



Special Meeting of Council Minutes

**held on Monday 21 July 2014 at 8.00am
Richmond Town Hall**

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1. Statement of Recognition of Wurundjeri Land

“Welcome to the City of Yarra. Council acknowledges the Wurundjeri community as the first owners of this country. Today, they are still the custodians of the cultural heritage of this land. Further to this, Council acknowledges there are other Aboriginal and Torres Strait Islander people who have lived, worked and contributed to the cultural heritage of Yarra.”

2. Attendance, apologies and requests for leave of absence

Attendance

Councillors

- Cr Jackie Fristacky (Mayor)
- Cr Geoff Barbour
- Cr Roberto Colanzi
- Cr Sam Gaylard
- Cr Stephen Jolly
- Cr Amanda Stone
- Cr Phillip Vlahogiannis

Council officers

- Vijaya Vaidyanath (Chief Executive Officer)
- Ivan Gilbert (Executive Manager Governance)
- Craig Kenny (Director Community Programs)
- Bruce Phillips (Director City Development)
- Jane Waldoek (Manager Sustainability and Strategic Transport)
- Joanne Mulcahy (Executive Manager Communications and Customer Service)

Apologies

- Cr Misha Coleman
- Cr Simon Huggins

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

Nil

4. Confidential business reports

Item

- 4.1 Matters relating to legal advice

5. Business reports

Item

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- 5.1 East West Link Update - 21 July 2014

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4. Confidential business reports

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

COUNCIL RESOLUTION

Moved: Councillor Jolly

Seconded: Councillor Stone

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 matters relating to legal advice.
2. That all information contained within the Confidential Business Reports section of this agenda and reproduced as Council Minutes be treated as being and remaining strictly confidential in accordance with the provisions of sections 77 and 89 of the *Local Government Act 1989* until Council resolves otherwise.

CARRIED

Following the confidential session, it was declared to make parts of the resolution public.

5. Business reports

5.1 East West Link Update - 21 July 2014

Trim Record Number: D14/105852

Responsible Officer: Director City Development

COUNCIL RESOLUTION

Moved: Councillor Stone

Seconded: Councillor Jolly

1. That Council resolve to make Parts (b) and (d) of the confidential resolution public, being:
 - “(b) reaffirm the Council resolution dated 8 July 2014 which stated its firm opposition to the East West Link project”; and
 - “(d) joins Moreland Council in seeking a judicial review of both the Minister's decision under section 77 of the *Major Transport Projects Facilitation Act 2009* and the Assessment Committee's recommendation to the Minister made on 30 May 2014, under section 73 of the Act.”

CARRIED

COUNCIL RESOLUTION

Moved: Councillor Stone

Seconded: Councillor Barbour

1. That Council:
 - (a) resolve to make this resolution public; and
 - (b) note its resolution to join with Moreland Council in seeking the said judicial review was carried unanimously by all Councillors present at the meeting.

CARRIED

Conclusion

The meeting concluded at 9.00 am

Confirmed Tuesday 5 August 2014

Mayor