

Council Meeting

Agenda

Election of the Mayor and the Deputy Mayor

Tuesday 24 November 2020
Commencing at 7pm

Council Chamber
Hobsons Bay Civic Centre
115 Civic Parade, Altona

HOBSONS
BAY CITY
COUNCIL



OUR MISSION

We will listen, engage and work with our community to plan, deliver and advocate for Hobsons Bay to secure a happy, healthy, fair and sustainable future for all.

OUR VALUES

Respectful

Community driven and focused

Trusted and reliable

Efficient and responsible

Bold and innovative

Accountable and transparent

Recognised

Council acknowledges the peoples of the Kulin Nation as the Traditional Owners of these municipal lands and waterways and pay our respects to Elders past and present.

Councillors:

Cr Tony Briffa JP	Cherry Lake Ward
Cr Daria Kellander	Cherry Lake Ward
Cr Peter Hemphill	Strand Ward
Cr Jonathon Marsden	Strand Ward
Cr Pamela Sutton-Legaud	Strand Ward
Cr Diana Grima	Wetlands Ward
Cr Matt Tyler	Wetlands Ward

Aaron van Egmond
Chief Executive Officer
Hobsons Bay City Council

TABLE OF CONTENTS

1 Council Welcome and Acknowledgement.....	4
2 Welcome to Country.....	4
3 Apologies	4
4 Confirmation of Minutes	4
4.1 Confirmation of Minutes	4
5 Election of Mayor.....	5
5.1 Determination of Mayoral Term.....	5
5.2 Election of Mayor	5
5.3 Mayoral Response	5
6 Election of Deputy Mayor.....	5
6.1 Election of Deputy Mayor.....	5
7 Close of Meeting	6
8 Procedure for the Election of the Mayor and Deputy Mayor 2020-21	7

In accordance with rule 2.4 of the Hobsons Bay Governance Rules, the Chief Executive Officer will be the temporary Chairperson for proceedings relating to the election of the Mayor.

1 Council Welcome and Acknowledgement

The Chief Executive Officer will open the meeting, welcome Councillors and members of the gallery, and acknowledge that Council is gathered on the traditional land of the Kulin nation and offers its respect to elders past and present.

2 Welcome to Country

The Chief Executive Officer will introduce the Welcome to Country, which will be delivered by a Boon Wurrung Senior Cultural Officer.

3 Apologies

The Chairperson will call for apologies received from Councillors who are unable to attend this meeting.

4 Confirmation of Minutes

4.1 Confirmation of Minutes

Confirmation of the minutes of the Council Meeting of Hobsons Bay City Council held on 13 October 2020 (copy previously circulated).

5 Election of Mayor

The procedure for the election of the Mayor will follow section 25 of the *Local Government Act 2020* and section 2 of the Hobsons Bay Governance Rules.

5.1 Determination of Mayoral Term

In accordance with section 26 of the *Local Government Act 2020* and rule 2.1.2 of the Hobsons Bay Governance Rules, Council must resolve whether the Mayor is to be elected for a one-year or a two-year term.

Recommendation

That Council:

- 1. Resolves the Mayoral term to be a period of one year commencing upon the election of the Mayor on 24 November 2020.**
- 2. Notes that the next election of the Mayor, to be determined when Council adopts its annual timetable of meetings, must be held on a day that is as close to the end of the one-year term as is reasonably practicable.**

5.2 Election of Mayor

The Chief Executive Officer will invite nominations for the Office of Mayor.

In accordance with section 25(6) of the *Local Government Act 2020*, if only one Councillor is nominated, the meeting must declare that Councillor to be duly elected as Mayor.

Where two or more nominations are received, Council shall vote to elect the Mayor by show of hands, in accordance with rule 2.6.6 of the Hobsons Bay Governance Rules.

The Mayor, once elected, will be robed in the Council Chamber by the Chief Executive Officer and will be presented with the Mayoral Jewel of Office. The Mayor will then chair the remainder of the meeting.

5.3 Mayoral Response

The Mayor will address the meeting and invite other Councillors to respond.

6 Election of Deputy Mayor

6.1 Election of Deputy Mayor

The Mayor will invite nominations for the Office of Deputy Mayor.

In accordance with rule 2.8.2 of the Hobsons Bay Governance Rules, the election of the Deputy Mayor will follow the same process as for the election of the Mayor.

7 Close of Meeting

The Mayor will close the meeting and invite all present to a Civic Reception at the Hobsons Bay Civic Centre.

8 Procedure for the Election of the Mayor and Deputy Mayor 2020-21

Local Government Act 2020

Division 4—Election of Mayor and Deputy Mayor

25 Election of Mayor

- 1) At a Council meeting that is open to the public, the Councillors must elect a Councillor to be the Mayor of the Council.
- 2) Subject to section 167, any Councillor is eligible for election or re-election to the office of Mayor.
- 3) The election of the Mayor must—
 - a) be chaired by the Chief Executive Officer; and
 - b) subject to this section, be conducted in accordance with the Governance Rules.
- 4) Subject to subsections (5) and (6), the Mayor must be elected by an absolute majority of the Councillors.
- 5) 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 time and date.
- 6) If only one Councillor is a candidate for Mayor, the meeting must declare that Councillor to be duly elected as Mayor.
- 7) In this section, absolute majority means the number of Councillors which is greater than half the total number of the Councillors of a Council.

26 When is a Mayor to be elected?

- 1) A Mayor is to be elected no later than one month after the date of a general election.
- 2) The Mayor of the Greater Geelong City Council must be elected for a 2 year term.
- 3) 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.
- 4) If the Mayor is elected for a 1 year term, the next election of the Mayor must be held on a day to be determined by the Council that is as close to the end of the 1 year term as is reasonably practicable.
- 5) If the Mayor is to be elected for a 2 year term, the next election of the Mayor must be held on a day to be determined by the Council that is as close to the end of the 2 year term as is reasonably practicable.
- 6) A Mayor is to be elected within one month after any vacancy in the office of Mayor occurs.

- 7) The election of a Mayor after the period specified in this section does not invalidate the election.
- 8) A Councillor elected to fill a vacancy in the office of Mayor caused other than by the expiration of a one year or a 2 year term serves the remaining period of the previous Mayor's term.

27 Election of Deputy Mayor

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

Hobsons Bay Governance Rules

Section 2 – Election of the Mayor and Deputy Mayor

2.5 Method of Voting

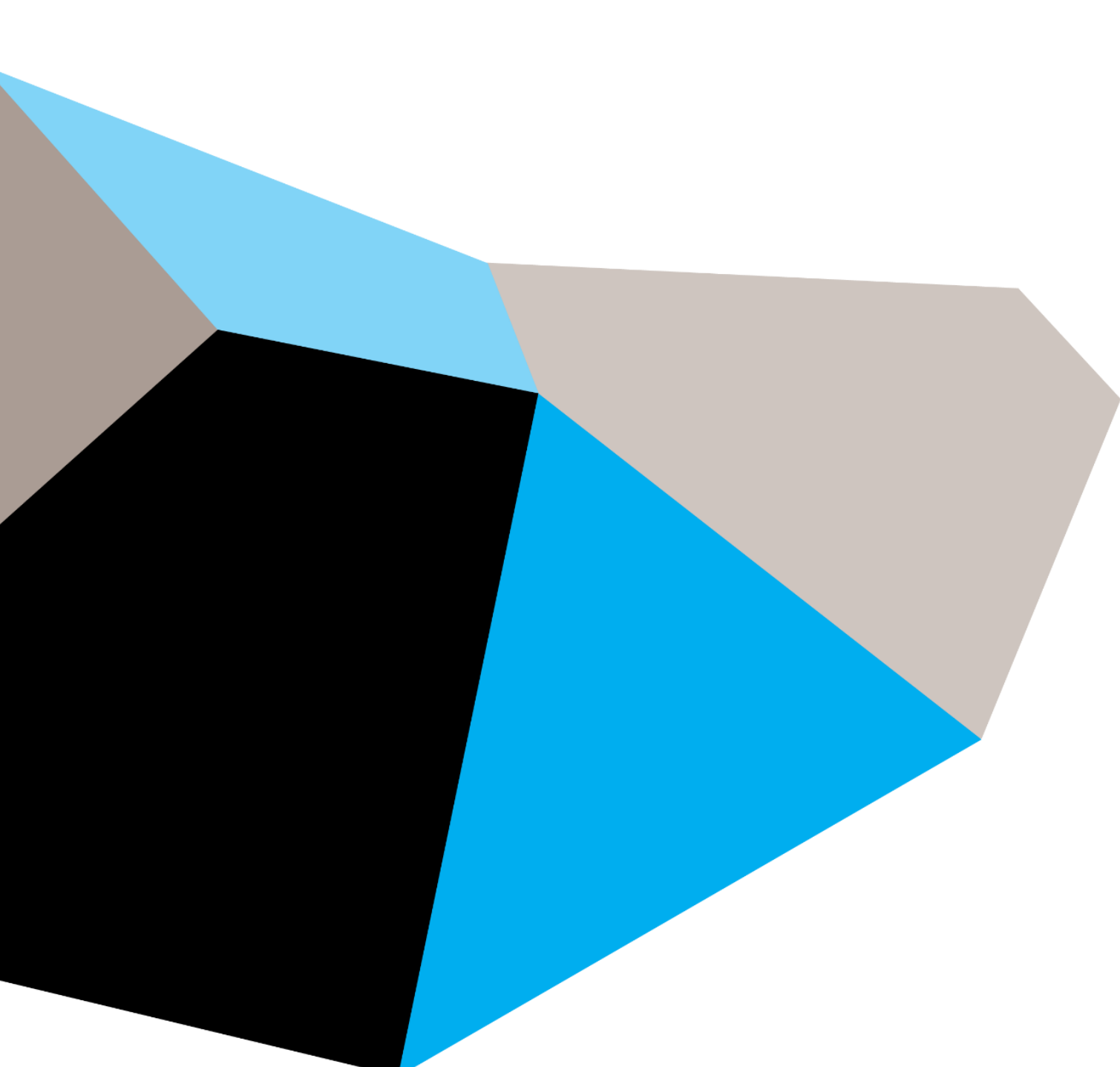
- 2.5.1 The election of Mayor will be carried out by a show of hands.

2.6 Determining the election of Mayor

- 2.6.1 The Chief Executive Officer will invite nominations for the office of Mayor.
- 2.6.2 Any Councillor is eligible for election to the office of Mayor.
- 2.6.3 Nomination for Mayor does not require a seconder.
- 2.6.4 Any Councillor nominated as a candidate for Mayor may refuse nomination.
- 2.6.5 In accordance with section 25 (6) of the Act, if only one Councillor is a candidate for Mayor, the meeting must declare that Councillor to be duly elected as Mayor.
- 2.6.6 Where two or more nominations are received, the method of voting shall be by show of hands and the Councillor with the absolute majority of votes cast will be declared elected.
- 2.6.7 In accordance with section 25 (5) of the Act, 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 and time.
- 2.6.8 In accordance with section 25 (7) of the Act, absolute majority means the number of Councillors which is greater than half the total number of the Councillors of a Council.

2.7 Mayor to take the Chair

- 2.7.1 After the election of the Mayor is determined, the Mayor must take the Chair.



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