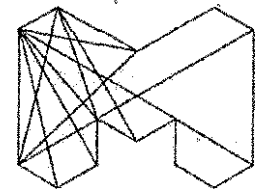


Confirmed minutes



CITY OF MELBOURNE

Future Melbourne Committee Minutes

**Meeting Number 15
Tuesday 6 July 2021
5.30pm**

Town Hall Commons

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 the Future Melbourne Committee
On Tuesday 20 July 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 six reports from management

Cr Chang and Cr Le Liu arrived at 5.31pm.

2. Disclosures of conflicts of interest

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

3. Confirmation of minutes of the previous meetings

Moved: Cr Griffiths

That the minutes of meeting No 13, held on Tuesday 15 June 2021, be confirmed.

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 Dr Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

Moved: Cr Campbell

That the minutes of special meeting No 14, held on Tuesday 29 June 2021, 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 Dr Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

4. Matters arising from the minutes of the previous meetings

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

5. Public questions

Public Spaces for Buskers

Mathew Kohey asked a question in relation to the loss of public performance spaces for buskers and how Council was supporting performance artists in light of the loss of these spaces.

The Lord Mayor, Sally Capp read out the following response as provided by Dean Robertson, Director On-Street Support and Compliance:

I can advise that COVID-19 has impacted everything including the busking and street performer community. In fact we lost performance sites before COVID-19 due to Metro Tunnel works around Swanston Street and Federation Square. When Outdoor dining was expanded at Southbank promenade the ESSO site had audience space removed, and was also impacted by the Security bollard implementation.

Confirmed minutes

CoM has provided support to Buskers during COVID-19 via the online competition *Tip my Hat* and the ANZ City Vibes musical busking program where buskers were paid \$200, as well as inviting buskers to perform and be paid at Moomba 2021.

The Street Trading team are looking for other Street Performer sites that provide the necessary space, foot traffic and ambience to cater for these performances. I will ask the team to engage with you.

Nicholas Building

Chris Thrum asked a question in relation to the possible sale of the Nicholas building on Swanston Street near Flinders Lane and whether it was an option for Council to buy the building to support the range of artists and creative groups that use the building.

The Lord Mayor, Sally Capp advised that the Nicholas Building is an important place for art, creativity and commerce. Council recently passed a motion to develop a business plan to support these groups both in that building and other environments. There are conversations underway to understand possible options and outcomes of the Nicholas building. Council values the building in its built form and are heartened by the level of interest.

NAIDOC Week

Chris Thrum asked whether the City of Melbourne has arranged significant events to celebrate NAIDOC Week.

The Lord Mayor, Sally Capp advised that a number of activities have been scheduled. A flag raising ceremony was held at Kensington Town Hall on Monday, which included a welcome to country and entertainment. There will be other activities held through the week and the Lord Mayor will ask the Aboriginal Melbourne team to contact Chris to discuss these.

Advocacy for support to pubs and venues

Chris Thrum asked if City of Melbourne could advocate to the State Government to ease restrictions for pubs and venues.

The Lord Mayor, Sally Capp advised that Council has been strongly advocating across a number of fronts to return patrons as swiftly and safely as possible to the City. The first meeting of the Night Time Advisory Committee was held last week and they are advocating for venues to be opened as soon and as safe as possible. Council will continue to show its ongoing support for those industries for a safe return of patrons.

Gender Identity

Mrs D asked a question in relation to gender identity.

The Lord Mayor, Sally Capp read out the following response to the question as provided by Linda Weatherson, General Manager Community and City Services:

The Council has a responsibility to provide safe and secure services to the public. An obvious facility all councils provide is toilets. The Equal Opportunity Act 2020 provides circumstances where it is unlawful to directly or indirectly discriminate on the basis of an attribute. An attribute includes gender identity. Members of the community should therefore be able to use the toilet that aligns with their gender identity.

The Gender Equality Act 2020 has reinforced the responsibility of the Victorian public sector, universities and local councils to improve gender equality, requiring these organisations to:

- *take positive action towards achieving workplace gender equality*
- *consider and promote gender equality in their policies, programs and services.*

In respect to public toilets, the public toilets that Council now provides are unisex where any person no matter what their gender can use safely and securely.

Confirmed minutes

6. Reports from management

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

Submissions/Correspondence

In relation to Agenda item 6.1, **Planning Permit Application: TP-2020-838, 99-129 Albert Street, East Melbourne (Epworth Freemasons Hospital):**

Requests to speak:

- Ian Mitchell, East Melbourne Group
- Greg Binisella, East Melbourne Group
- Brad Marsh, ACVP Residents Incorporated
- Sarah Macklin, Urbis
- Simon Benedict, Epworth Freemasons
- Kate Gray, Lovell Chen
- Kah-Fai Lee, John Wardle Architects.

Items of correspondence:

- Shelley Knight
- Sigrid de Castella
- Ian Mitchell, East Melbourne Group
- Greg Binisella, East Melbourne Group
- Annette McDonald
- Gordon New
- Barbara Paterson
- Peter R Clements
- Brad Marsh
- Antony Anderson
- Catherine Morris.

In relation to Agenda item 6.2, **Planning Permit Application: TP-2020-98 138-144 Elgin Street, Carlton:**

Item of Correspondence:

- Graham Evans.

In relation to Agenda item 6.3, **Planning Permit Application: TP-2021-28, 57-59 Wakefield Road, Kensington:**

Request to speak:

- Mitchell Beldon, Plan Urban.

In relation to Agenda item 6.5, **Draft Smoke Free Melbourne Policy:**

Request to speak:

- Richard Hunt.

Items of Correspondence:

- Richard Hunt.
- (Clare Payne for) Dr Bronwyn King AO, CEO Tobacco Free Portfolios.

City Planning Portfolio

Deputy Lord Mayor, Nicholas Reece assumed the role of Chair for the Committee to consider three reports from management in relation to the City Planning Portfolio.

Confirmed minutes

6.1 Planning Permit Application: TP-2020-838 99–129 Albert Street, East Melbourne (Epworth Freemasons Hospital)

The purpose of this report was to advise the Future Melbourne Committee of an application to construct a multi-storey addition to the existing hospital at 99–129 Albert Street, East Melbourne.

The following people addressed the Committee:

- Greg Binisella, East Melbourne Group
- Brad Marsh, ACVP Residents Incorporated
- Sarah Macklin, Urbis
- Simon Benedict, Epworth Freemasons
- Kate Gray, Lovell Chen
- Kah-Fai Lee, John Wardle Architects.

Ian Mitchell had requested to address the Committee but was unable to attend.

Moved: Deputy Lord Mayor, Nicholas Reece

That the Future Melbourne Committee resolves to issue a Notice of Decision to Grant a Permit subject to the conditions outlined in the Delegate Report (refer Attachment 4 of the report from management), subject to including the following additional condition: 1) e. provide a height transition to lower development along Albert Street by setting back Level 3 at the eastern corner of the Albert Street façade for approximately 9 metres width and 10 metres depth (with precise measurements adapted to justified structural needs).

Seconded: Cr Leppert

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 Dr Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

6.2 Planning Permit Application: TP-2020-98 138-144 Elgin Street, Carlton

The purpose of this report was to advise the Future Melbourne Committee of an application to construct an additional level to the existing three storey serviced apartment building at 138 – 144 Elgin Street, Carlton.

Cr Le Liu left the meeting at 6.41pm and returned at 6.43pm.

Moved: Deputy Lord Mayor, Nicholas Reece

That the Future Melbourne Committee resolves that if the application had not been referred to VCAT, Council would have issued a Notice of Decision to Grant a Permit subject to the conditions outlined in the Delegate Report (refer Attachment 4 of the report from management).

Seconded: Cr Leppert

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 Dr Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

6.3 Planning Permit Application: TP-2021-28 57-59 Wakefield Road, Kensington

The purpose of this report was to advise the Future Melbourne Committee of an application for the construction of two dwellings on a lot and a car parking reduction pursuant to Clause 52.06 at 57–59 Wakefield Road, Kensington.

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The following people addressed the Committee:

- Glen Rowlinson (request received during the meeting)
- Mitchell Belden, Plan Urban.

Cr Le Liu left the meeting at 6.51pm

Moved: Deputy Lord Mayor, Nicholas Reece

That the Future Melbourne Committee resolves to issue a Notice of Decision to Grant a Permit subject to the conditions outlined in the Delegate Report (refer Attachment 4 of the report from management).

Seconded: Cr Leppert

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 Dr Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Leppert and Louey.

Lord Mayor, Sally Capp assumed the chair for the remainder of the meeting.

6.4 Design Excellence Program (2020-21 Annual Plan Initiative 8.21)

The purpose of this report was to seek endorsement of the Terms of Reference for the City of Melbourne's proposed Design Review Panel (MDRP) and Design Excellence Advisory Committee (DEAC).

Cr Le Liu returned to the meeting at 7.01pm.

Moved: Deputy Lord Mayor, Nicholas Reece

1. *That the Future Melbourne Committee:*

- 1.1. *Endorses the Melbourne Design Review Panel Terms of 2021-22 Reference Pilot Program 2021-22 (Attachment 2 of the report from management) subject to management first making changes with the following effect:*
 - 1.1.1. *Part 02 being expanded to clarify that the MDRP may also consider projects that are informally or formally referred to Council by the Minister for Planning, and projects that are site-specific planning scheme amendments / Incorporated Documents.*
 - 1.1.2. *Part 02-1 selection criteria also including "f. Requested by the applicant, which the Chair agrees should be considered."*
 - 1.1.3. *Part 02-2 selection criteria adding the words "design integration of" before "public art projects".*
- 1.2. *Endorses the Melbourne Design Review Panel Code of Conduct July 2021 (Attachment 3 of the report from management).*
- 1.3. *Endorses the Design Excellence Advisory Committee Terms of Reference 2021-25 and Code of Conduct July 2021 (attachments 4 and 5 of the report from management).*
- 1.4. *Authorises the Deputy Chief Executive Officer to make minor editorial changes to all documents endorsed in this resolution prior to publication.*

Seconded: Cr Leppert

Confirmed minutes

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 Dr Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

6.5 Draft Smoke-free Melbourne Policy

The purpose of this report was to present key findings from recent community engagement and seek endorsement for the draft Smoke-free Melbourne Policy.

Richard Hunt requested to address the Committee but had to leave the meeting before the item was heard.

Moved: Cr Leppert

1. *That the Future Melbourne Committee:*
 - 1.1. *Endorses the Smoke-free Melbourne policy (Attachment 2 of the report from management).*
 - 1.2. *Notes that any proposal to create a smoke-free area is still subject to the engagement process required by the Activities Local Law 2019*
 - 1.3. *Directs that, in light of the extraordinary level of disruption and nuisance being imposed on residents of McKillop St, Melbourne, the opinions of all persons who own or occupy any part of McKillop St, Melbourne, or the area immediately adjoining McKillop St, Melbourne, be canvassed as soon as possible under Schedule 2 of the Activities Local Law 2019, with a view to determining whether to prescribe McKillop St a smoke free area by the September Council meeting.*

Seconded: Cr Hakim

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

6.6 Business Concierge and small business support update

The purpose of this report was to provide an insight into the sentiment of businesses within the central city in light of the recent lockdown, drawing on the ongoing engagement with businesses by the Business Concierge Service.

Moved: Cr Louey

1. *That the Future Melbourne Committee:*
 - 1.1. *Notes the positive contribution of the Business Concierge Service team in supporting businesses impacted by COVID-19.*
 - 1.2. *Notes that through a range of events, marketing and activations, the City of Melbourne is encouraging people to return to the city.*
 - 1.3. *Requests the Lord Mayor write to the Premier, advocating that the criteria for the imposition and lifting of restrictions be made public to allow businesses to plan appropriately, and that the government consider the provision of further relief for commercial tenants impacted by COVID-19 restrictions*

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 Dr 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

7. General business

There were no items of general business for consideration.

8. Urgent business

There were no items of proposed urgent business for consideration.

9. Public questions

There were no further public questions.

10. Closure of meeting

The Chair, Lord Mayor, Sally Capp, declared the meeting closed at 7.44pm.

Confirmed at the meeting of the Future Melbourne Committee on Tuesday 20 July 2021.



Chair
Future Melbourne Committee