



# Minutes

## Ceremonial Council Meeting

7.15pm, Monday 16 November 2020

MS Teams

## 1. Appointment of temporary chair

Councillors are required to appoint a meeting chair in accordance with the City of Yarra Governance Rules 2020.

Cr Stone nominated Cr Landes

Cr Landes accepted the nomination

No further nominations were called

In the absence of further nominations, Cr Landes was declared elected and assumed the chair.

## 2. 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 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.”*

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

### **Attendance:**

#### Councillors

- Cr Edward Crossland Councillor
- Cr Stephen Jolly Councillor
- Cr Herschel Landes Councillor
- Cr Anab Mohamud Councillor
- Cr Claudia Nguyen Councillor
- Cr Bridgid O'Brien Councillor
- Cr Amanda Stone Councillor
- Cr Gabrielle de Vietri Councillor
- Cr Sophie Wade Councillor

#### Council officers

- Vijaya Vaidyanath Chief Executive Officer
- Brooke Colbert Group Manager Advocacy and Engagement
- Ivan Gilbert Group Manager Chief Executive's Office
- Lucas Gosling Director Community Wellbeing
- Gracie Karabinis Group Manager People and Culture
- 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
- Mel Nikou Governance Officer

#### 4. Declarations of conflict of interest

Nil

#### 5. Council business reports

<b>Item</b>	<b>Page</b>	<b>Res. Page</b>
5.1 Governance Arrangements	4	4
5.2 Election of Mayor and Deputy Mayor	5	5
5.3 Appointment of delegates to internal and external bodies	6	8
5.4 Nomination to the board of the Yarra Energy Foundation	10	10



## 5.2 Election of Mayor and Deputy Mayor

---

<b>Reference</b>	D20/157668
<b>Author</b>	Rhys Thomas - Senior Governance Advisor
<b>Authoriser</b>	Group Manager Chief Executive's Office

---

### RECOMMENDATION

The election of the Mayor and Deputy Mayor is conducted in accordance with the Yarra City Council Governance Rules 2020. No Council resolution is required.

The Chair called for nominations of Mayor:

Councillor Crossland nominated Councillor de Vietri

Councillor de Vietri accepted

Councillor O'Brien nominated Councillor Jolly

Councillor Jolly accepted

No further nominations called

Councillor de Vietri addressed Council on being nominated as Mayor: Seven votes

Councillor Jolly addressed Council on being nominated as Mayor: Two votes

Councillor de Vietri was declared Mayor and assumed the Chair

Councillor Nguyen nominated herself as Deputy Mayor

Councillor Jolly nominated Cr O'Brien as Deputy Mayor

Councillor O'Brien did not accept the nomination.

Councillor Landes nominated himself as Deputy Mayor

*Councillor O'Brien left the meeting at 7.55pm*

*Councillor Jolly left the meeting at 7.57pm*

Councillor Nguyen received 6 votes

Councillor Landes received 1 vote

Councillor Nguyen was declared Deputy Mayor

## 5.3 Appointment of delegates to internal and external bodies

**Reference** D20/157666  
**Author** Rhys Thomas - Senior Governance Advisor  
**Authoriser** Group Manager Chief Executive's Office

### RECOMMENDATION

1. That Council ratify the following Special Committee appointments for the 2020/2021 Council year:

Special Committee	Appointments for 2020/2021 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 2020/2021 Council year:

Advisory Committee	Appointments for 2020/2021 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 2020/2021 Council year:

<b>Organisation or body</b>	<b>Appointments for 2020/2021 Council Year</b>
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)

*Councillor Jolly returned to the meeting at 8.05pm  
Councillor O'Brien returned to the meeting at 8.06pm*

**COUNCIL RESOLUTION**

**Moved:** Councillor Stone

**Seconded:** Councillor O'Brien

1. That Council ratify the following Special Committee appointments for the 2020/2021 Council year:

Special Committee	Appointments for 2020/2021 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 2020/2021 Council year:

Advisory Committee	Appointments for 2020/2021 Council Year
Active Ageing Advisory Committee	<u>Cr Stone</u>
Arts Advisory Committee	<u>Cr Nguyen</u> <u>Cr de Vietri</u>
Audit Committee	<u>Cr Landes</u> <u>Cr de Vietri</u>
Bicycle Advisory Committee	<u>Cr Landes,</u> <u>Cr de Vietri</u>
Business Advisory Group	<u>Cr Landes,</u> <u>Cr Crossland</u>
Community Awards Committee	<u>Cr O'Brien</u> <u>Cr Mohamud</u> <u>Cr Crossland</u>
Disability Advisory Committee	<u>Cr Crossland</u> <u>Cr Jolly</u>
Early Years Reference Group	<u>Cr Stone</u>
Environment Advisory Committee	<u>Cr Stone</u> <u>Cr de Vietri,</u>
Heritage Advisory Committee	<u>Cr Mohamud</u> <u>Cr Crossland</u> <u>Cr O'Brien</u>
Multicultural Advisory Group	<u>Cr Mohamud</u>
Performance Review Committee	<u>All Councillors</u>
Yana Ngargna Advisory Group	<u>Cr Stone,</u> <u>Cr O'Brien</u>
Yarra Libraries Advisory Committee	<u>Cr Wade,</u> <u>Cr Nguyen</u>

3. That Council acknowledge the importance of the Yana Ngana Advisory Committee to Council and the community and determine to appoint two delegates.

4. That Council appoint the following Councillors to the external bodies listed below for the 2020/2021 Council year:

<b>Organisation or body</b>	<b>Appointments for 2020/2021 Council Year</b>
Australian Local Government Women's Association	<u>Cr Wade</u>
Collingwood Children's Farm Management Committee	<u>Cr Nguyen</u>
Friends of Baucau	<u>Cr Stone</u> <u>Cr (substitute)</u>
Mayors for Peace	<u>Cr de Vietri</u>
Merri Creek Management Committee	<u>Cr O'Brien</u>
Metropolitan (Local Government) Waste Management Forum	<u>No Councillors were appointed</u>
Metropolitan Transport Forum	<u>Cr de Vietri</u> <u>Cr Crossland (substitute)</u>
Municipal Association of Victoria	<u>Cr Nguyen</u> <u>Cr Stone (substitute)</u>
Northern Alliance for Greenhouse Action	<u>Cr Stone</u>
Victorian Local Governance Association	<u>Cr Wade</u> <u>Cr Stone (substitute)</u>

**CARRIED**

## 5.4 Nomination to the board of the Yarra Energy Foundation

---

**Reference** D20/157664  
**Author** Rhys Thomas - Senior Governance Advisor  
**Authoriser** Group Manager Chief Executive's Office

---

### RECOMMENDATION

1. That the following persons be nominated to serve as a director of Yarra Energy Foundation Limited:
  - (a) Melissa Cutler;
  - (b) Melinda Scaringi;
  - (c) Stephen Thomson; and
  - (d) Cr \_\_\_\_\_

### COUNCIL RESOLUTION

**Moved:** Councillor Stone

**Seconded:** Councillor Crossland

1. That the following persons be nominated to serve as a director of Yarra Energy Foundation Limited:
  - (a) Melissa Cutler;
  - (b) Melinda Scaringi;
  - (c) Stephen Thomson; and
  - (d) Councillor Sophie Wade

**CARRIED UNANIMOUSLY**

## Oaths and Affirmations of Office

Section 30 of the Local Government Act 2020 requires that Councillors take an oath of affirmation of office and that it be administered by the Chief Executive Officer, dated and signed before the Chief Executive Officer and recorded in the minutes of the Council.

The following oaths and affirmations were taken by Councillors prior to the commencement of this meeting.



### Affirmation of Office

I, Edward Crossland, solemnly and sincerely declare and affirm that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the Local Government Act 2020 and any other Act to the best of my skill and judgement.

**Signed before the Chief Executive Officer**

A handwritten signature in blue ink, appearing to read 'Edward Crossland'.

Edward Crossland

Date 16.11.2020

This affirmation was taken before Vijaya Vaidyanath (Chief Executive Officer) by means of an audio visual link with the approval of the Chief Executive Officer under regulation 5(b) of the Local Government (Governance and Integrity) Regulations 2020.



**Affirmation of Office**

I, Gabrielle de Vietri, solemnly and sincerely declare and affirm that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the Local Government Act 2020 and any other Act to the best of my skill and judgement.

**Signed before the Chief Executive Officer**

A handwritten signature in black ink, appearing to read "Gabrielle de Vietri".

Gabrielle de Vietri

**Witnessed by the Chief Executive Officer**

A handwritten signature in blue ink, appearing to read "Vijaya Vaidyanath".

Vijaya Vaidyanath  
Chief Executive Officer

Date 6/11/2020



**Affirmation of Office**

I, Stephen Jolly, solemnly and sincerely declare and affirm that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the Local Government Act 2020 and any other Act to the best of my skill and judgement.

**Signed before the Chief Executive Officer**

A handwritten signature in blue ink, appearing to read "Stephen Jolly".

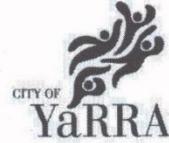
Stephen Jolly

**Witnessed by the Chief Executive Officer**

A handwritten signature in blue ink, appearing to read "Vijaya Vaidyanath".

Vijaya Vaidyanath  
Chief Executive Officer

Date 6/11/2020



### Oath of Office

I, Herschel Landes, swear by Almighty God that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the Local Government Act 2020 and any other Act to the best of my skill and judgement.

Signed before the Chief Executive Officer

  
Herschel Landes

Date 16<sup>th</sup> Nov 2020

This oath was taken before Vijaya Vaidyanath (Chief Executive Officer) by means of an audio visual link with the approval of the Chief Executive Officer under regulation 5(b) of the Local Government (Governance and Integrity) Regulations 2020.



**Affirmation of Office**

I, Anab Mohamud, solemnly and sincerely declare and affirm that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the Local Government Act 2020 and any other Act to the best of my skill and judgement.

**Signed before the Chief Executive Officer**

Anab Mohamud

Date Anab 16/11/2020

This oath was taken before Vijaya Vaidyanath (Chief Executive Officer) by means of an audio visual link with the approval of the Chief Executive Officer under regulation 5(b) of the Local Government (Governance and Integrity) Regulations 2020.



**Affirmation of Office**

I, Claudia Nguyen, solemnly and sincerely declare and affirm that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the Local Government Act 2020 and any other Act to the best of my skill and judgement.

**Signed before the Chief Executive Officer**

A handwritten signature in black ink, appearing to read "Claudia Nguyen".

Claudia Nguyen

**Witnessed by the Chief Executive Officer**

A handwritten signature in blue ink, appearing to read "Vijaya Vaidyanath".

Vijaya Vaidyanath  
Chief Executive Officer

Date 6/11/2020



**Affirmation of Office**

I, Bridgid O'Brien, solemnly and sincerely declare and affirm that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the Local Government Act 2020 and any other Act to the best of my skill and judgement.

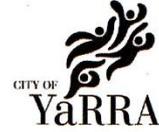
**Signed before the Chief Executive Officer**

Bridgid O'Brien

Date \_\_\_\_\_

A large, stylized handwritten signature in black ink, appearing to be "Bridgid O'Brien", written over the date line.

This affirmation was taken before Vijaya Vaidyanath (Chief Executive Officer) by means of an audio visual link with the approval of the Chief Executive Officer under regulation 5(b) of the Local Government (Governance and Integrity) Regulations 2020.



**Affirmation of Office**

I, Amanda Stone, solemnly and sincerely declare and affirm that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the Local Government Act 2020 and any other Act to the best of my skill and judgement.

**Signed before the Chief Executive Officer**

A handwritten signature in black ink that reads "Amanda F. Stone".

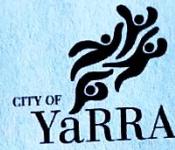
Amanda Stone

**Witnessed by the Chief Executive Officer**

A handwritten signature in blue ink that reads "Vijaya Vaidyanath".

Vijaya Vaidyanath  
Chief Executive Officer

Date 6/11/2020



**Affirmation of Office**

I, Sophie Wade, solemnly and sincerely declare and affirm that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the Local Government Act 2020 and any other Act to the best of my skill and judgement.

**Signed before the Chief Executive Officer**

A handwritten signature in black ink that reads "Sophie Wade".

Sophie Wade

Date 16/10/20

This affirmation was taken before Vijaya Vaidyanath (Chief Executive Officer) by means of an audio visual link with the approval of the Chief Executive Officer under regulation 5(b) of the Local Government (Governance and Integrity) Regulations 2020.

**Conclusion**

The meeting concluded at 8.21pm.

Confirmed Tuesday 1 December 2020

---

Mayor

