



## **MEETING OF COUNCIL MINUTES**

Tuesday 22 February 2022

6:00pm

Meeting held in person

### **MEMBERSHIP**

Councillors

Liesbeth Long

Gerard Murphy

Wayne Sproull

Geoff Lovett

Grace La Vella

Chris Meddows-Taylor (Mayor)

Anna de Villiers

Confirmed at the Council Meeting  
held 29 March 2022

# CONFIRMED MINUTES

## 1. COMMENCEMENT OF MEETING AND WELCOME

The meeting commenced at 6.00pm  
The Mayor, Cr Meddows-Taylor welcomed everybody.

### PRESENT

#### Councillors

Chris Meddows-Taylor (Mayor)  
Liesbeth Long  
Gerard Murphy  
Wayne Sproull  
Grace La Vella  
Geoff Lovett  
Anna de Villiers

### IN ATTENDANCE

#### Officers

Chief Executive Officer, Lucy Roffey  
General Manager Corporate Performance, Mick Smith  
General Manager Community Wellbeing, Martin Collins  
General Manager Infrastructure Assets and Planning, Rebecca Stockfeld

## 2. APOLOGIES

Nil

## 3. LEAVE OF ABSENCE

Nil

## 4. DISCLOSURES OF CONFLICTS OF INTEREST

Nil

## 5. CONFIRMATION OF THE MINUTES OF PREVIOUS COUNCIL MEETINGS

To present for confirmation the minutes of the Council Meeting held on 21 December 2021 and the minutes of the Special Council Meeting held on 15 February 2022.

Mayor declared minutes are confirmed.

## 6. REPORTS FROM COMMITTEES

Nil

## 7. PETITIONS

Nil

## 8. OFFICER REPORTS

# CONFIRMED MINUTES

## 8.1 UPDATE OF INSTRUMENTS OF DELEGATION BY COUNCIL TO STAFF

The purpose of this report is to recommend that Council resolve to delegate specified duties and powers as per the attached instrument to Council staff in accordance with the Local Government Act 2020.

### Council Resolution

*In the exercise of the powers conferred by the legislation referred to in the attached instrument of delegation, Central Goldfields 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 Council adopts the resolution.*
- 3. On the coming into force of the instrument all previous delegations by Council to members of Council staff (other than the Chief Executive Officer) 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.*

**Moved** Cr La Vella  
**Seconded** Cr de Villiers

**Cr La Vella spoke to the motion.**

**CARRIED**

## 8.2 COUNCIL PLAN ACTION PROGRESS REPORT

The purpose of this report is to provide Council with an update on the status of the projects identified in the 2021-22 Action Plan.

The CEO address the Council regarding the Action Plan update.

### Council Resolution

*That Council note as detailed in the report an update on the status of the projects identified in the 2021-22 Action Plan.*

**Moved** Cr de Villiers  
**Seconded** Cr Sproull

**Cr de Villiers and Sproull spoke to the motion.**

**CARRIED**

## CONFIRMED MINUTES

### 8.3 AUDIT AND RISK COMMITTEE BIENNIAL REPORT TO COUNCIL

The purpose of this report is to present the Audit and Risk Committee Biannual Report to Council for noting.

#### Council Resolution

*That Council note the Audit and Risk Committee Biannual Report to Council.*

Moved Cr Lovett  
Seconded Cr Murphy

Cr Lovett spoke to the motion.

**CARRIED**

### 8.4 STRATEGIC RISK REGISTER

The purpose of this report is to present an updated draft Strategic Risk Register to Council for adoption.

#### Council Resolution.

*That Council adopt the Strategic Risk Register attached to the February 2022 report of the Manager Governance, Property and Risk.*

Moved Cr de Villiers  
Seconded Cr Murphy

Cr de Villiers spoke to the motion.

**CARRIED**

### 8.5 S11A INSTRUMENT OF APPOINTMENT AND AUTHORISATION

The purpose of this report is to recommend that Council adopt a S11A Instrument of Appointment and Authorisation for the Manager Statutory Services.

#### Council Resolution.

- 1. That Council adopt the attached S11A Instrument of Appointment and Authorisation for the members of Council staff set out in the Instrument attached to the February 2022 report of Manager Governance Property and Risk 'S11A Instrument of Appointment and Authorisation'.*
- 2. The S11A Instrument of Appointment and Authorisation comes into force immediately and remains in force until Council determines to vary or revoke it.*
- 3. That the attached S11A Instrument of Appointment and Authorisation be signed by the Chief Executive Officer.*

Moved Cr La Vella  
Seconded Cr Sproull

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**Cr La Vella spoke to the motion.**

**CARRIED**

### **8.6 ERRATUM ISSUED FOR ANNUAL REPORT**

The purpose of this report is to advise Council of an erratum to the Annual Report 2020.

The General Manager Corporate Performance provided an explanation.

**Council Resolution.**

*That Council note that an erratum to the Annual Report 2020/21 has been issued.*

**Moved Cr Sproull**  
**Seconded Cr de Villers**

**Cr Sproull spoke to the motion.**

**CARRIED**

### **8.7 AUDIT AND RISK COMMITTEE CHARTER UPDATE**

The purpose of this report is to present the updated Audit and Risk Committee Charter for adoption.

**Council Resolution.**

*That Council approve the attached draft Audit and Risk Committee Charter in accordance with Section 54 of the Local Government Act 2020.*

**Moved Cr Murphy**  
**Seconded Cr Lovett**

**Cr Murphy spoke to the motion.**

**CARRIED**

### **8.8 DELEDIO PAVILION DUNOLLY**

The purpose of this report is to present the Deledio Pavilion concept plans to Council for noting.

**Council Resolution.**

*That Council:*

- 1. notes the Deledio Pavilion Concept Plans, and*
- 2. supports officers to continue to work with local groups to investigate funding options and provide support for making grant applications.*

**Moved Cr Long**  
**Seconded Cr de Villiers**

**Crs Long and de Villiers spoke to the motion.**

**CARRIED**

# CONFIRMED MINUTES

## 8.9 PLAY SPACE STRATEGY

The purpose of this report is to recommend that Council endorse a commitment of \$45,000 (financial and in-kind) to support a funding application to Sport and Recreation Victoria's Local Sport Infrastructure Fund to develop a Play Space Strategy.

### Council Resolution.

*That Council endorses a financial commitment of \$39,375.00 and an in-kind commitment of \$5,625.00 to support the development of a Play Space Strategy.*

**Moved** Cr La Vella  
**Seconded** Cr Long

**Crs La Vella, Long, Murphy and Meddows-Taylor spoke to the motion.**

**CARRIED**

## 8.10 ADOPTION OF THE PRIORITY PROJECTS PLAN

The purpose of this report is to recommend adoption of the Priority Projects Plan 2022. To this end, this report provides a background to the Draft Priority Projects Plan including the engagement process, outlines the key projects underpinning the Draft Priority Projects Plan and recommends adoption.

### Council Resolution.

*That Council adopt the Priority Projects Plan 2022.*

**Moved** Cr La Vella  
**Seconded** Cr de Villiers

**Cr La Vella, Sproull and Meddows-Taylor spoke to the motion.**

**CARRIED**

## 8.11 FINANCE REPORT – MID YEAR REVIEW

The purpose of this report is to advise Council of the mid year review now completed. The mid year review (forecast) compares the 2021/22 budget with how the financials are tracking, as well as recognising any further impacts since adoption of the budget in June 2021.

### Council Resolution.

*That Council:*

- 1. Receives and notes the attached Mid Year Review for the 2021/22 Financial Year.*
- 2. Council notes an operating surplus of \$10.7m and a capital works spend of \$20.7m*

**Moved** Cr Murphy  
**Seconded** Cr Lovett

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**Cr Murphy and Lovett spoke to the motion.**

**CARRIED**

### **8.12 FINANCE REPORT – JANUARY 2022**

The purpose of this report is to advise Council on its financial performance for the year to date, how it is tracking against the adopted budget as well as the forecast undertaken at mid-year.

#### **Council Resolution.**

*That Council receives and notes the attached Financial Report for the period to 31 January 2022.*

**Moved**            **Cr Murphy**  
**Seconded**      **Cr Lovett**

**Cr Murphy spoke to the motion.**

**CARRIED**

### **8.13 USE AND DEVELOPMENT OF THE LAND FOR A SINGLE DWELLING, OUTBUILDINGS, and associated works AT 56 DENYERS ROAD, BOWENVALE (CROWN ALLOTMENT 7, SECTION 4A, PARISH OF MARYBOROUGH)**

The purpose of this report is to seek a Council determination for planning permit application 096/21 for the use and development of the land for a single dwelling, outbuildings and associated buildings and works at 56 Denyers Road, Bowenvale (Crown Allotment 7 Section 4A Parish of Maryborough).

#### **Council Resolution.**

*That Council, having caused notice of planning permit application no. 096/21 to be given under section 52 of the Planning and Environment Act 1987 and the Central Goldfields Planning Scheme and having considered all the matters generally required, resolves to refuse a planning permit and issue a Notice of Decision to Refuse to Grant a Permit in respect of planning permit application no. 096/21 for the land known and described as 56 Denyers Road, Bowenvale (Crown Allotment 7 Section 4A Parish of Maryborough), for the use and development of land for a dwelling, outbuildings and associated works, for the following reasons:*

- a) The proposal does not meet relevant Planning Policy, specifically clauses 15.01-6S 'Design for rural areas', 16.01-3S 'Rural residential development'*
- b) The subject site is significantly undersized and does not satisfy the purpose and decision guidelines of Clause 35.03 - Rural Living Zone.*
- c) The proposal is not consistent with the established character of the area due to the significantly undersized lot and would result in detriment to the area.*
- d) The proposal does not contribute to the orderly planning of the area as required by Clause 65.01 'Approval of an application or plan' of the Central Goldfields Planning Scheme..*

**Moved**            **Cr Lovett**  
**Seconded**      **Cr La Vella**

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Cr Lovett, La Vella, Murphy, Long and Meddows-Taylor spoke to the motion.

Cr de Villiers spoke against the motion.

**CARRIED**

### 9 NOTICES OF MOTION

#### 9.1 MARYBOROUGH AERODROME

Cr Meddows-Taylor raised that part b. of the notice of motion (as included in the meeting papers) is outside powers of council so not appropriate to move as a motion.

#### MOTION

- a.
  - i. *That the Aerodrome Task force be requested to present a report relating to the progress in responding to the Task Force brief.*
  - ii. *That the report be presented by the Chair of the Task Force.*
- b. *That the aerodrome be recognised as a significant project and funding allocated in the 2022/2023 budget to facilitate and support development at the aerodrome as a community asset as per the recommendations made by the Task Force.*

Moved        Cr de Villiers  
Seconded    Cr Lovett

Cr de Villiers spoke for the motion.

Cr Lovett, La Vella and Meddows-Taylor spoke against the motion.

**NOT CARRIED**

#### 9.2 LEASES AND LICENSES POLICY

Cr Meddows-Taylor noted that Council has a current Property Occupancy Policy.

#### MOTION

1. *The development of a lease and license policy, with clear definitions of the exact meaning of a lease and license, as well as sub-leases and sub-licenses.*

*This policy should also have clear guidelines regarding the management of leases and licenses in four areas of asset management:*

- 1) *Land and buildings owned by council*
- 2) *Land and buildings owned by DELWP with the council as the appointed committee of management*

## CONFIRMED MINUTES

- 3) *Land owned by DELWP and managed by community groups and committees*
- 4) *Land owned by DELWP and the building on the land belonging to council.*

**Moved**      **Cr de Villiers**  
**Seconded**   **Cr Sproull**

**Cr de Villiers spoke to the motion.**

**Cr Sproull spoke against the motion.**

**NOT CARRIED**

### **10 URGENT BUSINESS**

Nil

### **11 OTHER BUSINESS**

Cr Murphy noted that two councillors will be shaving for a cure – to raise money for a charity.

Cr Meddows-Taylor noted that Ms Stockfeld will be departing the role of General Manager Infrastructure Assets and Planning at Council to take up a position in another Council.

### **12 CONFIDENTIAL BUSINESS**

Nil

### **13 MEETING CLOSURE**

The Chair, Cr Meddows-Taylor declared the meeting closed at 7.15 pm.



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