

Ordinary Meeting of Council Agenda

**to be held on Tuesday 13 November 2018 at 7.00pm
Fitzroy Town Hall**

Arrangements to ensure our meetings are accessible to the public

Council meetings are held at either the Richmond Town Hall or the Fitzroy Town Hall. The following arrangements are in place to ensure they are accessible to the public:

- Entrance ramps and lifts (off Moor Street at Fitzroy, entry foyer at Richmond).
- Interpreting assistance is available by arrangement (*tel. 9205 5110*).
- Auslan interpreting is available by arrangement (*tel. 9205 5110*).
- A hearing loop is available at Richmond only and the receiver accessory is available by arrangement (*tel. 9205 5110*).
- Proposed resolutions are displayed on large screen.
- An electronic sound system amplifies Councillors' debate.
- Disability accessible toilet facilities are available at each venue.

Recording and Publication of Meetings

An audio recording is made of all public Council Meetings and then published on Council's website. By participating in proceedings (including during Public Question Time or in making a submission regarding an item before Council), you agree to this publication. You should be aware that any private information volunteered by you during your participation in a meeting is subject to recording and publication.

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Order of business

- 1. Statement of recognition of Wurundjeri Land**
- 2. Attendance, apologies and requests for leave of absence**
- 3. Declarations of conflict of interest (Councillors and staff)**
- 4. Confidential business reports**
- 5. Confirmation of minutes**
- 6. Petitions and joint letters**
- 7. Public question time**
- 8. General business**
- 9. Delegates' reports**
- 10. Questions without notice**
- 11. Council business reports**
- 12. Notices of motion**
- 13. Urgent business**

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.”

1A. Presentation to Officers in Receipt of Recent Awards

2. Attendance, apologies and requests for leave of absence

Anticipated attendees:

Councillors

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

Council officers

- Vijaya Vaidyanath (Chief Executive Officer)
- Ivan Gilbert (Group Manager – Chief Executive’s Office)
- Lucas Gosling (Director - Community Wellbeing)
- Gracie Karabinis (Acting Group Manager – People, Culture and Community)
- Chris Leivers (Director – City Works and Assets)
- Margherita Barbante (Acting Director - Corporate, Business and Finance)
- Bruce Phillips (Director - Planning and Place Making)
- Rhys Thomas (Senior Governance Advisor)

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

4. Confidential business reports

Item	Page	Rec. Page	Report Presenter
4.1	Personnel matters		
4.2	Personnel 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.

RECOMMENDATION

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) Personnel 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.

5. Confirmation of minutes

RECOMMENDATION

That the minutes of the Ordinary Council Meeting held on Tuesday 30 October 2018 be confirmed.

6. Petitions and joint letters

7. Public question time

Yarra City Council welcomes questions from members of the community.

Public question time procedure

Ideally, questions should be submitted to Council in writing by midday on the day of the meeting via the form available on our website. Submitting your question in advance helps us to provide a more comprehensive answer. Questions that have been submitted in advance will be answered first.

Public question time is an opportunity to ask questions about issues for which you have not been able to gain a satisfactory response on a matter. As such, public question time is not:

- a time to make statements or engage in debate with Councillors;
- a forum to be used in relation to planning application matters which are required to be submitted and considered as part of the formal planning submission;
- a forum for initially raising operational matters, which should be directed to the administration in the first instance;

If you wish to raise matters in relation to an item on this meeting agenda, Council will consider submissions on these items in conjunction with and prior to debate on that agenda item.

When you are invited by the meeting chairperson to ask your question, please come forward and take a seat at the microphone and:

- state your name clearly for the record;
- direct your questions to the chairperson;
- ask a maximum of two questions;
- speak for a maximum of five minutes;
- refrain from repeating questions that have been asked previously by yourself or others; and
- remain silent following your question unless called upon by the chairperson to make further comment or to clarify any aspects.

8. General business

9. Delegates' reports

10. Questions without notice

11. Council business reports

Item		Page	Rec. Page	Report Presenter
11.1	Property assessment 150 - 152 Hoddle Street, Abbotsford	8	22	Chris Leivers – Director City Works and Assets
11.2	Rushall Reserve - Shared Path; Progress Update	23	26	David Walmsley – Manager City Strategy
11.3	Proposed Discontinuance of Road adjacent to 506-510 Church Street, Cremorne.	27	29	Bill Graham – Coordinator Valuations
11.4	Yarra Planning Scheme Amendment C245 - additional items - Derby Street Collingwood and Queens Parade North Fitzroy	30	34	David Walmsley – Manager City Strategy
11.5	Gleadell Street Market Policy	35	39	Stewart Martin – Manager Compliance and Parking
11.6	Review Priority of Access Policy	41	45	Sarah O'Donnell – Coordinator Children's Services
11.7	2018/19 September Report (Incorporating Financial and Annual Plan Progress Reports)	46	51	Shane Looney – Corporate Planner
11.8	Naming of right of way 1,600	53	57	Rhys Thomas, Senior Governance Advisor
11.9	Report on Assemblies of Councillors	58	59	Ivan Gilbert - Executive Manager Chief Executive's Office

The public submission period is an opportunity to provide information to Council, not to ask questions or engage in debate.

Public submissions procedure

When you are invited by the meeting chairperson to make your submission, please come forward and take a seat at the microphone and:

- state your name clearly for the record;
- direct your submission to the chairperson;
- speak for a maximum of five minutes;
- confine your remarks to the matter under consideration;
- refrain from repeating information already provided by previous submitters; and
- remain silent following your submission unless called upon by the chairperson to make further comment.

12. Notices of motion

Nil

13. Urgent business

Nil

11.1 Property assessment 150 - 152 Hoddle Street, Abbotsford

Executive Summary

Purpose

This report is in response to Council's resolution calling for a comprehensive report on the building at 150-152 Hoddle Street, Abbotsford, colloquially known interchangeably as either the *Sailors and Soldiers Building* and *Soldiers Memorial Hall - RSL*.

Key Issues

The building at 150-152 Hoddle St, Abbotsford has been identified as appropriate to progress to the next state of the Property Strategy Assessment Framework which involves further investigation and due diligence.

There are a number of uses to which the building could be put, including use for general community purposes, or targeted community services, including by the RSL. Some of the uses proposed in recent years during the period in which the building has been vacant include:

- (a) Community, arts and cultural uses (as per the 2013 Expression of Interest process);
- (b) art exhibition space;
- (c) child care facility;
- (d) affordable housing proposal
- (e) church meeting hall;
- (f) community meeting spaces and flexible areas; and
- (g) family violence hub.

Council's ability to sell or lease land is limited under Sections 189 (sale), 190 (long term lease) and 223 (submissions) of the Local Government Act. Both sections 189 and 190 require a similar process which includes public notification and the consideration of submissions which is detailed in section 223. In summary, this involves:

- (a) public notice for a minimum of four weeks;
- (b) obtain an independent valuation of the land (in the case of sale only);
- (c) invite submissions to the sale/lease;
- (d) hear submissions to the sale/lease at a meeting of Council or a sub-committee; and
- (e) decide on the sale/lease.

Members of the RSL have made representations relating to the future use of the site.

In effect Council has a range of options:

- (a) undertake the restoration and reinstatement of the building and:
 - (i) use it for community services/purposes; or
 - (ii) lease the building to other service providers or organisations.
- (b) undertake an Expression of Interest (EOI) to restore and reinstate the building as part of a long term lease for the building. The EOI could have a:
 - (i) broad scope that opens it to a range of potential uses, including but not limited to affordable housing, RSL activities, Arts, Cultural and Social hubs; or
 - (ii) narrow scope that targets specific outcomes.

- (c) Sell the property with or without conditions on the need to protect and retain the fabric of the building.

Financial Implications

The options considered in this paper have very considerable differing financial implications. The way Council approaches this project could be at a direct cost to Council, or could provide a financial return to Council, pending the approach Council wishes to pursue.

PROPOSAL

A broad based Expression of Interest (EOI) process would also provide the opportunity for Council to assess the adequacy of proposals to use the building before undertaking a formal notification process required by the Local Government Act. Such an EOI process could provide the Council and community the opportunity to openly consider and test, a range of potential development options prior to locking in to the required statutory processes.

For any proposal, Officers recommend Council require respondents to confirm that they not only have the capacity to refurbish the building, but also have the financial and operational capacity to manage the building and successfully provide the services they have indicated would be provided as part of their submission. This should also form part of the EOI selection criteria.

Proposal:

- (a) Council note the report in respect of the building at 150-152 Hoddle St, Abbotsford.
- (b) Council acknowledge the keen community interest in this site.
- (c) Council seek Expression of Interest responses to a broad scope that opens it to a range of potential uses, including but not limited to affordable housing, RSL activities, Arts, Cultural and Social hubs (as per para. 57 (b) (i)).
- (d) As a first step in this process, Officers report back to Council with a draft Expression of Interest brief (and proposed criteria) and a proposed time frame for conducting the Expression of Interest, as well as information relating to:
 - any zoning, heritage or cultural obligations/constraints; and
 - structural constraints on the restoration of the building

11.1 Property assessment 150 - 152 Hoddle Street, Abbotsford

Trim Record Number: D18/184812

Responsible Officer: Director City Works and Assets

Purpose

1. This report is in response to Council's resolution calling for a comprehensive report on the building at 150-152 Hoddle Street, Abbotsford, colloquially known interchangeably as either the *Sailors and Soldiers Building* and *Soldiers Memorial Hall - RSL*.

Background

2. On 16 October 2018, Council resolved:

That in the matter of the "Soldiers and Sailors" Building at 150 - 152 Hoddle Street, Collingwood (also known as the Soldiers Memorial Hall - RSL), Council:

- (a) *note recent representations made by members of the Tramways and East Melbourne RSL;*
- (b) *note Council's now adopted Property Strategy and the associated Property Assessment Framework, which is to formally guide the process of reviewing all properties, over a period; and*
- (c) *request officers to bring forward a comprehensive report to the first Council meeting in November:*
 - (i) *detailing the history of the ownership and occupancy of that property;*
 - (ii) *noting that Council has received a number of representations/suggestions concerning the future possible uses of the site, including but not limited to, affordable housing, RSL activities, Arts, Cultural and Social hubs;*
 - (iii) *referencing Council's Property Strategy and noting the Property Assessment Framework requires Officers to report back to Council outlining the range of potential opportunities for the future management of Council properties and to also include options for Council consideration re future potential development and use of such properties; and*
 - (iv) *detailing the statutory requirements on the Council should it proceed with any future arrangements concerning development, occupancy and/or use of Council properties.*

History

3. Council's accessible records in relation to this site are limited to relatively recent history. However the City of Yarra Heritage Review 2007 undertaken by Graham Butler and Associates contained a detailed chronology, history and description of the Soldiers and Sailors. Most of this history has been taken from that document.
4. The 1901 Melbourne and Metropolitan Board of Works detail plan 1313 shows a Manchester Unity hall on the site. On 17 May 1911 the land owner, William Davies died and probate was granted to Lilian Mary Emma Davies on 10 August 1911.
5. According to the Title, on 22 May 1920 Emma Davies sold the site to The Mayor, Councillors & Citizens of the City of Collingwood for 1,050 pounds.
6. The Certificate of Title shows the owner as the Mayor Councillors and citizens of the City of Collingwood. No other changes in ownership are recorded on the Title.
7. In 1920/21 the property was rated as Returned Soldiers Hall rooms and managed by the Memorial Hall Committee which appears to have effectively acted as a committee of management.

8. The Memorial Hall Committee was made up of five Councillors, five members from each of the local Mothers' and Fathers' Associations and five diggers representing the Collingwood branch of the Returned Sailors and Soldiers League. Assistance was provided by the local Friendly Societies, sporting organisations and the Mayoress's Committee.
9. On 18 August 1923, The Argus showed picture of a fund raising jumble sale by the Mothers, Sisters & Wives Association. The fund raising was to finance the Memorial Hall furniture.
10. In 1923 the foundation stone was laid, which means that the existing building must have been demolished. The architect was B.W. Tapner, winner of the Royal Victorian Institute of Architects (RVIA) student competition in 1881, but had only designed a few houses since. Tapner was a Collingwood Mayor and Councillor for the years of 1920 to 1923. In 1922 he became head of the Finance Committee which voted to spend the money to build the Hall.
11. On 28 June 1924, The Argus published an image of the finished building which it stated cost £5000. On 24 August 1924 the Herald Sun stated that the building that was a memorial to the *"soldiers of the district who took part in the Great War, is to be at the disposal of citizens for social purposes."*
12. City of Collingwood rate books show that the building was occupied by the Memorial Hall Committee from 1921 to 1936 and by the Soldiers Memorial Hall from 1941 to 1946.
13. Prior to 1924 the site was recorded as having been used for the purposes of 'Returned Soldiers Hall'. This would have been prior to when the Memorial Hall was constructed. From 1924 to 1946 onwards, the rate books note that the building is a Memorial Hall under the management of the Memorial Hall Committee.
14. On 9 July 1950, the then Collingwood Council entered into an in perpetuity peppercorn lease with Returned Soldiers', Sailors' and Airmen's Imperial League of Australia to use the building subject to a number of conditions.
15. A condition of the lease included that the Collingwood RSL continues to operate with financial members.
16. RSL Victoria Office have advised that the Collingwood RSL Branch which appears to have occupied the building from 1950 onwards was formally discontinued in 2010, although it appears the building was vacated some time earlier.
17. The Collingwood Town Hall Urban Design Framework which was prepared in 2008/2009 identified the building at 150-152 Hoddle St, Abbotsford as 'disused'.
18. Documented reports and quotes for underpinning works undertaken in 2005 appear to indicate that the building was vacant. Verbal advice has been provided that the building was vacant in 2002, and possibly earlier.
19. Officers understand that, due to the conditions of the lease with the Collingwood RSL, the 1950 lease has already terminated.
20. Notwithstanding the above, members of the RSL have made representations re the future use of the site.

Uses of the building

21. From 2005 onwards, Council has received a number of documented and verbal proposals to use the site (for both temporary and more permanent uses), including:
 - (a) Community, arts and cultural uses (as per the 2013 Expression of Interest process);
 - (b) art exhibition space;
 - (c) child care facility;
 - (d) affordable housing proposal
 - (e) church meeting hall;
 - (f) community meeting spaces and flexible areas;

- (g) family violence hub
 - (h) use as a facility to meet the needs of Returned Service men and women;
 - (i) use of the outdoor area since 2017 for raised garden beds by Collingwood College; and
 - (j) 2018 filming application.
22. A number of the earlier proposals were not pursued on the basis they were premature due to work being undertaken to prepare the Collingwood Town Hall Urban Design Framework.
23. Some of these proposals have not been presented to, or formally been considered, by Council.

Planning controls

24. The site at 150-152 Hoddle St, Abbotsford is within a Public Use Zone Schedule 6 (Local Government). Hoddle Street is zoned Road Zone Schedule 1 (RDZ1). Immediately south of the site is a General Residential Zone Schedule 2 (GRZ2) occupied by St Phillips Church. Further south and on the north side of Vere Street, the land is zoned Neighbourhood Residential Zone Schedule 1. The PUZ6 continues at the rear of the Vere Street properties owned by Council and included the Collingwood Town Hall. To the east is the Hurstbridge and South Morang rail lines, Gahan Reserve and a residential area zoned NRZ1. The zones are displayed in Figure 1.

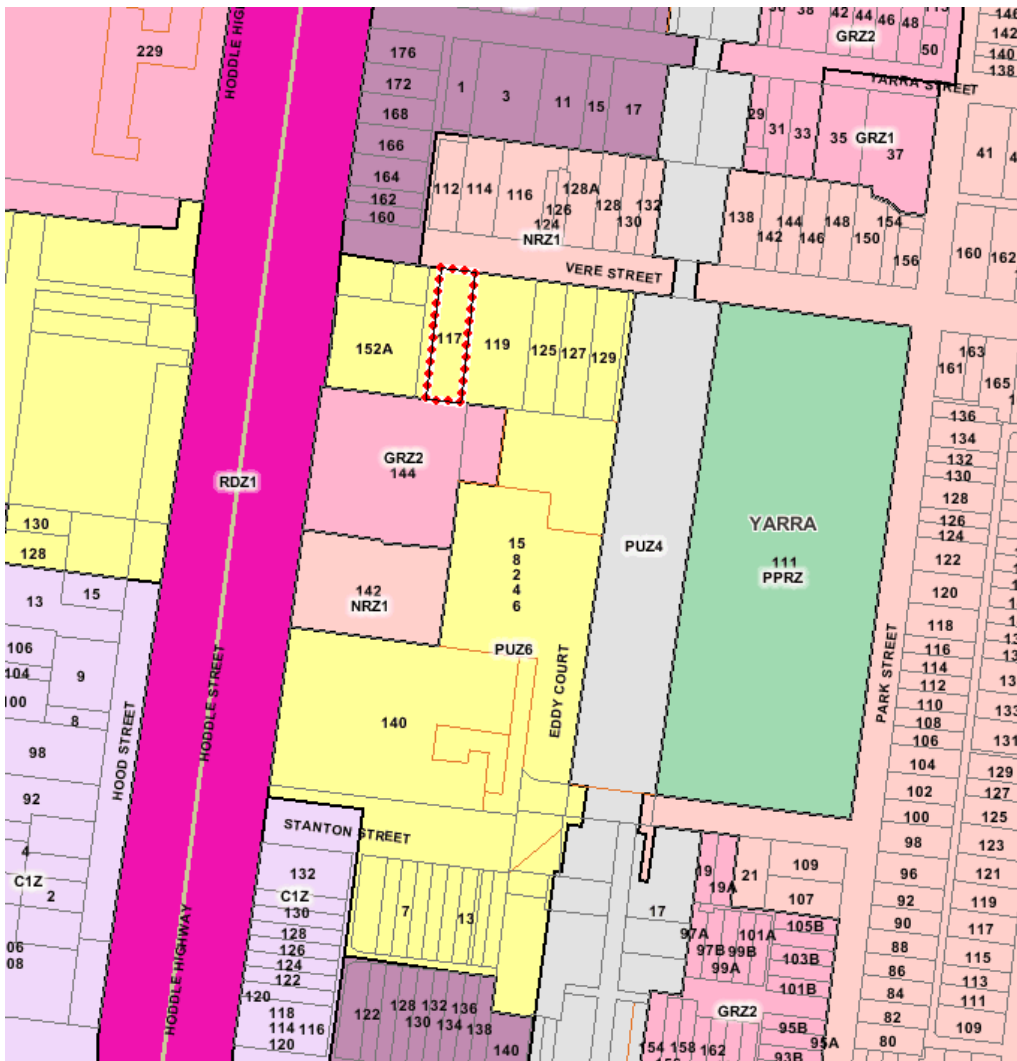


FIGURE 1: ZONING MAP

25. The site at 150-152 Hoddle St, Abbotsford is partly also covered by the Design and Development Overlay Schedule 2 (Main Roads and Boulevards) and an area of potential Aboriginal Cultural Heritage Sensitivity.
26. The Aboriginal Heritage Act 2006 provides protection for all Aboriginal places (identified as Aboriginal Cultural Heritage Sensitivity), objects and human remains regardless of their inclusion on the Victorian Aboriginal Heritage Register or whether they are located on public or private land. The Act also provides clear guidance to planners and developers about when, and how, Aboriginal cultural heritage needs to be considered, and in some situations work cannot proceed until compliance is met. Some activities proposed in areas of Cultural Heritage Sensitivity, including excavation, may require an approved Cultural Heritage Management Plan before the activity can start.
27. The site is also covered by the Heritage Overlay and is graded as a significant building in the Charles Street Precinct (HO313).

Collingwood Town Hall Urban Design Framework

28. The Collingwood Town Hall Precinct Urban Design Framework (UDF) was adopted by Council on 17 August 2010. The UDF underwent broad community consultation from 20 April to 15 May 2009 including:
 - (a) Individual discussions with State Government agencies;
 - (b) the draft UDF being placed on Council's website, with an invitation to make submissions;
 - (c) publication of a fact sheet which provided a summary of the key elements of the draft UDF; information regarding public display and information day/s and inviting submissions;
 - (d) availability of the fact sheet in all libraries and the Collingwood and Richmond Town Halls;
 - (e) mail out of fact sheet to the owners and occupiers of land directly affected by the draft UDF and those in the immediate neighbourhood inviting their submissions regarding the draft UDF and inviting them to attend the public information session;
 - (f) notices in the Yarra Leader and Melbourne Times, as well as press releases advising of the exhibition of the draft UDF and the proposed information day;
 - (g) display of material in the Collingwood Town Hall foyer during the consultation period; and
 - (h) an information day on 7 May 2009 in the Town Hall foyer to provide the opportunity to interested persons to ask questions and seek further information. The information day was well attended.
29. The purpose of the UDF was stated as:

This urban design framework (UDF) has been prepared to guide development in the Precinct surrounding the Collingwood Town Hall (the Precinct). The City of Yarra has considerable land holdings around the Town Hall. Much of this land is underdeveloped or vacant, offering considerable potential to enliven the Precinct by facilitating appropriate day time and after hour's uses and activities. Specifically the UDF provides a framework to:

- *Provide a vision for the long term development of the Precinct.*
- *Realise the opportunity to create a community/civic/employment hub.*
- *Realise opportunities for creating a very successful people place.*
- *Provide an alternative opportunity for the City of Yarra to possibly develop a centralised municipal office.*

- *Explore opportunities for affordable and other forms of housing in the Precinct.*
- *Guide Council investment in capital works to enhance the public domain within the Precinct.*
- *Guide policy development for land use, activities and appropriate built form responses, to be implemented through appropriate statutory planning mechanisms.*

30. The issue and opportunity identified in the land ownership section is the “...*extensive area of public land provides the opportunity for a significant comprehensive development.*”

2013 Expression of Interest

31. Council, in 2013, explored interest in restoring the building at 150-152 Hoddle St, Abbotsford and developing the Council owned properties at 117-123 Vere Street. An Expression of Interest (EOI) was put to market; two competitive responses were received.
32. Council at the time, took into account representations made by various parties over an extended period about potential community and/or social uses for the site and noted the principal objectives for the site at the time were to:
- (h) provide a range of spaces for community, art and cultural activities;
 - (i) provide affordable community housing in alliance with a housing association or housing provider registered under the Housing Act 1983;
 - (j) prioritise housing for people with strong synergies with the local arts community as well as the aged and people with disabilities who have ongoing connections to the area; and
 - (k) maximise the financial return and long term financial benefits to Council and the community.
33. However Council did not proceed with a proposal, rather calling for consultation on the principle of a PPP. This consultation was undertaken and the results reported back to Council in September 2015, resulting in a Council resolution authorising ‘... officers to explore potential external government/not-for-profit partnerships for the redevelopment of 117-123 Vere Street and 152A Hoddle Street Abbotsford.’
34. Whilst officers have done some exploratory work for the precinct and specific sites, Council has not formally considered this project again since.

Opportunities for future management

35. On 6 March 2018, Council adopted the Property Strategy, Strategy, a framework to guide the ongoing assessment and management of its property portfolio.
36. On 26 June 2018, Council approved a budget allocation, amongst other things, for
Master Planning – Vere Street / Soldiers and Sailors Abbotsford and Fitzroy Town Hall Precinct (project code 29)”
37. Whilst the Property Strategy review process under the Assessment Framework is an ongoing program to progressively address all properties, the properties in the Collingwood Town Hall Precinct identified to progress to the next phase of the process are:
- (a) Collingwood Town Hall Precinct:
 - (i) *150-152 Hoddle St - Soldiers and Sailors – Memorial Hall;*
 - (ii) *117 Vere Street – Factory; and*
 - (iii) *119 – 123 Vere Street – Factory.*
38. The application of the Assessment Framework process included:
- (a) the review and compilation of a full data base of Council properties;

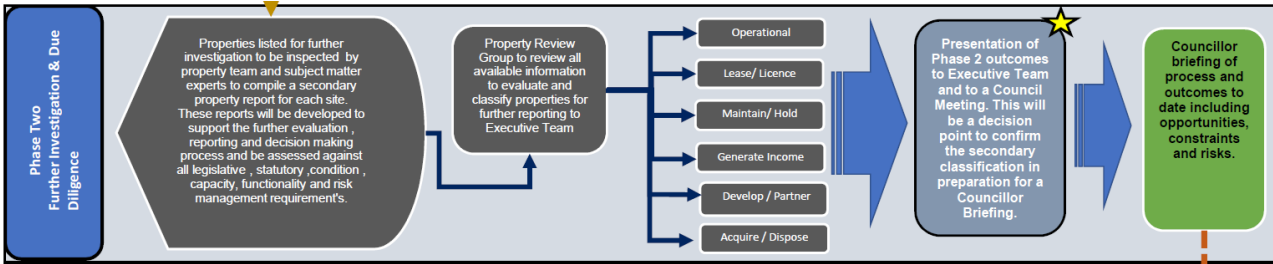
- (b) categorisation of the property port-folio into succinct groupings (*i.e. Recreation and Open Space, Public Amenities, Council Offices, Libraries, Leisure Centres, currently Committed Properties, etc.*);
 - (c) consideration of site specific assessment reports and high level criteria including such as: - ownership, functionality, development potential, condition/risks, vacancy/use, strategic value, etc.;
 - (d) refinement of the overall property register to discount some property types such as public open space, community amenities or facilities that are currently committed and fit for purpose;
 - (e) that given the geographic or strategic relationships that exist, properties have been assessed in a singular or precinct basis;
 - (f) the identification of an initial register of properties which would be presented to Council at the completion of Phase one; and
 - (g) to advance the initial register to the second phase of the process for further due diligence and site specific investigations as to the future treatment or use.
39. The site at 150-152 Hoddle St, Abbotsford is a level parcel, rectangular in shape, has a north/west orientation, and a frontage of 30.48 metres to Hoddle Street and to a right of way along the eastern boundary and a north and south side boundary of 30.17 metres. Vehicular access is available via a right of way at the rear, although the property lacks on-site car parking. The land has an area of 919 square metres. Officers have assumed Council's goal is to retain and reinstate the building although this will require substantial structural work to stabilise the structure.
40. In June 2013 Westlink Consulting valued the site and observed:
- Internally, this building provides very poor quality accommodation and is in need of complete internal refurbishment. In our opinion, the building adds little to no value to the land.*
- Given the buildings age (approximately 90 years), and the findings of the above Geotechnical Investigation, along with the fact that there are still areas where the masonry walls, both externally and internally, are showing signs of distress, it may prove more economic to completely demolish the building and construct a purpose built (sic) facility that is fully code compliant rather than expend a large amount of money on an asset that, having resolved the foundation issue, will continue to require significant expenditure in the short to medium term as other areas deteriorate.*
41. A structural assessment of the building was undertaken by BDC Structural Engineers in June 2014. This report found that there was substantial water damage to the building and in parts the ceiling and wall plaster had collapsed.
42. The report concluded:
- In this instance the egress of roof water together with inappropriate surface water control around the building is detrimental to the foundation.*
- The site evidence is conclusive that foundation subsidence of some of the internal walls has taken place due to a combination of the following factors:*
- *The soil saturation resulting from roof leaks.*
 - *Poor perimeter surface water collection*
 - *The existence of highly reactive clay soil.*
 - *The lack of 'full height' brickwork articulation.*
 - *The existence of numerous large trees too close to the foundation.*

It is the writer’s opinion that damage to the internal walls of the building has resulted from the combination of highly reactive soil type and a history of saturation of the founding soil.

- 43. The report made a number of recommendations to make the roof watertight and deal with stormwater from and around the building.

Property Strategy Assessment Framework

- 44. As discussed above the building at 150-152 Hoddle St, Abbotsford has been identified as appropriate to progress to the next state of the Property Strategy Assessment Framework which is further investigation and due diligence.
- 45. This phase is detailed in the following diagram from the Assessment Framework.



- 46. The Assessment Framework provides that properties listed for further investigation to be inspected by property team and subject matter experts to compile a secondary property report for each site. These reports will be developed to support the further evaluation, reporting and decision making process and be assessed against all legislative, statutory, condition, capacity, functionality and risk management requirements.
- 47. There are a number of uses to which the building could be put, including use for general community purposes, or targeted community services, including by the RSL. Some of the uses already proposed are summarised in paragraph 21 above.
- 48. To inform the potential redevelopment of the properties at 150-152 Hoddle St, and 117-123 Vere Street, officers undertook a Community Infrastructure Assessment in January 2016, in order to understand the needs and opportunities within the Collingwood Town Hall precinct.
- 49. The assessment provided the following inventory of community facilities within the Collingwood Town Hall Precinct.

Facility Name	Address	Neigh’hood	Service Class	Services delivered	Condition
Sculpture Gallery	117 Vere St	Abbotsford	General community (Art Space)	Art Space - sculpture gallery	Poor condition, requiring works
Factory Buildings	119-123 Vere St	Abbotsford	Support infrastructure	Miscellaneous	This building is in poor condition. No services currently delivered - used only as storage.
Sailors and Soldiers Hall	150-152 Hoddle St	Abbotsford	Support infrastructure	Building vacant - not fit for purpose	This building is in poor overall condition. There are renewal requirements for the fit out. There is currently no electrical or mechanical services, internal ceilings walls doors and windows require renewal.

Facility Name	Address	Neigh'hood	Service Class	Services delivered	Condition
Collingwood Library	7-11 Stanton St	Abbotsford	General community and meeting space	Library, community meeting space	The building is old and requires significant upkeep; poor entrance needs more meeting space.
Collingwood MCH	Park St (Gahan Reserve)	Abbotsford	Early years	Maternal and Child Health	Stand-alone service in a park, the building is old and the service would benefit from being located in an integrated community facility.
Collingwood Senior Citizens Centre	Eddy Crt	Abbotsford	Aged and disability	Senior citizens centre, PAG, meals on wheels, community meeting space	The building, although ageing, is meeting community needs and requires routine maintenance.
Collingwood Town Hall	140 Hoddle St	Abbotsford	General community, office and meeting space	Community venue - municipal, staff accommodation	Good condition - nearing the end of extensive refurbishment.
Stanton St Hall (Vic Track Land, Council building)	17 Stanton St	Abbotsford	General community and meeting space	Community venue – boxing, table tennis and U3A use/lease this space in this facility	The building is in good condition – was renovated in 2012.
Willowview Activity Centre	6 Eddy Crt	Abbotsford	Aged and disability, general community and meeting space	Day care, activities for older residents, community meeting space	Meeting service requirements, no immediate need for works.

50. The assessment then identified the following mainly Council service needs in the precinct and suggestions for how they can be better met. This assessment effectively identifies service needs that could be accommodated in a restored and redeveloped building at 150-152 Hoddle St, Abbotsford.

Service Need	How is this currently met?	How could this be better met?
Community meeting space (flexible, multi-purpose)	Library meeting room – 60 people Supports small community gatherings, workshops and meetings. Stanton Street Hall – supports boxing, table tennis and U3E	Community spaces located within the Soldiers and Sailors Hall (restored) – potentially 550sqm Maintain Stanton Street Hall as a community space and investigate further usage.
Art/Creative space	Yarra Sculpture Gallery - is an artist run space managed by the Contemporary Sculptors Association.	Space – display and exhibition space - located on the ground floor of 117 Vere Street suited to artists and others working in

Service Need	How is this currently met?	How could this be better met?
		creative industries. Additionally, the Soldiers and Sailors Hall could provide performance, meeting, training or workshop spaces.
Maternal and Child Health	Stand-alone building in Gahan Reserve Currently utilisation of rooms 50% (week day only) 20 hours per week, 2 rooms	In an integrated community facility, potentially with a community room that can be used for MCH activity purposes. Depending on how the space is designed (including storage), could be utilised out of MCH hours for other health services/support.
Library	Collingwood library, least utilised Yarra library. Trends in library service see usage moving towards online borrowing, using spaces within the library for activity/makerspace and using portable devices. These trends vis-à-vis the present Collingwood library building suggest that possibly a new type of library service, in a different location, could better meet community needs.	Library collection and drop-off service, open longer hours than present library, community/public space with Wi-Fi and flexible activity spaces delivered as part of the community rooms.
Affordable housing (not a Council service but relevant to support this proposal)	No affordable housing	Up to five level proposal (containing 1, 2 or 3 bedroom apartments over 117-123 Vere Street. The Soldiers and Sailors site has some capacity to provide affordable housing, however the main building does not readily lend itself to residential accommodation.

51. Given the competing interests in the future use of the building at 150-152 Hoddle St, Abbotsford from various community focused groups, Council's service provision needs and external service providers, a transparent and robust approach may be for Council to publically call for proposals to restore and use the building. This would provide Council with the opportunity to review and assess different proposals for the site.
52. Clearly there are a range of potential uses and options for the building and as outlined above Council, over an extended period, has been approached by a number of parties interested in using the building for a range of community and social uses.
53. A key consideration now for Council is how to identify the best use for the building and whether a better outcome would be achieved by inviting potential users to develop proposals for the restoration, redevelopment and use of the building.
54. There are a number of mechanisms that could be used to achieve such an end. Indeed, an Expression of Interest (EOI) process in response to a Council brief and call for submissions could be a most effective and transparent means of identifying appropriate uses for the site and obtaining broad responses or proposals.

55. Council also has the ability to narrow or broaden the desired outcome through the brief as part of the EOI process.

Options

56. In effect Council has a range of options:

OPTION A undertake the restoration and reinstatement of the building and:

- (i) use it for community services/purposes; or
- (ii) lease the building to other service providers or organisations.

OPTION B undertake an EOI to restore and reinstate the building as part of a long term lease for the building. The EOI could have a

- (i) broad scope that opens it to a range of potential uses, including but not limited to affordable housing, RSL activities, arts, cultural and social hubs; or
- (ii) narrow scope that targets specific outcomes.

OPTION C Sell the property with or without conditions on the need to protect and retain the fabric of the building.

57. Given the state of the building, its heritage significance and its prominent position in the Collingwood Town Hall Precinct any EOI should require that all proposals:

- (a) provide satisfactory evidence of a financial capacity to undertake and complete the identified works and restoration and a demonstrated capacity to undertake and supervise the works;
- (b) undertake all necessary preliminary assessments of the building to restore the integrity of the building and make it fit for purpose. The outcome of this would produce a scope of works costed by a Quantity Surveyor and a conservation management plan to be agreed by Council;
- (c) have Council approval of the final design;
- (d) include an assessment of the requirements to upgrade all services to the building;
- (e) have prior approval by Council of the tender to undertake the works;
- (f) have clearly identified inspection and hold points during the construction of the building to ensure the restoration is undertaken to Council's satisfaction;
- (g) demand completion of the restoration within a specified time frame;
- (h) provide for the ongoing maintenance of the building; and
- (i) are consistent with the directions of the Collingwood Town Hall Urban Design Framework.

58. An EOI process could be conducted as a prelude to undertaking the statutory process for lease and/or sale required by the Local Government Act. The EOI could use a two-step process involving:

- (a) step 1 - initial concepts or proposals; and
- (b) step 2 – detailed proposals from a short list selected in step 1.

59. Alternatively the EOI could simply call for a detailed response to Council's requirements as part of the EOI response.

60. An EOI would also provide the opportunity for Council to assess the adequacy of the responses before undertaking a formal notification process required by the Local Government Act. Such an EOI process could provide the Council and community the opportunity to openly consider and test, a range of potential development options prior to locking in to the required statutory processes.

61. For any proposal, Officers would recommend Council require respondents to confirm that they not only have the capacity to refurbish the building, but also have the financial and operational capacity to manage the building and successfully provide the services they have indicated would be provided as part of their submission. This should also form part of the EOI criteria.

Statutory requirements

62. Council's ability to sell or lease land is limited under Sections 189 (sale), 190 (long term lease) and 223 (submissions) of the Local Government Act. Both sections 189 and 190 require a similar process which includes public notification and the consideration of submissions which is detailed in section 223. In summary, this involves:
- (a) public notice for a minimum of four weeks;
 - (b) obtain an independent valuation of the land (in the case of sale);
 - (c) invite submissions to the sale/lease;
 - (d) hear submissions to the sale/lease at a meeting of Council or a sub-committee; and
 - (e) decide on the sale/lease.
63. If Council accepted a proposal for occupancy of the building, the options available are:
- (a) provide a long term lease of the property (section 190 limits the maximum lease to 50 years). Leases covered by section 190 include:
 - (i) leases for more than one year where the rent is \$50,000 or more;
 - (ii) the current market rental value is \$50,000 or more a year;
 - (iii) the lease is for 10 or more years; or
 - (iv) the lease is a building or improving lease
 - (b) sell the property (section 189); and
 - (c) gift the property (section 189).
64. Officers anticipate any responses to an EOI would see the respondent seeking a long term lease term, in order to be able to enable sufficient return on investment.
65. Council could consider a lease for the property in two stages. For example, the first stage dealing with the construction period up to say five years and the second stage for the ongoing occupancy of the building for the remaining 45 years or less. This would set some parameters for the occupancy and seek to avoid a situation where a long term lease is offered, and the site is not appropriately activated (according to Council's expectations).

External Consultation

66. No external consultation with the broader community has occurred specifically in relation to this report or its recommendations.

Internal Consultation (One Yarra)

67. The relevant internal departments have been consulted in preparation of this paper.

Financial Implications

68. The options considered in this paper have very considerable differing financial implications. The way Council approaches this project could be at a direct cost to Council, or could provide a financial return to Council, pending the approach Council wishes to pursue.

Economic Implications

69. The Property Strategy formalises assessment and evaluation principles, thus ensuring due consideration of economic implications.

Sustainability Implications

70. Council has the ability to substantially influence the sustainability of new development proposed for these sites. Sustainability criteria could be included as part of the criteria for any EOI.

Social Implications

71. Council has the ability to control the community outcomes for the sites and precinct.

Human Rights Implications

72. There are no human rights implications.

Communications with CALD Communities Implications

73. At this stage there are no communication with CALD community implications.

Council Plan, Strategy and Policy Implications

74. Council's adopted Property Strategy provides a framework for the assessment of these properties. This has been outlined above.

Legal Implications

75. At this stage there are no legal implications. However legal advice may be required in the development of an EOI or in the sale or lease of the property.

Conclusion

76. The building at 150-152 Hoddle St, Abbotsford requires substantial investment to restore it to a standard suitable for any occupation and any productive use. Further assessment may be required to ensure that the building can be restored.
77. Putting this historic building to a productive use is the best means of ensuring its continued viability and preservation. The development of a conservation management plan is an appropriate means of achieving this outcome.
78. There are a number of potential services that could use the building. An important consideration for Council, is its adopted Collingwood Town Hall Urban Design Framework and how the reuse of the building supports and implements the UDF.
79. Given the processes outlined, including rezoning of the land and potentially an EOI, it is likely to be several years before any work could commence on the site.
80. Council then has the option of:
- (a) Seeking an Expression of Interest responses to a broad scope that opens it to a range of potential uses, including but not limited to affordable housing, RSL activities, Arts, Cultural and Social hubs (as per para. 57 (b) (i)); or
 - (b) Seeking an Expression of Interest responses to a narrow scope (as per para. 57 (b) (ii)) for uses that provides for:
 - (i) supports services and assistance to returned services veterans;
 - (ii) arts or cultural or social uses; or
 - (iii) other specific uses as determined by Council.

RECOMMENDATION

1. That:
 - (a) Council note the report in respect of the building at 150-152 Hoddle St, Abbotsford;
 - (b) Council acknowledge the keen community interest in this site;
 - (c) Council seek Expression of Interest responses to a broad scope that opens it to a range of potential uses, including but not limited to affordable housing, RSL activities, arts, cultural and social hubs (identified as Option B(i) in paragraph 56 above); and
 - (d) As a first step in this process, Officers report back to Council with a draft Expression of Interest brief (and proposed criteria) and a proposed time frame for conducting the Expression of Interest, as well as information relating to:
 - (i) any zoning, heritage or cultural obligations/constraints; and
 - (ii) structural constraints on the restoration of the building.

CONTACT OFFICER: Michael Ballock
TITLE: Executive Planner Strategic Projects
TEL: 9205 5669

Attachments

There are no attachments for this report.

11.2 Rushall Reserve - Shared Path; Progress Update

Trim Record Number: D18/174883
Responsible Officer: Open Space Planner

Purpose

1. To provide Council with a progress update on the Rushall Reserve shared path project.

Background

2. There have been many reports to Council on this matter over the past 3-4 years.
3. At the Council meeting of 24 April 2018 officers reported to Council on the increased project cost, and increased cost risk associated with the requirement to relocate the Metro Trains Melbourne (MTM) signal cable assets to allow room for the shared path. Council noted the increased costs and reaffirmed its commitment to the shared path project.
4. The Council resolution of 24 April also requested officers to report back to Council following a number of actions. The Council resolution is below –

That Council:

- (a) notes the updated officer report on the proposed Shared Path at Rushall Reserve;*
- (b) notes the current cost escalation to an estimated minimum of \$906,245 due to costs associated with relocating Metro Trains Melbourne infrastructure; constituting a shortfall from the budgeted amount;*
- (c) reaffirms its commitment to complete this long planned and vital shared path, connecting the Merri Creek Trail to the Capital City Trail and improving access to Rushall Reserve for local residents and recreational visitors in a growing city;*
- (d) authorise officers to proceed with a planning permit application to construct a path at this location;*
- (e) seeks advice from officers as to how to achieve this project given the revised costings, whether a staged approach, other external sources of funding, or any other means can be explored, and that this be presented to Council;*
- (f) requests a report on the progress towards Rushall Reserve amenity improvements endorsed by Council on 2 August 2016 regarding fencing along the embankment, additional seating, drinking fountain/bowl, improved signage and tree planting;*
- (g) authorises the Mayor and CEO to urgently seek a meeting with the Victorian Minister for Public Transport,*
 - (i) requesting the Minister's commitment for the State to cover the costs of the rail infrastructure changes to ensure that the project can continue as per the current design and associated costings and budgetary allocations made by Yarra; and*
 - (ii) objecting to the quantum of the costs being sought by Metro Trains Melbourne;*
- (h) authorises the Mayor and CEO to urgently seek meetings with the Mayor and CEO of Darebin and the relevant State Members of Parliament (Brunswick, Northcote and Richmond) to seek support; and*

- (i) requests a briefing from the Mayor and CEO following receipt of advice from the Minister for Public Transport.

Progress Update

Meetings held:

5. A letter from the Mayor, Cr Daniel Nguyen, was sent requesting a meeting with the Minister for Public Transport, the Hon Jacinta Allan. The Minister referred the request to Public Transport Victoria (PTV) to provide a response. Further efforts to seek a meeting directly with the Minister have not been successful.
6. On 23 August 2018 Council Officers met with Public Transport Victoria (PTV) technical officers to discuss the scope and costs associated with the MTM signal cable relocation works. The feedback provided by PTV was -
 - the costs estimated by MTM are 'reasonable' based on the safety requirements involved;
 - that there is a significant risk of cost increases noted in the scope of works;
 - that if Council wished to secure 'fixed costs' for the project this would involve further investigation and cost outlay, and result in a higher than currently estimated overall cost;
 - that the cable relocation solution proposed would not benefit MTM in the long term, as this option does not represent an improvement in the asset, only the replacement of like for like in a location to suit the path alignment;
 - replacement of the existing signal cable assets is not included in MTM's renewal program over the MR4 lease period (lease currently runs until 1 December 2024); and
 - to approach Active Transport Victoria to seek funding assistance. (NB. There has been no response from Active Transport Victoria as yet).
7. A meeting between the Mayor, CEO and Director Planning and Place Making, and the Mayor, Cr Kim Le Cerf, and Executives of Darebin Council, took place on 28 June 2018.
8. A meeting with the State Member for Brunswick, the Hon. Jane Garrett, has been sought but not taken place.
9. A meeting with the State Member for Northcote, (the Hon. Lidia Thorpe), took place on 6 August 2018. Ms Thorpe listened to the information and took the request on notice.

Planning Application:

10. A planning application was lodged with Council's planning department on 29 June 2018 (PLN18/0456). Planning signs were on display at the Reserve from Monday 20th August until Tuesday 11th September. Council received 48 responses: 45 of which were objections to the planning application.

Possible Staging and Alternate Funding:

11. Council also requested consideration of a staged project delivery, and seeking of alternative funding.
12. The relocation of the signal cable would be in the first stage of works to provide physical room for the installation of a path and fencing. This is also the item that would likely cost the most to implement, and contains the most financial risk in terms of cost overrun.
13. No other sources of funding have so far been obtained.

Other Amenity Improvements:

14. In summary,
 - Council officers are progressing the provision of a drinking fountain (with dog bowl) and further seating in Rushall reserve.

- Discussions are also underway with Melbourne Water in relation to revegetation on the Merri Creek in Rushall Reserve.
- Fencing and signage elements of the project relate directly to the construction of the proposed shared path and would take place as part of that project if it proceeds.

External Consultation

15. The planning permit process has provided an opportunity for residents and park users to give further feedback on the shared path proposal via submissions. The planning application is still to be considered at Council, along with associated submissions. This will occur in December.
16. Park users will be notified of the plans to provide a drinking fountain, further seating and revegetation of the area adjacent to the Merri Creek.

Internal Consultation (One Yarra)

17. Internal consultation has been undertaken with Streetscapes and Natural Values with respect to opportunities for revegetation planting along Merri Creek.

Financial Implications

18. There is no funding allocated to the Rushall Reserve shared project this financial year.
19. Funding for the provision of further seating, a drinking fountain and revegetation are being sourced from existing budgets for park furniture and revegetation. External funding is also being sought from Melbourne Water to assist with the revegetation.
20. PTV technical officers have assessed the cost of the signal cable relocation as provided by MTM. They note that the cost is 'reasonable', and that there is significant risk of further costs associated with the cable relocation.
21. No external funding for the signal cable relocation works project has been able to be sourced.

Economic Implications

22. There are no economic implications.

Sustainability Implications

23. During the planning permit process concerns have been raised into the stability of the existing rock escarpment along the banks of the Merri Creek. The path would be located at the top of the escarpment, which is listed as 'geologically significant' by Agriculture Victoria. Further advice is being sought on the stability of the rock formation.
24. The removal of weed species and revegetation of the Merri Creek riverbank is supported by Melbourne Water, and would add to the flora and fauna quality of the reserve and Merri Creek environs.

Social Implications

25. Feedback from the community has indicated an attachment to the existing seats in their existing locations. This can be accommodated and further seating provided.

Human Rights Implications

26. There are no known human rights implications.

Communications with CALD Communities Implications

27. No consultation with CALD communities has occurred with respect to this report.

Council Plan, Strategy and Policy Implications

28. As outlined in the previous report to Council of 24 April 2018.

Legal Implications

29. As outlined in the previous report to Council of 24 April 2018.

Options

30. This is an update report only.

Conclusion

31. The relocation of the rail signal infrastructure is a necessary part of the project to allow room for the shared path in its proposed alignment.
32. The option provided by Metro Trains Melbourne does not constitute an upgrade to their asset, only a relocation of the infrastructure to allow for the path. The replacement of this cable is not within the MTM currently forecasted asset renewal program.
33. PTV technical officers state that the cost provided for the Metro Train Melbourne cable relocation is considered 'reasonable', given the safety requirements and scope of the MTM works. Further, there remains a high risk of further costs that might materialise during works, and these would be passed on to Council.
34. No other funding has been accessed to pay for the MTM rail signal infrastructure works. At this point the funds would need to be found from the Council budget.
35. Council officers will progress with the Rushall Reserve amenity improvements including additional seating, drinking fountain/bowl and tree planting.
36. The planning permit application for the shared path needs to be determined.

RECOMMENDATION

1. That Council note:
 - (a) the officer update report in relation to the Rushall Reserve shared path as sought by Council in its resolution dated 24 April, 2018;
 - (b) the advocacy and meetings held as resolved by Council; and
 - (c) that no external funds have been identified at this point in time that can be allocated to this possible project.
2. That officers be authorised to continue progression of the amenity improvements in the Reserve as outlined in this report.

CONTACT OFFICER: Kevin Ayrey
TITLE: Landscape Architect
TEL: 9205 5770

Attachments

There are no attachments for this report.

11.3 Proposed Discontinuance of Road adjacent to 506-510 Church Street, Cremorne.

Trim Record Number: D18/186200

Responsible Officer: Acting Director Corporate, Business and Finance

Purpose

1. For Council to consider whether the road located adjacent to the properties known as 506-510 Church Street, Cremorne, shown as lot 1 on the title plan attached as Attachment 1 to this report, being part of the contained in conveyance book 81 umber 496 (**Road**), should be discontinued pursuant to the *Local Government Act 1989 (Act)* and sold to the owner 506 Church Street, Cremorne (**Proposal**).

Background

2. The Road is shown as the area highlighted pink on the site plan attached as Attachment 2 to this report (**Site Plan**).
3. 510 Church Street Pty Ltd ACN 618 093 164 (**Applicant**) is the registered Owner of the properties 506-510 Church Street, Cremorne shown as the area outlined blue on the Site Plan (**Applicant's Property**).
4. At its meeting on 22 May 2018, Council resolved to commence the statutory procedures required to discontinue the Road.
5. A public notice of the proposed discontinuance was given pursuant to sections 207A and 223 of the Act.
6. Copies of the public notice of the proposed discontinuance was published in the Weekly Review Melbourne Times newspaper, The Age newspaper, Council's social media and affixed at the Road.
7. Council did **not** receive any submissions regarding the proposed discontinuance of the Road.

Road

8. The Road is shown on title as a 'road'. The Road is therefore a 'road' for the purposes of the Act which Council has the power to consider discontinuing. If the Road is discontinued, the Road will vest in Council.
9. The Road is not listed on Council's Register of Public Roads.

Adjoining Owners

10. The Applicant is also the registered proprietor of the properties at 508-510 Church Street, Cremorne (**Adjoining Property**), which adjoins the Road.
11. The Adjoining Properties are shown outlined blue on the Site Plan.
12. As there are no other owners of properties adjoining the Road; the Applicant was not required to obtain the consent of any other adjoining owner to the Proposal.

Site Inspection

13. A site inspection of the Road was conducted by Reeds Consulting Surveyors on the 14 December 2017. The site inspection report, which is attached as Attachment 3 to this report, notes that:
 - (a) the Road is constructed of concrete;
 - (b) the Road opens onto the existing car park on the adjoining property at 508-510 Church street, Cremorne;
 - (c) there is no evidence of any vehicular or pedestrian traffic on the Road;

- (d) the Road does not provide access to any adjoining properties;
- (e) the Road appears to be used as part of a private car park;
- (f) the Road is not required for public access: and
- (g) the Road has an area 22 square metres.

Public/Statutory Authorities

- 14. The following public/statutory authorities have been advised of the Proposal and have been asked to respond to the question of whether they have any existing assets in the Road which should be saved under section 207C of the Act: City West Water, Yarra Valley Water, Melbourne Water, CitiPower, United Energy, Multinet Gas, Telstra, Optus, APA Gas and Yarra City Council.
- 15. All authorities have advised that they have no assets in or above the road and no objection to the Proposal.

External Consultation

- 16. No external consultation was required for this report.

Internal Consultation (One Yarra)

- 17. No internal consultation was required for this report.

Financial Implications

- 18. There are no financial implications arising from this report.

Economic Implications

- 19. The Applicant has agreed to acquire the Road for its market value (plus GST).
- 20. Council has prepared a valuation of the Road and determined that the market value is **\$175,000** (plus GST).
- 21. In addition to the market value of the Road (plus GST), the Applicant has agreed to pay Council's costs and disbursements associated with the proposal to discontinue the Road and sell the discontinued Road to the Applicant.

Sustainability Implications

- 22. There are no sustainability implications arising from this report.

Social Implications

- 23. There are no social implications arising from this report.

Human Rights Implications

- 24. There are no human rights implications arising from this report.

Communications with CALD Communities Implications

- 25. All notices and correspondence issued in respect of this proposal will contain a reference to Yarralink Interpreter Service.

Council Plan, Strategy and Policy Implications

- 26. There is no Council Plan, Strategy or Policy Implications.

Legal Implications

- 27. If the Road is discontinued and sold to the Applicant, Council will require the Applicant to consolidate the title to the former Road with the title to the Applicant's Property within 6 months of the date of transfer of the Road to the Applicant, at the Applicant's expense.

Other Issues

- 28. There are no other issues

Options

29. There are no options associated with this report.

Proposal

30. It is proposed that Council should discontinue the Road pursuant to clause 3 of Schedule 10 of the Act and sell the Road to the Applicant as it is not reasonably required for public use.

RECOMMENDATION

1. That Council, acting under clause 3 of schedule 10 of the *Local Government Act 1989 (Act)*:
 - (a) resolves, having followed all the required statutory procedures pursuant to sections 207A and 223 of the Act pursuant to its power under clause 3 of Schedule 10 of the Act, and being of the opinion that the road adjacent to 506-510 Church Street, Cremorne (shown market lot 1 on the title plan attached as Attachment 1 to this report (Road)) is not reasonably required for public use, to discontinue the Road;
 - (b) directs that a notice pursuant to the provisions of clause 3 of Schedule 10 of the Act is to be published in the Victoria Government Gazette;
 - (c) directs that, once discontinued the Road be transferred to the adjoining owner of 506-510 Church Street, Cremorne (Applicant) for no less than the market value (plus GST) as determined by the Act, being the amount of \$175,000 (plus GST);
 - (d) directs that the CEO sign any transfer of transfers of the Road and any other documents required to be signed in connection with the discontinuance of the Road and its subsequent transfer to the Applicant;
 - (e) any easements, rights or interests required to be created or saved over the Road by any authority be done so and not be affected by the discontinuance and sale of the Road; and
 - (f) directs that the Applicant be required to consolidate the title to the Road with the title to the property known as 506-510 Church Street, Cremorne, by no later than 6 months after the date of transfer of the discontinued Road.

CONTACT OFFICER: Bill Graham
TITLE: Coordinator Valuations
TEL: 9205 5270

Attachments

- 1⇒ Title Plan
- 2⇒ Site Plan
- 3⇒ Site Inspection Report

11.4 Yarra Planning Scheme Amendment C245 - additional items - Derby Street Collingwood and Queens Parade North Fitzroy

Executive Summary

Purpose

This report proposes Council add two items to Amendment C245 (which Council resolved to prepare and seek Authorisation on 18 September 2018):

- (a) Include 18-22 Derby Street, Collingwood (HO102) and 33-45 Derby Street, Collingwood (HO336) in extensions to existing heritage overlay precincts.
- (b) Change the extent of HO93 to include all of the road reserve and ensure protection for the heritage significant trees and landscape infrastructure in Queens Parade, between Alexandra Parade and Delbridge Street, North Fitzroy.

These additional items relate to interim controls, for Derby Street, Collingwood, in Amendment C261 and fixing an anomaly to protect street landscaping and trees in Queens Parade, North Fitzroy.

Key Issues

The proposed Amendment would add two small areas to the Heritage Overlay. Council has separately requested interim controls from the Minister for Planning, in Amendment C261. DELWP have requested Council prepare an Amendment for permanent controls as a pre-requisite for those interim controls. This can be done by adding the item to C245.

Heritage overlay provisions for Queens Parade and the associated activity centre include protection for the street trees and landscape features which are a significant part of the established character of the area. Recent investigations found that the HO93 which applies to the street landscape, does not cover the whole road reserve. More importantly the HO93 area does not include a significant proportion of the street trees and associated street landscape features.

Financial Implications

There are no significant financial implications from these items.

PROPOSAL

That Council modify Amendment C245 by adding two items dealing with:

- a) Additional Heritage Overlay areas in Derby Street Collingwood; and
- b) Changing the extent of HO93 in Queens Parade, North Fitzroy

11.4 Yarra Planning Scheme Amendment C245 - additional items - Derby Street Collingwood and Queens Parade North Fitzroy

Trim Record Number: D18/181510

Responsible Officer: Manager City Strategy

Purpose

1. This report proposes Council add two items to Amendment C245 (which Council resolved to prepare and seek “Authorisation” on 18 September 2018). These relate to:
 - (a) the inclusion of 18-22 Derby Street, Collingwood (HO102) and 33-45 Derby Street, Collingwood (HO336) in extensions to existing heritage overlay precincts.
 - (b) to change the extent of HO93 to include all of the road reserve and ensure protection for the heritage significant trees and landscape infrastructure in Queens Parade, between Alexandra Parade and Delbridge Street, North Fitzroy.
2. These additional items relate to interim controls, for Derby Street, Collingwood, in Amendment C261 and an anomaly about protecting street landscaping and trees in Queens Parade, North Fitzroy linked to the exhibited Amendment C231.

Background

3. Amendment C245 forms part of ongoing work over recent years to fill gaps and correct anomalies in the heritage provisions for the municipality.
4. On 18 September 2018, Council resolved to seek *authorisation* from the Minister of Planning to prepare Amendment C245 to the Yarra Planning Scheme in accordance with section 8A of the *Planning and Environment Act 1987*.
5. This report now proposes to include Derby Street, Collingwood properties in Amendment C245 similar to interim heritage controls sought through Amendment C261.
6. Amendment C261 proposed the introduction of new site specific HO controls over the two places on an interim basis with permanent controls to be sought through the full Amendment process. These proposals are supported by a report, ***Collingwood Mixed Use Pocket, Heritage Analysis & Recommendations*** prepared by GJM Heritage which is Attachment 1. This report identified that numbers 33 to 45 Derby Street should be included in the Heritage Overlay as an extension of HO336 and graded contributory.
7. Separate advice from a heritage consultant (Robyn Riddett from Anthemion Group) identified that the three terraced buildings at 18 to 22 Derby Street should also be included in a heritage overlay schedule and graded as ‘contributory’.
8. The map below shows the two areas. Figure 22 is an extract from page 23 of Attachment 1.

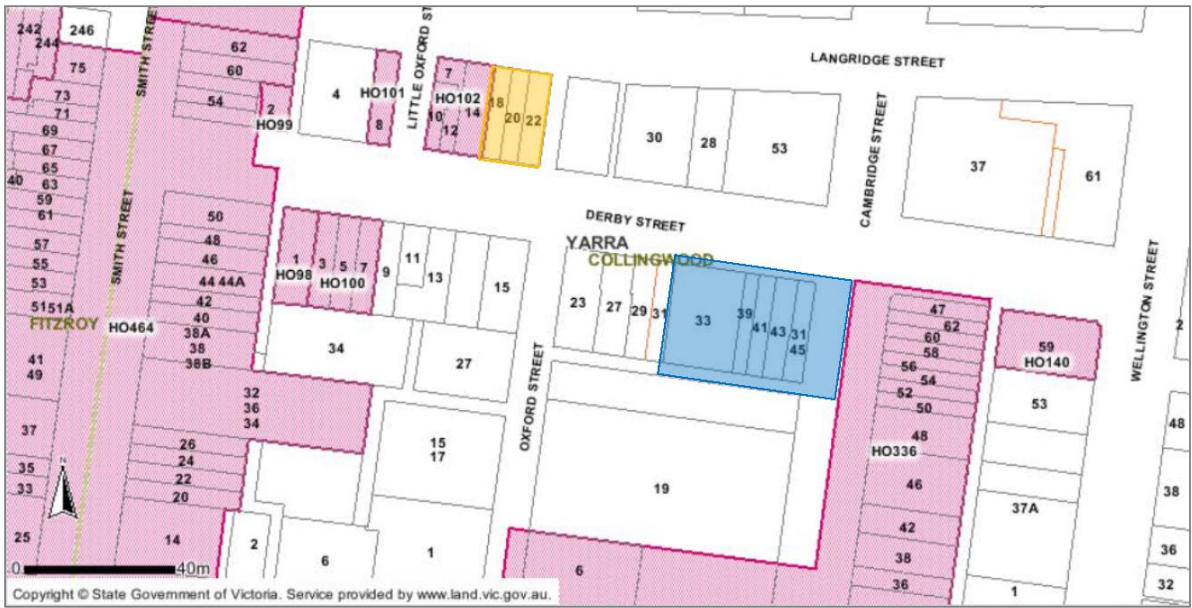


Figure 22. Heritage Overlay map showing the areas recommended for further assessment. 18-22 Derby Street are shaded in yellow and 33-45 Derby Street are shaded in blue.

9. Through separate investigations, Council officers have identified an anomaly in HO93, which protects street trees and landscaping in Queens Parade. The current extent of HO93 covers the central section of Queens Parade but excludes parts of the road reserve which cover the adjoining service roads. Importantly, HO93 does not cover all the heritage significant trees and landscape infrastructure. The revised HO93 would include all the road reserve and ensure all the heritage street landscape is protected.
10. The extent of the revised HO93 is shown on the map below. It is consistent with the 1998 citation which is Attachment 2.

HO93 – Queens Parade Clifton Hill



Pale blue outline shows proposed revised boundary for HO93

External Consultation

11. Amendment C245 will include the normal notification and consultation which forms part of public exhibition and review under the Planning and Environment Act 1987.

Internal Consultation (One Yarra)

12. Internal staff inputs include comments from sustainable transport and statutory planning sections.

Financial Implications

13. There are no significant financial implications.

Economic Implications

14. There are no significant economic implications.

Sustainability Implications

15. The additional items will help preserve heritage significant buildings and street landscapes.

Social Implications

16. These items are part of the urban character and social identity of the City of Yarra.

Human Rights Implications

17. There are no anticipated human rights implications.

Communications with CALD Communities Implications

18. This will be part of the Amendment exhibition and notification process.

Council Plan, Strategy and Policy Implications

19. The value of creating a liveable Yarra to Council and the community is acknowledged in the Council Plan 2017-2021.
20. The additional heritage protection proposed for these additional items will contribute to a liveable Yarra.

Legal Implications

21. There are no particular legal implications from these additional items.

Other Issues

22. The Derby Street, Collingwood properties are linked to the interim provisions in C261. The State Department of Environment Land Water and Planning has indicated the interim provisions are conditional on the Council preparing a full exhibited Amendment which includes these properties.

Options

23. Council can either resolve to add the items or alternatively consider them in a separate and later amendment.
24. It is important that Council include 18-22 Derby Street, Collingwood and 33-45 Derby Street, Collingwood into C245 as Department of Environment Land Water and Planning (DELWP) will not consider the interim Amendment request (C261) until Council has demonstrated that it is seeking permanent controls.
25. Adding the items to C245 would:
 - ensure that related interim controls can be approved by the Minister;
 - fix a mapping error; and
 - make an efficient use of resources by ameliorating the need for additional amendment process.

Conclusion

26. This report proposes adding two items to Amendment C245. These items would improve protection for heritage features, buildings and landscapes. The Derby Street, Collingwood item is linked to interim controls for the same properties in Amendment C261.

RECOMMENDATION

1. That Council note the officer report seeking additional provisions be added to the Amendment request of AmC245.
2. That Council add the following items to Amendment C245:
 - (a) Include 18-22 Derby Street, Collingwood (HO102) and 33-45 Derby Street, Collingwood (HO336) in extensions to existing heritage overlay precincts; and
 - (b) Change the extent of HO93 to include all of the road reserve and ensure protection for the heritage significant trees and landscape infrastructure in Queens Parade, between Alexandra Parade and Delbridge Street, North Fitzroy.
3. That officers be authorised to modify the amendment documents attached to the C245 Council report, 18 September 2018 by adding those items in 2 above.

CONTACT OFFICER: Peter Mollison
TITLE: Senior Strategic Planner
TEL: 9205 5023

Attachments

- 1⇒ Colingwood mixed use pocket - heritage analysis and recommendations
- 2⇒ HO93 - citation - street trees and landscape

11.5 Gleadell Street Market Policy

Executive Summary

Purpose

To amend the current Gleadell Street Market Policy 2012 and the Gleadell Street Market Procedures and Protocol Manual to discourage and limit the use of single use plastic bags at the market in general; and to identify when the use of plastic bags is acceptable.

Also to reference the use and eligibility of the community stall located within the market and update the policy & manual to current practices in the operation of the market.

Key Issues

To discourage and limit the use of single use plastic bags at the market and recognising issues and exceptions that ensure compliance with food safety standards and legitimate operation of the market by the cleaning contractor.

To control the utilisation of the community stall located at the market to ensure that only Yarra based community groups, matters of specific interest to all of the Yarra community and local members of Parliament as elected are able to use the community stall outside declared election periods.

Financial Implications

There is no direct cost for Council in respect to not allowing plastic bag use at the market or the utilisation of the community stall.

PROPOSAL

To update the Gleadell Street Market Policy and the Gleadell Street Market Procedures and Protocol Manual to reflect current practices; and to include references, any restrictions in relation to the use of plastic bags and the eligibility of utilising the community stall.

11.5 Gleadell Street Market Policy

Trim Record Number: D18/174870

Responsible Officer: Acting Director Corporate, Business and Finance

Purpose

1. This report is to amend and update the Gleadell Street Market Policy 2012 and the Gleadell Street Market Procedures and Protocol Manual to discourage and limit the use of single use plastic bags at the Gleadell Street Market.
2. Also to reference the use and eligibility of the community stall and update current practices in the operation of the market.

Background

3. At Council meeting 16 February 2010, Council resolved as a part of other amendments to the Gleadell Street Market policy to ban **plastic bags** at the Gleadell Street Market by July 2010. At the Council meeting a number of Gleadell Street Market stallholders made a presentation to Council and argued against the complete ban on plastic bags:

That:

- (a) *Council note the proposed refinements to the current operations of the market and the proposed Gleadell Street Market Policy as outlined in the by Manager Building & Regulatory Services:*
- (b) *Council approve the policy entitled Gleadell Street Market Policy (as amended February 2010)(as per Attachment 1) subject to further amendments as follows:*
 - (i) *An amendment to the definition of immediate Family member to include the word spouse;*
 - (c) *Council approve the manual entitled Gleadell Street Market Procedure and Protocols Manual (as per Attachment 2);*
 - (d) *A copy of the policy and manual be forwarded to all stallholders and be posted on Council's website; and*
 - (e) *Council resolve that the market be 'plastic bag' free no later than July 2010.*
4. Following the Council meeting on 16 February 2010 the actual Gleadell Street Market policy appears to have not been updated after the resolution and therefore enforcement and a subsequent Council report in 2012 never addressed this matter.
5. The resolution regarding a complete ban on Plastic bags is very broad and may include unintended consequences such as the operations of the cleaning contractor, health regulations and pre-packaged goods.
6. After the Council meeting in early 2010, Council purchased approximately 50,000 string plastic bags that were originally sold within the Market then subsequently given away in later years.
7. At the same time biodegradable bags were introduced and were allowed to be utilised at the market. This practice continued until recently.
8. After recent queries were raised regarding the actual status of plastic bags at the Market, a subsequent review of the actual resolution made back on 16 February 2010 shows that the use of plastic bags at the Market continued after July 2010.
9. In May 2018, all stallholders were formally advised in writing regarding the resolution and that it would include the banning of barrier bags as well as biodegradable bags and a specific time line was given to stop utilising them. Also at this time arrangements were made the

market contractor Citywide to allow access for stallholders and the public to utilise cardboard boxes as a substitute.

10. Barrier bags are still required for fish, poultry, pre-packaged goods and certain wet products as per health regulations and will require an exemption.
11. Issues have been raised by stallholders in respect to cross contamination such as the recent listeria outbreak in relation to melons. However, advice from the Department of Health is that cross contamination associated with fruit and vegetables is not an issue as these items are already considered contaminated and should be washed before consumption.
12. Other issues raised by stallholders in relation to the difficulty of weighing produce for sale and customers carrying produce home were also raised by stallholders. However changes in practice will alleviate this concern.
13. Confirmation is required regarding the use of plastic bags for the disposal and collection of rubbish by the Market cleaning contractor
14. Supermarkets including Bunnings have recently banned the use of single use plastic bags, although it is noted that the Coles supermarket position has recently shifted again.
15. Customers are able to bring their own bag, purchase bags, take a box or borrow a Boomerang Bag (in some stores).
16. A ban on lightweight single use plastic bags across Victoria will be rolled out by the end of 2019.

Community stall

17. The Compliance department receives many requests to utilise the Community stall from a number of groups that are not based within Yarra or do not represent the Yarra community.
18. At present Officers are able control the utilisation of the community stall through policy and processes to current Yarra sitting political members and Yarra based community groups.
19. However there has been some expressed desire to review and extend the accessibility of access to the community stall.
20. If Council extends these policies or processes Officers' ability to control the usage by different groups, politicians etc. becomes more challenging and open to interpretation.
21. It also has the potential to make it difficult for Officers to refuse certain groups or individuals that promote ideas or issues that may conflict with Council's position on matters of community interest.

External Consultation

22. Stallholders have raised concerns regarding the removal of all plastic bags from the market in particular regarding cross contamination, weighing of produce and pre-packaged items.
23. As stated above, advice from the Department of Health indicates that cross contamination for fruit and vegetables is not an issues that requires the use of plastic bags.
24. In relation to the community stall, discussions with local members has assisted in structuring and the developing the Political Advertising and/or campaigning on Council controlled land and Assets Policy (Attachment 3).

Internal Consultation (One Yarra)

25. It has been established that waste contractor will only use plastic bags where necessary, such as to line the rubbish bins.
26. The Political Advertising and/or campaigning on Council Controlled land and Assets Policy has been developed in relation to politician's usage of the community stall in consultation with Governance and the Executive.

Financial Implications

27. There is no direct cost for Council in respect to not allowing plastic bags use at the market.

28. Officers have been informed that some traders have purchased a large number of biodegradable bags and have a supply that they may not be able use, therefore potentially creating an expense to stallholders.
29. As the current resolution made in 2010 is so broad in relation to the use of plastic bags, if Officers are to enforce this resolution on the cleaning contractor of the market, there may be increased cost to Council as this maybe outside the agreed specifications of the contract.
30. If the Market was to go single use plastic bag free, the cost of litter clean-up will reduce.
31. There is no financial implications in relation to the Community stall as there is no hire charge.

Economic Implications

32. As the use of the Community stall is free and therefore are no economic issues.
33. In relation to the use of plastic bags some stallholders report that they had pre-purchased considerable stock of biodegradable bags which would now be wasted.

Sustainability Implications

34. The Gleadell Street Market traders give away a considerable number of biodegradable bags plastic bags each year.
35. About 1.6 billion lightweight plastic shopping bags, and 133 million thick plastic shopping bags, are used in Victoria each year. As many as 75 per cent of these plastic bags are reused as bin liners or carry bags. Eventually, the majority end up in landfill.
36. Around 75 per cent of all litter on Australian beaches is plastic. And because plastic does not break down easily, it will continue to accumulate in our oceans.
37. Plastic litter can harm marine wildlife of all sizes. Seabirds, turtles and marine mammals are particularly vulnerable to swallowing or becoming tangled in larger items, like plastic bags. Once plastic litter is ingested or entangles an animal, that animal can have great difficulty ridding them of this debris. This can lead to reduced mobility, disrupted feeding, suffocation, and death. Any one piece of plastic litter can cause these issues.

Social Implications

38. As stated above plastic bags are a large portion of the litter issue. When an area has a litter problem it affects amenity and can impact on wellbeing and health.
39. Banning single use plastic bags can have the added attraction of creating the space for community to come together and apply innovative environmental solutions, for example boomerang bags.

Human Rights Implications

40. There are potentially some human rights implications in relation to the use of the community stall if Council allows some groups and ban others groups on the basis of differing political views and without clear guidelines and process

Communications with CALD Communities Implications

41. None identified

Council Plan, Strategy and Policy Implications

42. The 2017-21 Council Plan includes Objective 3 "*City of Yarra; A place where Council leads on sustainability and protects and enhances its natural environment*". It states that the YWRRS 2014-18 is to be reviewed.

Legal Implications

43. Council may be challenged if Officers allow some groups to utilise the community stall and deny others. If Council relaxes the ability to utilise the stall some groups whose views Council may not agree with can also seek to book the stall.

44. If Council refuse or ban certain groups Council could be challenged through VCAT or the Courts for discrimination or breaching the human rights charter.
45. The complete ban on Plastic bags at the market is difficult to enforce in that barrier bags are required for health reasons such as poultry and fish and some goods sold at the market are pre-packaged in plastic.
46. Improved clarification of the intent of the ban on Plastic bags is required to make it clearly able to be enforced and understood.

Other Issues

47. None identified

Options

48. There are a number of options in relation to plastic bags and clarification is required in relation to a complete ban on plastic bags use at the Market, in particular:
 - (a) clarify if the ban is applicable only to single use shopping bags or to maintain the ban on all plastic bags at the market; and
 - (b) provide an exemption for pre-packaged and barrier bags in certain circumstances.
49. The use of the Community Stall also requires clarification as it relates to the following issues and options:
 - (a) identifying restrictions in relation to the use and frequency of the use of the stall;
 - (b) maintaining availability only for Yarra community groups and seated Yarra politicians;
 - (c) preventing use by political parties for electioneering;
 - (d) controlling the use of the stall to prevent political messaging; and
 - (e) opening the use of the community stall to any group that applies.

Conclusion

50. The current use of the Community stall is administered via a number of policies and processes to control the utilisation of the stall and ensure that only legitimate Yarra community groups and seated Yarra politicians can use the stall. Any change to current practice will require clear guidelines.
51. Due to the broadness of the resolution that the Market be '*plastic bag free*', greater clarification is required to enforce this resolution and to understand how far this may extend.
52. The Gleadell Street Market Policy (Attachment 1) and Gleadell Street Market Procedure & Protocol manual (Attachment 2) have been updated to incorporate current practices, Officer titles, use of the community stall and the availability and use of single use plastic bags at the market.

RECOMMENDATION

1. That Council:
 - (a) notes the contents of the report;
 - (b) adopts the revised copy of the Gleadell Street Market Policy (amended November 2018) & the Gleadell Street Market Procedure & Protocol Manual (amended November 2018).

CONTACT OFFICER: Stewart Martin
TITLE: Manager Compliance & Parking Services
TEL: 9205 5369

Attachments

- 1 ⇨ Gleadell Street Market Policy (amended November 2018)
- 2 ⇨ Gleadell Street Market Procedure & Protocol manual (amended November 2018) draft
- 3 ⇨ Political Advertising and/or Campaigning on Council controlled land & assets (December 2017).

11.6 Review Priority of Access Policy

Trim Record Number: D18/179453

Responsible Officer: Acting Manager Family and Children's Services

Purpose

1. The purpose of this report is to inform Council of the review of the Yarra Priority of Access Policy for allocation of early childhood places by Council services and services operating from Yarra buildings.

Background

2. A Yarra *Priority of Access Policy* was established in 2006 and an administrative review of the Policy was undertaken in 2016. The 2016 Review ensured that the policy met State and Federal Government guidelines for Council services receiving subsidies but no community consultation was undertaken for the review.
3. The current Priority of Access Policy has two sets of guidelines:
 - (a) The first set of guidelines is applicable to Outside School Hours Care and Child Care (such as Long Day Care) and is guided by the Commonwealth Government child care funding; and
 - (b) The second set of guidelines is applicable to 4 year old kindergarten programs and is guided by the State funding requirements.
4. In July 2018, a new Child Care Subsidy (CCS) was introduced by the Commonwealth Government. Under the new subsidy the Commonwealth no longer sets minimum requirements for Priority of Access policies. However, in the Child Care Provider Handbook 2018, the Government requests that in the absence of a mandatory Priority of Access, that services consider prioritising children who are:
 - (a) At risk of serious abuse or neglect; and
 - (b) A child of a sole parent who satisfies, or parents who both satisfy, the activity test through paid employment.
5. This is a change from the pre-July 2018 legislation that set out the following mandatory structure, which is reflected in Council's current Priority of Access Policy:
 - (a) Priority 1 – a child at risk of serious abuse or neglect;
 - (b) Priority 2 – a child of a single parent who satisfies, or of parents who both satisfy, the work, training, study test;
 - (c) Priority 3 – any other child;
 - (d) Within these main Priority categories, priority should also be given to children in:
 - (i) Aboriginal and Torres Strait Islander families;
 - (ii) Families which include a disabled person;
 - (iii) Families which include an individual whose adjusted taxable income does not exceed the lower income threshold of \$43,727 for 2015-2016 or are on income support;
 - (iv) Families from a non-English speaking background;
 - (v) Socially isolated families; and
 - (vi) Single parent families.

6. Although the mandatory priority of access guidelines are removed from the Child Care Subsidy funding arrangement, the legislation allows scope for Council to implement a Priority of Access Policy that reflects the needs of the community.
7. Requirements set by the Victorian Government for allocating funded kindergarten places remain unchanged.

External Consultation

8. Two consultations with child care providers including a session supplementary to the Yarra Early Years Reference Group on 14 August were conducted to inform the review of the Policy.
9. These consultation sessions focused upon:
 - (a) discussion of the current priority of access and categories and sub-categories; and whether they meet the current needs of the Yarra community;
 - (b) review of the Priority of Access Policy's existing categories and sub-categories;
 - (c) identification of gaps and possible changes to the current Priority of Access Policy;
 - (d) discussion of how categories and subcategories can be understood by providers and the community; and how families may interpret the guidelines; and
 - (e) discussion about the needs expressed by families and carers when registering for childcare and the need for clear and transparent processes that cover most registration scenarios.
10. Ten (10) service providers and 13 Yarra Council staff attended the sessions for service providers. All services who lease Yarra Council buildings were invited to attend and half of those services were represented in the consultations.
11. The information gathered from these sessions helped inform the development of the proposed updated Priority of Access Policy.
12. A further round of consultations on the draft policy with families with children, services leasing Council buildings and community is planned, subject to Council approval of the draft policy.
13. The consultation plan involves:
 - (a) online survey of parents and guardians waiting for a child care place in a Council service and families those already engaged in children's services;
 - (b) two consultative sessions for parents and guardians unable to access the on line survey and/or with limited English;
 - (c) consultation with Family Partnerships Committee
 - (d) individual consultations with early childhood providers who lease council buildings;
 - (e) promotion of draft policy on Yarra's Have Your Say web page and social media with opportunity to provide feedback.
 - (f) refer attachment 1 for further information about the proposed consultation plan.

Internal Consultation (One Yarra)

14. The consultation sessions included Yarra staff managing education and care services.

Financial Implications

15. There are no financial considerations for this report.

Economic Implications

16. The Commonwealth Government's Child Care Package is focused upon provision of a child care subsidy to assist parents and guardians to engage in work, study or volunteering.

- (a) The number of hours of subsidised child care that families have access to per fortnight is determined by a three-step activity test. In two parent families, both parents, unless exempt, must meet the activity test;
 - (b) In the case where both parents meet different steps of the activity test, the parent with the lowest entitlement determines the hours of subsidised care for the child; and
 - (c) low income families with a combined annual income of \$66,958 or less who do not meet and are not exempt from the activity test are entitled to 24 hours of subsidised care per fortnight under the Child Care Safety Net.
17. Most families seeking childcare are engaged in work or study. The draft Yarra Priority of Access Policy continues to prioritise vulnerable families above families who engage in work, study or volunteering.

Sustainability Implications

18. There are no sustainability implications for this report.

Social Implications

19. Council is committed to providing quality care and educational settings for children, especially for children and families who are vulnerable or disadvantaged. Children's services provide an important role in identifying children and families that may be vulnerable and delivering services that meet their needs.
20. The draft Policy aims to ensure that there are clear and transparent processes for the community to reference regarding allocation of places in Council children's services.

Human Rights Implications

21. The purpose of the policy is to ensure Council is meeting the needs of the community, including those vulnerable families with to support their access to education and care services provided by Council or provided in Council buildings.
22. By the nature of the policy, distributing allocations equitably means that families with less vulnerable circumstance will not be prioritised above vulnerable families.

Communications with CALD Communities Implications

23. Culturally and linguistically diverse families in Council services will be encouraged and supported to provide feedback on the draft Policy. The draft policy will be communicated through the children's centres and families asked to provide feedback.

Council Plan, Strategy and Policy Implications

24. Council endorsed a Priority of Access Policy in 2006.
25. The draft policy ensures that priority remains in place for families who live and work in Yarra as established in the Priority of Access Policy in 2006.
26. The proposed draft Policy links to the Council Plan's Key objective - Inclusion, diversity and uniqueness are welcomed, respected and celebrated and Strategy 2.2 that Yarra will remain a highly inclusive municipality, proactive in advancing and advocating for the rights and interests of specific groups in the community and community issues.
27. Strategies in the Yarra 0-25 Plan for children, young people and their families supports the provision of an allocative policy to enable access to children's services.

Legal Implications

28. The change in priority of access guidelines by the Commonwealth Government's Child Care Package means that there are no funding requirements regarding Outside School Hours Care, Occasional Care and Child Care to implement in the Yarra Priority of Access Policy.
29. As an approved provider of kindergarten programs, Council must implement Priority of Access in accordance with State Government funding guidelines.

30. The draft Priority of Access Policy continues to ensure Council's relevant legal and funding responsibilities are met.

Other Issues

31. The proposed changes between the current and draft Priority of Access Policies are intended to remove ambiguities, overcome gaps and to specify the circumstances by which families may be given priority to access the next available place in a service.
32. Whilst the current Priority of Access Policy sets out categories and subcategories to enable access to education and care for vulnerable families, there are categories that are considered ambiguous in their meaning, such as socially isolated families or families from a non-English speaking background; or too narrow in their scope, such a family which includes a disabled person.
33. The proposed changes to the Priority of Access Policy are:
- (a) the draft policy informs families that under the Federal guidelines a child may be asked to leave their place if a child of higher need requires a place and the existing family were informed on enrolment that this is a possibility. The intention of including this statement in the Policy is to provide clear communication that this is an action that Council as a service provider could take under particular circumstances.
 - (i) It is noted that Council services have always been able to obtain a place for a high priority family such as a child at risk of serious abuse or neglect.
 - (b) a new priority category 'A child in need of priority care due to sudden change of circumstances' (e.g. death of an immediate family member, loss of accommodation due to fire/natural disaster)" has been added to enable families that may not meet many categories or sub-categories, but who are in crisis and access to education and care is critical;
 - (c) a new sub-category has been introduced "Families in which a primary carer is a person who has a diagnosis of a chronic or serious health issue" as it was identified as an area not covered in the current Policy but needed during the external consultation with service providers;
 - (d) sub-category "families from a non-English speaking background" has been changed to "Asylum seeker and refugee children" in line with the Kindergarten priority of access guidelines. This change was in response to discussion during external consultation around families accessing education and care who may have a non-English speaking background, but are not necessarily requiring extra support. Therefore the category has been refined to be more specific;
 - (e) "Socially isolated families" has been removed as a sub-category due to the ambiguity of the category, and the subjective interpretation of the category;
 - (f) change to the wording of the sub-category "families which include a disabled person" to two separate sub-categories:
 - (i) children with additional needs, defined as children who: require additional assistance in order to fully participate in education and care service; require a combination of services which are individually planned; have an identified specific disability or developmental delay; and
 - (ii) families which include a person with a disability diagnosis.
34. Priority sub-categories regarding priority allocation to siblings attending the service and those who reside in Yarra remain in the policy. Attachment 2 presents the proposed Priority of Access Policy.
35. A cumulative weighting system will accompany the completed priority of access policy to ensure the total of the lower scored priority categories cannot total more than the next

highest category. The weighting scored will be used to allocate places to children on the registration list. The weightings will provide a clear scoring system allocating places to families in order of priority.

Conclusion

36. Changes to the Child Care Subsidy and guidelines for allocation of places in child care provide an opportunity to review the relevance of Council's current Priority of Access Policy to meet the needs of the community and to strengthen the communication of place allocation to the community.
37. The proposed draft Priority of Access Policy is intended to ensure equitable allocation of education and care places according to Council's objectives for community wellbeing, whilst continuing to need funding requirements set by other levels of government.

Recommendations:

That:

1. Council note the draft Yarra Priority of Access Policy; and
2. Authorise officers to commence a 4 week period of consultation of the draft Yarra Priority of Access Policy.

CONTACT OFFICER: Sarah O'Donnell
TITLE: Coordinator Children's Services
TEL: 9205 5478

Attachments

- 1 [⇒](#) Consultation Plan - draft Priority of Access Policy
- 2 [⇒](#) Draft Priority of Access Policy - October 2018

11.7 2018/19 September Report (Incorporating Financial and Annual Plan Progress Reports)

Executive Summary

Purpose

To provide Councillors with the 2018/19 September Quarterly Report incorporating the Financial Report and Annual Plan progress reports and progress on 2018/19 Budget Resolution implementation.

Key Issues

Council's 2018/19 financial position as at 30 September 2018 is on track.

2018/19 Annual Plan action progress at the end of September 2018 is 76% of actions that were due to commence are either On Track or Complete.

Financial Implications

There are no financial implications.

PROPOSAL

That Council note the 2018/19 September Quarterly Report (incorporating Financial and Annual Plan progress reports).

11.7 2018/19 September Report (Incorporating Financial and Annual Plan Progress Reports)

Trim Record Number: D18/186723

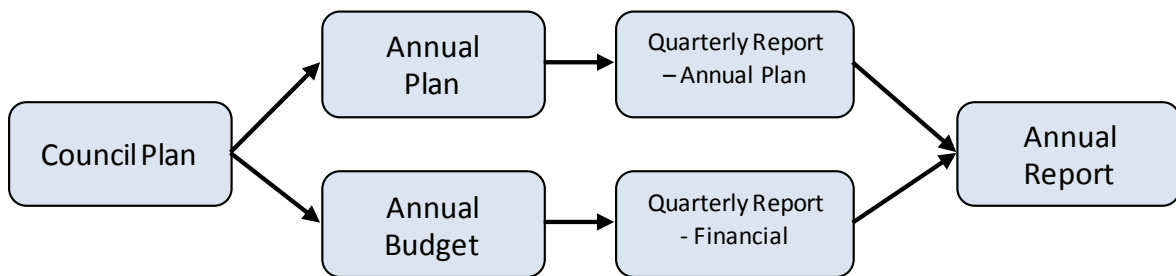
Responsible Officer: Coordinator Community Infrastructure Planning

Purpose

1. To provide Councillors with the 2018/19 September Quarterly Report incorporating the Financial Report and Annual Plan progress reports and progress on 2018/19 Budget Resolution implementation.

Background

2. The Budget and Annual Plan (including quarterly progress reports) are Council’s key accountability documents to the community.



2018/19 Financial Report (Attachment 1)

3. As at 30 September 2018 Council is favourable to YTD Budget by \$6.2m. This result is due to:
 - (a) Higher YTD parking infringements issued - \$1.1m;
 - (b) Higher YTD user fees received, which is mostly in planning fees - \$1m;
 - (c) Higher YTD operating grants received, mainly for Aged & Disability Services - \$326k;
 - (d) Higher YTD monetary contributions, which is for developer contributions received early on in the financial year - \$1.2m;
 - (e) Lower YTD employee expenditure, mainly due to WorkCover premium savings and ongoing impact of EFT vacancies - \$586k; and
 - (f) Lower YTD materials and services, mostly attributable to savings in Council’s insurance premiums, as well as YTD timing of legal and contract expenses which are expected to pick up in Q3 and Q4 - \$2.8m.
4. These favourable outcomes are offset by:
 - (a) Higher YTD bad debts, which is due to the increased parking infringements issued - \$689k; and
 - (b) Higher YTD depreciation, due to revaluation of Building and Infrastructure assets from 2017/18 - \$92k.
5. As at 30 September 2018, from a forecast year end position, Council is anticipating to be in line with Budget.
6. As at 30 September 2018 Council’s capital works program is favourable to YTD Budget by \$1.8m. This result is mainly due to the timing of payment of invoices.
7. Council’s cash position is anticipated to meet budget.

2018/19 Annual Plan Quarterly Progress Report – September (Attachment 2)

8. The 2018/19 Annual Plan contains 45 actions spread across the Council Plan’s Strategic Objectives. It is achievable, delivers on Council’s priorities and reflects the organisation’s focus on delivering the Council Plan’s Initiatives in 2018/19.
9. There are 49 Strategies in the *Council Plan 2017-21*, with 99 associated Initiatives. Not all of these have a corresponding action in the *2018/19 Annual Plan*. The Council Plan is a four-year document and Initiatives will commence across a range of years. A number of Initiatives are predominantly operational in nature and will be reported on through the ‘Other Council Plan Initiatives’ section of the Annual Plan Quarterly Progress Report six monthly in the December and June reports.
10. To ensure the integrity and transparency of the Annual Plan, which is endorsed by Council, actions including their descriptions and milestones can only be changed by resolution of Council.
11. Officers or Councillors may propose changes to the Annual Plan.
12. At the end of the 2017/18 Annual Plan there were 9 Actions that had not been completed. These are listed in the table below: one has since been completed, six have been carried over to the 2018/19 Annual Plan, one is recommended to be included in the 2018/19 Annual Plan and one has not been carried.

2017/18 Annual Plan Actions not completed	2018/19 Activity	Status
1.03 Deliver Public Realm safety improvements to the Lennox and Victoria Street intersections	Construction completed in October, no further action.	Completed
1.04 Work with the community to address alcohol-related harm for young people	Annual Plan Action 1.02 Reduce primary and secondary supply of alcohol to under age adolescents	Carried
1.06 Develop new Open Space Strategy	Annual Plan Action 1.03 Develop new Open Space Strategy	Carried
1.07 Develop Leisure Centres Master Plan	Recommend inclusion in 2018/19 plan with new Milestones.	Recommended to be included.(refer item 13)
3.01 Develop Biodiversity Strategy	Annual Plan Action 3.01 Develop Biodiversity Strategy	Carried
4.07 Develop Social and Affordable Housing Strategy	Annual Plan Action 4.04 Develop Social and Affordable Housing Strategy	Carried
4.11 Develop Activity Centre Structure Plans	Annual Plan Action 4.09 Major Activity Centre Structure Planning	Carried
4.13 Understanding Planning in Yarra	The previous milestones were to promote opportunities for Developers and members of the public, and to publish articles to educate the public on Council’s role and ability to regulate developments. No developers engaged in this offer and early publications had little impact in relieving community frustration with the planning process and outcomes. Officers to consider alternative strategies.	Not Carried
5.04 Develop shopping strip master plans	Annual Plan Action 5.02 Develop shopping strip master plans	Carried

13. Recommended for inclusion in the 2018/19 Annual Plan:

Action - Develop Leisure Centres Master Plan

Council Plan initiative: Investigate a Leisure Centres Master Plan

Description - Council manages leisure facilities in Richmond, Collingwood and Fitzroy. These facilities are highly valued by the community and attract in the order of 1 million visits per annum. A high level facilities plan will be developed to guide future investment in these facilities.

Milestones –

Quarter 1 - None

Quarter 2 - Project brief finalised and budget approved by Executive. Appointment of Consultant

Quarter 3 - Key Findings Report presented to Project Control Group and Executive

Quarter 4 - Presentation of final report to Executive

Quarterly performance

14. The progress of an action is measured by the status of its individual milestones which are weighted to represent the relative time and effort they contribute to achievement of the overall action.

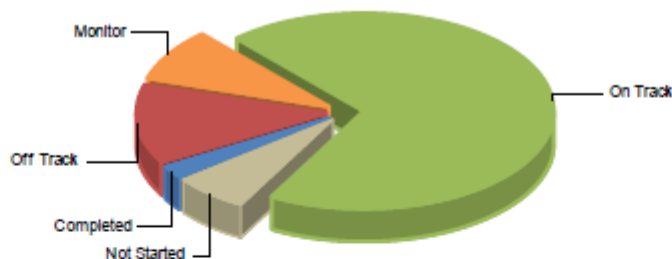
15. The following thresholds are used to determine the status of an action:

(a) On track ≥ 90%

(b) Monitor 75-89%

(c) Off track < 75%

16. Annual Plan Action progress summary as at 30 September 2018:



Strategic Objective	No. of Actions Reported	Complete	On track (>=90%)	Monitor (75-90%)	Off track (<75%)	Not Started
A healthy Yarra	6	0	4	0	1	1
An inclusive Yarra	4	0	4	0	0	0
A sustainable Yarra	8	0	5	1	2	0
A liveable Yarra	13	1	6	3	1	2
A prosperous Yarra	5	0	5	0	0	0
A connected Yarra	6	0	5	0	1	0
A leading Yarra	4	0	3	0	1	0
	46 (100%)	1 (2.17%)	32 (69.57%)	4 (8.70%)	6 (13.04%)	3 (6.52%)

17. Annual targets set a requirement for 75% of Annual Plan actions to be Complete or On Track (>90%) by 30 June each year.

18. At the end of September, 76% or 33 of 43 actions that were due to commence were On Track or Complete.

Not Started

- 1.04 Implement National Aged Care and Disability Reforms
- 4.04 Develop Social and Affordable Housing Strategy
- 4.07 Heidelberg Road, Nicholson Street Bus Depot, Wellington Street built form analysis

Off track

- 1.03 Develop new Open Space Strategy
- 3.03 Re-use, Reduce, Recycle, Recover
- 3.08 Integrate climate adaptation principles and environmental and sustainability policies and strategies
- 4.09 Major Activity Centres structure Planning
- 6.02 Advocate for Disability Discrimination Act compliant tram stops
- 7.02 Business improvement

Monitor

- 3.01 Develop Biodiversity Strategy
- 4.01 Develop and implement Development Contributions
- 4.06 Queens Parade Design and Development Overlay
- 4.11 Develop options to plan for and further enhance key community precincts

External Consultation

19. Significant community engagement and consultation was undertaken during the development of the *2018/19 Budget* and *Council Plan 2017-21*. The *2018/19 Annual Plan* reflects the community priorities identified during these processes, included in the *Council Plan 2017-21* initiatives.
20. Projects contained in the *2018/19 Annual Plan* are subject to external consultation and engagement on a case-by-case basis.

Internal Consultation (One Yarra)

21. Managers and Directors were consulted during development of the *2018/19 Budget* and *2018/19 Annual Plan*, and are responsible for providing quarterly updates on their progress against delivery of these actions.

Financial Implications

22. Actions in the *2018/19 Annual Plan* are resourced within the *2018/19 Budget*.
23. The objective of the implementation of specific actions in the *2018/19 Budget Resolution* is to achieve financial savings this year and into the future. These will be detailed in progress reports and/or separate reports to Council as required.

Economic Implications

24. The *Council Plan 2017-21* includes the Strategic Objective *A prosperous Yarra: a place where Local businesses prosper and creative and knowledge industries thrive*. The *2018/19 Annual Plan* includes 5 actions that respond to initiatives under this Strategic Objective.

Sustainability Implications

25. The *Council Plan 2017-21* includes the Strategic Objective *A sustainable Yarra: a place where Council leads on sustainability and protects and enhances its natural environment*. The *2018/19 Annual Plan* includes 8 actions that respond to initiatives under this Strategic Objective.

Social Implications

26. The *Council Plan 2017-21* includes the Strategic Objective *A healthy Yarra: a place where Community health, safety and wellbeing are a focus in everything we do*. The *2018/19 Annual Plan* includes 6 actions that respond to initiatives under this Strategic Objective.

Human Rights Implications

27. The *Council Plan 2017-21* includes the Strategic Objective *An inclusive Yarra: a place where inclusion, diversity and uniqueness are welcomed, respected and celebrated*. The *2018/19 Annual Plan* includes 4 actions that respond to initiatives under this Strategic Objective.

Communications with CALD Communities Implications

28. CALD groups were specifically targeted as part of the engagement plan for the *2018/19 Budget and Council Plan 2017-21* and were represented in a group workshop which included Council's advisory groups.
29. Translation service assistance is available via Council's website for members of the CALD community and this service extended to the Council Plan engagement process.

Council Plan, Strategy and Policy Implications

30. The *2018/19 Annual Plan* represents Year 2 of the *Council Plan 2017-21* adopted on 1 August 2017.

Legal Implications

31. There are no legal implications.

Other Issues

32. There are no other issues.

Options

33. This report does not include any options.

Conclusion

34. The first quarter report demonstrates Council's progress toward achieving the *2018/19 Budget, 2018/19 Annual Plan*.

RECOMMENDATION

1. That:
- (a) Council notes the 2018/19 September Report incorporating Financial and Annual Plan progress reports.
 - (b) Council endorse the amendment of the 2018/19 Annual Plan to include the Action:
Develop Leisure Centres Master Plan
Milestones –
Quarter 2 - Project brief finalised and budget approved by Executive. Appointment of Consultant
Quarter 3 - Key Findings Report presented to Project Control Group and Executive
Quarter 4 - Presentation of final report to Executive

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Attachments

- 1 [⇒](#) Q1 - Council Finance Report (Jul-Sep18)
- 2 [⇒](#) Annual Plan Progress report - September

11.8 Naming of right of way 1,600

Trim Record Number: D18/190969

Responsible Officer: Group Manager Chief Executive's Office

Purpose

1. For Council to receive an update following its resolution on 18 September 2018 to commence a naming proposal for laneway 1,600 in Fitzroy.

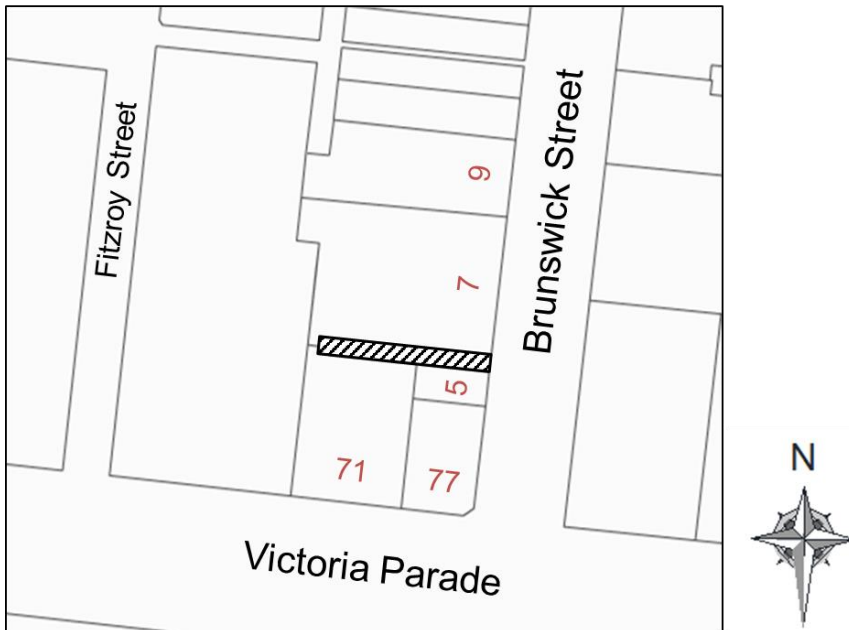
Background

2. At its meeting on 18 September 2018, Council resolved:
 1. *That Council request officers to expedite the process in its "Governance – Naming of roads, features and localities policy" to propose the naming of laneway No 1,600 on its Road Register, noting:*
 - (a) *No. 1,600 as first laneway / ROW in Fitzroy and Yarra area, indicating the need to mark its historical significance;*
 - (b) *As per the above policy, first priority given to sourcing Woi wurrung names from the Wurundjeri community;*
 - (c) *A letter from local residents suggesting the laneway be named "MacKillop Place" and*
 - (d) *The inclusion of a plaque or interpretive signage to accompany any naming of the laneway.*
3. Under the provisions of the *Geographic Place Names Act 1998* and the *Naming rules for places in Victoria, Statutory requirements for naming roads, features and localities – 2016* (the *Naming Rules*), Council is the 'naming authority' in respect of most roads within the municipality. This role is supported by Council's *Naming of Roads, Features and Localities Policy*, adopted in 2014.
4. In summary, this process sets out a five step process for the naming of roads in Yarra:
 - (a) **Firstly**, formally acknowledge the receipt of a proposal and advise the proposer of Council's procedure for the naming of roads;
 - (b) **Secondly**, initiate a written communication with the Wurundjeri Tribe, inviting them to submit an appropriate name for Council's consideration;
 - (c) **Thirdly**, where the Wurundjeri Tribe does not submit a name, initiate written communication with the relevant local Historical Society, inviting them to submit an appropriate name for Council's consideration;
 - (d) **Fourthly**, write to adjoining property owners and occupiers and place a public notice both on Council's public website, inviting the community to submit an appropriate name for Council's consideration (including a proposed name where one has been suggested by the Wurundjeri Tribe, Historical Society or Council officers); and
 - (e) **Fifthly**, prepare a formal report for consideration.
5. In response to Council's resolution, this process was expedited following the meeting, with communication being sent concurrently to the Wurundjeri Tribe and the Fitzroy Historical Society, as well as correspondence to the Registrar for Geographic Names in relation to the proposal to apply the name "MacKillop".

The Right of Way

6. The unnamed right of way listed as road 1,600 on Council's road register runs alongside 7 Brunswick St Fitzroy and it has been suggested to Council that it was the first to be surveyed north of Victoria Parade after the 1839 auction of rural land beyond Melbourne's then town boundaries.

7. The street (pictured below) provides access to a private car park at 7 Brunswick Street as well as the rear of EastHill House at 71 Victoria Parade. The street is currently obstructed by a gate and is not open to general traffic.



Wurundjeri Tribe suggestions

8. In accordance with Council's Naming of Roads, Features and Localities Policy, officers sought a naming suggestion from the Wurundjeri Tribe. Officers suggested that in presenting names for consideration, Wurundjeri elders may like to draw on the context of the site immediately beside the St Vincent's Private Hospital.
9. The Wurundjeri Tribe presented the following names for consideration:
 - (a) "Booboop" (meaning child/baby)
 - (b) "Koonoong-warren" (meaning pregnant)
 - (c) "Wadambuk" (meaning renew)
 - (d) "Ngawe" (meaning rest)
 - (e) "Jorung-bik" (meaning a pleasant place)

Fitzroy Historical Society suggestions

In representations to Council, the Fitzroy Historical Society have suggested that the right of way be named in recognition of birthplace of Mary MacKillop (at 9 Brunswick Street Fitzroy) or her father Alexander MacKillop. They have suggested a number of alternative names, being:

- (f) "Mary MacKillop"
- (g) "MacKillop"
- (h) "Mary"
- (i) "Alexander MacKillop"
- (j) "Alexander"

The Naming Rules

10. Consideration has been given to the application of the Naming Rules in relation to the suggested names, and in particular whether any of the general principles set out in these rules are applicable to the suggestions. These principles must be applied to all street naming proposals, and are designed to ensure no ambiguity, confusion, errors or discrimination are caused by street naming. The relevant principles are described here:
11. Principle D ensures that names are not duplicated, and prevents the use of two or more names within close proximity that are identical or have similar spelling or pronunciation. In metropolitan urban areas, duplicates are not permitted within a radius of 5 km. The presence of “McKillop Street” in Melbourne, and “McKillop Lane” in Fitzroy means that the use of “MacKillop” would breach this naming principle (notwithstanding the different spelling). Similarly, the presence of Mary Street Richmond and Alexander Street Clifton Hill means those names cannot be used. A duplicate also exists for “Helen” (Mary MacKillop’s middle name), however both “Maria” and “Ellen” (her baptismal names) would be acceptable, as no duplicates exist.
12. Principle H ensures that commemorative names can be used to commemorate an event, person or place. Due to the potential confusion caused, commemorative names should not use both first and surnames. For example, if a street were named “Mary MacKillop Place” it is possible that “Mary Place” or “MacKillop Place” could be used by the public. On this basis, neither “Mary MacKillop” or “Alexander MacKillop” can be used as street names.
13. Given the significance of Mary MacKillop, Council officers have written to the Registrar for Geographic Names seeking an exemption from the Naming Rules in this instance, so that the name “MacKillop Place” could be considered for use. At the time of writing this report, no response has yet been received. It is notable that a similar previous request (to name a Richmond street in recognition of Peter Lalor) was refused by the Registrar.

Ministerial intervention

14. While the Registrar is required to observe the Naming Rules in approving naming proposals, a provision does exist at section 11(5) of the Geographic Place Names Act 1998 to enable the relevant Minister to direct the Registrar to enter a name into the Register of Geographic Names. The relevant minister is the Minister for Planning.
15. Given the Parliament has now dissolved ahead of the 2018 election and the government is currently observing caretaker conventions, it is unlikely that the Minister for Planning would issue such a direction until after the swearing in of the new government. Further, officers are not aware of this provision ever having been used to override the Registrar in this way and are unable to estimate the likelihood of success.

Road discontinuance

16. Council has received an application for the discontinuance of right of way 1,600 in order to facilitate an approved development at St Vincent’s Private Hospital. This application (which will be presented to Council for a decision in due course) is unaffected by the naming of the street. Essentially, naming the street places no greater legal impediment on its future discontinuance.
17. In the event that the street is discontinued by Council while a naming proposal is afoot, then that process would necessarily conclude, as Council cannot apply a name to a street once it has been removed from the Road Register.
18. In the event that Council were to agree to discontinue a road, it would be open to the Council to apply conditions to that agreement, such as the applicant agreeing to name a future public place, such as a garden, walkway or plaza in recognition of Mary MacKillop. This approach would have the additional effect of removing the requirement to observe the Naming Rules.

External Consultation

19. In addition to the correspondence with the Wurundjeri Tribe and the Fitzroy Historical Society, details of the naming proposal have been posted on Council's website.
20. Should Council determine to progress with a street naming proposal, direct mail to owners and occupiers will be the next step, followed by the receipt and hearing of submissions.

Internal Consultation (One Yarra)

21. Discussions have been held with Council's Valuation Services Unit in relation to the application for road discontinuance.

Financial Implications

22. There are no financial implications directly associated with the preparation of this report. The installation of signage will be a small cost to Council, within existing budget allocation.

Economic Implications

23. There are no economic implications associated with the preparation of this report.

Sustainability Implications

24. There are no sustainability implications associated with the preparation of this report.

Social Implications

25. The assignment of a name to the respective rights of way will play a positive role in further strengthening community identification by City of Yarra residents with historical references within their community.

Human Rights Implications

26. There are no Human Rights implications associated with the preparation of this report.

Communications with CALD Communities Implications

27. Direct contact was made with the Wurundjeri Tribe at the beginning of the process, and they have made suggestions as set out in this report.
28. Although there was no other targeted communications for our culturally and linguistically diverse communities, the information placed on Council's website employed the use of visual aids in the form of a map and included multilingual translation service contact information.

Council Plan, Strategy and Policy Implications

29. The above outlined process complies with Council's Naming of Roads, Features and Localities Policy. The unique features of this Policy include its compliance with the *Naming Rules* and its strong emphasis on communication with key stakeholders, including the Wurundjeri Tribe, local historical societies and the wider Yarra community.

Legal Implications

30. There are no legal implications associated with the preparation of this report.

Other Issues

31. In addition to the process set out in the Naming of Roads, Features and Localities Policy, officers have had regard to the following Council policies in progressing the naming proposals set out in this report:
 - (a) The *Aboriginal Partnership Plan 2015-2018* (noting specific preference to using Woiwurrung words in selecting names); and
 - (b) The *Council Plan 2018-2022* (which contains references to the need to "acknowledge and celebrate our diversity and people from all cultural backgrounds", to "acknowledging and celebrating Aboriginal history and culture in partnership with Traditional Owners" and the need to find ways to "pay tribute to the lived history and heritage, connecting with the stories and experiences of those who came before us and shaped the character of Yarra".

Options

32. The main options available to Council are to:
- (a) abandon the naming proposal;
 - (b) place the proposal on hold pending a response from the Registrar for Geographic Names;
 - (c) place the proposal on hold pending the resolution of the application for road discontinuance;
 - (d) proceed with the street naming proposal by selecting a preferred street name, and notifying adjoining owners and occupiers by calling for submissions.

Conclusion

33. Given the community interest in this proposal, the author recommends that Council resolve in accordance with one of the identified options in order to provide a clear indication of its position to the local community.

RECOMMENDATION

1. That in respect of naming right of way 1,600, Council note:
 - (a) The names suggested by the Wurundjeri Tribe (“Booboop”, “Koonoong-warren”, “Wadambuk”, “Ngawe” and “Jorong-bik”) comply with the *Naming Rules for Places in Victoria* and would be suitable for application as street names;
 - (b) The names suggested by the Fitzroy Historical Society (“MacKillop”, “Mary Mackillop”, “Alexander MacKillop”, “Mary” and “Alexander”) do not comply with the *Naming Rules for Places in Victoria* and would not be approved as street names.
 - (c) A request has been lodged with the Registrar for Geographic Names for the use of “MacKillop Place” as a street name, but no response has yet been received.
 - (d) An application for the discontinuance of road 1,600 has been lodged with Council and has not yet been resolved.
2. That Council now determine whether to:
 - (a) abandon the naming proposal; or
 - (b) place the proposal on hold pending a response from the Registrar for Geographic Names; or
 - (c) place the proposal on hold pending the resolution of the application for road discontinuance; or
 - (d) resolve that it proposes to name right of way 1,600 as _____ Lane/Place, and direct Council officers to undertake a formal consultation process and bring the outcomes back to Council for a determination.

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Attachments

11.9 Report on Assemblies of Councillors

Trim Record Number: D18/185663

Responsible Officer: Group Manager Chief Executive's Office

Purpose

1. To provide a report on Assemblies of Councillors.

Background

2. The *Local Government Act 1989* (The Act) requires that ..."The Chief Executive Officer must ensure that the written record of an Assembly of Councillors is, as soon as practicable:
 - (a) reported at an ordinary meeting of the Council; and
 - (b) incorporated in the minutes of that Council meeting.....".
3. This report includes all Assemblies of Councillors reported to the Governance Department at the cut-off date that have not already been reported to Council. Assemblies held prior to the cut-off date that are not included here will be included in the next report to Council.

Consultation

4. Not applicable.

Financial Implications

5. Not applicable.

Economic Implications

6. Not applicable.

Sustainability Implications

7. Not applicable.

Social Implications

8. Not applicable.

Human Rights Implications

9. Not applicable.

Communications with CALD Communities Implications

10. Not applicable.

Council Plan, Strategy and Policy Implications

11. Not applicable.

Legal Implications

12. The Act requires the above information be reported to a formal Council Meeting and also be recorded into the Minutes of the Council.

Other Issues

13. Not applicable.

Options

14. Nil.

Conclusion

15. That Council formally note and record the Assemblies of Councillors report as detailed in **Attachment 1** hereto.

RECOMMENDATION

1. That Council formally note and record the Assemblies of Councillors report as detailed in ***Attachment 1*** hereto.

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Attachments

- 1 [⇒](#) Assemblies of Councillors Report - November 2018