

SOUTH GIPPSLAND SHIRE COUNCIL

Special Urgent Meeting of Council

That Council relist and include NOTICE OF MOTION 714 - LEADERSHIP PLAN FOR LEONGATHA (item 7.1 in the agenda of Council's Ordinary Meeting Number 421 of 28 March 2018) in Council's next Ordinary Meeting to be held at 2:00pm on 26 April 2018

11 April 2018

**Council Chambers, Leongatha
Commencing at 10:30am**



agenda



*South Gippsland
Shire Council*

Come for the beauty, Stay for the lifestyle



MISSION

To effectively plan and provide for the social, built, economic and natural environments that ensure the future wellbeing of South Gippsland Communities.

Privacy

Council is required to keep minutes of each Council meeting. The minutes contain details of proceedings which may include personal information about community members disclosed as part of presentations, submissions and questions. The minutes of Council meetings are a public record and can be inspected by members of the public.

Council undertakes audio recordings of Council Meetings as a contribution to good governance and accuracy of minutes. An audio recording of this meeting is being made for the purpose of verifying the accuracy of minutes of the meeting. In some circumstances the recording may be disclosed, such as where Council is compelled to do so by court order, warrant, and subpoena or by any other law such as the Freedom of Information Act 1982. It should be noted that other people present at the meeting may be recording the meeting and Council has limited power to regulate this. Council has developed a policy to regulate recordings, "*Sound Recording of Council Meetings*".

A copy of this policy is located on Council's website www.southgippsland.vic.gov.au.

SOUTH GIPPSLAND SHIRE COUNCIL

Notice is hereby given that the Special Urgent Meeting of Council
of the South Gippsland Shire Council which will be held on 11 April 2018
in the Council Chambers, Leongatha commencing at 10.30am

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Tim Tamlin
Chief Executive Officer

1. PRELIMINARY MATTERS

1.1. LIVE-STREAMING COUNCIL MEETING DISCLAIMER

This Council Meeting is being streamed live, recorded and published in accordance with Council's *Live Streaming in Council Meetings Policy*.

To those present in the gallery today, by attending a public meeting of the Council you are consenting to your image, voice and comments being recorded and published.

Anyone who is invited to read out a question or a presentation will be recorded and their voice, image and comments will form part of the live stream and recording.

The Chair and/or the CEO have the discretion and authority at any time to direct the termination or interruption of live streaming. 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.

Attendees are advised that they may be subject to legal action if their actions results in inappropriate and/or unacceptable behaviour and/or comments.

Today's Meeting is being streamed live as well as recorded and published on Council's website.

Thank you

1.2. WELCOME

Please ensure Mobile phones remain 'off' during the Council Meeting.

1.3. OPENING PRAYER

We pray to God to guide us so that the thoughts we have and the decisions made this day, are in the best interests of the people of the South Gippsland Shire.

Amen

1.4. ACKNOWLEDGEMENT OF TRADITIONAL CUSTODIANS

The South Gippsland Shire Council respectfully acknowledges the Traditional Custodians of this Land, Elders past and present, their Spirits and Ancestors.

1.5. REQUESTS FOR LEAVE OF ABSENCE

1.6. APOLOGIES

1.7. DECLARATION OF CONFLICT OF INTEREST FOR COUNCILLORS

Any interest that a Councillor or staff member has deemed to be significant and has disclosed as either a direct or an indirect interest is now considered to be a conflict of interest. Conflict of interest legislation is in sections 77A, 77B, 78, 78A-D and 79 of the Local Government Act 1989 (the Act). This legislation can be obtained by contacting the Council's Corporate & Community Services Directorate (Council Business) or by accessing the Victorian Legislation and Parliamentary Documents website at www.legislation.vic.gov.au.

An interest may be by close association, financial, conflicting duties or receipt of gifts. If a Councillor or staff member discloses any interest in an item discussed at any Council Meeting (whether they attend or not) they must:

- Complete a disclosure of interest form prior to the Meeting (forms are available from Council Business Department at South Gippsland Shire Council).
- Advise the Chair of the interest immediately before the particular item is considered (if attending the Meeting).
- Leave the Council Chamber or Meeting room while the item is being discussed and during any vote taken (if attending the Meeting).

The Councillor or staff member will be advised to return to the Council Chamber or Meeting room immediately after the item has been considered and the vote is complete.

Councillors should check the Minutes of the Council Meeting to ensure their disclosure is recorded accurately. Councillors are not required to disclose conflict of interest in relation to matters only considered at Meetings they do not attend. Detailed information is available in *Conflict of Interest – A Guide for Councillors – October 2012*.

1.8. DECLARATION OF CONFLICT OF INTEREST FOR STAFF

Sections 80B and 80C of the Local Government Act 1989 require members of Council staff who have delegated functions and/or provide advice to Council or a Special Committee to disclose conflicts of interest. If Council staff have written, provided information/advice or approved a Council Report and have a conflict of interest, it is the responsibility of that staff member to disclose the interest.

Guidance to identifying and disclosing a conflict of interest is contained in the Victorian State Government, Department of Transport, Planning and Local Infrastructure – *Conflict of Interest – A Guide for Council Staff – October 2011*.

Nil

2. OTHER COUNCIL REPORTS

2.1. RELIST AND INCLUDE NOTICE OF MOTION 714 - LEADERSHIP PLAN FOR LEONGATHA IN COUNCIL'S NEXT ORDINARY MEETING AGENDA

PURPOSE

To relist and include Item 7.1. NOTICE OF MOTION 714 - LEADERSHIP PLAN FOR LEONGATHA of 28 March 2018 Council Meeting in Council's next Ordinary Meeting Agenda to be held at 2:00pm on 26 April 2018.

MOTION

That Council relist and include NOTICE OF MOTION 714 - LEADERSHIP PLAN FOR LEONGATHA (item 7.1 in the agenda of Council's Ordinary Meeting Number 421 of 28 March 2018) in Council's next Ordinary Meeting to be held at 2:00pm on 26 April 2018.

BACKGROUND

Council considered NOTICE OF MOTION 714 - LEADERSHIP PLAN FOR LEONGATHA , item 7.1 at Council's Ordinary Meeting Number 421 held on 28 March 2018 and it failed to achieve Council's support.

I, Cr Hill, along with Cr McEwen and Cr Rich have called this Special Urgent Council meeting to have the opportunity for the Council to consider relisting Notice of Motion 714 at Council's Ordinary meeting to be held on 26 April 2018.

Council's Local Law No.3 2010, Processes of Municipal Government, Item 89. If Lost, reads:

Unless the Council resolves to re-list at a future meeting a notice of motion which has been lost, a similar motion must not be put before the Council for at least three months from the date it was last lost.

It is important for Council to relist this Notice of Motion for the following reasons earlier than the three month provision as set out in the Local Law for the following reasons:

- Recent developments in the Murray Goulburn takeover have potential for serious repercussions in the area.
- The ongoing issue of vacant shops.

- The absence of a community plan for Leongatha means decisions are taken on individual issues without the framework that is represented by a township plan.

3. MEETING CLOSED

NEXT MEETING

The next Ordinary Meeting of Council open to the public will be held on Thursday, 26 April 2018 commencing at 2pm in the Council Chambers, Leongatha.