



Council Minutes



Campaspe
Shire Council

Date: 15 December 2021

Time: 6:00 pm

Venue: Virtual Meeting

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Minutes of the open section of the eighth Campaspe Shire Council meeting held on Wednesday 15 December 2021, commencing at 6:00 pm as a Virtual Meeting.

Present

Councillors

Cr Christine Weller - Mayor
Cr Robert Amos
Cr Colleen Gates
Cr Paul Jarman
Cr Daniel Mackrell
Cr Anthony Marwood
Cr Leanne Pentreath
Cr Adrian Weston
Cr John Zobec

Officers

Declan Moore - Chief Executive Officer
Fleur Cousins - General Manager Corporate
Jason Deller - General Manager Infrastructure
Paul McKenzie - General Manager Development
Keith Oberin - General Manager Community
Deidre Madill - Governance Adviser
Annette Waters - Governance Officer
Rebecca Jones - Governance Officer

1 Apologies and Requests for Leave of Absences

1.1 Apologies

Nil.

1.2 Leave of Absence

Nil.

Moved by Cr Marwood

Seconded Cr Zobec

CARRIED

2 Confirmation of Minutes

Moved by Cr Zobec

Seconded by Cr Jarman

That the following minutes be confirmed incorporating administrative corrections to Campaspe Council Meeting 17 November 2021 Confidential Item 16.3:

- **Unscheduled Campaspe Council Meeting held on 17 November 2021.**
- **Campaspe Council Meeting held on 17 November 2021.**
- **Unscheduled Campaspe Council Meeting held on 8 December 2021.**

CARRIED

3 Changes to the Order of Business

Nil.

4 Declarations of Conflict of Interest

In accordance with Section 130(1)(a) of the *Local Government Act 2020* Councillors are required to disclose any conflict of interest in respect of a matter to be considered at a Council meeting.

Cr Mackrell declared a conflict of interest in Item 10.2 by way of material interest.

5 Responsible Authority Decisions

Nil.

6 Planning Authority Decisions

6.1 C117 Council Report

Author	Department	Manager	General Manager
Senior Planner	Planning	Manager Planning & Building	Development

To provide Council, as the Planning Authority, with an understanding of the submissions raised during the exhibition of Amendment C117camp and to provide an overview and recommendation based on the submissions being withdrawn.

Moved by Cr Jarman

Seconded by Cr Marwood

It is recommended that Council as the Planning Authority:

- 1. In accordance with Section 23(1)(a) of the *Planning & Environment Act 1987 (Vic)* change the amendment, as agreed and requested by Environmental Protection Authority's (EPA), Department of Environment, Land, Water and Planning Statutory Approvals Team (DELWP statutory team) and the Department of Transport (DoT) submissions, and proceed with no need for an independent planning panel.**
- 2. Adopt Amendment C117camp to the Campaspe Planning Scheme.**
- 3. Submit Amendment C117camp to the Minister for Planning for approval in accordance with Section 31 of the *Planning & Environment Act, 1987*.**

CARRIED

7 Question Time

Nil.

8 Acknowledgements / Councillor Reports

Nil.

9 Council Decisions

9.1 Councillor Code of Conduct Review & Adoption of Revised Policy 163 Councillor Respect

Author	Department	Manager	General Manager
Manager Governance & Strategy	Governance & Strategy		Chief Executive Officer

Council at its meeting of the 17 February 2021 adopted the Campaspe Shire Council Code of Conduct and committed to reviewing the Code within six months. The review did identify that the Code, while incorporating the Prescribed Standards of Conduct did not specifically address the requirements of the Gender Equality Act 2020.

This report recommends that Councillors adopt a revised Policy 163 Councillor Respect as a standalone policy to address the requirements of the Gender Equality Act 2020.

Moved by Cr Gates

Seconded by Cr Jarman

That Council refer this item to a Councillor Briefing in 2022.

CARRIED

9.2 Revoke Policy 123 - Acceptance of Gifts, Benefits and Hospitality

Author	Department	Manager	General Manager
Manager Governance & Strategy	Governance & Strategy		Chief Executive Officer

The Local Government Act 2020 introduced a requirement for Council to adopt a Councillor Gift Policy and for the CEO to develop and maintain a Code of Conduct for members of Council Staff.

These documents have now been finalised, consequently replacing the content and intent of Policy 123 – Acceptance of Gifts, Benefits and Hospitality, and allowing the Policy to be revoked.

Moved by Cr Jarman

Seconded by Cr Amos

That Council revoke Policy 123 – Acceptance of Gifts, Benefits and Hospitality.

CARRIED

9.3 LRCI Update

Mr Graeme Hanigan addressed Council in relation to item 9.3.

Author	Department	Manager	General Manager
Manager Assets	Assets	Manager Assets	General Manager Infrastructure

The Australian Government recently announced a further \$1 billion provided through Phase 3 of the LRCI Program, bringing the total Australian Government commitment to \$2.5 billion. The LRCI Program continues to assist local governments in delivering priority projects and supporting jobs within the community.

Under Phase 3 of the LRCI Program, Council will receive an allocation of \$5,245,590. This funding will be available from 1 January 2022, with delivery of projects due to be completed by 30 June 2023.

Current issues are creating a need to reconsider projects to be delivered under Phase 1 & 2 of the program.

Moved by Cr Weston

Seconded by Cr Gates

That Council:

1. Agree to the nominated projects identified in the LRCI 3 Table within the report, being funded under the Phase 3 allocation through the Local Roads and Community Infrastructure Program (LRCI).
2. Adjust the project delivery of Phase 1 & 2 allocations of LRCI, identified in LRCI 1 and 2 Table within the report, to deliver Stage 2 Roslynmead Road shoulder stabilising project and Footpath Renewals.
3. Reallocate the equivalent funds (\$1.586M) to complete the projects identified in the LRCI 1 & 2 Table through Council's capital works funding.
4. Note the delivery of the Netball Court projects may be delayed due to a lack of tender responses to undertake the works, and the administration will seek to appoint a suitable contractor to conduct the works, if the tender process does not yield a suitable contractor.
5. That the status of the LRCI projects (Phase 1, 2 and 3) along with the estimated completion times be kept current on the project pages of Council's website.

CARRIED

9.4 Thrive by Five

Author	Department	Manager	General Manager
Manager Community Health	Community Health	Manager Community Health	General Manager Development

Thrive by Five is an initiative of the Minderoo Foundation, campaigning for a high quality and universally accessible early learning childcare system. Thrive by Five is asking the Council to pledge its support for the campaign.

Several of Council's own services have been providing services that align with the campaign objectives or have been advocating for similar outcomes to the campaign for some years. The sentiment of the Thrive by Five campaign is supported, and it is recommended that Council promote the campaign via its communications platforms and through its networks and service delivery areas.

Moved by Cr Amos

Seconded by Cr Marwood

That Council note the Thrive by Five campaign and

- 1. Inform the campaign in writing of its in-principle support for the campaign**
- 2. Promote the campaign via Council's communication platforms and networks**
- 3. Display campaign marketing materials as appropriate at Council services**

CARRIED

10 Council Information

10.1 Notes of Appreciation

Moved by Cr Jarman

Seconded by Cr Zobec

That Council acknowledge the notes of appreciation as listed.

CARRIED

Cr Mackrell declared a conflict of interest at item 10.2 and left the virtual meeting at 6:54pm.

10.2 Community Event Sponsorship

Author	Department	Manager	General Manager
Executive Assistant Community	Community		General Manager Community

That Council note the five successful applications received for Community Event Sponsorship.

Moved by Cr Jarman

Seconded by Cr Weston

That Council note the following sponsorships were approved in accordance with the Community Event Sponsorship criteria and the applicants advised in writing:

- Echuca & District Kennel Club Inc. - \$1,000 cash and \$111 in-kind support for waste management to assist with costs associated to host the Championship Dog Show held from 6 - 7 November 2021,
- Embrace Church Inc. - \$1,000 to assist with AV equipment hire costs for the Tongala Carols by Candlelight to be held on 11 December 2021,
- Victorian Clay Target Association Inc. – in-kind to the value of \$1,500 for traffic management, for the Victorian State Down the Line (DTL) carnival to be held from 1 - 5 December 2021,
- Girgarre Facilities Committee Inc. - \$500 towards the costs associated with hosting the Girgarre Memorial Hall Centenary celebration to be held on 5 March 2022,
- Tongala Development Group Inc. - \$1,000 cash and in-kind to the value of \$700 for waste management and temporary white picket fencing for the Tongala 'Eats & Beats' to be held at the Tongala Soundshell on 25 March 2022,

CARRIED

Cr Mackrell re-entered the virtual meeting at 6:58pm

11 Petitions and Letters

Nil.

12 Notices of Motion

Nil.

13 Urgent Business

Nil.

14 Confidential Business

Closure of Public Meeting - 6:59pm

Moved by Cr Mackrell

Seconded by Cr Zobec

That pursuant to the provisions of the Local Government Act 2020 (the Act), the meeting will now be closed to members of the public in accordance with section 66(2)(a) of the Act to enable consideration to be given to items that contain confidential information as defined in section 3(1) of the Act as follows:

14.1 Tender

- a) Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released.
- g) private commercial information, being information provided by a business, commercial or financial undertaking that:
 - (i) relates to trade secrets; or

(ii) if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage.

Tender over \$1,000,000

14.2 Sale of Land

g) private commercial information, being information provided by a business, commercial or financial undertaking that:

(i) relates to trade secrets; or

(ii) if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage;

The report contains confidential information regarding the applicant and their proposal for the land, which if released to the public, may disadvantage them unreasonably

CARRIED

Resumption of Public Meeting

7:06pm the Council Meeting resumed in Open Session.

Council determined, in confidential session that the following decisions no longer be kept confidential.

14.1 Tender

1. Accept the tender submitted by Northern Construction Group (Aust) Pty Ltd for C21055 – Echuca, Ash Street Detention Basin for the lump sum price of \$1,081,307.40 excluding GST.

14.2 Sale of Land

1. Commence the statutory procedures, pursuant to Section 114 of the Local Government Act 2020 for the sale by private treaty of land being Lot 10 on Plan of Subdivision 724007Y comprised in Certificate of Titles Volume 12001 Folio 885 known as 155 Albion Street, Kyabram; to M&S Joyce Investments Pty Ltd for a price of \$150,000 plus GST.

2. If no submissions are received from the public notice published pursuant to Section 114 of the Local Government Act 2020 in respect of the proposal, sell the land being Lot 10 on Plan of Subdivision 724007Y comprised in Certificate of Titles Volume 12001 Folio 885 known as 155 Albion Street, Kyabram to M&S Joyce Investments Pty Ltd for the price of \$150,000 plus GST.

15 Close Meeting

There being no further business, the Mayor closed the meeting at 7:06 pm.

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Cr Christine Weller

Mayor