

MINUTES

Greater Shepparton City Council

COUNCIL MEETING

3:00PM, Tuesday 19 December 2023

In the Council Boardroom, Welsford Street

COUNCILLORS

Cr Shane Sali (Mayor)
Cr Sam Spinks (Deputy Mayor)
Cr Seema Abdullah
Cr Dinny Adem
Cr Anthony Brophy
Cr Geoffrey Dobson
Cr Greg James
Cr Ben Ladson
Cr Fern Summer

VISION

GREATER SHEPPARTON, GREATER FUTURE

A thriving economy in the foodbowl of Victoria with excellent lifestyles, innovative agriculture a diverse community and abundant opportunities

Values

Values reflect what we feel is important. Organisations may have core values that reflect what is important in the organisation. These values may be guiding principles of behaviour for all members in the organisation.

Respect first, always

We are attentive, listen to others and consider all points of view in our decision making.

Take ownership

We take pride in honouring our promises and exceeding expectations, and are transparent with and accountable for our actions.

Courageously lead

We lead with integrity, and stand up and stand by what is in the best interests of the Greater Shepparton community.

Working together

We work collaboratively to create higher quality outcomes that are more efficient, thoughtful, effective and responsive. We cannot accomplish all that we need to do without working together.

Continually innovate

We are open to new ideas and creatively seek solutions that encourage us to do our best for our community.

Start the celebration

As ambassadors for our people and place, we proudly celebrate the strengths and achievements of Council and the Greater Shepparton community.

**MINUTES
FOR THE
COUNCIL MEETING
HELD ON
TUESDAY 19 DECEMBER 2023 AT 3:00PM**

**CHAIR
CR SHANE SALI
MAYOR**

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Risk Level Matrix Legend

Note: A number of reports in this agenda include a section on “risk management implications”. The following table shows the legend to the codes used in the reports.

Risk Matrix			Consequence				
			Negligible	Minor	Moderate	Major	Catastrophic
			1	2	3	4	5
Likelihood	Rare	1	LOW 1	LOW 2	LOW 3	LOW 4	MEDIUM 5
	Unlikely	2	LOW 2	LOW 4	MEDIUM 6	MEDIUM 8	HIGH 10
	Possible	3	LOW 3	MEDIUM 6	MEDIUM 9	HIGH 12	HIGH 15
	Likely	4	LOW 4	MEDIUM 8	HIGH 12	HIGH 16	EXTREME 20
	Almost Certain	5	MEDIUM 5	HIGH 10	HIGH 15	EXTREME 20	EXTREME 25

Low	1-4
Medium	5-9
High	10-16
Extreme	17-25

- Extreme** **Intolerable** – Immediate action is required to mitigate this risk to an acceptable level. Event/Project/Activity is not to proceed without authorisation.
- High** **Intolerable** – Attention is needed to treat risk.
- Medium** **Variable** – May be willing to accept the risk in conjunction with monitoring and controls.
- Low** **Tolerable** – Managed by routine procedures.

PRESENT:

- Cr Shane Sali (Mayor)**
- Cr Sam Spinks (Deputy Mayor)**
- Cr Seema Abdullah**
- Cr Dinny Adem**
- Cr Anthony Brophy**
- Cr Geoffrey Dobson**
- Cr Greg James**
- Cr Ben Ladson**
- Cr Fern Summer**

Officers:

Geraldine Christou	Acting Chief Executive Officer
Louise Mitchell	Director Community
Chris Teitzel	Director Corporate Services
Gary Randhawa	Director Infrastructure
Rebecca Good	Manager Corporate Governance
Molly Willmott	Official Minute Taker
Janaka Samaranayake	Deputy Minute Taker

1 Welcome to Country

Cr James will now present a Welcome to Country on behalf of the Yorta Yorta Elders Council and the 16 family groups.

2 Acknowledgement

We, Greater Shepparton City Council, acknowledge the Yorta Yorta Peoples of the land which now comprises Greater Shepparton, we pay our respect to their tribal elders, we celebrate their continuing culture and we acknowledge the memory of their ancestors.

3 Privacy Notice

This public meeting is being streamed live via our Facebook page and 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 decisions 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

Nil Received.

6 Declarations of Conflict of Interest

In accordance with section 130 (1)(a) of the Local Government Act 2020 Councillors are required to disclose any “conflict of interest” in respect of a matter to be considered at a Council Meeting.

Disclosure must occur immediately before the matter is considered or discussed.

Cr Sali declared a conflict of interest in relation to item 12.4: Minor and Major Event Grants – Round 1 – 2023 – 2024.

7 Confirmation of Minutes of Previous Meetings

Moved by Cr Adem
Seconded by Cr Dobson

That the minutes of the 21 November 2023 Council Meeting and 28 November 2023 Additional Council Meeting as circulated, be confirmed.

CARRIED UNOPPOSED

8 Public Question Time

Nil Received.

9 Deputations and Petitions

Nil Received.

10 Community Directorate

10.1 Greater Shepparton Recovery and Resilience Plan - October 2022 Flood Event

Moved by Cr Abdullah
Seconded by Cr Spinks

That the Council note the Greater Shepparton Recovery and Resilience Plan, as attached.

CARRIED UNOPPOSED

10.2 Greater Shepparton Women's Charter Advisory Committee Appointments

**Moved by Cr Adem
Seconded by Cr Spinks**

That the Council:

- 1. Appoint the following community representatives to the Greater Shepparton Women's Charter Advisory Committee for a period of two years commencing on 19 December 2023 and concluding on 18 December 2025:**
 - Brittany Attard
 - Heidi Beech
 - Caroline Clarke
 - Ginette Cook
 - Ane Fotu
 - Karamjit Kaur-Gill
 - Nur Nabila Md Saidi
 - Geraldine Williams

- 2. Appoint the following business representatives to the Greater Shepparton Women's Charter Advisory Committee for a period of two years commencing on 19 December 2023 and concluding on 18 December 2025:**
 - Dianne Daws – Caroline Chisholm Society, GV Pregnancy Support Service
 - Archana Deo – Shepparton Amcal Pharmacy & Chemist Discount Centre
 - Rachel Williams – Vincent Care – Marian Community Specialist Violence Service

- 3. Formally acknowledge Neha Samar and Renae Marshall for their contribution as they conclude their term serving on the Greater Shepparton Women's Charter Advisory Committee.**

CARRIED UNOPPOSED

10.3 Greater Shepparton LGBTIQA+ Advisory Committee Appointment

Moved by Cr Spinks
Seconded by Cr Abdullah

That the Council:

1. **Appoint the following community representatives to the Greater Shepparton LGBTIQA+ Advisory Committee for a period of two years commencing on 19 December 2023 and concluding on 18 December 2025:**
 - **Naynika Bagrecha**
 - **Ash Beks**
 - **Paige Heibach**
 - **Tone Jessup**
 - **Grace Jackson-Knightly**
 - **Jacqui Kiss**
 - **Suzanne Muntz**
 - **Georgie Poort**
 - **Lorene Slade**
 - **Al Trethowan**
 - **Goulburn Valley Pride – President or Proxy**
2. **Formally acknowledge Leigh Bamford, Deb Chumbley, Daniel Gardener, Damien Stevens-Todd and Dianne Baglin for their contribution as they conclude their term serving on the Greater Shepparton LGBTIQA+ Advisory Committee.**

CARRIED UNOPPOSED

11 Corporate Services Directorate

11.1 Audit and Risk Management Committee Independent Member Remuneration

Moved by Cr Dobson
Seconded by Cr Abdullah

That the Council:

1. approve an annual increment to the remuneration of Council's Audit and Risk Management Committee Independent Members, in accordance with the applicable Rate Cap or Consumer Price Index (whichever is the lesser amount), to be applied from 1 July of each year;
2. authorise an hourly rate of \$100 (subject to same increment outlined in point 1) which may be payable to an Independent Member of the Audit and Risk Management Committee for any additional services requested by Council, which are undertaken outside the scope of meeting preparation and attendance, as identified within the Audit and Risk Management Committee Charter.

CARRIED

11.2 Appointment of Independent Member - Audit & Risk Management Committee

**Moved by Cr Adem
Seconded by Cr Spinks**

That the Council appoint Andrew Johnson to the position of Independent Member on the Audit and Risk Management Committee for a period of three years, commencing on 14 February 2024 and concluding on 14 February 2027.

CARRIED UNOPPOSED

11.3 S11A Instrument of Appointment and Authorisation (Planning and Environment Act 1987)

**Moved by Cr Adem
Seconded by Cr Dobson**

That the Council in the exercise of the provisions conferred by Section 147 of the *Planning and Environment Act 1987* and other legislation referred to in the attached Instruments of Appointment and Authorisation (*Planning and Environment Act 1987*) (S11A) resolves that:

- 1. Ally Cook be appointed as Authorised Officer as set out in the Instrument of Authorisation (*Planning and Environment Act 1987*) (S11A);**
- 2. The Instrument comes into force immediately the signature of Chief Executive Officer is affixed to the Instrument and remain in force until Council resolves to vary or revoke the Instrument, or until the officer ceases employment with Council.**

CARRIED UNOPPOSED

11.4 Contracts Awarded Under Delegation - November 2023

**Moved by Cr James
Seconded by Cr Adem**

That the Council:

- 1. note no contracts were awarded under delegation pursuant to a formal tender process for the reporting period; and**
- 2. note the requests for tender advertised but not yet awarded.**

CARRIED UNOPPOSED

**11.5 Appointment of an Acting Chief Executive Officer
for the Interim Period**

Moved by Cr Brophy
Seconded by Cr Adem

That the Council appoint Geraldine Christou as Acting Chief Executive Officer for the interim period commencing 4 January 2024 and concluding on 14 January 2024.

CARRIED UNOPPOSED

11.6 November 2023 Monthly Finance Report

**Moved by Cr Dobson
Seconded by Cr Ladson**

That the Council note the November 2023 Monthly Finance Report.

CARRIED UNOPPOSED

12 Sustainable Development Directorate

12.1 Heritage Conservation Grants Program 2023/2024

Moved by Cr Adem
 Seconded by Cr Spinks

That the Council note the successful applicants awarded funding under delegated authority for 2023/24 Heritage Conservation Grant Round as follows:

Place	Project	Grant Amount Awarded (GST Inclusive)
658 Wyndham Street Shepparton	Reface Chimney exterior cladding	\$6,000
Mooroopna Mechanics Hall Inc.	Paint the front of the Hall	\$3,030
Gowangardie Homestead	Undertake substantial repairs to verandah	\$10,000
40 Orr Street Shepparton	Replace rotten/weathered cladding	\$1,458
St Germain's Homestead	Cladding for restored verandah	\$9,900
Butcher Est 1886 Tallygaroopna	Repairs to verandah's and guttering	\$8,400
Former Harston Church	Repair leaking roof/box gutter	\$858
Total		\$39,646

CARRIED UNOPPOSED

**12.2 1225 Union Road, Kialla East - Dwelling - Adoption -
Lifting report from the Table**

**Moved by Cr Adem
Seconded by Cr Spinks**

That the Council resolves to lift the matter from the table.

CARRIED UNOPPOSED

12.3 1225 Union Road, Kialla East - Dwelling - Adoption

Moved by Cr Summer
Seconded by Cr Adem

That the Council:

1. In relation to Planning Permit Application 2022-244, on the basis of the information before the Council and having considered all relevant matters as required by the *Planning and Environment Act 1987* the Council resolves to issue a notice of decision to grant a permit to use and develop the land for a dwelling for the following reasons;
 - The dwelling does not compromise the existing and future agricultural use of the land, or surrounding land
 - The dwelling will add value to the agricultural base of the municipality by ensuring the continuity of a family-run farming business
 - The dwelling supports rural activities and production
 - The agricultural use associated with the dwelling has commenced
 - The dwelling is located on a lot larger than 2 hectares that was created after 1st Jan 1960.
2. Issue a notice of decision to grant a permit to use and develop the land for a dwelling subject to the following conditions:

Amended Plans Required

Before the development starts, amended plans to the satisfaction of the responsible authority must be submitted to and approved by the responsible authority. When approved, the plans will be endorsed and will then form part of the permit. The plans must be drawn to scale with dimensions must be provided. Such plans must be generally in accordance with the plan submitted with the application but modified to show:

- a) A properly prepared site plan showing the location of the proposed dwelling in the south-west corner of the land. The proposed dwelling must be located outside of the Land Subject to Inundation Overlay.
- b) Detailed floor and elevation plans of the dwelling.
- c) The finished floor level of the proposed dwelling to be shown as per Goulburn Broken Catchment Management Authority requirements.
- d) Location of vehicle access.

Layout Not Altered

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

Section 173 Agreement

Prior to the commencement of any works on site, the owner must enter into an agreement with the responsible authority, pursuant to Section 173 of the Planning and Environment Act 1987. This agreement must be registered on the title to the land pursuant to Section 181 of the Planning and Environment Act 1987. The owner must pay the reasonable costs of the preparation, execution and registration of the section 173 agreement. The agreement must provide that:

- a) The dwelling may not be subdivided from the lot in the future, and the lot may not be subdivided to increase the number of lots, by excision or otherwise.
- b) The owner acknowledges and accepts the possibility of nuisance from nearby agricultural operations including animal husbandry, spray drift, agricultural machinery use, pumps, trucks, rural industries and associated hours of operation.
- c) The owner acknowledges and accepts the possibility of nuisance from the nearby rifle range.

The said agreement is to be prepared by Council. Council will undertake to have the agreement prepared upon written notification from the applicant. All costs associated with the preparation and registration of the agreement shall be borne by the applicant including Council's administration fee. All fees associated with the documentation must be fully paid prior to execution and registration of the document by Council.

Health Requirements

Prior to the commencement of works for the proposed dwelling the owner shall lodge with the Council an application to Install a Septic Tank System in accordance with the Code of Practice – Onsite Wastewater Management, Publication 891.4, July 2016.

The application to Install a Septic Tank System shall include:

- a) The application form provided by the Council completed, signed and dated by the owner.
- b) A floor plan of the proposed dwelling.
- c) A site plan indicating the location of the effluent disposal area / reserve area.
- d) The design of the effluent disposal system including instructions for installation and working drawings.
- e) The current application fee.

Connection to Services

Before the dwelling hereby permitted is occupied:

- a) The dwelling must be connected to a reticulated potable water supply or have an alternative potable water supply with adequate storage for domestic use as well as for fire fighting purposes.
- b) The dwelling must be connected to a reticulated electricity supply or have an alternative energy source.

- c) All stormwater and surface water drainage from the land, buildings and works must be retained on site or connected to the legal point discharge to the satisfaction of the responsible authority.

Rural Vehicle Crossing Location

Vehicle crossing providing access to the land must be constructed at a location and of dimensions and standard to the satisfaction of the responsible authority. Vehicle crossing(s) must be constructed at the owner's expense.

The vehicle crossing must provide:

- a) access to the dwelling via an all-weather road with dimensions adequate to accommodate emergency vehicles.
- b) include a pipe of a diameter suitable to accommodate the actual volume/flow (having a minimum diameter of (375) mm);
- c) culverts located in the clear zone shall be installed with trafficable end walls (refer IDM standard drawing SD 255);
- d) the final location of the crossing is to be approved by the responsible authority via a 'Works within the Roads Reserve' (Road Opening) permit.

Goulburn Broken Catchment Management Authority Requirements

- a) The proposed dwelling must be located outside of the Land Subject to Inundation Overlay.
- b) The finished floor level of the proposed dwelling must be constructed at least 300 millimetres above the 1 in 100 AEP flood level of 122.0 metres AHD, i.e. 122.3 metres AHD, or higher level deemed necessary by the responsible authority.
- c) The proposed septic system must comply with the setbacks outlined in the EPA Victoria's Code of Practice – Onsite Wastewater Management.

Time for Starting and Completion

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

- a) the development and use are not started within *two (2) years* of the date of this permit;
 - b) the development is not completed within *four (4) years* of the date of this permit.
3. Should an application be filed with VCAT in relation to 2022-244, legal representation be engaged by Council to complete the VCAT proceedings.

CARRIED

12.4 Minor and Major Event Grants - Round 1 - 2023-2024

Cr Sali declared a conflict of interest in relation to item 12.4: Minor and Major Event Grants – Round 1 – 2023 – 2024

Cr Sali vacated the chair and left the meeting at 4:25pm

Cr Spinks assumed the chair

Moved by Cr Ladson
 Seconded by Cr Brophy

That the Council note the successful applicants awarded funding under delegated authority for Round One of the 2023/2024 Minor and Major Event Grants Program as follows:

Organisation	Grant Amount Awarded
Soroptimist International of Shepparton	\$500
Shepparton Heritage Centre	\$800
Lions Club of Tatura	\$1,000
Disability Sports Australia	\$800
Know your Roots (KYR)	\$2,500
Goulburn Valley Seniors Association Incorporated	\$800
Tallygaroopna Soldiers Memorial Hall Committee	\$800
Victorian All Welsh Show	\$1,000
Rotary Club of Shepparton	\$800
Shepparton Access	\$800
Segmento Foundation	\$2,500
Shepparton Gift Inc.	\$2,000
Goulburn Valley Branch of the Avicultural Society of Australia Inc.	\$800
HussIn Auto Detailing	\$2,000
Shepparton Cycling Club Inc	\$2,500
Dookie and District Development Forum Inc.	\$720
The Lions Club of Toolamba Inc	\$776
Singh Sports Club Inc.	\$2,000
Albanian Moslem Society Shepparton Inc.	\$2,500
Devenish Dookie and District Good Friday Appeal	\$800
Total	\$26,396

CARRIED UNOPPOSED

Cr Sali returned to the meeting and assumed the chair at the end of voting at 4:29pm.

12.5 Community Celebration Grants Program 2024

Moved by Cr Spinks
Seconded by Cr Ladson

That the Council note the successful applicants awarded funding under delegated authority for the Community Celebrations Grants Program 2024 as follows:

Organisation Name	Grant Amount Awarded
Kiwanis Club of Mooroopna Inc.	\$1,500.00
Dookie & District Development Forum	\$750.00
Murchison Community Acknowledgement Ceremony	\$3,000.00
Total	\$5,250.00

CARRIED UNOPPOSED

12.6 Goulburn Region Tourism - Visitor Economy Partnership

**Moved by Cr Ladson
Seconded by Cr Spinks**

That the Council:

- 1. Approve membership to the Goulburn Region Tourism Inc as the new Visitor Economy Partnership for the region.**
- 2. Following legal incorporation, join Goulburn Region Tourism Inc, the official Visitor Economy Partnership for the region.**
- 3. Contributes the required funds to be part of the Visitor Economy Partnership subject to Council budgetary processes:**
 - a. Agree to an annual contribution of \$121,000 for financial year 2024/2025 to ensure a sustainable partnership model.**
 - b. Acknowledge that ongoing funding to the Visitor Economy Partnership will be required, and that this amount will be negotiated through a Memorandum of Understanding with the future entity, noting that it is expected at a minimum of \$121,000 per year.**
- 4. Notes the Goulburn Region Destination Management Plan as the key strategic document for the Visitor Economy Partnership to implement.**

CARRIED

12.7 Asia Fruit Logistica 2023 / 2024

**Moved by Cr Adem
Seconded by Cr Brophy**

That the Council:

- 1. Note the outcomes from Greater Shepparton City Council's attendance at Asia Fruit Logistica 2023.**
- 2. Approve the hosting of a trade stand at Asia Fruit Logistica in Hong Kong in September 2024 in partnership with Fruit Growers Victoria.**
- 3. Approve the Mayor and the Chief Executive Officer to be included in the delegation that attends Asia Fruit Logistica 2024.**

CARRIED UNOPPOSED

13 Infrastructure Directorate

13.1 MAV Large Natural Gas Site Collaborative Contract Agreement

Moved by Cr Dobson
Seconded by Cr Ladson

That the Council Approve Municipal Association of Victoria (MAV) Natural Gas Large Sites Collaborative Contract for Aquamoves at an estimated cumulative value of \$1.8 million including GST over a 3-year term.

CARRIED UNOPPOSED

14 Confidential Management Reports

Nil Received.

15 Documents for Signing and Sealing

Nil Received.

16 Councillor Reports

16.1 Councillor Activities

16.1.1 Councillor Activities - November 2023

Moved by Cr Brophy
Seconded by Cr James

That the Council receive and note the summary of the Councillors' Community Interactions and Informal Meetings of Councillors.

CARRIED UNOPPOSED

17 Notice of Motion, Amendment or Rescission

Nil Received.

18 Urgent Business not Included on the Agenda

Nil Received.

19 Close of Meeting

Meeting closed at 5:11pm.