CITY OF WHITEHORSE

City of Whitehorse

MINUTES

Delegated Committee of Council Meeting

Held in the
Council Chamber
Nunawading Civic Centre

379 Whitehorse Road Nunawading

on

Monday 23 November 2020

at 7:00pm

Members: Cr Andrew Munroe (Mayor), Cr Blair Barker, Cr Raylene Carr (Deputy Mayor), Cr Prue Cutts**,** Cr Andrew Davenport**,** Cr Mark Lane**,** Cr Tina Liu, Cr Amanda McNeill, Cr Denise Massoud, Cr Trudy Skilbeck, Cr Ben Stennett

Mr Simon McMillan
Chief Executive Officer

Recording of Meeting and Disclaimer

Please note every Delegated Committee of Council Meeting (other than items deemed confidential under section 3 (1) of the Local Government Act 2020) is being recorded and streamed live on Whitehorse City Council's website in accordance with Council's Live Streaming and Recording of Meetings Policy. A copy of the policy can also be viewed on Council's website.

The recording will be archived and made publicly available on Council's website within 48 hours after the meeting on www.whitehorse.vic.gov.au for a period of three years (or as otherwise agreed to by Council).

Live streaming allows everyone to watch and listen to the meeting in real time, giving you greater access to Council debate and decision making and encouraging openness and transparency. All care is taken to maintain your privacy; however, as a visitor in the public gallery, your presence may be recorded. By remaining in the public gallery, it is understood your consent is given if your image is inadvertently broadcast.

Opinions expressed or statements made by individual persons during a meeting are not the opinions or statements of Whitehorse City Council. Council therefore accepts no liability for any defamatory remarks that are made during a meeting.

GUIDELINES DELEGATED COMMITTEE OF COUNCIL

OBJECTIVE

To enhance the consultative process and facilitate public participation and involvement of the municipal community in Council decision making in accordance with the *Local Government Act 2020* (the Act) and Council's Governance Rules.

PURPOSE OF GUIDELINES

To facilitate public participation and involvement in meetings of the Delegated Committee (Committee). These Guidelines complement Council's Governance Rules.

PROVISION FOR PUBLIC PARTICIPATION

The public has two opportunities to participate in a Committee meeting - either by a submission which may be heard at the start of the meeting, ie **Public Submissions** (refer below) and by **Public Comment** later in the meeting. There is no public interjection during the meeting and speakers are heard in an orderly manner.

Public Submissions:

A submission may be made on any matter, providing it is not in contravention of Council's Governance Rules.

A maximum of 10 speakers will be permitted to make a submission and they will be determined in order of registration.

No individual submission shall exceed three minutes (ie each speaker has 3 minutes in total, not 3 minutes per topic).

Where submissions have already been made under the provisions of any statutory process, further submissions shall not be heard, unless the matter is listed as an item of business on the Committee agenda.

Procedures for Public Submissions:

Persons wishing to make a submission to the Committee on matters **other than land planning matters** must directly notify the Civic Services Department by **4pm on the day of the meeting and register** to speak, by telephoning 9262-6338. The person who registers to speak shall be the person who will make the submission to the Committee.

Persons wishing to make a submission to the Committee on any **land use planning matter** must directly notify the Civic Services Department, at least five working days prior to the day of the meeting and register to speak by telephoning 9262-6338. The person who registers to speak, shall be the person who will make the submission to the Committee.

Submissions may also be registered online. An online registration form must be completed and submitted, with registrations determined in order of receipt. Online public submission registration is to be made via Council's website www.whitehorse.vic.gov.au (type **Public Submissions Registration** in the website search function); alternatively access is available via the following link https://www.whitehorse.vic.gov.au/public-submissions-registration

An online submission on any **land use planning matter** must be completed by **4.00pm at least five working days prior to the Committee meeting.**
An online submission for matters other than land planning matters must be received by **4.00pm on the day of the meeting**.

At the time of registering to speak, that person must indicate whether he or she will be speaking in support of or opposition to any planning permit application or Planning Scheme Amendment (or proposed planning permit application or proposed Planning Scheme Amendment). The Committee must not listen to or read anything said by that person unless it is satisfied that, at least four working days before the day of the Committee Meeting, a member of Council staff has contacted the person(s) whose interests are contrary to the person who has registered to speak (eg has contacted the planning permit applicant if the person who has registered to speak has indicated that he or she will speak in opposition to the grant of a planning permit application) and invited the first-mentioned person (or a person authorised by him or her) to also register by 4pm on the day of the meeting to attend the Committee Meeting and speak.
Persons wishing to table written material must provide 15 copies to the Committee Clerk prior to the commencement of the meeting to enable distribution to Councillors prior to the start of the meeting. No material will be distributed during the meeting by any person, including Council staff.
Requests to speak will be registered strictly in the order of receipt.
In instances where a number of persons wish to address the Committee on the same matter, the Chairperson at his or her discretion may request they nominate a speaker/speakers to represent them.

In accordance with Council's Governance Rules, it is not necessary for Standing Orders to be suspended to allow a person to address the Committee, subject to compliance with these Guidelines.

Public Comment:

After the 'Other Business' Section of the meeting has concluded, the Mayor will invite members of the gallery to indicate by show of hands if they wish to make a comment. *Only matters pertaining to this evening's meeting are to be commented on, (ie. a Council Officer report or presentation, and any "Other Business" matters)* and a 3 minute period per speaker applies. A maximum period of 15 minutes shall be provided for public comment. The Mayor will call individuals forward to be heard and they should begin by clearly stating their name. This is a period for comment, not questions or debate and there is no opportunity for any further **Public Submissions.**

ADOPTION AND AMENDMENT OF THESE GUIDELINES

These guidelines were adopted by resolution of Council dated 24 August 2020 and may be further amended by resolution of Council from time to time. The Chairperson at his or her discretion may vary procedures under these Guidelines, at any meeting of the Committee.

A Delegated Committee is a committee established by the Council under section 63 of the Act. Under the Act, the formation of, appointment to, and administration of delegated committees is highly controlled given their ability to exercise statutory functions and powers on behalf of the Council.

A Delegated Committee exercises the powers, duties or functions of Council. Therefore, the Committee is subject to the same Governance Rules as Council (section 60 of the Act). A resolution of a Delegated Committee holds the same weight as a resolution of Council - provided it falls within the delegated powers of the Committee.

- ***Please note that due to COVID-19 restrictions Whitehorse City Council has implemented the shut-down of various facilities announced by the Premier, and the advanced social distancing announced by the Prime Minister.***

In accordance with the COVID-19 Omnibus (Emergency Measures) Bill 2020 – Amendment of Local Government Act 2020 our Council meetings remain open to the public via Live stream only, please do not attend in person. Meetings can be viewed via Council's live stream platform *https://webcast.whitehorse.vic.gov.au/video.php*

Members of the public are invited to register a submission on any issue or matter that they would like to present to Council at *https://www.whitehorse.vic.gov.au/about-council/what-we-do/meetings/public-submissions-questions-petitions/public-submissions**.***

Meeting opened at 7:00pm

Present: Cr Munroe (Mayor), Cr Barker, Cr Carr (Deputy Mayor), Cr Cutts, Cr Davenport, Cr Lane, Cr Liu, Cr Massoud, Cr McNeill, Cr Skilbeck, Cr Stennett

1 PRAYER

1a Prayer for Council

We give thanks, O God, for the Men and Women of the past whose generous devotion to the common good has been the making of our City.

Grant that our own generation may build worthily on the foundations they have laid.

Direct our minds that all we plan and determine, is for the wellbeing of our City.

Amen.

1b Aboriginal Reconciliation Statement

"In the spirit of reconciliation, Whitehorse City Council acknowledges the Wurundjeri people as the traditional custodians of the land we are meeting on. We pay our respects to their Elders past and present."

2 WELCOME AND APOLOGIES

The Mayor welcomed all

APOLOGIES: Nil

3 DISCLOSURE OF CONFLICT OF INTERESTS

None disclosed

4 CONFIRMATION OF MINUTES

Minutes of the Delegated Committee of Council Meeting 12 October 2020.

DELEGATED COMMITTEE OF COUNCIL RESOLUTION

Moved by Cr Stennett, Seconded by Cr Massoud

That the minutes of the Delegated Committee of Council Meeting 12 October 2020 having been circulated now be confirmed.

CARRIED UNANIMOUSLY

5 PUBLIC SUBMISSIONS

Interested parties who wish to address the Delegated Committee of Council during the Public Submissions period of the Delegated Committee Meeting must register with the Civic Services Department by telephoning 9262 6337 by 4pm on the day of the meeting.

Persons speaking will be identified and recorded for Council Minutes and become part of a permanent record of the Council. Please indicate if you do not wish your name to be recorded.

Persons wishing to make a submission to the Delegated Committee on any land use planning matter must directly notify the Committee Clerk, Civic Services Department, at least five working days prior to the day of the meeting and register to speak by telephoning 9262-6337.

The following submissions were received for the Delegated Committee of Council meeting 23 November 2020 and were read out by Council's General Manager City Development Mr Jeff Green, on behalf of the submitter.

1. Ms R Weir, Forest Hill submitted in opposition to planning application WH/2020/229 1 Andrew Street Forest Hill.
2. Mr J McLean, Forest Hill submitted in opposition to planning application WH/2020/229 1 Andrew Street Forest Hill.
3. Mr J Hazelett, Forest Hill submitted in opposition to planning application WH/2020/229 1 Andrew Street Forest Hill.
4. Mr D Gannon, Forest Hill submitted in opposition to planning application WH/2020/229 1 Andrew Street Forest Hill.
5. Mr G Cope, Forest Hill submitted in opposition to planning application WH/2020/229 1 Andrew Street Forest Hill.

6 REPORTS FROM OFFICERS

Nil

7 OTHER BUSINESS

Nil

8 PUBLIC COMMENT

Persons speaking will be identified and recorded for Council Minutes and become part of a permanent record of the Council. Please indicate if you do not wish your name to be recorded.

NB. Public Comment was not available due to COVID-19 restrictions**.**

9 CONFIDENTIAL ITEMS

Nil

10 CLOSE MEETING

Meeting closed at 7:20pm

Confirmed this 7th day of December 2020

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CHAIRPERSON