

# Council Meeting Minutes

10 October 2023

Council Chamber  
Hobsons Bay Civic Centre  
115 Civic Parade, Altona

**HOBSONS  
BAY CITY  
COUNCIL**



COUNCIL CHAMBER

## 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 Bunurong People of the Kulin Nation as the Traditional Owners of these municipal lands and waterways, and pay our respects to Elders past and present.

## CONDUCT OF COUNCIL MEETINGS

Meetings of Hobsons Bay City Council are to be conducted in accordance with Council's Governance Rules, which can be viewed at:

<https://www.hobsonsbay.vic.gov.au/Council/About-Council/Governance/Governance-Rules>

Members of the public attending Council meetings must abide by the standards of behaviour set out in section 13.3 of the Governance Rules. Any person engaging in disruptive or disorderly behaviour may be required by the Chairperson to leave the meeting in accordance with the Governance Rules.

### Chairperson:

Cr Antoinette Briffa JP (Mayor)                      Cherry Lake Ward

### Councillors:

Cr Diana Grima (Deputy Mayor)	Wetlands Ward
Cr Daria Kellander	Cherry Lake Ward
Cr Peter Hemphill	Strand Ward
Cr Jonathon Marsden	Strand Ward
Cr Pamela Sutton-Legaud	Strand Ward
Cr Matt Tyler	Wetlands Ward

Aaron van Egmond  
Chief Executive Officer  
Hobsons Bay City Council

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**Minutes of the Council Meeting held on 10 October 2023 at 7.10pm.****Present****Chairperson**

Cr Antoinette Briffa JP (Mayor)                      Cherry Lake Ward

**Councillors**

Cr Diana Grima (Deputy Mayor)                      Wetlands Ward  
Cr Daria Kellander                                      Cherry Lake Ward  
Cr Peter Hemphill                                      Strand Ward  
Cr Jonathon Marsden                                  Strand Ward  
Cr Pamela Sutton-Legaud                              Strand Ward  
Cr Matt Tyler    Wetlands Ward

**Officers**

Mr Aaron van Egmond                                  Chief Executive Officer  
Mr Andrew McLeod                                      Director Corporate Services  
Mr Sanjay Manivasagasivam                              Director Infrastructure and City Services  
Ms Penelope Winslade                                  Director Sustainable Communities  
Ms Diane Eyckens                                      Manager Corporate Integrity and Legal Counsel  
Ms Evvie Lambrianidis                                  Acting Coordinator Governance and  
Information Management  
Ms Irene Hills-Jones                                  Governance and Business Support Officer;  
Acting Minute Secretary

## 1 Council Welcome and Acknowledgement

The Chairperson welcomed members of the public and acknowledged the Bunurong People of the Kulin Nation as the Traditional Owners of these municipal lands and waterways.

## 2 Apologies

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

All Councillors were present.

## 3 Disclosure of Interest

**Cr Diana Grima** declared a conflict of interest in relation to the report on Techno Park Drive, and said she intended to leave the chamber when the matter was discussed.

**Cr Matt Tyler** declared interests in relation to two items:

- Item 8.1.1 (CEO Report) – Cr Tyler declared an interest due to his involvement with the “Sons of the West” program through his work with the Men’s Project for Jesuit Social Services. Cr Tyler stated that he did not consider this to be a material interest and did not intend to leave the Chamber during discussion of this item.
- Item 8.3.3 (Adoption of Spotswood Heritage Amendment C137) – Cr Tyler declared that a relative owns a property in the area under discussion. Cr Tyler said that while he did not have a beneficial interest in the property, he did not consider it appropriate for him to vote on the matter and he intended to leave the Chamber during the discussion of this item.

**Cr Peter Hemphill** declared an interest in relation to Item 8.3.1 (Draft Economic Development Strategy), which refers to the “Seaworks Maritime Museum”. Cr Hemphill is a founding member and Director of the Seaworks Foundation which runs the Seaworks Maritime Precinct, including the museum. Cr Hemphill stated that he did not believe the interest is material and therefore did not intend to leave the Chamber during discussion of this item.

## 4 Confirmation of Minutes

### 4.1 Confirmation of Minutes

Confirmation of the minutes of the Council Meeting of Hobsons Bay City Council held on 12 September 2023 (copy previously circulated).

#### Motion

**Moved Cr Jonathon Marsden, seconded Cr Pamela Sutton-Legaud:**

**That Council confirms the minutes of the Council Meeting of Hobsons Bay City Council held on 12 September 2023.**

**Carried unanimously**

## 5 Councillor Questions

**Cr Daria Kellander asked for an update on the outdoor trading consultation and where Council is up to in the process of finalising the policy.**

Ms Pene Winslade, Director Sustainable Communities, said that the formal consultation period ended a few weeks ago and staff have been working through the feedback and looking at options. She said that there was an upcoming meeting with trader presidents to go through feedback and discuss options with the trader groups, and at this stage Council is still on track for a report to come to the meeting in November as planned.

**Cr Daria Kellander asked for an update on the waste-to-energy facility and any impacts to Council.**

Ms Pene Winslade, Director Sustainable Communities, explained that in the circular economy hierarchy, waste-to-energy is seen as being a better outcome than landfill, but other recycling outcomes are better outcomes than waste-to-energy. It is part of Council's long-term waste and litter strategy for some or all of Council's unrecyclable waste to end up in waste-to-energy instead of landfill.

Ms Winslade said that the market in Australia is very nascent and there are very limited options. Council had been in discussion with M9 group of councils regarding some collective procurement to trial sending a portion of Council's landfill stream to a local facility, but that process is now paused, so Council continues to explore options but there is nothing immediate.

**Cr Daria Kellander asked about local concern and media reports regarding a toxic soil facility proposed for Brooklyn's industrial estate in Brimbank Council.**

Ms Pene Winslade, Director Sustainable Communities, confirmed that Brimbank and Hobsons Bay councils had become aware of an application to the EPA by a company called Resource Co, which recycles contaminated soil. Neither council was previously aware of the application until a resident alerted them to it.

The application is currently before the EPA and Council is not aware of the substance of the application, as it would need to be approved by the EPA before Brimbank would be in a position to look at the planning permit and whether the proposal complies with the planning permit.

Council is working closely with Brimbank on this and watching the proposal closely.

Mayor Antoinette Briffa added that she has been having discussions with local MP Melissa Horne, who organised a meeting with residents and councillors from both councils, and that it was great that the community, councils and local MPs have come together to challenge this – and she expected it to be quite a challenge.

**Cr Matt Tyler asked a follow-up question about the waste to energy facility – what has underpinned the pause in the work, and how can people stay up to date with progress?**

Ms Pene Winslade, Director Sustainable Communities, said that she cannot answer this question in a public forum as it is relevant to private decisions by other councils, and that discussions are taking place at M9.

Regarding updates, Ms Winslade said that she would be happy to provide updates when asked through this forum.

**Cr Peter Hemphill said that there had been a meeting between Councillors, Council officers and presidents of traders' groups regarding a range of issues, where he heard that three hospitality businesses closed in Williamstown this week and more are in precarious situations; five shopfronts on Douglas Parade are vacant, ANZ bank is closing and Bendigo Bank temporarily closed in June.**

**Cr Hemphill asked whether there is anything that Council can do about this, and whether they should be doing similar work to the support given during the COVID pandemic.**

Ms Pene Winslade, Director Sustainable Communities, acknowledged that this is a difficult time in the economic cycle with interest rates and inflation.

Ms Winslade said that in Williamstown currently, Council is looking at a piece of work for immediate activations around the Nelson Place and Williamstown precinct. The team has met with traders about this in the previous week, and has been working with the Williamstown Chamber of Commerce and local traders on an activation piece by an organisation called Renew, which has provided work in other areas such as Newcastle, Freemantle and in St Kilda on Fitzroy Street. They are working with traders to look at short-term activation options to bring traffic and turn around this change happening in Williamstown.

Council has a range of standard supports offered to traders, and encouraged any traders who are struggling to contact Council and find out whether they are eligible for things such as hardship policies, waivers and deferrals.

**Cr Hemphill added that traders have said that the environment now is worse than during COVID, and they have asked for the option of quarterly or half-yearly rather than "one-off" payment of fees such as outdoor trading fees and food licence fees.**

Mr Andrew McLeod, Director Corporate Services, said that Council is looking at a way to allow this, comparing it to residents being able to pay rates quarterly. However, he said, it is not as simple as it would seem.

**Cr Pamela Sutton-Legaud asked about the Newport Lakes indigenous plant nursery and its relationship with Council, as there are community concerns about how the organisation is being managed.**

Circumstances are commercial-in-confidence negotiation relating to a protracted lease for the facility and ongoing for three years. It is a private entity that supports provision of plants to many entities including Council and "friends groups". Council does not wish for operations to cease, but repeated that the negotiations are commercial-in-confidence and he cannot provide details.

**Cr Sutton-Legaud asked for clarification on whether the nursery was a not-for-profit or commercial organisation.**

It is a private company and a commercial organisation in its financial structure, and Council does not have visibility of it.



## 6 Public Question Time

### The Chairperson gave a statement regarding questions about Techno Park:

Yesterday on 9 October 2023, Council received written notice from lawyers advising that formal proceedings would be filed against Council, on behalf of and in relation to, the circumstances affecting Techno Park Drive residents.

Council is required to comply with the procedures determined by the Tribunal and the Courts.

Council is also required to ensure that it does not act or make statements that could prejudice the interests of Council or Techno Park residents pending the filing and service of the application in the proceeding.

Given the circumstances, and the need for everyone involved to be afforded the benefit and proper consideration of legal advice, Council is unfortunately unable to address or answer any questions relating to Techno Park Drive at this Council meeting.

Council will await the filing and service of the formal application from Lawyers.

In the interim the item on the Agenda Item 7.2.1 will prejudice Council's position in a fair trial or hearing of the foreshadowed legal action and as such has been declared confidential by the CEO and will be heard in camera in the confidential section of this meeting.

### Maree Egan

**Q If a Hobsons Bay resident cannot attend Council meetings due to disability, shift work or carer duties, is there any way they can ever have their question asked and answered in the public, on-the-record setting of the Council meeting?**

A Council's current Governance Rules require submitters of public questions to be in attendance at the meeting. However, if a person falls into one of the mentioned categories, they can contact Council's Governance team. Individual circumstances will be considered on a case-by-case basis.

### Antony Carley

**Q Will Council give ratepayers a signed guarantee that ratepayers will not be exposed to open-ended capital expense or "blank cheque" type contract agreements in future?**

A All councils in Victoria are bound by strict and transparent procurement processes, and each major contract entered into by Council is reviewed by the Governance and Legal teams.

The approach to any project may vary based on circumstances, but is always guided by Council's obligation to achieve best value for the community.

**Adeline Barham**

**Q There were approximately 15 residents (predominantly senior residents) who attended the last Council Meeting. Clearly there was no safety threat, so why has Council continued to hire security guards and install security barriers and a petrol generator-powered flood light to council meetings for the last few months?**

A Council's current assessment of the overall risk indicates that such measures are appropriate, given recent examples within the local government sector of council meetings being disrupted.

**Q What is the cost of this extra security?**

A The cost of hiring security guards, barriers and floodlight is approximately \$2500 per meeting.

**Q Why do public council meetings have to be booked in advance, rather than just checking IDs at the door? Any Hobsons Bay residents should be able to attend if they decide on the day and wish to be there.**

A There is high demand and limited seating capacity in the Council Chamber.

**Rowena Joske**

**Q How much money has Council allocated to spend on the "Level Crossing Removal Community Interest Groups"? There doesn't appear to be a budget line in the 2023-24 Council Budget for these groups.**

**What part of the existing budget, is the budget for the groups being taken from?**

A It is proposed that limited term resources will be required to support the establishment and operations of the community interest groups (CIGs). Council will pursue a funding agreement with LXP to recover Council costs expended on the new projects, including resourcing the CIGs. Previous level crossing removals have had similar funding support.

**7 Petitions and Joint Letters****7.1 Petitions and Joint Letters Received**

Nil

## 7.2 Responses to Petitions and Joint Letters

### 7.2.1 Response to Petition - Techno Park Drive

<b>Directorate:</b>	Sustainable Communities
<b>Responsible Officer:</b>	Manager Planning, Building and Health
<b>Reviewer:</b>	Director Sustainable Communities
<b>Attachments:</b>	Nil

### Purpose

This item's original purpose was to respond to a petition tabled on 11 July 2023 relating to illegal residential uses at Techno Park in Williamstown.

However, Item 7.2.1 may prejudice Council's position in a fair trial or hearing of the foreshadowed legal action and as such has been declared confidential by the CEO, to be heard in camera after the conclusion of the public meeting.

Consequently, a motion is needed to vary the order of business.

### Recommendation

**That Council varies the order of business of this agenda, with Item 7.2.1 Response to Petition - Techno Park Drive to be discussed in camera and renumbered as Item 13.2.**

### Motion

**Moved Cr Peter Hemphill, seconded Cr Pamela Sutton-Legaud:**

**That Council varies the order of business of this agenda, with Item 7.2.1 Response to Petition - Techno Park Drive to be discussed in camera and renumbered as Item 13.2.**

**Carried**

### Councillor Movements

In accordance with her previously declared interest in the matter, Cr Diana Grima left the chamber at 7.40pm before discussion on Item 7.2.1 and returned at 7.41pm after the vote.

## 7.2.2 Response to Petition - Williamstown Beach Redevelopment

**Directorate:** Infrastructure and City Services  
**Responsible Officer:** Manager Active Communities and Assets  
**Reviewer:** Director Infrastructure and City Services  
**Attachments:** Nil

### Purpose

To respond to the petition requesting that Council upgrade the public facilities in the Williamstown Foreshore precinct.

### Recommendation

**That Council:**

1. Refers the petition proposal to the formal public exhibition period on concept plans for the Williamstown Swimming and Life Saving Club upgrade and the Williamstown Foreshore Open Space upgrades, to seek community feedback in context of the overall development.
2. Writes to the lead petitioner advising them of the outcome.

### Motion

**Moved Cr Pamela Sutton-Legaud, seconded Cr Jonathon Marsden:**

**That Council:**

1. Refers the petition proposal to the formal public exhibition period on concept plans for the Williamstown Swimming and Life Saving Club upgrade and the Williamstown Foreshore Open Space upgrades, to seek community feedback in context of the overall development.
2. Writes to the lead petitioner advising them of the outcome.

**Carried unanimously**

### 7.2.3 Response to Joint Letter - Request to seal Ryan Lane, Altona

**Directorate:** Infrastructure and City Services  
**Responsible Officer:** Manager Capital Works  
**Reviewer:** Director Infrastructure and City Services  
**Attachments:** Nil

#### Purpose

To respond to the petition requesting that Council seal the full length of Ryan Lane, Altona and rectify drainage issues.

#### Recommendation

**That Council:**

1. Notes that works to design and seal Ryan Lane, Altona, will progress in line with the Unsealed Laneway Upgrade Program and the Five Year Capital Works Program.
2. Writes to the lead petitioner advising of the outcome.

#### Motion

**Moved Cr Pamela Sutton-Legaud, seconded Cr Peter Hemphill:**

**That Council:**

1. Notes that works to design and seal Ryan Lane, Altona, will progress in line with the Unsealed Laneway Upgrade Program and the Five Year Capital Works Program.
2. Writes to the lead petitioner advising of the outcome.

**Carried unanimously**

## 8 Business

### 8.1 Office of the Chief Executive

#### 8.1.1 Chief Executive Officer's Report on Operations - September 2023

<b>Directorate:</b>	Office of the Chief Executive
<b>Responsible Officer:</b>	Executive Assistant to the Chief Executive Officer
<b>Reviewer:</b>	Chief Executive Officer
<b>Attachments:</b>	CEO Report on Operations - September 2023 [8.1.1.1 - 48 pages]

### Purpose

To present the Chief Executive Officer's (CEO's) Report on Operations for September 2023.

### Recommendation

That Council receives and notes the Chief Executive Officer's Report on Operations, including details of recent issues and initiatives undertaken by the organisation.

### Motion

Moved Cr Jonathon Marsden, seconded Cr Pamela Sutton-Legaud:

That Council receives and notes the Chief Executive Officer's Report on Operations, including details of recent issues and initiatives undertaken by the organisation.

Carried unanimously

## 8.2 Corporate Services

### 8.2.1 Annual Report 2022-23

<b>Directorate:</b>	Corporate Services
<b>Responsible Officer:</b>	Manager Corporate Integrity and Legal Counsel
<b>Reviewer:</b>	Director Corporate Services
<b>Attachments:</b>	<ol style="list-style-type: none"><li>1. Hobsons Bay City Council - Report of Operations 2022-23 [8.2.1.1 - 116 pages]</li><li>2. Hobsons Bay City Council - Annual Financial Report and Performance Statement 2022-23 [8.2.1.2 - 68 pages]</li></ol>

### Purpose

To note the Hobsons Bay 2022-23 Annual Report.

### Recommendation

**That Council notes the Hobsons Bay City Council 2022-23 Annual Report in accordance with the legislative requirements of the *Local Government Act 2020* and the Local Government (Planning and Reporting) Regulations 2020.**

### Motion

**Moved Cr Jonathon Marsden, seconded Cr Matt Tyler:**

**That Council notes the Hobsons Bay City Council 2022-23 Annual Report in accordance with the legislative requirements of the *Local Government Act 2020* and the Local Government (Planning and Reporting) Regulations 2020.**

**Carried unanimously**

## 8.2.2 Instruments of Delegation to the Chief Executive Officer and Members of Staff

**Directorate:** Corporate Services  
**Responsible Officer:** Manager Corporate Integrity and Legal Counsel  
**Reviewer:** Director Corporate Services  
**Attachments:** Nil

### Purpose

To remove the end date of the S5 and S6 Instruments of Delegation (13 October 2023) and replace with “remains in force until Council resolves to vary or revoke it”.

### Recommendation

**That Council:**

1. Amends clause 6 of the S5 Instrument of Delegation to “remains in force until Council resolves to vary or revoke it”.
2. Amends clause 3.2.2 of the S6 Instrument of Delegation to “remains in force until Council resolves to vary or revoke it”.

### Motion

**Moved Cr Peter Hemphill, seconded Cr Jonathon Marsden:**

**That Council:**

1. Amends clause 6 of the S5 Instrument of Delegation to “remains in force until Council resolves to vary or revoke it”.
2. Amends clause 3.2.2 of the S6 Instrument of Delegation to “remains in force until Council resolves to vary or revoke it”.

**Carried unanimously**



## 8.3 Sustainable Communities

### 8.3.1 Draft Economic Development Strategy 2023-28

<b>Directorate:</b>	Sustainable Communities
<b>Responsible Officer:</b>	Manager Strategy Economy and Sustainability
<b>Reviewer:</b>	Director Sustainable Communities
<b>Attachments:</b>	Draft Economic Development Strategy [8.3.1.1 - 28 pages]

#### Purpose

To provide an update on the development of a new Economic Development Strategy and endorse the draft strategy for public consultation.

#### Recommendation

**That Council:**

1. **Endorses the Draft Economic Development Strategy 2023-28 for public consultation from 11 October to 10 November 2023.**
2. **Notes that following public consultation, an updated Economic Development Strategy will be brought to Council for consideration and adoption.**

#### Motion

**Moved Cr Jonathon Marsden, seconded Cr Pamela Sutton-Legaud:**

**That Council:**

1. **Endorses the Draft Economic Development Strategy 2023-28 for public consultation from 11 October to 10 November 2023.**
2. **Notes that following public consultation, an updated Economic Development Strategy will be brought to Council for consideration and adoption.**

**Carried unanimously**

### 8.3.2 Contract 2023.09 Waste and Recycling Audits

<b>Directorate:</b>	Sustainable Communities
<b>Responsible Officer:</b>	Manager Strategy Economy and Sustainability
<b>Reviewer:</b>	Director Sustainable Communities
<b>Attachments:</b>	Nil

#### Purpose

To seek Council endorsement for the awarding of Contract 2023.09 to EC Sustainable Pty Ltd for annual independent contamination audits across the four waste streams of Council's kerbside waste and recycling service.

#### Recommendation

That Council:

- 1. Awards Contract 2023.09 for Waste and Recycling audits to EC Sustainable Pty Ltd for an initial contract period of three years at a value of \$901,230 (nine hundred and one thousand, two hundred and thirty dollars) including GST, with two one-year options to extend.**
- 2. Delegates to the Chief Executive Officer the ability to negotiate and approve extensions in the prior year within contracted conditions, which if exercised would bring total contract expenditure to \$1,502,050 (one million, five hundred and two thousand and fifty dollars) including GST, should both one-year extensions be appropriate at the time.**
- 3. Delegates to the Chief Executive Officer the ability to vary the contract within the requirements of the Procurement Policy should operational needs require.**

**Motion**

Moved Cr Jonathon Marsden, seconded Cr Matt Tyler:

That Council:

1. Awards Contract 2023.09 for Waste and Recycling audits to EC Sustainable Pty Ltd for an initial contract period of three years at a value of \$901,230 (nine hundred and one thousand, two hundred and thirty dollars) including GST, with two one-year options to extend.
2. Delegates to the Chief Executive Officer the ability to negotiate and approve extensions in the prior year within contracted conditions, which if exercised would bring total contract expenditure to \$1,502,050 (one million, five hundred and two thousand and fifty dollars) including GST, should both one-year extensions be appropriate at the time.
3. Delegates to the Chief Executive Officer the ability to vary the contract within the requirements of the Procurement Policy should operational needs require.

Carried unanimously

### 8.3.3 Adoption of Spotswood Heritage Amendment C137

<b>Directorate:</b>	Sustainable Communities
<b>Responsible Officer:</b>	Team Leader Strategic Planning
<b>Reviewer:</b>	Director Sustainable Communities
<b>Attachments:</b>	<ol style="list-style-type: none"><li>1. Spotswood Activity Centre Structure Plan Heritage Review September 2023 [<b>8.3.3.1</b> - 197 pages]</li><li>2. C137 Authorisation letter to PA with condition [<b>8.3.3.2</b> - 2 pages]</li><li>3. C137 Delegate Report and Memos to CEO to refer submissions [<b>8.3.3.3</b> - 43 pages]</li><li>4. C137 Panel Report [<b>8.3.3.4</b> - 73 pages]</li><li>5. C137 Updated Amendment Documentation for Adoption [<b>8.3.3.5</b> - 116 pages]</li></ol>

#### Purpose

To provide an update on Amendment C137 (Spotswood Heritage Amendment) and to recommend adoption of the Amendment and submission to the Minister for Planning for approval.

#### Recommendation

That Council:

1. **Considers the Amendment C137 Panel report (Attachment 4) in accordance with section 27(1) of the *Planning and Environment Act 1987*.**
2. **Adopts Amendment C137 (Attachment 5) and the revised Spotswood Structure Plan Heritage Review 2023 (Attachment 1) in accordance with the recommended officer response to the panel recommendations as outlined in Table 3, in line with section 29 of the *Planning and Environment Act 1987*.**
3. **Submits the Amendment documentation (Attachment 5) together with prescribed information to the Minister for Planning for approval.**
4. **Notifies all submitters to Amendment C137 of Council's decision.**

**Motion**

Moved Cr Jonathon Marsden, seconded Cr Peter Hemphill:

That Council:

1. Considers the Amendment C137 Panel report (Attachment 4) in accordance with section 27(1) of the *Planning and Environment Act 1987*.
2. Adopts Amendment C137 (Attachment 5) and the revised Spotswood Structure Plan Heritage Review 2023 (Attachment 1) in accordance with the recommended officer response to the panel recommendations as outlined in Table 3, in line with section 29 of the *Planning and Environment Act 1987*.
3. Submits the Amendment documentation (Attachment 5) together with prescribed information to the Minister for Planning for approval.
4. Notifies all submitters to Amendment C137 of Council's decision.

**Division**

For: Cr Jonathon Marsden, Cr Pamela Sutton-Legaud, Cr Peter Hemphill,  
Cr Antoinette Briffa, Cr Diana Grima

Against: Cr Daria Kellander

Carried

**Councillor Movements**

In accordance with his previously declared interest in the matter, Cr Tyler left the Chamber at 8.50pm when discussion of Item 8.3.3 began and returned at 9.04pm after the vote.

## 8.4 Infrastructure and City Services

### 8.4.1 Level Crossing Removal Community Interest Groups

<b>Directorate:</b>	Infrastructure and City Services
<b>Responsible Officer:</b>	Strategic Project Specialist
<b>Reviewer:</b>	Director Infrastructure and City Services
<b>Attachments:</b>	Nil

#### Purpose

To seek endorsement for the Level Crossing Removal Community Interest Groups (CIGs) for the forthcoming removal of the level crossings at Champion Road and Maddox Road, Newport and Hudsons Road, Spotswood.

#### Recommendation

**That Council:**

- 1. Notes the nominees submitted as part of the recent expression of interest process for the Community Interest Groups (CIGs) and supports the appointment of the 15 nominees to the Newport CIG and the 15 nominees to the Spotswood CIG.**
- 2. Thanks all nominees for their interest in the process.**

#### Motion

**Moved Cr Peter Hemphill, seconded Cr Pamela Sutton-Legaud:**

**That Council:**

- 1. Notes the nominees submitted as part of the recent expression of interest process for the Community Interest Groups (CIGs) and supports the appointment of the 15 nominees to the Newport CIG and the 15 nominees to the Spotswood CIG.**
- 2. Thanks all nominees for their interest in the process.**

**Carried unanimously**

## **Extension to meeting**

At 9.23pm the Chairperson requested a motion to extend the meeting.

### **Motion**

**Moved Cr Jonathon Marsden, seconded Cr Diana Grima:**

**That the meeting be extended by 30 minutes in accordance with section 66 of the Hobsons Bay Governance Rules.**

**Carried unanimously**

## 8.4.2 Draft Williamstown Beach Precinct Plans for Public Exhibition

**Directorate:** Infrastructure and City Services

**Responsible Officer:** Manager Active Communities and Assets

**Reviewer:** Director Infrastructure and City Services

**Attachments:**

1. Preliminary Draft WSLSC Redevelopment Concept Plan [8.4.2.1 - 5 pages]
2. Preliminary Draft WSLSC Redevelopment Landscape Plan [8.4.2.2 - 7 pages]
3. Preliminary Draft Williamstown Foreshore Open Space Concept Plans [8.4.2.3 - 17 pages]
4. Preliminary Draft Rifle Range Planning Plan concept - Draft Concept Package 230920 [8.4.2.4 - 8 pages]
5. Preliminary Draft Rifle Range Planning Plans perspectives [8.4.2.5 - 4 pages]

### Purpose

To seek approval to place on public exhibition concept plans for the Williamstown Swimming and Life Saving Club redevelopment, Williamstown foreshore open space upgrades and the Rifle Range Planting Plan.

### Recommendation

**That Council:**

1. Approves concept plans for the Williamstown Swimming and Life Saving Club, Williamstown foreshore open space upgrades and the Rifle Range Planting Plan to be placed on public exhibition for eight weeks from 14 October 2023 to 10 December 2023.
2. Receives a future report with updated designs for approval.

### Motion

Moved Cr Jonathon Marsden, seconded Cr Pamela Sutton-Legaud:

**That Council:**

1. Approves concept plans for the Williamstown Swimming and Life Saving Club, Williamstown foreshore open space upgrades and the Rifle Range Planting Plan to be placed on public exhibition for eight weeks from 14 October 2023 to 10 December 2023.
2. Receives a future report with updated designs for approval.

**Carried unanimously**



## 9 Committee and Delegate Reports

### 9.1 Committee Reports

#### 9.1.1 Audit and Risk Committee Update - August 2023 Minutes, Biannual Report and Appointment of the Chair

<b>Directorate:</b>	Corporate Services
<b>Responsible Officer:</b>	Manager Corporate Integrity and Legal Counsel
<b>Reviewer:</b>	Director Corporate Services
<b>Attachments:</b>	<ol style="list-style-type: none"><li>20230830 Audit and Risk Committee Meeting Minutes [9.1.1.1 - 10 pages]</li><li>Audit and Risk Committee Bi-annual Report (February to July 2023) [9.1.1.2 - 9 pages]</li></ol>

### Purpose

To update Council regarding issues considered at the Audit and Risk Committee meeting held on 30 August 2023 and to seek endorsement of the appointment of the Chair. A copy of the Audit and Risk Committee Biannual Report (February to July 2023) is also provided.

### Recommendation

That Council:

- Notes the matters considered by the Audit and Risk Committee at the meeting held on 30 August 2023.
- Receives and notes the Audit and Risk Committee Biannual Report (February to July 2023).
- Endorses the Committee's selection of Mr John Watson as the ARC Chair for the next twelve months.

### Motion

Moved Cr Jonathon Marsden, seconded Cr Peter Hemphill:

That Council:

- Notes the matters considered by the Audit and Risk Committee at the meeting held on 30 August 2023.
- Receives and notes the Audit and Risk Committee Biannual Report (February to July 2023).
- Endorses the Committee's selection of Mr John Watson as the ARC Chair for the next twelve months.

Carried unanimously

## 9.2 Delegate Reports

### Purpose

To consider reports by Councillors who have been appointed as delegates to Council and community committees.

### Recommendation

**That Council receives and notes the recent Delegate Reports.**

### Motion

**Moved Cr Pamela Sutton-Legaud, seconded Cr Jonathon Marsden**

**That Council receives and notes the recent Delegate Reports.**

**Carried unanimously**

## 10 Notices of Motion

No notices of motion were received.

## 11 Urgent Business

Nil

## 12 Supplementary Public Question Time

**Kaylene O'Shea**

**Q I provided notice of a question related to a WorkSafe audit of Mobil. The question was not read at the meeting. The question did not mention Techno Park. Is Council asserting that this question was disallowed by the legal action initiated by Techno Park?**

**A** The question was considered to relate to Techno Park at that stage. However, the Altona Terminal safety case was verified by WorkSafe and licences to operate were reissued in October 2022. Council is happy to provide a link to this information if required.

## 13 In Camera Business

### Recommendation

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with section 66(2)(a) of the *Local Government Act 2020* as they relate to private commercial information and legal privileged information:

13.1 Kerbside Collection Contract Variation (Contract 2021.35)

13.2 Response to Petition - Techno Park Drive

### Motion

Moved Cr Peter Hemphill, seconded Cr Pamela Sutton-Legaud:

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with section 66(2)(a) of the *Local Government Act 2020* as they relate to private commercial information and legal privileged information:

13.1 Kerbside Collection Contract Variation (Contract 2021.35)

13.2 Response to Petition - Techno Park Drive

Carried

The meeting was closed to the public at 9.47pm and the Chairperson advised that a media statement regarding Techno Park Drive would be issued within the next 24 hours stating what Council had determined.

Council considered the reports and discussed the matters in camera.

## 14 Close of Meeting

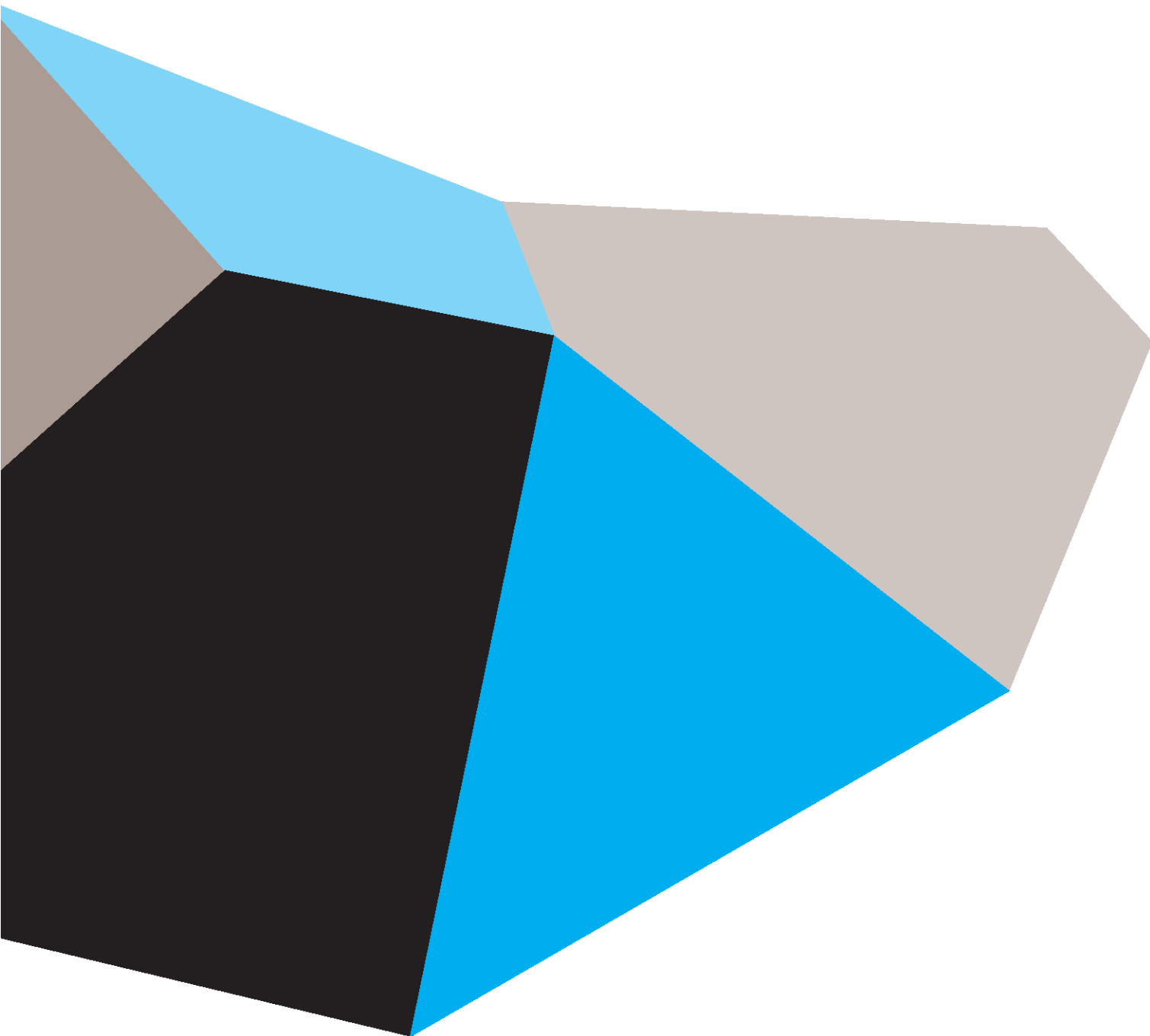
There being no further business, the Chairperson declared the meeting closed at 11.20pm.

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Chairperson – Cr Antoinette Briffa

Signed and certified as having been confirmed.

14 November 2023



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**HOBSONS BAY CITY COUNCIL**

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