WATTLE RANGE COUNCIL

Minutes of the Ordinary Meeting of Wattle Range Council held in a virtual meeting room using Microsoft Teams on 12 May 2020 at 5.00 pm.

Meeting was live-streamed.

1. OPENING OF THE MEETING / CIVIC PRAYER / ACKNOWLEDGEMENT OF COUNTRY / RECORDING OF MEETINGS

Mayor Noll advised that today is International Nurses Day which is an international day observed around the world to mark the contributions that nurses make to society.

Mayor Noll and Elected Members saluted those front-line workers in Health Care Services.

2. PRESENT

His Worship the Mayor D Noll
Cr D Agnew
Cr D Burrow
Cr S Cox
Cr J Drew
Cr P Dunnicliff
Cr K McGrath
Cr D Muhovics
Cr M Neagle
Cr R Paltridge
Cr D Price
Cr G Slarks [attended at 5.10 pm]

Messrs BJ Gower (Chief Executive Officer)
PA Duka (Director Corporate Services)
PA Halton (Director Engineering Services)
SW Chapple (Director Development Services)
Ms CP Allen (Executive Assistant)
Mrs ME Tilley (Communications Officer)

3. APOLOGIES

NIL

4. DISCLOSURE OF INTERESTS

NIL

5. CONFIRMATION OF THE MINUTES

5.1 Ordinary Meeting of Council – 14 April 2020 (Folio 8948 – Folio 8963)

Cr Cox moved that the Minutes of the Ordinary Meeting dated 14 April 2020 be taken as presented and confirmed.

Cr Price seconded

CARRIED

5.2 Confidential Meeting of Council – 14 April 2020 (CM 859 – CM 869) – Released Immediately
Cr Paltridge moved that the Minutes of the Confidential Meeting dated 14 April 2020 be
taken as presented and confirmed.

Cr Drew seconded CARRIED

5.3 Audit & Risk Committee – 11 May 2020 (Folio 8964 - Folio 8967) – Late Item

Cr Burrow moved that the Minutes of the Audit & Risk Committee Meeting dated 11
May 2020 be taken as presented and confirmed.

Cr Cox seconded CARRIED

5.4 Confidential Audit & Risk Committee – 11 May 2020 (Folio 8964 - Folio 8967) –
Released Immediately - Late Item

Cr Muhovics moved that the Confidential Minutes of the Audit & Risk Committee
Meeting dated 11 May 2020 be taken as presented and confirmed.

Cr Burrow seconded CARRIED

6. MATTERS ARISING FROM THE MINUTES

N/A

7. ADJOURNMENTS

N/A

8. MAYORAL COMMUNICATIONS

8.1 Mayoral Communications

Cr Price moved that Mayoral Communications and Anzac Day Speech be received and
noted.

[Cr Slarks attended the meeting at 5.10 pm]

Cr Agnew seconded CARRIED

9. DEPUTATIONS

NIL

10. PETITIONS

NIL

11. REPORTS FROM COUNCIL MEMBERS

Anzac Day - 25 April 2020 – Wattle Range Council Wreaths

Cr Dunnicliff advised he placed a wreath at Beachport.

Cr Price advised he placed a wreath at Glencoe.

Cr Burrow advised he attended the Penola Cross of Sacrifice where a wreath had been
placed on Council’s behalf.

Mayor Noll placed a wreath at the Millicent Cross of Sacrifice.

A wreath was also provided for the Kalangadoo Remembers Ceremony.

12. QUESTIONS WITH NOTICE

NIL

13. QUESTIONS WITHOUT NOTICE

Various questions were asked but there was no resolution that entry be made into the Minutes.

14. REPORTS FROM COUNCIL COMMITTEES

14.1 Building Fire Safety Committee

Cr Cox moved that Council receive and note the report.

Cr Price seconded CARRIED

[Councillor Slarks left the meeting and returned at 5.26 pm]

Cr Burrow moved that recognition be provided to the Building Fire Safety Committee staff and members thanking them for keeping buildings in the district safe from fire.

Cr Neagle seconded CARRIED

15. REPORTS FROM COUNCIL OFFICERS

15.1 Chief Executive Officer

15.1.1 Monthly Project Status Report

Cr Agnew moved that Council receive and note the report.

Cr Cox seconded CARRIED

15.1.2 Delegations

Cr Dunncliff moved:

1. That the Council in exercise of the power contained in Section 44 of the Local Government Act 1999 (the LG Act) hereby delegates this 12 day of May 2020 to the person occupying the office of Chief Executive Officer of the Council the powers and functions under the LG Act, the operation of which has been varied under the Public Access and Public Consultation Notice (No 2) 2020, and set out below subject to the conditions and/or limitations, if any, specified herein:

1.1 the power pursuant to Section 45(2) of the LG Act to, if the delegate is satisfied it is reasonably necessary as a result of the public health emergency, to:
1.1.1 close the principal office of the Council; or

1.1.2 vary the transaction of business hours at the principal office of the Council;

1.2 the power pursuant to Section 45(3) of the LG Act if the Council closes its principal office or varies the transaction of business hours in accordance with Section 45(2) of the LG Act, to, as soon as reasonably practicable, take reasonable steps to:

1.2.1 make alternative arrangements to enable the local community to access the services of the Council which are ordinarily available at the principal office of the Council;

1.2.2 inform the Council’s local community (including by publishing the information on a website determined by the Chief Executive Officer) about the changes to the arrangements to access those services;

1.3 the power pursuant to Section 45(4)(b) of the LG Act to satisfy any obligation under the LG Act to make a document available for inspection at the principal office of the Council by making the document available for inspection at an alternative place or by an alternative means as determined by the delegate;

1.4 the power pursuant to Section 45(5) of the LG Act, if the Council or Chief Executive Officer makes a document available for inspection in accordance with Section 45(4) of the LG Act, to, as soon as reasonably practicable, take reasonable steps to inform the Council's local community (including by publishing the information on a website determined by the chief executive officer) about the changes to the arrangements for inspection of the document;

1.5 the power pursuant to Section 45(10) of the LG Act if the Council makes copies of a document available in accordance with Sections 45(8) or (9) of the LG Act, to, as soon as reasonably practicable, take reasonable steps to inform the Council’s local community (including by publishing the information on a website determined by the chief executive officer) about the changes to the arrangements for provision of copies of the document.

1.6 the power pursuant to Section 50(5a) of the LG Act to alter the Council’s Public Community Engagement Policy or substitute a new policy without undertaking public consultation, even if the Council’s existing Community Engagement Policy requires the Council to conduct public consultation;

1.7 the power pursuant to Section 123(5) of the LG Act to ensure that copies of the draft annual business plan are available for inspection (without charge) and purchase (on payment of a fee fixed by the Council) at the principal office of the Council (including as provided for in Sections 45(4) and 45(9) of the LG Act) and on the website at least 21 days before the end of the period for providing written submissions;
1.8 the power pursuant to Section 151(8) of the LG Act to ensure that copies of the report required under Section 151(5)(d) are available for inspection (without charge) and purchase (on payment of a fee fixed by the Council) at the principal office of the Council (including as provided for in Sections 45(4) and 45(9) of the LG Act) at least 21 days before the end of the period for public consultation;

1.9 the power pursuant to Section 156(14e) of the LG Act to ensure that copies of the report required under Section 156(14a)(a) of the LG Act are available for inspection (without charge) and purchase (on payment of a fee fixed by the Council) at the principal office of the Council (including as provided for in Sections 45(4) and 45(9) of the LG Act) at least 21 days before the end of the period for public consultation.

2. Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Sections 44 and 101 of the LG Act as the Chief Executive Officer sees fit.

3. These delegations:

3.1 operate and have effect for the period the Public Access and Public Consultation Notice (No 2) 2020 has effect;

3.2 do not have the effect of revoking or altering any previous delegations made by the Council to the person occupying the office of Chief Executive Officer of the Council;

3.3 for the period the Public Access and Public Consultation Notice (No 2) 2020 has effect, take precedence in the event of any inconsistency between these delegations and any previous delegations made by the Council to the person occupying the office of Chief Executive Officer of the Council prior to the date of the making of these delegations.

Cr Paltridge seconded

AMENDMENT

Cr Drew moved:

1. That the Council in exercise of the power contained in Section 44 of the Local Government Act 1999 (the LG Act) hereby delegates this 12 day of May 2020 to the person occupying the office of Chief Executive Officer of the Council the powers and functions under the LG Act, the operation of which has been varied under the Public Access and Public Consultation Notice (No 2) 2020, and set out below subject to the conditions and/or limitations, if any, specified herein:

1.1 the power pursuant to Section 45(2) of the LG Act to, if the delegate is satisfied it is reasonably necessary as a result of a State or Federal declared Public Health Emergency, to:
1.1.1 close the principal office of the Council; or

1.1.2 vary the transaction of business hours at the principal office of the Council;

1.2 the power pursuant to Section 45(3) of the LG Act if the Council closes its principal office or varies the transaction of business hours in accordance with Section 45(2) of the LG Act, to, as soon as reasonably practicable, take reasonable steps to:

1.2.1 make alternative arrangements to enable the local community to access the services of the Council which are ordinarily available at the principal office of the Council;

1.2.2 inform the Council’s local community (including by publishing the information on a website determined by the Chief Executive Officer) about the changes to the arrangements to access those services;

1.3 the power pursuant to Section 45(4)(b) of the LG Act to satisfy any obligation under the LG Act to make a document available for inspection at the principal office of the Council by making the document available for inspection at an alternative place or by an alternative means as determined by the delegate;

1.4 the power pursuant to Section 45(5) of the LG Act, if the Council or Chief Executive Officer makes a document available for inspection in accordance with Section 45(4) of the LG Act, to, as soon as reasonably practicable, take reasonable steps to inform the Council’s local community (including by publishing the information on a website determined by the chief executive officer) about the changes to the arrangements for inspection of the document;

1.5 the power pursuant to Section 45(10) of the LG Act if the Council makes copies of a document available in accordance with Sections 45(8) or (9) of the LG Act, to, as soon as reasonably practicable, take reasonable steps to inform the Council’s local community (including by publishing the information on a website determined by the chief executive officer) about the changes to the arrangements for provision of copies of the document.

1.6 the power pursuant to Section 50(5a) of the LG Act to alter the Council’s Public Community Engagement Policy or substitute a new policy without undertaking public consultation, even if the Council’s existing Community Engagement Policy requires the Council to conduct public consultation;

1.7 the power pursuant to Section 123(5) of the LG Act to ensure that copies of the draft annual business plan are available for inspection (without charge) and purchase (on payment of a fee fixed by the Council) at the principal office of the Council (including as provided for in Sections 45(4) and 45(9) of the LG Act) and on the website at least 21 days before the end of the period for providing written submissions;
1.8 the power pursuant to Section 151(8) of the LG Act to ensure that copies of the report required under Section 151(5)(d) are available for inspection (without charge) and purchase (on payment of a fee fixed by the Council) at the principal office of the Council (including as provided for in Sections 45(4) and 45(9) of the LG Act) at least 21 days before the end of the period for public consultation;

1.9 the power pursuant to Section 156(14e) of the LG Act to ensure that copies of the report required under section 156(14a)(a) of the LG Act are available for inspection (without charge) and purchase (on payment of a fee fixed by the Council) at the principal office of the Council (including as provided for in Sections 45(4) and 45(9) of the LG Act) at least 21 days before the end of the period for public consultation.

2. Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Sections 44 and 101 of the LG Act as the Chief Executive Officer sees fit.

3. These delegations:

3.1 operate and have effect for the period the Public Access and Public Consultation Notice (No 2) 2020 has effect;

3.2 do not have the effect of revoking or altering any previous delegations made by the Council to the person occupying the office of Chief Executive Officer of the Council;

3.3 for the period the Public Access and Public Consultation Notice (No 2) 2020 has effect, take precedence in the event of any inconsistency between these delegations and any previous delegations made by the Council to the person occupying the office of Chief Executive Officer of the Council prior to the date of the making of these delegations.

Cr Price seconded

THE AMENDMENT WAS PUT AND BECAME THE MOTION
THE MOTION WAS PUT AND WAS CARRIED

15.1.3 Community Engagement Policy

Cr Dunnicliff moved that Council pursuant to Section 50(5a) of the Local Government Act 1999, as inserted under the Public Access and Public Consultation Notice (No 2) 2020, the Council alters its Community Engagement Policy by including in its Community Engagement Policy the provisions set out in attachment 2 to the report to the Council titled Community Engagement Policy and dated 12 May 2020 as a result of the State or Federal declared Public Health Emergency.

Cr Cox seconded

CARRIED
15.2 Director Corporate Services

15.2.1 Monthly Financial Performance Report

Cr Slarks moved that Council receive and note the 2019/20 April Financial Performance Report.

Cr Cox seconded CARRIED

The Mayor asked leave of the meeting to discuss Item 15.2.2. out of sequence due to its relevance to Item 15.2.4 Limestone Coast Prostate Cancer Support Group – Seeking support to purchase a transperineal prostate biopsy machine and request for $10,000. This Item was discussed at 6.00 pm.

15.2.2 2020/21 Draft Annual Business Plan and Budget

Cr Price moved that Council receive and note the report.

Cr Neagle seconded CARRIED


Cr Cox seconded CARRIED

15.2.3 Budget Review 3 2019/20

Cr Cox moved that Council adopt as presented the 2019/20 Budget Review 3 as at 31 March 2020.

Cr Muhovics seconded CARRIED

The Mayor asked leave of the meeting to discuss Item 15.2.4 out of sequence due to its relevance to Item 15.2.2 2020/21 Draft Annual Business Plan and Budget. This Item was discussed at 5.51 pm.

15.2.4 Limestone Coast Prostate Cancer Support Group – Seeking support to purchase a transperineal prostate biopsy machine

Cr Drew moved that Council receive and note the report.

Cr Cox seconded CARRIED

Cr Burrow moved that Council:

1. Provides in principle support towards the purchase of a transperineal prostate biopsy machine for the Limestone Coast.

2. Includes a $10,000 co-contribution in the Draft 2020/21 Annual Business Plan for the purposes of supporting the Limestone Coast Prostate Cancer Support Group (LCPCSG) in the purchase of a transperineal prostate biopsy machine for use and retention in the Limestone Coast region.

Cr Muhovics seconded CARRIED
15.2.5 Risk Management Policy

Cr Paltridge moved that Council:

1. Receive and note the report.
2. Adopt the amended Risk Management Policy as presented.

Cr Cox seconded CARRIED

15.3 Director Development Services

15.3.1 Proposed DACO Dog fees and charges and Cat registrations

Cr Agnew moved that Council:

1. Receive and note the report.
2. Advise the Dog and Cat Management Board that Council adopts the following fees and rebates for the 2020/21 dog registration year which is unchanged from the 2019/20 dog registration period:

   Non-standard dog $60.00, Standard dog $30, Working dog $30, Business registration (breeding/training kennels) $210, late registration fee $20, Impound fee $55 and a daily pound holding fee $15.

   Standard dog – 50% rebate
   Concession (Aged and Disability pension only) – 50% rebate for a maximum of two dogs
   Assistance dog – Fee free to Dog and Cat Management Board approved dog.

3. That Council defers the implementation of cat registration within Wattle Range Council for a period of two years, to be reviewed prior to the 2023/24 fees and charges.

Cr Cox seconded CARRIED

15.4 Director Engineering Services

NIL

16. CORRESPONDENCE

16.1 Strategic Plan 2020 - 2025 – Limestone Coast Local Government Association

Cr Slarks moved that the Strategic Plan 2020 – 2025 from the Limestone Coast Local Government Association be received and noted.

Cr Dunnicliff seconded CARRIED
16.2 2020/21 Regional Landscape Levy Arrangements

Cr McGrath moved that the correspondence from Limestone Coast Landscape Board regarding 2020/21 Regional landscape levy arrangements dated 21 April 2020 be received and noted.

Cr Burrow seconded  CARRIED

Cr Dunnicliff moved that Council invite representatives of the Limestone Coast Landscape Board when appropriate, to address Council to answer the following questions:

1. How much has been collected in the Limestone Coast in the last three years;
2. How much has been spent in the Limestone Coast over last three years excluding administration costs.

Cr Price seconded  CARRIED

16.3 Local Government Food Waste Program Grant & Regional Transport Subsidy Program

Cr Cox moved that the correspondence from Hon David Speirs MP in regard to Council’s grant of $18,900 through the Local Government Food Waste Program and a further $38,767 through the Regional Transport Subsidy Program be received and noted.

Cr Slarks seconded  CARRIED

17. MOTIONS ON NOTICE

NIL

18. URGENT MOTIONS WITHOUT NOTICE

NIL

19. ITEMS FOR CONSIDERATION IN CONFIDENCE

NIL

Meeting closed at 6.58 pm.

Taken as presented and confirmed.

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MAYOR ............................................................... DATE