



Pyrenees
Shire Council

Agenda

Statutory Meeting of Council

6:00pm Tuesday 10 November 2020

**Lexton Community Centre
and Livestreamed**

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1. WELCOME

2. STREAMING PREAMBLE

As the meeting Chair, I give my consent for this Open Statutory Meeting to be streamed live, recorded and published online.

The Chair and/or the CEO have the discretion and authority at any time to direct the termination or interruption of livestreaming. Such direction will only be given in exceptional circumstances where deemed relevant. Circumstances may include instances where the content of debate is considered misleading, defamatory or potentially inappropriate to be published.

The public is able to view this livestream via our website at www.pyrenees.vic.gov.au. Should technical issues prevent the continuation of the stream, a recording will be made available on our website.

3. OPENING PRAYER

Heavenly Father, we ask you to give your blessing to this Council, direct and prosper its deliberations to the advancement of your glory, and the true welfare of the people of the Pyrenees Shire.

Amen

4. ACKNOWLEDGEMENT OF COUNTRY

We acknowledge the people past and present of the Wadawurrung, Dja Dja Wurrung, Eastern Maar and Wotjobaluk tribes, whose land forms the Pyrenees Shire.

We pay our respect to the customs, traditions and stewardship of the land by the elders and people of these tribes, on whose land we meet today.

5. APOLOGIES

6. AFFIRMATION OR OATH OF OFFICE BY COUNCILLORS

Section 30 of the Local Government Act 2020 provides that:

Oath or affirmation of office

- (1) A person elected to be a Councillor is not capable of acting as a Councillor until the person has taken the oath or affirmation of office in the manner prescribed by the regulations.*
- (2) The oath or affirmation of office must be—*
 - (a) administered by the Chief Executive Officer; and*
 - (b) dated and signed before the Chief Executive Officer; and*
 - (c) recorded in the minutes of the Council, whether or not the oath or affirmation was taken at a Council meeting.*

Councillors to stand and individually read either the Affirmation or Oath of Office, and to sign and date a statement before the Chief Executive Officer containing the Affirmation or Oath of Office.

Affirmation

I solemnly and sincerely declare and affirm that I will undertake the duties of the office of Councillor in the best interests of the people in the municipal community. I will abide by the Councillor Code of Conduct and uphold the standards of the conduct set out in the Councillor Code of Conduct. I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the Local Government Act 2020 or any other Act to the best of my skill and judgement.

Oath

I swear by Almighty God that I will undertake the duties of the office of Councillor in the best interests of the people in the municipal community. I will abide by the Councillor Code of Conduct and uphold the standards of the conduct set out in the Councillor Code of Conduct. I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the Local Government Act 2020 or any other Act to the best of my skill and judgement.

7. 2019/2020 MAYOR'S REPORT

The immediate past Mayor, Cr Kehoe to provide a report on her term as Mayor.

8. ELECTION OF MAYOR

The Local Government Act 2020 provides that:

Section 25 Election of Mayor

- (1) At a Council meeting that is open to the public, the Councillors must elect a Councillor to be the Mayor of the Council.*
- (2) Subject to section 167, any Councillor is eligible for election or re-election to the office of Mayor.*
- (3) The election of the Mayor must—*
 - (a) be chaired by the Chief Executive Officer; and*
 - (b) subject to this section, be conducted in accordance with the Governance Rules.*
- (4) Subject to subsections (5) and (6), the Mayor must be elected by an absolute majority of the Councillors.*
- (5) If an absolute majority of the Councillors cannot be obtained at the meeting, the Council may resolve to conduct a new election at a later specified time and date.*
- (6) If only one Councillor is a candidate for Mayor, the meeting must declare that Councillor to be duly elected as Mayor.*
- (7) In this section, "absolute majority" means the number of Councillors which is greater than half the total number of the Councillors of a Council.*

Section 26 When is a Mayor to be elected?

- (1) A Mayor is to be elected no later than one month after the date of a general election.*
- (2) ...*
- (3) Before the election of the Mayor, a Council, other than the Greater Geelong City Council, must determine by resolution whether the Mayor is to be elected for a 1 year or a 2 year term.*

8.1. The Council to determine if the term of Mayor is to be for one or two years.

8.2. The Chief Executive Officer to invite nominations for position of Mayor.

8.3. Councillors to vote on the election of the Mayor.

8.4. The Chief Executive Officer to declare the position of Mayor.

8.5. Immediate past Mayor, Cr Kehoe to be invited to present newly elected Mayor with the gavel.

The gavel is a symbol of the authority and right to act officially in the capacity of a chair. It also represents the authority of the chair; thus the expression passing the gavel signifies an orderly succession from one chair to another.

8.6. The newly elected Mayor to take the Chair.

8.7. Newly elected Mayor to thank Cr Kehoe on her year of service as Mayor

9. OFFICE OF DEPUTY MAYOR

The Local Government Act 2020 provides that:

Section 20A Office of Deputy Mayor

(1) “A Council may establish an office of Deputy Mayor.”

Section 27 Election of Deputy Mayor

- (1) Section 25, other than subsection (3)(a), applies to the election of a Deputy Mayor by the Councillors as if any reference in that section to the Mayor was a reference to the Deputy Mayor.*
- (2) Section 26 applies to the election of a Deputy Mayor as if any reference in that section to the Mayor was a reference to the Deputy Mayor.*

9.1. Councillors to consider whether to appoint a Deputy Mayor, and if so for what term.

10. PRESENTATION OF GIFTS

- 10.1. Outgoing Mayor Cr Kehoe to be presented with a gift in recognition of her year of service as Mayor.
- 10.2. Bernard Kehoe to be presented with a gift in recognition of his contribution to the community and his support to the Mayor over the past year.
- 10.3. Councillors to be recognised for their contribution to the Pyrenees Shire Council for their completed term in office.

11. COUNCILLOR REPRESENTATION ON COMMITTEES

Kathy Bramwell – Director Corporate and Community Services

Declaration of Interest: As author of this report I have no disclosable interest in this item.

File No: 18/02/04

PURPOSE

The purpose of this report is for Council to determine Councillor representation on committees.

BACKGROUND

Each year at the Statutory Meeting of Council, Council determines the Councillor representation on committees. Below is a list of Committees that Council has representation on as adopted by Council at its 2019 Statutory Meeting.

Committee	Dept	Staff Member	Councillor
External-Formal			
Municipal Association of Victoria (MAV)	CEO	J Nolan	Cr Clark / Cr Vance
Victorian Local Government Association (VLGA)			Any Councillors
Central Highlands Councils Victoria (CHCV)	CEO	J Nolan	Mayor
Rural Councils Victoria Executive Committee	CEO		Cr Vance
Rural Councils Victoria (RCV)	CEO	J Nolan	Mayor
Grampians Central West Waste and Resource Recovery Group	A&DS		Cr Ferrari
Central Highlands LLEN	CEO	Nil	Cr Clark
Visit Ballarat		R Davies	N/A
Timber Towns Victoria	A&DS	D Gowans	Cr Vance
National Timber Councils Association	A&DS	D Gowans	Cr Vance
Central Highlands Regional Partnership	CEO	J Nolan	N/A
Western Highway Action Committee (WHAC)	A&DS	D Gowans	Cr Ferrari
Sunraysia Highway Action Committee	A&DS	D Gowans	Cr Eason
Committee for Ballarat	CEO	J Nolan	Mayor
Beaufort Bypass – EES Technical Reference Group	A&DS	D Gowans	N/A
Beaufort Bypass – PEG Public Engagement Group	A&DS	N/A	Cr Ferrari
Central Victoria Greenhouse Alliance (CVGA)	CEO	D Gowans	Cr Clark
Central Highlands Children and Youth Area Partnership	C&CS	K Bramwell / M Walmsley	Nil
Grampians Women’s Health – CORE Governance Group		K Bramwell	Nil
Cultivate Agribusiness Central Highlands	CEO	R Davies	Nil
Rail Freight Alliance	A&DS	D Gowans	Cr Eason
Grampians Pyrenees Primary Care Partnership (GPPCP)	C&CS	J Nolan / M Walmsley	N/A
Ballarat Rail Action Committee	A&DS	D Gowans	Cr Clark
External-Representative only			
Pyrenees Community Safety Advisory Group	CEO	K Bramwell	Mayor
Library Advisory Council	C&CS	R Davies	N/A
Business for Beaufort	CEO		Cr Ferrari
Advance Avoca	CEO	Nil	Cr Eason
Beaufort Secondary College Committee			Cr Ferrari

Committee	Dept	Staff Member	Councillor
Youth Foundations Victoria Beaufort Initiative	C&CS		Cr Kehoe
Langi Kal Kal Community Advisory Group	CEO	J Nolan	Cr Clark
Internal			
Audit & Risk Committee	C&CS	K Bramwell	Cr Ferrari / Cr Eason
Services and Assets Management Steering Group	A&DS	D Gowans	Cr Vance
Municipal Emergency Management Planning Committee (MEMPC)	C&CS	K Bramwell	Cr Kehoe
Municipal Fire Management Planning Committee (MFMP)	A&DS	D Gowans	Cr Vance
CEO Review	CEO	J Nolan	All Councillors
Committees of Management			
Brewster Hall		Manager GRC / C Pethick	Ward Councillor
Landsborough Community Precinct		Manager GRC / C Pethick	Ward Councillor
Lexton Community Centre		Manager GRC / C Pethick	Ward Councillor
Snake Valley Hall		Manager GRC / C Pethick	Ward Councillor
Waubra Recreation Reserve		Manager GRC / C Pethick	Ward Councillor
Goldfields Rec Reserve		Manager GRC / C Pethick	Ward Councillor
Beaufort Community Bank Complex		Manager GRC / C Pethick	Ward Councillor

ISSUE / DISCUSSION

Council is now required to determine the allocation of Councillors to the various committees that Pyrenees Shire Council is associated with for the 2020/21 year.

COUNCIL PLAN / LEGISLATIVE COMPLIANCE

Strategic Objective 2 - Relationships and Advocacy. We will build and maintain effective relationships with community, government and strategic partners, and advocate on key issues.

2.3 - Maintain strategic partnerships, and participate with peak bodies for support and to enhance advocacy.

ATTACHMENTS

Nil

FINANCIAL / RISK IMPLICATIONS

There are no financial impacts relating to this report.

CONCLUSION

On an annual basis at the Statutory Meeting Council appoints Councillors to a range of committees that Council is associated with.

OFFICER RECOMMENDATION

That Council appoints the following Councillors as representatives on committees for 2020/21 as follows:

Committee	Dept	Staff Member	Councillor
External-Formal			
Municipal Association of Victoria (MAV)	CEO	J Nolan	Cr / Cr
Victorian Local Government Association (VLGA)			Cr
Central Highlands Councils Victoria (CHCV)	CEO	J Nolan	Mayor
Rural Councils Victoria Executive Committee			Cr
Rural Councils Victoria (RCV)	CEO	J Nolan	Mayor
Grampians Central West Waste and Resource Recovery Group	A&DS		Cr
Central Highlands LLEN	CEO	Nil	Cr
Timber Towns Victoria	A&DS	D Gowans	Cr
National Timber Councils Association	A&DS	D Gowans	Cr
Central Highlands Regional Partnership	CEO	J Nolan	N/A
Western Highway Action Committee (WHAC)	A&DS	D Gowans	Cr
Sunraysia Highway Action Committee	A&DS	D Gowans	Cr
Committee for Ballarat	CEO	J Nolan	Mayor
Beaufort Bypass – EES Technical Reference Group	A&DS	D Gowans	N/A
Beaufort Bypass – PEG Public Engagement Group	A&DS	N/A	Cr
Central Victoria Greenhouse Alliance (CVGA)	CEO	D Gowans	Cr
Central Highlands Children and Youth Area Partnership	C&CS	K Bramwell / M Walmsley	Nil
Grampians Women’s Health – CORE Governance Group		K Bramwell	Nil
Rail Freight Alliance	A&DS	D Gowans	Cr
Grampians Pyrenees Primary Care Partnership (GPPCP)	C&CS	M Walmsley	N/A
Ballarat Rail Action Committee	A&DS	D Gowans	Cr
External-Representative only			
Pyrenees Community Safety Advisory Group	CEO	K Bramwell	Mayor
Library Advisory Council	C&CS	K Bramwell / M Richards	N/A
Business for Beaufort	MED&T	R Davies	Cr
Advance Avoca	MED&T	R Davies	Cr
Pyrenees Grape growers and Winemakers (PGW)	MED&T	R Davies	N/A
Beaufort Secondary College Committee			Cr
Langi Kal Kal Community Advisory Group	CEO	J Nolan	Cr
Internal			
Audit & Risk Committee	C&CS	K Bramwell	Cr / Cr
Services and Assets Management Steering Group	A&DS	D Gowans	Cr
Municipal Emergency Management Planning Committee (MEMPC)	C&CS	M Richards (MEMO) / K Bramwell	Cr

Municipal Fire Management Planning Committee (MFMPC)	A&DS	D Gowans	Cr
CEO Review	CEO	J Nolan	All Councillors
Community Asset Committees			
Brewster Hall		Manager GRC / Vacant	Ward Councillor
Landsborough Community Precinct		Manager GRC / Vacant	Ward Councillor
Lexton Community Centre		Manager GRC / Vacant	Ward Councillor
Snake Valley Hall		Manager GRC / Vacant	Ward Councillor
Waubra Recreation Reserve		Manager GRC / Vacant	Ward Councillor
Goldfields Rec Reserve		Manager GRC / Vacant	Ward Councillor
Beaufort Community Bank Complex		Manager GRC / Vacant	Ward Councillor

12. CLOSE OF MEETING

Meeting closed at

At the conclusion of the meeting photos will be taken of the newly elected Councillors and Mayor.

13. SUPPER