

MINUTES

GREATER SHEPPARTON CITY COUNCIL

COUNCIL MEETING

5:30pm, Tuesday 18 August 2020

VIRTUALLY VIA ZOOM

COUNCILLORS

Cr Seema Abdullah (Mayor)

Cr Dinny Adem (Deputy Mayor)

Cr Bruce Giovanetti

Cr Chris Hazelman OAM

Cr Kim O’Keeffe

Cr Les Oroszvary

Cr Dennis Patterson

Cr Fern Summer

Cr Shelley Sutton

VISION

GREATER SHEPPARTON, GREATER FUTURE

A thriving economy in the foodbowl of Victoria with excellent lifestyles, innovative agriculture a diverse community and abundant opportunities

Values

Values reflect what we feel is important. Organisations may have core values that reflect what is important in the organisation. These values may be guiding principles of behaviour for all members in the organisation.

Respect first, always

We are attentive, listen to others and consider all points of view in our decision making.

Take ownership

We take pride in honouring our promises and exceeding expectations, and are transparent with and accountable for our actions.

Courageously lead

We lead with integrity, and stand up and stand by what is in the best interests of the Greater Shepparton community.

Working together

We work collaboratively to create higher quality outcomes that are more efficient, thoughtful, effective and responsive. We cannot accomplish all that we need to do without working together.

Continually innovate

We are open to new ideas and creatively seek solutions that encourage us to do our best for our community.

Start the celebration

As ambassadors for our people and place, we proudly celebrate the strengths and achievements of Council and the Greater Shepparton community.

**M I N U T E S
FOR THE
COUNCIL MEETING
HELD ON
TUESDAY 18 AUGUST 2020 AT 5:30PM**

**CHAIR
CR SEEMA ABDULLAH
MAYOR**

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Risk Level Matrix Legend

Note: A number of reports in this agenda include a section on “risk management implications”. The following table shows the legend to the codes used in the reports.

Likelihood	Consequences				
	Negligible (1)	Minor (2)	Moderate (3)	Major (4)	Extreme (5)
Almost Certain (5) Would be expected to occur in most circumstances (daily/weekly)	LOW	MEDIUM	HIGH	EXTREME	EXTREME
Likely (4) Could probably occur in most circumstances (i.e. Monthly)	LOW	MEDIUM	MEDIUM	HIGH	EXTREME
Possible (3) Reasonable probability that it could occur (i.e. over 12 months)	LOW	LOW	MEDIUM	HIGH	HIGH
Unlikely (2) It is not expected to occur (i.e. 2-5 years)	LOW	LOW	LOW	MEDIUM	HIGH
Rare (1) May occur only in exceptional circumstances (i.e. within 10 years)	LOW	LOW	LOW	MEDIUM	HIGH

Extreme Intolerable – Immediate action is required to mitigate this risk to an acceptable level. Event/Project/Activity is not to proceed without authorisation

High Intolerable – Attention is needed to treat risk.

Medium Variable – May be willing to accept the risk in conjunction with monitoring and controls

Low Tolerable – Managed by routine procedures

PRESENT:

- Cr Seema Abdullah (Mayor)**
- Cr Dinny Adem (Deputy Mayor)**
- Cr Bruce Giovanetti**
- Cr Chris Hazelman OAM**
- Cr Kim O’Keeffe**
- Cr Les Oroszvary**
- Cr Dennis Patterson**
- Cr Fern Summer**
- Cr Shelley Sutton**

Officers:	Peter Harriott	Chief Executive Officer
	Darryl Hancock	Manager Corporate Governance
	Boboleia Kom	Official Minute Taker
	Rebecca Good	Deputy Minute Taker

1 Acknowledgement

“We the Greater Shepparton City Council, begin today’s meeting by acknowledging the traditional owners of the land which now comprises Greater Shepparton. We pay respect to their tribal elders, we celebrate their continuing culture, and we acknowledge the memory of their ancestors.”

2 Privacy Notice

This public meeting is being streamed live via our Facebook page and made available for public access on our website along with the official Minutes of this meeting.

3 Governance Principles

Council considers that the decisions contained in this Minutes give effect to the overarching governance principles stated in Section 9 (2) of the *Local Government Act 2020*. These principles are as follows:

1. Council decisions are to be made and actions taken in accordance with the relevant law;
2. priority is to be given to achieving the best outcomes for the municipal community, including future generations;
3. the municipal community is to be engaged in strategic planning and strategic decision making;
4. innovation and continuous improvement is to be pursued;
5. collaboration with other Councils and Governments and statutory bodies is to be sought;
6. the ongoing financial viability of the Council is to be ensured;
7. regional, state and national plans and policies are to be taken into account in strategic planning and decision making;

8. the transparency of Council decisions, actions and information is to be ensured.

4 Apologies

Nil.

5 Declarations of Conflict of Interest

In accordance with sections 77A, 77B, 78 and 79 of the Local Government Act 1989 Councillors are required to disclose a “conflict of interest” in a decision if they would receive, or could reasonably be perceived as receiving a direct or indirect financial or non-financial benefit or detriment (other than as a voter, resident or ratepayer) from the decision.

Disclosure must occur immediately before the matter is considered or discussed.

6 Confirmation of Minutes of Previous Meetings

Cr Hazelman OAM sought an amendment to the wording of the motion in Item 10.6 of the 21 July 2020 Council Meeting Minutes. That the word 'matter' be replaced with 'motion'.

**Moved by Cr Adem
Seconded by Cr Patterson**

That the minutes of the 21 July 2020 Council Meeting as amended, be confirmed.

CARRIED UNOPPOSED

7 Public Question Time

Nil Received.

8 Community Directorate

8.1 Required Changes to Section 86 Committees of Management under the Local Government Act 2020

Moved by Cr O'Keeffe
Seconded by Cr Adem

That the Council:

1. revokes the Instruments of Delegation, that were established under section 86 of the *Local Government Act 1989*, for the following Special Committees as of 1 September 2020:
 - Arcadia Recreation Reserve and Community Centre Committee of Management
 - Bunbartha Recreation Reserve Committee of Management
 - Caniambo Hall Committee of Management
 - Central Park Recreation Reserve Committee of Management
 - Congupna Recreation Reserve and Community Centre Committee of Management
 - Dhurringile Recreation Reserve and Community Centre Committee of Management
 - Dookie Memorial Hall Committee of Management
 - Dookie Recreation Reserve and Community Centre Committee of Management
 - Harston Hall Committee of Management
 - Karramomus Hall and Recreation Reserve Committee of Management
 - Katandra West Community Facilities Committee of Management
 - Kialla District Hall Committee of Management
 - Lemnos Recreation Reserve Committee of Management
 - Murchison Community Centre Committee of Management
 - Tallygaroopna Memorial Hall Committee of Management
 - Tallygaroopna Recreation Reserve and Community Centre Committee of Management
 - Toolamba Recreation Reserve and Community Centre Committee of Management

2. establishes Community Asset Committees, pursuant to section 65 of the *Local Government Act 2020*, for the following community assets:
 - Arcadia Recreation Reserve and Community Centre
 - Bunbartha Recreation Reserve
 - Caniambo Hall
 - Central Park Recreation Reserve
 - Congupna Recreation Reserve and Community Centre
 - Dhurringile Recreation Reserve and Community Centre
 - Dookie Memorial Hall

- **Dookie Recreation Reserve and Community Centre**
 - **Harston Hall**
 - **Karramomus Hall and Recreation Reserve**
 - **Katandra West Community Facilities**
 - **Kialla District Hall**
 - **Lemnos Recreation Reserve**
 - **Murchison Community Centre**
 - **Tallygaroopna Memorial Hall**
 - **Tallygaroopna Recreation Reserve and Community Centre**
 - **Toolamba Recreation Reserve and Community Centre**
- 3. transfer all membership of the existing Special Committees across to the corresponding newly established community asset committee, maintaining current memberships terms until such time that there are new guidelines in place.**

CARRIED UNOPPOSED

8.2 Lesbian Gay Bisexual Transgender Intersex Plus (LGBTI+) Committee - Policy, Financial and Resourcing Implications

**Moved by Cr Summer
Seconded by Cr Adem**

That the Council:

- 1. note the report outlining the policy, financial and resourcing implications of establishing a lesbian, gay, bisexual, transgender, intersex and other sexuality, sex and gender diverse (LGBTI+) Committee and;**
- 2. undertake further work to establish a committee.**

CARRIED UNOPPOSED

9 Corporate Services Directorate

9.1 Contracts Awarded Under Delegation – July 2020

Moved by Cr Giovanetti
Seconded by Cr Oroszvary

That the Council note:

1. contracts awarded under delegated authority by a Director;
2. contracts awarded under delegated authority by a Manager; and
3. requests for tenders advertised but not yet awarded.

CARRIED UNOPPOSED

9.2 Councillor Expenses Policy and Councillor Resources Policy

**Moved by Cr Giovanetti
Seconded by Cr Oroszvary**

That the Council:

- 1. adopt the Councillor Expense Policy 37.POL3**
- 2. adopt the Councillor Resources and Facilities Policy 37.POL17, with the addition to Item 2.6 of the policy:**
 - with regards to the provision of Information, Communication and Technology resources to Councillors, that in addition to an iPad, a laptop computer and a mobile phone also be provided.**
- 3. revoke the Councillor Expenses and Entitlements Policy which was previously adopted by Council on 17 September 2019**
- 4. rescind the Notice of Motion resolved by Council on 1 April 2015 titled 'Confidential Notice of Motion 4/2015', noting that the subject matter is now addressed in the Councillor Expense Policy 37.POL3.**

CARRIED UNOPPOSED

9.3 July 2020 Monthly Financial Report

**Moved by Cr Hazelman OAM
Seconded by Cr Patterson**

That the Council receive and note the July 2020 Monthly Financial Report

CARRIED UNOPPOSED

9.4 Review of Investment and Cash Management Policy

**Moved by Cr Summer
Seconded by Cr Oroszvary**

That the Council adopt the Investment and Cash Management Policy 34.POL1.

CARRIED UNOPPOSED

9.5 Audit and Risk Management Committee Charter

**Moved by Cr Hazelman OAM
Seconded by Cr Giovanetti**

That the Council adopt Audit Risk Management Committee Charter.

CARRIED UNOPPOSED

9.6 Award of Contract 1942 - Provision of Office Catering Services

**Moved by Cr O'Keeffe
Seconded by Cr Summer**

That the Council:

- 1. accept the tenders submitted for Contract 1942 – Provision of Office Catering Services – Panel of Suppliers from:
1.1 ARJ Food Pty Ltd
1.2 Little Gourmet Food Company
1.3 J and A Mallamaci Nominees Pty Ltd T/A Europa Deli and Café**
- 2. note that these tenderers will form a Panel of Suppliers under a Standing Offer Agreement based on schedule of rates to supply catering services for Greater Shepparton City Council**
- 3. note that the contract will be for a period of two (2) years with options for three (3) 12 month extensions**
- 4. authorise the Chief Executive Officer to award the contract extensions for three (3) 12 month periods subject to mutual agreement**
- 5. authorise the Chief Executive Officer to sign and seal the contract documents.**

CARRIED UNOPPOSED

9.7 Governance Rules and Public Transparency Policy

Moved by Cr Adem
Seconded by Cr Oroszvary

That the Council:

1. having considered the submission received during the community engagement process for its draft Governance Rules, including the incorporated Election Period Policy, developed under section 60 of the *Local Government Act 2020*, adopts the Governance Rules in the form attached to this Report;
2. having noted that no submissions were received during the community engagement process for its draft Public Transparency Policy, adopt the Public Transparency Policy in the form attached to this report; and
3. notes that the Governance Rules and Public Transparency Policy, as adopted, will commence operation from 1 September 2020.

CARRIED UNOPPOSED

9.8 Revoking of Shepparton Show Committee in Response to the Changes to Section 86 Committee of Management under the Local Government Act 2020

**Moved by Cr Oroszvary
Seconded by Cr Hazelman OAM**

That Council revokes the Instrument of Delegation that was established under Section 86 of the *Local Government Act 1989* for Shepparton Show Me as of 1 September 2020.

CARRIED UNOPPOSED

10 Sustainable Development Directorate

10.1 Consideration of the Goulburn Murray Resilience Strategy 2020

Moved by Cr Patterson
Seconded by Cr Summer

That the Council:

1. supports the Goulburn Murray Resilience Strategy 2020; and
2. advocate for priority interventions listed in the Goulburn Murray Resilience Strategy 2020.

CARRIED UNOPPOSED

10.2 Establishment of a Greater Shepparton Affordable Housing Reference Group

**Moved by Cr O'Keeffe
Seconded by Cr Summer**

That the Council:

- 1. authorise the formation of the Greater Shepparton Affordable Housing Reference Group in accordance with the proposed Terms of Reference;**
- 2. adopt the Terms of Reference for the Greater Shepparton Affordable Housing Group;**
- 3. nominate the Mayor to serve on the Greater Shepparton Affordable Housing Reference Group; and**
- 4. note that Council officers will undertake an expression of interest process to invite nominations on the Greater Shepparton Affordable Housing Reference Group, in accordance with the Terms of Reference.**

CARRIED UNOPPOSED

10.3 Car Parking on Fraser Street, Shepparton

**Moved by Cr O'Keeffe
Seconded by Cr Sutton**

That the Council:

- 1. note that the Fraser Street / 'West Walk Car Park' was considered to be a designated paid timed on-street car park at the time the parking strategy was presented to Council in April 2020, and notwithstanding that report,**
- 2. that Council resolves the Fraser Street / West Walk Car Park now be considered as an off street car park without parking fees and subject to time limits as currently defined.**

CARRIED 7/2

10.4 Adoption of Shepparton and Mooroopna 2050: Regional City Growth Plan - Lifting the Motion from the Table

At the Council Meeting held on Tuesday 21 July 2020 Cr Adem moved that the motion lay on the table. The motion was carried.

**Moved by Cr Adem
Seconded by Cr Summer**

That the Council resolve to take the motion from the table.

CARRIED UNOPPOSED

**Moved by Cr Giovanetti
Seconded by Cr Patterson**

That the Council:

- 1. receive and note the Shepparton & Mooroopna 2050: Regional City Growth Plan, Community Engagement Summary Report January 2020;**
- 2. receive and note the Shepparton & Mooroopna 2050: Regional City Growth Plan, Background Report July 2020;**
- 3. adopt the Shepparton & Mooroopna 2050: Regional City Growth Plan; and**
- 4. note that Council officers will begin preparing a planning scheme amendment to implement the Shepparton & Mooroopna 2050: Regional City Growth Plan into the Greater Shepparton Planning Scheme.**

Cr Hazelman OAM was granted an extension of time to speak.

Cr Adem was granted an extension of time to speak.

LOST 3/6

**Moved by Cr Sutton
Seconded by Cr Adem**

That the Council defer the adoption of the Shepparton and Mooroopna 2050 Regional City Growth Plan for six months to allow time for extended consultation with the Greater Shepparton community.

Cr Sutton called for a division.

Those voting in favour of the motion: Cr Giovanetti, Cr Sutton, Cr Adem, Cr O'Keeffe and Cr Summer.

Those voting against the motion: Cr Abdullah, Cr Patterson, Cr Hazelman OAM and Cr Oroszvary.

CARRIED 5/4

10.5 Freedom Food Land Sale

**Moved by Cr Patterson
Seconded by Cr Oroszvary**

That the Council resolve to:

- 1. authorise the sale of part of the land at 30R Florence Street, Shepparton, shown generally as “1” on Spiire Plan Drawing Number 307410UD00, being approximately 2,618m² in area and the carrying out of all necessary actions to effect the sale;**
- 2. authorise the Chief Executive Officer to sign, or sign and seal, all documentation associated with or necessary to effect the sale.**

CARRIED UNOPPOSED

11 Infrastructure Directorate

11.1 Final Congupna Recreation Reserve Master Plan

Moved by Cr Giovanetti
Seconded by Cr O'Keeffe

That the Council adopt the Congupna Recreation Reserve Master Plan.

CARRIED UNOPPOSED

11.2 Award of Contract 1995 – Design and Construction of Saleyards Pen Renewal

**Moved by Cr Adem
Seconded by Cr Patterson**

That the Council:

- 1. accept the tender submitted by Pro-way Livestock Equipment for Contract No. 1995 Design and Construction of Renewal Stock Pens at Shepparton Saleyards for the Lump Sum price of \$656,430.64 (including GST).**
- 2. Authorise the Chief Executive Officer to sign and seal the contract documents.**

CARRIED UNOPPOSED

12 Councillor Reports

12.1 Councillor Activities

12.1.1 Councillor Activity Report - July 2020

**Moved by Cr O'Keeffe
Seconded by Cr Hazelman OAM**

That the summary of the Councillors' community interaction and briefing program be received and record of Assemblies of Councillors be noted.

CARRIED UNOPPOSED

12.2 Council Committee Reports

Nil Received.

12.3 Notice of Motion, Amendment or Rescission

Nil Received.

13 Documents for Signing and Sealing

Nil Received.

14 Confidential Management Reports

14.1 Designation of Confidentiality of Information - Report Attachments

Moved by Cr Giovanetti
Seconded by Cr Adem

That the Council:

In accordance with section 77(2)(b) of the *Local Government Act 1989* (the Act) the Council designates as confidential all documents used to prepare the following agenda items, previously designated by the Chief Executive Officer in writing as confidential under section 77(2)(c) of the Act.

- **Report 9.6: Award of Contract 1942 – Provision of Office Catering Services.** This report attachment relates to a contractual matter, which is a relevant ground applying under section 89(2)(d) of the Act.
- **Report 11.2: Award of Contract 1995 – Design and Construction of Saleyards Pen Renewal.** This report attachment relates to a contractual matter, which is a relevant ground applying under section 89(2)(d) of the Act.

CARRIED 8/0

One Councillor abstained from voting

15 Urgent Business not Included on the Agenda

Nil Received.

16 Close of Meeting

Meeting closed at 7:58pm