

# MINUTES

Greater Shepparton City Council

## COUNCIL MEETING

**3:00PM, Tuesday 23 April 2024**

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 23 APRIL 2024 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 Ben Ladson  
Cr Fern Summer

<b>Officers:</b>	<b>Fiona Le Gassick</b>	<b>Chief Executive Officer</b>
	<b>Colin Kalms</b>	<b>Acting Director Sustainable Development</b>
	<b>Louise Mitchell</b>	<b>Director Community</b>
	<b>Chris Teitzel</b>	<b>Director Corporate Services</b>
	<b>Gary Randhawa</b>	<b>Director Infrastructure</b>
	<b>Rebecca Good</b>	<b>Manager Corporate Governance</b>
	<b>Molly Willmott</b>	<b>Official Minute Taker</b>
	<b>Janaka Samaranayake</b>	<b>Deputy Minute Taker</b>

## 1 Welcome to Country

Welcome to Country was not performed due to the apology of Cr Greg James.

## 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

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

**That the apology from Cr Greg James be noted and a leave of absence be granted.**

**CARRIED UNOPPOSED**

## 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.**

## 7 Confirmation of Minutes of Previous Meetings

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

**That the minutes of the 26 March 2024 Council Meeting as circulated, be confirmed.**

**CARRIED UNOPPOSED**

## 8 Public Question Time

**The following public question was submitted to Council in accordance with our Governance Rules.**

I am keen to understand the total amount of revenue (regardless of how it is achieved) City of Greater Shepparton (COGS) receives from the Town of Tatura. I would then appreciate you providing me with an understanding of how much COGS spends in or on the Town of Tatura. I would appreciate you providing me with at least two (2) years of the revenue versus costs please?

**The following answer was provided by Council officers.**

Council delivers services to the community in alignment with the Council Plan and the requirements of the Local Government Act 2020 (the Act). The Act sets our service principles, including ensuring services are provided in an equitable manner, are responsive to the diverse needs of the community and provide good value to the community.

Council services and assets are not equally distributed by population. As a large regional Council, many services are provided on a regional basis to ensure value for money and responsible stewardship of Council assets. Expenditure on existing assets is driven by Council's Asset Plan, which prioritises renewal of existing assets before investment in new assets. Renewal of assets is driven by condition data, not the location of assets.



Council revenues are not all fee for service. Most Council services are public services, which are funded through general revenues. Council's largest general revenue stream is rates, which is a tax.

Local Government is required to prioritise service delivery in alignment with adopted strategic plans and policies, which consider the best outcome for the whole municipality. Council does not hold records that accurately represents the location of spend, this is not a requirement of the Local Government Act 2020, Australian Accounting Standards or Council policies.

## **9 Deputations and Petitions**

Nil Received.

## 10 Community Directorate

### 10.1 Westside Performing Arts Centre Long Term Lease

Moved by Cr Summer  
Seconded by Cr Abdullah

That the Council authorise the Chief Executive Officer to:

1. enter into a lease with the Minister for Education for the Westside Performing Arts Centre; and
2. sign all documentation and do all things necessary to complete works associated with entering the lease, with the Victorian School Building Authority and the Department of Education.

**CARRIED UNOPPOSED**

## 10.2 26 January Financial Implications Report

Moved by Cr Brophy  
Seconded by Cr Dobson

That the Council:

1. Note the financial implications of the process of reinstating the Greater Shepparton pre-2024 Australia Day program.
2. Recognise in its communications that Australia Day, held on 26 January, remains Australia's national day.
3. Provide funding through the Community Celebration Grants Program for communities to hold their own celebrations between 24 and 29 January.
4. Conduct a citizenship ceremony and community celebration awards in Shepparton by the Greater Shepparton City Council on 26 January 2025
  - a. Post 26 January 2025, Council re-establish a Shepparton Australia Day Committee.
  - b. Post 26 January 2025 the Shepparton Australia Day committee receive funding through the Community Celebration Grants Program to hold their celebrations between 24 and 29 January.
5. Provide financial and in-kind support for the Survival Day Dawn Ceremony for 26 January.
6. As per our Reconciliation Action Plan continue to advocate to the Australian Government to change the date of Australia Day from 26 January to a more suitable date.

Moved by Cr Ladson

That the motion be laid on the table.

LOST

Cr Spinks gave notice of a foreshadowed motion.

The motion was put and lost.

Cr Dobson called for a Division.

Those voting in favour of the motion: Cr Sali, Cr Brophy, Cr Dobson.

Those voting against the motion: Cr Abdullah, Cr Adem, Cr Ladson, Cr Spinks,  
Cr Summer.

The motion was lost.

Moved by Cr Spinks  
Seconded by Cr Adem

That, from 2025, the Council:

1. Note the financial implications of the process of reinstating the Greater Shepparton pre-2024 Australia Day program.
2. Provide funding through the Community Celebration Grants Program for communities to hold their own celebrations between 24 and 29 January.
3. Establish a Shepparton Australia Day committee to deliver annual Shepparton Australia Day Events commencing January 2025, by providing administrative support only to establish the Committee including co-ordinating the initial appointment of members, and that the Shepparton Australia Day Committee receive funding through the 2025 Community Celebration Grants Program to hold their celebrations between 24 and 29 January in line with other communities.
4. Conduct a community awards and citizenship ceremony event between 27 and 29 January.
5. Retain the following elements of the 2023 and 2024 approach to marking 26 January in Greater Shepparton:
  - (i) Continue to advocate to the Australian Government to change the date of Australia Day from 26 January to a more suitable date as soon as possible.
  - (ii) Provide financial and in-kind support for the Survival Day Dawn Ceremony.
  - (iii) Continue to lower the Aboriginal and Torres Strait Islander flags to half-mast on 26 January at all Council-owned facilities to acknowledge this date as a day of mourning for Aboriginal people.
  - (iv) Recognise in its communications that Australia Day, held on 26 January, remains Australia's national day.

**CARRIED**

## 11 Corporate Services Directorate

### 11.1 Contracts Awarded Under Delegation - March 2024

Moved by Cr Spinks  
Seconded by Cr Adem

That the Council:

1. note the contracts 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**

## 11.2 Review of Governance Rules - Public Consultation

Moved by Cr Adem  
Seconded by Cr Dobson

That the Council:

1. Endorse the draft Governance Rules, developed under section 60 including the incorporated draft Election Period Policy under section 69 of the *Local Government Act 2020*, as attached;
2. In accordance with section 60(4) of the *Local Government Act 2020*, endorses the following process of community engagement with respect to the review of the draft Governance Rules:
  - a) publication of a notice on Council's website and social media sites which invites submissions from members of the public in respect of the draft Governance Rules within 14 days from the date of publication of the notice;
  - b) give consideration of all submissions received.
3. Authorise the Chief Executive Officer to take such steps as are necessary to give effect to this Resolution; and
4. Note that a report will be presented to Council in July 2024 to consider the adoption of the final Governance Rules.

CARRIED

### **11.3 Quarter 3 Forecast Review 2023/2024**

**Moved by Cr Dobson  
Seconded by Cr Spinks**

**That the Council endorse the 2023/2024 Quarter 3 Forecast Review, as attached.**

**CARRIED UNOPPOSED**

## 12 Sustainable Development Directorate

### 12.1 Tallygaroopna Flood Scoping Study

Moved by Cr Adem  
Seconded by Cr Ladson

That the Council;

1. accept and note the Tallygaroopna Flood Scoping Study (Final Report, February 2024), as attached; and
2. release the Tallygaroopna Flood Scoping Study (Final Report, February 2024) for public consultation.

**CARRIED UNOPPOSED**



## **12.2 Katandra West Flood Scoping Study**

**Moved by Cr Adem  
Seconded by Cr Ladson**

**That the Council:**

- 1. accept and note the Katandra West Flood Scoping Study (Final Report, May 2023), as attached; and**
- 2. release the Katandra West Flood Scoping Study (Final Report, May 2023) for public consultation.**

**CARRIED UNOPPOSED**

## **12.3 Building Staffing Services Agreement**

Moved by Cr Abdullah  
Seconded by Cr Dobson

That the Council:

- 1. Award contract number 2360 – Building Staffing Services Agreement to GVOSS Pty Ltd.**
- 2. Note that the initial contract term is for two (2) years with the option to extend the term for three (3) periods of one (1) year each. The estimated contract value for year one is \$718,167 (excl GST). Over a five (5) year period is approximately \$3.6 million (excl GST).**
- 3. Authorise the Chief Executive Officer to enter negotiations and execute the contract documents as required and approve any contract extensions as deemed appropriate.**

**CARRIED UNOPPOSED**

## **12.4 Lease of Land to Kids Under Cover to Realise a Village 21 Development**

**Moved by Cr Spinks**

**Seconded by Cr Summer**

**That the Council, having previously undertaken a community engagement process in accordance with Section 115 of the *Local Government Act 2020*:**

- 1. revise the leasing term of Council-owned land at 20-22 Perrivale Drive, Shepparton to Kids Under Cover for a term of 20 years at a peppercorn rental (of \$1.00 per annum plus GST) to realise a Village 21; and**
- 2. authorise the Chief Executive Officer to negotiate and enter into an Agreement for Lease with Kids Under Cover to realise a Village 21.**

**Moved by Cr Dobson**

**That the motion be laid on the table until the May Scheduled Council Meeting.**

**CARRIED**

## 12.5 Shepparton North Activity Centre Structure Plan

Moved by Cr Dobson  
Seconded by Cr Adem

That the Council:

1. note that Amendment C245gshe to the Greater Shepparton Planning Scheme received 17 submissions, that these submissions and Amendment C245gshe were referred to an independent Planning Panel, and that the independent Planning Panel has now prepared a Panel Report which is dated 22 March 2024, as attached;
2. adopt the Planning Panel's recommendations as outlined in the Panel Report;
3. adopt Amendment C245gshe to the Greater Shepparton Planning Scheme with changes as recommended in the Panel Report, in accordance with Section 29 of the *Planning and Environment Act 1987*; and
4. in accordance with section 31 of the *Planning and Environment Act 1987*, submit Amendment C245gshe with changes to the Greater Shepparton Planning Scheme, as adopted, to the Minister for Planning for approval.

CARRIED UNOPPOSED

## 13 Infrastructure Directorate

### 13.1 Interim Report for Notice of Motion 1/2024 - Complimentary Tip Tickets

Moved by Cr Spinks  
Seconded by Cr Adem

That the Council:

1. Note the Interim Report for Notice of Motion 1/2024 Complimentary Tip Tickets.
2. Note that the final report will be presented to Council at the August 2024 Council Meeting.
3. The provision of complimentary tip tickets will be considered in line with the 2025/2026 Budget Consultation Process.

**CARRIED UNOPPOSED**

## **13.2 Land Purchase - Car Parking - Australian Botanic Gardens Shepparton**

Moved by Cr Dobson  
Seconded by Cr Adem

That the Council:

1. authorise the acquisition of part of the land at 21 Botanic Gardens Avenue Kialla shown on Plan of Subdivision PS418821D and the carrying out of all necessary actions to effect the acquisition; and
2. authorise the Chief Executive Officer:
  - a. to undertake the administrative procedures necessary to carry out negotiations in relation to this matter; and
  - b. sign, or sign and seal, all documentation associated with or necessary to effect the acquisition.

**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 - March 2024

Moved by Cr Brophy  
Seconded by Cr Ladson

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 5:06pm.**