



# MEETING OF THE PORT PHILLIP CITY COUNCIL

## MINUTES

1 DECEMBER 2021



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**MINUTES OF THE MEETING OF THE PORT PHILLIP CITY COUNCIL  
HELD 1 DECEMBER 2021 IN ST KILDA TOWN HALL**

The meeting opened at 6:00pm.

**PRESENT**

Cr Pearl (Chairperson), Cr Baxter, Cr Bond, Cr Clark, Cr Copsey, Cr Crawford, Cr Cunsolo, Cr Martin, Cr Sirakoff.

**IN ATTENDANCE**

Peter Smith, Chief Executive Officer, Brian Tee, Acting General Manager Development Transport and City Amenity, Tony Keenan, General Manager Community Wellbeing and Inclusion, Chris Carroll, General Manager Customer Operations and Infrastructure, Kylie Bennetts, General Manager City Growth and Organisational Capability, Kirsty Pearce, Head of Governance, Rebecca Purvis, Senior Governance Officer, Emily Williams, Council Meetings Officer, Anthony Traill, Manager Open Space, Recreation and Community Resilience, Lachlan Johnson, Executive Manager Construction Contracts and Operations. Joanne McNeill, Executive Manager, Property and Assets, Anthony Savenkov, Head of Real Estate Portfolio (Development & Transactions).

*The City of Port Phillip respectfully acknowledges the Traditional Owners of this land. We pay our respect to their Elders, both past and present. We acknowledge and uphold their continuing relationship to this land.*

**1. APOLOGIES**

Nil.

**2. CONFIRMATION OF MINUTES**

**MOVED Crs Baxter/Bond**

That the minutes of the Meeting of the Port Phillip City Council and Special Meeting of Council both held 17 November 2021 be confirmed.

**A vote was taken and the MOTION was CARRIED unanimously.**

**3. DECLARATIONS OF CONFLICTS OF INTEREST**

Councillor Baxter declared a material interest in part 1 of item 13.6 *City of Port Phillip Election Commitments*, due to having previously received a campaign donation from a person associated with the entity included in the report.

Councillor Copsey declared a material interest in part 1 of item 13.6 *City of Port Phillip Election Commitments* due to having previously received a campaign donation from a person associated with the entity included in the report.

Councillor Crawford declared an interest in item 13.3 Award of Contract of Panel of Suppliers General Civil Works and Asphaltting Services due to a personal association with an employee of one of the tenderers.



## PRESENTATION OF AWARDS

The Mayor noted that the presentation of two awards had been added to the agenda and advised the meeting that the 2020 St Kilda Film Festival has been recognised for two awards by Parks and Leisure Australia. The Mayor asked Anthony Traill, Manager Open Space, Recreation and Community Resilience, to provide some further detail.

Anthony Traill, Manager Open Space, Recreation and Community Resilience advised that the 2020 St Kilda Film Festival, within a 6 week period, transformed from a venue based production to an online platform due to the emergence of Lockdown restrictions in Victoria. This was achieved through the collaboration of many teams in Council, primarily Festivals, Open Space, Recreation and Digital Technology.

In May 2021, Parks and Recreation Australia recognised the event as the Major Event of the Year for the Victorian and Tasmanian region, qualifying it as a finalist for the National award later in the year.

At the National awards held last week, the 2020 St Kilda Film Festival received its second award and recognition as the Parks and Leisure Australia – National Major Event of the Year for 2020.

*Councillor Baxter left the meeting at 7.35pm as he received notification of having attended a (non-council) exposure site.*

*Councillor Baxter rejoined the meeting from home virtually via Webex at 7.55pm.*

## 4. PUBLIC QUESTION TIME AND SUBMISSIONS

The following submissions were made verbally and can be listened to in full on our Website: <http://webcast.portphillip.vic.gov.au/archive.php>

### **Public Question Time:**

- **Jennifer Edge:** When will Councillors resume meeting regularly in real time in wards like we used to, to give us the opportunity to talk to our elected representatives about serious issues that impinge on our ability to live, grow and connect in the City of Port Phillip. These are all things to do with what I call Community education which is fundamental to capacity building.

*Peter Smith, Chief Executive Officer took the question on notice. The Mayor requested that the response include information about accessibility in our centres.*

### **Council Report Submissions:**

#### **Item 9.1 Transition Plan Friends of Suai**

- Megs Alston
- Janet Bolitho
- Patricia Jesson

#### **Item 9.4 Access and Inclusion Plan 2019 - 2021: Extension**

- Jennifer Edge

# MINUTES - MEETING OF THE PORT PHILLIP CITY COUNCIL - 1 DECEMBER 2021



## **Item 9.5 New netball courts at Elder Smith Reserve - Port Melbourne Netball Club**

- Kellie de Burgh (President of the PMNC)

## **Item 10.1 School Use of Public Open Space**

- Judith Klepner

## **Item 10.2 Elwood foreshore: looking to the future: site plan for community consultation**

- Jasmine Doak
- Christine Perkal
- John Bailey
- Catherine Elvins (Elwood Croquet Club)
- Tony Ashcroft
- Mark White
- Mark Richardson

## **Item 13.1 Portfolio Improvement: Childcare Centres**

- |                    |                    |                  |
|--------------------|--------------------|------------------|
| • Fiona walker     | • Pennie Brown     | • Nicholas Smith |
| • Alexandra Duarte | • Claire Byrne     | • Louise Hird    |
| • Rebecca Sanders  | • Rachael Scotland | • Ciaran Wilcox  |
| • Belinda Seixas   | • Jeremy Swincer   | • Frances Ady    |
| • Elise Rechichi   | • Tara Winslow     | • Peter Naismith |
| • Natalie Willis   | • Simon Rashleigh  | • Judith Klepner |
| • Michelle Murphy  | • Aimee Smith      |                  |
| • Brenda Forbath   | • Camila Ojeda     |                  |

## **Item 13.6 City of Port Phillip Election Commitments**

- Peter Naismith
- Tim Ryan

## **Item 14.1 Notice of Motion – Councillor Clark – Community Safety**

- Jenni Roper
- Amanda Morgan
- David Blakeley

The following submissions were read out in summary by an officer:

### **Public Question Time:**

- **Adrian Jackson:** I notice many discarded cigarette butts on the footpath and under street plantings along Armstrong Street, Middle Park. Litter bins along the street have metal slots specifically for cigarettes, however butts still end up in the plastic bin causing a fire risk. Smoking should be banned in all shopping strips as it is the case with outdoor dining.



What can council do to improve cigarette litter, e.g. Installing signage on benches and footpaths?

*Lachlan Johnson, Executive Manager Construction Contracts and Operations advised that Council is also concerned about this issue. I can advise that the scheduled cleaning program for Armstrong Street was recently adjusted to help address this and some other litter issues. Council officers work closely with traders associations, businesses and shop owners to ensure that footpaths are kept as clean as possible and that areas that are covered by footpath trading permits maintained in accordance with their permit conditions. A standard permit condition requires that litter must be cleared from the trading area by the permit holder and where smoking is permitted under the Tobacco Act 1987 that windproof ashtrays must be provided for patrons wishing to smoke within those trading areas. Whilst Council does not generally install signage for these purposes, Council has a history of actively participating and running anti cigarette litter campaigns. Council is currently reviewing its 'Don't Waste It' waste management strategy and will be considering initiatives to help address litter issues across the city in partnership with other local organisations and levels of government.*

**Council Report Submissions:**

**Item 9.5 New netball courts at Elder Smith Reserve - Port Melbourne Netball Club**

- Murray Nicol (Secretary of the Fishermans Bend Business Forum)

**Item 10.1 School Use of Public Open Space**

- Mark Sheppard and Reny Massoud (Albert Park College School Councillors)

**Item 13.1 Portfolio Improvement: Childcare Centres**

- Laetitia Colin-Vaillant

**5. COUNCILLOR QUESTION TIME**

Nil.

**6. SEALING SCHEDULE**

Nil.

**7. PETITIONS AND JOINT LETTERS**

Nil.

*The Mayor adjourned the meeting for a break at 8:01pm.*

*The meeting resumed at 8:13pm.*



## 8. PRESENTATION OF CEO REPORT

Nil.

## 13. WELL GOVERNED PORT PHILLIP

### 13.1 Portfolio Improvement: Childcare Centres

#### Purpose

- 1.1 To: (a) seek approval to carry out the community engagement processes under Section 114 of the *Local Government Act 2020* regarding an intention to sell 17 Eildon Road, St Kilda, 46 Tennyson Street, Elwood, and 39 The Avenue, Balaclava, being Council owned properties currently leased as childcare centres; and (b) inform of the intention to develop a contemporary, expanded childcare centre on the site of the existing North St Kilda Children's Centre.

#### MOVED Crs Bond/Clark

That Council:

- 3.1 Notes that planning is underway to boost the capacity and functionality of the North St Kilda Children's Centre, including its ability to accommodate children with a disability.
- 3.2 Authorises relevant Officers to seek State and Federal government co-funding for the development of the new North St Kilda Children's Centre, and authorises and delegates the Chief Executive Officer to all things necessary to secure this funding, including entering into and signing all relevant funding agreements, including the affixing of the Common Seal of Port Phillip Council to the relevant documents should that be required, and further provides the CEO the authority to on-delegate these powers to another Officer if required.
- 3.3 Notes that as part of its asset and portfolio management, Officers shall continue to assess its stock to ensure that Council-owned childcare facilities are fit for purpose and meet legislative and building compliance requirements.
- 3.4 Commences the statutory procedures in accordance with the *Local Government Act 2020* (the "Act") to sell its land at 17 Eildon Road, St Kilda, 46 Tennyson Street, Elwood, and 39 The Avenue, Balaclava, by competitive market process, and in stages over the next few years.
- 3.5 Advertises the Public Notices of Intention to Sell on Council's website in accordance with Section 114 of the Act.
- 3.6 In relation to each proposed sale, commences a community engagement process in accordance with Section 114(2)(b) of the Act.
- 3.7 Authorises Officers to undertake the administrative procedures necessary to enable Council to carry out its functions under section 114 of the Act in relation to the sale proposal and in accordance with *Council's Community Engagement Policy 2021*.
- 3.8 Following the consideration of any submissions to each Notice, receives a further report at an Ordinary Meeting of Council.
- 3.9 Where a lessee operator considers that Council's intention to sell the property may impact the viability of the relevant centre, authorises the Chief Executive Officer (or their delegate)



allow the early end of their lease, and to enter into and sign a deed of surrender of lease, including the affixing of the Common Seal of Port Phillip if that is required.

*The Mayor adjourned the meeting at 8.52pm.*

*The meeting resumed at 8.58pm.*

## **AMENDMENT**

### **MOVED Crs Crawford/Cunsolo**

That the following (shown in *italics*) be added to parts 3.6 and 3.10 of the motion:

- 3.6 In relation to each proposed sale, commences a community engagement process in accordance with Section 114(2)(b) of the Act. *including ongoing dialogue and information sharing with the Committees of Management of the relevant Childcare Centres to identify any alternative viable options to sale.*
- 3.10 *Requests that officers advocate for the State and Federal Governments to fund works required for the three Childcare Centres to become compliant with current building standards, disability access requirements and other regulatory standards. If, because of heritage or other requirements the properties cannot be made compliant, then Council advocate for State and Federal Government funding to purchase land and develop purpose built childcare facilities.*

**A vote was taken and the AMENDMENT was CARRIED unanimously.**

**The AMENDMENT became the SUBSTANTIVE MOTION.**

**The SUBSTANTIVE MOTION was PUT.**

**A vote was taken and the SUBSTANTIVE MOTION was CARRIED unanimously.**

## **9. INCLUSIVE PORT PHILLIP**

### **9.1 Transition Plan Friends of Suai**

#### **Purpose**

- 1.1 To consider a plan for Council to reduce all funding to Friends of Suai within a reasonable timeframe

#### **MOVED Crs Martin/Crawford**

That Council:

- 3.1 Endorses the transition plan as outlined in this report.
- 3.2 Reduces grant funding to Friends of Suai from the current \$60,000, as below:  
To \$45,000 for 2022-23;  
To \$30,000 for 2023-24;  
To \$15,000 for 2024-25.
- 3.3 Reduces all grant funding by 2025-26.



- 3.4 Transitions funding for the Friends of Suai Coordinator (FOSC) from the 0.6 FTE, as below:  
To 0.4 FTE for the 2024-25 year;  
To 0.2 FTE for the 2025-26 year.
- 3.5 Authorises the Chief Executive Officer to continue the donation of computer equipment to Covalima Community Centre through the disposal program when upgrading equipment.
- 3.6 Directs the Chief Executive Officer (or delegate) to explore other in-kind support that Council can provide to the Friends of Suai including use of meeting rooms, use of venues for events, opportunities for staff to volunteer through Council's staff volunteering program and encouraging staff giving to the Friends of Suai.
- 3.7 Directs the Chief Executive Officer (or delegate) to explore with the Friends of Suai/Covalima Community Reference Committee (Committee):
  - Options for replacing the community strengthening function that is currently carried out by the Friends of Suai Coordinator;
  - The advantages and disadvantages of a possible changed governance structure for the Committee, including seeking Deductible Gift Recipient Status;
  - Succession planning for the Committee.

**A vote was taken and the MOTION was CARRIED.**

## **9.2 LGBTIQA+ Advisory Committee - Update of Terms of Reference and appointment committee members.**

### **Purpose**

- 1.1 To consider adoption of an updated Terms of Reference for the LGBTIQA+ Advisory Committee, to increase the Committee's membership to include two Councillors, as provided at Attachment 1.
- 1.2 To formally appoint community members of the LGBTIQA+ Advisory Committee as detailed in Attachment 2: LGBTIQA+ Member Nominations (confidential).

### **MOVED Crs Copsy/Martin**

- 3.1 Adopts the updated LGBTIQA+ Advisory Committee Terms of Reference provided at Attachment 1, which extends membership of the Committee to include up to two Councillor representatives.
- 3.2 Notes that Councillor members will be appointed through the "Councillor Appointment to Committees" Report.
- 3.3 Notes that 27 community members applied for the vacant roles on LGBTIQA+ Advisory Committee, and formally acknowledges and thanks all applicants for their interest in these important roles.
- 3.4 Appoints Justine Dalla Riva, Dianne Toulson, David Demmer, Ange Barry, Rebeckah Loveday, Shaun Williams, Coco Dywer, Liam McAuliffe, James Seow, Binti Mohamud and Felicity McIntosh to the vacant positions on the LGBTIQA+ Advisory Committee from November 2021 until the end of the current Council term in 2024.





**A vote was taken and the MOTION was CARRIED unanimously.**

## **10. LIVEABLE PORT PHILLIP**

### **10.2 Elwood foreshore: looking to the future: site plan for community consultation**

#### **Purpose**

- 1.1 To seek approval to undertake community consultation on the Elwood Foreshore Site Plan.

#### **MOVED Crs Copsey/Bond**

That Council:

- 3.1 Authorises Officers to seek community feedback on the Elwood Foreshore Site Plan.
- 3.2 Notes that the feedback is to be reported to a subsequent Ordinary Meeting of Council.

**A vote was taken and the MOTION was CARRIED unanimously.**

## **11. SUSTAINABLE PORT PHILLIP**

Nil.

## **9. INCLUSIVE PORT PHILLIP**

### **9.3 Quick Response Grant Program Proposal**

#### **Purpose**

- 1.1 To endorse the establishment of the proposed Quick Response Grant Program (QRGP) in line with Attachment 1 - Proposal: Quick Response Grant Program, Section 4. Proposed Annual Quick Response Grant Program.
- 1.2 To endorse the QRGP Assessment Panel Terms of Reference (Attachment 2 - Quick Response Grant Program Assessment Panel Terms of Reference).

#### **MOVED Crs Crawford/Sirakoff**

That Council:

- 3.1 Endorse the establishment of the Quick Response Grant Program in line with Section 4 - Proposed Annual Quick Response Grant Program of Attachment 1.
- 3.2 Endorse the Quick Response Grant Program Assessment Panel - Terms of Reference (Attachment 2).
- 3.3 Notes the Quick Response Grant Program Guidelines that will be made available to assist grant applicants.
- 3.4 Notes that the Assessment Panel includes the Mayor (Chair) and one Councillor (to be appointed annually), and appoints Councillor Heather Cunsolo to the Panel.

**A vote was taken and the MOTION was CARRIED unanimously.**



## 9.6 Update on Kerferd Road Safety Improvement Trial

### Purpose

- 1.1 To present the results of the evaluation of Council's Kerferd Road Safety Improvement Trial and to recommend next steps.

### MOVED Crs Copsey/Crawford

That Council:

- 3.1 Thanks the community members that provided feedback on the operation of the Kerferd Road Safety Improvement Trial.
- 3.2 Notes the evaluation findings of the Kerferd Road Safety Improvement Trial included at **Attachment 3 and 4**.
- 3.3 Requests the Department of Transport, as part of its Pop-Up Bike Lane Program proposal for Kerferd and Albert roads, reinstates right turn movements from Kerferd Road into Montague and Herbert and install traffic calming measures along Kerferd Road such as reduced speed limits.
- 3.4 Retains the traffic management changes implemented as part of the 2020 trial to preserve the safety of this intersection, until further works are completed to allow safe traffic movements to be accommodated at the intersection.
- 3.5 Requests officers return to Council for further direction, should the Department of Transport not proceed with reinstating right turn movements from Kerferd Road across the median.
- 3.6 Requests Council Officers install traffic control devices, such as additional signage, and line marking, on Hambleton Street, Richardson Street and Merton Street to encourage compliance with the 40km/hr speed limit noting that the cost of \$5,000 will be funded using Council's operational budget.

**A vote was taken and the MOTION was CARRIED unanimously.**

## 13.2 Procurement Policy

### Purpose

- 1.1 To provide a report back to Council on the submissions received from the community consultation process on the proposed Procurement Policy.
- 1.2 To present the final Procurement Policy updated in response to community feedback for Council's consideration and adoption.

### MOVED Crs Martin/Baxter

That Council:

- 3.1 Acknowledges the written submissions received from the community consultation process.
- 3.2 Thanks the submitters for their submissions.



- 3.3 Adopts the updated Procurement Policy (Version 6.0) as attached to this report subject to the following amendments being incorporated:
- a) Clause 7.1 – After “(CSR)” insert the words “ will be incorporated in Council’s Procurement and Contract Management Standard Procedures and“
  - b) Clause 7.7 – Delete “total contract value of \$500,000” and replace with “total contract value of \$300,000”
  - c) Clause 7.7 – Delete “, and” after the words “tender specifications” and replace with “.”
  - d) Clause 7.7 – Insert new paragraph from the words “All advertised tenders will include...”
- 3.4 Make publicly available Council’s Procurement and Contract Management Standard Procedures (PCMS Procedures) once updated.
- 3.5 Authorises the CEO to make minor editorial amendments to the document that do not materially alter the intent of the Policy.
- 3.6 Incorporate Corporate Social Responsibility as a mandatory weighted evaluation criterion for public tenders and expression of interests in its updated PCMS Procedures.

**Cr Copsy called for a DIVISION.**

**FOR:** Crs Baxter, Crawford, Cunsolo, Sirakoff, Copsy, Martin and Pearl

**AGAINST:** Crs Bond and Clark

**A vote was taken and the MOTION was CARRIED.**

**13.3 Award of Contract of Panel of Suppliers General Civil Works and Asphaltting Services**

*Councillor Crawford declared an interest in item 13.3 and left the meeting at 9:57pm.*

**Purpose**

- 1.1 To advise Council of the result from Public Tender 000105 - General Civil Works and Asphaltting Services – Panel of Suppliers.
- 1.2 To seek Council’s approval to award contracts to six (6) recommended tenderers under RFT000105.

**MOVED Crs Pearl/Martin**

That Council:

- 3.1 Award contracts for **Part A – General Civil Works** based on the rates submitted, commencing on 1 January 2022, for an initial contract term of four (4) years with potential extensions of two (2) x two (2) year terms to:
  - a) Fulton Hogan Pty Ltd
  - b) TDL Contractors Pty Ltd.
- 3.2 Award a contract for **Part A – General Civil Works** based on the rates submitted, to Presta and Sons Pty Ltd subject to:



- a) the company obtaining OH&S third party accreditation in accordance with the Conditions of Tender in relation to occupational health and safety; and
  - b) if required, the contract commencement date being adjusted accordingly.
- 3.3 Note that although no funding is guaranteed to any recommended tenderer, the projected expenditure of this contract is \$29,435,097 over the full eight-year term including extensions (exclusive of GST).
- 3.4 Award contracts for **Part B – Asphaltting Services** based on the rates submitted, commencing on 1 January 2022, for an initial contract term of four (4) years with potential extensions of two (2) x two (2) year terms to:
- a) Boral Resources (Vic) Pty Ltd
  - b) Fulton Hogan Pty Ltd
  - c) RABS Paving Services Pty Ltd.
- 3.5 Note that although no funds are guaranteed to any recommended tenderer, the projected expenditure of this contract is \$26,504,020 over the full eight-year term including extensions (exclusive of GST).
- 3.6 Affixes the Common Seal of Port Phillip City Council to the contracts noted in points 3.1, 3.2 and 3.4 above.

**A vote was taken and the MOTION was CARRIED unanimously.**

*Councillor Crawford returned to the meeting at 10:01pm*

### **13.6 City of Port Phillip Election Commitments**

*Councillor Baxter and Councillor Copsey declared an conflict of interest in item 13.6 and left the meeting at 10:02pm*

#### **Purpose**

- 1.1 To present the City of Port Phillip advocacy requests for the upcoming Victorian and Federal elections for endorsement.

#### **RECOMMENDATION**

That Council:

##### **PART 1**

###### **Moved Crs Bond/Crawford**

- 3.1 Endorses the **Port Melbourne Yacht Club** request identified on page 14 of Attachment 1 - the Victorian Government election commitment list for public advocacy.

**A vote was taken and the MOTION was CARRIED unanimously.**

*Councillor Baxter and Councillor Copsey returned to the meeting at 10:03pm.*

##### **PART 2**

###### **Moved Crs Copsey/Bond**



- 3.2 Endorses all remaining requests identified in the Victorian and Federal Government election commitment lists for public advocacy.
- 3.3 Endorses the creation of a CoPP Advocacy website, that contains requests identified in election commitment list noting that additions to the election commitment lists may be included subject to meeting selection criteria.
- 3.4 Notes that Advocacy and Communications Strategies will be developed in support of the Council's advocacy efforts.

**A vote was taken and the MOTION was CARRIED unanimously.**

## EN BLOC MOTION

### MOVED Crs Bond/Copsey

That Council moves the following items en bloc:

- 9.4 Access and Inclusion Plan 2019 - 2021: Extension
- 9.5 New netball courts at Elder Smith Reserve - Port Melbourne Netball Club
- 10.1 School Use of Public Open Space
- 10.3 Adoption of St Kilda Strategic Plan
- 12.1 Conservation Management Plan: South Melbourne Memorial Hall
- 13.4 Appointments of Councillors to Committees
- 13.5 Records of Informal Meetings of Council

**A vote was taken and the MOTION was CARRIED unanimously**

### 9.4 Access and Inclusion Plan 2019 - 2021: Extension

#### Purpose

- 1.1 To provide an update on implementation of the Access and Inclusion Plan 2019-2021 and consider endorsement of an extension to the timeframe, to ensure a current plan is maintained until a new Access Action Plan is adopted.

### MOVED Crs Bond/Copsey

That Council:

- 3.1 Formally receives and notes the progress of the current Access and Inclusion Plan 2019-2021, as reflected in the published Access and Inclusion Plan Status Report (July 2021) provided at Attachment 1.
- 3.2 Endorses an extension of the timeframe of the current Access and Inclusion Plan until such time as Council endorses a new Accessibility Action Plan (scheduled by October 2022).

**A vote was taken and the MOTION was CARRIED unanimously.**



## **9.5 New netball courts at Elder Smith Reserve - Port Melbourne Netball Club**

### **Purpose**

- 1.1 Update Council on the status of the \$2M Victorian Government 2018 Election Commitment to build new netball facilities
- 1.2 To request Council Officers to work with the Port Melbourne Netball Club to complete the design and obtain an independent cost plan for future budget build processes.

### **MOVED Crs Bond/Copsey**

That Council:

- 3.1 Notes the Council Plan has a Council indicator to grow female and gender diverse sporting participation outcomes.
- 3.2 Acknowledges the State Government Election Commitment funding of \$2M for new netball facilities.
- 3.3 Acknowledges that Elder Smith Reserve is the preferred location for the construction of new netball facilities utilising the Victorian Government election commitment funding.
- 3.4 Requests Council Officers enter into a funding agreement with Sport and Recreation Victoria for \$2,000,000, excluding GST, reflecting the election commitment, to construct four new netball courts and install lighting at Elder Smith Reserve.
- 3.5 Requests Officers to work with the Port Melbourne Netball Club to complete a concept design of Elder Smith Reserve, including the new courts, new pavilion, car park and improved greening with an independent cost estimate.
- 3.6 Notes the future allowance for a netball pavilion, previously earmarked for RF Julier Reserve prior to the State funding for new courts at Elder Smith, will be updated through the budget process at the conclusion of the concept design process.
- 3.7 Notes that the Port Melbourne Netball Club would continue to utilise RF Julier Reserve as a home base until Elder Smith netball courts are constructed.

**A vote was taken and the MOTION was CARRIED unanimously.**

## **10.1 School Use of Public Open Space**

### **Purpose**

- 1.1 To present the school use of public open space guiding principles for endorsement and adoption by Council.
- 1.2 To present the key steps to develop 'School use of public space guidelines' in accordance with endorsed principles in 2022
- 1.3 To note arrangements that will be put in place for Albert Park College access to Gasworks Arts Park and Lemnos Square whilst the 'School use of public space guidelines' are developed.



- 1.4 To note arrangements that will be put in place for the new Port Melbourne Secondary School access to JL Murphy Reserve whilst the 'School use of public space guidelines' are developed.

## **MOVED Crs Bond/Copsey**

That Council:

- 3.1 Notes that many local schools are currently accessing public space for sports classes and during lunchtime and recess.
- 3.2 Notes that current school usage is occurring without an adopted guideline or formal principles in place.
- 3.3 Notes that our schools are an important part of the City of Port Phillip community and public space plays an important role for community health and wellbeing outcomes and delivery of school curriculum.
- 3.4 Recognises that our schools may wish to use public space in greater quantities than other local government areas due to increasing student enrolments and limited outdoor space.
- 3.5 Notes that our City has increasing competition for access to limited public space due to a growing population, and access for all user groups needs to be considered.
- 3.6 Endorses these guiding principles for schools located within the City of Port Phillip:
  - 3.6.1 DET and schools should contribute to the additional cost incurred to Council for use of the public open space above normal community use (monetary contribution or reciprocal/in-kind arrangements)
  - 3.6.2 Permitted use arrangements will be considered on an individual public open space basis, having consideration to duty of care and safety issues.
  - 3.6.3 Schools based in City of Port Phillip with highest demonstrated local enrolments will be given priority over schools attracting enrolments from outside our municipality. Schools outside City of Port Phillip can only apply for casual use.
  - 3.6.4 Schools are responsible for the safety and supervision of students in the community on public land during permitted times.
- 3.7 Endorses Council officers to use the criteria below for assessing applications from schools to use public space within the municipality:
  - 3.7.1 The school has a campus within the City of Port Phillip.
  - 3.7.2 Schools should be able to demonstrate a need for use of the public open space (e.g. not enough open space for the number of students or no appropriate sporting infrastructure).
  - 3.7.3 The public open space must be of an appropriate size, hierarchy and character classification to accommodate school use without disruption to other public space users.
  - 3.7.4 The capacity of the public open space and supporting infrastructure must be able to withstand the level of use proposed by the school, in respect to community users and other user groups permitted to use the space.
  - 3.7.5 The school agrees to fund the full additional cost incurred to Council for use of the public space as a monetary contribution or by providing of reciprocal/in-kind arrangements for our community.
- 3.8 Notes that the guideline will be developed in 2022 following further the development of a fees and charges policy position and consultation with the community and schools.



- 3.9 Requests Officers engage directly with the Department of Education, requesting they partner with Council to deliver balanced community solutions to resolve the under provision of open spaces being provided for schools in the City of Port Phillip.
- 3.10 Notes the continued use of Gasworks Arts Park and Lemnos Square by Albert Park College until the end of the 2022 school year
- 3.11 Notes a trial licence agreement with Port Melbourne Secondary School for use of approved sections of JL Murphy Reserve until the end of the 2022 school year will be developed.

**A vote was taken and the MOTION was CARRIED unanimously.**

### **10.3 Adoption of St Kilda Strategic Plan**

#### **Purpose**

- 1.1 To consider and adopt the St Kilda Strategic Plan.

#### **MOVED Crs Bond/Copsey**

That Council:

- 3.1 Adopts the St Kilda Strategic Plan Volume 1 – Plan and the St Kilda Strategic Plan Volume 2 – Background contained at **Attachments 1 and 2**.
- 3.2 Authorises the CEO to make any editorial amendments required that do not materially change the intent of the documents to support their release.
- 3.3 Authorises Council officers to prepare an advocacy strategy and undertake business improvement initiatives regarding barriers to new, temporary and expanding businesses in existing activity centres, as outlined in Appendix 3 to Attachment 1, where they can occur within existing resourcing envelopes.
- 3.4 Notes that the primary and secondary recommendations identified in the St Kilda Strategic Plan will inform future business cases and budget bids for strategic planning work.

**A vote was taken and the MOTION was CARRIED unanimously.**

### **12.1 Conservation Management Plan: South Melbourne Memorial Hall**

#### **Purpose**

- 1.1 To note that a Conservation Management Plan has been prepared for the South Melbourne Memorial Hall.

#### **MOVED Crs Bond/Copsey**

That Council:

- 3.1 Notes that a Conservation Management has been prepared for the South Melbourne Memorial Hall.
- 3.2 Notes that the Conservation Management Plan will help ensure that the future use, management and upgrades to the Memorial Hall enrich rather diminish its assessed heritage values.





3.3 Thanks the contributors to the Conservation Management Plan.

**A vote was taken and the MOTION was CARRIED unanimously.**

### **13.4 Appointments of Councillors to Committees**

#### **Purpose**

1.1 To appoint Councillors to delegated committees, advisory committees and external committees until December 2022.

#### **MOVED Crs Bond/Copsey**

- 3.1 Appoints Councillor representatives to delegated, advisory and external boards and committees as per Attachment 1, effective from the date of this resolution until December 2022.
- 3.2 Notes the Councillors appointed to the roles outlined in attachment 1 will also fulfil the requirements of any sub-groups or sub-committees formed by these bodies where Councillor representation is required. In the event the Councillor representative is not able to fulfil this role, a Councillor representative will be determined by the Mayor or brought back to Council for resolution.
- 3.3 Notes that the Neighbourhood Programs Committee is inactive as funding for this program has been incorporated into Council grants programs, and formally dissolves this committee.
- 3.4 Notes that officers have assessed the advisory committees against the requirements of Council's *Child Safe Policy* and requests that the Terms of Reference for the following committees be updated to require committee members to hold a Working With Children Check:
  - Audit and Risk Committee
  - South Melbourne Market Advisory Committee
  - LGBTIQA+ Advisory Committee
  - Esplanade Market Advisory Committee
  - Multicultural Advisory Committee
  - Youth Advisory Committee
- 3.5 Notes that a review of the advisory committees will be undertaken to bring governing documents into line with legislative requirements, and a report recommending new Terms of Reference for relevant committees will be brought back to Council in the 2022/23 financial year.

**A vote was taken and the MOTION was CARRIED unanimously.**

### **13.5 Records of Informal Meetings of Council**

#### **Purpose**

1.1 To report the written records of Informal Meetings of Councillors at the City of Port Phillip.



**MOVED Crs Bond/Copsey**

That Council

- 2.1 Receives and notes the written records of Informal Meetings of Councillors (attached).

**A vote was taken and the MOTION was CARRIED unanimously.**

## 14. NOTICES OF MOTION

### Item 14.1 Notice of Motion – Councillor Rhonda Clark – Community Safety

**MOVED Crs Clark/Sirakoff**

That Council:

1. Acknowledges that while it supports Victoria Police in many activities such as community behaviour along the foreshore, rough sleeping and other safety issues, it does not have the resources or powers required to adequately manage the St Kilda beach areas when large crowds regularly visit.
2. Notes that unfortunately a small percentage of people are making St Kilda beach an unsafe environment which recently resulted in the horrific outcome of someone tragically dying after being stabbed. There have been numerous examples of unsafe incidents and greater resourcing for Victoria Police is required, particularly on these peak days.
3. Writes, through the Mayor, to the MP for Albert Park, Martin Foley, and requests that he urgently advocate to the Police Minister, Lisa Neville, to provide additional police resources to support the safety of residents of his electorate, the local area traders, Victoria Police and the Victorian community who wish to enjoy St Kilda beach during the summer months.
4. Writes, through the Mayor, to the Police Minister, Lisa Neville and the State government to provide additional police resources as required by the St Kilda branch of Victoria Police to ensure community safety, and that St Kilda is a safe and welcoming location for all Victorians.

### AMENDMENT

**MOVED Crs Cunsolo/Bond**

That the following amendments (shown in *italics*) be incorporated in the motion:

1. *Thanks and acknowledges the hard work of Victoria Police and in particular the St Kilda Precinct, over a number of years to support public safety in the municipality, along our 11 kilometres of foreshore and in particular the St Kilda beach areas through operation Sandsafe on high risk dates.*
2. Acknowledges that while *Council* it supports Victoria Police in many activities such as community behaviour along the foreshore, rough sleeping and other safety issues, it does not have the resources or powers required to adequately manage the St Kilda beach areas when large crowds regularly visit.
3. Notes that unfortunately a small percentage of people are *occasionally* making St Kilda beach an unsafe environment which recently resulted in the horrific outcome of someone



tragically dying after being stabbed. There have been numerous examples of unsafe incidents and greater resourcing for Victoria Police is required, particularly on these peak days.

4. Writes, through the Mayor, to the MP for Albert Park, Martin Foley, and requests that he urgently advocate to the Police Minister, Lisa Neville, to provide additional police resources to support the safety of residents of his electorate, the local area traders, Victoria Police and the Victorian community who wish to enjoy St Kilda beach during the summer months.
5. Writes, through the Mayor, to the Police Minister, Lisa Neville and the State government to provide additional police resources as required by the St Kilda branch of Victoria Police to ensure community safety, and that St Kilda is a safe and welcoming location for all Victorians.
6. *Requests that officers continue to consult Victoria Police and engage key local stakeholders, as is current practice, on how year-round and seasonal activations can assist in encouraging inclusive and safer use of the St Kilda beach area.*

**A vote was taken and the AMENDMENT was carried unanimously**

**The AMENDMENT became the SUBSTANTIVE MOTION.**

**A vote was taken and the SUBSTANTIVE MOTION was CARRIED.**

**Cr Bond called for a DIVISION.**

**FOR: Crs Cunsolo, Bond, Sirakoff, Pearl and Clark**

**AGAINST: Crs Baxter, Crawford, Copsey and Martin**

**A vote was taken and the SUBSTANTIVE MOTION was CARRIED.**

## **15. REPORTS BY COUNCILLOR DELEGATES**

Nil.

## **16. URGENT BUSINESS**

Nil.

## **17. CONFIDENTIAL MATTERS**

Nil.

As there was no further business the meeting closed at 10:45pm.

Confirmed: 8 December 2021

Chairperson \_\_\_\_\_