



# SPECIAL MEETING OF COUNCIL

Notice is hereby given that a **Special Meeting** of the Council of the Indigo Shire will be held in the **Senior Citizens Hall, Conness Street, Chiltern** on **Tuesday 2 December 2008**, commencing at **6.00 pm**.

A handwritten signature in black ink, appearing to be "Brendan McGrath", written in a cursive style.

**Brendan McGrath**  
**CHIEF EXECUTIVE OFFICER**

## A G E N D A

- 1 **Welcome - Brendan McGrath, Chief Executive Officer**
- 2 **Apologies and Leave of Absence**
- 3 **Swearing in of Councillors (S63 LGA 1989)**
- 4 **Election of Temporary Chairperson**
- 5 **2008 Mayoral Report - Cr V Issell**
- 6 **Determination of Councillor's and Mayoral Allowance**
- 7 **Determination of Expense Reimbursement**
- 8 **Election of Mayor**
- 9 **Election of Deputy Mayor**
- 10 **Appointments to Regional and State Bodies**
- 11 **Appointments by other Bodies or Ministerial Appointments**
- 12 **Statutory Advisory Committee – Section 139 of the Local Government Act**
- 13 **Other Council Committees**
- 14 **Appointments to Special Committees of Council**
- 15 **Appointments to Section 86 Committees**
- 16 **Close**

**1 Welcome - Brendan McGrath, Chief Executive Officer****2. Apologies and Leave of Absence**

Sophie Mirabella MP, Member for Indi  
 Ken Jasper MLA, Member for Murray Valley  
 Kaye Darveniza MLC, Member for Northern Victoria  
 Damian Drum MLC, Member for Northern Region  
 Donna Petrovich MLC, Member for Northern Region  
 Candy Broad MLC, Member for North East Province

**3 Swearing in of Councillors (S63 LGA 1989)****Oath of Office (S63 LGA 1989)**

The provisions of the Local Government Act 1989 (as amended) in particular Section 63 require persons elected as a Councillor to take an Oath / Affirmation of Office.

A Councillor is not capable of acting in the position of Councillor unless he or she has made the Oath / Affirmation of Office.

Such Oath / Affirmation of Office must be:

- “(a) *made before the Chief Executive Officer; and*  
 (b) *recorded in the Minutes of the Council; and*  
 (c) *dated and signed before the Chief Executive Officer.*”

**4 Election of Temporary Chairperson**

Local Law No 7 makes provision for the election of a Temporary Chairperson to govern the proceedings of the Special Meeting. The Chief Executive Officer will convene the election of a Temporary Chairperson.

Nominations are therefore called for the position of Temporary Chairperson.

<p><b>Cr</b>                      <b>nominated Cr</b>                      <b>as temporary Chairperson.</b></p>
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**5 2008 Mayoral Report - Cr V Issell (past Mayor)**

<p><b>The Temporary Chairperson invites Cr Vic Issell to deliver the 2008 Mayoral Report.</b></p>
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<p><b>Moved Cr</b>  <b>Seconded Cr</b></p>
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<p><b>That the Mayoral Report for 2008 as delivered be accepted.</b></p>
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**6 Determination of Councillors' and Mayoral Allowance (S 74 LGA 1989)**

Section 74 requires that the Council must pay to each of its Councillors and to the Mayor an allowance within the range specified by Order in Council. The Order in Council applicable at this point provides for a minimum allowance of \$6,500 to a maximum of \$15,700 per annum (plus the addition of the equivalent of the Superannuation Guarantee, currently 9%).

Indigo Shire paid a Councillors' allowance in the amount of \$12,000 per annum and the Mayor \$36,000 in 2008. During 2008 the State Government conducted a review of Councillors' remuneration which has led to the increase.

It would be appropriate that Council resolve the allowance to be paid within the range detailed above.

**Moved Cr  
Seconded Cr**

**That in accordance with Section 74 of the Local Government Act 1989, the allowance payable to Indigo Shire Councillors for 2008/2009 be set at \$15,700, and the allowance for the Mayor be set at \$47,000.**

**7 Determination of Expense Reimbursement (S75 LGA 1989)**

Section 75 of the Act states: "*A Council may reimburse Councillors or members of Council Committees for necessary out of pocket expenses incurred while performing duties as a Councillor or Committee member.*"

It has been practice in the past that reimbursement of expenses be claimed by submission of claims authorised by the Mayor.

Guidelines have been prepared to assist Councillors in submitting claims for reimbursement.

It would be appropriate that the Mayor be authorised to approve expenses lodged.

**Moved Cr  
Seconded Cr**

**That in accordance with Section 75 of the Local Government Act 1989, Councillors' necessary out of pocket expenses be reimbursed upon submission of claims and receipts to be authorised by the Mayor.**

## 8 Election of Mayor (S71 LGA 1989)

Section 71 of the Local Government Act requires that a Council, “*must elect a Councillor to be the Mayor of the municipality*”. Recent amendments to the Local Government Act gives the capacity to elect the Mayor for two years.

Indigo Shire Council Local Law No 7 governs the election of the Mayor.

It would be appropriate that the Mayor be elected at this time.

### a) Term of Mayor

**That Council determine the term of the Mayor as one/two years.**

### b) Election of Mayor

**That Council elects a Mayor for the term determined in 8a) above.**

*The Mayor then takes chair of the meeting.*

## 9 Election of Deputy Mayor

Indigo Shire Council Local Law No. 7 provides that any Councillor may be elected as Deputy Mayor. In the absence of a procedure it would be relevant that the same process for election of Mayor is used

The role of the Deputy Mayor is to fill in for the Mayor when the Mayor is absent.

**That Council elects a Deputy Mayor to fill in for the Mayor when the Mayor is absent.**

## 10 Appointments to Regional and State Bodies

The Council makes a series of appointments to Regional and State Bodies as detailed below. Councillors also sit on other State bodies as individuals, but usually receive Council endorsement.

It would be appropriate that Council representatives to these bodies be appointed.

<i>Regional/State Body</i>	<i>Current Representative</i>	<i>Proposed 2008/2009 Representative</i>	<i>Council Officer Contact</i>
Lake Hume Recreational Co-ordinating Committee	Cr Dale CEO (sub)		CPM
Municipal Association of Victoria	Cr Dale Mayor (sub)		CEO
Municipal Association of Victoria Water Taskforce	Cr Murdoch		CEO
Municipal Association of Victoria Waste Reference Group	Cr Graham		CEO
Municipal Association of Victoria Drought Taskforce	Cr Hotson		CEO
Timber Towns	Cr Graham Alex Showers		GMOA
Murray Arts	Cr Issell Cr Walsh (sub)		CPM
Murray to Mountains Rail Trail Management Committee	Cr Banks Cr Dale (sub) GMCS		GMCS
Murray Regional Development Board - Murray Crossings Group	Cr Graham Cr Murdoch (sub)		GMOA
North East Community Road Safety Council	Cr Graham Cr Issell (sub)		CEO
North East Regional Youth Affairs Network - Youth Officer representation only	Bev Hoffman	Bev Hoffman	CPM
North East Victorian Waste Management Group	Cr Graham Cr Hotson (sub)		GMOA
North East Water Yackandandah Community Advisory Group	Cr Dale		CEO
North East Mayors & CEO's Forum	Mayor CEO	Mayor CEO	CEO
Rural Councils Network (State wide - Mayors and CEO's)	Mayor CEO	Mayor CEO	CEO
Upper Murray Regional Library Group	Walsh Dale (sub)		CPM
Australian Local Government Women's Association Victoria Branch	Cr Dale		CEO
ASCUM (Alliance of Shires & Councils of the Upper Murray)	Cr Issell Cr Murdoch		CEO

**Moved Cr**  
**Seconded Cr**

**That Councillors be appointed to Regional and State bodies in accordance with the table detailed above.**

**11 Appointments by Other Bodies or Ministerial Appointments**

<i>Committee/Board</i>	<i>Current Representative</i>	<i>Proposed 2008/2009 Representative</i>
Municipal Association of Victoria Board (Regional)	Cr Dale	To be elected by the North East Local Government Network

**12 Statutory Advisory Committee – Section 139 of the Local Government Act**

<i>Statutory Advisory Committee</i>	<i>Current Representative</i>	<i>Proposed 2008/2009 Representative</i>	<i>Council Officer Contact</i>
<b>Audit Committee</b>  2 Councillors  3 Independent persons  1 Advisor	Cr Murdoch Cr Banks  K Baumgartel G Hanlon F Burfitt T Frazer (KPMG)	K Baumgartel F Burfitt I Morris T Frazer (KPMG)	<b>GMCS</b>

**13 Other**

<i>Committee</i>	<i>Current Representative</i>	<i>2008/2009 Representatives</i>	<i>Council Officer Contact</i>
Municipal Fire Prevention Committee - (CFA Act)	Cr Hotson Cr Graham (sub)		<b>GMOA</b>
Municipal Emergency Management Planning Committee (Section 21 (3) and (4) Emergency Management Act)	Cr Banks Cr Murdoch (sub)		<b>GMOA</b>
Biodiesel Community Reference Group	Cr Graham Cr Dale (sub)		<b>PM</b>
Rutherglen Heavy Vehicle Alternate Route Community Reference Group	Cr Dale Cr Hotson Cr Murdoch (sub) GMOA	GMOA	<b>GMOA</b>
Junior Council	Cr Walsh		<b>CPM</b>

**Moved Cr  
Seconded Cr**

**That Councillors and staff be appointed to the relevant Committees in accordance with the table detailed above.**

#### 14 Appointments to Special Committees of Council (Section 87 LGA)

Council maintains one Standing Committee as follows. This Committee meets on an “as required” basis.

It would therefore be appropriate that Council make the following appointments:-

<i>Committee</i>	<i>Current Representative</i>	<i>2008/2009 Representatives</i>
CEO Performance Planning Committee	Mayor (Chair) All Councillors	Mayor (Chair) All Councillors

**Moved Cr  
Seconded Cr**

**That Councillors be appointed to the Section 87 Special Committees in accordance with the table detailed above.**

#### 15 Appointments to Section 86 Committees

Council maintains a range of Section 86 Committees comprising Councillors, industry and community representatives.

Council is required to appoint the membership of its Committees in two ways:-

1. Appoint all members at the Annual Statutory Meeting of Council:

The Committees need to advise Council of nominees or Council needs to advertise for appropriate representatives. If the actions are not completed the same representatives should be appointed.

2. Appoint members from time to time as advised by the Management Committee, of changes in the membership of the Committee:

The Committees should advise Council of the Committee representatives, following their Annual General Meeting, as well as providing a copy of the AGM Minutes, Annual Report and Financial Statements.

There are approximately twenty six (26) Committees in this section. Council needs to contact

each Committee and update both the Committee Records and Council Records including the development of more appropriate Instruments of Delegation to reflect what currently takes place.

<i>Section 86 Committee</i>	<i>Current Representative</i>	<i>Proposed 2008/2009 Representatives</i>	<i>Council Officer Contact</i>
<b>Arts &amp; Cultural Advisory Committee</b>			<b>A&amp;CDO</b>
1 Councillor (non voting)	Cr Issell (sub – tba)		
Community representatives:			
Beechworth	Rita Lazauskas Mandy Collins Janet Sutherland	Rita Lazauskas Mandy Collins Janet Sutherland	
Chiltern	Louise Hazelton Vacant	Louise Hazelton Vacant	
Yackandandah	Susan Reynolds Ali Rowe Vacant	Susan Reynolds Ali Rowe Campion Decent	
Rutherglen	Robyn Sullivan Vacant Vacant	Robyn Sullivan Vacant Vacant	
Indigo Valley	Ali Pockley Bindi Welsh	Bindi Welsh	
Indigo Shire Arts & Culture Development Officer (non voting)	Chris Dormer		
<b>Environmental Advisory Committee</b>			
2 Councillors		Cr / Cr	
10 community representatives	Jan Palmer Charlie Robinson Sarah Flamstead Rik Thwaites Pheona Donaldson Barney Foran Greg Smith Jenny Indian Bernadette Cudars Matthew Charles-Jones	Jan Palmer Charlie Robinson Sarah Flamstead Rik Thwaites Pheona Donaldson Barney Foran Greg Smith Jenny Indian Bernadette Cudars Matthew Charles-Jones	
4 LandCare representatives	Joy Phillips Jane Roots Jennifer Davidson Graeme Missen	Joy Phillips Jane Roots Jennifer Davidson Graeme Missen	
2 NRM Government representatives	Sue Berwick Tim Clune	Sue Berwick Tim Clune	
1 Beechworth Chamber of Commerce representative	Catherine Smith	Catherine Smith	
2 Indigo Shire Senior Managers	Robert Uebergang Susan Cheetham Stephen Swart (sub)	Robert Uebergang Susan Cheetham Stephen Swart (sub)	

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Indigo Shire Environmental staff	Shay Simpson Helen Jones	Shay Simpson Helen Jones	
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<i>Section 86 Committee</i>	<i>Current Representative</i>	<i>Proposed 2008/2009 Representatives</i>	<i>Council Officer Contact</i>
<p><b>Indigo Tourism Advisory Committee</b></p> <p>Two Councillors</p> <p>One person nominated from: Chiltern Tourist Association</p> <p>Rutherglen Wine Region Tourism Inc.</p> <p>Yackandandah District Tourism Assoc. Inc</p> <p>Beechworth &amp; District Chamber of Commerce &amp; Industry Inc. Winemakers of Rutherglen</p> <p>Three skills-based members</p> <p>Tourism Manager (ex officio/non voting)</p>	<p>Cr Hotson/ Cr Walsh Cr Dale (sub)</p> <p>Barry Rogers Toni Eames (sub) Janice Milhinch Peter Meade (sub) Greg Porter Russell Gronow (sub)</p> <p>Bill Bell Marty Mattasoni (sub) Prue Campbell (sub - tba) Meg Houghton Trish Forrest Damien Adams Kate Biglin</p>	<p>TBA</p> <p>Toni Eames (sub – tba) Janice Milhinch Peter Meade (sub) Russell Gronow Tom Yates (sub)</p> <p>Bill Bell Catherine Smith (sub) Prue Campbell (sub - tba) Meg Houghton Trish Forrest Damien Adams Kate Biglin</p>	<b>TM</b>
<p><b>Rutherglen Wine Centre Board</b></p> <p>1 Councillor</p> <p>2 Winemakers of Rutherglen Inc</p> <p>1 Rutherglen Wine Region Tourism Inc</p>	<p>Cr Graham Cr Murdoch (sub)</p>	<p>TBA TBA Chris Pfeiffer Ben Baker</p> <p>Peter Meade</p>	<b>TM</b>
<p><b>Indigo Shire Community Advisory Committee</b></p> <p>2 Councillors</p> <p>2 reps from each district CAC: Beechworth</p> <p>Chiltern/Barnawartha</p> <p>Rutherglen/Wahgunyah</p> <p>Yackandandah/Kiewa/ Tangambalanga Council Officer</p>	<p>Appointment deferred</p> <p>Appointment deferred</p> <p>Appointment deferred</p> <p>Appointment deferred</p> <p>Appointment deferred</p> <p>Appointment deferred</p>	<p>Cr / Cr</p> <p>Appointment deferred</p> <p>Appointment deferred</p> <p>Appointment deferred</p> <p>Appointment deferred</p> <p>Appointment deferred</p>	<b>CPM</b>

<i>Section 86 Committee</i>	<i>Current Representative</i>	<i>Proposed 2008/2009 Representatives</i>	<i>Council Officer Contact</i>
<p><b>Heritage Advisory Committee</b></p> <p>2 Councillors</p> <p>4 community representatives</p> <p>Chiltern</p> <p>Yackandandah</p> <p>Beechworth</p> <p>Rutherglen</p> <p>2 general community or Special Interest representatives</p> <p>Heritage Victoria Representative</p> <p>National Trust Representative</p> <p>Planning Manager (or delegate)</p> <p>Senior Town Planner.</p> <p>Tourism &amp; Marketing Manager (or delegate)</p> <p>Indigo Shire Tourism</p> <p>Shire Heritage Adviser (non voting)</p>	<p>Cr Walsh / Cr Issell</p> <p>Cr Banks (sub)</p> <p>Rex Fuge</p> <p>Susan Reynolds</p> <p>Ian Jones</p> <p>Vacant</p> <p>Bill Wilson</p> <p>Suzanne Grant</p> <p>Geoff Austin</p> <p>Margaret Doring</p> <p>Susan Cheetham</p> <p>Francois Theron</p> <p>Kate Biglin</p> <p>Vacant</p> <p>Vacant</p>	<p>Cr /Cr</p> <p>Cr (sub)</p> <p>Rex Fuge</p> <p>Susan Reynolds</p> <p>Ian Jones</p> <p>Frances Walsh</p> <p>Bill Wilson</p> <p>Suzanne Grant</p> <p>Geoff Austin</p> <p>Anna Robbins</p> <p>Susan Cheetham</p> <p>Francois Theron</p> <p>Kate Biglin</p> <p>Noelene Allen (sub)</p> <p>Vacant</p> <p>Lorraine Huddle</p>	<b>MP</b>
<p><b>Indigo Shire Disability Advisory Committee</b></p> <p>1 Councillor</p> <p>5 community members</p> <p>Yackandandah</p> <p>Rutherglen</p> <p>Chiltern</p> <p>Regional Representative</p> <p>Wodonga Regional Health Service</p> <p>Upper Hume Community Health</p> <p>Aged &amp; Disability Co-Ordinator</p>	<p>Cr Graham</p> <p>Cr Issell (sub)</p> <p>Beatrice (Chris) Godward</p> <p>Judith Harrison</p> <p>Robert Bourke</p> <p>Katey Gillespie</p> <p>Julie Kiroloch</p> <p>Amy Suckling</p> <p>Loretta Caunt</p> <p>Kate Sherwell</p> <p>Vacant</p> <p>Betty Potter</p>	<p>Beatrice (Chris) Godward</p> <p>Judith Harrison</p> <p>Robert Bourke</p> <p>Joy Lee</p> <p>Julie Kiroloch</p> <p>Amy suckling</p> <p>Loretta Caunt</p> <p>Caroline Cummings</p> <p>Vacant</p> <p>Vacant</p>	<b>CPM</b>
<p><b>I86 Youth Action Committee</b></p> <p>2 representatives from each district:</p> <p>Rutherglen</p> <p>Chiltern</p> <p>Beechworth</p> <p>Yackandandah</p> <p>Indigo Shire Council Youth Services Support Worker</p>	<p>Hugh O'Reilly</p> <p>Casey Frew</p> <p>Jenna Peatling</p> <p>Vacant</p> <p>Renee Howe</p> <p>Amy Doig</p> <p>Jesse Zahra</p> <p>Caitland Kerr</p> <p>Tammy McDonnell</p>	<p>Vacant</p> <p>Vacant</p> <p>Jenna Peatling</p> <p>Vacant</p> <p>Renee Howe</p> <p>Amy Doig</p> <p>Caitland Kerr</p> <p>Vacant</p> <p>Bev Hoffman</p>	<b>CPM</b>

**Moved Cr  
Seconded Cr**

**That the listed representatives be appointed to the Section 86 Committees in accordance with the table detailed above.**

**16 Close**