



ORDINARY MEETING OF COUNCIL

MINUTES

5 AUGUST 2020



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**MINUTES OF THE ORDINARY MEETING OF THE PORT PHILLIP
CITY COUNCIL HELD VIRTUALLY ON 5 AUGUST 2020**

The meeting opened at 6:30pm.

PRESENT

Cr Voss (Chairperson), Cr Baxter, Cr Bond, Cr Brand, Cr Copsey, Cr Crawford, Cr Gross, Cr Pearl, Cr Simic.

IN ATTENDANCE

Chris Carroll, Acting Chief Executive Officer; Lili Rosic, General Manager City Strategy and Sustainable Development; Tony Keenan, General Manager Community and Economic Development; Lachlan Johnson, General Manager Infrastructure and Amenity; Joanne McNeill, General Manager Customer and Corporate Services; Kylie Bennetts, Director Office of the CEO, Kirsty Pearce, Coordinator Governance, Rebecca Purvis, Governance Officer, Samuel Yeo, Executive Assistant to the Mayor, Anthony Traill, Manager Open Space and Recreation Services, Marc Cassanet, Manager Environmental Sustainability, Pam Newton, Manager Family Youth and Children, Teresa Parsons, Head of Evidence and Policy, Donna Shiel, Coordinator Waste Futures, Mauro Vella, Coordinator Waste Management Services, Carine Bourcier, Senior Placemaking Facilitator, Lauren Bialkower, Manager Communications and Engagement, Sandra Khazam, Team Leader Arts and Heritage, Dennis O'Keeffe, Chief Financial Officer, Steven Ross, Manager Organisational Performance.

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

The Mayor advised that CEO Peter Smith is an apology as he is on leave today and welcomed Acting CEO Chris Carroll.

2. CONFIRMATION OF MINUTES

MOVED Crs Copsey/Voss

That the Minutes of the Ordinary Meeting of the Port Phillip City Council held on 15 July 2020 be confirmed.

The vote was taken under DIVISION.

FOR: Crs Bond, Voss, Baxter, Brand, Copsey, Crawford, Gross, Pearl and Simic

AGAINST: Nil

The MOTION was CARRIED.



3. DECLARATIONS OF CONFLICTS OF INTEREST

Nil.

4. PUBLIC QUESTION TIME AND SUBMISSIONS

The following submissions were made verbally during the virtual council meeting and can be listened to in full on our website <http://webcast.portphillip.vic.gov.au/archive.php>
A copy of written submissions have also been made available on the website.

- 7.1 Petition - Request to access the St Kilda Peanut Farm Pavilion and Oval Lighting by the Dog Owners Group of St Kilda
- Terence Glenane
 - David Wingate
 - Emily Fox
- 9.1 Children's Services Policy Implementation – Report on Public Interest regarding Council-Operated Services
- Brenda Forbath
 - Susanne Provis
 - Rhonda Small
- 14.4 Council Plan And Budget 2020/21: Hearing Of Submissions
- Graeme Lockwood
 - Georgina Tsolidis
 - Kate Kelly
 - Jane Metlikovec
 - Simon Strickland
 - Mary Anne Noone
 - Geoffrey Love
 - David MacGowan
 - Anne Byrne
 - Janet Rosenberg
 - Aidan McGartland
 - David Blakeley
 - Helen Halliday
 - Jack Halliday
 - Dr Josephine Samuel King
 - April Seymore
 - Craig Schloeffel
 - Carl Forrest
 - Carey Rohrlach
 - Judy Gunson
 - Peter Moraitis

MINUTES - ORDINARY MEETING OF COUNCIL - 5 AUGUST 2020



- Danielle Leigh
- John Spierings

The following submissions were submitted prior to the meeting and were read out in summary by the Coordinator Governance. The full submissions can be found on the website <http://www.portphillip.vic.gov.au/august-2020-meetingagendas.htm>

Public Question Time

- Steve Grapas: It is my understanding our Port Philip CEO currently still resided in South Australia. If this is the case can council, please advise me how the CEO of our City can manage the all activities in relations to our City by living in another state

Mayor Bernadene Voss advised the following:

That the CEO has resided in Melbourne since the beginning of his tenure at the City of Port Phillip. He has retained his family residence in South Australia as a residence for his adult children and currently his wife, who has returned from living in Melbourne with the CEO, to care for the family during this pandemic.

The CEO, like all Senior Managers at the City of Port Phillip has been working from his home in Melbourne since early March and has led the organisations successful response to the pandemic through working long hours over the last 5-6 months.

During the last 6 months the CEO has returned to South Australia twice to visit his family. During these two visits the CEO has continued to work from home for the City, with no loss of productivity, as well as taking some leave to spend time with his family. It is mark of the CEO's dedication to the city that the CEO recently cancelled some of his leave to lead the organisations response to these most recent Stage 4 restrictions.

The CEO will return to Melbourne very shortly and will continue to work from home in Melbourne on his return.

- Toni Auld: Since living in Port Melbourne (9 years) Bay Street has been sadly neglected by council. The gateway to Melbourne via Port Melbourne must give the cruise liner passengers the impression of a less than average third world country. Vast sums of council funds have been squandered elsewhere on inconsequential projects while Bay Street has been sadly neglected. Our beaches are groomed on a regular basis while rubbish is left strewn on our footpaths and gutters. Council must improve our footpaths and implement a far more regular rubbish removal and clean-up process.

Council Report Submissions

14.4 Council Plan And Budget 2020/21: Hearing Of Submissions

- Kay McCenzie
- Trevor White



5. COUNCILLOR QUESTION TIME

Councillor Voss: In Council's Act and Adapt Strategy it outlines a possibility of a Waste Levy to fund the significant increases in cost surrounding the waste requirements. Can you confirm as it's not currently obvious, that we have postponed this waste levy at the moment as per the draft budget? And is there any way to update Council's website to inform our Community?

Lachlan Johnson, General Manager Infrastructure and Amenity, confirmed that there is no waste/amenity levy in the draft 2020/21 Budget and that officers will update Council's website to make that clear.

Councillor Pearl asked a question on behalf of the Dig in Community Garden in Port Melbourne: Can officers provide clarification about their ability to operate and can members still have access to the site under stage 4 COVID-19 restrictions on the basis of shopping/food provisions?

Chris Carrol, Acting Chief Executive Officer, took the question on notice

Councillor Pearl: In relation to the former Brewsters site in Port Melbourne, can officers provide an update on what's happening at that site in terms of the Council lease?

Joanne McNeill, Acting General Manager Customer and Corporate Services, advised that the site went out to public tender, however due to the pandemic that tender agreement was unable to be completed. Council is now looking to go back out to secure a commercial tenant.

Councillor Pearl: In relation to nature strip gardens in South Melbourne, particularly in and around Coventry Street, can officers detail their approach? About 20 local community members have created makeshift planter boxes around trees along the street, providing some well needed beautification to the local area and also some terrific comradery between residents. Can officers detail our approach to ensure the balance between compliance and the good work that the community are doing?

Anthony Traill, Manager Open Space and Recreation Services, advised that officers have been on site looking at these gardens and Council does have nature strip guidelines that we are referring to. These gardens have created a great sense of community and we are trying to look at what are the most urgent safety items in terms of infrastructure that may create trip hazards or infrastructure that may block sight lines to pedestrian crossings and intersections. We are trying to come up with a solution to continue to support this activity but get it within the guidelines and compliance restrictions.

Councillor Pearl: Is Council aware of any door knocking going on in our community by State or Federal authorities to ensure that people affected with Coronavirus are doing the right thing and staying home and is Council assisting in this activity at all?

Tony Keenan, General Manager Community and Economic Development, advised that this work has been going on for quite some time with voluntary testing occurring particularly in public housing estates. Other than this we have not been involved with any door to door or working with residents. That would be a matter for the Police or Defence Force and we haven't been notified but we assume this is happening in line with announcements made by the State Government.



Councillor Voss: Regarding COVID-19, can we have an update on whether any staff at the City of Port Phillip been infected with the virus?

Tony Keenan, General Manager Community and Economic Development, stated that bearing in mind the privacy of the individuals, yes there have been two members of staff in the last two weeks that have been diagnosed as COVID positive. In both cases, we were alerted with sufficient time and there had been time elapsed before the person developing symptoms and being at work so we were very fortunate. In both cases, processes were put in place with our team for notifying other staff members and in the case of the Child Care Centre, notifying parents and families. The Centre was closed and then we were advised by DHHS when we could re-open. In both cases, we were not required to do a deep clean.

Lachlan Johnson, General Manager Infrastructure and Amenity, added that Council did end up doing an intense clean in the circumstance in our division with the other facility, this was not a requirement, but was still done as a precautionary to ensure the area was safe.

Councillor Gross: Regarding the recent erection of an Elwood sign at Point Ormond which mimicked the Hollywood sign in the LA Hills and was welcomed as a fun and exciting moment. I know that some officers are looking at this, I just wish to make it public that I wish to get advice on this particular issue.

Mayor Voss took the question on notice.

6. SEALING SCHEDULE

Item 6.1 Albert Park Tennis Hockey Joint Venture and Lease

The Albert Park Tennis Hockey Centre (APTHC) is located at Hockey Drive (off Aughtie Drive) in Albert Park, with Parks Victoria the land manager.

Council, at the 9 August 2016 Council meeting resolved officers to commence negotiations with Wesley College and Parks Victoria to establish a new Joint Venture (JV) Agreement and Lease to manage the APTHC.

The previous lease between Parks Victoria, Wesley College and City of Port Phillip expired in November 2017 which coincided with the JV between Wesley College and City of Port Phillip expiring simultaneously. All parties continued working together under existing arrangements of previous agreements through the negotiations of the new Lease and JV.

The initial delay developing these documents were as a result of the protracted consultation on the Albert Park masterplan impacting the supply of an updated lease being presented to the JV and the process updating the JV document with Wesley College to be in accordance with the Council report and resolution from August 2016.

Council officers have continued working with all parties to establish the new lease and JV agreement, these documents have been finalised by Parks Victoria and signed by Wesley College.

Responsible Manager: Anthony Traill, Manager Open Space and Recreation



MOVED Crs Gross/Pearl

That the Common Seal of the Port Phillip City Council be affixed to the Albert Park Tennis Hockey Centre Joint Venture and Lease.

The vote was taken under DIVISION.

FOR: Crs Bond, Voss, Baxter, Brand, Copsey, Crawford, Gross, Pearl and Simic

AGAINST: Nil

The MOTION was CARRIED unanimously.

7. PETITIONS AND JOINT LETTERS

Item 7.1 - Petition Response - Request to access the St Kilda Peanut Farm Pavilion and oval lighting by the Dog Owners Group of St Kilda.

A Petition containing 238 signatures was received from the St Kilda Dog Owners Group of St Kilda, and presented to a Council Meeting on 15 July 2020.

ALTERNATIVE MOTION

Moved Cr Gross/

That Council:

1. Thanks the community for their petition and acknowledge the community benefits and social connectiveness the dog walking community groups provides.
2. Recognises the whilst the primary purpose of the Oval and Pavilion is sporting community groups, that exclusive use by sporting groups is negotiated to include some limited co-usage by dog walkers for a time in a defined corner of the oval if possible.
3. Recognises that the Oval and Pavilion is for broad community use and passive recreation including dog walking is encouraged when sport is not using the facilities.
4. Supports the use of the Pavilion by the dog walking group through the usual booking process, when COVID-19 restrictions are amended to allow the pavilion to reopen.
5. Installs a timer on the lighting system that enables the lights to be turned on and off at programmed times
6. Permits the use of sports ground lighting in 2020 (prior to daylight savings) Monday to Friday, between the hours of 6pm – 8pm for the community use whilst no sport is permitted.
7. Notes that in a normal winter season the ground is available on Monday night and that co-usage is negotiated on other week day evenings given the breadth of the lighting now available on the oval. And further, that any co-usage by dog walkers is facilitated by the removal of dog litter, sticks and other litter, and the prevention of hole digging to the maximum extent possible.
8. Requests 'Outdoor Sports Lighting Guidelines' are developed to formalise standards for sports fields lighting and other opportunities for the community, like dog walking.

The MOTION LAPSED for want of a seconder.



MOVED Crs Baxter/Bond

That Council:

1. Thanks the community for their petition and acknowledge the community benefits and social connectiveness the dog walking community groups provides.
2. Recognises the primary purpose of the Oval and Pavilion is sporting community groups, supporting the exclusive use when permitted by Council.
3. Recognises that the Oval and Pavilion is for broad community use and passive recreation including dog walking is encouraged when sport is not using the facilities.
4. Supports the use of the Pavilion by the dog walking group through the usual booking process, when COVID-19 restrictions are amended to allow the pavilion to reopen.
5. Installs a timer on the lighting system that enables the lights to be turned on and off at programmed times
6. Permits the use of sports ground lighting in 2020 (prior to daylight savings) Monday to Friday, between the hours of 6pm – 8pm for the community use whilst no sport is permitted.
7. Notes in a normal winter season the ground is traditionally only available on a Monday night for non-sporting activities.
8. Requests 'Outdoor Sports Lighting Guidelines' are developed to formalise standards for sports fields lighting and other opportunities for the community, like dog walking.

The vote was taken under DIVISION.

FOR: Crs Bond, Voss, Baxter, Brand, Copsey, Crawford, Gross, Pearl and Simic

AGAINST: Nil

The MOTION was CARRIED unanimously.

8. PRESENTATION OF CEO REPORT

8.1 Presentation of CEO Report - Issue 68

Purpose

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

MOVED Crs Copsey/Pearl

That Council:

- 3.1 Notes the CEO Report Issue 68 (provided as Attachment 1) including changes to budget forecasts and project portfolio identified in July 2020.

The vote was taken under DIVISION.

FOR: Crs Bond, Voss, Baxter, Brand, Copsey, Crawford, Gross, Pearl and Simic

AGAINST: Nil

The MOTION was CARRIED unanimously.



9. PEOPLE AND COMMUNITY

9.1 Children's Services Policy Implementation - Report on public interest regarding Council-operated services

Purpose

- 1.1 To consider a report regarding what public interest, if any, is met by Council directly operating four early education and care (childcare centres and what risks, if any, to public interest would there be if Council transitioned out of its four early education and care (childcare) services.

MOVED Crs Gross/Voss

That Council:

- 3.1 Endorse the finding in Attachment 1 that it is in the public interest for Council to continue operating early education and care services at Bubup Nairn Family and Children's Centre, North St Kilda Children's Centre, Clark Street Children's Centre and Coventry Street Children's Centre because:
 - 3.1.1 The Council policy objective of ensuring access to quality early childhood education may not be achieved if Council implemented further competitively neutral measures as the services provide greater levels of accessible care and quality education for vulnerable children in the municipality than other providers.
 - 3.1.2 The ongoing COVID-19 pandemic has highlighted the importance of early education and care as an essential service. It has also generated market uncertainty for early education and care providers in the short to medium term. Continuing to operate will contribute to the stability of services available in the City of Port Phillip and ensure children, particularly those who are experiencing factors associated with higher levels of vulnerability, have access to quality early education and care providers.
 - 3.1.3 Any direct subsidy by Council has been substantially reduced through a range of measures and Council's pricing model is comparable within the local market.
- 3.2 Note that this finding will be reviewed annually, at a minimum, to ensure that the continued operation of early education and care services minimise any direct subsidy by Council, the services continue to provide places for children whose families are experiencing factors associated with vulnerability and that the market continues to operate effectively in the City.
- 3.3 Amend the description to remove reference to a business case in Commitment 7a of *Every Child, Our Future: Children's Services Policy* as follows:

"Operating childcare services that prioritise quality and accessible services for all children and families with a particular focus on those experiencing factors associated with vulnerability and minimise any subsidy by Council through affordable fee setting and careful management of costs".



AMENDMENT

Moved Crs Brand/Crawford

That the following changes are made to parts 3.2 and 3.3 of the recommendation:

3.2 Replaces the word “*minimise*” with “*makes efficient use of*”

3.3 Replaces the word “*minimise*” with “*ensure the efficiency of*”

The vote was taken under DIVISION.

FOR: Crs Bond, Voss, Baxter, Brand, Copsey, Crawford, Gross and Simic

AGAINST: Cr Pearl

The AMENDMENT was carried.

AMENDMENT

Moved Crs Crawford/Baxter

That the following changes are made to part 3.2 of the recommendation:

3.2 Note that this finding will be reviewed annually, ~~at a minimum,~~ to ensure that the ~~continued ongoing~~ operation of *council provided* early education and care services ~~minimise any direct subsidy by Council, the services~~ continues to provide places for children whose families are experiencing factors associated with vulnerability; *that council's financial investment in its own centres is efficiently managed; and that early education and care* ~~childcare service delivery and that the market~~ continues to ~~operate~~ work effectively in the City.

The vote was taken under DIVISION.

FOR: Crs Bond, Voss, Baxter, Brand, Copsey, Crawford, Gross and Simic

AGAINST: Cr Pearl

The AMENDMENT was CARRIED.

SUBSTANTIVE MOTION

That Council:

3.1 Endorse the finding in Attachment 1 that it is in the public interest for Council to continue operating early education and care services at Bubup Nairn Family and Children's Centre, North St Kilda Children's Centre, Clark Street Children's Centre and Coventry Street Children's Centre because:

3.1.1 The Council policy objective of ensuring access to quality early childhood education may not be achieved if Council implemented further competitively neutral measures as the services provide greater levels of accessible care and quality education for vulnerable children in the municipality than other providers.

3.1.2 The ongoing COVID-19 pandemic has highlighted the importance of early education and care as an essential service. It has also generated market uncertainty for early education and care providers in the short to medium term. Continuing to operate will contribute to the stability of services available in the



City of Port Phillip and ensure children, particularly those who are experiencing factors associated with higher levels of vulnerability, have access to quality early education and care providers.

- 3.1.3 Any direct subsidy by Council has been substantially reduced through a range of measures and Council's pricing model is comparable within the local market.
- 3.2 Note that this finding will be reviewed annually, to ensure that the ongoing operation of council provided early education and care services continues to provide places for children whose families are experiencing factors associated with vulnerability; that council's financial investment in its own centres is efficiently managed; and that early education and care service delivery continues to work effectively in the City.
- 3.3 Amend the description to remove reference to a business case in Commitment 7a of Every Child, Our Future: Children's Services Policy as follows:
- "Operating childcare services that prioritise quality and accessible services for all children and families with a particular focus on those experiencing factors associated with vulnerability and ensure the efficiency of any subsidy by Council through affordable fee setting and careful management of costs".

The vote was taken under DIVISION.

FOR: Crs Bond, Voss, Baxter, Brand, Copsey, Crawford, Gross, Pearl and Simic

AGAINST: Nil

The MOTION was CARRIED unanimously.

The Mayor adjourned the meeting for a break at 9.39pm.

The meeting resumed at 9.50pm.

10. TRANSPORT AND PARKING

Nil.



11. SUSTAINABILITY

11.1 'Recycling Reset' and commencement of transition planning for new waste and recycling services

Purpose

- 1.1 To inform Council of the requirement to submit a draft transition plan to the Department of Land, Environment, Water and Planning (**DELWP**) by 30 September 2020, as per the requirements of the Victorian Government's kerbside recycling reforms, defined in the circular economy policy, 'Recycling Victoria - a new economy'.
- 1.2 To seek Council endorsement to proceed with a six-month, municipal-wide 'Recycling Reset' program to assist in the management of recycling bin contamination and associated costs occurring as a result of COVID-19 and changed requirements of Council's kerbside recycling contractor.

MOVED Crs Copsey/Gross

That Council:

- 3.1 Notes the significant financial and environment challenges posed by high levels of contamination in the kerbside recycling stream and increased volumes in public litter bins.
- 3.2 Notes the timelines and process for the development of a transition plan to provide four-core waste services to the community as outlined in the State Government's Recycling Victoria policy.
- 3.3 Notes that officers will commence to issue new waste bins with the colour coding of a red lid and green body from 1 September 2020, as part of the bin replacement program, as mandated by the Victorian Government's policy-backed household recycling reforms.
- 3.4 Notes the delays in the development of the business case for the north-west Advanced Waste Processing (AWP) project.
- 3.5 Approves the development and delivery of the proposed 'Recycling Reset' program.
- 3.6 Approves the reallocation of \$50,000 from the Don't Waste It! Strategy program to 'prepare a report on world's best practice into recycling solutions for existing multi-unit developments' (endorsed on 4 December 2019) to fund the proposed 'Recycling Reset' program.

The vote was taken under DIVISION.

FOR: Crs Bond, Voss, Baxter, Brand, Copsey, Crawford, Gross, Pearl and Simic

AGAINST: Nil

The MOTION was CARRIED unanimously.

12. PLANNING

Nil.



13. ARTS CULTURE & ECONOMIC DEVELOPMENT

13.1 Boonatumg Ngargee Yulenj: First Peoples Arts Advisory Panel appointments

Purpose

- 1.1 To appoint community representatives to the Boonatumg Ngargee Yulenj: First Peoples Arts Advisory Panel and endorse the Advisory Panel Terms of Reference.

MOVED Crs Crawford/Copsey

That Council:

- 3.1 Appoints Sermsah Bin Saad, Amina-Jarra Briggs, Marley Holloway-Clarke, John Wayne Parsons, Ruth Krawat, Jasmin McNeill, and Bo Svoronos to the First Peoples Arts Advisory Panel.
- 3.2 Endorses the Boonatumg Ngargee Yulenj: First Peoples Arts Advisory Panel Terms of Reference, with the following change to paragraph 5. Advisory Panel Structure (bullet point 2) as follows:
 - ~~Three First Peoples and three non-First Peoples representatives (total six) from the local and wider creative industries community including arts and culture, live music, libraries, festivals, design, games and digital innovation~~
 - 'Representatives from the local and wider creative industries community including arts and culture, live music, libraries, festivals, design, games and digital innovation with a minimum of three first peoples on the panel'.

The vote was taken under DIVISION.

FOR: Crs Bond, Voss, Baxter, Brand, Copsey, Crawford, Gross, Pearl and Simic

AGAINST: Nil

The MOTION was CARRIED unanimously.

13.2 Port Melbourne Special Rate Renewal - 2021-2026 Intention to Declare

Purpose

- 1.1 To commence the statutory process to renew the Port Melbourne Special Rate and Charge Combined Scheme, for the 1 July 2021 to 30 June 2026 period, for the purpose of marketing, tourism, promotion and business development of the Port Melbourne business precinct.

MOVED Crs Copsey/Voss

That Council:

- 3.1 Having otherwise considered all relevant matters, commences the statutory process in August 2020 under the Local Government Act 1989 (The Act) to renew a Special Rate and Charge Combined Scheme to and for the properties within the defined Port Melbourne Business Precinct, such Special Rate and Charge Combined Scheme is to raise a maximum amount of \$320,000 per annum up to a maximum of \$1,600,000 in total for a period of five years, commencing on 1 July 2021 and ending on 30 June 2026.
- 3.2 In accordance with Section 163(1A) and 163B(3) of the Act, directs that public notices be published in The Age of the intention of Council to declare, if it is approved at the ordinary



meeting of Council to be held on 5 August 2020, in accordance with the proposed declaration of Special Rate and Charge Combined Scheme in the form of the attachment to this resolution. (Proposed Declaration of Special Rate and Charge Combined Scheme) and as such a Special Rate and Charge Combined levy is to be for the purposes of defraying expenses to be incurred by Council in providing funds to the incorporated body known and operating as the Port Melbourne Business Association and funds, administratively only and subject always to the approval, direction and control of Council, are to be used for the purposes of the appointment of a coordinator, promotional, advertising, marketing and business development, all of which are associated with the encouragement of commerce, retail and professional activity and employment in the Port Melbourne Business Precinct.

- 3.3 Directs that in accordance with section 163 (1C) of the Act, separate letters enclosing a copy of the public notice be sent to the owners and the occupiers of the properties referred to in the Proposed Declaration included as **Attachment 4**, forming a part of the Proposed Declaration of Special Rate and Charge Combined Scheme advising of the intention of Council to declare the Special Rate and Charge Combined Scheme at the ordinary meeting of Council to be held on 5 August 2020, the amount for which the property owner or the occupier (being a person who as a condition of a lease under which the person who occupies the property is required to pay the Special Rate and Charge Combined levy) will be liable, the basis of the calculation and distribution of the Scheme and notifying such persons that submissions and/or objections in writing in relation to the Proposed Declaration of Special Rate and Charge Combined Scheme will be considered and/or taken into account by Council in accordance with sections 163A, 163B and 223 of the Act. The CEO is delegated to make minor amendments to the public notice (Attachment 4) that does not change the material intent and to ensure legislative compliance.
- 3.4 Advises the Port Melbourne Business Association of the matters specified in paragraphs 3.1, 3.2 and 3.3 of this resolution.
- 3.5 Authorises the Chief Executive Officer or delegate –
 - (a) to carry out any and all other administrative procedures necessary to enable Council to carry out its functions under section 163A and section 163(1A), (1B) and (1C) and sections 163B and 223 of the Act; and
 - (b) to prepare a funding agreement between Council and the Business Association to formalise the administrative operations of the Special Rate and Charge Combined Scheme, such agreement being to ensure that at all times, and as a precondition to the payment of any funds by Council to the Business Association, Council is, and remains, legally responsible for approving, directing and controlling the expenditure of the proceeds of the Scheme in accordance with its obligations under the Local Government Act 1989 to do so.
- 3.6 Directs that the agreement specified in paragraph 2.8b of this resolution will be approved by the authorised officers of Council once the Special Rate and Charge Combined Scheme is declared.

The vote was taken under DIVISION.

FOR: Crs Bond, Voss, Baxter, Brand, Copsey, Crawford, Gross, Pearl and Simic

AGAINST: Nil

The MOTION was CARRIED unanimously.



14. ORGANISATIONAL PERFORMANCE

14.1 Assemblies of Council

Purpose

- 1.1 The purpose of this item is to report to Council written records of Assemblies of Councillors at the City of Port Phillip as required by section 80A (2) (a) and (b) of the Local Government Act 1989.

MOVED Crs Gross/Pearl

That Council:

- 2.1 That Council: Receives and notes the written records of Assemblies of Councillors (attached) as required by the Local Government Act.

The vote was taken under DIVISION.

FOR: Crs Bond, Voss, Baxter, Brand, Copsey, Crawford, Gross, Pearl and Simic

AGAINST: Nil

The MOTION was CARRIED unanimously.

14.2 Annual Review of the Audit & Risk Committee Charter and Outcomes of the Audit & Risk Committee Meetings

Purpose

- 1.1 To adopt the updated Audit and Risk Committee Charter 2020
- 1.2 To bring to the attention of the Council the matters addressed at the scheduled 23 June 2020 meeting, and two special meetings, one held 5 May 2020 and the other on 8 April 2020

MOVED Crs Gross/Pearl

That Council:

- 3.1 Adopts the updated Audit and Risk Committee Charter (Attachment 1) in accordance with the Local Government Act 2020.
- 3.2 Delegates authority to the Chief Executive Officer to make minor editorial amendments to the Charter that do not materially alter the intent of the document.
- 3.3 Notes the matters addressed at the 8 April 2020, 5 May 2020 and 23 June 2020 meetings of the Audit & Risk Committee.

The vote was taken under DIVISION.

FOR: Crs Bond, Voss, Baxter, Brand, Copsey, Crawford, Gross, Pearl and Simic

AGAINST: Nil

The MOTION was CARRIED unanimously.



14.3 Status of Council Decisions and Questions Taken on Notice recorded by Council: 1 April - 30 June 2020

Purpose

- 1.1 To provide Councillors with an update on the status of all Resolutions passed by Council at Council and Planning Committee Meetings between 1 April and 30 June 2020, and the status of actions that were previously reported as outstanding in the last quarterly status report.
- 1.2 To provide Council with an update on the status of Questions Taken on Notice during Council Meetings from 1 April to 30 June 2020.

MOVED Crs Copsey/Crawford

That Council:

- 3.1 Notes the implementation status of Council and Planning Committee Resolutions as contained in Attachments 1 - 3.
- 3.2 Notes the response status of questions taken on notice during Council Meetings as contained in Attachment 4.

The vote was taken under DIVISION.

FOR: Crs Bond, Voss, Baxter, Brand, Copsey, Crawford, Gross, Pearl and Simic

AGAINST: Nil

The MOTION was CARRIED unanimously.

14.4 Council Plan and Budget 2020/21: Hearing of submissions

Purpose

- 1.1 To receive and hear public submissions on the updated Council Plan 2017-27, including the draft Budget 2020/21.

MOVED Crs Simic/Brand

That Council:

- 3.1 Receives the report detailing the submissions received on the Council Plan 2017-27, including the draft Budget 2020/21.
- 3.2 Thanks those who have spoken in support of their submission at the meeting on 5 August 2020.
- 3.3 Notes that a further report on the final changes to the proposed Council Plan and Budget will be presented at the Ordinary Council Meeting on 19 August 2020.

The vote was taken under DIVISION.

FOR: Crs Bond, Voss, Baxter, Brand, Copsey, Crawford, Gross, Pearl and Simic

AGAINST: Nil

The MOTION was CARRIED unanimously.



15. NOTICES OF MOTION

Nil.

16. REPORTS BY COUNCILLOR DELEGATES

Nil.

17. URGENT BUSINESS

Nil.

18. CONFIDENTIAL MATTERS

Nil.

As there was no further business the meeting closed at 10.29pm.

Confirmed: 19 August 2020

Chairperson _____