



MINUTES

ORDINARY MEETING OF COUNCIL HELD AT
NUMURKAH TOURIST INFORMATION CENTRE,
MELVILLE STREET NUMURKAH
MONDAY 14 DECEMBER 2015

The meeting commenced at 6:00 pm.

PRESENT

Councillor Gary Cleveland (Mayor)
Councillor Kevin Bourke
Councillor Ed Cox
Councillor Brian Keenan
Councillor Don McPhee
Councillor Peter Mansfield
Councillor Marie Martin
Councillor Alex Monk

IN ATTENDANCE:

Mark Henderson	Chief Executive Officer
Leanne Mulcahy	General Manager Corporate
Andrew Close	General Manager Infrastructure
Linda Nieuwenhuizen	Manager Communication and Governance
Simon Rennie	Manager Finance

1. CALLING TO ORDER – CEO

RECORDING

Consistent with section 72 of our Meeting Procedures Local Law, Council officers have been authorised to record the public session of this meeting using an audio recording device.

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

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.

4. APOLOGIES & REQUESTS FOR LEAVE OF ABSENCE

Cr Wendy Buck is an apology for tonight's meeting.

MOTION

CRS ALEX MONK / BRIAN KEENAN

That Cr Wendy Buck's apology be accepted.

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

Nil

6. DECLARATION OF ANY INTEREST OR CONFLICT OF INTEREST

Nil

7. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

MOTION:

CRS BRIAN KEENAN / DON MCPHEE

"That the minutes of the Ordinary Council Meeting held on Monday, 23 November 2015, as prepared, be confirmed."

(CARRIED)

8. COUNCILLOR REPORTS

- Cr Ed Cox reported on the Australian Cricket Association (ACA) recent event at Yarrowonga. A signed cricket bat from the ACA was then presented to the Mayor. The Mayor accepted with thanks
- Mayor, Cr Gary Cleveland, presented Cr Brian Keenan with a certificate acknowledging 15 years of service as a Councillor. Cr Keenan accepted with thanks.

FILE NO: 180.11.0002
3. OUR COMMUNICATIONS AND PROCESSES

ITEM NO: 9.1.1
(FINANCIAL ACCOUNTANT, ANDREW
WILSON)
(GENERAL MANAGER - CORPORATE,
LEANNE MULCAHY)

FINANCIAL POSITION REPORT AS AT 30 NOVEMBER 2015

Executive Summary

The November 2015 finance report includes Rates and Charges totalling \$33.18 million (\$26.49 million in general rates and municipal charges, and \$6.69 million in garbage collection and recycling charges and environmental levy) which is recognised as income at the time of being levied.

For the month of November a total of \$0.17 million of receipts were collected for prior year's rate debtors, this brings the year-to-date total collected to \$1.36 million or 58.96% of the total outstanding as at 30 June 2015. Payments of outstanding rates are being actively managed and any rate payers who are experiencing difficulty are encouraged to contact Council officers to discuss options.

Sundry debtors are within acceptable levels with 2.05% of sundry debtors in excess of 30 days and are under active management. This represents a figure of \$9,365 out of the total of \$457,184.

Cash and Cash Equivalents balance as at 30 November 2015 is \$27.33 million.

Council's financial position as at 30 November 2015 continues to be satisfactory.

MOTION

CRS ALEX MONK / ED COX

That Council receives and notes the Financial Position Report as at 30 November 2015.

(CARRIED)

FILE NO: 1.0
5. DEMONSTRATING GOOD GOVERNANCE

ITEM NO: 9.1.2
(EXECUTIVE ASSISTANT, MAYOR AND
COUNCILLORS, BOBBY BROOK)
(EXECUTIVE ASSISTANT TO CEO, ROBYN
BONADDIO)

COUNCILLOR EXPENSE AND SUPPORT POLICY

Executive Summary

The Local Government Act 1984 states "A Council must adopt and maintain a policy in relation to the reimbursement of expenses for Councillors".

The current policy is due for review in 2015, the policy has been reviewed to ensure Council and Councillors are not at risk of expending public funds.

Councillor expenditure is reported on yearly in the Annual Report. This policy will ensure that all support and costs are bona fide and will safeguard Councillors against public scrutiny.

MOTION

CRS ED COX / BRIAN KEENAN

That Council adopt the Councillor Expense and Support Policy.

(CARRIED)

FILE NO: F13/203
5. DEMONSTRATING GOOD GOVERNANCE

ITEM NO: 9.1.3
(CORPORATE GOVERNANCE OFFICER,
LISA DEAYTON)
(GENERAL MANAGER - CORPORATE,
LEANNE MULCAHY)

APPOINTMENT AND AUTHORISATION OF COUNCIL OFFICERS UNDER THE PLANNING AND ENVIRONMENT ACT 1987

Executive Summary

Council officers are appointed and authorised directly by Council under the *Planning and Environment Act 1987* to undertake inspections and carry out enforcement. Council does this through the powers provided by the *Local Government Act 1989*.

The list of Council officers to be appointed and authorised has been reviewed and is included in the attached instrument.

MOTION

CRS BRIAN KEENAN / DON MCPHEE

That Council, in the exercise of the powers conferred by section 224 of the *Local Government Act 1989* and the other legislation referred to in the attached instrument of appointment and authorisation (the instrument), resolves that:

1. the members of Council staff referred to in the instrument be appointed and authorised as set out in the instrument;
2. the instrument comes into force immediately the common seal of Council is affixed to the instrument, and remains in force until Council determines to vary or revoke it;
3. the instrument be sealed; and
4. on coming into force of the instrument, the instrument of appointment and authorisation to members of Council staff as made by Council on 23 February 2015 is revoked.

(CARRIED)

FILE NO: F15/551
5. DEMONSTRATING GOOD GOVERNANCE

ITEM NO: 9.1.4
(CORPORATE GOVERNANCE OFFICER,
LISA DEAYTON)
(GENERAL MANAGER - CORPORATE,
LEANNE MULCAHY)

ARRANGEMENTS FOR THE 2016 COUNCIL ELECTION

Executive Summary

The next Council election will be held on Saturday 22 October 2016. The *Local Government Act 1989* and the *Local Government (Electoral) Regulations 2005* prescribe the many aspects of the election process.

The Act states that a council should consider any changes to its preferred method of voting at least eight months prior to the election and is required to authorise the returning officer to designate a place outside of the municipality to hold an electronic vote count (should this be required).

This report provides an opportunity for Council to consider and decide these matters in a timely manner that assists the planning of the 2016 election.

The report recommends Council continue with postal voting and authorise the returning officer.

MOTION

CRS KEVIN BOURKE / MARIE MARTIN

That Council:

1. Confirm that postal voting will be used for the 2016 Moira Shire Council Election and beyond; and
2. Authorise the returning officer to designate a place for a computer vote count outside of the municipality, should this be required for the 2016 Council Election and any subsequent countback or by-election held before the 2020 Council Election.

(CARRIED)

FILE NO: F13/2614
3. DEVELOPMENT AND LIVEABILITY

ITEM NO: 9.1.5
(TOURISM DEVELOPMENT OFFICER,
LOUISE MUNK KLINT)
(MANAGER ECONOMIC DEVELOPMENT,
JANE O'BRIEN)

RECREATIONAL VEHICLE STRATEGY

Executive Summary

The Recreational Vehicle (RV) Friendly Town Scheme is an initiative of The Caravan Motorhome Club of Australia (CMCA). Holding an RV Friendly status for a town means that the community welcomes and provides amenities to accommodate the needs of RV tourists, including parking, access to potable water and a free dump point. Currently four towns in Moira Shire are recognised as RV Friendly towns.

In November 2014, the RV Friendly Working Group was established and members appointed. The first RV Friendly Working Group meeting took place on 20 November 2014. The RV Friendly Working Group has met five times over the last eleven months with its last meeting scheduled for 8 December 2015.

This report discusses in detail the challenges and opportunities associated with catering for the needs of the RV users in Moira Shire Council. It outlines the key issues that Council will have to consider including broader social and economic implications, financial implications, risk management and legislative and policy implications.

This report recommends that Council recognises the potential to promote the shire as a friendly destination for the RV market through the provision of relevant visitor information and facilities, provision of suitable visitor packs to the RV market, and commencement of broader consultation on the draft Recreational Vehicle strategy.

MOTION

CRS BRIAN KEENAN / KEVIN BOURKE

That Council:

1. Promotes Moira Shire in partnership with the tourism industry as a destination that welcomes tourists travelling with Recreational Vehicles (RVs) and highlights the relevant facilities and experiences encouraging visitation and increased length of stay.
2. Release the draft Recreational Vehicle (RV) Strategy for stakeholder feedback.
3. Thank the RV Friendly Working Group for its development of the draft strategy.

(CARRIED)

FILE NO: F14/232
3. DEVELOPMENT AND LIVEABILITY

ITEM NO: 9.1.6
(TOURISM DEVELOPMENT OFFICER,
LOUISE MUNK KLINT)
(CHIEF EXECUTIVE OFFICER, MARK
HENDERSON)

TOURISM ADVISORY COMMITTEE REPRESENTATIVE APPOINTMENTS - AMENDMENTS

Executive Summary

At Council's meeting held 20 October 2014, Council resolved to appoint persons as Community representatives on Moira Shire Council's Tourism Advisory Committee (TAC) for a period ending 30th June 2016. Council resolved to appoint additional persons as community representative on Council's TAC on 25 May 2015 for a period ending 30th June 2016.

Even though the current representatives have initially been appointed for the remaining term of the committee, should they wish to relinquish their position, they are not obliged to remain on the Committee for the entire period, and a replacement representative would be appointed.

MOTION

CRS KEVIN BOURKE / ALEX MONK

That Council:

1. Rescind the appointments of the following persons representing Local Tourism Associations and/or Community on the Tourism Advisory Committee for the remainder of the term, ending 30th June 2016
 - (a) Ron Baker, Numurkah Love our Lifestyle Inc.
2. Approve the appointments of the following persons representing Local Tourism Associations and/or Community on the Tourism Advisory Committee for the remainder of the term, ending 30th June 2016
 - (a) Terry Harbour, Numurkah Love our Lifestyle Inc.

(CARRIED)

FILE NO: F13/503
5. DEMONSTRATING GOOD GOVERNANCE

ITEM NO: 9.1.7
(GOVERNANCE RECORDS OFFICER,
MARGARET HINCK)
(GENERAL MANAGER - CORPORATE,
LEANNE MULCAHY)

ASSEMBLIES OF COUNCILLORS

Executive Summary

The records of the Assembly of Councillors reported during the month of October and November 2015 are attached to this report.

Inclusion of the attached records of Assembly of Councillors in the Council agenda, and incorporation into the Minutes ensures Council meets its statutory obligations under section 80A of the Local Government Act 1989 (the Act).

MOTION

CRS DON MCPHEE / ED COX

That Council receive and note the attached Records of Assembly of Councillors.

(CARRIED)

FILE NO: 5/2015.245
2. IMPROVING MOIRA'S LIVEABILITY

ITEM NO: 9.2.1
(STATUTORY PLANNING COORDINATOR,
PETER STENHOUSE)
(GENERAL MANAGER INFRASTRUCTURE,
ANDREW CLOSE)

**PLANNING APPLICATION 5/2015/245 - 2 LOT SUBDIVISION, 19 LIGAR STREET,
BUNDALONG**

Executive Summary

A Planning Permit Application has been received for a two lot subdivision at 19 Ligar Street, Bundalong.

The application was advertised and 4 objections were received of which one has since been withdrawn.

The application was referred to internal departments offering no objections, but subject to conditions. The application was not required to be referred to external authorities.

The proposed development accords with the purpose of the Low Density Residential Zone, relevant planning scheme provisions and state and local planning policies.

It is recommended that the application be approved and a Notice of Decision to grant a permit be issued, subject to conditions.

MOTION

CRS PETER MANSFIELD / MARIE MARTIN

That Council approve the issue of a Notice of Decision to Grant a Permit for Planning Application No 52015245 for a two lot subdivision at 19 Ligar Street, Bundalong, subject to the following conditions

1. The subdivision as shown on the endorsed plans must not be altered without the written consent of the responsible authority.
2. The owner of the land must enter into an agreement with:
 - (a) a telecommunications network or service provider for the provision of telecommunication services to each lot shown on the endorsed plan in accordance with the provider's requirements and relevant legislation at the time; and
 - (b) a suitably qualified person for the provision of fibre ready telecommunication facilities to each lot shown on the endorsed plan in accordance with any industry specifications or any standards set by the Australian Communications and Media Authority, unless the applicant can demonstrate that the land is in an area where the National Broadband Network will not be provided by optical fibre.
3. Before the issue of a Statement of Compliance for any stage of the subdivision under the Subdivision Act 1988, the owner of the land must provide written confirmation from:
 - (a) a telecommunications network or service provider that all lots are connected to or are ready for connection to telecommunications services in accordance with the provider's requirements and relevant legislation at the time; and
 - (b) a suitably qualified person that fibre ready telecommunication facilities have been provided in accordance with any industry specifications or any standards set by the Australian Communications and Media Authority, unless the applicant can demonstrate that the land is in an area where the National Broadband Network will not be provided by optical fibre.

FILE NO: 5/2015.245
2. IMPROVING MOIRA'S LIVEABILITY

ITEM NO: 9.2.1
(STATUTORY PLANNING COORDINATOR,
PETER STENHOUSE)
(GENERAL MANAGER INFRASTRUCTURE,
ANDREW CLOSE)

**PLANNING APPLICATION 5/2015/245 - 2 LOT SUBDIVISION, 19 LIGAR STREET,
BUNDALONG (cont'd)**

4. The owner of the land must enter into agreements with the relevant authorities for the provision of water supply, drainage, sewerage facilities, electricity and gas services to each lot shown on the endorsed plan in accordance with the authority's requirements and relevant legislation at the time.
5. All existing and proposed easements and sites for existing or required utility services and roads on the land must be set aside in the plan of subdivision submitted for certification in favour of the relevant authority for which the easement or site is to be created.
6. The plan of subdivision submitted for certification under the Subdivision Act 1988 must be referred to the relevant authority in accordance with Section 8 of that Act.
7. Prior to the release of the Statement of Compliance, the applicant must enter into an agreement under Section 173 of the Act with the Responsible Authority to provide for the following:
 - (a) Any building or structure on proposed lot 2 must be contained within the building envelope and effluent disposal must be confined to the effluent disposal envelope as indicated on the plan endorsed as part of the planning permit. These envelopes cannot be varied except with the consent of the Responsible Authority.
 - (b) Any dwelling constructed on lot 2 must be single storey.
 - (c) Existing and proposed landscaping around the perimeter of lot 2 must be maintained in accordance with the landscape plan endorsed as part of the permit to the satisfaction of the Responsible Authority.

Council will undertake to have the Agreement prepared upon written notification of the applicant. All costs associated with the preparation of the agreement shall be borne by the applicant. All fees associated with the documentation must be fully paid prior to execution and registration of the document by Council.

8. Prior to the consent to Certification, any easements for the purpose of draining lots to the legal point of discharge must be created.
9. Prior to the issue of a Statement of Compliance, the applicant must provide a drainage plan that accords with the provisions of Clauses 17 (Rural Drainage) and 19 (On-site Detention Systems) of Council's Infrastructure Design Manual [IDM], and has been prepared to the satisfaction of the Responsible Authority. In particular demonstrate that:
 - (a) provision for sufficient on-site detention to limit the peak outflow from the site during a 5-year ARI event to network capacity, and conveyed by underground pipes and/or by natural or constructed channels to a legal point of discharge nominated by the Responsible Authority;
 - (b) all storm-water deposited upon, and transferred through, the developed site during a 5-year ARI event must be collected and conveyed by underground pipes and/or by natural or constructed channels to a legal point of discharge nominated by the Responsible Authority
 - (c) all storm-water runoff originating from, or currently flowing through, the developed site in a 100-year ARI event must be collected and conveyed by secure overland

FILE NO: 5/2015.245
2. IMPROVING MOIRA'S LIVEABILITY

ITEM NO: 9.2.1
(STATUTORY PLANNING COORDINATOR,
PETER STENHOUSE)
(GENERAL MANAGER INFRASTRUCTURE,
ANDREW CLOSE)

**PLANNING APPLICATION 5/2015/245 - 2 LOT SUBDIVISION, 19 LIGAR STREET,
BUNDALONG (cont'd)**

- and/or underground flood pathways to a legal point of discharge identified by the Responsible Authority; and
- (d) stormwater drainage plans for the development must incorporate measures to enhance the quality of water discharged from the site and to protect downstream infrastructure and waterways.
10. Prior to the issue of a Statement of Compliance, all drainage infrastructure required by the approved drainage plan must be constructed in accordance with plans and specifications approved by the Responsible Authority.
 11. Prior to the issue of a Statement of Compliance, each proposed lot must have a stormwater property drain inlet point, extending from the legal point of discharge to within its property boundary to the specification and satisfaction of the Responsible Authority.
 12. Where an underground pipe or pipes discharges into a natural or constructed open channel, the pipe or pipes must be directed to an appropriate point of concentration, in the form of a pit or end-wall, and arrangements satisfactory to the Responsible Authority must be made to prevent erosion within the receiving channel.
 13. No part of any constructed channel used to convey storm-water may pass through the zone of influence of the proposed septic tank absorption field.
 14. Prior to the issue of a Statement of Compliance, or unless agreed otherwise, any required restriction to stormwater flows from the site will require a Section 173 Agreement to be registered on the title, to the specification and satisfaction of the Responsible Authority, in accordance with Section 181 of the Planning and Environment Act 1987. The Agreement must be registered on the title of each proposed Lot, at no expense to Council.
 15. Prior to the issue of a Statement of Compliance, all new and existing vehicle crossings as shown on the endorsed plan must be constructed and sealed to the standards of Council's Infrastructure Design Manual [IDM] Clause 12.9.2 "Rural Vehicle Crossings", and to the satisfaction of the Responsible Authority. In particular:
 - (a) existing crossing serving Lot 1 must be upgraded to provide appropriate culvert endwalls and an all-weather sealed surface; and
 - (b) works must be in accordance with Council's IDM Standard Drawing SD260 (Fringe Urban Residential Entrance).
 16. Prior to the issue of a Statement of Compliance, the battle-axe leg serving access to Lot 2 created by the proposed development and as shown on the endorsed plan(s) must be constructed, sealed and drained with minimum 3m width in accordance with plans and specifications approved by the Responsible Authority.
 17. All roof water from buildings and surface water from hard paved areas must be collected and conveyed to a drainage easement or to the legal point of discharge so as to prevent storm water nuisance to adjoining land.
 18. Prior to the issue of a Statement of Compliance, all drains, batters and other disturbed areas must be topsoiled and seeded to establish grass cover.
 19. In accordance with the Clause 22 of the IDM, appropriate measures, satisfactory to the

FILE NO: 5/2015.245
2. IMPROVING MOIRA'S LIVEABILITY

ITEM NO: 9.2.1
(STATUTORY PLANNING COORDINATOR,
PETER STENHOUSE)
(GENERAL MANAGER INFRASTRUCTURE,
ANDREW CLOSE)

**PLANNING APPLICATION 5/2015/245 - 2 LOT SUBDIVISION, 19 LIGAR STREET,
BUNDALONG (cont'd)**

- Responsible Authority, must be taken to minimise erosion and to retain dust, silt and debris on site, both during and after the construction phase.
20. Care is to be taken to preserve the condition of existing infrastructure adjacent to the site. If any damage to existing infrastructure occurs as a result of this development, the affected infrastructure is to be replaced by the applicant, at the applicant's cost to the specification and satisfaction of the Responsible Authority.
 21. No construction materials or earth is to be placed or stored outside the site area or on adjoining road reserves. This does not apply to road or footpath construction works on adjoining roads required as part of this permit.
 22. A satisfactory landscaping plan for the whole of the subject land must be submitted to and approved by the Responsible Authority, prior to the issue of a statement of compliance. An endorsed copy of the plan must form part of this permit. The submitted plan must;
 - (a) include a survey of all existing vegetation and natural features showing plants (over 2.0 metres in height) to be removed,
 - (b) include a schedule of all proposed trees, shrubs and ground cover, which will include the location, number and size at maturity of all plants, the botanical names of such plants and the location of all areas to be covered by grass, lawn or other surface materials as specified,
 - (c) the method of preparing, draining, watering and maintaining the landscaped area,
 - (d) the weed management program,
 - (e) show a permanent screen of trees and shrubs with a minimum of two rows using a mixture of local trees and understorey species (or other type of screen as specified) must be planted around perimeter of the site to form effective visual screen.
 23. Prior to the issue of a Statement of Compliance, the landscaping works shown on the endorsed plans must be carried out and completed to the satisfaction of the Responsible Authority.

Planning Notes

Before undertaking any works on public land or roads, the applicant must obtain a permit from the relevant authority giving *Consent to Work within a Road Reserve*.

(CARRIED)

FILE NO: F15/661
6. INVOLVING AND COMMUNICATING WITH
OUR COMMUNITY

ITEM NO: 9.2.2
(MANAGER TOWN PLANNING AND
BUILDING, JORINE BOTHMA)
(GENERAL MANAGER INFRASTRUCTURE,
ANDREW CLOSE)

**REQUESTING MINISTERIAL INTERVENTION 20(4) - INTERIM HERITAGE
CONTROLS AT 55 PUNT ROAD COBRAM**

Executive Summary

The purpose of the report is to recommend Council to ratify a request for Ministerial intervention in terms of Section 20 Part 4 of the *Planning and Environment Act, 1987* to prepare, adopt and approve interim heritage controls for 55 Punt Road, Cobram.

MOTION

CRS ED COX / KEVIN BOURKE

That:

Council ratify the request for Ministerial Intervention in terms of Section 20 Part 4 of the *Planning and Environment Act, 1987* to:

- Prepare, adopt and approve interim heritage controls for 55 Punt Road, Cobram.

(CARRIED)

**FILE NO: 11.1
6. GOVERNANCE**

**ITEM NO: 10.1
(EXECUTIVE ASSISTANT TO CEO, ROBYN
BONADDIO)
(GENERAL MANAGER - CORPORATE,
LEANNE MULCAHY)**

ACTION OFFICERS LIST

MOTION

CRS ALEX MONK / ED COX

That Council receive and note the Action Officers List.

(CARRIED)

FILE NO: F13/897
5. INFRASTRUCTURE

ITEM NO: 13.1
(MANAGER CONSTRUCTION AND ASSETS,
GRAHAM HENDERSON)
(GENERAL MANAGER INFRASTRUCTURE,
ANDREW CLOSE)

GOULBURN MURRAY WATER RELINQUISHMENT OF SERVICE POINT AT NATHALIA TRANSFER STATION

Executive Summary

1. A report on Council's Raw Water Irrigation Supply and Infrastructure was prepared by consultant DJDee's Consulting in 2007. As part of this report the Nathalia Transfer Station service was described as having no service point and there was no requirement for this water to remain at this location. It was recommended that Council should permanently transfer the water to a more suitable service within the Goulburn system and transfer the delivery share to another Allocation Bank Account (ABA).
2. The relinquishment agreement has been discussed with Goulburn Murray Water's Officers and Council Officers. It was determined that this service point had not been used by Council in a long period of time, if at all, and was not required for the ongoing use of the Nathalia Transfer Station.
3. As part of the relinquishment of this service point, the water use licence will be cancelled, the property will cease to exist as a serviceable property with Goulburn Murray Water, the relevant entitlement will be transferred to the Invergordon Township ABA, being Council's most suitable ABA within the same zone as Nathalia Transfer Station.
4. The relinquishment of this service point will not impact the abutting property owner's service point or their water allocation as the service point will revert from a shared service point between adjoining property owners to a single service point for the abutting property owner.
5. It is recommended that Council authorise the CEO to sign and seal the above Service Point Relinquishment Agreement with Goulburn Murray Water and sign all other documents relating to the ceasing of this service point and transferring of the delivery shares.

MOTION

CRS KEVIN BOURKE / ED COX

That Council:

1. authorise the Chief Executive Officer to sign and seal the Service Point Relinquishment Agreement document with Goulburn Murray Water for the disconnection of rural water supply for at the Nathalia Transfer Station; and
2. authorise the Chief Executive Officer to sign all other documents relating to the ceasing of this service point and transferring of the delivery shares.

(CARRIED)

FILE NO: VARIOUS

ITEM NO: 14

GENERAL BUSINESS**Clause 62 of Council's "Meeting Procedures Local Law 2007 (No 1 of 2007) states:****62. Urgent or general business**

1. Business which has not been listed on a meeting agenda may only be raised as urgent or general business if the majority of Councillors are present and it is agreed to by a resolution of the Council.
2. Notwithstanding sub-clause (1), if all Councillors are not present, the Chairperson may rule the matter is of urgency and accept an urgency motion to deal with the business which has not been listed on the meeting agenda.
3. An urgency motion can be moved without notice.
4. Only the mover of an urgency motion may speak to the motion before it is put

MOTION

CRS PETER MANSFIELD / MARIE MARTIN

That items of general business be considered.

(CARRIED)

14.1

Question: Cr Bourke requested an update on the issuing of permits to burn

Answer: The Chief Executive Officer advised that Council's decision was incorrectly interpreted. Council resolved to support discretion of the fire municipal fire prevention officer not to issue permits. This has escalated through emergency services, CFA and MAV. We hope this will result in streamlined process in place for the issuing of permits.

FILE NO: VARIOUS

ITEM NO: 15

QUESTIONS FROM THE PUBLIC GALLERY

15.1 **Ian Price - Numurkah**

Question: Where is the Shire's money contribution and commitment in relation to the Numurkah Senior's Hub?

Answer: The Chief Executive Officer advised that there has been no variation to the funding provided for the club and the Council's contribution was funded through the Local Government infrastructure fund which was a discretionary source of funds provided by the State Government.

Question: Can I request that the Mayor calls for standing orders to be suspended so I can respond to the Chief Executive Officer's comment?

Answer: The Mayor advised that he cannot suspend standing orders and the Council can move to suspend standing orders if it chooses to.

MOTION

CRS MARIE MARTIN / KEVIN BOURKE

That Council suspends Standing Orders.

(CARRIED)

Standing orders were suspended at 6:40pm

Mr Price presentation represented his views in relation to the financing, fundraising and leasing of the Numurkah Seniors Hub.

MOTION

CRS DON MCPHEE / KEVIN BOURKE

That Standing Orders be resumed.

(CARRIED)

Meeting resumed at 6:45 PM

15.2 **Len Davis - Numurkah**

Question: Does Council have any say where they purchase the green waste bags as the latest supply is virtually unusable.

Answer: The Chief Executive Officer advised that he has a sample of the bag and agrees that the quality is not the same. All bags need to be fit for purpose and as the green waste initiative has been successful the program does not need inferior products. This issue will be looked into first thing tomorrow morning.

Question: Do transfer station officers have training in pricing trailer loads of waste, particularly relating to the calculation of charging for a cubic metre of waste?

Answer: The General Manager Infrastructure indicated that he would look into that.

FILE NO: VARIOUS

ITEM NO: 15

QUESTIONS FROM THE PUBLIC GALLERY

15.3 **Coral Davis**

Question: Can Council please bring in one or two tip vouchers we can use?

Answer: The General Manager Infrastructure advised that he would look at this as we work through the budget for the coming year.

Question: Why isn't there any decorations up in Numurkah?

Answer: The General Manager Infrastructure advised that the decorations would be going up this week.

15.4 **Brian Devenish - Numurkah**

Question: Will Council be holding a youth and drug forum in the near future.

Answer: The General Manager Corporate advised that a workshop on the Community Safety Plan will be held next Wednesday and invited Mr Devenish to attend.

15.5 **Margaret Quale - Yarrawonga**

Question: How will the draft RV strategy be distributed to ensure that all interested parties are able to provide feedback?

Answer: The Chief Executive Officer advised that this will occur through the normal consultation process using media coverage and the document will be available on Council's web site. The exhibition period will be extended over Christmas and will hopefully be considered by Council in late February.

15.6 **Leanne Pell - Nathalia**

Question: With the issue of the Christmas decorations at Noonans resolved, can other business's put out their decorations?

Answer: The Chief Executive Officer advised that public safety comes first and that provided decorations are put out in a safe manner Council welcomes individual businesses contributing to the festive season.

FILE NO: VARIOUS

ITEM NO: 16

MEETING ADJOURNMENT

MOTION

CRS ALEX MONK / ED COX

That the meeting be adjourned for 10 minutes.

(CARRIED)

The meeting adjourned at 6:58pm

MOTION

CRS ALEX MONK / KEVIN BOURKE

That the meeting be resumed.

(CARRIED)

The meeting resumed at 7:13pm

MOTION

CRS Kevin Bourke / Don McPhee

That pursuant to Section 89(2) (a) and (d) of the Local Government Act, 1989, this meeting of Council be closed to members of the public in order for Council to discuss contractual, industrial and any other matters which the Council or Special Committee considers would prejudice the Council or any person.

(CARRIED)

MOTION

CRS ALEX MONK / KEVIN BOURKE

That the recommendations of the 'Closed' Meeting of Council be adopted and the award of tenders disclosed in the open minutes.

(CARRIED)

FILE NO: VARIOUS

ITEM NO: 16

MEETING ADJOURNMENT

TENDERS AWARDED

Supply & Delivery of Five 4x4 Utilities.

- Cobram Toyota
- Pigdons Holden

Supply of Equipment and Labour to Perform Maintenance Grading – Panel

- A&T Goldman P/L AFT A&T Goldman Family Trust T/A Andrew Goldman Excavations
- O'Loughlin Excavations
- CJ & BB Lawrence P/L T/A Lawrence Brothers
- SP & LA O'Brien P/L
- Precision Grading P/L
- Northern Grading Hire Pty Ltd, AFT AAEBT Trust T/A NGH Earthmoving

CLOSE OF MEETING

Meeting closed at 7:50 PM