



Minutes

Council Meeting

6.31pm, Tuesday 9 April 2024

Richmond Town Hall

**Corrected 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 Michael Glynatsis Councillor
- Cr Herschel Landes Councillor
- Cr Claudia Nguyen 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 Advisor
- Mel Nikou Governance Officer

Apologies

- Cr Anab Mohamud Deputy Mayor
- Cr Stephen Jolly Councillor

3. Announcements

No announcements were made.

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

Cr Crossland, Cr Glynatsis, Cr Landes, Cr Nguyen, 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 Stone

Seconded: Councillor Glynatsis

That the minutes of the Council Meeting held on Tuesday 12 March 2024 be confirmed.

CALL FOR A DIVISION

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

Against: Nil

CARRIED UNANIMOUSLY

6. Question time

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7. Council business reports

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8 Notices of motion

Nil

9. Petitions and joint letters

Nil

10. Questions without notice

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11. Delegates' reports

Nil

12. General business

Nil

13. Urgent business

Nil

6. Question time

This record is provided from members of the public upon registration and also asked during Question Time and the responses provided is not a transcript of proceedings. A recording of the Council Meeting is available on Council's website for twelve months following the meeting.

The following questions were asked:

1. Keith Fitzgerald:

Would Council agree that median storage compromises the safety of pedestrians and isolates residents who reside on the west side of Hoddle St from essential recreation areas and Victoria Park Station?

The General Manager Infrastructure and Environment provided the following response:

Thanks Keith for your question.

There are signalised pedestrian crossings on the two pedestrian routes connecting the west side of Hoddle Street and Victoria Park. The pedestrian median islands are standard treatments for major roads, and the median islands have been upgraded in line with the latest design guidelines.

We will pass on your concerns to the Department of Transport & Planning as the owner of the road for further consideration.

2. Peter Jamieson:

At the last council meeting in response to my question about the status of our free parking petition, I was told we would receive a response by email by the end of that week. No response has been received. When will we receive a response please. What is the process for engaging Brunswick St traders on the current review of Yarra City parking arrangements. When can traders expect to be engaged and how?

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

Thank you Peter for your question, Council has provided a response to your petition yesterday and I apologise for the delay in responding.

In summary as previously advised, at this stage there is no review proposed for the existing parking restrictions on Brunswick Street.

3. Joseph Gagliano:

Relates to illegal parking not being policed by the council. Why are there no patrols for every major event (including ALL football games - AFL / Rugby League / Soccer) as well as concert and all other events at the MCG, and Olympic /Melbourne Park precinct? How can we get cars towed when they are parking across driveways? And who can residents contact out of hours to get cars fined or towed away?

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

Thank you Joseph for your question, Council prioritises parking enforcement resources strategically throughout the city. Our Parking Enforcement team's approach to major events is:

- *Increase patrols in high-demand areas around major events like those at the MCG and Olympic Park precinct.*
- *Target patrols based on past data and anticipated event crowds.*

In response to requests about towing vehicles parked across driveways, our response is based on urgency and the situation's merits. If your driveway or access is blocked by a parked vehicle, or you require our officer's to enforce illegal parking you can request this on our website and ill have an officer contact you tomorrow to walk you through the process.

4. Paul Jackson:

I refer to the question raised by councillor O'Brien at the council meeting 13-02-2024. (Item 10.3 in the minutes of the meeting) . The question was as follows What were Council's obligations under the Yarra Planning Scheme with respect to Environmental Risks and Amenity at the Burnley Golf Course and how were these discharged? The General Manager Infrastructure and Environment took the question on notice at the time. My understanding is that Councillor O'Brien is yet to receive an answer to this fundamental question about its own planning scheme What was the management checklist process performed by Yarra to ensure compliance with the Yarra planning scheme, internal policies and all other legal requirements prior to presenting councillors and the public with the option to redesign the Burnley Golf course?

5. Catherine Millili:

I refer to the question raised by councillor O'Brien at the council meeting 13-02-2024. (Item 10.3 in the minutes of the meeting) . The question was as follows What were Council's obligations under the Yarra Planning Scheme with respect to Environmental Risks and Amenity at the Burnley Golf Course and how were these discharged? Cr Obrien has informed that this question is yet to be answered. Council has indicated that it is proving complex. Given Yarra's inability or unwillingness to answer the question from councillor O'Brien about whether it has complied with its own planning scheme regarding the BGC, how can councillors and the residents have any confidence in the City of Yarra's ability to oversee planning in Yarra?

The General Manager Infrastructure and Environment provided the following response:

Thanks Paul and Catherine for your questions.

The response to the question asked by Councillor O'Brien at the Council meeting is still being worked through by officers. The answer is complex and required the advice of some external consultants which we hope to have shortly. As soon as we're able to answer Cr O'Brien's question we will do so.

6. Jeremy Lawrence, Streets Alive Yarra:

On Sunday Cr Landes posted a report of a collision at the intersection of Langridge Street and Cambridge Street, regarding a collision between a person driving and a person cycling. Has Council received any crash report from the police, and is Council planning any changes to the street or intersection to improve safety?

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

Council is not in receipt of a police report for this unfortunate incident and I hope that all involved are ok. It is not uncommon for Council not to receive information about a collision, however, Council in the recently adopted TAP sets out that next year Langridge Street will be subject to a New Deal for Cycling Corridor study which will consider how conditions for cyclists can be improved not just at intersections but along the whole corridor.

7. Shane Delphine, YCAN:

As a resident of Fitzroy, I am excited by the prospect of traffic flowing less rapidly down my street. Can you please provide an update on the status of discussions with the Department of Transport on extending the 30kmh trial zone from those parts of Fitzroy and Collingwood north of Johnston St, to all of Fitzroy and Collingwood?

The General Manager Infrastructure and Environment provided the following response:

Just last week the Department of Transport & Planning approved the 30km/hr trial in its system and has issued approval to install the signs. We are now in the final stages of pre-trial planning.

We will be writing to everyone in the Collingwood and Fitzroy community to announce the commencement of the trial and provide details on how they can provide feedback to Council during the trial.

We are expecting the trial to commence in May 2024.

8. Sharon Harrison – (Ken Gomez read out the question on behalf of Sharon)

Can Officers provide an update on the review of the outcomes of the initial consultation process and development of an Expression of Interest process to seek formal proposals on re-purposing of the Burnley Gardens Cottage (Reference D21/202853, Council Meeting 21 December 2021)?

The General Manager Infrastructure and Environment provided the following response:

The initial consultation process was reported to Council in 2021. Officers are preparing a request for expression of interest to form part of a panel to help decide the future of the Burnley Cottage consistent with Council's resolution. We hope this EOI will be advertised on Council's website in the next few weeks.

9. Peter Razos: - (Rhys Thomas read the question on the resident's behalf due to the elevator being out of order)

What is the current cumulative cost incurred to date for the discarded syringe collection/amenity clean up in North Richmond which is the responsibility of the state government and is funded by the ratepayers? Where is it found in the budget?

The General Manager Community Strengthening provided the following response:

Council recognises its responsibility to promote public amenity including in the North Richmond precinct.

Since mid-2020, the accumulative costs to Council associated with these services is in the order of \$1.676m.

This expenditure continues to be included in the City Works Street Cleansing budget.

Council has been actively advocating to the state government, to seek financial support to address this unique situation or for the state to directly commission syringe management and cleaning services within this precinct.

10. Michael Spencer, Fitzroy Residents Association:

When can we expect to see the new Graffiti Management Framework (the previous has expired) and will it revert to the proactive removal policy agreed through community consultation when it was developed?

The General Manager Infrastructure and Environment provided the following response:

While the Graffiti Management Framework expired in December 2023, its application endures through our efforts. A renewed draft framework has been developed and is being finalised. We hope to consult on this shortly. In relation to proactively removing graffiti, the Graffiti Prevention Act (2007 - amended in 2020) provides some scope for Councils to proactively remove graffiti, but it comes with risk. We will balance our approve to ensure Council is not unduly exposed to such risks.

11. Marion Attwater:

My question is about the Charlotte Street pocket park and temporary road closure that commenced in January 2024. Is this temporary road closure for the purpose of a genuine traffic diversion experiment, or is it for some other purpose? Was there a report from the Head of Transport for Victoria concerning the exercise of powers over traffic, and was there a section 223 Hearing of Submissions?

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

The purpose of the temporary road closure was to test the impact that the establishment of a park would have on traffic at the intersection on Church and Charlotte Street and on the surrounding area. It was undertaken as a genuine traffic diversion experiment. Council has undertaken extensive consultation on the project and has engaged with the Head of Transport for Victoria which issued a Memorandum of Authorisation approving the temporary closure.

7.1 Draft 2024/25 Budget and Long Term Financial Plan

Reference	D24/111145
Author	Dennis Bastas - Manager Financial Services
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: 7.10pm

1. That Council adopts, for the purpose of public exhibition:
 - (a) the Draft Budget 2024/2025 at **Attachment One** as a draft of the budget prepared for the purpose of section 94 of the Local Government Act 2020, and
 - (b) the Draft Long Term Financial Plan 2024/2025 to 2033/2034 at **Attachment Two**.
2. That in accordance with Governance Rule Chapter Two, Rule 10.1, Council call an Extraordinary Council meeting at 6.30pm on Monday 3 June 2024 to hear feedback in relation to the Draft Budget 2024/2025 and Draft Long Term Financial Plan 2024/2025 and that in accordance with Governance Rule Chapter Two, Rule 54.6 determine that persons be heard at that meeting in accordance with Governance Rule Chapter Two, Rule 54.
3. That Council note the intention to consider the feedback and adopt the Budget 2024/2025 and the Long-Term Financial Plan 2024/2025 at the Ordinary Council meeting on Tuesday 18 June 2024 and further note that under Governance Rule Chapter Two, Rule 54.1.2 there will not be an opportunity for members of the public to address Council in relation to that item.

Public Submissions

The following people addressed Council on the matter:

Jeremy Lawrence, Streets Alive Yarra; and

Marion Attwater.

MOTION

Moved: Councillor Wade

Seconded: Councillor Nguyen

1. That Council adopts, for the purpose of public exhibition:
 - (a) the Draft Budget 2024/2025 at **Attachment One** as a draft of the budget prepared for the purpose of section 94 of the Local Government Act 2020, and
 - (b) the Draft Long Term Financial Plan 2024/2025 to 2033/2034 at **Attachment Two**.
2. That in accordance with Governance Rule Chapter Two, Rule 10.1, Council call an Extraordinary Council meeting at 6.30pm on Monday 3 June 2024 to hear feedback in relation to the Draft Budget 2024/2025 and Draft Long Term Financial Plan 2024/2025 and that in accordance with Governance Rule Chapter Two, Rule 54.6 determine that persons be heard at that meeting in accordance with Governance Rule Chapter Two, Rule 54.
3. That Council note the intention to consider the feedback and adopt the Budget 2024/2025 and the Long-Term Financial Plan 2024/2025 at the Ordinary Council meeting on Tuesday 18 June 2024 and further note that under Governance Rule Chapter Two, Rule 54.1.2 there will not be an opportunity for members of the public to address Council in relation to that item.

AMENDMENT

Moved: Councillor Landes

Seconded: Councillor O'Brien

1. That Council adopts, for the purpose of public exhibition:
 - (a) the Draft Budget 2024/2025 at Attachment One as a draft of the budget prepared for the purpose of section 94 of the Local Government Act 2020, amended to:
 - (i) exclude any fee increases for Yarra Leisure Centres, parking meter rates and Gleadell St Market rentals in the fees and charges schedule;
 - (ii) show a reduction in associated revenue to the value of \$429,526 for Yarra Leisure, \$562,000 for parking meters and \$12,544 for Gleadell Street Market; and
 - (iii) incorporate any consequent adjustments required resulting from the above amendments in the Draft Budget document; and
 - (b) the Draft Long Term Financial Plan 2024/2025 to 2033/2034 at Attachment Two, subject to the changes necessary as a consequence of the adopted revisions to the draft Budget.

CALL FOR A DIVISION

For: Councillors Glynatsis, Landes, and O'Brien

Against: Councillors Crossland, Nguyen, Stone and Wade

LOST

AMENDMENT

Moved: Councillor O'Brien

Seconded: Councillor Glynatsis

1. That Council adopts, for the purpose of public exhibition:
 - (a) the Draft Budget 2024/2025 at Attachment One as a draft of the budget prepared for the purpose of section 94 of the Local Government Act 2020, amended to:
 - (i) include a provision of \$25,000 in the capital works program for the design of Alphington Bowls Club lighting; and
 - (ii) incorporate any consequent adjustments required resulting from the above amendments in the Draft Budget document; and
 - (b) the Draft Long Term Financial Plan 2024/2025 to 2033/2034 at Attachment Two, subject to the changes necessary as a consequence of the adopted revisions to the draft Budget.

CALL FOR A DIVISION

For: Councillors Glynatsis, Landes, and O'Brien

Against: Councillors Crossland, Nguyen, Stone and Wade

LOST

COUNCIL RESOLUTION

Moved: Councillor Wade

Seconded: Councillor Nguyen

1. That Council adopts, for the purpose of public exhibition:
 - (a) the Draft Budget 2024/2025 at **Attachment One** as a draft of the budget prepared for the purpose of section 94 of the Local Government Act 2020, and
 - (b) the Draft Long Term Financial Plan 2024/2025 to 2033/2034 at **Attachment Two**.
2. That in accordance with Governance Rule Chapter Two, Rule 10.1, Council call an Extraordinary Council meeting at 6.30pm on Monday 3 June 2024 to hear feedback in relation to the Draft Budget 2024/2025 and Draft Long Term Financial Plan 2024/2025 and that in accordance with Governance Rule Chapter Two, Rule 54.6 determine that persons be heard at that meeting in accordance with Governance Rule Chapter Two, Rule 54.
3. That Council note the intention to consider the feedback and adopt the Budget 2024/2025 and the Long-Term Financial Plan 2024/2025 at the Ordinary Council meeting on Tuesday 18 June 2024 and further note that under Governance Rule Chapter Two, Rule 54.1.2 there will not be an opportunity for members of the public to address Council in relation to that item.

CALL FOR A DIVISION

For: Councillors Crossland, Landes, Nguyen, O'Brien, Stone and Wade

Against: Councillor Glynatsis

CARRIED

7.2 Deliberative engagement - Service planning and review principles

Reference	D24/64675
Author	Joe Daniel - Manager Business Transformation
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: 7.48pm

1. That Council:

- (a) notes the details of the deliberative engagement process and the outcomes achieved, and thanks the Community Working Group for their involvement; and
- (b) adopts the service planning and review principles and the potential service review prioritisation triggers as outlined below:

When planning and reviewing services, Council will:

- 1. *Actively include a range of First Nations' voices and values in all decision making and placemaking to ensure ongoing community resilience.*
- 2. *Be proactive in supporting communities and service providers to dramatically reduce waste and greenhouse emissions and prioritise regenerative systems to improve wellbeing and biodiversity and sustainable outcomes.*
- 3. *Ensure Yarra's artistic and cultural identity is valued and supported given their contribution to community resilience.*
- 4. *Select service providers that are in line with Council's sustainability policies and goals.*
- 5. *Be adaptable and proactive by identifying, planning for, and implementing solutions that respond to dynamic factors and the current and future community needs.*
- 6. *Deliver qualitative and quantitative evidence-based outcomes that include community input, which will be shared and communicated in an accessible way with the community.*
- 7. *Use a comparative benefit analysis to measure value for money and the positive impact of service reform for the community.*
- 8. *Actively engage the community, prioritising those most directly impacted and in line with Council's Community Engagement Policy, where appropriate.*
- 9. *Prioritise financial sustainability and appropriate resource allocation to enable us to respond to changing community needs, now and into the future.*
- 10. *Prioritise service delivery models where it can maintain control of quality and influence the community benefits and outcomes.*
- 11. *Prioritise social benefits, especially those that address the needs of vulnerable and diverse people, within financial means.*
- 12. *Seek creative and innovative ways to continually improve and address challenges, including collaborating and partnering with other councils, other levels of government, not-for-profits, businesses, and volunteers.*

13. *Ensure social impact and equity are accounted for when pricing a user-pays, market-comparable service.*
14. *When making decisions, be considerate and evaluate the impact a change to one service will have on all other services.*
15. *When considering a change to service that is also provided by an external market, evaluate the external market against Council's Social Justice Charter principles, of Access, Equity, Rights and Participation.*
16. *Assess and consider the accessibility of services within a user's ability and means, both geographically and digitally, when proposing changes to service locations.*

The service principles are outlined in no particular order.

The following prioritised triggers could initiate a Service Review in order of priority:

Non-negotiable triggers:

1. *Changes to the legislative requirements*
2. *Changes to funding arrangements or cost of delivering service.*

Community prioritised triggers:

1. *Service has a low social benefit (e.g. not responding to community need).*
2. *Service has poor community satisfaction.*
3. *Service has a negative impact(s) on the environment.*
4. *Service is not well utilised by the community (e.g. low demand).*
5. *Service is unable to maintain the quality expected by the community.*
6. *A gap or new community need has emerged (e.g. we need to consider reallocation of resources to meet an identified need).*
7. *Service is not directly delivering on the Council Plan / Community Vision.*
8. *A comparable service of same quality and price has become available by external provider(s) (external market maturity and availability).*

Public Submission

Jeremy Lawrence addressed Council on the matter.

MOTION

Moved: Councillor Wade

Seconded: Councillor O'Brien

1. That Council:
 - (a) notes the details of the deliberative engagement process and the outcomes achieved, and thanks the Community Working Group for their involvement; and
 - (b) adopts the service planning and review principles and the potential service review prioritisation triggers as outlined below:

When planning and reviewing services, Council will:

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2. *Be proactive in supporting communities and service providers to dramatically reduce waste and greenhouse emissions and prioritise regenerative systems to improve wellbeing and biodiversity and sustainable outcomes.*
3. *Ensure Yarra's artistic and cultural identity is valued and supported given their contribution to community resilience.*

4. *Select service providers that are in line with Council's sustainability policies and goals.*
5. *Be adaptable and proactive by identifying, planning for, and implementing solutions that respond to dynamic factors and the current and future community needs.*
6. *Deliver qualitative and quantitative evidence-based outcomes that include community input, which will be shared and communicated in an accessible way with the community.*
7. *Use a comparative benefit analysis to measure value for money and the positive impact of service reform for the community.*
8. *Actively engage the community, prioritising those most directly impacted and in line with Council's Community Engagement Policy, where appropriate.*
9. *Prioritise financial sustainability and appropriate resource allocation to enable us to respond to changing community needs, now and into the future.*
10. *Prioritise service delivery models where it can maintain control of quality and influence the community benefits and outcomes.*
11. *Prioritise social benefits, especially those that address the needs of vulnerable and diverse people, within financial means.*
12. *Seek creative and innovative ways to continually improve and address challenges, including collaborating and partnering with other councils, other levels of government, not-for-profits, businesses, and volunteers.*
13. *Ensure social impact and equity are accounted for when pricing a user-pays, market-comparable service.*
14. *When making decisions, be considerate and evaluate the impact a change to one service will have on all other services.*
15. *When considering a change to service that is also provided by an external market, evaluate the external market against Council's Social Justice Charter principles, of Access, Equity, Rights and Participation.*
16. *Assess and consider the accessibility of services within a user's ability and means, both geographically and digitally, when proposing changes to service locations.*

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4. *Service is not well utilised by the community (e.g. low demand).*
5. *Service is unable to maintain the quality expected by the community.*
6. *A gap or new community need has emerged (e.g. we need to consider reallocation of resources to meet an identified need).*
7. *Service is not directly delivering on the Council Plan / Community Vision.*

8. *A comparable service of same quality and price has become available by external provider(s) (external market maturity and availability).*

AMENDMENT

Moved: Councillor Stone

2. That officers provide a report to the August council meeting outlining options for creating a permanent citizens assembly/deliberative community panel to provide input to future challenging decisions to be made by Council.
3. That, subject to 2 above, the forthcoming review of Council Advisory Committees include consideration of the establishment of a permanent Citizens Assembly in addition to subject-specific community advisory groups.

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

COUNCIL RESOLUTION

Moved: Councillor Wade

Seconded: Councillor O'Brien

1. That Council:
 - (a) notes the details of the deliberative engagement process and the outcomes achieved, and thanks the Community Working Group for their involvement; and
 - (b) adopts the service planning and review principles and the potential service review prioritisation triggers as outlined below:

When planning and reviewing services, Council will:

1. *Actively include a range of First Nations' voices and values in all decision making and placemaking to ensure ongoing community resilience.*
2. *Be proactive in supporting communities and service providers to dramatically reduce waste and greenhouse emissions and prioritise regenerative systems to improve wellbeing and biodiversity and sustainable outcomes.*
3. *Ensure Yarra's artistic and cultural identity is valued and supported given their contribution to community resilience.*
4. *Select service providers that are in line with Council's sustainability policies and goals.*
5. *Be adaptable and proactive by identifying, planning for, and implementing solutions that respond to dynamic factors and the current and future community needs.*
6. *Deliver qualitative and quantitative evidence-based outcomes that include community input, which will be shared and communicated in an accessible way with the community.*
7. *Use a comparative benefit analysis to measure value for money and the positive impact of service reform for the community.*
8. *Actively engage the community, prioritising those most directly impacted and in line with Council's Community Engagement Policy, where appropriate.*
9. *Prioritise financial sustainability and appropriate resource allocation to enable us to respond to changing community needs, now and into the future.*
10. *Prioritise service delivery models where it can maintain control of quality and influence the community benefits and outcomes.*

11. *Prioritise social benefits, especially those that address the needs of vulnerable and diverse people, within financial means.*
12. *Seek creative and innovative ways to continually improve and address challenges, including collaborating and partnering with other councils, other levels of government, not-for-profits, businesses, and volunteers.*
13. *Ensure social impact and equity are accounted for when pricing a user-pays, market-comparable service.*
14. *When making decisions, be considerate and evaluate the impact a change to one service will have on all other services.*
15. *When considering a change to service that is also provided by an external market, evaluate the external market against Council's Social Justice Charter principles, of Access, Equity, Rights and Participation.*
16. *Assess and consider the accessibility of services within a user's ability and means, both geographically and digitally, when proposing changes to service locations.*

The service principles are outlined in no particular order.

The following prioritised triggers could initiate a Service Review in order of priority:

Non-negotiable triggers:

1. *Changes to the legislative requirements*
2. *Changes to funding arrangements or cost of delivering service.*

Community prioritised triggers:

1. *Service has a low social benefit (e.g. not responding to community need).*
 2. *Service has poor community satisfaction.*
 3. *Service has a negative impact(s) on the environment.*
 4. *Service is not well utilised by the community (e.g. low demand).*
 5. *Service is unable to maintain the quality expected by the community.*
 6. *A gap or new community need has emerged (e.g. we need to consider reallocation of resources to meet an identified need).*
 7. *Service is not directly delivering on the Council Plan / Community Vision.*
 8. *A comparable service of same quality and price has become available by external provider(s) (external market maturity and availability).*
2. That officers provide a report to the August council meeting outlining options for creating a permanent citizens assembly/deliberative community panel to provide input to future challenging decisions to be made by Council.
 3. That, subject to 2 above, the forthcoming review of Council Advisory Committees include consideration of the establishment of a permanent Citizens Assembly in addition to subject-specific community advisory groups.

CALL FOR A DIVISION

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

Against: Nil

CARRIED UNANIMOUSLY

7.3 Climate Emergency Plan - Stage Two Community Consultation

Reference	D24/101378
Author	Samantha Green - Climate Emergency Coordinator
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: 7.58pm

1. That Council:
 - (a) Endorse the draft Climate Emergency Plan 2024-2030 for stage 2 community consultation scheduled to begin in mid-April.

Public Submissions

The following people addressed Council on the matter:

*Shane Delphine, Yarra Climate Action Now; and
Michael Spencer, Fitzroy Residents Association.*

COUNCIL RESOLUTION

Moved: Councillor Stone

Seconded: Councillor Wade

1. That Council:
 - (a) Endorse the draft Climate Emergency Plan 2024-2030 for stage 2 community consultation scheduled to begin in mid-April.

CALL FOR A DIVISION

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

Against: Nil

CARRIED UNANIMOUSLY

7.4 Miller Street Local Area Place Making Upgrades

Reference	D24/111100
Author	Danny Millican - Coordinator Civil Engineering
Authoriser	Manager Infrastructure, Traffic and Civil Engineering
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: 8.13pm

1. That Council:
 - (a) notes the feedback received from some residents of Miller St Fitzroy North and the required trade-offs to deliver upgrades to existing traffic management on Miller Street and as endorsed by Council following the Local Area Place Making study in 2018/19;
 - (b) proceeds with option B (upgrade of slow points with removal of bicycle priority cut-throughs) to upgrade traffic management treatments generally as presented to the Miller Street community in November 2023; and
 - (c) finalises the design and costing of the recommended design for consideration for funding as part of the 2024/25 budget process.

Public Submissions

The following people addressed Council on the matter:

Katerina Yakimov;

Alex Boyd; and

Jeremy Lawrence, Streets Alive Yarra Inc.

COUNCIL RESOLUTION

Moved: Councillor Wade

Seconded: Councillor O'Brien

1. That Council:

- (a) notes the feedback received from some residents of Miller St Fitzroy North and the required trade-offs to deliver upgrades to existing traffic management on Miller Street and as endorsed by Council following the Local Area Place Making study in 2018/19;
- (b) proceeds with option A (upgrade of slow points with bicycle priority cut-throughs);
- (c) finalises the design and costing of Option A for consideration for funding as part of the 2024/25 budget process;
- (d) reviews the street in light of this decision to consider if any changes need to be made to parking restrictions (e.g. introduction of permit zones);
- (e) keeps any tree loss to a minimum during the construction of these works; and
- (f) one year after installation of the changes and implementation of any parking restrictions:
 - (i) consider removing further angled parking bays for the planting of large canopy trees, per the advice from Council's Open Space Services team in the report; and
 - (ii) consider speed and traffic volume and an approach to DTP regarding any further changes that may be required (e.g. modal filters or one way street).

CALL FOR A DIVISION

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

Against: Councillor Stone

CARRIED

7.5 Amendment C286yara - Public open space contribution final panel report

Reference	D24/116371
Author	Leonie Kirkwood - Project and Planning Coordinator
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.

Councillor Nguyen left the meeting at 8.50pm

Councillor Nguyen returned at 8.52pm

RECOMMENDATION

Start time: 8.50pm

1. That Council:

- (a) notes the officer report regarding Amendment C286yara, officer recommendations and **Attachment One to Attachment Seven**;
- (b) notes the public release of the Final Panel Report for Amendment C286yara under Section 26 of the Planning and Environment Act 1987;
- (c) having considered the Interim and Final Panel Reports, under section 27 of the Planning and Environment Act 1987, adopts Amendment C286yara in accordance with section 29(1) of the Act with the changes set out in this report and at **Attachment Three, Attachment Four, Attachment Five and Attachment Six** to this report;
- (d) delegates to the Chief Executive Officer authority to finalise Amendment C286yara in accordance with Council's resolution (1)(c), and to make any administrative or formatting changes to the Amendment C286yara documentation and maps required to give effect to Council's resolution;
- (e) submits Amendment C286yara to the Minister for Planning and requests she approves the amendment adopted under resolution (1)(c) of the Planning and Environment Act 1987; and
- (f) notifies all submitters of this Council resolution.

COUNCIL RESOLUTION

Moved: Councillor Wade

Seconded: Councillor Stone

1. That Council:

- (a) notes the officer report regarding Amendment C286yara, officer recommendations and **Attachment One to Attachment Seven**;
- (b) notes the public release of the Final Panel Report for Amendment C286yara under Section 26 of the Planning and Environment Act 1987;
- (c) having considered the Interim and Final Panel Reports, under section 27 of the Planning and Environment Act 1987, adopts Amendment C286yara in accordance with section 29(1) of the Act with the changes set out in this report and at **Attachment Three, Attachment Four, Attachment Five and Attachment Six** to this report;
- (d) delegates to the Chief Executive Officer authority to finalise Amendment C286yara in accordance with Council's resolution (1)(c), and to make any administrative or formatting changes to the Amendment C286yara documentation and maps required to give effect to Council's resolution;
- (e) submits Amendment C286yara to the Minister for Planning and requests she approves the amendment adopted under resolution (1)(c) of the Planning and Environment Act 1987; and
- (f) notifies all submitters of this Council resolution.

CALL FOR A DIVISION

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

Against: Nil

CARRIED UNANIMOUSLY

The Mayor adjourned the meeting at 8.53pm

The meeting resumed at 9.03pm

7.6 Arts and Culture Annual Grants

Reference	D24/96511
Author	Brona Keenan - Coordinator Arts and Culture
Authoriser	General Manager Community Strengthening
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: 9.03pm

1. That Council:
 - (a) endorses the Round 2 Arts and Culture 2024 Annual Grants program community panel's recommendations, as listed in Attachment 1 to award 18 grants totalling \$205,000; and
 - (b) acknowledges and thanks the members of the Yarra Arts Advisory Committee for their time, deliberation and commitment to Yarra's Community Grants Program.

COUNCIL RESOLUTION

Moved: Councillor O'Brien

Seconded: Councillor Nguyen

1. That Council:
 - (a) endorses the Round 2 Arts and Culture 2024 Annual Grants program community panel's recommendations, as listed in Attachment 1 to award 18 grants totalling \$205,000; and
 - (b) acknowledges and thanks the members of the Yarra Arts Advisory Committee for their time, deliberation and commitment to Yarra's Community Grants Program.

CALL FOR A DIVISION

For: Councillor Crossland, Glynatsis, Landes, Nguyen, O'Brien, Stone and Wade

Against: Nil

CARRIED UNANIMOUSLY

7.7 Yarra Community Awards

Reference	D24/108573
Author	Cristina Del Frate - Senior Coordinator Equity and Inclusion
Authoriser	General Manager Community Strengthening
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 endorses the proposed changes to Yarra's Community Awards Program as outlined in this report for 2024 and beyond.

COUNCIL RESOLUTION

Moved: Councillor Stone

Seconded: Councillor Wade

1. That Council endorses the proposed changes to Yarra's Community Awards Program as outlined in this report for 2024 and beyond.

CALL FOR A DIVISION

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

Against: Nil

CARRIED UNANIMOUSLY

7.8 Maintenance of Department of Transport and Planning assets

Reference	D24/103347
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: 9.11pm

1. That Council:
 - (a) advises the Department of Transport and Planning that from 1 July 2024 it will agree to the Department's request to deliver a biannual street sweeping service of State Government-owned roads in Yarra;
 - (b) ceases open space maintenance, drain cleaning and hazard response service delivery on State Government-owned roads from 1 July 2024 and notes that these services will be provided directly by the Department of Transport and Planning itself;
 - (c) develops a communications program which ensures Yarra's residents, businesses and visitors are aware of the obligations of the Department of Transport and Planning to maintain its assets and which provides advice on how people can report service requests for these assets to the Department of Transport and Planning;
 - (d) continues its advocacy efforts to encourage the State Government to increase funding for direct service provision for maintenance on assets it owns within Yarra's municipal boundary; and
 - (e) receives an update from officers should the above advocacy efforts prove successful.

MOTION

Moved: Councillor Landes

Seconded: Councillor Glynatsis

1. That Council:
 - (a) advises the Department of Transport and Planning that from 1 July 2024 it will agree to the Department's request to deliver a biannual street sweeping service of State Government-owned roads in Yarra;
 - (b) ceases open space maintenance, drain cleaning and hazard response service delivery on State Government-owned roads from 1 July 2024 and notes that these services will be provided directly by the Department of Transport and Planning itself;
 - (c) develops a communications program which ensures Yarra's residents, businesses and visitors are aware of the obligations of the Department of Transport and Planning to maintain its assets and which provides advice on how people can report service requests for these assets to the Department of Transport and Planning;
 - (d) continues its advocacy efforts to encourage the State Government to increase funding for direct service provision for maintenance on assets it owns within Yarra's municipal boundary; and
 - (e) receives an update from officers should the above advocacy efforts prove successful.

AMENDMENT

Moved: Councillor Stone

- (f) review this arrangement in 12 months with a report back to Council on the effectiveness of these changed arrangements.

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

COUNCIL RESOLUTION

Moved: Councillor Landes

Seconded: Councillor Glynatsis

1. That Council:

- (a) advises the Department of Transport and Planning that from 1 July 2024 it will agree to the Department's request to deliver a biannual street sweeping service of State Government-owned roads in Yarra;
- (b) ceases open space maintenance, drain cleaning and hazard response service delivery on State Government-owned roads from 1 July 2024 and notes that these services will be provided directly by the Department of Transport and Planning itself;
- (c) develops a communications program which ensures Yarra's residents, businesses and visitors are aware of the obligations of the Department of Transport and Planning to maintain its assets and which provides advice on how people can report service requests for these assets to the Department of Transport and Planning;
- (d) continues its advocacy efforts to encourage the State Government to increase funding for direct service provision for maintenance on assets it owns within Yarra's municipal boundary;
- (e) receives an update from officers should the above advocacy efforts prove successful; and
- (f) review this arrangement in 12 months with a report back to Council on the effectiveness of these changed arrangements.

CALL FOR A DIVISION

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

Against: Nil

CARRIED UNANIMOUSLY

7.9 Street Garden Guidelines

Reference	D24/98697
Author	Susan Stanes - Senior Coordinator Design and Place Making
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: 9.22pm

1. That Council:
 - (a) endorses the final Street Garden Guidelines;
 - (b) notes that the online questionnaire will be published on Council's webpage following endorsement of the Street Garden Guidelines; and
 - (c) thanks the community for their involvement in the engagement process.

Public Submission

Jeremy Lawrence, Streets Alive Yarra Inc. addressed Council on the matter.

COUNCIL RESOLUTION

Moved: Councillor Stone

Seconded: Councillor O'Brien

1. That Council:
 - (a) endorses the final Street Garden Guidelines;
 - (b) notes that the online questionnaire will be published on Council's webpage following endorsement of the Street Garden Guidelines; and
 - (c) thanks the community for their involvement in the engagement process.

CALL FOR A DIVISION

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

Against: Nil

CARRIED UNANIMOUSLY

7.10 Facility name for the new Collingwood kindergarten

Reference	D24/108428
Author	Malcolm Foard - Manager Youth, Family and Children's Services
Authoriser	General Manager Community Strengthening
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: 9.28pm

1. That Council:
 - (a) notes that officers have consulted and engaged with the Wurundjeri Woi-Wurrung Cultural Heritage Aboriginal Corporation to seek permission to use Woi-Wurrung language in the naming of the new kindergarten at Collingwood College;
 - (b) notes that permission has been provided to Council by the Wurundjeri Woi-Wurrung Cultural Heritage Aboriginal Corporation to use Woi-Wurrung language in the naming of the new kindergarten at Collingwood College;
 - (c) endorses the Woi -Wurrung name of Collingwood, 'Yallabirrang', in the naming of the Collingwood Kindergarten; and
 - (d) notes that officers, in consultation with Collingwood College representatives, will update its signage and service material to reflect the naming of the Yallabirrang Kindergarten.

COUNCIL RESOLUTION

Moved: Councillor Glynatsis

Seconded: Councillor Stone

1. That Council:
 - (a) notes that officers have consulted and engaged with the Wurundjeri Woi-Wurrung Cultural Heritage Aboriginal Corporation to seek permission to use Woi-Wurrung language in the naming of the new kindergarten at Collingwood College;
 - (b) notes that permission has been provided to Council by the Wurundjeri Woi-Wurrung Cultural Heritage Aboriginal Corporation to use Woi-Wurrung language in the naming of the new kindergarten at Collingwood College;
 - (c) endorses the Woi -Wurrung name of Collingwood, 'Yallabirrang', in the naming of the Collingwood Kindergarten; and
 - (d) notes that officers, in consultation with Collingwood College representatives, will update its signage and service material to reflect the naming of the Yallabirrang Kindergarten.

CALL FOR A DIVISION

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

Against: Nil

CARRIED UNANIMOUSLY

7.11 Governance report - April 2024

Reference	D24/75020
Author	Rhys Thomas - Senior Governance Advisor
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: 9.32pm

1. That Council note the report on:
 - (a) Upcoming Victorian Independent Remuneration Tribunal determination; and
 - (b) Biannual Personal Interests Returns.
2. That in order to facilitate Yarra's representation at the Australian Local Government Association National General Assembly in Canberra from 2 to 4 July 2024, Council authorise the attendance of the following Councillor(s) in accordance with the Councillor Support Policy:
 - (a) Cr Edward Crossland, Mayor; and
 - (b) Cr Anab Mohamud, Deputy Mayor.

MOTION

Moved: Councillor Landes

Seconded: Councillor Nguyen

1. That Council note the report on:
 - (a) Upcoming Victorian Independent Remuneration Tribunal determination; and
 - (b) Biannual Personal Interests Returns.
2. That in order to facilitate Yarra's representation at the Australian Local Government Association National General Assembly in Canberra from 2 to 4 July 2024, Council authorise the attendance of the following Councillor(s) in accordance with the Councillor Support Policy:
 - (a) Cr Edward Crossland, Mayor; and
 - (b) Cr Anab Mohamud, Deputy Mayor.

AMENDMENT

Moved: Councillor Crossland

- 2 (c) Cr Amanda Stone.

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

COUNCIL RESOLUTION

Moved: Councillor Landes

Seconded: Councillor Nguyen

1. That Council note the report on:
 - (a) Upcoming Victorian Independent Remuneration Tribunal determination; and
 - (b) Biannual Personal Interests Returns.
2. That in order to facilitate Yarra's representation at the Australian Local Government Association National General Assembly in Canberra from 2 to 4 July 2024, Council authorise the attendance of the following Councillor(s) in accordance with the Councillor Support Policy:
 - (a) Cr Edward Crossland, Mayor;
 - (b) Cr Anab Mohamud, Deputy Mayor; and
 - (c) Cr Amanda Stone.

CALL FOR A DIVISION

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

Against: Nil

CARRIED UNANIMOUSLY

8. Notices of motion

Nil

9. Petitions and joint letters

Nil

10. Questions without notice

10.1 Councillor Glynatsis - Burnley Golf Course

Question:

In relation to the Burnley Golf Course, was Yarra in breach of the planning scheme?

The Chief Executive Officer provided the following response:

That question was asked by Councillor O'Brien in February and as we have advised already tonight, the matter is complex and we are working through it.

10.2 Councillor Stone - Linear Park Master Plan

Question:

In relation to the Linear Park Master Plan, when might the next steps be expected? Also, is there a timeline of when a final plan might be produced?

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

Currently officers are in conversations with the officers at the City of Merri-bek and we will be providing an update to Councillors once those conversations have come to a conclusion.

The conversations with Merri-bek have been delayed and there will be time implications on the plan. I will come back to Councillors once I have a confirmed timeline.

10.3 Councillor Stone - Local Liveable Streets

Question:

In relation to the Local Liveable Streets program, I regularly receive questions on when applicants will receive any information. It went out on June last year, the submissions were due in July and feedback was expected to back in December. When will those who applied hear back on the results of their applications, it being nine months later?

What does most of them have to do with them being in the northern part of the city?

There is no funding in this year's draft budget that we just adopted tonight for this project, so what happens to the funding that clearly hasn't been spent that was in last year's budget?

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

Officers have been in conversations with a number of submitters to the Local Liveable Streets and working with other realms of Council to be able to deliver on some of those projects. As updated at the Councillor Workshop, many of those projects were focused on the northern part of the municipality and so we are working through what the next reiteration of Local Liveable Streets is looking and will be coming back to a Councillor Workshop shortly.

The northern part of the city is purely a geographical summary of where most of the submissions came from.

At this stage officers are not intending to carry that budget forward, we haven't put a recommendation to the CEO with respect to that and as mentioned most of the projects were limited in scale and weren't adding a lot of community benefit and that is why we are looking at other avenues to deliver on some of those aspirations. We will come back to a Councillor Workshop moving forward on what local liveable streets looks like.

11. Delegates' reports

Nil

12. General Business

Nil

13. Urgent business

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.

COUNCIL RESOLUTION

Moved: Councillor Stone

Seconded: Councillor Glynatsis

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) confidential meeting information, being the records of meetings closed to the public under section 66(2)(a).

CALL FOR A DIVISION

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

Against: Nil

CARRIED UNANIMOUSLY

Item

14.1 Gasworks site update

This item is to be considered in closed session to allow consideration of confidential meeting information, being records of meetings closed to the public under section 66(2)(a).

These grounds are applicable because this report contains the text of resolutions made by Council at past Council meetings while the meeting was closed to the public under section 66(2)(a) of the Local Government Act 2020.

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

Conclusion

The meeting concluded at 9.52pm.

Confirmed Tuesday 14 May 2024

Mayor