



CITY OF MELBOURNE

Council Meeting

Minutes

**Meeting Number 21
Tuesday 27 March 2018
5.30pm**

**Council Chambers
Level 2
Melbourne Town Hall**

Present

Acting Lord Mayor, Arron Wood
Councillor Nicolas Frances Gilley
Councillor Rohan Leppert
Councillor Cathy Oke
Councillor Beverley Pinder-Mortimer
Councillor Nicholas Reece
Councillor Susan Riley
Councillor Jackie Watts

Apologies

Councillor Philip Le Liu
Councillor Kevin Louey

Confirmed at the meeting of Council
on Tuesday 24 April 2018

1. Commencement of meeting and apologies

The meeting commenced at 5.30pm.

The Chair, Acting Lord Mayor, Arron Wood, 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 of one reports from Committee, 10 reports from management of which four were confidential.
- apologies had been received from Councillors Le Liu and Louey.

2. Disclosures of conflicts of interest

The Chair, Acting Lord Mayor, Arron Wood, advised that conflicts of interest would be disclosed as they arose.

3. Confirmation of minutes of the previous meetings

Moved: Cr Pinder-Mortimer

That the minutes of Meeting No 19, held on Tuesday 27 February 2018 and Special Meeting No 20, Tuesday 13 March 2018 be confirmed.

Seconded: Cr Riley

The motion was put and carried unanimously with the following Councillors present: The Chair, Acting Lord Mayor, Arron Wood and Councillors Frances Gilley, Leppert, Oke, Pinder-Mortimer, Reece, Riley, and Watts.

4. Matters arising from the minutes of the previous meetings

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

Submissions/Correspondence

The Chair, Acting Lord Mayor, Arron Wood, advised that no submissions had been received in accordance with the Council's *Meeting Procedures Code*.

5. Reports from Committee

6.

There was one report from Committee for consideration in the open session.

5.1 Proposed discontinuance of parts of Barry and Leicester Street, Carlton

The purpose of this report was to recommend the proposed discontinuance, pursuant to section 206(1) and clause 3 of schedule 10 of the *Local Government Act 1989*, of part of Leicester Street, Carlton in accordance with the recommendation from the Submissions (section 223) Committee.

Moved: Cr Reece

1. *That Council:*

- 1.1. *Discontinues parts of Leicester Street (but not Barry Street) Carlton as proposed on the plan in the public notice published in The Age of 29 November 2017 but excluding the area of Leicester Street adjoining Grattan Street identified by the Melbourne Metro Rail Authority (MMRA) in its submission of 23 January 2018 (excised area), for the reasons that:*

- 1.1.1. *the MMRA has separately identified all of the land the subject of the proposed discontinuance in Barry Street and Grattan Street will be closed for up to five years for the construction of the Rail Project, so the two parking spaces for people with a disability parking permit will not be available, irrespective of whether the proposal to discontinue proceeds or not*
- 1.1.2. *alternate parking spaces for holders of a parking permit for people with a disability have been identified at the southern end of Barry Street which will temporarily address the issue raised by Biomedical Research Victoria until new locations are provided after construction works are completed*
- 1.1.3. *it is appropriate that Barry Street remain a road to enable the MMRA to use that area for the purposes of the Rail Project utilising the Road Management Act 2004*
- 1.1.4. *the reduction in the area to be discontinued by the removal of the excised area together with the deletion of Barry Street, addresses the issue raised by the MMRA in its submission.*
- 1.2. *Notifies in writing every person who has lodged a separate submission of the decision and reasons for the decision.*
- 1.3. *Notes that as the excised area will remain road but be occupied by the MMRA for the duration of the construction of the Rail Project, management will take the necessary steps to have the excised area removed from the Council's road register maintained under the Road Management Act 2004.*

Seconded: Cr Oke

The motion was put and carried unanimously with the following Councillors present: The Chair, Acting Lord Mayor, Arron Wood and Councillors Frances Gilley, Leppert, Oke, Pinder-Mortimer, Reece, Riley and Watts.

7. Reports from management

There were six 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, Acting Lord Mayor, Arron Wood and Councillors Frances Gilley, Leppert, Oke, Pinder-Mortimer, Reece, Riley and Watts.

6.2 Revocation of Delegation and Authorisations under the Planning and Environment Act 1987

The purpose of this report was to revoke the delegation to staff by Council in regards to the *Planning and Environment Act 1987* and update the authorisations from Council under the Act.

Moved: Cr Leppert

1. *That Council:*

- 1.1. *Note that as a result of changes to the Planning and Environment Act 1987 (Act) by the Victorian Planning Authority Act 2017, delegations under Act are now managed by the Chief Executive Officer under delegation.*

1.2. Pursuant to section 188 of the Act and section 41A of the Interpretation of Legislation Act 1984, revoke:

1.2.1. the instrument of delegation by Council under the Act dated 24 March 2017 made by resolution of Council on 28 February 2017

1.2.2. the authorisations of the officers listed at part 2 of Attachment 2 of the management report.

Seconded: Cr Reece

The motion was put and carried unanimously with the following Councillors present: The Chair, Acting Lord Mayor, Arron Wood and Councillors Frances Gilley, Leppert, Oke, Pinder-Mortimer, Reece, Riley and Watts.

6.3 Queen Victoria Market Precinct Renewal (QVMPR) Program Reserve

The purpose of this report was to provide a progress update to Council on the Queen Victoria Market Precinct Renewal (QVMPR) Program Reserve for the period ending 28 February 2018.

Moved: Acting Lord Mayor, Arron Wood

That Council accepts the Queen Victoria Market Renewal Program Reserve report as at 28 February 2018 which shows a reserve balance of \$60.029 million.

Seconded: Cr Oke

The motion was put and carried unanimously with the following Councillors present: The Chair, Acting Lord Mayor, Arron Wood and Councillors Frances Gilley, Leppert, Oke, Pinder-Mortimer, Reece, Riley and Watts.

6.4 Public and Feature Metered Lighting Maintenance Services contract: No 100231

The purpose of this report was to seek Council approval to enter into a contract of public and feature metered lighting maintenance services (on roads and within parks) for a term of three years plus an extension option of up to two years subject to satisfactory performance.

Moved: Cr Oke

That Council awards the contract for the provision of public and feature metered lighting maintenance to High Access Cabling Pty Ltd for a term of three years commencing 1 July 2018 with an option to extend the contract term by up to a further two years for an annual contract sum of \$95,145 exclusive of GST plus schedule of rates items and annual rise and fall in accordance with the negotiated terms and conditions of contract.

Seconded: Cr Pinder-Mortimer

The motion was put and carried unanimously with the following Councillors present: The Chair, Acting Lord Mayor, Arron Wood and Councillors Frances Gilley, Leppert, Oke, Pinder-Mortimer, Reece, Riley and Watts.

6.5 Participation in Australian Local Government Association national General Assembly, Canberra, 17 to 20 June 2018

The purpose of this report was to provide for City of Melbourne participation in the Australian Local Government Association's, National General Assembly to be held in Canberra between 17 and 20 June 2018.

Moved: Cr Riley

That Council approves participation by Councillors Beverley Pinder and Rohan Leppert in the Australian Local Government Association's National General Assembly in Canberra between 17 and 20 June 2018 at an estimated cost of \$3415 per Councillor.

Seconded: Cr Oke

The motion was put and carried unanimously with the following Councillors present: The Chair, Acting Lord Mayor, Arron Wood and Councillors Frances Gilley, Leppert, Oke, Pinder-Mortimer, Reece, Riley and Watts.

6.6 Appointment to the Chief Executive Officer Employment Matters Committee

The purpose of this report was to appoint a Councillor as temporary member of the Chief Executive Officer Employment Matters Committee.

Moved: Acting Lord Mayor, Arron Wood

That Council appoints Councillor Nicholas Reece as a temporary member of the Chief Executive Officer Employment Matters Committee until such time as the new Lord Mayor commences.

Seconded: Cr Oke

The motion was put and carried unanimously with the following Councillors present: The Chair, Acting Lord Mayor, Arron Wood and Councillors Frances Gilley, Leppert, Oke, Pinder-Mortimer, Reece, Riley and Watts.

8. General business

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

9. Urgent business

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

10. Closure of meeting

Moved: Cr Pinder-Mortimer

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 item 6.8 as it contains information about a contractual matter.*
- *Agenda items 6.7, 6.9 and 6.10 as they contain information which if released would prejudice the Council or any person.*

Seconded: Cr Riley

The motion was put and carried unanimously with the following Councillors present: The Chair, Acting Lord Mayor, Arron Wood and Councillors Frances Gilley, Leppert, Oke, Pinder-Mortimer, Reece, Riley and Watts.

The Chair, Acting Lord Mayor, Arron Wood, declared the meeting closed at 5.37pm.

Confirmed at the meeting of Council on Tuesday 24 April 2018.



Chair
Council

