



**GANNAWARRA**  
*Shire Council*

**Council Meeting**

**MINUTES**

**Wednesday, 16 November 2022**

**10:00am**

**Virtual via Zoom**

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**MINUTES OF GANNAWARRA SHIRE COUNCIL  
COUNCIL MEETING  
HELD VIA ZOOM  
ON WEDNESDAY, 16 NOVEMBER 2022 AT 10:00AM**

<b>PRESENT:</b>	<b>Cr Charlie Gillingham (Mayor)</b>	<b>Avoca Ward</b>
	<b>Cr Jane Ogden (Deputy Mayor)</b>	<b>Patchell Ward</b>
	<b>Cr Travis Collier</b>	<b>Patchell Ward</b>
	<b>Cr Ross Stanton</b>	<b>Murray Ward</b>
	<b>Cr Garner Smith</b>	<b>Yarran Ward</b>
	<b>Cr Keith Link</b>	<b>Yarran Ward</b>

**IN ATTENDANCE:**     **Director Infrastructure and Development**  
                              **Acting Manager Governance**

**1     ACKNOWLEDGEMENT OF COUNTRY**

The Gannawarra Welcome to Country video was played as the Acknowledgement of Country.

**2     OPENING DECLARATION**

The Deputy Mayor read the Opening Declaration.

**3     APOLOGIES**

Cr Kelvin Burt was noted as an apology.

**4     CONFIRMATION OF MINUTES**

**RESOLUTION**

Moved:     Cr Jane Ogden  
Seconded: Cr Travis Collier

**That the minutes of the Council Meeting held on 19 October 2022 and the Unscheduled Council Meeting held on 7 November 2022 be confirmed.**

**CARRIED**

**5     DECLARATION OF CONFLICT OF INTEREST**

Nil

## **6 BRIEFING SESSIONS**

### **6.1 RECORDS OF COUNCILLOR BRIEFINGS - 12 OCTOBER TO 8 NOVEMBER 2022**

#### **EXECUTIVE SUMMARY**

This report presents to Council written records of Councillor Briefings in accordance with Clause 31 of the Gannawarra Shire Council Governance Rules.

#### **RESOLUTION**

Moved: Cr Travis Collier

Seconded: Cr Ross Stanton

**That Council note the records of Councillor Briefings from 12 October to 8 November 2022.**

**CARRIED**

## **7 BUSINESS REPORTS FOR DECISION**

### **7.1 PROPOSED 2023 COUNCIL MEETING DATES, TIMES AND LOCATIONS**

#### **EXECUTIVE SUMMARY**

In accordance with Council's Governance Rules, at or before the last meeting each calendar year, Council must fix the date, time and place of all scheduled Council meetings for the following calendar year.

This report proposes scheduled Council meetings for 2023 continue to be held on the third Wednesday of each month from February to December inclusive, with the exception of the June meeting which will be held on the fourth Wednesday. All meetings will commence at 10:00am at the Senior Citizens Centre, Kerang.

The date for the Meeting to conduct the Mayoral Election has also been included in the meeting schedule for 2023.

January – No Meeting

February – Wednesday 15 @ 10:00am

March – Wednesday 15 @ 10:00am

April – Wednesday 19 @ 10:00am

May – Wednesday 17 @ 10:00am

June – Wednesday 28 @ 10:00am

Wednesday 19 @ 10:00am

\* Mayoral Election

August – Wednesday 16 @ 10:00am

September – Wednesday 20 @ 10:00am

October – Wednesday 18 @ 10:00am

November – Monday, 6 @ 9:00am\*

November – Wednesday 15 @ 10:00am

December – Wednesday 20 @ 10:00am

#### **RESOLUTION**

Moved: Cr Jane Ogden

Seconded: Cr Travis Collier

**That Council adopt the list of dates for 2023 scheduled meetings of Council as detailed in, and attached to this report.**

**CARRIED**

### **7.2 2023 CITIZENSHIP CEREMONY DATES**

#### **EXECUTIVE SUMMARY**

Each year Council is required to set a schedule of Australian Citizenship Ceremony dates for the Department of Home Affairs, usually three to six months in advance.

This report proposes dates for ceremonies to be held in 2023.

#### **RESOLUTION**

Moved: Cr Garner Smith

Seconded: Cr Travis Collier

**That Council adopt the following dates for the 2023 Citizenship Ceremonies; Thursday 26 January, Tuesday 4 April, Tuesday 4 July and Tuesday 3 October.**

**CARRIED**

### 7.3 COMMITTEE MEMBERSHIPS 2022/2023

#### EXECUTIVE SUMMARY

Council holds financial memberships for various committees, both locally and regionally, in the interests of advocating for and on behalf of the community. Membership to these and a number of other committees provides for Councillors to act as a Council delegate or representative on behalf of the Gannawarra Shire Council.

The table below lists each committee and the proposed Councillor delegate or representative to each, for 2022/2023.

COUNCILLOR COMMITTEES 2022/2023	
COMMITTEE	COUNCILLOR
Central Victorian Greenhouse Alliance (CVGA)	Cr Stanton
Municipal Fire Management Planning Committee (MFMPC)	Cr Link
Municipal Association of Victoria (MAV)	Cr Collier
Audit and Risk Committee (x 2)	Cr Gillingham and Cr Smith
Murray River Group of Councils (MRGC)	Mayor
Loddon Campaspe Group of Councils	Mayor
Rail Freight Alliance	Cr Stanton
Rural Councils Victoria	Cr Smith
Timber Towns Victoria	Cr Smith
Community Halls Community Asset Committee	Cr Burt

#### RESOLUTION

Moved: Cr Jane Ogden

Seconded: Cr Ross Stanton

**That Council adopt the list of Committee memberships, and Councillor delegates or representatives to each, for 2022/2023 as detailed in this report.**

**CARRIED**

**7.4 QUARTERLY BUDGET REPORT - QUARTER ENDING 30 SEPTEMBER 2022****EXECUTIVE SUMMARY**

At 30 September, 2022 Council is anticipating that the budgeted underlying deficit of \$1.157 million will decrease by \$72k to an anticipated underlying deficit of \$1.085 million. The deficit in 2022/23 is due to the advance payment of the Victorian Grants Commission 2022/23 annual allocation in April 2022.

The budgeted Operating Result of \$7.522 million surplus will increase by \$1.296 million to an anticipated Operating Result of \$8.817 million surplus. This increase is due to the recognition of unearned income at 30 June 2022 in 2022/23.

The adopted capital budget of \$14.027 million in 2022/2023 and will increase by \$1.753 million to allow for completion of carried forward works on multi-year projects.

The financial position of the Council remains stable.

**RESOLUTION**

Moved: Cr Garner Smith

Seconded: Cr Ross Stanton

**That Council receive the report outlining the 2022/2023 Quarterly Budget Report as at 30 September, 2022.**

**CARRIED**

## **7.5 LOCAL LAW NO. 1 COMMUNITY AMENITY**

### **EXECUTIVE SUMMARY**

Council Local Law No. 1 Community Amenity 2012 sunset on 18 April 2022 and to ensure that Council can continue to control community safety, protect public assets, and enhance community amenity, a new Community Amenity Local Law is required.

### **MOTION**

Moved: Cr Keith Link

Seconded: Cr Garner Smith

That Council:

1. Endorse the draft Local Law No. 1 Community Amenity as attached for community engagement for a period of 28 days; and
2. Amend part 53.1 of the draft Local Law No. 1 Community Amenity to read: All areas across the Municipality be smoke free.
3. Receives a report at the December 2022 Council meeting to consider the final Local Law No. 1 Community Amenity.

**LOST**

### **RESOLUTION**

Moved: Cr Ross Stanton

Seconded: Cr Travis Collier

That Council:

1. **Endorse the draft Local Law No. 1 Community Amenity as attached for community engagement for a period of 28 days; and**
2. **Receives a report at the December 2022 Council meeting to consider the final Local Law No. 1 Community Amenity.**

**CARRIED**



## **7.6 PETITION - FLYING THE RAINBOW FLAG**

### **EXECUTIVE SUMMARY**

A petition calling for the rainbow flag to be flown on the International Day against Homophobia, Biphobia, Intersex discrimination and Transphobia (IDAHOBIT) each year has been received by Council.

As per clause 104 of the Governance Rules, Council resolved to lay the petition on the table until the November council meeting.

Council has committed to support inclusion for the LGBTIQ+ community through its Social Inclusion Strategy 2019-2023 and through partnerships and programs within Gannawarra as identified in the Council Plan 2021-2025.

### **MOTION**

Moved: Cr Garner Smith

Seconded: Cr Keith Link

That Council undertake a community consultation process across the Municipality, to develop a policy regarding flying flags other than the Australian Flag.

**LOST**

### **RESOLUTION**

Moved: Cr Travis Collier

Seconded: Cr Jane Ogden

#### **That Council**

- 1. Fly the rainbow flag on IDAHOBIT day in 2023 to promote inclusion for the LGBTIQ+ community;**
- 2. Develop a Flag Flying Policy to address future requests to fly flags to promote causes within the municipality.**

**CARRIED**

Cr Smith called for a Division.

In Favour: Cr Gillingham, Cr Ogden, Cr Collier, Cr Stanton

Against: Cr Smith, Cr Link

## **8 URGENT BUSINESS**

Nil

## **9 NOTICES OF MOTION**

### **9.1 NOTICE OF MOTION - 82**

#### **MOTION**

Moved: Cr Garner Smith

Seconded: Cr Keith Link

**The Gannawarra Council call on the State and Federal Government to hold an inquiry into the contribution of the management of rivers and water resources to flooding in the Gannawarra Shire.**

#### **AMENDMENT**

Moved: Cr Ross Stanton

Seconded: Cr Jane Ogden

**That Gannawarra Shire Council write to State Government and relevant authorities, requesting a review into the recent and ongoing flooding event across Gannawarra. We also request commencement of repairs to rural levees along the Loddon River and Pyramid Creek as a matter of urgency.**

**CARRIED**

#### **RESOLUTION**

Moved: Cr Ross Stanton

Seconded: Cr Jane Ogden

**That Gannawarra Shire Council write to State Government and relevant authorities, requesting a review into the recent and ongoing flooding event across Gannawarra. We also request commencement of repairs to rural levees along the Loddon River and Pyramid Creek as a matter of urgency.**

**CARRIED**

## **10 QUESTION TIME**

Nil

## 11 DELEGATES REPORTS

### 11.1 DELEGATES REPORTS

Association	Appointed Council Delegate
Central Victorian Greenhouse Alliance	Cr Stanton
Community Halls Community Asset Committee	Cr Burt
Loddon Campaspe Group of Councils	Mayor
Municipal Association of Victoria	Cr Collier
Municipal Fire Management Planning Committee (MFMPC)	Cr Link
Murray River Group of Councils (MRGC)	Mayor
Rail Freight Alliance	Cr Stanton
Rural Councils Victoria	Cr Smith
Timber Towns Victoria	Cr Smith

NB: \* Audit and Risk Committee - no delegate report is required as the Audit and Risk Committee formally reports back separately to Council in accord with the Audit and Risk Committee Charter.

Councillors gave verbal updates on attendance at meetings to which they are the appointed delegate.

## 12 CONFIDENTIAL ITEMS

Nil

**The Meeting closed at 11:25am.**

**The Minutes of this Meeting were confirmed at the Meeting of the Gannawarra Shire Council held on 21 December 2022.**

**Mayor Charlie Gillingham  
CHAIRPERSON**