



# MEETING OF THE PORT PHILLIP CITY COUNCIL

## MINUTES

3 MARCH 2021



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**MINUTES OF THE MEETING OF THE PORT PHILLIP CITY COUNCIL  
HELD 3 MARCH 2021 IN ST KILDA TOWN HALL**

The meeting opened at 6:30pm.

**PRESENT**

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

**IN ATTENDANCE**

Peter Smith, Chief Executive Officer, Lili Rosic, 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. Rachel Russell, Manager Governance and Organisational Performance, Rebecca Purvis, Governance Officer, Emily Williams, Council Meetings Officer, Lauren Bialkower, Manager City Growth and Culture, Brian Tee, Manager Partnerships and Transport, John Bartels, Head Major Transport Projects - Domain Precinct, David Nankervis, Coordinator Sport and Recreation, Kiara McDonald, Senior Sport and Recreation Officer.

*The City of Port Phillip respectfully acknowledges the Yalukut Weelam Clan of the Boon Wurrung. 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/Pearl**

That the minutes of the Meeting of the Port Phillip City Council of the Port Phillip City Council held on 17 February 2021 be confirmed.

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

**3. DECLARATIONS OF CONFLICTS OF INTEREST**

Nil.



## CONDOLENCE MOTION

**MICHAEL GUDINSKI**

**MOVED** Crs Pearl/Copsey

That Council:

- Expresses its deep regret on the passing of Michael Gudinski
- Offers its sincere condolences to his family.
- Places on record its appreciation for his service to the City of Port Phillip

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

## 4. PUBLIC QUESTION TIME AND SUBMISSIONS

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

### Council Report submissions:

#### **10.1 Park Street Streetscape Improvement Project - Release of draft concept design for consultation**

- Peter Holland
- George Swinburne
- David MacGowan
- John Tabart

#### **13.1 Proposed extension of Business Parklets**

- Michele Curtis
- Salvatore Malatesta
- Stephen Whittaker
- Daniel Clerici
- Daniel Watson
- Stephen Boyle
- Michael Knight
- Leslie Roth

The following submissions were submitted prior to the meeting and were read out in summary by the Manager Governance and Organisational Performance and can be listened to on our website: <http://webcast.portphillip.vic.gov.au/archive.php>

### Public Question Time:

- **Adrian Jackson:** With the demise of Facebook within Australia is there scope to redeploy some of the council's staff?

*Kylie Bennetts, General Manager City Growth and Organisational Capability advised, Council uses a range of digital platforms and social media to communicate and engage with the*



*community and ensures that it has staff with the relevant skills and capabilities to engage across these platforms.*

- **Adrian Jackson:** Why is a proposed plaza in front of ANAM, as mentioned at the council meeting on 17 Feb 21, still on the council's wish list based on a decade old proposal? The Grass area at the front is picturesque and useful to dozens of ANAM staff as it already is. Why is council wanting to waste more ratepayers' funds on this costly "white elephant" project? Is council aware that a costly stonework plaza may be dug up for works as Fitzroy St stonework is currently being dug up as advised by Councillor Bond at the council meeting on 17 Feb 21? Are Councillors aware that the proposed ANAM plaza area is a space that few will want to use if it is covered in stonework which will also radiate heat onto users in summer?

*Kylie Bennetts, General Manager City Growth and Organisational Capability advised, The Emerald Hill Masterplan 2012 and vision 2011, nominates a long-standing aspiration by the local community to utilise the front of the South Melbourne Town Hall for community and Art events. In 2013, Council adopted a precinct design for the forecourt which includes the closure of the service lane. This initiative is currently unfunded and not scheduled for delivery. Early consultation commences this month on the South Melbourne Structure Plan. This plan will take a long-term view of the future of South Melbourne, including its public realm. Community members are invited to participate and share their aspirations for South Melbourne through this process.*

- **Adrian Jackson:** Who is paying for the renovations/repairs to the leased ANAM building (former South Melbourne Town Hall)? What is the project cost of this work? Is the work covered by insurance? If ANAM does not return to South Melbourne is consideration being given to turn the building into a shopping precinct, with market price rental income, like what has been done to the former Melbourne GPO a few decades ago? Is council aware that this would complement the nearby South Melbourne Market too?

*Chris Carroll General Manager Customer, Operations and Infrastructure, took the question on notice.*

## **Council Report submissions:**

### **13.1 Proposed extension of Business Parklets**

- Alexander Ghaddab
- Dominique Bolger

## **5. COUNCILLOR QUESTION TIME**

**Councillor Pearl:** I've received complaints from residents regarding concrete trucks spilling concrete on Dorcas Street, South Melbourne. It is my understanding that Council has met with Cross Yarra Partnerships to resolve these issues, but it's a continuing issue in the area. Can Officers report back to see if any improvements can be made for residents living along Dorcas Street, South Melbourne?

*Lili Rosic, General Manager Development Transport and City Amenity, took the question on notice.*



**Councillor Pearl:** In relation to Melbourne Sports Aquatic Centre (MSAC), can I get an update on Councils relationship with the governing authority of MSAC, The State Sport Centre Trust. Community feedback is that MSAC is becoming more sport elite focused. Council previously had a board position until around 2015/16 on MSAC to ensure that our Community was consulted in what was going on with MSAC. Can officers provide an update of what level of communication and dialogue are we having with The State Sport Centre Trust and what are we currently doing to represent our Community views at that facility?

*Tony Keenan, General Manager Community Wellbeing and Inclusion, took the question on notice.*

**Councillor Copsey:** In relation to a public question asked from Michael Knight regarding businesses charging for access to Business Parklets, are Council officers aware of this and also is there a policy on this that will deal with this issue?

*Kylie Bennetts, General Manager City Growth and Organisational Capability, advised with reference to the question regarding charging, we will take the question on notice. In terms of policy, there are 'Business Parklet Guidelines' on Councils website, which provide guidance to traders, communities and officers on the requirements of business parklets. This document was prepared quickly to support businesses and the community safely during the COVID period and the paper that you will consider in tonight's agenda makes reference to a longer term policy.*

## **6. SEALING SCHEDULE**

Nil.

## **7. PETITIONS AND JOINT LETTERS**

Nil.

## **8. PRESENTATION OF CEO REPORT**

### **8.1 Presentation of CEO Report - Issue 72**

#### **Purpose**

- 1.1 To provide Council with a regular update from the Chief Executive Officer regarding Council's activities and performance.

#### **MOVED Crs Pearl/Copsey**

That Council:

- 3.1 Notes the CEO Report Issue 72 (provided as Attachment 1) including changes to budget forecasts and project portfolio identified in January 2021.

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



## 9. PEOPLE AND COMMUNITY

### 9.1 Fitness Training Policy

#### Purpose

- 1.1 To present the Fitness Training Policy for endorsement.

#### MOVED Crs Bond/Martin

That Council:

- 3.1 Adopts the Fitness Training Policy 2020 (attachment 1).
- 3.2 Notes that the existing sites where fitness trainers can operate have changed to specifically define the permitted training zones and site exclusions.
- 3.3 Notes that fitness trainers can mark out a temporary exclusion zone in their allocated area for each training session.
- 3.4 Notes that each fitness trainer will be required to have their own permit, one permit will no longer cover multiple trainers from the same business.
- 3.5 Notes that Council is limited in what it can charge fitness trainers operating on Crown Land due to DELWP imposed regulations.
- 3.6 Authorise the Chief Executive Officer to make minor editorial updates that do not materially alter the intent.

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

## 10. TRANSPORT AND PARKING

### 10.1 Park Street Streetscape Improvement Project - Release of draft concept design for consultation

#### The following question was taken on notice during discussion of the item:

Councillor Crawford: What is our legal obligation as a Council around blackspots? We've identified that there have been a number of accidents, where do we stand if we were not to install a bike path in this area?

*Brian Tee, Manager Partnerships and Transport took the question on notice.*

Councillor Crawford: Given there has been a lot of time and energy going into this particular strip, is it feasible to include a bike path any other way? Or is there potential for a redesign?

*Brian Tee, Manager Partnerships and Transport took the question on notice.*

#### Purpose

- 1.1 To seek Council's endorsement to release the draft concept design for the Park Street Streetscape Improvement Project for a four (4) week community consultation and to defer the delivery of temporary 'pop-up' protected bike lanes in the section of Park Street west of Kings Way to enable the community to provide feedback on the



design and to align with the timelines of the overall Park Street Streetscape Improvement Project.

## **MOVED Crs Bond/Pearl**

That Council:

- 3.1 Requests officers to redesign the Park Street Streetscape Improvement Project to provide Loading bays on Park Street within the vicinity of commercial premises and residential buildings located on Park Street.
- 3.2 Requests officers to bring the revised design to a future Council Meeting for endorsement prior to proceeding to community consultation.
- 3.3 Notes there will be an additional cost for the redesign adding to the total Project cost.
- 3.4 Notes that in the event it is not possible to achieve the redesign outcomes of 3.1 that officers will bring back a further report to Council at the earliest opportunity.
- 3.5 Requests officers to repurpose existing carparks on Bank Street to provide up to 30 parking spaces as soon as possible and bring forward \$70,000 of funding from 2022/23 financial year to complete these works

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

## **11. SUSTAINABILITY**

Nil.

## **12. PLANNING**

Nil.

## **13. ARTS CULTURE & ECONOMIC DEVELOPMENT**

### **13.1 Proposed extension of business parklets**

#### **Purpose**

- 1.1 To consider the immediate future of the 64 business parklets which are currently due to expire on 30 April 2021.

## **MOVED Crs Clark/Sirakoff**

That Council:

- 3.1 Notes the update on the Business Parklet Program.
- 3.2 Notes officers have commenced work on a longer-term policy.
- 3.3 Notes the timeframe required for development and approval of a longer-term policy and the need for engagement on this policy and that this may take until December 2021 for the work to be finalised.
- 3.4 Extends the Business Parklet Program until 30 June 2021.



- 3.5 Notes that a further report on the progress on the longer-term policy will be brought to Council in May 2021 and as part of this process, a further extension of the parklet program may be sought to enable the finalisation of the policy.
- 3.6 Notes that current participants in the Business Parklet Program will be invited to express their interest in participating in the Business Parklet Program beyond 30 April 2021.
- 3.7 Endorses the following criteria for use by the CEO (or delegate) to determine the extension or revocation of permits for the Business Parklet Program:
  - a) limited (if any) and substantiated compliance issues.
  - b) limited (if any) and substantiated negative trader or community feedback.
- 3.8 Delegates to the CEO the authority to issue and/or revoke permits to existing participants in the Business Parklet Program based on the criteria outlined in 3.6 for the period of the Business Parklet Program or for some lesser time period or a fortnight to fortnight extension linked to satisfactory compliance with the criteria in 3.6.
- 3.9 Delegates to the CEO the specific ability to waive, fix or reduce charges and exempt permits for Footpath Trading whilst the program is in operation.

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

## **MOVED Crs Pearl/Bond**

That Council:

- 3.1 Notes the update on the Business Parklet Program.
- 3.2 Notes officers have commenced work on a longer-term policy.
- 3.3 Notes the timeframe required for development and approval of a longer-term policy and the need for engagement on this policy and that this may take until December 2021 for the work to be finalised.
- 3.4 Extends the Business Parklet Program until 30 June 2021, and delegates to the CEO in 3.7 below the ability to further extend this until December 2021, dependent upon the timeframe for the finalisation of the longer-term policy position.
- 3.5 Notes that current participants in the Business Parklet Program will be invited to express their interest in participating in the Business Parklet Program beyond 30 April 2021.
- 3.6 Endorses the following criteria for use by the CEO (or delegate) to determine the extension or revocation of permits for the Business Parklet Program:
  - a) limited (if any) and substantiated compliance issues.
  - b) limited (if any) and substantiated negative trader or community feedback.
- 3.7 Delegates to the CEO the authority to issue and/or revoke permits to existing participants in the Business Parklet Program based on the criteria outlined in 3.6 for the period of the Business Parklet Program or for some lesser time period or a fortnight to fortnight extension linked to satisfactory compliance with the criteria in 3.6.





- 3.8 Delegates to the CEO the specific ability to waive, fix or reduce charges and exempt permits for Footpath Trading whilst the program is in operation.
- 3.9 Delegates to the CEO the authority to extend the program from June 2021 to December 2021, if this is required, to allow time for a longer-term policy to be approved by Council.

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

*The Mayor adjourned the meeting for a break at 8.59pm.*

*The meeting resumed at 9.12pm.*

## 14. ORGANISATIONAL PERFORMANCE

### 14.1 Councillor Expenses and Support Policy - Adoption

#### Purpose

- 1.1 This report presents to Council a summary of feedback received through community consultation on the interim Councillor Expenses and Support Policy and recommends adoption of the updated Policy required under the Local Government Act 2020 (the Act).

#### MOVED Crs Pearl/Baxter

That Council:

- 3.1 Receives the feedback provided by the community through the community engagement process and formally thanks those people who have provided feedback.
- 3.2 Adopts the Councillor Expenses and Support Policy, required under Section 41 of the Local Government Act 2020 as outlined in **Attachment 1** with the following change:
  - 3.2.1 that officers prepare a monthly report on Councillor allowances and expenses.
- 3.3 Authorises the Chief Executive Officer to finalise the document and make any minor amendments that do not materially alter the intent of the policy.

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

## 15. NOTICES OF MOTION

Nil.

## 16. REPORTS BY COUNCILLOR DELEGATES

Nil.



## 17. URGENT BUSINESS

Nil.

## 18. CONFIDENTIAL MATTERS

### MOVED Crs Bond/Pearl

That in accordance with the Local Government Act 2020, the meeting be closed to members of the public in order to deal with the following matters that are considered to be confidential in accordance with section 3 of the Act 1989 for the reasons indicated:

Report No.	Report Title	Confidential reasons
18.1	Local Roads and Community Infrastructure	(a) Council business information, being information that would prejudice the Councils position in commercial negotiations if prematurely released.

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

The meeting was closed to the public at 9.33pm.

The meeting reopened to the public at 9.43pm.

As there was no further business the meeting closed at 9.43pm.

Confirmed: 17 March 2021

Chairperson \_\_\_\_\_