

Council Meeting Minutes

8 October 2024

Council Chamber
Hobsons Bay Civic Centre
115 Civic Parade, Altona

**HOBSONS
BAY CITY
COUNCIL**



OUR MISSION

We will listen, engage and work with our community to plan, deliver and advocate for Hobsons Bay to secure a happy, healthy, fair and sustainable future for all.

OUR VALUES

Respectful
Community driven and focused
Trusted and reliable
Efficient and responsible
Bold and innovative
Accountable and transparent
Recognised

Council acknowledges the Bunurong People of the Kulin Nation as the Traditional Owners of these municipal lands and waterways, and pay our respects to Elders past and present.

CONDUCT OF COUNCIL MEETINGS

Meetings of Hobsons Bay City Council are to be conducted in accordance with Council's Governance Rules, which can be viewed at:

<https://www.hobsonsbay.vic.gov.au/Council/About-Council/Governance/Governance-Rules>

Members of the public attending Council meetings must abide by the standards of behaviour set out in section 13.3 of the Governance Rules. Any person engaging in disruptive or disorderly behaviour may be required by the Chairperson to leave the meeting in accordance with the Governance Rules.

Chairperson:

Cr Matt Tyler (Mayor)	Wetlands Ward
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Councillors:

Cr Pamela Sutton-Legaud (Deputy Mayor)	Strand Ward
Cr Antoinette Briffa JP	Cherry Lake Ward
Cr Diana Grima	Wetlands Ward
Cr Daria Kellander	Cherry Lake Ward
Cr Jonathon Marsden	Strand Ward

Aaron van Egmond
Chief Executive Officer
Hobsons Bay City Council

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Minutes of the Council Meeting held on Tuesday 8 October 2024 at 7.00pm.

Present

Chairperson

Cr Matt Tyler (Mayor) Wetlands Ward

Councillors

Cr Pamela Sutton-Legaud (Deputy Mayor) Strand Ward
Cr Diana Grima Wetlands Ward
Cr Daria Kellander Cherry Lake Ward
Cr Jonathon Marsden Strand Ward

Officers

Mr Aaron van Egmond Chief Executive Officer
Mr Andrew McLeod Director Corporate Services
Ms Rachel Lunn Director Sustainable Communities
Mr Matthew Irving Director Infrastructure and City Services
Ms Diane Eyckens Manager Corporate Integrity and Legal Counsel
Ms Paula Giaquinta Lead Governance and Business Support
Ms Christine Maule Governance Officer

1 Council Welcome and Acknowledgement

The Chairperson welcomed members of the public and acknowledged the Bunurong People of the Kulin Nation as the Traditional Owners of these municipal lands and waterways.

2 Apologies

The Chairperson called for apologies received from Councillors who are unable to attend this meeting.

Motion

Moved Cr Diana Grima, seconded Cr Jonathon Marsden:

That Council accepts an apology from Cr Antoinette Briffa.

Carried unanimously

3 Disclosure of Interest

In accordance with sections 127 and 128 of the *Local Government Act 2020* Councillors and staff are required to disclose a general or material conflict of interest. A conflict of interest must be disclosed in accordance with rule 15.3 of the Hobsons Bay Governance Rules.

Disclosure must occur immediately before the matter is considered or discussed.

No disclosures were made in relation to the items listed on the agenda.

4 Confirmation of Minutes

4.1 Confirmation of Minutes

Confirmation of the minutes of the Council Meeting of Hobsons Bay City Council held on 10 September 2024 (copy previously circulated).

Motion

Moved Cr Jonathon Marsden, seconded Cr Daria Kellander:

That Council confirms the minutes of the Council Meeting of Hobsons Bay City Council held on 10 September 2024 (copies previously circulated).

Carried unanimously

Cr Marsden referred to Clause 10.3 of the Governance Rules and noted a word left in the existing template which was removed, and he recommended that the meeting minutes be adopted with the minor change.

5 Councillor Questions

In accordance with Clause 8.8 of the Election Period Policy, Councillors are not permitted to use the public forum provided by the Council Meeting for purposes of campaigning, or to use their position to gain electoral advantage or to disadvantage another candidate. Therefore, Councillors will not be permitted to ask any questions during this meeting.

6 Public Question Time

In accordance with Clause 9.4 of the Election Period Policy, Public Question Time will continue to be listed on the agenda during the election period, however the questions will not be read out and will only be responded to in writing.

7 Petitions and Joint Letters

7.1 Petitions and Joint Letters Received

No petitions or joint letters were received.

7.2 Responses to Petitions and Joint Letters

No responses were required.

8 Business

8.1 Office of the Chief Executive

8.1.1 Chief Executive Officer's Report on Operations – September 2024

This report is being considered by Council during the Election Period. The recommendations, if moved and carried by Council, constitute neither prohibited decisions in accordance with section 69(2) and (3) of the *Local Government Act 2020*, nor significant decisions within the meaning of Council's Election Period Policy.

Councillors are reminded that, under the Hobsons Bay Election Period Policy 2023, they cannot make a significant decision during the Election Period that would be binding on the incoming Council.

Councillors are also not permitted to use the public forum provided by the Council Meeting for purposes of campaigning, or to use their position to gain electoral advantage or to disadvantage another candidate.

Directorate:	Office of the Chief Executive
Responsible Officer:	Executive Assistant to the Chief Executive Officer
Reviewer:	Chief Executive Officer
Attachments:	1. 202409 - Appendix - CEO Report on Operations [8.1.1.1 - 48 pages]

Purpose

To present the Chief Executive Officer's (CEO's) Report on Operations for September 2024.

Recommendation

That Council:

1. **Receives and notes the Chief Executive Officer's Report on Operations, including details of recent issues and initiatives undertaken by the organisation.**
2. **Notes that the recommended decisions constitute neither a prohibited decision in accordance with section 69(2) and section 69(3) of the *Local Government Act 2020*, nor significant decisions within the meaning of Council's Election Period Policy.**

Motion

Moved Cr Diana Grima, seconded Cr Daria Kellander:

That Council:

- 1. Receives and notes the Chief Executive Officer's Report on Operations, including details of recent issues and initiatives undertaken by the organisation.**
- 2. Notes that the recommended decisions constitute neither a prohibited decision in accordance with section 69(2) and section 69(3) of the *Local Government Act 2020*, nor significant decisions within the meaning of Council's Election Period Policy.**

Carried unanimously

8.2 Corporate Services

8.2.1 Annual Report 2023-24

This report is being considered by Council during the Election Period. The recommendations, if moved and carried by Council, constitute neither prohibited decisions in accordance with section 69(2) and (3) of the *Local Government Act 2020*, nor significant decisions within the meaning of Council's Election Period Policy.

Councillors are reminded that, under the Hobsons Bay Election Period Policy 2023, they cannot make a significant decision during the Election Period that would be binding on the incoming Council.

Councillors are also not permitted to use the public forum provided by the Council Meeting for purposes of campaigning, or to use their position to gain electoral advantage or to disadvantage another candidate.

Directorate: Corporate Services

Responsible Officer: Manager Corporate Integrity and Legal Counsel

Reviewer: Director Corporate Services

Attachments:

1. Annual Financial Report 2024 [8.2.1.1 - 56 pages]
2. Annual Performance Statement 2024 [8.2.1.2 - 22 pages]
3. Annual Report 2024 [8.2.1.3 - 124 pages]

Purpose

To note the Hobsons Bay 2023-24 Annual Report.

Recommendation

That Council:

1. Notes the Hobsons Bay City Council 2023-24 Annual Report in accordance with the legislative requirements of the *Local Government Act 2020* and the Local Government (Planning and Reporting) Regulations 2020.
2. Notes that the recommended decisions constitute neither a prohibited decision in accordance with section 69(2) and section 69(3) of the *Local Government Act 2020*, nor significant decisions within the meaning of Council's Election Period Policy.

Motion

Moved Cr Jonathon Marsden, seconded Cr Daria Kellander:

That Council:

- 1. Notes the Hobsons Bay City Council 2023-24 Annual Report in accordance with the legislative requirements of the *Local Government Act 2020* and the Local Government (Planning and Reporting) Regulations 2020.**
- 2. Notes that the recommended decisions constitute neither a prohibited decision in accordance with section 69(2) and section 69(3) of the *Local Government Act 2020*, nor significant decisions within the meaning of Council's Election Period Policy.**

Carried unanimously

9 Committee and Delegate Reports

9.1 Committee Reports

9.1.1 Audit and Risk Committee Update - August 2024 Minutes and Biannual Report

This report is being considered by Council during the Election Period. The recommendations, if moved and carried by Council, constitute neither prohibited decisions in accordance with section 69(2) and (3) of the *Local Government Act 2020*, nor significant decisions within the meaning of Council's Election Period Policy.

Councillors are reminded that, under the Hobsons Bay Election Period Policy 2023, they cannot make a significant decision during the Election Period that would be binding on the incoming Council.

Councillors are also not permitted to use the public forum provided by the Council Meeting for purposes of campaigning, or to use their position to gain electoral advantage or to disadvantage another candidate.

Directorate:	Corporate Services
Responsible Officer:	Manager Corporate Integrity and Legal Counsel
Reviewer:	Director Corporate Services
Attachments:	<ol style="list-style-type: none">1. Audit and Risk Committee Biannual Report February to July 2024 [9.1.1.1 - 9 pages]2. Audit and Risk Committee Meeting Minutes - draft [9.1.1.2 - 5 pages]

Purpose

To update Council regarding issues considered at the Audit and Risk Committee meeting held on 28 August 2024. A copy of the Audit and Risk Committee Biannual Report (February to July 2024) is also provided.

Recommendation

That Council:

1. Notes the draft minutes considered by the Audit and Risk Committee at the meeting held on 28 August 2024 to be signed off at the next council meeting.
2. Receives and notes the Audit and Risk Committee Biannual Report (February to July 2024).
3. Notes that the recommended decisions constitute neither a prohibited decision in accordance with section 69(2) and section 69(3) of the Local Government.

Motion

Moved Cr Daria Kellander, seconded Cr Pamela Sutton-Legaud:

That Council:

- 1. Notes the draft minutes considered by the Audit and Risk Committee at the meeting held on 28 August 2024 to be signed off at the next council meeting.**
- 2. Receives and notes the Audit and Risk Committee Biannual Report (February to July 2024).**
- 3. Notes that the recommended decisions constitute neither a prohibited decision in accordance with section 69(2) and section 69(3) of the Local Government.**

Carried unanimously

9.2 Delegate Reports

This report is being considered by Council during the Election Period. The recommendations, if moved and carried by Council, constitute neither prohibited decisions in accordance with section 69(2) and (3) of the *Local Government Act 2020*, nor significant decisions within the meaning of Council's Election Period Policy.

Councillors are reminded that, under the Hobsons Bay Election Period Policy 2023, they cannot make a significant decision during the Election Period that would be binding on the incoming Council.

Councillors are also not permitted to use the public forum provided by the Council Meeting for purposes of campaigning, or to use their position to gain electoral advantage or to disadvantage another candidate.

Purpose

To consider reports by Councillors who have been appointed as delegates to Council and community committees.

Recommendation

That Council:

1. Receives and notes the recent Delegate Reports.
2. Notes that the recommended decisions constitute neither a prohibited decision in accordance with section 69(2) and section 69(3) of the *Local Government Act 2020*, nor significant decisions within the meaning of Council's Election Period Policy.

Western Melbourne Tourism Board

Directorate: Sustainable Communities
Councillor Delegate: Cr Pamela Sutton-Legaud
Date of Meeting: 6 September 2024
Attachments: Nil

The Western Melbourne Tourism (WMT) Board met on Friday 6 September 2024.

Motion

Moved Cr Pamela Sutton-Legaud, seconded Cr Diana Grima:

That Council:

- 1. Receives and notes the recent Delegate Reports.**
- 2. Notes that the recommended decisions constitute neither a prohibited decision in accordance with section 69(2) and section 69(3) of the *Local Government Act 2020*, nor significant decisions within the meaning of Council's Election Period Policy.**

Carried unanimously

10 Notices of Motion

In accordance with Clause 8.8 of the Election Period Policy, Councillors are not permitted to use the public forum provided by the Council Meeting for purposes of campaigning, or to use their position to gain electoral advantage or to disadvantage another candidate. Therefore, Councillors will not be permitted to ask any questions during this meeting.

No notices of motion were received.

11 Urgent Business

There was no urgent business.

12 Supplementary Public Question Time

In accordance with Clause 8.8 of the Election Period Policy, Councillors are not permitted to use the public forum provided by the Council Meeting for purposes of campaigning, or to use their position to gain electoral advantage or to disadvantage another candidate. Therefore, Councillors will not be permitted to ask any questions during this meeting.

No supplementary questions were received.

13 In Camera Business

Not applicable

14 Close of Meeting

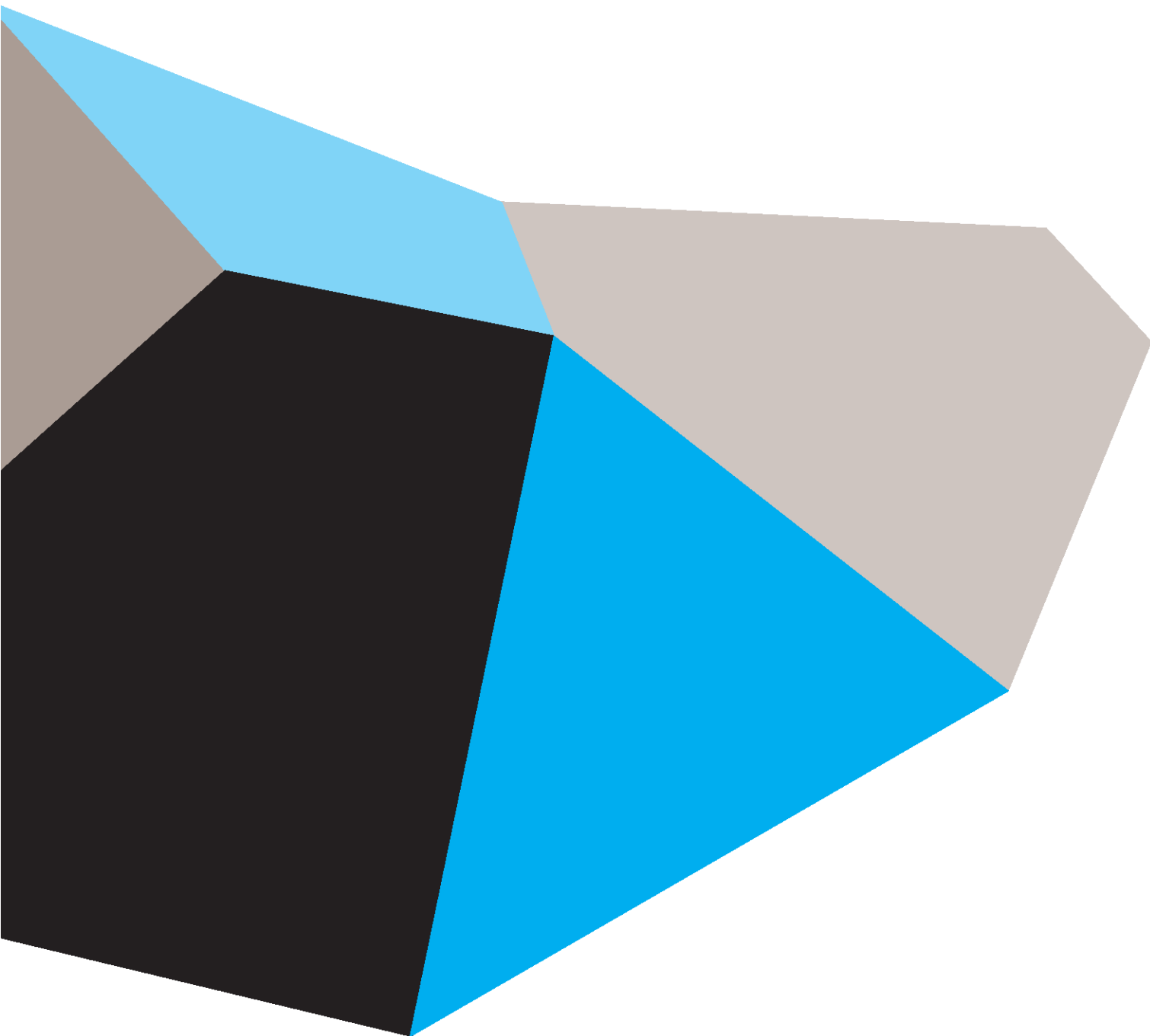
There being no further business, the Chairperson declared the meeting closed at 7.13pm

Chairperson – Cr Matt Tyler

Signed and certified as having been confirmed

HOBSONS
BAY CITY
COUNCIL





HOBSONS BAY CITY COUNCIL

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