



Ordinary Meeting of Council Minutes

**held on Tuesday 18 February 2020 at 7.00pm
Fitzroy Town Hall**

www.yarracity.vic.gov.au

1. Acknowledgement of Country

“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 Danae Bosler (Mayor)
- Cr Misha Coleman (Deputy Mayor)
- Cr Mi-Lin Chen Yi Mei
- Cr Jackie Fristacky
- Cr Stephen Jolly
- Cr Daniel Nguyen
- Cr Bridgid O’Brien
- 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 (Group Manager People, Culture and Community)
- Chris Leivers (Director City Works and Assets)
- Diarmuid McAlary (Director Corporate, Business and Finance)
- Bruce Phillips (Director Planning and Place Making)
- Mel Nikou (Governance Officer)

Leave of absence

Cr Chen Yi Mei requested leave of absence for Tuesday 25 February.

Cr Coleman requested leave of absence on Tuesday 3 March.

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

Nil

4. Confidential business reports

Item

4.1 Contractual matters

4.2 Contractual matters

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 O'Brien

Seconded: Councillor Fristacky

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

CARRIED

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

5. Confirmation of minutes

COUNCIL RESOLUTION

Moved: Councillor Stone

Seconded: Councillor Bosler

That the minutes of the Ordinary Council Meeting held on Tuesday 4 February 2020 be confirmed.

CARRIED UNANIMOUSLY

6. Petitions and joint letters

Nil

7. Public question time

Nil

8. Delegates' reports

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12. Notices of motion

Nil

13. Urgent business

Nil

6. Petitions and joint letters

Nil

7. Public question time

Nil

8. Delegates' reports

8.1 Councillor O'Brien - Yana Ngargna Advisory Group

Committee	Yana Ngargna Advisory Group
Appointed Councillors	Bridgid O'Brien and Amanda Stone
Date of Council Meeting	18 February 2020
Date of Report	12 February 2020
Report Author	Cr Bridgid O'Brien

DELEGATES REPORT

The Yana Ngargna Advisory Group, formerly the Aboriginal Advisory Group met on 6 February 2020. Cr O'Brien was in attendance.

Agenda Items included:

1. Update on Yarra's Public Drinking Consultation:

We were informed at the meeting that an independent specialist research team has been appointed to carry out the public drinking consultation. The team comprises Michael Savic (Turning Point and Monash University) and Amy Pennay (La Trobe University). The Aboriginal Partnerships Team and the Social Strategy Team will oversee the research and manage the consultation.

The research team will conduct interviews with the community.

The committee was informed that the consultation plan is currently going through the Monash Ethics Committee but that some details are being finalised for approval to be granted.

Once ethics approval is granted, the consultation will focus on:

- (a) The views and perceptions of drinkers regarding Local Law 8;
- (b) Their experiences and interactions with other drinkers, health professionals, law enforcement and police, residents and others in the context of drinking or using public space;
- (c) Experience and needs of drinkers with respect to health and welfare issues beyond drinking (including but not limited to housing, mental health generational trauma, other drug use, previous contact with the criminal justice system), and

- (d) Opportunities and ideas from drinkers for alternative approaches relating to drinking and welfare.

Questions to Officers from the Advisory Group included a request for information on what the details were that required finalising for Monash Ethic's approval to be granted. Officers were unable to provide this information and it has been referred to the CEO. Other discussion included access to the Terms of Reference for the project, if any of the team were Aboriginal and the importance of information being provided verbally, through plain speaking instead of academic documents.

2. Wrap up of Jan 26 – events, highlights and experiences:

We had a report from Kiewa Austin-Rioli, Project Support Officer and organiser of the Yarra event at the Bargoonga Naganjin, North Fitzroy Library. Overwhelming the Advisory Group expressed positive feedback about the event. Highlights included that catering, photography, musicians, sound and technical support were all supplied and provided by Aboriginal and Torres Strait Islander community members. Other comments related to the importance of celebrating significant contributions to Yarra by Aboriginal and Torres Strait Islander community members. Also, the importance of celebrating community to fostering strength and resilience.

3. The updated Terms of Reference for the Yana Ngargna Advisory Group were approved.

4. Feedback sought from the Advisory Group on Yarra's plans and projects:

(a) Yarra's Open Space Strategy.

Advisory Group feedback was that some demographic group's needs may be greater than others, the importance of open space to connection to country and resilience building.

(b) Gender Equity Team – how can Yarra's Leisure Centres be more equitable?

Advisory Group feedback was that there needed to be Aboriginal and Torres Strait Islander employees, more black faces. Also, that there needed to be more cultural representations such as art or signage to feel welcoming. Acquisitions was raised – feedback was that Yarra could more often offer catering and other opportunities to Aboriginal owned businesses.

(c) Yarra's Climate Emergency Plan.

Advisory Group feedback related to information about traditional practices and why they worked to protect the environment. Other points included recognising over population as relevant, ensuring housing, particularly for the most vulnerable, ensuring accessibility of food supplies and that protecting biodiversity and the environment need to be central to the Plan. Connection to the land, to community, value structures (or ethical frameworks) relevant.

5. Other matters arising:

- The significant site at Dights Falls, the traditional Wurundjeri fish traps are suffering damage.
- Connecting with the Aboriginal History of Yarra: A Teachers' Resource This is an exceptional document widely distributed, but needs some updating.

COUNCIL RESOLUTION**Moved:** Councillor O'Brien**Seconded:** Councillor Jolly

1. That Council:

- (a) note this Delegates Report;
- (b) commends the organisers of Yarra's 26 January event at the Bargoonga Naganjin, North Fitzroy Library and formally acknowledges the significant contribution of Herbert 'Jock' Austin to life in Yarra as a respected and admired leader of Melbourne's Aboriginal and sporting communities;
- (c) strongly supports Advisory Group recommendations in Agenda Item 4(b) and that this be conveyed to appropriate areas of Council;
- (d) request matters arising in point 5 of the Agenda be referred to appropriate Officers for feedback; and
- (e) request the Research Team on Yarra's Public Drinking Consultation provide a statement to Council on how their Project will addresses some of the key foundations of Aboriginal and Torres Strait Islander health research, specifically: how the research will be of direct benefit to the Aboriginal and Torres Strait Islander community; how the research will be directed by the community and the needs of the community; how it will build capacity within the community and how its findings will be disseminated to the community. Further, the statement include details of how the project will incorporate a strength-based approach.

CARRIED UNANIMOUSLY

8.2 Councillor Fristacky - Metropolitan Transport Forum Meeting - 5 February 2020

Subject	Metropolitan Transport Forum Meeting
Appointed Councillor	Cr Jackie Fristacky
Date of Council Meeting	18 February 2020
Date of Report	10 February 2020
Report Author	Cr Jackie Fristacky

DELEGATES REPORT**1. Metropolitan Transport Forum (MTF)**

The MTF, comprising 26 metropolitan council members, held its first 2020 general meeting on 5 February 2020, electing the following Executive Committee for 2020:

Executive Officers:

Chair: Cr Jonathan Marsden, City of Hobson's Bay
 Deputy Chair: TBD at MTF meeting 4 March 2020
 Treasurer: Cr Anna Chen, City of Manningham
 Secretary: Cr Tom Melican, City of Banyule

General Executive Members:

Cr Jackie Fristacky, City of Yarra
 Cr Stuart James, City of Monash
 Cr Lina Messina, City of Darebin
 Cr Andrea Surace, City of Moonee Valley

2. Speaker presentations at MTF monthly meetings

Dr Richard Yeo, Chief Operating Officer, Australian Roads Research Board (ARRB) gave the first of MTF's monthly speaker presentations at the February MTF meeting, covering ARRB's functions and research.

Further monthly presentations planned for 2020 are: the National Transport Commission on alternative motorised transport; Resilient Melbourne on cycling; workshop on cycling; the Suburban Rail Loop; and a Bus Forum on enhancing bus services.

COUNCIL RESOLUTION

Moved: Councillor Fristacky

Seconded: Councillor O'Brien

That the above Delegate's Report be noted.

CARRIED UNANIMOUSLY

8.3 Councillor Fristacky - Metropolitan Local Government Waste Forum

Committee	Metropolitan Local Government Waste Forum
Appointed Councillors	Cr Misha Coleman; Cr Jackie Fristacky – Deputy Delegate
Date of Council Meeting	18 February 2020
Date of Report	7 February 2020
Report Author	Cr Jackie Fristacky

DELEGATES REPORT

This Delegates Report covers the Metropolitan Local Government Waste Forum (MLGWF) Meeting held 6 February 2020 at the State Convention Centre.

The meeting was attended by Cr Jackie Fristacky, Yarra's deputy delegate to the MLGWF, together with Yarra officers Lisa Coffa and Joe Agostino. Yarra Mayor, Cr Misha Coleman as the new MLGWF Delegate, attended the MLGWF induction session for new members also held 6 February 2020.

The MLGWF was established under the Environment Protection (EPA) Act 1970, to deliver effective, sustainable and co-ordinated waste and resource recovery planning and management across the metropolitan region.

1. MLGWF Forum Overview presented by MLGWF Chair, Cr Lina Messina, Darebin

2. **Jill Risely, CEO Metropolitan Waste Resources and Recovery Group (MWRRG)** emphasised that resource recovery was now being recognised as of critical importance. She referred to enlarged powers and reporting in changes to the EPA and several major reviews and reports in the field:

- Victorian Circular Economy Policy 2020 - to include CDL by 2023, and stimulation of end markets
- Infrastructure Victoria Report, April 2020
- Better practice Guide for Multi-unit Developments (MUDS) now in planning scheme
- Victorian Parliamentary Inquiry, 2019
- Victorian Auditor General's Office (VAGO) Report on the Waste Sector, June 2019
- National Waste Policy Action Plan 2019 on 7 national waste targets including: ban waste paper, plastic, glass & tyre exports; reduce total waste including organic waste sent to landfill; phase out problematic & unnecessary plastics; increase use of recycled content by governments & industry; transition to circular economy
- Federal Government Inquiry, February 2020.

3. **Election of MLGWF Office Bearers:**

Forum Chair: Cr Lina Messina, Darebin
Deputy Chair: Cr Dot Haynes, Manningham

Strategies & Policy Advocacy Group (SPAG) Committee members:

Cr Peter Costaldo, Banyule
Cr Colin Ross, Cardinia
Cr Dot Haynes, Manningham
Cr Megan Bridger-Darling, Maribyrnong

4. **Panel on Kerbside Collection Reforms – separating out glass:**

City of Yarra glass separation trial in Abbotsford presented by:

- Lisa Coffa, Senior Advisor Waste Minimisation
- Joe Agostino, Manager City Works

City of Hobsons Bay glass separation collection across the municipality presented by:

- Pene Winslade, Director Sustainable Communities
- Kaylene Johnson, Coordinator Environmental Management

5. **Use of recycled materials in road base:**

MLGWF Chair, Lina Messina raised concerns that the Australian Road Research Board had not reviewed road base standards on the use of recycled materials.

Note the motion below passed by the City of Yarra at its Council meeting on 22 October 2019,

1. *That Council note the benefits of using recycled plastic in roadbase ... and seek DOT – VicRoads and AustRoads to reconsider roads standards to enable use of recycled materials in asphalt on arterials and highways, and that Council also urge MAV and ALGA to pursue.*

It was discussed with the MLGWF Chair that Councils promote the above.

COUNCIL RESOLUTION**Moved:** Councillor Fristacky**Seconded:** Councillor Coleman

1. That Council note this Delegate's Report on the Metropolitan Local Government Waste Forum (MLGWF) meeting 6 February 2020.
2. That Council prepare a motion for ALGA that it pursue with the AustRoads/Australian Road Research Board, the need for it to develop new roads standards on using recycled materials including recycled plastic in road base for arterials and highways in furtherance of the National Waste Policy Action Plan 2019 to develop standards for the use of recycled content in capital works projects prioritising road and rail, and to transition to a circular economy.

CARRIED UNANIMOUSLY

8.4 Councillor Chen Yi Mei - Yarra Multicultural Advisory Group

Committee	Yarra Multicultural Advisory Group
Appointed Councillors	Cr Chen Yi Mei
Date of Council Meeting	18 February 2020
Date of Report	17 February 2020
Report Author	Cr Chen Yi Mei

DELEGATES REPORT

I attended the Yarra Multicultural Advisory Group meeting held at Richmond Town Hall on Tuesday, 11 February 2020.

The following matters were discussed.

26 January Decision

- Information on Council's decision on 26 January was distributed and discussed.
- The information was very well understood and received with an expression of support for Council's decision.
- There was a good discussion among the members of the importance of recognising the Aboriginal and Torres Strait Islander community as part of our Australian Identity for the day we wish to celebrate.

Open Space Strategy

- Members were presented to by a Council Officer on the Open Space Strategy.
- It was recognised by the members that open space is very important for the multicultural community for a place to meet and connect, especially for those who are at risk of loneliness. Members were supportive of the upkeep and creation of more open space areas where they can gather, sit and meet friends and family.
- There was also an expression of a strong desire for community exercise equipment for elderly multicultural community also had strong support.

Carringbush presentation

- Carringbush presented to members the services and free classes offered including:
 - English classes
 - careers counselling
 - employment ready classes
 - pronunciation and speaking classes
 - craft making and entrepreneurship class

Services Australia (Formerly Centrelink)

- Representatives and a regular attendee of the YMAG presented on behalf of Services Australia.
- YMAG was advised that the Federal Government has replaced its Department of Human Services (DHS) with Services Australia which is the overarching agency for Centrelink, Medicare and Child support.
- New Start payments will also be stopping as of 20 March and will become "Job Seeker payment".

Corona Virus

- Information issued by DHHS on corona virus was distributed among the group.
- Concerns were expressed by members about the risk of racism as a result of the reporting and fear.

Resources for event planning

- An Action item in the Multicultural Partnerships Plan is to develop and a comprehensive and accessible information pack to multicultural communities on holding events and event planning in Yarra.
- Council sought feedback on the members' preferred engagement and how to receive information.
- Most requested paper due to limited access to computers.

Other business

- Feedback was provided on the bike lanes on Wellington St, Collingwood.
- Issues were raised concerning the difficulty and danger of cars exiting Vere St into Wellington St.
- Due to the increase in distance (two lanes- bike land then parked cars) between cars entering and the oncoming traffic as well as an obscured view from parked cars along Wellington St, feedback was given that they are unable to see the oncoming traffic on Wellington St.
- It was requested that the parked cars on either side of Vere St be removed to improve visibility.

COUNCIL RESOLUTION

Moved: Councillor Chen Yi Mei

Seconded: Councillor Bosler

1. That Council:

- (a) note this Delegates' Report; and
- (b) refer the request for better safety measures on Vere/Wellington St to the relevant officer for consideration.

CARRIED UNANIMOUSLY

8.5 Councillor Stone - Northern Alliance for Greenhouse Action

Committee	Northern Alliance for Greenhouse Action
Appointed Councillors	Cr Amanda Stone
Date of Council Meeting	18 February 2020
Date of Report	17 February 2020
Report Author	Cr Amanda Stone

DELEGATES REPORT

I attended the National Climate Emergency Summit as part of the Sustainable Living Festival held at Melbourne Town Hall on 14 and 15 February.

Day 2 of the summit included a half day workshop for council officers and councillors from across the country to discuss the formation of a national action group for councils, "Climate Emergency Australia".

This workshop was facilitated by NAGA.

The workshop canvassed the aims of councils who have declared a climate emergency, what a climate emergency response looks like in local government, the challenges to councils taking the urgent action that is needed, a framework for action and a polling to identify whether there was interest in forming a national network of government and sector partners to provide the leadership Australia needs. And there is.

A Network Development Group, auspiced by NAGA will now develop this proposal further.

COUNCIL RESOLUTION

Moved: Councillor Stone

Seconded: Councillor Fristacky

That Council note the Delegates' Report.

CARRIED UNANIMOUSLY

9. General Business

9.1 Your Say Yarra Youth Discussion Groups

Background

In October 2019, Council resolved to dissolve the Youth Advisory Committee and replace it instead with a series of "Your Say Yarra Youth" discussion groups to enable young people aged 12 – 25 years to meet with Councillors on a bi-monthly basis to raise and advocate on key issues affecting young people in Yarra, and input into key Council strategies as appropriate.

The planning for these workshops is now underway and it is necessary to appoint two Councillors to these groups until the 2020 Ceremonial Meeting, at which time the appointment of these members will fall in line with Council's Advisory Committees.

COUNCIL RESOLUTION

Moved: Councillor Bosler

Seconded: Councillor Chen Yi Mei

1. That the following Councillors be appointed to the Your Say Yarra Youth discussion groups until the Ceremonial Council meeting in November 2020:
 - (a) Cr Misha Coleman;
 - (b) Cr James Searle; and
 - (c) that all Councillors' are invited to attend.

CARRIED UNANIMOUSLY

10. 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.

10.1 Councillor Bosler - Alphington Riverbank

Question:

I have received a number of questions from residents Neil and Anne House on the Yarra Riverbank frontage via email dated 17 February. I will forward on the email to the Governance officer and relevant officer to respond.

Can officers please provide a report in writing to Councillors and to the interested residents?

Response:

The Director City Works and Assets advised seeing the email and would respond to the residents and Councillors.

10.2 Councillor Searle - Ryan's Reserve Tennis and Netball Centre re naming

Question:

In relation to the Ryan's Reserve Tennis and Netball Centre, members of the community have noticed that in some Council communications the centre being referred to as just Ryan's Reserve Tennis Centre rather than Ryan's Reserve Tennis and Netball Centre.

Can the relevant officer advise whether or not there was any reason for leaving out the Netball component of it or whether it was just for shortening?

Response:

The Director City Works and Assets advised that there was no intention to drop off the word Netball or Tennis. I suspect that if there has been inadvertently any dropping it might have been the Tennis because the Netball Club are very active and involved in the process and there is a Netball Club that operate from that facility, whilst there is Tennis operating from that facility, there is no Tennis Club.

The intent is that both of those sports will still operate from there. The courts have also been recently refurbished and are operating again as of the start of February. So if there has been any correspondence that's dropped either of the sports it has been completely unintentional.

10.3 Councillor O'Brien - Research Team re Terms of Reference

Question:

As mentioned in the Yana Ngargna Advisory Group delegates report our understanding is that we have engaged with a highly qualified research team and would like to ask the following questions:

Were any terms of reference provided to guide this program? If so, are they available to the public or confidentially to Councillors?

Is the project related to any specific resolutions or resolution of Council?

Response:

The Director Community Wellbeing took the question on notice.

10.4 Councillor Fristacky - Bird Deaths and glass treatment

Question:

In relation to a report in the Age dated 22 December 2019, about a number of bird deaths from migrating birds, in particular birds crashing into glass, particularly in tall buildings and the reference was that, "New York City Council passed legislation that requires new construction and newly altered buildings to incorporate specially treated glass on the lowest 23 metres in an attempt to reduce the number of bird strikes." Another reference was that, "treatment of the glass on New York's Jacob K. Javits Convention Centre reduced bird deaths by 90 percent when it incorporated glass with patterns during a 2015 renovation."

I would like to raise this for consideration as to what can be done whether it needs representation to the state or whether it can be done as part of our own review of the planning scheme.

Response:

The Director Planning and Place Making advised that it would fall under the building regulations and not the planning scheme so it would be a matter I believe, some solid advocacy to the state government and relevant ministers.

The Mayor advised that she would be happy to write to the relevant ministers and building authority.

11.1 Options for a four bin kerbside service

Reference: D20/21560

Authoriser: Director City Works and Assets

RECOMMENDATION

1. That Council:
 - (a) notes the report;
 - (b) endorses a four bin kerbside waste management model which consists of fortnightly recycling - no glass, fortnightly glass only, fortnightly garbage and weekly FOGO collections (Option B from Table 3 of this report);
 - (c) endorses a roll out of a four bin kerbside waste management system across Yarra for July 2020 (subject to the allocation of appropriate funding in the 2020/21 Budget, and beyond), with some flexibility on the timing based on the achievement of all necessary project preparations;
 - (d) endorse officers to commence preparations for a four bin kerbside waste management roll-out, including to incur costs as necessary in 2019/20 to facilitate the roll out of this new system;
 - (e) authorises Officers to renegotiate the structure of the current garbage and recycling collection contracts with the current contractor to accommodate a four bin waste management system;
 - (f) authorises Officers to submit an s186 Ministerial Exemption for the logistics contracts; and
 - (g) authorises Officers to negotiate with all relevant contractors and stakeholders to achieve a four bin roll out by July 2020.

Public Submissions

The following people addressed Council on the matter:

Marylou Scally, Little Smith Street Residents Group;

Dr Johannes Misselhorn;

Carole Wilkinson, YCAN;

Paul Jackson; and

Kerry Echberg, YCAN.

MOTION

Moved: Councillor Fristacky

Seconded: Councillor Bosler

1. That Council:
 - (a) notes the report;
 - (b) endorses a four bin kerbside waste management model which consists of fortnightly recycling - no glass, fortnightly glass only, fortnightly garbage and weekly FOGO collections (Option B from Table 3 of this report);
 - (c) endorses a roll out of a four bin kerbside waste management system across Yarra with a target date of July 2020, subject to:
 - (i) the allocation of appropriate funding in the 2020/21 Budget and beyond with flexibility on the timing of introduction based on the achievement of all necessary project parameters;

- (ii) prior community engagement/education on correct use of bins including on disposal and markets for recyclables collected and how recycling can be jeopardised by contamination of items in bins;
- (iii) prominent sticker/notices placed on each bin, outside and inside of bin lids specifying clearly what can and can't be placed in bins, with opportunity for Councillor input on messaging; and
- (iv) messaging to also include advice on Council's Local Law requiring bins left out for collection to be "returned to private land not more than 24 hours after collection".
- (d) endorse officers to commence preparations for a four bin kerbside waste management roll-out, including to incur costs as necessary in 2019/20 to facilitate the roll out of this new system;
- (e) authorises Officers to renegotiate the structure of the current garbage and recycling collection contracts with the current contractor to accommodate a four bin waste management system;
- (f) authorises Officers to submit an s186 Ministerial Exemption for the logistics contracts; and
- (g) authorises Officers to negotiate with all relevant contractors and stakeholders to achieve a four bin roll out by July 2020.

Councillor O'Brien suggested to the mover amending clause (b) from fortnight to weekly garbage. The amendment was not accepted by the mover.

COUNCIL RESOLUTION

Moved: Councillor Fristacky

Seconded: Councillor Bosler

1. That Council:

- (a) notes the report;
- (b) endorses a four bin kerbside waste management model which consists of fortnightly recycling - no glass, fortnightly glass only, fortnightly garbage and weekly FOGO collections (Option B from Table 3 of this report);
- (c) endorses a roll out of a four bin kerbside waste management system across Yarra with a target date of July 2020, subject to:
 - (i) the allocation of appropriate funding in the 2020/21 Budget and beyond with flexibility on the timing of introduction based on the achievement of all necessary project parameters;
 - (ii) prior community engagement/education on correct use of bins including on disposal and markets for recyclables collected and how recycling can be jeopardised by contamination of items in bins;
 - (iii) prominent sticker/notices placed on each bin, outside and inside of bin lids specifying clearly what can and can't be placed in bins, with opportunity for Councillor input on messaging; and
 - (iv) messaging to also include advice on Council's Local Law requiring bins left out for collection to be "returned to private land not more than 24 hours after collection".
- (d) endorse officers to commence preparations for a four bin kerbside waste management roll-out, including to incur costs as necessary in 2019/20 to facilitate the roll out of this new system;

- (e) authorises Officers to renegotiate the structure of the current garbage and recycling collection contracts with the current contractor to accommodate a four bin waste management system;
- (f) authorises Officers to submit an s186 Ministerial Exemption for the logistics contracts; and
- (g) authorises Officers to negotiate with all relevant contractors and stakeholders to achieve a four bin roll out by July 2020.

CARRIED

CALL FOR A DIVISION

For: Councillors Coleman, Fristacky, Stone, Chen Yi Mei, Searle, Bosler and Nguyen

Against: Councillor Jolly

Abstained: Councillor O'Brien

Councillor Bosler left the meeting at 8.34pm

Councillor Bosler returned at 8.37pm

11.2 Option and implications for ceasing the use of glyphosate

Reference: D20/20127
Authoriser: Director City Works and Assets

RECOMMENDATION

1. That:
 - (a) Should Council wish to proceed with a transition away from the use of Glyphosate, officers recommend this be done by undertaking primarily mechanical removal, supported by glyphosate for use in the kerb and channel, via hand spray units only, as outlined in Option E within the report; and
 - (b) Council refer an amount of \$280k to the 2020/21 budget process for consideration, to fund the implementation of Option E - mechanical removal, supported by glyphosate for use in the kerb and channel, via hand spray units only – to be considered as part of the 2020/21 budget development process.

COUNCIL RESOLUTION

Moved: Councillor O'Brien

Seconded: Councillor Jolly

1. That:
 - (a) Council proceed with a transition away from the use of Glyphosate by undertaking primarily mechanical removal, supported by glyphosate for use in the kerb and channel, via hand spray units only, as outlined in Option E within the report;
 - (b) Council refer an amount of \$280k to the 2020/21 budget process for consideration, to fund the implementation of Option E - mechanical removal, supported by glyphosate for use in the kerb and channel, via hand spray units only – to be considered as part of the 2020/21 budget development process; and
 - (c) Council favour transitioning away from the use of glyphosate completely within two years and request an Officers report on the options to achieve same.

CARRIED

CALL FOR A DIVISION

For: Councillors Coleman, Fristacky, Jolly, Stone, Chen Yi Mei, Searle, Bosler and O'Brien

Against: Councillor Nguyen

The Mayor left the meeting at 8.50pm

The Deputy Mayor assumed the Chair.

11.3 Business Advisory Group - Appointment of Business Representatives

Reference: D20/8034
Authoriser: Director Planning and Place Making

RECOMMENDATION

1. That:
 - (a) Council note the report of officers in relation to the Business Advisory Group;
 - (b) Council, having considered the nominations received for the six business representatives positions on the BAG, appoint the following applicants to the BAG:
 - (i) _____;
 - (ii) _____;
 - (iii) _____;
 - (iv) _____;
 - (v) _____; and
 - (vi) _____.
2. That the successful and non-successful nominees be advised in writing of the outcome of their nomination.

COUNCIL RESOLUTION

Moved: Councillor Fristacky

Seconded: Councillor Nguyen

1. That:
 - (a) Council note the report of officers in relation to the Business Advisory Group;
 - (b) Council, having considered the nominations received for the six business representatives positions on the BAG, appoint the following applicants to the BAG:
 - (i) Kevin Cahya Tiangdjaja;
 - (ii) Paula Glynn;
 - (iii) Matthew Kovacs;
 - (iv) Natasha Luscri;
 - (v) Robert Tickner; and
 - (vi) Sarah Witty.
2. That the successful and non-successful nominees be advised in writing of the outcome of their nomination.

CARRIED UNANIMOUSLY

11.4 Richmond Town Hall & Former Police Station Public Realm Design

Reference: D20/19734

Authoriser: Director Planning and Place Making

The Mayor returned to the meeting at 8.55pm

RECOMMENDATION

1. That Council:
 - (a) note the officer report regarding the concept design for the Richmond Town Hall and former Richmond Police Station public realm;
 - (b) note that background research and reports have informed the development of the concept design including a Heritage Study, external discussions and site analysis;
 - (c) note the site extent of the project; and
 - (d) authorise the concept plan to go to public consultation in February/March 2020.
2. That following the community consultation, feedback as appropriate will be incorporated into the development of the detailed design and presented back to Council for consideration.

COUNCIL RESOLUTION

Moved: Councillor Searle

Seconded: Councillor Chen Yi Mei

1. That Council:
 - (a) note the officer report regarding the concept design for the Richmond Town Hall and former Richmond Police Station public realm;
 - (b) note that background research and reports have informed the development of the concept design including a Heritage Study, external discussions and site analysis;
 - (c) note the site extent of the project; and
 - (d) authorise the concept plan to go to public consultation in February/March 2020.
2. That following the community consultation, feedback as appropriate will be incorporated into the development of the detailed design and presented back to Council including consideration of incorporating bike hoops and trees on the eastern side of the Richmond Town Hall.

CARRIED

CALL FOR A DIVISION

For: Councillors Coleman, Fristacky, Stone, Chen Yi Mei, Searle, Bosler, Nguyen and O'Brien

Against: Councillor Jolly

11.5 2019/20 Annual Plan Quarterly Progress Report - December

Trim Record Number: D20/19764

Responsible Officer: Director Corporate, Business and Finance

RECOMMENDATION

1. That Council note the end of December result as reported in the 2019/20 Annual Plan Quarterly Progress Report - December.

COUNCIL RESOLUTION

Moved: Councillor Stone

Seconded: Councillor Fristacky

1. That Council note the end of December result as reported in the 2019/20 Annual Plan Quarterly Progress Report - December.

CARRIED UNANIMOUSLY

Councillor Chen Yi Mei left the meeting at 9.08pm

Councillor Chen Yi Mei returned at 9.10pm

Councillor O'Brien left the meeting at 9.06pm

Councillor O'Brien returned at 9.11pm

Councillor Jolly left the meeting at 9.18pm

Councillor Jolly returned at 9.21pm

11.6 December 2019 Financial Report (including Mid-Year Budget Review)

Reference: D20/24380

Authoriser: Director Corporate, Business and Finance

RECOMMENDATION

1. That Council:
 - (a) note the December 2019 Finance Report (Including Mid-Year Budget Review);
 - (b) allocate \$200k of the available surplus cash identified from the mid-year budget review to pre-work and planning to support the commencement of the four bin waste collection system which will be the subject of a report in the February 18th Council Agenda and (subject to Council endorsement) will require funding in 2019/2020 to enable consultation, engagement and promotion to support a roll-out in 2020/2021;
 - (c) note the potential establishment of a Youth Employment Officer position was previously referred for consideration by this mid-year budget review. It is Officers recommendation that the recruitment of a full time Youth Employment Officer be referred to the 2020/21 budget discretionary bid process. It is Officers recommendation that the current affordability level indicated by this mid-year review does not lend itself well to funding an on-going operational commitment of \$100,000 each year;
 - (d) in the circumstance of our current financial position, officers suggest that this mid-year budget allocation is best put towards discrete project spends which are 'one off' or alternatively, should be those that save Council money in future budgets. Should the potential move to 4 bin waste collection model be approved by Council on February 18th, it will be beneficial for that work to be allocated \$200k of 2019/2020 funds;
 - (e) retain \$45k within the budget for any potential contingencies between now and June 30; and
 - (f) note that there remains further financial risk associated with waste contract.

MOTION**Moved:** Councillor Chen Yi Mei**Seconded:** Councillor Nguyen

1. That Council:
 - (a) note the December 2019 Finance Report (Including Mid-Year Budget Review);
 - (b) allocate \$200k of the available surplus cash identified from the mid-year budget review to pre-work and planning to support the commencement of the four bin waste collection system which will be the subject of a report in the February 18th Council Agenda and (subject to Council endorsement) will require funding in 2019/2020 to enable consultation, engagement and promotion to support a roll-out in 2020/2021;
 - (c) note the potential establishment of a Youth Employment Officer position was previously referred for consideration by this mid-year budget review. It is Officers recommendation that the recruitment of a full time Youth Employment Officer be referred to the 2020/21 budget discretionary bid process;
 - (d) allocate the remaining \$45k within the budget to the Youth Led Stream of the Annual Grants program and re-advertise to accept further applications; and
 - (e) note that there remains further financial risk associated with waste contract.

LOST

SUBSTANTIVE MOTION

Moved: Councillor Bosler

Seconded: Councillor Stone

1. That Council:

- (a) note the December 2019 Finance Report (Including Mid-Year Budget Review);
- (b) allocate \$200k of the available surplus cash identified from the mid-year budget review to pre-work and planning to support the commencement of the four bin waste collection system which will be the subject of a report in the February 18th Council Agenda and (subject to Council endorsement) will require funding in 2019/2020 to enable consultation, engagement and promotion to support a roll-out in 2020/2021;
- (c) note the potential establishment of a Youth Employment Officer position was previously referred for consideration by this mid-year budget review. It is Officers recommendation that the recruitment of a full time Youth Employment Officer be referred to the 2020/21 budget discretionary bid process;
- (d) retain \$45k within the budget for any potential contingencies between now and June 30; and
- (e) note that there remains further financial risk associated with waste contract.

Councillor Chen Yi Mei suggested replacing clause (d) to: allocate the remaining \$45k within the budget to the Small Projects Grant program and re-advertise to accept further applications

The amendment was not accepted by the mover.

AMENDMENT

Moved: Councillor Nguyen

Seconded: Councillor Chen Yi Mei

(d) allocate the remaining \$45k within the budget to the Small Projects Grant Stream.

Councillor Jolly moved that the motion be put. It was then put to the vote.

LOST

Councillor Nguyen suggested another amendment to replace clause (d) to: allocate \$45k to the Community Housing Stream of the Annual Grants program and re-advertise to accept further applications.

The amendment was not accepted by the mover.

AMENDMENT

Moved: Councillor Nguyen

Seconded: Councillor Chen Yi Mei

(d) allocate \$45k to the Community Housing Stream of the Annual Grants program and re-advertise to accept further applications.

Councillor Fristacky moved that the motion be put. It was then put to the vote.

LOST

COUNCIL RESOLUTION

Moved: Councillor Bosler

Seconded: Councillor Stone

1. That Council:

- (f) note the December 2019 Finance Report (Including Mid-Year Budget Review);
- (g) allocate \$200k of the available surplus cash identified from the mid-year budget review to pre-work and planning to support the commencement of the four bin waste collection system which will be the subject of a report in the February 18th Council Agenda and (subject to Council endorsement) will require funding in 2019/2020 to enable consultation, engagement and promotion to support a roll-out in 2020/2021;
- (h) note the potential establishment of a Youth Employment Officer position was previously referred for consideration by this mid-year budget review. It is Officers recommendation that the recruitment of a full time Youth Employment Officer be referred to the 2020/21 budget discretionary bid process;
- (i) retain \$45k within the budget for any potential contingencies between now and June 30; and
- (j) note that there remains further financial risk associated with waste contract.

CARRIED

CALL FOR A DIVISION

For: Councillors Coleman, Fristacky, Stone, Searle, Bosler and O'Brien

Against: Councillors Jolly, Chen Yi Mei and Nguyen

11.7 Report on Assemblies of Councillors

Trim Record Number: D20/13320

Responsible Officer: Group Manager Chief Executive's Office

RECOMMENDATION

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

COUNCIL RESOLUTION

Moved: Councillor Jolly

Seconded: Councillor Chen Yi Mei

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

CARRIED UNANIMOUSLY

COUNCIL RESOLUTION (PROCEDURAL)

Moved: Councillor Jolly

Seconded: Councillor Chen Yi Mei

That the meeting be moved into the confidential session.

CARRIED UNANIMOUSLY

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

Conclusion

The meeting concluded at 10.12pm.

Confirmed Tuesday 3 March 2020

Mayor