



MINUTES

UNSCHEDULED MEETING OF COUNCIL HELD AT
COBRAM CIVIC CENTRE, PUNT ROAD COBRAM,
WEDNESDAY 18 NOVEMBER 2020

The meeting commenced at 6:00 pm.

PRESENT

- Councillor Kevin Bourke
- Councillor Julie Brooks
- Councillor Peter Elliott
- Councillor Andrew Goldman
- Councillor Peter Lawless
- Councillor Wayne Limbrick
- Councillor Peter Mansfield
- Councillor Marie Martin
- Councillor Libro Mustica

IN ATTENDANCE:

Mark Henderson	Chief Executive Officer
Andrew Close	General Manager Infrastructure
Simon Rennie	General Manager Corporate
Sally Rice	General Manager Community

1. CALLING TO ORDER - CEO

2. PRAYER

Almighty God we humbly ask you to guide our deliberations for the welfare and benefit of the Moira Shire and its people whom we serve.

Amen

Read by the Chief Executive Officer.

3. ACKNOWLEDGEMENT OF COUNTRY

We, the Moira Shire Council, would like to acknowledge the traditional owners of the land upon which we meet and pay our respects to their Elders both past and present.

Read by the Chief Executive Officer.

4. APOLOGIES & REQUESTS FOR LEAVE OF ABSENCE

Nil

5. DECLARATION UNDER ACTS, REGULATIONS, CODES OR LOCAL LAWS

Nil

6. DECLARATION OF ANY INTEREST OR CONFLICT OF INTEREST

Nil

OATH OR AFFIRMATION OF OFFICE

Councillors elect were invited to take their oath or affirmation of office as Councillors of Moira Shire Council.

Councillors Kevin Bourke, Julie Brooks, Peter Elliot, Andrew Goldman, Peter Lawless, Peter Mansfield, Marie Martin and Libro Mustica took the oath or affirmation of office in person.

Councillor Wayne Limbrick took the oath of office by means of a visual audio link as prescribed by the Local Government (Governance and Integrity) Regulations 2020.



OATH OF OFFICE

I Kevin Bourke swear by almighty God that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the Local Government Act 2020 and any other Act to the best of my skills and judgement.

A handwritten signature in black ink, appearing to read 'Kevin Bourke', written over a horizontal line.

Kevin Bourke – Signature

A handwritten signature in blue ink, appearing to read 'Mark Henderson', written over a horizontal line.

Made before Mark Henderson
Chief Executive Officer
on the 18 day of November 2020



OATH OF OFFICE


I Julie Brooks will swear by almighty God that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

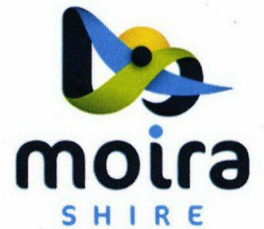
I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the Local Government Act 2020 and any other Act to the best of my skills and judgement.



Julie Brooks – Signature



Made before Mark Henderson
Chief Executive Officer
on the 18 day of November 2020



OATH OF OFFICE

I Peter Elliot swear by almighty God that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the Local Government Act 2020 and any other Act to the best of my skills and judgement.

A handwritten signature in black ink, appearing to read 'Peter Elliot', written over a horizontal line.

Peter Elliot – Signature

A handwritten signature in blue ink, appearing to read 'Mark Henderson', written over a horizontal line.

Made before Mark Henderson
Chief Executive Officer
on the 18 day of November 2020





AFFIRMATION OF OFFICE

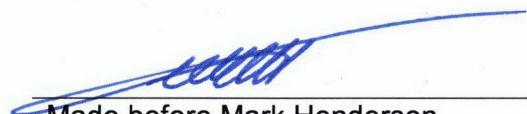
I Andrew Goldman will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the Local Government Act 2020 and any other Act to the best of my skills and judgement.



Andrew Goldman – Signature



Made before Mark Henderson
Chief Executive Officer
on the 18 day of November 2020





OATH OF OFFICE

I Peter Lawless swear by almighty God that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the Local Government Act 2020 and any other Act to the best of my skills and judgement.

A handwritten signature in black ink that reads "Peter Lawless".

Peter Lawless – Signature

A handwritten signature in blue ink, appearing to read "Mark Henderson".

Made before Mark Henderson
Chief Executive Officer
on the 18 day of November 2020



OATH OF OFFICE


I Wayne Limbrick swear by almighty God that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the Local Government Act 2020 and any other Act to the best of my skills and judgement.



Wayne Limbrick – Signature



Made before Mark Henderson
Chief Executive Officer
on the 18 day of November 2020

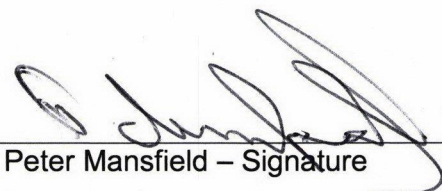


OATH OF OFFICE


I Peter Mansfield swear by almighty God that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the Local Government Act 2020 and any other Act to the best of my skills and judgement.



Peter Mansfield – Signature



Made before Mark Henderson
Chief Executive Officer
on the 18 day of November 2020





OATH OF OFFICE

I Marie Martin swear by almighty God that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

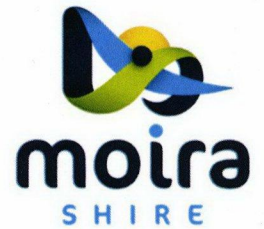
I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the Local Government Act 2020 and any other Act to the best of my skills and judgement.

A handwritten signature in black ink that reads "Marie Martin".

Marie Martin – Signature

A handwritten signature in blue ink that reads "Mark Henderson".

Made before Mark Henderson
Chief Executive Officer
on the 18 day of November 2020



OATH OF OFFICE

I Libro Mustica swear by almighty God that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the Local Government Act 2020 and any other Act to the best of my skills and judgement.

A handwritten signature in blue ink, appearing to read 'Libro Mustica', written over a horizontal line.

Libro Mustica – Signature

A handwritten signature in blue ink, appearing to read 'Mark Henderson', written over a horizontal line.

Made before Mark Henderson
Chief Executive Officer
on the 18 day of November 2020



FILE NO: F18/01
4. A WELL RUN COUNCIL

ITEM NO: 7.1

ELECTION OF THE MAYOR

MOTION

CRS JULIE BROOKS / LIBRO MUSTICA

That the position of Mayor and Deputy Mayor be elected for a two-year term.

CEO Note:

The motion was debated and subsequently withdrawn on the basis of maintaining the Councils established practice of one year Mayoral terms.

Executive Summary

The Chief Executive Officer will call for nominations for the election of Mayor of the Moira Shire Council in accordance with the *Local Government Act 2020* (the Act) and Moira Shire Council's Governance Rules.

The election of the Mayor is usually held at a meeting open to the public, however, due to Covid-19 this meeting is closed to the public. The Covid-19 Omnibus (Emergency Measures) Act 2020 allows for Council meetings to be live streamed. The election of the Mayor can be viewed via Moira Shire's social media page and website.

The Chief Executive Officer called for nominations for the position of Mayor for a one-year term.

*Councillor Andrew Goldman nominated Councillor Libro Mustica.
Councillor Libro Mustica accepted the nomination.*

*Councillor Marie Martin nominated Councillor Peter Mansfield.
Councillor Peter Mansfield accepted the nomination.*

There being no further nominations, the Chief Executive Officer asked for a show of hands for Councillor Libro Mustica.

Councillor Libro Mustica received five votes.

As Councillor Mustica received a majority the Chief Executive Officer declared Councillor Libro Mustica duly elected as Mayor of Moira Shire Council for a one-year term.

Councillor Mansfield called for a division. The Chief Executive Officer advised the meeting that divisions were not applicable to Mayoral elections.

FILE NO: F18/01
4. A WELL RUN COUNCIL

ITEM NO: 7.2

INCOMING MAYORAL STATEMENT

Executive Summary

The incoming Mayor Cr Libro Mustica made a speech congratulating the incoming council and thanked all candidates in the 2020 election.

FILE NO: F18/02
4. A WELL RUN COUNCIL

ITEM NO: 7.3

ELECTION OF DEPUTY MAYOR

Executive Summary

The *Local Government Act 2020* (the Act) allows Council to elect a Deputy Mayor. The election of the Deputy Mayor will be conducted in accordance with the Act and Moira Shire Council's Governance Rules.

The election of the Deputy Mayor is usually held at a meeting open to the public, however, due to Covid-19 this meeting is closed to the public. The Covid-19 Omnibus (Emergency Measures) Act 2020 allows for Council meetings to be live streamed. The election of the Deputy Mayor can be viewed via Moira Shire's social media page and website.

It is recommended that Council appoint a Deputy Mayor for the period ending on the date of the next Mayoral election.

The Mayor Libro Mustica called for nominations for the position of Deputy Mayor for a one-year term.

*Councillor Marie Martin nominated Councillor Peter Lawless.
Councillor Peter Lawless accepted the nomination.*

*Councillor Wayne Limbrick nominated Councillor Julie Brooks.
Councillor Julie Brooks accepted the nomination.*

There being no further nominations Mayor, Cr Mustica asked for a show of hands for Councillor Lawless.

Councillor Lawless received four votes.

The Mayor, Cr Mustica asked for a show of hands for Councillor Julie Brooks.

Councillor Brooks received five votes.

The Mayor, Cr Libro Mustica declared Councillor Julie Brooks duly elected as Deputy Mayor of Moira Shire Council for a one year term.

FILE NO: F18/03
4. A WELL RUN COUNCIL

ITEM NO: 7.4

OUTGOING MAYORAL STATEMENT

Executive Summary

The outgoing Mayor will make an outgoing speech to Council and the public reflecting on their term as Mayor of the Moira Shire Council.

No speech was made.

CLOSE OF MEETING: 6:28 PM