



AGENDA

Special Council Meeting Wednesday, 21 May 2025

I hereby give notice that a Special Meeting of Council will be held on:

Date: Wednesday, 21 May 2025

Time: 3.00pm

**Location: Council Chambers, 15 Stead Street, Ballan &
Online**

**Derek Madden
Chief Executive Officer**

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1 OPENING OF MEETING AND PRAYER

Almighty God be with us as we work for the people of the Shire of Moorabool. Grant us wisdom that we may care for the Shire as true stewards of your creation. May we be aware of the great responsibilities placed upon us. Help us to be just in all our dealings and may our work prosper for the good of all. Amen.

2 ACKNOWLEDGEMENT OF COUNTRY

I acknowledge the Traditional Owners of the land on which we are meeting. I pay my respects to their Elders, past and present, and the Aboriginal Elders of other communities who may be here today.

3 PRESENT

4 APOLOGIES

5 DISCLOSURE OF CONFLICTS OF INTEREST

Conflict of interest laws are prescribed under the *Local Government Act 2020* (the Act) and in the Local Government (Governance and Integrity) Regulations 2020 (the Regulations). Managing conflicts of interest is about ensuring the integrity and transparency of decision-making.

The conflict of interest provisions under the Act have been simplified so that they are more easily understood and more easily applied. The new conflict of interest provisions are designed to ensure relevant persons proactively consider a broader range of interests and consider those interests from the viewpoint of an impartial, fair-minded person.

Section 126 of the Act states that a Councillor has a conflict of interest if they have a general conflict of interest or a material conflict of interest. These are explained below:

- A Councillor has a general conflict of interest in a matter if an impartial, fair-minded person would consider that the member's private interests could result in them acting in a manner that is contrary to their public duty as a Councillor.
- A Councillor has a material conflict of interest in a matter if an affected person would gain a benefit or suffer a loss depending on the outcome of the matter.

A relevant person with a conflict of interest must disclose the interest in accordance with Council's Governance Rules and not participate in the decision-making process on the matter. This means the relevant person must exclude themselves from any discussion or vote on the matter at any Council meeting, delegated committee meeting, community asset committee meeting or, if a councillor, any other meeting conducted under the auspices of the council. The relevant person must also exclude themselves from any action in relation to the matter, including an action taken to implement a council decision, for example, issuing a planning permit.

6 PRESENTATIONS/DEPUTATIONS

The Council has made provision in the business of the Ordinary Meetings of the Council for the making of presentations or deputations to Council in relation to matters presented on the agenda for Council consideration.

Persons wishing to make a presentation or deputation to Council on a matter included in the agenda shall inform Council prior to the meeting by contacting the Chief Executive Officer's office and registering their name and agenda item being spoken to.

At the meeting the Mayor will invite the persons wishing to make a presentation or delegation to address the Council on the agenda item.

The person making the presentation or deputation is to stand and address Council on the item.

No debate on the item is permitted between the person making the presentation or delegation and the Council.

A maximum of three minutes per presentation or delegation will be allocated. An extension of time may be granted at the discretion of the Mayor.

Councillors, through the Mayor, may ask the person making the presentation or delegation for clarification of matters presented.

The Mayor may direct that a member of the gallery ceases speaking if the above procedure is not followed.

7 NOTICES OF RESCISSION

7.1 NOTICE OF RESCISSION - CONSIDERATION OF THE PROPOSED 2025/26 ANNUAL BUDGET

Author: Angela Menzies, Governance Officer
Authoriser: Derek Madden, Chief Executive Officer
Attachments: Nil

I, Councillor Jarrod Bingham, give notice that at the next Special Meeting of Council to be held on 21 May 2025, I intend to move the following rescission motion:

MOTION

That:

- 1. The resolution for Item 7.3 - Consideration of the Proposed 2025/26 Annual Budget that was considered at the Special Meeting of Council on 14 May 2025 be rescinded.**
- 2. The original recommendation as proposed by Officers be put back to Council for consideration, being:**

That Council:

- 1. In accordance with section 94 of the Local Government Act 2020, place the Draft 2025/26 Annual Budget on public exhibition.**
- 2. Authorise the Chief Executive Officer to give public notice and make available for public inspection the Draft 2025/26 Budget.**
- 3. Invite submissions and feedback on the 2025/26 Proposed Budget until 5pm on Thursday 5 June.**
- 4. Invite submissions and feedback on the composition of proposed rates and charges included in the Draft 2025/26 Annual Budget until 5pm on Thursday 5 June.**
- 5. Considers any submissions at a Special Meeting of Council to be held on Wednesday 11 June 2025 to be held in the Council Chambers, 15 Stead Street, Ballan commencing at 6pm; and**
- 6. Endorses, subject to changes to the proposed Annual Budget 2025/26 after consideration of all submissions, to notify and place on public notice its intention to adopt the 2025/26 Annual Budget on Wednesday 25 June 2025 at a Special Meeting of Council, at a venue to be determined.**

8 ANY OTHER BUSINESS

9 MEETING CLOSURE