



Council Minutes



Date: 16 March 2022

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 16 March 2022, 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

Officers

Declan Moore - Chief Executive Officer
Fleur Cousins - General Manager Corporate
Paul McKenzie - General Manager Development
Daniel Basham - Acting General Manager Infrastructure
Deidre Madill - Governance Adviser
Rebecca Jones - Governance Officer

1 Apologies and Requests for Leave of Absences

1.1 Apologies

Cr Zobec

Moved by Cr Weston

Seconded by Cr Amos

That the apology be accepted

CARRIED

1.2 Leave of Absence

Nil.

2 Confirmation of Minutes

Moved by Cr Marwood

Seconded by Cr Gates

That the following minutes be confirmed:

- **Campaspe Council Meeting held on 16 February 2022.**

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 and Cr Jarman declared a material conflict of interest in Item 10.1.

5 Responsible Authority Decisions

Responsible Authority – Defined under Section 13 of the *Planning & Environment Act 1987*. Responsible for administering and enforcing the planning scheme and its provisions in relation to use and development.

Nil.

6 Planning Authority Decisions

Planning Authority – Defined under Section 12 of the *Planning & Environment Act 1987*. Responsible for implementing the objectives of planning in Victoria and reviewing and preparing amendments to a planning scheme.

Nil.

7 Question Time

Nil.

8 Acknowledgements / Councillor Reports

Cr Amos acknowledged the late Mal Whyte.

Mal was a well-known Echuca identity and actively involved in many community groups.

He touched the lives of many people, whether as a teacher at Echuca Primary School, through the Echuca scouting movement, St Mary's Catholic Church, Echuca Moama Apex Club or Echuca South Cricket Club.

In 2017 he received an Order of Australia, recognising his services to youth, as a teacher, as a scout leader, as a cricket coach and as a community person who deeply cared for the future of our children.

His passion for history saw him actively involved as a volunteer in the Port of Echuca when it started in the early 1970s. Alongside Helen Coulson, he was instrumental in the Port's establishment. Once operational he was quite often seen attending to something during lunch breaks. In the early 1990s he formally joined us, working as a casual at the Port as well as Echuca Paddlesteamers. As a tour guide, he shared his wealth of knowledge with tourists, and working as an Engineer and Deck Hand saw him on all three Council-owned paddlesteamers.

Port staff celebrated his 80th birthday with him in 2018, at which time he retired.

We pay our respects to his family and friends.

9 Council Decisions

9.1 Policy 172 - Management and Sale of Temporary Raw Water Assets

Author	Department	Manager	General Manager
General Manager Development	Development		Paul McKenzie

This Policy has reached its scheduled time for review. Officers propose only minor amendments, which seek to clarify Council's position regards managing its raw water use, the responsibility of water users, the sale of excess temporary water and the identification of priority locations to be kept green in times of drought.

Moved by Cr Pentreath

Seconded by Cr Gates

That Council refer the item back to Council staff for Councillors to receive a further briefing.

CARRIED

9.2 Advocacy Priorities Plan 2021-2025

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

Advocacy is a key role of local government, it's about stepping up to speak out on important issues on behalf of Campaspe residents, ratepayers and businesses. We do this to seek positive outcomes from decisionmakers on important issues, such as new infrastructure, funding for programs, or changes to policy or legislation that will benefit our community.

'Advocacy Priorities 2021-2025: *Lobbying for better outcomes on behalf of our community.*' Supports the delivery of many of the strategic priorities of the Council Plan.

The allows Council to take a proactive approach rather than reactive on issues that are important to our community and region.

Moved by Cr Marwood

Seconded by Cr Jarman

That Council:

- 1. Endorse the document 'Advocacy Priorities 2021-2025: *Lobbying for better outcomes on behalf of our community.*'**
- 2. Note that copies of the document will be made available to the public via Council's website and will be used to advise governments and decision-makers of Council's infrastructure and policy priorities for the coming period.**
- 3. Request that copies of the document be forwarded to relevant State and Federal political representatives whose electorates or interests include Campaspe, or whose portfolios are relevant to the priority issues within the document.**

CARRIED

9.3 Rushworth Streetscape Project Update - Lessons Learned & Financial Summary

Author	Department	Manager	General Manager
Manager Projects & Facilities	Projects & Facilities	Manager Projects & Facilities	General Manager Infrastructure

To provide Council with information regarding the Rushworth Streetscape Renewal Project, following its decision its meeting on 15th September 2021 to vary the scope of work and to present an update of the final 'Stage 1' project costs and 'lessons learned'

Moved by Cr Weston

Seconded by Cr Jarman

That Council note the contents of this report.

CARRIED

9.4 Planning Scheme Amendments Update

Author	Department	Manager	General Manager
Manager Planning & Building	Planning and Building		General Manager Development

This report is to provide Council with an update in relation to the two current planning scheme amendments, being Amendment C117 Echuca West Precinct Structure Plan and Amendment C118 Omnibus.

Moved by Cr Amos

Seconded by Cr Weston

That Council notes

1. The update in relation to Amendment C117 & Amendment C118

CARRIED

9.5 Australian Local Government Association Motions

Author	Department	Manager	General Manager
Declan Moore	Office of the CEO		CEO

The next NGA is to be held in Canberra from 19-22 June and will be the next opportunity for ALGA to clearly outline and articulate an agenda to a new or returning Federal Government.

ALGA is currently calling for motions for consideration at the NGA. Motion must represent a strategic issue of national importance.

Moved by Cr Gates

Seconded by Cr Jarman

That Council endorse the following motions for submission to Australian Local Government Association for consideration at the National General Assembly:

- 1. This National General Assembly calls on the Australian Government to continue the Local Roads & Community Infrastructure (LRCI) program funding for local governments and allocate a proportion of this funding for infrastructure design of community infrastructure in partnerships with local communities.**
- 2. This National General Assembly calls on the Australian Government to amend the necessary Legislation, regulations and/or Contractual arrangements to ensure that both Telstra and NBNCo, their subsidiaries and contractors, cannot pass the cost of relocating their buried infrastructure on to local government if the publicly available ‘as built’ (or ‘as laid’) plans do not accurately record the location(s) of their assets.**

CARRIED

9.6 Renaming Luth Street (from Tech School Drive to Murray Valley Highway), Echuca

Author	Department	Manager	General Manager
Acting Traffic Engineering and Road Use Officer	Assets	Acting Manager Assets	Acting General Manager Infrastructure

Council has received a submission from Planright (Echuca) to undertake a road renaming for the western end of Luth Street, Echuca. The reason being that if the western end were to remain as Luth Street, it could result in a risk to public and operational safety for emergency response, cause confusion for transport, communication, and mail services.

Luth Street, Echuca currently presents in two sections, separated by Echuca College (secondary school). The east end of Luth Street from Echuca College to Butcher Street is occupied by established homes and presents as a court and properties are numbered as per the normal street numbering system. The west end of Luth Street, from Tech School Drive to Murray Valley Highway, currently presents as a road reserve with no road surfaces present.

Moved by Cr Marwood

Seconded by Cr Pentreath

That Council:

- 1. Approve the renaming of Luth Street (west), Echuca between Tech School Drive and Murray Valley Highway to Eucalypt Court, Echuca.**
- 2. Advertise the proposed renaming of Luth Street (west), Echuca between Tech School Drive and the Murray Valley Highway to Eucalypt Court, Echuca for public consultation as per Naming Rules of Places in Victoria 2016 Consultation Section 7.1 Minimum Requirements.**

- a. Public consultation to be open for a period of no less than 30 days as per the Naming Rules of Places in Victoria 2016 Consultation Section 7.1 Minimum Requirements.
 - b. In the event no objections/submissions are received, Council to lodge the proposed renaming of Luth Street (west), Echuca between Tech School Drive and the Murray Valley Highway to Eucalypt Court, Echuca with the Office of Geographic Names (OGN).
 - c. Should objections/submissions be received, a further report be presented to Council summarizing the objections/submissions and recommendations.
3. Advise all relevant parties of the name change, in the event that Council makes an application, and it is approved by the Office of Geographic Names (OGN).
 4. Receive a further report, should an application be made by Council but be declined by the Office of Geographic Names (OGN), be presented to Council with a new renaming proposal.

CARRIED

9.7 IWM Strategic Directions

Author	Department	Manager	General Manager
Environmental Project Officer - Conservation	Assets	Acting Manager Assets	Acting General Manager Infrastructure

Integrated Water Management (IWM) is a collaborative approach to water planning and management. It works by bringing together organisations that have an interest in aspects of the water cycle to understand each other's needs and find ways to share resources and conserve and innovate water. The Coliban Strategic Directions Statement articulates the collaborative intent and shared agreement of all stakeholders involved in the Coliban Integrated Water Management Forum.

The Coliban Strategic Direction Statement includes an update on progress to date, case studies illustrating IWM in the region and details of the planned and potential projects designed to meet the strategic themes and key challenges over the next three to five years. The plan has been developed to complement other water, climate change, First Nations' rights and catchment strategies and plans that apply to the region.

Moved by Cr Pentreath

Seconded by Cr Amos

That Council refer this item to a briefing for Councillors for further information.

CARRIED

9.8 Local road name for new road in Victoria between Warren Street roundabout and Victorian abutment at new Echuca - Moama Bridge

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

The Department of Transport (DoT) has asked Council to recommend its preferred name for the section of new road from the smaller Warren Street roundabout across to the new Murray River bridge.

Moved by Cr Amos

Seconded by Cr Marwood

That Council advise the Department of Transport that its preferred name for the new section of road, between Warren Street and the new Murray River Bridge, is Cobb Highway.

CARRIED

10 Council Information

Cr Mackrell and Cr Jarman declared a material conflict of interest in relation to item 10.1 and left the virtual meeting at 6.43 pm.

10.1 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 Pentreath

Seconded by Cr Marwood

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

- **Kyabram Agricultural Horticultural & Pastoral Society Inc. - \$4,700 to assist with hosting the Kyabram Rodeo to be held on Friday, 11 March 2022,**
- **Kyabram Lawn Tennis Club Inc., \$2,000 to assist with costs associated with hosting the Easter Tournament to be held 16 – 18 April 2022,**
- **Nanneella Timmering Landcare Group, \$500 to assist with costs associated with hosting “Regent the Plains – Nanneella 2022” from 29 July – 1 August 2022,**
- **Committee for Echuca Moama Inc., \$1,250 to assist with catering costs for “Welfare Warrior” training sessions to be held at Rich River Golf Club from 8 – 23 March 2022,**
- **Echuca Moama Mountain Bike Club Inc., \$3,500 cash and in-kind support to the value of \$4,922 for waste and traffic management, wharf hire offset, stopping of one boat cruise and temporary event fencing and bunting.**

CARRIED

Cr Mackrell and Cr Jarman re-entered the virtual meeting at 6.46pm.

10.2 Notes of Appreciation

Moved by Cr Marwood

Seconded by Cr Pentreath

That Council acknowledge the notes of appreciation as listed.

CARRIED

10.3 Community Equipment Grants Program

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

That Council approve the 37 eligible applications received during the Community Equipment Grants Program (trial).

Moved by Cr Pentreath

Seconded by Cr Jarman

That Council approve community grant applications as follows:

- \$2,000 Echuca Pistol Club Inc., to purchase target stands and competition fence feet to enable the expansion of competitions at the facility**
- \$2,000 Echuca Moama United Football Club Inc., to purchase training and game equipment**
- \$2,000 Inland Outrigger Canoe Club Inc., to carryout essential maintenance and repairs to single and double Inland Outrigger Canoes**
- \$2,000 Bamawm Extension Pony Club Inc., to purchase cross country jumping equipment**
- \$1,349 Echuca Moama Arts Initiative Inc., to purchase a new laptop for EMAI**
- \$2,000 Kyabram Little Athletics Centre, to purchase a new Glentham T high jump mat**
- \$2,000 Kyabram Youth Club Inc., to purchase sporting equipment for small court and small group exercise to build balance and strength**
- \$1,430 Echuca Bowls Club Inc., to purchase a replacement engine for the lawn roller**
- \$2,000 Rochester & District Horse & Pony Club Inc., to purchase a potable dressage arena**
- \$2,000 Rochester Basketball Association Inc., to purchase size 5 basketballs for U12 competitions**
- \$1,700 Echuca Football Netball Club Inc., to purchase footballs (of various sizes), netballs, bibs, drink bottles and drink bottle holders for junior, men's, & women's football and netball teams**
- \$1,540 Kyabram Valley View Golf & Bowls Club Inc., to purchase four bowling green scoreboards**

- \$2,000 Echuca Moama Rockets Football Club Inc., to purchase footballs, return netting, targets and matting**
- \$1,303 Girgarre Community Group Inc., to purchase a 3 in 1 microwave, gas pizza oven and gas bottle for the community kitchen program**
- \$1,770 Stanhope & District Development Committee Inc., to purchase a microwave, slow cookers, sandwich presses, electric frying pans and rice cookers for the community kitchen program**
- \$2,000 Kyabram Swimming Club Inc., to purchase flippers, buoys and kickboards**
- \$2,000 Bamawm Lockington United Cricket Club Inc., to purchase a Bola Bowling Machine**
- \$2,000 Echuca Clay Target Club Inc., to purchase two laptops and a printer**
- \$2,000 Echuca United Football Netball Club Inc., to purchase football and netball equipment for Net Set Go and Auskick**
- \$2,000 Kyabram Community & Learning Centre Inc., to purchase a blue wren sculpture to be installed in the Kyabram Community Garden/Traffic School space**
- \$2,000 Lockington Bowls Club Inc., to purchase of a 42' zero turn lawn mower**
- \$2,000 Moama Echuca Border Raiders Soccer Association Inc., to purchase 100 soccer jerseys for U7, U9 & U11 competitions**
- \$2,000 Stanhope Football Netball Club Inc., to purchase an electronic scoreboard for netball**
- \$1,087 Rochester Lions Club Inc., to purchase two new smaller footprint bbq's and accessories, urn and PA system for community events**
- \$1,000 Tongala Football Netball Club Inc., to purchase fitness and netball training equipment**
- \$599 KY Project Committee Inc., to purchase a Husqvarna Power Blower**
- \$1,200 Kyabram Lawn Tennis Club Inc., to purchase a Husqvarna Blower & vac kit, Husqvarna Blower Unit and Husqvarna Brushcutter**
- \$1,608 Kyvalley Swimming Club Inc., to purchase two outdoor cantilever umbrellas and water fillable bases**
- \$850 Rochester Community Garden (Rotary Club of Rochester Inc.), to purchase a lawn mower, hoes, rake, wheelbarrow and St John's First Aid Kit**
- \$2,000 Kyvalley Progress Association Inc., to purchase a split system air conditioner for installation in the Kyvalley Hall kitchen**
- \$1,118 VICSES – Echuca Unit, to purchase a Stihl battery chainsaw**
- \$1,919 Nanneella Playgroup (Nanneella Community Inc.), to purchase sensory kits, small tables and art easels**
- \$2,000 Rochester Business Network, purchase a PA system and sandwich boards**
- \$1,800 Echuca Moama Model Railroaders Inc., to purchase items to weatherproof and secure a storage trailer**
- \$1,000 Echuca Village Fire Brigade, to purchase a defibrillator and mounting box for use by the community**
- \$2,000 Tongala Family History Group Inc., to purchase a desktop computer and printer**

\$2,000 Girgarre Football Netball Club Inc., purchase of training equipment including netballs, footballs, jumpers for juniors and exercise equipment

CARRIED

10.4 Responsive Grants Program

Author	Department	Manager	General Manager
EA General Manager Community	Community		General Manager Community

That Council note one successful applicant to the Responsive Grants Program.

Moved by Cr Weston

Seconded by Cr Mackrell

That Council note the following application was approved in accordance with the Responsive Grants Program criteria:

- **Rushworth Events Inc. – towards the cost of hosting a Rushworth Newcomers Barbecue to be held on 27 March 2022**

CARRIED

11 Petitions and Letters

- **Petition – Walker Road Runnymede**

Moved by Cr Jarman

Seconded by Cr Weston

I move that the Petition received from Ms Wilma Capewell, requesting an upgrade to Walker Road, Runnymede, be tabled and referred to the Chief Executive Officer for consideration as part of the budget process, together with the budget submission relating to the same.

CARRIED

12 Notices of Motion

Nil.

13 Urgent Business

Nil.

14 Confidential Business

Closure of Public Meeting – 6:58pm

Moved by Cr Pentreath

Seconded by Amos

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 Land Sale

This report has been prepared for consideration by Council in a meeting closed to the public in accordance with the following section within the *Local Government Act 2020*.

66(2)(a) to enable the meeting to consider confidential information as defined in section (3)(1) of the Act as follows:

- 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.

Price sensitive information regards the sale of land

14.2 Award Contract

This report has been prepared for consideration by Council in a meeting closed to the public in accordance with the following section within the *Local Government Act 2020*.

66(2)(a) to enable the meeting to consider confidential information as defined in section (3)(1) of the Act as follows:

- 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.

Confidential business information including financial information sensitive to the applicant's business has been detailed in the report and attachments.

14.3 Land Option

This report has been prepared for consideration by Council in a meeting closed to the public in accordance with the following section within the *Local Government Act 2020*.

66(2)(a) to enable the meeting to consider confidential information as defined in section (3)(1) of the Act as follows:

- a) Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released.

This report discloses information on officers' internal workings in recommending surplus land for sale, confidential property valuations and potentially the basis for setting a confidential reserve price at a public auction.

- c) land use planning information, being information that if prematurely released is likely to encourage speculation in land values.

This report contains information on property valuation, which may cause speculation on auction and reserve prices, adjoining properties and those properties in the vicinity of the land for future land use and values for the same or similar zoned land.

14.4 Contractor Engagement

This report has been prepared for consideration by Council in a meeting closed to the public in accordance with the following section within the *Local Government Act 2020*.

66(2)(a) to enable the meeting to consider confidential information as defined in section (3)(1) of the Act as follows:

- 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.

Attachment contains commercial in confidence information.

14.5 CEO Performance Plan

- f) personal information, being information which if released would result in an unreasonable disclosure of information about any person or their personal affairs;
- h) confidential meeting information, being the records of meetings closed to the public under section 66 (2)(a).

Matters relate to the confidential meeting.

CARRIED

Resumption of Public Meeting

At 9.38 pm the Council Meeting resumed in Open Session.

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

14.1 Land Sale

- 1. Subject to the requirements of the Local Government Act determine to sell the land located at 188 Wilkinson Dr to Sandhurst Catholic Early Childhood Education and Care (SCECEC) for the sum of \$104 under the following conditions:**

- That prior to any sale SCECEC must obtain a planning permit for the construction and operation of an Integrated Early Years Hub comprising of the following minimum requirements:
 - 66 places of funded four-year old kindergarten
 - 22 places of funded three-year old kindergarten
 - Outdoor space in accordance with National Law and Regulations
 - Accommodation of Council's Maternal and Child Health Services (Access to 3 consultation rooms and waiting area)
 - Allied Health consulting room/s
 - Meeting Room
 - Staff room and facilities
- 2. Note that the CEO will provide the SCECEC, upon request, a letter of approval to make a planning permit application for the construction and operation of an Integrated Early Years Hub at 188 Wilkinson Drive that comprises the above components at a minimum
- 3. Note that the subject land is yet to be subdivided into two equal portions but that the portion this matter relates to is the half which fronts Wilkinson Drive
- 4. Determines to make an allocation of \$695,000 to the Recreation Land Reserve to ensure the developer's contribution to recreation land in the west of Echuca is maintained
- 5. Resolve, pursuant to section 125(2) of the Local Government Act 2020, that the confidential information should only be publicly available for the limited purpose of communicating the effect of this Resolution, and then only to the extent necessary to give effect to it; and
- 6. Authorise the Chief Executive Officer to communicate the effect of this Resolution to the extent necessary to give effect to it.

14.3 Land Option

1. Approve demolition of the dwelling and lease the property as farmland only, up to a term of five years.
2. Upon completion of any required works associated with Council's resolution, commence the statutory procedures pursuant to section 115, of the *Local Government Act 2020* for the proposed lease of the land being Lot 2 PS146264 comprised in Certificate of Title Volume 9567 Folio 954, known as 495 McKenzie Road, Echuca;
3. Resolve that the Council Report, but not the recommendations remain confidential


14.4 Contractor Engagement

1. Agrees to Girgarre Facilities Committee Inc. supplying and installing additional lighting over the netball courts at Girgarre Recreation Reserve subject to the committee:
 - a) Agreeing to own the additional infrastructure in full
 - b) Agreeing to use qualified contractors
 - c) Agreeing to provide Officers, prior to construction beginning, the following:

- Computations
 - Evidence power load requirements are satisfactory
 - Designs as per Netball Victoria specifications
 - Site Plan ensuring no impact on surrounding infrastructure
 - Project Management plan, including hold points for inspection and approval by Council officer
 - Building and/ or Planning permit – if applicable
- d) Paying all maintenance, renewal, removal and rectification costs.
- e) Acknowledging that should Council believe the additional lighting does not meet the required standard, Council can at any time direct the Girgarre Facilities Committee Inc to remove the infrastructure at the committee's cost.
- f) Acknowledging the maintenance contribution provided by Council to the Committee cannot be utilised to repair, maintain or renew the additional lighting due to exceeding the service level of the recreation reserve.
2. Agrees to provide a maximum financial contribution of \$16,276 (GST incl) towards the supply and installation of additional lighting over the netball courts at Girgarre Recreation Reserve to be paid upon completion of the project.
 3. Refers the Girgarre Netball Court Community Lighting Project contribution to the 2022/23 budget process for funding, if the Administration cannot identify and allocate savings from budget 2021/22.
 4. Resolve, pursuant to section 125(2) of the Local Government Act 2020, that the confidential information should only be publicly available for the limited purpose of communicating the effect of this Resolution, and then only to the extent necessary to give effect to it; and
 5. Authorise the Chief Executive Officer to communicate the effect of this Resolution to the extent necessary to give effect to it.
 6. Resolve that 1 – 6 of the resolutions no longer be kept confidential.

15 Close Meeting

There being no further business, the Mayor closed the meeting at 9:38pm



Cr Christine Weller

Mayor