



Glenelg Shire Council

Minutes of the Special Council Meeting held on

Tuesday, 14 February 2017, 7.00pm,

at the Portland Customer Service Centre

71 Cliff Street, Portland

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TIME: 7.00PM

PRESENT:

Cr Anita Rank (Mayor), Cr Robert Halliday, Cr Karen Stephens, Cr Geoff White, Cr Chrissy Hawker, Cr Alistair McDonald, Cr Gilbert Wilson.

Also in attendance were the Chief Executive Officer (Mr Greg Burgoyne), Director Assets (Mr Paul Healy), Director Corporate Services (Mrs Karena Prevett), Director Community Services (Ms Edith Farrell), Acting Senior Administration Corporate Services (Rachael Fellows).

OPENING PRAYER:

The Mayor opened the meeting with the Council Prayer.

ABORIGINAL ACKNOWLEDGEMENT:

The Mayor read the Aboriginal Acknowledgement.

RECEIPT OF APOLOGIES:

Nil.

DECLARATIONS OF CONFLICT OF INTEREST:

Nil.

CONFLICT OF INTEREST

'The Local Government Act contains mandatory requirements for both direct and indirect conflict of interest. The objective of the provisions is to enhance good governance in Victorian local government and to improve public confidence in the probity of decision making at Victoria's 79 Councils. Councillors are responsible for ensuring that they comply with the relevant provisions contained in Part 4 – Division 1A of the Act.

An online copy of the Local Government Act is available at www.localgovernment.vic.gov.au select – legislation. Alternatively, a printed copy is available for Councillors upon request'.

A1. COUNCIL POLICY REVIEW - COUNCILLOR CODE OF CONDUCT

CEO: Greg Burgoyne, Chief Executive Officer
Author: Kylie Walford, Council Support Coordinator

Separate Circulations – Non Confidential

No.	Separate Circulation Title, Date and Author as detailed on the separate circulation (where applicable)	ECM
1.	Council Policy Review – Councillor Code of Conduct	2239362

Executive Summary

The purpose of this report is for Council to consider a review of the Council Policy – Councillor Code of Conduct.

Background

In accordance with Section 76C of the *Local Government Act (the Act)* a Council must, within the period of four months after a general election:

- (a) call a special meeting solely for the purpose of reviewing the Councillor Code of Conduct; and
- (b) at that special meeting, approve any amendments to be made to the Councillor Code of Conduct determined by the Council to be necessary following the review of the Councillor Code of Conduct.

Following the Council Election held on 22 October 2016, each Councillor was provided with a copy of the Councillor Code of Conduct and made a declaration in writing and witnessed by the Chief Executive Officer, that they will abide by the Councillor Code of Conduct.

Report

An additional section on Child Safe Standards (page 10) has been added to the Councillor Code of Conduct since its adoption in June 2016. The Victorian Government introduced child safe standards for organisations who provide services for children. These standards aim to guide organisations with how to prevent and respond to child abuse should it occur.

The standards are compulsory for all organisations providing services to children, and aim to drive cultural change in organisations so that protecting children from abuse is embedded in the everyday thinking and practice of leaders, staff and volunteers. This will assist organisations to:

A1. COUNCIL POLICY REVIEW - COUNCILLOR CODE OF CONDUCT

(continued)

- prevent child abuse;
- encourage reporting of any abuse that does occur; and
- improve responses to any allegations of child abuse.

The 'Endorsement Page' (page 28) has also been updated to reflect the new Councillors.

a. Council Plan Linkage and Policy Context

This Policy links to the Council Plan, particularly Theme Four – 'Govern in a responsible and responsive way'.

b. Legislative and Legal Considerations

This review ensures compliance with the requirements of Section 76C of the *Local Government Act 1989*.

c. Consultation and/or communication processes implemented or proposed

Following the Council Election held on 22 October 2016, each Councillor was provided with a copy of the Councillor Code of Conduct and made a declaration in writing and witnessed by the Chief Executive Officer, that they will abide by the Councillor Code of Conduct.

d. Risk Management

Councillors are elected to represent and serve their constituents. The Councillor Code of Conduct encourages transparency, ensures that Council achieves legislative compliance in relation to Councillor behaviour and conduct and demonstrates to the State Government and Glenelg Shire constituents each Councillor's commitment to high levels of Council governance.

e. Resource Implications

Nil.

f. Charter of Human Rights and Responsibilities

The revised Policy and this report have considered the requirements of the Victorian Charter of Human Rights and Responsibilities.

g. Sustainability and Environmental Considerations

Nil.

A1. COUNCIL POLICY REVIEW - COUNCILLOR CODE OF CONDUCT

(continued)

h. Budget Implication

Nil.

Conclusion

It is recommended that Council adopt the revised Council Policy – Councillor Code of Conduct.

Officer Recommendation

1. That the revised Council Policy - Councillor Code of Conduct be adopted.
2. In accordance with Section 76C (6B) of the *Local Government Act 1989*, Councillors make a declaration, in writing, and witnessed by the Chief Executive Officer, that they will abide by the Councillor Code of Conduct. The declarations of each Councillor present at the Special Council Meeting are to be incorporated as part of the Council Minutes.

MOTION

MOVED Cr Hawker

1. That the revised Council Policy - Councillor Code of Conduct be adopted.
2. In accordance with Section 76C (6B) of the *Local Government Act 1989*, Councillors make a declaration, in writing, and witnessed by the Chief Executive Officer, that they will abide by the Councillor Code of Conduct. The declarations of each Councillor present at the Special Council Meeting are to be incorporated as part of the Council Minutes.

SECONDED Cr McDonald

CARRIED

RECEIPT OF ITEMS SUBMITTED FOR INFORMATION:INDEX – SEPARATE CIRCULATIONS TO REPORTS:

F1. Council Policy Review - Councillor Code of Conduct

Recommendation

The documents separately circulated to Councillors, CEO, Directors as listed above, be received.

MOTION

MOVED Cr Wilson

The documents separately circulated to Councillors, CEO, Directors as listed above, be received.

SECONDED Cr Stephens

CARRIED

CLOSURE OF COUNCIL MEETING:

THERE BEING NO FURTHER BUSINESS, THE MAYOR DECLARED THE MEETING CLOSED AT 7.04pm.

I HEREBY CERTIFY THAT PAGES 1 to 7 ARE CONFIRMED AND ARE A TRUE AND CORRECT RECORD.

CR ANITA RANK
MAYOR

28 February 2017

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DECLARATION BY COUNCILLOR –
COUNCILLOR CODE OF CONDUCT

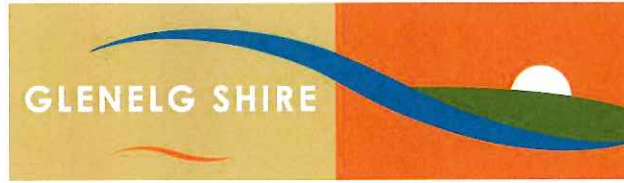
I ***Karen Anne Stephens*** declare that in accordance with Section 63(1)(b) of the *Local Government Act 1989*, that I have read and agree to abide by the Councillor Code of Conduct adopted by Council at the Special Council Meeting on 14 February 2017.

.....

Karen A. Stephens
Councillor

Declared at Portland this 14th day of February 2017 before me.


.....
Greg Burgoyne
Chief Executive Officer



DECLARATION BY COUNCILLOR –
COUNCILLOR CODE OF CONDUCT

I **Anita Maree Rank** declare that in accordance with Section 63(1)(b) of the *Local Government Act 1989*, that I have read and agree to abide by the Councillor Code of Conduct adopted by Council at the Special Council Meeting on 14 February 2017.


.....
Anita M. Rank
Councillor

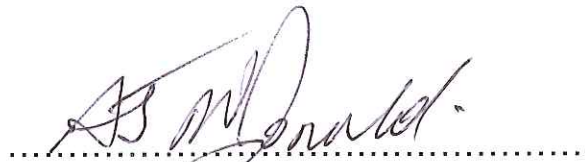
Declared at Portland this 14th day of February 2017 before me.


.....
Greg Burgoyne
Chief Executive Officer



DECLARATION BY COUNCILLOR –
COUNCILLOR CODE OF CONDUCT

I ***Alistair James McDonald*** declare that in accordance with Section 63(1)(b) of the *Local Government Act 1989*, that I have read and agree to abide by the Councillor Code of Conduct adopted by Council at the Special Council Meeting on 14 February 2017.



Alistair J. McDonald
Councillor

Declared at Portland this 14th day of February 2017 before me.



Greg Burgoyne
Chief Executive Officer



DECLARATION BY COUNCILLOR –
COUNCILLOR CODE OF CONDUCT

I ***Christina Bernadette Hawker*** declare that in accordance with Section 63(1)(b) of the *Local Government Act 1989*, that I have read and agree to abide by the Councillor Code of Conduct adopted by Council at the Special Council Meeting on 14 February 2017.

.....
Christina B. Hawker
Councillor

Declared at Portland this 14th day of February 2017 before me.

.....
Greg Burgoyne
Chief Executive Officer



DECLARATION BY COUNCILLOR –
COUNCILLOR CODE OF CONDUCT

I ***Robert Reuben Halliday*** declare that in accordance with Section 63(1)(b) of the *Local Government Act 1989*, that I have read and agree to abide by the Councillor Code of Conduct adopted by Council at the Special Council Meeting on 14 February 2017.

.....
Robert R. Halliday
Robert R. Halliday
Councillor

Declared at Portland this 14th day of February 2017 before me.

Greg Burgoyne
.....
Greg Burgoyne
Chief Executive Officer



DECLARATION BY COUNCILLOR –
COUNCILLOR CODE OF CONDUCT

I **Geoffrey Francis White** declare that in accordance with Section 63(1)(b) of the *Local Government Act 1989*, that I have read and agree to abide by the Councillor Code of Conduct adopted by Council at the Special Council Meeting on 14 February 2017.



.....
Geoffrey F. White
Councillor

Declared at Portland this 14th day of February 2017 before me.

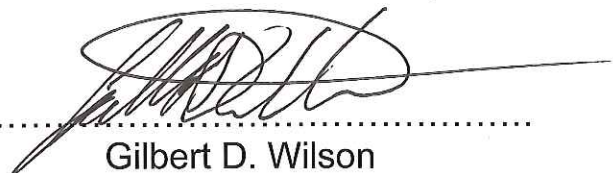


.....
Greg Burgoyne
Chief Executive Officer



DECLARATION BY COUNCILLOR –
COUNCILLOR CODE OF CONDUCT

I ***Gilbert Desmond Wilson*** declare that in accordance with Section 63(1)(b) of the *Local Government Act 1989*, that I have read and agree to abide by the Councillor Code of Conduct adopted by Council at the Special Council Meeting on 14 February 2017.


.....
Gilbert D. Wilson
Councillor

Declared at Portland this 14th day of February 2017 before me.


.....
Greg Burgoyne
Chief Executive Officer