



**GLEN EIRA CITY COUNCIL**  
**ORDINARY COUNCIL MEETING**

**TUESDAY 23 JULY 2019**

**MINUTES**

**Meeting was held in the Council Chambers,  
Corner Hawthorn & Glen Eira Roads, Caulfield  
at 7.30pm**

Present

The Mayor, Councillor Jamie Hyams  
Councillor Anne-Marie Cade  
Councillor Clare Davey  
Councillor Mary Delahunty  
Councillor Margaret Esakoff  
Councillor Jim Magee  
Councillor Joel Silver  
Councillor Dan Sztrajt

---

**INDEX**

<b>1.</b>	<b>ACKNOWLEDGEMENT .....</b>	<b>4</b>
<b>2.</b>	<b>APOLOGIES.....</b>	<b>4</b>
<b>3.</b>	<b>OATH OF OFFICE AND DISCLOSURES OF INTERESTS .....</b>	<b>4</b>
<b>4.</b>	<b>CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETINGS .....</b>	<b>4</b>
<b>5.</b>	<b>RECEPTION AND READING OF PETITIONS AND JOINT LETTERS .....</b>	<b>5</b>
	Nil	
<b>6.</b>	<b>DOCUMENTS FOR SEALING .....</b>	<b>5</b>
	Nil	
<b>7.</b>	<b>REPORTS BY DELEGATES APPOINTED BY COUNCIL TO VARIOUS ORGANISATIONS.....</b>	<b>5</b>
	Nil	
<b>8.</b>	<b>REPORTS FROM COMMITTEES .....</b>	<b>5</b>
	<b>8.1 Advisory Committees.....</b>	<b>5</b>
	8.1.1 Advisory Committee Minutes .....	5
	<b>8.2 Records of Assembly .....</b>	<b>5</b>
	8.2.1 Records of Assemblies of Councillors .....	5
<b>9.</b>	<b>PRESENTATION OF OFFICER REPORTS.....</b>	<b>6</b>
	9.1 VCAT Watch .....	6
	9.2 Glen Eira City Council Family Violence Prevention Action Plan 2019-2021 .....	7
	9.3 Audit & Risk Committee Members' Remuneration.....	7
	9.4 Election 2020 - Election Period Policy .....	8
	9.5 Council Leasing and Licensing Policy 2019 .....	8
	9.6 Local Government Bill 2019.....	8
<b>10.</b>	<b>URGENT BUSINESS.....</b>	<b>9</b>

11. ORDINARY BUSINESS..... 9

    11.1 Requests for reports from Officers ..... 9

    11.2 Right of reply..... 9

    11.3 Councillor questions ..... 9

    11.4 Public questions to Council ..... 9

12. CONSIDERATION OF IN CAMERA ITEMS..... 10

13. CLOSURE OF MEETING ..... 10



## 1. ACKNOWLEDGEMENT

The Mayor read the acknowledgement.

Glen Eira City Council respectfully acknowledges that the Boon Wurrung people of the Kulin nation are the traditional owners of the land now known as Glen Eira. We pay our respects to their Elders past, present and emerging and acknowledge and uphold their continuing relationship to and responsibility for this land.

## 2. APOLOGIES

### Apology

**Moved: Cr Esakoff**

**Seconded: Cr Magee**

That the apology from Cr Athanasopoulos be received and noted.

**CARRIED UNANIMOUSLY**

## 3. OATH OF OFFICE AND DISCLOSURES OF INTERESTS

### Oath of Office

The Mayor read the Oath of Office.

Councillors are reminded that we remain bound by our Oath of Office to undertake the duties of the office of Councillor in the best interests of the people of the municipal district of Glen Eira and to faithfully and impartially carry out the functions, powers, authorities and discretions vested in us under the Local Government Act or any other Act, to the best of our skill and judgement.

Councillors are also reminded of the requirement for disclosure of conflicts of interest in relation to items listed for consideration on the Agenda, or which are considered at this meeting, in accordance with Sections 77 to 79 of the Local Government Act.

## 4. CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETINGS

**Moved: Cr Delahunty**

**Seconded: Cr Silver**

That the minutes of the Ordinary Council Meeting held on 2 July 2019 be confirmed.

**CARRIED UNANIMOUSLY**

**5. RECEPTION AND READING OF PETITIONS AND JOINT LETTERS**

Nil

**6. DOCUMENTS FOR SEALING**

Nil

**7. REPORTS BY DELEGATES APPOINTED BY COUNCIL TO VARIOUS ORGANISATIONS**

Nil

**8. REPORTS FROM COMMITTEES**

---

**8.1 Advisory Committees**

---

**8.1.1 ADVISORY COMMITTEE MINUTES**

**Moved: Cr Esakoff**

**Seconded: Cr Silver**

That the minutes of the Advisory Committee meetings as shown below be received and noted and that the recommendations of the Committees be adopted.

- a. 12 February 2019 - Recreation and Leisure Advisory Committee
- b. 4 June 2019 – Recreation and Leisure Advisory Committee
- c. 18 June 2019 – Arts and Culture Advisory Committee

**CARRIED UNANIMOUSLY**

---

**8.2 Records of Assembly**

---

**8.2.1 RECORDS OF ASSEMBLIES OF COUNCILLORS**

**Moved: Cr Silver**

**Seconded: Cr Magee**

That the Records of the Assemblies as shown below be received and noted.

1. 18 June 2019
2. 25 June 2019 Assembly
3. 2 July 2019 (pre-meeting)
4. 2 July 2019 Assembly
5. 9 July 2019 Assembly

**CARRIED UNANIMOUSLY**

---

**Public Participation**

The Mayor advised that at this stage of the meeting, 15 minutes is allowed for public participation in accordance with clause 230(1) of the Glen Eira Local Law. As no requests were received, no public participation took place at this meeting.

**9. PRESENTATION OF OFFICER REPORTS**

---

**9.1 VCAT WATCH**

---

**Moved: Cr Esakoff****Seconded: Cr Silver**

That Council notes the recent decisions and applications currently before the Victorian Civil and Administrative Tribunal (VCAT), including the recent applications that have been lodged with VCAT.

**CARRIED UNANIMOUSLY**

---

**9.2 GLEN EIRA CITY COUNCIL FAMILY VIOLENCE PREVENTION ACTION PLAN 2019-2021**

---

**Moved: Cr Delahunty****Seconded: Cr Cade**

Part A

That Council endorses the *Glen Eira Family Violence Prevention Action Plan 2019-2021* with the exception of the second action in item 2.5 related to Glen Eira Adult Learning Centre, "Work with Glen Eira Adult Learning Centre to explore delivering a respectful relationship initiative with culturally linguistically diverse students".

**CARRIED UNANIMOUSLY**

*It is recorded that Cr Hyams declared an Indirect Conflict of Interest because of conflicting duties in Item 9.2 Part B given that he is on the board of Glen Eira Adult Learning Centre (GEALC). Cr Hyams vacated the Chamber at 8.03pm prior to consideration of this matter. It is recorded that Cr Silver took the Chair for consideration of this item.*

---

**Moved: Cr Delahunty****Seconded: Cr Magee**

Part B

That Council endorses the second action in item 2.5 of the Glen Eira Family Violence Prevention Action Plan 2019-2021 "Work with Glen Eira Adult Learning Centre to explore delivering a respectful relationship initiative with culturally linguistically diverse students".

**CARRIED UNANIMOUSLY**

*It is recorded that Cr Hyams vacated the Chamber prior to Item 9.2 Part B and was not present when this item was considered. Cr Hyams entered the Chamber at 8.07pm and resumed the Chair for the remainder of the meeting.*

---

**9.3 AUDIT & RISK COMMITTEE MEMBERS' REMUNERATION**

---

**Moved: Cr Magee****Seconded: Cr Delahunty**

That effective from 1 July 2019, Council adopt the following rates for the Audit and Risk Committee Members:

- a) Chairperson - \$8,330 p.a. (exc. GST); and
- b) Independent Member - \$7,125 p.a. (exc. GST).

**CARRIED UNANIMOUSLY**

---

**9.4 ELECTION 2020 - ELECTION PERIOD POLICY**

---

**Moved: Cr Sztrajt****Seconded: Cr Esakoff**

That Council amend clause 5.5 of its Election Period Policy and otherwise approve the Policy as required by section 93B(2)(b) of the *Local Government Act 1989 (Vic)* (the Act).

**CARRIED UNANIMOUSLY**

---

**9.5 COUNCIL LEASING AND LICENSING POLICY 2019**

---

**Moved: Cr Delahunty****Seconded: Cr Silver**

That Council:

1. Notes the consultation process and feedback received;
2. Adopts the draft Council Leasing and Licensing Policy 2019; and
3. Revokes the Community Leases Policy 2006

**CARRIED UNANIMOUSLY**

---

**9.6 LOCAL GOVERNMENT BILL 2019**

---

**Moved: Cr Silver****Seconded: Cr Hyams**

That Council endorses the submission attached, being feedback on the Local Government Bill 2019.

**Procedural Motion****Moved: Cr Delahunty****Seconded: Cr Silver**

That Council grants Cr Hyams a three minute extension of speaking time.

**CARRIED UNANIMOUSLY**

The motion Moved by Cr Silver and Seconded by Cr Hyams was PUT and  
**CARRIED UNANIMOUSLY**



**10. URGENT BUSINESS**

Nil

**11. ORDINARY BUSINESS**

**11.1 Requests for reports from Officers**

Nil

**11.2 Right of reply**

Nil

**11.3 Councillor questions**

Nil

**11.4 Public questions to Council**

Nil

**12. CONSIDERATION OF IN CAMERA ITEMS**

**Moved: Cr Silver**

**Seconded: Cr Magee**

That pursuant to Section 89(2) of the Local Government Act 1989, the Council resolves that so much of this meeting be closed to members of the public, as it involves Council consideration of matters coming within some or all of the following categories listed in Section 89(2) of such Act.

- (a) Personnel matters;
- (b) The personal hardship of any resident or ratepayers;
- (c) Industrial matters;
- (d) Contractual matters;
- (e) Proposed developments;
- (f) Legal advice;
- (g) Matters affecting the security of Council property;
- (h) Any other matter which the Council or Special Committee considers would prejudice the Council or any person;
- (i) A resolution to close the meeting to members of the public.

12.1 Rate Charge for Yarra Yarra Golf Club  
*Local Government Act 1989 - Section 89(2) (d)*

12.2 CEO Performance Criteria and Remuneration Review  
*Local Government Act 1989 - Section 89(2) (a)*

12.3 CEO Contract Extension  
*Local Government Act 1989 - Section 89(2) (a)*

**CARRIED UNANIMOUSLY**

The Mayor advised that after consideration of the confidential items the meeting will be closed.

**13. CLOSURE OF MEETING**

The meeting closed at 8.50pm.

Confirmed this 13 day of August 2019

**Chairperson.....**