

Strathbogie Shire Council

# Extraordinary Council Meeting Minutes/Decisions

May 23, 2023

## **Minutes/Decisions**

### **Extraordinary Council Meeting**

**Tuesday, May 23, 2023, at 2pm**

**Meeting held at the Euroa Community Conference Centre and livestreamed on Council's website:**

<https://www.strathbogie.vic.gov.au/council/our-council/council-meetings-and-minutes/>

#### **Council:**

Cr Laura Binks (Mt Wombat Ward) – Mayor  
Cr Paul Murray (Hughes Creek Ward) – Deputy Mayor  
Cr David Andrews (Lake Nagambie Ward)  
Cr Reg Dickinson (Lake Nagambie Ward)  
Cr Sally Hayes-Burke (Seven Creeks Ward)  
Cr Kristy Hourigan (Seven Creeks Ward)  
Cr Chris Raeburn (Honeysuckle Creek Ward)

#### **Municipal Monitor:**

Peter Stephenson

#### **Officers:**

Julie Salomon – Chief Executive Officer  
Amanda Tingay – Director Community and Planning  
Dawn Bray – Director People and Governance  
Vlad Adamek – Director Sustainable Infrastructure  
Kristin Favaloro – Executive Manager Communications and Engagement

## Meeting Procedure

### 1. Welcome

### 2. Acknowledgement of Country

*We acknowledge the traditional custodians of the lands on which we strive, the peoples of the rivers and the hills of the Strathbogie Shire region who walked these lands for generations.*

*We pay our respects to the elders of the past, and the speakers of the first words, who lived in harmony with this country.*

*We acknowledge the elders of the present, who seek to regain their culture, and to teach the elders of the future their law, their history and their language.*

*We pay our respects to them and extend that respect to all Aboriginal and Torres Strait Islander peoples today.*

*We honour their spirit – and the memory, culture, art and science of the world's oldest living culture through 60,000 years.*

### 3. Privacy Notice

*This public meeting was streamed live via our website ([Council Meetings and Minutes | Strathbogie Shire](#)) and is made available for public access on our website along with the official Minutes of this meeting. All care is taken to maintain your privacy; however, as a visitor in the public gallery, it is assumed that your consent is given in the event that your image is broadcast to the public. It is also assumed that your consent is given to the use and disclosure of any information that you share at the meeting (including personal or sensitive information) to any person who accesses those recordings or Minutes.*

### 4. Governance Principles

*Council considers that the recommendations contained in these Minutes gives 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 economic, social and environmental sustainability of the municipal district, including mitigation and planning for climate change risks, is to be promoted;*
- 4. the municipal community is to be engaged in strategic planning and strategic decision making;*
- 5. innovation and continuous improvement is to be pursued;*
- 6. collaboration with other Councils and Governments and statutory bodies is to be sought;*
- 7. the ongoing financial viability of the Council is to be ensured;*
- 8. regional, state and national plans and policies are to be taken into account in strategic planning and decision making;*
- 9. the transparency of Council decisions, actions and information is to be ensured.*

### 5. Apologies / Leave of Absence

Nil

**6. Disclosure of Conflicts of Interest**

The Chief Executive Officer declared a material conflict of interest under section 128 of the Local Government Act 2020 in Item 7.6.1

**7. Reports**

7.1 Strategic and Statutory

7.2 Community

7.3 Infrastructure

7.4 Corporate

7.5 Governance and Customer Service

7.6 Executive

## Reports Index

<b>7.</b>	<b>REPORTS</b>	
<b>7.3</b>	<b>Infrastructure</b>	
7.3.1	Tender for Contract No. 22/23-40: Flood Damaged Repairs to Strathbogie Shire Assets	5
<b>7.6</b>	<b>Executive</b>	
7.6.1	Chief Executive Officer Performance Review - 15 March 2022 to 14 March 2023	6

## 7. REPORTS

### 7.3 INFRASTRUCTURE

#### 7.3.1 **Tender for Contract No. 22/23-40: Flood Damaged Repairs to Strathbogie Shire Assets**

Author: Manager Project Delivery Bruce Rowley

Responsible Director: Acting Director Sustainable Infrastructure

#### **EXECUTIVE SUMMARY**

After the October 2022 flood event, which had a major impact on several Strathbogie Shire Civic Assets, McLarens who are the Shire Insurers, were instructed to commence evaluation of damaged sustained to the Shire Civic Assets.

McLarens engaged Tango Projects to undertake an assessment for rectification works required at the identified impacted locations.

This assessment included, but was not limited to, the development of the scope of rectification works required at the respective locations, liaise with Shire Officers to ensure all aspects of rectification works were captured, preparation of tender documentation, Tender works, undertake comprehensive tender evaluation and appoint successful tenderer.

**MOVED: COUNCILLOR MURRAY  
SECONDED: COUNCILLOR DICKINSON**

#### ***That Council:***

1. ***Accept the tender recommendation by Strathbogie Shire Council's Insurer, McLarens, for the appointment of Douglas Builders to undertake the rectification works identified through an extensive assessment process for the sum of \$1,164,504.00 Incl of GST;***
2. ***Note that no additional funding for rectification works or any further funding will be required from Council to complete these works as identified and covered under the Insurance Policy; and***
3. ***Note that rectification works will commence June 2023 with an anticipated completion by September 2023.***

**EM 19-22/23 CARRIED**

**7.6 EXECUTIVE****7.6.1 Chief Executive Officer Performance Review - 15 March 2022 to 14 March 2023**

**2.08 pm: The Chief Executive Officer left the meeting due to declaring a material conflict of interest**

Author: Mayor Binks

Responsibility: Chief Executive Officer Employment and Remuneration Committee

**EXECUTIVE SUMMARY**

Council appointed a Chief Executive Officer Employment and Remuneration Committee (CEO ERC) comprising the Mayor (Cr Binks), Cr Murray, Cr Hourigan and Wendy Jones, Independent Member, to review, discuss and recommend to Council matters required by section 44 of the *Local Government Act 2020* in relation to the CEO.

The Act and Council's policy, the Chief Executive Officer Employment and Remuneration Policy, set the parameters for assessing performance, contractual obligations, and remuneration.

The 12 months under review have presented numerous challenges and the CEO has maintained a strong organisation and achieved significant results despite the obstacles.

**MOVED: COUNCILLOR HAYES-BURKE  
SECONDED: COUNCILLOR MURRAY**

**That Council:**

- 1. Note the recommendations of the Chief Executive Officer Employment and Remuneration Committee following the completion of the annual performance review process;**
- 2. Approve the Key Performance Indicators recommended by the Chief Executive Officer Employment and Remuneration Committee for the period 14 March 2023 to 13 March 2024, and**
- 3. After undertaking a benchmarking exercise with like Councils across the state, increase the Chief Executive Officer's remuneration package by 3.5%, backdated from 12 January 2023.**

**EM 20-22/23 CARRIED**

**Cr Hayes-Burke called for a division**

**For the Motion**

Cr Raeburn  
Cr Hayes-Burke  
Cr Hourigan  
Cr Murray  
Cr Binks

**Against the Motion**

Cr Andrews  
Cr Dickinson

***2.16 pm: The Chief Executive Officer returned to the meeting after the vote on the matter had been conducted***

***THERE BEING NO FURTHER BUSINESS, THE MEETING CLOSED AT 2.16 P.M.***

Confirmed as being a true and accurate record of the Meeting

.....  
Chair

.....  
Date