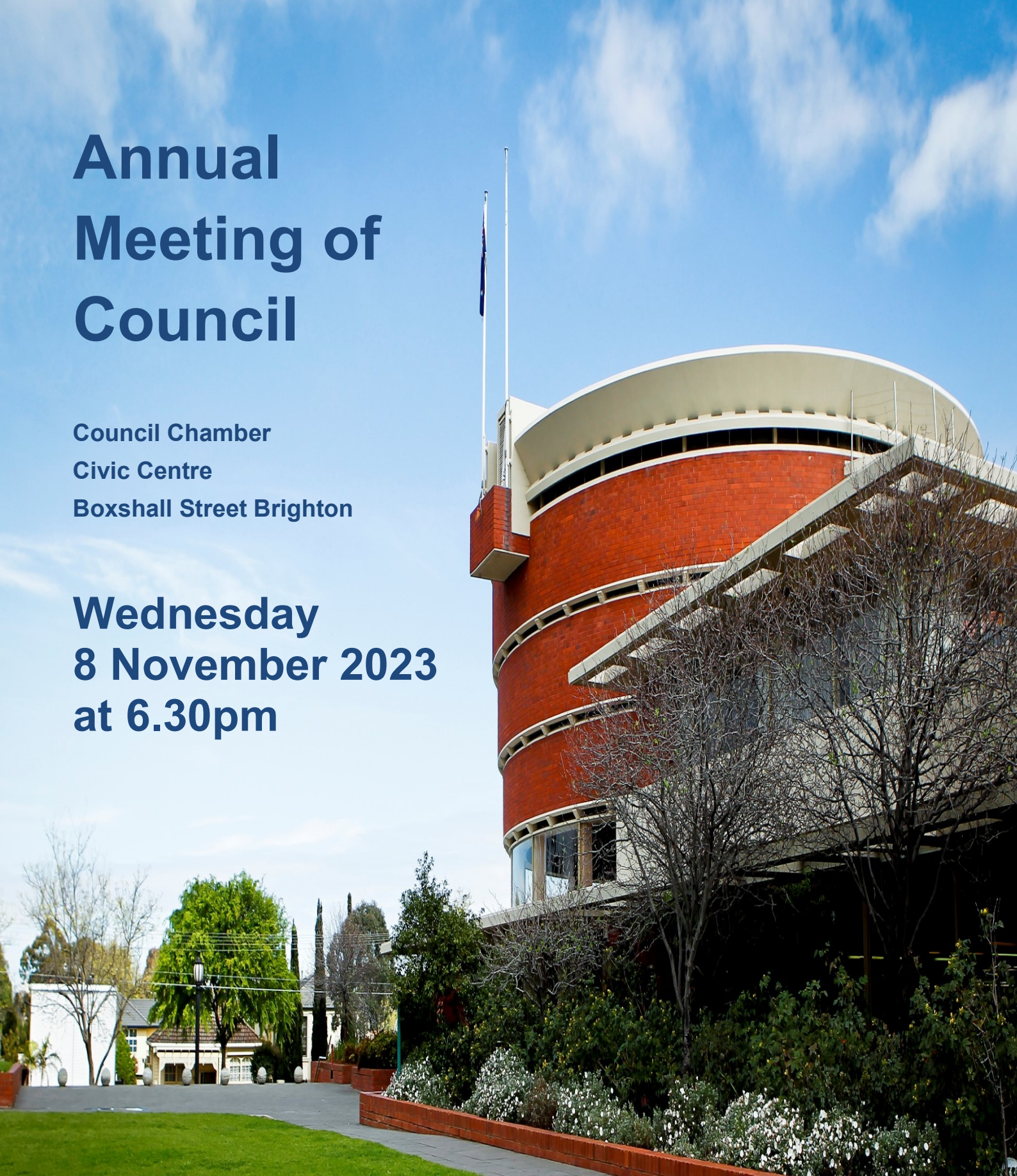


Annual Meeting of Council

Council Chamber
Civic Centre
Boxshall Street Brighton

Wednesday
8 November 2023
at 6.30pm



Minutes

Business of Meeting

Prayer

Acknowledgement of Country

Disclosure of any Conflict of Interest of any Councillor

1. Apologies
2. Fixing of Mayoral and Councillor Allowances for 2023–24 Council year
3. Receipt of Nominations for the Election of Mayor
4. Election of Mayor
5. Appointment of Deputy Mayor
6. Appointment of Committees and Delegates
7. Determining the Meeting Cycle of Council and Committee Meetings
8. Appointment of Councillor Representatives

PRESENT: Cr Sonia Castelli
Cr Alex del Porto
Cr Hanna El Mouallem
Cr Laurence Evans OAM
Cr Clarke Martin
Cr Jo Samuel-King
Cr Fiona Stitfold

OFFICERS IN ATTENDANCE:

Mick Cummins	Chief Executive Officer
Tilla Buden	Director Community and Customer Experience
Jill Colson	Director Environment, Recreation and Wellbeing
Matthew Cripps	Director City Planning and Amenity
Kathryn Tozer	A/Director Corporate Services
Terry Callant	Manager Governance
Robert Lamb	Governance Officer
Andrew Maclean	Media and Publications Officer

In accordance with Council's Governance Rules, the Chief Executive Officer is Chair (pro tem).

The Chief Executive Officer declared the meeting opened at 6.30 pm.

Prayer

Cr Castelli read the prayer at the commencement of the meeting.

*O God
Bless this City, Bayside,
Give us courage, strength and wisdom,
So that our deliberations,
May be for the good of all.
Amen*

Acknowledgement of Country

Cr Evans read the acknowledgement of Country.

Bayside City Council proudly acknowledges the Bunurong People of the Kulin Nation as the Traditional Owners and Custodians of this land, and we pay our respects to their Elders, past, present and emerging as well as any Aboriginal or Torres Strait Islander community members with us today.

Council acknowledges the Bunurong's continuing relationship to the land and waterways and respects that their connection and spiritual identity is maintained through ancient ceremonies, songlines, dance, art and living culture.

Council pays tribute to the invaluable contributions of the Bunurong and other Aboriginal and Torres Strait Island Elders who have guided and continue to guide the work we do.

Disclosure of any Conflict of Interest of any Councillor

There were no declarations of interest submitted to the meeting.

1. Apologies

There were no apologies submitted to the meeting.

2. Fixing of Allowances

2.1 Councillors' Allowance

Moved: Cr del Porto

Seconded: Cr El Moullem

That in accordance with Section 39 of the *Local Government Act 2020*, and subsequent determination by the Victorian Independent Remuneration Tribunal (VIRT) dated 7 March 2022, Council notes the following Councillor allowance applicable for a category 2 council as follows:

From 1 July 2023 to 17 December 2023 - \$31,980

From 18 December 2023 to 17 December 2024 - \$32,877

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stitfold, Jo Samuel-King, and Hanna El Moullem (7)
AGAINST: Nil (0)

CARRIED

2.2 Deputy Mayoral Allowance

Moved: Cr Evans

Seconded: Cr Stitfold

That in accordance with Section 39 of the *Local Government Act 2020*, and subsequent determination by the Victorian Independent Remuneration Tribunal (VIRT) dated 7 March 2022, Council notes the following Deputy Mayor allowance applicable for a category 2 council as follows:

From 1 July 2023 to 17 December 2023 - \$51,713

From 18 December 2023 to 17 December 2024 - \$52,713

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stitfold, Jo Samuel-King, and Hanna El Moullem (7)
AGAINST: Nil (0)

CARRIED

2.3 Mayoral Allowance

Moved: Cr Samuel-King

Seconded: Cr Castelli

1. That in accordance with Section 39 of the *Local Government Act 2020*, and subsequent determination by the Victorian Independent Remuneration Tribunal (VIRT) dated 7 March 2022, Council notes the following Mayoral allowance applicable for a category 2 council as follows:

From 1 July 2023 to 17 December 2023 - \$102,650

From 18 December 2023 to 17 December 2024 - \$105,424

2. That it be noted that a Mayoral vehicle is provided in accordance with the Section 13 of the Council Expenses, Reimbursement, Support and Accountability Policy (2020).

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stitfold, Jo Samuel-King, and Hanna El Mouallem (7)

AGAINST: Nil (0)

CARRIED

3. Receipt of Nominations for the Election of Mayor

The Chief Executive Officer called for nominations for the Office of Mayor.

Nomination received from Cr del Porto

Seconded by Cr El Mouallem

That **Councillor Castelli** be nominated as Mayor of Bayside City Council for the 2023–24 Council year.

Nomination received from Cr Evans

Seconded by Cr Samuel-King

That **Councillor Stitfold** be nominated as Mayor of Bayside City Council for the 2023–24 Council year.

4. Election of Mayor

The nominations were put to the vote in the order in which they were received.

Cr Castelli

3 Votes (Crs del Porto, El Mouallem and Castelli)

Cr Stiffold

4 Votes (Crs Evans, Martin, Samuel-King and Stiffold)

The Chief Executive Officer duly declared **Councillor Fiona Stiffold elected as Mayor** of Bayside City Council for the 2023–24 Council year.

*The Chief Executive Officer welcomed her Worship the Mayor **Councillor Stiffold** to the chair.*

The immediate past Mayor, Cr Hanna El Mouallem and other Councillors offered their congratulations to the Mayor. The Mayor made a speech to Councillors and members of the public, thanking the Councillors for their support.

The Mayor called for a vote of thanks for the immediate past Mayor of the City, Cr Hanna El Mouallem.

Protocol Motion

Moved: Cr del Porto

Seconded: Cr Samuel-King

That a letter of appreciation be presented to the immediate past Mayor, Cr Hanna El Mouallem in recognition of the 2022–23 Mayoral term of office.

CARRIED

Presentations

The Mayor and Chief Executive Officer signed a letter under the seal of Council and a presentation to the immediate past Mayor, Cr Hanna El Mouallem was made.

5. Appointment of Deputy Mayor

The Mayor called for nominations for the position of Deputy Mayor.

Nomination received from Cr Castelli

Seconded by Cr Samuel-King

That **Councillor Alex del Porto** be nominated as Deputy Mayor of Bayside City Council for the 2022–23 Council year and Acting Mayor in the absence of the Mayor for the purposes of Section 20(B) of the *Local Government Act 2020*, unless Council resolves otherwise.

Nomination received from Cr Stitfold

Seconded by Cr Martin

That **Councillor Laurence Evans** be nominated as Deputy Mayor of Bayside City Council for the 2022–23 Council year and Acting Mayor in the absence of the Mayor for the purposes of Section 20(B) of the *Local Government Act 2020*, unless Council resolves otherwise.

The nominations were put to the vote in the order in which they were received.

Cr Alex del Porto

4 Votes (Crs Castelli, El Mouallem, Samuel-King and del Porto)

Cr Laurence Evans OAM

3 Votes (Crs Stitfold, Martin and Evans)

The Mayor duly declared **Councillor Alex del Porto elected as Deputy Mayor** of Bayside City Council for the 2023–24 Council year.

6. Appointment of Committees

6.1 Appointment of Planning and Amenity Delegated Committee Chair

Nomination received from Cr Castelli

Seconded by Cr Samuel-King

That **Councillor Hanna El Mouallem** be nominated as Chair of the Planning and Amenity Delegated Committee for the 2023–24 Council Year.

As there were no further nominations, the Mayor declared **Councillor Hanna El Mouallem elected as Chair** of the Planning and Amenity Delegated Committee for the 2023–24 Council year.

6.2 Audit and Risk Committee

Moved: Cr del Porto

Seconded: Cr El Moullem

That Council:

1. appoints **Cr Sonia Castelli.** and **Cr Laurence Evans OAM** as Council's representatives to the Audit and Risk Committee for the 2023–24 Council year
2. approves the increased meeting fee for external independent members by CPI to \$1,728 per meeting for external members and the meeting fee for the Chair be increased by CPI to \$2,192 per meeting effective from the first meeting to be held in November 2023
3. appoints external member, **Mr Geoff Harry** as Chair of the Audit and Risk Committee until 30 September 2024.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stiffold, Jo Samuel-King, and Hanna El Moullem (7)
AGAINST: Nil (0)

CARRIED

6.3 Chief Executive Officer's Employment Matters Advisory Committee

Moved: Cr del Porto

Seconded: Cr Martin

That Council:

1. appoints **Cr Hanna El Mouallem, Cr Laurence Evans OAM, Cr Jo Samuel-King** and **The Mayor** to the Chief Executive Officer's Employment Matters Advisory Committee for the 2023–24 Council year
2. reaffirms Council's decision of 26 October 2021 to appoint **Ms Topsy Petchey** as the suitably qualified Chair of the Chief Executive Officer's Employment Matters Advisory Committee until 31 July 2024, and Council sets the meeting fee at \$2,192 per meeting effective from the first meeting to be held in February 2024.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stitfold, Jo Samuel-King, and Hanna El Mouallem (7)
AGAINST: Nil (0)

CARRIED

6.4 Bayside Arts and Gallery Advisory Committee

Moved: Cr Martin

Seconded: Cr Evans

That Council:

1. appoints **Cr Sonia Castelli** and **Cr Alex del Porto** as Council's representatives to the Bayside Arts and Gallery Advisory Committee for the 2023–24 Council year
2. appoints **Cr Sonia Castelli as Chair** of the Bayside Arts and Gallery Advisory Committee for 2023–24.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stitfold, Jo Samuel-King, and Hanna El Mouallem (7)
AGAINST: Nil (0)

CARRIED

6.5 Disability Access and Inclusion Advisory Committee

Moved: Cr del Porto

Seconded: Cr El Moullem

That Council:

1. appoints **Cr Clarke Martin** and **Cr Jo Samuel-King** as Council's representatives to the Bayside Disability Access and Inclusion Advisory Committee for the 2023–24 Council year
2. appoints **Cr Clarke Martin as Chair** of the Bayside Disability Access and Inclusion Advisory Committee for 2023–24 Council year.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stiffold, Jo Samuel-King, and Hanna El Moullem (7)
AGAINST: Nil (0)

CARRIED

6.6 Yalukit Willam Nature Reserve Committee of Management

Moved: Cr Evans

Seconded: Cr Martin

That Council:

1. appoints **Cr Hanna El Moullem** and **Cr Alex del Porto** as Council's representatives to the Yalukit Willam Nature Reserve Committee of Management for the 2023–24 Council year
2. appoints **Cr Alex del Porto as Chair** of the Yalukit Willam Nature Reserve Committee of Management for 2023–24 Council year.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stiffold, Jo Samuel-King, and Hanna El Moullem (7)
AGAINST: Nil (0)

CARRIED

6.7 Billilla Advisory Committee

Moved: Cr Evans

Seconded: Cr Martin

That Council:

1. appoints **Cr Alex del Porto** and **Cr Hanna El Mouallem** as Council's representatives to the Billilla Advisory Committee for the 2023–24 Council year
2. appoints **Cr Alex del Porto** as Chair of the Billilla Advisory Committee for 2023–24 Council year.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stiffold, Jo Samuel-King, and Hanna El Mouallem (7)
AGAINST: Nil (0)

CARRIED

6.8 Reconciliation Action Plan Advisory Group

Moved: Cr del Porto

Seconded: Cr Martin

That Council:

1. appoints **Cr Fiona Stiffold** and **Cr Jo Samuel-King** as Council's representatives to the Reconciliation Action Plan Advisory Group for the 2023–24 Council year
2. appoints **Cr Fiona Stiffold as Chair and Mr Josh Toscano as Co-Chair** of the Reconciliation Action Plan Advisory Group for 2023–24 Council year.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stiffold, Jo Samuel-King, and Hanna El Mouallem (7)
AGAINST: Nil (0)

CARRIED

7. Determining the Meeting Cycle of Council Meetings and Committee Meetings

Moved: Cr Castelli

Seconded: Cr Samuel-King

1. That Council adopts the following Council and Committee Meeting Cycle:

Schedule of Meetings for the remainder of 2023

November 2023	
Tuesday 14 November 2023	Planning and Amenity Delegated Committee
Tuesday 21 November 2023	Council Meeting
Tuesday 28 November 2023	Strategic Issues Discussion

- Tuesday 7 November 2023 – Melbourne Cup Day

December 2023	
Tuesday 5 December 2023	Councillor Briefing
Monday 11 December 2023	Planning and Amenity Delegated Committee
Tuesday 19 December 2023	Council Meeting

- Term 4 School Holidays: 21 December 2023 to 28 January 2024 (inclusive)
- Monday 25 December 2024 – Christmas Day
- Tuesday 26 December 2024 – Boxing Day

Meeting Schedule for 2024

January 2024	
No meetings scheduled	

- Monday 1 January 2024 – New Year's Day
- Friday 26 January 2024 – Australia Day Public Holiday

February 2024	
Tuesday 6 February 2024	Councillor Briefing
Tuesday 13 February 2024	Planning and Amenity Delegated Committee
Tuesday 20 February 2024	Council Meeting
Tuesday 27 February 2024	Strategic Issues Discussion

March 2024

Tuesday 5 March 2024	Councillor Briefing
Tuesday 12 March 2024	Planning and Amenity Delegated Committee
Tuesday 19 March 2024	Council Meeting

- Monday 11 March 2024 – Labour Day Public Holiday
- Friday 29 March 2024 – Good Friday
- Saturday 30 March 2024 – Easter Saturday
- Sunday 31 March 2024 – Easter Sunday
- Term 1 School Holidays – 29 March to 14 April 2024 (inclusive)

April 2024

Tuesday 9 April 2024	Council Briefing
Tuesday 16 April 2024	Planning and Amenity Delegated Committee
Tuesday 23 April 2024	Council Meeting
Tuesday 30 April 2024	Strategic Issues Discussion

- Monday 10 April 2024 – Easter Monday
- Thursday 25 April 2024 – Anzac Day

May 2024

Tuesday 7 May 2024	Councillor Briefing
Tuesday 14 May 2024	Planning and Amenity Delegated Committee
Tuesday 21 May 2024	Council Meeting

June 2024

Tuesday 4 June 2024	Councillor Briefing
Tuesday 11 June 2024	Planning and Amenity Delegated Committee
Tuesday 18 June 2024	Council Meeting
Tuesday 25 June 2024	Strategic Issues Discussion

- Term 2 School Holidays: 29 June to 14 July 2024 (inclusive)

July 2024

Tuesday 9 July 2024	Councillor Briefing
Tuesday 16 July 2024	Planning and Amenity Delegated Committee
Tuesday 23 July 2024	Council Meeting

- Monday 10 June 2024 – King's Birthday Public Holiday

August 2024	
Tuesday 6 August 2024	Councillor Briefing
Tuesday 13 August 2024	Planning and Amenity Delegated Committee
Tuesday 20 August 2024	Council Meeting
Tuesday 27 August 2024	Strategic Issues Discussion

September 2024	
Tuesday 3 September 2024	Councillor Briefing
Tuesday 10 September 2024	Planning and Amenity Delegated Committee
Tuesday 17 September 2024	Council Meeting
Tuesday 24 September 2024	Strategic Issues Discussion

- Grand Final Public Holiday (27 September 2024 *TBC)
- Term 3 School Holidays: 21 September to 6 October 2024 (inclusive)

October 2024	
Tuesday 1 October 2024	Councillor Briefing
Tuesday 8 October 2024	Planning and Amenity Delegated Committee
Tuesday 15 October 2024	Council Meeting

November 2024	
Tuesday 19 November 2024	Annual Meeting of Council (*TBC)
Tuesday 26 November 2024	Planning and Amenity Delegated Committee

- Tuesday, 5 November 2024 – Melbourne Cup Public Holiday

December 2024	
Tuesday 3 December 2024	Councillor Briefing
Monday 9 December 2024	Planning and Amenity Delegated Committee
Tuesday 17 December 2024	Council Meeting

- Term 4 School Holidays – 21 December 2024 to 29 January 2025 (inclusive)
- Wednesday 25 December 2024 – Christmas Day
- Thursday 26 December 2024 – Boxing Day

2. That all Council and Committee Meetings (excluding Councillor Briefings and Strategic Issues Discussions) commence at 6.30pm and be held in the Council Chamber, Civic Centre, Brighton, or held by electronic means, unless otherwise determined by Council in accordance with Council's Governance Rules.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stitfold, Jo Samuel-King, and Hanna El Mouallem (7)
AGAINST: Nil (0)

CARRIED

8. Appointment of Councillor representatives

8.1 External Representation

8.1.1 Metropolitan Transport Forum

Moved: Cr Evans

Seconded: Cr El Mouallem

That Council appoints that **Director Environment, Recreation and Infrastructure** or their delegate as Council's representative to the Metropolitan Transport Forum.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stitfold, Jo Samuel-King, and Hanna El Mouallem (7)
AGAINST: Nil (0)

CARRIED

8.1.2 Association of Bayside Municipalities

Moved: Cr Samuel-King

Seconded: Cr del Porto

That Council appoints **Cr Fiona Stitfold** as Council's representative and the **Open Space Coordinator** or their delegate as Council's substitute representative to the Association of Bayside Municipalities.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stitfold, Jo Samuel-King, and Hanna El Mouallem (7)
AGAINST: Nil (0)

CARRIED

8.1.3 Inner South Metropolitan Mayors' Forum

Moved: Cr del Porto

Seconded: Cr El Moullem

That Council appoints the **Mayor of the Day** to represent Council on the Inner South Metropolitan Mayors' Forum.

The Motion was PUT and a **DIVISION** was called:

DIVISION:

FOR: Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stiffold, Jo Samuel-King, and Hanna El Moullem (7)

AGAINST: Nil (0)

CARRIED

8.1.4 South East Councils Climate Change Alliance (SECCA)

Moved: Cr Samuel-King

Seconded: Cr del Porto

That Council appoints **Cr Clarke Martin** as Council's representative, and **Cr Fiona Stiffold** as Council's substitute representative to the SECCA Councillor Advisory Group

The Motion was PUT and a **DIVISION** was called:

DIVISION:

FOR: Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stiffold, Jo Samuel-King, and Hanna El Moullem (7)

AGAINST: Nil (0)

CARRIED

8.2 Internal Representation

8.2.1 Bayside Tourism Network

Moved: Cr del Porto

Seconded: Cr Martin

That Council appoints **Cr Hanna El Mouallem** as Council's representative to the Bayside Tourism Network.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stiffold, Jo Samuel-King, and Hanna El Mouallem (7)
AGAINST: Nil (0)

CARRIED

8.2.2 Built Environment Awards Committee

Moved: Cr del Porto

Seconded: Cr Samuel-King

That Council appoints **Cr Hanna El Mouallem** and **Cr Laurence Evans** as Council's representatives to the Built Environment Awards Judging Committee.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stiffold, Jo Samuel-King, and Hanna El Mouallem (7)
AGAINST: Nil (0)

CARRIED

The Mayor declared the meeting closed 7.19pm.