



# **Ordinary Meeting of Council Minutes**

**held on Tuesday 21 November 2017 at 7.00pm  
Fitzroy Town Hall**

**[www.yarracity.vic.gov.au](http://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.”*

### 1.A White Ribbon Day

The Mayor invited Councillors, officers and gallery members to stand up and take the oath to speak out and act to prevent men’s violence against women.

The Mayor also acknowledged the devastating impact that family violence has on so many lives and that the City of Yarra will be participating in the 16 day activism against gender-based violence and the White Ribbon campaign.



## 2. Attendance, apologies and requests for leave of absence

### Attendance

#### Councillors

- Cr Amanda Stone (Mayor)
- Cr Danae Bosler
- Cr Jackie Fristacky
- Cr Stephen Jolly
- Cr Mike McEvoy
- 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)
- Bruce Phillips (Director - Planning and Place Making)
- Jane Waldock (Assistant Director - Planning and Place making)
- Chris Leivers (Acting Director - City Works and Assets)
- Mel Nikou (Governance Officer)

#### Leave of absence

- Cr Mi-Lin Chen Yi Mei

#### Apology

- Cr Misha Coleman

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

Nil

### 4. Confidential business reports

#### Item

- 4.1 Contractual matters
- 4.2 Matters prejudicial to Council and/or any person
- 4.3 Matters prejudicial to Council and/or any person

#### 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 McEvoy

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:
  - (a) Contractual matters; and
  - (b) Matters prejudicial to Council and/or any person.
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 McEvoy

That the minutes of the Ordinary Council Meeting held on Tuesday 31 October 2017 be confirmed.

**CARRIED**

## 6. Petitions and joint letters

Item		Page	Res. Page
6.1	Petition - Additional Infrastructure for the intersection of George Street and Greeve Street, Fitzroy	6	6
6.2	Online Petition - No Closure of Station Street, Carlton North	6	6
6.3	Petition - No Closure of Station Street, Carlton North	6	6

## 7. Public question time

Item		Page
7.1	Mr Michael Francis and Ms Margaret O'Brien - Salisbury Place, 34-36 Nicholson Street, Fitzroy - PLN16/1028	7
7.2	Ms Cressida Fox - Contemporary Art Society of Victoria - Payment	7
7.3	Mr Richard Lee - President, Contemporary Art Society of Victoria - Publication	7
7.4	Mr Greg Spark - Salisbury Place, 34-36 Nicholson Street, Fitzroy - PLN16/1028 - Council's Decision	8
7.5	Ms Nyree Clyne - Proposed Closure of Station Street/Petition	8
7.6	Mr Maurice Sheehan - Waltham Street Tram Stop	9

## 8. General business

Item		Page	Res. Page
8.1	Safe Travel to School	10	10

## 9. Delegates' reports

Item		Page	Res. Page
9.1	Councillor Fristacky - MAV Annual Conference	11	12
9.2	Councillor Fristacky - International Cities and Town Centres and Communities Conference	13	14

## 10. Questions without notice

Item		Page
10.1	Councillor Jolly - Napier Street - Signage	14
10.2	Councillor McEvoy - Graffiti	14

## 11. Council business reports

<b>Item</b>	<b>Page</b>	<b>Res. Page</b>
11.1 Yarra Planning Scheme Amendment C188 - 5-15 Mayfield Street Abbotsford - Panel Report	15	16
11.2 Bridge Road Streetscape Masterplan	17	18
11.3 Updates to the City of Yarra Significant Tree Register	19	19
11.4 Policy Guidance Note: Affordable Housing Outcomes at Significant Redevelopments	20	20
11.5 Council submission to Reforming the Victorian Planning Provisions	21	21
11.6 59 - 77 Victoria Parade and 5 - 9 Brunswick Street Fitzroy - Heritage Victoria Referral - Partial demolition and construction of a multi storey building associated with St Vincent's Private Hospital.	22	22
11.7 2018 Extension of Leases/Licences for Council Owned or Managed Land	23	24
11.8 Yarra City Council Audit Committee Annual Report 2016/2017	25	25

## 12. Notices of motion

Nil

## 13. Urgent business

<b>Item</b>	<b>Page</b>	<b>Res. Page</b>
13.1 2018/19 Budget – Early Consultation	26	26

## 6. Petitions and joint letters

### 6.1 Petition - Additional Infrastructure for the intersection of George Street and Greeve Street, Fitzroy

Reference: D17/186250

A joint letter signed by 20 residents of George Street, Fitzroy who are requesting that Council consider the installation of additional infrastructure at the George Street and Greeve Street intersection such as those installed at the Greeve Street and Gore Street intersection.

Residents have the following concerns: the lack of infrastructure is dangerous and putting vehicles, bicycles and pedestrians at risk, have witnessed near misses at the intersection involving vehicles, and /or bicycles/pedestrians, disagree with the Council that 10% of vehicles are exceeding the speed limit.

#### **COUNCIL RESOLUTION**

**Moved:** Councillor Fristacky

**Seconded:** Councillor McEvoy

That the joint letter be received and referred to the appropriate officer for consideration.

**CARRIED**

### 6.2 Online Petition - No Closure of Station Street, Carlton North

Reference: D17/187077

A petition containing 270 signatures are requesting that Council immediately abandon the costly experiment that will potentially put an extra 470 cars in front of cyclists and pedestrians every day.

#### **COUNCIL RESOLUTION**

**Moved:** Councillor Fristacky

**Seconded:** Councillor Searle

That the petition be received and referred to the appropriate officer for consideration.

**CARRIED**

### 6.3 Petition - No Closure of Station Street, Carlton North

Reference: D17/187079

A petition containing 536 signatures from Yarra residents are requesting that Council immediately abandon the experiment as it represents an ineffective, inequitable and costly attempt at traffic management in Station Street, one that will cause an increased hazard for cyclists and pedestrians, as well as an inconvenience for the majority of residents.

#### **COUNCIL RESOLUTION**

**Moved:** Councillor McEvoy

**Seconded:** Councillor Fristacky

That the petition be received and referred to the appropriate officer for consideration.

**CARRIED**

## 7. Public question time

- 7.1 Mr Michael Francis and Ms Margaret O'Brien - Salisbury Place, 34-36 Nicholson Street, Fitzroy - PLN16/1028

Questions:

By any reasonable means, this planning decision does not adhere to Council's policy on Heritage Overlays and, specifically, the World Heritage Overlay of the World Heritage Environs Area for the precinct, the area of greatest sensitivity. Given Council planning approved expenditure for solicitors and heritage consultants at VCAT to promote the revised proposal 34-36 Nicholson Street, Would Council consider implementing a policy whereby greater protection is given to this architecturally historical buffer zone by ensuring that all applications in the environs area are dealt with by IDAC or, ideally, full Council?

The government's review of the World Heritage Management Plans is due now. Council is a member of the World Heritage Management Steering committee, so council could have a lead role in the review. The review will include the Environs Area Strategy Plan, planning laws and controls and governance. Currently a DDO of 8.5 meters applies to only two areas of the precinct in Yarra. To contribute to the strengthening of World Heritage values and protections, as an immediate action Could Council pass an amendment to the local planning scheme so that a mandatory height limit of 8.5 meters is applied to the whole WHEA buffer zone and seek approval of this amendment from the Planning Minister?

*Response:*

*The Director Planning and Place Making responded.*

*Cr Jolly requested that the Group Manager Chief Executive Officer draft a resolution on the matter for the next Council meeting. The Group Manager Chief Executive's Office responded.*

*The Director Planning and Place Making responded to the second question.*

- 7.2 Ms Cressida Fox - Contemporary Art Society of Victoria - Payment

Question:

Why has the City of Yarra refused to give Contemporary Art Society of Victoria Inc. the modest payment for the Australian National Roadshow 2017 which was held at the Fitzroy Library this year from August to September?

*Response:*

*The Acting Director Community Wellbeing took the question on notice.*

- 7.3 Mr Richard Lee - President, Contemporary Art Society of Victoria - Publication

Question:

Why has the City of Yarra refused to include the Contemporary Art Society of Victoria Inc. in publications (including 'Yarra Libraries What's On') despite committing to do so in writing since May 2012?

Why has the City of Yarra refused to include the Contemporary Art Society of Victoria Inc. exhibitions, such as Art at Burnley Harbour 2016 on the public webpage despite committing to do so?

The information was submitted 3 times over 3 months and the City of Yarra Communications Team confirmed it was received. I was promised a written explanation by the Mayor, Amanda Stone in December 2016.

*Response:*

*The Acting Director City Works and Assets responded to the first question.*

*The Mayor responded to the second question.*

*Cr Nguyen offered to meet with Mr Lee to discuss the matter.*

7.4 Mr Greg Spark - Salisbury Place, 34-36 Nicholson Street, Fitzroy - PLN16/1028 - Council's Decision

Question:

Council changed its decision and no explanation was given? Eight storeys is still hugely non-compliant and as the development is in a world heritage precinct, how did Yarra Planning Management weigh the importance of a world heritage precinct against those in other policies that they might have had to consider, but we don't know as it did not go to IDAC where we would have known. My question is asking for management reports, records and directions of the Council's VCAT representatives be made public, at least to the Heritage Advisory Committee. Important decisions have been made by the internal panel without a public forum. Decisions were made that seem not to have met Council's own heritage policies but more importantly world heritage policies, this is very concerning. The National Trust made a submission to VCAT opposing the development. What were the reasons for Council's changed position?

What were the total costs of the consultants, external advice, legal representations and the expert witnesses, which the rate payers footed the bill for to help the developer win their case?

*Response:*

*The Director Planning and Place Making responded.*

*The second question was taken on notice.*

7.5 Ms Nyree Clyne - Proposed Closure of Station Street/Petition

Question:

I live on Canning Street, Carlton North and a commuter on the Canning Street bike path and most importantly to me as the parent of two children who cross the Canning and Lee Street intersection every morning on their way to school. We are potentially going to be impacted by having up to an extra 470 cars diverted through that intersection, should the proposed trial closure of Station Street proceed.

Minutes of the Council meeting held on October 3, 2017 notes that the Council's Manager of Traffic and Special Projects recommended that 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. Additionally Council noted that VicRoads has no objection to the proposed trial



closure of Station Street subject to the local community being supportive of the closure. Over 80 % of the responses were opposed to the road closure and this morning the residents and local community submitted two petitions to the Council, the first being the Change.org online petition for which I am the organiser of and containing 270 signatories and 120 of those included details articulating their personal reasons for objecting the closure. The second petition objecting to the proposed closure of Station Street at the Princes Street intersection is a hard copy petition that has been filled with the names, addresses and signatures of 536 local residents who oppose the proposal.

Given the recommendation from VicRoads and Council's own officers what weight will you give to the voice of the people in your electorates who have clearly demonstrated an overwhelming opposition to this proposal?

*Response:*

*The Mayor responded*

#### 7.6 Mr Maurice Sheehan - Waltham Street Tram Stop

Question:

Waltham Street tram stop is an elevated tram stop and about the 23 October I noted that the four poles leading up on that tram stop had been knocked down. I further communicated with VicRoads and VicRoads on three occasions took note, said it would be actioned. Nothing happened and it was heading into November. A taxi got caught on the elevated side and an accident occurred and police arrived. With the assistance of the Acting Director Planning and Place Making, Jane Waldock, there was communication on a higher level in VicRoads than what I was able to achieve and a discussion was arranged between VicRoads and myself. I also spoke with Yarra Trams, they said it was not their responsibility. I have had further communication with other people within VicRoads, communicated with the local member, state member Richard Wynne and also Luke Donnellan, Minister for Roads and Road Safety. The matter was resolved yesterday, so almost a month where the uprights have not been there.

Could Council please facilitate communication with the appropriate bodies to ensure that if there is action that needs to be taken in relation to any of the elevated tram stops within the City of Yarra that they do get on and do their job and resolve it to the safety of all concerned?

*Response:*

*The Mayor responded*

## 8. General business

### 8.1 Safe Travel to School

#### Background

Richmond High School is scheduled to commence operating from its Gleadell St site for the 2018 year 7 intake in February 2018, with the Griffiths St site open from February 2019. Traffic and parking is already under pressure in the area and City of Yarra and the Department of Education & Richmond High School have all expressed a commitment not to make the problem worse. Richmond High School Principal Colin Simpson has stated “I want us to be regarded as a bike friendly school as part of my vision that children and adults will use public transport, bicycles, skateboards and scooters to come to school”. Council has been liaising with Richmond High School through its membership of the New School Planning Group (until March 2017), then the Richmond High School Advisory Group as well as regular meetings with the Principal.

City of Yarra’s Bike Strategy was refreshed in 2016 with a large number of bike infrastructure projects. These were prioritised with assistance from the Bicycle Advisory Committee and other community feedback. They did not include many measures to ensure safe travel routes for students and staff at the new Richmond High School.

#### COUNCIL RESOLUTION

**Moved:** Councillor Searle

**Seconded:** Councillor Fristacky

#### 1. That Council:

- (a) notes the resolution carried by Council on 28th June 2016 which called (amongst other things) for holistic integration of the school into the Richmond Town Hall precinct and avoidance of impacts of the school on traffic and safety in the surrounding area;
- (b) notes the resolution carried by Council on 7th March 2017 which requested the Minister for Education to have the State Government contribute financially to improving the pedestrian and active transport infrastructure at Gleadell St, Highett St & Griffiths St in association with the Richmond High School;
- (c) notes The resolution carried by Council on 21st March 2017 which requested the Mayor and CEO to meet with the Minister for Transport to determine what funding would be available from the State Government’s Safe Cyclists and Pedestrian Fund for projects in Yarra in 2017/2018;
- (d) notes the petition presented to Council on 19th September 2017 from LEGS (Let’s Enhance Gleadell Street), requesting that City of Yarra pursue State funding and transform Gleadell Street into a highly inviting pedestrian and cyclist priority space to strengthen the role of the precinct as a civic and community node; and
- (e) notes the Richmond Town Hall and Gleadell Street Key Project in the Bridge Road Streetscape Master Plan to create a pedestrian friendly and walkable environment for all users including the new Richmond High School students.

2. That Council calls for a report in the February 2018 meeting cycle on ways Council can advocate for, support and facilitate measures to improve safer travel routes for students and staff at Richmond High School, which may include:
  - (a) identifying future bike infrastructure needs to facilitate safe travel to Richmond High School;
  - (b) reviewing the Bike Strategy and Bike Strategy Refresh if necessary with this infrastructure in mind;
  - (c) advocating for a relaxing in age restrictions to enable all high school students to ride on footpaths;
  - (d) allowing shared footpaths;
  - (e) supporting or helping facilitate/enforce drop-off exclusion zones near the school to discourage driving and disperse motor traffic to a wider radius around the school;
  - (f) any other measures identified by officers; and
  - (g) how such measures could also be expanded to other schools in Yarra.

**CARRIED UNANIMOUSLY**

## **9. Delegates' reports**

### 9.1 Councillor Fristacky - MAV Annual Conference

Councillor Fristacky reported the following:

MAV Annual Conference: Thursday 19 October 2017

Attended by: Cr Jackie Fristacky, Cr James Searle and Mayor Cr Amanda Stone, with some 150 delegates from local governments across Victoria

#### **Speakers:**

1. **Minister for Local Government, the Hon. Marlene Kairouz** opened the conference and spoke of her vision for a “strong, cohesive and mutually beneficial partnership with councils.” The Minister advised that an exposure draft of the *Local Government Act* reforms was due for release in December.
2. **Opposition Leader, Matthew Guy** set out his Party’s vision for Victoria – that it was unsustainable for Melbourne to grow geographically beyond its UGB. He would focus on decentralisation to “grow a state of cities”, appoint a Minister for Decentralisation, a Minister for Geelong, and provide incentives for regional investment. He acknowledged the transition to renewables as inevitable.
3. **John Stanley**, Adjunct Professor of Transport and Logistic Studies, University of Sydney, covered a similar theme on the importance of a regional strategy to grow regional cities with fast rail infrastructure, internet connections to attract jobs arguing that diversion of 1 million population away from Melbourne into a polycentric state, would save the economy \$1billion annually.

4. **Leigh Sales, ABC** award-winning journalist gave a star presentation covering the national political landscape; impact of the 24-hour news cycle impacting politicians encouraging short term thinking; the rise in opinion commentary in place of news; and her book "On Fact". She discussed how people feel let down by political leaders with violation of voter expectations, failure to deal with social inequity, problems of home ownership, the environment, fear of job loss and rising household debt. She concluded that the best leadership is often found in the community.
5. **Cr David O'Loughlin**, ALGA's new President, covered an expanded role for ALGA dealing with Commonwealth funding issues. He also emphasised the importance of regional development strategies.
6. **Graeme Samson**, Adjunct Professor, University of Technology, Sydney, highlighted the collective power of LG, suggesting that as State power and resources were shrinking, LG should focus nationally.
7. **Dr Tom Verghese**, Principal Cultural Synergies, discussed various forms of unconscious bias (affiliation bias, confirmation bias, primed bias) and how these often influenced thinking and decision making. The potential for bias could be countered by inclusive consultations, broadening perspectives, and justifying decisions with reasons and data.
8. Several presentations dealt with the role of LG collaborating with the community, harnessing community expertise, building neighbourhoods and putting people first (**Gilbert Rochecouste** from Village Well; **Patience Harrington** City of Wodonga; **Justine Linley**, City of Ballarat; **Charlie Bird**, Alpine Shire Council as did a panel discussing "Responsive Leadership and Community Connections".

Presentations from the annual conference are available online.

#### **COUNCIL RESOLUTION**

**Moved:** Councillor Fristacky

**Seconded:** Councillor Searle

That Council note this Delegates' Report.

**CARRIED**

9.2 Councillor Fristacky - International Cities and Town Centres and Communities Conference

Councillor Fristacky reported the following:

International Cities and Town Centres and Communities Conference & 6<sup>th</sup> National Mainstreet Australia Conference, Crown – Southbank 25-27<sup>th</sup> October 2017

1. As a City of Yarra Councillor, I attended this ICTC conference presenting a paper on “**Building Resilience of Neighbourhood Main Streets**”. This dealt with Yarra’s Night Time Economy Strategy, Planning Scheme Amendment C209 proposing the Gertrude Street Neighbourhood Activity Centre as a Core Entertainment Precinct, Council’s decision after a Planning Panel Hearing to exclude Gertrude Street, and alternative strategies through place making, to support the viability of Neighbourhood Activity Centres with particular reference to Rathdowne Village.
2. The Mayor Cr Amanda Stone with Manager Arts, Culture and Venue, Siu Chan, jointly presented on “Building Creative Infrastructure to maintain cultural capital”.
3. A wide range of speakers international and local addressed the ICTC conference on themes of leadership, innovative thinking and collaboration to create successful and sustainable main streets, town centres and cities:
  - **Robert Doyle**, Lord Mayor, & Professor **Rob Adams**, Director City Design, City of Melbourne on building Melbourne’s characteristics as a liveable city
  - **Jessica Lappin**, President, Alliance for Downtown New York, USA, on how collaboration and innovation rejuvenated downtown NYC
  - **Stuart Mosely**, CEO, Victorian Planning Authority, on transforming key urban precincts
  - **Peter Smith**, CEO, City of Port Phillip on Leadership, Creating new Values for Cities
  - **Brian Haratsis**, Consultant, MacroPlan Dimasi, on Capital cities versus regional cities
  - **David Hall**, Chief Operating Office, MAB Corporation on planning and creating places
  - **Gilberte Rochecouste**, MD, Village Well, on curation of place to the commons
  - **Herschel Landes**, President, Bridge Road Traders Association, on Managing Bridge Road as an activity centre in transition
  - **Presidents of traders associations**: Carnegi, Portarlington on graffiti removal
  - **Peter McNabb**, President Mainstreet Victoria, involved in creating 70 Special Rate schemes
  - **Kate Roffey**, Director, City of Wyndham on Council stimulation of private investment
  - **Justin Ray**, Principal of Tract Urban Design on the future of visioning
  - **Tania Babaeff**, Curtin University, on innovative infill development v “business as usual”

- **Samuel Burke**, General Manager, Darwin Waterfront Corporation, on place making
- **Range of Council presentations:** from Canada Bay, Banyule, Bega Valley, Greater Bendigo, Darebin, Darwin, Greater Geelong, Hobart, Lismore, Maribyrnong, McKay, Moreland, Muswellbrook, Parramatta, Penrith, Queanbeyan.

#### **COUNCIL RESOLUTION**

**Moved:** Councillor Fristacky

**Seconded:** Councillor Stone

That Council note the Delegates' Report.

**CARRIED**

## **10. Questions without notice**

### 10.1 Councillor Jolly - Napier Street - Signage

Question:

The end of Napier Street is effectively a dead-end and cyclists continue onto a shared footpath with the Fitzroy swimming pool on the left and Smith Reserve on the right and many cyclists turn left to access the traffic lights to get across Alexandra Parade. At the moment as the swimming pool is busy and building works are occurring at the front, what is happening on a regular basis is that some cyclists are travelling way too fast when they turn left, kids are coming out of the swimming pool and today there was a close call where a kid was almost knocked over by a cyclist.

Is it possible for officers to look at putting some signage there and maybe ask the Police to patrol the area to ensure that we prevent an accident?

*Response:*

*The Chief Executive officer advised that the question relates to both the Leisure and Infrastructure areas so it was taken on notice.*

### 10.2 Councillor McEvoy - Graffiti

Question:

When will Council receive a report reviewing the data and evaluating the efficacy of the 2015-2019 Graffiti Management Framework?

*Response:*

*The Acting Director City Works and Assets took the question on notice.*

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**11.1 Yarra Planning Scheme Amendment C188 - 5-15 Mayfield Street Abbotsford - Panel Report**

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Trim Record Number: D17/174124

Responsible Officer: Director Planning and Place Making

**RECOMMENDATION**

1. That Council notes:
  - (a) the officer report in relation to the Panel's recommendations regarding Amendment C188 (referring to 5 – 15 Mayfield Street, Abbotsford);
  - (b) the recommendations of the Panel report regarding Amendment C188, which supported the Amendment as exhibited with a recommended modification to associate the dwelling land use with permissible uses in the Industrial 3 Zone.
2. That Council adopt the Amendment as exhibited but not support the Panel's recommendation to modify the exhibited amendment on the grounds that:
  - (a) associating dwellings to permissible uses in the Industrial 3 Zone would be impractical and difficult to enforce; and
  - (b) the Panel recommendation would make a substantial change from the exhibited amendment and is contrary to the intended purpose of the amendment.
3. That Council submit Amendment C188 as exhibited to the Minister for Planning for approval, in accordance with Section 31 of the Act.
4. That officers notify submitters to Amendment C188 of Council's decision.

**Public Submission**

*Mr James Steven addressed Council on the matter.*

**MOTION**

**Moved:** Councillor Jolly

**Seconded:** Councillor Nguyen

1. That Council notes:
  - (a) the officer report in relation to the Panel's recommendations regarding Amendment C188 (referring to 5 – 15 Mayfield Street, Abbotsford);
  - (b) the recommendations of the Panel report regarding Amendment C188, which supported the Amendment as exhibited with a recommended modification to associate the dwelling land use with permissible uses in the Industrial 3 Zone.
2. That Council adopt the Amendment as exhibited but not support the Panel's recommendation to modify the exhibited amendment on the grounds that:
  - (a) associating dwellings to permissible uses in the Industrial 3 Zone would be impractical and difficult to enforce; and
  - (b) the Panel recommendation would make a substantial change from the exhibited amendment and is contrary to the intended purpose of the amendment.
3. That Council submit Amendment C188 as exhibited to the Minister for Planning for approval, in accordance with Section 31 of the Act.
4. That officers notify submitters to Amendment C188 of Council's decision.

## AMENDMENT

**Moved:** Councillor McEvoy

Replace clause 2 with 'That Council adopt the Amendment as recommended by the Panel' and delete the word exhibited in clause 3 and replace with, 'as recommended by the Panel'.

*Councillor Jolly did not accept the amendments*

## AMENDMENT

**Moved:** Councillor McEvoy

**Seconded:** Councillor Fristacky

1. That Council notes:
  - (a) the officer report in relation to the Panel's recommendations regarding Amendment C188 (referring to 5 – 15 Mayfield Street, Abbotsford);
  - (b) the recommendations of the Panel report regarding Amendment C188, which supported the Amendment as exhibited with a recommended modification to associate the dwelling land use with permissible uses in the Industrial 3 Zone.
2. That Council adopt the Amendment as recommended by the Panel.
3. That Council submit Amendment C188 as recommended by the Panel to the Minister for Planning for approval, in accordance with Section 31 of the Act.
4. That officers notify submitters to Amendment C188 of Council's decision.

*The amendment was put and carried.*

*The motion became the substantive motion and incorporated into the motion.*

## COUNCIL RESOLUTION

**Moved:** Councillor McEvoy

**Seconded:** Councillor Fristacky

1. That Council notes:
  - (a) the officer report in relation to the Panel's recommendations regarding Amendment C188 (referring to 5 – 15 Mayfield Street, Abbotsford);
  - (b) the recommendations of the Panel report regarding Amendment C188, which supported the Amendment as exhibited with a recommended modification to associate the dwelling land use with permissible uses in the Industrial 3 Zone.
2. That Council adopt the Amendment as recommended by the Panel.
3. That Council submit Amendment C188 as recommended by the Panel to the Minister for Planning for approval, in accordance with Section 31 of the Act.
4. That officers notify submitters to Amendment C188 of Council's decision.

**CARRIED**



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## 11.2 Bridge Road Streetscape Masterplan

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Trim Record Number: D17/173422

Responsible Officer: Manager City Strategy

### RECOMMENDATION

1. That Council:
  - (a) note the further officer report regarding the proposed Bridge Road Streetscape Masterplan and the exhibition process;
  - (b) note the submissions from the community and key stakeholders on the draft Bridge Road Streetscape Masterplan and the officer response to those submissions;
  - (c) having considered the submissions and officer responses, adopt the amended Bridge Road Streetscape Masterplan as shown in Attachment 5;
  - (d) authorise officers to progress towards the implementation of various initiatives identified in the Bridge Road Streetscape Masterplan via the Council budgetary processes; and
  - (e) refer consideration of the Bridge Road Masterplan to the Council 2018/19 budget process for funding for project initiation and implementation.

### Public Submissions

*The following people addressed Council on the matter:*

*Mr Stephen Vaughan;*

*Ms Wendy Pollock;*

*Ms Virginia Brumby;*

*Mr Troy Parsons;*

*Mr Jason Pollock; and*

*Ms Nellie Dicks, Bridge Road Mainstreet.*

### MOTION

**Moved:** Councillor Searle

**Seconded:** Councillor Nguyen

1. That Council:
  - (a) note the further officer report regarding the proposed Bridge Road Streetscape Masterplan and the exhibition process;
  - (b) note the submissions from the community and key stakeholders on the draft Bridge Road Streetscape Masterplan and the officer response to those submissions;
  - (c) having considered the submissions and officer responses, adopt the amended Bridge Road Streetscape Masterplan as shown in Attachment 5;
  - (d) authorise officers to progress towards the implementation of various initiatives identified in the Bridge Road Streetscape Masterplan via the Council budgetary processes;
  - (e) refer consideration of the Bridge Road Masterplan to the Council 2018/19 budget process for funding for project initiation and implementation; and
  - (f) refer all submissions received in response to the Bridge Road Streetscape Masterplan for consideration in the preparation of the Bridge Road Structure Plan.

## AMENDMENT

**Moved:** Councillor McEvoy

(g) note the need for Council to work with public transport agencies to establish a road user hierarchy.

*The amendment was accepted by the mover and seconder and incorporated into the motion.*

## COUNCIL RESOLUTION

**Moved:** Councillor Searle

**Seconded:** Councillor Nguyen

1. That Council:

- (a) note the further officer report regarding the proposed Bridge Road Streetscape Masterplan and the exhibition process;
- (b) note the submissions from the community and key stakeholders on the draft Bridge Road Streetscape Masterplan and the officer response to those submissions;
- (c) having considered the submissions and officer responses, adopt the amended Bridge Road Streetscape Masterplan as shown in Attachment 5;
- (d) authorise officers to progress towards the implementation of various initiatives identified in the Bridge Road Streetscape Masterplan via the Council budgetary processes;
- (e) refer consideration of the Bridge Road Masterplan to the Council 2018/19 budget process for funding for project initiation and implementation;
- (f) refer all submissions received in response to the Bridge Road Streetscape Masterplan for consideration in the preparation of the Bridge Road Structure Plan; and
- (g) note the need for Council to work with public transport agencies to establish a road user hierarchy.

**CARRIED**

## CALL FOR A DIVISION

**For:** Councillors Fristacky, Stone, McEvoy, Searle, Bosler and Nguyen

**Against:** Councillor Jolly

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## 11.3 Updates to the City of Yarra Significant Tree Register

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Trim Record Number: D17/166552

Responsible Officer: Director Planning and Place Making

### RECOMMENDATION

1. That Council:
  - (a) notes one tree, an *Ulmus procera* (English elm), in Darling Gardens that had been on the Register was removed in September 2017
  - (b) notes that notes the officer report and the independent assessment of a tree at 31 Raphael Street, Abbotsford;
  - (c) endorses inclusion of the *Corymbia citriodora* (Lemon-scented Gum) at 31 Raphael Street, Abbotsford on the City of Yarra Significant Tree Register:
2. That officers:
  - (a) notify the owners and occupiers of private land, being 1(c)ii to 1(c)v above, which have a tree included on the City of Yarra Significant Tree register, and provide a copy of the 'Guidelines for the consideration of applications under the Local Law'.

### COUNCIL RESOLUTION

**Moved:** Councillor Stone

**Seconded:** Councillor McEvoy

1. That Council:
  - (a) notes one tree, an *Ulmus procera* (English elm), in Darling Gardens that had been on the Register was removed in September 2017
  - (b) notes that notes the officer report and the independent assessment of a tree at 31 Raphael Street, Abbotsford;
  - (c) endorses inclusion of the *Corymbia citriodora* (Lemon-scented Gum) at 31 Raphael Street, Abbotsford on the City of Yarra Significant Tree Register:
2. That officers:
  - (a) notify the owners and occupiers of private land, being 1(c)ii to 1(c)v above, which have a tree included on the City of Yarra Significant Tree register, and provide a copy of the 'Guidelines for the consideration of applications under the Local Law'.

**CARRIED UNANIMOUSLY**

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**11.4 Policy Guidance Note: Affordable Housing Outcomes at Significant Redevelopments**

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Trim Record Number: D17/167202

Responsible Officer: Unit Manager Social Policy and Research

**RECOMMENDATION**

1. That Council:
  - (a) note the conclusion of the public exhibition of the Policy Guidance Note: Affordable Housing at Significant Redevelopments on and that a summary of submissions and responses has been provided; and
  - (b) adopts the attached Policy Guidance Note: Affordable Housing at Significant Redevelopments.

*Public Submissions*

*The following people addressed Council on the matter:*

*Mr Greg Spark; and*

*Mr Brad Marsh.*

**COUNCIL RESOLUTION**

**Moved:** Councillor Fristacky

**Seconded:** Councillor Stone

1. That Council:
  - (a) note the conclusion of the public exhibition of the Policy Guidance Note: Affordable Housing at Significant Redevelopments on and that a summary of submissions and responses has been provided; and
  - (b) adopts the attached Policy Guidance Note: Affordable Housing at Significant Redevelopments.

**CARRIED**

**CALL FOR A DIVISION**

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

**Against:** Councillor Nguyen

**Abstained:** Councillors Jolly and McEvoy

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## 11.5 Council submission to Reforming the Victorian Planning Provisions

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Trim Record Number: D17/181227

Responsible Officer: Director Planning and Place Making

### RECOMMENDATION

1. That Council note the officer report relating to the “Reforming the Victorian Planning Provisions” paper by the State Government.
2. That Council note the comments in this report regarding the proposals by the State Government as outlined in paragraphs 7 – 51 and in Attachment 2.
3. That Council authorise a submission to be forwarded to the Department of Environment, Water, Land and Planning in accordance with the comments in this report and Attachment 2.
4. That the CEO be authorised to settle the submission by the due date:

### Public Submissions

*The following people addressed Council on the matter:*

*Mr Brad Marsh;*

*Mr Glen McCallum; and*

*Mr Greg Spark.*

### COUNCIL RESOLUTION (PROCEDURAL)

**Moved:** Councillor Fristacky

**Seconded:** Councillor Searle

That the meeting be extended for a further 30 minutes.

**CARRIED**

### COUNCIL RESOLUTION

**Moved:** Councillor Fristacky

**Seconded:** Councillor Nguyen

1. That Council note the officer report relating to the “Reforming the Victorian Planning Provisions” paper by the State Government.
2. That Council note the comments in this report regarding the proposals by the State Government as outlined in paragraphs 7 – 51 and in Attachment 2.
3. That Council authorise a submission to be forwarded to the Department of Environment, Water, Land and Planning in accordance with the comments in this report and Attachment 2.
4. That the CEO be authorised to include additional points as raised by submitters and Councillors and settle the submission by the due date.

**CARRIED**

Councillor Jolly abstained

**11.6 59 - 77 Victoria Parade and 5 - 9 Brunswick Street Fitzroy - Heritage Victoria Referral - Partial demolition and construction of a multi storey building associated with St Vincent's Private Hospital.**

Trim Record Number: D17/182805

Responsible Officer: Director Planning and Place Making

**RECOMMENDATION**

1. That Council
  - (a) note the officer's report in relation to the Heritage Victoria referral regarding the St Vincent's Private Hospital site.
  - (b) authorise officers to write to Heritage Victoria advising of no support for the proposal for the following reasons:
    - (i) *'The scale of development that is proposed in close proximity to the highly significant southern elevation of Dodgshun House combined with the loss of garden wall fabric identified as being of 'primary' significance in the CMP, will diminish the cultural heritage significance of the place. The application should not be supported in its current form; and*
    - (ii) *The scale of development that is proposed in close proximity to the former Eastern Hill Hotel will diminish the cultural heritage significance of the place. The application should not be supported in its current form.*
2. That the additional seven findings contained within the heritage advise as outlined in paragraph 27 of this report also be forwarded to Heritage Victoria for particular consideration.

Public Submission

*Ms Louise Elliott addressed Council on the matter.*

**COUNCIL RESOLUTION**

**Moved:** Councillor Jolly

**Seconded:** Councillor Bosler

1. That Council
  - (a) note the officer's report in relation to the Heritage Victoria referral regarding the St Vincent's Private Hospital site.
  - (b) authorise officers to write to Heritage Victoria advising of no support for the proposal for the following reasons:
    - (i) *'The scale of development that is proposed in close proximity to the highly significant southern elevation of Dodgshun House combined with the loss of garden wall fabric identified as being of 'primary' significance in the CMP, will diminish the cultural heritage significance of the place. The application should not be supported; and*
    - (ii) *The scale of development that is proposed in close proximity to the former Eastern Hill Hotel will diminish the cultural heritage significance of the place. The application should not be supported.*
2. That Council provide copies of the IDAC resolution, planning permit and the entire GJM report to Heritage Victoria.

**CARRIED**

Councillor McEvoy abstained

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**11.7 2018 Extension of Leases/Licences for Council Owned or Managed Land**

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Trim Record Number: D17/163251

Responsible Officer: Group Manager Chief Executive's Office

**COUNCIL RESOLUTION (PROCEDURAL)**

**Moved:** Councillor Jolly

**Seconded:** Councillor Fristacky

That the meeting be further extended.

**CARRIED**

**RECOMMENDATION**

1. That Council resolve to enter into a new Crown lease or licence (subject to approval from the Crown) or a Council lease or licence with the following community organisations on the terms and conditions noted in this report and subject to a public notice being given in the form required under Section 190 of the *Local Government Act 1989*:
  - (a) Alphington Park Bowls Club – enter into a new Council licence for the Alphington Parks Bowls Club Building for five years from 1 August 2018;
  - (b) Collingwood Harriers Athletics Club – enter into a new Crown licence for the Ray Coverdale Pavilion and George Knott Athletic Track for five years from 18 October 2018;
  - (c) Ivanhoe and Northcote Canoe Club – enter into a new Crown lease for the Fairfield Park Canoe Club building for five years from 8 May 2018;
  - (d) Northcote Obedience Dog Club – renew the Council lease for part Alphington Park and use of the lower meadow for five years from 1 September 2018;
  - (e) St Vincent de Paul – renew the Council licence for use of the Collingwood Senior Citizens Centre for five years from 20 February 2018;
  - (f) St Vincent de Paul – renew the Council licence for use of the brick storage shed at the rear of Collingwood Town Hall for storage purposes for five years from 1 October 2018;
  - (g) Royal District Nursing Service – renew the Council licence for use of the brick storage shed at the rear of Collingwood Town Hall for storage purposes for five years from 1 October 2018;
  - (h) Visionary Images – renew the Crown lease for use of rear 213 Church St Richmond for five years from 23 November 2018;
  - (i) U3A – renew the Council licence for use of the front of 17 Stanton St Abbotsford for five years from 1 August 2018;
  - (j) Collingwood Youth and Boxing Club – renew the Council licence for use of the rear of 17 Stanton St Abbotsford for five years from 1 August 2018;
  - (k) Holden Street Neighbourhood House – renew the Council lease for 128 Holden St North Fitzroy for five years from 1 July 2018; and
  - (l) Belgium Avenue Neighbourhood House – renew the Council lease for 5A Belgium Av Richmond for five years from 1 July 2018.

Public Submission

*Mr Richard Lee addressed Council on the matter.*

## COUNCIL RESOLUTION (PROCEDURAL)

**Moved:** Councillor Searle

**Seconded:** Councillor Fristacky

That the meeting be further extended.

**CARRIED**

## COUNCIL RESOLUTION

**Moved:** Councillor Fristacky

**Seconded:** Councillor Jolly

1. That Council resolve to enter into a new Crown lease or licence (subject to approval from the Crown) or a Council lease or licence with the following community organisations on the terms and conditions noted in this report and subject to a public notice being given in the form required under Section 190 of the *Local Government Act 1989*:
  - (a) Alphington Park Bowls Club – enter into a new Council licence for the Alphington Parks Bowls Club Building for five years from 1 August 2018;
  - (b) Collingwood Harriers Athletics Club – enter into a new Crown licence for the Ray Coverdale Pavilion and George Knott Athletic Track for five years from 18 October 2018;
  - (c) Ivanhoe and Northcote Canoe Club – enter into a new Crown lease for the Fairfield Park Canoe Club building for five years from 8 May 2018;
  - (d) Northcote Obedience Dog Club – renew the Council lease for part Alphington Park and use of the lower meadow for five years from 1 September 2018;
  - (e) St Vincent de Paul – renew the Council licence for use of the Collingwood Senior Citizens Centre for five years from 20 February 2018;
  - (f) St Vincent de Paul – renew the Council licence for use of the brick storage shed at the rear of Collingwood Town Hall for storage purposes for five years from 1 October 2018;
  - (g) Royal District Nursing Service – renew the Council licence for use of the brick storage shed at the rear of Collingwood Town Hall for storage purposes for five years from 1 October 2018;
  - (h) Visionary Images – renew the Crown lease for use of rear 213 Church St Richmond for five years from 23 November 2018;
  - (i) U3A – renew the Council licence for use of the front of 17 Stanton St Abbotsford for five years from 1 August 2018;
  - (j) Collingwood Youth and Boxing Club – renew the Council licence for use of the rear of 17 Stanton St Abbotsford for five years from 1 August 2018;
  - (k) Holden Street Neighbourhood House – renew the Council lease for 128 Holden St North Fitzroy for five years from 1 July 2018; and
  - (l) Belgium Avenue Neighbourhood House – renew the Council lease for 5A Belgium Av Richmond for five years from 1 July 2018.
2. That the Chief Executive Officer provide a report to the next Council meeting on the current status of the lease pertaining to the Contemporary Sculptures Association and the background and current state of play in relation to the Contemporary Art Society.

**CARRIED**



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**11.8 Yarra City Council Audit Committee Annual Report 2016/2017**

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Trim Record Number: D17/181875

Responsible Officer: Director Corporate, Business and Finance

**RECOMMENDATION**

1. That Council:
  - (a) note the Audit Committee Annual Report 2016/2017; and
  - (b) publish the Audit Committee Annual Report 2016/2017 on Council's website.

Public Submission

*Mr Maurice Sheehan addressed Council on the matter.*

**COUNCIL RESOLUTION**

**Moved:** Councillor Stone

**Seconded:** Councillor Jolly

1. That Council:
  - (a) note the Audit Committee Annual Report 2016/2017; and
  - (b) publish the Audit Committee Annual Report 2016/2017 on Council's website.

**CARRIED UNANIMOUSLY**

*Councillor Jolly left the meeting at 11.48pm*

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**13.1 2018/19 Budget - Early Consultation**

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Trim Record Number: D17/186524

Responsible Officer: Director Corporate, Business and Finance

**RECOMMENDATION**

That Council endorses the Communications and Engagement Plan – 2018/19 Budget as set out in Attachment 1 for the first phase of consultation on the 2018/19 Budget.

**13.1 – COUNCIL RESOLUTION**

**Moved:** Councillor Bosler

**Seconded:** Councillor Searle

1. That Council endorses the Communications and Engagement Plan – 2018/19 Budget as set out in Attachment 1 for the first phase of consultation on the 2018/19 Budget.
2. That Councillors be provided text of communications and that Councillors provide feedback by noon Monday.

**CARRIED**

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

**Conclusion**

The meeting concluded at 11.53pm.

Confirmed Tuesday 5 December 2017

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Mayor