



**GANNAWARRA**  
*Shire Council*

## **Ordinary Council Meeting**

# **MINUTES**

**Wednesday, 17 April 2019**

**6:30pm**

**Council Chambers**

**Kerang**

**Order Of Business**

<b>1</b>	<b>Acknowledgement of Country .....</b>	<b>3</b>
<b>2</b>	<b>Opening Declaration.....</b>	<b>3</b>
<b>3</b>	<b>Apologies .....</b>	<b>3</b>
<b>4</b>	<b>Confirmation of Minutes .....</b>	<b>3</b>
<b>5</b>	<b>Declaration of Conflict of Interest .....</b>	<b>3</b>
<b>6</b>	<b>Question Time.....</b>	<b>3</b>
<b>7</b>	<b>Assembly of Councillors.....</b>	<b>4</b>
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<b>9</b>	<b>Information Reports .....</b>	<b>10</b>
	Nil	
<b>10</b>	<b>Urgent Items .....</b>	<b>10</b>
	Nil	
<b>11</b>	<b>Notices of Motion.....</b>	<b>10</b>
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<b>12</b>	<b>Delegates Reports .....</b>	<b>10</b>
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<b>13</b>	<b>Confidential Items .....</b>	<b>12</b>
	Nil	

**MINUTES OF GANNAWARRA SHIRE COUNCIL  
ORDINARY COUNCIL MEETING  
HELD AT THE COUNCIL CHAMBERS, KERANG  
ON WEDNESDAY, 17 APRIL 2019 AT 6:30PM**

<b>PRESENT:</b>	Cr Lorraine Learmonth (Mayor)	Yarran Ward
	Cr Sonia Wright	Yarran Ward
	Cr Steven Tasker	Murray Ward
	Cr Charlie Gillingham (Deputy Mayor)	Avoca Ward
	Cr Mark Arians	Patchell Ward
	Cr Jodie Basile	Patchell Ward
	Cr Brian Gibson	Patchell Ward

<b>IN ATTENDANCE:</b>	Tom O'Reilly	Chief Executive Officer
	Lisa Clue	Manager Governance

**Gallery: 10**

**1 ACKNOWLEDGEMENT OF COUNTRY**

The Mayor acknowledged the Traditional Owners of the land and paid her respects to Elders both past and present.

**2 OPENING DECLARATION**

The Deputy Mayor read the Opening Declaration.

**3 APOLOGIES**

Nil

**4 CONFIRMATION OF MINUTES**

**RESOLUTION**

Moved: Cr Charlie Gillingham

Seconded: Cr Jodie Basile

**That the minutes of the Ordinary Council Meeting held on 20 March, 2019 be confirmed.**

**CARRIED**

**5 DECLARATION OF CONFLICT OF INTEREST**

Nil

**6 QUESTION TIME**

Lorraine Morris asked three questions relating to the Kerang Show – the Mayor responded that the matter would be debated at Agenda Item 11.1.

Georgia McDonald asked three questions relating to the Kerang Show – the Mayor responded that the matter would be debated at Agenda Item 11.1.

John Poole asked three questions relating to the Kerang Show and Agricultural Society projects and links to other organisations – the Mayor responded that the matter would be debated at Agenda Item 11.1.

## **7 ASSEMBLY OF COUNCILLORS**

### **7.1 ASSEMBLY OF COUNCILLORS 21 MARCH, 2019 TO 16 APRIL 2019**

#### **EXECUTIVE SUMMARY**

To present to Council written records of Assembly of Councillors in accordance with Section 80A of the *Local Government Act 1989*.

#### **RESOLUTION**

Moved: Cr Brian Gibson

Seconded: Cr Sonia Wright

**That Council note the records of Assembly of Councillors from 21 March, 2019 to 16 April, 2019.**

**CARRIED**

## **8 BUSINESS REPORTS FOR DECISION**

### **8.1 AUDIT COMMITTEE - 26 MARCH, 2019 MEETING**

#### **EXECUTIVE SUMMARY**

The Gannawarra Shire Council Audit Committee met on Tuesday, 26 March, 2019. The Audit Committee was updated with the strategy for the External Audit for 2018/2019 and three internal audits undertaken by the Internal Auditor.

#### **RESOLUTION**

Moved: Cr Charlie Gillingham

Seconded: Cr Brian Gibson

**That Council note the recommendations and outcomes of the Audit Committee meeting held on 26 March, 2019.**

**CARRIED**

## 8.2 AUDIT COMMITTEE - REMUNERATION

### EXECUTIVE SUMMARY

Gannawarra Shire Council's Audit Committee Charter provides that the remuneration paid to each Independent Member be reviewed and set annually by the Council.

The proposed increase is in line with the rate cap increase.

### RESOLUTION

Moved: Cr Charlie Gillingham

Seconded: Cr Sonia Wright

**That Council set the 2019/2020 Audit Committee annual sitting fee at \$1,740 for the Chair and \$1,240 for the other Independent Members.**

**CARRIED**

## 8.3 DELEGATION UPDATE - COUNCIL TO MEMBERS OF COUNCIL STAFF

### EXECUTIVE SUMMARY

Gannawarra Shire Council has functions and duties which it must perform and powers which it may exercise, pursuant to the *Local Government Act 1989* (the Act) as well as a range of other Acts. Section 98 of the Act allows for Council to delegate certain powers, duties or function to members of staff rather than having all functions and duties dealt with by Council resolution.

Delegations are regularly reviewed to reflect changes in legislation, regulations and Council's organisational structure.

### RESOLUTION

Moved: Cr Brian Gibson

Seconded: Cr Jodie Basile

**That Council, in the exercise of powers conferred by section 98(1) of the *Local Government Act 1989* (the Act) and the other legislation referred to in the attached instrument of delegation to members of Council staff, resolve that;**

- 1. There be delegated to the members of Council staff holding, acting in or performing the duties of the offices or positions referred to in the attached *Instrument of Delegation to members of Council staff*, the powers, duties and functions set out in the instrument, subject to the conditions and limitations specified in that instrument.**
- 2. The instrument comes into force immediately the common seal of Council is affixed to the instrument.**
- 3. On the coming into force of the instrument all previous delegations to members of Council staff (other than the Chief Executive Officer) are revoked.**
- 4. The duties and functions set out in the instrument must be performed, and the powers set out in the instruments must be executed, in accordance with any guidelines or policies of Council that it may from time to time adopt.**

**CARRIED**

**8.4 COUNCILLOR COMMITTEE MEMBERSHIPS 2018/2019****EXECUTIVE SUMMARY**

The purpose of this report is for Council to adopt the updated Councillor Committee memberships which effectively provides for Councillors to act as a Council delegate, on behalf of the Gannawarra Shire Council.

**MOTION**

Moved: Cr Mark Arians

Seconded: Cr Sonia Wright

**That Council:**

- 1. Adopt the updated list of Councillor Committee memberships as detailed in the report.**
- 2. Reinstate Kerang Progress as a Committee of Council.**
- 3. Include other progress associations or development committees on receipt of an official written request from any progress association/development committee who is affiliated with the Combined Progress Association.**

**LOST**

**RESOLUTION**

Moved: Cr Sonia Wright

Seconded: Cr Charlie Gillingham

**That Council:**

- 1. Adopt the updated list of Councillor Committee memberships as detailed in the report**
- 2. No longer be represented on the Murray Mallee Local Learning and Employment Network (MMLLEN) and the Campaspe Cohuna Local Learning and Employment Network (CCLLEN)**

**CARRIED**

## 8.5 PROPOSED ANNUAL BUDGET 2019/2020

### EXECUTIVE SUMMARY

The Budget has been prepared in accordance with the requirements of the *Local Government Act 1989*. The Budget seeks to achieve the actions and activities set out in the Council Plan by balancing the demand for services and infrastructure with the community's capacity to pay.

The proposed increase in rate revenue for the 2019/2020 financial year is 2.5% in line with the order by the Minister for Local Government under the Fair Go Rates System.

Continued capital investment in infrastructure assets (\$10.567m) primarily for renewal works (\$6.442m) features in the budget. This includes roads (\$2.774m); bridges (\$1.225m); footpaths, walking tracks and kerb replacement (\$335,000); drainage (\$770,000); recreational, leisure and community facilities (\$3.285m); parks, open space and streetscapes (\$83,000); and waste management (\$90,000).

The Budget also achieves an underlying result of \$682,000 surplus. Underlying operating result is an important measure of Council's financial sustainability and reflects the work being undertaken to improve efficiency and promote long term viability in the Gannawarra.

The budget document as attached is a draft working document and subject to change if required.

### MOTION

Moved: Cr Jodie Basile

Seconded: Cr Brian Gibson

### That Council:

1. **Accept that the Proposed Annual Budget 2019/2020, as presented be the Proposed Budget prepared by Council for the purposes of the *Local Government Act 1989* and the Local Government (Planning and Reporting) Regulations 2014.**
2. **Authorise the Chief Executive Officer or delegate, to give public notice of the preparation of the Proposed Annual Budget 2019/2020 in accordance with Section 129 of the *Local Government Act 1989*, noting the dates for public notice are from Thursday 18 April, 2019 to Monday 3 June, 2019.**
3. **Invite and accept submissions up to Monday 3 June, 2019 on any proposal contained in the Proposed Annual Budget 2019/2020 in accordance with Section 129(2) of the *Local Government Act 1989* and that if requested in writing, submissions will be considered, in accordance with Section 223 of the *Local Government Act 1989*, at a Special Council Meeting to be held on Tuesday 11 June, 2019 (if required) at 1.00pm in the Council Chambers, 47 Victoria Street, Kerang.**
4. **Agree that subject to changes to the Proposed Annual Budget 2019/2020 after consideration of all submissions, the Proposed Annual Budget 2019/2020 will be presented for adoption as Council's Annual Budget 2019/2020, in accordance with Section 130(1) of the *Local Government Act 1989*, at the Ordinary Council Meeting to be**

**held on Wednesday 26 June, 2019 at 6.30 pm in the Council Chambers, 47 Victoria Street, Kerang.**

## **AMENDMENT**

Moved: Cr Charlie Gillingham

Seconded: Cr Sonia Wright

**That Council:**

- 1. Accept that the Proposed Annual Budget 2019/2020, as presented be the Proposed Budget prepared by Council for the purposes of the *Local Government Act 1989* and the Local Government (Planning and Reporting) Regulations 2014.**
- 2. Authorise the Chief Executive Officer or delegate, to give public notice of the preparation of the Proposed Annual Budget 2019/2020 in accordance with Section 129 of the *Local Government Act 1989*, noting the dates for public notice are from Thursday 18 April, 2019 to Monday 3 June, 2019.**
- 3. Invite and accept submissions up to Monday 3 June, 2019 on any proposal contained in the Proposed Annual Budget 2019/2020 in accordance with Section 129(2) of the *Local Government Act 1989* and that if requested in writing, submissions will be considered, in accordance with Section 223 of the *Local Government Act 1989*, at a Special Council Meeting to be held on Tuesday 11 June, 2019 (if required) at 1.00pm in the Council Chambers, 47 Victoria Street, Kerang.**
- 4. Agree that subject to changes to the Proposed Annual Budget 2019/2020 after consideration of all submissions, the Proposed Annual Budget 2019/2020 will be presented for adoption as Council's Annual Budget 2019/2020, in accordance with Section 130(1) of the *Local Government Act 1989*, at the Ordinary Council Meeting to be held on Wednesday 26 June, 2019 at 6.30 pm in the Council Chambers, 47 Victoria Street, Kerang.**
- 5. The consultation process include presentations to the nine community progress groups by the CEO or his representatives.**

**LOST**

## **RESOLUTION**

Moved: Cr Jodie Basile

Seconded: Cr Brian Gibson

**That Council:**

- 1. Accept that the Proposed Annual Budget 2019/2020, as presented be the Proposed Budget prepared by Council for the purposes of the *Local Government Act 1989* and the Local Government (Planning and Reporting) Regulations 2014.**



2. Authorise the Chief Executive Officer or delegate, to give public notice of the preparation of the Proposed Annual Budget 2019/2020 in accordance with Section 129 of the *Local Government Act 1989*, noting the dates for public notice are from Thursday 18 April, 2019 to Monday 3 June, 2019.
1. Invite and accept submissions up to Monday 3 June, 2019 on any proposal contained in the Proposed Annual Budget 2019/2020 in accordance with Section 129(2) of the *Local Government Act 1989* and that if requested in writing, submissions will be considered, in accordance with Section 223 of the *Local Government Act 1989*, at a Special Council Meeting to be held on Tuesday 11 June, 2019 (if required) at 1.00pm in the Council Chambers, 47 Victoria Street, Kerang.
4. Agree that subject to changes to the Proposed Annual Budget 2019/2020 after consideration of all submissions, the Proposed Annual Budget 2019/2020 will be presented for adoption as Council's Annual Budget 2019/2020, in accordance with Section 130(1) of the *Local Government Act 1989*, at the Ordinary Council Meeting to be held on Wednesday 26 June, 2019 at 6.30 pm in the Council Chambers, 47 Victoria Street, Kerang.

**CARRIED**

## **8.6 COUNCIL PLAN 2017-2021 ANNUAL STATUTORY REVIEW**

### **EXECUTIVE SUMMARY**

In accordance with Section 125 of the *Local Government Act 1989* (the Act), a Council Plan for the 2017-2021 period was prepared and adopted in June, 2017.

Section 125(7) of the Act also requires that at least once in each financial year, a Council must consider whether the current Council Plan requires any adjustment in respect of the remaining period of the Council Plan.

### **RESOLUTION**

Moved: Cr Brian Gibson

Seconded: Cr Steven Tasker

**That Council, having reviewed the Council Plan 2017-2021 pursuant to Section 125(7) of the *Local Government Act 1989*, determines that the current Plan requires no adjustment or revision at this time.**

**CARRIED**

**9 INFORMATION REPORTS**

Nil

**10 URGENT ITEMS**

Nil

**11 NOTICES OF MOTION****11.1 NOTICE OF MOTION - 68****MOTION**

Moved: Cr Mark Arians

Seconded: Cr Sonia Wright

**That Council reinstate a public holiday for Kerang Show day.****LOST****RESOLUTION**

Moved: Cr Charlie Gillingham

Seconded: Cr Sonia Wright

**That Council provide an annual contribution to the Kerang Agricultural Society Show Committee of \$2,500 or to the value of in resources to ensure its rich history is retained and kept viable in meeting the needs of future generations.****CARRIED****12 DELEGATES REPORTS****12.1 DELEGATES REPORT - 20 MARCH, 2019 TO 16 APRIL, 2019**Cr Lorraine Learmonth

21 March	Council Listening Post – Koondrook
22 March	Central Victoria Ag Diversity Conference – Bendigo Newcomers BBQ – Cohuna
25 March	Opening Leitchville Men's Shed extension – Leitchville Meet and greet Cecilia Moar, Independent Candidate for Mallee – Kerang Section 86 Hall Committee Meeting – Murrabit
27 March	Council Listening Post – Murrabit
28 March	Murray River Group of Councils Meeting with Minister D'Ambrosio – Eaglehawk
29 March	Calder Highway Improvement Committee Meeting – Wedderburn
30 March	Gay Charmers 60 <sup>th</sup> Celebration – Lake Charm
1 April	Campaspe Cohuna LLEN Annual Meeting – Echuca
3 April	Leitchville Progress Association Meeting – Leitchville
4 April	Elders Meeting – Kerang
5 April	Loddon Murray Waste Resource Recovery Group Meeting – Bendigo
6 April	Kerang Park Run Establishment Meeting – Kerang

Cr Lorraine Learmonth cont.

9 April	Meeting with Minister Adem Somyurek, Minister for Local Government – Kerang
10 April	Murrabit Advancement Association Meeting – Murrabit
12 April	Loddon Campaspe Councils Meeting – Kyneton
14 April	Show and Shine – Kerang
15 April	Cohuna Progress Association Meeting – Cohuna
16 April	Gannawarra Resilience Committee Meeting – Kerang

Cr Sonia Wright

25 March	Opening Leitchville Men's Shed extension – Leitchville
26 March	Audit Committee Meeting – Kerang
4 April	Drought Communities Program Meeting – Cohuna
15 April	Cohuna Progress Association Meeting – Cohuna

Cr Charlie Gillingham

25 March	Meet and greet Cecilia Moar, Independent Candidate for Mallee – Kerang
26 March	Audit Committee Meeting – Kerang Kerang Lakes Community Development Meeting – Lake Charm

Cr Steve Tasker

21 March	Council Listening Post – Koondrook
27 March	Council Listening Post – Murrabit
9 April	Koondrook Development Committee Meeting – Koondrook
10 April	Murrabit Advancement Association Meeting – Murrabit

Cr Brian Gibson

4 April	Gannawarra Shire Municipal Emergency Management Planning Committee Meeting – Kerang
16 April	Gannawarra resilience Committee Meeting – Kerang

Cr Mark Arians

27 March	Kerang Progress Association Meeting – Kerang
2 April	Kerang Show & Shire Committee Meeting – Kerang
9 April	Kerang Ag Society Meeting – Kerang

This table represents attendances at Council meetings and briefings:

Function Attended	Councillor (✓)						
	Gibson	Arians	Basile	Gillingham	Learmonth	Tasker	Wright
Ordinary Council Meeting (20 March)	✓	✓	✓	✓	✓	✓	A
Council Briefing and Strategic Briefing (8 April)	✓	X	A	✓	✓	✓	✓

A = Apology

X = Absent

### 13 CONFIDENTIAL ITEMS

Nil

The Meeting closed at 7:39pm.

The Minutes of this Meeting were confirmed at the Ordinary Meeting of the Gannawarra Shire Council held on 15 May, 2019.



.....  
Cr Lorraine Learmonth - Mayor

**CHAIRPERSON**