

Management report to Council

Agenda item 6.6

Participation by Melbourne City Council in Municipal Association of Victoria (MAV) State Council meetings

Council

Presenter: Keith Williamson, Manager Governance and Legal

28 July 2015

Purpose and background

1. The purpose of this report is to provide an overview of participation by the Melbourne City Council (Council) at State council meetings of the Municipal Association of Victoria (MAV). State council meetings of the MAV are held twice each year, generally in May and October.
2. After a period of absence, the Council, on 27 November 2012, resolved to renew its membership to the MAV.
3. At its meeting on 12 May 2015, the Committee requested an overview of the outcome of voting on the City of Melbourne motions since 2013

Key issues

4. During the term of this Council, five State council meetings have been held. Over that period, Council has submitted 20 motions of which one was withdrawn following action in the related area by the Victorian Government. A summary list accompanied by the full details of motions is included as Attachment 2.
5. Of the 19 motions submitted by Council, 12 were adopted and seven were lost, representing a success rate of 63 per cent. This compares to an adoption rate of 91 per cent of all motions submitted to State Council since 2013. A comparison between metropolitan and regional/rural councils shows an adoption rate of 88 per cent for motions by metropolitan councils and 92 per cent for regional/rural councils.
6. Of the 19 motions submitted by Council, a call for a division in voting was made on six occasions. An outline of voting on these matters is included as Attachment 2 under the motions relating to the following:
 - 6.1. May 2013, Motion 59: Gender balance in lead roles at conferences and events staged by the MAV.
 - 6.2. October 2013, Motion 40: Transparency in local government decision making.
 - 6.3. October 2014, Motion 46: Improved formal record of council meetings:
 - Encourages councils to maintain a publically accessible audio archive of council meetings in order to provide a fuller public record of proceedings than can be made available in the formal written minutes.
 - Encourages councils to record the individual for and against votes on each item of business in the minutes of each meeting, without the need for a formal division(Motion 46 was submitted as one motion but separated into two motions at the meeting, with a division being called on both occasions.)
 - 6.4. May 2015, Motion 14: Disclosure of contractual arrangements for key management personnel.
 - 6.5. May 2015, Motion 18: Increasing participation by women in local government.
7. Included as Attachment 3 is a data summary provided by the MAV of all motions submitted to State Council meetings between 2013 and 2015.

Recommendation from management

8. That Council notes this report and overview of City of Melbourne motions at MAV State council meetings for the period 2013 - 2015.

Attachments:

1. Supporting Attachment
2. Summary of motions submitted to the MAV State Council 2013 – 2015
3. MAV data summary – State Council motions between 2013 – 2015

Supporting attachment

Legal

1. There are no direct legal implications arising from the recommendation contained in this report.

Finance

2. There are no direct financial implications associated with the recommendation contained in this report.
3. The Council pays an annual MAV membership fee which was \$67,650 for 2014-15 and \$70,356 for 2015-16.

Conflict of interest

4. No member of Council staff, or other person engaged under a contract, involved in advising on or preparing this report has declared a direct or indirect interest in relation to the matter of the report.

Relation to Council policy

5. Greater transparency of decision-making processes aligns with the objectives behind the Goal 8 in Council Plan 2013–17, namely *An accessible, transparent and responsive organisation*.

Environmental sustainability

6. There is no significant impact on environmental sustainability.

MAV STATE COUNCIL MEETINGS 2013-2015: MOTIONS BY MELBOURNE CITY COUNCIL

Below is a summary of motions submitted by Council during the period 2013-2015. Full details of the motions are attached.

State Council Meeting	Subject	Outcome	Division For/Against
16 May 2013	Motion 48: Environmental upgrade agreements – suggested inclusion in Local Government Act 1989	Carried	No
	Motion 57: <i>Sentencing Act 1991</i> – suggested changes	Withdrawn	No
	Motion 59: Gender balance in lead roles at conferences and events staged by the MAV	Lost	Yes 26/31
	Motion 62: Website disclosure of council leasing arrangements	Carried	No
	Motion 63: Smoke free alfresco dining – whole of Victoria approach	Carried	No
25 October 2013	Motion 7: Transparency of planning rules in Victoria	Carried	No
	Motion 38: Dispute resolution processes for councillors	Carried	No
	Motion 40: Transparency in local government decision making	Lost	Yes 19/40
	Motion 41: Directly elected mayors	Lost	No
16 May 2014	Motion 14: Managing planning regulations and population growth in greater Melbourne	Lost	No
	Motion 50: Increased disclosure of major asset valuations	Lost	Yes 19/40
24 October 2014	Motion 3: Financial framework to assist capital cities in meeting challenges of population growth	Carried	No
	Motion 41: Support for a review of waterways governance	Carried	No
	*Motion 46.1: Improved formal record of council meetings - encourages councils to maintain a publicly accessible audio archive of council meetings in order to provide a fuller public record of proceedings than can be made available in the formal written minutes	Carried	Yes 26/28
	*Motion 46.2: Improved formal record of council meetings - encourages councils to record the individual for and against votes on each item of business in the minutes of each meeting, without the need for a formal division. *Motion 46 was submitted as one motion but separated into 2 motions at the meeting.	Lost	Yes 22/30

15 May 2015	Motion 13: Voting at State Council meetings and Board elections	Carried	No
	Motion 14: Disclosure of contractual arrangements for key management personnel	Lost	Yes 28/36
	Consolidated Motion 15: VAGO recommendations	Carried	No
	Motion 15.3: Improving the level and standard of support to Victorian local government	Carried	No
	Motion 18: Increasing participation by women in local government	Carried	Yes 33/26

MAV STATE COUNCIL MEETINGS 2013-2015

Below are full details of motions submitted by Council during the period 2013-2015.

MAV State Council Meeting - 16 May 2013

Motion 48: Environmental upgrade agreements – suggested inclusion in *Local Government Act 1989*

Motion

That the State Government amend the *Local Government Act 1989* to enable all councils in Victoria, in partnership with Australian financial institutions, to enter into voluntary Environmental Upgrade Agreements with building owners to finance environmental upgrades for energy and water efficiency for non-residential buildings.

Resolution

It was moved on the motion of Crs Mayne (Melbourne City Council) and Letchford (Macedon Ranges Shire Council) that the State Government amend the *Local Government Act 1989* to enable all councils in Victoria, in partnership with Australian financial institutions, to enter into voluntary Environmental Upgrade Agreements with building owners to finance environmental upgrades for energy and water efficiency for non-residential buildings.

The motion was carried.

Motion 57: *Sentencing Act 1991* – suggested changes

Motion

That the State Government amend the *Sentencing Act 1991* to:

1. Ensure a sentencing option available to Magistrates is to direct monies be paid by an accused to the Court Fund; and
2. Empower local governments and their officers to take enforcement proceedings if a condition imposed by a Magistrate as part of an adjourned undertaking is breached.

State Council approved the withdrawal of the motion.

Motion 59: Gender balance in lead roles at conferences and events staged by the MAV

Motion

That the State Council:

1. Notes with concern that only 2 of the 15 panellists chosen to present at the MAV-convened Future of Local Government National Summit on 22-23 May 2013 are women; and
2. Requests the Board to review processes relating to the selection of presenters at conferences and events organised or convened by the MAV, such that an equitable gender balance among presenters and speakers can be achieved at future conferences and events.

It was moved on the motion of Crs Mayne (Melbourne City Council) and Hart (Colac Otway Shire Council), with changes proposed by Cr Fristacky (Yarra City Council) and accepted by the mover and seconder:

That the State Council:

1. Notes that only 2 of the 15 panellists chosen to present at the MAV-convened Future of Local Government National Summit on 22-23 May 2013 are women; and
2. Requests the Board to review processes relating to the selection of presenters at conferences and events organised or convened by the MAV, such that a more equitable gender balance among presenters and speakers can be achieved at future conferences and events.

The motion was lost.

A division was called on the motion of Cr Ross (Boroondara City Council).

Result of division

Respondent	Vote
Alpine Shire	Against
Ararat Rural City Council	For
Ballarat City Council	Against
Banyule City Council	For
Baw Baw Shire Council	Against
Bayside City Council	For
Boroondara City Council	For
Brimbank City Council	Against
Cardinia Shire Council	For
Central Goldfields Shire Council	Against
Colac Otway Shire Council	For
Corangamite Shire Council	For
Darebin City Council	For
East Gippsland Shire Council	Against
Frankston City Council	Against
Gannawarra Shire Council	Against
Glen Eira City Council	Against
Golden Plains Shire Council	For
Greater Geelong City Council	For
Greater Shepparton City Council	Against
Hepburn Shire Council	Against
Hindmarsh Shire Council	Against
Horsham Rural City Council	For
Indigo Shire Council	For
Kingston City Council	Against
Knox City Council	Against
Latrobe Shire Council	Against
Loddon Shire Council	Against
Macedon Ranges Shire Council	Against
Maribyrnong City Council	For
Melbourne City Council	For
Mildura Rural City Council	Against
Mitchell Shire Council	Against
Moira Shire Council	Against
Monash City Council	Against
Moorabool Shire Council	Against
Moyne Shire Council	Against
Nillumbik Shire Council	For
Northern Grampians Shire Council	Against
Port Phillip City Council	For
Pyrenees Shire Council	For
Queenscliffe Borough Council	For
South Gippsland Shire Council	For
Southern Grampians Shire Council	Against
Stonnington City Council	Against
Strathbogie Shire Council	For
Surf Coast Shire Council	Against
Swan Hill Rural City Council	Against
Towong Shire Council	For
Wangaratta Rural City Council	For
Wellington Shire Council	Against
West Wimmera Shire Council	Against
Whitehorse City Council	Against
Wyndham City Council	For
Yarra City Council	For
Yarra Ranges Shire Council	For
Yarriambiack Shire Council	For

Motion 62: Website disclosure of council leasing arrangements

Motion

That the State Council:

1. Embraces the concept of open government through the systematic release of more data and information by member councils about their operations;
2. Commends Manningham City Council for being the first Victorian council to comprehensively disclose on its website the terms on which third parties lease council land and buildings; and
3. Encourages other Victorian councils to follow Manningham's lead and publish a lease register online which allows the public and all stakeholders to understand who has access to ratepayer owned land and buildings, for low long and on what terms.

Resolution

It was moved on the motion of Crs Mayne (Melbourne City Council) and Hart (Colac Otway Shire Council) that the State Council:

1. Embraces the concept of open government through the systematic release of more data and information by member councils about their operations;
2. Commends Manningham City Council for being the first Victorian council to comprehensively disclose on its website the terms on which third parties lease council land and buildings; and
3. Encourages other Victorian councils to follow Manningham's lead and publish a lease register online which allows the public and all stakeholders to understand who has access to ratepayer owned land and buildings, for low long and on what terms.

The motion was carried.

Motion 63: Smoke free alfresco dining – whole of Victoria approach

Motion

That the State Government implement a state wide approach that provides for smoke free alfresco dining in Victoria

Resolution

It was moved on the motion of Crs Mayne (Melbourne City Council) and Voss (Port Phillip City Council) that the State Government implement a state wide approach that provides for smoke free alfresco dining in Victoria.

The motion was carried.

MAV State Council Meeting - 25 October 2013

Motion 7: Transparency of planning rules in Victoria

Motion

That the MAV State Council requests the Department of Transport, Planning and Local Infrastructure to make available for viewing on its Planning Schemes Online website all Incorporated Documents specific to each municipality's Planning Scheme, in the interests of ensuring that developers, the public and Councils all have direct access to a complete set of transparent planning rules for all parts of Victoria.

Resolution

It was moved on the motion of Crs Mayne (Melbourne City Council) and Sullivan (Moorabool Shire Council) that the MAV State Council requests the Department of Transport, Planning and Local Infrastructure to make available for viewing on its Planning Schemes Online website all Incorporated Documents specific to each municipality's Planning Scheme, in the interests of ensuring that developers, the public and Councils all have direct access to a complete set of transparent planning rules for all parts of Victoria.

The motion was carried.

Motion 38: Dispute resolution processes for councillors

Motion

That the MAV State Council requests the State Government, through Local Government Victoria, establish a dispute resolution mediation service whereby councils can access mediation services and advice to resolve disagreements with other councillors or senior officers.

Resolution

It was moved on the motion of Crs Mayne (Melbourne City Council) and Letchford (Macedon Ranges Shire Council) that the MAV State Council requests the State Government, through Local Government Victoria, establish a dispute resolution mediation service whereby councils can access mediation services and advice to resolve disagreements with other councillors or senior officers.

The motion was carried.

Motion 40: Transparency in local government decision making

Motion

That the MAV State Council encourages member councils to voluntarily embrace the following transparency measures in order to maintain Victoria's position as the best governed and most transparent local government sector in Australia.

1. Residents or other interested parties should have at least one 15 minute opportunity each month to ask general unscripted verbal questions at a formal meeting of all councillors;
2. Councils should endeavour to maintain a publicly accessible audio archive of council meetings in order to provide a fuller public record of proceedings than can be made available in the formal written minutes;
3. In the event of council decisions which are not unanimous, the council minutes should record how individual councillors voted on a particular item, without the need for a division being called; and
4. All councils commit to open and transparent government by providing at least 5 data sets in an open format to a common platform such as CKAN, the free platform currently used by the Federal Government and many other international governments.

Procedural motion

It was moved on the motion of the State Council that the motion be put to the vote.

The procedural motion was carried.

It was moved on the motion of Crs Mayne (Melbourne City Council) and Hart (Colac Otway Shire Council) that the MAV State Council encourages member councils to voluntarily embrace the following transparency measures in order to maintain Victoria's position as the best governed and most transparent local government sector in Australia.

1. Residents or other interested parties should have at least one 15 minute opportunity each month to ask general unscripted verbal questions at a formal meeting of all councillors;
2. Councils should endeavour to maintain a publicly accessible audio archive of council meetings in order to provide a fuller public record of proceedings than can be made available in the formal written minutes;
3. In the event of council decisions which are not unanimous, the council minutes should record how individual councillors voted on a particular item, without the need for a division being called; and
4. All councils commit to open and transparent government by providing at least 5 data sets in an open format to a common platform such as CKAN, the free platform currently used by the Federal Government and many other international governments.

The motion was lost.

A division was called on the motion of Cr Mayne (Melbourne City Council).

Result of division

Respondent	Vote
Alpine Shire	Against
Ballarat City Council	Against
Banyule City Council	For
Bass Coast Shire Council	Against
Baw Baw Shire Council	Against
Bayside City Council	Against

Boroondara City Council	Against
Brimbank City Council	Against
Campaspe Shire Council	For
Cardinia Shire Council	For
Central Goldfields Shire Council	For
Colac Otway Shire Council	For
Corangamite Shire Council	For
Darebin City Council	For
East Gippsland Shire Council	Against
Frankston City Council	Against
Glen Eira City Council	Against
Golden Plains Shire Council	Against
Greater Bendigo City Council	For
Greater Dandenong City Council	Against
Greater Geelong City Council	Against
Greater Shepparton City Council	Against
Hepburn Shire Council	Against
Hindmarsh Shire Council	Against
Hobsons Bay City Council	Against
Horsham Rural City Council	Against
Indigo Shire Council	For
Kingston City Council	Against
Knox City Council	For
Latrobe Shire Council	For
Loddon Shire Council	Against
Macedon Ranges Shire Council	Against
Maribyrnong City Council	Against
Maroondah City Council	Against
Melbourne City Council	For
Mitchell Shire Council	Against
Moira Shire Council	For
Moonee Valley City Council	For
Moorabool Shire Council	Against
Mornington Peninsula Shire Council	For
Moyne Shire Council	Against
Murrindindi Shire Council	Against
Nillumbik Shire Council	For
Port Phillip City Council	Against
Pyrenees Shire Council	Against
Queenscliffe Borough Council	Against
South Gippsland Shire Council	Against
Strathbogie Shire Council	Against
Surf Coast Shire Council	For
Swan Hill Rural City Council	Against
Towong Shire Council	For
Warrnambool City Council	Against
Wellington Shire Council	Against
West Wimmera Shire Council	Against
Whitehorse City Council	Against
Whittlesea City Council	Against
Wyndham City Council	Against
Yarra City Council	For
Yarra Ranges Shire Council	Against

Motion 41: Directly elected mayors

Motion

That the MAV State Council supports legislative reform, as part of the State Government’s review of electoral laws for local government led by the Honourable Petro Georgiou, which allows individual councils and communities to choose if they wish to move to a governance model with a directly elected mayor, as currently occurs in the City of Melbourne and the City of Greater Geelong.

It was moved on the motion of Crs Mayne (Melbourne City Council) and Dib (Maroondah City Council) that the MAV State Council supports legislative reform, as part of the State Government’s review of electoral laws for local government led by the Honourable Petro Georgiou, which allows individual councils and communities to choose if they wish to move to a governance model with a directly elected mayor, as currently occurs in the City of Melbourne and the City of Greater Geelong.

The motion was lost.

MAV State Council Meeting - 16 May 2014

Motion 14: Managing planning regulations and population growth in greater Melbourne

Motion

That State Council notes Victoria’s population grew by 110,500 in the 12 months to 30 September 2013, and that Melbourne is Australia’s fastest growing capital city. In order to accommodate continuing population growth without further extension of Melbourne’s existing urban growth boundaries, State Council recognises that metropolitan councils and the State Planning Minister need to apply mixed use zones to areas well serviced by sustainable transport modes, and to responsibly apply the new ‘Neighbourhood Zones’.

The motion was lost.

Motion 50: Increased disclosure of major asset valuations

Motion

That State Council encourages Victorian councils to voluntarily disclose their 20 most valuable land and building holdings in their 2013-14 annual reports.

The motion was lost.

A division was called on the motion of Cr Mayne (Melbourne City Council)

Result of division

Council	Vote
Alpine Shire	Against
Ballarat City Council	Against
Banyule City Council	For
Bass Coast Shire Council	Against
Baw Baw Shire Council	Against
Bayside City Council	Against
Boroondara City Council	Against
Brimbank City Council	Against
Campaspe Shire Council	For
Cardinia Shire Council	For
Central Goldfields Shire Council	For
Colac Otway Shire Council	For
Corangamite Shire Council	For
Darebin City Council	For
East Gippsland Shire Council	Against
Frankston City Council	Against
Glen Eira City Council	Against
Golden Plains Shire Council	Against
Greater Bendigo City Council	For

Greater Dandenong City Council	Against
Greater Geelong City Council	Against
Greater Shepparton City Council	Against
Hepburn Shire Council	Against
Hindmarsh Shire Council	Against
Hobsons Bay City Council	Against
Horsham Rural City Council	Against
Indigo Shire Council	For
Kingston City Council	Against
Knox City Council	For
Latrobe Shire Council	For
Loddon Shire Council	Against
Macedon Ranges Shire Council	Against
Maribyrnong City Council	Against
Maroondah City Council	Against
Melbourne City Council	For
Mitchell Shire Council	Against
Moira Shire Council	For
Moonee Valley City Council	For
Moorabool Shire Council	Against
Mornington Peninsula Shire Council	For
Moyne Shire Council	Against
Murrindindi Shire Council	Against
Nillumbik Shire Council	For
Port Phillip City Council	Against
Pyrenees Shire Council	Against
Queenscliffe Borough Council	Against
South Gippsland Shire Council	Against
Strathbogie Shire Council	Against
Surf Coast Shire Council	For
Swan Hill Rural City Council	Against
Towong Shire Council	For
Warrnambool City Council	Against
Wellington Shire Council	Against
West Wimmera Shire Council	Against
Whitehorse City Council	Against
Whittlesea City Council	Against
Wyndham City Council	Against
Yarra City Council	For
Yarra Ranges Shire Council	Against

MAV State Council Meeting - 24 October 2014

Motion 3: Financial framework to assist capital cities in meeting challenges of population growth

Motion

That, in light of the rapid growth of Australian capital cities, the MAV State Council calls on the State and Federal Governments to investigate implementation of a financial framework that captures in a realistic and fair manner a proportion of the uplift in property values as a result of changing planning controls and returns this money for use in providing the necessary infrastructure for these new communities.

Resolution

That, in light of the rapid growth of Austral cities, the MAV State Council calls on the State and Federal Governments to investigate implementation of a financial framework that captures in a realistic and fair manner a proportion of the uplift in property values as a result of changing planning controls and returns this money for use in providing the necessary infrastructure for these new communities.

The motion was carried.

Motion 41: Support for a review of waterways governance**Motion**

That MAV State Council seeks support from the State Government for a rationalisation of the governance of the Yarra, Docklands and Port Phillip Bay.

Resolution

That MAV State Council seeks support from the State Government for a rationalisation of the governance of the Yarra, Docklands and Port Phillip Bay.

The motion was carried.

Motion 46.1: Improved formal record of council meetings**Motion**

That the MAV State Council encourages councils to maintain a publicly accessible audio archive of council meetings in order to provide a fuller public record of proceedings than can be made available in the formal written minutes

Resolution

That the MAV State Council encourages councils to maintain a publicly accessible audio archive of council meetings in order to provide a fuller public record of proceedings than can be made available in the formal written minutes.

The motion was carried. (Note: The minutes of State Council meeting on 24 October 2014 contain an error and display this motion as being lost. The minutes of this meeting will amended at State Council in October 2015)

Division

A division was called by Cr Mayne (Melbourne City Council).

Result of division

Respondent	Vote
Ballarat City Council	Against
Banyule City Council	For
Bass Coast Shire Council	For
Baw Baw Shire Council	Against
Bayside City Council	Against
Boroondara City Council	Against
Campaspe Shire Council	For
Colac Otway Shire Council	For
Corangamite Shire Council	Against
Darebin City Council	For
East Gippsland Shire Council	For
Glen Eira City Council	Against
Golden Plains Shire Council	Against
Greater Geelong City Council	For
Greater Shepparton City Council	For
Hepburn Shire Council	Against
Hindmarsh Shire Council	Against
Hobsons Bay City Council	For
Indigo Shire Council	For
Knox City Council	For
Latrobe Shire Council	For
Loddon Shire Council	For
Macedon Ranges Shire Council	For
Maribyrnong City Council	For
Melbourne City Council	For
Mildura Rural City Council	Against
Mitchell Shire Council	Against

Moira Shire Council	Against
Monash City Council	Against
Moonee Valley City Council	Against
Moorabool Shire Council	Against
Moreland City Council	Against
Murrindindi Shire Council	Against
Nillumbik Shire Council	For
Northern Grampians Shire Council	Against
Port Phillip City Council	For
Pyrenees Shire Council	For
Queenscliffe Borough Council	Against
South Gippsland Shire Council	For
Southern Grampians Shire Council	Against
Stonnington City Council	For
Strathbogie Shire Council	Against
Surf Coast Shire Council	Against
Swan Hill Rural City Council	Against
Towong Shire Council	Against
Wangaratta Rural City Council	For
Warrnambool City Council	Against
Wellington Shire Council	Against
West Wimmera Shire Council	For
Whitehorse City Council	Against
Wyndham City Council	Against
Yarra City Council	For
Yarra Ranges Shire Council	For
Yarriambiack Shire Council	For

Motion 46.2: Improved formal record of council meetings

Motion

That the MAV State Council encourages councils to record the individual for and against votes on each item of business in the minutes of each meeting, without the need for a formal division.

Resolution

That the MAV State Council encourages councils to record the individual for and against votes on each item of business in the minutes of each meeting, without the need for a formal division.

The motion was lost.

Division

A division was called by Cr Mayne (Melbourne City Council)

Result of division

Respondent	Vote
Ballarat City Council	Against
Banyule City Council	For
Bass Coast Shire Council	For
Baw Baw Shire Council	Against
Bayside City Council	For
Boroondara City Council	Against
Campaspe Shire Council	Against
Colac Otway Shire Council	For
Corangamite Shire Council	For
Darebin City Council	For
East Gippsland Shire Council	For
Glen Eira City Council	Against
Golden Plains Shire Council	Against
Greater Geelong City Council	For

Greater Shepparton City Council	Against
Hepburn Shire Council	Against
Hindmarsh Shire Council	Against
Hobsons Bay City Council	For
Indigo Shire Council	For
Knox City Council	For
Latrobe Shire Council	For
Loddon Shire Council	For
Macedon Ranges Shire Council	For
Maribyrnong City Council	For
Melbourne City Council	For
Mildura Rural City Council	Against
Mitchell Shire Council	Against
Moira Shire Council	Against
Monash City Council	Against
Moonee Valley City Council	Against
Moorabool Shire Council	Against
Moreland City Council	For
Murrindindi Shire Council	Against
Nillumbik Shire Council	For
Northern Grampians Shire Council	Against
Port Phillip City Council	Against
Pyrenees Shire Council	Against
Queenscliffe Borough Council	Against
South Gippsland Shire Council	Against
Southern Grampians Shire Council	For
Stonnington City Council	Against
Strathbogie Shire Council	Against
Surf Coast Shire Council	Against
Swan Hill Rural City Council	Against
Towong Shire Council	Against
Warrnambool City Council	For
Wellington Shire Council	Against
Whitehorse City Council	Against
Wyndham City Council	Against
Yarra City Council	For
Yarra Ranges Shire Council	Against
Yarriambiack Shire Council	For

MAV State Council Meeting – 15 May 2015

Motion 13: Voting at State Council meetings and Board elections

Motion

That State Council recognises that:

1. Best practice representative voting at State Council and in MAV Board elections involves full consultation with council colleagues before determining a voting position;
2. Where practicable on major decisions, a formal council voting position for the representative should be adopted.

Resolution

That State Council recognises that:

1. Best practice representative voting at State Council and in MAV Board elections involves full consultation with council colleagues before determining a voting position;
2. Where practicable on major decisions, a formal council voting position for the representative should be adopted.

The motion was carried.

Motion 14: Disclosure of contractual arrangements for key management personnel**Motion**

That State Council authorises the MAV Board to include in all future MAV annual reports, commencing with the 2014-15 financial year, the following additional information on a separate page about the background and contractual arrangements of the Chief Executive Officer and the four next most senior MAV executives:

1. Year first joined MAV;
2. Professional background before joined MAV;
3. Current position;
4. Start date of current contract;
5. Finnish date or current contract;
6. Total remuneration paid, including from any external appointments approved by the MAV Board.

The motion was lost.

A division was called by Cr Mayne.

Result of division

Respondent	Vote
Ararat Rural City	Against
Ballarat City	For
Banyule City	For
Bass Coast Shire	For
Baw Baw Shire	Against
Bayside City	For
Boroondara City	For
Brimbank City	Against
Buloke Shire	Against
Campaspe Shire	Against
Cardinia Shire	For
Casey City	Against
Colac Otway Shire	For
Corangamite Shire	Against
Darebin City	For
East Gippsland Shire	Against
Frankston City	For
Gannawarra Shire	Against
Glen Eira City	Against
Golden Plains Shire	Against
Greater Bendigo City	Against
Greater Geelong City	Against
Greater Shepparton City	Against
Hepburn Shire	Against
Hindmarsh Shire	For
Hobsons Bay City	Against
Horsham Rural City	Against
Indigo Shire	Against
Knox City	For
Latrobe City Council	Against
Loddon Shire	For
Manningham City	For
Maribyrnong City	Against
Maroondah City	Against
Melbourne City	For
Mildura Rural City	Against
Mitchell Shire	For
Moira Shire	For
Monash City	For
Moonee Valley City	For

Moorabool Shire	Against
Mornington Peninsula Shire	For
Mount Alexander Shire	For
Moyne Shire	Against
Murrindindi Shire	Against
Nillumbik Shire	For
Port Phillip City	For
Pyrenees Shire	Against
South Gippsland Shire	Against
Southern Grampians Shire	For
Stonnington City	Against
Strathbogie Shire	For
Surf Coast Shire	For
Swan Hill Rural City	Against
Wangaratta Rural City	Against
Warrnambool City	Against
Wellington Shire	Against
West Wimmera Shire	For
Whitehorse City	For
Whittlesea City	Against
Wodonga Rural City	Against
Yarra City	For
Yarra Ranges Shire	Against
Yarriambiack Shire	Against

Consolidated**Motion 15: VAGO recommendations****Motion**

1. That the MAV requests that the Minister for Local Government ensure that any review of the Municipal Association Act:
 - a. recognises that the Victorian Constitution Act provides that local government is a distinct and essential tier of government;
 - b. recognises MAV is an independent entity governed by its own Board and a membership driven peak body and;
 - c. be undertaken in full consultation with the MAV and the sector.
2. That the State Council endorses the MAV Board's resolution dated 6 April 2015 (below) in response to the VAGO Report, including proposed progress reporting to the local government sector.

The motion was carried.

Motion 15.1 VAGO recommendations**Submitting Council: Frankston City Council**

That this Conference calls on the Board of the Municipal Association of Victoria (MAV) to hold the CEO of the MAV accountable for implementing the changes and improvements specifically related to the MAV's governance and management as contained in the Victorian Auditor General's (VAGO) report on "Effectiveness of Support for Local Government", with the establishment of a detailed timetable and plan, to deliver on all the recommendations by no later than 31 December 2015 to the satisfaction of the Victorian Auditor General. This plan should also include regular reporting on progress against the plan, not less than once every two months, to all Mayors and CEO's of member Councils.

The motion was lost.

**Motion 15.3 Improving level and standard of support to Victorian Local Government
Submitting Council: Melbourne City Council**

Jurisdictional issues to one side, the State Council acknowledges the Victorian Auditor General's Office performance review of the MAV in the report titled 'Effectiveness of Support for Local Government' and calls on the MAV Board and management to:

1. pro-actively accept the report's findings and implement a clear majority of its recommendations.
2. demonstrate its commitment for urgent action by including a comprehensive reform program in the MAV Strategic Work Plan 2015-16.

The motion was carried.

Motion 18: Increasing participation by women in local government

That State Council:

1. Endorses the Victorian Government's policy of at least 50 per cent female representation in future judicial and paid board appointments;
2. Notes that the MAV has never had a female president elected through the regular election cycle;
3. Notes with concern that the MAV Board has only appointed one female to the current nine member MAV Insurance Board, that no new directors have been appointed since 2009 and that the average length of service on the MAV Insurance Board is more than 14 years;
4. Authorises the MAV Board to commit funding and resources towards a campaign to lift female representation on councils at the 2016 council elections; and
5. Encourages councils to actively lift female representation amongst the ranks of council CEOs and senior executives.

Motion to amend

Moved: Cr Clark (Pyrenees Shire Council)
Seconded: Cr Altair (Hobsons Bay City Council)

That Motion 18 be amended to remove:

2. *Notes that the MAV has never had a female president elected through the regular election cycle.*
3. *Notes with concern that the MAV board has only appointed one female to the current nine member MAV Insurance board, that no new directors have been appointed since 2009 and that the average length of service on the MAV Insurance board is more than 14 years*

Carried.

A division was called on the motion to amend by Cr Mayne

Result of Division

Respondent	Vote
Ararat Rural City	For
Ballarat City	Against
Banyule City	For
Baw Baw Shire	Against
Bayside City	Against
Boroondara City	For
Brimbank City	For
Buloke Shire	For
Campaspe Shire	Against
Cardinia Shire	For
Casey City	Against
Colac Otway Shire	For
Corangamite Shire	Against
Darebin City	For
East Gippsland Shire	Against
Frankston City	For

Gannawarra Shire	For
Golden Plains Shire	Against
Greater Geelong City	For
Greater Shepparton City	For
Hindmarsh Shire	For
Hobsons Bay City	For
Horsham Rural City	For
Indigo Shire	For
Knox City	For
Latrobe City Council	For
Loddon Shire	Against
Manningham City	For
Maribyrnong City	Against
Maroondah City	Against
Melbourne City	For
Mildura Rural City	Against
Mitchell Shire	Against
Moira Shire	Against
Monash City	Against
Moonee Valley City	For
Moorabool Shire	Against
Mornington Peninsular Shire	Against
Mount Alexander Shire	Against
Moyne Shire	Against
Murrindindi Shire	Against
Nillumbik Shire	Against
Port Phillip City	For
Pyrenees Shire	For
South Gippsland Shire	For
Southern Grampians Shire	For
Stonnington City	For
Strathbogie Shire	Against
Surf Coast Shire	For
Swan Hill Rural City	For
Wangaratta Rural City	For
Warrnambool City	For
Wellington Shire	Against
West Wimmera Shire	Against
Whitehorse City	For
Whittlesea City	For
Wodonga Rural City	Against
Yarra City	For
Yarra Ranges Shire	For

Motion to amend

Moved: Cr Watson (Brimbank City Council)

Seconded: Cr Norton (Swan Hill City Council)

That Motion 18 be amended to remove:

4. *Authorises the MAV Board to commit funding and resources towards a campaign to lift female representation on councils after the 2016 council elections.*

Lost.

Substantive Motion 18. Increasing participation by women in local government

Moved: Cr Clark (Pyrenees Shire Council)

Seconded: Cr Mayne (Melbourne City Council)

That State Council:

1. Endorses the Victorian Government's policy of at least 50 per cent female representation in future judicial and paid board appointments.
2. Authorises the MAV Board to commit funding and resources towards a campaign to lift female representation on councils after the 2016 council elections.
3. Encourages councils to actively lift female representation amongst the ranks of council CEOs and senior executives.

The motion was carried.

MAV SUMMARY – STATE COUNCIL MOTIONS BETWEEN 2013 – 2015

Motions Submitted	2013			2014			2015		
	Won	Lost	Withdrawn	Won	Lost	Withdrawn	Won	Lost	Withdrawn
May Metro	39	4	5	33	5	2	33	5	0
May Regional/Rural Consolidated (Motions submitted)	17	3	0	18	0	1	17	4	0
Total	7 (18)	0	N/A	4 (13)	0	N/A	7 (24)	0	N/A
October Metro	63	7	5	55	5	3	57	9	0
October Regional/Rural Consolidated (Motions submitted)	25	4	2	23	2	2	N/A	N/A	N/A
Total	22	0	0	15	1	3	N/A	N/A	N/A
October Metro	1 (2)	0	N/A	6 (11)	0	N/A	N/A	N/A	N/A
Total	48	4	2	44	3	5	N/A	N/A	N/A

Lost Motions 2013

May

Council	Motion
Colac Otway Shire Council	Councillor Allowance
Colac Otway Shire Council	Defined Benefits Superannuation
Melbourne City Council	Gender balance in lead roles at conferences and events staged by the MAV
Banyule City Council	Advocate for grave tenure changes in the Cemeteries and Crematoria Act 2003
Maroondah City Council	Above the line voting
Yarra Ranges Shire Council	A fairer and more equitable Fire Services Levy System
Glen Eira City Council	Smart Meters

October

Council	Motion
Melbourne City Council	Transparency in Local Government Decision Making
Melbourne City Council	Directly Elected Mayors
Frankston City Council	Single Industrial Workplace Agreement
Frankston City Council	Community Consultation with Local Government

Lost Motions 2014

May

Council	Motion
Bayside City Council	Bicycle Registration
Bayside City Council	Late night service of alcohol at licensed venues
Frankston City Council	Pharmacotherapy outlets
Melbourne City Council	Increased disclosure of major asset valuations
Melbourne City Council	Managing planning regulations and population growth in greater Melbourne

October

Council	Motion
Yarra City Council	Marriage Equality
Surf Coast Shire Council	Support for marriage equality
Melbourne City Council	Improved formal record of council meetings (part 2)

Lost Motions 2015

May

Council	Motion
Maribymong City Council	Western Hospital, Footscray upgrade
Strathbogie Shire Council	Definition of Councillor under Various Legislation
Mildura Rural City Council	Equitable Voting Rights At State Council
Frankston City Council	VAGO recommendations
Banyule City Council	Review of statutory requirements for council plan
Moonee Valley City Council	Children left in cars
Melbourne City Council	Disclosure of contractual arrangements for Key Management Personnel
Surf Coast Shire Council	Banning circuses with caged animals
Colac Otway Shire Council	Container deposit legislation