

**CITY OF
BALLARAT**



Council Meeting

26 August 2020

Virtual Meeting

MINUTES
Public Copy

MINUTES OF A MEETING OF BALLARAT CITY COUNCIL HELD AS A VIRTUAL MEETING ON WEDNESDAY 26 AUGUST 2020 AT 7:00PM

MINUTES

1. Opening Declaration..... 3

2. Apologies For Absence..... 3

3. Disclosure Of Interest..... 3

4. Officer Reports..... 4

 4.1. Adoption of the Governance Rules and Transparency Policy 4

 4.2. Consideration of Public Submissions and Proposed Adoption of the Common Seal
 and Meeting Conduct Local Law 5

5. Close..... 6

The next Ordinary Meeting of the Ballarat City Council will be held on Wednesday 2 September 2020.

DRAFT

1. OPENING DECLARATION

Councillors: *"We, the Councillors of the City of Ballarat, declare that we will carry out our duties in the best interests of the community, and through collective leadership will maintain the highest standards of good governance."*

Mayor: *"I respectfully acknowledge the Wadawurrung and Dja Dja Wurrung People, the traditional custodians of the land, and I would like to welcome members of the public in the gallery."*

2. APOLOGIES FOR ABSENCE

2.1 Present

Mayor Cr Ben Taylor
Cr Samantha McIntosh
Cr Belinda Coates
Cr Mark Harris
Cr Des Hudson
Cr Amy Johnson
Cr Daniel Moloney
Cr Jim Rinaldi
Cr Grant Tillett

Ms Janet Dore - Chief Executive Officer
Mr Darren Sadler - Acting Director Infrastructure and Environment
Mr Peter Appleton - Acting Director Community Wellbeing
Mr Sean Portelli - Acting Director Business Services
Ms Natalie Robertson - Acting Director Development and Growth
Mr Cameron Montgomery - Executive Manager Governance and Risk

2.2 Apologies

Nil

3. DISCLOSURE OF INTEREST

Nil

4. OFFICER REPORTS

4.1. ADOPTION OF THE GOVERNANCE RULES AND TRANSPARENCY POLICY

Division: Executive Unit
Director: Janet Dore
Author/Position: Cameron Montgomery - Executive Manager Governance and Risk

RESOLUTION:

Council resolves to:

1. Adopt the Governance Rules as provided at Attachment 1 to this report.
2. Determine the commencement date for the Governance Rules to be 1 September 2020.
3. Adopt the Public Transparency Policy as provided at Attachment 2 to this report.
4. Determine the commencement date for the Public Transparency Policy to be 1 September 2020.

Moved: Cr Grant Tillett
Seconded: Cr Jim Rinaldi

CARRIED
(R211/20)

EXECUTIVE SUMMARY

This report introduces new instruments introduced by the *Local Government Act 2020*, which are to be implemented by 1 September 2020. The instruments include the Governance Rules and Public Transparency Policy that were presented to Council on 8 July and endorsed for Community Engagement. The feedback obtained along with recommended changes to the draft Governance Rules and draft Public Transparency Policy are now presented to Council for adoption.

4.2. CONSIDERATION OF PUBLIC SUBMISSIONS AND PROPOSED ADOPTION OF THE COMMON SEAL AND MEETING CONDUCT LOCAL LAW

Division: Executive Unit
Director: Janet Dore
Author/Position: Cameron Montgomery – Executive Manager Governance and Risk

RESOLUTION:

Council resolves to:

- 1. Acknowledge that having complied with the process as outlined in Part 5 of the *Local Government Act 1989* (the Act); and having received no submissions under Section 223 of the Act; to make the City of Ballarat Common Seal and Meeting Conduct Local Law (as shown in Attachment 1 of the report).**
- 2. The Common Seal and Meeting Conduct Local Law will come into effect on the day following the day on which the notice of making the Local Law is published in the Government Gazette;**
- 3. Give public notice, and notice in the Victorian Government Gazette, of the making of the Common Seal and Meeting Conduct Local Law in accordance with Section 119(3) of the Act; and**
- 4. Send a copy of the Common Seal and Meeting Conduct Local Law so made to the Minister for Local Government in accordance with Section 119(4) of the Act.**

Moved: Cr Grant Tillett

CARRIED

Seconded: Cr Daniel Moloney

(R212/20)

EXECUTIVE SUMMARY

The City of Ballarat recently commenced the process of developing the new Common Seal and Meeting Conduct Local Law following the development of Governance Rules that are required to be implemented by 1 September 2020.

The proposed Local Law, if made, will revoke Council's Meeting Procedure Local Law 2018 (current Local Law) and replace the current Local Law to the extent that the current Local Law regulates the use of Council's common seal, regulates conduct at meetings and creates offences.

The proposed Common Seal and Meeting Conduct Local Law has been prepared with reference to the State Government Guidelines for Local Laws, and a review of best practice approach across Victoria.

