

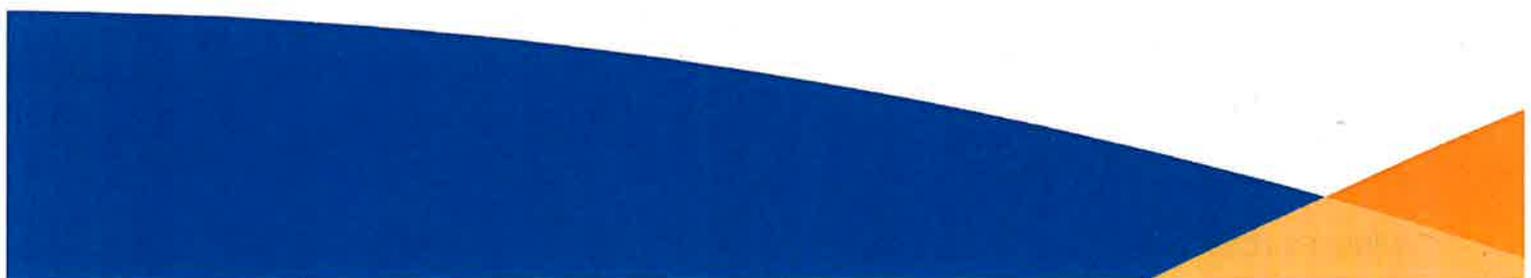
Ordinary Council Meeting

Minutes

Held on Tuesday 28 February 2023

Council Chambers, Mortlake Council Offices

1 Jamieson Avenue, Mortlake Vic



Contents

1 Procedural	4
1.1 Acknowledgement of Country	4
1.2 Prayer	4
1.3 Live streaming of Council Meetings	5
1.4 Apologies	5
1.5 Declarations of Conflict Interest	5
1.6 Confirmation of Minutes from previous meeting	5
1.7 Public Participation.....	5
2 Officers Reports	6
2.1 Monthly Financial Performance Report January 2023	6
2.2 Council Plan 2021 - 2025 - Half Yearly Report	7
2.3 Local Government Performance Reporting Framework (LGPRF) Half Yearly Report	7
2.4 National General Assembly of Local Government Motions 2023	7
2.5 MAV State Council Motions 2023.....	8
2.6 Coastal Connect - Joint Venture ICT Procurement Policy.....	9
2.7 Instrument of Appointment and Authorisation Planning & Environment Act 1987 ...	9
2.8 FY 2022-2023 CAF Round 2 \$5,001 - \$30,000 Report.....	9
2.9 Recommendations of Panel Report for C70moyn.....	10
2.10 Princes Highway Port Fairy Storm Water Petition.....	10
2.11 Stock Underpass Fund Application - Sampsons Ford Road GARVOC.....	11
3 Councillors' Items.....	11
3.1 Mayor and Councillor Activities	11
3.2 Councillor Notice of Motion	12
3.3 General Matters	13
3.4 Urgent Business.....	14
4 CEO Meeting Schedule	14
5 CEO Activities Report	15
5.1 CEO Activities Report	15
6 Confidential Items	15
7 Close Meeting.....	15



Unconfirmed Minutes of the Ordinary Meeting
of Moyne Shire Council held on Tuesday 28 February 2023, at Council
Chambers,

Mortlake Council Offices, 1 Jamieson Avenue, Mortlake Vic
commencing at 2:00 pm.

Present

Councillors Karen Foster (Mayor), Jim Doukas, Damian Gleeson, Jordan Lockett,
Daniel Meade (Deputy Mayor), James Purcell, Ian Smith

Officers Brett Davis, Chief Executive Officer
Edith Farrell, Director Infrastructure and Environment
David Rae, Director Community & Corporate Services
Jodie McNamara, Director Economy and Place
Kathryn Ryan, Executive Assistant

1 Procedural

1.1 Acknowledgement of Country

The Mayor read the following statement:

We begin by acknowledging the Traditional Custodians of the land on which we meet today and pay our respects to their Elders past and present. We extend that respect to Aboriginal and Torres Strait Islander peoples here today.

1.2 Prayer

The Deputy Mayor read the Prayer:

Almighty God, we humbly beseech your blessing on the Council, direct and prosper its deliberations for the welfare of the people of the Moyne Shire. Amen.

1.3 Live streaming of Council Meetings

The Mayor read the following statement:

Please note that today's meeting is being live streamed and can be viewed by the general public via Council's Facebook page, and later uploaded to Council's website. By participating in and addressing those present at the meeting, you consent to any Information you disclose (including any personal information or sensitive information) being recorded and uploaded to the website.

1.4 Apologies

None at this meeting.

1.5 Declarations of Conflict Interest

No declarations made at this meeting

1.6 Confirmation of Minutes from previous meeting

Resolution ID: OCM 2023-14

Cr James Purcell moved, Cr Daniel Meade seconded

That the Minutes of the Council Meeting held on Tuesday 31 January, 2023 be accepted and confirmed as correct.

CARRIED UNANIMOUSLY 7 / 0

1.7 Public Participation

Resolution ID: OCM 2023-16

Cr James Purcell moved, Cr Jordan Lockett seconded

That Standing Orders be suspended in order that the following Public Participants could be heard.

1. Yvonne Thomas referring to Mt Fyans Wind Farm – Directions Hearing and Panel
2. Andrew Grey referring to Item 2.9 – Recommendations of Panel Report for C70moyn
3. Sally Morris referring to Item 2.9 – Recommendations of Panel Report for C70moyn
4. Bernadette Willis referring to Item 2.9 – Recommendations of Panel Report for C70moyn

CARRIED UNANIMOUSLY 7 / 0

Cr James Purcell moved, Cr Damian Gleeson seconded

That Standing Orders be resumed and that order of business be changed for item 2.9 to be heard first

CARRIED UNANIMOUSLY 7 / 0

2 Officers Reports

2.9 Recommendations of Panel Report for C70moyn

Overview: This report provides the C70moyn Panel Report for Councillors to consider the recommendations of the Planning Panel Report for Moyne Planning Scheme Amendment C70moyn – Rural Housing and Settlement Strategy and recommends that Council considers and adopts the Panel's recommendations.

Resolution ID: OCM 2023-24

Cr Jim Doukas moved, Cr Daniel Meade seconded

That Council:

- 1. Considers the Panel Report for Amendment C70moyn to the Moyne Planning Scheme in accordance with Section 27(1) of the *Planning and Environment Act 1987*, and adopts the Panel's recommendations.**
- 2. Adopts Amendment C70moyn to the Moyne Planning Scheme in accordance with Section 29(1) of the *Planning and Environment Act 1987*, incorporating the changes to Amendment C70moyn recommended by the Panel.**
- 3. Submits Amendment C70moyn to the Minister for Planning for approval in accordance with Section 31(1) of the *Planning and Environment Act 1987*.**
- 4. Commences further work to assess the land west of Koroit for potential contamination in accordance with the requirements of Ministerial Direction 1 and Planning Practice Note 30 to the satisfaction of Department of Environment, Land, Water and Planning and the Environment Protection Authority, in accordance with the Panel's recommendations.**

CARRIED UNANIMOUSLY 7 / 0

2.1 Monthly Financial Performance Report – January 2023

Overview: The purpose of the report is to inform the Council of the financial performance and position of the Council. It provides a snapshot of some key financial indicators and monitors performance against year-to-date actuals.

Resolution ID: OCM 2023-15

Cr Jim Doukas moved, Cr Daniel Meade seconded

- 1. That Council receive the Monthly Financial Performance Report January 2023.**
- 2. That Council approves the variations as listed under Section 7 Budget Variations for the current month.**

CARRIED UNANIMOUSLY 7 / 0

2.2 Council Plan 2021 - 2025 - Half Yearly Report

Overview: This report provides Council with a half yearly report on Council's performance against the Council Plan, strategic indicators and target projects, for the six months ended 31 December 2022. The Council Plan is the key document setting out the strategic direction for Moyne Shire Council from 2021 – 2025.

Resolution ID: OCM 2023-17

Cr Damian Gleeson moved, Cr Jim Doukas seconded

That Council note the Council Plan 2021 – 2025 Half Yearly report against strategic indicators and projects for the six months ended 31 December 2022.

CARRIED UNANIMOUSLY 7 / 0

2.3 Local Government Performance Reporting Framework (LGPRF) Half Yearly Report

Overview: This report provides Council with results for the Local Government Performance Reporting Framework for the six months ended 31 December 2022.

Resolution ID: OCM 2023-18

Cr Damian Gleeson moved, Cr Ian Smith seconded

That Council note the results for the Local Government Performance Reporting Framework for the six months ended 31 December 2022.

CARRIED UNANIMOUSLY 7 / 0

2.4 National General Assembly of Local Government Motions 2023

Overview: The Australian Local Government Association (ALGA) will host the National General Assembly (NGA) of Local Government in Canberra 13-16 June 2023. Matters for consideration at the NGA are now open for submission. As part of its advocacy role to

government Council has previously submitted matters for consideration and the following draft motion has been prepared for resolution and to advocate for issues of concern associated with renewable energy transmission lines.

Resolution ID: OCM 2023-19

Cr Daniel Meade moved, Cr Jordan Lockett seconded

That Council submit the following motion for consideration at the National General Assembly of Local Government being held 13-16 June 2023:

This National General Assembly calls on the Australian Government to establish National Wind Farm Development Guidelines including provisions that infrastructure to support renewable energy transmission be developed using existing easements, be located where practicable underground and require co-location of connecting lines to reduce the impact on agriculture, the visual landscape, recognise risks of bushfire and protect amenity.

CARRIED UNANIMOUSLY 7 / 0

2.5 MAV State Council Motions 2023

Overview: MAV State Council is being held on 19 May 2023 and matters for consideration are now open for submission. As part of its advocacy role to government Council has regularly submitted matters for consideration and the following draft motion has been prepared for resolution and to advocate for issues of concern associated with renewable energy transmission lines.

Resolution ID: OCM 2023-20

Cr Daniel Meade moved, Cr Damian Gleeson seconded

That Council submit the following motions for consideration at the MAV State Council Meeting on 19 May 2023:

That the MAV:

- 1. Advocate to the Minister for Climate Action, Energy & Resources and State Electricity Commission that infrastructure to support the renewable energy transmission across Victoria be developed using existing easements, be located where practicable underground and require colocation of connecting lines to reduce the impact on agriculture, the visual landscape, recognise risks of bushfire and protect amenity; and**
- 2. Convene a renewable energy working group of relevant Councils affected by solar and wind projects to share learnings and advocacy issues.**

CARRIED UNANIMOUSLY 7 / 0

2.6 Coastal Connect - Joint Venture ICT Procurement Policy

Overview: The Councils of Corangamite Shire, Moyne Shire and Warrnambool City recently established an unincorporated joint venture for the purposes of procuring and implementing ICT shared services. The procurement policy proposed for endorsement is a requirement of the Joint Venture Agreement.

Resolution ID: OCM 2023-21

Cr Daniel Meade moved, Cr Damian Gleeson seconded

That Council approve the Coastal Connect Joint Venture ICT Procurement Policy in accordance with the executed South West Councils ICT Alliance Joint Venture Agreement.

CARRIED UNANIMOUSLY 7 / 0

2.7 Instrument of Appointment and Authorisation Planning & Environment Act 1987

Overview: This instrument can be used by a council to authorise officers to enforce the *Planning and Environment Act 1987* and institute proceedings on behalf of the council or represent the council.

Resolution ID: OCM 2023-22

Cr James Purcell moved, Cr Jordan Lockett seconded

In the exercise of the powers conferred by s 147(4) of the *Planning and Environment Act 1987*, Moyne Shire Council (Council) resolve that –

- 1. All previous appointment and authorisations for *Planning and Environment Act 1987* be revoked**
- 2. “The Officers” be appointed and authorised as set out in the instrument.**
- 3. 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.**

CARRIED UNANIMOUSLY 7 / 0

2.8 FY 2022-2023 CAF Round 2 \$5,001 - \$30,000 Report

This report presents a list of Round 2 grant applications for the Community Assistance Fund (CAF) \$5,001 to \$30,000 Category for endorsement by the Chief Executive Officer

(CEO). This procedure is in line with the revised Community Assistance Fund Guidelines adopted by Council at the 1 March 2022 Ordinary Council Meeting.

Resolution ID: OCM 2023-23

Cr Daniel Meade moved, Cr Damian Gleeson seconded

That Council under Round 2 of the FY 2022-2023 CAF \$5,001 to \$30,000 category allocate a total of \$34,497 to the following officer approved applications:

Koroit Football and Netball Club	\$10,806
HADDAC (Hawkesdale and District Development Committee)	\$ 6,300
Port Fairy Little Athletics	\$ 3,366
Koroit Theatre Community Asset Committee	\$14,025
Total	\$34,497

CARRIED UNANIMOUSLY 7 / 0

Item 2.9 Recommendations of Panel report for C70moyn was considered earlier in the meeting

2.10 Princes Highway Port Fairy Storm Water Petition

Overview: This report is in response to the petition request report endorsed at the 31 January Ordinary Council Meeting. The submission by residents titled as a 'petition' which contains 8 signatures regarding properties on the service road between 165 to 183 Princes Highway, Port Fairy sought Council to consider the potential impacts of stormwater associated with the noted properties.

Resolution ID: OCM 2023-25

Cr Damian Gleeson moved, Cr Jordan Lockett seconded

That Council continue to monitor the service road between 165 to 183 Princes Highway, Port Fairy over the next 12 months to ascertain if completed maintenance works have resolved the flooding concerns.

CARRIED UNANIMOUSLY 7 / 0

2.11 Stock Underpass Fund Application - Sampsons Ford Road GARVOC

Overview: This report pertains to an application for \$10,000 funding from Councils Stock Underpass Fund. The proposed underpass would be on Sampsons Ford Road at Garvoc.

Resolution ID: OCM 2023-26

Cr Jim Doukas moved, Cr Daniel Meade seconded

That Council endorse the allocation of \$10,000 to The Riverbank Farming Trust as a contribution towards the installation of a stock underpass from the Financial Year 2022/2023 budget allocation, subject to other private funding being secured.

CARRIED UNANIMOUSLY 7 / 0

3 Councillors' Items

3.1 Mayor and Councillor Activities

Overview: The report provides information to Council in regard to the Councillors' attendance at briefings, forum and other meetings, between 21 January 2023 and 17 February 2023.

Mayor Activities

Date	Location	Meeting / Event
21 January	Purnim Recreation Reserve	Official opening of new Turf Wicket
26 January	Port Fairy	Refection Ceremony
26 January	Koroit	Citizenship Ceremonies and Australia Day event
31 January	Mortlake	Council Meeting
3 February	Mortlake	Hexham Wind Farm Community Engagement Committee (CEC) meeting
8 February	Port Fairy	Official opening of Commonwealth Championship Sheep Dog Trials
9 February	Port Fairy	Audit & Risk Committee Strategic Risk Register Workshop
14 February	Hawkesdale	Councillor Workshop and Listening Post
15 February	Peterborough	Peterborough Residents Group meeting

Council noted the report item Mayor Activities.

Councillor Activities

Date	Location	Meeting / Event
21 January	Purnim Recreation Reserve	Official opening of new Turf Wicket
23 January	Hawkesdale	Hawkesdale Wind Farm CEC Meeting
23 January	Port Fairy	Ryan Corner Wind Farm CEC Meeting
24 January	By electronic means	Councillor Workshop
26 January	Port Fairy	Reflection Ceremony
26 January	Koroit	Citizenship ceremonies and Australia Day event
31 January	Mortlake	Council Meeting
1 February	Hawkesdale	Smoking Ceremony and Welcome to Country, Hawkesdale Wind Farm site
3 February	Mortlake	Hexham Wind Farm CEC Meeting
6 February	Mortlake	Mt Fyans Wind Farm CEC Meeting
7 February	Port Fairy	Port of Port Fairy Delegated Committee meeting
14 February	Hawkesdale	Councillor Workshop and Listening Post
16 February	Port Fairy	Economic Development Advisory Committee (EDAC) Meeting
17 February	Melbourne	Rail Freight Alliance AGM and Ordinary Meeting

Council noted the report item Councillor Activities.

3.2 Councillor Notice of Motion

Overview: A Councillor may lodge a notice of motion on any matter the Councillor wants to be considered.

No Councillor Notice of Motion has been received for this meeting Agenda.

3.3 General Matters

Overview: General Matters gives Councillors the opportunity to report on positive and good news items from around the Shire.

- Cr Lockett Made mention of events attended recently.
- The Port Fairy Jazz Festival was fantastic and very well attended. It had a couple of years off with Covid so was great to see that festival back. The Port Fairy Marathon was a brilliant event with over 1200 participants, the second time it has occurred. It's currently the 11th biggest marathon in Australia in its second year, so massive congratulations to Bree Ryan and the Committee, they do a phenomenal job. A successful fundraiser for the school.
- The Down South Festival at the Star of the West on the weekend was very well attended – a punk rock festival, so great to have a diversity of genres in town.
- And the Folkie is coming up in two weeks time with tickets nearly sold out. Congratulations extended to the Shire for the Street Festival. There's heaps of stuff happening so please come around to the Folkie it's a massive event for the region and we really need those day trippers to come and support the local markets and the local shops and things and everyone benefits from it
- Cr Gleeson Id like to note the recent visit by the Mayor, Deputy Mayor and CEO to the State Government in Melbourne and would like to request feedback on some of the people met with and the advocacy which took place.
- Id like to congratulate the Mayor, Deputy Mayor and CEO for getting in there in February. I'm sure there are a lot of local governments who haven't made contact yet, but just to assure the people of Moyne that you're out there batting for them, so just some feedback on that visit.
- Cr Foster We spent three days in Melbourne and met with a number of ministers.
- Dr Sarah Mansfield, Greens member for Western Victoria
 - Senior advisors to Minister Lily D'Ambrosio
 - Harriet Shing, Minister for Regional Development
 - Jacinta Ermacora new Member for Western Victoria
 - Member for SW Coast Roma Britnell
 - Member for Lowan Emma Kealy

- Minister Melissa Horne – Minister for Local Government and Minister for Roads
- Minister Sonia Kilkenny – Planning portfolio.

It was a busy round of meetings. We talked about Moyne Shire's key advocacy projects including Koroit Streetscape, the Railway Goods shed in Port Fairy, Key Worker Housing and some of the success that Moyne Shire has had with its cabins in Koroit and Mortlake Caravan Parks. We also talked about the state of our regional roads with the Minister for Roads, making mention of some more creative approaches which we could offer to keeping our road network in a better condition. We raised underpass funding and some other general introductions to Moyne Shire and the value we deliver and the important role we play in the state in terms of agriculture and tourism. Council's current position in relation to windfarms was raised, and we also spoke about the need for taking into account the cumulative impacts of windfarms across the Shire – we have provided a strong voice to government in relation to all those issues.

It was a positive series of meetings, and while we didn't come away with any cheques or any promises. I think we came away with the start of some really strong solid relationships.

The Inspiring women of Moyne Awards - I'm one of the judges this year and I've just read through 60 applications from across the Shire and the judging is a very difficult task, so thank you to Ms. McNamara for lending a hand with the judging, and we have another member as well on our judging panel, so that will be a tough task. Any one of them could win.

3.4 Urgent Business

Overview: A Councillor may raise an urgent matter for consideration at a Council Meeting if the Councillors considers that the matter is extremely urgent and it was not possible for the matter to have been included in the agenda notice for the meeting.

No urgent business recorded for this meeting.

4 CEO Meeting Schedule

Council noted the report item CEO Meeting Schedule from 21 January 2023 to 20 February 2023.

5 CEO Activities Report

Overview: Statistics and updates from directorates on key works and initiatives for the previous month.

Council noted the report item CEO Activities Report.

6 Confidential Items

Overview: Under section 3 of the Act, the council may consider report items in closed business if they contain certain information which is defined to be confidential information because premature or improper release may cause harm to the Council or to a person or persons.

Confidential Information remains confidential unless it can lawfully be released and the Council has determined that it should be publicly available.

No confidential items listed for this meeting

7 Close Meeting

The Council Meeting 28 February 2023 was declared closed at 4:05 pm.

Confirmed this 28th March 2023



Mayor, Cr Karen Foster