



Minutes

Council Meeting

6.32pm, Tuesday 12 December 2023

Richmond Town Hall

**Amended by resolution on Tuesday 14 May 2024.

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 Edward Crossland Mayor
- Cr Anab Mohamud Deputy Mayor
- Cr Michael Glynatsis Councillor
- Cr Stephen Jolly Councillor
- Cr Herschel Landes Councillor
- Cr Bridgid O’Brien Councillor
- Cr Amanda Stone Councillor
- Cr Sophie Wade Councillor

Council staff

Chief Executive Officer

- Sue Wilkinson Chief Executive Officer

General Managers

- Brooke Colbert Governance, Communications and Customer Experience
- Sam Hewett Infrastructure and Environment
- Kerry McGrath Community Strengthening
- Mary Osman City Sustainability and Strategy
- Jenny Scicluna Corporate Services and Transformation

Governance

- Phil De Losa Manager Governance and Integrity
- Rhys Thomas Senior Governance Officer
- Mel Nikou Governance Officer

Apology

- Cr Claudia Nguyen Councillor

3. Announcements

No announcements were made.

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

Cr Crossland, Cr Glynatsis, Cr Jolly, Cr Landes, Cr Mohamud, Cr O'Brien, Cr Stone and Cr Wade declared that they had familiarised themselves with the matters being presented to this meeting and that they do not have a conflict of interest.

5. Confirmation of minutes

COUNCIL RESOLUTION

Moved: Councillor Jolly

Seconded: Councillor Landes

That the minutes of the Council Meeting held on Tuesday 14 November 2023 be confirmed.

CALL FOR A DIVISION

For: Councillors Crossland, Glynatsis, Jolly, Landes, Mohamud, O'Brien, Stone and Wade

Against: Nil

CARRIED UNANIMOUSLY

COUNCIL RESOLUTION

Moved: Councillor Wade

Seconded: Councillor Glynatsis

That the minutes of the Council Meeting held on Wednesday 15 November 2023 be confirmed.

CALL FOR A DIVISION

For: Councillors Crossland, Glynatsis, Jolly, Landes, Mohamud, O'Brien, Stone and Wade

Against: Nil

CARRIED UNANIMOUSLY

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Nil

14. 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.

Item

14.1 Enterprise Resources Planning Procurement

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 the procurement process.

COUNCIL RESOLUTION

Moved: Councillor Landes

Seconded: Councillor Glynatsis

1. *That Council:*

- (a) *provides in principle support for a sole sourcing (procurement exemption) approach to securing an ERP platform;*
- (b) *notes that officers will prepare the required reports and analyses to support a sole sourcing (procurement exemption) approach to securing an ERP for the organisation;*
- (c) *notes that at the Audit and Risk Committee meeting held on Thursday 7 December, the Audit and Risk Committee resolved as follows:*

That the Audit and Risk Committee:

- (i) *notes the risks identified in relation to the procurement of an Enterprise Resource Planning platform and the mitigation measures proposed by management; and*
- (ii) *notes that members have had experience with the intended sole source supplier and are comfortable with the supplier and the risk mitigation process proposed and being undertaken by management, including a probity advisor and potentially a process auditor and consultation with other local government entities that have experience with the sole source supplier; and*
- (d) *notes that Council will consider formally approving the sole sourcing (procurement exemption) procurement approach at the Council meeting in February 2024.*

CALL FOR A DIVISION

For: Councillors Crossland, Glynatsis, Jolly, Landes, Mohamud, O'Brien, Stone and Wade

Against: Nil

CARRIED UNANIMOUSLY

14.2 **Gasworks site update**

This item is to be considered in closed session to allow consideration of:

- legal privileged information, being information to which legal professional privilege or client professional privilege applies;
- 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;
- confidential meeting information, being the records of meetings closed to the public under section 66(2)(a); and
- information that was confidential information for the purposes of section 77 of the Local Government Act 1989.

These grounds are applicable because the report contains legal advice from Council's solicitors, commercial information provided by a third party and records from meetings closed to the public under both the Local Government Act 2020 and Local Government Act 1989.

6. Question time

This record is provided as a summary of the questions asked by members of the public during Question Time. A recording of the Council Meeting 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.

The following questions were asked:

1. Tim McLean:

Will the council arrange a meeting this year between Miller Street residents, Nicholls councillors and council officers involved in designing the proposed traffic treatments for Miller Street, North Fitzroy. Residents consider the proposed design as potentially dangerous and ineffective. We want the opportunity to discuss our concerns and our ideas with council representatives to come up with a solution that will meet the needs of residents. This includes reducing traffic speeds, discouraging rat running and improving safety for cyclists and pedestrians. Will Council agree to arrange such a meeting before Christmas?

2. Lachlan Donald:

The council's objectives for the traffic treatments on Miller Street, as provided, seem broad and lack clear, measurable outcomes. Could the council specify the concrete, quantifiable targets we can expect? For example, what specific reductions in traffic speed or accident rates are being targeted, and how will these be monitored? Clarity on these measurable outcomes is crucial for residents to understand and assess the plan's effectiveness.

Councillor Mohamud arrived at the meeting at 6.37pm.

3. Tim MacPherson:

As a resident of Miller St for over 15 years, I'm greatly frustrated by the council's inaction regarding our safety concerns. For more than 6 years, this issue has been raised with the council, and it's reached a point where 93% of the residents on Miller St now voice their concern about the traffic volume and the speed of vehicles. I am one these concerned residents. There have been 9 accidents involving cars and pedestrians in the VicRoads database. In my 15 years here, I've seen several more involving cars and bikes, and near misses involving an elderly neighbour and buses that aren't included in the statistics, and not to mention the road rage that often occurs on the street. As a business owner, I understand the legal responsibilities and liabilities of managing risk in modern corporate environments. With traffic volume and speed being linked to accident rates, it appears that the proposed controls, which were offered, without consultation, are inadequate. The proposal sent to residents last month are less effective than those implemented in similar streets and significantly increases the risk to cyclists - it's a downgrade in safety. My question is: Has the council conducted a risk assessment on the proposed traffic management controls for Miller St, and will it be made available? Can the council please comment?

4. Katerina Yakimov:

The council's approach to the traffic treatments on Miller Street, North Fitzroy, has raised significant concerns among residents. Despite ongoing discussions and clear communication from the community over the last five years regarding the safety on Miller Street, it appears that the council has not adequately consulted with residents on the proposed design. The only option presented seems to largely accommodate a private bus company's needs, potentially increasing risks for cyclists and accelerating vehicle speeds, which may invite more 'rat running' traffic. This approach not only overlooks residents' preferences for safer streets but also seems to contradict the council's earlier commitments to community engagement. Why has the council not fulfilled its promise of involving residents in the design process, and when can we expect a genuine consultation to discuss and evaluate alternative, safer options for Miller Street?

The General Manager Infrastructure and Environment provided the following response for all the questions above:

Thank you Tim, Lachlan, Tim and Katerina for your questions.

The proposal for this project was endorsed as part of LAPM 3 in Fitzroy North including upgrading the slow points on Miller Street with full width road humps and bike cut throughs and the expansion of garden beds where possible. The design and consultation processes so far identified range of constraints associated with the historic layout limiting the possible measures that can be delivered. Any other options may involve significant on-street parking removal. A letter and accompanying designs were sent to residents which sets out the approach.

In addition to receiving residents' feedback, comments and ideas until the end of January 2024 via the Council's email address, I have arranged a meeting with residents on site on Monday 18 December to discuss areas of concern and ideas that you and they may have.

5. Keith Fitzgerald:

Due to road trauma and fatalities on Hoddle St- will Council vigorously argue for their constituents that the current speed limit of 70kmh is too high and a new 60kmh zone be established between Victoria St and freeway entrance?

The General Manager Infrastructure and Environment provided the following response:

We recognise the importance of road safety and the benefits of lower speed limits in creating a safer environment for all road uses. In relation to a reduced speed limit along Hoddle Street, we have forwarded your suggestion to the Department of Transport and Planning who owns the road as management obligations for it for their review and response. We are committed to advocacy for the safety of all road uses and will provide an update to you once we hear back from DTP.

6. Michael Phillipson:

PLN21/0666 A notice of decision to grant a planning permit at 25-43 Wangaratta Street Richmond was issued on 12 April 22. Revised plans for endorsement were to be lodged before occupation/use could commence. To date endorsed plans have not been approved.

Contrary to permit condition 1 the building has been occupied since late May 22. Contrary to permit condition 6 (b) 31 bike parking spaces within the building have not been installed. I have written to council on numerous occasions about these matters over the past 18 months.

Plans for endorsement were eventually lodged by the applicant on the 6/12/2022. I believe but for my persistence this would never have happened. The latest plans submitted for endorsement showing the 31 bike parking spaces required inside the premises, have again been deemed unsatisfactory for the FORTH TIME on 14 Nov.23 No bikes have ever been installed "inside" the premises as required, and I believe as I have said before in previous correspondence to council. Were never intended to be.

About three months ago 3 bike spaces were installed outside in car parking spot no. 24 without consent. Ironically at a PDC meeting the applicant requested the 5 outside bike spaces be relocated inside. Council approved the request at condition 6(b).

18 months is a generous amount of time for the applicant to have resolved all matters.

When will council take action on the following: Occupation contrary to condition 1; Lack of internal bike parking; and External bike parking without consent?

The General Manager City Sustainability and Strategy provided the following response:

Thank you, Michael, I understand you have been in regular contact with Council's Statutory Planning department regarding this application. I can confirm that Council's planning and enforcement teams have been working together to address noncompliance with the planning permit. Plans have been submitted to Council for approval on multiple occasions all have been deemed unsatisfactory. The matter has been referred back to enforcement for further action and we will continue to pursue compliance with all outstanding conditions.

7. Douglas Slaweski-Horton:

My question to the mayor is: can the mayor confirm that the questions I have put forward via email on Sunday night, 10 December 2023 - addressed to the mayor, to the councillors of the City of Yarra, to the premier of the State government of Victoria, and the minister for planning, concerning consultation and amenities deficits with regard to the Gasworks development on Alexander Pde, Queens Pde and Smith St, and to which I have received one acknowledgement of thanks from a CoY councillor, cannot be answered by or addressed by the mayor, or any elected representative at the City of Yarra, including all contracted staff members, for reasons that are based in contract law?

The General Manager City Sustainability and Strategy provided the following response:

Thank you Douglas , we note your correspondence sent to the Premier of Victoria. As you would be aware, the former Gas and Fuel site is currently being developed in stages. As part of the development of future housing stages, Council will have an opportunity to comment on any proposals and will continue to advocate for appropriate development outcomes.

7.1 Amendment C273yara - Heidelberg Road Permanent Built Form Provisions - Consideration of Submissions

Reference	D23/454172
Author	Adam Quintiliani - Strategic Planner
Authoriser	General Manager City Sustainability and Strategy
Disclosure	The authoriser, having made enquiries with members of staff involved in the preparation of this report, asserts that they are not aware of any general or material conflicts of interest in relation to the matters presented.

RECOMMENDATION

Start time: 6.45pm

1. That Council:

- (a) notes the officer report regarding draft Amendment C273yara in relation to the Heidelberg Road area;
- (b) receives, notes and formally considers all submissions received in response to the public notice of draft Amendment C273yara completed in accordance with Stage 1 of the Yarra Activity Centres Standing Advisory Committee Terms of Reference dated 10/06/2021;
- (c) notes and adopts the officer response to the issues raised by submissions as outlined in this report and Attachments 1 and 2;
- (d) adopts the recommended changes to draft Amendment C273yara, as outlined in this report and Attachments 1, 2 and 3 for the purposes of Council's advocacy position before the Yarra Activity Centres Standing Advisory Committee;
- (e) refers all submissions, response to those submissions and preferred draft Amendment C273yara as outlined in (d) above to the Minister for Planning with a request to refer the draft Amendment to the Standing Advisory Committee in accordance with Clause 28 of the Yarra Activity Centres Standing Advisory Committee Terms of Reference dated 10/06/2021;
- (f) writes to all landowners and occupiers directly affected by the recommended changes depicted in paragraph (c) and (d) to the DDO schedule and to all submitters to:
 - (i) advise of Council's decision to request the Minister for Planning to refer draft Amendment C273yara to the *Yarra Activity Centres Standing Advisory Committee*;
 - (ii) advise of Council's position as stated in paragraph (c) and (d); and
 - (iii) advise that if they make a submission in relation to the recommended changes depicted in paragraph (c) and (d) prior to the Standing Advisory Committee commencing its hearing into the draft Amendment C273yara, the new or varied submission will be referred to the Minister with a request that it be referred to the Standing Advisory Committee;
- (g) notes that officers will provide a further report to Council following the receipt of the Standing Advisory Committee Report; and
- (h) authorise the CEO to make any minor adjustments required to meet the intent of Resolution 1 of this report.

Public Submissions

The following people addressed Council on the matter.

Peter Fry;

Panayota Miller;

Giovanni John Sorrentino; and

Bob Firth.

COUNCIL RESOLUTION

Moved: Councillor O'Brien

Seconded: Councillor Jolly

1. That Council:
 - (a) notes the officer report regarding draft Amendment C273yara in relation to the Heidelberg Road area;
 - (b) receives, notes and formally considers all submissions received in response to the public notice of draft Amendment C273yara completed in accordance with Stage 1 of the Yarra Activity Centres Standing Advisory Committee Terms of Reference dated 10/06/2021;
 - (c) notes and adopts the officer response to the issues raised by submissions as outlined in this report and Attachments 1 and 2;
 - (d) adopts the recommended changes to draft Amendment C273yara, as outlined in this report and Attachments 1, 2 and 3 for the purposes of Council's advocacy position before the Yarra Activity Centres Standing Advisory Committee with the following changes to apply:
 - (i) In Attachment 3 Design and Development Overlay Schedule 18, at Clause 2.2.4 Interface and rear setback requirements, amend the first requirement relating to the maximum rear wall height from 8 metres to 5 metres for Precinct 2;
 - (e) refers all submissions, response to those submissions and preferred draft Amendment C273yara as outlined in (d) above to the Minister for Planning with a request to refer the draft Amendment to the Standing Advisory Committee in accordance with Clause 28 of the Yarra Activity Centres Standing Advisory Committee Terms of Reference dated 10/06/2021;
 - (f) writes to all landowners and occupiers directly affected by the recommended changes depicted in paragraph (c) and (d) to the DDO schedule and to all submitters to:
 - (i) advise of Council's decision to request the Minister for Planning to refer draft Amendment C273yara to the *Yarra Activity Centres Standing Advisory Committee*;
 - (ii) advise of Council's position as stated in paragraph (c) and (d); and
 - (iii) advise that if they make a submission in relation to the recommended changes depicted in paragraph (c) and (d) prior to the Standing Advisory Committee commencing its hearing into the draft Amendment C273yara, the new or varied submission will be referred to the Minister with a request that it be referred to the Standing Advisory Committee;
 - (g) notes that officers will provide a further report to Council following the receipt of the Standing Advisory Committee Report; and
 - (h) authorise the CEO to make any minor adjustments required to meet the intent of Resolution 1 of this report.

CALL FOR A DIVISION

For: Councillors Crossland, Glynatsis, Jolly, Landes, Mohamud, O'Brien, Stone and Wade

Against: Nil

CARRIED UNANIMOUSLY

7.2 Financial Sustainability Strategy – Final Dec 2023

Reference	D23/462304
Author	Aoife Mulligan - Strategic Project Manager
Authoriser	General Manager Corporate Services and Transformation
Disclosure	The authoriser, having made enquiries with members of staff involved in the preparation of this report, asserts that they are not aware of any general or material conflicts of interest in relation to the matters presented.

RECOMMENDATION

Start time: 7.23pm

1. That Council:
 - (a) notes the feedback received in relation to the draft Financial Sustainability Strategy and thanks the community for their involvement;
 - (b) adopts the final Financial Sustainability Strategy provided at **Attachment One**;
 - (c) endorses the creation the following reserves as recommended by the Financial Sustainability Strategy;
 - (i) Risk Mitigation Reserve; and
 - (ii) Strategic Growth Reserve; and
 - (d) notes the upcoming deliberative engagement process to inform Council's service review principles.

Public Submission

Michael Spencer addressed Council on the matter.

MOTION

Moved: Councillor Landes

Seconded: Councillor Wade

1. That Council:
 - (a) notes the feedback received in relation to the draft Financial Sustainability Strategy and thanks the community for their involvement;
 - (b) adopts the final Financial Sustainability Strategy provided at **Attachment One**;
 - (c) endorses the creation the following reserves as recommended by the Financial Sustainability Strategy;
 - (i) Risk Mitigation Reserve; and
 - (ii) Strategic Growth Reserve; and
 - (d) notes the upcoming deliberative engagement process to inform Council's service review principles.

AMENDMENT

Moved: Councillor O'Brien

2. That the Financial Sustainability Strategy be reviewed annually as part of the budget development process.

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

COUNCIL RESOLUTION

Moved: Councillor Landes

Seconded: Councillor Wade

1. That Council:
 - (a) notes the feedback received in relation to the draft Financial Sustainability Strategy and thanks the community for their involvement;
 - (b) adopts the final Financial Sustainability Strategy provided at **Attachment One**;
 - (c) endorses the creation the following reserves as recommended by the Financial Sustainability Strategy;
 - (i) Risk Mitigation Reserve; and
 - (ii) Strategic Growth Reserve; and
 - (d) notes the upcoming deliberative engagement process to inform Council's service review principles.
2. That the Financial Sustainability Strategy be reviewed annually as part of the budget development process.

CALL FOR A DIVISION

For: Councillors Crossland, Glynatsis, Jolly, Landes, Mohamud, O'Brien, Stone and Wade

Against: Nil

CARRIED UNANIMOUSLY

7.3 Charlotte Street Pocket Park - Final Concept Plan

Reference	D23/456329
Author	Christian Lundh - Landscape and Urban Designer
Authoriser	General Manager City Sustainability and Strategy
Disclosure	The authoriser, having made enquiries with members of staff involved in the preparation of this report, asserts that they are not aware of any general or material conflicts of interest in relation to the matters presented.

RECOMMENDATION

Start time: 7.39pm

1. That Council:
 - (a) endorses the final concept plan for Charlotte Street pocket park;
 - (b) approves the commencement of road discontinuance process;
 - (c) approves the concept design to proceed into the design development and documentation phase;
 - (d) notes the commencement of the temporary road closure in late January 2024, while the formal road discontinuance process is initiated;
 - (e) notes that further traffic and parking studies will be undertaken to determine the transport movement impacts of a road discontinuance in the local neighbourhood; and
 - (f) thanks the community for their involvement in the engagement process.

Public Submissions

The following people addressed Council on the matter.

Stuart Garland;

Peter Razos; and

Anne Jenkins.

COUNCIL RESOLUTION

Moved: Councillor Landes

Seconded: Councillor Stone

1. That Council:
 - (a) endorses the final concept plan for Charlotte Street pocket park;
 - (b) approves the commencement of road discontinuance process;
 - (c) approves the concept design to proceed into the design development and documentation phase;
 - (d) notes the commencement of the temporary road closure in late January 2024, while the formal road discontinuance process is initiated;
 - (e) notes that further traffic and parking studies will be undertaken to determine the transport movement impacts of a road discontinuance in the local neighbourhood; and
 - (f) thanks the community for their involvement in the engagement process.

CALL FOR A DIVISION

For: Councillors Crossland, Glynatsis, Jolly, Landes, Mohamud, O'Brien, Stone and Wade

Against: Nil

CARRIED UNANIMOUSLY

7.4 Open Space Amendment Update

Reference	D23/478651
Author	Mary Osman - General Manager City Sustainability and Strategy
Authoriser	Chief Executive Officer
Disclosure	The authoriser, having made enquiries with members of staff involved in the preparation of this report, asserts that they are not aware of any general or material conflicts of interest in relation to the matters presented.

RECOMMENDATION Start time: 7.54pm

1. That Council request a meeting with the:
 - (a) Premier of Victoria;
 - (b) Ministers for Planning, Health, Environment;
 - (c) Local Members;
 - (d) Deputy Secretary Department of Transport and Planning; and
 - (e) Executive Director Statutory Planning Services,outlining Councils disappointment in the outcome and requests an urgent meeting seeking a clear explanation on why the interim rates was refused by the Minister for Planning.

Public Submission

Michael Spencer, Fitzroy Residents Association addressed Council on the matter.

Councillor Jolly left the meeting at 7.57pm

Councillor Jolly returned at 8.02pm

MOTION

Moved: Councillor Wade **Seconded:** Councillor Glynatsis

1. That Council request a meeting with the:
 - (a) Premier of Victoria;
 - (b) Ministers for Planning, Health, Environment;
 - (c) Local Members;
 - (d) Deputy Secretary Department of Transport and Planning; and
 - (e) Executive Director Statutory Planning Services,outlining Councils disappointment in the outcome and requests an urgent meeting seeking a clear explanation on why the interim rates was refused by the Minister for Planning.

AMENDMENT

Moved: Councillor O'Brien

That when the State Government provides an explanation as to why City of Yarra's interim rates were refused, officers provide this information to all Councillors in writing.

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

COUNCIL RESOLUTION

Moved: Councillor Wade

Seconded: Councillor Glynatsis

1. That Council request a meeting with the:
 - (a) Premier of Victoria;
 - (b) Ministers for Planning, Health, Environment;
 - (c) Local Members;
 - (d) Deputy Secretary Department of Transport and Planning; and
 - (e) Executive Director Statutory Planning Services,
outlining Councils disappointment in the outcome and requests an urgent meeting seeking a clear explanation on why the interim rates was refused by the Minister for Planning.
2. That when the State Government provides an explanation as to why City of Yarra's interim rates were refused, officers provide this information to all Councillors in writing.

CALL FOR A DIVISION

For: Councillors Crossland, Glynatsis, Jolly, Landes, Mohamud, O'Brien, Stone and Wade

Against: Nil

CARRIED UNANIMOUSLY

7.5 M9 Collaborative Tender - FOGO, Recycling (without glass) and Glass Processing Services

Reference	D23/472810
Author	Lisa Coffa - Senior Advisor Waste Minimisation
Authoriser	General Manager Infrastructure and Environment
Disclosure	The authoriser, having made enquiries with members of staff involved in the preparation of this report, asserts that they are not aware of any general or material conflicts of interest in relation to the matters presented.

RECOMMENDATION

Start time: 8.07pm

1. That Council:

- (a) Awards Contract C1670 for the provision of FOGO Processing Services to _____ for a term of five years commencing 1 April 2024 with options to extend the contract term by up to a further three years in accordance with the schedule of rates and otherwise in accordance with the negotiated terms and conditions of contract;
- (b) Awards Contract C1671 for the provision of Recycling Processing Services to _____ for a term of five years commencing 1 April 2024 with options to extend the contract term by up to a further three years in accordance with the tendered schedule of rates and otherwise in accordance with the negotiated terms and conditions of contract;
- (c) Awards Contract C1672 for the provision of Glass Processing Services to _____ for a term of five years commencing 1 April 2024 with options to extend the contract term by up to a further three years in accordance with the tendered schedule of rates and otherwise in accordance with the negotiated terms and conditions of contract;
- (d) Notes the contract will be subject to rise and fall based on the consumer price indexation for costs in labour, transportation and materials in Melbourne; and
- (e) Authorises that the officer in the position of CEO, or General Manager Infrastructure and Environment sign on behalf of Council all necessary documentation including any contract variations relating to these contracts.

Councillor Glynatsis left the meeting at 8.07pm

Councillor Glynatsis returned at 8.11pm

COUNCIL RESOLUTION

Moved: Councillor Stone

Seconded: Councillor Wade

1. That Council:

- (a) awards Contract C1670 for the provision of FOGO Processing Services to Repurpose It for a term of five years commencing 1 April 2024 with options to extend the contract term by up to a further three years in accordance with the schedule of rates and otherwise in accordance with the negotiated terms and conditions of contract;
- (b) awards Contract C1671 for the provision of Recycling Processing Services to APR Pty Ltd for a term of five years commencing 1 April 2024 with options to extend the contract term by up to a further three years in accordance with the tendered schedule of rates and otherwise in accordance with the negotiated terms and conditions of contract;
- (c) awards Contract C1672 for the provision of Glass Processing Services to Visy Pty Ltd for a term of five years commencing 1 April 2024 with options to extend the contract term by up to a further three years in accordance with the tendered schedule of rates and otherwise in accordance with the negotiated terms and conditions of contract;
- (d) notes the contract will be subject to rise and fall based on the consumer price indexation for costs in labour, transportation and materials in Melbourne;
- (e) authorises that the officer in the position of CEO, or General Manager Infrastructure and Environment sign on behalf of Council all necessary documentation including any contract variations relating to these contracts; and
- (f) requests officers to provide Councillors with a one year update on the implementation of all three contracts.

CALL FOR A DIVISION

For: Councillors Crossland, Glynatsis, Jolly, Landes, Mohamud, O'Brien, Stone and Wade

Against: Nil

CARRIED UNANIMOUSLY

7.6 Food Organics and Garden Organics Collection Services

Reference	D23/472907
Author	Zoe Batchelor - Coordinator Waste Management Services
Authoriser	General Manager Infrastructure and Environment
Disclosure	The authoriser, having made enquiries with members of staff involved in the preparation of this report, asserts that they are not aware of any general or material conflicts of interest in relation to the matters presented.

RECOMMENDATION

Start time: 8.12pm

1. That Council:

- (a) awards Contract C1657 to _____ for the Food Organic and Garden Organics Collection Service (Separable Portion A & B) for an initial term of seven (7) years commencing on 1 July 2024, with an option to extend at Council's discretion for an additional three years;
- (b) awards the Contract noting that the cost for Separable Portion A (collection services) is estimated to be approximately _____ (Ex GST) in year 1 and Separable Portion B (bin purchase and distribution) is _____ (Ex GST) as a one-off cost;
- (c) notes the contract will be subject to rise and fall based on the consumer price indexation for costs in labour, transportation and materials in Melbourne;
- (d) authorises that the officer either Acting in the position of, or General Manager Infrastructure and Environment to sign on behalf of Council all necessary documentation including any contract variations relating to contract C1657;
- (e) authorises the General Manager Infrastructure & Environment to exercise options as they are due and subject to satisfactory performance of the service; and
- (f) authorises Council officers to communicate this information to the extent necessary to give effect to the recommendation.

COUNCIL RESOLUTION

Moved: Councillor Stone

Seconded: Councillor Mohamud

1. That Council:

- (a) awards Contract C1657 to Four Seasons Waste Pty Ltd for the Food Organic and Garden Organics Collection Service (Separable Portion A & B) for an initial term of seven (7) years commencing on 1 July 2024, with an option to extend at Council's discretion for an additional three years;
- (b) awards the Contract noting that the cost for Separable Portion A (collection services) is estimated to be approximately \$2,800,000 (Ex GST) in year 1 and Separable Portion B (bin purchase and distribution) is \$1,650,000 (Ex GST) as a one-off cost;
- (c) notes the contract will be subject to rise and fall based on the consumer price indexation for costs in labour, transportation and materials in Melbourne;
- (d) authorises that the officer either Acting in the position of, or General Manager Infrastructure and Environment to sign on behalf of Council all necessary documentation including any contract variations relating to contract C1657;
- (e) authorises the General Manager Infrastructure & Environment to exercise options as they are due and subject to satisfactory performance of the service; and
- (f) authorises Council officers to communicate this information to the extent necessary to give effect to the recommendation.

CALL FOR A DIVISION

For: Councillors Crossland, Glynatsis, Jolly, Landes, Mohamud, O'Brien, Stone and Wade

Against: Nil

CARRIED UNANIMOUSLY

7.7 Electric Line Clearance Responsibilities and Regulations 2020

Reference	D23/461578
Author	Glen Williames - Coordinator Open Space Services
Authoriser	General Manager Infrastructure and Environment
Disclosure	The authoriser, having made enquiries with members of staff involved in the preparation of this report, asserts that they are not aware of any general or material conflicts of interest in relation to the matters presented.

RECOMMENDATION

Start time: 8.16pm

1. That Council:

- (a) notes the Council's obligations under the Electricity Safety Act 1998 and the current Electrical Line Clearance Regulations 2020, as they relate to trees owned and managed by Council;
- (b) notes the heavy penalties Council is currently facing for non-compliance to these regulations;
- (c) seeks Municipal Association Victoria support in advocating to Energy Safe Victoria and State Government MPs:
 - (i) for an immediate amnesty to save any alleged non-compliant trees in Yarra; and
 - (ii) to amend the electric line clearance regulations, as part of the 2025 review, in order to retain trees and tree canopy and acknowledging Yarra as a low bush fire area (note – officers will support Boroondara's alternate compliance mechanism as part of the 2025 review);
- (d) authorises officers to remove and replace the 3 trees identified below as high risk non-compliant with the Electrical Line Clearance Regulations 2020:
 - (i) 91 Swan Street Richmond – Remove and replace tree;
 - (ii) 103 Swan Street Richmond – Remove and replace tree;
 - (iii) 201 Swan Street Richmond – Remove and replace tree;
- (e) considers funding for bundling or undergrounding of powerlines and cross arm solutions when it plans for its 24/25 capital works program in early 2024; and
- (f) notes that officers will re-commence normal operational tree removals and replacement of all dead, dying and dangerous trees across the municipality acknowledging that all trees approved for removal by the Manager City Works will be communicated to Councillors and (as per normal practice) local residents prior to removal.

Public Submission

Andy Wilson addressed the Council on the matter.

COUNCIL RESOLUTION

Moved: Councillor Landes

Seconded: Councillor Crossland

1. That Council:

- (a) notes the Council's obligations under the Electricity Safety Act 1998 and the current Electrical Line Clearance Regulations 2020, as they relate to trees owned and managed by Council;
- (b) notes the heavy penalties Council is currently facing for non-compliance to these regulations;
- (c) advocates to Energy Safe Victoria, CitiPower, State Government Ministers, local Members of Parliament and the Municipal Association Victoria (including through a motion for the next possible MAV State Council Meeting):
 - (i) for an immediate amnesty to save any alleged non-compliant trees in Yarra;
 - (ii) to amend the electric line clearance regulations, as part of the 2025 review, in order to retain trees and tree canopy and acknowledging Yarra as a low bush fire area (note – officers will support Boroondara's alternate compliance mechanism as part of the 2025 review); and
 - (iii) for the establishment of a new approach and funding program from the State Government and power authorities for the undergrounding and or bundling of overhead services like programs elsewhere in Australia;
- (d) authorises officers to undertake works for the retention of the 3 trees identified below, noting the risks of penalties from ESV, at a cost of approximately \$75,000 (subject to market testing) to be found from savings in Council's capital works program:
 - (i) 91 Swan Street Richmond (residual value \$18,722);
 - (ii) 103 Swan Street Richmond (residual value \$18,722);
 - (iii) 201 Swan Street Richmond (residual value \$13,275)
- (e) considers funding for bundling or undergrounding of powerlines and cross arm solutions when it plans for its 24/25 capital works program in early 2024;
- (f) notes that officers will re-commence normal operational tree removals and replacement of all dead, dying and dangerous trees across the municipality acknowledging that all trees approved for removal by the Manager City Works will be communicated to Councillors and (as per normal practice) local residents prior to removal; and
- (g) notifies other M9 and neighbouring Councils of Yarra's approach, means of address, and invitation for shared advocacy.

CALL FOR A DIVISION

For: Councillors Crossland, Glynatsis, Jolly, Landes, Mohamud, O'Brien, Stone and Wade

Against: Nil

CARRIED UNANIMOUSLY

COUNCIL RESOLUTION (PROCEDURAL)

Moved: Councillor Landes

Seconded: Councillor O'Brien

That the meeting be adjourned for 5 minutes.

CALL FOR A DIVISION

For: Councillors Crossland, Glynatsis, Jolly, Landes, Mohamud, O'Brien, Stone and Wade

Against: Nil

CARRIED UNANIMOUSLY

7.8 Fitzroy Swimming Pool - Shading and Lifeguard Numbers

Reference	D23/460504
Author	Adam Kavanagh - Coordinator Operations
Authoriser	General Manager Infrastructure and Environment
Disclosure	The authoriser, having made enquiries with members of staff involved in the preparation of this report, asserts that they are not aware of any general or material conflicts of interest in relation to the matters presented.

RECOMMENDATION

Start time: 8.31pm

1. That Council:
 - (a) notes the operational initiatives that have already been introduced to improve the customer experience of patrons at Fitzroy pool on hot days including support for queueing patrons, prioritising vulnerable patrons and improved access to water; and
 - (b) notes the planned introduction of temporary shade (i.e. umbrellas) to provide improved shading for patrons - particularly those queueing prior to 1pm and those closest to the front door of the facility.

COUNCIL RESOLUTION

Moved: Councillor Glynatsis

Seconded: Councillor O'Brien

1. That Council:
 - (a) notes the operational initiatives that have already been introduced to improve the customer experience of patrons at Fitzroy pool on hot days including support for queueing patrons, prioritising vulnerable patrons and improved access to water; and
 - (b) notes the planned introduction of temporary shade (i.e. umbrellas) to provide improved shading for patrons - particularly those queueing prior to 1pm and those closest to the front door of the facility.
2. That a further report be presented to the March Council meeting detailing the effectiveness of the initiatives that have been introduced.

CALL FOR A DIVISION

For: Councillors Crossland, Glynatsis, Jolly, Landes, Mohamud, O'Brien, Stone and Wade

Against: Nil

CARRIED UNANIMOUSLY

7.9 Rainbow Footpath Treatment

Reference	D23/466888
Author	Sam Hewett - General Manager Infrastructure and Environment
Authoriser	General Manager Infrastructure and Environment
Disclosure	The authoriser, having made enquiries with members of staff involved in the preparation of this report, asserts that they are not aware of any general or material conflicts of interest in relation to the matters presented.

RECOMMENDATION

Start time: 8.34pm

1. That Council endorse the new 'Intersex Inclusive Pride Flag' treatments being applied to replace the existing footpath treatments at the corners of Gertrude/Smith Street, Fitzroy and Smith/Peel Street, Collingwood prior to the Midsumma Pride Festival in February 2024 at a cost of approximately \$25,000.

COUNCIL RESOLUTION

Moved: Councillor O'Brien

Seconded: Councillor Crossland

1. That Council endorse the new 'Intersex Inclusive Pride Flag' treatments being applied to replace the existing footpath treatments at the corners of Gertrude/Smith Street, Fitzroy and Smith/Peel Street, Collingwood prior to the Midsumma Pride Festival in February 2024 at a cost of approximately \$25,000.

CALL FOR A DIVISION

For: Councillors Crossland, Glynatsis, Jolly, Landes, Mohamud, O'Brien, Stone and Wade

Against: Nil

CARRIED UNANIMOUSLY

7.10 Response to Notice of Motion No 5 of 2023 – Developer contact and gift disclosure

Reference	D23/468677
Author	Phil De Losa - Manager Governance and Integrity
Authoriser	General Manager Governance, Communications and Customer Experience
Disclosure	The authoriser, having made enquiries with members of staff involved in the preparation of this report, asserts that they are not aware of any general or material conflicts of interest in relation to the matters presented.

RECOMMENDATION

Start time: 8.39pm

1. That Council:
 - (a) adopt the Developer Interactions Policy as attached (refer to Attachment 1); and
 - (b) adopt the Councillor Gifts and Hospitality Policy as attached (refer to Attachment 2).

COUNCIL RESOLUTION

Moved: Councillor Wade

Seconded: Councillor Mohamud

1. That Council:
 - (a) adopt the Developer Interactions Policy as attached (refer to Attachment 1); and
 - (b) adopt the Councillor Gifts and Hospitality Policy as attached (refer to Attachment 2).

CALL FOR A DIVISION

For: Councillors Crossland, Glynatsis, Jolly, Landes, Mohamud, O'Brien and Wade

Against: Councillor Stone

CARRIED

7.11 Appointment of 2024 Committee Members and Delegates

Reference D23/456205
Author Rhys Thomas - Senior Governance Advisor
Authoriser General Manager Governance, Communications and Customer Experience

RECOMMENDATION Start time: 8.46pm

1. That Council ratify the following Delegated Committee appointments for 2024:

Delegated Committee	Appointments for 2024
Planning Decisions Committee	All Councillors, subject to the Chief Executive Officer, in consultation with Councillors, determining a quarterly attendance roster allocating three Councillors to each meeting, with the Committee membership for each meeting comprising those Councillors rostered to attend or their agreed substitute.

2. That Council appoint the following Councillors to the Audit and Risk Committee for 2024:

Committee	Appointments for 2024
Audit and Risk Committee	Cr _____ Cr _____

3. That Council appoint the following Councillors to the Advisory Committees listed below for 2024:

Advisory Committee	Appointments for 2024
Active Ageing Advisory Committee	Cr _____
Active Transport Advisory Committee	Cr _____
Arts Advisory Committee	Cr _____ Cr _____
Business Advisory Group	Cr _____ ...
Chief Executive Officer Employment and Remuneration Committee	All Councillors
Disability Advisory Committee	Cr _____ Cr _____
Environment Advisory Committee	Cr _____ ...
Heritage Advisory Committee	Cr _____ Cr _____ Cr _____
Multicultural Advisory Group	Cr _____
Rainbow Advisory Group	Cr _____ Cr _____
Yana Ngargna Advisory Group	Cr _____ Cr _____
Yarra Libraries Advisory Committee	Cr _____ Cr _____

4. That Council appoint the following Councillors to the external bodies listed below for 2024:

Organisation or body	Appointments for 2024
Australian Local Government Women’s Association	Cr _____
Collingwood Children’s Farm Management Committee	Cr _____
Friends of Baucau	Cr _____ Cr _____ (substitute)
Mayors for Peace	Cr _____
Merri Creek Management Committee	Cr _____
Metropolitan Transport Forum	Cr _____ Cr _____ (substitute)
Municipal Association of Victoria	Cr _____ Cr _____ (substitute)
Northern Alliance for Greenhouse Action	Cr _____
Victorian Local Governance Association	Cr _____ Cr _____ (substitute)

COUNCIL RESOLUTION

Moved: Councillor Jolly

Seconded: Councillor Landes

1. That Council ratify the following Delegated Committee appointments for 2024:

Delegated Committee	Appointments for 2024
Planning Decisions Committee	All Councillors, subject to the Chief Executive Officer, in consultation with Councillors, determining a quarterly attendance roster allocating three Councillors to each meeting, with the Committee membership for each meeting comprising those Councillors rostered to attend or their agreed substitute.

2. That Council appoint the following Councillors to the Audit and Risk Committee for 2024:

Committee	Appointments for 2024
Audit and Risk Committee	<u>Cr Landes</u> <u>Cr Crossland</u>

3. That Council appoint the following Councillors to the Advisory Committees listed below for 2024:

Advisory Committee	Appointments for 2024
Active Ageing Advisory Committee	<u>Cr Stone</u>
Active Transport Advisory Committee	<u>Cr Landes</u> <u>Cr Wade</u>
Arts Advisory Committee	<u>Cr Jolly</u> <u>Cr Crossland</u>
Business Advisory Group	<u>Cr Landes</u> <u>Cr Glynatsis</u>

Chief Executive Officer Employment and Remuneration Committee	All Councillors
<u>Community Awards Committee</u>	<u>Cr Jolly</u> <u>Cr Nguyen</u> <u>Cr Wade</u>
Disability Advisory Committee	<u>Cr Glynatsis</u> <u>Cr Mohamud</u>
Environment Advisory Committee	<u>Cr Stone</u> <u>Cr Wade</u>
Heritage Advisory Committee	<u>Cr O'Brien</u> <u>Cr Glynatsis</u> <u>Cr Crossland</u>
Multicultural Advisory Group	<u>Cr Mohamud</u>
Rainbow Advisory Group	<u>Cr O'Brien</u> <u>Cr Crossland</u>
Yana Ngargna Advisory Group	<u>Cr O'Brien</u> <u>Cr Stone</u>
Yarra Libraries Advisory Committee	<u>Cr Nguyen</u> <u>Cr Wade</u>

4. That Council appoint the following Councillors to the external bodies listed below for 2024:

Organisation or body	Appointments for 2024
Australian Local Government Women's Association	<u>Cr Mohamud</u>
Collingwood Children's Farm Management Committee	<u>Cr Stone</u>
Friends of Baucau	<u>Cr Stone</u>
Mayors for Peace	<u>Cr Crossland</u>
Merri Creek Management Committee	<u>Cr O'Brien</u>
Metropolitan Transport Forum	<u>Cr Wade</u> <u>Cr Crossland (substitute)</u>
Municipal Association of Victoria	<u>Cr Crossland</u> <u>Cr Stone (substitute)</u>
Northern Alliance for Greenhouse Action	<u>Cr Stone</u>
Victorian Local Governance Association	<u>Cr Wade</u> <u>Cr Stone (substitute)</u>

CALL FOR A DIVISION

For: Councillors Crossland, Glynatsis, Jolly, Landes, Mohamud, O'Brien, Stone and Wade

Against: Nil

CARRIED UNANIMOUSLY

8. Notices of motion

8.1 Notice of Motion No. 6 of 2023 - Families and Children Advisory Committee and Playground Equipment in Park at Cambridge Street, Collingwood

Reference	D23/463629
Author	Mel Nikou - Administration Officer - Governance Support
Authoriser	Senior Governance Advisor
Disclosure	The authoriser, having made enquiries with members of staff involved in the preparation of this report, asserts that they are not aware of any general or material conflicts of interest in relation to the matters presented.

RECOMMENDATION

Start time: 8.48pm

1. That individual reports be presented to the February 2024 Council meeting:
 - (a) to consider the establishment of a Families and Children Advisory Committee; and
 - (b) outline options for the installation of the children's playground equipment at the newly expanded park in Cambridge Street, Collingwood.

Public Submissions

The following people addressed Council on the matter:

Sierra Lever;

Kaye Henry;

Ben Rohrt; and

Brielle Pope.

COUNCIL RESOLUTION

Moved: Councillor Jolly

Seconded: Councillor Wade

1. That individual reports be presented to the February 2024 Council meeting:
 - (a) to consider the establishment of a Families and Children Advisory Committee; and
 - (b) outline options for the installation of the children's playground equipment at the newly expanded park in Cambridge Street, Collingwood.

CALL FOR A DIVISION

For: Councillors Crossland, Glynatsis, Jolly, Landes, Mohamud, O'Brien, Stone and Wade

Against: Nil

CARRIED UNANIMOUSLY

8.2 Notice of Motion No. 7 of 2023 - Israel Gaza Conflict

Reference	D23/479581
Author	Sue Wilkinson - Chief Executive Officer
Authoriser	Chief Executive Officer
Disclosure	The authoriser, having made enquiries with members of staff involved in the preparation of this report, asserts that they are not aware of any general or material conflicts of interest in relation to the matters presented.

RECOMMENDATION

Start time: 9.06pm

1. That Council:
 - (a) mourns the tragic and horrific loss of children and civilian lives in the current Israel Gaza conflict and all attacks that target civilians;
 - (b) expresses our solidarity with the displacement of millions of Palestinians from their homelands as a result and recognises that the bombing and the siege of Gaza is traumatising for so many residents from war torn countries;
 - (c) notes that many global organisations and institutions, including the UN's Independent International Commission of Inquiry on occupied Palestinians Territory, United Nations Special Rapporteurs, have alleged documented systematic evidence of war crimes; and
 - (d) writes to the Australian Government to request that they call for a permanent ceasefire among all parties in the Israel Gaza conflict.

Public Submissions

The following people addressed Council on the matter:

Jonno Morris;

Tamara Taylor;

Peter Razos;

Kedem Levy;

David Slade;

The Mayor adjourned the meeting at 9.29pm.

The meeting resumed at 9.36pm.

Joanna Williams;

Ingrid Smith;

Sasha Beitner; and

Shari Leibler.

MOTION

Moved: Councillor Mohamud

Seconded: Councillor Jolly

1. That Council:
 - (a) mourns the tragic and horrific loss of children and civilian lives in the current Israel Gaza conflict and all attacks that target civilians;
 - (b) expresses our solidarity with the displacement of millions of Palestinians from their homelands as a result and recognises that the bombing and the siege of Gaza is traumatising for so many residents from war torn countries;
 - (c) notes that many global organisations and institutions, including the UN's Independent International Commission of Inquiry on occupied Palestinians Territory, United Nations Special Rapporteurs, have alleged documented systematic evidence of war crimes; and
 - (d) writes to the Australian Government to request that they call for a permanent ceasefire among all parties in the Israel Gaza conflict.

AMENDMENT

Moved: Councillor Stone

- (a) mourns and condemns the tragic and horrific loss of children and civilian lives in the current Israel Gaza conflict and all attacks that target civilians;
- (b) expresses our solidarity with the displacement of millions of Palestinians from their homelands as a result of the current conflict and recognises that the bombing and the siege of Gaza is traumatising for so many residents from war torn countries;
- (c) expresses our solidarity with all hostages kidnapped and their families, both from Israeli and Palestinian side;
- (F) also request the Australian Government to call for the unconditional release of all hostages in Gaza as well as a permanent, internationally supervised ceasefire, and to urge all parties to allow more relief aid to reach the people of Gaza; and
- (G) acknowledges the hurt and division this conflict is causing in our country and urges all Australians to treat each other with respect, compassion and dignity.

The amendments were accepted by the mover and seconder and incorporated into the motion below.

COUNCIL RESOLUTION

Moved: Councillor Mohamud

Seconded: Councillor Jolly

1. That Council:

- (a) mourns and condemns the tragic and horrific loss of children and civilian lives in the current Israel Gaza conflict and all attacks that target civilians;
- (b) expresses our solidarity with the displacement of millions of Palestinians from their homelands as a result of the current conflict and recognises that the bombing and the siege of Gaza is traumatising for so many residents from war torn countries;
- (c) expresses our solidarity with all hostages kidnapped and their families, both from Israeli and Palestinian side;
- (d) notes that many global organisations and institutions, including the UN's Independent International Commission of Inquiry in occupied Palestinians Territory, United Nations Special Rapporteurs, have alleged documented systematic evidence of war crimes;
- (e) writes to the Australian Government to request that they call for a permanent ceasefire among all parties in the Israel Gaza conflict;
- (f) also request the Australian Government to call for the unconditional release of all hostages in Gaza as well as a permanent, internationally supervised ceasefire, and to urge all parties to allow more relief aid to reach the people of Gaza; and
- (g) acknowledges the hurt and division this conflict is causing in our country and urges all Australians to treat each other with respect, compassion and dignity.

CALL FOR A DIVISION

For: Councillors Crossland, Glynatsis, Jolly, Mohamud, O'Brien, Stone and Wade

Against: Councillors Landes

CARRIED

8.3 Notice of Motion No. 8 of 2023 - Demolition of Public Housing Towers

Reference	D23/479567
Author	Sue Wilkinson - Chief Executive Officer
Authoriser	Chief Executive Officer
Disclosure	The authoriser, having made enquiries with members of staff involved in the preparation of this report, asserts that they are not aware of any general or material conflicts of interest in relation to the matters presented.

RECOMMENDATION

Start time: 10.21pm

1. That Council:
 - (a) Strongly opposes the Victorian Government's plans to demolish 44 public housing towers across the state, including 12 towers in the City of Yarra, in Fitzroy, Collingwood and Richmond;
 - (b) Calls on the Victorian Government to substantially increase public and social housing dwellings to address the housing affordability crisis, and notes Yarra's previous and ongoing support for the use of various state-owned sites in Yarra for this purpose, including the Fitzroy Gasworks site;
 - (c) In response to the announcement to demolish and redevelop all 44 metropolitan high-rise public housing towers, requests the Mayor write to the Premier and the Minister for Housing to:
 - (i) outline Council's opposition to the demolition of the public housing towers; and
 - (ii) urge the government to consider a program to renovate the existing high-rise public housing in Yarra, instead of proceeding with demolition; and
 - (d) Calls for a further report to Council that includes:
 - (i) a review the impacts of the Victorian Government's announcements, including any further information released by the Victorian Government;
 - (ii) recommendations for revised or amended policy and advocacy positions that could be adopted by Council to address the risks and impacts of Victorian Government initiatives, including Council's opposition to the demolition and privatisation of public housing in Yarra and across metropolitan Melbourne; and
 - (iii) recommendations on any potential initiatives that could be adopted by Council to mitigate any risks and impacts for residents of the public housing estates in Yarra.

Councillor Mohamud left the meeting at 10.24pm

Councillor Mohamud returned at 10.26pm

Public Submissions

The following people addressed Council on the matter:

Elena Suarez; and

Valentyna Frolovq.

MOTION

Moved: Councillor Wade

Seconded: Councillor Crossland

1. That Council:
 - (a) Strongly opposes the Victorian Government's plans to demolish 44 public housing towers across the state, including 12 towers in the City of Yarra, in Fitzroy, Collingwood and Richmond;
 - (b) Calls on the Victorian Government to substantially increase public and social housing dwellings to address the housing affordability crisis, and notes Yarra's previous and ongoing support for the use of various state-owned sites in Yarra for this purpose, including the Fitzroy Gasworks site;
 - (c) In response to the announcement to demolish and redevelop all 44 metropolitan high-rise public housing towers, requests the Mayor write to the Premier and the Minister for Housing to:
 - (i) outline Council's opposition to the demolition of the public housing towers; and
 - (ii) urge the government to consider a program to renovate the existing high-rise public housing in Yarra, instead of proceeding with demolition; and
 - (d) Calls for a further report to Council that includes:
 - (i) a review the impacts of the Victorian Government's announcements, including any further information released by the Victorian Government;
 - (ii) recommendations for revised or amended policy and advocacy positions that could be adopted by Council to address the risks and impacts of Victorian Government initiatives, including Council's opposition to the demolition and privatisation of public housing in Yarra and across metropolitan Melbourne; and
 - (iii) recommendations on any potential initiatives that could be adopted by Council to mitigate any risks and impacts for residents of the public housing estates in Yarra.

AMENDMENT

Moved: Councillor Mohamud

- (a) strongly opposes the Victorian Government's plans to demolish 44 public housing towers across the state, including 12 towers in the City of Yarra, in Fitzroy, Collingwood and Richmond;
- (b) strongly oppose the privatisation of public housing sites across the City of Yarra including by way of sale or lease of public housing land, and express concern for what appears to be a significant privatisation of public housing land and the outsourcing of the state government's obligation to provide public housing to those who need it;
- (c) notes that the Victorian Government has to-date not committed to building any public housing on these or other sites in Yarra;
- (d) notes that without adequate consideration of the conditions of each building by the State government, the potential for redevelopment, refurbishment and renovation has not been fully explored;
- (e) calls on the Victorian Government to commit to maintaining existing public housing unless building or engineering advice states otherwise, and to substantially increase the number of public housing dwellings to address the housing affordability crisis, and notes Yarra's previous and ongoing support for the use of various state owned sites in Yarra for this purpose, including the Fitzroy Gasworks site;
- (f) in response to the announcement to demolish and redevelop all 44 metropolitan high-rise public housing towers, requests the Mayor write to the Premier and the Minister for Housing to:

- (i) outline Council's opposition to the demolition of the public housing towers;
- (ii) urge the government to consider a program to renovate the existing high-rise public housing in Yarra, instead of proceeding with demolition;
- (g) calls for a further report to Council that includes:
 - (i) a review of the impacts on public housing communities in Yarra, including potential future residents requiring public housing of the Victorian Government's announcements, including any further information released by the Victorian Government;
 - (ii) recommendations for revised or amended policy and advocacy positions that could be adopted by Council to address the risks and impacts of Victorian Government housing initiatives including Council's opposition to the demolition and privatisation of public housing in Yarra and across metropolitan Melbourne;
 - (iii) an advocacy position to be taken to the next Municipal Association of Victoria meeting opposing the demolition of the 44 housing towers; and
 - (iv) recommendations on any potential initiatives that could be adopted by Council to mitigate any risks and impacts for residents of the public housing estates in Yarra.

The amendments were accepted by the mover and seconder and incorporated into the motion below.

COUNCIL RESOLUTION

Moved: Councillor Wade

Seconded: Councillor Crossland

1. That Council:
 - (a) strongly opposes the Victorian Government's plans to demolish 44 public housing towers across the state, including 12 towers in the City of Yarra, in Fitzroy, Collingwood and Richmond;
 - (b) strongly oppose the privatisation of public housing sites across the City of Yarra including by way of sale or lease of public housing land, and express concern for what appears to be a significant privatisation of public housing land and the outsourcing of the state government's obligation to provide public housing to those who need it;
 - (c) notes that the Victorian Government has to-date not committed to building any public housing on these or other sites in Yarra;
 - (d) notes that without adequate consideration of the conditions of each building by the State government, the potential for redevelopment, refurbishment and renovation has not been fully explored;
 - (e) calls on the Victorian Government to commit to maintaining existing public housing unless building or engineering advice states otherwise, and to substantially increase the number of public housing dwellings to address the housing affordability crisis, and notes Yarra's previous and ongoing support for the use of various state owned sites in Yarra for this purpose, including the Fitzroy Gasworks site;
 - (f) in response to the announcement to demolish and redevelop all 44 metropolitan high-rise public housing towers, requests the Mayor write to the Premier and the Minister for Housing to:
 - (i) outline Council's opposition to the demolition of the public housing towers;
 - (ii) urge the government to consider a program to renovate the existing high-rise public housing in Yarra, instead of proceeding with demolition;
 - (g) calls for a further report to Council that includes:

- (i) a review of the impacts on public housing communities in Yarra, including potential future residents requiring public housing of the Victorian Government's announcements, including any further information released by the Victorian Government;
- (ii) recommendations for revised or amended policy and advocacy positions that could be adopted by Council to address the risks and impacts of Victorian Government housing initiatives including Council's opposition to the demolition and privatisation of public housing in Yarra and across metropolitan Melbourne;
- (iii) an advocacy position to be taken to the next Municipal Association of Victoria meeting opposing the demolition of the 44 housing towers; and
- (iv) recommendations on any potential initiatives that could be adopted by Council to mitigate any risks and impacts for residents of the public housing estates in Yarra.

CALL FOR A DIVISION

For: Councillors Crossland, Glynatsis, Jolly, Landes, Mohamud, O'Brien, Stone and Wade

Against: Nil

CARRIED UNANIMOUSLY

9. Petitions and joint letters

9.1 Councillor Jolly - Cambridge Street Park

Councillor Jolly raised an online petition containing 1671 signatures regarding the Cambridge Street Pocket Park.

The Mayor noted the petition and referred it to the CEO.

10. Questions without notice

10.1 Councillor Jolly - Heatwave Plan

Question:

The Bureau of Meteorology formally announced an 'El Nino' event for Australia for 2023/24 summer, part of Australia will likely experience an increased risk of heatwaves. Will Council consider extending the opening hours at Council Libraries during the heatwaves this summer?

The General Manager Infrastructure and Environment provided a response:

Council has a heatwave plan which makes provision for extended hours at libraries. It also makes provision for other extended services e.g. swimming pools. There are a number of provisions in the heatwave plan and lots of information on Council's website about heatwave and what people should be do in the event of heat stress and lots of other languages other than English and some other ideas about refuge.

The CEO also advised: that in addition to our own buildings we are exploring discussions with the owners of other large premises across the city. Those discussions are in early stages, so it might not come into action this summer but we are really hoping to build a network and to also promote cool places beyond our city, so the City of Melbourne has a good network as well, so we will look to communicate those as well.

10.2 Councillor Stone - Reverse Vending Machines

Question:

When will Council receive the large reverse vending machines and what is the timeline for that?

The General Manager Infrastructure and Environment provided a response:

The CEO has agreed to three locations in the city some months ago and it is sitting with Visy (this information is on our website). The locations are at Collingwood Leisure Centre, Kevin Barlett Reserve and almost Fairfield Park Reserve. We are waiting on Visy and are working as quickly as they can accommodate us.

10.3 Councillor Glynatsis - Graffiti

Question:

Tangible progress cannot be made if we quietly wind back without following the agreed process for any revision or new strategy.

The current Graffiti removal process in the World Heritage Environs Area (WHEA) is different to what was agreed to in the October 2020 strategy documents.

The changed process now requires an owner's permission form to be filled in. Who, when and why was this change authorised?

There was a report undertaken with the finalisation of the longitudinal study across 10 control areas of the Yarra Council control areas written by Council Officer Mr Agostino.

Based on these results, the two clean per annum were proposed across owners, renters and concerned residents. Within this report it also highlighted that a great percentage efficiency was achieved by CALCORP (a graffiti removal company that other councils use) in terms of dollars spent and square meterage removed.

What are the progress statistics (KPI's) before and after the strategy implementation?

What has been the recent KPI's in the last financial year of 2023?

Can this report be released? If not, why not?

Councils 2020-23 strategy proposed that photos and or offences were going to be shared in VANDALTRAK.

Is this being done? If not, why not?

If offences are being tracked, what are the latest statistics from Yarra?

Has there been any interaction with Victoria Police on the information collected? If not, why not?

Are there any plans to review, revise and update the current plan so as to demonstrate that the true advancement in the quest of graffiti removal is achieved in a cleaner Yarra.

Response:

The CEO took the questions on notice.

11. Delegates' reports

11.1 Councillor Stone - Active Ageing Advisory Committee

Committee	Active Ageing Advisory Committee
Appointed Councillors	Cr Amanda Stone
Date of Council Meeting	12 December 2023
Report Author	Cr Amanda Stone

DELEGATES REPORT

Seniors Month in October highlighted the level of activity and engagement of citizens over 50 in Yarra.

Numerous activities were held, many auspiced by Yarra U3A and supported by Yarra Council.

The Active Ageing Advisory Committee ("AAAC") was represented at Government House when Yarra resident Antonio Bentincontri was recognised in the Victorian Senior of the Year Awards. Antonio is a respected leader in the Italian community, dedicated to bridging cultures and promoting inclusivity.

A forum run by Yarra U3A on "Ageing Well in a Changing World" resulted in a compilation of valuable input to the updated Positive Ageing Action Plan.

The most recent Active Ageing Advisory Committee meeting was held on 15 November 2023, with the following issues being discussed.

1. Climate Emergency Plan

There was a discussion regarding the new Climate Emergency Plan. Council's Climate Emergency Engagement Officer presented on findings of the pre-consultation, such as that people are affected by climate differently, the significance of transport and access to cool spaces, the role of hydration, and the risk of heatwaves. Advisory committee members also discussed the importance of sharing information beyond online/digital approaches, warnings regarding air quality, and the need for aged care service providers to be informed and aware regarding heat stress.

2. Victorian Seniors Festival

Several committee members shared their experiences with Yarra's Victorian Seniors Festival in 2023. A number of events and activities were available throughout the municipality. Members from U3A worked closely with officers to plan key events including: a forum on Ageing Well in a Changing World, with guest speaker Gerard Mansour (Commissioner for Senior Victorians till May 2023), a photography exhibition, and an inaugural Yarra cycling tour. Additionally, members attended the Bent Twig Alliance luncheon, which was held for older LGBTIQ+ people and their allies.

Feedback was that the Festival had a great mix of activities and with a range of community groups involved.

3. 'Our Clubs, Our Stories' – Multicultural Seniors Clubs

Officers shared one of the outcomes of a recent project 'Our Clubs, Our Stories,' which was undertaken with Yarra's diverse multicultural seniors clubs. Volunteer committee members of the clubs were interviewed, and the clubs were filmed undertaking their regular activities. As part of a celebration for Seniors Festival, club members from all involved clubs came together at the recently renovated Djerring Centre to watch the video compilation and celebrate.

Yarra's Seniors Clubs offer invaluable social connection for many of our residents; this was especially during COVID lockdowns where these connections were maintained by phone. The contribution by Yarra Council towards enabling them to meet, and the support they receive from Yarra officers, is integral to their success.

COUNCIL RESOLUTION

Moved: Councillor Stone

Seconded: Councillor Wade

That Council note this Delegate's Report.

CALL FOR A DIVISION

For: Councillors Crossland, Glynatsis, Jolly, Landes, Mohamud, O'Brien, Stone and Wade

Against: Nil

CARRIED UNANIMOUSLY

COUNCIL RESOLUTION (PROCEDURAL)

Moved: Councillor Stone

Seconded: Councillor Jolly

That the meeting be further extended by 30 minutes.

CALL FOR A DIVISION

For: Councillors Crossland, Glynatsis, Jolly, Landes, Mohamud, O'Brien, Stone and Wade

Against: Nil

CARRIED UNANIMOUSLY

11.2 Councillor Stone - Yarra Energy Foundation

Committee	Yarra Energy Foundation
Appointed Councillors	Cr Amanda Stone and Cr Edward Crossland
Date of Council Meeting	12 December 2023
Report Author	Cr Amanda Stone

DELEGATES REPORT

Yarra Energy Foundation (YEF) was established in 2010 with the following purpose:

The objects of the Company are to promote, preserve, protect and enhance the natural environment by acting to radically reduce greenhouse gas emissions and seek to achieve sustainable carbon neutrality in the Territory. (Yarra Energy Foundation Constitution 2017).

YEF is a company limited by guarantee and Yarra Council appoints 2 councillor representatives to its governing board each year.

The board provides strategic direction and governance oversight to the operations of YEF. It meets bi-monthly, with additional meetings for sub-committees and separate strategic

planning sessions.

YEF's main focus is on the integrated areas of:

- Solar Programs
- All electric efficient homes
- Neighbourhood battery storage
- Net zero neighbourhoods
- Microgrids/smartgrids
- Energy resilience

YEF is an acknowledged leader and expert in community batteries in the state.

YEF has continued to deliver strong value for the Yarra community through its ongoing programs and activities supporting the Yarra community to reduce greenhouse gas emissions towards the council's community goal of net zero by 2030. In the past 6 months, it has:

In Yarra

- YEF celebrated the launch of a branded tram operating on the 109 and 48 tram routes, which travel through the City of Yarra and the CBD. The branding was valued at ~\$150,000 and includes major brand awareness for Yarra's first neighbourhood battery, and our campaign raising awareness of the role of neighbourhood batteries in the energy transition. This project was won without any contributions from the City of Yarra, but from which we have been able to generate educational materials on YEF's website to raise awareness of neighbourhood batteries in Yarra.
- In collaboration with CoY's Sustainability Unit and local residents group 'Electrify 3068', YEF has kicked-off an all-electric precinct investigation project. YEF hosted the first 'Industry Reference Group' meeting, which has brought together leaders in electrification to share knowledge and consult on a specific Yarra precinct. Parties include:
 - CitiPower/Powercor (Distribution Network Service Provider)
 - Energy Consumers Australia
 - iMOVE CRC (Federally funded CRC)
 - RaceFor2030
 - Rewiring Australia
 - Institute for Sustainable Futures, University of Technology Sydney
- YEF is delivering project coordination and community engagement services for several neighbourhood battery implementation projects, including for two projects to be located within the City of Yarra (both of which have been funded by grants with no financial co-contributions from the City of Yarra).

. More widely:

- YEF became the first and only organisation to win three consecutive rounds of funding from the Victorian Government's *Neighbourhood Battery Initiative*. The latest round includes funding for YEF to develop business cases for neighbourhood batteries working with 22 local governments primarily across metropolitan Melbourne, including the City of Yarra. The business cases are extensive and will be delivered at no cost to councils.
- YEF continues to grow a diversity of significant business opportunities and revenue streams and has progressed its business to reduce reliance on funding from the

City of Yarra and become more financially self-sufficient as an independent not-for-profit organisation.

- YEF completed the design and delivery of the first *neighbourhood battery training courses* in November 2023. The organisation is working towards delivery of an advanced course in March 2024. The design & delivery has been funded by the Victorian Government's Department of Energy, Environment and Climate Action (DEECA). The IP developed through these projects may be used by YEF to deliver a new additional revenue stream in the near future.

Earlier this year, with significant involvement from YEF's board of directors, the organisation refreshed its vision, mission and strategic goals.

The new vision is ***for cleaner energy to address a changing climate***, and the new mission is ***to accelerate the transition to cleaner energy***.

YEF's activities and impacts continue to align closely with City of Yarra's climate emergency plan.

YEF has continued to provide ongoing services to businesses and homes in Yarra through webinars, information sessions, and support for community action and networking.

YEF occupies a unique place in both Yarra and the state in the fast moving and changing local energy environment. Its flexibility and expertise has ensured it can respond and adapt to local needs, attracting funding and support for many of these projects.

The Annual General Meeting was held on Monday 11 December, confirming the appointment of 2 new directors, and tabling the Annual Report and Audited Financial Report both of which will be available on the YEF website.

COUNCIL RESOLUTION

Moved: Councillor Stone

Seconded: Councillor Wade

That Council note this Delegate's Report.

CALL FOR A DIVISION

For: Councillors Crossland, Glynatsis, Jolly, Landes, Mohamud, O'Brien, Stone and Wade

Against: Nil

12 General Business

12.1 Councillor Wade - Northern end of Road Reserve on Ballarat Street, Collingwood

COUNCIL RESOLUTION

Moved: Councillor Wade

Seconded: Councillor Jolly

1. That a report be presented to the Ordinary Council Meeting in March 2024 that considers options with respect to the lease of the road reserve at the northern end of Ballarat Street, Collingwood. The report should include officers' advice in relation to:
 - (a) the Department of Transport and Planning (DTP) offering the lessee a new lease for the space, as Council's first preference, and how Council might support this, or alternatively any other options for the site;
 - (b) engaging with DTP in line with Council's existing policies on increasing green space in Collingwood, and otherwise encouraging planting and urban agriculture; and
 - (c) writing to the Minister for Infrastructure and Transport, The Hon. Danny Pearson MP and Paul Younis, Secretary DTP expressing Council's interests in the value of open space in Collingwood.

CALL FOR A DIVISION

For: Councillors Crossland, Glynatsis, Jolly, Landes, Mohamud, O'Brien, Stone and Wade

Against: Nil

CARRIED UNANIMOUSLY

13. Urgent business

Nil

14. Confidential business

COUNCIL RESOLUTION

Moved: Councillor Jolly

Seconded: Councillor Stone

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
 - (a) council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released.

CALL FOR A DIVISION

For: Councillors Crossland, Glynatsis, Jolly, Landes, Mohamud, O'Brien, Stone and Wade

Against: Nil

CARRIED UNANIMOUSLY

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

Conclusion

The meeting concluded at 11.24pm.

Confirmed Tuesday 13 February 2024

Mayor