

**MINUTES OF MORNINGTON SHIRE COUNCIL  
ORDINARY COUNCIL MEETING  
HELD AT THE COUNCIL CHAMBER, MISSION ROAD, GUNUNA  
ON FRIDAY, 27 JANUARY 2023 AT 9:00AM**

**1 OPENING OF MEETING**

The meeting was opened by Mayor Kyle Yanner at 9:00am.

**RESOLUTION 2023/1**

Moved: Cr Robert Thompson

Seconded: Cr Dwayne Rogers

That Council authorise the Mayor to attend the Meeting via teleconference.

**CARRIED 4/0**

**2 ACKNOWLEDGMENT OF COUNTRY**

I would like to begin by acknowledging the Traditional Owners of the land on which we meet today, the Lardil people of Mornington Island and pay our respects to Elders past and present. We would also like to acknowledge the Kaiadilt, Yangkaal, Waanyi, Gangalidda and Garawa people who share our homelands.

**3 PRESENT**

Mayor Kyle Yanner (via teleconference), Cr Dwayne Rogers, Cr Roxanne Thomas, Cr Robert Thompson

Graham King & Rhianne Williams.

**4 LEAVE OF ABSENCE****RESOLUTION 2023/2**

Moved: Cr Dwayne Rogers

Seconded: Cr Roxanne Thomas

That the apology received from Deputy Mayor David Barnes, be accepted and leave of absence granted.

**CARRIED 4/0**

**5 DISCLOSURE OF INTEREST – COUNCILLORS AND STAFF**

Nil

**6 CONDOLENCES AND MEMORIALS**

A minutes silence was undertaken for the loved ones who have passed.

**RESOLUTION 2023/3**

Moved: Cr Roxanne Thomas  
Seconded: Cr Robert Thompson

That Council agree to adjourn the meeting until 9.00am, February 3rd at Council Chambers.

**CARRIED 4/0**

**7 CONFIRMATION OF MINUTES**

**CONFIRMATION OF MINUTES - COUNCIL MEETING - 14 DECEMBER 2022**

**OFFICER'S RECOMMENDATION**

That the Minutes of the Council held on Wednesday 14 December 2022 be received and the recommendations therein be adopted.

**This item was held over and resolved at the Ordinary Council Meeting held on 3 February 2023.**

**8 DEPUTATIONS**

**9 ACTION SCHEDULE**

**9.1 ACTION ITEMS AS AT 14 DECEMBER 2022**

**RECOMMENDATION**

That the Action Schedule as tabled be updated and that completed items be removed.

**This item was held over and resolved at the Ordinary Council Meeting held on 3 February 2023.**

**RECEPTION & CONSIDERATION OF OFFICERS REPORTS**

**10 MAYOR AND COUNCILLORS REPORTS**

**10.1 DEPUTY MAYOR DAVID BARNES PORTFOLIO REPORT**

**RECOMMENDATION**

That Council receive and note report.

**This item was held over and resolved at the Ordinary Council Meeting held on 3 February 2023.**

**ORGANISATIONAL STRUCTURE****RECOMMENDATION**

For Council consideration.

**This item was held over and resolved at the Ordinary Council Meeting held on 3 February 2023.**

**11 CHIEF EXECUTIVE OFFICER'S REPORTS****11.1 ANNUAL OPERATIONAL PLAN 2022 - 2023****RECOMMENDATION**

That Council note and receive Report and adopts the Annual Operational Plan for 2022 - 2023 as presented.

**This item was held over and resolved at the Ordinary Council Meeting held on 3 February 2023.**

**12 STAFF REPORTS - WORKPLACE HEALTH AND SAFETY**

Nil

**13 STAFF REPORTS - TECHNICAL SERVICES****13.1 TECHNICAL SERVICES****RECOMMENDATION**

That Council note and receive this report.

**This item was held over and resolved at the Ordinary Council Meeting held on 3 February 2023.**

**TECHNICAL SERVICES****RECOMMENDATION**

That Council endorse the ACEO delegation to approve and progress to project execution.

**This item was held over and resolved at the Ordinary Council Meeting held on 3 February 2023.**

**14 STAFF REPORTS - INFRASTRUCTURE SERVICES**

**14.1 INFRASTRUCTURE SERVICES REPORT**

**RECOMMENDATION**

That Council receive and note the Report.

**This item was held over and resolved at the Ordinary Council Meeting held on 3 February 2023.**

**15 STAFF REPORTS - HOUSING REPORT**

**15.1 HOUSING REPORT**

**RECOMMENDATION**

That Council note and accept this Report.

**This item was held over and resolved at the Ordinary Council Meeting held on 3 February 2023.**

**16 STAFF REPORTS - FACILITIES**

**16.1 FACILITIES REPORT**

**RECOMMENDATION**

That Council note and accept this Report.

**This item was held over and resolved at the Ordinary Council Meeting held on 3 February 2023.**

**17 STAFF REPORTS - FINANCIAL SERVICES**

**17.1 FINANCE REPORT AS AT 31 DECEMBER 2022**

**RECOMMENDATION**

That Council receive and note this Report.

**This item was held over and resolved at the Ordinary Council Meeting held on 3 February 2023.**

**18 STAFF REPORTS - COMMUNITY DEVELOPMENT REPORT****18.1 COMMUNITY DEVELOPMENT REPORT****RECOMMENDATION**

That Council note and accept this Report.

**This item was held over and resolved at the Ordinary Council Meeting held on 3 February 2023.**

**18.2 PROPOSED CALENDAR OF EVENTS FOR 2023****RECOMMENDATION**

That Council approve the proposed calendar of events for 2023.

**This item was held over and resolved at the Ordinary Council Meeting held on 3 February 2023.**

**18.3 GUNUNA LPO LIQUOR LICENCE****RECOMMENDATION**

That Council approve the payment of \$439.65 for the 2022/2023 Annual liquor licence fee.

**This item was held over and resolved at the Ordinary Council Meeting held on 3 February 2023.**

**18.4 REQUEST FOR INDIVIDUAL COMMUNITY GRANT****RECOMMENDATION**

That Council approve the Individual Community Grants request for Leonie Moon to travel to New Zealand in September 2023.

**This item was held over and resolved at the Ordinary Council Meeting held on 3 February 2023.**

**19 STAFF REPORTS - HUMAN RESOURCES**

Nil

**20 CONFIDENTIAL REPORTS**

**RECOMMENDATION**

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 254J of the Local Government Regulations 2012:

**20.1 Appointment of Chief Executive Officer**

This matter is considered to be confidential under Section 254J3(a) of the Local Government Regulations 2012, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with the appointment, discipline or dismissal of the chief executive officer;.

**RECOMMENDATION**

That Council moves out of Closed Council into Open Council.

**20.1 APPOINTMENT OF CHIEF EXECUTIVE OFFICER**

**RECOMMENDATION**

1. That in accordance with Section 194 (1) of the Local Government Act 2009, Council appoint Gary Uhlmann to the position of Chief Executive Officer.
2. Council delegates authority to the Mayor and Deputy Mayor in accordance with section 257 of the Local Government Act 2009 to negotiate and finalise the contract of employment for the Chief Executive Officer.

**This item was held over and resolved at the Ordinary Council Meeting held on 3 February 2023.**

**21 NEXT MEETING**

The next meeting will be held on 3 February 2023.

**22 CLOSURE**

Mayor Yanner closed the meeting at 9.17am.

Minutes Confirmed:

Mayor .....

Date:

Graham King

Acting Chief Executive Officer

**Initial:** \_\_\_\_\_