



STRATHBOGIE SHIRE COUNCIL

MINUTES OF A SPECIAL (STATUTORY) MEETING OF THE STRATHBOGIE SHIRE COUNCIL HELD ON TUESDAY 13 NOVEMBER 2018, COMMENCING AT 6.00 P.M. AT THE EUROA COMMUNITY CONFERENCE CENTRE.

Councillors:	Debra Bower	<i>(Lake Nagambie Ward)</i>
	Malcolm Little	<i>(Hughes Creek Ward)</i>
	John Mason	<i>(Seven Creeks Ward)</i>
	Amanda McClaren	<i>(Lake Nagambie Ward)</i>
	Kate Stothers	<i>(Honeysuckle Creek Ward)</i>
	Alistair Thomson	<i>(Mount Wombat Ward)</i>
	Graeme (Mick) Williams	<i>(Seven Creeks Ward)</i>

Officers:	Steve Crawcour - Chief Executive Officer <i>(CEO)</i>
	Phil Howard - Director, Innovation and Performance <i>(DIP)</i>
	David Roff - Group Manager, Corporate and Community <i>(GMCC)</i>
	Jeff Saker - Group Manager, Community Assets <i>(GMCA)</i>

BUSINESS

1. Introduction and Welcome by Temporary Chair (Chief Executive Officer)
2. Apologies
3. Acknowledgement of Traditional Land Owners
4. Report by Outgoing Mayor
5. Provision of Motor Vehicle for the Mayor
6. Term of Mayor
7. Election of Mayor
8. Response by Incoming Mayor
9. Incoming Mayor to assume Chair for remainder of Meeting
10. Determination / Election of Deputy Mayor
11. 2019 Ordinary Council Meetings Timetable
12. Community Meetings
13. Councillor Committees Representation – 2018/2019

An audio recording of this meeting is being made for the purpose of verifying the accuracy of the minutes of the meeting, as per Local Law No. 1 - Meeting Procedure (2014) or as updated from time to time through Council Resolution

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BUSINESS

1. Introduction and Welcome by Temporary Chair (Chief Executive Officer)

In accordance with Meeting Procedures Local Law No.1, the Chief Executive Officer acted as Temporary Chair until the position of Mayor is filled.

2. Apologies

Nil.

3. Acknowledgement of Traditional Land Owners

'I acknowledge the Traditional Owners of the land on which we are meeting. I pay my respects to their Elders, past and present'

4. Report by Outgoing Mayor

The outgoing Mayor, Amanda McClaren, commented on major achievements of Council and significant events held during the municipal year just concluded.

5. Provision of a Motor Vehicle for the Mayor

Council may determine whether or not a motor vehicle is provided for use by the Mayor. Council has previously determined that a vehicle would be provided for use by the Mayor and/or Councillors, or as a staff 'pool' vehicle, if available.

Council may also determine whether the Mayor sacrifices an amount for the additional cost of having private use of the Mayoral vehicle. The Mayor has previously sacrificed an amount of \$200 per month from the Mayoral Allowance.

Consideration and determination by Council is now sought on the following -

1. Whether a vehicle is provided.
2. The amount the Mayor sacrifices for use of the vehicle.

RECOMMENDATION

For determination.

CRS THOMSON/WILLIAMS -

- 1. That a motor vehicle be provided by Council to the Mayor.**
- 2. That \$250 be sacrificed monthly out of the Mayoral allowance.**

5. Provision of a Motor Vehicle for the Mayor (cont.)

RECOMMENDATION (cont.)

CRS SWAN/MASON -

Amendment:

1. That a motor vehicle be provided by Council to the Mayor.
2. That \$200 be sacrificed monthly out of the Mayoral allowance,

01/19 **ON BEING PUT, THE AMENDMENT BECAME THE MOTION**

02/19 **ON BEING PUT, THE MOTION WAS CARRIED**

6. Term of Mayor

Under Section 71(2) of the Local Government Act 1989, Council may resolve to elect a Mayor for a term of two (2) years. This decision must be made before the Mayor is elected. If no decision is made, the term of the Mayor remains as one (1) year.

Council's Local Law No. 1 - Meeting Procedure sets the term at one (1) year.

RECOMMENDATION

That the term of appointment for the Mayor be year.

CR THOMSON -

That the term of appointment for the Mayor be one (1) year.

Amendment:

CRS LITTLE/MASON -

That the term of appointment for the Mayor be two (2) years.

03/19 **ON BEING PUT, THE AMENDMENT BECAME THE MOTION**

04/19 **ON BEING PUT, THE MOTION WAS CARRIED**

6. Term of Mayor (cont.)

Councillor Thomson called for a Division

For the Motion

Cr McClaren
Cr Little
Cr Williams
Cr Mason

Against the Motion

Cr Thomson
Cr Bower
Cr Stothers

7. Election of Mayor

Section 71(1) of the Local Government Act 1989 requires that Councillors must elect a Councillor to be Mayor of the Council.

Council's Local Law No. 1 determines that voting for Mayor be done by show of hands.

Nominations were called for by the Temporary Chairman. Nominations must be seconded by another Councillor.

RECOMMENDATION

That Councillor be elected as Mayor for a period of year.

CRS BOWER/LITTLE -

That Councillor Amanda McClaren be elected as Mayor for a period of two (2) years.

05/19

ON BEING PUT, THE MOTION WAS CARRIED

8. Response by Incoming Mayor

The Mayor thanked her fellow Councillors for their faith, trust and confidence in her in re-electing her for the next two years, and committed to continue serving and representing Council, her fellow Councillors and the community in promoting and advocating to the benefit of the whole Shire.

9. Incoming Mayor to assume Chair for remainder of Meeting

The incoming Mayor assumed the role of Chair at 6.25 p.m.

10. Determination / Election of Deputy Mayor

It is at the discretion of Council as to whether a Deputy Mayor is elected. It should be noted that a Deputy Mayor does not receive a separate allowance; their allowance is the same as for a Councillor. There is also no additional allowance if a Deputy Mayor is required to Chair Council meetings in the absence of the Mayor.

Council's Meeting Procedure Local Law states that –

- (1) *If the Mayor is unable to attend a Council meeting for any reason:*
 - (a) *the Deputy Mayor will be acting Chair;*
 - (b) *if no Deputy Mayor has been elected, an acting Chair shall be elected; and*
 - (c) *the Chief Executive Officer shall chair any meeting to determine the Chair.*

Section 73 of the Local Government Act 1989 states that –

73. Precedence of Mayor

- (1) *The Mayor of a Council takes precedence at all municipal proceedings within the municipal district.*
- (2) *The Mayor must take the chair at all meetings of the Council at which he or she is present.*
- (3) *If there is a vacancy in the office of Mayor or the Mayor is absent, incapable of acting or refusing to act, the Council must appoint one of the Councillors to be the acting Mayor.*
- (4) *An acting Mayor may perform any function or exercise any power conferred on the Mayor.*

An excerpt from the Good Governance Guide, a collaboration between the Municipal Association of Victoria (MAV), the Victorian Local Governance Association (VLGA), Local Government Professionals (LGPro) and State Government reads -

The Local Government Act 1989 does not deal with the election of a Deputy Mayor. Accordingly, Councils may choose to appoint a Deputy Mayor if they believe this will assist their governance. The Act does not prescribe a role or permit a level of remuneration over and above that available to Councillors.

For Councils that have a Deputy Mayor, the position is in name only. Unlike the roles of Deputy Premier or Prime Minister, a Deputy Mayor is not able to automatically step into the role of Mayor if this becomes necessary.

There are arguments for and against having a Deputy Mayor and each Council must make its own decision.

10. Determination / Election of Deputy Mayor (cont.)

Councillors will need to consider the following in the determination of this item -

- Whether to elect a Deputy Mayor
- Confirmation of the term of the Deputy Mayor (if election of Deputy Mayor is so determined)
- If not electing a Deputy Mayor, that, in the absence of the Mayor, an Acting Mayor/Chair must be nominated and appointed, on an 'as needs' basis, for any meetings / representations / events, etc., which require the Mayor/Acting Mayor's attendance..

RECOMMENDATION

For determination.

CRS BOWER/STOTHERS -

That Council not elect a Deputy Mayor for the forthcoming year.

06/19

ON BEING PUT, THE MOTION WAS CARRIED

Councillor Mason abstained from voting.

11. 2019 Ordinary Council Meetings Timetable

Ordinary meetings of Strathbogie Shire Council are held on the third Tuesday of every month (except January), on a rotational basis at various locations around the Shire, with alternate months being held at the Euroa Community Conference Centre, commencing at 6.00 p.m.

Council has previously established that conducting meetings at various locations around the Shire supports greater capacity for district community members to attend Council meetings and gives local community groups the opportunity to provide catering.

Special Council meetings are scheduled on an 'as required' basis, for example, receiving of submissions under Section 223 of the Local Government Act 1989, etc.

If Council determines to continue the conduct of monthly Ordinary meetings of Council on a rotational basis, a report will be presented to the December 2018 meeting to ascertain the dates / locations for 2019, and early 2020.

A determination of Council as to whether to continue conducting Ordinary Council meetings at various locations around the Shire on a rotational basis is now sought.

11. 2019 Ordinary Council Meetings Timetable (cont.)

RECOMMENDATION

For determination.

CRS LITTLE/WILLIAMS -

That all Ordinary meetings of the Strathbogie Shire Council in 2019 be held on the third Tuesday of the month (except January) at the Euroa Community Conference Centre.

07/19

ON BEING PUT, THE MOTION WAS CARRIED

12. Community Meetings

At the Special (Statutory) Council held in November 2017, Council determined to dedicate the fourth Tuesday of the month (except December and January) to conduct a community meeting in Euroa, at which community groups and/or external organisations could make presentations to Council on varying matters.

These meetings are held at 6.00 p.m. at the Euroa Community Conference Centre, and are open to the public.

A determination of Council as to whether to continue these Community meetings is now sought.

RECOMMENDATION

For determination.

CRS BOWER/LITTLE -

That consideration of this item be deferred to enable further discussions on the format / conduct of Community meetings.

08/19

ON BEING PUT, THE MOTION WAS CARRIED

13. Councillor Committees Representation – 2018/19

Councillor representation on the following Committees is intended to create an indirect association with various organisations and for Council to provide input, if and when required.

Councillor representation (including a substitute representative, if required) on the Committees is now sought.

RECOMMENDATION

For determination.

CRS BOWER/MASON -

That the Councillors listed on the following Committees be accepted and endorsed.

09/10

ON BEING PUT, THE MOTION WAS CARRIED

Councillor Committees Representation – 2018 / 2019

SPECIAL COMMITTEES		COUNCIL REPRESENTATIVE/S	
Planning Committee		<i>Cr Little (Chair)</i>	
ADVISORY COMMITTEES		COUNCIL REPRESENTATIVE/S	
Audit Committee		<i>Cr Williams Cr Little (sub)</i>	
Nagambie Waterways Advisory Committee		<i>Mayor Cr Bower</i>	
Sustainable Development Reference Group		<i>Cr Stothers Cr Bower</i>	
Tourism, Arts and Culture Advisory Group		<i>Cr Bower Mayor</i>	
Access and Disability Advisory Committee		<i>Cr Williams Cr Bower (sub)</i>	
Roads Advisory Group		<i>Cr Williams Cr Thomson</i>	
Public Open Space Working Group		<i>Cr Mason Ward Councillor (relevant to area)</i>	
Customer Service Reference Group		<i>Cr Bower Cr Little</i>	
EXTERNAL COMMITTEE	COUNCIL REPRESENTATIVE	EXTERNAL COMMITTEE	COUNCIL REPRESENTATIVE
Municipal Association of Victoria	<i>Mayor</i>	Hume Region Local Government Network	<i>Mayor</i>
Victorian Local Governance Association	<i>Cr Thomson Cr Stothers (sub)</i>	Goulburn Valley Libraries	<i>Cr Stothers Cr Thomson (sub)</i>
Municipal Emergency Management Planning Committee	<i>Mayor</i>	Goulburn Valley Waste and Resource Recovery Group	<i>Cr Williams Cr Thomson (sub)</i>

Goulburn Broken Greenhouse Alliance	<i>Cr Bower</i> (sub)	Goulburn Valley Community Road Safety Council	<i>Cr Williams</i> <i>Cr Mason (sub)</i>
Goulburn Valley Highway Shepparton Bypass Action Group	<i>Cr Williams</i> <i>Cr Mason (sub)</i>	L2P (Learners to Probationary Licence) Program Committee	<i>Cr Mason</i> <i>Cr Little (sub)</i>
Calder Woodburn Memorial Avenue Advisory Committee Meeting	<i>Cr Mason.</i> <i>Cr Williams (sub)</i>	Swimming Pools Working Group	<i>Mayor</i> <i>Cr Little (sub)</i>
Municipal Association of Victoria Emergency Management Committee *	<i>Cr Williams</i>	Municipal Association of Victoria Environment Committee *	<i>Cr Stothers</i>
Municipal Association of Victoria Multicultural Committee *	<i>Cr Mason</i>	Goulburn River Valley Tourism	<i>Mayor</i> <i>Proxy, if/when required</i>
Rail Freight Alliance	<i>Cr Williams</i> <i>Cr Little (sub)</i>	Rural Councils Victoria	<i>Mayor</i>

* Please Note: Terms for MAV Committees expire in November 2018. Therefore, current Councillor representations remain, unless the Councillor representative wishes to resign from the Committee.

THERE BEING NO FURTHER BUSINESS, THE MEETING CLOSED AT 6.47 P.M.

Confirmed as being a true and accurate reflection of the Meeting.

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Chair

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Date