



Ordinary Meeting of Council Minutes

**held on Tuesday 3 October 2017 at 7.00pm
Richmond Town Hall**

www.yarracity.vic.gov.au

1. Statement of Recognition of Wurundjeri Land

“Welcome to the City of Yarra.”

“Yarra City Council acknowledges the Wurundjeri as the Traditional Owners of this country, pays tribute to all Aboriginal and Torres Strait Islander people in Yarra and gives respect to the Elders past and present.”

2. Attendance, apologies and requests for leave of absence

Attendance

Councillors

- Cr Amanda Stone (Mayor)
- Cr Danae Bosler
- Cr Mi-Lin Chen Yi Mei
- Cr Misha Coleman
- Cr Jackie Fristacky
- Cr Stephen Jolly
- Cr Daniel Nguyen
- Cr James Searle

Council officers

- Vijaya Vaidyanath (Chief Executive Officer)
- Ivan Gilbert (Group Manager - CEO's Office)
- Andrew Day (Director - Corporate, Business and Finance)
- Lucas Gosling (Acting Director - Community Wellbeing)
- Justin Hanrahan (Acting Director - Planning and Place Making)
- Bruce Phillips (Acting Director - City Works and Assets)
- Mel Nikou (Governance Officer)

Apology

- Cr Mike McEvoy

3. Declarations of conflict of interest (Councillors and staff)

Nil

4. Confidential business reports

Item

- 4.1 Contractual matters

Confidential business reports

The following items were deemed by the Chief Executive Officer to be suitable for consideration in closed session in accordance with section 89 (2) of the *Local Government Act 1989*. In accordance with that Act, Council may resolve to consider these issues in open or closed session.

COUNCIL RESOLUTION

Moved: Councillor Fristacky

Seconded: Councillor Searle

1. That the meeting be closed to members of the public, in accordance with section 89 (2) of the *Local Government Act 1989*, to allow consideration of contractual matters.
2. That all information contained within the Confidential Business Reports section of this agenda and reproduced as Council Minutes be treated as being and remaining strictly confidential in accordance with the provisions of sections 77 and 89 of the *Local Government Act 1989* until Council resolves otherwise.

CARRIED

Following consideration of Confidential business, the meeting resumed in open session.

5. Confirmation of minutes

COUNCIL RESOLUTION

Moved: Councillor Fristacky

Seconded: Councillor Chen Yi Mei

That the minutes of the Ordinary Council Meeting held on Tuesday 19 September 2017 be confirmed.

CARRIED

6. Petitions and joint letters

Nil

7. Public question time

Item	Page
7.1 Ms Maree Hayhoe - Pink Building at 30 Queens Parade, Fitzroy North	6

8. General business

Nil

9. Delegates' reports

Item	Page	Res. Page
9.1 Yarra Multicultural Advisory Group (YMAG)	6	8
9.2 Heritage Advisory Committee	8	8

10. Questions without notice

Item	Page
10.1 Councillor Fristacky - Complimentary Swim/Gym Pass with Annual Rates Notice	9

11. Council business reports

Item		Page	Res. Page
11.1	Station Street, North Carlton - Temporary Road Closure	10	10
11.2	Affordable housing in significant redevelopment sites in Yarra	11	11
11.3	Yarra Libraries Annual Report 2016/17	12	12
11.4	Community Infrastructure Plan	13	13
11.5	Strategic Planning for Activity Centres	14	14
11.6	Instruments of Delegation to Council Staff	15	15

12. Notices of motion

Item		Page	Res. Page
12.1	Notice of Motion No. 19 of 2017 - Rohingya Minority in Myanmar	16	16

13. Urgent business

Nil

6. Petitions and joint letters

Nil

7. Public question time

7.1 Ms Maree Hayhoe - Pink Building at 30 Queens Parade, Fitzroy North

Question:

Can the Planning Department please introduce some controls re paint and paint colours in the Heritage Overlay (HO327)?

Response:

The Acting Director City Works and Assets responded.

8. General business

Nil

9. Delegates' report

9.1 Yarra Multicultural Advisory Group (YMAG)

Mr Ranko Cosic, a member of YMAG also presented a brief delegates' report.

Committee	Yarra Multicultural Advisory Group (YMAG)
Appointed Councillors	Cr Daniel Nguyen
Date of Council Meeting	Tuesday 3 October 2017
Date of Report	13 Feb, 3 May, 2 August, (31 October to be held)
Report Author	Cr Daniel Nguyen

Background

The YMAG was established in 2016 as a direct action from the Multicultural Partnerships Plan. The reason for establishing the YMAG was to create more opportunities for CALD residents and groups in Yarra to participate in governance and create stronger relationships between Council and CALD communities.

Membership is not formally appointed, but is open to anyone who would like to attend, in order to make it as accessible to as many people who would like to attend, and to give Council broader reach to as many diverse groups as possible.

Quarterly Meetings were scheduled, with the last meeting for the year yet to be held (31 October).

Standing items at each meeting included:

1. Council News and Updates
2. Community Group News and Updates
3. Yarra Library News

The committee also discussed:

1. Yarra's Anti-Vilification resource project
2. Yarra's Community Grants Program
3. Neighbourhood Houses Update
4. Yarra's Library Strategy Draft
5. Census results for Yarra

Upcoming agenda items for October:

1. 26 January Change the Date Information sheets
2. 0-25 Years Strategy Consultation

Other information tabled for the committee:

1. Founding of the Serbian Australian Representative Council
2. Safe Space Project at Cohealth

Key issues

1. Language Accessibility

YMAG members have consistently spoken about the need for Yarra Council to continue improving its language services and provision of translated materials. Elder Chinese representatives have stated numerous times their desire for Council information to be regularly translated to Chinese as members of this community often have little to no English language skills, yet have a thirst for knowledge and information about their local area.

2. Need for Community spaces

Members have raised the need for more community spaces for groups and families, in relation to the Library Strategy Draft consultation. While Bargoonga Nganjin has been hailed as an excellent hub for this, it has been noted there is a need for more spaces throughout Yarra. Groups are keen to meet and hold activities for members but the scarcity of accessible and appropriate community spaces at community rates is prohibitive.

3. YMAG future

The YMAG is in its second year of operation, and has met quarterly. Members have found value in attending and forging relationships with Council staff, as well as participating in Council strategy consultations. It is envisaged that meetings in 2018 will be held bi-monthly rather than quarterly to build the momentum. Forward Planning for the YMAG will occur in the final meeting of the year to be held on 31 October.

COUNCIL RESOLUTION

Moved: Councillor Chen Yi Mei **Seconded:** Councillor Jolly

That Council note this Delegates' Report.

CARRIED UNANIMOUSLY

9.2 Heritage Advisory Committee

Councillor Jolly reported the following:

A meeting was held last week with the committee and two motions were tabled by community representatives:

- (a) the first one was passed with nine votes to one, which is suggesting to Council that the name be kept as Heritage Advisory Committee rather than Heritage Strategic Advisory Committee and that the meetings be held every second month rather than every three months; and
- (b) the second resolution passed six votes to five regarding the activities of the committee.

The motions put forward from the Heritage Advisory Committee will soon go to Councillors for their deliberation so that later in the year when officers come back with a report they can be looked at and either incorporated or not into the final decision.

The new appointed Senior Heritage Advisor was unfortunately not able to be present at the meeting due to a family emergency, however Mr Gilbert, Group Manager Chief Executives Office was able to attend to pass on her apologies and provide some background into her role.

Thank you to all the officers and community members for attending the meeting, it was what I thought a very engaging meeting.

COUNCIL RESOLUTION

Moved: Councillor Jolly **Seconded:** Councillor Fristacky

That Council note this Delegates' Report.

CARRIED UNANIMOUSLY

10. Questions without notice

10.1 Councillor Fristacky - Complimentary Swim/Gym Pass with Annual Rates Notice

Question:

In previous years, Council has included a complimentary swim or gym pass in the brochure accompanying Council's annual rate notice to ratepayers. This was seen to be a relatively low cost good will measure to encourage healthy physical activity. It is also consistent with our Municipal Health Plan through introducing new ratepayers to our leisure centres and use by the community of our pools and gym.

As a Cr, I was not aware of any advice of the change until I read the rate notice brochure in September.

Can advice be provided on the reasons why this complimentary swim/gym pass was withdrawn?

Response:

The Director Corporate Business and Finance took the question on notice.

11.1 Station Street, North Carlton - Temporary Road Closure

Trim Record Number: D17/152685

Responsible Officer: Manager Traffic and Special Projects

RECOMMENDATION

1. That:

- (a) Council resolves to conclude the process of a temporary closure of Station Street at the intersection with Princes Street on the basis that evidence does not exist to support the proposal.

Councillor Nguyen arrived at 7.48pm

Public Submissions

The following people addressed Council on the matter:

Mr Vito Manlio; and

Ms Diane Cummins.

COUNCIL RESOLUTION

Moved: Councillor Fristacky

Seconded: Councillor Coleman

1. That Council:

- (a) notes the response from VicRoads in its letter to Council dated 19 September 2017, that "VicRoads has no objection to the proposed trial closure of Station Street subject to the local community being supportive of the closure";
- (b) notes advice previously provided to the community indicating the opportunity to make submissions on the matter following receipt of the Vic Roads report, in accordance with Schedule 11, Section 10(1)(c) of the Local Government Act 1989 (the Act);
- (c) proceed with the consultation process for a trial road closure as outlined in the officers report; and
- (d) consider a further report on the matter, to include the assessment of submissions, and receive submissions for final determination at its first Council meeting in December 2017 and that all parties that have expressed interest in this matter be notified at least one week in advance of the report being presented to Council.

CARRIED

CALL FOR A DIVISION

For: Councillors Coleman, Fristacky, Stone, Searle and Bosler

Against: Councillors Jolly, Chen Yi Mei and Nguyen

11.2 Affordable housing in significant redevelopment sites in Yarra

Trim Record Number: D17/105437

Responsible Officer: Unit Manager Social Policy and Research

RECOMMENDATION

1. That Council:
 - (a) note the officer report in relation to a draft *Policy Guidance Note: Affordable Housing Outcomes At Significant Redevelopments*;
 - (b) endorse the draft *Policy Guidance Note: Affordable Housing Outcomes at Significant Redevelopments* for community consultation; and
 - (c) note that the draft *Policy Guidance Note: Affordable Housing Outcomes at Significant Redevelopments* will be placed on public exhibition for a period of four weeks and a report provided following a summary of submissions.

Councillor Nguyen left the meeting at 9.10pm

Councillor Nguyen returned to the meeting at 9.15pm

Councillor Bosler left the meeting at 9.18pm

Councillor Bosler returned to the meeting at 9.21pm

Councillor Fristacky left the meeting at 9.22pm

Councillor Fristacky returned to the meeting at 9.27pm

COUNCIL RESOLUTION

Moved: Councillor Nguyen

Seconded: Councillor Coleman

1. That Council:
 - (a) note the officer report in relation to a draft *Policy Guidance Note: Affordable Housing Outcomes At Significant Redevelopments*;
 - (b) endorse the draft *Policy Guidance Note: Affordable Housing Outcomes at Significant Redevelopments* for community consultation; and
 - (c) note that the draft *Policy Guidance Note: Affordable Housing Outcomes at Significant Redevelopments* will be placed on public exhibition for a period of four weeks and a report provided following a summary of submissions.

CARRIED UNANIMOUSLY

11.3 Yarra Libraries Annual Report 2016/17

Trim Record Number: D17/113118

Responsible Officer: Director Community Wellbeing

RECOMMENDATION

1. That Council note the Yarra Libraries Annual Report for 1 July 2016 to 30 June 2017.

Councillor Coleman left the meeting at 9.35pm

Councillor Coleman returned to the meeting at 9.37pm

COUNCIL RESOLUTION

Moved: Councillor Fristacky

Seconded: Councillor Searle

1. That Council note the Yarra Libraries Annual Report for 1 July 2016 to 30 June 2017.

CARRIED UNANIMOUSLY

Councillor Jolly left the meeting at 9.37pm

11.4 Community Infrastructure Plan

Trim Record Number: D17/117426

Responsible Officer: Manager Corporate Performance

RECOMMENDATION

1. That Council adopt the Community Infrastructure Plan (Stage 1).

COUNCIL RESOLUTION

Moved: Councillor Chen Yi Mei

Seconded: Councillor Stone

1. That Council adopt the Community Infrastructure Plan (Stage 1).

CARRIED UNANIMOUSLY

11.5 Strategic Planning for Activity Centres

Trim Record Number: D17/148261

Responsible Officer: Manager City Strategy

RECOMMENDATION

1. That Council note:
 - (a) the report on the Strategic Planning Programme in Activity Centres for 2017-18 in response to resolution 8.2 of the 4 July 2017 Council meeting;
 - (b) the Built Form Analysis assessments, the strategic planning assessments and also preparation of planning scheme amendments being formulated for six of Yarra's activity centres – Brunswick, Smith, Johnston, Swan, Victoria Streets, Bridge Road, and Queens Parade;
 - (c) that this work is programmed to meet important milestones at the end of 2017 and throughout 2018; and
 - (d) that the work program represents a significant undertaking over the next few years and limits the capacity to commence new projects in 2017/18; and that new projects such as St Georges Rd, North Fitzroy and the Nicholson Street Bus Depot, North Fitzroy, will have to be considered as part of a program of future strategic projects in 2018/19 and beyond.

COUNCIL RESOLUTION

Moved: Councillor Fristacky

Seconded: Councillor Coleman

1. That Council note:
 - (a) the report on the Strategic Planning Programme in Activity Centres for 2017-18 in response to resolution 8.2 of the 4 July 2017 Council meeting;
 - (b) the Built Form Analysis assessments, the strategic planning assessments and also preparation of planning scheme amendments being formulated for six of Yarra's activity centres – Brunswick, Smith, Johnston, Swan, Victoria Streets, Bridge Road, and Queens Parade;
 - (c) that this work is programmed to meet important milestones at the end of 2017 and throughout 2018;
 - (d) that the work program represents a significant undertaking over the next few years and limits the capacity to commence new projects in 2017/18; and that new projects such as St Georges Rd, North Fitzroy and the Nicholson Street Bus Depot, North Fitzroy, will have to be considered as part of a program of future strategic projects in 2018/19 and beyond; and
 - (e) given the above in (d), Council receive more detailed advice on the nature of strategic work necessary to be undertaken, appropriate planning instrument and timeframe required, to put in place a planning framework to cover any proposed redevelopment of the Nicholson Street Bus Depot, within the North Fitzroy Village and Neighbourhood Activity Centre.

CARRIED UNANIMOUSLY

11.6 Instruments of Delegation to Council Staff

Trim Record Number: D17/148822

Responsible Officer: Group Manager Chief Executive's Office

RECOMMENDATION

1. That Council endorse and execute the Instrument of Delegation by the Council to Members of Council Staff (Attachment 1).

COUNCIL RESOLUTION

Moved: Councillor Searle

Seconded: Councillor Nguyen

1. That Council endorse and execute the Instrument of Delegation by the Council to Members of Council Staff (Attachment 1).

CARRIED UNANIMOUSLY

12.1 Notice of Motion No. 19 of 2017 - Rohingya Minority in Myanmar

Trim Record Number: D17/153713

Responsible Officer: Group Manager Chief Executive's Office

Public Submissions

The following people address Council on the matter:

Mr Ronan Lee; and

Mr Shawfikul Islam.

COUNCIL RESOLUTION

Moved: Councillor Stone

Seconded: Councillor Coleman

1. That Yarra Council:

- (a) states its support for the Rohingya's claim to social and political rights and the ability to access humanitarian assistance;
- (b) calls on the Australian Government to acknowledge United Nation's concerns about military-led "ethnic cleansing" of the Rohingya in Myanmar, and calls on Australia's Government to end cooperation with Myanmar's military and impose sanctions on senior military officials involved in these atrocities; and
- (c) calls on the Australian Government to immediately provide permanent residency and a clear pathway to Australian citizenship for those Rohingya who have sought asylum in Australia.

CARRIED

Conclusion

The meeting concluded at 9.48pm.

Confirmed Tuesday 17 October 2017

Mayor