



CITY OF MELBOURNE

Council Meeting

Minutes

Meeting Number 2

Tuesday 15 December 2020

5.30pm

Council Chambers

Level 2

Melbourne Town Hall

Present

Lord Mayor Sally Capp
Deputy Lord Mayor Nicholas Reece
Councillor Dr Olivia Ball
Councillor Roshena Campbell
Councillor Jason Chang
Councillor Elizabeth Doidge
Councillor Davydd Griffiths
Councillor Jamal Hakim
Councillor Philip Le Liu
Councillor Rohan Leppert
Councillor Kevin Louey

Confirmed at the meeting of Council
on Tuesday 23 February 2021

Confirmed minutes

1. Commencement of meeting and apologies

The meeting commenced at 5.30pm.

The Chair, Lord Mayor, Sally Capp, advised that:

- the meeting was being streamed live and that an audio and video recording would be made available on the City of Melbourne website before close of business tomorrow
- the agenda comprised of one report from committee and ten reports from management, four of which were confidential
- no apologies had been received from Councillors.

2. Disclosures of conflicts of interest

The Chair, Lord Mayor, Sally Capp, advised that conflicts of interest would be disclosed as they arose.

3. Confirmation of minutes of the previous meeting

Moved: Cr Ball

That the minutes of meeting No 1, held on Tuesday 24 November 2020, be confirmed.

Seconded: Cr Hakim

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Sally Capp, Deputy Lord Mayor, Nicholas Reece and Councillors Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

4. Matters arising from the minutes of the previous meeting

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

Submissions/Correspondence

The Chair, Lord Mayor, Sally Capp, advised that the following submissions had been received in accordance with the Council's Governance Rules.

Submissions

In relation to Agenda item 6.1, **Schedule of Council and Future Melbourne Committee meetings 2021:**

Item of Correspondence:

- Susan Henderson, East Melbourne Group.

In relation to Agenda item 6.6, **Precinct Development Program 2017-21 Review:**

Item of Correspondence:

- Chris Thrum.

5. Report from Committee

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

Cr Leppert presented agenda item 5.1 in relation to the Planning Portfolio.

Confirmed minutes

5.1 Planning Scheme Amendment C305 - Southbank Heritage

The purpose of this report was to recommend that Council, having considered the independent Planning Panel's report, adopts Planning Scheme Amendment C305 – Southbank Heritage with changes.

Deputy Lord Mayor, Nicholas Reece, declared a material conflict of interest in this matter pursuant to section 128(d) of the *Local Government Act 2020*. The Deputy Lord Mayor is employed by University of Melbourne, which is a submitting party to the proposed amendment. The Deputy Lord Mayor left the meeting at 5.34pm prior to discussion taking place.

Cr Louey declared a material conflict of interest in this matter pursuant to section 128(h) of the *Local Government Act 2020*. Cr Louey received a disclosable gift in the form of a campaign donation. Cr Louey left the meeting at 5.35pm prior to discussion taking place.

Moved: Cr Leppert

1. *That Council:*

1.1 *Notes the independent Planning Panel's report and recommendations.*

1.2 *Adopts Melbourne Planning Scheme Amendment C305 with the changes reflected in the amendment documentation as shown in Attachment 4 to this report.*

1.3 *Authorises the General Manager Strategy, Planning and Climate Change to finalise the amendment documentation for Ministerial approval and make any necessary editorial or other minor changes to the amendment documentation prior to submitting the amendment to the Minister for Planning for approval.*

1.4 *Submits the adopted amendment to the Minister for Planning for approval.*

Seconded: Cr Doidge

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Sally Capp and Councillors Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu and Leppert.

Deputy Lord Mayor, Nicholas Reece and Cr Louey returned to the meeting at 5.37pm.

6. Reports from management

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

6.1 Schedule of Council and Future Melbourne Committee meetings 2021

The purpose of this report was to consider the dates, times and venues for meetings of the Council and its Future Melbourne Committee for 2021.

Moved: Cr Le Liu

That Council approves the schedule of Council and Committee meeting dates for 2021 as detailed in Attachment 2 to the management report, subject to the 30 November Council meeting being held on 23 November, and another Future Melbourne Committee meeting being held on 30 November.

Seconded: Deputy Lord Mayor, Nicholas Reece

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Sally Capp, Deputy Lord Mayor, Nicholas Reece and Councillors Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

Confirmed minutes

6.2 Councillor Code of Conduct 2020

The purpose of this report was to seek Council endorsement for a revised Councillor Code of Conduct 2020 (Code). This report also sought Council endorsement for the following revised documents referred to in the Code: Councillor Occupational Health and Safety Policy 2020, Councillor Respectful Conduct Policy 2020, Councillor Fitness to Carry Out Duty Policy 2020 and Councillor Protocol 2020.

Moved: Lord Mayor, Sally Capp

1. *That Council:*

1.1 *Adopts the revised:*

1.1.1 *Councillor Code of Conduct 2020 (Attachment 2C to the management report)*

1.1.2 *Councillor Occupational Health and Safety Policy 2020 (Attachment 3C to the management report)*

1.1.3 *Councillor Respectful Conduct Policy 2020 (Attachment 4C to the management report)*

1.1.4 *Councillor Fitness to Carry Out Duty Policy 2020 (Attachment 5C to the management report)*

1.1.5 *Councillor Protocol 2020 (Attachment 6C to the management report).*

1.2 *Authorises the General Manager Governance and Organisational Development to make any necessary editorial or other minor changes.*

Seconded: Cr Le Liu

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Sally Capp, Deputy Lord Mayor, Nicholas Reece and Councillors Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

6.3 Structure of Future Melbourne Committee and leadership roles for Councillors

The purpose of this report was to enable Council to determine the membership and role of the Future Melbourne Committee and to establish leadership roles for Councillors as Portfolio Leads and Deputy Leads.

Moved: Lord Mayor, Sally Capp

1. *That Council:*

1.1 *Resolves to continue the Future Melbourne Committee (the Committee) as a delegated committee of Council under section 63 of the Local Government Act 2020 (LGA 2020).*

1.2 *Appoints:*

1.2.1 *All Councillors as members of the Committee.*

1.2.2 *Subject to paragraph 1.2.3 below, the Lord Mayor as Chair and Deputy Lord Mayor as Deputy Chair of the Committee.*

1.2.3 *The Lead of the Planning Portfolio as Chair, and the Deputy Lead of the Planning Portfolio as Deputy Chair, when the Committee considers planning matters where the Council is the responsible authority, referral authority or planning authority under the Planning and Environment Act 1987.*

Confirmed minutes

- 1.3 *Notes that in the absence of the Chair and Deputy Chair, the Committee will appoint an Acting Chair.*
- 1.4 *By instrument of delegation sealed by the Council pursuant to section 11(1) of the LGA 2020 delegates to the members of the Committee, Council's powers, duties and functions pursuant to the LGA 2020 and any other Act subject to the restrictions contained in section 11(2) of the LGA 2020.*
- 1.5 *Revokes instrument of delegation CCL-2020-5 to the members of the Committee, such revocation to take effect immediately after the execution of the instrument of delegation referred to in paragraph 1.4 above.*
- 1.6 *Appoints Councillors to positions of Portfolio Lead and Deputy Lead and endorses the associated areas of portfolio responsibility as described in the schedule included as Attachment 2 to the management report.*

Seconded: Cr Le Liu

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Sally Capp, Deputy Lord Mayor, Nicholas Reece and Councillors Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

6.4 Councillor appointments to advisory committees and external organisations

The purpose of this report was to consider appointments to Council advisory committees and external organisations and to create the Night Time Economy Advisory Committee.

Moved: Lord Mayor, Sally Capp

1. *That Council:*
 - 1.1 *Endorses the schedule of Councillor appointments to advisory committees and external organisations as outlined in Attachment 2 to the report from management.*
 - 1.2 *Establishes the Night Time Economy Advisory Committee.*
 - 1.3 *Requests that management prepare a report for Council in February 2021 recommending terms of reference for the Night Time Economy Advisory Committee.*
 - 1.4 *Notes management's intention to review the Homelessness Advisory Committee and requests a report to a future Council meeting setting out any new advisory structure arising from the review.*
 - 1.5 *Requests a briefing paper to councillors setting out previous and recommended future industry and community advisory mechanisms for Melbourne Fashion Week, Lord Mayor's Commendations and Melbourne Awards.*
 - 1.6 *Appoints Cr Hakim as the City of Melbourne representative to the Association of Bayside Municipalities.*

Seconded: Cr Le Liu

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Sally Capp, Deputy Lord Mayor, Nicholas Reece and Councillors Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

C o n f i r m e d m i n u t e s

6.5 Melbourne city voucher program

The purpose of this report was to advise Councillors of considerations relevant to the establishment of a voucher program in the City of Melbourne.

Moved: Cr Campbell

1. *That Council:*

- 1.1 *Notes the provision of vouchers can play an important role in stimulating consumer demand.*
- 1.2 *Supports management in continuing to work with the Victorian Government to explore the options for funding a voucher program, with a budget of up to \$5 million.*
- 1.3 *Endorses the implementation of a voucher program focusing on sectors that are very significantly impacted by COVID-19 and align with attracting people into the city.*
- 1.4 *Endorses management seeking to procure an appropriate implementation solution from an external services provider.*

Seconded: Cr Doidge

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Sally Capp, Deputy Lord Mayor, Nicholas Reece and Councillors Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

6.6 Precinct Development Program 2017-21 Review

The purpose of this report was to inform Council on the findings from the review of the 2017-21 Precinct Development Program.

Moved: Cr Louey

1. *That Council:*

- 1.1 *Notes the findings from the review of the City of Melbourne Precinct Development Program 2017-21 as contained in Attachment 2.*
- 1.2 *Requests management provide a one-off payment of \$100,000 to each of the nine existing precinct associations for COVID-19 business support initiatives, subject to an agreed implementation plan with associated milestones.*

Seconded: Cr Chang

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Sally Capp, Deputy Lord Mayor, Nicholas Reece and Councillors Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

7. General business

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

8. Urgent business

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

Confirmed minutes

9. Closure of meeting

Moved: Deputy Lord Mayor, Nicholas Reece

1. That pursuant to section 66 of the Local Government Act 2020 (Act), the meeting of the Council be closed to members of the public for the consideration of the items under the following categories:
 - 1.1 Agenda item 14.1 as it contains details of contractual negotiations between the City of Melbourne and service providers. The release of this information could reasonably be expected to prejudice the commercial position of the persons who supplied the information or to confer a commercial advantage on a third party.
 - 1.2 Agenda item 14.2 as it contains private commercial information, which if released, would unreasonably expose the business to disadvantage by disclosing financial information to competitors. The report contains details on the tendering program undertaken for this project, the evaluation processes and the findings reached, together with a recommendation to advance the tendering process to the stage of awarding a contract for the specified works. The release of this information could reasonably be expected to prejudice the commercial position of the persons who supplied the information or to confer a commercial advantage on a third party.
 - 1.3 Agenda item 14.3 as it contains private commercial information, which if released, would unreasonably expose the business to disadvantage by disclosing financial information to competitors. The report also contains details on the tendering program undertaken for this project, the evaluation processes and the findings reached, together with a recommendation to advance the tendering process to the stage of awarding a contract for the specified works. The release of this information could reasonably be expected to prejudice the commercial position of the persons who supplied the information or to confer a commercial advantage on a third party.
 - 1.4 Agenda item 14.4 as it contains private commercial information, which if released, would unreasonably expose the business to disadvantage by disclosing financial information to competitors. The report contains details on the tendering program undertaken for this project, the evaluation processes and the findings reached, together with a recommendation to advance the tendering process to the stage of awarding a contract for the specified works. The release of this information could reasonably be expected to prejudice the commercial position of the persons who supplied the information or to confer a commercial advantage on a third party.

Seconded: Cr Le Liu

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Sally Capp, Deputy Lord Mayor, Nicholas Reece and Councillors Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

The Chair, Lord Mayor, Sally Capp, declared the meeting closed at 6.23pm.

Confirmed at the meeting of Council on Tuesday 23 February 2021.



Chair
Council

