



# Minutes

## Council Meeting

7.07pm, Tuesday 31 May 2022

Richmond Town Hall

## 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 Sophie Wade      | Mayor        |
| • Cr Edward Crossland | Deputy Mayor |
| • Cr Stephen Jolly    | Councillor   |
| • Cr Herschel Landes  | Councillor   |
| • Cr Anab Mohamud     | Councillor   |
| • Cr Claudia Nguyen   | Councillor   |
| • Cr Bridgid O’Brien  | Councillor   |
| • Cr Amanda Stone     | Councillor   |

#### Council officers

- |                    |  |
|--------------------|--|
| • Chris Leivers    | Interim Chief Executive Officer          |
| • Brooke Colbert   | Group Manager Advocacy and Engagement    |
| • Ivan Gilbert     | Group Manager Chief Executive’s Office   |
| • Gracie Karabinis | Group Manager People and Culture         |
| • Diarmuid McAlary | Director Corporate, Business and Finance |
| • Bruce Phillips   | Director Planning and Place Making       |
| • Rhys Thomas      | Senior Governance Officer                |
| • Mel Nikou        | Governance Officer                       |

#### Parental leave

- |                          |            |
|--------------------------|------------|
| • Cr Gabrielle de Vietri | Councillor |
|--------------------------|------------|

## 3. Announcements

No announcements were 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 Nguyen

**Seconded:** Councillor Crossland

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 C1606 - Tree Maintenance Services

This item is to be considered in closed session to allow consideration of private commercial information, being information provided by a business, commercial or financial undertaking that relates to trade secrets or if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage.

These grounds are applicable because the report contains information that has been submitted on a commercial in confidence basis as part of a tender process.

#### 5.2 Fairlea Netball Precinct, Yarra Bend

This item is to be considered in closed session to allow consideration of council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released.

These grounds are applicable because the report contains information which, if released, may be contrary to Council's interests in negotiations regarding the project.

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

## 6. Confirmation of minutes

### COUNCIL RESOLUTION

**Moved:** Councillor Mohamud

**Seconded:** Councillor Nguyen

That the minutes of the Council Meeting held on Tuesday 10 May 2022 be confirmed.

**CARRIED UNANIMOUSLY**

## 7. Public question time

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## 8. Council business reports

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## 9. Notices of motion

Nil

## 10. Petitions and joint letters

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10.1 Petition – Add FOGO back into the Budget		24

## 11. Questions without notice

Nil

## 12. Delegates' reports

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12.1 Councillor O'Brien – Heritage Advisory Committee		25

**13. General business**

Nil

**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.

Questioner	Question	Refer to
Robert Valentine	What is the future of Victoria Street? More police presence is needed around the injecting room.	The Director Planning and Place Making provided a response.
Suzy Stamos	Do you believe that the council had a duty of care to notify the parents of the decision regarding the gate, so parents could make informed decisions about how it would impact the safety of their children?  Given VicRoads deemed the area as unsafe and unsuitable access point to the Darebin bike path, what additional expert reports (including risk assessments surrounding Child Safety matters) did the council obtain and include in their submission prior to making its decision?	The Mayor provided a response.
James Baker	As parents of children at the school, we are considered to be 'affected parties' of the Council's decision. So what specific efforts did the Council take to notify the parents of the school?  At any time, did the Council place a public notice on the school gate or fence advising of the Council's decision to allow public access and when that access would begin?	The Mayor provided a response.
Christina Politis	Why has the council not publicly condemned the actions of the rogue, aggressive man who cut the gate down with school children and staff in attendance resulting in a lockdown occurring?	The Mayor provided a response.
Andrew Cardamis	What specific instructions were given to the contractors used by the council to remove the gates, on the left-hand side of the school, closest to the ECL building and the most vulnerable children, cut down by the Council as opposed to pedestrians using the gate on the right hand side (which is left open) closest to Administration and in direct line of security cameras?	The Mayor provided a response.

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## 8.1 Brunswick Street Oval Sporting and Community Facilities Upgrade

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**Reference** D22/109933  
**Author** Ann Limbrey - Building Projects Manager  
**Authoriser** Director City Works and Assets

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### RECOMMENDATION

**Start time: 7.30pm**

1. That Council:
  - (a) note that a public engagement on the revised design for the Brunswick Street Oval Precinct (BSOP) Redevelopment of sporting and community facilities has recently been undertaken;
  - (b) note the support for the design by the Edinburgh Gardens Sporting Community (EGSC), Sport and Recreation Victoria (SRV) and internal project stakeholders;
  - (c) endorse the revised design based on the balance of considerations in relation to the project and the outcomes from the community consultation;
  - (d) authorise officers to enter into a \$6.5 million funding agreement with Sport and Recreation Victoria for Stage 1 construction with a view to commencing Stage 1 construction in early 2023;
  - (e) authorise officers to enter into a subsequent \$6.37 million funding agreement with the State for Stage 2 construction, with the balance of funding required for Stage 2 being \$2.685 million to be referred to Council's 2023/24 and 2024/25 budgets in line with Council's Long Term Financial Plan; and
  - (f) authorise officers to submit a 52.30 State Project planning application to the Department of Environment Land Water and Planning for the project under the Yarra Planning Scheme, and an associated heritage permit application to Heritage Victoria in relation to proposed works to the heritage grandstand under the Heritage Act 2017.

### Public Submissions

*The following people addressed Council on the matter:*

*Gabrielle Murphy;*

*Richard Hinds;*

*Christopher Ryan;*

*Gemma Minuz;*

*Corbin Stevic;*

*Glenn Lampard;*

*Caitlin Jack;*

*Councillor Jolly left the meeting at 8.02pm*

*Councillor Jolly returned at 8.04pm*

*Terence Nott;*

*Nick Brodribb;*

*Ursula Chandler;*

*Dane Robrtson;*

*Adam Step;*  
*Louise Stewart;*  
*Glen McCallum; and*  
*Louise Sampson.*

## **COUNCIL RESOLUTION**

**Moved:** Councillor Wade

**Seconded:** Councillor Jolly

1. That Council:
  - (a) note that a public engagement on the revised design for the Brunswick Street Oval Precinct (BSOP) Redevelopment of sporting and community facilities has recently been undertaken;
  - (b) note the support for the design by the Edinburgh Gardens Sporting Community (EGSC), Sport and Recreation Victoria (SRV) and internal project stakeholders;
  - (c) endorse the revised design based on the balance of considerations in relation to the project and the outcomes from the community consultation;
  - (d) authorise officers to enter into a \$6.5 million funding agreement with Sport and Recreation Victoria for Stage 1 construction with a view to commencing Stage 1 construction in early 2023;
  - (e) authorise officers to enter into a subsequent \$6.37 million funding agreement with the State for Stage 2 construction, with the balance of funding required for Stage 2 being \$2.685 million to be referred to Council's 2023/24 and 2024/25 budgets in line with Council's Long Term Financial Plan; and
  - (f) authorise officers to submit a 52.30 State Project planning application to the Department of Environment Land Water and Planning for the project under the Yarra Planning Scheme, and an associated heritage permit application to Heritage Victoria in relation to proposed works to the heritage grandstand under the Heritage Act 2017.
2. That Council request that officers:
  - (a) brief Councillors on the use of the Emely Baker Building, and whether Council should consider demolishing that building to offset any lost open space as a result of this development; and
  - (b) brief Councillors of the contents of any master-planning work that has been conducted on the Edinburgh Gardens precinct since the formation of the City of Yarra in 1994 and what any further master-planning would entail.

**CARRIED UNANIMOUSLY**

*The Mayor adjourned the meeting at 8.58pm*

*The meeting resumed at 9.07pm*

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## 8.2 Fitzroy Adventure Playground Grant Report

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**Reference** D22/108456  
**Author** Nona San Pedro - Coordinator Connie Benn Centre  
**Authoriser** Acting Director Community Wellbeing

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**RECOMMENDATION** **Start time: 9.07pm**

1. That Council:
  - (a) note the site and workforce issues outlined in this report and that officers continue seek a suitable resolution for the management of the Fitzroy Adventure Playground site;
  - (b) endorse a 12-month extension (\$150,000 p.a. plus CPI) of the current funding agreement to Save the Children Australia, from 01 July 2022 until 30 June 2023, to continue delivery of the Cubbies program following the current funding agreement and subject to the following conditions:
    - (i) officers continue to monitor compliance of the agreed service agreement with Save the Children Australia including KPIs to seek external funding to increase programming hours and increase utilisation of the site; and
    - (ii) that Save the Children Australia actively seek to explore and report on partnerships with providers that can support and complement the delivery of the Cubbies program;
  - (c) request officers to report back to Council in February 2023 on future funding considerations for the Fitzroy Adventure Playground that addresses:
    - (i) the value of the Fitzroy Adventure Playground to local children and the community;
    - (ii) afterschool and holiday programs currently offered through the Fitzroy Adventure Playground are well utilised;
    - (iii) participation of children to the adventure playground and utilisation of the site at other times;
    - (iv) future opportunities though the Fitzroy precinct plan;
    - (v) the intended use and design for the site as an adventure playground;
    - (vi) facility management options for the site; and
    - (vii) resolution of maintenance requirements for the site and the community grant; and
  - (c) advocates to the Victorian and Commonwealth Governments to financially support the provision of adventure play spaces for children living in high rise public and social housing estates in Yarra.

**MOTION**

**Moved:** Councillor Mohamud **Seconded:** Councillor Jolly

1. That Council:
  - (a) note the site and workforce issues outlined in this report and that officers continue seek a suitable resolution for the management of the Fitzroy Adventure Playground site;
  - (b) endorse a 12-month extension (\$150,000 p.a. plus CPI) of the current funding agreement to Save the Children Australia, from 01 July 2022 until 30 June 2023, to continue delivery of the Cubbies program following the current funding agreement and subject to the following conditions:

- (i) officers continue to monitor compliance of the agreed service agreement with Save the Children Australia including KPIs to seek external funding to increase programming hours and increase utilisation of the site; and
- (ii) that Save the Children Australia actively seek to explore and report on partnerships with providers that can support and complement the delivery of the Cubbies program;
- (c) request officers to report back to Council in February 2023 on future funding considerations for the Fitzroy Adventure Playground that addresses:
  - (i) the value of the Fitzroy Adventure Playground to local children and the community;
  - (ii) afterschool and holiday programs currently offered through the Fitzroy Adventure Playground are well utilised;
  - (iii) participation of children to the adventure playground and utilisation of the site at other times;
  - (iv) future opportunities through the Fitzroy precinct plan;
  - (v) the intended use and design for the site as an adventure playground;
  - (vi) facility management options for the site; and
  - (vii) resolution of maintenance requirements for the site and the community grant; and
- (d) advocates to the Victorian and Commonwealth Governments to financially support the provision of adventure play spaces for children living in high rise public and social housing estates in Yarra.

*Councillor Stone suggested adding the below amendment to 1. (c):*

includes consideration of the option to bring the Fitzroy Adventure Playground facility and program under council direct management;

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

## COUNCIL RESOLUTION

**Moved:** Councillor Mohamud

**Seconded:** Councillor Jolly

1. That Council:

- (a) note the site and workforce issues outlined in this report and that officers continue seek a suitable resolution for the management of the Fitzroy Adventure Playground site;
- (b) endorse a 12-month extension (\$150,000 p.a. plus CPI) of the current funding agreement to Save the Children Australia, from 01 July 2022 until 30 June 2023, to continue delivery of the Cubbies program following the current funding agreement and subject to the following conditions:
  - (i) officers continue to monitor compliance of the agreed service agreement with Save the Children Australia including KPIs to seek external funding to increase programming hours and increase utilisation of the site; and
  - (ii) that Save the Children Australia actively seek to explore and report on partnerships with providers that can support and complement the delivery of the Cubbies program;
- (c) request officers to report back to Council in February 2023 on future funding considerations for the Fitzroy Adventure Playground that addresses:
  - (i) the value of the Fitzroy Adventure Playground to local children and the community;
  - (ii) afterschool and holiday programs currently offered through the Fitzroy Adventure Playground are well utilised;
  - (iii) participation of children to the adventure playground and utilisation of the site at other times;
  - (iv) future opportunities though the Fitzroy precinct plan;
  - (v) the intended use and design for the site as an adventure playground;
  - (vi) facility management options for the site;
  - (vii) resolution of maintenance requirements for the site and the community grant; and
  - (i) includes consideration of the option to bring the Fitzroy Adventure Playground facility and program under council direct management; and
- (d) advocates to the Victorian and Commonwealth Governments to financially support the provision of adventure play spaces for children living in high rise public and social housing estates in Yarra.

**CARRIED UNANIMOUSLY**

## 8.3 Yarra Moves Action Plan

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**Reference** D22/109901  
**Author** Grace van der Merwe - Participation Officer  
**Authoriser** Director City Works and Assets

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### RECOMMENDATION

**Start time: 9.20pm**

1. That Council:
  - (a) endorse the *Draft Yarra Moves Physical Activity Action Plan 2022-2024*.

### COUNCIL RESOLUTION

**Moved:** Councillor Stone

**Seconded:** Councillor Nguyen

1. That Council:
  - (a) endorse the *Draft Yarra Moves Physical Activity Action Plan 2022-2024*; and
  - (b) request that the Year 1 Action Plan be reported onto Council.

**CARRIED UNANIMOUSLY**

## 8.4 Melbourne Airport Third Runway Proposal

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<b>Reference</b>	D22/118401
<b>Author</b>	Bruce Phillips - Director Planning and Place Making
<b>Authoriser</b>	Director Planning and Place Making

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### **RECOMMENDATION**

**Start time: 9.29pm**

1. That Council note the officer report in relation to the third runway development plan proposal by Melbourne Airport.
2. That Council note the anticipated increase in activity at the airport as part of its 20 year plans, both insofar as aircraft movement and also on ground facilities.
3. That Council provide a submission to the 2022 Preliminary Draft Master Plan and Draft Third Runway Plan outlining:
  - (a) its interest in the proposal as it relates to the movement of aircraft over the Yarra municipality and expresses its views that due to the changed flight paths as a result of the configuration of the runways, that it may cause detrimental noise issues to the local Yarra community, and in this regard seeks further engagement and information;
  - (b) that Council has a Climate Emergency Plan that seeks to substantially reduce the use of fossil fuels in its own operations and in community emissions, and it notes the anticipated vast increase in plane movement which would only cause further use of fossil fuels and further emissions with environmental impact; and
  - (c) that it urges Melbourne Airport to actively plan for effective public transport to the airport from key access points in central Melbourne that persons can readily access in order to travel to and from the airport in sustainable ways.
4. That the Director, Planning Place Making provide a letter to this effect and for it to be submitted to Melbourne Airport on 1 June.

## COUNCIL RESOLUTION

**Moved:** Councillor Wade

**Seconded:** Councillor O'Brien

1. That Council note the officer report in relation to the third runway development plan proposal by Melbourne Airport.
2. That Council note the anticipated increase in activity at the airport as part of its 20 year plans, both insofar as aircraft movement and also on ground facilities.
3. That Council provide a submission to the 2022 Preliminary Draft Master Plan and Draft Third Runway Plan outlining:
  - (a) its interest in the proposal as it relates to the movement of aircraft over the Yarra municipality and expresses its views that due to the changed flight paths as a result of the configuration of the runways, that it may cause detrimental noise issues to the local Yarra community, and in this regard seeks further engagement and information;
  - (b) that Council has a Climate Emergency Plan that seeks to substantially reduce the use of fossil fuels in its own operations and in community emissions, and it notes the anticipated vast increase in plane movement which would only cause further use of fossil fuels and further emissions with environmental impact and thus is not supportive of a strategic vision that will see an additional runway being built and airport capacity increased. Within the context of a climate emergency we need to be rapidly reducing the emissions and air pollution caused by the transport sector to protect the health and wellbeing of our community and our planet. While better airplane fuels are being investigated and developed, projections suggest they would not ameliorate the impacts of a third runway for a long time to come;
  - (c) that high-speed rail should be established between Melbourne and Sydney, currently one of the busiest passenger air routes in the world, which may mitigate the need for additional runways at Melbourne Airport; and
  - (d) that it urges Melbourne Airport to actively plan for effective public transport to the airport from key access points in central Melbourne that persons can readily access in order to travel to and from the airport in sustainable ways before any third runway is finalised.
4. That the Director, Planning Place Making provide a letter to this effect and for it to be submitted to Melbourne Airport on 1 June.
5. That the Mayor write to State and Federal Ministers for Transport with a copy of the Council's submission.

**CARRIED**

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## 8.5 Amendment C286yara - Public Open Space Contributions (Panel Report)

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**Reference** D22/101236  
**Author** Michael Ballock - Executive Planner Strategic Projects  
**Authoriser** Director Planning and Place Making

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**RECOMMENDATION** **Start time: 9.36pm**

1. That Council:
  - (a) receive and note the Planning Panel's Interim report on Amendment C286yara, and its findings and recommendations to Council for consideration; and
  - (b) note the officer report discussing these matters and the recommended way forward for Council.
2. That Council note Chapter 8 of the Panel Report entitled *Interim open space contribution rate*, and specifically note the Panel's Conclusion on page 81 of the Report that says:

*"Council should prepare a new Planning Scheme Amendment which adopts the exhibited Amendment C286yara except for:*

  - o *The application of an interim open space contribution rate of 7.4 %*
  - o *The minor changes as set out in Appendixes D and E*

*Council should use an appropriate mechanism to submit this new Planning Scheme Amendment to the Minister for Planning for approval*

*If the Council wishes to achieve a higher final contribution rate, Council should commission a peer review of the apportionment of costs between existing and new populations and subsequently request the Panel to reconvene the Hearing for Amendment C286 to allow the Amendment to be finalised".*
3. That Council also note the Recommendation of the Panel Report on page 82 that says:

*"The Panel recommends to:*

*Prepare and seek Ministerial approval under the Planning and Environment Act 1987 for a new Planning Scheme Amendment which:*

  - (a) *Includes an open space contribution rate of 7.4 % in the Schedule to Clause 53-01.*
  - (b) *Includes exemptions in the Schedule to Clause 53-01 as set out in the version of the Schedule at Appendix D*

*Commission a peer review of the apportionment of open space Action costs between existing and new resident and worker users of open space for the purpose of justifying a higher contribution rate than the interim rate recommended by the Panel".*
4. That in the context of the above, Council now resolve to:
  - (a) pursue a new planning scheme amendment proposing the open space contribution percentage of 7.4 % for all subdivisions, and seek the approval of the Minister for Planning via a Section 20(4) provision under the Planning and Environment Act, and
  - (b) as a separate exercise, undertake a peer review of the apportionment methodology used in Amendment C 286yara, and then Council determine if it wishes to have the Planning Panel reconvened to finally determine that Amendment, with a view of possibly seeking a higher rate than 7.4 % for all subdivisions.

5. That Council note the prepared Amendment C306, as shown in the attachments to this report, to achieve recommendation 4 (a) above, and resolve to request the Minister for Planning to approve Amendment C306yara, under section 20(4) of the Planning and Environment Act 1987 as recommended by the Planning Panel.
6. That the Interim Chief Executive Officer be authorised to make any refinements required to the Attachments of Planning Scheme Amendment C306yara papers, as need be, in order to settle the documents for submission to the Minister for Planning seeking approval.
7. Further, and as a separate process, Council authorise officers to engage a suitable consultant to undertake a 'peer review' of the apportionment of the *Preliminary Opinion of Probable Costs* (POPC) of the Yarra Open Space Strategy (YOSS) Actions, based on the parameters outlined in the Interim Panel report, and that officers then provide further advice to Council on any further steps recommended.
8. That officers confirm with the Department of Environment, Land, Water and Planning whether an extension of time is required to consider the Panel's Interim Report, and if so, authorise officers to apply to the Minister for Planning for an appropriate extension of time.

## COUNCIL RESOLUTION

**Moved:** Councillor Nguyen

**Seconded:** Councillor Jolly

1. That Council:
  - (a) receive and note the Planning Panel's Interim report on Amendment C286yara, and its findings and recommendations to Council for consideration; and
  - (b) note the officer report discussing these matters and the recommended way forward for Council.
2. That Council note Chapter 8 of the Panel Report entitled *Interim open space contribution rate*, and specifically note the Panel's Conclusion on page 81 of the Report that says:

*"Council should prepare a new Planning Scheme Amendment which adopts the exhibited Amendment C286yara except for:*

  - o *The application of an interim open space contribution rate of 7.4 %*
  - o *The minor changes as set out in Appendixes D and E*

*Council should use an appropriate mechanism to submit this new Planning Scheme Amendment to the Minister for Planning for approval*

*If the Council wishes to achieve a higher final contribution rate, Council should commission a peer review of the apportionment of costs between existing and new populations and subsequently request the Panel to reconvene the Hearing for Amendment C286 to allow the Amendment to be finalised".*
3. That Council also note the Recommendation of the Panel Report on page 82 that says:

*"The Panel recommends to:*

*Prepare and seek Ministerial approval under the Planning and Environment Act 1987 for a new Planning Scheme Amendment which:*

  - (a) *Includes an open space contribution rate of 7.4 % in the Schedule to Clause 53-01.*
  - (b) *Includes exemptions in the Schedule to Clause 53-01 as set out in the version of the Schedule at Appendix D*

*Commission a peer review of the apportionment of open space Action costs between existing and new resident and worker users of open space for the purpose of justifying a higher contribution rate than the interim rate recommended by the Panel".*
4. That in the context of the above, Council now resolve to:

- (a) pursue a new planning scheme amendment proposing the open space contribution percentage of 7.4 % for all subdivisions, and seek the approval of the Minister for Planning via a Section 20(4) provision under the Planning and Environment Act, and
  - (b) as a separate exercise, undertake a peer review of the apportionment methodology used in Amendment C 286yara, and then Council determine if it wishes to have the Planning Panel reconvened to finally determine that Amendment, with a view of possibly seeking a higher rate than 7.4 % for all subdivisions.
5. That Council note the prepared Amendment C306, as shown in the attachments to this report, to achieve recommendation 4 (a) above, and resolve to request the Minister for Planning to approve Amendment C306yara, under section 20(4) of the Planning and Environment Act 1987 as recommended by the Planning Panel.
  6. That the Interim Chief Executive Officer be authorised to make any refinements required to the Attachments of Planning Scheme Amendment C306yara papers, as need be, in order to settle the documents for submission to the Minister for Planning seeking approval.
  7. Further, and as a separate process, Council authorise officers to engage a suitable consultant to undertake a 'peer review' of the apportionment of the *Preliminary Opinion of Probable Costs* (POPC) of the Yarra Open Space Strategy (YOSS) Actions, based on the parameters outlined in the Interim Panel report, and that officers then provide further advice to Council on any further steps recommended.
  8. That officers confirm with the Department of Environment, Land, Water and Planning whether an extension of time is required to consider the Panel's Interim Report, and if so, authorise officers to apply to the Minister for Planning for an appropriate extension of time.

**CARRIED UNANIMOUSLY**

*Councillor Stone left the meeting at 9.53pm, not returning*

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## 8.6 March 2022 Monthly Finance Report

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**Reference** D22/109950  
**Author** Dennis Bastas - Manager Financial Services  
**Authoriser** Chief Financial Officer

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### RECOMMENDATION

**Start time: 9.53pm**

1. That Council note:
  - (a) the March 2022 Finance Report; and
  - (b) the additional borrowing of \$20m will not take place in 2021/22, as there is no immediate cash requirement for the borrowing in 2021/22.

### COUNCIL RESOLUTION

**Moved:** Councillor Landes

**Seconded:** Councillor Crossland

1. That Council note:
  - (a) the March 2022 Finance Report; and
  - (b) the additional borrowing of \$20m will not take place in 2021/22, as there is no immediate cash requirement for the borrowing in 2021/22.

**CARRIED UNANIMOUSLY**

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## 8.7 2021/22 Annual Plan Quarterly Progress Report - March

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<b>Reference</b>	D22/115020
<b>Author</b>	Julie Wyndham - Manager Corporate Planning and Performance
<b>Authoriser</b>	Director Corporate, Business and Finance

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### RECOMMENDATION

**Start time: 10.00pm**

1. That Council:

- (a) note the 2021/22 Annual Plan Progress Report for March; and
- (b) endorse the following amendments to the actions listed below in the 2021/22 Annual Plan:

#### **2.10 National Aged Care Reforms**

Current milestones to be removed:

December Finalise Council's vision and position on its role in best supporting older people to live well in Yarra and Council's position by 31 December 2021.

March Initiate implementation of new arrangements and directions.

Milestones to be added:

June Progress service reviews to inform Council's decisions on its future in aged care.

Continue to inform Council of Federal Government decisions as they detail the final design of the Support at Home program.

#### **2.11 Restorative Care Project**

Current milestones to be deferred:

December Engage with services across Council and with local agency partners to explore and develop recommended service options that increase access and participation by younger people with disability.

March Undertake consultations with residents / service users to test proposed changes, identify other options.

June Implement new service options with internal Branches and/or local agencies and promote availability for younger people with disability.

#### **2.14 Collingwood Senior Citizens Centre (Willowview)**

Current milestones to be removed:

December Complete facility improvements including: an upgrade of the audio-visual equipment, installation of sound baffling in the centre's hall to improve the acoustics for users and replace fluorescent lighting in the hall to improve the amenity of the facility.

June Ensure key stakeholders are engaged in the Collingwood Town Hall precinct planning community engagement process.

Milestone to be added:

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June	Continue planning for facility improvements including an accessible ramp, an upgrade of the audio-visual equipment, installation of sound baffling in the centre's hall to improve the acoustics for users and replace fluorescent lighting in the hall to improve the amenity of the facility.
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**5.05 Road safety studies implementation program**

Current milestones to be deferred:

March	Commence Richmond study
June	Complete Richmond study

**COUNCIL RESOLUTION**

**Moved:** Councillor Crossland

**Seconded:** Councillor Mohamud

1. That Council:

- (a) note the 2021/22 Annual Plan Progress Report for March; and
- (b) endorse the following amendments to the actions listed below in the 2021/22 Annual Plan:

**2.10 National Aged Care Reforms**

Current milestones to be removed:

December Finalise Council's vision and position on its role in best supporting older people to live well in Yarra and Council's position by 31 December 2021.

March Initiate implementation of new arrangements and directions.

Milestones to be added:

June Progress service reviews to inform Council's decisions on its future in aged care.

Continue to inform Council of Federal Government decisions as they detail the final design of the Support at Home program.

**2.11 Restorative Care Project**

Current milestones to be deferred:

December Engage with services across Council and with local agency partners to explore and develop recommended service options that increase access and participation by younger people with disability.

March Undertake consultations with residents / service users to test proposed changes, identify other options.

June Implement new service options with internal Branches and/or local agencies and promote availability for younger people with disability.

**2.14 Collingwood Senior Citizens Centre (Willowview)**

Current milestones to be removed:

December Complete facility improvements including: an upgrade of the audio-visual equipment, installation of sound baffling in the centre's hall to improve the acoustics for users and replace fluorescent lighting in the hall to improve the amenity of the facility.

June                      Ensure key stakeholders are engaged in the Collingwood Town Hall precinct planning community engagement process.

Milestone to be added:

June                      Continue planning for facility improvements including an accessible ramp, an upgrade of the audio-visual equipment, installation of sound baffling in the centre's hall to improve the acoustics for users and replace fluorescent lighting in the hall to improve the amenity of the facility.

**5.05            Road safety studies implementation program**

Current milestones to be deferred:

March                    Commence Richmond study

June                      Complete Richmond study

**CARRIED UNANIMOUSLY**

## 8.8 Governance Rules Review 2022

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<b>Reference</b>	D22/117813
<b>Author</b>	Rhys Thomas - Senior Governance Advisor
<b>Authoriser</b>	Group Manager Chief Executive's Office

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### **RECOMMENDATION**

**Start time: 10.03pm**

1. That Council endorse the following Directions Papers for the purposes of community engagement:
  - (a) Directions Paper 1 – Mayoral Election;
  - (b) Directions Paper 2 – Urgent Business;
  - (c) Directions Paper 3 – Notices of Motion;
  - (d) Directions Paper 4 – Motions and Debate;
  - (e) Directions Paper 5 – Notices of Rescission;
  - (f) Directions Paper 6 – Points of Order;
  - (g) Directions Paper 7 – Public Question Time;
  - (h) Directions Paper 8 – Public Submissions;
  - (i) Directions Paper 9 – Petitions and Joint Letters;
  - (j) Directions Paper 10 – General Business;
  - (k) Directions Paper 11 – Delegates Reports;
  - (l) Directions Paper 12 – Electronic Meetings; and
  - (m) Directions Paper 13 – Councillor Forums.
2. That officers commence community consultation as set out in this report and provide a further report to Council including the outcomes of the community engagement process and any recommended amendments to the Governance Rules.

## **COUNCIL RESOLUTION**

**Moved:** Councillor Wade

**Seconded:** Councillor Landes

1. That Council endorse the following Directions Papers for the purposes of community engagement:
  - (a) Directions Paper 1 – Mayoral Election;
  - (b) Directions Paper 2 – Urgent Business;
  - (c) Directions Paper 3 – Notices of Motion;
  - (d) Directions Paper 4 – Motions and Debate;
  - (e) Directions Paper 5 – Notices of Rescission;
  - (f) Directions Paper 6 – Points of Order;
  - (g) Directions Paper 7 – Public Question Time;
  - (h) Directions Paper 8 – Public Submissions;
  - (i) Directions Paper 9 – Petitions and Joint Letters;
  - (j) Directions Paper 10 – General Business;
  - (k) Directions Paper 11 – Delegates Reports;
  - (l) Directions Paper 12 – Electronic Meetings; and
  - (m) Directions Paper 13 – Councillor Forums.
2. That officers commence community consultation as set out in this report and provide a further report to Council including the outcomes of the community engagement process and any recommended amendments to the Governance Rules.
3. That officers conduct further work on the interplay between community submissions and community consultation processes at the City of Yarra, with a view to adopting further changes that benefit community input into Council processes alongside the final governance rule changes.

**CARRIED**

## 9. Notices of motion

Nil

## 10. Petitions and joint letters

### 10.1 Petition – Add FOGO back into the Budget

Reference: D22/129252

A petition from Yarra residents containing 75 signatures are seeking that Council consider returning the ongoing funding for the FOGO initiative to the 2022/23 budget, without an additional waste service charge.

#### **COUNCIL RESOLUTION**

**Moved:** Councillor Jolly

**Seconded:** Councillor O'Brien

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

**CARRIED UNANIMOUSLY**

## 11. Questions without notice

Nil

## 12. Delegates' reports

### 12.1 Councillor O'Brien – Heritage Advisory Committee

Start time: 10.17pm

<b>Committee</b>	Heritage Advisory Committee
<b>Appointed Councillors</b>	O'Brien, Crossland and Mohamud
<b>Date of Committee Meeting</b>	26 April 2022
<b>Date of Report</b>	31 May 2022
<b>Report Author</b>	Bridgid O'Brien

The Committee met on 26 April 2022. Cr O'Brien and Cr Crossland were in attendance and provide this report to Council.

Agenda items for this meeting included:

#### 1. Heritage Strategy progress and reporting

- Yarra's Heritage Officer circulated an implementation table with the status of various actions prior to this meeting. She pointed out that implementation responsibility for more than 50 % of the actions sits with her apart from many other actions where she also has significant responsibility. This points out the need to provide more staffing and funding resources.
- A short analysis by one of the HAC members was also circulated indicating that the Strategy as designed will fail given it is 2.5 years in and little progress has been made to resource its targets. The issue of resourcing various actions and a heritage department was considered during the adoption of the Heritage Strategy in 2019, when it was agreed that the strategy will need to be appropriately resourced through the yearly budget process.
- The assessment that the strategy will fail given current resourcing was discussed. It was observed that a need to provide detailed time frames for each action based on their priority. The current time frames on the implementation table of 0-5 years and 0-10 years do not indicate priority of the actions appropriately.
- It was noted the operational as well as strategic project portfolio work of the Heritage Strategy has been put upon Yarra's Heritage Officer and that the strategy progress to date reflects the lack of funding for the Strategy.
- It was recommended that budget be shifted from Statutory Planning (where significant efficiencies will be gained from the new approved instrument of delegation) to the Heritage department.
- It was suggested training work be prioritised. This led to a discussion on the need to identify the time sensitive future priority projects. It was highlighted some more strategic projects such as the preparation and implementation of the heritage interpretation strategy and projects, review of Yarra's Thematic History, actions related to promotion of Aboriginal Heritage, preparation of a restoration and conservation guide and graffiti management of heritage places need to be of high priority. The urgent implementation of the above projects including setting up of a heritage department which is a key action listed in the Heritage Strategy require urgent additional resourcing.

- It was pointed out that the draft budget is out for consultation. HAC members could provide a list of time sensitive projects.
- HAC members expressed a desire to invite relevant Council managers or Officers to present on the Heritage Strategy elements in their areas to ensure that HAC have opportunity to review progress of actions of the strategy.

***HAC request Councillors to consider moving budget from other areas of Council to heritage so that the Heritage Strategy will not fail.***

## 2. Linear Parklands (Old Railway Reserve) CMP

Michael Cook presented on the work so far and the approach adopted for the Linear Parklands CMP.

- He informed HAC that a new masterplan will be finalised by the end of June. The project runs across three Council's land and that there is a need to strengthen the linear corridor and spatial relationship of various elements (old rail tracks, station building, platforms, planting and power stanchions etc).
- He also pointed out the need for a whole of place interpretation system to express the history of the place.
- HAC members noted the section in the Edinburgh Gardens and the related pines and also the need for an additional Heritage Overlay for one strip of the parklands within Yarra was pointed out.
- It was noted this CMP will be used as a reference document for any future works.
- It was mentioned that the CMP needs to include recommendations for proper management archaeological aspects during works.
- Overall, HAC were very pleased with the work being done and considered that the document should be adopted by council when completed so that it has a weight in the future decision making in the area.

***HAC recommends that the completed CMP be presented to Council for adoption so that it is appropriately considered in future works.***

## 3. Brunswick Street Oval sporting and community facilities

- Council Officers provided a background to this project and presented the exhibited designs. They noted that HAC members have already been informed about the opportunity to provide feedback through Your Say Yarra consultation, which ends tomorrow.
- It was noted that the new pavilion design should be sympathetic to and should provide nods to the heritage grandstand. The current proposal appears to block views of the existing grandstand which should be avoided.
- Square on views requested to be obtained from the architects.
- It was noted views should be drawn from 1.6m rather than truck height.

It was also suggested that a better roof design could be a gable roof with verandah to provide a better design relationship to the grandstand and a trellis like structure on the ground floor. It was also suggested that the design should aspire for improved ESD outcomes.

- HAC expressed concern that the proposal blocks views to the oval and heritage grandstand from Brunswick and Church Streets.

- Officers explained the site constraints and impacts to the trees for other locations. They noted that the current location has the most minimal impact on trees.
- HAC members also asserted that better solutions are needed for the design of elements proposed for the heritage grandstand security.
- HAC also suggested that the ground floor of the grandstand could be reconsidered to provide better active uses for the whole community and not restricted just for sports related activities.

***HAC recommends that Officers organise further discussions with HV regarding the use of the ground floor of the heritage grandstand and security.***

4. Yarra Heritage Advisory Committee Term and the Application Process.

RS informed that the current term of the existing Committee (HAC) will end on the 30<sup>th</sup> of June 2022. Council will be initiating an application process in the first week of May. Expression of Interest for the HAC membership will be advertised on Yarra's website.

5. VHRF: Activity Centre Heritage Façade Conservation Guidelines

Yarra's Heritage Officer provided a brief on the VHRF Activity Centre Heritage Façade Conservation Guidelines approved by the Council for its testing for two years.

**HAC suggested that it should be promoted through Yarra News.**

6. Updates

HAC was informed that the Council has made submissions on the WH Strategic Vision and the Parliamentary Inquiry.

7. Other Matters

- C269: It was noted that addressing neighbourhood character in planning, graffiti on heritage buildings and that further future work on the landmarks policy is needed for a new Planning Scheme Amendment.

The LGBTIQ+ Thematic study with statements of significance could get underway in the coming financial year.

**COUNCIL RESOLUTION**

**Moved:** Councillor O'Brien

**Seconded:** Councillor Crossland

1. That Council:

- (a) note this Delegate's Report; and
- (b) thank the Heritage Advisory Committee members for their expertise and advice.

**CARRIED UNANIMOUSLY**

### **13. General Business**

Nil

**Conclusion**

The meeting concluded at 10.22pm.

Confirmed Thursday 23 June 2022

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Mayor