



# **Ceremonial Meeting of Council Minutes**

**held on Thursday 28 November 2019 at 6.30pm  
Richmond Town Hall**

**[www.yarracity.vic.gov.au](http://www.yarracity.vic.gov.au)**

## 1. Acknowledgement of Country

*“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 survived European invasion and never ceded sovereignty.*

*We also acknowledge the significant contribution made by the many other Aboriginal and Torres Strait Islander people to life in Yarra.*

*We acknowledge that Fitzroy and Collingwood are areas of special significance to Aboriginal and Torres Strait Islander people—as the cradle of Aboriginal and Torres Strait Islander affairs in Victoria, the birthplace of important Aboriginal and Torres Strait Islander organisations, the centre of political activism and a meeting place for Aboriginal and Torres Strait Islander people to link in with family, community and services.*

*We acknowledge the role played by past federal and state government policies in the social and cultural dispossession of Aboriginal and Torres Strait Islander people—and the dispossession of land—which has caused the current disadvantages faced by many Wurundjeri Woi Wurrung Aboriginal and Torres Strait Islander people. And we believe that having an awareness of, and taking steps towards, mending this disadvantage is the shared responsibility of all residents in the City of Yarra.*

*Council pays its respects to all in the Wurundjeri Woi Wurrung, Aboriginal and Torres Strait Islander community and Elders from all nations here today—and to their Elders past, present and future.”*

## 2. Attendance, apologies and requests for leave of absence

Anticipated attendees:

### Councillors

- Cr Danae Bosler
- Cr Mi-Lin Chen Yi Mei
- Cr Misha Coleman
- Cr Jackie Fristacky
- Cr Stephen Jolly
- Cr Daniel Nguyen
- Cr Brigid O’Brien
- Cr James Searle
- Cr Amanda Stone

### Council officers

- Vijaya Vaidyanath (Chief Executive Officer)
- Ivan Gilbert (Group Manager Chief Executive’s Office)
- Lucas Gosling (Director Community Wellbeing)
- Gracie Karabinis (Group Manager People, Culture and Community)
- Chris Leivers (Director City Works and Assets)
- Diarmuid McAlary (Director Corporate, Business and Finance)
- Bruce Phillips (Director Planning and Place Making)
- Rhys Thomas (Senior Governance Advisor)

### 3. Declarations of Conflict of Interest

Nil

### 4. Council business reports

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#### **4.1 Acknowledgement of Country**

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Trim Record Number: D19/195359

Responsible Officer: Group Manager Chief Executive's Office

The Chief Executive Officer delivered the welcoming address and formally opened the Ceremonial Meeting of Yarra City Council.

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## **4.2 Reflection**

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Trim Record Number: D19/195370

Responsible Officer: Group Manager Chief Executive's Office

The Chief Executive Officer invited the outgoing Mayor, Councillor Danae Bosler to address the gallery.

Outgoing Mayor Danae Bosler gave her address.

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### **4.3 Appointment of Acting Chairperson**

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Trim Record Number: D19/195375

Responsible Officer: Group Manager Chief Executive's Office

The Chief Executive Officer invited nominations for an Acting Chairperson.

Councillor Bosler nominated Councillor Fristacky.

There being no other nominations, Councillor Fristacky was declared elected and assumed the Chair.

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## 4.4 Governance arrangements

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Trim Record Number: D19/195394

Responsible Officer: Group Manager Chief Executive's Office

### RECOMMENDATION

1. That Council elect a Mayor for a period of one year.
2. That Council establish the position of Deputy Mayor as follows:
  - (a) the Deputy Mayor be appointed under section 73(3) of the Local Government Act 1989 as the acting Mayor in the event that the Mayor is absent, incapable of acting or refusing to act;
  - (b) the Deputy Mayor shall act as spokesperson for the Council in the event that the Mayor is unavailable;
  - (c) the Deputy Mayor shall go out of office at the same time as the Mayor;
  - (d) the Deputy Mayor be elected following the election of the Mayor according to the provisions at Clauses 8 to 19 of the Yarra City Council Meeting Procedure Local Law 2011, as for the election of the Mayor; and
  - (e) for all purposes other than that outlined in (a) and (b) above, the Deputy Mayor shall have the role and responsibilities of a Councillor.

### CEREMONIAL MEETING OF COUNCIL RESOLUTION

**Moved:** Councillor Bosler

**Seconded:** Councillor Coleman

1. That Council elect a Mayor for a period of one year.
2. That Council establish the position of Deputy Mayor as follows:
  - (a) the Deputy Mayor be appointed under section 73(3) of the Local Government Act 1989 as the acting Mayor in the event that the Mayor is absent, incapable of acting or refusing to act;
  - (b) the Deputy Mayor shall act as spokesperson for the Council in the event that the Mayor is unavailable;
  - (c) the Deputy Mayor shall go out of office at the same time as the Mayor;
  - (d) the Deputy Mayor be elected following the election of the Mayor according to the provisions at Clauses 8 to 19 of the Yarra City Council Meeting Procedure Local Law 2011, as for the election of the Mayor; and
  - (e) for all purposes other than that outlined in (a) and (b) above, the Deputy Mayor shall have the role and responsibilities of a Councillor.

**CARRIED UNANIMOUSLY**

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## 4.5 Election of Mayor and Deputy Mayor

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Trim Record Number: D19/195446

Responsible Officer: Group Manager Chief Executive's Office

Councillor Fristacky noted the election procedure:

Any Councillor is eligible for election (or re-election) to the office of Mayor or Deputy Mayor. The Yarra City Council Meeting Procedures Local Law 2011 sets out the process for the receipt of nominations and the conduct of an election (if required).

The process for receipt of nominations provides:

- (a) Any number of Councillors may be nominated;
- (b) No seconder is required;
- (c) The nominee(s) must consent to their nomination; and
- (d) If nominees are not present, the Acting Chairperson will require the immediate presentation of written notification.

The process for election of a Mayor or Deputy Mayor provides:

- (a) Once nominations have closed, no candidate can withdraw their candidacy;
- (b) If only one candidate is nominated, that candidate is deemed to be duly elected;
- (c) If more than one nomination is received, then an election is conducted;
- (d) Voting is by show of hands;
- (e) Councillors shall be asked to raise their hands in support of each candidate;
- (f) A candidate who receives an absolute majority of votes shall be deemed duly elected;
- (g) If no candidate receives a majority in the first round, the candidate with the fewest votes is declared the defeated candidate;
- (h) The process is repeated until such time as a candidate receives an absolute majority;
- (i) In the event of three or more candidates having an equality of votes and one of them having to be declared a defeated candidate, the result will be determined by lot;
- (j) The Acting Chairperson does not have a casting vote; and
- (k) The CEO is responsible for conducting a lot.

Councillor Fristacky called for nominations for the office of Mayor.

Councillor Nguyen nominated Councillor Coleman

Councillor Coleman accepted the nomination

Councillor Bosler nominated Councillor Chen Yi Mei

Councillor Chen Yi Mei accepted the nomination

Councillor Fristacky then asked for Councillors to vote for each nominee.

With Councillor Coleman receiving the majority of votes, the Chair declared Councillor Coleman duly elected Mayor.

Councillors casting a vote for Councillor Coleman were recorded as follows – Cr Coleman, Fristacky, Jolly, Nguyen and O'Brien.

Councillor Fristacky congratulated Mayor Coleman and vacated the Chair.

Mayor Coleman assumed the Chair.



The Mayor called for nominations for the Deputy Mayor.

Councillor Bosler nominated Councillor Chen Yi Mei

Councillor Chen Yi Mei accepted the nomination

Councillor O'Brien nominated Councillor Searle

Councillor Searle declined to accept the nomination

There being no further nominations, the Mayor declared Councillor Chen Yi Mei duly elected Deputy Mayor.

The Mayor congratulated Deputy Mayor Chen Yi Mei.

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#### **4.6 Mayor, Deputy Mayor and Councillor Address**

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Trim Record Number: D19/195396

Responsible Officer: Group Manager Chief Executive's Office

The newly appointed Mayor Coleman thanked Councillors and delivered her address.

Then the appointed Deputy Mayor Chen Yi Mei also thanked Councillors and delivered her address.

The Mayor then invited Councillors if they wished to address the meeting.

The following Councillors addressed the meeting:

Councillor Nguyen;

Councillor Searle;

Councillor Jolly;

Councillor Chen Yi Mei;

Councillor Fristacky;

Councillor O'Brien; and

Councillor Stone.

## 4.7 Appointment of Delegates to Internal and External Bodies

Trim Record Number: D19/195401

Responsible Officer: Group Manager Chief Executive's Office

### RECOMMENDATION

1. That Council ratify the following Special Committee appointments for the 2019/2020 Council year:

Special Committee	Appointments for 2019/2020 Council Year
Inner Melbourne Action Plan Approvals Committee	Mayor Chief Executive Officer
Internal Development Approvals Committee	All Councillors, subject to the Chief Executive Officer, in consultation with Councillors, determining a quarterly attendance roster allocating three Councillors to each meeting, with the Committee membership for each meeting comprising those Councillors rostered to attend or their agreed substitute.

2. That Council appoint the following Councillors to the Advisory Committee listed below for 2019/2020 Council year:

Advisory Committee	Appointments for 2019/2020 Council Year
Active Ageing Advisory Committee	Cr _____
Arts Advisory Committee	Cr _____ Cr _____
Audit Committee	Cr _____ Cr _____
Bicycle Advisory Committee	Cr _____
Business Advisory Group	Cr _____ ...
Community Awards Committee	Cr _____ Cr _____ Cr _____
Disability Advisory Committee	Cr _____ Cr _____
Early Years Reference Group	Cr _____
Environment Advisory Committee	Cr _____ ...
Heritage Advisory Committee	Cr _____ Cr _____ Cr _____
Multicultural Advisory Group	Cr _____
Performance Review Committee	All Councillors
Yana Ngargna Advisory Group	Cr _____ Cr _____
Yarra Libraries Advisory Committee	Cr _____ Cr _____

3. That Council appoint the following Councillors to the external bodies listed below for the 2019/2020 Council year:

Organisation or body	Appointments for 2019/2020 Council Year
Australian Local Government Women's Association	Cr _____
Collingwood Children's Farm Management Committee	Cr _____
Friends of Baucau	Cr _____ Cr _____ (substitute)
Mayors for Peace	Cr _____
Merri Creek Management Committee	Cr _____
Metropolitan (Local Government) Waste Management Forum	Cr _____ Cr _____ (substitute)
Metropolitan Transport Forum	Cr _____ Cr _____ (substitute)
Municipal Association of Victoria	Cr _____ Cr _____ (substitute)
Northern Alliance for Greenhouse Action	Cr _____
Victorian Local Governance Association	Cr _____ Cr _____ (substitute)

## CEREMONIAL MEETING OF COUNCIL RESOLUTION

**Moved:** Councillor Fristacky

**Seconded:** Councillor Chen Yi Mei

1. That Council ratify the following Special Committee appointments for the 2019/2020 Council year:

Special Committee	Appointments for 2019/2020 Council Year
Inner Melbourne Action Plan Approvals Committee	Mayor Chief Executive Officer
Internal Development Approvals Committee	All Councillors, subject to the Chief Executive Officer, in consultation with Councillors, determining a quarterly attendance roster allocating three Councillors to each meeting, with the Committee membership for each meeting comprising those Councillors rostered to attend or their agreed substitute.

2. That Council appoint the following Councillors to the Advisory Committee listed below for 2019/2020 Council year:

Advisory Committee	Appointments for 2019/2020 Council Year
Active Ageing Advisory Committee	<u>Cr Stone</u>
Arts Advisory Committee	<u>Cr Chen Yi Mei</u> <u>Cr O'Brien</u>
Audit Committee	<u>Mayor</u> <u>Cr Searle</u>
Bicycle Advisory Committee	<u>Cr Searle</u> <u>Cr Fristacky (substitute)</u>
Business Advisory Group	<u>Cr Nguyen</u> <u>Cr Fristacky (substitute)</u>
Community Awards Committee	<u>Cr Chen Yi Mei</u> <u>Cr Bosler</u> <u>Cr O'Brien</u>

Disability Advisory Committee	<u>Cr Bosler</u> <u>Cr Jolly</u>
Early Years Reference Group	<u>Cr Chen Yi Mei</u>
Environment Advisory Committee	<u>Cr O'Brien</u> <u>Cr Stone</u>
Heritage Advisory Committee	<u>Cr O'Brien</u> <u>Cr Bosler</u> <u>Cr Searle</u>
Multicultural Advisory Group	<u>Cr Chen Yi Mei</u>
Performance Review Committee	All Councillors
Yana Ngargna Advisory Group	<u>Cr Stone</u> <u>Cr O'Brien</u>
Yarra Libraries Advisory Committee	<u>Cr Bosler</u> <u>Cr Nguyen</u>

3. That Council appoint the following Councillors to the external bodies listed below for the 2019/2020 Council year:

<b>Organisation or body</b>	<b>Appointments for 2019/2020 Council Year</b>
Australian Local Government Women's Association	<u>Cr Coleman</u>
Collingwood Children's Farm Management Committee	<u>Cr Searle</u>
Friends of Baucau	<u>Cr Stone</u> <u>Cr Searle (substitute)</u>
Mayors for Peace	<u>Cr Coleman</u>
Merri Creek Management Committee	<u>Cr O'Brien</u>
Metropolitan (Local Government) Waste Management Forum	<u>Cr Coleman</u> <u>Cr Fristacky (substitute)</u>
Metropolitan Transport Forum	<u>Cr Fristacky</u> <u>Cr O'Brien (substitute)</u>
Municipal Association of Victoria	<u>Cr Searle</u> <u>Cr Fristacky (substitute)</u>
Northern Alliance for Greenhouse Action	<u>Cr Stone</u>
Victorian Local Governance Association	<u>Cr Fristacky</u> <u>Cr Coleman (substitute)</u>

**CARRIED**

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## 4.8 Council Meeting Schedule 2020

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Trim Record Number: D19/195425

Responsible Officer: Group Manager Chief Executive's Office

### RECOMMENDATION

1. That Council adopt the following Meeting Schedule for 2020:
  - (a) Ordinary Council Meetings at Fitzroy Town Hall commencing at 6.30pm for closed sessions and 7.00pm for public sessions on 4 February, 18 February, 3 March, 17 March, 7 April, 21 April, 24 November, 8 December and 22 December 2020;
  - (b) Ordinary Council Meetings at Richmond Town Hall commencing at 6.30pm for closed sessions and 7.00pm for public sessions on 5 May, 19 May, 2 June, 23 June, 7 July, 21 July, 4 August, 18 August, 1 September, 15 September, 6 October and 20 October 2020; and
  - (c) Internal Development Approvals Committee Meetings at Richmond Town Hall commencing at 6.30pm on 15 January, 29 January, 12 February, 26 February, 11 March, 25 March, 15 April, 29 April, 13 May, 27 May, 10 June, 1 July, 15 July, 29 July, 12 August, 26 August, 9 September, 23 September, 14 October, 18 November, 2 December and 16 December 2020.
2. That Council authorise the Chief Executive Officer to alter the location of Ordinary Meetings of Council and the Internal Development Approvals Committee (IDAC) under clause 36 of the Yarra City Council Meeting Procedures Local Law 2011 if required, subject to public notification in accordance with the Local Government Act 1989.

### CEREMONIAL MEETING OF COUNCIL RESOLUTION

**Moved:** Councillor Nguyen

**Seconded:** Councillor Bosler

1. That Council adopt the following Meeting Schedule for 2020:
  - (a) Ordinary Council Meetings at Fitzroy Town Hall commencing at 6.30pm for closed sessions and 7.00pm for public sessions on 4 February, 18 February, 3 March, 17 March, 7 April, 21 April, 24 November, 8 December and 22 December 2020;
  - (b) Ordinary Council Meetings at Richmond Town Hall commencing at 6.30pm for closed sessions and 7.00pm for public sessions on 5 May, 19 May, 2 June, 23 June, 7 July, 21 July, 4 August, 18 August, 1 September, 15 September, 6 October and 20 October 2020; and
  - (c) Internal Development Approvals Committee Meetings at Richmond Town Hall commencing at 6.30pm on 15 January, 29 January, 12 February, 26 February, 11 March, 25 March, 15 April, 29 April, 13 May, 27 May, 10 June, 1 July, 15 July, 29 July, 12 August, 26 August, 9 September, 23 September, 14 October, 18 November, 2 December and 16 December 2020.
2. That Council authorise the Chief Executive Officer to alter the location of Ordinary Meetings of Council and the Internal Development Approvals Committee (IDAC) under clause 36 of the Yarra City Council Meeting Procedures Local Law 2011 if required, subject to public notification in accordance with the Local Government Act 1989.

**CARRIED**

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**4.9 Conclusion**

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Trim Record Number: D19/195429

Responsible Officer: Group Manager Chief Executive's Office

The Mayor thanked everyone in attendance and invited the gallery to join her and the Councillors for refreshments.

**Conclusion**

The meeting concluded at 7.16pm

Confirmed Tuesday 17 December 2019

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Mayor