, Carlton.

Councillors Oke and Reece declared an indirect conflict of interest in this matter because of a conflicting duty under section 78B of the *Local Government Act 1989*. Both Councillors are employed by the University of Melbourne, who is an applicant for the matter. Councillors Oke and Reece left the meeting at 5.34pm, prior to any discussion taking place.

Moved: Cr Leppert

That Council resolves to issue a Notice of Decision to Grant a Permit in accordance with the conditions set out in the Delegate Report (Attachment 4 of the report from management).

Seconded: Deputy Lord Mayor, Arron Wood

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Arron Wood and Councillors Frances Gilley, Le Liu, Leppert, Louey and Riley.

Councillors Oke and Reece returned to the meeting at 5.36pm, after the vote had been taken.

6.3 Planning Application TP-2017-743, Lady Huntingfield Children's Centre, 89-97 Haines Street, North Melbourne

The purpose of this report was to advise Council of Planning Application TP-2017-743 for the proposed use and development of a childcare centre and maternal health clinic including construction of buildings and works under the Environment Significance Overlay Schedule 2, and associated reduction in parking requirements.

Moved: Cr Reece

1. *That Council:*

- 1.1. *As responsible authority, resolves to issue a Notice of Decision subject to conditions outlined in the Delegate Report (Attachment 4 of the report from management).*
- 1.2. *As proponent, undertakes to implement all of the recommendations stated in the Arboricultural Assessment and Report by Tree Logic dated 3 November 2017, and requests management to communicate this undertaking to objectors and adjacent property owners and tenants.*

Seconded: Cr Leppert

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

6.4 Planning Application TP-2017-606, 2-50 Elizabeth Street and 2-12 Barrett Street, Kensington (former Younghusband Wool Store)

The purpose of this report was to advise Council of a Planning Application TP-2017-606 for the proposed buildings and works including partial demolition use of the land for office, art and craft centre, education centre, restaurant, food and drink premises, industry (including manufacturing sales), car park and a reduction in the standard car parking requirements.

Moved: Cr Reece

1. *That Council:*

- 1.1. *Resolves to issue a Notice of Decision to Grant a Permit subject to conditions outlined in the Delegate Report (Attachment 4 of the report from management) but with condition 1(b) amended to read "Further details of all the ground plane treatments and openings, including within the laneway, clearly depicted on the elevation drawings and additional detailed drawings of any new ground level openings at a scale of 1:20".*
- 1.2. *Separately, notes the commitment of City of Melbourne traffic engineers to undertake an independent review of the local road network with regard to current and future traffic management needs and the diversity of industrial, residential and commercial road users in the area.*

Seconded: Cr Leppert

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

6.5 Planning Application TP-2008-554/B, North Melbourne Recreation Reserve, 204-206 Arden Street, North Melbourne

The purpose of this report was to advise Council of a planning application to amend existing planning permit TP-2008-554/A to allow for the expansion of the existing leisure and recreation facility and external works.

Cr Oke declared an indirect conflict of interest in this matter because of receipt of an applicable gift under section 78C of the *Local Government Act 1989*. Cr Oke had received tickets from North Melbourne Football Club valued at over \$500. Cr Oke also declared an indirect conflict of interest in relation to agenda items 6.6 and 6.7, because of a conflicting duty under section 78B of the *Local Government Act 1989*. Cr Oke is employed by the University of Melbourne, who is an applicant for item 6.6 and directly impacted by the proposal in item 6.7. Cr Oke left the meeting at 5.56pm, prior to any discussion taking place.

Moved: Cr Reece

That the Council resolves to issue a Permit subject to conditions outlined in the Delegate Report (Attachment 4 of the report from management).

Seconded: Cr Leppert

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Arron Wood and Councillors Frances Gilley, Le Liu, Leppert, Louey, Reece and Riley.

6.7 Proposed Planning Scheme Amendment C320: 154-160 Leicester Street, Carlton (former Corkman Irish Pub)

The purpose of this report was for the Council to seek authorisation from the Minister for Planning to prepare proposed Melbourne Planning Scheme Amendment C320 for land at 154-160 Leicester Street, Carlton (known as the former Carlton Inn, or Corkman Irish Pub).

Cr Reece declared an indirect conflict of interest in relation to agenda items 6.6 and 6.7 because of a conflicting duty under section 78B of the *Local Government Act 1989*. Cr Reece is employed by the University of Melbourne, who is an applicant for item 6.6 and directly impacted by the proposal in item 6.7. Cr Reece left the meeting at 5.59pm, prior to any discussion taking place.

Moved: Cr Leppert

1. *That Council:*

- 1.1. *Seeks authorisation from the Minister for Planning to prepare Melbourne Planning Scheme Amendment C320 under section 8A of the Planning and Environment Act 1987 for land at 154-160 Leicester Street, Carlton (former Carlton Inn).*
- 1.2. *Requests management (upon receiving authorisation) to prepare draft planning scheme amendment C320 and report back to Council in early 2018, prior to the commencement of public exhibition.*

Seconded: Deputy Lord Mayor, Arron Wood

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Arron Wood and Councillors Frances Gilley, Le Liu, Leppert, Louey and Riley.

6.6 Ministerial Planning Referral ID-2017-2, 700 Swanston Street and 114-152 Grattan Street, Carlton

The purpose of this report was to advise Council of Melbourne Planning Scheme Amendment C313 to facilitate the Carlton Connect Initiative at 700 Swanston Street, Melbourne. This request has been made to the Minister for Planning by the University of Melbourne (UoM). The applicant is Urbis, the owner is the UoM (preferred development partners Lend Lease and Urbanest) and the architects are Woods Bagot and Hayball.

Moved: Cr Leppert

That Council resolves to advise the Department of Environment, Land, Water and Planning that the Melbourne City Council supports Melbourne Planning Scheme Amendment C313 subject to the recommendations within the Delegate Report (Attachment 4 of the report from management).

Seconded: Deputy Lord Mayor, Arron Wood

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Arron Wood and Councillors Frances Gilley, Le Liu, Leppert, Louey and Riley.

Councillors Oke and Reece returned to the meeting at 6.05pm, after the vote had been taken.

6.8 City of Melbourne submission to the Fishermans Bend Draft Framework and Planning Controls consultation

The purpose of this report was to seek the Council's endorsement of the City of Melbourne's draft submission to the Victorian Government's consultation on the Fishermans Bend Draft Framework and draft Planning Scheme Amendments GC81.

Moved: Cr Reece

1. *That Council:*

- 1.1. *Agrees that the strategies within the Fishermans Bend Draft Framework and the Draft Planning Scheme Amendments GC81 as currently proposed will not deliver the vision and high ambitions of the Framework.*
- 1.2. *Notes the significant risk that the time allocated for Council to present to the panel will be manifestly inadequate, given the importance and complexity of the issues at stake.*
- 1.3. *Endorses the City of Melbourne draft submission (Attachment 2 of the report from management) to the Fishermans Bend Planning Review Panel in response to the exhibited Fishermans Bend Draft Framework and Planning Scheme Amendments GC81.*
- 1.4. *Endorses management's intention to be represented and appear at the public hearing and put forward Council's submission supported by more detailed evidence and advice consistent with the submission.*
- 1.5. *Acknowledges that further information on the Framework and Planning Controls may become available and authorises management to make any required changes to the submission and advise Councillors accordingly.*
- 1.6. *Authorises the Acting Director City Strategy and Place to make any further minor editorial changes to the submission prior to it being submitted to the Fishermans Bend Planning Review Panel.*

Seconded: Cr Leppert

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

6.9 Queen Victoria Market Precinct Renewal (QVMPR) Program Reserve Quarterly Report

The purpose of this report was to inform the Council of the financial performance of the Queen Victoria Market Precinct Renewal Program Reserve for the quarter ending 30 September 2017, in accordance with the Council resolution of December 2015.

Moved: Deputy Lord Mayor, Arron Wood

That Council accepts the quarterly Queen Victoria Market Renewal Program Reserve report as at 30 September 2017 which shows a reserve balance of \$61.81 million.

Seconded: Cr Reece

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

6.10 Procurement Policy Review

The purpose of this report was to seek endorsement of the revised draft Procurement Policy.

Moved: Cr Oke

That Council defers this item to be heard at the Council meeting to be held on Tuesday 27 February 2018.

Seconded: Lord Mayor, Robert Doyle

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

6.11 Confirmation of up to two Councillors to accompany the Lord Mayor on City of Melbourne business mission to Osaka, Japan and Beijing, Tianjin, Wuxi and Suzhou, China – March 2018

The purpose of this report was to seek Council's confirmation of up to two Councillors, to accompany the Lord Mayor to travel to Osaka, Japan and Beijing, Tianjin, Wuxi and Suzhou, China as leaders of the City of Melbourne business and civic mission to Japan and China in March 2018.

Moved: Lord Mayor, Robert Doyle

That Council nominates Councillors Le Liu and Louey to travel to Osaka, Japan and Beijing, Tianjin, Wuxi and Suzhou, China to join the Lord Mayor in leading the City of Melbourne business and civic mission in March 2018.

Seconded: Deputy Lord Mayor, Arron Wood

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

6.12 2017 Queen Victoria Market Pty Ltd Annual Report

The purpose of this report was to note the Queen Victoria Market Pty Ltd Annual Report for 2017.

Moved: Deputy Lord Mayor, Arron Wood

That the Council notes the 2017 Annual Report of Queen Victoria Market Pty Ltd.

Seconded: Cr Reece

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

7. General business

There were four items of general business for consideration in the open session.

En bloc

Lord Mayor, Robert Doyle moved the recommendations contained in the reports from management with respect to agenda items 7.1, 7.2 and 7.3.

Deputy Lord Mayor, Arron Wood seconded the motion.

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

The relevant information in relation to each of these agenda items, including the Council resolutions, is detailed below.

7.1 Post Travel Report by Councillor Cathy Oke: Green Surge Conference, guest lectures and meetings in Sweden and Denmark, September and COP23 and ICLEI meetings, Germany, C40 and CDP meetings, London, November 2017

The purpose of this report was to report to Council on travel undertaken by Councillor Cathy Oke.

1. *That Council notes the report by Councillor Cathy Oke on travel undertaken to:*
 - 1.1. *Sweden and Denmark in September 2017 to deliver a keynote speech at the Green Surge Conference, guest lectures and hold meetings with city officials and agencies.*
 - 1.2. *Germany in November 2017 to participate in COP23 and ICLEI related meetings held concurrently followed by meetings in London with C40 and CDP representatives.*

7.2 Post Travel Report by Councillor Kevin Louey: Participation in the 3rd Global Conference on the Cantonese, China, November 2017

The purpose of this report was to report to the Council on the travel undertaken by Councillor Kevin Louey to Jiangmen, China to participate in the 3rd Global Conference of the Cantonese in November 2017.

That Council notes the report by Councillor Kevin Louey on his participation in the 3rd Global Conference of the Cantonese whilst on private travel to China in November 2017.

7.3 Post Travel Report by Councillor Philip Le Liu: Participation in the 9th World Chinese Economic Summit, Hong Kong, November 2017

The purpose of this report was to report to Council on the travel undertaken by Councillor Philip Le Liu to attend the 9th World Chinese Economic Summit held in Hong Kong in November 2017.

That Council notes the report by Councillor Philip Le Liu on participation in the 9th World Chinese Economic Forum 2017 held in Hong Kong in November 2017.

7.4 Notice of Motion, Councillor Cathy Oke: Women4Climate Mentorship Program - Oceania

Moved: Cr Oke

1. *That Council:*

- 1.1. *Endorses Councillor Oke as chair of the Environment Portfolio to pursue the request from C40 for a 2018-19 Oceania event, as part of the Women4Climate Mentorship Program.*
- 1.2. *Acknowledges the in-principle support from C40 Cities Executive Director Mark Watts for a City of Melbourne convened Women4Climate-Oceania event.*
- 1.3. *Notes that Councillor Oke will engage with Council officers, strategic partners and other C40 Oceania cities including Sydney and Auckland and report back to Council in February or March 2018.*

Seconded: Cr Leppert

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

8. Urgent business

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

9. Closure of meeting

Moved: Lord Mayor, Robert Doyle

That pursuant to sections 89(2)(d) and (h) of the Local Government Act 1989, the meeting of the Council be closed to members of the public for the consideration of the items under the following categories:

- *Agenda items 6.13, 6.14, 6.17, 6.18, 6.19 and 6.20, as they contain information which if released would prejudice the Council or any person.*
- *Agenda items 6.15 and 6.16, as they contain information about contractual matters.*

Seconded: Deputy Lord Mayor, Arron Wood

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

The Chair, Lord Mayor, Robert Doyle, declared the open meeting closed at 6.26pm.

Confirmed at the meeting of Council on Tuesday 27 February 2018.



Chair
Council

