



MEETING OF THE PORT PHILLIP CITY COUNCIL

MINUTES

18 AUGUST 2021



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**MINUTES OF THE MEETING OF THE PORT PHILLIP CITY COUNCIL
HELD VIRTUALLY ON 18 AUGUST 2021**

The meeting opened at 6:30pm.

PRESENT

Cr Crawford (Chairperson), Cr Baxter, Cr Bond, Cr Clark, Cr Copey, Cr Cunsolo, Cr Martin, Cr Pearl, Cr Sirakoff.

IN ATTENDANCE

Peter Smith, Chief Executive Officer, Brian Tee, Acting General Manager Development Transport and City Amenity, Tony Keenan, General Manager Community Wellbeing and Inclusion, Chris Carroll, General Manager Customer Operations and Infrastructure, Kylie Bennetts, General Manager City Growth and Organisational Capability, Rachel Russell, Manager Governance and Organisational Performance, Kirsty Pearce, Head of Governance, Rebecca Purvis, Governance Officer, Emily Williams, Council Meetings Officer, Lauren Bialkower, Manager City Growth and Culture, Lachlan Johnson, Executive Manager Construction Contracts and Operations, Lauren Bialkower, Manager City Growth and Culture, Gaye Stewart, Manager Community Services, Sharon Buck, Coordinator Independent Living, Joanne McNeill, Executive Manager, Property and Assets, Rod Pringle, Head of Property and Workplace Operations, Anthony Savenkov, Head of Real Estate Portfolio (Development & Transactions).

The City of Port Phillip respectfully acknowledges the traditional owners of the land we meet on. We pay our respect to their Elders, both past and present. We acknowledge and uphold their continuing relationship to this land.

Prior to commencing formal proceedings, the Mayor delivered the following speech.

'I'd like to begin this evening by saying a few words about the current situation we find ourselves in, in Victoria and I also wanted to acknowledge the Afghan members of our community, and those who are connected to Afghanistan, given the human tragedy that is unfolding in that country. Our thoughts and best wishes are with you and your families and loved ones at this very distressing time.

Here in Victoria we are in the midst of our 6th lockdown and the Councillors and I understand the impact on the mental wellbeing of our residents and our community, those who are isolated and unable to connect with family and friends, or who are trying to juggle caring responsibilities with working from home and the great frustration of business owners who are desperately trying to keep their business alive.

We understand how difficult it is and we and our officers are doing everything we can to try and support you.

In the City of Port Phillip, we pride ourselves on being a welcoming, diverse and inclusive community. A community where differences are not just tolerated but respected. This is our DNA as a community, we may disagree with each other, but we respect different views and positions.

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It has therefore been very distressing to recently witness and experience the increasing number of posts on social media, anonymous and abusive messages being left on Councillor's voicemail and overly aggressive emails being sent to Councillors and staff, that are clearly personal attacks on the Councillor or staff members integrity and professionalism.

Each meeting, I remind attendees that any member of the public addressing Council must extend due courtesy and respect to Council and the processes under which it operates and must take direction from the Chair whenever called on to do so. Speakers must remain respectful and statements or questions must not be defamatory, offensive or objectionable, aimed at embarrassing a Councillor or a member of Council staff; or relate to a matter outside the powers of the Council.

These are not just words that I read out every meeting.

They are a reminder to all our community members, that whilst the Councillors and I and the staff are here to serve you as public officials, we serve you best by being able to operate without fear of coercion, or personal attacks and threats or feeling bullied into making a particular decision.

This sort of aggressive behaviour from a small number of members of our community towards Councillors and staff is not OK. Not just because coercion of a public official is potentially an offence but because respect and tolerance are at the heart of the democratic system that we work and live in.

It is also not OK to abuse, bully or personally attack others in the community who have different views to you.

It's also not OK to blame sections of our community for the situation that we all find ourselves in, particularly, when that involves discrimination on the basis of a persons cultural background or beliefs.

This even more important, when we are all feeling the impacts of these ongoing lockdowns.

This is not a time to blame others, rather, it is a time for tolerance, for giving others the benefit of the doubt and for reaching out to help others where we can, no matter how small the act of kindness. As the Mayor, I have asked councillors to lead in this space – to be respectful in acknowledging our different views, seek to collaborate with each other and our community, not to divide nor create unnecessary stress and angst in our community and instead show concern for each other's welfare and the welfare of those we say we represent.

Thank you to those of you in our community who have always acted in this way, you make a huge difference to our collective wellbeing and your kindness is greatly appreciated'



1. APOLOGIES

Nil.

2. CONFIRMATION OF MINUTES

MOVED Crs Martin/Bond

That the minutes of the Meeting of the Port Phillip City Council held on 4 August 2021 be confirmed.

The vote was taken under DIVISION.

FOR: Crs Baxter, Crawford, Cunsolo, Bond, Sirakoff, Copsey, Martin, Pearl and Clark

AGAINST: Nil

The MOTION was CARRIED unanimously.

3. DECLARATIONS OF CONFLICTS OF INTEREST

Peter Smith, Chief Executive Officer, declared an interest in confidential items: 17.1 CEO Performance Appraisal, 17.2 CEO Remuneration, and 17.3 CEO Employment Matters Committee. Mr Smith advised that he would not attend the Confidential meeting of Council and that Claire Stevens, Executive Manager People Culture and Safety will assume his chair during discussion of these items.

4. PUBLIC QUESTION TIME AND SUBMISSIONS

The following submissions were made verbally and can be listened to in full on our website: <http://webcast.portphillip.vic.gov.au/archive.php>

Public Question Time:

- **Ann Byrne:** Firstly, in early July after submissions from residents Council decided to withdraw the proposed Festival Guidelines. It is now mid-August and I note that there is no agenda item on the revised Guidelines. Whilst the Guidelines are in limbo - no money has been released from the Festival Fund when two distributions should have occurred. When will, this money be made available? What has happened to the organisations who sought funding in earlier rounds? Secondly, in our budget submission CAPP called on Council to revisit the arts and creative budget to ensure that the support provided is one that allows the arts and creative sectors to continue to flourish in this city. As we are now in our 6th lockdown and the arts community of Port Phillip are once again doing it tough, what provisions are being made to assist local artists at this time?

Kylie Bennetts, General Manager City Growth and Organisational Capability advised that with respect to the festivals guidelines, independent legal advice has been sought on this matter. It has taken some time to receive this full advice with officers receiving full advice yesterday afternoon. Officers are currently considering this legal advice and plan to discuss the matter further with Councillors shortly and we hope to then be a position to update our community shortly after discussing the matter with Councillors. With respect to the second



question, Council has recommitted its support for this sector by allocating almost \$9 million to initiatives involving arts, culture and festivals. The details of many of these initiatives and programs can be found in the new Council Plan and Budget which is available for download via Council's website. We have also developed a separate document for the community which outlines the investment that Council is making in that area.

- **Alan Wrenshaw:** Why does Council hold an event (St Kilda Festival) that benefits only the traders in St Kilda and not most of the traders in Port Phillip? Why doesn't Council charge non-residents of Port Phillip entrance to the festival? I propose that Council sets an example to Melbournians as a responsible organisation, and not hold the festival until Covid-19 is under control. I also propose, for all future festivals, Council charges entry to non-Port Phillip residents.

Kylie Bennetts, General Manager City Growth and Organisational Capability advised that officers are currently in the process of briefing Councillors on the St Kilda Festival. At this stage it is intended that a report will be presented at the Council meeting on 1 September 2021 to enable Councillors to make a decision on the 2022 event. There will certainly be an opportunity for our community to provide their views on that paper at that public Council meeting.

Council Report Submissions:

Item 7.1 Petition - Requesting removal of Norfolk Island Hibiscus Trees on Park Street, South Melbourne

- Carolyn Hosking
- Cameron Fletcher
- Philip Stuchbery

Item 7.2 Petition - City of Port Phillip to reverse their decision in relation to the Skyline Ferris Wheel Permit

- Travis Atkins
- Mary Stuart
- Angela Dawson
- Terry Jones

Item 7.3 Petition – Hoon Driving in Port Melbourne

- Tim Norman

Item 13.4 Intention to Sell Parcel "A" (39-47 Camden Street, Balaclava) - considering submissions in response to public notice

- Justin Halliday
- Dick Gross
- Helen Halliday
- Colin Sindall

Item 14.1 Notice of Motion – Councillor Andrew Bond - St Kilda Triangle Market Sounding and project planning

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- Peter Holland
- Krystyna Kynst
- David Brand

The following submissions were read out in summary by an officer:

Public Question Time:

- **Adrian Jackson:** While council continues to maintain core function services, like rubbish collection, through COVID 19 and the never-ending lockdowns there are non-core tasks that council staff or contractors can be limited in doing or can't do at all. For example, funding and planning for grants, events and festivals as well as funded external organisations like Linden Modern Art Gallery and Gas Works Art Park which have to close often. Is council considering any staff reductions, if not, why not? Will council sell potential surplus buildings, like the Linden Gallery, if they are mostly closed due to lockdowns?

Kylie Bennetts, General Manager City Growth and Organisational Capability advised that Council continues to comply with Government guidelines throughout the COVID-19 pandemic including ensuring business continuity, a COVID safe workplace and delivery of both essential services and a range of Council priorities. Throughout the pandemic, Council has worked to adjust Council services in line with COVID restrictions as they shift and change. We have also introduced new ways of delivering services, for example the library is delivering a click and collect service for our community. Many staff are set up and supported to work effectively from home throughout the pandemic. Where staff are unable to undertake their usual roles Managers are finding alternate work and/or supporting staff to access leave entitlements where applicable. Linden New Art and Gasworks Arts Park have both continued to operate during the pandemic. Linden has offered a range of online programs, exhibitions and children's activities whilst Gasworks has continued to operate its artist studios, café and Farmers Market. Council continue to monitor resourcing and the impact of COVID on a regular basis.

- **Adrian Jackson:** Why is council obsessed with live music, predominately in St Kilda, as music is not a core function of the council? Why is the council permitting foreshore or car park music shows, to the detriment of other park users, parking motorists, local shops and restaurants?

Kylie Bennetts, General Manager City Growth and Organisational Capability advised that Live music has long been an essential part of everyday life in the City of Port Phillip. From our iconic music venues to our unique festivals, our music schools and institutions to our buskers and community groups, this city is known for live music and celebrated for it. Live music impacts many parts of the community, including those that participate in, work with or attend live music events, local businesses that benefit from resulting visitation, or residents who use it as a mechanism to connect. The Palace Foreshore event was unanimously endorsed by Councillors last meeting as a key initiative to attract economic benefit to St Kilda, support musicians and crew and benefit local businesses.

- **Adrian Jackson:** With ongoing lockdowns which have strict rules about going outside why is the stand alone pavilion in Armstrong St, that surrounds the palm tree at the intersections of Canterbury PI, Erskine St and Armstrong St, not closed or demolished? Last week local two food stores had COVID19 incidents, which got national media



attention, when is council going to take action on these potential virus spreader structures, including pub and cafe parklets as well?

Lauren Bialkower, Manager City Growth and Culture advised the activation Mr. Jackson mentions involves colourful decking around the palm tree, rather than a pavilion. There has been no instruction from the Department of Health and Human services (DHHS) to remove such infrastructure as part of the current COVID related restrictions. Parklets are a key component of allowing hospitality traders to operate in a COVID safe manner and we have not received advice from DHHS that these parklets, nor temporary furniture such as in Middle Park increase transmission of COVID-19.

Council Report Submissions:

Item 13.4 Intention to Sell Parcel "A" (39-47 Camden Street, Balaclava) - considering submissions in response to public notice

- John Spierings

Item 14.1 Notice of Motion – Councillor Andrew Bond - St Kilda Triangle Market Sounding and project planning

- Alan West

5 COUNCILLOR QUESTION TIME

Nil.

6 SEALING SCHEDULE

Nil.

7. PETITIONS AND JOINT LETTERS

7.1 Petition - Requesting removal of Norfolk Island Hibiscus Trees on Park Street, South Melbourne .

A Petition containing 46 signatures was received from local residents.

MOVED Crs Baxter/Cunsolo

That Council:

1. Receives and notes the Petition; and
2. Notes Officers will provide a response to the 15 September Council meeting.

The vote was taken under DIVISION.

FOR: Crs Baxter, Crawford, Cunsolo, Bond, Sirakoff, Copsey, Martin, Pearl and Clark

AGAINST: Nil

The MOTION was CARRIED



7.2 Petition - City of Port Phillip to reverse their decision in relation to the Skyline Ferris Wheel Permit

A Petition containing 124 signatures, was received via petitions.net.

MOVED Crs Martin/Crawford

That Council:

1. Thanks the community for their petition and acknowledges the economic shock associated with responding to the health challenge of COVID-19 and the subsequent needs of local traders.
2. Notes that the Skyline Ferris Wheel activation is likely to bring significant local economic benefit to traders.
3. Notes that the Ferris Wheel is a family friendly way to increase visitation to local trader areas, attracting locals as well as inner metro visitors at a time when international and national visitation is impacted by health order restrictions to travel.
4. Notes that other options for a viable location have not been identified.
5. Supports the provisional approval for an event permit for the Skyline Ferris Wheel to operate from South Beach Reserve from October 2021 to March 2022 pending consent from DELWP, DJPR and other stakeholders such as Victoria Police.
6. Supports a 1+1 year extension pending a post event review being brought to Council, which will evaluate local economic and social benefits delivered from the event.

The vote was taken under DIVISION.

FOR: Crs Baxter, Crawford, Cunsolo and Martin

AGAINST: Crs Bond, Sirakoff, Copsey, Pearl and Clark

The MOTION was LOST.

Moved Crs Copsey/Bond

That Council:

1. Thanks the community for their petition and acknowledges the challenges associated with responding to the health challenge of COVID-19 and the subsequent needs of local traders.
2. Notes that Council considered this matter at its meeting on 21 July 2021, and the officer's recommendation:
That Council:
 - 3.1 Notes this request.
 - 3.2 Agrees to issuing a permit for the Skyline Ferris Wheel to operate from South Beach Reserve from October 2021 to March 2022 with the possibility of a 1+1 year extension pending a post event review (which will include evaluation of the local economic and social benefits delivered from the event, feedback from local traders, other event stakeholders and the community) as well as consent from DELWP.
 - 3.3 That any permit for an extension be brought back to Council for consideration.
3. Notes that the motion was lost at the meeting of 21 July 2021, and therefore there has been no formal decision of Council that can be rescinded or reversed, as requested by the petition.



4. Notes that officers have extensively investigated alternate locations and no other appropriate sites have been identified.
5. Notifies the petitioners of the outcomes of Council's deliberations in this matter.

The vote was taken under DIVISION.

FOR: Crs Bond, Sirakoff, Copsey, Pearl and Clark

AGAINST: Crs Baxter, Crawford, Cunsolo and Martin

The MOTION was CARRIED.

7.3 Petition – Hoon Driving in Port Melbourne

A Petition containing 8 signatures, was received from the Port Melbourne Road Safety Group.

MOVED Crs Martin/Copsey

That Council:

1. Receives and notes the Petition; and
2. Notes Officers will provide a response to the 15 September Council meeting.

The vote was taken under DIVISION.

FOR: Crs Baxter, Crawford, Cunsolo, Bond, Sirakoff, Copsey, Martin and Clark

AGAINST: Nil

A vote was taken and the MOTION was CARRIED.

Cr Pearl left the meeting at 8.10 and gave his apologies for the remainder of the meeting.

The Mayor adjourned the meeting for a break at 8:10pm.

The meeting resumed at 8.20pm.

8. PRESENTATION OF CEO REPORT

8.1 Presentation of CEO Report - Issue 77

The following questions were taken on notice during discussion of the item:

Councillor Clark: Regarding the Community Electronic Vehicle program, it states that this will be implemented with a no or low cost as a result of the Expression of Interest. Can officers outline what the costs might potentially be?

Kylie Bennetts, General Manager City Growth and Organisational Performance took the question on notice.



Councillor Clark: raised concerns on behalf of a resident regarding lack of canopy cover, loose stones creating trip hazards and graffiti management at the Bothwell Street, Woody Meadow. Can officers provide an update on these works and if there are any plans in place to remove the graffiti?

Peter Smith Chief Executive Officer took the question on notice.

Purpose

- 1.1 To provide Council with a regular update from the Chief Executive Officer regarding Council's activities and performance.

RECOMMENDATION

That Council:

- 3.1 Notes the CEO Report Issue 77 (provided as Attachment 1) including changes to budget forecasts and project portfolio identified in June 2021.

The vote was taken under DIVISION.

FOR: Crs Baxter, Crawford, Cunsolo, Bond, Sirakoff, Copsey, Martin and Clark

AGAINST: Nil

The MOTION was CARRIED unanimously.

9. INCLUSIVE PORT PHILLIP

9.1 Award of Contract for Provision of Delivered Meals

Purpose

- 1.1 To seek Council approval to enter into Contract 00064 - Provision of Delivered Meals with The Trustee for Cuisine Fresh Family Trust T/As Choice Fresh Meals.

MOVED Crs Bond/Martin

That Council:

- 3.1 Enters into Contract 00064 with The Trustee for Cuisine Fresh Family Trust T/As Choice Fresh Meals for a two year period commencing 29 October 2021 with three one-year options to extend the contract.
- 3.2 Affixes the Common Seal of the Port Phillip City Council to Contract 00064 between Council and The Trustee for Cuisine Fresh Family Trust T/As Choice Fresh Meals.

The vote was taken under DIVISION.

FOR: Crs Baxter, Crawford, Cunsolo, Bond, Sirakoff, Copsey, Martin and Clark

AGAINST: Nil

The MOTION was CARRIED unanimously.



9.2 Terms of Reference for LGBTIQA+ Advisory Committee

Purpose

- 1.1 To present a draft Terms of Reference (ToR) for Council endorsement to progress recruitment and establishment of an LGBTIQA+ Advisory Committee.

MOVED Crs Martin/Copsey

That Council:

- 3.1 Endorse the Terms of Reference for the LGBTIQA+ Advisory Committee as provided at Attachment 1 to this report.
- 3.2 Receive a further report in October 2021, following a public recruitment process, to formally appoint members to the LGBTIQA+ Advisory Committee.

The vote was taken under **DIVISION**.

FOR: Crs Baxter, Crawford, Cunsolo, Bond, Sirakoff, Copsey, Martin and Clark

AGAINST: Nil

The **MOTION** was **CARRIED** unanimously.

10. LIVEABLE PORT PHILLIP

Nil.

11. SUSTAINABLE PORT PHILLIP

Nil.

12. VIBRANT PORT PHILLIP

12.1 Small Business Friendly Council Charter

Purpose

- 1.1 To discuss the Victorian Small Business Commission's request for the City of Port Phillip to sign the Commission's Small Business Friendly Council Charter.

MOVED Crs Copsey/Crawford

That Council:

- 3.1 Sign the VSBC's Small Business Friendly Council Charter.
- 3.2 Work towards fulfilling each commitment within the first 12 months of signing the charter and provide a progress report to Council and the Victorian Small Business Commission at the end of this period.



- 3.3 Notes officers will provide feedback as required to the Victorian Small Business Commission to enable them to review the value of the charter and if necessary, work with them to modify this as appropriate after 12 months. Any proposed material change to the Charter would be brought back to Council for consideration.
- 3.4 Promote the initiative to the City of Port Phillip business community via our communications channels, business e-newsletter and the Prosperous Port Phillip Business Advisory Group.

The vote was taken under DIVISION.

FOR: Crs Baxter, Crawford, Cunsolo, Bond, Sirakoff, Copsey, Martin and Clark

AGAINST: Nil

The MOTION was CARRIED.

13. WELL GOVERNED PORT PHILLIP

13.1 Procurement Policy

Purpose

- 1.1 To outline the process that is proposed for Council to achieve compliance with the procurement requirements of the 2020 Local Government Act.
- 1.2 To outline Council's current Procurement Policy.
- 1.3 To commence a submission period and invite members of the public to make submissions on Council's Procurement Policy

MOVED Crs Copsey/Bond

That Council:

- 3.1 Notes the requirements of the Local Government Act 2020 for Council to prepare a Procurement Policy;
- 3.2 Notes that Council's current Procurement Policy provides a sound foundation upon which to base the review and update to achieve compliance with the Local Government Act 2020 requirements.
- 3.2 Endorses the consultation period of community engagement on the new Procurement Policy and encourages the community to provide input into the process.

The vote was taken under DIVISION.

FOR: Crs Baxter, Crawford, Cunsolo, Bond, Sirakoff, Copsey, Martin and Clark

AGAINST: Nil

The MOTION was CARRIED.



13.2 Asset Management Policy

Purpose

- 1.1 The Asset Management Policy is best practice compliant to Part 4, section 92 of the Local Government Act, (the Act) 2020 in relation to asset plans.

MOVED Crs Bond/Martin

That Council:

- 3.1 Adopt the 2021-2025 Asset Management Policy.
- 3.2 Authorises the Chief Executive Officer to finalise the document and make any minor editorial amendments that do not materially alter the intent of the policy.

The vote was taken under DIVISION.

FOR: Crs Baxter, Crawford, Cunsolo, Bond, Sirakoff, Copsey, Martin and Clark

AGAINST: Nil

The MOTION was CARRIED unanimously.

The Mayor adjourned the meeting for a break at 8:55pm to enable officers to attend to a technical fault.

The meeting resumed at 9:00pm

13.3 28 Milton Street, Elwood: relinquishment of leasehold interest

Purpose

- 1.1 To recommend that Council surrender its leasehold interest in 28 Milton Street, Elwood, to the State Government, for continued use as social rental housing.

MOVED Crs Crawford/Sirakoff

That Council:

- 3.1 Instructs Officers to negotiate a surrender of its lease of 28 Milton Street, Elwood, including ending any agreement(s) from which that lease interest directly arose.
- 3.2 Notes that the surrender shall not require Council to pay compensation in consideration of the surrender.
- 3.3 Authorises the Chief Executive Officer (or their delegate) to execute the relevant agreement(s) to surrender the lease and relinquish Port Phillip City Council's role in 28 Milton Street, Elwood, including affixing the Seal of Port Phillip Council, should that be necessary.
- 3.4 Notes that nothing in this recommendation is intended to change the property's ownership by the Director of Housing, nor its use as social housing.

The vote was taken under DIVISION.

FOR: Crs Baxter, Crawford, Cunsolo, Bond, Sirakoff, Copsey, Martin and Clark

AGAINST: Nil

The MOTION was CARRIED unanimously.



13.4 Intention to Sell Parcel "A" (39-47 Camden Street, Balaclava) - considering submissions in response to public notice

Purpose

- 1.1 To consider submissions received in response to a notice published in accordance with section 189 of the *Local Government Act 1989* advising of City of Port Phillip's intention to sell land at 39-47 Camden Street, Balaclava, by private treaty through the exercise of a put option, after offering the property to the market through a competitive public process, and should it not sell the property as a result of that process.

MOVED Crs Copsey/Bond

That Council:

- 3.1 Notes that it has received, heard and considered the submission in response to its Notice of Intention to Sell 39-47 Camden Street, Balaclava, being Parcel "A" in the Balaclava Retail Renewal Precinct, by private treaty through the exercise of a put option.
- 3.2 Resolves to sell 39-47 Camden Street, Balaclava, by exercise of a put option, after offering the property to the market through a competitive public process, and should it not sell the property as a result of that competitive process, that put option requiring the purchase of the property for no less than market value, and with an obligation to provide no less than 55 car bays for use by the public.
- 3.3 Advises the submitter of the decision to sell the land and the reason(s) for the decision.

The vote was taken under DIVISION.

FOR: Crs Baxter, Crawford, Bond, Sirakoff, Copsey, Martin and Clark

AGAINST: Cr Cunsolo

The MOTION was CARRIED.

13.5 Presentation of Annual Report - Palais Theatre Year 4

Purpose

- 1.1 To present the Annual Report as required by the Lease for the activities undertaken by Live Nation at Palais Theatre for the period ended 31 March 2021.

MOVED Crs Bond/Copsey

That Council:

- 3.1 Accepts and notes the Palais Theatre Annual Report and declares it is satisfied with the activities undertaken by Live Nation for the period ended 31 March 2021.

The vote was taken under DIVISION.

FOR: Crs Baxter, Crawford, Cunsolo, Bond, Sirakoff, Copsey, Martin and Clark

AGAINST: Nil

The MOTION was CARRIED.



14. NOTICES OF MOTION

14.1 Notice of Motion - Councillor Andrew Bond – St Kilda Triangle Market Sounding and project planning

MOVED Crs Bond/Crawford

That Council:-

1. Notes that the St Kilda Triangle, located next to the Palais Theatre in St Kilda and currently a car park, is a unique opportunity as one of Melbourne's last bayside renewal sites.
2. Notes that the 2016 St Kilda Triangle Masterplan outlines the Council and the community's agreed future aspiration for the development of the Triangle site, establishing a vision for the Triangle site, and a framework that outlines where built structures should be located on the site, details of the structures including size, the character of the public realm and the connections to the broader precinct.
3. Requests the CEO to:
 - a. Provide a report to Council on the costs, high level approach, staging and broad timeframes required to undertake planning and initial market sounding for the key commercial elements of the site as described in the 2016 St Kilda Triangle Masterplan, including carparking, a cultural institution and hotel, to test the level of interest in the market and inform the design of a future procurement process and a project delivery approach.
 - b. Begin discussions with State Government about support to deliver the St Kilda Triangle Masterplan, including the development of a business case for investment in the St Kilda Triangle.
4. Notes that this work is aligned with Council's commitment in the Council Plan, that "We will partner with other levels of Government and key stakeholders on the activation of key public spaces".

AMENDMENT

MOVED Crs Martin/Cunsolo

That the following changes (*displayed in italics*) be made to part three of the motion:

3. Requests the CEO to:
 - a. Provide a report to Council on the costs, high level approach, staging and broad timeframes required to undertake planning and initial market sounding for the key commercial elements of the site as described in the 2016 St Kilda Triangle Masterplan, including carparking, a cultural institution that could include such things as a gallery, live music venue or performance space, and other elements of the master plan, to test the level of interest in the market and inform the design of a future procurement process and a project delivery approach. *This report will consider Council's strong aspiration that the site will always remain in public ownership.*
 - b. Begin discussions with State *and Federal* Governments about support to deliver the St Kilda Triangle Masterplan, including the development of a business case for investment in the St Kilda Triangle, *to obtain a quality outcome for the site.*

The vote was taken under **DIVISION**.

FOR: Crs Baxter, Crawford, Cunsolo, Bond, Sirakoff, Copsey, Martin and Clark



AGAINST: Nil

The AMENDMENT was CARRIED.

The AMENDMENT became the SUBSTANTIVE MOTION.

The SUBSTANTIVE MOTION was put under DIVISION.

FOR: Crs Baxter, Crawford, Cunsolo, Bond, Sirakoff, Copsey, Martin and Clark

AGAINST: Nil

The MOTION was CARRIED.

14.2 Notice of Motion - Councillor Louise Crawford – Wild at Heart

MOVED Crs Crawford/Copsey

That Council: -

1. Notes that Wild at Heart provides opportunities for people who experience disability, mental illness or disadvantage to tell their stories and engage with the community through paid and unpaid arts making in music, dance, video and performance.
2. Notes that Wild at Heart has received \$12,390 per year for 6 years until this year, when the decision was made not to continue provision of funding for the group.
3. Notes that Wild at Heart in addition to receiving a funding grant from Council, was also receiving fully waived fees for use of community facilities for the running of their programs. This waiver was provided under delegation aligned with the funding deed, which has now ended.
4. Directs the CEO to:
 - 4.1. Provide a full fee waiver for Wild At Heart for the use of the Sol Green Community Centre once a week until 30 June 2022 to support the group to continue to provide important accessible music services to the community while they transition to a different funding model.

The vote was taken under DIVISION.

FOR: Crs Baxter, Crawford, Cunsolo, Bond, Sirakoff, Copsey, Martin and Clark

AGAINST: Nil

The MOTION was CARRIED.

15. REPORTS BY COUNCILLOR DELEGATES

Nil.



16. URGENT BUSINESS

The Mayor advised that a Urgent Business item was requested by the CEO in relation to 'Support Response to COVID lockdowns #5, #6 and future lockdowns'

MOVED Crs Martin/Bond

That Council accepts the item of urgent business.

The vote was taken under DIVISION.

FOR: Crs Baxter, Crawford, Cunsolo, Bond, Sirakoff, Copsey, Martin and Clark

AGAINST: Nil

THE MOTION was carried.

Moved Crs Copsey/Baxter

That Council:

- 3.1 Notes the significant financial impact on business and the community of Covid-19 and ongoing commitment to provide assistance for recovery.
- 3.2 Approves the following additional initiatives:
 - 3.2.1 Rental waivers - South Melbourne Market (up to \$1,100,000).
 - 3.2.2 Waivers of rent for tenants in council properties (Inc artist studios) excluding palais who is already receiving support (up to \$800,000).
 - 3.2.3 Waiver of footpath trading permit fees for period 1 July 2021 to 31 December 2021 (\$380,000).
 - 3.2.4 Continued financial support for 3 months (Oct – Dec) in the sum of \$45,000 to provide food staples, fresh food, and toiletries to people facing financial hardship, and to those isolating due to immunity, age or disability.
- 3.3 Delegates to the CEO the ability to make any changes in the rental support endorsed to reflect, if required, the conditions of the new commercial tenancy rent relief scheme when implemented.

The vote was taken under DIVISION.

FOR: Crs Baxter, Crawford, Cunsolo, Bond, Sirakoff, Copsey, Martin and Clark

AGAINST: Nil

THE MOTION was carried.



17. CONFIDENTIAL MATTERS

MOVED Crs Martin/Bond

That in accordance with the Local Government Act 2020, the meeting be closed to members of the public in order to deal with the following matters, that are considered to be confidential in accordance with Section 3 of the Act, for the reasons indicated:

Report No.	Report Title	Confidential reasons
17.1	CEO Performance Appraisal	3(f). personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs.
17.2	CEO Remuneration	3(f). personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs.
17.3	CEO Employment Matters Committee	3(a). council business information, being information that would prejudice the council's position in commercial negotiations if prematurely released; 3(f). personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs.

The vote was taken under DIVISION.

FOR: Crs Baxter, Crawford, Cunsolo, Bond, Sirakoff, Copsey, Martin and Clark

AGAINST: Nil

The MOTION was CARRIED.

As there was no further business the meeting closed at 10.11pm.

Confirmed: 1 September 2021

Chairperson _____