



Minutes

Council Meeting

7.02pm, Tuesday 23 November 2021

Ms Teams

1. Statement of recognition of Wurundjeri Woi-wurrung Land

“Yarra City Council acknowledges the Wurundjeri Woi Wurrung people as the Traditional Owners and true sovereigns of the land now known as Yarra.

We acknowledge their creator spirit Bunjil, their ancestors and their Elders.

We acknowledge the strength and resilience of the Wurundjeri Woi Wurrung, who have never ceded sovereignty and retain their strong connections to family, clan and country despite the impacts of European invasion.

We also acknowledge the significant contributions made by other Aboriginal and Torres Strait Islander people to life in Yarra.

We pay our respects to Elders from all nations here today—and to their Elders past, present and future.”

2. Attendance, apologies and requests for leave of absence

Attendance

Councillors

- | | |
|--------------------------|--------------|
| • Cr Gabrielle de Vietri | Mayor |
| • Cr Claudia Nguyen | Deputy Mayor |
| • Cr Edward Crossland | Councillor |
| • Cr Stephen Jolly | Councillor |
| • Cr Bridgid O’Brien | Councillor |
| • Cr Amanda Stone | Councillor |
| • Cr Sophie Wade | Councillor |

Council officers

- | | |
|---------------------|--|
| • Vijaya Vaidyanath | Chief Executive Officer |
| • Brooke Colbert | Group Manager Advocacy and Engagement |
| • Ivan Gilbert | Group Manager Chief Executive’s Office |
| • Lucas Gosling | Director Community Wellbeing |
| • Gracie Karabinis | Group Manager People and Culture |
| • Chris Leivers | Director City Works and Assets |
| • Diarmuid McAlary | Director Corporate, Business and Finance |
| • Bruce Phillips | Director Planning and Place Making |
| • Rhys Thomas | Senior Governance Advisor |
| • Mel Nikou | Governance Officer |

Leave of absence

- | | |
|----------------------|------------|
| • Cr Herschel Landes | Councillor |
| • Cr Anab Mohamud | Councillor |

3. Announcements

No announcements made.

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

No declarations were made.

5. 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 66(2)(a) of the Local Government Act 2020. In accordance with that Act, Council may resolve to consider these issues in open or closed session.

COUNCIL RESOLUTION

Moved: Councillor de Vietri

Seconded: Councillor Nguyen

1. That the meeting be closed to members of the public, in accordance with section 66(2)(a) of the Local Government Act 2020, to allow consideration of confidential information

CARRIED

Item

5.1 Appointment of an Acting Chief Executive Officer

This item is to be considered in closed session to allow consideration of personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs.

These grounds are applicable because the report contains private information about the personal affairs of an individual.

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

6. Confirmation of minutes

COUNCIL RESOLUTION

Moved: Councillor Jolly

Seconded: Councillor Stone

That the minutes of the Council Meeting held on Tuesday 9 November and the Ceremonial Meeting held on Monday 15 November 2021 be confirmed.

CARRIED

7. Public question time

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8. Council business reports

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8.2 Elizabeth Street Protected Bike Lanes Trial	9	10
8.3 Annual Grants 2022 Recommendations Report	11	11
8.4 2021/22 Annual Plan Quarterly Progress Report September	12	14

9. Notices of motion

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9.1 Notice of Motion No. 14 of 2021 - Half masting of Australian Aboriginal Flag and Torres Strait Islander Flag	17	18

10. Petitions and joint letters

Nil

11. Questions without notice

This record is provided as a summary of the questions asked by members of the public during Public Question Time at a meeting of the Yarra City Council. A recording of the Council Meeting (including Questions Without Notice) is available on Council's website for twelve months following the meeting. Where a question is taken on notice and unable to be answered at the meeting, the full response is also published on Council's website when it becomes available.

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12. Delegates' reports

Nil

13. General business

Item	Page
13.1 Councillor Stone - Liveable Local Streets Framework	20

14. Urgent business

Nil

7. Public question time

This record is provided as a summary of the questions asked by members of the public during Public Question Time at a meeting of the Yarra City Council. A recording of the Council Meeting (including Public Question Time) is available on Council's website for twelve months following the meeting. Where a question is taken on notice and unable to be answered at the meeting, the full response is also published on Council's website when it becomes available.

Start time: 7. 05pm

Questioner	Question	Refer to
Justin Byrne	<p>Parkview Road in the YarraBend development has been closed off in part and undergoing road repairs for in excess of 12 months. The work is intermittent, does not seem to be planned or managed coherently.</p> <p>Why did the Yarra City Council allow the developer to close the road without a schedule and how is the YCC going to expedite the rectification of this abhorrent inconvenience to their residents?</p>	The Director Planning and Place Making provided a response.

8.1 Park Street Contraflow Bike Lane Pilot Trial Extension

Reference	D21/132675
Author	Simon Exon - Unit Manager Strategic Transport
Authoriser	Director Planning and Place Making

RECOMMENDATION

Start time: 7.11pm

1. That Council:
 - (a) note the officer report regarding the trial of a contraflow bike lane in the eastern part of Park Street, Fitzroy North;
 - (b) resolves to extend the trial until the Linear Park Masterplan is adopted given the scope includes Park Street and environs;
 - (c) notes that the Masterplan is due for adoption in approximately 18 months and is a significant undertaking for Council that will respond to some long-standing questions and issues in this area; and that this would allow decision making on this section of Park Street to tie into a broader and more detailed piece of work in this area;
 - (d) notes that waiting for the completion of the Master Plan would allow more informed decision making to be made on this section of Park Street;
 - (e) continues with the trial as endorsed in June 2020;
 - (f) reaffirms to authorise the Director of Planning and Place Making to instruct staff to make tweak type adjustments to the trial where appropriate and until Council forms an opinion on its future;
 - (g) instruct officers to continue data collection in 2022; and
 - (h) continue to run and monitor the *Your Say Yarra* webpage as part of evaluating the contraflow bike lane trial.

Public Submissions

The following people addressed Council on the matter:

Ruth Jelley;

Troy Parsons;

Jeremy Lawrence, Streets Alive Yarra;

Craig Richards, Bicycle Network; and

Steven Barnett.

COUNCIL RESOLUTION

Moved: Councillor Stone

Seconded: Councillor Nguyen

1. That Council:
 - (a) note the officer report regarding the trial of a contraflow bike lane in the eastern part of Park Street, Fitzroy North;
 - (b) resolves to extend the trial until the Linear Park Masterplan is adopted given the scope includes Park Street and environs;
 - (c) notes that the Masterplan is due for adoption in approximately 18 months and is a significant undertaking for Council that will respond to some long-standing questions and issues in this area; and that this would allow decision making on this section of Park Street to tie into a broader and more detailed piece of work in this area;
 - (d) notes that waiting for the completion of the Master Plan would allow more informed decision making to be made on this section of Park Street;
 - (e) continues with the trial as endorsed in June 2020;
 - (f) reaffirms to authorise the Director of Planning and Place Making to instruct staff to make minor adjustments to the trial where appropriate and until Council forms an opinion on its future;
 - (g) instruct officers to continue data collection in 2022; and
 - (h) continue to run and monitor the *Your Say Yarra* webpage as part of evaluating the contraflow bike lane trial.

CARRIED

CALL FOR A DIVISION

For: Councillors Stone, Crossland, de Vietri, Nguyen and Wade

Against: Councillors Jolly and O'Brien

8.2 Elizabeth Street Protected Bike Lanes Trial

Reference	D21/145591
Author	Simon Exon - Unit Manager Strategic Transport
Authoriser	Director Planning and Place Making

RECOMMENDATION **Start time: 7.34pm**

1. That Council:
 - (a) notes the contents of the officers report on the Elizabeth Street protected bike lanes pilot and trial; and
 - (b) notes the options outlined for Council consideration, including abandoning the trial, or continuing with the trial at this stage for a further period in order to assess its performance with additional data.
2. That Council, having noted the officer report and options presented, now determine a course of action regarding the current pilot and trial protected bike lanes in Elizabeth Street, Richmond in order to provide direction to Council officers.
3. That, if this pilot and trial of protected bike lanes on Elizabeth Street is to continue for a further period of time, Council resolve as follows:
 - (a) to retain the current layout and configuration of the project as it currently exists including the specific width of the cycling lanes to provide lanes with maximum safety and passing manoeuvres on a strategic cycling route;
 - (b) to authorise the Director, Planning and Place Making to instruct staff to make minor adjustments to the trial, where appropriate, until Council forms an opinion on its future;
 - (c) that officers continue with the program of data collection and survey work to inform future Council decisions;
 - (d) that officers arrange a further pop up engagement event in the street in February 2022 targeted at the CALD community to gather further community opinions;
 - (e) to continue to run and monitor the *Your Say Yarra* web page regarding this trial; and
 - (f) note that officers will continue to provide updates to Councillors once further survey results are received.

Public Submissions

The following people addressed Council on the matter:

Dora Houpis;

Councillor O'Brien left the meeting at 7.49pm

Councillor O'Brien returned at 7.51pm

Linda Truong;

David Balding;

Mark Soffer;

Ruth Jelley;

Councillor O'Brien left the meeting at 7.57pm

Councillor O'Brien returned at 7.58pm

Troy Parsons;

Councillor O'Brien left the meeting at 8.01pm

Councillor O'Brien returned at 8.04pm

Michael Oxer;

Jeremy Lawrence, Streets Alive Yarra;

Karen Hovenga; and

Craig Richards, Bicycle Network.

The Mayor adjourned the meeting at 8.19pm

The meeting resumed at 8.28pm

Councillor Nguyen left the meeting at 8.28pm

COUNCIL RESOLUTION

Moved: Councillor Jolly

Seconded: Councillor O'Brien

1. That Council defer this item to the next Council meeting to hear submissions particularly from Quang Truong and Cong Nguyen who were unable to link to the meeting to make a submission.

CARRIED

Councillor Nguyen returned at 8.30pm

Councillor Jolly left the meeting at 8.30pm, not returning.

8.3 Annual Grants 2022 Recommendations Report

Reference D21/157943
Author Michael Van Vliet - Team Leader Community Grants
Authoriser Manager Social Strategy and Community Development

RECOMMENDATION

Start time: 8.31pm

1. That:
 - (a) Council endorse the Annual Grants 2022 Community Grants panel's recommendations as listed in **Attachment One** to award 143 grants totalling \$1,003,280; and
 - (b) Council thank the members of the Community Grants Panels for their time, deliberation and commitment to Yarra's Community Grants program.

Councillor O'Brien left the meeting at 8.31pm

Councillor O'Brien returned at 8.33pm

COUNCIL RESOLUTION

Moved: Councillor Nguyen

Seconded: Councillor Stone

1. That:
 - (a) Council endorse the Annual Grants 2022 Community Grants panel's recommendations as listed in **Attachment One** to award 143 grants totalling \$1,003,280; and
 - (b) Council thank the members of the Community Grants Panels for their time, deliberation and commitment to Yarra's Community Grants program.

CARRIED

Councillor O'Brien left the meeting at 8.36pm, meeting lapsed for want of quorum.

Councillor Stone returned at 8.36pm, meeting resumed.

8.4 2021/22 Annual Plan Quarterly Progress Report September

Reference	D21/173460
Author	Emily Woodin - Coordinator Business Planning and Performance
Authoriser	Manager Corporate Planning and Performance

Councillor Stone left the meeting at 8.36pm

Councillor Stone returned at 8.38pm

RECOMMENDATION **Start time: 8.36pm**

1. That:

(a) Council note the 2021/22 Annual Plan Progress Report for September

(b) Council endorse the following changes to the 2021/22 Annual Plan:

(i) 1.01 Climate Emergency Plan

Add milestones

September Shortlist sites for installation of solar panels on Council buildings

March Engage Yarra businesses seeking to go 100% renewable through a group Power Purchase Arrangement (PPA) process

June Complete installation of solar panels on Council owned buildings

Implement the Heathy Homes project, through carrying our energy retrofits to support vulnerable and low-income households to improve energy efficiency and thermal comfort

(ii) 1.02 Roadmap to zero

Add Action and milestones

Council will develop a 'road map to zero' report, to inform Council of the actions needed to drive significant carbon emissions reductions towards meeting a zero net emissions target for the whole municipality of Yarra by 2030.

September Engage with consultants to develop a Roadmap to Zero for Council

March Provide Roadmap to Zero to Council

(iii) 1.07 Food waste avoidance program

Add Action and milestones

In partnership with other areas of Council, as well as community groups and organisations, we will deliver a broad education and engagement program to empower the Yarra community to reduce food waste over the next twelve months, and into the future.

March Develop plan, website, tools and collateral to support the Yarra community to reduce food waste

June Implement the plan to support the Yarra community to reduce food waste

(iv) 1.08 Proud to be Plastic Free Program

Add Action and milestones

The Proudly Plastic Free program is a behaviour change campaign aimed at reducing the use of single use plastic packaging in food traders and educating the community on plastic waste avoidance.

December Build on past actions and experience promoting waste reduction to develop a behaviour change program to reduce the use of single use plastic packaging throughout Yarra

March Commence delivery of the behaviour change program

(v) 2.04 Safeguarding Children and Young People Action Plan (2021-2024)

Remove milestones

September Seek endorsement of Year 1 Action Plan (2021-2022)
Commence implementation of Year 1 actions

June Finalise implementation of Year 1 actions
Report to Executive on Year 1 Action Plan

Add milestones

September Conduct review of previous Child Safe Action Plan (2019 - 2021)

December Continue implementation of actions carried over from previous plan and organisational readiness activities in preparation for introduction of new Victorian Child Safe Standards (effective 01 July 2021)

Seek endorsement of Year 1 Action Plan (2021/22)

Commence implementation of Year 1 actions

March Continue to implement Year 1 actions

June Report to Executive on progress and outcomes

(vi) 3.02 Outdoor Activation

Add Action and Milestones

In response to COVID-19, Yarra implemented an outdoor dining program to support hospitality businesses to trade safely outdoors. In October 2021 the Victorian Government granted Yarra with \$1.5 million to support outdoor activation across all industry and business types.

Quarterly Milestones

September Commence identification and planning of outdoor activation projects

December Present permanent Parklet Policy to Council
Commence first phase of outdoor activation projects
Open parklet program

March Commence second phase of outdoor activation projects

June Complete all outdoor activation activities and acquit funds

(vii) 3.03 Yarra's Business Application Support (YBAS) program

Add Action and Milestones

The Yarra Business Application Support (YBAS) program is in its second year and continues to offer new businesses a 'concierge style' process where they deal with one point of contact for all their permit requirements.

December	Complete review of year including trend analysis
June	Complete midyear trend analysis (ongoing)
(viii) 3.04 Revitalisation of North Richmond State Government Project	
Add Action and Milestones	
State government funding has enabled a dedicated Council Economic Development officer to work directly with Department of Families, Fairness and Housing and the North Richmond community to develop and commence delivery of the North Richmond Precinct Action Plan (NRPAP).	
Quarterly Milestones	
September	Complete action planning workshops with reference groups and translate into the draft North Richmond Precinct Action Plan (NRPAP)
December	Launch NRPAP and select Year 1 projects
March	Commence and implement Year 1 projects Plan Year 2 projects
June	Complete and launch Year 1 projects (funded FY2122) Finalise Year 2 plans

COUNCIL RESOLUTION

Moved: Councillor Crossland

Seconded: Councillor Wade

1. That:

- (a) Council note the 2021/22 Annual Plan Progress Report for September
- (b) Council endorse the following changes to the 2021/22 Annual Plan:

(i) **1.01 Climate Emergency Plan**

Add milestones

September	Shortlist sites for installation of solar panels on Council buildings
March	Engage Yarra businesses seeking to go 100% renewable through a group Power Purchase Arrangement (PPA) process
June	Complete installation of solar panels on Council owned buildings Implement the Heathy Homes project, through carrying our energy retrofits to support vulnerable and low-income households to improve energy efficiency and thermal comfort

(ii) **1.02 Roadmap to zero**

Add Action and milestones

Council will develop a 'road map to zero' report, to inform Council of the actions needed to drive significant carbon emissions reductions towards meeting a zero net emissions target for the whole municipality of Yarra by 2030.

September	Engage with consultants to develop a Roadmap to Zero for Council
March	Provide Roadmap to Zero to Council

(iii) **1.07 Food waste avoidance program**

Add Action and milestones

In partnership with other areas of Council, as well as community groups and organisations, we will deliver a broad education and engagement program to empower the Yarra community to reduce food waste over the next twelve months, and into the future.

March Develop plan, website, tools and collateral to support the Yarra community to reduce food waste

June Implement the plan to support the Yarra community to reduce food waste

(iv) **1.08 Proud to be Plastic Free Program**

Add Action and milestones

The Proudly Plastic Free program is a behaviour change campaign aimed at reducing the use of single use plastic packaging in food traders and educating the community on plastic waste avoidance.

December Build on past actions and experience promoting waste reduction to develop a behaviour change program to reduce the use of single use plastic packaging throughout Yarra

March Commence delivery of the behaviour change program

(v) **2.04 Safeguarding Children and Young People Action Plan (2021-2024)**

Remove milestones

September Seek endorsement of Year 1 Action Plan (2021-2022)
Commence implementation of Year 1 actions

June Finalise implementation of Year 1 actions
Report to Executive on Year 1 Action Plan

Add milestones

September Conduct review of previous Child Safe Action Plan (2019 - 2021)

December Continue implementation of actions carried over from previous plan and organisational readiness activities in preparation for introduction of new Victorian Child Safe Standards (effective 01 July 2021)

Seek endorsement of Year 1 Action Plan (2021/22)

Commence implementation of Year 1 actions

March Continue to implement Year 1 actions

June Report to Executive on progress and outcomes

(vi) **3.02 Outdoor Activation**

Add Action and Milestones

In response to COVID-19, Yarra implemented an outdoor dining program to support hospitality businesses to trade safely outdoors. In October 2021 the Victorian Government granted Yarra with \$1.5 million to support outdoor activation across all industry and business types.

Quarterly Milestones

September Commence identification and planning of outdoor activation projects

December	Present permanent Parklet Policy to Council Commence first phase of outdoor activation projects Open parklet program
March	Commence second phase of outdoor activation projects
June	Complete all outdoor activation activities and acquit funds

(vii) **3.03 Yarra’s Business Application Support (YBAS) program**

Add Action and Milestones

The Yarra Business Application Support (YBAS) program is in its second year and continues to offer new businesses a ‘concierge style’ process where they deal with one point of contact for all their permit requirements.

December	Complete review of year including trend analysis
June	Complete midyear trend analysis (ongoing)

(viii) **3.04 Revitalisation of North Richmond State Government Project**

Add Action and Milestones

State government funding has enabled a dedicated Council Economic Development officer to work directly with Department of Families, Fairness and Housing and the North Richmond community to develop and commence delivery of the North Richmond Precinct Action Plan (NRPAP).

Quarterly Milestones

September	Complete action planning workshops with reference groups and translate into the draft North Richmond Precinct Action Plan (NRPAP)
December	Launch NRPAP and select Year 1 projects
March	Commence and implement Year 1 projects Plan Year 2 projects
June	Complete and launch Year 1 projects (funded FY2122) Finalise Year 2 plans

CARRIED UNANIMOUSLY

9.1 Notice of Motion No. 14 of 2021 - Half masting of Australian Aboriginal Flag and Torres Strait Islander Flag

Reference D21/158884
Author Rhys Thomas - Senior Governance Advisor
Authoriser Group Manager Chief Executive's Office

RECOMMENDATION **Start time: 8.45pm**

1. That Council:
 - (a) note the support of the Yana Ngargna Advisory Committee for the lowering of the Australian Aboriginal Flag and the Torres Strait Islander Flag on dates of significance to Yarra's Aboriginal and Torres Strait Islander communities and as a symbol of Council's commitment to the ongoing journey of reconciliation;
 - (b) update the Civic Flag Policy as shown at **Attachment One**, to include a new section at part 2.5 reading: "The Australian National Flag shall be removed and the Australian Aboriginal Flag and the Torres Strait Islander Flag shall be flown at half-mast at Collingwood Town Hall, Fitzroy Town Hall and Richmond Town Hall each year on:
 - (i) 26 January;
 - (ii) 15 April (anniversary of the release of *National Report of the Royal Commission into Aboriginal Deaths in Custody* on 15 April 1991);
 - (iii) 26 May (National Sorry Day and the anniversary of the tabling in the Commonwealth Parliament of *Bringing Them Home: Report of the National Inquiry into the Separation of Aboriginal and Torres Strait Islander Children from Their Families* on 26 May 1997); and
 - (iv) other dates determined by resolution of Council following consultation with the Yana Ngargna Advisory Committee; and
 - (c) update the Civic Flag Policy Community Flag Schedule as shown at **Attachment One** by no longer flying AFL football club flags during the early part of the finals series (to ensure consistency between the AFL men's and women's competition) or the Rainbow Flag on 8 December (to fly that flag on the four occasions identified in Council's adopted LGBTIQA+ Strategy).

COUNCIL RESOLUTION

Moved: Councillor O'Brien

Seconded: Councillor Stone

1. That Council:

- (a) note the support of the Yana Ngargna Advisory Committee for the lowering of the Australian Aboriginal Flag and the Torres Strait Islander Flag on dates of significance to Yarra's Aboriginal and Torres Strait Islander communities and as a symbol of Council's commitment to the ongoing journey of reconciliation;
- (b) update the Civic Flag Policy as shown at **Attachment One**, to include a new section at part 2.5 reading: "The Australian National Flag shall be removed and the Australian Aboriginal Flag and the Torres Strait Islander Flag shall be flown at half-mast at Collingwood Town Hall, Fitzroy Town Hall and Richmond Town Hall each year on:
 - (i) 26 January;
 - (ii) 15 April (anniversary of the release of *National Report of the Royal Commission into Aboriginal Deaths in Custody* on 15 April 1991);
 - (iii) 26 May (National Sorry Day and the anniversary of the tabling in the Commonwealth Parliament of *Bringing Them Home: Report of the National Inquiry into the Separation of Aboriginal and Torres Strait Islander Children from Their Families* on 26 May 1997); and
 - (iv) other dates determined by resolution of Council following consultation with the Yana Ngargna Advisory Committee; and
- (c) update the Civic Flag Policy Community Flag Schedule as shown at **Attachment One** by flying AFL football club flags during both the AFL women's and men's competition Grand Final week and by flying the Rainbow Flag on the four occasions identified in Council's adopted LGBTIQA+ Strategy).

CARRIED UNANIMOUSLY

10. Petitions and joint letters

Nil

11. Questions without notice

This record is provided as a summary of the questions asked by members of the public during Public Question Time at a meeting of the Yarra City Council. A recording of the Council Meeting (including Questions Without Notice) is available on Council's website for twelve months following the meeting. Where a question is taken on notice and unable to be answered at the meeting, the full response is also published on Council's website when it becomes available.

11.1 Councillor Stone - Yarra Strategic Plan

Question:

I came across a planning application for the removal of 225 trees and for the pruning of 65 more from the LaTrobe Golf Course in Alphington.

It is a large number of trees in an important habitat area, on top of all of the removal of vegetation that occurred at the former Amcor site.

I expect the Yarra Strategic Plan will provide some guidance on situations like this and how appropriate it would be and the Yarra Strategic Plan has not yet been finalised, it was due to be released by now. Is there any indication when that Strategic Plan might occur so that we can have some guidance in situations like this?

Response:

The Director Planning and Place Making took the question on notice.

12. Delegates' reports

Nil

13. General Business

13.1 Councillor Stone - Liveable Local Streets Framework

COUNCIL RESOLUTION

Moved: Councillor Stone

Seconded: Councillor Wade

1. That Council note the resolution of 5th October 2021, which stated, in part:
 5. *That the Liveable Local Streets Framework (which may be part of the Placemaking Framework), the Placemaking Framework and the Transport Action Plan be presented to Council at the same meeting, with clear links articulated between them, **before the end of 2021 for endorsement.***
2. The Council also note a Briefing Report presented on 16th November on progress on the Liveable Local Streets Framework.
3. That Council authorise an extension of the time for the presentation of the draft Liveable Local Streets Framework and the Placemaking Framework to **February 2022**, and further note that a draft Transport Action Plan will be discussed further with Councillors early in 2022.

CARRIED UNANIMOUSLY

Conclusion

The meeting concluded at 8.56pm.

Confirmed Tuesday 7 December 2021

Mayor