



Ordinary Council Meeting

Minutes

Held on Tuesday 28 October 2025

Council Chambers, Mortlake Council Offices
1 Jamieson Avenue, Mortlake

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Minutes of the Ordinary Meeting
of Moyne Shire Council held on Tuesday 28 October 2025, at Council
Chambers,
Mortlake Council Offices, 1 Jamieson Avenue, Mortlake
commencing at 2:00 pm.

Present

Councillors Cr Karen Foster (Mayor)
Cr Jordan Lockett (Deputy Mayor)
Cr Jim Doukas
Cr Myra Murrhy
Cr Susan Taylor
Cr Lloyd Ross
Cr Lisa Ryan

Officers Mark Eversteyn, Chief Executive Officer
Symonne Robinson, Acting Director Assets & Community
Liz Regent, Acting Director Corporate & Governance Services
Darby Lee, Acting Director Environment, Economy & Place

1 Procedural

1.1 Live streaming of Council Meetings

The Mayor read the Live Streaming Statement.

1.2 Opening Statement

Cr Murrphy read the Opening Statement.

1.3 Acknowledgement of Country

Cr Ryan gave an Acknowledgement of Country.

1.4 Apologies

None at this meeting.

1.5 Confirmation of Minutes from previous meetings

Resolution ID: OCM 2025145

Cr Lisa Ryan moved, Cr Susan Taylor seconded that the Minutes of the Council Meeting held on 23 September 2025 and the Special Council Meeting held on 21 October 2025 be accepted and confirmed as correct.

CARRIED UNANIMOUSLY 7 / 0

1.6 Declarations of Conflict Interest

Declarations made at this meeting:

Cr Myra Murrphy declared an interest in Confidential Item 6.1 - Port Fairy Swimming Pool (trading as Belfast Aquatics) Contract.

1.7 Public Participation

Cr Myra Murrphy moved, Cr Jordan Lockett seconded that standing Orders be suspended in order to hear public participants.

CARRIED UNANIMOUSLY 7 / 0

Public Participants heard at this meeting:

Edward Donelan attended and presented to Councillors in relation to Agenda Item 2.2 Petition - Campbell Street Residents Group Port Fairy.

Cr Jordan Lockett moved, Cr Lisa Ryan seconded to resume standing orders.

CARRIED UNANIMOUSLY 7 / 0

2 Officers Reports

2.1 PL24/096 - Service Station Application (Hopkins Highway, Mortlake VIC 3272)

Overview: This report provides Council with a recommendation to determine on Planning Application PL24/096 for the use and development of the land as a service station, internally illuminated business identification signs, and to create access to TRZ2 described as Hopkins Highway Mortlake, Lot 1 TP960462.

Resolution ID: OCM 2025123

Cr Jim Doukas moved, Cr Myra Murrhiy seconded that Council determines to issue a Notice of Decision to Grant a Permit (PL24/096) pursuant to Section 64 of the *Planning and Environment Act 1987* for the use and development of the land as a service station, internally illuminated business identification signs, and to create access to TRZ2 described as Hopkins Highway Mortlake, Lot 1 TP960462, subject to the following conditions:

Amended plans/information

- 1. Before the development starts, plans must be approved and endorsed by the responsible authority. The plans must be prepared to the satisfaction of the responsible authority; be drawn to scale with dimensions; submitted in electronic form and be generally in accordance with the plans forming part of the application marked Rev E dated 4 September 2025 but amended to show the following details:**
 - a. The access from Hopkins Hwy with changes detailed in Condition 16.**
 - b. Wider parking space adjacent the air and water area.**
 - c. Improved manoeuvrability for car parking space 13.**
 - d. Pedestrian pathways from the truck parking areas.**

- 2. Before the development starts, a stormwater management plan must be approved and endorsed by the responsible authority. The stormwater management plan must:**
 - a. be prepared to the satisfaction of the responsible authority;**
 - b. be submitted in electronic form;**
 - c. include details of the proposed stormwater management system, including drainage works and retention, detention and discharges of stormwater to the drainage system;**
 - d. set out how the stormwater management system will be managed on an ongoing basis;**
 - e. demonstrate how all relevant standards set out in the planning scheme relating to stormwater; management will meet the objectives in the planning scheme, including modelling and calculations;**

3. Before the development starts, a landscape plan must be approved and endorsed by the responsible authority. The landscape plan must:
 - a. be prepared to the satisfaction of the responsible authority;
 - b. be prepared by a suitably qualified person;
 - c. have plans drawn to scale with dimensions;
 - d. be submitted to the responsible authority in electronic form; and include the following:
 - a. layout of landscaping and planting within all open areas of the subject land;
 - b. a survey (including botanical names) of all existing vegetation to be retained and/or removed;
 - c. details of surface finishes of pathways and driveways;
 - d. a planting schedule of all proposed trees, shrubs and ground covers, including botanical names, common names, pot sizes, sizes at maturity, and quantities of each plant;

The responsible authority may consent in writing to vary any of these requirements.

Endorsed Plans

4. At all times what the permit allows must be carried out in accordance with the requirements of any document approved under this permit to the satisfaction of the responsible authority.

Layout not altered

5. The development as shown on the endorsed plans must not be altered without the written consent of the responsible authority.

Stormwater

6. The stormwater management system approved by the responsible authority and included in the endorsed stormwater management plan must be constructed, managed and maintained to the satisfaction of the responsible authority. The details of the stormwater management system must not be altered from the details in the endorsed stormwater management plan without the written consent of the responsible authority.

Ground Works

7. Before any works or soil disturbance, a permit to remove soil contaminated with gorse seeds must be obtained from Agriculture Victoria.
8. The removal of contaminated soil must be undertaken as per the requirements by Agriculture Victoria and in accordance with best practice guidelines.

Connection to sewer

- 9. Prior to occupation, the development must be connected to reticulated sewerage at no cost to Moynes Shire Council or Wannon Water, to the satisfaction of the Responsible Authority.**
- 10. All sewage from the development must be discharged into reticulated sewerage to the satisfaction of the Responsible Authority.**

Access, parking and loading

- 11. A minimum of 13 car parking spaces and 4 truck parking spaces (excluding re-fueling spaces) must be provided on the land for the approved use, to the satisfaction of the Responsible Authority.**
- 12. Car spaces and parking areas, access lanes and driveways are to be sealed and must be maintained in good condition to the satisfaction of the Responsible Authority.**
- 13. The loading and unloading of goods from vehicles, with the exception of fuel deliveries, must only be carried out on the land and must not disrupt the circulation and parking of vehicles on the land.**
- 14. The loading bay area(s) must remain available for this purpose at all times to the satisfaction of the Responsible Authority.**
- 15. Except for the delivery of newspapers, and unless otherwise approved in writing by the Responsible Authority, deliveries to and from the site including garbage collection and fuel delivery must only take place between:**
 - b 7.00am and 10.00pm Monday to Saturday**
 - b 9.00am and 9.00pm Sunday and Public Holidays**

Referral Authority Conditions – Department of Transport:

- 16. Prior to the occupation of the buildings and/or works, amended plans must be submitted to and approved by the Head, Transport for Victoria. When approved by the Head, Transport for Victoria, the plans must be endorsed by the responsible authority and will then form part of the permit. The plans must be drawn to scale with dimensions. The plans must be generally in accordance with the plans by Lawrence Associates marked Rev E dated 4 September 2025 but modified to show:**
 - a. Safe access to and from the aggregate stock site within the Hopkins Highway road reserve to the satisfaction of the Head, Transport for Victoria.**

Amenity

- 25. The use and development must be managed so that the amenity of the area is not detrimentally affected, through the:**
- a. Transport of materials, goods or commodities to or from the land.**
 - b. Appearance of any building, works or materials.**
 - c. Artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil.**
 - d. Presence of vermin.**
- 26. Provision must be made on the land for the storage and collection of garbage and other solid waste. This area must be graded and drained and screened from public view to the satisfaction of the Responsible Authority.**

Safety

- 27. A fuel spill kit must be provided on-site to address minor hydrocarbon spills to the satisfaction of the Responsible Authority.**
- 28. Any SPEL pollutant removal device must be regularly maintained and cleaned to the satisfaction of the Responsible Authority.**

Noise

- 29. Any public announcement systems must be designed and located to minimise noise impacts on adjoining properties, to the satisfaction of the Responsible Authority.**
- 30. Noise levels emanating from the premises must be consistent with the general environmental duty under the Environment Protection Act 2017.**

Signs

- 31. Unless no permit is required under the provisions of the Moyne Planning Scheme, other signs must not be constructed or displayed without further written consent of the Responsible Authority.**
- 32. All signage, including the structure and advertising material as shown on the endorsed plan, must at all times be maintained in good order and condition to the satisfaction of the Responsible Authority.**
- 33. The signs hereby permitted must not be animated or contain any flashing or intermittent lighting without the further written consent of the Responsible Authority.**

Permit Expiry - Signs

- 34. This permit as it relates to signs will expire fifteen (15) years from the date of this permit.**

Permit Expiry – Use and Development

35. This permit will expire in accordance with Section 68 of the *Planning and Environment Act 1987*, if one of the following circumstances applies:

- a. The use is not commenced within two (2) years from the date of issue; or**
- b. The use ceases to operate for a period of two (2) years or longer.**

In accordance with Section 69 of the *Planning and Environment Act 1987*, the responsible authority may extend the periods referred to if a request is made in writing before the permit expires, or within six months of the permit expiry date, where the development allowed by the permit has not yet started; or within 12 months of the permit expiry date, where the development has lawfully started before the permit expires.

36. This permit will expire if one of the following circumstances applies:

- a. The development is not started within two years of the date of this permit.**
- b. The development is not completed within four years of the date of this permit.**

In accordance with Section 69 of the *Planning and Environment Act 1987*, the responsible authority may extend the periods referred to if a request is made in writing before the permit expires, or within six months of the permit expiry date, where the development allowed by the permit has not yet started; or within 12 months of the permit expiry date, where the development has lawfully started before the permit expires.

CARRIED UNANIMOUSLY 7 / 0

2.2 Petition - Campbell Street Residents Group Port Fairy

Overview: To provide details to Councillors on the receipt and process required for receiving an e-petition submitted by the Campbell Street Port Fairy Residents Group in relation to development works.

Resolution ID: OCM 2025122

Cr Myra Murrphy moved, Cr Lloyd Ross seconded

- 1. That Councillors resolve to receive the submission of an e-petition related to Campbell Street, Port Fairy.**
- 2. Refer the matter to the Chief Executive Officer for consideration, to be brought back to be discussed at a future Council Meeting.**

CARRIED UNANIMOUSLY 7 / 0

2.3 Creative Change Grants 2025-2026

Overview: This report presents a review of applications for the inaugural 2025-2026 Creative Change Grants Program for endorsement by Council.

Resolution ID: OCM 2025124

Cr Myra Murrphy moved, Cr Jordan Lockett seconded that Council:

- 1. Approve the funding allocations for the 2025-2026 Creative Change Grants Program, to the value of \$15,000 as outlined in Table 1.**
- 2. Acknowledge the additional \$9,000 co-contribution from the Fletcher Jones Family Foundation, enabling an increased number of projects to be supported in this inaugural round.**

Table 1 – Recommended Funding Allocations

Project Title	Applicant	Funding Requested	Recommended Council Contribution	Fletcher Jones Family Foundation Co-Contribution
Shelley Knoll Miller – graphic recording	Shelley Knoll Miller	\$4,000	\$2,000	\$2,000
Koroitj-Tower Hill-Stories from a Volcano and the Belfast Coast	Mike Raetz auspiced by Port Fairy Tourist Association Inc	\$5,000	\$5,000	
Mortlake Creative Collective Pilot	Nicole Schuler	\$5,000	\$3,250	\$1,750
Port Fairy Literary Weekend – NEW Mentorship Initiative	Port Fairy Literary Weekend Inc	\$4,500	\$2,500	\$2,000
Koroit Theatre – Volanic Visual Arts Exhibition	Edwina Palmer	\$2,500	\$1,250	\$1,250
Village Life	Greg Pritchard	\$3,000	\$1,000	\$2,000
TOTAL			\$15,000	\$9,000

CARRIED UNANIMOUSLY 7 / 0

2.4 East Beach Stage 2 Proposed Public Artwork

Overview: This report presents the findings from community consultation undertaken on Grounded – an Indigenous sculpture proposed by local Keeray Woorroong – Yorta Yorta artist Sherry Johnstone, for inclusion as the public art component within Stage 2 of the East Beach Masterplan.

Resolution ID: OCM 2025125

Cr Lisa Ryan moved, Cr Myra Murrhiy seconded that Council endorse the artwork Grounded, an Indigenous truth-telling sculpture by Sherry Johnstone, as the designated public art component for Stage 2 of the East Beach Masterplan redevelopment.

CARRIED 5 / 2

For	Against
Cr Jordan Lockett	
Cr Karen Foster	Cr Jim Doukas
Cr Lisa Ryan	Cr Lloyd Ross
Cr Myra Murrhiy	
Cr Susan Taylor	

2.5 Community Assistance Fund Round One 2025-2026

Overview: This report presents grant applications for the Round 1 Under \$3,000 and Over \$3,001 funding categories of the 2025-2026 Community Assistance Fund (CAF) for endorsement by Council. The CEO has delegation for the grants category under \$3000, which is presented for Council information. The Over \$3,001 category applications are presented for Council endorsement.

Resolution ID: OCM 2025126

Cr Jordan Lockett moved, Cr Lisa Ryan seconded that Council:

- 1. Acknowledge the proposed applications to the Under \$3,000 category Round 1 Community Assistance Fund 2025-2026 for CEO endorsement.**
- 2. Approve applications to the Over \$3,001 category Round 1 Community Assistance Fund 2025-2026 as per Table One below.**

Table One - Applications to the Round 1 2025-2026 Over \$3,001 Community Assistance Fund category. Total project costs are over \$3,000 and requires a \$1:\$1 contribution. Recommend allocating \$124,367.70 to the following projects:

Organisation	Has this organisation received CAF funding in the last 3 years?	Proposed funding allocation
East Framlingham Golf Club	Yes	\$9,545.45
Port Fairy to Warrnambool Rail Trail Inc.	Yes	\$4,454.00
Mortlake Golf Club	No	\$12,000.00
Koroit Football Netball Club	Yes	\$15,000.00
Port Fairy Bowls Club	Yes	\$10,500.00
Mortlake Recreation Reserve Committee of Management	No	\$15,000.00
Macarthur Advancement and Development Association Inc.	Yes	\$15,000.00
Northern Raiders Cricket Club	Yes	\$4,239.00
Port Fairy Agricultural Pastoral & Horticultural Society Inc	Yes	\$5,475.00
Mortlake Racing Club Inc.	No	\$1,540.00
Warrnambool Field & Game Inc	No	\$3,477.25
Panmure Action Group	Yes	\$3,000.00
Nirranda Cricket Club	No	\$15,000.00
Hockey South West	No	\$3,000.00
Panmure Football Netball Club	Yes	\$2,530.00
Koroit Scouts	Yes	\$2,857.00
Port Fairy Men's Shed	No	\$1,750.00
Total		\$124,367.70

CARRIED UNANIMOUSLY 7 / 0

2.6 Asset Plan Framework 2025

Overview: In accordance with the Local Government Act 2020, Council is required to review and adopt its Asset Plan, Asset Management Policy, and Asset Management Plans by 31 October following each general election. Following a public submission period, this report summarises the submissions received, outlines changes made to the documents and provides a recommendation to adopt the 2025 Asset Plan Framework.

Resolution ID: OCM 2025127

Cr Lloyd Ross moved, Cr Jordan Lockett seconded that Council adopts the Asset Plan 2025, Asset Management Policy 2025 and the six (6) Asset Management Plans, as required under the Local Government Act 2020.

CARRIED UNANIMOUSLY 7 / 0

2.7 Port Fairy Aerodrome

Overview: This report presents the findings of a safety inspection of the Port Fairy Aerodrome and officer recommendations for Council's consideration.

Resolution ID: OCM 2025128

Cr Lisa Ryan moved, Cr Myra Murrhiy seconded that Council, having considered the Port Fairy Aerodrome Safety Inspection Report, dated April 2025, resolve that: 1. Due to safety concerns and non-compliance with requirements of CASA Aerodrome Standards, the airstrip be permanently closed; and 2. Consider options for future use of the land.

CARRIED UNANIMOUSLY 7 / 0

2.8 Moyne Shire Council General Local Law No.1 2025

Overview: This report provides for administrative and legal corrections to the adopted version of the Local Law No. 1 2025 (Local Laws).

Resolution ID: OCM 2025129

Cr Myra Murrhiy moved, Cr Jordan Lockett seconded that Council:

- 1. Revoke the resolution of 21 October 2025 in relation to Local Law No.1 2025.**
- 2. Notes the legal certification for the draft Local Law as attached (Attachment 1).**
- 3. Adopts the draft Local Law as attached (Attachment 2) to commence on 28 October 2025 including the following minor changes:**

Clause	Change	Reason / Explanation
4. Revocation	Deleted numbering of "4.1"	There is only one part to clause 4. Consistency with clauses 3, 5 and 6.
16 Powers of Council	Rewording for clarity	To ensure consistency with s 78 of the <i>Local Government Act 2020</i>
Page 19	Insert page break	To separate Part 2 and 3
Page 20	Insert page break	To separate Part 3 and 4
25.1	Delete "licensed", replace with "registered"	For clarity – caravan parks are registered with Council.
47. Table 1	Deleting word "Permitted", deletion of hyphens before "Table" and after "Reptiles"	For clarity – to indicate that no permit is required
52. Continuous controls	Insert colon at end of clause 52.2; replace hyphen with colon at end of 52.2.2	Clarity and consistency
Schedule 3	Replace "2015" with "2025"	Correction
Schedule 7	Replace "(No.3 of 2005)" with "(No.1 of 2025)"	Correction

4. Authorises the CEO to publish the required statutory notices under the *Local Government Act 2020*.

5. Commence a full review of Local Law No.1 2025 (Local Laws) including public and stakeholder consultation and engagement to occur in 2026 on all issues relevant to the Local Law provisions.

CARRIED UNANIMOUSLY 7 / 0

2.9 Proposed sale of Woorndoo Public Hall and Tennis Court, Woorndoo

Overview: This report addresses the process for commencing a sale by expression of interest for the lands known as Woorndoo Public Hall and former Tennis Court, Woorndoo.

Resolution ID: OCM 2025130

Cr Lisa Ryan moved, Cr Myra Murrhly seconded that Council, having considered all the information contained in the report for land described as CA 7 Section 8 and CA8 Section 8 known as Woorndoo Public Hall and land described as CA 5 Section 8 and CA 6 Section 8 known as former Woorndoo Tennis Court, resolves to:

1. **Affirm the described lands are surplus to the needs of Council; and if so,**
2. **Proceed with the title transfer for the land described as CA 5 Section 8 and CA 6 Section 8 known as former Woorndoo Tennis Court from the original registered proprietors into Moyne Shire Council's name under section 59 Transfer of Land Act 1958. Once completed;**
3. **Direct officers, in accordance with section 114 of the Local Government Act 2020 to make a public "Notice of Intention to sell" the described lands by expression of interest process and invite submissions on the proposed sale in accordance with the requirements of section 114 of the Local Government Act 2020.**
4. **Direct officers to appoint a registered independent valuer to complete a valuation report for the described lands and to keep it confidential; and**
5. **Be provided with a report following satisfying the above requirements to consider whether to continue with the sale of land process.**

CARRIED UNANIMOUSLY 7 / 0

2.10 Proposed revocation of unused road grazing licences existing on McLaws Court, Norman Court and part of Rutledge Street, Winslow.

Overview: The purpose of this report is for Council to revoke current unused road grazing licences on government roads named McLaws Court, Norman Court and Rutledge Street, Winslow but retain (amend) the grazing licence applied to the unmade government road known as west of Church Street, to formally open to public traffic due to completion of residential subdivision.

Resolution ID: OCM 2025131

Cr Lloyd Ross moved, Cr Jordan Lockett seconded that pursuant to section 407(1) of the Land Act 1958, as it is desirable in the public interest, that Council authorise the Chief Executive Officer or their delegate to write to the Department of Energy Environment and Climate Action, requesting the unused road licences 2015041, 0306326 and 0302584 held over the government roads known as McLaws Court (amendment), Norman Court, and portion of Rutledge Street, Winslow be revoked as they are required for public traffic.

CARRIED UNANIMOUSLY 7 / 0

2.11 Proposed sale of Lot 1 Campbells Lane, Mortlake Vic. 3272

Overview: This report addresses the process for commencing a sale by expression of interest for the land known as Lot 1 Campbells Lane, Mortlake, Vic. 3272.

Resolution ID: OCM 2025132

Cr Lloyd Ross moved, Cr Jordan Lockett seconded that Council, having considered all the information contained within the report for Lot 1 on TP 122518Q Certificate of Title Volume 09924 Folio 964, Parish of Mortlake, and known as Lot 1 Campbells Lane, Mortlake resolves to:

- 1. Affirm the subject site is surplus to the needs of Council; and**
- 2. Direct officers in accordance with section 114 of the Local Government Act 2020 to make a public “Notice of Intention to sell” the vacant land by expression of interest process; and**
- 3. Invite submissions on the proposed sale in accordance with the requirements of section 114 of the Local Government Act 2020; and**
- 4. Be provided a further report following the cessation of statutory notification period; and**
- 5. Note that a valuation report (updated) will be completed and to keep it confidential until the property is sold.**

CARRIED UNANIMOUSLY 7 / 0

Cr Myra Murrphy moved, Cr Lisa Ryan seconded that Council suspend standing orders to take a 10 minute break.

CARRIED 6 / 1

For	Against
Cr Jordan Lockett	
Cr Karen Foster	Cr Jim Doukas
Cr Lisa Ryan	
Cr Myra Murrphy	
Cr Susan Taylor	
Cr Lloyd Ross	

2.12 Moyne Shire Child Safe Strategy 2025-2029

Overview: To provide Council with the Moyne Shire Child Safe Strategy 2025-2029.

Resolution ID: OCM 2025133

Cr Lisa Ryan moved, Cr Jordan Lockett seconded that Council note and support the development and implementation of the Moyne Shire Child Safe Strategy 2025-2029.

CARRIED UNANIMOUSLY 7 / 0

2.13 Annual Report 2024-2025

Overview: The Mayor is required to present this Moyne Shire Annual Report 2024-2025 to Council for its consideration.

Resolution ID: OCM 2025134

Cr Myra Murrphy moved, Cr Lisa Ryan seconded that Council consider the Annual Report 2024-2025.

CARRIED UNANIMOUSLY 7 / 0

2.14 Draft Long Term Financial Plan 2026-2035

Overview: This report presents the Long Term Financial Plan 2026-2035 and recommends that the plan be adopted following a public consultation period on the draft plan.

Resolution ID: OCM 2025135

Cr Myra Murrphy moved, Cr Jordan Lockett seconded that Council adopt the Long Term Financial Plan 2026-2035.

CARRIED 4 / 3

For	Against
Cr Jordan Lockett	Cr Jim Doukas
Cr Karen Foster	Cr Lloyd Ross
Cr Lisa Ryan	Cr Susan Taylor
Cr Myra Murrphy	

Cr Myra Murrphy moved, Cr Jordan Lockett seconded to resume standing orders.

CARRIED UNANIMOUSLY 7 / 0

2.15 Monthly Finance Report- September 2025

Overview: The report informs council of the financial performance and position of the organisation. It provides a snapshot of key financial indicators of our financial performance at the end of the reporting period. It focuses on monitoring operating performance, capital expenditure progress and the availability of/access to cash resources.

Resolution ID: OCM 2025136

Cr Lloyd Ross moved, Cr Susan Taylor seconded that Council receive and note the Financial Report as at 30 September 2025 including the carry over projects from 2024-25 to 2025-26 listed in Appendix B.

CARRIED UNANIMOUSLY 7 / 0

2.16 Procurement Policy 2025-2029

Overview: This report details the draft Procurement Policy 2025-2029 for Moyne Shire Council.

Resolution ID: OCM 2025137

Cr Jordan Lockett moved, Cr Lloyd Ross seconded that Council:

- 1. Adopts the Draft Procurement Policy 2025-2029 attached to this report.**
- 2. Authorises the Chief Executive Officer to make minor administrative amendments that do not materially change the Procurement Policy intent.**

CARRIED UNANIMOUSLY 7 / 0

2.17 Appointment of Representative to Australian Coastal Councils Association

Overview: This report provides an overview of the requirements for membership to the Australian Coastal Councils Association and the timing for a new representative for Moyne Shire Council to be appointed.

Resolution ID: OCM 2025138

Cr Myra Murrphy moved, Cr Jordan Lockett seconded that Council appoint Cr Karen Foster as the candidate for the Australian Coastal Councils Association.

CARRIED UNANIMOUSLY 7 / 0

2.18 Appointment of Councillor to South West Victorian Alliance Committee - 2025

Overview: The report presents a recommendation that Council appoint a Councillor as its representative to the South West Victorian Alliance.

Resolution ID: OCM 2025139

Cr Myra Murrphy moved, Cr Jordan Lockett seconded that Council appoint Cr Karen Foster as representative for Moyne Shire Council for the South West Victorian Alliance.

CARRIED UNANIMOUSLY 7 / 0

2.19 C4 Instrument of Delegation (Delegated Committee)

Overview: The Instrument of Delegation (Delegated Committee) can be used by a council to delegate powers to members of a delegated committee, pursuant to section 11(1)(a) of the *Local Government Act 2020* subject to some conditions and limitations. The report provides that delegations should be regularly updated to reflect any legislative changes plus review and update conditions and limitations to the Port of Port Fairy Delegated Committee.

Resolution ID: OCM 2025140

Cr Lisa Ryan moved, Cr Myra Murrhiy seconded in the exercise of the power conferred by s 11(1)(a) of the *Local Government Act 2020* (the Act), Moyne Shire Council (Council) resolves that –

- 1. There be delegated to the members of the Delegated Committee the powers, duties and functions set out in the attached Instrument of Delegation (Delegated Committee) (the Instrument).**
- 2. The Instrument comes into force immediately upon this resolution being made and is to be signed by the Council's Chief Executive Officer; and**
- 3. Remains in force until Council determines to vary or revoke it.**
- 4. On the coming into force of the instrument all previous delegations to the Port of Port Fairy (Delegated Committee) are revoked**
- 5. The powers, duties and functions conferred on the members of the Delegated Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.**

CARRIED UNANIMOUSLY 7 / 0

2.20 S18 Instrument of Sub-delegation under the Environmental Protection Act 2017

Overview: This instrument is used by a council to sub-delegate to members of its staff those powers that are contained in the Instrument of Delegation of the Environment Protection Authority under the *Environment Protection Act 2017* dated 4 June 2021.

Resolution ID: OCM 2025141

Cr Susan Taylor moved, Cr Myra Murrphy seconded in the exercise of the power conferred by s 437(2) of the Environment Protection Act 2017 and the Instrument of Delegation of the Environment Protection Authority under the Act dated 4 June 2021, Moyne Shire Council (Council) resolves that -

- 1. There be delegated to the members of Council staff holding, acting in or performing the duties of the offices or positions referred to in the attached *Instrument of Delegation to members of Council staff*, the powers, duties and functions set out in that instrument, subject to the conditions and limitations specified in that Instrument.**
- 2. The instrument comes into force immediately upon this resolution being made and is to be signed by the Council's Chief Executive Officer.**
- 3. On the coming into force of the instrument all previous sub-delegations to members of Council staff in instrument of sub-delegation Environment Protection Act 2017 are revoked.**
- 4. The duties and functions set out in the instrument must be performed, and the powers set out in the instruments must be executed, in accordance with any guidelines or policies of Council that it may from time to time adopt.**

CARRIED UNANIMOUSLY 7 / 0

2.21 Ordinary Council Meeting Schedule - 2026

Overview: To endorse the Ordinary Council Meeting Schedule for 2026.

Resolution ID: OCM 2025142

Cr Jordan Lockett moved, Cr Myra Murrphy seconded that Councillors endorse the Ordinary Council Meeting Schedule for 2026.

CARRIED UNANIMOUSLY 7 / 0

2.22 Customer Commitment

Overview: Council consider the proposed draft Customer Commitment which forms the attachment to this report, and supports the commencement community consultation to gain input into finalisation of the Customer Commitment

Resolution ID: OCM 2025143

Cr Lloyd Ross moved, Cr Jordan Lockett seconded that Council supports the commencement of community consultation for the Draft Customer Commitment, to replace the previous Customer Service Commitment.

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 13 September and 17 October 2025.

Council noted the report item Mayor and Activities.

3.2 Councillor Notice of Motion

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

3.3 General Matters

Councillors took the opportunity to highlight the following:

Cr Murrhiy

- October - Mental Health Month
- Victorian Senior of the Year Award (Positive Ageing Category) - Kate Donelan

Cr Taylor

- U3A Seniors Week event
- Congratulations to successful applicants from today's grant allocations

Cr Ross

- Long season ahead for farmers and hay contractors
- Transocean Equinox drilling program - ocean off Peterborough

Cr Lockett

- Spring Music Festival - 10th - 12th October
- Remembrance Day Services - 11th November

Cr Doukas

- Warrnambool Show

Cr Ryan

- Victoria first Australian state to pass Treaty through the Lower House

3.4 Urgent Business

No urgent business recorded for this meeting.

4 CEO Meeting Schedule

Council noted the report item CEO Meeting Schedule From 21 September to 20 October 2025.

5 CEO Activities Report

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.

The following is a list of confidential items for this meeting:

6.1 Port Fairy Swimming Pool (trading as Belfast Aquatics) Contract

Cr Myra Murrphy moved, Cr Lisa Ryan seconded that the meeting be closed in order to consider confidential items.

CARRIED UNANIMOUSLY 7 / 0

7 Close Meeting

The Ordinary Council Meeting was declared closed at 5:21pm.