



MANSFIELD SHIRE

COUNCIL MEETING

23 JUNE 2020

MINUTES

UNCONFIRMED

Mansfield Shire Council meeting
livestreamed via mansfield.vic.au
and broadcast on Mansfield Radio

5.00PM

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1. OPENING OF THE MEETING

The Mayor, Cr Marg Attley OAM, opened the meeting at 5.05pm.

2. PRESENT

Marg Attley, *Tolmie Ward*
Peter Olver, *Mansfield Ward*
Paul Volkering, *Mansfield Ward*

In attendance:

Chief Executive Officer:
Development Services Manager:
Community Services Manager:
Finance Manager:
Corporate & Organisational Development Manager:
Interim Infrastructure Manager:
Governance & Risk Coordinator:

Kaylene Conrick
Ben McKay
Melanie Hotton
Mandy Kynnersley
Sharon Scott
Andre Kompler
Michelle Kain

3. APOLOGIES

Paul Sladdin, *Bonnie Doon Ward*
Harry Westendorp, *Jamieson Ward*

4. STATEMENT OF COMMITMENT

Cr Attley read the statement and call on each Councillor to confirm their commitment:

"As Councillors of Mansfield Shire we are committed to ensuring our behaviour meets the standards set by the Mansfield Shire Councillor Code of Conduct and Councillor Charter. We will, at all times, faithfully represent and uphold the trust placed in us by the community."



5. ACKNOWLEDGEMENT OF COUNTRY

Cr Olver:

“Our meeting is being held on the lands of the Taungurung people and we wish to acknowledge them as Traditional Owners. We would also like to pay our respects to their Elders, past and present, and Aboriginal Elders of other communities who may be here today.”

6. DISCLOSURE OF CONFLICTS OF INTEREST

Ms Conrick, Chief Executive Officer, declared a conflict of interest in respect of item 12.3.1 on the basis that the item directly related to her role as the Chief Executive Officer.

7. CONFIRMATION OF MINUTES

Councillors Volkering/Olver :

THAT:

- the Minutes of the Mansfield Shire Council Meeting, held on 19 May 2020, be confirmed as an accurate record.
- the Minutes of the Special Committee of Council, held on 26 May 2020, be confirmed as an accurate record.

CARRIED

8. REPRESENTATIONS

Nil.

9. NOTICES OF MOTION

Nil.

10. MAYOR’S REPORT

Councillors Volkering/Olver:

THAT Council receive the Mayor’s report for the period 20 May 2020 to 16 June 2020.

CARRIED

11. REPORTS FROM COUNCIL APPOINTED REPRESENTATIVES

Councillors Volkering/Olver:

THAT Council note the verbal reports provided by Councillors in relation to their representation on external Committees.

CARRIED



12. OFFICER REPORTS

12.1 DEPARTMENTAL REPORTS

Councillors Volkering/Olver:

THAT Council receive and note the Departmental reports for the period 20 May 2020 to 17 June 2020.

CARRIED

12.2 COMMUNITY SERVICES

12.2.1 Mansfield Shire Economic Development Strategy 2020-25

Councillors Olver/Volkering:

THAT Council endorse the Mansfield Shire Economic Development Strategy 2020-2025

CARRIED

12.2 COMMUNITY SERVICES

12.2.2 Lake Eildon Masterplan

Councillors Volkering/Olver:

THAT Council

1. endorse the Lake Eildon Masterplan and associated business plans:
 - Premier Nature Based Precincts – Fry Bay Nature Based Precinct
 - Sewage System Investment – Goughs Bay
 - Skyline Road Precinct – Road Sealing Project
 - Accommodation Investment – Integrated Golf Resort at Mountain Bay
2. continue to advocate for public and private investment for the planning, development and realisation of these projects.

CARRIED

12.2 COMMUNITY SERVICES

12.2.3 Tourism North East Quarterly Report 2019-20 – Q3

Councillors Attley/Volkering :

THAT Council receive and note the Tourism North East - Mansfield Shire Council 2019-20 Q3 Report.

CARRIED



5.36pm – Ms Conrick left the meeting.

12.3 CORPORATE AND ORGANISATIONAL DEVELOPMENT

12.3.1 Terms of Reference – Chief Executive Officer Performance and Remuneration Reference and Advisory Group

Councillors Volkering/Olver :

THAT Council:

1. endorse the Terms of Reference for the Chief Executive Officer Performance and Remuneration Reference and Advisory Group (Advisory Group).
2. undertake a review of the Terms of Reference for the Advisory Group within three months of the Local Government Council elections. The next Council election is scheduled for 24 October 2020.

CARRIED

5.40pm – Ms Conrick returned to the meeting.

12.4 FINANCE

12.4.1 Mansfield Shire Council Instruments of Delegation and Authorisation

Councillors Olver/Volkering:

THAT Council:

1. revoke the existing Schedule 5 – Instruments of Delegation from Council to Chief Executive Officer previously endorsed by Council on 30 March 2020.
2. endorse the Schedule 5 – Instrument of Delegation from Council to Chief Executive Officer dated 23 June 2020.
3. determine that during the continued declared State of Emergency arising from the global pandemic COVID-19 and in circumstances where a Council quorum cannot be formed, the Chief Executive Officer's delegation under Schedule 5 continues to be expanded to include all matters that would normally be determined by the Council excluding such matters that are specifically prohibited by the Local Government Act 2020 or any other relevant Act.
4. receive from the Chief Executive Officer a report to the next available meeting on the Council decisions made under the expanded delegation.
5. revoke the existing S11A Instrument of Appointment and Authorisation (*Planning and Environment Act 1987*) dated 21 April 2020.
6. endorse the S11A Instrument of Appointment and Authorisation (*Planning and Environment Act 1987*) dated 23 June 2020.
7. sign and seal the Instruments of Delegation and Authorisation.

CARRIED



12.4 FINANCE

12.4.2 Mansfield Shire Council Rating Strategy 2020-21

12.4.3 Adoption of the Council Plan 2017-21 (2020 review) and Strategic Resource Plan 2020-24

12.4.4 Adoption of the Mansfield Shire Council Budget 2020-21

Councillors Olver/Volkering:

THAT Council having considered the current and ongoing COVID-19 environment, its resulting impact on the economy which is still unfolding and shifting daily and the stimulus opportunities presenting from both Federal and State Governments:

1. defer consideration of items 12.4.2, 12.4.3 and 12.4.4, all being related to the adoption of Council's 2020-21 Budget, Rating Strategy and Council Plan;
2. consider the proposed 2020-21 Budget at a meeting to be called on Tuesday 4 August 2020, providing a further opportunity to revisit the proposed budget in light of impacts and opportunities.

CARRIED

12.5 INFRASTRUCTURE

12.5.1 Mansfield Heavy Vehicle Bypass Status

Councillors Volkering/Olver:

THAT Council:

1. Note the updated statistics information in the current to March 2020 Traffic Works review verifying increased Heavy Vehicle growth and an increasing risk of Heavy Vehicle/ pedestrian and light vehicle interaction over the current Heavy Vehicle routes.
2. Reaffirm part of the long term Heavy Vehicle Bypass Project route as encompassing Mt Battery Road and Greenvale Lane.
3. Endorse commencement of long term Heavy Vehicle Bypass Project detailed planning in 2020-21 subject to external Federal Government grant funding extension of time.
4. Endorse pursuit of grant funding in support of the long term Mansfield Heavy Vehicle Bypass Project as opportunity arises.
5. Resolve to advocate for grant funding on the Council owned interim route for future capital works along the Kidston Parade / Malcom Street sections of Council's 'alternative' HV route.

CARRIED



12.5 INFRASTRUCTURE

12.5.2 Mansfield Shire Council Road Management Plan 2020 Adoption

Councillors Volkering/Olver:

THAT:

1. Council endorse the Mansfield Shire Road Management Plan 2020.
2. submitters to the Road Management Plan be formally responded to.
3. the Mansfield Shire Road Management Plan 2020 be made publically available on Council's website.

CARRIED

13. ASSEMBLIES OF COUNCILLORS

Councillors Volkering/Olver:

THAT Council receive and note the Assembly of Councillors report for the period 19 May 2020 to 9 June 2020.

CARRIED

14. COUNCIL RESOLUTIONS REPORT

Councillors Olver/Volkering:

THAT Council receive and note the Council Resolutions report as at 23 June 2020.

CARRIED

15. ADVISORY AND SPECIAL COMMITTEE REPORTS

Councillors Volkering/Olver :

THAT Council receive the Minutes Mansfield Audit and Risk Advisory Committee, held on 18 May 2020.

CARRIED

16. AUTHORISATION OF SEALING OF DOCUMENTS

Nil

SUSPENSION OF STANDING ORDERS

Councillors Olver/Volkering:

THAT Council suspend standing orders to facilitate public question time.

CARRIED



17. PUBLIC QUESTION TIME

Nil.

RESUMPTION OF STANDING ORDERS

Councillors Volkering/Olver:

THAT Council resume standing orders.

CARRIED

18. CLOSURE OF MEETING TO MEMBERS OF THE PUBLIC

Council has the power to close its meeting to the public in certain circumstances pursuant to the provisions of Section 66(2) of the *Local Government Act 2020*. The circumstances where a meeting can be closed to the public are:

- (a) the meeting is to consider confidential information; or
- (b) security reasons; or
- (c) it is necessary to do so to enable the meeting to proceed in an orderly manner.

The definition of confidential information is provided in Section 3(1) of the *Local Government Act 2020*.

Councillors Volkering/Olver:

THAT the meeting be closed to members of the public under Section 66(2)(a) of the *Local Government Act 2020* to consider confidential information, as defined by section 3(1) of the *Local Government Act 2020* as:

- (a) **Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released.**

CARRIED

19. PRESENTATION OF CONFIDENTIAL REPORTS

19.1 **CONFIDENTIAL: INFRASTRUCTURE**

19.1.1 **Confidential: Cleaning and Maintenance of Public Amenities and Cleaning**

19.1.2 **Confidential: Supply and Delivery of Twin Steer Water Truck**

19.2 **CONFIDENTIAL: COMMUNITY SERVICES**

19.2.1 **Confidential: Request for Rent Relief**



20. REOPEN MEETING TO MEMBERS OF THE PUBLIC

Councillors Volkering/Olver:

THAT Council reopen the meeting to members of the public.

CARRIED

21. CLOSE OF MEETING

There being no further business the meeting concluded at 6.53pm.

CONFIRMED this **twenty first** day of **July 2020**

Mayor