



Date: Tuesday, 27 April 2021
Time: 3pm
Location: Loddon Shire Council Chambers (entry from Peters Street), behind Wedderburn office

MINUTES

Ordinary Council Meeting

27 April 2021

**MINUTES OF LODDON SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE LODDON SHIRE COUNCIL CHAMBERS (ENTRY FROM PETERS STREET),
BEHIND WEDDERBURN OFFICE
ON TUESDAY, 27 APRIL 2021 AT 3PM**

PRESENT: Cr Neil Beattie (Mayor), Cr Gavan Holt, Cr Linda Jungwirth, Cr Wendy Murphy, Cr Dan Straub

IN ATTENDANCE: Phil Pinyon (Chief Executive Officer), Wendy Gladman (Director Community Wellbeing), Sharon Morrison (Director Corporate Services), Steven Phillips (Director Operations), Lynne Habner (Manager Executive and Commercial Services)

1 OPENING AFFIRMATION

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

2 ACKNOWLEDGEMENT OF COUNTRY

"The Loddon Shire Council acknowledges the Traditional Custodians of the land on which we are gathered and pays its respects to their Elders both past and present."

3 APOLOGIES

Nil

4 DECLARATIONS OF CONFLICT OF INTEREST

Nil

5 PREVIOUS MINUTES**5.1 CONFIRMATION OF MINUTES****File Number:** 02/01/001**Author:** Lynne Habner, Manager Executive and Commercial Services**Authoriser:** Phil Pinyon, Chief Executive Officer**Attachments:** Nil**RECOMMENDATION**

That Council confirm:

1. The minutes of the Council Briefing of 23 March 2021.
2. The minutes of the Ordinary Council Meeting of 23 March 2021.
3. The minutes of the Confidential Council Meeting of 23 March 2021.
4. The minutes of the Council Forum of 13 April 2021.

REPORT

Seeking approval of the unconfirmed minutes of the previous meetings.

RESOLUTION 2021/80

Moved: Cr Linda Jungwirth

Seconded: Cr Dan Straub

That Council confirm:

1. The minutes of the Council Briefing of 23 March 2021.
2. The minutes of the Ordinary Council Meeting of 23 March 2021.
3. The minutes of the Confidential Council Meeting of 23 March 2021.
4. The minutes of the Council Forum of 13 April 2021.

CARRIED

6 ASSEMBLY OF COUNCILLORS**6.1 RECORD OF ASSEMBLY OF COUNCILLORS****File Number:** 02/01/001**Author:** Christine Coombes, Executive and Commercial Services Officer**Authoriser:** Phil Pinyon, Chief Executive Officer**Attachments:** Nil**RECOMMENDATION**

That Council note the Assembly of Councillors records for the following meetings:

1. Council Briefing 23 March 2021.
2. Council Forum 13 April 2021.

In accordance with Clause 51 of Council's Governance Rules, records of Councillor briefings and forums must be reported to the next Ordinary Meeting of Council and confirmed in the minutes.

The record is therefore presented for Council's noting.

RECORD OF ASSEMBLIES OF COUNCIL

Assembly details	Briefing
Date	23 March 2021
Councillor Attendees	Cr Beattie Cr Holt Cr Jungwirth Cr Murphy Cr Straub
Staff/Stakeholder representatives	Phil Pinyon, Chef Executive Officer Wendy Gladman, Director Community Wellbeing Sharon Morrison, Director Corporate Services Steven Phillips, Director Operations Lynne Habner, Manager Executive and Commercial Services David Price, Local Laws / Planning Compliance Officer Deanne Caserta, Manager Financial Services Glen Harvey, Manager Development and Compliance
Items discussed.	<ol style="list-style-type: none"> 1. Development of Community Local Law 2. Legislative changes to the structure of the Municipal Emergency Management Planning committees 3. Planning Permit Application 5571 – 1453 Wychitella Quambatook Road Terrapee 4. Fees and Charges schedule 2021/22 5. Signing of Councillor Code of Conduct 6. General business: <ul style="list-style-type: none"> • Pyramid Hill Community Centre • Livestream of Council meetings
Conflict of Interest Disclosures - Councillor/officer making disclosure	Nil
Councillor/officer left room	

Assembly details	Forum
Date	13 April 2021
Councillor Attendees	Cr Beattie Cr Holt Cr Jungwirth Cr Murphy Cr Straub
Staff/Stakeholder representatives	Phil Pinyon, Chef Executive Officer Wendy Gladman, Director Community Wellbeing Sharon Morrison, Director Corporate Services Steven Phillips, Director Operations Lynne Habner, Manager Executive and Commercial Services Deanne Caserta, Manager Financial Services Janine Jackson, Manager Organisational Development DELWP representative LG Valuations representative CT Management representative
Items discussed.	<ol style="list-style-type: none"> 1. Economic Development and Tourism monthly progress report 2. Update on the implementation of the Local Government Act 2020 3. Public comment on the Councillor Code of Conduct 4. CEO Employment and Remuneration Policy 5. Signing of Induction Declaration 6. 2021 Property Valuations 7. Revenue and rating plan – major revenue and rating principles discussion 8. Fees and Charges schedule 2021/22 9. Draft Annual Budget 2021/22 10. Service Planning 11. General business: <ul style="list-style-type: none"> • Nil
Conflict of Interest Disclosures - Councillor/officer making disclosure	Nil
Councillor/officer left room	

RESOLUTION 2021/81

Moved: Cr Wendy Murphy

Seconded: Cr Gavan Holt

That Council note the Assembly of Councillors records for the following meetings:

1. Council Briefing 23 March 2021.
2. Council Forum 13 April 2021.

CARRIED

7 REVIEW OF ACTION SHEET**7.1 REVIEW OF ACTIONS****File Number:** 02/01/002**Author:** Christine Coombes, Executive and Commercial Services Officer**Authoriser:** Phil Pinyon, Chief Executive Officer**Attachments:** 1. Action sheet**RECOMMENDATION**

That Council receive and note the action sheet.

CONFLICT OF INTEREST

There is no conflict of interest for any Council staff member involved in the preparation of this report, or involved in the subject matter of the report.

REPORT

Refer attachment.

RESOLUTION 2021/82**Moved:** Cr Gavan Holt**Seconded:** Cr Wendy Murphy

That Council receive and note the action sheet.

CARRIED

8 MAYORAL REPORT**8.1 MAYORAL REPORT****File Number:** 02/01/001**Author:** Lynne Habner, Manager Executive and Commercial Services**Authoriser:** Phil Pinyon, Chief Executive Officer**Attachments:** Nil**RECOMMENDATION**

That Council receive and note the Mayoral Report

REPORT

The Mayor will present a report at the meeting.

Cr Beattie**Rail Freight Alliance****Loddon Campaspe Councils****Murray River Group of Councils****Special Committees Of Council (Section 65 Community Asset Committees):**

Boort Aerodrome Community Asset Committee

Boort Memorial Hall Community Asset Committee

Boort Park Community Asset Committee

Korong Vale Mechanics Hall Community Asset Committee

Korong Vale Sports Centre Community Asset Committee

Little Lake Boort Community Asset Committee

Yando Public Hall Community Asset Committee

DATE**Activity**

25/3/21

Council induction online – Terrick Room

30/3/21

Boort Historical meeting – relocating Godfrey's stables

3/4/21

Attended Boort Tennis Tournament

6/4/21	Visited John Picolli's garden with MP Tania Maxwell
6/4/21	Discussions with GM Water re tapping point Mitiamo Reserve
8/4/21	Attended Loddon Campaspe meeting at Charlton
13/4/21	Attended Forum at Wedderburn, bus trip in afternoon
20/4/21	Bus trip southern part of the Shire
21/4/21	Attended opening of new Wedderburn police station
24/4/21	Attended Ron Best Memorial Game at Bendigo
25/4/21	Attended ANZAC service at Boort
26/4/21	Audit Committee Interview

RESOLUTION 2021/83

Moved: Cr Neil Beattie

Seconded: Cr Dan Straub

That Council receive and note the Mayoral Report

CARRIED

9 COUNCILLORS' REPORT**9.1 COUNCILLORS' REPORTS****File Number:** 02/01/001**Author:** Lynne Habner, Manager Executive and Commercial Services**Authoriser:** Phil Pinyon, Chief Executive Officer**Attachments:** Nil**RECOMMENDATION**

That Council receive and note the Councillors' reports

REPORT

Each Councillor will present a report at the meeting.

Cr Holt

Municipal Association of Victoria	
Audit and Risk Committee	
Special Committees Of Council (Section 65 Community Asset Committees): Donaldson Park Community Asset Committee Wedderburn Community Centre Community Asset Committee Wedderburn Engine Park and Market Square Reserve Community Asset Committee Wedderburn Mechanics and Literary Institute Hall Community Asset Committee Hard Hill Tourist Reserve Community Asset Committee	
Other Council activities	
DATE	Activity
24/3/21	Attended a meeting with the Friends of Skinners Flat group, along with Grant Banks from Loddon Shire, to receive their views and suggestions for the Skinners Flat Masterplan
24/3/21	Attended a meeting of the Wedderburn Development Association, also attended by Grant Banks, to hear their views on the master plan for Skinners Flat
6/4/21	Attended a gathering at the Wedderburn Coach House Museum where the members of the Wedderburn Historical Society presented a life membership to Mr Geoff Arnott

13/4/21	Participated in a bus tour of the north of the Shire with Councillors and officers
13/4/21	Attended a Council Forum in Wedderburn
15/4/21	Attended a meeting of the Wedderburn Open Air Gallery committee where progress and funding issues for the Birds Eye View Project were discussed
15/4/21	Chaired a meeting of the Redbacks Beyond 18 (Donaldson Park) project. This meeting focused on building elevation
17/4/21	As above
20/4/21	Participated in a bus tour of the south of the Shire with Councillors and officers
21/4/21	Attended the official opening of the new Wedderburn police station. It had been operating since 2018 but COVID had interrupted the opening plans.
25/4/21	Attended the ANZAC Day dawn service at Soldiers Memorial Park Wedderburn where I laid a wreath on behalf of Loddon Shire
25/4/21	Attended the ANZAC Day service at Korong Vale where I again laid a wreath

Cr Jungwirth

Loddon Mallee Local Government Waste Forum	
Central Victorian Greenhouse Alliance	
Municipal Emergency Management Plan Committee	
Other Council activities	
DATE	Activity
23/3/21	Council Briefing and Meeting
24/3/21	Zoom meeting regarding Rural Aid and the services they offer communities
27/3/21	Attended Eddington sprints
13/4/21	Council Forum and bus trip to see the north of the Shire
14/4/21	Your Council and Climate Change – Understanding the risks and learning to adapt – DELWP

16/4/21	Met with an architect interested in the Tarnagulla Townscape
19/4/21	Media training with Emmett Communication in Castlemaine. An opportunity offered by RCV.
19/4/21	Attended toastmasters in Long Gully
20/4/21	Bus trip – South of the Shire
21/4/21	Attended online group coaching
24/4/21	Tarnagulla Rec Reserve AGM
25/4/21	ANZAC Day service in Newbridge and quick visit to the Tiny Towns Arts Trail participants in Tarnagulla

Cr Murphy

Calder Highway Improvement Committee	
Local Government Womens Charter	
Australia Day Committee	
Healthy Minds Network	
21/4/21: Chaired LHMN meeting	
Special Committees Of Council (Section 65 Community Asset Committees):	
Bridgewater on Loddon Memorial Hall Community Asset Committee	
Campbells Forest Hall Community Asset Committee	
Inglewood Community Sports Centre Community Asset Committee	
Inglewood Community Elderly Persons Units Community Asset Committee	
Inglewood Town Hall Hub Community Asset Committee	
Jones Eucalyptus Distillery Site Community Asset Committee	
26/4/21: Attended the Jones Eucalyptus Distillery Site CAC meeting	
Other Council activities	
DATE	Activity

25/3/21	Attended the Inglewood Development and Tourism Committee meeting
26/3/21	Attended online Implementation Matters Webinar for CEOs, Mayor and Councillors
27/3/21	Opened the matt Gilmour and class art exhibition at the RSL Hall in Inglewood
4/4/21	Attended the Friends of Kooyoora Family Fun Day – around 70 people attended
13/4/21	Council Forum and northern Loddon bus tour
14/4/21	Climate Change for Councillors online training
20/4/21	Southern Loddon Shire bus tour
25/4/21	Attended Bridgewater ANZAC Day dawn service and laid a wreath on behalf of Council
27/4/21	Attended the LSC Citizenship Ceremony
27/4/21	Attended the LSC briefing and meeting

Cr Straub

North Central Goldfields Regional Library	
North Central Local Learning and Employment Network	
Special Committees Of Council (Section 65 Community Asset Committees):	
East Loddon Community Centre Community Asset Committee	
Pyramid Hill Memorial Hall Community Asset Committee	
Pyramid Hill Swimming Pool Kiosk Community Asset Committee	
Other Council activities	
DATE	Activity
23/3/21	Council Briefing and Council meeting (Wedderburn)
31/3/21	Pyramid Hill College SRC Dinner. I was honoured to be invited back to Pyramid Hill College to attend their SRC Dinner and talk about leadership
1/4/21	East Loddon P12 end of term Easter hat parade. It was great to see parents back at the school and getting involved.
6/4/21	Dingee Town Planning meeting

12/4/21	Goldfields Library Plan workshop and focus group. Looking to the future of rural libraries, Teams meeting
12/4/21	Dingee Bush Nurse, Frank Winzar memorial
13/4/21	Council Forum, Wedderburn. First leg of our Loddon Shire bus tour (Serpentine, Dingee, Mitiamo, Pyramid Hill and Boort)
20/4/21	Second leg of our Loddon Shire bus tour (Inglewood, Bridgewater, Tarnagulla, Newbridge, etc.)
23/4/21	Site meeting with Coliban Water to advocate for infrastructure and future solutions for Dingee and Mitiamo town water supply, Dingee
25/4/21	ANZAC Day Mologa 100 years, and Calivil. Laid wreaths on behalf of Shire, marched with returned Diggers
26/4/21	East Loddon P12 cross country

RESOLUTION 2021/84

Moved: Cr Linda Jungwirth

Seconded: Cr Gavan Holt

That Council receive and note the Councillors' reports

CARRIED

10 DECISION REPORTS

10.1 PLANNING PERMIT APPLICATION 5631 - USE AND DEVELOPMENT OF THE LAND FOR A FREE RANGE INTENSIVE BROILER FARM

File Number: 45287420

Author: Carolyn Stephenson, Statutory / Strategic Planner

Authoriser: Glenn Harvey, Manager Development and Compliance

Attachments: 1. Decision Report 5613

RECOMMENDATION

That Council issue a Notice of Decision to Grant a Planning Permit for the use and development of land for a free range intensive broiler farm, ancillary buildings and infrastructure, caretakers dwelling and removal of one tree in accordance with the endorsed plans at CA 2A, 18, 18A Section F Parish of Boort subject to the conditions in the attached decision report.

CONFLICT OF INTEREST

There is no conflict of interest for any Council staff member involved in the preparation of this paper, or involved in the subject matter of the paper.

PREVIOUS COUNCIL DISCUSSION

This proposal has not been previously considered by Council.

BACKGROUND

The applicant seeks approval for the use and development of the land for a free range broiler farm and associated buildings and works.

The subject site is located at F Hills Road Boort, but is accessed via Osborne Road Boort and is zoned Farming with the Special Control Overlay 2. The subject property is currently used for agriculture.

ISSUES/DISCUSSION

Under the *Planning and Environment Act, 1987* ('the Act') the Minister for Planning delegates a municipal council power to become the planning authority for any planning scheme in force in its municipal district.

A municipal council is obligated to enforce and administer the relevant planning scheme and must use the scheme to determine applications.

For Council, the Loddon Planning Scheme is the relevant Planning Scheme which must be applied by Council when determining applications.

Council has delegated authority to its Planning Officer to determine outcomes of applications, however it is Council's practice to make the final determination for applications which:

- receive one or more public objections
- and/or
- are to be recommended for refusal by the Planning Officer.

This application received five objections. A detailed decision report is included in Attachment 1 outlining the Planning officer's assessment and considerations in determining the recommendation to Council. The five objections along with a response from the applicant are included in that report.

COST/BENEFITS

There are various costs associated with having a delegated Planning Officer consider an application and make a recommendation as well as with the time of the Councillors to consider this recommendation.

The benefits associated with this cost are the ability for Council to fulfil its requirement under law and provide the community with a statutory service that delivers well-managed and appropriate development.

The cost of inappropriate land use and development includes loss of amenity, inefficient use of infrastructure and environmental impacts. The benefit of appropriate land use and development is aesthetically appropriate development, economic development, land use that is compatible with land capability, sustainable infrastructure provision and enhancement of environmental values.

RISK ANALYSIS

The risks of Council not fulfilling its statutory obligation under the Act include:

- Inappropriate development which could endanger life and property.
- Council's reputation as a responsible authority.
- Breaches of the *Planning and Environment Act, 1987* requiring compliance action.

CONSULTATION AND ENGAGEMENT

Please refer to the decision report for further detail on the application including copies of the objections lodged and the response to the objections.

RESOLUTION 2021/85

Moved: Cr Gavan Holt

Seconded: Cr Dan Straub

That Council issue a Notice of Decision to Grant a Planning Permit for the use and development of land for a free range intensive broiler farm, ancillary buildings and infrastructure, caretakers dwelling and removal of one tree in accordance with the endorsed plans at CA 2A, 18, 18A Section F Parish of Boort subject to the conditions in the attached decision report.

CARRIED

10.2 AUDIT AND RISK COMMITTEE REMUNERATION REPORT

File Number: 06/02/003
Author: Deanne Caserta, Manager Financial Services
Authoriser: Phil Pinyon, Chief Executive Officer
Attachments: Nil

RECOMMENDATION

That Council:

1. increases the quarterly remuneration paid to independent members of the Audit and Risk Committee to \$490, effective the quarter commencing 1 May 2021
2. maintains payment of an extra quarter remuneration to the Chair during a one year term
3. maintains a travel reimbursement for independent members of the Audit and Risk Committee, paid at the rate that Councillors are reimbursed for travel.

CONFLICT OF INTEREST

There is no conflict of interest for any Council staff member involved in the preparation of this report, or involved in the subject matter of the report.

PREVIOUS COUNCIL DISCUSSION

Council was provided with an Audit and Risk Committee Remuneration Report at the Ordinary Meeting held on 28 April 2020, where Council resolved as follows:

1. *increases the quarterly remuneration paid to independent members of the Audit Committee to \$485, effective the quarter commencing 1 May 2020*
2. *maintain payment of an extra quarter remuneration to the Chair during a one year term*
3. *maintain a travel reimbursement for independent members of the Audit Committee, paid at the rate that Councillors are reimbursed for travel.*

BACKGROUND

The Consumer Price Index for All Groups – Melbourne for December Quarter 2020 to December Quarter 2021 seasonally adjusted is used as the guide for increases to Audit and Risk Committee remuneration annually. The indexation has been sourced from the Australian Bureau of Statistics and is 0.9%.

Application of 0.9% to the Audit and Risk Committee's current remuneration of \$485.00 per quarter calculates to \$489.37 per quarter. This report recommends that this amount be rounded to \$490.00 per quarter.

ISSUES/DISCUSSION

Last year's report confirmed Council's commitment of an extra quarterly payment to the Chair during a one-year term. This payment recognises the additional responsibility held by the Chair.

It also confirmed a travel reimbursement to be paid to independent members at the same rate as the Councillors' travel reimbursement.

This report recommends that the travel reimbursement and extra payment for the Chair be maintained.

COST/BENEFITS

There is a small financial cost to Council resulting from this report which can be accommodated within Council's budget.

RISK ANALYSIS

Council increases the likelihood of recruiting and retaining quality Audit and Risk Committee members by ensuring that remuneration is reviewed on a regular basis.

CONSULTATION AND ENGAGEMENT

Nil

RESOLUTION 2021/86

Moved: Cr Gavan Holt

Seconded: Cr Linda Jungwirth

That Council:

1. increases the quarterly remuneration paid to independent members of the Audit and Risk Committee to \$490, effective the quarter commencing 1 May 2021
2. maintains payment of an extra quarter remuneration to the Chair during a one year term
3. maintains a travel reimbursement for independent members of the Audit and Risk Committee, paid at the rate that Councillors are reimbursed for travel.

CARRIED

10.3 FINANCE REPORT FOR THE PERIOD ENDING 31 MARCH 2021**File Number:** 08/06/001**Author:** Deanne Caserta, Manager Financial Services**Authoriser:** Sharon Morrison, Director Corporate Services**Attachments:** 1. Finance Report for the period ending 31 March 2021**RECOMMENDATION**

That Council:

1. receives and notes the 'Finance Report for the period ending 31 March 2021'
2. approves budget revisions included in the report for internal reporting purposes only
3. approves the supplementary valuations of rateable and non-rateable properties in respect of the 2020/21 financial year, as returned by the Shire Valuer, LG Valuations Pty Ltd, and endorses them being incorporated into the Register of Rateable and Non Rateable Properties and Rate Book for 2020/21
4. receive future Finance Reports on a quarterly basis inclusive of Income Statement, Balance Sheet, Statement of Cash Flow and Statement of Capital Works.

CONFLICT OF INTEREST

There is no conflict of interest for any Council staff member involved in the preparation of this report, or involved in the subject matter of the report.

PREVIOUS COUNCIL DISCUSSION

Council is provided with Finance Reports on a monthly basis with the exception of when changes to the Council meeting timetable result in the Council meeting occurring before the completion of the end of month finance procedures.

BACKGROUND

The Finance Report for the period ended 31 March 2021 includes standard monthly information about budget variations, cash, investments, interest, debtors and creditors, and provides a comparison of year-to-date actual results to year-to-date budget (by dollars and percentage) and total revised budget (by percentage).

The information is in the format provided in the adopted 2020/21 Budget, and includes operating results, capital expenditure and funding sources.

As discussed at the Council Forum, it is proposed that the finance report will be completed on a quarterly basis moving forward and will include Income Statement, Balance Sheet, Statement of Cash Flow and Statement of Capital Works.

The report this month does not provide explanation on budget timing variances as this timing work is not fully complete.

This Finance Report also includes reporting on supplementary valuations. Each year Council makes a number of additions, subtractions and alterations to the valuations contained in the annual rate book. These changes arise from various sources including:

- splitting of parcels into new rateable assessments
- development of vacant or unproductive land (urban and rural)
- consolidation of separate rateable assessments into one assessment

- re-assessment of property valuations arising from objections to the initial valuation
- additions and cancellations of licences (grazing and water frontages)
- change of use
- covenant on Title
- area amendment
- change of Australian Valuation Property Classification Code (AVPCC)
- supplementary valuation corrections.

ISSUES/DISCUSSION

Budgeted Surplus - Council's budgeted cash surplus has increased by \$0.83M to \$2.47M.

Income Statement (revenue) - Council's year to date (YTD) operating revenue is at 81% of total budget. Revenue brought to account for March was \$0.5M (February was \$0.3M).

Income Statement (expenditure) - Council's operating expenditure is at 61% of total budget. Payments for this month totalled just over \$2.68M (\$2.49M in February).

Capital Works - The approved budget for capital works is \$2.47M and is 23% complete in financial terms for the current financial year (February was 20%).

Service Areas – Appendix 3 provides Council with net results for each service area. As further work is done on service planning and reviews throughout the year, the cost of each service will be refined.

Balance Sheet - Council has a cash total of \$39.9M with \$2.7M in general accounts. Total debtors at the end of March are \$2.95M (\$2.95M in February). Sundry debtors total \$1.28M with invoices outstanding for 90 or more days relating to community wellbeing debtors and local community groups totalling approximately \$86K.

COST/BENEFITS

The benefit to Council and the community is that accurate and regular financial reporting is being disclosed, along with an accurate representation of property valuations being reflected in Council's rating system and the distribution of rate notices for the year 2020/21.

Provision of financial reports on at least a quarterly basis is a requirement of the Local Government Act.

RISK ANALYSIS

The provision of regular and accurate finance reports to Council minimises the risk of Council not delivering projects within the approved budget. Council's risk exposure is also increased if the rating system does not reflect the valuation changes associated with supplementary valuations as Council will not be aware of the changes, which can alter the rate revenue in the current year and in future rating years.

CONSULTATION AND ENGAGEMENT

There has been considerable consultation internally with respective managers in understanding their budget responsibilities and keeping within budgetary constraints.

Consultation with ratepayers and authorities that act on behalf of ratepayers occurs when a change to a property is required or occurs by virtue of a sale.

External engagement with the community was undertaken during the submission period of the budget, and regular reporting provides a mechanism of monitoring the financial outcomes of Council against that expectation.

RESOLUTION 2021/87

Moved: Cr Wendy Murphy

Seconded: Cr Dan Straub

That Council:

1. receives and notes the 'Finance Report for the period ending 31 March 2021'
2. approves budget revisions included in the report for internal reporting purposes only
3. approves the supplementary valuations of rateable and non-rateable properties in respect of the 2020/21 financial year, as returned by the Shire Valuer, LG Valuations Pty Ltd, and endorses them being incorporated into the Register of Rateable and Non Rateable Properties and Rate Book for 2020/21
4. receive future Finance Reports on a quarterly basis inclusive of Income Statement, Balance Sheet, Statement of Cash Flow and Statement of Capital Works.

CARRIED

10.4 LETTER TO COUNCIL REGARDING PROPOSED SEALING OF STEWARTS RD AND GRANT ST NEWBRIDGE

File Number: FOL/19/127662

Author: Lynne Habner, Manager Executive and Commercial Services

Authoriser: Phil Pinyon, Chief Executive Officer

Attachments: 1. Letter to Council regarding proposed sealing of Stewarts Rd and Grant St Newbridge

RECOMMENDATION

That Council:

1. Receive and note the letter to Council regarding proposed sealing of Stewarts Rd and Grant St, Newbridge.
2. Write to Jenny Stewart advising that Council currently has no plans to seal Stewarts Rd and Grant St, Newbridge, and that the community's views will be taken into consideration should this location be identified for inclusion in any forward program.

CONFLICT OF INTEREST

There is no conflict of interest for any Council staff member involved in the preparation of this paper, or involved in the subject matter of the paper.

PREVIOUS COUNCIL DISCUSSION

This matter has not been discussed by Council previously.

BACKGROUND

Jenny Stewart of Newbridge has sent a letter to Cr Linda Jungwirth as the Councillor for Tarnagulla Ward, containing the township of Newbridge. The letter is written on behalf of, and signed by, property owners and permanent residents of Grant Street Newbridge and Stewarts Road Newbridge.

The letter is not strictly in the form of a petition/joint letter in accordance with the Governance Rules, however Council may wish to deal with it in the same manner as provided for in the Rules.

Clause 63 of Council's Governance Rules provides for how a petition or joint letter is dealt with:

63. Petitions and joint letters

- (1) *A member of the public may give a petition or a joint letter to a Councillor, the Chief Executive Officer or the delegated officer.*
- (2) *A petition or joint letter must:*
 - (a) *state the name of the person forwarding the petition and an address to which notice of Council's response may be forwarded;*
 - (b) *contain the name, address and signature of each person signing the petition or letter;*
 - (c) *clearly state the request or describe the action that the Council is asked to do on each page of the petition or in the joint letter (whichever is applicable);*

- (d) *not include any statement that is offensive, defamatory or disrespectful to Council;*
 - (e) *be legible;*
 - (f) *not contain alterations; and*
 - (g) *not have any letters or other documents attached to it.*
- (4) *A petition or joint letter that complies with subclause (2) must be tabled at an ordinary Council meeting at the first reasonable opportunity.*
- (5) *A petition or joint letter may be tabled by any Councillor or by the Chief Executive Officer. It does not have to be tabled by the person to whom it was given.*
- (6) *A petition or joint letter tabled at a Council meeting must lay on the table until the next ordinary meeting of the Council and no motion, other than to receive the petition or joint letter may be accepted by the Chairperson unless the Council resolves to deal with it earlier.*

ISSUES/DISCUSSION

The letter formally lodges the property owners' strong objection to the sealing of Grant Street and Stewarts Road. The letter is attached to this report, and lists several reasons for the objection.

The Governance Rules require a petition or joint letter to lay on the table until the next ordinary meeting of Council. No motion may be accepted other than to receive it "*unless the Council resolves to deal with it earlier*".

This report provides information to Council for consideration should it wish to deal with the matter at this meeting.

It is understood that a property owner has been making representations to Council staff about dust and traffic along these roads, and the community may have become aware of the owner's requests for the road to be sealed.

Council staff advise that there are currently no plans to seal the roads identified in the letter (Grant Street and Stewarts Road). The roads at this location fit within the service standards of Council's Road Asset Management Plan and are maintained in accordance with its Road Management Plan.

COST/BENEFITS

There are no costs associated with the matters raised in this report.

RISK ANALYSIS

No significant risks have been identified with the matters in this report.

CONSULTATION AND ENGAGEMENT

Relevant Council staff have been consulted in the preparation of this report.

RESOLUTION 2021/88

Moved: Cr Linda Jungwirth

Seconded: Cr Wendy Murphy

That Council:

1. Receive and note the letter to Council regarding proposed sealing of Stewarts Rd and Grant St, Newbridge.
2. Write to Jenny Stewart advising that Council currently has no plans to seal Stewarts Rd and Grant St, Newbridge, and that the community's views will be taken into consideration should this location be identified for inclusion in any forward program.

CARRIED

10.5 VERSION 6 OF COUNCILLOR CODE OF CONDUCT PROPOSED FOR ADOPTION

File Number: fol/19/101

Author: Sharon Morrison, Director Corporate Services

Authoriser: Phil Pinyon, Chief Executive Officer

Attachments: 1. Draft Councillor Code of Conduct version 6

RECOMMENDATION

That Council adopt version 6 of the Councillor Code of Conduct.

CONFLICT OF INTEREST

There is no conflict of interest for any Council staff member involved in the preparation of this paper, or involved in the subject matter of the paper.

PREVIOUS COUNCIL DISCUSSION

Public comment on a draft of version 5 of the Councillor Code of Conduct was discussed at the April 2021 Forum.

BACKGROUND

At the Council meeting in January 2021, Council resolved to advertise for public comment a draft of version 5 of the Councillor Code of Conduct (Code).

Feedback was received and changes made to the draft. The feedback and proposed changes were discussed partly at the February Forum and then in full at the February Briefing. Due to the amount of feedback received and the imperative for the adoption of a Councillor Code of Conduct before 24 February 2021, it was resolved to adopt the version of the Councillor Code of Conduct advertised for public comment on 23 February and to list the public comment for further discussion at a future forum of Council to ensure there was adequate time for consideration of feedback by Councillors.

At the April Forum, Councillors further considered the public comments and tracked changes.

ISSUES/DISCUSSION

Council received public comment from three individuals. The feedback received has largely been incorporated into version 6 attached to this report. Councillors have received a copy of all feedback in the February Councillor Briefing and the April Council Forum.

The feedback not incorporated into version 6 relates to:

- the scope of the Code. A number of comments suggested expanding the Code to cover behaviour in a Councillor's personal life. These suggestions have not been incorporated. Section 139(2) of the Local Government Act 2020 states that the purpose of the Councillor Code of Conduct is to include the standards of conduct expected to be observed **by Councillors in the course of performing their duties and functions as Councillors**...Extending the scope of the Code to personal life was considered beyond the requirements of the Act and potentially contrary to the intention of the Act.
- the application of the Media and Social Media Policy. A comment expressed concern that the Media and Social Media Policy should not prevent Councillors speaking out on issues. The Media and Social Media Policy is currently under review. This comment will be considered as part of the review.
- use of resources during elections. Concern was expressed about Councillors endorsing candidates at an election. A similar matter is currently the subject of VCAT proceedings.

Council will await the outcome of the proceedings before further considering any changes in relation to this comment.

Version 6 of the Code is based on a better practice version promoted by Local Government Victoria with changes as a result of public comment. The draft version 6 is attached and recommended for adoption.

COST/BENEFITS

No provision is made in the annual budget for costs associated with managing the Code. The benefit of having a Code is setting clear expectations, and establishing clear processes for the management of councillor conduct and compliance with the 2020 Act.

RISK ANALYSIS

The risk of non-compliance with section 139 of the 2020 Act is addressed with the adoption of a Code consistent with the requirements of the Act.

CONSULTATION AND ENGAGEMENT

There is no deliberative engagement requirement for the Councillor Code of Conduct under the 2020 Act however a short period for public comment was undertaken between 29 January and 12 February 2021 to provide an opportunity for the public to provide feedback on the draft Code.

RESOLUTION 2021/89

Moved: Cr Dan Straub

Seconded: Cr Wendy Murphy

That Council adopt version 6 of the Councillor Code of Conduct.

CARRIED

10.6 SEEKING FEEDBACK FOR THE 2021/22 DRAFT ANNUAL BUDGET**File Number:** 07/01/001**Author:** Deanne Caserta, Manager Financial Services**Authoriser:** Sharon Morrison, Director Corporate Services**Attachments:** 1. Draft 2021/22 Annual Budget**RECOMMENDATION**

That Council:

1. seek feedback on the Draft Budget in accordance with the Community Engagement Policy
2. adopt the proportion of rates raised within various valuation categories as follows:
 - Rural Production to have a differential rate 12% lower than the General (Residential, Commercial and Other) differential rate
3. agree that the above distribution of rates raised demonstrates fairness and equity across the municipality
4. implement a differential rate to be struck between categories of Rural Production and General as follows:
 - General (Residential, Commercial and Other) - 0.003579 Cents in the Dollar of Capital Improved Value
 - Rural Production - 0.003150 Cents in the Dollar of Capital Improved Value
5. apply a Municipal Charge of \$225 to all properties, except where an exemption has been granted for a Single Farm Enterprise under the Local Government Act 1989
6. apply a Garbage Charge of \$354 per Residential Garbage Service (140 Litre Bin) and \$481 per Commercial Garbage Service (240 Litre Bin)
7. apply a Kerbside Recycling Service Charge of \$134 per service (240 Litre Bin).

CONFLICT OF INTEREST

There is no conflict of interest for any Council staff member involved in the preparation of this report, or involved in the subject matter of the report.

PREVIOUS COUNCIL DISCUSSION

Council was presented with the 2021/21 Draft Annual Budget at a Council Forum on 13 April 2021.

BACKGROUND

The 2021/22 Draft Annual Budget has been prepared in draft following discussions with Councillors and senior officers.

Council has once again used the Best Practice Guide 'Model Budget' to assist with developing the budget. The Executive Summary is based on this model and has been prepared to provide an explanation of the major components of the budget.

A number of financial reports have also been developed outlining expected income and expenditure for all areas of Council in 2021/22, and comparing these to the forecast actual results for 2020/21.

The Draft Annual Budget includes:

- the continuation of a strong cash position

- the continuation of the Community Planning program
- projects and initiatives included in Council's various strategic plans
- no new borrowings
- continuation of the use of discretionary reserves.

Council's rating increase for 2021/22 is in line with the Victorian State Government's Rate Capping Policy which has been set at 1.5% on the 2020/21 forecast budget rate income. Council has discretion over increases relating to garbage and recycling charges, and has included in the draft budget an increase of 10.0% to assist in ensuring a cost neutral position for waste collection services.

The Draft Annual Budget was developed during COVID-19. It is acknowledged that the Draft Annual Budget may change to respond to future COVID-19 relief and recovery efforts.

ISSUES/DISCUSSION

Subject to Council approval, the Draft Budget will be advertised seeking feedback. Council will receive submissions until close of business on Friday 28 May 2021.

It is proposed that Council consider any feedback received at the Council Forum to be held on Tuesday 8 June 2021 and formally adopt the Draft Annual Budget at the Ordinary Meeting of Council to be held on Tuesday 22 June 2021.

COST/BENEFITS

The benefits to Council and the community are that a consultative budget process complies with the Local Government Act 1989 and the Local Government Act 2020, the budget provides a measure for accurate planning, and ensures that Council can deliver services and projects included in the document.

RISK ANALYSIS

The risk to Council of not considering and then advertising the Draft Annual Budget is that it will not comply with requirements under the Local Government Act 1989 and the Local Government Act 2020.

There is also a risk that the Draft Annual Budget may change as a result of Council's response to COVID-19 relief and recovery efforts. Submissions may be made by the public about suggested relief and recovery efforts. In addition, any significant changes to the Adopted Budget will be the subject of a report to Council in the future.

CONSULTATION AND ENGAGEMENT

The Community Engagement Policy outlines community engagement as an ongoing dialogue with our community to identify civic issues and opportunities and assist Council with planning and informed decision-making.

The feedback and input from community engagement promotes:

- transparency in decision making
- relationship building with communities and stakeholders
- increase community and stakeholder capacity to understand issues facing Council.

Council acknowledges and adheres to the Community Engagement Principles contained in section 56 of the Act. The principles guide community engagement practices and processes

RESOLUTION 2021/90

Moved: Cr Gavan Holt

Seconded: Cr Dan Straub

That Council:

1. seek feedback on the Draft Budget in accordance with the Community Engagement Policy
2. adopt the proportion of rates raised within various valuation categories as follows:
 - Rural Production to have a differential rate 12% lower than the General (Residential, Commercial and Other) differential rate
3. agree that the above distribution of rates raised demonstrates fairness and equity across the municipality
4. implement a differential rate to be struck between categories of Rural Production and General as follows:
 - General (Residential, Commercial and Other) - 0.003579 Cents in the Dollar of Capital Improved Value
 - Rural Production - 0.003150 Cents in the Dollar of Capital Improved Value
5. apply a Municipal Charge of \$225 to all properties, except where an exemption has been granted for a Single Farm Enterprise under the Local Government Act 1989
6. apply a Garbage Charge of \$354 per Residential Garbage Service (140 Litre Bin) and \$481 per Commercial Garbage Service (240 Litre Bin)
7. apply a Kerbside Recycling Service Charge of \$134 per service (240 Litre Bin).

CARRIED

10.7 FEES AND CHARGES FOR THE YEAR 1 JULY 2021 TO 30 JUNE 2022

File Number: 07/01/006

Author: Deanne Caserta, Manager Financial Services

Authoriser: Sharon Morrison, Director Corporate Services

Attachments: 1. Draft Fees and Charges Schedule 2021/2022

RECOMMENDATION

That Council approves the Fees and Charges for the year 1 July 2021 to 30 June 2022 for the purposes of public exhibition with the draft budget and notification of residential accommodation charges.

CONFLICT OF INTEREST

There is no conflict of interest for any Council staff member involved in the preparation of this report, or involved in the subject matter of the report.

PREVIOUS COUNCIL DISCUSSION

A draft Schedule was submitted for consideration at the Council Forum held on 13 April 2021.

BACKGROUND

Each year, as a part of the budget process, a Fees and Charges Schedule is prepared and submitted for approval by Council. This year it is proposed that the Fees and Charges for the year 1 July 2021 to 30 June 2022 be advertised together with the draft budget, so that the community is able to see the whole suite of Council finances in context.

ISSUES/DISCUSSION

Generally the new schedule takes effect from the start of the financial year; however included in the schedule are residential accommodation charges which require a minimum notice period of 60 days. Notification will be forwarded to tenants as soon as practicable after approval by Council.

The approach to the 2021/22 schedule was to index fees and charges in line with the 1.5% rate cap advised by the Minister for Local Government for 2021/22. This decision is guided by the principles located within the Revenue and Rating Plan currently in draft by Council. This indexation rate last year was 2.0%.

Some cost areas within the Fees and Charges Schedule have had an increase of more than 1.5% due to rounding to nearest dollars (or five dollars).

There is also a nil increase to swimming pool fees, however a concession rate has now been included.

COST/BENEFITS

The schedule of fees and charges will help to raise an equitable contribution of revenue towards the cost of service delivery.

RISK ANALYSIS

There is a minor risk of avoidance of payment by customers.

CONSULTATION AND ENGAGEMENT

The recommendations in the report have been considered in detail by the Management Executive Group and Council.

RESOLUTION 2021/91

Moved: Cr Wendy Murphy

Seconded: Cr Linda Jungwirth

That Council approves the Fees and Charges for the year 1 July 2021 to 30 June 2022 for the purposes of public exhibition with the draft budget and notification of residential accommodation charges.

CARRIED

10.8 DRAFT REVENUE AND RATING PLAN**File Number:** 09/04/001**Author:** Deanne Caserta, Manager Financial Services**Authoriser:** Sharon Morrison, Director Corporate Services**Attachments:** 1. Draft Revenue and Rating Plan v1**RECOMMENDATION**

That Council approves the Draft Revenue and Rating Plan for the purposes of public exhibition.

CONFLICT OF INTEREST

There is no conflict of interest for any Council staff member involved in the preparation of this paper, or involved in the subject matter of the paper.

PREVIOUS COUNCIL DISCUSSION

At the November 2020 briefing, Council was informed of a nine step process for the development of the Revenue and Rating Plan.

Since this time, Council has completed five of these nine steps with the public consultation (step 6) now reached.

BACKGROUND

In 2017, Council established the first Rating Strategy (the Strategy) and conducted a review of the document in April 2019. The Strategy expires in 2021.

This document included the basic principles for rate collection within Council and replaced the information that was previously published within the Annual Budget to ensure Council's position remained transparent and available to all ratepayers.

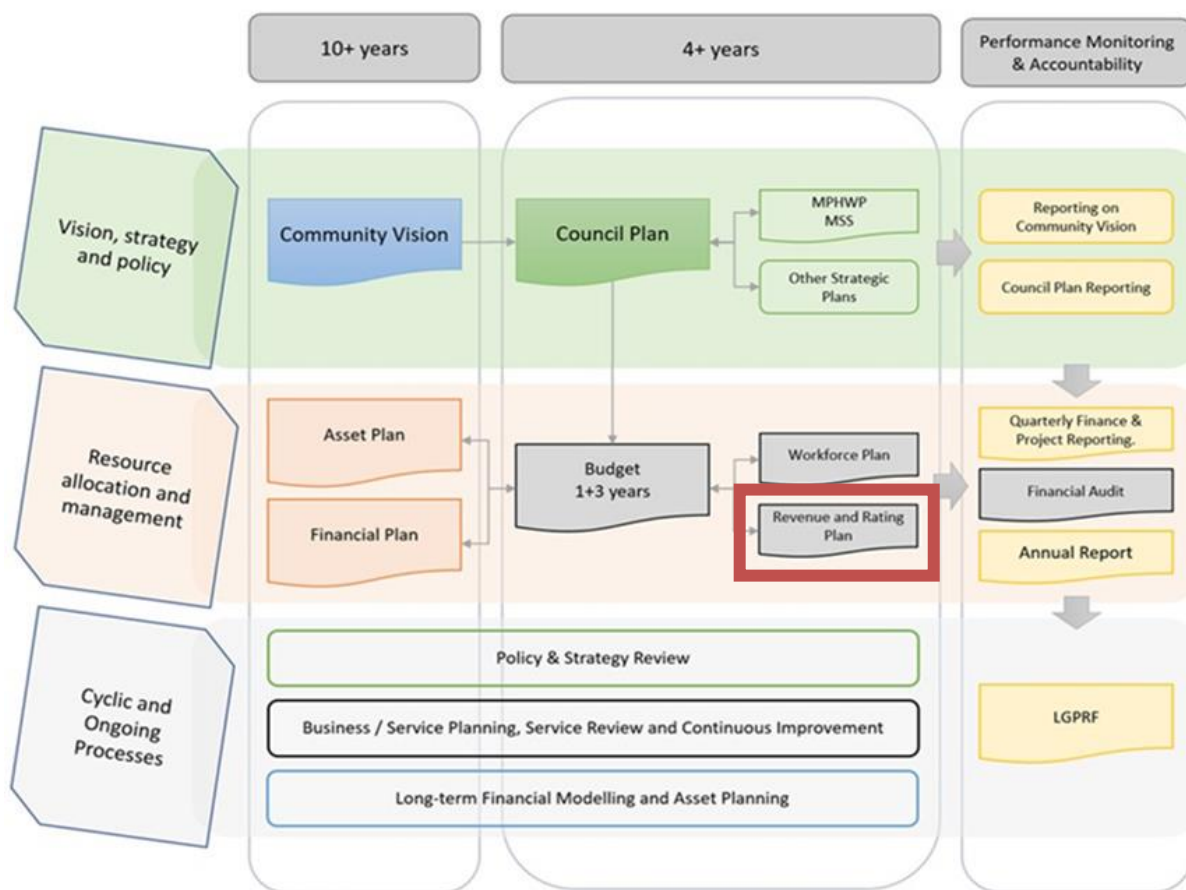
The Local Government Act 2020 (LGA 2020) requires each Council to prepare a Revenue and Rating Plan (Plan) to cover a minimum period of four years following each Council election. The Revenue and Rating Plan establishes the revenue raising framework within which the Council proposes to work.

This will see Council build on the current Strategy and add to the required revenue components.

ISSUES/DISCUSSION

The purpose of the Plan is to determine the most appropriate and affordable revenue and rating approach for Loddon Shire Council which, in conjunction with other income sources, will adequately finance the objectives in the Council Plan.

This Plan is an important part of Council's integrated planning and reporting framework, all of which helps Council achieve its vision. The diagram below depicts the integrated planning and reporting framework that applies to local government in Victoria. At each stage of the integrated planning and reporting framework there are opportunities for community and stakeholder input. This is important to ensure transparency and accountability to both residents and ratepayers.



Source: Department of Job, Precincts and Regions

This Plan will explain how Council calculates the revenue needed to fund its activities, and how the funding burden will be apportioned between ratepayers and other users of Council facilities and services.

In particular, this Plan will set out decisions that Council has made in relation to rating options available to it under the LGA 2020 to ensure fair and equitable distribution of rates across property owners.

It will also set out principles that are used in decision making for other revenue sources such as fees and charges.

The Plan does not set revenue targets for Council; it outlines the strategic framework and decisions that inform how Council will go about calculating and collecting its revenue.

COST/BENEFITS

The Plan will be used to guide Council in making decisions around the setting of rates, municipal charges and fees and the equitable distribution of these fees and charges for future long term Financial Plans and Annual Budgets.

RISK ANALYSIS

The principles of good governance require Council to provide ongoing or periodic monitoring and review of the impact of major decisions. It is essential that Council evaluates, on a regular basis, the legislative objectives to which it must have regard and those other objectives which Council determines are relevant.

Council is seeking to fully document its objectives and approach to the raising of revenue and rates in line with its goal of providing transparency in its decision-making.

CONSULTATION AND ENGAGEMENT

The document has been subject to the normal approval process of Policy Review Group, and Council Forum prior to presentation in the Council Meeting Agenda.

If endorsed, Council will place this document out for public consultation along with seeking feedback from the community reference group for a period of 28 days before recommending adoption.

RESOLUTION 2021/92

Moved: Cr Dan Straub

Seconded: Cr Gavan Holt

That Council approves the Draft Revenue and Rating Plan for the purposes of public exhibition.

CARRIED

11 INFORMATION REPORTS

Nil

12 COMPLIANCE REPORTS**12.1 SECTION 65 COMMUNITY ASSET COMMITTEE MEMBERSHIP DETAILS - BOORT PARK**

File Number: FOL/20/7162

Author: Michelle Hargreaves, Administration Officer

Authoriser: Sharon Morrison, Director Corporate Services

Attachments: Nil

RECOMMENDATION

That Council appoints the persons named in this report as members of the Boort Park Section 65 Community Asset Committee, effective upon the receipt of advice from the Committee of the name of their Booking Officer.

CONFLICT OF INTEREST

There is no conflict of interest for any Council staff member involved in the preparation of this report. Some staff members do have an involvement in the subject matter of the report by virtue of their volunteer commitment to the Community Asset Committee or the volunteer commitment by their family members.

PREVIOUS COUNCIL DISCUSSION

Council approved the current list of committee members for Boort Park Community Asset Committee on 25 August 2020.

BACKGROUND

Under section 65 of the Local Government Act 2020 (Act) Councillors establish community asset committees and appoint their members. Under section 47 of the Act the CEO issues their instrument of delegation.

Clause 7.1 of the instrument of delegation establishes the composition of the committee. Clause 7.2.1 provides for the appointment of the member by name by resolution of Council for a term of one year. For community based committees, at least 6 community representatives are preferred. For organisation based committees, each delegation has a list of organisations that are required to provide representatives for the committee.

Clause 7.6 states that:

At the annual meeting each year nominations shall be called for proposed members of the Committee. The Committee must then elect from its proposed members the following office bearers:

- chair
- deputy chair (not mandatory, but recommended)
- secretary
- treasurer*
- booking officer*
- general members

*The treasurer and booking officer must not be the same person.

Clause 7.2.4 states that Council shall appoint members to the Committee as soon as reasonably practicable after the date upon which their annual meeting occurs.

ISSUES/DISCUSSION

Boort Park is an organisation based committee with representatives from each of the stakeholder groups. The following is a list of nominated representatives for the committee which meets the minimum requirement:

Name	Position
Neil Beattie	Chairperson
Karen Coutts	Secretary / Treasurer – Community representative
Jacquie Verley	Deputy Chair – Community representative
	Booking officer
Madeleine Scott	Boort Agricultural and Pastoral Society
Marjory Potter	Boort Agricultural and Pastoral Society
Alister Knight	Boort Cricket Club
Damien Balzer	Boort Cricket Club
Tim Byrne	Boort District Harness Racing Club
Ray Stomann	Boort District Harness Racing Club
Gordon Parker	Boort Football Club
Kane Arnold	Boort Football Club
Chelsea Challis-Broad	Boort Hockey Club
Jacquie Challis	Boort Hockey Club
Kristen Gooding	Boort Netball Club
April Griffiths	Boort Netball Club
Tom Bleicher	Boort P12 College
Lee Anne Sherwell	Boort P12 College
John Nelson	Committee member
Barry Kennedy	Committee member

The Council representative for this committee is Cr Neil Beattie.

The committee has not nominated a booking officer as required by the instrument of delegation and recommended by the auditors following a recent incident, despite requests to do so. Accordingly, it is recommended that Council appoints the persons named above, effective on the receipt of advice from the Committee of the name of their booking officer. The effect of this is that the no persons are appointed until Council receives the name of a booking officer.

COST/BENEFITS

The benefit of this report is that Council has an up to date and accurate record of current committee members to ensure that contact can be made, particularly where Council is requesting committees to comply with reporting requirements under the legislation.

RISK ANALYSIS

Section 65 Community Asset Committees act for and on behalf of Council which creates a risk for Council should they ever act outside their delegated authority.

Clause 7.3 of the instrument of delegation provides for the removal of any committee member. This clause could be used to mitigate risk.

Council's appointment of committee members, not only satisfies the legislation, but also provides Council with the opportunity to sight the list of committee members before formally appointing them as they are the people that will be operating the committees, and in effect, acting for and on behalf of Council over the course of the year.

CONSULTATION AND ENGAGEMENT

The community asset committee has provided Council with the list of proposed committee members and their positions.

RESOLUTION 2021/93

Moved: Cr Wendy Murphy

Seconded: Cr Linda Jungwirth

That Council appoints the persons named in this report as members of the Boort Park Section 65 Community Asset Committee, noting the appointment of Jacqui Verley as their Booking Officer.

CARRIED

**12.2 SECTION 65 COMMUNITY ASSET COMMITTEE MEMBERSHIP DETAILS -
INGLEWOOD COMMUNITY ELDERLY PERSONS UNITS**

File Number: FOL/20/7156

Author: Michelle Hargreaves, Administration Officer

Authoriser: Sharon Morrison, Director Corporate Services

Attachments: Nil

RECOMMENDATION

That Council:

1. appoints the persons named in this report as members of the Inglewood Community Elderly Persons Units Section 65 Community Asset Committee, effective immediately, and
2. notes the change of Community Wellbeing staff from voting members of the Committee to ex-officio members of the Committee.

CONFLICT OF INTEREST

There is no conflict of interest for any Council staff member involved in the preparation of this report.

PREVIOUS COUNCIL DISCUSSION

Council approved the current list of committee members for Inglewood Community Elderly Persons Units Community Asset Committee on 25 August 2020.

BACKGROUND

Under section 65 of the Local Government Act 2020 (Act) Councillors establish community asset committees and appoint their members. Under section 47 of the Act the CEO issues their instrument of delegation.

Clause 7.1 of the instrument of delegation establishes the composition of the committee. Clause 7.2.1 provides for the appointment of the member by name by resolution of Council for a term of one year. For community based committees, at least 6 community representatives are preferred. For organisation based committees, each delegation has a list of organisations that are required to provide representatives for the committee.

Clause 7.6 states that:

At the annual meeting each year nominations shall be called for proposed members of the Committee. The Committee must then elect from its proposed members the following office bearers:

- chair
- deputy chair (not mandatory, but recommended)
- secretary
- treasurer*
- booking officer*
- general members

*The treasurer and booking officer must not be the same person.

Clause 7.2.4 states that Council shall appoint members to the Committee as soon as reasonably practicable after the date upon which their annual meeting occurs.

ISSUES/DISCUSSION

Inglewood Community Elderly Persons Units is an organisation-based committee with representatives from each of the stakeholder groups. The following is a list of nominated representatives for the committee which meets the minimum requirement:

Name	Organisation
Tracey Wilson(Secretary)	Inglewood and Districts Health Services
Dallas Coghill	Inglewood and Districts Health Services
Robert Condliffe (Chair/Treasurer)	Inglewood Lions Club
Frank Stoel	Inglewood Lions Club
Trevor Puckey (Vice chair/treasurer)	Inglewood and Districts Health Services
Colleen Condliffe	Community member
Booking officer	Not applicable

The Council representative for this committee is Cr Wendy Murphy.

Previously the Committee has had two members of Loddon Shire Council Community Wellbeing Department. This report confirms that Community Wellbeing staff are ex-officio members of the Committee, and are accordingly to be invited to all meetings but have no voting rights.

COST/BENEFITS

The benefit of this report is that Council has an up to date and accurate record of current committee members to ensure that contact can be made, particularly where Council is requesting committees to comply with reporting requirements under the legislation.

RISK ANALYSIS

Section 65 Community Asset Committees act for and on behalf of Council which creates a risk for Council should they ever act outside their delegated authority.

Clause 7.3 of the instrument of delegation provides for the removal of any committee member. This clause could be used to mitigate risk.

Council's appointment of committee members, not only satisfies the legislation, but also provides Council with the opportunity to sight the list of committee members before formally appointing them as they are the people that will be operating the committees, and in effect, acting for and on behalf of Council over the course of the year.

CONSULTATION AND ENGAGEMENT

The community asset committee has provided Council with the list of proposed committee members and their positions.

RESOLUTION 2021/94

Moved: Cr Linda Jungwirth

Seconded: Cr Wendy Murphy

That Council:

1. appoints the persons named in this report as members of the Inglewood Community Elderly Persons Units Section 65 Community Asset Committee, effective immediately, and
2. notes the change of Community Wellbeing staff from voting members of the Committee to ex-officio members of the Committee.

CARRIED

12.3 SECTION 65 COMMUNITY ASSET COMMITTEE MEMBERSHIP DETAILS - YANDO PUBLIC HALL

File Number: FOL/20/7145
Author: Michelle Hargreaves, Administration Officer
Authoriser: Sharon Morrison, Director Corporate Services
Attachments: Nil

RECOMMENDATION

That Council appoints the persons named in this report as members of the Yando Public Hall Section 65 Community Asset Committee, effective immediately.

CONFLICT OF INTEREST

There is no conflict of interest for any Council staff member involved in the preparation of this report. Some staff members do have an involvement in the subject matter of the report by virtue of their volunteer commitment to the Community Asset Committee or the volunteer commitment by their family members.

PREVIOUS COUNCIL DISCUSSION

Council approved the current list of committee members Yando Public Hall Community Asset Committee on 25 August 2020.

BACKGROUND

Under section 65 of the Local Government Act 2020 (Act) Councillors establish community asset committees and appoint their members. Under section 47 of the Act the CEO issues their instrument of delegation.

Clause 7.1 of the instrument of delegation establishes the composition of the committee. Clause 7.2.1 provides for the appointment of the member by name by resolution of Council for a term of one year. For community based committees, at least 6 community representatives are preferred. For organisation based committees, each delegation has a list of organisations that are required to provide representatives for the committee.

Clause 7.6 states that:

At the annual meeting each year nominations shall be called for proposed members of the Committee. The Committee must then elect from its proposed members the following office bearers:

- chair
- deputy chair (not mandatory, but recommended)
- secretary
- treasurer*
- booking officer*
- general members

*The treasurer and booking officer must not be the same person.

Clause 7.2.4 states that Council shall appoint members to the Committee as soon as reasonably practicable after the date upon which their annual meeting occurs.

ISSUES/DISCUSSION

Yando Public Hall is a community based committee with preferred representation requiring at least 6 community representatives. The following is a list of nominated representatives for the committee which meets the minimum requirement:

Name	Position
Craig Slatter	Chair
Ashley Gawne	Deputy Chair
Roslyn Gawne	Secretary /Treasurer
Bradley Haw	Booking officer
Paul Haw	Committee Member
Karen Haw	Committee Member

The Council representative for this committee is Cr Neil Beattie.

COST/BENEFITS

The benefit of this report is that Council has an up to date and accurate record of current committee members to ensure that contact can be made, particularly where Council is requesting committees to comply with reporting requirements under the legislation.

RISK ANALYSIS

Section 65 Community Asset Committees act for and on behalf of Council which creates a risk for Council should they ever act outside their delegated authority.

Clause 7.3 of the instrument of delegation provides for the removal of any committee member. This clause could be used to mitigate risk.

Council's appointment of committee members, not only satisfies the legislation, but also provides Council with the opportunity to sight the list of committee members before formally appointing them as they are the people that will be operating the committees, and in effect, acting for and on behalf of Council over the course of the year.

CONSULTATION AND ENGAGEMENT

The community asset committee has provided Council with the list of proposed committee members and their positions.

RESOLUTION 2021/95

Moved: Cr Dan Straub
Seconded: Cr Wendy Murphy

That Council appoints the persons named in this report as members of the Yando Public Hall Section 65 Community Asset Committee, effective immediately.

CARRIED

12.4 SECTION 65 COMMUNITY ASSET COMMITTEE MEMBERSHIP DETAILS - BRIDGEWATER ON LODDON MEMORIAL HALL

File Number: FOL/20/7161
Author: Michelle Hargreaves, Administration Officer
Authoriser: Sharon Morrison, Director Corporate Services
Attachments: Nil

RECOMMENDATION

That Council appoints the persons named in this report as members of the Bridgewater on Loddon Memorial Hall Section 65 Community Asset Committee, effective immediately.

CONFLICT OF INTEREST

There is no conflict of interest for any Council staff member involved in the preparation of this report. Some staff members do have an involvement in the subject matter of the report by virtue of their volunteer commitment to the Community Asset Committee or the volunteer commitment by their family members.

PREVIOUS COUNCIL DISCUSSION

Council approved the current list of committee members for Bridgewater on Loddon Memorial Hall Community Asset Committee on 27 January 2021.

BACKGROUND

Under section 65 of the Local Government Act 2020 (Act) Councillors establish community asset committees and appoint their members. Under section 47 of the Act the CEO issues their instrument of delegation.

Clause 7.1 of the instrument of delegation establishes the composition of the committee. Clause 7.2.1 provides for the appointment of the member by name by resolution of Council for a term of one year. For community based committees, at least 6 community representatives are preferred. For organisation based committees, each delegation has a list of organisations that are required to provide representatives for the committee.

Clause 7.6 states that:

At the annual meeting each year nominations shall be called for proposed members of the Committee. The Committee must then elect from its proposed members the following office bearers:

- chair
- deputy chair (not mandatory, but recommended)
- secretary
- treasurer*
- booking officer*
- general members

*The treasurer and booking officer must not be the same person.

Clause 7.2.4 states that Council shall appoint members to the Committee as soon as reasonably practicable after the date upon which their annual meeting occurs.

ISSUES/DISCUSSION

Bridgewater on Loddon Memorial Hall is a community based committee with preferred representation requiring at least 6 community representatives. The following is a list of nominated representatives for the committee which meets the minimum requirement:

Name	Position
Shannon Brown	Chair
Graham Morse	Deputy Chair
Christine Wattie	Secretary
Kathy Bowen	Treasurer
Leanne Edwards	Booking officer
Ainsley McPherson	Committee Member
Colleen Condliffe	Committee Member
Dave Booth	Committee Member
David Edwards	Committee Member
Eddy Iob	Committee Member
Graham Hosking	Committee Member
Graham Morse	Committee Member
Jenny Hosking	Committee Member
Lorna Booth	Committee Member
Steve Brown	Committee Member

The Council representative for this committee is Cr Wendy Murphy.

This committee is transitioning to incorporation. A management agreement will be prepared and the instrument of delegation rescinded when incorporation is confirmed.

COST/BENEFITS

The benefit of this report is that Council has an up to date and accurate record of current committee members to ensure that contact can be made, particularly where Council is requesting committees to comply with reporting requirements under the legislation.

RISK ANALYSIS

Section 65 Community Asset Committees act for and on behalf of Council which creates a risk for Council should they ever act outside their delegated authority.

Clause 7.3 of the instrument of delegation provides for the removal of any committee member. This clause could be used to mitigate risk.

Council's appointment of committee members, not only satisfies the legislation, but also provides Council with the opportunity to sight the list of committee members before formally appointing them as they are the people that will be operating the committees, and in effect, acting for and on behalf of Council over the course of the year.

CONSULTATION AND ENGAGEMENT

The community asset committee has provided Council with the list of proposed committee members and their positions.

RESOLUTION 2021/96

Moved: Cr Dan Straub
Seconded: Cr Wendy Murphy

That Council appoints the persons named in this report as members of the Bridgewater on Loddon Memorial Hall Section 65 Community Asset Committee, effective immediately.

CARRIED

12.5 SECTION 65 COMMUNITY ASSET COMMITTEE MEMBERSHIP DETAILS - KORONG VALE SPORTS CENTRE

File Number: FOL/20/7152

Author: Michelle Hargreaves, Administration Officer

Authoriser: Sharon Morrison, Director Corporate Services

Attachments: Nil

RECOMMENDATION

That Council appoints the persons named in this report as members of the Korong Vale Sports Centre Section 65 Community Asset Committee, effective immediately.

CONFLICT OF INTEREST

There is no conflict of interest for any Council staff member involved in the preparation of this report. Some staff members do have an involvement in the subject matter of the report by virtue of their volunteer commitment to the Community Asset Committee or the volunteer commitment by their family members.

PREVIOUS COUNCIL DISCUSSION

Council approved the current list of committee members for Korong Vale Sports Centre Community Asset Committee on 25 August 2020.

BACKGROUND

Under section 65 of the Local Government Act 2020 (Act) Councillors establish community asset committees and appoint their members. Under section 47 of the Act the CEO issues their instrument of delegation.

Clause 7.1 of the instrument of delegation establishes the composition of the committee. Clause 7.2.1 provides for the appointment of the member by name by resolution of Council for a term of one year. For community based committees, at least 6 community representatives are preferred. For organisation based committees, each delegation has a list of organisations that are required to provide representatives for the committee.

Clause 7.6 states that:

At the annual meeting each year nominations shall be called for proposed members of the Committee. The Committee must then elect from its proposed members the following office bearers:

- chair
- deputy chair (not mandatory, but recommended)
- secretary
- treasurer*
- booking officer*
- general members

*The treasurer and booking officer must not be the same person.

Clause 7.2.4 states that Council shall appoint members to the Committee as soon as reasonably practicable after the date upon which their annual meeting occurs.

ISSUES/DISCUSSION

Korong Vale Sports Centre is a community based committee with preferred representation requiring at least 6 community representatives. The following is a list of nominated representatives for the committee which meets the minimum requirement:

Name	Position
Joan Earl	Chair and booking officer
Robert Day	Deputy chair
Faye Day	Secretary/ Treasurer
John Murnane	Community member
Andrew Day	Community member
Judy Matthews	Community member
Peter Gibson	Community member

The Council representative for this committee is Cr Neil Beattie.

COST/BENEFITS

The benefit of this report is that Council has an up to date and accurate record of current committee members to ensure that contact can be made, particularly where Council is requesting committees to comply with reporting requirements under the legislation.

RISK ANALYSIS

Section 65 Community Asset Committees act for and on behalf of Council which creates a risk for Council should they ever act outside their delegated authority.

Clause 7.3 of the instrument of delegation provides for the removal of any committee member. This clause could be used to mitigate risk.

Council's appointment of committee members, not only satisfies the legislation, but also provides Council with the opportunity to sight the list of committee members before formally appointing them as they are the people that will be operating the committees, and in effect, acting for and on behalf of Council over the course of the year.

CONSULTATION AND ENGAGEMENT

The community asset committee has provided Council with the list of proposed committee members and their positions.

RESOLUTION 2021/97

Moved: Cr Dan Straub
Seconded: Cr Wendy Murphy

That Council appoints the persons named in this report as members of the Korong Vale Sports Centre Section 65 Community Asset Committee, effective immediately.

CARRIED

13 GENERAL BUSINESS**13.1 CHILD CARE**

Cr Holt had raised the issue of child care as a Shire-wide problem that disadvantages country people. He suggested that Council needs to investigate solutions, perhaps starting with the Buloke model at Charlton.

Wendy Gladman advised that a feasibility study has concluded that childcare is not sustainable for the Shire and a business case provided models that may provide reliable and sustainable childcare for rural communities. An advocacy strategy is now being developed for Council to lobby state and federal governments. Mrs Gladman will be approaching community groups, other agencies and interested community members to discuss assisting with advocating for this issue and investigate models that might be sustainable in Loddon Shire.

13.2 WHEEL CACTUS

Cr Holt raised the growing Shire problem of the spread of wheel cactus. This is part of the wider problem of the responsibility for weeds which has been a difficult issue for rural councils for years. The Wedderburn branch of the Victorian Farmers Federation is seeking a letter of support from Council.

The CEO noted that letters of support can be arranged by staff upon request. Cr Holt undertook to forward the letter to the CEO for action.

13.3 CATTO LODGE

Cr Holt noted the future of Catto Lodge in Kooyoora State Park is an important issue for people in the Inglewood, Wedderburn and Tarnagulla wards, which became very clear when the possibility of it being demolished arose. He commented that there is no formal commitment to the future of Catto Lodge at this time.

The Dja Dja Wurrung Clans Aboriginal Corporation is intending to attend a future Council Forum to discuss this and other matters regarding Kooyoora State Park. Outcomes of that meeting will be considered before determining what Council will need to do to advocate for the matter.

14 CONFIDENTIAL ITEMS**RECOMMENDATION**

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 66(1) and 66(2)(a) of the Local Government Act 2020:

14.1 REVIEW OF CONFIDENTIAL ACTIONS

This matter is considered to be confidential under Section 3(1)(h) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with confidential meeting information, being the records of meetings closed to the public under section 66(2)(a).

Pursuant to section 66(5)(b) of the Local Government Act 2020, if released the information to be received, discussed or considered in relation to this agenda item, may disclose confidential meeting information, being the records of meetings closed to the public under section 66(2)(a)

14.2 C492 - Godfrey Street Culvert Replacement

This matter is considered to be confidential under Section 3(1)(a) and (g(ii)) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released and private commercial information, being information provided by a business, commercial or financial undertaking that if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage.

Pursuant to Section 66 (5)(b) of the Local Government Act 2020, If released the information to be received, discussed or considered in relation to this agenda item, may prejudice the commercial position of Council and/or disadvantage a private business, as various negotiations remain pending.

14.3 Victorian Energy Collaboration Contract

This matter is considered to be confidential under Section 3(1)(a) and (g(ii)) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released and private commercial information, being information provided by a business, commercial or financial undertaking that if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage

Closing of Meeting to the Public

RESOLUTION 2021/98

Moved: Cr Dan Straub
Seconded: Cr Wendy Murphy

That the meeting be closed to the public at 3.55pm.

CARRIED

14.1 REVIEW OF CONFIDENTIAL ACTIONS**RESOLUTION 2021/99**

Moved: Cr Linda Jungwirth

Seconded: Cr Dan Straub

That Council receive and note the action sheet.

CARRIED

14.2 C492 - GODFREY STREET CULVERT REPLACEMENT**RESOLUTION 2021/100**

Moved: Cr Dan Straub

Seconded: Cr Gavan Holt

That Council:-

1. award Contract 492 – Godfrey Street Culvert Replacement to Tactile Australia Pty T/a One Stop Civil as tendered;
2. authorise the Chief Executive Officer to sign and affix the common seal of Council to the contract documents.

CARRIED

14.3 VICTORIAN ENERGY COLLABORATION CONTRACT**RESOLUTION 2021/101**

Moved: Cr Linda Jungwirth

Seconded: Cr Dan Straub

That Council

1. accept the VECO project Tender Evaluation Report and recommendation to accept a 9.5 year contract with Red Energy Pty Ltd for the supply of electricity to Council buildings in accordance with the attached Recommendation Report
2. authorise the Chief Executive Officer to sign and seal relevant documents relating to this contract.

CARRIED

NEXT MEETING

The next Ordinary Meeting of Council will be held on 25 May 2021 at Wederburn commencing at 3pm.

There being no further business the meeting was closed at 4.17pm.

Confirmed this.....day of..... 2021

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CHAIRPERSON