



LATROBE CITY COUNCIL

MINUTES FOR THE COUNCIL MEETING

HELD IN GIPPSLAND PERFORMING ARTS CENTRE,
TRARALGON
AT 6:00 PM ON 24 FEBRUARY 2025
CM614

PRESENT:

Councillors: Cr Dale Harriman, Mayor
Cr Sharon Gibson, Deputy Mayor
Cr David Barnes
Cr Leanne Potter
Cr Joanne Campbell
Cr Adele Pugsley
Cr Darren Howe
Cr Steph Morgan
Loy Yang Ward
Newborough Ward
Boola Boola Ward
Budgerie Ward
Jeeralang Ward
Moe Ward
Tyers Ward
Yallourn Ward

Officers: Steven Piasente
James Rouse
Jody Riordan
Tim Ellis
Josh Wilson
Nathan Kearsley
Alba Elling
Courtney Aquilina
Kaitlyn Boram
Chief Executive Officer
Acting General Manager Community Health & Wellbeing
General Manager Regional City Planning & Assets
General Manager Regional City Strategy & Transition
Acting Executive Manager Sports Legacy & Activation
General Manager Organisational Performance
Manager Governance
Coordinator Council Business
Governance Officer

Apologies: Cr Tracie Lund
Morwell River Ward

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Resolutions in this minutes document should be read in conjunction with the published agenda for the 24 February 2025 Council Meeting.

1. ACKNOWLEDGEMENT OF THE TRADITIONAL OWNERS OF THE LAND

The Mayor read the acknowledgement of the traditional owners of the land.

2. APOLOGIES AND LEAVE OF ABSENCE

3. ADOPTION OF MINUTES

MOTION

Moved: Cr Morgan

Seconded: Cr Gibson

That Council confirm the minutes of the Council Meeting held on 16 December 2024 with minor alternations.

CARRIED UNANIMOUSLY

4. DECLARATION OF INTERESTS

Cr Barnes declared a conflict of interest at item 9.2

Cr Harriman declared a conflict of interest at item 9.3

Cr Campbell declared a conflict of interest at item 10.7

5. ACKNOWLEDGEMENTS

Cr Morgan acknowledged the recent passing of Anne Murphy on 27 January 2025.

Cr Pugsley acknowledged the Volunteer Connections event which was held at Old Gippsdown Moe on 15 February 2025.

Cr Harriman made the following acknowledgements:

- FIBA 2025 Asia Cup Qualifiers which were held at Gippsland Regional Indoor Sports Stadium and thanked Basketball Australia and the work of all teams involved.
- The Morwell and Traralgon Basketball Associations for the recent junior training session ran by Basketball Australia. Thank you for providing the coaches for the event.
- Thanked Jade Melbourne and Jack White for attending the events.

Cr Gibson acknowledged the wheelchair basketball challenge and thanked the businesses who participated. The funds were donated by Valley Ford and passed onto charity.

6. PUBLIC PARTICIPATION TIME

Public Questions on Notice

In Accordance with the Council Meeting Policy, members of the public can lodge a question on notice before 12 noon on the Friday before the day of the Council meeting in order for the question to be answered at the meeting. There were 3 public questions.

Question 1

From: Guss Lambden

Topic: Business Attraction in Moe Plaza and Morwell CBD

Question:

What is Latrobe City Council doing in regards to attracting businesses in the Moe Plaza and Morwell CBD. Are you able to set up small business incentives for the region.

Response:

Officers have engaged with businesses, and representative industry groups in the Morwell and Moe CBDs, in order to develop several initiatives to support and attract businesses into the area.

Officers have also been reviewing initiatives across Australia that have been successfully implemented including grant opportunities and specific place based initiatives.

Based on the engagement process and review Council will be soon be introducing a vacant CBD shop grant, to assist in reducing shop vacancies, place based events developed by business representative groups and CBD mural projects, to create pride of place.

Council has successfully attracted external funding to support the delivery of programs to stimulate economic growth, with a particular focus on both CBDs.

These programs will be released periodically throughout 2025 and continue to be delivered through 2026. We are partnering with Advanced Morwell and Latrobe City Chamber of Commerce as well as local real estate agents to implement these initiatives.

Officers have an active relationship with the owners of Moe Plaza and will continue to support their intention to establish businesses in the Moe Plaza, and are also supporting their discussions around other developments in Moe.

Question 2

From: Marc Schmitz

Topic: Citizenship Ceremonies

Question:

Why doesn't the council hold more Citizenship Ceremonies? There is a large backlog already. There should be one in March and one in April.

Response:

Council holds Citizenship Ceremonies at regular intervals and additional conferees were included in the last ceremony held on Australia Day in January, with two more ceremonies scheduled for February that were bought forward from March to support an end of year influx as received by Ceremonies Victoria, a further two ceremonies will be held in May.

Ceremonies are planned based on waitlists as provided by Ceremonies Victoria and planned accordingly, at times there can be an influx, and programming is adjusted to accommodate this where possible. While no ceremony is currently scheduled for April, this will be reassessed in March and programmed if required.

Question 3

From: Linda Reid

Topic: Council Plan Community Engagement

Question:

Why was it decided not to have a listening post on the Latrobe City Plan covering Churchill and surrounding towns in the municipality? In the interests of effective community engagement, how does council intend to address a large part of this community being unable to participate in this important process?

Response:

Community engagement in relation to the development of the 2025-29 Council Plan and Community Vision was undertaken in accordance with the engagement plan endorsed by Council at the December Council Meeting.

The endorsed engagement plan included opportunities for all Latrobe City residents to provide feedback including:

- Latrobe City Council Plan and Community Vision Survey available for completion on Council's "Have your Say" page between 6 January 2025 and 5 February 2025.
- Survey hard copies made available to the community at all Latrobe City services including leisure facilities, libraries, early education centres, performing arts centre, gallery and service centres.

- Flyers were also available at Council facilities with a QR code for those wishing to complete the survey on their mobile device.
- 3 Pop-up community sessions held in Traralgon, Moe and Morwell.
- 2 community panel workshops.

The survey and pop-ups were actively advertised through the following means:

- Latrobe City social media channels
- Latrobe Valley Express
- Local radio (GOLD and TRFM)
- Media Release

Public Speakers

Members of the public who registered before 12 noon were invited to speak to an item on the agenda. There were 7 public speakers.

- Margaret Guthrie spoke to item 8.2

Cr Barnes left the room at 6.18 pm

- Gayle Knowles spoke to item 9.2
- Karen Blomquist spoke to item 9.2
- Mick Wirrick spoke to item 9.2

Cr Barnes returned to the room at 6.29 pm

- Margaret Guthrie spoke to item 10.1

Cr Campbell left the room at 6.35 pm

- Peter Quigley spoke to item 10.2

Cr Campbell returned to the room at 6.44 pm

- Marc Schmitz spoke to item 10.8

NOTICES OF MOTION

7. NOTICES OF MOTION

Item Number 7.1 24 February 2025

Community Health and Wellbeing

2025/02 SINGLE USE PLASTIC WATER BOTTLES

MOTION

Receive a report at a future Council Meeting in relation to the reinstatement of the supply of single use plastic water bottles at Latrobe City Council managed venues and events.

Moved: Cr Campbell

Seconded: Cr Pugsley

CARRIED UNANIMOUSLY

Attachments

Nil

2025/03 RECYCLABLE BOTTLE AND CANS SCHEME

MOTION

Receive a report at a future Council meeting on setting up a scheme to allow local not-for-profit community groups, that support children and children's causes, to collect recyclable bottles and cans from Council centres and leisure centres.

Moved: Cr Pugsley

Seconded: Cr Howe

CARRIED UNANIMOUSLY

Attachments

Nil

Cr Gibson took the chair at 7.03 pm.

2025/01 COLLECTION OF THE EMERGENCY SERVICES AND VOLUNTEERS FUND

MOTION

That the Mayor, on behalf of Council, write to the Premier of Victoria and the Minister for Local Government requesting the State Government remove the requirement for Victorian Councils to collect the newly announced State Government Emergency Services and Volunteers Fund, with the collection of this fund to be managed directly by the State Revenue Office to ensure a more streamlined and efficient process for all parties involved.

Moved: Cr Harriman

Seconded: Cr Pugsley

CARRIED UNANIMOUSLY

Attachments

Nil

Cr Harriman resumed the chair at 7.07 pm.

2025/04 COMMUNITY SAFETY IN LATROBE CITY

ALTERNATE MOTION

That Council;

1. Request from Victoria Police a report in relation to the operating hours and current level of resourcing available in each Police Station in Latrobe City.
2. Advocate to the State Government and Police Commissioner;
 - a. Increase the hours of operations of the Moe Police station to a 24 Hour Station with the reception and counter open 24 hours.
 - b. Address the inadequacies in the Justice system that contributes to repeat offending.

Moved: Cr Gibson

Seconded: Cr Pugsley

CARRIED UNANIMOUSLY

Attachments

Nil

STRATEGIC ITEMS FOR DECISION

8. STRATEGIC ITEMS FOR DECISION

Item Number 8.1 24 February 2025

Regional City Strategy & Transition

LATROBE CITY COUNCIL'S FEDERAL ELECTION STRATEGY

MOTION

That Council endorse the Federal Election Strategy and approve the action plan to be implemented as part of the 2025 Australian Government election campaign.

Moved: Cr Gibson

Seconded: Cr Morgan

CARRIED UNANIMOUSLY

Attachments - Refer to Council Meeting Agenda

1. Federal Election Strategy 2025
2. Advocacy Agenda 2025/26

SALES PROCESS UPDATE - 59-91 PHILIP PARADE, CHURCHILL (HAZELWOOD HOUSE)

PROCEDURAL MOTION

Moved: Cr Gibson

Seconded: Cr Howe

To move item 8.2 to the confidential section of the Meeting.

CARRIED UNANIMOUSLY

REVIEW PROCESS FOR GOVERNANCE RULES

ALTERNATE MOTION

Moved: Cr Gibson

Seconded: Cr Potter

That Council:

- 1. Resolve to undertake a four-week community consultation period on the proposed amendments to rules 22 and 67 of the Governance Rules in relation to the consideration of Notices of Motion and Petitions as detailed in Attachment 1, commencing on 10 March 2025, pursuant to section 60(4) of the Local Government Act 2020 and Council's Community Engagement Policy; and**
- 2. Receive a further report at a future Council Meeting to consider community feedback and the proposed amendments to the Governance Rules.**

For: Cr Gibson, Cr Barnes, Cr Pugsley, Cr Campbell, Cr Harriman

Against: Cr Potter, Cr Morgan, Cr Howe

CARRIED

Attachments - Refer to Council Meeting Agenda

1. Appendix to 16 December 2024 Resolution
2. Benchmarking Governance Rules

REVIEW OF PUBLIC TRANSPARENCY POLICY

MOTION

That Council:

- 1. Adopts the Public Transparency Policy 2025, with any previous versions superseded; and**
- 2. Makes the Policy available on Council's website.**

Moved: Cr Morgan

Seconded: Cr Howe

CARRIED UNANIMOUSLY

Attachments - Refer to Council Meeting Agenda

1. Public Transparency Policy 2025

MORWELL CBD COMMUNITY SAFETY

ALTERNATE MOTION

Moved: Cr Gibson

Seconded: Cr Pugsley

That Council:

- 1. Endorse officers to seek funding for the Community Connectors program and advocate for the completion and opening of Morwell Railway Station Stage Two; and**
- 2. Note the strategic temporary relocation of street furniture in Commercial Road, Morwell, and further relocations to occur, including that of furniture currently located outside Manny's Market.**

For: Cr Gibson, Cr Barnes, Cr Pugsley, Cr Campbell, Cr Harriman

Against: Cr Potter, Cr Morgan, Cr Howe

CARRIED

Attachments - Refer to Council Meeting Agenda

- 1. Community Connectors Program**

STATUTORY PLANNING

9. STATUTORY PLANNING

Item Number 9.1 24 February 2025

Regional City Planning & Assets

CONSIDERATION OF SUBMISSIONS TO AMENDMENT C143 (PUBLIC ACQUISITION OVERLAY)

MOTION

That Council:

1. Having formally considered all written submissions received to Amendment C143 notes the issues raised by the submissions and the officer's response to those issues, as outlined in Attachment 2;
2. Requests the Minister for Planning appoint a planning panel to consider submissions received for Amendment C143, in accordance with Part 8 of the *Planning and Environment Act 1987*;
3. Refers submissions to the planning panel appointed by the Minister for Planning;
4. Endorses the officer's response to the issues raised by submissions, as the basis for Council's submission to the planning panel; and
5. Advises those persons who made written submissions to Amendment C143 of Council's decision.

Moved: Cr Gibson

Seconded: Cr Howe

CARRIED UNANIMOUSLY

Attachments - Refer to Council Meeting Agenda

1. Combined Submissions
2. Summary of Submissions Table

Cr Barnes left the room at 7.57 pm.

PLANNING PERMIT APPLICATION 2024/171 USE OF LAND FOR DOMESTIC ANIMAL HUSBANDRY (5 DOGS)

MOTION

That Council issues a Notice of Decision to Refuse to Grant a Permit for clause 32.09-2 use of land for domestic animal husbandry at 59 Main Street, Toongabbie (PC 165937), on the grounds set out in Attachment 1 to this report.

Moved: Cr Pugsley

Seconded: Cr Howe

CARRIED UNANIMOUSLY

Attachments - Refer to Council Meeting Agenda

1. Attachment 1 Grounds of refusal
2. Attachment 2 Local Laws summary (Published Separately)

This attachment is designated as confidential under subsection (f) of the definition of confidential information contained in section 3(1) of the Local Government Act 2020, as it relates to personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs. Personal information about applicant's activities.

3. Attachment 3 Plans and supporting documentation
4. Attachment 4 Copy of objections (Published Separately)

This attachment is designated as confidential under subsection (f) of the definition of confidential information contained in section 3(1) of the Local Government Act 2020, as it relates to personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs. Contains personal information of objectors.

5. Attachment 5 Map of objectors (Published Separately)

This attachment is designated as confidential under subsection (f) of the definition of confidential information contained in section 3(1) of the Local Government Act 2020, as it relates to personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs. Contains personal information of objectors.

6. Attachment 6 Copies of submissions of support (Published Separately)

This attachment is designated as confidential under subsection (f) of the definition of confidential information contained in section 3(1) of the Local Government Act 2020, as it relates to personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs. Contains personal information of supporters.

7. Attachment 7 Detailed assessment of objections

8. Attachment 8 Planning scheme assessment

Cr Barnes returned at 8.01 pm.

Cr Harriman left the room at 8.01 pm and Cr Gibson resumed the Chair.

UPDATE ON PROGRESS OF STRATEGIC WORK FOR 5483 AND 5495 PRINCES HIGHWAY, TRARALGON (KNOWN AS HOLLYDALE)

ALTERNATE MOTION

Moved: Cr Pugsley

Seconded: Cr Barnes

That Council:

- 1. Places on hold for a period of six months, or sooner if a proponent led application is lodged, all necessary planning work for the preparation of a Planning Scheme Amendment to facilitate the rezoning of the land at 5483 and 5495 Princes Highway, Traralgon (known as Hollydale), being progressed pursuant to Council resolution of 16 December 2024 (the Original Resolution), to allow for the lodgement of a proponent led application;**
- 2. Requests a report be presented at a July 2025 Councillor Briefing to provide an update on the proponent led process and next steps;**
- 3. Continues to undertake the necessary planning work, as a matter of urgency, for the preparation of a Planning Scheme Amendment to facilitate the rezoning of the land at 280A Princes Street, Traralgon (Traralgon Golf Course), being progressed pursuant to the Original Resolution; and**
- 4. Reallocates \$250,000+GST from the Traralgon West Development Plan budget to facilitate the work identified under points 2 and 3 of this resolution and confirms that the reallocation of \$420,000+GST from the said budget under the Original Resolution is not required due to the change in circumstances.**

CARRIED UNANIMOUSLY

Attachments

Nil

Cr Harriman returned at 8.05 pm.

ADJOURNMENT

That Council adjourn the meeting for a recession.

CARRIED UNANIMOUSLY

The meeting was adjourned at 8.05 pm and recommenced at 8.24 pm.

CORPORATE ITEMS FOR DECISION

10. CORPORATE ITEMS FOR DECISION

Item Number 10.1 24 February 2025

Organisational Performance

2024/2025 MID YEAR BUDGET REVIEW

MOTION

That Council receive and note the mid-year budget review and approve the allocation of funding to the following projects and reserves.

- 1. Latrobe Leisure UV Disinfectant Units at Leisure Centres - \$240,000**
- 2. Co2 bulk tanks at all Leisure Centres and outdoor pools - \$150,000**
- 3. Capital Works Reserve - \$1,541,000**
- 4. Transition Reserve - \$904,000**

Moved: Cr Howe

Seconded: Cr Morgan

CARRIED UNANIMOUSLY

Attachments - Refer to Council Meeting Agenda

1. Attachment 1 - Income Allocation Statement
2. Attachment 2 - Project Listing

Cr Campbell left the room at 8.27 pm.

REGIONAL COMMUNITY SPORTS INFRASTRUCTURE FUND - ROUND TWO

MOTION

That Council endorse the following funding applications to be submitted to Round Two of the Regional Community Sports Infrastructure Fund:

- 1. Pavilion Lift and First Floor Upgrades at Ronald Reserve, Morwell; and**
- 2. Large Town Recreation Reserve Master Plans**

Moved: Cr Morgan

Seconded: Cr Potter

For: Cr Potter, Cr Morgan, Cr Howe, Cr Barnes, Cr Pugsley, Cr Campbell

Against:

Abstain: Cr Gibson, Cr Harriman

CARRIED

Attachments - Refer to Council Meeting Agenda

- 1. Regional Community Sports Infrastructure Fund (Round Two) Guidelines**
- 2. Recreation Needs Assessment Pavilion Projects**

Cr Campbell returned at 8.31 pm.

CHIEF EXECUTIVE OFFICER EMPLOYMENT MATTERS COMMITTEE - EXTENSION OF INDEPENDENT MEMBER & CHAIR APPOINTMENT

MOTION

That Council extend the appointment of Mr Kelvin Spiller as independent member and chair of the Chief Executive Officer Employment Matters Committee for the period 1 March 2025 to 28 February 2026, at the rate as specified in Confidential Attachment 1.

Moved: Cr Howe

Seconded: Cr Morgan

CARRIED UNANIMOUSLY

Attachments - Refer to Council Meeting Agenda

1. CEO EMC (Published Separately)

This attachment is designated as confidential under subsection (f) of the definition of confidential information contained in section 3(1) of the Local Government Act 2020, as it relates to personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs. as the information relates to the CEO's performance criteria and commercial information..

REQUEST TO EXECUTE LATROBE CITY TRUST DEED

ALTERNATE MOTION

Moved: Cr Pugsley

Seconded: Cr Campbell

That Council:

- 1. Adopts the Deed of Appointment and Removal of Trustees for the Latrobe City Trust and reaffirms the appointment of the following individuals as Trustees of the Trust:
 - a) The Mayor of the Day**
 - b) The Chief Executive Officer of the Day**
 - c) Councillor Sharon Gibson**
 - d) Councillor Leanne Potter; and**
 - e) Councillor Dale Harriman.****
- 2. Removes Dan Clancey and Melissa Ferguson as Trustees of the Latrobe City Trust.**
- 3. Authorise Council Officers to conduct an Expression of Interest process to enable the appointment of a community member as a Trustee of the Latrobe City Trust.**
- 4. Presents a further Deed of Appointment to Council following the Expression of Interest Process to appoint the preferred community member.**
- 5. Authorises the Chief Executive Officer to sign and seal the Deed of Appointment and Removal of Trustees for the Latrobe City Trust.**

CARRIED UNANIMOUSLY

Attachments - Refer to Council Meeting Agenda

- 1. Draft - 2025 Latrobe City Trust Deed of Appointment and Removal**

LATROBE REGIONAL AIRPORT: COMMITTEE REVIEW

MOTION

That Council:

- 1. Adopt the new Terms of Reference for the Latrobe Regional Airport Advisory Committee; and**
- 2. Authorise Council Officers to conduct an Expression of Interest process to enable the appointment of seven community committee members; and**
- 3. Receive a further report with the proposed community committee members for endorsement.**

Moved: Cr Howe

Seconded: Cr Barnes

CARRIED UNANIMOUSLY

Attachments - Refer to Council Meeting Agenda

1. Latrobe Regional Airport Advisory Committee Terms of Reference
2. Expression of Interest Form

TOURISM AND MAJOR EVENTS ADVISORY COMMITTEE RECOMMENDATIONS – FEBRUARY 2025

MOTION

That Council adopts the recommendation of the Tourism and Major Events Advisory Committee and authorises officers to enter into a suitable agreement to fund the 2025 – 2027 Gippsland New Energy Conference for \$20,000 per year, for 3 years through the annual major events attraction budget.

Moved: Cr Howe

Seconded: Cr Morgan

CARRIED UNANIMOUSLY

Attachments - Refer to Council Meeting Agenda

1. 2025 - 2027 Gippsland New Energy Conference, Major Event Assessment

MUNICIPAL ASSOCIATION OF VICTORIA - SUBSTITUTE DELEGATE

MOTION

That Council:

- 1. Notes the appointment of Councillor Gibson as Council's MAV delegate on 16 December 2024;**
- 2. Appoints Councillor Campbell to be Council's MAV substitute delegate and advises MAV accordingly.**

Moved: Cr Barnes

Seconded: Cr Pugsley

CARRIED UNANOMOUSLY

Attachments

Nil

COMMUNITY ENGAGEMENT UPDATE - PROPOSED LONG-TERM LEASE FOR A CALLIGNEE TELECOMMUNICATIONS TOWER

MOTION

That Council:

1. Having considered the submissions received, and in accordance with Section 115 of the Local Government Act 2020, proceeds to enter into a lease with Amplitel Pty Ltd, on the proposed lease terms outlined below:
 - 1.1. Proposed Tenant: Amplitel Pty Limited as trustee for the Towers Business Operating Trust ABN 75 357 171 746;
 - 1.2. Premises Lease area of 100 square metres of reserve Crown land known as Neaves Road, Callignee (as detailed in Attachment 1);
 - 1.3. Permitted Use: Use, inspection, construction, installation, replacement, operation, maintenance, alteration, repair, upgrade, access to and from and removal of the facility for telecommunications and communications purposes on the Premises and the Land in accordance with the Lease;
 - 1.4. Term: 20 years;
 - 1.5. Rental: \$15,000 per annum plus GST
 - 1.6. Rent Review: Adjusted annually by 3%; and
 - 1.7. Outgoings: All outgoings including utility services, rates, taxes, public liability insurance, building and contents insurances to be payable by the Tenant.
 - 1.8. Repairs and Maintenance: all building maintenance and repairs shall be the responsibility of the Tenant
 - 1.9. Special condition: Amplitel to fund and install two new 45,000 litre sized water tanks at a site agreed by the Callignee CFA
2. Authorises the Chief Executive Officer to execute all documents necessary to enter into the lease agreement with the Proposed Tenant.

Moved: Cr Campbell

Seconded: Cr Pugsley

CARRIED UNANIMOUSLY

Attachments - Refer to Council Meeting Agenda

1. Proposed Telecommunications Tower Location
2. Community Consultation Responses (Published Separately)

This attachment is designated as confidential under subsection (f) of the definition of confidential information contained in section 3(1) of the Local Government Act 2020, as it relates to personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs. Personal details are contained within public submissions and are required to remain confidential.

3. Amplitel Response to Community Consultation responses

URGENT BUSINESS

11. URGENT BUSINESS

Nil reports

REPORTS FOR NOTING

12. REPORTS FOR NOTING

Item Number 12.1 24 February 2025

Organisational Performance

QUARTERLY BUDGET REPORT - DECEMBER 2024

MOTION

That Council receive and note the Budget Report for the Quarter ended 31 December 2024, prepared in accordance with the requirements of the Local Government Act 2020.

Moved: Cr Howe

Seconded: Cr Campbell

CARRIED UNANIMOUSLY

Attachments - Refer to Council Meeting Agenda

1. Quarterly Budget Report - December 2024

CONTRACT VARIATIONS FOR THE PERIOD 1 OCTOBER 2024 - 31 DECEMBER 2024

MOTION

That Council receive and note the report on contract variations for the period 1 October 2024 to 31 December 2024.

Moved: Cr Campbell

Seconded: Cr Morgan

CARRIED UNANIMOUSLY

Attachments - Refer to Council Meeting Agenda

1. Attachment 1 - Variations Summary
2. Attachment 2 - Variations Detail

GIPPSWIDE KERBSWIDE COLLABORATIVE PROCUREMENT - ORGANICS CONTRACT

MOTION

That Council notes the report.

Moved: Cr Morgan

Seconded: Cr Pugsley

CARRIED UNANIMOUSLY

Attachments

Nil

COUNCIL PROCUREMENT POLICY - CEO DELEGATION

ALTERNATE MOTION

Moved: Cr Campbell

Seconded: Cr Gibson

That Council:

1. Amends the following sections of the Procurement Policy 2021 (Version 22-POL-14):
 - a. Section 2.4.2.1 – Procurement Approval Delegations (Table 2) – Limit of Delegation reduced by 25% for each Approving Officer and the Limit of Delegation for the Chief Executive Officer reduced from \$1,000,000 to \$750,000
 - b. Section 2.4.2.1 – Contract Award Delegations (Table 3) – Limit of Delegation for Chief Executive Officer reduced from \$1,000,000 to \$750,000
 - c. Section 2.4.2.1 – Contract Variation Delegations (per contract) (Table 4) – Cumulative value of variations up to \$500,000 approved by Chief Executive Officer, with greater than \$500,000 to be approved by Council
2. Adopt the amended Procurement Policy (incorporating the changes outlined above), now referenced as, Procurement Policy 2025 (with any previous versions now superseded);
3. Extend the Next Review Date for the policy from 1 January 2026 to 31 December 2026;
4. Make the policy available on Council's website;
5. In the exercise of the power conferred by section 11(1)(b) of the Local Government Act 2020, resolves that:
 - a. there be delegated to the person holding the position, or acting in or performing the duties, of Chief Executive Officer the powers, duties and functions set out in the attached Instrument of Delegation to the Chief Executive Officer, subject to the conditions and limitations specified in that Instrument;
 - b. the Instrument comes into force immediately the common seal of Council is affixed to the Instrument;
 - c. on the coming into force of the Instrument all previous delegations to the Chief Executive Officer are revoked; and
 - d. the duties and functions set out in the Instrument must be performed, and the powers set out in the Instrument must be executed, in accordance with any guidelines or policies of Council that it may from time to time adopt.

For: Cr Campbell

Against: Cr Gibson

CARRIED

Attachments - Refer to Council Meeting Agenda

1. Procurement Policy

PROCEDURAL MOTION

To extend the meeting past 3 hours as per Council's Governance Rule 9.9 A
Council meeting must not go longer than three hours unless a majority of Councillors present vote in favour of it continuing. If the Councillors present vote against the meeting continuing, the meeting is adjourned to a time, date and place to be determined by the Chair.

Moved: Cr Howe

Seconded: Cr Gibson

CARRIED UNANIMOUSLY

PRESENTATION OF THE AUDIT AND RISK COMMITTEE MINUTES - 19 DECEMBER 2024

MOTION

That Council receive and note the attached Audit and Risk Committee Minutes for the 19 December 2024 meeting.

Moved: Cr Morgan

Seconded: Cr Campbell

CARRIED UNANOMOUSLY

Attachments - Refer to Council Meeting Agenda

1. Audit and Risk Committee meeting minutes 19.12.2024

13. QUESTIONS ON NOTICE

Nil reports

ITEMS FOR TABLING

14. ITEMS FOR TABLING

Item Number 14.1 24 February 2025

Regional City Strategy & Transition

TABLING OF MOE OUTDOOR POOL PETITION

MOTION

That Council:

1. In accordance with the *Governance Rules*, agrees to lay the petition requesting:

That the Moe Outdoor Pool be upgraded with heating facilities to remove the constraints on opening times due to weather. The community of Moe will then have an outdoor aquatic venue with a comfortable temperature throughout the year.

This will extend the useability of the facility for the enthusiastic swimmers, young and old, who are keen on using the pool for fitness. It will also support the facilitation of activities such as school swimming events and competitive race meets throughout the year, on the table and be presented at an upcoming Council Meeting; and

2. Advises the head petitioner of this decision in relation to the petition.

Moved: Cr Gibson

Seconded: Cr Pugsley

CARRIED UNANIMOUSLY

Attachments - Refer to Council Meeting Agenda

1. Moe Outdoor Pool Petition Submission (Published Separately)

This attachment is designated as confidential under subsection (f) of the definition of confidential information contained in section 3(1) of the Local Government Act 2020, as it relates to personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs. Petition submission information includes personal details of those who have signed it.

**MEETING CLOSED TO
THE PUBLIC TO
CONSIDER
CONFIDENTIAL
INFORMATION**

15. MEETING CLOSED TO THE PUBLIC TO CONSIDER CONFIDENTIAL INFORMATION

Section 66 of the *Local Government Act 2020* enables Council to close the meeting to the public to consider *confidential information* as defined in that Act.

MOTION

That Council pursuant to section 66(1) and 66(2)(a) of the *Local Government Act 2020* (the Act) close the Council Meeting to the public to consider the following items containing confidential information as defined in section 3(1) of the Act:

15.1 Chief Executive Officer Employment Matters Committee - Extension of Key Performance Indicators

This item is confidential as it contains personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs (section 3(1)(f)). This ground applies because as the information relates to the CEO's performance criteria..

15.2 LCC-857 Construction of Cell 7, Highland Highway Landfill

This item is confidential as it contains Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released (section 3(1)(a)) and private commercial information, being information provided by a business, commercial or financial undertaking that—
(i) relates to trade secrets; or
(ii) if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage (section 3(1)(g)). These grounds apply because Releasing this information publicly and/or prematurely may prejudice the undertaking of this process and would release private commercial information of the tenderers that may cause disadvantage.

15.3 Strategic Land Consideration

This item is confidential as it contains Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released (section 3(1)(a)). This ground applies because This report relates to potential land purchase and land sales, which must remain confidential.

Moved: Cr Gibson

Seconded: Cr Campbell

CARRIED UNANIMOUSLY

The Meeting closed to the public at 9.08 pm.

There being no further business the meeting was declared closed at 9.53 pm.

I certify that these minutes have been confirmed.

Mayor: _____

Date: _____