



CITY OF  
MONASH

# **AGENDA**

**MEETING OF COUNCIL**

**TO BE HELD ON**

**TUESDAY 12 NOVEMBER 2024**

**at 7:00 PM**

**COUNCIL CHAMBER**

**CIVIC CENTRE, 293 SPRINGVALE ROAD, GLEN WAVERLEY**



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## **1 ACKNOWLEDGEMENT OF COUNTRY**

Monash Council acknowledges the Traditional Owners of the lands on which we meet, the Wurundjeri Woi Wurrung and Bunurong People, and recognises their continuing connection to the land and waterways.

We pay our respects to their Elders past, present and emerging and extend this to all Aboriginal and Torres Strait Islander People.

## **2 PRESENT AND APOLOGIES**

## **3 DISCLOSURES OF INTEREST**

## **4 OATH OR AFFIRMATION OF OFFICE**

In accordance with section 30 of *the Local Government Act 2020* (the Act) each Councillor elected will take the Oath or Affirmation in accordance with the requirements of the Act.

## 5 OFFICE OF MAYOR AND DEPUTY MAYOR

### 5.1 OFFICE OF DEPUTY MAYOR AND TERM OF MAYOR AND DEPUTY MAYOR

<b>Responsible Manager:</b>	Amanda Sapolu, Manager Corporate Governance & Legal
<b>Responsible Director:</b>	Simone Wickes, Director Corporate Services

#### RECOMENDATION

That Council, in accordance with the requirements of

1. section 20(A) of the *Local Government Act 2020*, establish the office of the Deputy Mayor.
2. section 26(3) and 27(2) of the *Local Government Act 2020*, determines to elect the Mayor and Deputy Mayor for a 1 year term.

#### INTRODUCTION

Section 26(3) and 27(2) of the *Local Government Act 2020* (the Act) requires Council to determine by resolution whether the Mayor and Deputy Mayor is to be elected for a 1 year or a 2 year term. This must be done before the election of the Mayor takes place. This report has been submitted for Council's consideration by the Chief Executive Officer in accordance with the requirements of the Governance Rules.

#### COUNCIL PLAN STRATEGIC OBJECTIVES

##### Good Governance

Maintain the highest standards of good governance.

#### BACKGROUND


The Act requires Council to consider the Mayoral term before the election of the Mayor takes place. This requirement also extends to the term of the Deputy Mayor. Council has traditionally elected the Mayor and Deputy Mayor for a 1 year term.

#### DISCUSSION

Section 26(3) of the Act states:

*Before the election of the Mayor, a Council, other than the Greater Geelong City Council, must determine by resolution whether the Mayor is to be elected for a 1 year or a 2 year term.*

It should be noted that in accordance with section 27(2) of the Act, section 26 applies to the election of a Deputy Mayor as if any reference in that section to the Mayor was a reference to the



Deputy Mayor. This paper's recommendation for a 1 year term for the Mayor and Deputy Mayor has been prepared to reflect custom and practice.

### **FINANCIAL IMPLICATIONS**

There are no financial implications to this report.

### **POLICY IMPLICATIONS**

There are no policy implications to this report.

### **CONSULTATION**

Consultation is not required.

### **SOCIAL IMPLICATIONS**

There are no social implications to this report.

### **HUMAN RIGHTS CONSIDERATIONS**

There are no human rights implications to this report.

### **GENDER IMPACT ASSESSMENT**

A GIA was not completed because this agenda item is not a 'policy', 'program' or 'service'.

### **CONCLUSION**

This report seeks to establish the office of Deputy Mayor and determine the term for the Mayor and Deputy Mayor.

### **ATTACHMENT LIST**

Nil

## 6 ELECTION OF THE MAYOR

### 6.1 ELECTION OF THE MAYOR

#### INTRODUCTION

The election of the Mayor is carried out in accordance with the *Local Government Act 2020* (the Act) and the Governance Rules.

#### BACKGROUND

Each year the Councillors elect a Mayor in accordance with the Act. The election is carried out in accordance with the relevant sections of the Act and the Governance Rules.

#### DISCUSSION

The relevant sections of the Act are:

- Section 25(1) states that the Councillors must elect a Mayor of the Council.
- Section 25(2) states that any Councillor is eligible for election or re-election to the office of Mayor.
- Section 25(3) states that the Chief Executive Officer must chair the Election of the Mayor.
- Section 25(4) states that the Mayor must be elected by an absolute majority of Councillors.
- Section 25(5) states that if an absolute majority of the Councillors cannot be obtained at the meeting, the Council may resolve to conduct a new election at a later specified date.

The relevant parts of the Governance Rules are:

- Rule 43(a) which provides for the facilitation of the election of the Mayor in accordance with the Act.
- Rule 43(b) which states that the election for the Mayor must be carried out by show of hands.
- Rule 43(d) which provides for the procedure for the election of the Mayor.

Accordingly, the Chief Executive Officer will chair the Meeting and conduct the process for the election of the Mayor in accordance with the Act and the Governance Rules.

Once the election has taken place, the new Mayor will take the chair for the remainder of the Meeting and to conduct the election of the Deputy Mayor.

#### CONCLUSION

That Council elects a Mayor in line with the requirements under the *Local Government Act 2020*.

## 6.2 MAYORAL SPEECH

### MAYORAL SPEECH

The elected Mayor takes the Chair and acknowledges congratulations and addresses the meeting.

## 7 ELECTION OF THE DEPUTY MAYOR

### 7.1 ELECTION OF THE DEPUTY MAYOR

#### INTRODUCTION

The election of the Deputy Mayor is carried out in accordance with *the Local Government Act 2020* (the Act) and the Governance Rules.

#### BACKGROUND

Each year the Councillors elect a Deputy Mayor in accordance with the Act. The election is carried out in accordance with the relevant sections of the Act and the Governance Rules.

#### DISCUSSION

The relevant sections of the Act are:

- Section 27(1) states that section 25, other than subsection (3)(a) applies to the election of a Deputy Mayor as if any reference in that section to the Mayor was a reference to the Deputy Mayor.
- Section 27(2) states that section 26 applies to the election of a Deputy Mayor as if any reference in that section to the Mayor was a reference to the Deputy Mayor.

The relevant parts of the Governance Rules are:

- Rule 43(f)(i) which provides for the facilitation of the election of the Deputy Mayor in accordance with the Act.
- Rule 43(b) which states that the election for the (Deputy) Mayor must be carried out by show of hands.
- Rule 43(f) provides for the procedure for the election of the (Deputy) Mayor

The Mayor will conduct the election of the Deputy Mayor.

#### CONCLUSION

That Council elects a Deputy Mayor in line with the requirements under the *Local Government Act 2020*.

## **7.2 DEPUTY MAYORAL SPEECH**

### **DEPUTY MAYORAL SPEECH**

The elected Deputy Mayor acknowledges congratulations and addresses the meeting.

## **8 SPEECHES BY COUNCILLORS**

### **COUNCILLORS' SPEECH**

Mayor invites Councillors to make statements on the election of the Mayor and the Deputy Mayor.

## **9 MEETING CLOSURE**