

# MINUTES

FOR THE  
GREATER SHEPPARTON CITY COUNCIL

## SPECIAL COUNCIL MEETING

HELD ON  
TUESDAY 7 JUNE, 2016  
AT 5.30PM

IN THE THE COUNCIL BOARDROOM

**COUNCILLORS:**

Cr Dinny Adem (Mayor)  
Cr Fern Summer (Deputy Mayor)  
Cr Chris Hazelman  
Cr Jenny Houlihan  
Cr Les Oroszvary  
Cr Dennis Patterson  
Cr Kevin Ryan

***VISION***

*A THRIVING ECONOMY IN THE FOODBOWL OF VICTORIA WITH  
EXCELLENT LIFESTYLES, INNOVATIVE AGRICULTURE  
A DIVERSE COMMUNITY AND  
ABUNDANT OPPORTUNITIES*

**MINUTES  
FOR THE  
SPECIAL COUNCIL MEETING  
HELD ON  
TUESDAY 7 JUNE, 2016 AT 5.30PM**

**CHAIR  
CR DINNY ADEM**

**INDEX**

<b>1.</b>	<b>ACKNOWLEDGEMENT .....</b>	<b>1</b>
<b>2.</b>	<b>APOLOGIES .....</b>	<b>1</b>
<b>3.</b>	<b>DECLARATIONS OF CONFLICT OF INTEREST .....</b>	<b>1</b>
<b>4.</b>	<b>MANAGEMENT REPORTS FROM THE CORPORATE SERVICES DIRECTORATE .....</b>	<b>2</b>
<b>4.1</b>	<b>2016/2017 Draft Budget - Hearing of section 223 Submissions.....</b>	<b>2</b>
<b>5.</b>	<b>URGENT AND OTHER BUSINESS NOT INCLUDED ON THE AGENDA .....</b>	<b>6</b>

## 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.

Likelihood	Consequences				
	Negligible (5)	Minor (4)	Moderate (3)	Major (2)	Catastrophic (1)
<b>Almost Certain (A)</b> Event expected to occur several times per year (i.e. Weekly)	Low	Moderate	High	Extreme	Extreme
<b>Likely (B)</b> Will probably occur at some stage based on evidence of previous incidents (i.e. Monthly)	Low	Moderate	Moderate	High	Extreme
<b>Possible (C)</b> Not generally expected to occur but may under specific circumstances (i.e. Yearly)	Low	Low	Moderate	High	High
<b>Unlikely (D)</b> Conceivable but not likely to occur under normal operations (i.e. 5-10 year period)	Insignificant	Low	Moderate	Moderate	High
<b>Rare (E)</b> Only ever occurs under exceptional circumstances (i.e. +10 years)	Insignificant	Insignificant	Low	Moderate	High

**Extreme** CEO’s attention immediately required. Possibly avoid undertaking the activity OR implement new controls

**High** Director’s attention required. Consider suspending or ending activity OR implement additional controls

**Moderate** Manager’s attention required. Ensure that controls are in place and operating and management responsibility is agreed

**Low** Operational, manage through usual procedures and accountabilities

**Insignificant** Operational, add treatments where appropriate

**PRESENT: Councillors Dinny Adem, Chris Hazelman, Jenny Houlihan, Les Oroszvary and Dennis Patterson.**

**OFFICERS: Peter Harriott – Chief Executive Officer  
Steve Bowmaker – Director Infrastructure  
Johann Rajaratnam – Director Sustainable Development  
Chris Teitzel – Director Business  
Kaye Thomson – Director Community  
Maree Martin – Official Minute Taker  
Stephanie Giankos – Deputy Minute Taker**

## **1. ACKNOWLEDGEMENT**

“We the Greater Shepparton City Council, begin today’s meeting by acknowledging the traditional owners of the land which now comprises Greater Shepparton. We pay respect to their tribal elders, we celebrate their continuing culture, and we acknowledge the memory of their ancestors.”

## **2. APOLOGIES**

The Mayor noted apologies from Cr Ryan and Cr Summer.

## **3. DECLARATIONS OF CONFLICT OF INTEREST**

In accordance with sections 77A, 77B, 78 and 79 of the *Local Government Act 1989* Councillors are required to disclose a “conflict of interest” in a decision if they would receive, or could reasonably be perceived as receiving a direct or indirect financial or non-financial benefit or detriment (other than as a voter, resident or ratepayer) from the decision.

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

Cr Hazelman declared an indirect close association in relation to the budget submission from the Tallygaroopna Recreation Reserve Committee of Management. Cr Hazelman is a member of the Tallygaroopna Recreation Reserve Committee of Management.

## 4. CORPORATE SERVICES DIRECTORATE

### 4.1 2016/2017 Draft Budget - Hearing of section 223 Submissions

#### **Disclosures of conflicts of interest in relation to advice provided in this report**

Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

#### **Council Officers involved in producing this report**

**Author: Team Leader Corporate Accounting**

**Proof Reader(s): Manager Finance and Rates**

**Approved by: Director Business**

#### **Executive Summary**

At the Ordinary Council Meeting held on Tuesday 19 April 2016, the Council resolved to advertise its proposed budget and call for submissions under Section 223 of the *Local Government Act 1989* ("the Act"). The public notice period closed at 5.00pm Friday 20 May 2016. A total of 52 submissions were received with 18 of those requesting to be heard by Council.

Post the closure of the public notice period 1 submitter who had wished to be heard advised Council in writing they wished to withdraw their submission and no longer be heard. 17 submissions will be heard.

Submissions ranged in content however generally contained the following themes:

- Support of the \$100,000 capital works allocation to the Botanic Gardens;
- Objection to the \$1m capital works allocation and borrowings for the new Shepparton Art Museum;
- Feedback and questions on the Maude Street Mall activation;
- Requests for a hard rubbish collection service;
- Home and Community Care assistance;
- Disabled access and amenities at Deakin Reserve; and
- Measuring Council's service performance.

#### **Moved Cr Houlihan**

#### **Seconded by Cr Oroszvary**

That standing orders be suspended to allow submitters to be heard.

**CARRIED**

Council heard presentations from 17 submitters.

Cr Hazelman declared a conflict of interest in relation to the presentation from the Tallygaroopna Recreation Reserve Committee of Management and left the meeting at 6.45pm.

Cr Hazelman returned to the meeting at 6.50pm.

#### 4. CORPORATE SERVICES DIRECTORATE

##### 4.1 2016/2017 Draft Budget - Hearing of section 223 Submissions (continued)

**Moved Cr Hazelman**  
**Seconded by Cr Patterson**

That standing orders be resumed.

**CARRIED**

**Moved by Cr Houlihan**  
**Seconded by Cr Patterson**

That the Council:

1. receive and note the submissions in response to the public advertisement of the 2016/2017 draft budget.
2. formally consider all received submissions and the adoption of the 2016/2017 budget at the Ordinary Council Meeting to be held on Tuesday 21 June 2016 at 5.30pm in the Council Boardroom.

**CARRIED.**

#### **Background**

In accordance with the requirements of the Act, Council is required to give "public notice" that it intends to adopt a budget. The draft budget document must be made available for inspection at its offices and on its website for a period of 28 days and submissions invited from members of the public.

Council at the ordinary council meeting held on Tuesday 19 April 2016 resolved to advertise its proposed budget and to call for submissions under Section 223 of the Act. The public notice period closed at 5.00pm Friday 20 May 2016.

#### **Council Plan/Key Strategic Activity**

The Draft 2016/2017 Budget is consistent with the five strategic goals of the Council Plan which include:

1. Active & Engaged Community (Social)
2. Enhancing the Environment (Natural)
3. Economic Prosperity (Economic)
4. Quality Infrastructure (Built)
5. High Performing Organisation (Leadership & Governance)

The Draft 2016/2017 Budget also includes 13 Service Performance Outcome indicators and 12 Financial Performance indicators as required by the *Local Government (Planning and Reporting) Regulations 2014 No. 17*. The final outcomes of these indicators will be reported in the 2016/2017 audited annual report.

#### **Risk Management**

A well planned budget will reduce the risk that Council will not be able to provide the services expected and required by the community.

## 4. CORPORATE SERVICES DIRECTORATE

### 4.1 2016/2017 Draft Budget - Hearing of section 223 Submissions (continued)

Risks	Likelihood	Consequence	Rating	Mitigation Action
Failure to comply with the Local Government Act 1989	Unlikely	1	High	Special meeting scheduled 7 June to hear submissions. Ordinary meeting to adopt budget scheduled 21 June to achieve 30 June deadline.
Operating surplus not achieved	Possible	3	Medium	Monthly and Quarterly Budget Reviews reported to Council
Capital works budget not delivered within the financial year	Possible	3	Medium	Project bids and cost estimates have been reviewed

#### **Policy Considerations**

There are no conflicts with Council policy. The annual budget resources the Council Plan to enable the outcomes in the Council Plan to be achieved, including Council policies.

#### **Financial Implications**

The full financial implications are outlined in the Draft 2016/2017 budget document.

#### **Legal/Statutory Implications**

Section 129 of the Act requires the Council to give public notice of the preparation of the budget and a person has a right to make a submission on any proposal contained in the budget.

Section 223 of the Act covers the right to make a submission and states that the Council must publish a public notice stating that a person making a submission is entitled to request in the submission that the person wishes to appear in person at a meeting to be heard in support of the submission. If a request is made under this clause, Council must provide the person with the opportunity to be heard in support of the submission at a meeting of the Council.

#### **Environmental/Sustainability Impacts**

Environmental and sustainability impacts have been considered when developing the Draft 2016/2017 Budget.

#### **Social Implications**

The Draft 2016/2017 Budget provides resources for the implementation of various strategies, plans, works and the delivery of services required to achieve the objectives of the Council plan including an active and engaged community.

#### **Economic Impacts**

The boost from the Greater Shepparton City Council capital works program is important with over \$40 million of infrastructure works proposed for the 2016/2017 financial year to encourage economic activity. A number of initiatives are also proposed in the Economic Development program area designed to encourage economic activity within the Greater Shepparton municipality.

## 4. CORPORATE SERVICES DIRECTORATE

### 4.1 2016/2017 Draft Budget - Hearing of section 223 Submissions (continued)

#### **Consultation**

The Draft 2016/2017 Budget has taken into account the goals and strategies of the Council Plan 2013-2017 and the strategic directions of the Strategic Resource Plan.

Public notice was given in the Shepparton News on Friday 22 April 2016 that Council's Draft 2016/2017 Budget had been prepared and was available for inspection on Council's website, or at Council's offices in Welsford Street and Doyles Road and that written submissions were invited in accordance with Section 223 of the Act.

Submissions were to be received by 5.00pm Friday 20 May 2016.

It should also be noted that the Draft 2016/2017 Budget provides funding for nominated projects and where appropriate further community consultation will occur throughout the year specific to each project.

Level of public participation	Promises to the public/stakeholders	Examples of techniques to use
Inform	Keep informed	<ul style="list-style-type: none"> <li>• Media Releases</li> <li>• Social Media</li> <li>• Council Website</li> </ul>
Consult	Inform, Listen, Acknowledge	<ul style="list-style-type: none"> <li>• Public submissions</li> <li>• Hearing of submissions</li> </ul>

#### **Strategic Links**

##### a) Greater Shepparton 2030 Strategy

The Draft 2016/2017 Budget is linked to the *Greater Shepparton 2030 Strategy* via the Council Plan 2013-2017.

##### b) Other strategic links

The Draft 2016/2017 Budget is linked to the Council Plan by the funding of the Strategic Objectives contained in the Council Plan.

#### **Conclusion**

The public notice period for submissions on the Draft 2016/2017 Budget was open from Friday 22 April 2016 and closed at 5.00pm Friday 20 May 2016. A total of 52 submissions were received with 17 of those requesting to be heard by Council.

#### **Attachments**

Nil



**5. URGENT AND OTHER BUSINESS NOT INCLUDED ON THE AGENDA**

**THE MEETING CLOSED AT 7.06PM**