

Agenda

Special Meeting of Council

Tuesday, 29 October 2019

6.30pm

Special Meeting of Council

Tuesday, 29 October 2019 at 6.30pm
to be held at the Moonee Valley Civic Centre

Members: Cr Samantha Byrne
Cr Jim Cusack
Cr Rebecca Gauci Maurici
Cr Richard Lawrence
Cr Nicole Marshall
Cr Cam Nation
Cr Narelle Sharpe
Cr John Sipek
Cr Andrea Surace

Officers:	Bryan Lancaster	Chief Executive Officer
	Kendrea Pope	Director Organisational Performance
	Natalie Reiter	Director Planning and Development
	Gil Richardson	Director Asset Planning and Strategic Projects
	Maria Weiss	Acting Director City Services
	Allison Watt	Manager Governance and Communications

Business:

1. Opening

The Chief Executive Officer welcomes everyone to the Special Meeting and reads the Reconciliation Statement:

Moonee Valley City Council respectfully acknowledges the Traditional Custodians of the land on which Moonee Valley is located – the Wurundjeri People of the Kulin Nation, and pays respect to their Spirits, Ancestors, Elders and their Community Members past and present.

2. Appointment of a Temporary Chairperson

The Chief Executive Officer informs the meeting that as there is no appointed Chairperson, the first task for Councillors is to appoint a temporary Chairperson.

The Chief Executive Officer calls for nominations and a vote is taken, if required.

The Temporary Chairperson assumes the Chair.

3. Apologies

4. Declarations of Conflict of Interest

5. Presentations to outgoing Mayor and Deputy Mayor

6. Reports

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The Temporary Chair vacates the Chair.

A. Election of Mayor

The Chief Executive Officer calls for nominations for the position of Mayor.

Nominations are received and a vote is taken, if required.

The Chief Executive Officer declares the elected Mayor.

The elected Mayor steps forward and is presented with the Mayoral Chain and Gavel by the Chief Executive Officer.

The Mayor takes the Chair and addresses the meeting.

B. Election of Deputy Mayor

The Chief Executive Officer calls for nominations for the position of Deputy Mayor.

Nominations are received and a vote is taken, if required.

The Chief Executive Officer declares the elected Deputy Mayor.

The elected Deputy Mayor steps forward and is presented with the Chain.

The Deputy Mayor addresses the meeting.

7. Close of Meeting

BRYAN LANCASTER
Chief Executive Officer

REPORTS

6.1 Council meeting schedule 2020

Author: Tracey Classon - Governance Officer

Directorate: Organisational Performance

1. Purpose

- 1.1 The purpose of this report is to formally adopt the schedule for Council Meetings and Public Forums for the 2020 calendar year.
- 1.2 The proposed schedule maintains the cycle of two Ordinary Council Meetings per month and one public forum per month to encourage active participation by residents.

2. Background

- 2.1 The primary objective of a Council is to endeavour to achieve the best outcomes for the local community having regard to the long-term and cumulative effects of decisions. In achieving this objective, Council must ensure that transparency and accountability are at the heart of its decision-making.
- 2.2 A meeting structure is in place to enable Council to:
 - 2.2.1 gather sufficient information to support sound and timely decision making; and
 - 2.2.2 encourage active participation in civic life for its community.

3. Issues

- 3.1 It is proposed that the following meetings be scheduled for 2020 with all meetings to be held at the Moonee Valley Civic Centre:
 - 3.1.1 Ordinary Council Meetings on the second and fourth Tuesday of the month, excluding the second Tuesday in January due to the holiday period, commencing at 6.30pm; and
 - 3.1.2 Public Forums on the third Tuesday of the month, excluding January due to the holiday period, commencing at 6pm.
- 3.2 The election (caretaker) period for the 2020 general council election on 24 October 2020 begins on Tuesday 22 September 2020 and no meetings have been scheduled to take place during this time.
- 3.3 Proposed reforms to the Local Government Bill 2019, announced by the Minister for Local Government earlier this year, are unknown. Those reforms include mandatory induction training for all elected Councillors with the details prescribed in Regulations which are not yet available.

- 3.4 For this reason, it is proposed that the meeting schedule for the remainder of the 2020 calendar year and the 2021 calendar year, will be determined by the incoming Council after the general election.

Recommendation

That Council resolves to:

- a) **Adopt the following meeting schedule for the 2020 calendar year and that these meetings be held at the Moonee Valley City Centre, 9 Kellaway Avenue, Moonee Ponds unless Council resolves otherwise:**
- **Ordinary Council meetings commencing at 6.30pm on 28 January, 11 February, 25 February, 10 March, 24 March, 14 April, 28 April, 12 May, 26 May, 9 June, 23 June, 14 July, 28 July, 11 August, 25 August, 8 September and 22 September.**
 - **Public Forums commencing at 6pm on 18 February, 17 March, 21 April, 19 May, 16 June, 21 July and 18 August;**
 - **Special Meeting for the swearing in of Councillors and the election of the Mayor and Deputy Mayor on 10 November.**
- b) **Authorise the Chief Executive Officer to amend the 2020 Meeting Schedule as required, to accommodate workloads or other special circumstances; and**
- c) **Request the Chief Executive Officer to ensure that the Schedule of Council Meetings and any meeting date changes are appropriately advertised in the local newspapers and on Council's website in accordance with the *Local Government Act 1989*.**

Attachments

Nil

6.2 Term of Mayor and Deputy Mayor

Author: Allison Watt - Manager Governance and Communications

Directorate: Organisational Performance

1. Purpose

- 1.1 The purpose of this report is to enable Council to make a formal decision in relation to the term of office for the new Mayor and Deputy Mayor.
- 1.2 In addition, the report seeks to make provision for the Deputy Mayor to assume the role of acting Mayor in the event that the elected Mayor is absent or incapable of acting at any time during his or her term of office.

2. Background

- 2.1 Section 71(2) of the *Local Government Act 1989* (the Act) prescribes that Council must elect a Councillor to be Mayor of the Council. Before this occurs, Council may resolve to elect this individual for either a one or two year term.
- 2.2 While the role of Deputy Mayor is not prescribed under the Act, Section 73(3) does make provision for the appointment of an acting Mayor. More specifically, if there is a vacancy in the office of Mayor or if the Mayor is absent, incapable of acting or refusing to act, Council must appoint one of its remaining Councillors to be the acting Mayor. An acting Mayor can perform any function or exercise any power conferred on the Mayor.
- 2.3 Historically, Moonee Valley City Council has always appointed both a Mayor and a Deputy Mayor for a one year term. In order to ensure that the Deputy Mayor is able to backfill the role of Mayor as required, it is recommended that the Deputy Mayor is also appointed to the role of acting Mayor for the duration of his or her one year term. This will eliminate the need for a specific Council resolution under Section 73(3) on every occasion that the Mayor is absent during his or her term of office.

3. Issues

- 3.1 In recognising that Moonee Valley City Council has historically appointed both its Mayor and Deputy Mayor for a one year term, this precedent has been used to support the recommendations presented within this report. In 2019, it is only possible to resolve to elect the Mayor and Deputy Mayor for a one year term due to the conclusion of the Council term at 24 October, 2020.

Recommendation

That Council resolves to:

- a. **Appoint the Mayor of Moonee Valley City Council for a period of 12 months;**
- b. **Appoint the Deputy Mayor of Moonee Valley City Council for a period of 12 months;**

- c. **Appoint the Deputy Mayor to the role of Acting Mayor in the absence of the Mayor for the duration of his or her term in accordance with Section 73(3) of the *Local Government Act 1989*.**

Attachments

Nil