

# Minutes of the Ordinary Meeting of Council



**Held on the 14 November 2022**

Nellie Ibbott Chambers, Ivanhoe Library and Cultural Hub, 275 Upper  
Heidelberg Road, Ivanhoe 3079

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**MINUTES**

The Meeting opened at 7.00pm.

**Acknowledgement of the Traditional Custodians**

The Mayor read an acknowledgement of the traditional custodians, the Wurundjeri Wo-wurrung people.

**Diversity Statement**

The Mayor read Council's statement on its commitment to diversity and its principles.

**Present**

Cr Elizabeth Nealy, Cr Rick Garotti, Mayor Cr Peter Castaldo, Cr Alison Champion, Cr Peter Dimarelos, Cr Mark Di Pasquale, Deputy Mayor Cr Alida McKern, Cr Tom Melican, Cr Fiona Mitsinikos

Allison Beckwith – Chief Executive Officer, Natasha Swan – Director City Development, Marc Giglio – Director Corporate Services, Kath Brackett – Director Community Wellbeing, Darren Bennett – Director Assets & City Services, Gina Burden – Manager Corporate Governance & Communications, Megan Kemp – Strategic Executive Assistant CEO & Mayor, Linda Chapple – Governance and Council Business Specialist

**Apologies**

Nil

**Leave of Absence**

Nil

**Confirmation of Minutes**

That the following Minutes be confirmed:

*Ordinary Meeting of Council held 17 October 2022 and  
Statutory Meeting of Council held 7 November 2022*

Moved: Cr Alida McKern  
Seconded: Cr Tom Melican

CARRIED

**Disclosure of Interests**

Nil

**Presentation – Economic Development Australia Award**

Highly Commended Award for Economic Development Strategic Thinking from Economic Development Australia.

Emma Joyce – Inclusive Enterprise & Local Jobs Coordinator, presented a Highly Commended Award for Economic Development Strategic Thinking to Council for the Banyule Social Enterprise Strategy and Action Plan 2020-2025, and Inclusive Local Jobs Strategy and Action Plan 2020-2025.

The award congratulates Council's innovation in pioneering a new place-based model of community and economic development that harnesses the role of Council to create local job outcomes for local people experiencing barriers to employment; and supports the growth and sustainability of the social enterprise sector.

## 1. URGENT BUSINESS

Nil

## 2. PETITIONS

### 2.1 PETITION - REQUEST TO SEAL STEPHENS STREET, MONTMORENCY

**Damien Martin addressed Council in Person**

**Kevin Biaggini addressed Council in Person**

#### SUMMARY

1. A petition with title Stephens Street, Montmorency was received and signed by 14 signatories in support of the petition.
2. All 14 signatories were from Montmorency.
3. The petition request is summarised as follows:

*"We, the undersigned, petition or request Council to begin the process to seal our Street – Stephens Street, Montmorency 3094. We request that the Level Crossing Removal Project (LXRP) as well as the abutting property owners contribute to the construction cost.*

*The LXRP have used our street to gain access to the rail corridor as part of the Hurstbridge Rail Upgrade. The use of heavy vehicles, machinery and excess traffic have led to the degradation of the road."*

#### Resolution (CO2022/196)

That Council:

1. Receives and notes the petition.
2. Refers the petition to the Delivery and Assets Department in the Assets and City Services Directorate for consideration and response to the primary petitioner accordingly; and
3. Advise the primary petitioner of this resolution.

Moved: Cr Alison Champion

Seconded: Cr Elizabeth Nealy

CARRIED

## 3. OUR INCLUSIVE AND CONNECTED COMMUNITY

Nil

**4. OUR SUSTAINABLE ENVIRONMENT**

Nil

**5. OUR WELL-BUILT CITY**

Nil

**6. OUR VALUED COMMUNITY ASSETS AND FACILITIES**

Nil

**7. OUR THRIVING LOCAL ECONOMY****7.1 INCLUSIVE LOCAL JOBS STRATEGY/ACTION PLAN YEAR TWO UPDATE****The SUMMARY**

1. A review of year two of Council's Inclusive Local Jobs Strategy and Action Plan 2020-2025 has been completed (**Attachment 1**).
2. Within the 2021/22 financial year, key initiatives implemented as part of this Strategy and Action Plan have led to the creation of 72 local job outcomes for local people facing barriers to employment.
3. Together with the Social Enterprise Strategy and Action Plan, a total of 204 job outcomes were created in the 2021/22 financial year.
4. This is the second year of the strategy implementation and Council has made significant progress toward the target of '1000 local jobs for people facing barriers to employment by 2025'. A total of 393 job outcomes have been created across both strategies since adopted.
5. Council has commenced the third year of the Strategy and Action Plan (Attachment 2).

**Resolution (CO2022/197)**

That Council:

1. Notes the achievements of year two of the Inclusive Local Jobs Strategy and Action Plan 2020-2025.
2. Receive an annual report with an update regarding year three achievements of the Inclusive Local Jobs Strategy and Action Plan 2020-2025.

Moved: Cr Alida McKern  
Seconded: Cr Rick Garotti

CARRIED

## 7.2 SOCIAL ENTERPRISE STRATEGY/ACTION PLAN YEAR TWO UPDATE SUMMARY

1. A review of year two of Council's Social Enterprise Strategy and Action Plan 2020-2025 has been completed (**Attachment 1**).
2. Within the 2021/22 financial year, key initiatives implemented as part of this Strategy and Action Plan have led to the creation of 132 local job outcomes for local people facing barriers to employment.
3. Together with the Inclusive Local Jobs Strategy and Action Plan, a total of 204 job outcomes were created in the 2021/22 financial year.
4. This is the second year of the strategy implementation and Council has made significant progress toward the target of '1000 local jobs for people facing barriers to employment by 2025'. A total of 393 job outcomes have been created across both strategies since adopted.
5. Council has commenced the third year of the Strategy and Action Plan (**Attachment 2**).

### Resolution (CO2022/198)

That Council:

1. Notes the achievements of year two of the Social Enterprise Strategy and Action Plan 2020-2025.
2. Receive an annual report with an update regarding year three achievements of the Social Enterprise Strategy and Action Plan 2020-2025.

Moved: Cr Rick Garotti  
Seconded: Cr Elizabeth Nealy

CARRIED

## 8. OUR TRUSTED AND RESPONSIVE LEADERSHIP

### 8.1 PROPOSED ADOPTION OF BANYULE CITY COUNCIL GOVERNANCE RULES SUMMARY

1. Banyule City Council's Governance Rules (including the Election Period Policy) were prepared and adopted on 17 August 2020 as required under s 60 of the *Local Government Act 2020* (the LG Act 2020), after a period of public exhibition and community consultation was undertaken.
2. The requirement of developing and keeping in force Governance Rules for local councils was a new requirement under *Local Government Act 2020*.
3. Council operates to the Banyule City Council Governance Rules and have done so since the adoption date of 17 August 2020. The Rules provide guidance on the meeting procedure for Council meetings and advice relating to election / caretaker period conventions.
4. The Governance Rules were in place throughout the COVID-19 pandemic where Council had the temporary legislative ability to conduct meetings virtually without having to amend or make adjustments to their respective Governance Rules.
5. On 30 November 2021, the *Regulatory Legislation Amendment (Reform) Bill 2021* was introduced into Parliament, foreshadowing a change to the *Local Government Act 2020* that would require all councils to alter their Governance Rules by the end of August 2022 to include processes for conducting Council meetings by electronic means of communication.
6. On the 5 September 2022 Council endorsed the Banyule City Council Draft Governance Rules (Including the Election Period Policy) for community consultation and to seek feedback on the proposed amendments to the Rules as drafted, which included provisions for virtual council meetings and minor amendments to other sections and sub rules.
7. The community consultation process was undertaken from 6 September 2022 to 27 September 2022 (3 weeks) where a dedicated Shaping Banyule page was established, and community were asked to provide feedback on the proposed changes.
8. Consultation information was collated and assessed, and genuinely considered in the context of the legislation, meeting procedure and governance requirements relating to formally constituted council meetings and associated processes.
9. Details of the feedback obtained are included in **Attachment 1**.
10. The proposed Governance Rules are attached to this report at **Attachment 2**.

#### Resolution (CO2022/199)

That Council:

1. Acknowledges the submissions received throughout the community consultation process for the review of the Governance Rules that was undertaken in accordance with s 60(3) of the *Local Government Act 2020*, and extends thanks to the submitters for their feedback;
2. Adopts the Banyule City Council Governance Rules and Election Period Policy (at Chapter 7) in accordance with s 60(1) of the *Local Government Act 2020*, with a



change to Councillor speaking time for 'right of reply' to extend from the proposed time of 1 minute to a speaking time of 2 minutes;

3. Notes that the Banyule City Council and Election Period Policy (at Chapter 7) will come into effect on 15 November 2022 and provide meeting procedure for the Council (special and ordinary) meetings after this date;
4. Note that Part 2 of the Governance Rules Review which will include a targeted review of community and public participation in Council meetings will commence in 2023 and did not form part of this review;
5. Note that the Governance Rules and Election Period Policy will be available on Council's website.

Moved: Cr Alida McKern  
Seconded: Cr Tom Melican

CARRIED

## 8.2 DEBT COLLECTION POLICY 2022-2026

### SUMMARY

1. Officers are currently undertaking debt collection relating to rates, charges and other Council debt based on an internally approved debt collection policy. A revised Debt Collection Policy has been drafted and is proposed to be made publicly available after Council considers the Policy for adoption.
2. Recent changes in legislation have changed the framework around when Council can initiate legal action to recover unpaid rates and charges. While this legislation has received royal assent, it has not yet come into force. The revised Debt Collection Policy ensures that Council's policy and debt collection practices will comply with the new legislated framework around debt collection.
3. The Debt Collection Policy complements Council's adopted Rates Hardship Assistance Policy and is designed that so that if hardship is only disclosed during the debt collection process, that action under this policy, is dis-continued and ratepayers are assessed and assisted through Council's hardship provisions.
4. Adopting the Debt Collection Policy will allow officers to engage more actively with overdue ratepayers and to refer on to debt collection agencies and possible legal action if no response to Council is provided by ratepayers and other Council debtors.
5. It will also provide the community with a clear approach that Council may take and the processes available to Banyule City Council.

### Resolution (CO2022/200)

That Council:

1. Adopts the Debt Collection Policy with an addition to Section 3 – Objectives of the policy to state that:  
As an overarching principle, Council will adopt a fair, supportive and compassionate approach in the collection of all debts.

2. Notes that the Debt Collection Policy as amended incorporates the measures outlined in the *Local Government Legislation Amendment (Rating and Other Matters) Act 2022*.
3. Notes the Debt Collection Policy will be reviewed every 4 years or where there are major amendments required.

Moved: Cr Rick Garotti  
Seconded: Cr Elizabeth Nealy

CARRIED

### **8.3 AWARD OF CONTRACT 1220-2022 CONSTRUCTION OF MONTMORENCY BOWLING CLUB PAVILION**

#### **SUMMARY**

1. This report is to consider the awarding of Contract No. 1220-2022 - Construction of Montmorency Bowling Club Pavilion.
2. As part of the 2022/23 and 2023/24 financial year Capital Works programs, Council is proposing to renovate and extend the existing Montmorency Bowling Club Pavilion. The works generally comprise of amenity and access improvements while increasing the floor space of the building.
3. Tenders were invited and received from five (5) contractors however one was non-compliant.
4. The Tender Evaluation Panel (TEP) has recommended awarding the contract to Notion Partners in accordance with the tender and conditions as determined by Council.
5. The contract will commence upon award of the contract.

#### **Resolution (CO2022/201)**

That Council:

1. Award Contract No. 1220-2022 - Construction of Montmorency Bowling Club Pavilion to Notion Partners for the lump sum price of \$1,356,220.00 (ex. G.S.T).
2. Authorise the Director of Assets & City Services to sign the contract and any other associated documents.

Moved: Cr Alison Champion  
Seconded: Cr Elizabeth Nealy

CARRIED

#### 8.4 AUDIT & RISK COMMITTEE MINUTES 21 SEPTEMBER 2022 & 6 OCTOBER 2022

##### SUMMARY

1. The Audit & Risk Committee is an Advisory Committee of Council, and its role is determined by the *Local Government Act 2020*. The responsibilities and terms of reference of the Audit & Risk Committee are defined in the Committee's Charter.
2. The *Audit & Risk Committee Charter* states the minutes of each meeting of the Audit & Risk Committee are required to be reported to an Ordinary Council Meeting.
3. Consequently, the Minutes of the meeting held on the 21 September 2022 and subsequent meeting held on 6 October 2022 are being circulated for noting by Council.
4. The minutes are subject to confirmation by the Audit & Risk Committee at its next meeting, scheduled for 9 December 2022.

##### Resolution (CO2022/202)

That Council:

1. Note the unconfirmed Minutes of the Audit & Risk Committee meeting held on 21 September 2022 and subsequent meeting held on 6 October 2022.
2. Note Dr Irene Irvine was re-elected as Chairperson of the Audit & Risk Committee for a further 12 Months concluding on 30 September 2023.

Moved: Cr Peter Dimarelos

Seconded: Cr Elizabeth Nealy

CARRIED

#### 8.5 IBAC INVESTIGATION – OPERATION WATTS – CLOSE OUT OF BANYULE ACTIONS

**Brian Grace addressed Council in Person**

**Kevin Biaggini addressed Council in Person**

**Alicia Curry addressed Council in Person**

##### SUMMARY

1. In 2021 the Independent Broad-based Anti-corruption Commission (IBAC) conducted an investigation named Operation Watts relating to allegations that Members of Parliament misused public resources, in the form of electorate officers and ministerial staff, to further party political objectives.
2. Operation Watts also investigated the provision of grants to community-based organisations with links to certain factions within the Australian Labor Party. These community-based associations included the Somali Australia Council of Victoria (SACOV).
3. Banyule City Council was included in the investigation in relation to grants made to SACOV and was required to produce documents and provide details of grants awarded to SACOV in the past.
4. In December 2021, following the public hearings held by IBAC into Operation Watts, the then Minister for Local Government, Shaun Leane, wrote to Council requesting that Council conduct a review of its community grants allocation and acquittal processes,

and that the review findings be reported to Council's Audit and Risk Committee, and to report back to the Minister on Council's progress.

5. Subsequently, Council's Independent Auditors, Crowe Australasia, were engaged to undertake an Internal Audit and review all payments made to SACOV since 2011 and to confirm the adequacy of internal controls and governance practices associated with these transactions.
6. The report was tabled at the Audit and Risk Committee meeting held on 18 June 2022 and concluded that no matters came to the auditors' attention to suggest inappropriate dealings between Council and SACOV or associated organisations included in the review.
7. On 20 July 2022 IBAC publicly released their report on Operation Watts. Though Banyule City Council was mentioned in numerous sections related to grant transactions with SACOV, no adverse findings were made against Banyule.
8. The IBAC report noted and acknowledged the actions Council had taken to audit and review its grants management processes to date, IBAC recommended that state and local government funders of community organisations continue to improve their policies and processes to manage grants, in accordance with evolving best practice, and make sure that monitoring and reporting practices are risk-informed and sufficiently prioritised to be implemented effectively.
9. The purpose of this Council report is to advise on the actions taken by Council to review its grants management and acquittal processes, and any findings that have been made regarding the Operation Watts investigation.

### **Resolution (CO2022/203)**

That Council:

1. Note the action taken to review funding provided to the Somali Australian Council of Victoria (SACOV) in response to the Independent Broad-based Anti-corruption Commission's (IBAC) Operation Watts Report
2. Note there were no adverse findings of inappropriate dealings between Council and SACOV made by either IBAC or Council's independent auditors; and
3. Continue to implement improvement opportunities identified by both IBAC and the independent auditors to further strengthen the management process and governance frameworks related to grants and funding management to third parties.

Moved: Cr Tom Melican  
Seconded: Cr Elizabeth Nealy

CARRIED

**8.6 QUARTERLY FINANCIAL MANAGEMENT REPORT - SEPTEMBER 2022****SUMMARY**

1. This Quarterly Financial Management Report is for the period ended 30 September 2022 and provides assessment of the following:
  - o Financial Performance - key income and expenditure actual operating results against budget.
  - o Capital Works Expenditure – summary of actual spend, budget and forecast.
  - o Investment activity – compliance against the current Investment Policy
  - o Other key financial indicators – Rates Outstanding, Accounts Receivable, Balance Sheet and Cash Flow statements

**Financial Performance**

2. Year-to-Date: As of 30 September 2022, the year-to-date operating deficit is unfavourable to budget due mainly to unearned grants income postponed aligning with the deferred delivery of specific capital works projects (or carried forward into 2023/24). There is also an increase in cost of materials (expenditure) relating to Waste Disposal and Fuel prices.
3. Forecast: The 30 September 2022 forecast is projected to be an operating surplus of \$11.391m compared to the adopted budget surplus of \$15.110m (\$3.719m unfavourable movement).
4. Underlying Deficit: The 2022/23 underlying operating deficit is forecasted to be \$6.736m compared to a budgeted underlying deficit result of \$4.096m (\$2.640m unfavourable). The underlying result is determined after adjusting for non-recurrent capital grants and capital contributions.

**Capital Works Performance**

5. As of 30 September 2022, a total YTD of \$4.283m has been spent on capital works. The capital works expenditure is forecast to be \$53.510 (the adopted capital budget is \$61.549m).
6. There are Twenty (20) projects that have been deferred or not proceeding this financial year. Other projects have been deferred to 2023/24 (in part or full) due to project complexities or revised project timing. (Refer attachment 1 of the main report Section 3 capital works expenditure for the key variances).

**Resolution (CO2022/204)**

That Council note:

1. The Quarterly Financial Management Report for the period 30 September 2022.
2. The September 2022 forecast is for Council to deliver an operating surplus of \$11.391m against the adopted budget surplus of \$15.110m for the year ended 30 June 2023.
3. The underlying operating deficit of \$6.736m is after adjusting for non-recurrent capital grants and capital contributions of \$18.127m.

4. Council officers are regularly monitoring and restricting discretionary expenditure to minimise expenditure to maintain a healthy financial sustainability.

Moved: Cr Tom Melican

Seconded: Cr Rick Garotti

CARRIED

## 8.7 RECORD OF COUNCILLOR MEETINGS

### SUMMARY

In accordance with section 60 of *the Local Government Act 2020*, Council at its meeting on 17 August 2020 adopted the Banyule Governance Rules. The Governance Rules, Chapter 6 Miscellaneous requires the Chief Executive Officer to ensure that a summary of the matters that are discussed, meet the following definition:

If there is a meeting of Councillors that:

1. Is scheduled or planned for the purposes of discussing the business of Council or briefing Councillors;
2. Is attended by at least one member of Council staff; and
3. Is not a Council meeting, Delegated Committee Meeting or a Community Asset Committee Meeting

Are tabled at the next convenient Council Meeting and are recorded in the meeting minutes of that Council meeting.

### Record of Meetings

1	<b>Date of Meeting:</b>	17/10/2022
	<b>Type of Meeting:</b>	Pre-Council Briefing
	<b>Matters Considered:</b>	
	<ul style="list-style-type: none"> <li>• Rent relief for Shop 48 tenants</li> <li>• Watsonia After Dark- Annual Report 2021-22</li> <li>• Draft Sporting Facilities User Guide &amp; Allocation Policy and</li> <li>• Draft Sporting Facilities Capital Works Policy - release for community consultation</li> <li>• James Reserve - Response and Recommendations to Petition</li> <li>• Development Planning - Update on Environmentally Sustainable Development</li> <li>• Amendment C165 - Updated Heritage Overlay - Panel Report</li> <li>• Mountain View Road, MONTMORENCY - Montmorency Bowling Club Extension (P823/2022)</li> <li>• 307-325 Waterdale Road, Bellfield - Operations Depot - Proposed Visy Lease</li> <li>• Unsuccessful World Games Funding - Yallambie Park Pavilion</li> <li>• Award of Contract 1163-2022 Construction of Waterdale Road Pocket Park and Streetscape</li> <li>• Annual Report 2021/2022</li> <li>• Record of Councillor Meetings</li> </ul>	

<b>Councillors Present:</b>	
<p>Mayor Cr Elizabeth Nealy          Cr Peter Castaldo          Cr Mark Di Pasquale          Cr Rick Garotti          Cr Alida McKern          Cr Tom Melican          Cr Fiona Mitsinikos</p>	
<b>Staff Present:</b>	
<p>Allison Beckwith - <i>Chief Executive Officer</i>          Darren Bennett – <i>Director Assets &amp; City Services</i>          Marc Giglio – <i>Director Corporate Services</i>          Natasha Swan – <i>Director City Development</i>          Kath Brackett – <i>Director Community Wellbeing</i>          Gina Burden – <i>Manager Corporate Governance &amp; Communication</i>          Krysten Forte – <i>Governance Coordinator</i>          Linda Chapple – <i>Governance &amp; Council Business Specialist</i>          Amy Woollcombe – <i>Council Business Officer</i></p>	
<b>Others Present:</b>	
Nil	
<b>Conflict of Interest:</b>	Nil

2	<b>Date of Meeting:</b>	19/10/2022
	<b>Type of Meeting:</b>	Multicultural Committee Meeting
	<b>Matters Considered:</b>	
	<ul style="list-style-type: none"> <li>• Population Committee Updates</li> <li>• Inclusive Banyule Advisory Committee</li> <li>• Inclusive Banyule – workplan and key projects</li> <li>• Urban Food Strategy</li> <li>• ICAN</li> </ul>	
	<b>Councillors Present:</b>	
Cr Fiona Mitsinikos		
<b>Staff Present:</b>		
<p>Jo Wilson – <i>Manager Resilient &amp; Connected Communities</i>          Sherryn Prinzi – <i>Coordinator Community Impact</i>          Laura Mannix – <i>Social Policy &amp; Planning Team Leader</i></p>		
<b>Others Present:</b>		

	<ul style="list-style-type: none"> <li>• Jeyarajah Ramanathan</li> <li>• Louisa Ong</li> <li>• Baljit Singh</li> <li>• Susan Zhou</li> <li>• Albert Fatileh</li> </ul>
<b>Conflict of Interest:</b>	Nil

**Resolution (CO2022/205)**

That Council receives and notes the Record of Councillor Meetings report

Moved: Cr Elizabeth Nealy

Seconded: Cr Rick Garotti

CARRIED

**9. SEALING OF DOCUMENTS**

Nil

**10. NOTICES OF MOTION**

Nil

**11. GENERAL BUSINESS****11.1 REMEMBRANCE DAY**

Cr McKern reflected on the Remembrance Day service attended with Cr Castaldo and Cr Dimarelos on Friday 11 November at RSL on Bell, and conveyed how honoured the Councillors felt to attend and be shown the mural depicting the clubs history.

**11.2 URBAN FOOD STRATEGY**

Cr McKern spoke about the Urban Food Strategy and upcoming community consultation events in 2022/2023 including Kitchen Table talks and community workshops and referred participants to the Shaping Banyule website for further information

**11.3 NAGA-VECO UPDATE**

Cr McKern highlighted that NAGA (Northern Alliance Greenhouse Action) reports in the 18 months since Council's switch to 100% renewable energy via VECO (Victorian Energy Collaboration) Banyule has saved 7,134 tonnes of emissions and \$344,000 in savings.

**11.4 ECOFEST AND BEST PET COMPETITION 2022**

Cr Champion attended the inaugural EcoFest and Best Pet Competition at Petrie Park, Montmorency on Sunday 6 November. There were many stalls with information, services and products relating to sustainability as well as pet care. The best pet competition was won by Franke and Ash who often support St Helena Secondary College Students, followed in second place by Evie then Pluto, chosen by the community.



Cr Champion thanked the event sponsors Pet Stock of Eltham and Pawtraits by Kim and the Banyule Officers who created the event in addition to those who contributed to it's success.

### **11.5 ARTNOW EXHIBITION**

Cr Nealy spoke about the Artnow Exhibition which supports Arts & Culture in the municipality in addition to youth. The exhibition celebrates a variety of work created by young local people during programs run by the Banyule Youth Services and JETS teams over the 2022 year and reflected on the impacts to young people the program has.

A variety of art mediums are used and the combination of Youth Services & JETS provides an opportunity to provide access to industry standard equipment, career pathways and individual support if required.

### **11.6 WATSONIA RSL 70<sup>TH</sup> ANNIVERSARY**

Cr Garotti attended the celebration 70<sup>th</sup> anniversary of the Watsonia RSL as the guest of honour on Sunday 13 November 2022.

The RSL was founded in 1952 and it was an honour & privilege to attend and great to chat to staff and hear how proud they are to work in a community focused organisation. This followed on from a Remembrance Day service on Friday 11 November, where Cr Garotti attended with the Hon. Colin Brooks MP and was proud to stand alongside as scholarships were awarded to recipients.

Cr Garotti highlighted that this is a testament to the work the RSL does with young people in the community and their commitment to education.

### **11.7 BANYULE BUG**

Cr Melican, with Cr Castaldo & Cr McKern attended a function along to celebrate Kelvin Chalmer and his 95<sup>th</sup> Birthday, organised by the Banyule Bicycle User Group (BUG).

Cr Melican was honoured to attend and has had a long and happy association with Banyule BUG who arrange 6 rides per week for people of all different levels of riding, and encourages all to participate.

Cr Melican extended his congratulations to Kelvin on his 95<sup>th</sup> Birthday.

### **11.7 REFLECTION ON RECENT FLOODING EVENTS**

The Mayor reflected on recent flooding events and the united approach many local councils have in supporting each other during crises and disaster.

The Mayor highlighted recent work undertaken by the:

- Assets and City Services Staff;
- Emergency Management Team; and
- Maternal and Child Health Team

On behalf of all Councillors, the Mayor thanked Banyule Staff for supporting those impacted by the floods and all those offering support in any capacity during this difficult and challenging time.

### **11.8 REMEMBRANCE DAY**

The Mayor spoke about Reembrance Day, and acknowledge the first remembrance day was held in 1919. Following this, the Mayor read the following statement:

*I wish to acknowledge last Friday 11 November as being the 103<sup>rd</sup> Remembrance Day.*

*We remember those, as we should every day, who volunteered, sacrificed, served, fought and died, for our freedom.*

*We thank and salute you as we salute those who made the ultimate sacrifice for our freedom.*

*We will never forget. We will remember.*

## **PUBLIC QUESTION TIME**

The Mayor invited the Director Corporate Services to read out the public questions received for the meeting.

<b>1</b>	<p><b>Name &amp; Suburb</b></p> <p>Roger Fyfe, Ivanhoe</p>
	<p><b>Question:</b></p> <p>Will the final Officer Banyule Residential Parking Permit Policy report to Council acknowledge the process failures in not following procedure for new policy proposal, not detailing impacts to residents and explaining how it will be policed and changing the role of Councillors from the adopted 2016 version?</p>
	<p><b>Response:</b></p> <p>Natasha Swan – Director of City Development</p> <p>The topics raised in this question have also been submitted as part of the public consultation process and a response will be provided to each topic as part of the report to Council.</p>

## **Closure of Meeting to the Public**

That in accordance with Section 66(2)(a) of the *Local Government Act 2020*, Council close the Meeting to members of the public prior to considering the confidential matter detailed in Item 12.1. Belgravia Leisure – Contract No. 0834-2015

Moved: Cr Elizabeth Nealy  
Seconded: Cr Fiona Mitsinikos

CARRIED

**Closure of Meeting**

The Open Ordinary Council Meeting was closed at 8.30pm and did not reopen to the public.

The Confidential Council Meeting opened at 8.39pm in order to deal with item 12.1 and closed at 8.55pm.

**Outcome of Confidential Council Meeting Matters – Item 12.1 Belgravia Leisure - Contract No:0834-2015 Confidential Matters**

The Confidential Council Meeting was held in order to deal with Item **12.1 Belgravia Leisure - Contract No:0834-2015 Confidential Matters**.

The item was designated confidential pursuant to section 3(1)(a)(g) as information in the report related to Council business information being information would prejudice the Council's position in commercial negotiations if prematurely released; and

as the information that was contained in the report included information relating to commercial information, being information provided by a business, commercial or financial undertaking and related to either trade secrets, and if released prematurely, could have unreasonably expose the business, commercial or financial undertaking to disadvantage.

Council resolved to not release any of the information within the report, including the resolution to the public.

*The next Ordinary Meeting of Council will be held on Monday, 5 December 2022*

DATED: 5<sup>th</sup> DAY OF December 2022

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MAYOR